



Kurt D. Weaver

Profile

Kurt Weaver is an experienced and aggressive trial lawyer whose practice includes complex commercial, toxic and mass tort, and products liability litigation matters. Throughout his nearly twenty years of practice, Kurt has successfully handled trials, arbitrations, and mediations for businesses ranging in size from Fortune 100 companies to local nonprofit concerns.

In addition to his first chair trial experience, Kurt's litigation background encompasses hard-fought discovery battles, high profile motion practice in hostile venues, and expert witness challenges on *Daubert* and *Frye* issues. As a seasoned litigator, Kurt continually redefines the discovery process, developing new and innovative approaches.

Areas of Practice

*Products Liability
Litigation*

Contact Information

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Recent matters typical of his experience include:

- Obtaining a \$24 million sanctions award against Kansas City's largest hospital system for discovery misconduct in the largest case ever tried in the Circuit Court for the City of St. Louis, Missouri;
- Obtaining a complete defense verdict for R.J. Reynolds Tobacco Company in a business tort case brought by 37 Missouri hospitals claiming \$477 million in unreimbursed healthcare costs plus punitive damages;
- Defending businesses and entities against allegations of fraud, conspiracy, breach of warranty, and negligence in consumer product cases;
- Defending consumer product manufacturer against claims of conspiracy, collusion, price-fixing, and bribery in antitrust litigation;
- Defending R.J. Reynolds Tobacco Company in various types of personal injury litigation and cases seeking to recover health care costs filed by hospitals, cities, and other product manufacturers. *See, e.g., Owens Corning v. R.J. Reynolds Tobacco Co.*, 868 So.2d 331 (Miss. 2004); and
- Defending Wal-Mart Stores, Inc. in litigation seeking statewide class action status for 180,000 plaintiffs and on appeal affirming trial court's denial of class action status. *Harrison, et al. v. Wal-Mart Stores, Inc., et al.*, 613 S.E.2d 322 (N.C. Ct. App. 2005)

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Civic Activities

Chairman of the Board, United Way of the Greater Triangle (2010-2011); Board of Directors (2004-present);
Member, Trial Attorneys of America;
Leadership Raleigh XVII.

Prior Legal Experience

Partner, Kelley, McCann & Livingstone (now Taft, Stettinius & Hollister, LLP), Cleveland, Ohio – 1996 – 1999;
Associate, Kelley, McCann & Livingstone, 1991 – 1996;
Associate, Jones Day Reavis & Pogue, Cleveland, Ohio, 1987 – 1991.

Professional Activities

Admitted to the bar 1987, Ohio; 2000, North Carolina; 2010, West Virginia. Admitted to practice before all state courts in Ohio and North Carolina, the U.S. District Courts for the Northern District of Ohio, Eastern District of North Carolina, the 6th Circuit Court of Appeals, and the United States Supreme Court.

Education

A.B. Hillsdale College, 1984, *magna cum laude*, Honors Program;
J.D. University of Notre Dame, 1987, National Trial Team, Thomas J. White Center on Law & Government Scholar, International Academy of Trial Lawyers Award.