

Practices & Industries

Class Action Litigation

Overview

Day Pitney recognizes that class actions provide a significant threat to a business. Class actions can be expensive and complex, placing your business at risk and marring its reputation. A strong defense is paramount. Class action litigation requires experience and a unified, effective team effort.

We have served as national, regional, and trial counsel and regularly represent manufacturers, distributors, retailers, lessors, and governmental entities facing allegations of injury and loss related to products and services including: agricultural equipment; asbestos, chemicals and groundwater contamination; automobiles, trucks, and aircraft; outdoor power equipment and power tools: computers; food products; alcohol and tobacco; fire and safety equipment; healthcare, medical devices and pharmaceuticals; industrial and construction equipment; and a wide spectrum of consumer products.

We offer an interdisciplinary approach that effortlessly combines the procedural skills of our litigators with the practical understanding and regulatory knowledge of practice-specific teams to provide wide-ranging service in all areas of class action litigation. Our bench includes former Assistant U.S. Attorneys and assistant state district attorneys. These attorneys offer valuable insights shaped while enforcing the laws and statutes that form the basis for the class claims our clients face.

Our commitment to effective, efficient service means providing a comprehensive support structure, with the latest technology, that enables us to reduce costs. We also staff matters appropriately. We routinely staff matters lean and we feel this sets Day Pitney apart from most firms.

Experience

No aspect of this advertisement has been approved by the highest court of any state. Prior results do not guarantee a similar outcome.

- Successfully defended Fortune 500 manufacturer of industrial tools in two consumer class actions challenging client's claims on wet-dry vacuums after two separate sets of dispositive motions and two appeals.
- Secured order denying class certification and eventual dismissal of class action lawsuit alleging violations of the Telephone Consumer Protection Act (TCPA) against a lead generation and dialing platform provider in which plaintiffs sought over $250 million in damages for more than 150,000 potential class members.
- Obtained summary judgment in favor of rental car company in connection with class actions alleging claims based on alleged misrepresentations in online reservation process and claims alleging consumer fraud in connection with client's marketing program.
- Secured favorable settlement for car rental company in a nationwide class action alleging consumer fraud claims in connection with its electronic toll billing service following extensive discovery and motion practice.
- Defended major public utility in multiple large consumer class action cases that have involved extensive motion practice and significant fact and expert discovery.

- Obtained dismissal of putative consumer class action against online travel company challenging its disclosures concerning hotel charges for resort fees.
- Secured dismissal of putative class action against energy provider brought on behalf of all consumers purchasing the service.