



## IADC Virtual Connection

The IADC has adapted to bring you virtual value and connection in as many ways as possible, and you've actively participated and engaged.

We have hosted our Virtual Annual Meeting, numerous diversity and inclusion discussions, international Regional Meeting meet-ups, social cooking classes celebrating the IADC Foundation's cookbook, and more.

Thank you for your commitment and involvement.

### 2020 Virtual Annual Meeting Recap

We held our Virtual Annual Meeting (VAM!) July 6 through 10, and what a success it was! We offered programming, family-friendly activities, social events, and networking, all complimentary, and were able to connect with approximately 375 members and guests.

Thank you to everyone who worked so hard to put on the 2020 Virtual Annual Meeting -- Jessie Zeigler who led the CLE planning efforts, our Centennial Planning Committee for all of their work the past few years, our session Hosts, and our planning team of Convention Chairs Dominic Campodonico and Matt Stitham, Andrew and Sheri Chamberlin, and Amy Sherry Fischer and Tim Fischer.

**View the gallery above to see a few photos!**

**2020**Issue  
Three

## What's Inside

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## President's Message

I know that lawyers, in-house counsel, and law firms continue to be concerned about value. We are not an inexpensive organization, but we are an organization that provides tremendous value to our members. The IADC offers an effective and expansive global platform for business development, networking, visibility, cutting-edge education, as well as lifelong personal relationships for you. The IADC is nimble and adaptive, and it strives every day to provide opportunities to get engaged, in-person and virtually.



I hope you take the time to review this issue of the Docket. We are sharing a large variety of resources afforded to you from the past few months in case you missed them, as well as upcoming opportunities for you to get involved and get the most out of your membership.

Best,  
Andrew S. Chamberlin  
IADC President



### ***Support the IADC Foundation!***

The IADC Foundation works to serve as a platform for educating the public and the legal community on current litigation issues and supporting the integrity of the legal system throughout the world.

You can support the IADC Foundation by purchasing the **International Accumulation of Delightful Cuisine Foundation Cookbook**. The cookbook includes more than 200 recipes from around the world.



# Get The Most Out of Your Membership

## and Virtual Value

An association is only as strong as its members. We encourage you to actively participate in order to get the most out of your IADC membership. Below are some ways in which you can do so, as well as a list of benefits from the past year. These benefits are additional great ways to get involved, and maximize your membership.

Click each image below to view larger.

### GET THE MOST OUT OF YOUR MEMBERSHIP

An association is only as strong as its members.

We encourage you to actively participate in order to get the most out of your IADC membership.



- **Update your profile.** Make sure your contact and precise information are up-to-date by checking your [Membership Profile page](#). This information is what displays in the Online Membership Directory, which is how members can connect personally and professionally with one another.
- **Check out our Events calendar on the IADC website.** The IADC presents a large array of events for education and networking. Check out the [Events Calendar page](#) to view upcoming conferences, Webinars, Regional Meetings, Diversity and inclusion discussions, and social meet-ups.
- **Get involved with our 25+ Committees.** Join a conference call, write an article, be a speaker, or work on specific Committee-based projects. If you are interested in [Joining a Committee](#), email Marie at [marie@iadclaw.org](mailto:marie@iadclaw.org).
- **Utilize the "IADC Member" logo.** Promote your membership in one of the most powerful and visible ways by using the member logo on your firm website or marketing materials.
- **Connect with new members - become an IADC Ambassador.** The Ambassador program is a welcome program for new members in which they are paired with a current member who helps them become engaged and make the most of their IADC membership. Become an ambassador by emailing T.C. at [tc@iadclaw.org](mailto:tc@iadclaw.org).
- **Access and use member resources.** Our Resource Library is interactive, and you can access materials like past Webinars, Defense Counsel Journal articles, Committee Newsletters, podcast episodes, amicus curiae to briefs, and more.
- **Engage on the IADC Communities platform.** The IADC Communities platform allows you to interact and collaborate with fellow members. Log in using your IADC website credentials to connect with fellow Committee members.
- **Business referrals.** If an opportunity arises to refer business, **Think IADC First** and look to your highly-respected peers.

"IADC has been a great place for me to grow both personal and professional relationships. It truly is the most wonderful and welcoming group of people and I have been given so many opportunities to get involved in areas that I am committed to and care about and that are important to my career."

- Heidi B. Friedman, Thompson Hine LLP, Cleveland, OH, USA



### VIRTUAL VALUE

Throughout these changing times, the IADC has continued to deliver its members value in the form of continuing legal education, business developments, and networking opportunities.

Your IADC membership pays for itself many times over with these included benefits in addition to access to referral and business opportunities.

