

CLEVELAND

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JOSEPH W. PAPPALARDO

CLEVELAND OFFICE | PARTNER

DIRECT DIAL: (216) 522-1320

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A lawyer at Gallagher Sharp since 1980 and a Partner since 1987, Mr. Pappalardo is a trial attorney who represents public and private companies, insurance carriers and individuals in cases involving personal injury, wrongful death, employer intentional torts, industrial accidents, cargo and property damage. He has litigated and tried cases in a wide variety of industries, including trucking, automobile, motorcycles, hand and power tools, aviation and automatic pedestrian doors. For some time he has concentrated his practice on trucking, motor

coach, aviation and product liability matters including acting as National Counsel for a top-10 trucking company.

BAR ADMISSIONS

- 1980, Ohio
- Supreme Court of the United States
- United States Court of Appeals Sixth Circuit
- United States District Court Northern District of Ohio Southern District of Ohio
- Ohio Trucking Association (Legislative Committee)
- Judicial Conference of the Eighth Judicial District (Life Member)
- Judge John M. Manos American Inn of Court (Master Bencher)
- Federal Bar Association
- Ohio Bar Association

EDUCATION

- **Moritz College of Law, The Ohio State University** (J.D., 1980)
- Phi Beta Kappa; Omicron Delta Kappa; Phi Alpha Delta
- **Case Western Reserve University** (B.A., *summa cum laude*, 1977)
- Ohio Association of Civil Trial Attorneys
- Cleveland Association of Civil Trial Attorneys
- Cuyahoga Community College Truck Driving Academy (Advisory Board)

SPECIALIZED TRAINING

- Certified Litigation Management Professional (CLMP)

PROFESSIONAL ORGANIZATIONS

- Claims and Litigation Management Alliance (CLM) (Co-Dean, CLM Claims College School of Transportation; Co-Chair, Transportation Committee)
- Trucking Industry Defense Association (TIDA) General Counsel (2009-2013), Board of Directors (2004-2013)
- Transportation Lawyers Association

OTHER

- 2018 John T. Biezup Memorial Service Award, Trucking Industry Defense Association
- Martindale-Hubbell, AV® Peer Review Rated
- *Best Lawyers* 2018 and 2016 Cleveland Transportation Law Lawyer of the Year
- Listed, *Best Lawyers in America*, Transportation Law, 2015-2019 editions
- Outstanding Lawyers of America
- Ohio Super Lawyer (2004-2018)

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PRACTICE GROUPS

- Transportation
- Product Liability
- General litigation

PUBLICATIONS & PRESENTATIONS

- Panelist, "Defending Distracted Driving, Fatigue, and Sleep Apnea Claims," CLM Annual Conference, Houston, Texas, March 15, 2018
- "The Roundabout: Transportation Professionals Respond to the Question, 'What Tactics are Effective For Mediations Involving Transportation Cases?'" *CLM Magazine*, pp. 42-45, July 2017
- Panelist, "Role of Mediations in Transportation Claims," CLM Midwest Conference, Chicago, IL 2017
- Panelist, "Implications of the Most Recent Accident Avoidance & Event Data Gathering Technology on Commercial Motor Vehicle Accident Litigation," Transportation Lawyers Association Annual Conference, Santa Fe, NM, April 28, 2017
- Co-Presenter, "Successful Mediation Strategies for Transportation Professionals," Claims & Litigation Management Alliance (CLM) Annual Conference, Nashville, Tennessee, March 30, 2017
- "Keynote Address: We Know Who We Are," Trucking Industry Defense Association (TIDA) Annual Meeting, Baltimore, Maryland, October 13, 2016
- Panelist, "Transport Topics: ELD Rulemaking, Hours of Service, Entry Level Driver Training, Medical Long Form Revision, Sleep Apnea & More," Arkansas Trucking Conference, Rogers, Arkansas, September 15, 2016
- Faculty, Claims & Litigation Management Alliance (CLM) Claims College, School of Transportation, 2015-present
- Panelist, "Avoid the Pitfalls & Reptiles When Your Company Representative Testifies," Commercial Motor Vehicle Collision 6th Annual Conference, October 2015
- Co-Presenter, "Recent Developments in Driver Fatigue, Technology Claims and Lawsuits," Trucking Industry Defense Association (TIDA) Webinar, July, 2015
- "Preparing a Trucking Company Representative for Deposition – Countering the Reptile Approach," Transportation Loss Prevention & Security Association (TLP&SA) Annual Conference, Chicago, IL, April, 2015
- Panelist, "The Reptile Theory: Implementing Effective Strategies Between Client and Counsel to Counter Reptilian Tactics," American Conference Institute's (ACI) 5th National Forum on Defending and Managing Trucking Litigation, Chicago, IL, March 2015
- Co-Presenter, "Countering the Reptile Approach: Claim, Pretrial and Trial Tactics," Trucking Industry Defense Association (TIDA) Annual Conference, Las Vegas, Nevada, October 2014
- Panelist, "Who Cares About the Facts, Let's Inflammate the Jury:

