WILSON ELSER

Adam Le Berthon

Partner

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Adam Le Berthon is a trial lawyer with more than 30 years of experience in complex and multiparty business, professional liability and entertainment litigation. He has extensive experience defending attorneys, accountants, and insurance brokers in professional negligence actions. Adam also has handled numerous product liability and mass tort actions filed against pharmaceutical and consumer products companies, and he has represented numerous companies and individuals involved in environmental litigation. In addition, Adam has experience structuring and negotiating the settlement of individual and large groups of related cases.

Adam's work has provided him with a broad range of experience in many different courts, handling both individual and class action cases. He regularly works with local counsel in other states and has appeared in state and federal court in numerous jurisdictions. He has appeared before the federal Judicial Panel on Multidistrict Litigation, in MDL cases in federal courts and in coordinated proceedings in state courts. Adam has been selected to serve as lead counsel and liaison counsel in a federal MDL proceeding, and has appeared in bankruptcy court in the Central and Southern districts of California.

Adam has a broad scientific, medical and environmental background, as many of his cases involve issues relating to mass spectrometry, cardiology, pulmonology, nephrology, epidemiology, pharmacology, geology, hydrogeology, and other specialized and technical fields of study.

Commercial & Business Litigation
Adam represents both plaintiffs and defendants in a wide variety of complex litigation cases involving claims relating to breach of contract, fraud, unfair business practices, real estate and construction defect disputes, and various business tort claims.

Professional Liability

Services

- Alternative Dispute Resolution
- Class Action
- Commercial Litigation
- Employment & Labor
- Environmental
- Product Liability, Prevention & Government Compliance
- Toxic Tort

Adam has handled numerous lawsuits for attorneys, accountants and insurance brokers accused of professional negligence.

Product Liability
Adam represents clients who manufacture and distribute consumer and pharmaceutical products in lawsuits in which the plaintiffs contend the products were defective.

Environmental
Adam has handled numerous cases involving soil and groundwater contamination, including claims asserted under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) and the Resource Conservation and Recovery Act (RCRA).

Education

• University of Southern California Gould School of Law (J.D., 1989)

   o publication editor, Southern California Law Review; Order of the Coif

• University of San Diego (B.A., Economics, Computer Science, *cum laude*, 1985)

Bar Admissions

• California

Court Admissions

• U.S. Court of Appeals, Ninth Circuit

• U.S. District Court, Northern District of California

• U.S. District Court, Central District of California

• U.S. District Court, Eastern District of California

• U.S. District Court, Southern District of California

Professional Affiliations

• Western Center on Law & Poverty, board member

• Los Angeles County Bar Association, Litigation Section, 2001–present

• Voluntary Settlement Conference Officer, Los Angeles County Superior Court, 2009–2012

Awards & Honors

• AV® Preeminent™ Peer Review Rated by Martindale-Hubbell

• American Jurisprudence Award: Criminal Law

Languages

• English

Representative Matters

Commercial & Business Litigation

Representation of parties in litigation involving sale of commercial real property and alleged construction defects.

Representation of motion picture production company in contract dispute with another motion picture production company.

Representation of national accounting firm in action involving claims of negligence and fraud.

Representation of international motion picture actress in defamation lawsuit against Internet news portal.

Representation of banks and insurance companies in actions to collect amounts due under terms of loans and guarantee agreements.

Representation of parties in actions involving alleged breach of contract and unfair business practices.

Professional Liability

Representation of attorney accused of breach of fiduciary duty for representing a client despite a conflict of interest.

Representation of attorney in professional negligence action arising from underlying litigation and arbitration proceedings.

Representation of attorney who committed errors while representing client in post-judgment family law proceeding.

Representation of accountants in actions for professional negligence in connection with state and federal income tax filings.

Representation of insurance brokers in action for negligent misrepresentation related to procurement of EPLI insurance coverage.

Product Liability/Mass Torts

Representation of pharmaceutical company in nationwide Fen-Phen litigation.

Representation of manufacturer of heparin in nationwide litigation in which plaintiffs

alleged the product was contaminated with a hazardous substance.

Representation of nutritional supplement distributer in action alleging its products contained manufacturing defects.

Representation of major tobacco company in smoking and health lawsuits.

Primary settlement negotiator for pharmaceutical company in Fen-Phen diet drug litigation.

Environmental

Representation of major oil companies and petroleum retailers in lawsuits involving alleged soil and groundwater contamination and alleged violation of environmental regulations.

Representation of property owners and lessees in actions under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) and the Resource Conservation and Recovery Act (RCRA).

Representation of property owners and lessees in sale and lease transactions involving contaminated real property.