Membership benefits from the past year include:

- 28 Webinars and Webinar recordings, free for you, your colleagues, and your clients
- No-cost Virtual Annual Meeting conference, with two free programs offering 30 CLE credits
- Diversity and Inclusion Committee discussion series focused on identifying ways we can become true allies in the fight for social equality and social justice
- 15 complimentary Regional Meetings held around the globe for networking and education
- Connections: a network of top-notch defense counsel from every US state and 54 countries and territories
- Website refresh and mobile app and Communities technology rollout - allowing you to engage and collaborate with fellow members more easily
- Programming modified for a virtual experience - when in-person meetings had to be canceled, the IADC quickly pivoted to create new and modified programming and meeting opportunities. We will be able to present high-level, quality content in person and online in the year ahead.
- A social media page to keep members connected when we couldn't be together in person
- Online member directory and Think IADC First referral system
- Approximately 25 Substantive Law Committee meetings each month via phone or Zoom
- 180+ discussion threads in IADC Communities
- 18 defense Counsel Journal scholarly articles, including a product liability themed issue
- Strategic partnerships with the International Institute for Conflict Prevention and Resolution and British Institute of International and Comparative Law
- 180+ Committee Newsletters on timely topics
- 4 "IADC Spotlight" podcast episodes
- The IADC Foundation works to globally advance the rule of law and access to justice through grants to the United Nations Office on Drugs and Crime (Crack Project), National Foundation for Judicial Excellence, Ombuds and more. The IADC has a Social Justice Pro Bono Committee that works to encourage and help members get involved with pro-bono work in their communities.
- Member check-in from leadership
- COVID-19 resource hub with information covering 3 continents
- Meetings, both in person and virtual that provided opportunities to develop and enhance skills while providing an environment for camaraderie and business development
- Work by our public relations agency to place IADC members as experts as well as the distribution of new member announcements

As the year unfolds, we will continue to give you as much as possible both virtually and in-person to help you and your practice during this trying time.

## Member Spotlight

The IADC's Member Spotlight program is designed to introduce and focus attention on members. Fill out the brief Member Spotlight Form to be featured next!

INTERNATIONAL ASSOCIATION OF DEFENSE COUNSEL  
**MEMBER SPOTLIGHT**



**J.T. WILSON III**  
COMPANY/FIRM NAME  
Dinsmore & Shohl LLP  
COMPANY/FIRM LOCATION  
Chicago, Illinois  
TYPE OF LAW YOU PRACTICE MOST  
Labor & Employment  
CURRENT INVOLVEMENT/LEADERSHIP POSITIONS WITH IADC  
International Membership Committee, Engagement and Retention Committee  
BEST ADVICE YOU HAVE EVER RECEIVED AS A LAWYER  
Keep an open mind. The practice of law is ever changing. The moment you think you have figured it all out and have little more to learn is probably a sign that it is time for you to leave the practice. A lawyer that is unwilling to change is of little value to the lawyer's clients, colleagues or community.  
YOU MAY NOT KNOW...  
I studied ancient civilizations in undergrad, competed in the Latin Olympics, played five sports, and was a section leader in the orchestra during high school.

INTERNATIONAL ASSOCIATION OF DEFENSE COUNSEL  
**MEMBER SPOTLIGHT**



**CHARLES "CHAS" REYNOLDS**  
COMPANY/FIRM NAME  
Trenam Law  
COMPANY/FIRM LOCATION  
Tampa, Florida  
TYPE OF LAW YOU PRACTICE MOST  
Construction, Products, Toxic Torts, Premises Liability  
CURRENT INVOLVEMENT/LEADERSHIP POSITIONS WITH IADC  
Chair of the Continuing Legal Education Committee  
BEST ADVICE YOU HAVE EVER RECEIVED AS A LAWYER  
Watch and manage your deadlines. If you don't, eventually you and the client will suffer.  
YOU MAY NOT KNOW...  
My two hobbies are stage acting and making furniture. Both give me a creative outlet and put me in collaboration with people who are very different from my legal colleagues.

INTERNATIONAL ASSOCIATION OF DEFENSE COUNSEL  
**MEMBER SPOTLIGHT**



**CHRIS LAM**  
COMPANY/FIRM NAME  
Bradley Arant Boult Cummings LLP  
COMPANY/FIRM LOCATION  
Charlotte, North Carolina  
TYPE OF LAW YOU PRACTICE MOST  
Business Litigation and Product Liability Defense  
CURRENT INVOLVEMENT/LEADERSHIP POSITIONS WITH IADC  
Chair of Engagement and Retention Committee, North Carolina State Membership Chair  
BEST ADVICE YOU HAVE EVER RECEIVED AS A LAWYER  
"Salt the facts, the law will keep."  
YOU MAY NOT KNOW...  
I was an extra on an episode of Dawson's Creek. Also, our family looks forward to resuming travel and favorite places include Ireland and Scotland.

