



Andrew J. Scholz
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PRACTICE AREAS

Environmental
Transportation
Toxic Tort
Product Liability



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Andrew Scholz is a partner in the firm's New York City office. He is a trial lawyer with over 15 years of experience defending companies and individuals in mass tort, toxic tort, and environmental litigation in state and federal trial and appellate courts. His toxic tort experience includes defending cases involving exposure to asbestos, Legionella bacteria, adulterated food, spray foam, mold, benzene, barium, and other chemicals.

Andrew has played a leading role in the discovery phases of multi-defendant, complex tort litigations, and has experience handling complex cases involving *Daubert* challenges to expert witness testimony. He previously defended certain property owners and commercial lessees of the World Trade Center against thousands of catastrophic injury, property damage, and death claims arising out of the terrorist-related aircraft crashes of September 11, 2001. Andrew has also tried and arbitrated cases in New York and Washington, D.C.

Representative Matters

- Prevailing on motions *in limine* to exclude design defects and warning experts, and simultaneously obtaining summary judgment in catastrophic product liability cases
- Prevailing on a motion for summary judgment in a personal injury claim arising out of exposure to tear gas
- Defending clients in hydraulic fracturing litigation involving claims of alleged groundwater contamination
- Defending premises owners and lessees against Legionella-related claims.
- Defending food manufacturers in foodborne illness litigation
- Defending manufacturers and premises owners in asbestos litigation

Previously, Andrew served as co-chair of the Toxic Tort Subcommittee within the American Bar Association's Mass Torts Committee. He frequently authors articles on mass tort, toxic tort, and environmental law issues, and regularly contributes to Goldberg Segalla blogs. Andrew's recent blog pieces can be found on *Shale Watch*, which explores the legal developments and emerging trends arising out of hydraulic fracturing, and *Asbestos Case Tracker*, which was recently named to the *ABA Journal's* prestigious Blawg 100 and named the Best Litigation Blog for 2016 by the Expert Institute in its annual legal blog contest.

Honors

- New York Metro *Super Lawyers*, 2014–17 (Thomson Reuters)
- *View peer-review methodologies at superlawyers.com. No aspect of this advertisement has been approved by the Supreme Court of New Jersey.*

Professional Affiliations

- DRI: Toxic Tort and Environmental Committee
- American Bar Association: Mass Torts Committee; Past Co-Chair, Toxic Torts Subcommittee

Admitted to Practice

- New York
- New Jersey
- U.S. District Courts for the Northern, Southern, and Eastern Districts of New York
- U.S. District Court for the District of New Jersey
- U.S. Court of Appeals for the Second Circuit

Civic Activities

- Volunteer to American Bar Association's BP Oil Spill Task Force (2011)

Education

- Brooklyn Law School, J.D., 2001 (Richardson Scholar)
- University of South Florida, B.A., 1995

Publications/Presentations

- Presenter, "Crisis Management: Food, Beverage, and Hospitality Industries," Perrin Food and Beverage Litigation Conference, Chicago, IL, October 25, 2017
- Panelist, "Emerging Legal Issues Impacting Wineries, Breweries, and Distilleries: What You Need to Know," Food Law Basics and Beyond, Texas Bar Association, October 12, 2017
- Panelist, "Fueling the World: The Risks Associated with Energy," Perrin's Environmental & Risk Litigation Conference, New York City, June 20, 2017
- Co-Presenter, "Recipes for Success: Management and Defense Strategies for Litigating Foodborne Illness Claims," Goldberg Segalla Toxic Torts and Environmental Law Seminar, May 23, 2017
- Co-Presenter, "Game-Changing Asbestos Developments: This Past Year's Most Significant Verdicts and Decisions," Goldberg Segalla Toxic Torts and Environmental Law Seminar, May 23, 2017
- Co-Author, "Asbestos Litigation: Alive and Strong," *DRI Toxic Tort and Environmental Law Compendium*, Spring 2017
- Co-Presenter, "Defending Foodborne Illness Claims," Client presentation, Dover, NH, March 21, 2017
- Contributor, Shale Watch Blog - A Review of the Legal Developments Arising Out of Hydraulic Fracturing: <http://shalewatchblog.com>
- Presenter, "Hydraulic Fracturing — Emerging Regulatory & Litigation Issues and Trends," Toxic Tort/Environmental Scouting Report Seminar, Chicago, IL, October 18, 2016
- Conference Chair and Presenter, "Effective Strategies in Defending an Adulterated Food Claim," First Annual Food Litigation ExecuSummit, Uncasville, CT, February 2-3, 2016
- Panelist, "Defending Damages, Including Considering Life Care Plans and Economic Loss," 2015 DRI Asbestos Medicine Conference, Las Vegas, NV, November 5, 2015
- Co-Author, "Hydraulic Fracturing: A Retrospective of Key Legal Disputes in 2014 and Predictions for the Future," *AIRROC Matters*, Spring 2015
- Featured in "And The Defense Wins," Defense Research Institute, May 28, 2014
- Author, "Decisions Limiting Toxic-Tort Claims: Aberration or Potential Trend?" American Bar Association *Mass Torts Litigation*, Spring 2014, Vol. 12, No. 3
- Co-Author, "Asbestos Litigation: Alive and Strong in 2014," *For the Defense*, Defense Research Institute, April 2014
- Panelist, "Food-Safety Best Practices," CPCU Society Webinar, March 20, 2014
- Presenter, "In-House and Law Firm Management/Technology — Galvanizing Your Practice Through Social Media," 2014 IADC Mid-Year Conference, February 10, 2014
- Co-Author, "Going Global: Navigating Import and Export Safety Regulations," *Food Manufacturing*, February 10, 2014
- Co-Author, "The New Wave of Food Labeling Litigation: Primary Defenses and Practical Considerations," *NYSBA Torts, Insurance, and Compensation Law Journal*, Winter 2013
- Presenter, "Apportioning Liability in Jurisdictions with Fault Allocation: Sorting Out Verdict Form and Other Complexities Given That Today's Cases Name Dozens of Parties as Liable for Exposure," American Conference Institute's 15th National Advanced Forum on Asbestos Claims & Litigation, New York, NY, October 8, 2013
- Co-Author, "Will the FDA Kill the Caffeine Buzz?" *Food Processing*, September 27, 2013
- Co-Author, "The New Food Fight: Defending Against Labeling Litigation," *Food Manufacturing*, May 21, 2013

- Co-Author, "Simple Steps Can Protect Drillers: In Fracking, Practical Coverage and Risk-Shifting Can Ease Litigation Threats," *National Driller*, March 2013

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- Co-Author, "Hydraulic Fracturing Holds Litigation Risks," *National Driller*, January 2013
- Co-Author, "Fifty States Of Mold Claims: A Comprehensive Survey of Defense Strategies, Coverage Exclusions, and Liability Implications Across the U.S.," *Mealey's Litigation Report: Mold*, January 2013
- Presenter, "Fracking: The Personal Injury Case" and "Legal Ethics and Fracking Law," Fracking Injury Cases Webinar, National Business Institute, January 2012
- Moderator, Hydraulic Fracturing Panel: Annual Chemical Products and Toxic Tort Regional Seminar, American Bar Association, New York, October 29, 2012
- Author, "Proposed Class Plaintiffs to Pay Pre-Certified Discovery Cost," American Bar Association *Mass Torts Litigation: News & Developments*, September 20, 2012
- Author, "Environmental Groups Seek to Expand Public Trust," American Bar Association *Mass Torts Litigation: News & Developments*, August 14, 2012
- Quoted in "Attorneys Say Fracking Could Happen This Year," *Business First*, May 25, 2012

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