



June 5, 2019

**VIA EMAIL (PFASPROPOSAL@MICHIGAN.GOV)**

Assistant Attorney General Polly Synk  
State of Michigan  
Department of Attorney General  
525 West Ottawa Street  
Lansing, Michigan 48933

Re: State of Michigan Department of Attorney General  
Request for Proposals for PFAS Manufacturer Tort Litigation

Dear Assistant Attorney General Synk:

Thank you for the opportunity to submit this Response to the Michigan Department of Attorney General RFP for PFAS Manufacturer Tort Litigation. Fields PLLC (“Fields”), Keating, Muething & Klekamp PLL (“KMK”), and DiCello Levitt Gutzler LLC (“DiCello Levitt”) (collectively, the “Fields Team”) are joining forces to submit this Response and we would be privileged to represent the State of Michigan (“Michigan”) in litigation against PFAS manufacturers.

We know that Michigan has a significant PFAS contamination problem; indeed, Michigan likely has more PFAS contaminated sites than any other state, whether evaluated at the federal advisory level or at the standard recently proposed by the Environmental Working Group.<sup>1</sup> We believe Michigan would benefit from outside counsel with substantial experience in a variety of different practice areas, including public client, environmental, bioscience, consumer protection,

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<sup>1</sup> *Mapping the PFAS Contamination Crisis: New Data Show 610 Sites in 43 States* (May 6, 2019), available at <https://www.ewg.org/news-and-analysis/2019/04/mapping-pfas-contamination-crisis-new-data-show-610-sites-43-states>; *Report: Michigan Has The Most PFAS Sites In Nation*, The Detroit News (May 6, 2019), <https://www.detroitnews.com/story/news/local/michigan/2019/05/06/report-michigan-most-pfas-sites-nation/3663001002/>; Michigan PFAS Site, PFAS Sites Being Investigated, <https://www.michigan.gov/pfasresponse/0,9038,7-365-86511---,00.html>; Michigan PFAS Response, Testing and Treatment, PFAS Foam on Lakes and Streams, [https://www.michigan.gov/pfasresponse/0,9038,7-365-88059\\_91295---,00.html](https://www.michigan.gov/pfasresponse/0,9038,7-365-88059_91295---,00.html).

and healthcare litigation. The Fields Team, comprised of three, separate law firms which have handled everything from individual contract disputes on behalf of governmental entities all the way to massive, nationwide multidistrict cases, have the experience, aggressiveness, and the bench strength to handle this significant litigation against some of the largest companies in the world.

We believe the Fields Team is uniquely qualified to represent Michigan in PFAS litigation for three key reasons:

- (1) The Fields Team has been or is currently being retained by states, municipalities, and water companies to represent their interests related to litigation concerning contamination by PFAS. While we anticipate that we will be representing additional states and municipalities related to PFAS litigation, we are also very selective about the cases we work on and are not over-committed such that we cannot represent Michigan at this time. We have the breadth and the depth to represent Michigan and other states in a coordinated effort against PFAS manufacturers.
- (2) The Fields Team already has a team of retained experts and consultants who are working exclusively with us. Having experienced and knowledgeable experts is particularly important for this type of litigation, which will rely heavily upon scientific and expert analysis. Our team has already performed analysis of the issues given our previous appointments. Additionally, we know that the Michigan Department of Environment, Great Lakes and Energy (“EGLE”) has assembled significant information on PFAS contamination within the State. Between EGLE’s work and the work of our expert team to date, we would be able to move more quickly than most other applicants for outside counsel. Our experts will not need to “reinvent the wheel,” saving time, money, and resources for Michigan as it ramps up its efforts to fight PFAS contamination.
- (3) We have a litigation strategy and trial plan already in place for our PFAS clients. We believe that States like Michigan should: (a) file claims in state court and only assert state law claims to avoid federal removal and possible consolidation with a future MDL proceeding (like the AFFF MDL)<sup>2</sup>; and (b) aggressively pursue claims in state courts with specific trial calendars to maximize their settlement bargaining power and potential settlement recovery. This strategy was successful for Minnesota in PFAS litigation states years ago<sup>3</sup> and we believe that this strategy is currently proving successful for several states in pending opioid litigations. We will work with you to develop a Michigan-specific litigation strategy tailored to your goals. Given the magnitude of the problem, however, we believe Michigan should be the proverbial “tip of the spear” and be a leader for other States

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<sup>2</sup> *In re Aqueous Film-Forming Foams Products Liab. Litig.*, MDL Case No. 2873 (D.S.C.).

<sup>3</sup> *See, e.g., Tiffany Kary, 3M Settles Minnesota Lawsuit for \$850 Million*, Bloomberg (Feb. 20, 2018), <https://www.bloomberg.com/news/articles/2018-02-20/3m-is-said-to-settle-minnesota-lawsuit-for-up-to-1-billion>.

in PFAS litigation. Our team—with the knowledge and resources necessary to aggressively litigate this type of case—can ensure that Michigan leads the charge in PFAS litigation matters.

Michigan has been hard hit by PFAS contamination. We believe Michigan should carve out its own role as a leader in the fight against the PFAS contamination and would immediately benefit from the Fields Team's extensive work to date. The Fields Team would be honored to represent the Michigan in claims against PFAS manufacturers and we welcome the opportunity to meet and present our ideas in greater detail.

## **1. Bidder Contact Information**

- 1.1 Identify the bidder's contact person for the RFP process. Include name, title, address, email, and phone number.

**Richard M. Fields, Esq.**  
**Fields PLLC**  
**1700 K Street, N.W.**  
**Suite 810**  
**Washington, D.C. 20006**  
**Fields@fieldslawpllc.com**  
**Phone: 305-735-3457**

- 1.2 Identify the person authorized to sign a contract resulting from this RFP. Include name, title, address, email, and phone number.

**Richard M. Fields, Esq.**  
**Fields PLLC**  
**1700 K Street, N.W., Suite 810**  
**Washington, DC 20006**  
**Fields@fieldslawpllc.com**  
**Phone: 305-735-3457**

**Gregory M. Utter, Esq.**  
**Keating Muething & Klekamp PLL**  
**One East Fourth Street, Suite 1400**  
**Cincinnati, OH 45202**  
**gmutter@kmklaw.com**  
**Phone: 513-579-6538**

**Adam J. Levitt, Esq.**  
**DiCello Levitt Gutzler LLC**  
**Ten North Dearborn Street, Eleventh Floor**  
**Chicago, IL 60602**  
**alevitt@dicellolevitt.com**  
**Phone: 312-214-7900**

## 2. Company Background Information

2.1 Identify the company's legal business name, address, phone number, and website.

- (1) **Fields PLLC**  
**1700 K Street, N.W., Suite 810**  
**Washington, DC 20006**  
**www.fieldslawpllc.com**  
**Phone: 800-878-1432**
- (2) **Keating Muething & Klekamp, PLL**  
**One East Fourth Street, Suite 1400**  
**Cincinnati, OH 45202**  
**www.KMKlaw.com**  
**Phone: 513-579-6400**
- (3) **DiCello Levitt Gutzler LLC**  
**Ten North Dearborn Street, Eleventh Floor**  
**Chicago, IL 60602**  
**www.DiCelloLevitt.com**  
**Phone: 312-214-7900**

2.2 Identify the State your business is organized in.

- (1) **Fields PLLC: District of Columbia**
- (2) **Keating Muething & Klekamp, PLL: Ohio**
- (3) **DiCello Levitt Gutzler LLC: Ohio**

2.3 Identify the location (city and state) that would have primary responsibility for this work if awarded a contract.

- (1) **Fields PLLC: District of Columbia**
- (2) **Keating Muething & Klekamp, PLL: Cincinnati, Ohio**
- (3) **DiCello Levitt Gutzler LLC: Chicago, Illinois**

2.4 Identify the practice group area, if applicable, proposed to handle the work.

- (1) **Richard Fields has over 35 years of experience in resolving complex environmental claims, including for General Motors Corp. in Michigan.**
- (2) **KMK's Litigation Group has one of the preeminent trial practice teams in the Midwest. When litigation arises, we manage and try cases in federal and state courts around the country ranging from complex, “bet-the-company” cases to the unexpected, single claim complaint that is most important to you. Our Litigation Group handles matters in several different practice areas and industries. We embrace the “T-shaped lawyer” concept where our litigators have experience with multiple areas and industries but ultimately focus in depth and excel in specific core competencies.**

**We pride ourselves on our efficiency and responsiveness. We are client-driven and partner with you throughout the litigation. We out-work and out-hustle the competition. KMK provides: (a) trial-tested lawyers with judgment, perspective, and practical experience; (b) appropriate staffing and down-streaming of work within trial teams; (c) technological acumen to promote efficiency and reduce litigation costs; and (d) Midwest value/rates and alternative fee arrangements.**

**We have handled several large Environmental Litigation matters including;**

- ***Martin, et al. v. Behr Dayton Thermal Products LLC, et al.*, Case No. 3:08-cv-00326) (S.D. Ohio); *Spears, et al. v. Chrysler LLC, et al.*, Case No. 3:08-cv-00331) (S.D. Ohio); *First Property Group LTD, et al. v. Behr Dayton Thermal Products, et al.*, Case No. 3:08-cv-00329 (S.D. Ohio). (nuisance claims in consolidated case).**
- ***George v. R. Good Enterprises, LLC*, No. 10-cv-028536 (Preble County, Ohio) (contaminated water claims).**
- ***Freeman v. Cincinnati Gas & Electric Co.*, Case No. 1:05-CV-179 (S.D. Ohio) (Clean Air Act / nuisance / trespass mass-tort class action).**
- ***Wilson v. Interplastic Manufacturing Co., et al.*, Case No. 97-CI-851 (Kenton Circuit Court, 1st Div., Ky.) (nuisance claims).**
- ***Brooks, et al. v. Darling Ingredients, Inc.*, Case No. 14-CV-01128-DAD-EPG (E.D. Cal. 2014) (nuisance class action claims).**
- ***Green v. Griffin Ind. Inc., et al.*, Case No. 2004-CV-79741 (Fulton Cty. Supr. Ct. Georgia) (nuisance / negligence class action claims).**

- (3) **DiCello Levitt represents various governmental entities in its extensive Public Client Practice Group, and founding partner Adam J. Levitt has litigated a number of environmental and biochemical cases, resulting in settlements exceeding \$1 billion. In addition to its Public Client Practice Group, DiCello Levitt would also engage its Trial Practice Team, and any attorneys who would be a good fit for the litigation.**

**With offices in Chicago, Cleveland, New York, and St. Louis, DiCello Levitt is a modern, multidisciplinary law firm specializing in complex litigation and trial practice. Its attorneys have leadership positions in some of the largest multidistrict cases in recent history (including, most recently, as co-lead counsel against Equifax related to its massive, 2017 data breach, and, as of April 29, 2019, as co-lead counsel in multidistrict litigation arising out of Marriott’s 2018 data breach)—as well as substantial, current work for various State Attorneys General, including the State of New Mexico. The Firm also handles a number of commercial cases and large-scale commercial arbitrations across the United States and overseas. Our attorneys’ tireless advocacy on behalf of their clients is well-known, recently leading Mike Bowers, Georgia’s former Attorney General, to characterize a settlement obtained by Adam Levitt and Amy Keller as a “work of art,” and “one of the best pieces of legal work I have ever observed.” *Champs Sports Bar & Grill v. Mercury Payment Systems, LLC*, Case No. 16-CV-00012 (N.D. Ga.). The Firm’s broad practice areas ensure—as described below—the Firm’s financial independence and nimbleness in expertly pursuing claims in many different areas of the law.**

**DiCello Levitt’s Public Client Practice Group consists of experienced litigators who have built relationships representing the States of New Mexico and Oregon, as well as municipalities, and the interests of states in qui tam cases. DiCello Levitt’s Trial Practice Team would also assist in bringing the litigation, employing both in-house focus groups and mock juries to streamline the litigation and focus discovery on important issues from the outset of the litigation.**

- 2.5 Explain any partnerships and strategic relationships you have that would bring significant value to the State.

**As outlined above, the Fields Team is presently about to go to contract with another state to represent it in a PFAS litigation. We expect to represent additional states, municipalities, and water companies related to PFAS litigation in the next several weeks.**

**We expect to be a leader in PFAS litigation nationwide (separate from federal/MDL proceedings). Michigan would benefit from our collective wisdom, pooling of resources, and leadership role in PFAS litigation.**

- 2.6 If you intend to use subcontractors to perform the work, disclose: (1) the subcontractor's legal business name, website, address, phone number, and primary contact person; (2) a description of subcontractor's organization; (3) a complete description of the services or products it will provide; (4) information concerning subcontractor's ability to provide the services; (5) whether the bidder has a previous working experience with the subcontractor, and if yes, provide details of that previous relationship.

**The Fields Team may retain some contract attorneys to help with document review, as subcontracting for this purpose typically results in an overall savings of time and resources. The Fields Team does not expect to subcontract work to other law firms at this time and will not do so without the consent of the Michigan Attorney General's office.**

- 2.7 Identify the name and title of the individuals you propose as key personnel. Attach resumes or CVs for each person.