INTERNATIONAL ASSOCIATION OF DEFENSE COUNSEL  
**MEMBER SPOTLIGHT**



**MICHELE SMITH**  
COMPANY/FIRM NAME  
MehaffyWeber  
COMPANY/FIRM LOCATION  
Houston, Texas  
TYPE OF LAW YOU PRACTICE MOST  
Products & Premise Liability Defense and Construction Defense  
CURRENT INVOLVEMENT/LEADERSHIP POSITIONS WITH IADC  
Board of Directors  
BEST ADVICE YOU HAVE EVER RECEIVED AS A LAWYER  
Always take the high road (particularly when you do not want to) and you never get a second chance to make a first impression (especially in front of jurors).  
YOU MAY NOT KNOW...  
I grow my own vegetables and Mitch and I have 5 dogs.

INTERNATIONAL ASSOCIATION OF DEFENSE COUNSEL  
**MEMBER SPOTLIGHT**



**DAVID ROSENBERG**  
COMPANY/FIRM NAME  
Weber Gallagher  
COMPANY/FIRM LOCATION  
Pittsburgh, Pennsylvania  
TYPE OF LAW YOU PRACTICE MOST  
Insurance, Civil Rights, Products Liability, Clergy Abuse  
CURRENT INVOLVEMENT/LEADERSHIP POSITIONS WITH IADC  
Former Board Member, Former President of the Foundation, Engagement and Retention Committee Member  
BEST ADVICE YOU HAVE EVER RECEIVED AS A LAWYER  
Be yourself. Treat everyone the same. Put yourself in your opponents shoes. Have empathy.  
YOU MAY NOT KNOW...  
My hobby is cycling. In 2007, I biked from Pittsburgh to DC on the GAP and C&O trails (over 300 miles) to raise money for the IADC Foundation. I love spending time on Hilton Head Island. I taught trial advocacy and coached the mock trial team at University of Pittsburgh School of Law for many years.

INTERNATIONAL ASSOCIATION OF DEFENSE COUNSEL  
**MEMBER SPOTLIGHT**



**MATTHEW WAGMAN**  
COMPANY/FIRM NAME  
Miles & Stockbridge PC  
COMPANY/FIRM LOCATION  
Baltimore, Maryland  
TYPE OF LAW YOU PRACTICE MOST  
Litigation  
CURRENT INVOLVEMENT/LEADERSHIP POSITIONS WITH IADC  
Member of the Product Liability and Trial Techniques and Tactics Committees  
BEST ADVICE YOU HAVE EVER RECEIVED AS A LAWYER  
Never write something in a brief or a motion that you would not be comfortable saying in Court in front of a Judge.  
YOU MAY NOT KNOW...  
You may not know that my two favorite things to do outside of the office include playing golf and fishing.

## Think IADC First

Think IADC First is a program designed to encourage our members to consider fellow members when the opportunity arises to refer business. These successful referrals are strong evidence of the value of IADC membership. We are sharing these successes on our social media platforms. If you have a referral success to share, email [ahatfield@iadclaw.org](mailto:ahatfield@iadclaw.org).

To learn more about the Think IADC First program, [click here](#).

*Click each image below to view larger.*

### THINK IADC FIRST REFERRAL SUCCESSES

"A committee colleague and former co-speaker at an Annual Meeting was looking for an attorney for one of his firm's clients in the Rochester, NY area, and we were able to take the case on.

Also, knowing that my fellow IADC members are always a reliable source of the highest level of advocacy, I've referred my firm's clients to members throughout the IADC's footprint, including in Alabama, Rhode Island, Texas, Hong Kong, Brazil, and Puerto Rico."

### THINK IADC FIRST REFERRAL SUCCESSES

"Recently I retained the services of the law firm of a fellow IADC member to serve as local counsel in a case I was assigned by a client. The IADC member and I were both Trial Academy Faculty Members. The network and camaraderie provided by the IADC allowed me to quickly identify a trusted ally in a domestically foreign jurisdiction."

### THINK IADC FIRST REFERRAL SUCCESSES

"Just recently, a wonderful IADC attorney from Chicago reached out to me to defend a senior living facility in wrongful death claim here in Vermont. It was inspiring because he and I had never met (but we will!). He told me that the referral was because he had heard from other IADC members that I was the guy, and he then checked me out and was persuaded of my bona fides and capabilities."

### THINK IADC FIRST REFERRAL SUCCESSES

"In November 2019, an IADC member and good friend recommended me to one of her partners in another office to handle a case in Mississippi for a large remediation company that was one of his regular clients. Her partner referred me to the client, and the client hired me. That actually led to the client hiring me in a second, unrelated case about a month later. I got two matters from one referral, and I am still working on both cases. I hope to get more work from this client, and I would not have had the exposure to this client had it not been for my IADC colleague.

