TOXIC TORT / HAZARDOUS SUBSTANCES

Mounting a toxic tort defense presents unique challenges for businesses and their attorneys. Numerous difficult procedural and evidentiary issues arise throughout the litigation process, especially when trying a case before a jury. Lawyers must master the statutory framework and applicable government regulations, and understand the underlying sciences involved in each case. They must also possess the skill to explain complicated scientific, medical and legal concepts clearly. Segal McCambridge lawyers have the experience and savvy to take on high-stakes litigation on a national scale. Businesses and their insurers rely on Segal McCambridge’s highly skilled toxic tort litigators to handle their bet-the-company toxic tort cases.

UNMATCHED EXPERIENCE

From single-plaintiff lawsuits to multidistrict litigation, class actions, mass tort actions, consolidated cases, and concurrent state and federal court cases, our lawyers have litigated thousands of toxic tort and environmental claims. Serving as national trial counsel, national coordinating counsel, regional counsel, local counsel, MDL counsel and expert development counsel, we manage all aspects of litigation from pre-trial discovery through trial and appeals. We effectively argue causation defenses and risk transfer/liability sharing, and skillfully employ early motion practice, including Daubert/Frye motions and other legal doctrines to win case dismissals.

Our lawyers also represent clients at hearings before the EPA and other regulatory bodies. When clients have concluded that settlement is the best course of action, we have negotiated global, jurisdiction-wide and individual settlements, avoiding the cost and disruption of full-blown litigation.

Segal McCambridge lawyers have defended manufacturers, suppliers, service providers, property owners and employers against personal injury, catastrophic loss, property damage, soil, air and water contamination, and reduced property value claims, among many other types of toxic tort exposure claims.

We have litigated cases involving a wide variety of chemicals and other potentially toxic substances, including:

- Asbestos
- Benzene
Carbon Monoxide
- Chemical Exposures, Spills and Leaks
- Diacetyl (Butter Flavoring)
- Diesel Fumes
- Lead Poisoning
- Legionnaires’ Disease and Bacterial Contamination
- Mercury Poisoning
- Mold and Vapor Intrusion
- Pesticides
- Polycarbonate Plastic Bottles
- Silica
- Talc
- Vinyl Chloride

We have also litigated cases claiming injury due to use of welding rods and failed respiratory protection equipment, as well as World Trade Center claims, and injuries allegedly caused by exposure to electromagnetic fields and radiation.

**TECH SAVVY, COST-EFFECTIVE SERVICE**

Recognizing that scientific and technical evidence are often key aspects of a successful toxic torts defense, we employ state-of-the-art document management systems, and maintain a comprehensive database of medical and scientific sources, expert witness testimony and legal research. Using these resources and leveraging long-standing relationships with experts in fields such as epidemiology, industrial hygiene, material science, oncology, pathology, pulmonology, radiology and toxicology, we cost-effectively litigate even the largest and most complicated cases.

We offer a variety of fee structures and bill at competitive rates. Aggressively controlling expenses, we work toward providing clients with cost predictability and top-quality service.

**PROACTIVE GUIDANCE AND RISK AVOIDANCE COUNSEL**

Beyond the courtroom, we work closely with our clients to devise strategies, safety measures, policies and procedures to limit their liability exposure and help them manage risk. Our lawyers also offer guidance on regulatory compliance matters, cleanup responsibilities, insurance coverage and claims,
and a host of other matters. Active in professional associations on a local and national basis, we stay current on legal developments and industry trends impacting our clients, often speaking at seminars on related topics.

We have also been actively involved in constitutional challenges to tort reform statutes, arguing in defense of caps on noneconomic and punitive damages, the repeal of joint and several liability, and legislative changes affecting the statute of repose.

