

CLEAR DIRECTION IN
COMPLEX CASES

Attorneys

John J. Cloherty III
Jason W. Crotty
Michael D. Leedberg
Joel F. Pierce

Practice Areas

Overview
Business Litigation
Civil Rights
Elevator Liability
Employment Law
General Litigation
Governmental, Municipal &
School Liability
Higher Education Litigation
Insurance Coverage
Mediation
Product Liability
Toxic Torts
Workplace Investigations

Elevator Liability

Our Elevator and Escalator Liability practice group has over 50 years of collective experience defending companies that manufacture, install, and maintain elevator and escalator equipment. Applying our combined knowledge of the mechanical workings of elevators and escalators, relevant state and federal laws, industry standards and insurance coverage issues, we are able to successfully represent corporations and insureds in claims ranging from personal injury, and product liability, to toxic tort. We also have extensive experience asserting contractual defenses, especially the indemnification and hold harmless language found in many contracts, to eliminate, mitigate or shift liability exposure. We have a network of expert witnesses to call upon to assist in the evaluation of liability and to testify in the defense of the client's business practices.

From large national manufacturers of elevators and escalators to small local elevator maintenance companies, we assist our clients in navigating the often complex legal issues that arise in their past and present business operations.

Our experience in this industry includes:

- ▶ Defending diverse personal injury claims in multiple jurisdictions related to alleged code violations and alleged failures to properly inspect or maintain elevator and escalator equipment.
- ▶ Defending various claims of strict product liability in multiple jurisdictions related to alleged defectively manufactured elevator and escalator equipment or component parts.
- ▶ Defending toxic-tort/asbestos lawsuits brought by elevator mechanics against manufacturers of elevators and their component parts.
- ▶ Defending wrongful death actions brought by the estates of passengers on elevators or escalators.
- ▶ Pursuing and defending against breach of contract and other claims related to commercial business operations.
- ▶ Defending employment and labor related claims.
- ▶ Drafting elevator service agreement contract language governing the duties and liabilities of both the elevator owner and the elevator maintenance company.
- ▶ Assisting with the preparation and implementation of uniform standards for the defense and administration of personal injury claims.
- ▶ Handling public bid disputes, both during the administrative hearing and post-administrative appeal processes.