In July 2020, I was able to pay this referral forward. The same client needed an attorney in a specific city in Alabama. I referred him to an IADC colleague who the client hired. IADC referrals work!"



Resources |

what you may have missed

Committee Newsletters

**A Recurrence of Sick Buildings in the Age of COVID**

By: William S. Thomas

*Construction Law and Litigation Committee*

**Getting the ‘Drift’: Maryland Adopts *Daubert* Standard**

By: Andrew Gendron and Emily Kelley

*Business Litigation Committee*

**To Sea or not to Sea? The Fifth Circuit’s Potential Reconsideration of how it will Apply the Test for Jones Act Seaman Status for Certain Workers in Future Cases**

By: Ivan M. Rodriguez and Justin C. Warner

*Environmental and Energy Law Committee*

**Covid-19 and Insurance: French Lessons for New Realities**

By: Emmanuèle Lutfalla and Simon Fitzpatrick

*Insurance and Reinsurance Committee*

**Permanent Injunction Granted That Prohibits Enforcement of Proposition 65’s Warning Requirement for Glyphosate**

By: Stephanie A. Fox, James C. McKeown, and Tad W. Juilfs

*Toxic and Hazardous Substances Litigation Committee*

**Immigration Law Update**

By: James W. Shelson

*Social Justice Pro Bono Committee*

**It is Not a Toy – Standards and Risks Involved with Personal Transportation Vehicles**

By: Matt Cairns

*Transportation Committee*

## Resources |

### *what you may have missed*

#### *Committee Newsletters*

##### **Preparing for Possible Bad Faith Claims in COVID-19 Related First Party Property Lawsuits**

By: Karen K. Karabinos and Eric R. Mull

*Insurance and Reinsurance Committee*

##### **Subject Matter Jurisdiction in the Context of Pre-Suit Notice Requirements for West Virginia Medical Professional Liability Act Cases – A Review of *State ex rel. PrimeCare Medical of West Virginia, Inc. v. Faircloth, et al.***

By: Bernard S. Vallejos

*Medical Defense and Health Law Committee*

##### **Will Pennsylvania Join the *Daimler* Era? – Part II**

By: Stephanie A. Fox and Antoinette D. Hubbard

*Toxic and Hazardous Substances Litigation Committee*

##### **Recovery of Medical Bills: “Face Amount” vs. “Amount Paid”: Medical Malpractice Plaintiff May Not Recover More Than the Defendant was Actually Paid for Treating Plaintiff**

By: Walter Judge, Jennifer McDonald, Erik Legg, and Allison Spears

*Medical Defense and Health Law Committee*

##### **Alert to Product Liability Defense Counsel: United States Supreme Court Set to Again Address Specific Personal Jurisdiction**

By: Joseph J. Stroble

*Product Liability Committee*

##### **FELA Second-Hand “Take Home” Claims in the Era of Corona**

By: J. Mitchell Smith

*Transportation Committee*

## Resources |

### *what you may have missed*

#### *Committee Newsletters*

##### **Potential Investment Litigation and Arbitration Trends Arising out of the COVID-19 Financial Crisis: Two Products that will Likely be the Subject of Claims**

By: John F. Beach, Jack Pringle, and Lyndey R.Z. Bryant

*Business Litigation Committee*

##### **10th Circuit Creates Opportunity for Liability Insurers to Hedge Their Bets Against Future Bad Faith Litigation in Claims with Questionable Coverage**

By: Eric R. Mull and Katelyn E. Fischer

*Insurance and Reinsurance Committee*

##### **Illinois Appellate Court Holds Experts Redesignated as Consultants are Entitled to Consultant's Privilege Against Disclosure**

By: Mark D. Hansen and Emily J. Perkins

*Medical Defense and Health Law Committee*

##### **Using Bankruptcy to Your Client's Advantage**

By: Whitney Frazier Watt and Caroline C. Phelps

*Product Liability Committee*

##### **COVID-19 Business Interruption Insurance Claims Coverage Issues**

By: Douglas Vaughn and Francis J. Barry, Jr.

*Insurance and Reinsurance Committee*

##### **Court Cuts Off Oxygen to Autoerotic Asphyxiation Insurance Claim**

By: Gary L. Howard

*Insurance and Reinsurance Committee*

##### **Litigation in the Time of COVID-19: Understanding the Novel Impact on Drug and Device Cases**

By: Robin Shah and Andrew Karp

*Drug Device and Biotechnology Committee*



# Resources |

*what you may have missed*

## *Diversity and Inclusion Resources Page*

The IADC is committed to diversity and inclusion, and strives to create an environment where varied backgrounds, perspectives, and experiences are shared and valued.

The IADC has created a Diversity and Inclusion Resources page where IADC resources and recommendations from members are shared for those who want to make diversity and inclusion a priority personally and professionally.

