

## **WILLIAM G. COLVIN**

William G. Colvin, PLLC  
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### **PROFESSIONAL RECOGNITION**

Martindale–Hubbell Law Directory: AV Preeminent Rating (the highest rating in the Martindale-Hubbell Law Directory and designated by their peers as preeminent in their field)

Mid-South Super Lawyer – 2013 – 2019 Plaintiff Personal Injury Litigation

Best Lawyers in America – 2020 Lawyer of the Year Litigation – Insurance; Litigation – Construction and Litigation – Insurance  
2019 Lawyer of the Year Litigation – Construction; Litigation – Construction and Litigation – Insurance  
2018 Litigation – Construction and Litigation – Insurance  
2017 Litigation – Construction

Construction Lawyers Society of America, Charter Fellow, 2018

Fellow, American Bar Foundation, 2016

Fellow, Chattanooga Bar Foundation, 2013

Chattanooga Bar Association,

President’s Award, 2018

Immediate Past-President, 2018

President 2017

Secretary 2016

Treasurer 2015

Board of Governors, 2014 - 2017

Chair, Unauthorized Practice of Law Committee, 2015 – 2016

President’s Award 2018

### **PROFESSIONAL EXPERIENCE**

Adjunct Faculty, University of Tennessee at Chattanooga, Construction Law, Spring semester, 2012, 2013; Summer 2014

Rule 31 Mediator

In addition to serving as an advocate in multiple mediations, I am a Tennessee Supreme Court Rule 31 Civil Mediator. I have experience mediating business and construction disputes.

Most Significant Case – I served as local counsel for the Plaintiffs in Canyon Ridge Resorts LLC, et al v. Sterne, Agee & Leach, Inc., et al, that became the longest civil jury trial in county history and the largest state court jury verdict in county history. I reviewed and commented on all pleadings, conducted voir dire, presented evidence and argued motions during the trial, and participated in a successful post-trial mediation. The verdict was \$32,099,000.00 and was listed as the 57<sup>th</sup> largest verdict in the country in 2015.

September 1, 2008 – present

William G. Colvin, PLLC, 801 Broad Street, Suite 428, Chattanooga, Tn. 37402  
(423) 265-8804, Of Counsel to Cavett, Abbott & Weiss, PLLC

Practice areas are primarily general civil litigation, with emphasis on construction, plaintiff personal injury matters (especially medical devices and drugs), and insurance coverage litigation. Significant experience in mass tort, complex and class action litigation, representing both plaintiffs and defendants.

November 27, 2006 – September 1, 2008

Horton, Maddox & Anderson, 835 Georgia Avenue, Suite 600, Chattanooga, Tennessee 37402  
(423) 265-2560

Practice areas are primarily general civil litigation, with emphasis on plaintiff personal injury matters (especially medical devices and drugs), construction, and insurance coverage litigation. Significant experience in mass tort, complex and class action litigation, representing both plaintiffs and defendants.

July 1, 2002 – November 22, 2006

Shumacker Witt Gaither & Whitaker, 736 Market Street, Suite 1100, Chattanooga, Tennessee 37402  
(423) 425-7012

Practice areas are primarily general civil litigation, with emphasis on plaintiff personal injury matters (especially medical devices and drugs), construction, and insurance coverage litigation. Significant experience in mass tort, complex and class action litigation, representing both plaintiffs and defendants.

1984 – 2002

Shumacker & Thompson, P.C., 701 Market Street, Suite 500, Chattanooga, Tennessee 37402

Partner 1986 - 2002. Practice areas are primarily general civil litigation, with emphasis on plaintiff personal injury matters (especially medical devices and drugs), construction, and banking litigation. Significant experience in mass tort, complex and class action litigation, representing both plaintiffs and defendants. Management Committee, 1990 – 1991.

1979 – 1984

Goins, Gammon, Baker, Robinson & Knight, 701 Market Street, Suite 700, Chattanooga, Tennessee 37402

Associate from 1979 – 1982, partner 1982 – 1984. Practice areas included construction litigation, defense of medical malpractice, personal injury and environmental litigation.