**Resumes of individual attorneys who would comprise the Fields Team for Michigan are attached. Additional information is available at the respective firm's website.**

### 3. Experience

- 3.1 Describe at least 3 relevant experiences supporting your ability to successfully perform the work set forth in the SOW. Include a description of services provided and results obtained. Include contact information for the clients you represented.

**In addition to experiences identified in our attached bios and in our respective firm websites, and separate from our other PFAS representations described above, the Fields Team would highlight the following 3 experiences:**

- (1) **Of particular significance here, DiCello Levitt has successfully represented—and is presently representing—the State of New Mexico in several matters, recovering millions of dollars for the State. Representations include a lawsuit against automobile manufacturers concerning defective and dangerous airbags, *State of New Mexico, ex rel. Hector H. Balderas v. Takata Corporation, et al.*, Case No. D-101-CV-2017-00176 (Santa Fe Cty.), and a lawsuit against Volkswagen, Audi, and Porsche arising out of those companies' false representations and omissions relating to certain diesel vehicles that those companies sold in the State of New Mexico containing "defeat devices" that those companies admittedly installed in those vehicles to evade emissions**

standards, *State of New Mexico, ex rel. Hector H. Balderas v. Volkswagen Group of America, Inc., et al.*, Case No. D-101-CV-2016-00131 (Santa Fe Cty.)—in which DiCello Levitt recently defeated the defendants’ dismissal motion and subsequent emergency motion for interlocutory appeal. DiCello Levitt also represented the State in an action brought against Wells Fargo related to its opening of unauthorized bank accounts and credit cards in the names of New Mexico Wells Fargo customers, and enrolling New Mexico Wells Fargo customers in unauthorized banking services. New Mexico was the first and only state to initiate separate litigation against Wells Fargo for its sales practice misconduct, which ultimately resolved in a multistate settlement. As a result of the State having initiated litigation, New Mexico received a material settlement premium relative to the other states, bringing the total amount paid by Wells Fargo to the State to close to \$8 million.

The State of New Mexico Office of the Attorney General may be contacted at 505-490-4060.

- (2) **KMK/Fields current representation of the State of Ohio and other clients in opioid litigation exemplifies our work ethic, strategic thinking, and ability to represent Michigan in PFAS litigation.**

**KMK and Fields currently represent several States (Ohio and Delaware) and Indian tribes (Cherokee Nation, Muscogee Creek Nation, Navajo Nation, and others) in pending cases against opioid manufacturers, distributors, and national pharmacy chains. While KMK and Fields have a cordial relationship with the Plaintiff Executive Committee in the opioids MDL, KMK and Fields recognized early that the MDL would get delayed and the best pathway to maximize the Ohio’s settlement was to avoid the federal MDL. KMK and Fields pursued only state law claims for Ohio in state court – and successfully avoid removal and consolidation with the MDL (and the resulting stay of litigation). KMK and Fields have been pushing discovery for months and are currently set to be lead counsel at the first trial against several national opioid distributors (AmerisourceBergen, Cardinal Health, and McKesson Corporation) in Ohio. See *State of Ohio ex rel. Dave Yost v. McKesson Corp., et al.*, Case No. CVH20180055 (Madison Cty, Ohio).**

**Ohio could have sat back, waited until there were settlement discussions, and collected a percentage of the recovery whenever a settlement occurred – but Ohio chose to be aggressive and wanted to be a leader in opioid litigation. To implement this decision, KMK/Fields: (a) created a multi-million page database (larger than the PEC-MDL**

**distributor database) with all of the documents that the distributor defendants produced in the MDL as well as Ohio-specific documents requested in the Ohio litigation; (b) assembled a team of experts from across the country who are exclusively working with The Fields Team; (c) scheduled and are in the process of taking 40-60 depositions in the Ohio litigation in a seven month discovery timeframe, in addition to reviewing and building on the depositions taken in the MDL proceedings; and (d) worked the case to ensure that they can meet the current scheduling order and keep the current trial date. Ohio is recognized as a leader in opioid litigation because of our aggressive litigation posture and Ohio has the opportunity to lead national or individual settlement discussions with the distributor defendants when it wants to do so. We have worked to give Ohio leverage and options in the opioids litigation.**

**The Fields Team wants to bring this strategic decision-making, aggressiveness, and work ethic to its representation of Michigan in PFAS contamination litigation so that Michigan has leverage and options as well.**

**The State of Ohio Office of the Attorney General may be contacted; please call Jonathan Blanton, Director of Major Litigation, at 614-728-1171.**

- (2) Richard Fields has practiced environmental law from the beginning of his career in 1982 has represented governments and major corporations in Superfund litigation, cost recovery litigation, regulatory matters, environmental audits associated with mergers and acquisitions, and in environmental insurance cost recovery cases. In Michigan, Mr. Fields was lead strategy and settlement counsel for General Motors Corporation in a multi-year, multi-country litigation against global insurers involving all of General Motors U.S. environmental liabilities. The scale of this representation required extensive planning and strategic thinking to identify known and potential environmental contamination and risks, to quantify those risks and to structure and negotiate a large settlement as a result of hard-fought litigation in multiple jurisdictions. The size of the settlement is confidential but was material to General Motors.**

**Mr. Fields team was supervised by Ms. Samina Schey, former Executive Director-Ethics and Global Compliance and Attorney in the Office of General Counsel at General Motors. Ms. Schey can be reached at 249-880-4444.**

- 3.2 Provide publicly available motions, briefs, and other documents relevant to your experience in providing the legal services sought under this RFP.

**Pleadings are available on Pacer and/or the Ohio, Madison County docket and can be provided on upon request.**

#### 4. Conflict of Interest

- 4.1 Provide detailed information regarding any prior, current, or anticipated future relationship with any manufacturer of PFAS or PFAS-containing products that could give rise to potential actual or apparent conflict of interest. Disclose such information for both the bidder and any proposed subcontractors.

**None.**

- 4.2 Disclose any actual, apparent, or potential conflict of interest between the bidder and the State of Michigan.

**None.**

- 4.3 With respect to any information provided in response to the questions above, provide an explanation of why an actual, apparent, or potential conflict of interest would not arise, or the measures that would be taken to avoid such a conflict.

**None.**

#### 5. SAAG Contract

- 5.1 Bidder must affirm agreement with the terms of the SAAG Contract (**Attachment A**). If you do not agree, you must provide redline edits to the SAAG Contract with your proposal, and include justification for requesting deviation from the terms.

**The Fields Team agrees to the terms of the SAAG Contract.**

#### 6. Fee Agreement

- 6.1 Bidder must submit a proposed Fee Agreement which: (1) aligns with the SAAG Contract (**Attachment A**) and (2) clearly sets forth how the bidder proposes to address payment in the event of recovery. See also SAAG Contract (**Attachment A**), Section 3, Compensation and Cost Reimbursement.

**The Fields Team is committed to a partnership with Michigan and is prepared to give Michigan a significant reduction to a traditional contingency fee relationship in order to win this RFP. The Fields Team is willing to represent Michigan in PFAS litigation for a contingency fee based upon a graduated scale (as shown below). Pursuant to the SAAG, costs would be deducted prior**

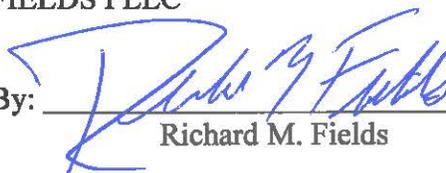
to the calculation of the contingency fee and the Fields Team would be reimbursed for all approved expenses from all recoveries.

First \$100 million	Next \$101 million through \$200 million	Next \$201 million through \$300 million	Next \$301 million through \$400 million	Next \$401 million through \$500 million	Additional amounts above \$500 million
20% attorneys' fee	17.5% attorneys' fee	15% attorneys' fee	12.5% attorneys' fee	10% attorneys' fee	10% attorneys' fee

Sincerely,

FIELDS PLLC

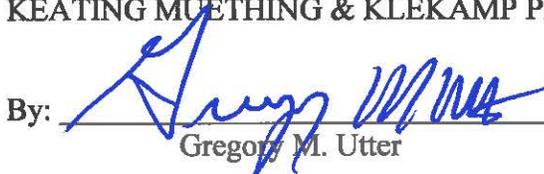
By: \_\_\_\_\_



Richard M. Fields

KEATING MUETHING & KLEKAMP PLL

By: \_\_\_\_\_



Gregory M. Utter

DICELLO LEVITT GUTZLER LLC

By: \_\_\_\_\_



Adam J. Levitt

Amy E. Keller, P74015



**DICELLO LEVITT GUTZLER**

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312.214.7900

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7556 Mentor Avenue  
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440.953.8888

**New York**

444 Madison Avenue  
Fourth Floor  
New York, New York  
10022  
646.933.1000

**St. Louis**

9200 Litzinger Road  
St. Louis, Missouri  
63144  
440.953.8888

## DiCello Levitt Gutzler LLC's Experience and Representative Cases

Representing institutional investors, individuals, businesses, and public clients, the firm's attorneys have successfully prosecuted and settled numerous complex cases and class actions, resulting in billions of dollars in recoveries for their clients and other class members. Partners Mark DiCello, Adam Levitt, and Greg Gutzler lead a top-notch team of recognized leaders who share a collective depth of experience and steadfast commitment to justice. Their tireless advocacy on behalf of their clients is well-known, recently leading Mike Bowers, Georgia's former Attorney General, to characterize a settlement obtained by Adam Levitt and Amy Keller on behalf of small business owners against a major credit card processor as a "work of art," and "one of the best pieces of legal work I have ever observed." *Champs Sports Bar & Grill v. Mercury Payment Systems, LLC*, No. 16-cv-00012 (N.D. Ga.).

Based in Chicago, Cleveland, and New York, with a nationwide practice, the firm's attorneys have successfully led—and are presently leading—many large class and multidistrict actions, including against industry titans such as Apple, Intel, General Motors, and Equifax, and representing businesses and investors in arbitrations and litigation in multiple courts.

### REPRESENTATIVE MULTI-DISTRICT AND CLASS ACTION CASES

<i>In Re: Marriott International, Inc., Customer Data Security Breach Litigation</i> , No. 8:19-md-02879 (D. Md.)	Data breach affecting nearly 400 million people.	Co-Lead Counsel
<i>T.S. Kao, Inc., et al. v. North American Bancard, LLC, et al.</i> , No. 16-cv-4219 (N.D. Ga.)	Nationwide settlement for \$15 million pending approval for merchants who were overcharged for credit card processing services.	Co-Lead Counsel
<i>In re Intel Corp. CPU Marketing, Sales Practices and Products Liability Litigation</i> , No. 18-md-02828 (D. Or.)	Nationwide class action related to security flaws in Intel-manufactured CPUs.	Plaintiffs' Steering Committee
<i>In re Apple Inc. Device Performance Litigation</i> , No. 18-md-02827 (N.D. Cal.)	International class action concerning device performance throttling.	Plaintiffs' Executive Committee
<i>In re Polaris Marketing, Sales Practices, and Products Liability Litigation</i> , No. 18-cv-0939 (D. Minn.)	Nationwide class action against off-road vehicle manufacturer related to design defects impacting driver safety.	Co-Lead Counsel
<i>In re Equifax, Inc. Customer Data Security Breach Litigation</i> , No. 17-MD-02800 (N.D. Ga.)	Data breach affecting nearly 150 million people.	Co-Lead Counsel
<i>State of New Mexico, ex rel. Hector H. Balderas v. Takata Corporation</i> , No. D-101-CV-2017-00176 (Santa Fe 1st Jud. Dist., N.M.)	Consumer protection lawsuit brought by state attorney general involving defective and dangerous airbags.	Counsel by Special Commission
<i>Champs Sports Bar &amp; Grill v. Mercury Payment Systems, LLC</i> , No. 16-cv-00012 (N.D. Ga.)	Card processing fee class action resulting in nationwide settlement of \$52 million for small businesses.	Co-Lead Counsel
<i>Sloan v. General Motors LLC</i> , No. 16-cv-07244 (N.D. Cal.)	Excessive oil consumption defect class action.	Co-Lead Counsel