To view the Diversity and Inclusion Resources page, which has resources added regularly, visit the Resource section of the IADC website.

## *Coronavirus Resources Page*

Visit the IADC's Coronavirus Resources page for IADC resources, along with member firm and company resource pages, articles, and Webinars related to COVID-19.

## *Strategic Partnerships - CPR*

Our strategic partner International Institute for Conflict Prevention and Resolution has many upcoming virtual events. To view their offerings, click [here](#).

## Resources |

### *what you may have missed*

#### **Webinars**

##### **Case Within a Case: Defense of a Legal Malpractice Case Via Trial of the Underlying Action**

Presented by - Business Litigation Committee, Drug, Device and Biotechnology Committee, Professional Liability Committee, and Trial Techniques and Tactics Committee

*Moderator: David C. Anderson, Collins Einhorn Farrell PC*

*Presenters: Zandra E. Foley, Thompson, Coe, Cousins & Iron, LLP; Erin K. Higgins, Conn Kavanaugh; Andrew R. Jones, Furman Kornfeld & Brennan LLP*

[PDF of Presentation](#) | [Webinar Recording](#)

##### **The Ethical Line Between Candor and Zealous Advocacy**

Presented by - In-House and Law Firm Management Committee and Product Liability Committee

*Moderator: Janelle L. Davis, Thompson & Knight LLP*

*Presenters: Hon. Tonya Parker, 116th Civil District Court and Nicole Williams, Thompson Coburn LLP*

[PDF of Presentation](#) | [Webinar Recording](#)

##### **IADC 2020 Virtual Annual Meeting CLE Program: The Use of Genetic Testing in the Courtroom**

[Webinar Recording](#)

For the password, please visit the [Past Webinar Materials](#) page and find the event.

##### **IADC 2020 Virtual Annual Meeting CLE Program: 100 Years of Technological Advances**

[Webinar Recording](#)

For the password, please visit the [Past Webinar Materials](#) page and find the event.

##### **Ascertainability**

Presented by - Class Actions and Multi-Party Litigation Committee

*Presenters: William J. Kelly, III, Kelly Law Partners and Christopher J. Yost, FedEx Corporation*

[PDF of Presentation](#) | [Webinar Recording](#)

Resources |

*what you may have missed*

*Defense Counsel Journal - Volume 87, Number 3*

**President's Page**  
By Andrew S. Chamberlin

**Editor's Page**  
By Kenneth R. Meyer

**Defending the Producers: Examining Product Liability Protection for Compelled Manufacturing Under the Defense Production Act**  
By Lauren R. Greenspoon and Ryan D. Class  
Online Article | PDF to Print

**The EPA's March to Ban Asbestos: 2020 Draft Risk Evaluation**  
By Claire C. Weglarz, Eric T. Hawkins, and Evelyn Fletcher Davis  
Online Article | PDF to Print

**What's Unconstitutional About Wrongful Life Claims? Ask Jane Roe...**  
By Bruce R. Parker, Scott C. Armstrong, and Thomasina Poirrot  
Online Article | PDF to Print

*Podcast: IADC Speaks*

**The Business and Defense of Insurance Companies and Their Insureds in a Post-COVID World - Charles Reynolds, Natalie Furniss, Troy Vuurens**

Charles Reynolds (Trenam Law), Natalie Furniss (in-counsel at Nationwide Insurance) and Troy Vuurens (Heritage Insurance Company), discuss how COVID-19 has altered the insurance industry/litigation and how it will continue to change following COVID-19.



*Play the episode on the IADC website*

## Resources |

### *what you may have missed*

#### *Amicus Curiae Briefs*

##### **IADC Files Amicus Brief in Colorado Supreme Court Urging Substantive Application of Proportionality Requirement Under Amended Rule 26 (8/12/2020)**

*In Re Suranyi v. Watermark Harvard Square AL LLC, Case No: 2020SA234*

The IADC filed an amicus brief in the Colorado Supreme Court opposing a district court's discovery order compelling a long-term care provider to produce confidential and burdensome third-party medical records and family information. The Colorado Supreme Court agreed to hear a direct appeal of the order. IADC's brief focused on the 2015 amendments to Colorado Rule of Civil Procedure 26, which limited the scope of permissible discovery and required courts to analyze proportionality as a threshold issue. After laying out the significance of the Rule 26 changes, the brief argued that the district court failed to consider proportionality and perform the required analysis. It urged the Supreme Court to quash the discovery order and make a clear statement about application of proportionality. Health care groups filed a separate amicus brief on the privacy issues. Thank you to Craig May and Meghan Berglind of Wheeler Trigg O'Donnell LLP for a great brief.

To read the amicus brief filed, [click here](#).