NEWS

Founding Shareholder Edward J. McCambridge Named to Top 100 Registry Inc. ’s Top 100 Lawyers for 2018
January 22, 2019

Segal McCambridge Welcomes R Delacy Peters to its Chicago Office
September 4, 2018

Chicago Shareholder Timothy Krippner Co-Chairs 2018 Perrin Cutting Edge Issues in Asbestos Litigation Conference
March 8, 2018

Segal McCambridge Expands Toxic Tort Team with Five New Associates
November 15, 2017

Chicago Shareholder Jill M. Felkins and Chicago Associate Joi Kamper Prevail on Motion for Summary Judgment in Asbestos Exposure Case
May 3, 2017

Chicago Shareholders Edward J. McCambridge and Jason P. Eckerly Succeed on Appeal
Court of Appeals of Iowa Reverses and Remands on Behalf of Client, Weil-McLain
April 19, 2017

Segal McCambridge Elects Five New Shareholders
March 7, 2017

Segal McCambridge Chicago Team Successfully Argues Motion to Dismiss in Asbestos Exposure Case
November 30, 2016

The First Department Provides Additional Guidance With Three Post-Dummitt Decisions
October 7, 2016
Segal McCambridge Chicago Grows Toxic Tort and Medical Malpractice Teams
With 11 New Associates in Chicago
July 15, 2016

Myers-Geyman Defendants Petition Supreme Court for Rehearing, State of
Indiana Intervenes in Case and Separately Requests Rehearing
April 11, 2016

Segal McCambridge Attorneys Jason Eckerly and Cameron Turner Obtain
Reversal in Asbestos Interlocutory Appeal
April 1, 2016

Indiana Supreme Court: Elimination of Statute of Repose Defense in Asbestos
Product Cases
March 4, 2016

DRI Asbestos Medicine Seminar Focuses on Latest Medical Advances
December 4, 2015

Jason Eckerly to Speak on the Status of Asbestos Litigation at ABMA Summer
Meeting in Florida
May 12, 2014

Bautista and Higginbotham Invited to Contribute to NBI Toxic Tort Video
March 25, 2014

Segal McCambridge Obtains Two Defense Verdicts in New York City Asbestos
Litigation Involving Mesothelioma Wrongful Death Claims
March 18, 2014

Segal McCambridge Elects 4 New Shareholders and 2 Equity Shareholders to
Partnership
January 27, 2014

Five Attorneys Named 2014 Top Rated Lawyers by American Lawyer Media
and Martindale-Hubbell®
January 15, 2014

Twenty-Six Segal McCambridge Attorneys Named to 2014 Illinois Super
Lawyers List
January 13, 2014

Significant Ruling for Defendants in Illinois and Iowa Asbestos-Related
Premises Liability Cases
October 29, 2013
3rd Circuit Affirms Dismissal of Asbestos Exposure Claims Against Segal McCambridge Clients
October 29, 2013

DRI’s The Voice Features Attorney Christian Gannon
July 11, 2013

Segal McCambridge Prevails On Appeal Vacating $2.5M Judgment In New York City Asbestos Litigation
May 30, 2013

Asbestos Litigation Conference Co-Chair Tim Krippner Featured in The Madison-St. Clair Record and Chicago Daily Law Bulletin
March 22, 2013

Trial Victory in New Jersey: Segal McCambridge Achieves Unanimous Jury Verdict for Client in Multi-Million Dollar Toxic Exposure Case
February 7, 2013

Segal McCambridge Shareholder Jonathan Lively Named to ABA Toxic Tort/Environmental Leadership Post
August 8, 2012

Segal McCambridge Shareholder Tim Krippner To Serve as Co-Chair of Perrin’s Asbestos Conference
February 1, 2011

Segal McCambridge Shareholder William Mahoney To Serve on Editorial Advisory Board for Voir Dire Text from James Publishing
April 9, 2010

Appellate Victory for Client Incorrectly Sanctioned at Trial for Failing to Produce Third-Party Witness
February 12, 2010

Four Segal McCambridge Shareholders To Take Prominent Roles in Perrin Asbestos Conference
December 18, 2009

Segal McCambridge Shareholder Edward J. McCambridge To Speak at London Asbestos Litigation Conference
August 7, 2009