## **EDUCATION**

Vanderbilt University, B.A., 1973

Cumberland School of Law, Samford University, J.D., 1979, *cum laude*, (Articles Editor *American Journal of Trial Advocacy*)

## **BAR ASSOCIATIONS**

Ray L. Brock & Robert E. Cooper American Inns of Court; Member (Master, President 2004 – 2005, Vice President 2003 – 2004)

Chattanooga Bar Association (Chair, Medical – Legal Committee, 1988 – 1989; Member, Memorial Committee, 1994 – 1998)

Tennessee Bar Association

Chattanooga Trial Lawyers Association (Board of Governors, 1993, 1995 – 1996)

Tennessee Trial Lawyers Association

## **COURT ADMISSIONS**

Admitted to Tennessee Bar in 1979

Admitted to United States District Court, Eastern District of Tennessee, 1980

Admitted to United States District Court, Middle District of Tennessee, November 4, 1987

Admitted to United States District Court, Western District of Tennessee, March 22, 2007

Admitted to United States Claims Court, 1987

Admitted to United States Court of Appeals, Sixth Circuit, 1985

Admitted to United States Supreme Court, 1998

## **PRESENTATIONS**

“The Trial of A Lifetime: the Canyon Ridge Litigation” Brock-Cooper Inns of Court, 2016, Chattanooga Bar Association, December 2016

“Financial Issues in the Contract for Construction”, Chattanooga Chapter, Construction Financial Management Association, 2010

“Changes in the Tennessee Contractors Licensing Law and Bid Document Requirements”, AGC of East Tennessee, 2009

“Expert/Opinion Testimony - What Does McDaniel/Daubert Really Say?”, Chattanooga Bar Association, 2009

“Proposed Changes to The Tennessee Rules of Professional Conduct”, Chattanooga Bar Association, 2009

“Science in the Courtroom – Admissibility of Scientific, Technical and Other Specialized Opinion Testimony in Tennessee”, Chattanooga Bar Association, 2007

“Changes in the Tennessee Materialmen’s Lien Statute” AGC of East Tennessee, 2007  
“Construction Delay Claims in Tennessee”, Lorman Educational Services, March 2006  
“Construction Change Orders in Tennessee”, Lorman Educational Services, September 2005  
“Mass Torts, Class Actions and MDL’s”, Chattanooga Trial Lawyers, 2003  
“Solving Water Intrusion and Mold Problems in Tennessee”, Lorman Educational Services, 2003  
“Workers Compensation in Tennessee and Latex Allergies”, East Tennessee Second District Dental Hygienists Society, 1997  
“Caution: Environmental Factors May Be Hazardous to Your Sales” Tennessee Real Estate Educational Foundation, 1992  
“Assessing Environmental Hazards: For the Property Buyer, Seller or Lessee”, Building Owners & Managers Association International (BOMA), 85<sup>th</sup> Annual Conventional and Office Building Show, 1992  
“Trying the Automobile Injury Case in Tennessee”, National Business Institute, Inc., 1991  
“Role of the Paralegal in Complex Litigation”, Tennessee Paralegal Association, 1988

## **FEATURED ARTICLES**

“Important Issues for Insurance Coverage”, Commercial Network Magazine, June 2006  
“Electronic Warfare in the World of Business: Discovery of Electronic Communications and Information in Litigation”, Commercial Network Magazine, May 2005  
“Arbitration: Boon or Bust?”, Commercial Network Magazine, November 2001  
“Beware When Tenants Go Under”, Real Estate Today, vol. 26, no. 9, October 1993

## **REPORTED CASES**

### **FEDERAL:**

*American & Foreign Ins. Co. v. Sequatchie Concrete Svcs., Inc.*, 441 F.3d 341, 2006 Fed.App. 0058P (6th Cir. (Tenn.), 2006) (No. 04-6524)  
*Wilton Corp. v. Ashland Castings Corp.*, 188 F.3d 670, 1999 Fed.App. 0304P (6th Cir. (Tenn.), 1999) (No. 98-6189)  
*Olin Corp. v. Yeargin Inc.*, 146 F.3d 398, 46 ERC 1801, 28 Env’tl. L. Rep. 21,362, 1998 Fed.App. 0185P (6th Cir. (Tenn.), 1998) (No. 97-5606)  
*Penn Mut. Life Ins. Co. v. Cleveland Mall Associates*, 916 F.Supp. 715 (E.D.Tenn., 1996)  
*Penn Mut. Life Ins. Co. v. Cleveland Mall Associates*, 841 F.Supp. 815 (E.D.Tenn., 1993)  
*Stott v. Bunge Corp.*, 800 F.Supp. 567 (E.D.Tenn., 1992)

