

# IN BRIEF



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## \$18 MILLION VERDICT AWARDED AGAINST BIG TOBACCO



In 2006, the Florida Supreme Court decertified the *Engle* class and overturned a \$145 billion verdict. Approximately 700,000 people who could have qualified as *Engle* class members were permitted to file their own individual lawsuits as well as rely

upon the *Engle* jury's factual findings. Those findings include conclusions that smoking causes certain diseases, that tobacco companies intentionally hid or lied about the dangers of smoking, and the addictiveness of nicotine in cigarettes. Before even considering the death of our client's husband from lung cancer, the jury was first required to determine that our client's deceased husband met certain criteria and would have qualified as an *Engle* class member. The jury found that he indeed suffered from kidney cancer and COPD between May 1990 and November 1996, that his diseases were caused by smoking cigarettes, and that he was addicted to the nicotine in cigarettes. Alley, Clark & Greiwe has other *Engle* progeny cases with multiple trial dates set in the coming months and years.

On May 17, 2016, after more than two weeks in trial, a jury in Polk County, Florida, awarded \$18 million in damages (\$6 million in compensatory and \$12 million in punitive damages) to the widow of a retired U.S. Air Force serviceman. Her husband had died from lung cancer caused by his addiction to nicotine in cigarettes manufactured by R.J. Reynolds Tobacco Co. The Plaintiff was represented by Alley, Clark & Greiwe attorneys James D. Clark and Don Greiwe and Tampa attorney Brent R. Bigger of Knopf Bigger. R.J. Reynolds plans to appeal the jury's verdict. The case was just one of the thousands of individual cases currently being litigated in Florida as a result of the landmark *Engle v. R.J. Reynolds* case which was initially brought against tobacco companies as a class action back in 1994.

## Alley ♦ Clark ♦ Greiwe Attorneys At Law

Representing Plaintiffs Exclusively in the Following Cases:

- |                      |                           |
|----------------------|---------------------------|
| Medical Malpractice  | Products Liability        |
| Unsafe Drugs         | Defective Medical Devices |
| Automobile Accidents | Wrongful Death            |

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RECENT VERDICTS AND SETTLEMENTS

**\$1.1 million** confidential settlement of a medical malpractice claim against a doctor who failed to timely diagnose a cancerous thigh mass.

**\$240,000** confidential settlement of a claim where a runner (our client) suffered a broken fibula, facial fractures and facial lacerations after being hit by a driver who ran a red light.

**\$750,000** settlement of a wrongful death claim where a patient died of a drug overdose while in-patient at a rehabilitation facility.

**\$542,500** confidential settlement of a claim involving a client who had bilateral recalled hip devices leading to multiple revision surgeries.



Alley, Clark & Greiwe continues to litigate a wide variety of complex personal injury claims for victims of auto and truck accidents, medical malpractice, and wrongful death. If you or a loved one has been seriously injured by a drug or medical product you may have a product liability claim against the manufacturer(s) and possibly others in the distribution chain. Please contact our office for a free consultation regarding your legal rights.

PRODUCT LIABILITY PRACTICE AREAS

“BAIR HUGGER” INFECTIONS



Forced-air warming device used in orthopedic surgery linked to joint infections.

BABY POWDER



Common talcum powder product used for feminine hygiene linked with ovarian cancer.

BENICAR GI SIDE EFFECTS



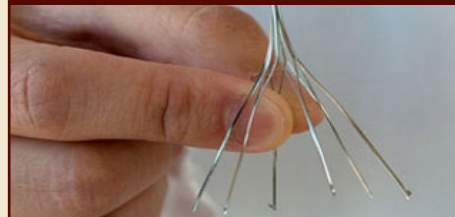
Blood pressure medication linked to serious gastrointestinal complications.

INVOKANA



Type-2 diabetes drug linked to ketoacidosis, heart attacks, kidney damage.

IVC FILTERS



Certain implantable IVC filters linked to higher rate of filter migration, fracture, or embolization.

METAL-ON-METAL HIPS



Hip implants linked to high failure rates, metallosis, pseudotumors, chronic pain.

Have you or someone you love been injured by a defective medical device or unsafe drug or product? Contact us.

FIRM RECOGNIZED FOR LEGAL EXCELLENCE

On August 15, 2016, three lawyers from our firm were selected for inclusion in *The Best Lawyers in America*® 2017. **C. Todd Alley** was selected in the fields of Plaintiff Mass Tort Litigation, Plaintiff Personal Injury Litigation, and Plaintiff Product Liability Litigation. **James D. Clark** was selected in the fields of Plaintiff Mass Tort Litigation, Plaintiff Personal Injury Litigation, Plaintiff Medical Malpractice Law, and Plaintiff Product Liability Litigation. **Don Greiwe** was selected in the fields of Plaintiff Mass Tort Litigation, Plaintiff Personal Injury Litigation, and Plaintiff Medical Malpractice Law.

We are also proud to report that **Don Greiwe** has been honored with the distinction of **Lawyer of the Year** for 2017 by *Best Lawyers*® in Tampa in the field of Plaintiffs Product Liability Law. Only a single lawyer in each specialty in each community is being honored as the Lawyer of the Year. Mr. Greiwe was previously recognized by *Best Lawyers*® as “Lawyer of the Year” in Plaintiff’s Medical Malpractice Law in 2013.

Donald G. Greiwe



Personal Injury Litigation - Plaintiffs  
Tampa, FL



Don Greiwe



C. Todd Alley



James D. Clark

PRODUCT LIABILITY PRACTICE AREAS

PRILOSEC/NEXIUM/PREVACID



Common reflux medications linked to kidney disease.

TAXOTERE



Chemotherapy drug linked to permanent hair loss.

TESTOSTERONE REPLACEMENT



Testosterone supplements linked to higher rates of stroke, heart attack and death.

VAGINAL MESH FAILURE



Synthetic mesh used in females to correct pelvic organ prolapse and/or urinary incontinence linked to serious complications.

XARELTO



An alternative to Coumadin, this blood thinner has been linked to dangerous bleeding events and fatalities.

ZOFRAN BIRTH DEFECTS



Nausea medication prescribed during pregnancy linked to serious birth defects.

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