<i>State of New Mexico, ex rel. Hector H. Balderas v. Volkswagen Group of America</i> , No. D-101-CV-2016-00131 (Santa Fe 1st Jud. Dist., N.M.)	Consumer protection lawsuit related to corporation's use of defeat device to circumvent state consumer and environmental laws.	Counsel by Special Commission
<i>In re Volkswagen "Clean Diesel" Marketing, Sales Practices and Products Liability Litigation</i> , No. 15-md-2672 (N.D. Cal.)	Vehicle emissions/defeat device class action litigation resulting in over \$16 billion in total settlements for consumers.	Plaintiffs' Steering Committee
<i>In re General Motors LLC Ignition Switch Litigation</i> , No. 14-md-2543 (S.D.N.Y.)	Ignition switch defect class action.	Executive Committee
<i>In re Navistar MaxxForce Litigation</i> , No. 14-cv-10318 (N.D. Ill.)	Nationwide truck emissions control system defect class action.	Co-Lead Counsel
<i>NCUA v. RBS Securities, Inc.</i> , No. 13-cv-6726 (S.D.N.Y.)	Securities litigation related to residential mortgage-backed securities; accepted offer of judgment for \$129.6 million, plus fees	Represented Government Agency
<i>In re Adobe Systems, Inc. Privacy Litigation</i> , No. 13-cv-05226 (N.D. Cal.)	Data breach affecting 38 million customer accounts.	Executive Committee
<i>CMFG Life Ins. Co. v. RBS Sec. Inc.</i> , No. 12-cv-037 (W.D. Wis.)	Securities litigation related to residential mortgage-backed securities; recovery amounts confidential.	Counsel for Large Wisconsin Corporation
<i>Roberts v. Electrolux Home Products, Inc.</i> , No. 12-cv-1644 (C.D. Cal.)	Defective dryer class action resulting in \$35.5 million nationwide settlement.	Co-Lead Counsel
<i>In re Imprelis Herbicide Marketing, Sales Practices and Products Liability Litigation</i> , MDL No. 2284 (E.D. Pa.)	Tree and shrub damage from defective herbicide class action resulting in \$550 million settlement.	Co-Lead Counsel
<i>In re Sony Gaming Networks and Customer Data Security Breach Litigation</i> , No. 11-md-02258 (S.D. Cal.)	Data breach case affecting 77 million accounts.	Co-Lead Counsel
<i>In re Michaels Stores Pin Pad Litigation</i> , No. 11-cv-3350 (N.D. Ill.)	Data breach lawsuit concerning compromised payment information.	Co-Lead Counsel
<i>In re StarLink Corn Products Liability Litigation</i> , No. 01-md-1403 (N.D. Ill.)	Biotechnology class action concerning contamination of U.S. corn supply with unapproved genetically modified trait resulting in \$110 million settlement.	Co-Lead Counsel
<i>In re Genetically Modified Rice Litigation</i> , No. 06-md-1811 (E.D. Mo.)	Biotechnology mass tort concerning contamination of U.S. rice supply resulting in aggregate settlements exceeding \$1.1 billion.	Co-Lead Counsel

<i>In re Porsche Cars Plastic Coolant Tubes Litigation</i> , No. 11-md-2233 (S.D. Ohio)	Nationwide class action involving defective engine coolant tubes resulting in \$45 million settlement.	Co-Lead Counsel
<i>In re: Reebok Easytone Litigation</i> , No. 10-CV-11977 (D. Mass.)	False advertising class action resulting in \$25 million, non-reversionary settlement fund.	Class Counsel
<i>In re Pharmatrak, Inc. Privacy Litigation</i> , No. 00-cv-11672 (D. Mass.)	Internet privacy lawsuit related to collection of personal information without consent.	Co-Lead Counsel
<i>NCUA v. Barclays Capital, Inc.</i> , No. 13-cv-6727 (S.D.N.Y.) & No. 12-cv-1631 (D. Kan.)	Securities litigation related to residential mortgage-backed securities; settled for \$325 million combined.	Represented Government Agency
<i>NCUA v. Wachovia Capital Markets LLC</i> , No. 13-cv-6719 (S.D.N.Y.) & No. 11-2649 (D. Kan.)	Securities litigation related to residential mortgage-backed securities; settled for \$53 million combined.	Represented Government Agency
<i>NCUA v. Morgan Stanley &amp; Co., Inc.</i> , No. 13-cv-6705 (S.D.N.Y.) & No. 13-cv-2418 (D. Kan.)	Securities litigation related to residential mortgage-backed securities; settled for \$225 million combined.	Represented Government Agency
<i>NCUA v. RBS Securities, Inc., et al.</i> , No. 11-cv-2340 (D. Kan.) & No. 11-cv-5887 (C.D. Cal.)	Securities litigation related to residential mortgage-backed securities; settled for \$1.1 billion.	Represented Government Agency
<i>Monsanto Co. v. Syngenta Seeds, Inc.</i> , No. 07-cv-543 (E.D. Mo)	Breach of licensing agreement related to access to Monsanto's newest patented soybean technology; resulted in favorable settlement agreement.	Represented Large Biotechnology Corporation
<i>Gulf Power v. Peabody</i> , No. 06-cv-270 (N.D. Fla.)	Defending breach of coal supply agreement; tried to successful verdict.	Represented Large Energy Company
<i>Monsanto Co. v. Delta &amp; Pine Land Company CA</i> , No. 1970-N (Del. Chancery)	Confidential arbitration re licensing fees and obligations related Monsanto's patented cotton technology.	Represented Large Biotechnology Corporation
<i>Monsanto Co. v. Syngenta Seeds, Inc.</i> , No. 2107CC-01361 (Missouri State Court, St. Louis County)	Licensing dispute related to Monsanto's patented soybean technology; tried to successful verdict; received all remedies sought, including declaratory judgment and injunctive relief.	Represented Large Biotechnology Corporation
<i>Monsanto Co. v. Garst Seed Co.</i> , No. 2104CC-04999 (Missouri State Court – St. Louis County)	Breach of contract case. Won summary judgment.	Represented Large Biotechnology Corporation

<i>In re DoubleClick, Inc. Privacy Litigation</i> , No. 00-cv-0641 (S.D.N.Y.)	Internet privacy class action.	Co-Lead Counsel
<i>Supnick v. Amazon.com, Inc.</i> , No. C00-0221P (W.D. Wash.)	Internet privacy lawsuit related to installation of tracking software.	Co-Lead Counsel
<i>Monsanto Co. v. E.I. du Pont De Nemours &amp; Co. Inc.</i> , No. 00-cv-00952 (E.D. Mo.)	Patent infringement lawsuit; tried to successful \$1 billion verdict, the fourth- largest patent-infringement jury verdict in U.S. history	Represented Large Biotechnology Corporation

## **DiCello Levitt Gutzler LLC's Experienced Roster of Attorneys**

Acknowledged as Super Lawyers and Leading Lawyers by Law Dragon, and AV-Rated by Martindale-Hubbell, the attorneys of DiCello Levitt are recognized as best in their field by prominent legal publications. In addition, the firm's attorneys have been included in the Law Bulletin's 40 Under 40 award, National Trial Lawyers 40 Under 40 list, and the *Best Lawyers in America* publication.

Beyond recognition from legal publications, the firm's attorneys have contributed to the legal community through scholarship and speaking engagements, including as a panelist for the Women's Bar Association of Illinois, testifying before the Illinois Supreme Court Rules Committee on class action practice, and chairing an annual class action litigation conference in Chicago.

Biographies for the firm's attorneys proposed to lead litigation on behalf of the OAG are listed below.



**Adam J. Levitt**  
Partner

EMAIL:

[alevitt@dicellolevitt.com](mailto:alevitt@dicellolevitt.com)

EDUCATION

Northwestern University Law  
School, J.D.

Columbia College, Columbia  
University, A.B., *magna cum laude*

***Adam operates one of the nation's leading commercial litigation practices, having achieved billions in recoveries for his clients.***

A founding partner of DiCello Levitt, Adam Levitt is one of the nation's leading advocates for plaintiffs in commercial litigation, class actions, mass torts, and public client cases. He has extensive experience leading multidistrict and other nationwide complex litigation lawsuits, with a substantial focus on deceptive trade practices, financial fraud, sophisticated technology issues, and new approaches to compound legal issues.

A leader in the field of developing novel approaches to damages methodologies, Mr. Levitt has recovered billions of dollars for clients and class members. As co-lead counsel in three of the largest biotechnology class actions in history, he recovered more than \$1.7 billion for class members: *In re Genetically Modified Rice Litig.* (E.D. Mo.) (securing settlements exceeding \$1.1 billion); *In re Imprelis Herbicide, Sales Practice and Products Liability Litig.* (E.D. Pa.) (\$550 million settlement); and *In re StarLink Corn Products Liability Litig.* (N.D. Ill.) (\$110 million settlement). In those cases, Mr. Levitt devised the market loss damages model used in every similar case since *StarLink*. His legal writing related to these novel theories and damages modeling earned Mr. Levitt the Burton Award for Finest Law Firm Writer (2017) and the American Agricultural Law Association's Professional Scholarship Award (2017).

Recognized as a "pioneer" in litigation involving complex technology issues by Judge James Ware, former Chief Judge of the United States District Court for the Northern District of California, Mr. Levitt has served in leadership roles in a variety of multidistrict class action cases related to sophisticated frauds committed through the use of technology. For example, Mr. Levitt was recently appointed to the Plaintiffs' Steering Committee in the nationwide class action against Intel Corp. related to security vulnerabilities in the company's ubiquitous CPUs. *In re: Intel Corp. CPU Marketing, Sales Practices and Products Liability Litigation* (D. Or.).

Mr. Levitt's victories extend to other areas of practice, including in automotive cases, where he served as a member of the Plaintiffs' Steering Committee in *In re Volkswagen "Clean Diesel" Marketing, Sales Practices and Products Liability Litig.* (N.D. Cal.), a case resulting in over \$16 billion in total settlements for consumers. Mr. Levitt has also served in leadership positions in a number of other cases, including *In re Polaris Mktg., Sales Practices, and Prods. Liab. Litig.* (D. Minn.) (Co-Lead Counsel); *In re Navistar Maxxforce Engines, Sales Practices and Products Liability Litig.* (N.D. Ill.) (Co-Lead Counsel); and *In re General Motors LLC Ignition Switch Litig.* (S.D.N.Y.) (Executive Committee).

Nationally recognized as an authority on class action litigation, Mr. Levitt is the President of Class Action Trial Lawyers, an elected member of the American Law Institute and the Economic Club of Chicago and serves on advisory boards for the Duke Law Center for Judicial Studies, the American Constitution Society, and the Institute for Consumer Antitrust Studies. He has testified before the Illinois Supreme Court Rules Committee on class action practice and chairs an annual class action litigation conference in Chicago. Mr. Levitt has an "AV" rating from Martindale-Hubbell and has been named an Illinois Super Lawyer every year since 2012.

**Adam J. Levitt,**  
*continued*

#### **PRACTICE AREAS**

- Antitrust Litigation
- Appellate Litigation
- Commercial Litigation
- Class Action Litigation
- Product Liability Litigation
- Public Client Litigation
- Securities Litigation

#### **HONORS**

- Burton Award, Finest Law Firm Writer (2017)
- "AV" rating, Martindale-Hubbell
- Super Lawyer: Class Actions & Mass Torts, Illinois (2012-present)
- 500 Leading Lawyers in the U.S., Lawdragon (2011)
- Litigator of the Week, American Lawyer (2011)

#### **SELECTED WRITINGS AND PRESENTATIONS**

##### **Law review articles**

- *The Gift That Keeps on Giving: Price Overhang Damages in Commodity Crop Cases*, 51 VAL. U. L. REV. 375 (2017) (co-authored with Russell L. Lamb)
- *Agricultural "Market Touching": Modernizing Trespass to Chattels in Crop Contamination Cases*, 38 U. HAW. L. REV. 409 (2016) (co-authored with Nicole Negowetti)
- *CAFA and Federalized Ambiguity: The Case for Discretion in the Unpredictable Class Action*, 120 YALE L.J. ONLINE 231 (2011)

##### **Other recent writings**

- *March of the Machines – Robotic Vehicles and the Changing Landscape of Motor Vehicle Liability*, TRIAL, Vol. 53, No. 2 (2017)
- *The Volkswagen Emissions Scandal: What's Next?*, TRIAL, Vol. 52, No. 2 (2016)

##### **Recent notable presentations**

- *The Current Role of Class Actions in Complex Litigation*, *Contemporary Issues in Complex Litigation*, Northwestern Pritzker School of Law (2018)
- *Analysis and Application of the Ninth Circuit's Briseño v. ConAgra Opinion*, Rapid Response: Analysis of the Ninth Circuit Rejection of Ascertainability Webinar (2017)
- *Criteria for Approving Class Action Settlements*, The Duke Law Center for Judicial Studies – Class Action Settlement Conference (2016)
- *Proving Class-Wide Damages After Comcast in Consumer Products Class Actions*, AAJ Summer Conference (2016)

#### **ADMISSIONS**

- United States Supreme Court
- United States Courts of Appeals for the First, Second, Third, Fourth, Seventh, Eighth, Ninth, Eleventh, and Federal Circuits

**Adam J. Levitt,**  
*continued*

**ADMISSIONS,**  
*continued*

- United States District Courts for the District of Colorado; Northern, Central, and Southern Districts of Illinois; Northern District of Indiana; Eastern District of Michigan; District of Nebraska; Eastern and Northern Districts of Texas; and the Western District of Wisconsin
- State Courts of Illinois, 1994, and New York, 2013



**Mark A. DiCello**  
Partner

EMAIL:

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EDUCATION

Cleveland-Marshall College of  
Law, J.D.

University of Dayton, B.A.