##### **IADC Files Amicus Brief in Utah Supreme Court to Uphold Punitive Damage Waivers (6/17/2020)**

*Doterra Int'l, LLC v. Kruger, Case No.20191040-SC*

The IADC filed an amicus brief in the Utah Supreme Court urging the Court to enforce the validity of preinjury punitive damages waivers. The plaintiff, Kruger, signed up for a doTerra program where she, among other things, signed a contract agreeing that doTerra would not be liable for punitive damages, and doTerra provided discounted products, sales support and a bonus compensation

## Resources |

### *what you may have missed*

#### *Amicus Curiae Briefs*

(continued from previous page)

plan. She claimed personal injury while using a doTerra product and sought punitive damages. The IADC brief explains that the courts should uphold the parties' agreements. Further, pre-injury waivers should not be invalidated as a matter of law, but assessed on a case-by-case basis and upheld here. Thanks to John Anderson and Lauren E.H. DiFrancesco of Stoel Rives for an excellent brief.

To read the amicus brief filed, [click here](#).

#### **IADC Files Amicus Brief in Arizona Supreme Court to Urge the Court to Hear a Case that Would Unwisely Expand the Negligence Per Se Doctrine (6/15/2020)**

*Wing v. U-Haul Int'l, Inc., Case No. CV-20-0081-PR*

The IADC filed an amicus brief in the Arizona Supreme Court urging the Court to grant review in a case where the Court of Appeals improperly expanded the negligence per se doctrine. In Arizona, the "actual rule on the negligence per se doctrine is that unless the statute is construed to impose an absolute duty, its violation may be excused." Here, the plaintiffs were injured in Arizona and alleged the truck and a tow dolly they rented violated an Arizona law allegedly requiring brakes on the tow dolly. The plaintiffs rented the truck and tow dolly in Oregon, though, which did not have such a law. Further, the Arizona law was ambiguous as to whether it even applied to tow dollies. Accordingly, the jury found the negligence per se claim was excused. The Court of Appeals then limited the doctrine's exceptions, making it a rigid test that would not allow for such exceptions. The Arizona Chamber of Commerce joined IADC on the brief. Thank you to Jessie Zeigler of Bass Berry & Sims, PLC and Elizabeth Fitch of the Righi Fitch Law Group on an excellent brief.

To read the amicus brief filed, [click here](#).

Resources |

*what you may have missed*

*Amicus Curiae Briefs*

**IADC Files Amicus Brief in Tennessee Supreme Court Opposing Use of State Drug Dealer Liability Act Against Pharmaceutical Companies (6/12/2020)**

*Effler v. Purdue Pharma L.P., Case No. E2018-01994-SC-R11-CV*

The IADC filed an amicus brief in the Tennessee Supreme Court opposing the use of the state Drug Dealer Liability Act (DDLA) against pharmaceutical companies for selling approved medicines through licensed distribution channels. In the case, contingency fee attorneys recruited the local District Attorneys to file DDLA claims against manufacturers of approved opioid medications. As the brief explains, the DDLA was enacted to fight local street drug crime, not penalize pharmaceutical manufacturers that are operating within the highly regulated market for FDA-approved medications. Congrats to Dick Neumeier of Morrison Mahoney and Charles Michels of Taylor, Pigue, Marchetti & Blair for a great brief.

To read the amicus brief filed, [click here](#).



# Welcome |

## *new members of the IADC*

- Michael J. Cahalane**  
Cetrulo LLP  
Boston, Massachusetts  
United States

**Dan Worthington**  
Ramón Worthington,  
P.L.L.C.  
Edinburg, Texas United  
States

**Don J. Smith**  
SHK Law Corporation  
Vancouver, British  
Columbia Canada

**Lori Worthington Hurl**  
Forsberg & Umlauf P.S.  
Seattle, Washington  
United States

**E. Kenly Ames**  
English, Lucas, Priest &  
Owsley, LLP  
Bowling Green, Kentucky  
United States

**Stacey L. Sever**  
Stich Angell, Kreidler and  
Unke, P.A.  
Minneapolis, Minnesota  
United States
- Hieu Tran Williams**  
Gordon & Rees, LLP  
San Francisco, California  
United States

**Richard R. Roberts**  
FedEx  
Memphis, Tennessee  
United States

**Lorraine Ocheltree**  
Duane Morris LLP  
San Francisco, California  
United States

**Lauren M. Loew**  
Foley & Lardner LLP  
Chicago, Illinois United  
States

**Be-Nazeer Damji**  
Evangelista Barristers &  
Solicitors  
Toronto, Ontario Canada

**G. Todd Butler**  
Phelps Dunbar LLP  
Jackson, Mississippi  
United States
- Tiffany R. Durst**  
Pullin, Fowler, Flanagan,  
Brown & Poe, PLLC  
Morgantown, West  
Virginia United States

