MASS TORTS PRACTICE UPDATE

June 2024



IN THIS ISSUE

- > Recent work
- > Who's Who Legal recognition
- > Firm news
- > News from our other practices

RECENT WORK



Drew Evans testifies in HONX confirmation hearing

In February, **Drew Evans** testified in the confirmation hearing for In re HONX, Inc. in support of the debtor's recently approved plan of reorganization. HONX, a subsidiary of Hess, filed for bankruptcy in April 2022 to resolve its asbestos-related claims from the oil refinery it operated in St. Croix. Drew analyzed proposed trust contributions and testified that, coupled with the Trust Distribution Procedures, the plan would provide sufficient funding for future claims. The plan went effective on March 8, 2024, less than two years after the petition date. HONX's lead litigation counsel called Drew "the star witness in this proceeding."

insurance allocation

BorgWarner: Charlie Mullin testifies on

In May, Charlie Mullin testified in trial on behalf of TIG Insurance Company in the matter Continental Casualty Co. v. BorgWarner Inc. BorgWarner is an automotive supplier that divested its asbestos liabilities and related insurance rights to an insurance holding company, Enstar Group. The recent Cook County trial represents the latest development in policyholders' attempt to recover those asbestos-related losses from the insurance program. Charlie's testimony and expert reports focus on insurance allocation issues, including the reliability of underlying claims data, potential double recovery, and defense allocation methodology. His testimony culminates numerous reports he submitted starting in 2012. This is one of Bates White's longest running cases.

Angela Rockwell submitted an expert report in an arbitration

Arbitration analysis on behalf of insurers

on behalf of six insurer defendants. Angela used a statistical model to rebut the opposing expert's conclusion regarding the timing of an environmental event, which determined whether the event was eligible for insurance coverage. She will be deposed on the matter next month.



reasonableness Rachel Grinberg testified in an insurance matter on behalf of

Expert analyzes insurance settlement data for

an insurer. The policyholder had settled a portfolio of claims, and Rachel assessed whether the report submitted by the policyholder's expert provided sufficient support to justify the reasonableness of the settlements. Rachel analyzed the verdict and settlement data from similar mass torts and opined that the opposing expert's analysis ignored selection bias.



− TOP∧ -

WHO'S WHO LEGAL RECOGNITION



"thoughtful and careful analysis," impressing market commentators with his "presentation at depositions, arbitrations and hearings." - TOP/

Recommended Expert in the insurance &

reinsurance field. He garnered praise for his



United States to receive this designation. Commentators representing other clients acknowledged that he "is always a good and worthy opponent."

Mullin was named a Global Elite Thought

Leader, one of just six individuals in the

Celebrating our 25th anniversary—community

initiatives

FIRM NEWS

Since Bates White's founding, giving back to the community has been a key part of our culture. To celebrate our 25th anniversary, the firm committed to making significant donations

to the organizations that employee teams volunteer with in 2024. In April, the Mass Torts Practice partnered with the firm's Antitrust and Competition Practice and Sustainability Committee to participate in the Anacostia Watershed Earth Day cleanup.

Twenty-two Bates Whiters picked up trash and hauled away

large pieces of debris to keep the watershed safe and clean. Summer Consultant Program 2024 Forty rising college seniors will join Bates White over the





Vault ranked our program #1 among consulting firms for the fourth time because of our emphasis on hands-on quantitative

and qualitative work on actual client cases, which simulates the full-time Consultant experience, as well as the firm's supportive culture.

summer for our 10-week Summer Consultant Program.

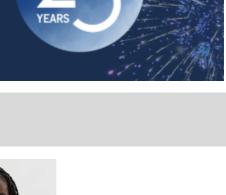
Thank you for your

To learn more about some of Bates White's other work—including recent cases, topics we are speaking on, research we've done, articles we've published, and more—check out updates from our Antitrust, Finance, International Arbitration, and Life Sciences Practices here.

confidence in us.

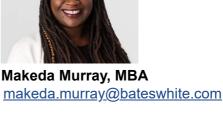
We are incredibly grateful to our clients. We appreciate the opportunity to help you tackle complex challenges.

CONTACTS



Beyond Experts.





Better Experience.®

© 2024 BATES WHITE, ALL RIGHTS RESERVED

DOWNLOAD PDF



