



Differential Diagnosis and *Daubert*: Preventing the Misuse of Differential Etiology to Prove Causation

Wednesday, September 28, 2016

12:00 – 1:00 p.m. CDT

Dear IADC Member:

Please join us for a complimentary Webinar (Web-based seminar produced through Adobe Connect) sponsored by the IADC Environmental and Energy Law Committee and Toxic and Hazardous Substances Litigation Committee on Wednesday, September 28, 2016 for one (1) hour beginning at:

10:00 AM PDT / 11:00 AM MDT / 12:00 PM Noon CDT / 1:00 PM EDT

HOW TO REGISTER:

ONLINE REGISTRATION! Although there is no fee to attend, you must register so that the IADC can plan accordingly for the number of interested participants. [Click here](#) to register online. You must be logged in with your IADC username and password in order to register. If you are registering multiple participants from the same firm, please register each participant individually.

We hope that you will join us for this exciting and informative program. If you have any questions, please contact **Melisa Maisel Vanis**, Professional Development Manager, at mmaisel@iadclaw.org or by telephone at 312.368.1494.

THE PRESENTATION:

Differential Diagnosis and *Daubert*: Preventing the Misuse of Differential Etiology to Prove Causation

While a "differential diagnosis" in medicine and a "differential etiology" in the courtroom have similar names and follow similar steps, they have vastly different purposes and apply different causal standards. Still, courts sometimes confuse the two and admit causation opinions based on speculative or insufficient evidence.

This Webinar is intended as a guide for defense lawyers who are facing personal injury claims in which the plaintiff's expert purports to base his or her causation opinion on a differential diagnosis. It will explore the technique as it has been employed in the courts, describe the weaknesses and logical fallacies which underlie the technique, and provide practice tips for defending against differential etiology opinions.

THE PRESENTERS:

Anthony Hopp (ahopp@steptoe.com)

Steptoe & Johnson, Chicago, IL

Tony Hopp represents clients in complex commercial, environmental, and mass tort matters. He handles all phases of single plaintiff, multi-plaintiff, and class action claims. He provides national counsel to manufacturers and distributors of registered pesticides and chemical products in matters pending around the country.

Tony has tried multiple cases to verdict and other successful outcomes in state and federal courts. Some of these matters include defeating class certification for medical monitoring after a multi-day evidentiary hearing, obtaining defense verdicts on medical monitoring claims in a subsequent jury trial, securing multiple defense verdicts in TCE groundwater contamination cases, and obtaining injunctive relief in cases involving Lanham Act violations, trade secrets and breaches of post-employment restrictive covenants. He has also argued and won appeals in environmental and toxic tort matters in Illinois, California, New York, Nebraska and the US Court of Appeals for the Seventh Circuit.

Jeremy S. Goldkind (jgoldkind@steptoe.com)

Steptoe & Johnson, Chicago, IL

Jeremy S. Goldkind, a partner in Steptoe's Chicago office, represents a range of national and international clients in complex commercial disputes and product liability matters. Mr. Goldkind litigates in state and federal courts through the United States in cases involving a breadth of claims and legal issues including: contractual, quasi-contractual, and fraud in the technology, healthcare, and advertising/marketing arenas, as well as coordination of national product liability and tort litigation in the areas of carbon and petroleum-based products, wood-treating products, heavy manufacturing, and the alcohol beverage industry.

Mr. Goldkind has experience in all aspects of litigation including jury trials, motion practice, discovery, mediation, and appellate practice. He has experience managing and participating in large-scale electronic document management and discovery and works extensively with clients on strategies to avoid or resolve disputes at an early stage, so as to avoid or minimize litigation risks.

IADC Webinars are made possible by a grant from The Foundation of the IADC.

The Foundation of the IADC is dedicated to supporting the advancement of the civil justice system through educational opportunities like these Webinars. For more information on The Foundation, visit www.iadcfoundation.org.