



## Lindsay Meredith Gray

Partner

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Lindsay Gray focuses her practice on personal injury, premises liability, bad faith and insurance coverage claims. She defends individuals, national insurers, motor carriers, manufacturers, national restaurants, medical facilities, and other regional and national companies in connection with personal injuries, coverage disputes, negligence and claims of bad faith. Lindsay has significant experience in all stages of litigation, including pre-litigation dispute resolution, arbitration, pretrial discovery, large-scale electronic document collection and review, and trial.

Lindsay served as an adjunct professor at the University of Louisville, providing students with an overview of the law, including business ethics, torts and product liability. Prior to that she was an adjunct professor of economics and business administration at Hanover College, where she taught an overview of the law in negligence, contracts, intellectual property, real property, secured transactions, negotiable instruments, and administrative law.

### Education

- University of Louisville, Brandeis School of Law (J.D., *magna cum laude*, 2002)
  - member, Brandeis Law Journal; Women's Law Caucus
- Hanover College (B.A., *magna cum laude*, 1999)
  - University of Salamanca, Spain, Summer 1998

### Bar Admissions

- Kentucky

### Court Admissions

### Services

- Complex Tort & General Casualty
- Contractual/Extra-Contractual Liability Litigation
- Cybersecurity & Data Privacy
- Insurance & Reinsurance Coverage
- Transportation

- U.S. District Court, Eastern District of Kentucky
- U.S. District Court, Western District of Kentucky

### **Professional Affiliations**

- Kentucky Bar Association
- Louisville Bar Association

### **Awards & Honors**

- Selected for inclusion in Kentucky *Super Lawyers*, 2014–2019

## **Client Wins**

### **Gray and Shoemaker Prevail on Motion to Compel Arbitration for Transportation Network Company**

Lindsay M. Gray (Partner-Louisville) and Trey Shoemaker (Associate-Louisville) prevailed on a motion to compel arbitration and stay proceedings in Jefferson County Circuit Court, Louisville, Kentucky, on behalf of a transportation network company (TNC) client. The plaintiffs, a TNC driver and a rider, asserted that the TNC was required to maintain uninsured motorist coverage; that the written agreements between the plaintiffs and the TNC were, in part, agreements to maintain insurance; and that the arbitration provisions in the written agreements were contracts of adhesion or otherwise unconscionable. Following extensive briefing, Lindsay and Trey filed a motion to compel arbitration and stay proceedings, arguing that the plaintiffs were bound by the arbitration provisions and that the Circuit Court was not the mutually agreed-upon venue for resolving the dispute. The court granted the Wilson Elser team's motion, finding that the arbitration provisions in the written agreements were binding and that there was no evidence that the agreements were contracts of adhesion, unconscionable, or otherwise non-binding as a matter of public policy. This ruling strengthens Kentucky precedent supporting the validity of arbitration provisions in written agreements used by TNCs, so long as they meet basic requirements for notice and reasonable opt-out provisions. The court also denied the plaintiffs' subsequent motion to make the order final and appealable.