**Dean Richardson**  
Moye White LLP  
Denver, Colorado United  
States

**David Prisco**  
AssuredPartners Inc.  
Columbus, Ohio United  
States

**Yasmeen Ghali**  
Investcorp  
Manama, Bahrain

**Marc S. Blubaugh**  
Benesch Friedlander  
Coplan & Aronoff LLP  
Columbus, Ohio United  
States

**Stephanie Penninger**  
XPO Logistics  
Charlotte, North Carolina  
United States

*Whether you have been a member for a short or a long period of time, you may not know everything your membership affords. View our Welcome Membership Packet to learn about some of the key ways you can utilize the benefits of your membership.*

## Upcoming Events |

*engage and connect*

MEETING

WEBINAR

REGIONAL  
MEETING

CLE  
EVENT

Below is a list of upcoming Association events that will take place in the next few months. For up-to-date information on all upcoming events, please visit the events calendar on the IADC website at [www.iadclaw.org/events/](http://www.iadclaw.org/events/).

September 29, 2020

**Ask the President Regional Gathering: Europe, Middle East, and Africa**  
Details and Registration

October 4, 2020

**Cooking and Conversation with Jerry and Alison Kraisinger**  
**(IADC Foundation Social Series)**  
Details and Registration

October 7, 2020

**Are Your Machines Healthy?: Cybersecurity Risk in Medical Devices**  
**(Medical Liability Roundtable Presentation)**  
Details and Registration

October 8, 2020

**Diversity and Inclusion Discussion**

October 13, 2020

**Ask the President Regional Gathering: Asia, Australia, and New Zealand**

October 18, 2020

**Cooking and Conversation with Ed and Aubree Sledge**  
**(IADC Foundation Social Series)**

October 19, 2020

**Ask the President: North and South Americas**

October 25, 2020

**Cooking and Conversation with John T. and Sharon Lay**  
**and Sharon's mom, Barbara Adams (IADC Foundation Social Series)**  
Details and Registration

## Upcoming Events |

*engage and connect*

MEETING

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Below is a list of upcoming Association events that will take place in the next few months. For up-to-date information on all upcoming events, please visit the events calendar on the IADC website at [www.iadclaw.org/events/](http://www.iadclaw.org/events/).

October 28, 2020

**Counsel's Role in Business Crises: Anticipate, Avoid, and Learn from Catastrophes (Webinar)**

October 29, 2020

**Diversity and Inclusion Discussion**

November 1, 2020

**Cooking and Conversation with Cal and Cathy Watson  
(IADC Foundation Social Series)**

Details and Registration

November 4, 2020

**Body Tech: A Health Solution for Consumers or a Liability Trap for Manufacturers? (Webinar)**

November 15, 2020

**Cooking and Conversation with Sherry Knutson, Rupert Vaughn,  
and son Xavier Vaughn (IADC Foundation Social Series)**

November 18, 2020

**Sales Reps Beware: Expanding Theories of Liability in Drug and Device Cases (Webinar)**

November 19, 2020

**Diversity and Inclusion Discussion**

December 2, 2020

**Update on Immigration Law for Pro Bono Practitioners (Webinar)**

Upcoming Events |

engage and connect

MEETING

WEBINAR

REGIONAL MEETING

CLE EVENT

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- December 9, 2020
- Immunity for Social Media - What is the Future for CDA Section 230 Protection? (Webinar)
- December 10, 2020
- Diversity and Inclusion Discussion

IADC Zoom Links

If you've registered for a virtual IADC meeting and have had difficulty locating your Zoom link (each registrant receives a specific link to them), below are some helpful tips:

- After registering, you will receive an email from the IADC staffer coordinating the meeting which uses this [no-reply@zoom.us](mailto:no-reply@zoom.us) address to send your link. Please be sure you whitelist that address as it could get caught in your spam filters. In addition, you are able to add the meeting and your Zoom link to your calendar through this email.
- NEW! Your IADC website profile.** We recently updated online member profiles to include your links to any virtual IADC meeting for which you are registered. Go to your account on IADC's website, and click "to view/edit," then go to the "[Committee and Meeting Participation](#)" tab. Scroll down to "Upcoming Virtual Meetings" and you will find all future virtual meetings for which you are registered with your Zoom links. You can copy and paste your specific Zoom link into your browser to join the meeting.

IADC Successes |

*your accolades, courtroom wins, and pro bono accomplishments*

Mitchell Smith of Germer PLLC became president of the 600 attorney Jefferson County, Texas Bar Association on June 1.

David C. Anderson, a shareholder at Collins Einhorn Farrell PC, has been re-elected to the Board of Commissioners of the State Bar of Michigan.

Thierry Koenig SA, Head of ENSafrica in Mauritius, was elected President of the Mauritius Law Society on July 1.