### **STATE:**

*City of Tullahoma v. Bedford County*, 938 S.W.2d 408 (Tenn., 1997)

*Tri Am Construction, Inc. v. J & V Development*, 2012 WL 3847166, No. E2010-01952-COA-R9-CV (Tenn. Ct. App., 2011, perm. app. denied 2012)

*Wise Construction LLC v. Boyd*, 2011 WL 864388, (No. E2009-01899-COA-R3-CV) (Tenn. Ct. App., 2011, perm. app. denied, 2011)

*Wagner v. Fleming*, 139 S.W. 3d 295, (Tenn. Ct. App., 2004) (No. E2002-02304-COA-R3CV)

*Oliver v. Hydro-Vac Services Inc.*, 873 S.W.2d 694 (Tenn. Ct. App., 1993) (No. 03A01-9306-CV-00221)

*Peoples Bank of Elk Valley v. ConAgra Poultry Co.*, 832 S.W.2d 550 (Tenn. Ct. App., Dec 06, 1991) (No. 01-A-01-9103-CH00104)

*Dodd v. Varady*, 799 S.W.2d 216 (Tenn. Ct. App., 1990) (No. 880)

*Kaley by Lanham v. Union Planters Nat. Bank of Memphis, Tenn.*, 775 S.W.2d 607, 10 UCC Rep.Serv.2d 153 (Tenn. Ct. App., 1988)

## **JUDICIAL APPOINTMENTS**

MDL 926 *In re: Silicone Gel Breast Implant Litigation*, Disbursement Review Advisory Committee

MDL 1467 *In re: Tri State Crematory Litigation*, Plaintiffs' Steering Committee, Plaintiffs' Class Counsel

## **OTHER SIGNIFICANT CASE EXPERIENCE**

### As Plaintiff's Counsel:

MDL 926 – *In re Silicone Gel Breast Implants*

- Served on the Baxter Healthcare Discovery Committee
- Served on State-Federal Coordinating Committee under Special Master Francis McGovern
- Served as plaintiff's liaison counsel for the State of Tennessee

MDL 1014 – *In re Orthopedic Bone Screw Litigation*

- Served on Sofamor-Danek Discovery Committee

MDL 1148 – *In re Latex Gloves Product Liability Litigation*

- Representation of individual clients

MDL 1204 – *In re Diet Drugs Product Liability Litigation*

- Representation of individual clients

MDL-1355 - *In Re: Propulsid Products Liability Litigation*

- Representation of individual clients

MDL 1467 – *In Re Tri-State Crematory Litigation*

- Plaintiffs' Steering Committee
- Plaintiffs' Class Counsel

MDL-1657 - *In Re: Vioxx Product Liability Litigation*

- Representation of individual clients

MDL-1699 - *In Re: Bextra and Celebrex Marketing, Sales Practices and Product Liability Litigation*

- Representation of individual clients

As Defense Counsel:

*Bristol Hotel Management Corporation, et al. v. Fireman's Fund Insurance Company, et al.*

- Served as state counsel for Fireman's Fund Insurance Company in a statewide class action relating to worker's compensation voluntary premium litigation. This matter included allegations of a plaintiff class and defendant class.

*JoAnn Forman, et al. v. Fireman's Fund Insurance Company, et al.*

- Represented Fireman's Fund Insurance Company in a statewide class action involving worker's compensation residual market load litigation. This matter included allegations of a plaintiff class and defendant class.

*Greg Graves, et al. v. Novartis Pharmaceuticals*

*Pendel Meyers, et al. v. Novartis Pharmaceuticals*

- Served as state counsel for Novartis Pharmaceuticals in parallel plaintiff class actions alleging violations of the Tennessee Trade Practices Act

**ORGANIZATIONS**

Board Member, Associated General Contractors of East Tennessee, Inc. (1999 – 2008)

Tennessee Association of Construction Counsel, Founding Member

McCallie School Alumni Council

Girls Preparatory School Parents Council (1996 – 1999, President 1998 – 1999)

Girls Preparatory School Board of Trustees (1997 – 1999)

Young Life – Chattanooga Area Committee

Lookout Mountain Presbyterian Church – Deacon

**MILITARY SERVICE**

United States Navy Reserve, Active Duty 1973 – 1976; Active Reserve 1977 – 1978