

Peter A. Antonucci

Areas of Concentration

- Class action
- Products liability
- Corporate governance
- Consumer fraud
- Pharmaceutical litigation
- Medical devices
- Corporate successor liability/Piercing the corporate veil
- Punitive damages

Significant Representations

- Lead counsel in the defense, and resolution, of a Multi-District Litigation matter on behalf of LifeLock, Inc., involving numerous putative class actions relating to identity theft protection and consumer fraud -- and concurrent investigations and litigation filed by 35 attorneys general and the FTC. (2008-2012)
- Lead counsel on behalf of Glaxo Smith Kline prosecuting a \$1.8 billion case involving the use of ADD & ADHD products. (2009-2012)
- National counsel for a major pharmaceutical company defending hundreds of personal injury and class action lawsuits involving drugs used in the treatment of Parkinson's disease that were alleged to cause compulsive behavior. (2006-07)
- Lead counsel in the defense of a series of national putative class actions involving alleged failures of bullet-resistant vests. (2004-2006)
- National counsel in the defense of class actions and a Multi-District Litigation involving silicone breast implants. (1993-96)
- Litigation counsel representing American Airlines in antitrust, investigative, and criminal matters. (1998-2003)
- Litigation counsel representing Enron in fraud and bankruptcy cases. (2001-2005)
- National counsel for three pharmaceutical companies in the defense of a series of over 35 cases in 16 state and federal courts alleging death from the use of a radio-opaque contrast medium, and development of successful defenses based on theories of successor liability and piercing the corporate veil. (1990-94)
- Lead counsel for a Japanese medical device manufacturer in a case involving death as a result of the alleged failure of a cardiac balloon catheter in Hawaii. (2004-06)
- Lead counsel for a Fortune 50 company in the defense of a series of consolidated cases seeking \$400 million in damages as a result of alleged cancers and birth defects

due to exposure to Di (2-ethylhexyl) Phthalate, while working on Trident Nuclear Submarines. (1997-2000)

Professional and Community Involvement

- Professional Involvement
 - Member, Law and Public Service Committee, American Bar Association, Section of Tort Trial and Insurance Practice, 2012-2014
 - Member, Governing Council, American Bar Association, Section of Tort Trial and Insurance Practice, 2008-2011
 - Member, Task Force on Revenue Enhancement, American Bar Association, Section of Tort Trial and Insurance Practice, 2007-2008
 - Member, Long Range Planning Special Standing Committee, American Bar Association, Section of Tort Trial and Insurance Practice, 2007-2008
 - Member, Task Force on Strategic Alliances, American Bar Association, Section of Tort Trial and Insurance Practice, 2005-2007
 - Board of Editors, LJM Product Liability Law and Strategy, May 2005 - 2012
 - , CLE Board, American Bar Association, Section of Tort and Insurance Practice, 2004-2005
 - Member, Long Range Planning Committee, American Bar Association, Section of Tort and Insurance Practice, 2003-2005
 - Member, Public Relations Committee, American Bar Association, Section of Tort and Insurance Practice, 1999-2002
 - Chair, American Bar Association, Section of Tort and Insurance Practice, Committee on Toxic Substances and Environmental Law, 1999-2000
 - Member, Year 2000 Task Force, American Bar Association, Section of Tort and Insurance Practice, 1998-2000

- Community Involvement
 - Board of Directors, Alzheimer's Association, New York Chapter, 2008-2012
 - Board of Directors, East Sixties Properties Owners Association, 1995-2012
 - President, St. David's School Alumni Association, 1995-2000

Awards and Recognition

- “Edmund S. Muskie Lifetime Pro Bono Service Award,” American Bar Association, 2012
- Selected by *Super Lawyers* magazine, 2006-2008; 2011-2012
- Highest Avvo Attorney Ranking Possible, 2005-2016
- Team Leader, Law 360 “Product Liability Practice Group of the Year,” 2011
- Elected to “Who’s Who among Executive and Professionals,” 2010
- Elected to "Who's Who in Finance and Business," 2006
- Elected to "Who's Who in American Law," 2002
- Elected to "International Who's Who of Entrepreneurs," 1997
- Elected to "International Who's Who of Professionals," 1994