Bradley LLP partner George R. Parker received the 2020 President's Award given by Alabama State Bar President Christy Crow.

Karen Glickstein, a Principal at Jackson Lewis P.C., authored an article in July for *SHRM.org* on businesses reimposing workplace restrictions in light of the rising number of COVID-19 cases.

Hanotiau & van den Berg partner Paul Lefebvre was appointed President of the Bar of the Supreme Court of Belgium for a two year term starting in September 2020.

Chas Reynolds, senior counsel at Trenam Law, authored an article for *Food Logistics* on COVID-19 and how it would impact supply logistics.

Christopher D'Angelo, a partner at Montgomery McCracken Walker & Rhoads LLP, authored an article on behalf of the IADC for *Modern Contractor Solutions'* July issue on how construction sites could move forward during the pandemic.

*To submit an accolade, courtroom win, or pro bono accomplishment, email Ashley Hatfield, Director of Communications, at [ahatfield@iadclaw.org](mailto:ahatfield@iadclaw.org).*

IADC Successes |

*your accolades, courtroom wins, and pro bono accomplishments*

Bains Fleming, of Norman Wood Kendrick & Turner, was elected to the Alabama Defense Lawyers Association's Board of Directors to serve a three-year term.

Amy E. Askew of Kramon & Graham was invited to become a Fellow of the American Bar Foundation.

Liz Sorenson Brokken, a partner in Foley & Mansfield's Minneapolis office, was recognized with the 2020 Minnesota Defense Lawyers Association (MDLA) President's Award.

Danielle Waltz at Jackson Kelly PLLC authored an article on behalf of the IADC for *Modern Contractor Solution's* 2020 August issue on public versus private projects.

Mitchell Smith of Germer PLLC was elected to the Executive Committee of the National Association of Railroad Trial Counsel (NARTC) for a three-year term expiring in 2023.

M.C. Sungaila, a shareholder at Buchalter, received a 2020 Women of Distinction Honor from California Assembly Member Cottie Petrie-Norris.

Lela M. Hollabaugh and Kimberly B. Martin, partners at Bradley Arant Boult Cummings LLP, have been named to *Benchmark Litigation's* Top 250 Women in Litigation 2020.

Elizabeth Sorenson Brokken, a partner at Foley & Mansfield, PLLP, authored an article for the *HarrisMartin* publication on behalf of the IADC on e-cigarettes as an emerging mass toxic tort.

*To submit an accolade, courtroom win, or pro bono accomplishment, email Ashley Hatfield, Director of Communications, at [ahatfield@iadclaw.org](mailto:ahatfield@iadclaw.org).*



# IADC Successes |

*your accolades, courtroom wins, and pro bono accomplishments*

Many IADC members have been included and recognized in the 27th Edition of *The Best Lawyers in America*®. Members who alerted us of this recognition are noted below.

- Amy E. Askew (Kramon & Graham)
- David Beck (Beck Redden LLP)
- William D. Booth (Plunkett Cooney)
- Charles W. Browning (Plunkett Cooney)
- Kathleen Gallagher (Beck Redden LLP)
- Thomas Ganucheau (Beck Redden LLP)
- Jeff Golub (Beck Redden LLP)
- David Gunn (Beck Redden LLP)
- J.K. Leonard (Naman, Howell, Smith & Lee)
- De Martenson (Huie)
- Mary Massaron (Plunkett Cooney)
- LaBella McCallum (Christian & Small LLP)
- Lyn P. Pruitt (Mitchell Williams)
- Joe Redden, Jr. (Beck Redden LLP)
- Jennifer Segers (Huie)
- Scott Sirich (Plunkett Cooney)
- Richard E. Smith (Christian & Small LLP)
- Gordon Sproule (Huie)
- Sharon D. Stuart (Christian & Small LLP)
- Allen Sydnor (Huie)
- Alan Thomas (Huie)
- W. Curt Webb (Beck Redden LLP)

*To submit an accolade, courtroom win, or pro bono accomplishment, email Ashley Hatfield, Director of Communications, at [ahatfield@iadclaw.org](mailto:ahatfield@iadclaw.org).*

## NOMINATE

We want to make sure we have the very best in our ranks.

If you'd like to nominate someone for IADC membership, click here.

## Thank You to Our Sponsors

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*SEA, Ltd.*

## In Their Own Words

Asim Desai talks about the networks he has been able to develop within the IADC that apply directly to his practice.



## IADC Merchandise Available

Visit our IADC store for branded items that are available for purchase that will help show your association pride.

From t-shirts to luggage tags to mouse pads, we've got lots of options!

[https://www.zazzle.com/iadc\\_store](https://www.zazzle.com/iadc_store)



IADC members are the best of the best! If an opportunity arises to refer business, please Think IADC First.