

Gennaro A. Filice III



Representative Clients

- Ashland Chemical Company
- AstraZeneca, Inc.
- Chevron Products Corporation
- National Starch and Chemical Company
- PPG Industries, Inc.
- Dow Chemical Company

Education

- J.D., University of California, Hastings College of the Law, 1974
- A.B., University of California, Berkeley, 1971

Admitted to Practice

- California, 1974

In Brief

Mr. Filice is a founding partner of the firm and an experienced trial and appellate lawyer. He has tried numerous cases to jury verdict in State and Federal Courts and has argued appeals in various appellate jurisdictions including the United States Supreme Court and the California Supreme Court. He pursues a general civil litigation practice with special emphasis on environmental, toxic substance, products liability and complex business litigation.

Partner

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Representative Experience

Recent significant jury trials include:

- *Tellez v. The Dow Chemical Company* – Defense of personal injury claims brought by Nicaraguan banana workers arising out of alleged exposure to di-bromo-chloro-propane (“DBCP”)
- *City of Modesto et al, v. The Dow Chemical Company et al.* – Defense of claims brought by the City of Modesto arising out alleged groundwater contamination.

Significant Appellate Decisions

- **San Diego Navy Federal Credit Union v. Cumis Insurance Society**, (1984) 162 Cal.App.3d 358 [Right of insured to independent counsel where insurer reserves coverage issues]
- **Mitchell v. Superior Court**, (1984) 37 Cal.3d 591 [Scope of attorney/client privilege in fear-of-future-disease case]
- **Miranda v. Shell Oil Co.**, (1993) 17 Cal.App.4th 1651 [Circumstances under which medical monitoring damages will be allowed in toxic exposure case]
- **FDIC v. Meyer** (1994) 510 U.S. 471; 114 S. Ct. 996; 127 L.Ed.2d 308 [Right to due process in termination of constitutionally-protected property interest]
- **Wedeck v. Union Oil Company of California (Unocal)**, (1997) 59 Cal. App.4th 848 [Special employment status as bar to tort action]

Professional Honors and Associations

- American Bar Association
- Alameda County Bar Association
- State Bar of California
- Defense Research Institute
- Association of Defense Counsel of Northern California