***One of the nation's leading plaintiffs' attorneys, Mark regularly acts as lead and co-lead counsel in major personal injury and mass tort actions, with substantial recoveries for victims of injustice.***

Mark DiCello has established a national practice representing victims ranging from individuals suffering catastrophic personal injuries to classes of plaintiffs affected by harmful medical devices, pharmaceutical products, chemicals, and automobiles. In recent years, he has been appointed co-lead counsel in massive multidistrict litigation involving defective pelvic mesh devices and was appointed to a plaintiffs' committee in a products liability litigation over metal hip implants, which ultimately led to over \$12 billion in settlements. Always seeking to improve his craft, he has completed the curriculum of the Trial Lawyers College.

Mr. DiCello holds leadership positions in the Association of Plaintiffs' Interstate Trucking Lawyers of America, as well as The National Trial Lawyers. Mark is frequently asked to speak to gatherings of trial lawyers, and has addressed national organizations on topics ranging from defective medical devices, medical malpractice, environmental catastrophes, and advanced trial skills.

**PRACTICE AREAS**

- Medical Malpractice
- Products Liability
- Personal Injury
- Mass Tort
- Class Action
- Wrongful Death
- Public Client

**SELECTED WRITINGS AND PRESENTATIONS**

- "Making the 'Sudden and Unexpected' Medical Emergency Predictable and Foreseeable," 360 Advocacy, Trucking Conference: A New Look at How to Win Trucking Cases, Co-Chair (2017).
- "Views from Leadership: How to Utilize Lead Counsel in a Mass Tort Case," Ohio Association for Justice Summer Conference (2016).
- "Make No Small Plans: Damage Modeling in the Mega Case," 360 Advocacy, Damages Conference: Go Big or Go Home, Co-Chair (2014).

**SELECTED MEMBERSHIPS**

- The Summit Council
- American Association for Justice, Leaders Forum
- National Trial Lawyers, Executive Committee, Class Action Trial Lawyers Division

**Mark A. DiCello,**  
*continued*

**ADMISSIONS**

- United States Supreme Court
- United States Courts of Appeals for the Second, Sixth, Seventh, Eighth, and Ninth Circuits
- United States District Courts for the District of Colorado, Northern, Central, and Southern Districts of Illinois, Eastern District of Missouri, District of Nebraska, District of New Mexico, Southern District of New York, and Northern and Southern Districts of Ohio
- State Courts of Ohio, 1994, New York, 2006, Illinois, 2018, and Pennsylvania, 2019



**Greg Gutzler**  
Partner

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**EDUCATION**

University of Michigan Law  
School, J.D.

University of California, Berkeley,  
B.A.

***Greg Gutzler is a well-known and well-respected litigator, having represented both corporate clients and consumers in some of the largest cases in the country.***

Mr. Gutzler is an experienced trial lawyer with a track record of results in high-stakes cases, handling all aspects of complex commercial litigation, including securities fraud, antitrust, Lanham Act, whistleblower, ERISA, RICO, patent infringement, breach of contract, unfair competition, and appraisal litigation. Greg has litigated extensively on both the plaintiff and defense side, working at his own boutique firm, as well as one of the nation's most prestigious plaintiffs' firms, and before that, as a partner of an Am Law 100 defense firm. Greg is a trusted advocate, chosen by clients when they need candid, creative, and aggressive approaches to create business solutions and decisive litigation successes.

Greg represents hedge funds, private equity funds, venture capitalists, individuals, companies, and governmental entities in complex lawsuits in federal and state court, and arbitration, across the United States and internationally. Greg currently represents a series of hedge funds and private equity investors in multiple commercial arbitrations in the finance sectors, involving damages in the billions. He also represents class members in an ERISA action against Wells Fargo, and a RICO action against Western Union. He is currently handling multiple FCPA and SEC whistleblower actions. He is also representing terrorism victims in a cutting-edge case under the Anti-Terrorism Act against HSBC for its knowing laundering of billions of dollars of Mexican drug cartel money.

Greg recently litigated over a dozen high-profile securities actions against international investment banks for misrepresentations made to investors in connection with residential mortgage-backed securities, recovering over \$4.5 billion for his client. He was also a member of the trial team that won a \$1 billion jury verdict on behalf of Monsanto in *Monsanto Co. v. E.I. duPont de Nemours & Co.*, the fourth largest patent infringement jury verdict in U.S. history. The verdict was also recognized as the number three verdict in the *National Law Journal's* Top 100 Verdicts of 2012, and was featured as the cover story in the Spring 2013 Am Law Litigation supplement. In addition, Greg was a recipient of the 2013 Missouri Lawyers Award for achieving that year's biggest plaintiffs' verdict. Greg was also trial counsel for a leading biotechnology company in antitrust, patent infringement, breach of contract, and unfair competition trials. He also has extensive experience in the energy and pharmaceuticals sectors.

**PRACTICE AREAS**

- Commercial Litigation
- Securities Fraud
- Antitrust Litigation
- Whistleblower Litigation
- ERISA Litigation
- RICO Litigation
- Class Actions
- Lanham Act
- Patent Enforcement

**Greg Gutzler,**  
*continued*

**HONORS**

- Benchmark Litigation Star (2018)
- Missouri Lawyers Award for Biggest Plaintiffs' Verdict (2013)
- Benchmark Litigation Local Litigation Star (2012)

**ADMISSIONS**

- State Courts of Missouri, 1997, Illinois, 1998, and New York, 2015



**Robert F. DiCello**  
Partner

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EDUCATION

Cleveland-Marshall College of Law, J.D.

Northwestern University, M.A.

University of Dayton, B.A.

***A powerful storyteller and trial lawyer, Robert has earned multi-million-dollar recoveries for victims.***

Mr. DiCello has extensive experience advocating for clients in mass tort and class action litigation, in addition to maintaining a growing practice focused on curbing police misconduct, government abuse, and catastrophic injury. He represents victims of police abuse around the country, earning jury verdicts of \$22 million in 2016, and \$8.7 million in 2017, for various cases involving police misconduct. A powerful storyteller before juries, he also frequently represents clients before appellate courts.

Working in the largest prosecutor's office in the country out of law school—the Cuyahoga County Prosecutor's Office—Mr. DiCello rose to manage as many as eight prosecutors in four different courts. During that time, he tried more than 40 jury trials, involving major felonies from financial crimes to violent crimes to drug offenses.

He received a master's degree in music from Northwestern University, and his law degree from Cleveland-Marshall College of Law, where he served as Editor-in-Chief of *The Cleveland State Law Review*. In 2014, he attended and completed the curriculum of the Trial Lawyer's College.

**HONORS**

- National Law Journal Trailblazer's Award, 2017
- Super Lawyer (2017-present)

**PRACTICE AREAS**

- Personal Injury
- Mass Tort
- Class Action
- Wrongful Death
- Public Client

**SELECTED WRITINGS AND PRESENTATIONS**

- Interviewed for "Qualified Immunity Selection Effects", Schwartz, Joanna, UCLA School of Law, Public Law Research Paper No. 19-03 (2019).
- Interviewed for nationally-recognized Serial Podcast, Season 3, Episode 6 (2018), regarding representation of civil rights client.
- "Demonstrative Visuals in Trial: Are You Doing It Wrong?," Trial Magazine, Vol. \_\_, No. \_\_ (2019).
- "Going on the Offensive Early - New strategies for Opening Statement" 360 Advocacy, Damages Conference (2019)

**ADMISSIONS**

- United States Supreme Court
- United States Court of Appeals for the Sixth Circuit
- United States District Courts for the Northern District of Ohio and Western District of Pennsylvania
- State Courts of Ohio, 2000



**Amy Keller**  
Partner

EMAIL:

[akeller@dicellolevitt.com](mailto:akeller@dicellolevitt.com)

EDUCATION

John Marshall Law School, J.D.

University of Michigan, B.A.

***Amy Keller has built a national reputation as a zealous consumer advocate, directing litigation strategy in nationwide class action cases.***

Amy Keller has experience successfully litigating a variety of complex litigation cases in leadership positions across the United States. As the Firm's Technology Practice Chair, Ms. Keller is the youngest woman serving as co-lead class counsel in two of the largest data breach cases in the country. In the nationwide litigation pending against Equifax related to its 2017 data breach, Ms. Keller represents nearly 150 million class members. *In re Equifax, Inc. Customer Data Security Breach Litig.*, No. 17-md-02800 (N.D. Ga.). In another case, against Marriott, Ms. Keller represents nearly 400 million consumers. *In re Marriott International, Inc., Customer Data Security Breach Litig.*, No. 19-md-02879 (D. Md.). As the recently-appointed Co-Chair of Law and Briefing on the Plaintiffs' Executive Committee in *In re: Apple Inc. Device Performance Litigation* (N.D. Cal.), Ms. Keller employed her technical savviness in directing an effort to craft a nationwide and international consolidated complaint. Ms. Keller's numerous other leadership positions have also required sophistication in not only understanding complex legal theories, but also presenting multifaceted legal strategies to ensure a favorable result to her clients. *See, e.g., Catalano v. BMW of North America, LLC, et al.*, No. 15-cv-04889 (S.D.N.Y.) (interim settlement counsel for nationwide settlement); *Roberts, et al. v. Electrolux Home Prods., Inc.*, No. 12-cv-01644 (C.D. Cal.) (co-lead settlement counsel in nationwide settlement).

Ms. Keller's expertise spans a wide variety of practice areas and topics—including benefit of the bargain analysis and consumer protection. *See Grasso, et al. v. Electrolux Home Prods., Inc.*, No. 16-cv-00911 (M.D. Fla.). Ms. Keller's experience also extends to the development of briefing and strategy at the district and appellate court level concerning ascertainability of class members in consumer class actions, complex personal jurisdiction challenges in multi-state cases, the use of conjoint analysis in determining damages, and the enforceability of arbitration clauses in consumer contracts. *See, e.g., Conagra Brands, Inc. v. Briseño, et al.*, 138 S. Ct. 313 (2017).

As a two-time chair of the Chicago Bar Association Class Action Committee, Ms. Keller gave a number of presentations on topics impacting large-scale consumer class actions, including presentations on emerging legal issues in technology and privacy matters and in consumer cases. Chicago Bar Association Class Action Committee Winter Seminar, *Class Actions and the Trump Administration* (2017); Women's Bar Association of Illinois, *Panel on Emerging Issues in Privacy and Technology Law* (2017); Perrin Class Action Litigation Conference, *Current Trends in Product Liability Class Action Litigation* (2016); Chicago Bar Association, *2015 Annual Spring Seminar on Class Action Litigation* (2015).

Ms. Keller is recognized by Illinois Super Lawyers as a "Rising Star," and serves as a board member of Public Justice, a not-for-profit legal advocacy organization. She is a member of the Sedona Conference's Working Group 11, which focuses on litigation issues surrounding technology, privacy, artificial intelligence, and data security. In 2018, Ms. Keller was named as a *National Law Journal* Plaintiff Trailblazer, and a one of the "Top 40 Under 40" trial lawyers in Illinois by National Trial Lawyers.

**Amy Keller,**  
*continued*

#### PRACTICE AREAS

- Antitrust Litigation
- Appellate Litigation
- Class Action Litigation
- Commercial Litigation
- Employment Litigation

#### HONORS

- Super Lawyer: Rising Star, Illinois (2016-2019)
- National Trial Lawyers, Top 40 Under 40 (2018)
- Plaintiff Trailblazer, *National Law Journal* (2018)

#### SELECTED WRITINGS AND PRESENTATIONS

- *Class Actions and the Trump Administration*, Chicago Bar Association Class Action Committee Winter Seminar (2017)
- *Emerging Issues in Privacy and Technology Law*, Women's Bar Association of Illinois (2017)
- *Current Trends in Product Liability Class Action Litigation*, Perrin Class Action Litigation Conference in Chicago, Illinois (2016)
- *A Funny Thing Happened on the Way to the Forum: When to Choose Federal Over State Court*, American Bar Association Section of Litigation Annual Conference in Chicago, Illinois (2016)
- Chicago Bar Association 2015 Annual Spring Seminar on Class Action Litigation in Chicago, Illinois (2015)
- *Circuit Court Update*, ABA Section of Labor and Employment Law, 6th Annual Section Conference in Coronado, California (2013)
- *Preemptive Collateral Estoppel Blocks Consumer Class Action in Thorogood*, CADS Report, Vol. 21, Winter 2011 (Co-authored by associate Dawn M. Goulet)
- *The Criminal Law Edit, Alignment and Reform Initiative: A Symposium on the New Criminal Code*, 41 J. MARSHALL L. REV. 610-935 (Spring 2008) (as Chair of the Symposium)

#### ADMISSIONS

- United States Courts of Appeals for the Third, Seventh, Eighth, and Ninth Circuits
- United States District Courts for the Northern District of Florida, Southern District of Florida, Northern District of Illinois, Southern District of Illinois, District of Nebraska, Eastern District of Michigan, Western District of Michigan, District of Maryland
- State Courts of Illinois, 2008, and Michigan, 2010



**John E. Tangren**  
Partner

EMAIL:

[jtangren@dlcfirm.com](mailto:jtangren@dlcfirm.com)

EDUCATION

University of Chicago Law School,  
J.D.

University of Chicago, B.A.