Clerkship

- Law Clerk, Chief Judge Paul P. Rao, United States Court of International Trade, 1988

Internship

- Intern, United States Attorney's Office, Eastern District of New York, 1988-1989

Articles, Publications & Lectures

Television

- Frequent legal commentator for CNN, Fox News, CNBC

Published Books

- Author, “Statistical Sampling As a Basis for Extrapolating Liability and/or Damages,” a chapter in *A Practitioner’s Guide to Class Actions*, American Bar Association, 2010
- Author, “Class Action Litigation in New York State Courts,” a chapter in *A Practitioner’s Guide to Class Actions*, American Bar Association, 2010
- Co-Author with Keith B. Gibson and Lianne Pinchuk, *Punitive Damages: A State-by-State Assessment*, Weil Gotshal & Manges, January 2006
- Co-Author with Louis J. Briskman and James W. Quinn, "Marketing to Potential Corporate Clients," a chapter in *Successful Partnering Between Inside and Outside Counsel*, Robert L. Haig, ed., West Group, 2000
- Co-Author with Arvin Maskin, "A Punitive Damages Primer: Legal Principles and Constitutional Challenges," Washington Legal Foundation, 1994

Published Articles

- Author, "Crisis Management: The Role of Outside Counsel," American Bar Association, Section of Tort Trial and Insurance Practice, Beijing, China, September 2009
- Quoted, "Chinese Companies Nearly Immune to U.S. Lawsuits, Despite Trade Pressure," *The San Diego Union-Tribune*, February 2008
- Author, "When a Class Action Defendant Declares Bankruptcy: What Is A Co-Defendant to Do?" American Bar Association, Section of Tort Trial and Insurance Practice, Tokyo, Japan, December 2007
- Author, "Regulation through Litigation: What Happens When States and Plaintiffs' Lawyers Team Up?" American Bar Association, Section of Tort Trial and Insurance Practice, Toxic Tort and Environmental Law Committee, March 2007
- Author, "What Happens When Class Actions Collide with Bankruptcy?" *The Brief*, American Bar Association, Vol. 35, No. 3, Spring 2006
- Author, "A Primer for Successor Corporations on Avoiding Potential Product Liability Exposure," Part II, *Product Liability Law & Strategy*, Vol. 24, No. 7, January 2006
- Author, "A Primer for Successor Corporations on Avoiding Potential Product Liability Exposure," Part I, *Product Liability Law & Strategy*, Vol. 24, No. 6, December 2005
- Author, "Bankruptcy and Class Actions: Can They Live in Harmony?" American Bar Association, Tort Trial & Insurance Practice Section, Washington, D.C., November 9, 2005
- Author, "West Virginia Supreme Court Strikes Blow Against 'Drive-By' Class Action Certifications," *Product Liability Law & Strategy*, Vol. 24, No. 1, July 2005
- Author, "The Importance of Product Liability Risk Assessment in Business Valuation and Acquisitions," *The Metropolitan Corporate Counsel*, Vol. 13, No. 5, May 2005
- Author, "Silicosis Litigation: Here We Go Again," American Bar Association, Section of Tort Trial and Insurance Practice, Toxic Tort and Environmental Law Committee, Chicago, IL, Summer 2004 Newsletter
- Author, "Silicosis: The Next Wave of Toxic Tort Litigation or Merely an Insignificant Ripple?" American Bar Association, Section of Tort Trial and Insurance Practice, Toxic Tort and Environmental Law Committee, Phoenix, Arizona, March 19, 2004
- Author, "State Farm v. Campbell: Curtailment of Punitive Damages?" *Law Journal Newsletter*, Vol. XXII, No. 3, September 2003
- Author, "Major Victory for Solvent Asbestos Defendants," *Law Journal Newsletter*, Vol. XXI, No. 9, March 2003
- Author, "A Litigator's Perspective on E-Discovery," *The Applied Discovery Orange Pages*, Bellevue, WA, February 2003
- Author, "Punitive Damages - Why They Must Be Avoided at All Costs," American Bar Association, Section of Tort and Insurance Practice, Toxic Torts and Environmental Law Committee, New York, NY, July 2000