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Techniques Used by Plaintiff's
Counsel to Maximize
Damages and Drive Up Verdicts--
And What You Can Do About It,"
Transportation Roundtable, CLM
Annual Conference, Boca Raton,
Florida, April 2014

- "Countering the Reptile Approach, Pretrial and Trial Tactics", ACI 2014 Trucking Litigation Conference, Chicago, Illinois, April 2014
- Co-Presenter, "Preventability Determinations – Why They are Used and How to Deal With Them in Litigation," Arkansas Truck Conference, September 2013
- Co-Presenter, "Don't Get Thrown Under the Bus: Challenges in Claims and Lawsuits Involving Motor Coaches & Livery Vehicles," CLM Transportation Mini Conference, June 2013
- "Overview of Recent Developments in Motor Carrier Regulations: A Peek Into the Future," Transportation and Logistics Council's Annual Conference, April 2013
- Panelist, "Transportation - Recent Developments, Challenges and Best Practices in Motorcoach and Trucking Claims and Litigation," CLM Annual Conference, April 2013
- "Coping with the Complexities of CMS: A Guide to Settling Claims Involving Medicare Liens," Hand and Power Tools SLG, DRI Products Liability Conference, April 2013
- Co-Author, "Linhart Verdict Reaffirms Imperative for Due Diligence in Selecting Motor Carriers," *TortSource*, *Tort Trial & Insurance Practice Section*, American Bar Association, Vol. 15, No. 2, p. 3, Winter 2013
- "Expanded Federal Regulatory Requirements: Incorporating CSA, FMCSA, DOT, and Safety Ratings Into Your Litigation Strategy," ACI 3rd National Forum on Defending and Managing Trucking Litigation, November 2012
- "Rule Update, Regulatory & Practical Concerns of Electronic On-Board Recorders: Is Big Brother Watching?" Arkansas Trucking Conference, September 2012
- "Emerging Trucking Issues," CLM Transportation Mini Conference, June 2012
- "What Keeps Risk Management and Safety Professionals Awake at Night," CLM Annual Conference, March 2012
- "Driver, Owner, Broker, When Does a Freight Broker Become Responsible for a Driver's Conduct?" *Litigation Management Magazine*, p. 12, Fall 2011
- "Federal Regulations to Require Electronic On-Board Recorders for Motor Carriers", *The Transportation Lawyer*, Vol. 13, No. 1, July 2011
- "DOT Announces Pilot Program to Allow Mexican Trucks Into the U.S.," *ABA Commercial Transportation Litigation Committee Newsletter*, Summer 2007
- "The 3PL Dilemma: Trucking Broker/Logistic Provider Liability," *ABA Commercial Transportation Litigation Committee Newsletter*, Winter 2007
- "Evaluating and Defending Claims for Emotional and Neuropsychological Damages," TIDA Annual Conference, February 2006
- "Deep Vein Thrombosis (DVT) Claims Against Airlines Under Domestic and Warsaw Convention Travel," *Transportation Lawyers*

Association Annual Conference,
May 2005

- “Issues in Aviation Law: Defending ‘Passengers of Size’ Lawsuits,” *The Transportation Lawyer*, pp. 43-44, December 2004

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