***John has gained widespread recognition as an extraordinary attorney with particular success in nationwide consumer and antitrust class actions.***

John Tangren maintains a national practice in consumer class action litigation, with vast experience in the field of automotive defect litigation. Mr. Tangren—who has spent the last decade advocating for plaintiffs—is presently leading DiCello Levitt’s efforts in three nationwide class cases: *Sloan v. Gen. Motors LLC* (N.D. Cal.), *In re Polaris Mktg., Sales Practices, and Prods. Liab. Litig.* (D. Minn.), and the current Fourth Circuit appeal in *Belville v. Ford Motor Co.*, where he will argue on behalf of a national team of plaintiffs’ counsel from twenty different firms.

Mr. Tangren always takes a “deep dive” into both the legal and technical aspects of each of his cases. For example, he shined a light on Ford Motor Company’s blatant misrepresentation and abuse of discovery when he led a briefing effort on a motion to suppress plaintiffs’ ability to accurately review Ford’s source code. *Johnson v. Ford Motor Co.* (S.D. W. Va.). The district court granted the motion for relief related to Ford’s discovery misconduct, and Ford was consequently ordered to pay nearly half a million dollars to recompense Plaintiffs’ costs and fees relating to the discovery misconduct.

Mr. Tangren has also successfully represented consumer plaintiffs on the appellate level. He played a significant role in the briefing for two impactful Seventh Circuit decisions in the class action field: *Messner v. Northshore University HealthSystem*, 669 F.3d 802 (7th Cir. 2012), which reversed the district court’s denial of class certification and has been cited in over 400 cases since then for its guidance regarding class certification; and *In re Text Messaging Antitrust Litigation*, 630 F.3d 622 (7th Cir. 2010), which was decided on the briefs in an opinion written by Judge Posner. In both cases, Mr. Tangren crafted successful narratives regarding highly technical facts (in the health care and cellular services contexts) and applied them to complex areas of law (the sufficiency of complaint allegations and class certification showings) in such a way as to demonstrate to the appeals court why the consumer plaintiffs should carry the day.

Among other recognition, he has been named a class action *Super Lawyer* in Illinois for his effective representation of consumer classes in automotive and other cases, was named by the National Trial Lawyers as a “Top 40 Under 40” attorney in 2012, and an Emerging Lawyer by the Law Bulletin Publishing Company. Mr. Tangren is frequently asked to speak on topics relating to class action litigation. He has presented “CAFA: 12 Years Later” at the Chicago Bar Association Class Action Committee Meeting (2017) and a 2018 Strafford CLE Webinar titled “Class Action Litigation: Avoiding Legal Ethics Violations and Malpractice Liability,” as well as presented on electronic discovery and topics relating to car defect cases.

**John E. Tangren,**  
*continued*

**PRACTICE AREAS**

- Antitrust Litigation
- Appellate Litigation
- Class Action Litigation
- Product Liability Litigation

**HONORS**

- Super Lawyer: Class Actions & Mass Torts, Illinois (2017-2018)
- Super Lawyer: Rising Star, Illinois (2011, 2013-2016)
- Emerging Lawyer, *Law Bulletin Publishing Company* (2015-2018)
- National Trial Lawyers, Top 40 Under 40 (2012)

**SELECTED WRITINGS AND PRESENTATIONS**

- *Class Action Litigation: Avoiding Legal Ethics Violations and Malpractice Liability*, Strafford CLE Webinar (2018)
- *CAFA: 12 Years Later*, Chicago Bar Association Class Action Committee (2017)
- *The Use of Absent Class Member Discovery on Issues of Class Certification*, National Consumer Class Action Litigation & Management Conference (2013)
- *ESI For Beginners*, Seventh Circuit Conference of the National Employment Lawyers Association (2013)
- *Lessons on Motions to Dismiss from Other Car Defect Cases*, HarrisMartin MDL Conference: General Motors Ignition Switch Recall Litigation (2014)

**ADMISSIONS**

- United States Supreme Court
- United States Courts of Appeals for the Fourth, Seventh, Eighth, and Ninth Circuits
- United States District Courts for the District of Colorado; Northern District of Illinois; and Eastern District of Michigan.
- State Courts of Illinois, 2003



**Mark Hamill**  
Senior Counsel

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EDUCATION

Northwestern University Law  
School, J.D., *cum laude*

Washington & Jefferson College,  
B.A.

***Mark represents plaintiffs in all aspects of direct and class actions in commercial, antitrust, securities and consumer cases.***

Mr. Hamill concentrates on commercial, antitrust, securities, and consumer cases, often taking a lead role with expert witnesses in finance, accounting, and economics topics. He also serves as eDiscovery counsel in many of his cases, leveraging his depth of experience in this area as an attorney, and as an eDiscovery project manager serving Fortune 500 and major accounting firm clients in large-scale, high intensity projects.

Prior to joining the firm, Mr. Hamill represented Direct Action Purchaser plaintiffs in antitrust cases, advancing their interests and coordinating with counsel in parallel actions. He also represented shareholders in securities class actions at a securities boutique firm in New York, including a Chinese reverse merger case where his deposition and class certification work were instrumental to achieving a favorable settlement for the class.

Before taking on eDiscovery projects and plaintiff representations, Mr. Hamill practiced law with some of Chicago's most prominent firms, where he served on trial and arbitration hearing teams in antitrust and accounting cases. Mr. Hamill also represented clients in litigations and investigations involving commercial, securities, FCPA, and white-collar matters, including an insurance dispute arising from the Enron fraud and an internal investigation stemming from the Parmalat fraud. Prior to attending law school, Mr. Hamill worked as a CPA and consultant with KPMG and Deloitte, and as a senior internal auditor at Whirlpool Corporation.

Mr. Hamill's volunteer work includes tax preparation for low-income individuals.

**PRACTICE AREAS**

- Antitrust Litigation
- Appellate Litigation
- Class Action Litigation
- Commercial Litigation
- Securities Litigation

**ADMISSIONS**

- United States Courts of Appeals for the First and Sixth Circuits
- United States District Courts for the Northern District of Illinois
- State Courts of Illinois, 2001, New York, 2014



**Daniel R. Ferri**  
Associate

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EDUCATION

University of Illinois College of Law,  
J.D., *magna cum laude*

New York University, B.A., *cum laude*

***Daniel litigates consumer class actions, public client cases, and other complex commercial lawsuits.***

Mr. Ferri represents clients in a wide array of matters, litigating contract, patent, trade secret, copyright and antitrust disputes in federal and state courts throughout the country. He currently serves as appointed counsel for another State in a variety of matters, enforcing the State's unfair practices act, and also represents individuals in multi-state class actions involving consumer fraud, breach of warranty, and violations of ERISA and RICO.

An experienced litigator in technology issues, Mr. Ferri has represented plaintiffs asserting class claims against Volkswagen arising from the carmaker's "defeat devices" to evade federal and statewide emissions standards. He has also represented inventors and companies in intellectual property disputes throughout the country, acknowledging the importance of a trade secrets to advancing a business's interests and growing. *See, e.g., Research Frontiers Inc. v. E Ink Corp.*, Case No. 13-cv-01231 (D. Del.) and *Cascades Computer Innovation LLC v. RPX Corp.*, No. 12-cv-01143 (N.D. Cal.).

A thoughtful contributor to the bar's ongoing discussion of important legal issues, Mr. Ferri frequently offers legal analysis to fellow practitioners seeking clarity on complex subjects. *2018 Survey of Federal Class Action Law: A Circuit-by-Circuit Analysis*, American Bar Association (2018); *Curing the Ascertainability Fallacy—the Ninth Circuit Strikes Back*, American Association for Justice Class Action Litigation Newsletter (Winter 2017). Mr. Ferri is a volunteer with the Chicago Lawyers Committee for Human Rights.

**PRACTICE AREAS**

- Class Actions
- Commercial Litigation
- Insurance Litigation
- Intellectual Property
- Public Client Litigation

**HONORS**

- Super Lawyers, Rising Star (2016-2019)

**ADMISSIONS**

- United States Court of Appeals for the Federal, Eighth, and Ninth Circuits
- United States District Courts for the Northern District of Illinois, District of Colorado, and Eastern District of Michigan
- State Courts of Illinois, 2017



**Adam Prom**  
Associate

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EDUCATION

The University of Texas Law School,  
J.D.

Marquette University, B.A.

***Adam Prom employs his skills as a young trial attorney to achieve favorable results for his clients.***

Beyond his frequent trial work in the Circuit Court of Cook County, Law Division, Adam Prom's practice is focused on representing plaintiffs in complex litigation in federal courts across the United States.

He has been deeply involved in nationwide class actions regarding the use of sophisticated damages modeling in consumer product and vehicle defect lawsuits, where he played a key role in motion practice regarding plaintiffs' expert witnesses, class certification, and summary judgment. *See, e.g., Elward, et al. v. Electrolux Home Products, Inc.* (N.D. Ill.); *Ryseweyk, et al. v. Sears Holdings Corp., et al.* (N.D. Ill.); and *Catalano, et al. v. BMW of North America, et al.* (S.D.N.Y.) (resulted in nationwide settlement). He also represented plaintiffs in an ERISA class action concerning misclassification of insurance agents, which resulted in a jury verdict in favor of the plaintiffs that was confirmed by the Court. *Jammal, et al. v. American Family Ins. Group, et al.* (N.D. Ohio).

Mr. Prom has demonstrated a commitment to serving underrepresented communities, volunteering as a mentor for high school students at the Legal Prep Charter Academy, a free, open-enrollment public high school in the West Garfield Park neighborhood of Chicago.

Prior to joining DiCello Levitt, Mr. Prom served as a judicial extern to a federal judge in the Northern District of Illinois and a federal magistrate judge in the Eastern District of Wisconsin.

**PRACTICE AREAS**

- Antitrust Litigation
- Class Actions
- Commercial Litigation
- Product Liability Litigation
- Public Client Litigation
- Securities Litigation

**HONORS**

- Super Lawyers, Rising Star (2019)
- National Order of the Barristers, The University of Texas School of Law
- *Pro Bono Superstar*: Beacon Distinction, The University of Texas School of Law
- Judge Quentin Keith Endowed Presidential Scholarship in Law for Excellence in Advocacy, The University of Texas School of Law

**ADMISSIONS**

- United States Court of Appeals for the Seventh Circuit
- United States District Courts for the Northern District of Illinois, Eastern and Western Districts of Michigan, and the Eastern and Western Districts of Wisconsin
- State Courts of Illinois, 2014

## Additional Members of the Firm

Our attorneys have the ability to successfully try cases across the spectrum of complex commercial litigation, financial fraud and securities litigation, public litigation, class actions, defective drug and device cases, catastrophic injuries, and other areas of law. By bringing together top plaintiffs' attorneys in our Chicago and Cleveland offices, we strive to obtain justice for our clients across the United States and around the world who have experienced significant injuries at the hands of powerful defendants. The firm boasts an impressive roster of additional attorneys.

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**Kenneth P. Abbarno**  
Partner

### EDUCATION

Cleveland-Marshall College of Law,  
J.D.

Canisius College, B.A.

**Chris Stombaugh**  
Partner

### EDUCATION

Drake University School of Law, J.D.,  
*with honors*

University of Wisconsin, B.A.

***Kenneth has led multiple million-dollar trials involving medical malpractice, products liability, and transportation claims.***

Mr. Abbarno's practice includes a wide range of civil litigation including, but not limited to, catastrophic injury cases, transportation industry litigation, toxic torts, products liability, professional liability, employer intentional tort, and other complex litigation. He has tried well over 50 civil lawsuits, and has handled cases in Ohio, Pennsylvania, West Virginia, Virginia, Kentucky, Indiana and New York.

Selected as an Ohio Super Lawyer every year since 2010, Mr. Abbarno is also an Inside Business Leading Lawyer, rated by The Best Lawyers in America, and named Transportation Lawyer of the Year in Cleveland. He has a Superb Avvo rating of 10 out of 10.

***Chris uses a multidisciplinary approach to trial advocacy through the use of cognitive neuroscience.***

Mr. Stombaugh concentrates his practice in the areas of personal injury, wrongful death, medical negligence and product liability. He has been a consistent thought leader on applying cognitive neuroscience techniques to trial advocacy as a trial lawyer and as a frequent instructor to other trial lawyers trial lawyers for most of his 25-year career.

His expertise has led to several record setting jury verdicts, often seven and eight figures. The Wisconsin native's professional passion is to empower deserving people to have their stories heard and cared about by juries in courtrooms across America.

A member of the Wisconsin Association for Justice since 1997, Mr. Stombaugh served as the organization's President for the 2014 term. He is also a member of the Iowa Association for Justice as well as the American Association for Justice. He has been chosen as a Wisconsin Super Lawyer every year since 2010 and has a 10/10 Avvo Rating. He speaks regularly to state bar and trial lawyer associations nationwide on modern and effective trial advocacy.



**Laura Reasons**  
Senior Counsel

EDUCATION

Chicago-Kent College of Law, J.D.  
*Order of the Coif*

Washington University in St. Louis,  
B.A.