Segal McCambridge Shareholder Timothy Krippner Quoted in Chicago Daily Law Bulletin Article
July 14, 2009

Four Segal McCambridge Shareholders To Speak at Perrin’s Asbestos Litigation Conference in September
June 30, 2009

Segal McCambridge Shareholder Tim Krippner to Address HarrisMartin Asbestos Conference
June 12, 2009

Illinois Supreme Court Reverses Nolan v. Weil-McLain
April 16, 2009
ARTICLES & PUBLICATIONS

You Thought You Were Covered - The New Wave of Civil Claims Against Illinois Employers For Latent Workplace Injuries
Jonathan M. Lively and Benjamin J. Nellans
*The American Bar Association Toxic Torts and Environmental Law Summer Newsletter, Summer 2019*

Illinois Workers’ Comp Bill Should Not Apply Retroactively
Law360 Expert Analysis
William R. Irwin
*Law360, May 13, 2019*

Remove or Remain: Trying Asbestos in Illinois
Cameron Turner and Sean Phillips
*Illinois Bar Journal, December 2018*

Toxic Tort: ‘Make the Complex Simple’
An Interview With Jason Eckerly
*Lawyer Monthly Magazine, February 28, 2018*

What General Counsel Should Know About Legionnaires’ Disease
Thomas P. Bernier, Susan E. Smith and Paul E. Wojcicki
*Today’s General Counsel, October 2015*

Mass Screenings: A Tale Of Two Recent Court Approaches
May 2, 2012

Albany Law Review Article: The Controversial Contradiction between Traditional Precedent and Recent Failure To Warn Jurisprudence in New York
August 1, 2011

Toxic Tort Newsletter, Winter 2010-2011
February 1, 2011

Toxic Tort Newsletter - Fall 2009, Vol. 8 Issue 2
December 16, 2009

Toxic Tort Newsletter - Winter 2009, Vol. 8 Issue 1
February 12, 2009

Toxic Tort Newsletter - Spring 2008, Vol. 7 Issue 2
June 16, 2008

Toxic Tort Newsletter - Fall 2007, Vol. 6 Issue 3
September 20, 2007
Asbestos Litigation: Where We Have Been; Where We Are Now; Where We Are Going
Edward J. McCambridge
*FDCC Quarterly, Volume 57, Number 4, Summer 2007*

Asbestos: Selected Cancers - Recent NIH Study on
April 1, 2007

*Frye Meets Parker* and the Effect on Toxic Exposure Cases
April 1, 2007

Toxic Tort Newsletter - Winter 2007, Vol. 6 Issue 1
January 1, 2007

Toxic Tort Newsletter - Fall 2006, Vol. 5 Issue 2
September 1, 2006

State-of-the-Art and State Farm v. Campbell - Application Beyond Exemplary Damages
September 1, 2006

Who’s Watching the Gate? The Recent Evolution of Frye in The Toxic Exposure Arena
August 25, 2006

Benzene: A Litigation Perspective
August 1, 2006

Toxic Tort Newsletter - Spring 2006, Vol. 5 Issue 1
March 1, 2006

Blurred Lines: The Interplay of Duty and Foreseeability
November 1, 2005

Asbestos Trust: Time for a Decision
July 1, 2005

Toxic Tort Newsletter - Spring 2005, Vol. 4 Issue 1
March 1, 2005

Toxic Tort Newsletter - Winter 2004, Vol. 3 Issue 1
December 1, 2004

Toxic Tort Newsletter - Spring 2004, Vol. 3 Issue 1
March 1, 2004

Toxic Tort Newsletter - Winter 2003, Vol. 2 Issue 1
December 1, 2003

Mold Litigation
*Segal McCambridge Singer & Mahoney’s Toxic Tort Newsletter, Vol. 2, Issue 2, Spring 2003*
EVENTS

Chicago Shareholder Jonathan M. Lively to Co-Chair Asbestos Claims & Litigation Forum
Chicago, IL, May 21-23, 2018

