



## J. Edward McAuliffe III

Of Counsel

[j.edward.mcauliffeiii@wilsonelser.com](mailto:j.edward.mcauliffeiii@wilsonelser.com)

New Orleans, LA – 504.372.6702

Edward McAuliffe practices in all areas of civil litigation defense. He focuses his practice on Trucking and Transportation, including defense representation of commercial trucking companies, insurers, and drivers. Edward also handles premises liability, entertainment venue incidents or accidents, and general casualty matters in personal injury defense. Edward works hand-in-hand with his clients, placing paramount importance on their goals and needs, from a quick resolution to a robust, discovery-intensive defense.

Edward has succeeded in defense of his clients at all levels of personal injury claims or litigation, including the negotiation of many favorable pre-suit resolutions to avoid expensive litigation. Edward has successfully defended against motions for summary judgment on liability, including having the appellate courts reverse the trial courts' findings of summary liability. Edward also aids his clients in obtaining dismissal of claims or findings of no liability from pre-answer motions /exception practice through trial on the merits.

Prior to joining Wilson Elser, Edward was a member of a regional insurance defense firm headquartered in New Orleans. Before entering the civil arena, Edward was a prosecutor in New Orleans, where he handled direct prosecution at all levels. He led the office's bond and asset forfeiture division, represented his office at the Louisiana District Attorney's Association, and was involved in the local and state criminal justice system, including vetting and advising on major criminal justice reforms and legislation. Edward has presented numerous CLE courses on topics such as state court motions and procedure, bail bonds, forfeitures, collections, criminal prescription, independent medical examinations, ethics, and crime victims' rights.

### **Trucking & Transportation**

Edward primarily handles matters for commercial clients in the area of Trucking and Transportation. Whether an accident is a "fender bender" or a catastrophic loss event,

### **Services**

- Transportation
- Insurance & Reinsurance Defense

Edward is prepared to assist in defense of commercial carriers and their insurers. He also accepts and encourages pre-suit engagements to assist in the preservation of evidence and investigation of accidents. He understands that time is often of the essence, as crucial details, facts, and evidence can be lost if an accident scene, instrumentalities, and witnesses are not investigated at the earliest opportunity.

## **Education**

- Louisiana State University, Paul M. Hebert Law Center (J.D./D.C.L., 2011)
  - Executive Vice President, Federalist Society, Louisiana State Chapter
  - Tullis Moot Court Competition, Moot Court Board
- Washington and Lee University (B.A. Politics & History, 2008)

## **Bar Admissions**

- Louisiana

## **Court Admissions**

- Supreme Court of Louisiana
- U.S. District Court, Eastern District of Louisiana
- U.S. District Court, Middle District of Louisiana
- U.S. District Court, Western District of Louisiana

## **Professional Affiliations**

- Louisiana State Bar Association
- New Orleans Bar Association
- Louisiana Association of Defense Counsel
- Louisiana State Law Institute, Bail Reform Adviser, 2014-2016
- Member, Louisiana Governor's Sentencing Commission Front End Work Group on Bail Reform, 2013–2014

## **Awards & Honors**

- Best Lawyers Ones to Watch, 2021–2025
- New Orleans CityBusiness Leadership in Law, 2024
- Louisiana State Bar Association Pro Bono Publico Award, 2023
- Louisiana Association of Defense Counsel Frank L. Maraist Award Nominee, 2023
- New Orleans Magazine Top Lawyers, 2021, 2023
- Leadership Council on Legal Diversity, Pathfinder, 2022
- New Orleans CityBusiness Ones to Watch: Law, 2019

## Representative Matters

Represented multiple commercial carriers, including large multinational companies and their insurers, in personal injury litigation.

Obtained dismissal with prejudice of motor vehicle fatality suit based on interplay of Direct Action Statute and venue repeals and Louisiana's prescription/statute of limitation provisions.

Handled successful appeal of trial court's granting of plaintiff's Motion for Summary Judgment on liability, including rulings on plaintiff's improper evidence and payment of traffic ticket not automatically leading to 100% fault.

Aided in obtaining jury verdict of 0% liability in multi-vehicle 18-wheeler accident.

Obtained favorable ruling on supervisory review allowing discovery of medical financing records from both plaintiff and medical factoring/financing company.

Succeeded in demonstrating likely fraud in motor vehicle accident, leading defendants' reconventional claims of fraud and racketeering and plaintiffs' eventual abandonment of suit.

## Events

- "State Civil Court Rules & Motions," LSBA CLE Bridging the Gap Seminar, 2021–2025
- "Nuts and Bolts of Louisiana State Court Rules and Motions," Lawline, November 27, 2023
- Moderator/Panelist, "Crime Victims' and Witnesses' Rights: A Professionalism Perspective," NOBA's Procrastinators Program, December 2023
- Legal Ethics, LSBA Dazzling Disney: A Multi-topic CLE Seminar, February 2023
- "Independent Medical Exams: Strategies for Imposing or Preventing Conditions and Limitations," Strafford Publications CLE Webinar, January, 2023
- "Bond College 2021" and "Preserving Prosecution, Avoiding Prescription," Orleans Parish District Attorney's Office CLE on Bail and Criminal Prescription, December, 2021
- "Criminal Law for the Civil Lawyer: A Practical Guide for the Non-criminal practitioner," LSBA Dazzling Disney: A Multi-topic CLE Seminar, March, 2019
- Orleans DA's Director of Collections and Legal Compliance CLE, "Bond College 2019" and "Asset Forfeiture," 2019
- "Bond College: Act 613 and the Rewriting of Bail in Louisiana," 2017
- "A Civil Judgment in a Criminal World: The Civil—and Not So Civil—Side of Bail Bonds,"

LDAA Bond and Asset Forfeiture Seminar, 2017

- “Defending Bond Forfeiture Judgments,” LDAA Bond and Asset Forfeiture Seminar, (2017
- “Judgment Collection Techniques: Commercial Surety Bonds,” LDAA Bond and Asset Forfeiture Seminar, 2016
- “Rights of Crime Victims and Witnesses,” LDAA New Prosecutor Training Courses, 2015-2017
- “Protecting Prosecution, Avoiding Prescription,” LDAA Fall Seminar, 2015
- “Protecting Prosecution, Avoiding Prescription: Part II, Appearance and Quashal,” 2015
- “Protecting Prosecution, Avoiding Prescription: Part I, Offense, Arrest, and Prosecution,” 2014
- “Case Law Update: Asset Forfeiture,” LDAA Bond and Asset Forfeiture Seminar, 2013