***Laura has over a decade of experience as a labor and employment attorney in matters ranging from workplace discrimination matters to counseling on compliance and best practices.***

Previously representing companies in collective and class action lawsuits under the Fair Labor Standards Act and state wage and hour laws, Ms. Reasons' experience spans multiple industries, including healthcare and hospitality. Now, as a plaintiffs' attorney, Ms. Reasons' experience has given her a unique perspective that translates well into pursuing justice for individual claimants.

Before joining private practice, Ms. Reasons served as a judicial extern to the Honorable George W. Lindberg of the Northern District of Illinois. She also has a history of performing pro bono work and community service. Throughout her career, she has served as a Public Interest Law Initiative (PILI) fellow at Domestic Violence Legal Clinic, having previously served on the organization's young professionals board. She has also represented individuals in immigration cases pro bono, including asylum seekers who were persecuted in their home countries for their sexual orientation and political party affiliation, DACA applicants, and incarcerated individuals.



**Mark M. Abramowitz**  
Associate

EDUCATION

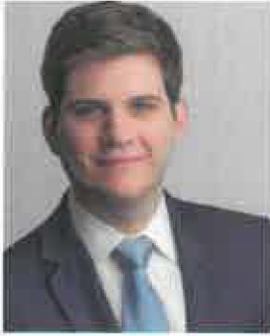
The University of Toledo College of Law, J.D.

University of Guelph, B.A.

***Mark is an emerging leader in national mass tort and technology litigation.***

Mark M. Abramowitz has established a national profile in class action and mass tort litigation, having represented plaintiffs in actions involving automotive and Internet technology issues. He has been selected to serve on national discovery review teams and participated in national mediations, resolving hundreds of cases and distributing millions of dollars to clients injured by corporations. *See In re Imprelis Herbicide, Sales Practice and Products Liability Litig.* (E.D. Pa.).

Outside of his own cases, Mr. Abramowitz actively investigates ways to integrate technology into the practice of law. Regularly consulted on cloud-based systems, discovery technology, the Internet of Things, and litigation concerning the storage and security of data, Mr. Abramowitz is developing a reputation as an authority on computing issues. *See Electronics in the Courtroom*, 29th Annual accredited CLE (2016); *How to manage a mass tort inventory*, OAJ Annual Convention (2015); *Professional Conduct – e-filing*, 27th Annual CLE Update (2014); *Marketing & Electronic Communications*, 26th Annual Accredited CLE (2013).



**Justin J. Hawal**  
Associate

EDUCATION

Cleveland-Marshall School of Law,  
J.D., *cum laude*

St. Louis University, B.A.

***Justin fights for individuals who have suffered harm from negligence, defective products, and civil rights abuses.***

Mr. Hawal brings a passion for justice to his work on behalf of victims of corporate and government wrongdoing. His work has spanned personal injury, product liability, and civil rights litigation. He has particular experience in cases involving defendants in the pharmaceutical and automotive industries.

During law school, Justin was selected to join *The Cleveland State Law Review* and published a scholarly article on independent tort actions for spoliation of evidence under Ohio law. He was also an active member of the civil litigation clinic, through which he represented an asylum-seeking immigrant from Honduras, among other clients.

**Tiffany R. Wunderlin**  
Associate

EDUCATION

University of South Dakota School of  
Law, J.D.

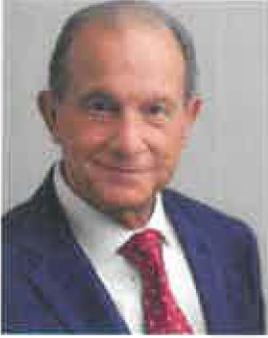
Saint Mary's University of  
Minnesota, B.A.

***Tiffany is a committed advocate, representing injured individuals in cases across the country.***

Since coming to the private sector, Ms. Wunderlin has established a nationwide practice representing victims of injustice. She has developed a wide array of experience representing victims of car collisions, trucking collisions, medical malpractice, dog-bites, excessive force, and premises liability both at the trial court and appellate court level. In addition to representing victims in the courtroom, Ms. Wunderlin has worked extensively in the area of legal focus groups, having planned and coordinated more than 100 focus groups.

Dual licensed in Wisconsin and Iowa, Tiffany began her legal career with Iowa Legal Aid where she represented clients who would have nowhere else to turn in cases involving their basic necessities, fundamental rights, and safety.

Tiffany is a member of the Wisconsin Association for Justice. She is committed to using her passion and knowledge of the law to zealously represent her clients who have suffered injuries as a result of the carelessness of others.



**Robert J. DiCello**  
Of Counsel

EDUCATION  
Cleveland-Marshall College of Law,  
J.D.

John Carroll University, B.A., *cum  
laude*

***Robert has been one of the leading personal injury and class action attorneys in the state of Ohio for the last four decades.***

A co-founder of one of DiCello Levitt's predecessor firms, Mr. DiCello has amassed more than 45 years of professional experience and an extensive list of seven- and eight-figure recoveries for victims of injustice. He has deep experience in a wide range of class actions, personal injury cases, complex mass torts, and probate matters. Over his long and successful career, he has won multiple appeals before the Ohio Supreme Court.

Robert put himself through Cleveland-Marshall College of Law while working as a safety director at U.S. Steel Corp. While in law school, he was selected to join *The Cleveland-Marshall Law Review*. He began his legal career as an assistant prosecutor in the Lake County Prosecutor's Office and later became President of the Lake County Bar Association. He formed his own firm in 1978, managing it with great success over nearly 40 years until its members founded DiCello Levitt.



**Leo J. Clark, M.D.**  
Of Counsel

EMAIL:  
[lclark@dicellolevitt.com](mailto:lclark@dicellolevitt.com)

EDUCATION  
University of Toledo College of Law,  
J.D.

George Washington University  
School of Medicine, M.D.

***An accomplished neurosurgeon in addition to being a lawyer, Dr. Leo Clark lends an invaluable perspective to cases involving brain and spinal injuries.***

Dr. Clark maintains active practices as both a medical doctor and lawyer, treating vulnerable individuals with brain and spinal cord injuries in both the hospital and courtroom settings. His experience as a highly-respected neurosurgeon adds a unique and invaluable dimension to his legal representation of those who have suffered catastrophic injuries and paralysis as result of medical malpractice, truck or car accidents, police misconduct, and other misfortune. He also advises and serves as an expert witness for attorneys across the country, who regularly seek his assistance in cases involving brain and spinal injuries.

Leo performed his neurosurgical residency at Yale University, where he later conducted spinal cord research and held a teaching position at the Yale University School of Medicine. He has also taught at the University of Connecticut and New York University. He later chaired the departments of neurosurgery at St. Vincent Mercy Medical Center and St. Luke's Hospital in Toledo, Ohio.



## Gregory M. Utter

Partner

[gmutter@kmklaw.com](mailto:gmutter@kmklaw.com)

D: 513.579.6540

For more than 35 years, Greg has worked with clients daily, helping them address legal issues, resolve disputes and representing them in litigation. Greg's practice is concentrated in the areas of class action, multi-district litigation, complex commercial litigation and personal injury. He has significant trial experience in state and federal courts throughout the United States. Greg has successfully represented plaintiffs and defendants in numerous commercial and class action matters involving employment, shareholder derivative, tort, antitrust and contract disputes.

Greg has extensive experience in False Claims Act (qui tam) litigation and has represented parties in cases around the country, including California, Texas, Florida and New Jersey.

In October 2012, Greg was inducted into the American College of Trial Lawyers, membership in which is extended by invitation only to "experienced trial lawyers who have demonstrated exceptional skill as advocates and who are recognized as the very best of the courtroom bar."

### Representative Work

Currently represents Cintas Corporation in a variety of class action and complex litigation matters

National trial counsel for publicly traded large fleet trucking company

Representation of National Logistics Trucking Company in defense of FLSA national class action overtime claim by employees

Representation of National Engineering Firm in defense of FLSA national class action overtime claim by employees

Representation of large public company in national class action alleging gender discrimination in hiring practices

Representation of large public company in prosecution of RICO and related claims against various unions

### Services

Litigation

Class Action Litigation

Commercial & Securities Litigation

False Claims Act & Qui Tam Litigation

Personal Injury / Wrongful Death

Product Liability

Environmental Claims

### Admissions

Ohio

U.S. District Court, Southern District of Ohio

U.S. Court of Appeals, Second Circuit

U.S. Court of Appeals, Ninth Circuit

U.S. Court of Appeals, Sixth Circuit

U.S. Supreme Court

### Education

J.D., University of Cincinnati College of Law, 1981

B.B.A., University of Cincinnati, 1978, *magna cum laude*

Keating Muething & Klekamp PLL

Attorneys at Law

One East Fourth Street | Suite 1400 | Cincinnati, OH 45202

P: 513.579.6400 | F: 513.579.6457 | [kmklaw.com](http://kmklaw.com)

- Representation of egg producers in antitrust national class action litigation
- Representation of Relator in False Claims Act litigation resulting in \$65 million settlement
- Representation of large public company in obtaining dismissal of False Claims Act litigation initiated against public company
- Representation of regional franchisor in defense of FLSA national class action overtime claim by employees
- Representation of regional nursing home conglomerate in defense of FLSA national class action overtime claim by employees
- Representation of telecommunications broker against large telecommunications carrier resulting in multi-million dollar award
- Representation of class of descendents of landowners against U.S. Government for claims arising out of confiscation of lands for development of the Manhattan Project during World War II which resulted in a \$10 million settlement through act of Congress
- Representation of large publicly held corporation in national class action litigation and settlement related to alleged environmental charge overages
- Representation of plaintiffs in national class action against telecommunications provider
- Representation of numerous plaintiffs in defective medical device claims against manufacturers of medical devices
- Representation of plaintiffs in national class action alleging defective medical devices which resulted in a multi-million dollar settlement
- Representation of large privately held entity in claim for insurance coverage related to contaminated real estate which resulted in a multi-million dollar receipt
- Representation of individual sellers of privately held business in breach of contract claim resulting in payment to sellers of several million dollars
- Representation of individual owner of multiple franchises in breach of contract claim resulting in a multi-million dollar sale of franchises
- Representation of several individual plaintiffs in personal injury and wrongful death matters resulting in individual multi-million dollar judgments and settlements

### **Professional and Community Involvement**

Cincinnati Bar Association

Ohio State Bar Association

National Institute of Trial Advocacy, Instructor

American College of Trial Lawyers, State Selection Committee

Spectrum Networks, Inc., Board of Directors

Ursuline Academy of Cincinnati, Board of Trustees, Building and Grounds Committee; former president of the Dad's Club

Southwestern Ohio Council on Child Abuse, former President and Board of Directors

### **Awards & Recognition**

American College of Trial Lawyers, Fellow

Litigation Counsel of America, Senior Fellow

American Board of Trial Advocates, Associate

AV® Preeminent™ Peer Review Rated, Martindale-Hubbell

Listed in *The Best Lawyers in America*, 2007-2019

Named the "Cincinnati *Best Lawyers'* Litigation – Labor and Employment Law Lawyer of the Year," 2017

Named to *Ohio Super Lawyers* since 2004



## Joseph M. Callow, Jr.

Partner

[jcallow@kmklaw.com](mailto:jcallow@kmklaw.com)

D: 513.579.6419

Joe Callow helps clients manage and reduce litigation risk and litigation costs. When litigation arises, he handles and coordinates cases on a national, regional, and local basis.

Joe primarily works on class action and complex commercial litigation. He has experience in securities, ERISA, antitrust and general corporate and business litigation as well as in copyright infringement, intellectual property litigation and product liability/tort litigation. Joe has extensive experience in False Claims Act (*qui tam*) litigation and has represented parties in cases around the country, including California, Texas, Louisiana, Florida, and New Jersey. He also represents clients in FINRA securities arbitrations. Currently, Joe is one of the lead litigation counsel for the State of Ohio in its litigation against opioid distributors.

Joe helped establish KMK's Cybersecurity & Privacy Team, an interdisciplinary group of attorneys focused on helping clients manage risk; develop and implement data protection and cybersecurity response plans; coordinate cybersecurity response actions and manage notice procedures; and defend litigation if needed. Joe assists clients with drafting cyber plans and managing cyber incidents and notice procedures.

Joe also helped establish the KMK E-Discovery Litigation Support Group. He helps clients develop information governance policies and creates proactive, defensible, and cost-effective end-to-end E-Discovery solutions for litigation and regulatory investigations.

Joe frequently authors legal alerts and blog posts and presents CLE seminars on various litigation topics. He welcomes the opportunity to conduct seminars for clients and other organizations on litigation avoidance strategies and litigation related topics.

### Services

- Litigation
- Antitrust/Competition
- Appellate Law
- Banking & Financial Services Litigation
- Class Action Litigation
- Commercial & Securities Litigation
- Cybersecurity & Privacy
- E-Discovery & Litigation Support
- Environmental Claims
- Employee Benefits & Executive Compensation
- ERISA Litigation Defense Team
- False Claims Act & Qui Tam Litigation
- Intellectual Property Litigation
- Product Liability

### Admissions

- Ohio
- U.S. District Court, Southern District of Ohio
- U.S. District Court, Northern District of Ohio
- U.S. Court of Appeals, Sixth Circuit

### Education

J.D., University of Cincinnati College of Law, 1993, Order of the Coif, Law Review, Member

Joe also serves as Co-Practice Group Leader of KMK's Litigation Group.