Chicago Shareholder Jonathan Lively to Chair ABA Spring CLE Meeting for Toxic Torts & Environmental Law Committee
Phoenix, AZ, April 6, 2017

Chicago Shareholder Timothy Krippner Co-Chairs Perrin Cutting Edge Issues in Asbestos Litigation Conference
Beverly Hills, CA, March 6, 2017

Segal McCambridge Attorneys to Speak at DRI Asbestos Medicine Conference
New Orleans, LA, November 10, 2016

Chicago Shareholder Tim Krippner Chairs Asbestos Litigation Conference
Beverly Hills, CA, March 14, 2016

Segal McCambridge Shareholder Jonathan Lively to Speak at the American Conference Institute’s 20th National Advanced Forum on Asbestos Claims & Litigation in Philadelphia
The Union League, January 14, 2016

Michael Cantieri Speaks at Perrin Conferences Asbestos Litigation Conference
San Francisco, CA, September 30, 2015

Segal McCambridge Shareholder Jonathan Lively to Speak at the Chicago 19th National Advanced Forum on Asbestos Claims and Litigation
Omni Hotel, Chicago, IL, June 23, 2015

Segal McCambridge Shareholders to Chair and Speak at Perrin Cutting-Edge Issues in Asbestos Litigation Conference
Beverly Hills, CA, March 16, 2015

Jason Eckerly Invited to Present Asbestos Update to American Boiler Manufacturers Association in June
Update on Asbestos Litigation – What Has Been Learned Over The Years and How It Is Being Applied
Ponte Vedra Beach, FL, June 28, 2014

Christian Gannon To Speak at Benzene Mock Trial on July 9
July 1, 2013

Jason Eckerly to Speak on the Status of Asbestos Litigation at ABMA Summer Meeting in Colorado
May 8, 2013

Timothy Krippner to Co-Chair Upcoming Asbestos Litigation Conference in Beverly Hills
March 1, 2013
Segal McCambridge Shareholders William Mahoney and Ed McCambridge To Speak at DRI's Asbestos Medicine Seminar
July 30, 2012

Segal McCambridge Shareholders William Mahoney and Timothy Krippner To Speak at Perrin Risk Conference in London
March 27, 2012

Segal McCambridge Shareholder Tim Krippner to Co-Chair Perrin Asbestos Conference. Shareholders Christian Gannon, Catherine Goldhaber and William Mahoney to Speak.
January 4, 2012

Segal McCambridge Shareholders Catherine Goldhaber and Jonathan Lively to Speak at DRI Asbestos Medicine Seminar
June 22, 2011

Segal McCambridge Shareholder Cameron Turner Asked To Speak at HB Asbestos Conference
June 2, 2011

Segal McCambridge Shareholder Nathan Horne Added to Line-Up at Perrin Asbestos Bankruptcy Conference
May 23, 2011

Segal McCambridge Shareholder Cameron Turner To Speak at HB Asbestos Litigation Conference
March 16, 2011

Segal McCambridge Shareholder Erich Gleber To Speak at HarrisMartin Delaware Asbestos Conference
February 23, 2011

Three Segal McCambridge Shareholders To Speak at Perrin's Asbestos Conference
February 1, 2011

Segal McCambridge Shareholder Catherine Goldhaber Added to Line-Up at Perrin Conferences' Asbestos Litigation Conference
August 16, 2010

Segal McCambridge Shareholder Jonathan Lively To Speak at HarrisMartin's Midwest Asbestos Litigation Conference
August 10, 2010

Segal McCambridge Shareholder Jason Kennedy to Speak at Perrin Conferences' Asbestos Litigation Conference
July 1, 2010

Segal McCambridge Shareholders Catherine Goldhaber and Timothy Krippner to Speak at DRI's Asbestos Medicine Seminar
June 30, 2010

Segal McCambridge Shareholder Christian Gannon To Speak at ACI's Mass Tort Conference in September
May 19, 2010

Segal McCambridge Shareholder Nathan Horne To Speak at Perrin Conferences' Asbestos Bankruptcy Conference