

Eric C. Tew

Senior Counsel

Washington, D.C.

One Franklin Square
1301 K Street NW
Suite 1100 West
Washington, D.C. 20005



T: 202-906-8629 etew@dykema.com

Areas Of Practice

Litigation
Appellate
Product Liability
Class Action Defense
Financial Services Litigation –
Consumer

Industries

Automotive Industry Group
Automotive, OEM & Supplier
Litigation
Automotive Product Liability
Litigation

Bar Admissions

Virginia, 2001
District of Columbia, 2002

Court Admissions

U.S. Court of Appeals, Fourth
Circuit
U.S. District Court, District of
Columbia
U.S. District Court, Eastern District
of Michigan
U.S. District Court, Eastern District
of Virginia
U.S. District Court, Western
District of Virginia

Education

William and Mary School of Law,
J.D.

- Order of the Coif
- William & Mary Law Review,
Editorial Board

Eric C. Tew's practice involves a variety of litigation matters both at the trial and appellate levels, with particular emphasis on product liability, class actions, multidistrict litigation, and financial services. He also represents consumer product clients on recalls and federal regulatory issues, including those before the U.S. Consumer Product Safety Commission.

Mr. Tew has defended major national and international companies in dozens of class actions in state and federal courts throughout the country, many of which have involved consumer fraud allegations and related claims. Mr. Tew also has extensive experience representing clients in multidistrict litigation, and he has briefed and argued a wide array of procedural and substantive issues at the trial and appellate levels under both federal and state law. He also defends clients in high exposure personal injury and wrongful death cases, on both a regional and national basis. His product liability practice involves a variety of products, including automobiles, trucks, medical devices, food products, asbestos, and sports equipment. In the area of financial services litigation, Mr. Tew has represented banks, mortgage lenders and mortgage servicers in actions alleging wrongful foreclosure and related issues.

In addition to his litigation practice, Mr. Tew represents consumer product clients on non-litigation matters, including recalls before the CPSC. Mr. Tew also provides counseling on an array of product related matters, including regulatory issues, proposed warranty language and contracts, and potential liability exposure arising out of recalls and other customer satisfaction initiatives.

Experience

- Class action defense
- Product liability defense
- Multidistrict litigation
- Consumer product recalls
- Appellate
- Environmental contamination litigation
- Eminent domain and condemnation proceedings
- Financial services litigation

Old Dominion University, B.S.,
magna cum laude

Significant Decisions

- *Coba v. Ford Motor Co.*, 2017 U.S. Dist. LEXIS 123546 (D.N.J. Aug. 4, 2017) (granting summary judgment in putative class action involving allegedly defective fuel tanks).
- *Holiday Motor Corp. v. Walters*, 790 S.E.2d 447 (Va. 2016) (drafted amicus brief for PLAC supporting successful appeal by Mazda).
- *In re Ford Tailgate Litigation*, 2015 U.S. Dist. LEXIS 159534 (N.D. Cal., Nov. 25, 2015) (granting summary judgment and Daubert motions to exclude four plaintiffs' experts and denying motion for class certification as moot in case involving 1.5 million vehicles).
- *Mickens v. Ford Motor Co.*, 2015 U.S. Dist. LEXIS 121029 (D.N.J. Sept. 10, 2015) (granting summary judgment in putative class action).
- *Hyundai Motor Co. v. Duncan*, 766 S.E.2d 893 (Va. 2015) (drafted amicus brief for PLAC supporting successful appeal by Hyundai).
- *In re Ford Tailgate Litigation*, 2014 WL 1007066 (N.D. Cal. Mar. 12, 2014) (granting partial motion to dismiss class action).
- *Davisson v. Ford Motor Company*, 2014 WL 4377792 (S.D. Ohio Sept. 3, 2014) (granting motion to dismiss multi-state class action without leave to amend).
- *Funkhouser v. Ford Motor Co.*, 285 Va. 272 (2013) (drafted amicus brief for PLAC affirming judgment for Ford).
- *Capital Motor Lines v. Detroit Diesel Corp.*, 799 F. Supp.2d 11 (D.D.C. 2011) (granting summary judgment in case involving motor coach fire).
- *Anchia v. DaimlerChrysler AG*, 230 S.W.3d 493 (Tex. Ct. App. July 23, 2007) (affirming trial court ruling regarding lack of personal jurisdiction over foreign parent corporation).
- *Terry v. Mercedes-Benz USA, LLC*, 2007 Tex. App. LEXIS 5601 (Tex. Ct. App. July 18, 2007) (affirming summary judgment in putative class action involving alleged bumper defect).
- *Ziegelmann v. DaimlerChrysler Corp.*, 649 N.W. 2d 556 (N.D. 2002) (affirming summary judgment in no-injury class action involving lack of brake-shift-interlock devices).

Seminars & Speeches

Consolidation of Product Liability Cases for Trial in MDLs: An Increasing Problem for Defendants
July 18, 2017

Publications

"Punitive Damages: A State-by-State Compendium" (D.C. Chapter)
August 2009
DRI Defense Library Series

"Establishing Uniformity: The Need for a Per Se Rule Against the Grouping of Money Laundering and Fraud Counts Under the Federal Sentencing Guidelines"
2001
42 W.M. L. Rev. 1077

Eric C. Tew (Cont.)

Memberships & Involvement

- Defense Research Institute
- Virginia Association of Defense Attorneys

Awards & Recognition

Recognized by *The Legal 500 United States* in 2017 for Dispute Resolution - Product Liability, Mass Tort, and Class Action: Automotive/Transport