## What Clients Say

*The most difficult task as in-house counsel is locating and retaining an attorney that combines subject matter knowledge, aggressiveness, responsiveness, cost effectiveness, and one who can communicate effectively with various levels of management. Joe and his complex litigation team possess all of those qualities and more when faced with retaining a firm and litigation team to best serve your organization.* -- Chris Griffin, Director of Legal Affairs, Griffin Industries, Inc.

1991-1992 and Lead Article Editor, 1992-1993, Student Bar Association President, 1992-1993

B.A., Miami University, 1990, *cum laude*. college forensics, student government, peer advisor, Sigma Tau Gamma Fraternity

## Representative Work

### Representative Litigation Matters

*State of Ohio ex rel. Mike DeWine v. McKesson Corporation, et al.*, Case No. CVH2018055 (currently representing the State of Ohio on claims against opioid distributors).

*In re Processed Egg Products Antitrust Litig.*, Case No. 2:08-md-02002 (MDL No. 2002) (E.D. Pa.) (successfully defended client in antitrust class action litigation).

*Osborn, et al. v. Griffin, et al.*, Case Nos. 2011-89 and 2013-32 (E.D. Ky.) (defended clients in RICO/state law claim litigation).

*Brooks v. Darling Ingredients Inc.*, Case No. 1:14-cv-01128-DAD-EPG (E.D. Cal.) (defended client in class action litigation).

*Local 295 et al. v. Fifth Third Bancorp, et al., and Dudenhoeffer, et al v. Fifth Third Bancorp, et al.*, Cons. Case No. 1:08-cv-421 (S.D. Ohio) (defended client in consolidated securities and ERISA "stock drop" class action litigation); see 2010 U.S. Dist. Lexis 131967 (Nov. 24, 2010) (granting Defendants' motion to dismiss ERISA claims); see also 731 F. Supp. 2d 689 (Aug. 10, 2010) (granting in part and denying in part Defendants' motion to dismiss in securities case); see also 692 F.3d 410 (6th Cir. 2012).

*Brooks v. Cincom Systems, Inc.*, Case No. 1:12-cv-115 (S.D. Ohio June 10, 2013) (defended client against claims; summary judgment granted for defendant).

*LaWarre v. Fifth Third Bank and Fifth Third Securities, Inc.*, Case No. A0909076 (Hamilton County) (obtained summary judgment on all claim related to investment losses); see 2012 Ohio 4016 (Ohio App.) (affirming grant of summary judgment to Defendants).

*Green, et al. v. Griffin Industries, Inc., et al.*, Civ. Action No. 03CVS5048382F (State of Georgia, Fulton Cty., Sup. Ct.) (defended client in tort class action litigation).

*Cincom Systems, Inc. v. Novelis Corp.*, 581 F.3d 431 (6th Cir. Sept. 25, 2009) (affirming district court decision finding Novelis Corp. infringed Cincom's copyrighted materials).

*Shirk et al. v. Fifth Third Bancorp et al.*, 2009 U.S. Dist. Lexis 90775 (S.D. Ohio Sept. 30, 2009) (summary judgment granted on ERISA excessive fees class action litigation); see also 71 Fed. R. Serv. 3d (Callaghan) 1199, 44 Employee Benefits Cas. (BNA) 2936 (Jan. 29, 2009) (summary judgment granted on ERISA "stock drop" class action litigation).

*Segal v. Fifth Third Bank N.A.*, 581 F.3d 305 (6th Cir. 2009) (affirming dismissal of class action complaint affirmed based on SLUSA preemption).

### **Representative Appellate Matters**

*MJS & Associates v. Master, et al.*, Case No. 12-15-00219-cv (Tex. App. Sept. 7, 2016) (oral argument and on papers).

*Hathorn, et al. v. Dana Motor Co., LLC*, 2016-Ohio-5110 (Hamilton Cty. App. July 27, 2016) (oral argument and on papers).

*Dudenhoeffer v. Fifth Third Bancorp*, 692 F.3d 410 (6th Cir. Sept. 5, 2012) (oral argument and on papers).

*LaWarre v. Fifth Third Securities, Inc.*, 2012-Ohio-4016 (Hamilton Cty. App. Sept. 5, 2012) (oral argument and on papers).

*Nat'l Union Fire Ins. Co. v. Wuerth*, 349 F. App'x 983 (6th Cir. 2009) (oral argument and on papers).

*Nat'l Union Fire Ins. Co. v. Wuerth*, 122 Ohio St. 3d 594 (2009) (oral argument and on papers).

*Cincom Systems, Inc. v. Novelis Corp.*, 581 F.3d 431 (6th Cir. 2009) (oral argument and on papers).

### **Professional and Community Involvement**

American Bar Association

Federal Bar Association

Ohio State Bar Association

Cincinnati Bar Association

The Seven Hills School, Athletic Booster

Cincinnati United Soccer Club

### **Awards & Recognition**

Named the "Cincinnati Best Lawyers' Antitrust Litigation Lawyer of the Year," 2012, 2017

Keating Muething & Klekamp PLL

Attorneys at Law

One East Fourth Street | Suite 1400 | Cincinnati, OH 45202

P: 513.579.6400 | F: 513.579.6457 | kmklaw.com

Listed in *Chambers USA: America's Leading Business Lawyers*, 2016-2019

Listed in *The Best Lawyers in America*, 2011-2019

Named to *Ohio Super Lawyers*, 2010-2019

AV® Preeminent™ Peer Review Rated, Martindale-Hubbell

Cincinnati Academy of Leadership for Lawyers (CALL), Class XI

### **Speaking Engagements**

Webinar: Ohio Data Protection Act - Safe Harbor for Businesses in Ohio  
11.27.2018

11th Annual Cybersecurity Symposium  
Northern Kentucky University in the James C. and Rachel M. Votruba Student Union, 10.12.2018

Webinar: GDPR - 90 days of of Real Life Learnings  
09.25.2018

2018 Cybersecurity & Privacy Seminar  
Hilton Cincinnati Netherland Plaza, Hall of Mirrors, 3rd Floor, 04.18.2018

GDPR and Your Business: What You Need to Know and What You Need To Do  
Greater Cincinnati ISSA Chapter Meeting, 02.21.2018

Legal Issues in Privacy & Security  
NKU Cybersecurity Symposium – Cyber 10, Northern Kentucky University, 10.13.2017

Cybersecurity Roundtable  
Protect Your Business from Cyber Crime  
Cincinnati Business Courier, 11.04.2016

KMK Law Second Annual Cybersecurity & Privacy Seminar  
Hilton Cincinnati Netherland Plaza, 06.08.2016

DTI/KMK Breakfast Briefing: Information Governance and E-Discovery in Office 365  
11.16.2015

Warren v. Dimon, Congress v. the People, and Other Policy Tradeoffs and Tensions in Cybersecurity  
Protection  
8th Annual KMK Law CyberSecurity Symposium, 10.09.2015

KMK Law Cybersecurity & Privacy Seminar  
04.27.2015

Film Screening/Panel Discussion, The Decade of Discovery  
Northern Kentucky University Chase College of Law / Law & Informatics Institute, 02.26.2015

10 Recent Litigation Decisions Every Attorney Should Know  
KMK Legal Update, December 12, 2018, December 14, 2016, December 10, 2015, December 3, 2014,  
December 11, 2013

### **Publications**

Legal Alert: Ohio's Data Protection Act Takes effect November 2, 2018: What You Need To Know  
10.30.2018

GDPR: Less Than 100 Days and Counting to "G-Day" — Here's What You Need to Know  
03.06.2018

CyberSecurity News: Spokeo, Galaria and Braitberg  
09.13.2016

Cybersecurity 101 — 10 Simple Practice Pointers for Every Lawyer and Client  
*The CBA Report*, 06.18.2015



## Sarah Vonderbrink Geiger

Associate

sgeiger@kmklaw.com

D: 513.579.6495

Sarah Vonderbrink Geiger practices in the firm's Litigation Group, assisting clients in all aspects of litigation and dispute resolution. Sarah's practice is concentrated in the area of litigation, with a focus on general civil litigation, business and commercial litigation, and personal injury/wrongful death litigation. She has represented clients in a wide variety of litigation and business disputes, including class actions, multidistrict litigation, arbitrations, mediations, actions for breach of contract, breach of fiduciary duty, fraud, and other business tort claims. Sarah has experience advising trustees of mass tort settlement trusts on issues relating to trust administration, as well as in intellectual property/patent litigation and False Claims Act (*qui tam*) litigation.

Sarah earned her law degree in 2014 from the University of Virginia School of Law, where she was a member of the Virginia Sports & Entertainment Law Journal, and the Family Alternative Dispute Resolution Clinic. Before graduating from law school, Sarah worked as a judicial intern for Judge Lawrence VanMeter, then on the Kentucky Court of Appeals.

### Professional and Community Involvement

Federal Bar Association, Gender Equity Committee, 2018, 2019

Ohio Bar Association

Kentucky Bar Association

Cincinnati Bar Association

St. Aloysius, Board of Directors

Summer Work Experience in Law (SWEL) Program, KMK Co-Chair, 2017, 2018

### Services

Litigation  
Claims Resolution & Reporting  
Class Action Litigation  
Commercial & Securities Litigation  
Environmental Claims  
False Claims Act & Qui Tam Litigation  
Personal injury / Wrongful Death  
Product Liability

### Admissions

Ohio

Kentucky

### Education

J.D., University of Virginia School of Law, 2014

B.A., University of Richmond, 2010.  
*cum laude*

Keating Muething & Klekamp PLL

Attorneys at Law

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Oyler School, A.P. Hampton Mentoring Program

### **Awards & Recognition**

YWCA Greater Cincinnati Rising Star, 2017

### **Speaking Engagements**

Game On: A Debate on #MeToo and its Impact on Business, Social Equality, and Due Process of Law

ALFA International Client Seminar, Dana Point, California, 03.01.2019

10 Recent Litigation Decisions Every Attorney Should Know

KMK Law Legal Update, 12.12.2015



## Amanda B. Stubblefield

Associate

[astubblefield@kmklaw.com](mailto:astubblefield@kmklaw.com)

D: 513.579.6430

Amanda Stubblefield practices in the firm's Litigation Group, where she assists individuals and companies with a wide range of matters related to litigation and dispute resolution.

Prior to joining KMK, Amanda served as a law clerk to the Hon. David L. Bunning, U.S. District Court for the Eastern District of Kentucky, where she managed one-third of the Court's civil and criminal dockets, supervised and trained incoming law clerks and interns, and represented Judge Bunning's Chambers on sub-committees and at conferences. Amanda also worked as a litigation associate at McBrayer, McGinnis, Leslie & Kirkland PLLC in Lexington, Kentucky, where she gained experience in all aspects of civil litigation, including discovery, depositions, motion practice, oral arguments, trials, and appeals. She has experience practicing in state and federal courts, as well as administrative agencies.

Amanda earned her law degree from the University of Kentucky College of Law in 2014, where she graduated *magna cum laude*, and was elected into the Order of the Coif. She served as Notes Editor of the *Kentucky Journal of Equine, Agriculture, and Natural Resources Law*, and was a member of the Women's Law Caucus. Amanda earned a B.A. in History, *summa cum laude*, from Eastern Kentucky University in 2011.

### Professional and Community Involvement

Cincinnati Bar Association

Kentucky Bar Association

U.S. Court of Appeals for the Sixth Circuit Judicial Conference, Appointed Delegate

### Services

Appellate Law

Commercial & Securities Litigation

Employee Stock Ownership Plans (ESOP)

ERISA Litigation Defense Team

Litigation

### Admissions

Ohio

Kentucky

U.S. District Court, Eastern District of Kentucky

U.S. District Court, Southern District of Ohio

### Education

J.D., University of Kentucky College of Law, 2014, *magna cum laude*. Order of the Coif, Notes Editor - *Kentucky Journal of Equine, Agriculture, and Natural Resources Law*

B.A., Eastern Kentucky University, 2011, *summa cum laude*

### Clerkships

Hon. David L. Bunning, U.S. District Court for the Eastern District of Kentucky, 2015-2018

**Other Publications**

*A Constitutional "Inquiry" into the Texas Racing Act: The Physical Presense Requirement for Wagering and the Dormant Commerce Clause*, 5 Ky. J. Eq. Ag. & Nat'l Res. L. 373 (2013).



## Melissa S. Matthews

Associate

[mmatthews@kmklaw.com](mailto:mmatthews@kmklaw.com)

D: 513.579.6597

Mel Matthews practices in the firm's Litigation Group, assisting clients with litigation and dispute resolution, with a focus on complex business litigation.

Mel has represented publicly held and private companies and financial institutions in a wide variety of litigation and business disputes, including actions for breach of contract, fraud, breach of fiduciary duty, and tortious interference, and other business torts. She has experience representing real estate developers and contractors in real estate/construction litigation, financial institutions in lender liability litigation, and mass tort settlement trusts on issues relating to trust administration.