- Author, "A Practical Guide to Litigating The Year 2000 Problem," American Bar Association, Committee on Corporate Counsel Newsletter, Vol. 59 No. 3, November 1999
- Author, "Litigating The Year 2000 Problem: A Primer On Who, What, How and Why," *The Metropolitan Corporate Counsel*, Vol. 6, No. 10, October 1998
- Author, "Developments in the Law of Punitive Damages," American Law Institute-American Bar Association, Civil Practice and Litigation Techniques in the Federal Courts, Washington, D.C., August 1996
- Author, "BMW v. Gore: Constitutional Guideposts or Just More Confusion?" *Product Safety & Liability Reporter*, The Bureau of National Affairs, July 10, 1996
- Author, "BMW v. Gore: What Signal Is the Supreme Court Really Sending on Punitive Damages?" American Bar Association, *Toxic and Hazardous Substances and Environmental Law Committee Newsletter*, Summer 1996
- Author, "New Theories of Liability in Toxic Tort Litigation," Fourth Annual Environmental Litigation Institute, *Aspen Law & Business*, 1995, at 412; Reprinted in *Chemical Waste Litigation Reporter*, Vol. 30, No. 6, November 1995
- Author, "Immunotoxicity of Chemically Induced Immune Disregulation (CIID) -- A Novel Damage Theory in Toxic Tort," American Bar Association, National Institute, "Hot Topics for Corporate Counsel," Boca Raton, FL, October 1995, at D-17
- Author, "Analysis and Update of Novel Damage Theories in Toxic Tort Litigation," American Law Institute-American Bar Association, "Civil Practice and Litigation Techniques in the Federal Courts," Boston MA, October 13-15, 1994
- Author, "Toxic Claims Portend a Tidal Wave of Torts," *The Wall Street Journal*, June 25, 1993, at 11
- Author, "Medical Monitoring Claims: Paying Today's Real Dollars for Tomorrow's Illusory Injuries," *Washington Legal Foundation*, Vol. 8, No. 30, September 19
- Author, "TXO Production Corp.: Round Three for Punitive Damages," *Product Liability Perspectives*, Spring 1993, at 1
- Author, "Medical Monitoring Claims: An Emerging Theory of Compensable Damages," *Product Liability Perspectives*, Spring 1993, at 22
- Author, "Strategies for Formulating and Obtaining Effective Case Management Orders in Mass Tort Litigation," *A Guide to Toxic Torts*, (Matthew Bender 1993), at 1
- Author, "Overview and Update of Emerging Damage Theories in Toxic Tort Litigation," Second Annual Environmental Law Institute (Prentice Hall Law & Business 1993), at 541
- Author, "Post-Haslip Developments: The Next Round," *Product Liability Perspectives*, Spring 1992, at 26
- Author, "Massachusetts Rejects Product Line Theory of Successor Liability," *Product Liability Perspectives*, Summer 1991, at 20

