



THOMAS H. SLOAN, JR.
PARTNER

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Tom Sloan is one of the founding partners of Krieg, Keller, Sloan, Reilly & Roman LLP, formed in 1998. He has tried to verdict a broad spectrum of over 70 cases in both state and federal courts involving intellectual property (trademarks and trade dress), product liability, contract disputes, securities fraud, antitrust, real estate fraud, trade secrets, lender liability, wrongful termination, insurance coverage and bad faith, construction defects, construction accidents, and other complex business and personal injury matters. His practice involves litigation and trials throughout California, and he has tried jury cases in cities around the country including Massachusetts, Florida, Washington, Oregon and Nevada.

NOTABLE ENGAGEMENTS

Following are examples of matters Tom has handled.

- Defended private San Francisco school in action alleging negligent supervision of children and child sexual abuse. Case resulted in defense verdict in favor of school.
- Obtained summary judgment in favor of insurance company in coverage and bad faith action arising from lawsuits alleging video game defects and negligent misrepresentation. (The Ninth Circuit affirmed in a published decision defining the policy term “negligent publication” for the first time in the context of insurance coverage.)
- Prosecuted action against Motorola and Bechtel on behalf of Invensys alleging breach of contract, fraud and tortious interference with contract in connection with construction of computer chip factory in China. Case settled favorably on confidential terms shortly before trial.
- Defended Invensys in action by competitor alleging violations of California antitrust laws arising from the means and methods employed by Invensys in the sale and distribution of its products. Case settled on terms favorable to Invensys, requiring no payment of compensation and no change in business behavior.
- Defended Quest Industries in two-week trade dress jury trial in Federal District Court of Florida. Result: Defense verdict.
- Defended Barber-Colman Company in a \$21-million security fraud case in Los Angeles Federal District Court, jury trial. Result: Defense verdict.
- Prosecuted an action on plaintiff behalf of First West Companies alleging breach of an asset management contract in Orange County Superior Court, jury trial. Result: \$12,000,000 verdict for client.

- Defended Parker Hannifin Corporation in a wrongful franchise termination and fraud suit in Orange County Superior Court, jury trial. Result: Defense verdict.
- Prosecuted an action on behalf of plaintiff Grubb & Ellis alleging breach of contract and fraud in Los Angeles County Superior Court, jury trial. Result: Plaintiff's verdict for compensatory and punitive damages totaling \$1.5 million.
- Defended Sanwa Bank in a lender's liability case in San Bernardino County Superior Court, jury trial. Result: Defense verdict.
- Defended A.H. Robins in seven trials alleging personal injury arising from use of the Dalkon Shield intrauterine device: four defense verdicts and three verdicts with award lower than settlement demand.
- Defended Hawaii insurance broker and assisted in prosecuting insured's claims in an action against certain foreign underwriters in a case of insurance coverage denial, bad faith and broker's negligence in San Diego Federal District Court, jury trial. Result: Defense verdict in favor of insurance broker; insured's verdict against certain underwriters in the sum of \$5.4 million.
- Defended Swiss mining company in a case alleging breach of joint venture agreement, theft of trade secrets, fraud, and damages of \$20 million, in Los Angeles County Superior Court, jury trial. Result: Defense verdict.
- Represented Cabot Corporation in silicone breast implant litigation
- Represented various companies in the asbestos litigation.

TEACHING AND SPEAKING ENGAGEMENTS

- "Direct and Cross-Examination," Instructor and Speaker at Practising Law Institute Workshop
- "Developments and Trends in Insurance Bad Faith Law," Seminar, Seattle, Washington
- "Strategies in Cross-Examination of a Witness," presented at ABA Forum on the Construction Industry and TIPS Fidelity and Surety Law Committee

EDUCATION

Harvard University, J.D., *cum laude*, (1973)

Yale University, B.A., *summa cum laude, honors with special distinction*, (1970)

Phi Beta Kappa

ADMITTED TO PRACTICE

California (1973)

United States Court of Appeals for the Ninth Circuit (1977)

PROFESSIONAL AFFILIATIONS AND ACTIVITIES

American Bar Association (Sections: Litigation; Torts and Insurance Practice)

State Bar of California

Bar Association of San Francisco

Association of Defense Counsel of Northern California

Defense Research Institute

Judicial Law Clerk, United States Court of Appeals for the Ninth Circuit,

The Honorable James Carter, 1974

Named a "Super Lawyer" by San Francisco Magazine.