Mel also has experience with class action and collective action litigation, on both the plaintiff and defense sides, in disputes relating to the Real Estate Settlement Procedures Act, the Fair Credit Reporting Act, and the Fair Labor Standards Act. Mel also has worked on appeals in the Sixth, Seventh, and Eighth Circuit Court of Appeals.

Mel earned her law degree from The Ohio State University Moritz College of Law, where she served as an Articles Editor for the *Ohio State Law Journal*. During law school, Mel served as a judicial extern to the Honorable Edmund A. Sargus, Jr. of the Southern District of Ohio and participated in the moot court program as a member of the evidence team.

### Professional and Community Involvement

Cincinnati Bar Association

Ohio Women's Bar Association

ArtsWave, YP Board

### Services

Litigation  
Appellate Law  
Arbitration & Mediation  
Class Action Litigation  
Commercial & Securities Litigation  
Construction Litigation  
Product Liability  
Claims Resolution & Reporting  
Insurance Coverage

### Admissions

Ohio  
U.S. District Court, Southern District of Ohio  
U.S. Court of Appeals, Sixth Circuit

### Education

J.D., The Ohio State University Moritz College of Law, *magna cum laude*, Order of the Coif, 2015  
B.A., University of South Carolina, *summa cum laude*, 2012

Cincy Works, YP Board

Oyler School, A.P. Hampton Mentoring Program

**Awards & Recognition**

CALI Awards for Excellence in Civil Procedure I, Civil Procedure II, Criminal Procedure: Investigation, Legal Writing & Analysis II, Advanced Legal Writing

Ernest Karam Book Award



## Taylor V. Trout

Associate

[ttrout@kmklaw.com](mailto:ttrout@kmklaw.com)

D: 513.579.6948

Taylor Trout practices in the firm's Litigation Group.

Prior to joining KMK, Taylor practiced law with an elite litigation firm based in Akron, Ohio, where he focused in insurance defense; representing insurance companies in first and third-party claims, coverage disputes, bad-faith claims, and subrogation, as well as defending individuals in personal injury and property claims. Taylor has significant experience in defending construction companies in commercial and residential construction projects, including claims for breach of contract, defective work, breach of warranties, and violations of the Consumer Sales Practices Act, the Home Construction Service Suppliers Act, and the Home Solicitation Sales Act. He also has experience in probate litigation, contract disputes, and appellate law.

Taylor earned his J.D. from the University of Akron School of Law in 2015, *magna cum laude*, where he served as a member of the *Akron Law Review*. He was a three-year recipient of the Board of Trustees scholarship, earned CALI Excellence for the Future Awards in the subjects of Civil Procedure and Criminal Law and was named to the Dean's List every semester. Trout earned his B.A. from The College of Wooster OH in 2012, and is admitted to practice law in Ohio.

### Professional and Community Involvement

Ohio Bar Association

Cincinnati Bar Association

Akron Bar Association

### Services

Litigation  
Appellate Law  
Commercial & Securities Litigation  
Construction Litigation  
Personal Injury / Wrongful Death  
Mass Tort Settlement Trusts & Insurance Coverage

### Admissions

Ohio  
U.S. District Court, Southern District of Ohio

### Education

J.D., University of Akron School of Law, *magna cum laude*, 2015

B.A., The College of Wooster OH, 2012



## W. Matthew Weigel

Associate

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D: 513.579.6568

Matt Weigel practices in the firm's Litigation Group, where he assists clients with general litigation matters and dispute resolution.

Matt earned his law degree from The Ohio State University Moritz College of Law in 2018 where he served as Managing Editor of the *Ohio State Journal on Dispute Resolution* for two years. He also attended the University of Denver Sturm College of Law and earned a position as a criminal law teaching assistant and was involved in the Student Trial Lawyers' Association.

While in law school, Matt served as a legislative extern for Ohio Senator William P. Coley, II and a judicial extern for the United States District Court for the Southern District of Ohio, assisting the Honorable Susan J. Dlott. Matt was also a summer intern for small firm in Cincinnati where he gained significant experience supporting attorneys at trials, depositions, arbitration sessions and hearings.

Matt earned his B.A. in Political Science from the University of Colorado at Boulder in 2012.

### Professional and Community Involvement

Ronald McDonald House Charities of Central Ohio, Board Member

Cincinnati Bar Association

### Awards & Recognition

CALI Awards for Excellence in Entertainment & Media Law

### Services

Litigation

Arbitration & Mediation

Commercial & Securities Litigation

### Admissions

Ohio

### Education

J.D., The Ohio State University  
Moritz College of Law, 2018

B.A., University of Colorado at  
Boulder, 2012



## James C. Kezele

Associate

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D: 513.579.6598

James Kezele practices in the firm's Real Estate and Environmental Groups where he represents public and private companies and municipalities to ensure their compliance with state and federal environmental laws and regulations.

James has significant experience counseling clients on the Clean Air Act and state air pollution laws as well as on the processes for applying for, negotiating the terms of, and complying with various environmental permits, including Title V permits, Prevention of Significant Deterioration (PSD) permits, and NPDES wastewater permits. He also counsels clients through transactions involving the purchase and sale of contaminated properties and has experience evaluating environmental due diligence investigations including Phase I Environmental Site Assessments and Phase II Subsurface investigations, and other regulatory due diligence. James frequently works with clients to perform facility or programmatic environmental audits and prepare for facility inspections to develop regulatory responses. He also advises clients on mineral leasing.

Prior to joining KMK, James was an associate for a mid-sized law firm in Cincinnati, Ohio and was a member of the firm's litigation group. There, James advised and represented clients with respect to environmental litigation, labor and employment law, transportation law, and general commercial litigation. Prior to law school James served as a Paralegal Specialist for the United States Department of Justice - Environment & Natural Resources Division where he gained valuable experience in environmental compliance and environmental litigation.

### Professional and Community Involvement

Cincinnati Bar Association, Environmental Law Committee, Chair

### Services

Environmental  
Environmental Claims  
Real Estate  
Construction & Development

### Admissions

Ohio  
Kentucky  
U.S. District Court, Southern District of Ohio  
U.S. District Court, Eastern District of Kentucky

### Education

J.D., University of Dayton School of Law, 2012  
B.A., Claremont McKenna College, 2007

Kentucky Bar Association

Northern Kentucky Bar Association

Ohio State Bar Association

American Bar Association

Josh Cares, Board Chair

Blue Ash YMCA, Volunteer Soccer Coach

### **Awards & Recognition**

Named to *Ohio Rising Stars*, 2017-2019

Dean Lisa A. Kloppenberg Outstanding Student, University of Dayton School of Law, 2012

Presidential Scholarship and CALI Awards for Excellence in obtaining the highest grade in Civil Trial Lab; Interviewing, Counseling & Negotiation; Cybersecurity National Security Law; and Capstone: Cybersecurity Law.



## **Richard W. Fields**

**Fields PLLC**

[fields@fieldslawpllc.com](mailto:fields@fieldslawpllc.com)

D: 917.297.3610

**Richard W. Fields is a highly successful lawyer with a proven track record of resolving a wide range of large scale, complex business and mass tort disputes.**

**Previously, Mr. Fields was a partner at major Washington, D.C.-based law firms, addressing complex litigation and dispute resolution, with a focus on a wide range of complex business disputes and terrorist-financing cases. After training at Arnold and Porter, Mr. Fields was a partner at Howrey & Simon (1989-1994), Swidler Berlin (1994-1999) and Dickstein Shapiro (2003-2008). In 2007, he founded Juridica Investments Limited ("Juridica"), one of the first litigation funding firms in the world. After 7 years of financing complex commercial litigation for many of the world's largest corporations and Am Law 100 law firms, Mr. Fields brings to his law practice, Fields PLLC, a much broader perspective to the litigation and resolution of complex claims. Moreover, with a market reputation in both law and finance, he brings access to virtually unlimited amounts of capital to finance both fees and expenses in the largest cases and, indeed, in a large portfolio of cases.**

**Mr. Fields' experience and relationships enable him to bring a multi-disciplinary team of lawyers, consultants, investigators and people from other disciplines to prosecute and resolve major claims. Moreover, his financial resources will allow the team to finance all expenses and to bring in specialists as needed, regardless of how large the portfolio of cases.**

**Early in his career Mr. Fields practiced as an environmental specialist and insurance cost-recovery lawyer at Arnold & Porter, Howrey and Simon, and Swidler Berlin. Mr. Fields developed a then novel multi-disciplinary economic approach to the resolution of insurance cost recovery claims, working with teams of scientists, engineers, economists, accountants, software developers and others to efficiently achieve large settlements based on empirical analyses of legal and financial risk. As a result, Mr. Fields became known as an expert in the resolution of insurance recovery claims. He settled his own cases, often without litigation, and settled cases of other law firms as separate settlement counsel for policyholders. By the late 1990s, much of his business was referred by insurance companies who encouraged policyholders to retain Mr. Fields and his team to resolve long-standing insurance litigation. At Swidler Berlin, Mr. Fields managed the firm's insurance coverage practice. Under his leadership, the practice grew rapidly and became one of the most profitable of its kind in the United States.**

**During his legal career, Mr. Fields recovered several billion dollars for numerous Fortune 500 clients. These disputes involved professional negligence, securities fraud, pollution, asbestos, products liability, and mass torts for major oil, chemical, utility, banking, and manufacturing concerns. Over the course of his career, Mr. Fields resolved many of the largest claims ever presented to London market insurers and became a widely recognized authority on the resolution of London market insurance and reinsurance disputes.**

**In 2006, during his tenure at Dickstein Shapiro, Mr. Fields was named by Lawdragon magazine as a "Leading Lawyer" and described as "widely considered one of the top lawyers in the field working on behalf of policyholders ...he brings an expertise in resolving insurance disputes in both the United States and Europe." He was ranked in the 2006 edition of Chambers USA: America's Leading Lawyers for Business annual guide as a leader in the area of Insurance: Dispute Resolution for New York. According to the guide, he was widely recognized as a "leading light on complex insurance disputes."**

**Over the years, Mr. Fields has represented Credit Suisse First Boston, Amtrak, and Professional Services Insurance Corporation Limited after the collapse of Arthur Andersen (the captive insurer of Arthur Andersen LLP), among others. In the oil industry, Mr. Fields represented numerous global oil companies, including BP Amoco (and its predecessor companies, British Petroleum and Amoco), Phillips Petroleum, Ultramar Diamond Shamrock, Ashland Oil Company, and British Gas. He helped Amoco Oil Company settle, in just a few months, a 10-year-old insurance dispute with the London market involving claims related to plastic pipe products as well as a multi-year dispute involving environmental and toxic tort**

claims.

In the gas and electric industry, Mr. Fields represented dozens of national and regional companies, including Edison International, PacifiCorp, Niagara Mohawk, Florida Power Corporation, and many others.

He represented major industrial and commercial companies such as General Electric, American Airlines, and General Motors Corporation.

In the area of products liability insurance, Mr. Fields represented 3M Company in resolving a major insurance dispute with the London market arising out of breast implant claims. Although the case had been in litigation for over a decade, Mr. Fields settled the case with London insurers within 60 days of being retained as settlement counsel. In the products liability space, he also represented numerous multinational companies facing asbestos and other major product liability claims.

While at Juridica from 2007 to 2015, Mr. Fields was involved in resolving a broad range of claims including antitrust, trade secret disputes, intellectual property, fraud, and money laundering. He took the leading role in selecting cases for the firm's portfolio and, in doing so, broadened his relationships with top law firms in the United States and London. In several early-stage cases, Mr. Fields selected counsel and experts to work the case. In cases in which Juridica bought the entire claim, Mr. Fields selected litigation counsel and also took a leading role in settlement negotiations.

Long before founding Juridica, Mr. Fields was a successful entrepreneur (2000-2003) as well as a lawyer. In 1999, he founded an internet company that developed a software platform for placing commercial insurance and resolving insurance claims. The company was successfully sold to a Bermuda insurer and London insurance broker. In 2001, he founded an international consulting firm in London called Global Risk Strategies that bought and sold insurance coverage claims in the United States and abroad. The model that Mr. Fields developed-trading claims against insolvent London market insurers-is still used today. For Mr. Fields, it was an important venture as it crystallized his thinking about claims as assets that can be traded like any other kind of asset or derivative.

Mr. Fields is also known as an advocate for human rights. Since the September 11th attacks, he has represented victims of terrorism and their families that have pursued claims against those alleged to have assisted in the financing of terrorism. While at Dickstein Shapiro, he was instrumental in developing the cases against Arab Bank for financing the Second Intifada. He actively supports Human Rights Watch, where he served as Co-Chairman of the New York Committee and is currently a member of the Audit Committee.

Mr. Fields is a Phi Beta Kappa graduate of Indiana University, B.A. (1977), and received his J.D., summa cum laude, from Indiana University (1982). He is an active member of the District of Columbia Bar Association, the Association of the Bar of the City of New York, the American Bar Association and the International Bar Association. He also serves on the Advisory Board of the McKinney School of Law at Indiana University and previously served on the Advisory Board of the Rand Corporation's Institute for Civil Justice. He also serves on the Board of two privately held biotech companies.