

Emmanuel I. Sanders

Associate



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Practices/Industries

- Product Liability
- Pharmaceutical, Medical Device & Mass Tort Litigation
- Insurance Coverage Litigation
- Litigation & Dispute Resolution

Education

Yeshiva University
(B.A. with honors, 2012; M.A., 2014)

New York University School of Law
(J.D., 2017)

Executive Editor, New York University School of Law Journal of Legislation and Public Policy

Overview

Emmanuel focuses his practice on defending product liability litigation and pharmaceutical, medical device, and mass tort claims. He is skilled at breaking down complex legal concepts into crisp arguments that further clients' goals at all stages of litigation. He represents a diverse array of clients in multidistrict, coordinated, and consolidated proceedings, as well as putative class actions and "one-off" product liability suits. He has experience handling key aspects of complex litigation, including motion practice, written discovery, taking and defending depositions, and preparing experts for deposition. Emmanuel is fluent in Hebrew and is proficient in French.

Experience

- Obtained findings of fraudulent joinder supporting removal to federal court leading to settlements favorable to the client in multiple medical device suits.
- Obtained multiple dismissals of claims against a biomaterials supplier at the pleadings stage based on the Biomaterials Access Assurance Act.
- Obtained dismissal of claims by 96 non-resident plaintiffs at the pleadings stage in a product liability mass action.
- Obtained a favorable outcome for a medical device manufacturer in a complex breach of contract action seeking to recover damages from a component part manufacturer and supplier resulting from a large-scale consumer product recall.
- Handles all aspects of federal and state civil litigation, including pleadings, motion practice, and trial preparation.
- Drafts and researches pleadings during all stages of litigation, including motions to dismiss, discovery motions, dispositive motions, motions *in limine*, *Daubert* motions, and other complex procedural motions.
- Takes and defends depositions in local and national contexts.
- Effectively and efficiently handles pretrial discovery, including the management of large-scale electronic discovery in product liability matters.
- Experienced in insurance defense litigation including drafting coverage opinions.
- Performs advanced legal research and analysis on a variety of topics.
- Completed extensive research as a law student through various research assistantships in the area of product liability, including assisting a professor with his groundbreaking article on autonomous vehicle liability, "A Roadmap for Autonomous Vehicles: State Tort Liability, Automobile Insurance, and Federal Safety Regulation," 105 Calif. L. Rev. 1611 (2018).
- Served as Judicial Clerk to Justice Neal Hendel of the Supreme Court of Israel where he drafted portions of Justice Hendel's opinions on a wide range of subjects including defamation of public officials, treatment of terrorists, securities law, expansion of the doctrine of *res ipsa*, and marriage equality.

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Presentations

- “Fool Me Once: How Many Employee Thefts Should Be Covered by Fidelity Policies,” Cleveland Metropolitan Bar Association Insurance Law Seminar (October 2021)
- “Voiding Voidability: Rethinking Rescission of Insurance Policies Under Ohio Law,” Cleveland Metropolitan Bar Association Insurance Law Seminar (September 2020)
- “Piercing the LLC Veil,” Lorman Webinar (February 2020)
- “Piercing the Corporate Veil Checklist: Avoid Mistakes and Exposure,” Lorman Webinar (March 2019)

Publications

- “The Northern District of Ohio Provides More Clarity on COVID-19 Related Business Interruption Claims” JD Supra (February 2021)
- “Will the Supreme Court Reverse *Wyeth v. Levine*?” Drug & Device Blog (December 2020)
- “ERISA Preemption,” Executive & Director Compensation Reference Guide, Bloomberg Law (2020)
- “INSIGHT: Coronavirus Raises Novel Business Insurance Issues,” Bloomberg Law (March 2020)
- “Voiding Voidability: Rethinking Rescission of Insurance Policies Under Ohio Law,” Cleveland Metropolitan Bar Journal (February 2020)
- “DOT Grants Back Development of Autonomous-Vehicle Industry,” WardsAuto (January 2020)
- “Ranbaxy Revisited: Rejecting the Performance-Based Approach to No-Injury Class Actions?” DRI’s For The Defense (August 2019)
- “Ensuring & Insuring the Promise of Autonomous Vehicles,” Cleveland Metropolitan Bar Journal (February 2019)

Involvement

Professional Affiliations

- The Judge John M. Manos Inn of Court
- Ohio State Bar Association
- Cleveland Metropolitan Bar Association

Community Involvement

- Fuchs Mizrahi School (*Development Committee*)
- Jewish Federation of Cleveland (*Board Member, Young Leadership Division; Member, Ben Gurion Society*)

Honors & Distinctions

- Named to the Best Lawyers: Ones to Watch, Mass Tort Litigation / Class Actions - Defendants (2022)

Admissions

- State of Ohio
- U.S. District Court, Northern District of Ohio