



David Hall

Partner

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Birmingham, AL – 205.709.8980

David Hall devotes his practice substantially to the defense of motor carriers and their drivers in casualty litigation. He has litigated cases throughout the continental United States in his roles as national and regional counsel. In addition, David handles professional liability, product liability, insurance defense and toxic tort matters.

David has vast experience with all aspects of commercial motor vehicle litigation, including the tactics employed by those who prosecute claims against the trucking industry and related experts. He leads an aggressive, strategic team of transportation attorneys known for their creative, efficient and effective defense of their clients.

David's clients include companies with private fleets; an array of commercial motor carriers; specialty contractors; and major casualty liability insurance companies specializing in truck insurance products. David, who launched and oversaw his former firm's 24-hour motor carrier emergency response team, now serves as the primary contact for Wilson Elser's national 24-hour Emergency Response Team in the state of Alabama.

Education

- Cumberland School of Law, Samford University (J.D., 1992)
 - magna cum laude
- Samford University (B.S., 1987)

Bar Admissions

- Alabama

Court Admissions

Services

- Accountants
- Canada
- Complex Tort & General Casualty
- Insurance & Reinsurance Defense
- National Trial Team
- Product Liability, Prevention & Government Compliance
- Professional Liability & Services
- Transportation
- Toxic Tort

- U.S. Court of Appeals, Eleventh Circuit
- U.S. District Court, Southern District of Alabama
- U.S. District Court, Middle District of Alabama
- U.S. District Court, Northern District of Alabama

Professional Affiliations

- Alabama Bar Association
- Birmingham Bar Association
- American Bar Association
- Alabama Defense Lawyers Association
- DRI: The Voice of the Defense Bar; Trial Tactics and Techniques Committee, Transportation and Trucking Committee, Insurance Committee
- Transportation Lawyers Association; chair, Committee on Casualty Litigation
- Trucking Industry Defense Association

Awards & Honors

- Selected for inclusion in *The Best Lawyers in America®*, 2024-2026
- AV® Preeminent™ Peer Review Rated by Martindale-Hubbell
- Selected for inclusion in *The Best Lawyers in America®* in the areas of Transportation Law and Personal Injury Litigation – Defendants, 2010–2023

Representative Matters

Transportation

Handled numerous investigations of commercial motor vehicle fatality accidents.

Handled numerous emergency response investigations of commercial motor vehicle fatality accidents.

Represented various product manufacturers in product liability, mass tort, occupational exposure and warranty claims.

Numerous trials involving death or catastrophic injuries.

Obtained summary judgment on all claims, including negligence, for a motor carrier in a multimillion-dollar case arising out of a rear-end collision between commercial tractor trailers.

Obtained the dismissal of a wrongful death claim arising out of a rear-end collision between commercial vehicles.

Obtained the dismissal of a wrongful death claim arising out of a multi-vehicle head-on collision.

Obtained a defense verdict in a case arising from a multi-vehicle accident between the client's commercial tractor and passenger vehicles.

Obtained the dismissal of a wrongful death claim in Louisiana state court and recovered the client's property damage in a case involving a collision between commercial motor vehicles.

Obtained dismissal of 50-plus nationwide antitrust class actions filed against an LTL (less than truckload) commercial motor carrier. The plaintiffs' alleged client wrongfully conspired with other motor carriers in the industry to set surcharge rates.

Personal Injury/Casualty Litigation

Obtained the dismissal of a wrongful death claim arising out of an off-road earth-moving equipment accident.

Obtained a seven-figure settlement of a wrongful death claim on behalf of beneficiary clients.

Obtained a seven-figure verdict against the U.S. government in a Federal Tort Claims Act case arising out of a medical malpractice claim.

Product Liability/Mass Tort

Represented various product manufacturers in product liability, mass tort, occupational exposure and warranty claims.

Obtained the dismissal of class arbitration claims brought against a manufacturer of consumer products.

Successfully prosecuted claims by a steel tube manufacturer against a chemical supply company for the sale of a rust inhibitor that failed to protect the client's product.

Successfully obtained dismissal of more than 400 plaintiffs' toxic exposure claims on behalf of product manufacturer.

Commercial Litigation

Represented various clients in commercial disputes.

Represented builders and developers in construction, fraud and warranty claims, as well as commercial disputes.

Obtained summary judgment dismissing allegations of fraud and breach of contract arising out of an asset purchase agreement between motor carriers.

Successfully enforced the first right of refusal in a commercial contract for the purchase of

real property.

Successfully enforced the first right of refusal clause in a commercial lease contract and obtained summary judgment dismissing the counterclaim.

Obtained the dismissal of express warranty claims brought by a homeowner against a home builder arising out of the purchase of a new home.

Obtained the dismissal of a cement manufacturer's claims against a coal sales company for the alleged breach of contract, breach of warranty and fraud in the sale of coal that allegedly damaged a kiln, and successfully prosecuted a counterclaim for breach of contract and attorneys' fees.

Business Litigation

Represented individuals and entities in business governance disputes.

Obtained the dismissal of a limited partner derivative action brought against a general partner.