Lectures & Speeches

- Speaker, "Legal Challenges to Chinese Companies Doing Business in The United States" American Bar Association, Section of Tort Trial and Insurance, Beijing, China, September 10, 2009
- Speaker, "The Challenges of American Litigation - A Primer for Japanese Legal Staff Managing Litigation in the United States" American Bar Association, Section of Tort Trial and Insurance, Tokyo, Japan, December 5-6, 2007
- Speaker, "A Brave New World: Toxic Torts and Environmental Law in the 21st Century," American Bar Association, Section of Tort and Insurance Practice, Committee on Toxic Torts and Environmental Law, Phoenix, AZ, March 30-31, 2007
- Speaker, "Bankruptcy and Class Actions: Settlement Funds and Related Issues," American Bar Association, The Future of Class Action Litigation in America, Washington, DC, November 9, 2005
- Speaker, "Best Practices in Electronic Discovery," LegalTech, New York, NY, September 17, 2003
- Speaker, "Crisis Management: Dealing With a Catastrophe," American Bar Association Annual Meeting, London, England, July 18, 2000
- Speaker, "Reducing the Risk of Litigation: How Companies That Make and Sell Products Prepare for Litigation," American Bar Association Annual Meeting, New York, NY, July 9, 2000
- Speaker, "Daubert, Joiner & Kumho: The New Trilogy in Resolving Scientific Disputes in Litigation," American Bar Association Annual Meeting, Atlanta, GA, August 7, 1999
- Speaker, television appearance, Recent Environmental Decisions, Fox Television Network, July 1999
- Speaker, "Gateway to Evidence: How Daubert and Its Progeny Have Shaped Mass Tort Litigation," American Bar Association Annual Meeting, Toronto, Canada, August 3, 1998
- Speaker, "The Future of Daubert Gatekeeping After Paoli: Demonstrations and Discussions From the Lawyers Who Have Been There," American Bar Association Annual Meeting, San Francisco, CA, August 3, 1997
- Speaker, "Punitive Damages: An Interactive Jury Demonstration," American Bar Association Annual Meeting, Orlando, FL, August 4, 1996
- Speaker, "Does Reformation Mean Revolution in Toxic Tort and Environmental Litigation?" American Bar Association, Section of Tort and Insurance Practice, Committee on Toxic and Hazardous Substances and Environmental Law, Washington, DC, April 25-27, 1996
- Speaker, "Innerviews: Consumer Legal Issues," CNN Headline News, March 1996
- Speaker, "The Nexus of Superfund and Toxic Tort Litigation," Fourth Annual Environmental Litigation Institute, Aspen Law & Business, New York, NY, April 20-21, 1995

- Speaker, "Overview and Update of Emerging Damage Theories in Toxic Tort Litigation," Second Annual Environmental Law Institute, Prentice Hall Law & Business, New York, NY, March 1-2, 1993
- Speaker, "Toxic Tort Litigation," Institute for Applied Management and Law, Inc.'s Environmental, Health & Safety Law Seminar, Washington DC, June 15-19, 1992

Miscellaneous

- Editor, "Survival Tactics in Trial to Preserve Your Appeal," American Bar Association, Section of Tort and Insurance Practice, Appellate Advocacy Committee, Atlanta, GA, August 7, 1999
- Editor, "Gateway to Evidence: How Daubert and Its Progeny Have Shaped Mass Tort Litigation," American Bar Association, Section of Tort and Insurance Practice, Toxic Torts and Environmental Law Committee, Toronto, Canada, August 3, 1998
- Editor, "Effective Amicus Practice: How to be a Good Friend to the Court," American Bar Association, Section of Tort and Insurance Practice, Appellate Advocacy Committee, San Francisco, CA, August 3, 1997
- Editor, "An Environmental Disaster: Managing the Crisis and Handling the Case," American Bar Association, Section of Tort and Insurance Practice, Toxic and Hazardous Substances and Environmental Law Committee, San Diego, CA, April 6-8, 1995
- Editor, "Cost-Effective and Creative Litigation Strategies for the Toxic Tort and Environmental Case," American Bar Association, Section of Tort and Insurance Practice, Toxic and Hazardous Substances and Environmental Law Committee, Tucson, AZ, April 1-3, 1993

Admitted to Practice

Supreme Court of the United States

U.S. Circuit Court of Appeals for the Second Circuit

U.S. District Court for the Southern District of New York

U.S. District Court for the Eastern District of New York

U.S. District Court for the Eastern District of Wisconsin

New York State

Connecticut

Experience on The World

Member, Board of Directors, 2017-2019

Chairman, Capital Refurbishments Committee 2017-2019