

Timothy S. Martin

Partner

Co-Chair, Product Liability Group

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OVERVIEW

Tim Martin counsels clients in all phases of litigation and risk management. He believes that a successful litigation strategy begins with understanding his clients' business and the motivation behind the opposing parties' arguments. Tim also understands that it is crucial to his clients to evaluate a case early on in the litigation process to maximize their goals in the most efficient manner possible.

Tim's practice is focused on complex civil litigation in the areas of construction, insurance coverage, toxic tort, products liability and warranty litigation, as well as representation of members of the automobile and racing industries. He has counseled a number of large companies in contract negotiations and disputes, employment matters, and asset recovery. In addition to his trial experience, Tim regularly represents clients in alternative dispute resolution proceedings, including arbitration and mediation.

RECOGNITION AND INVOLVEMENT

Tim is an AV® Preeminent™ rated by the Martindale-Hubbell peer review rating system. He was selected by his peers for inclusion in The Best Lawyers in America list in the practice area of Product Liability Litigation – Defendants for 2022, 2023, and 2024.

REPRESENTATIVE MATTERS

Represented primary insurance carrier and served as Defense Liaison Counsel in a trial involving a large multi-excess carrier insurance coverage dispute involving disgorgement under New York Law and defense and indemnity obligations relating to three class action cases over delays in processing certain investment accounts

PRACTICES

Construction and Surety
Financial Lines
Insurance Coverage and Bad Faith
Litigation
Product Liability

BAR AND COURT ADMISSIONS

Delaware
Massachusetts
U.S. Court of Appeals for the Third Circuit
U.S. District Court for the District of Delaware

EDUCATION

Villanova University School of Law, JD, 2004
University of Delaware, BS, 2001

MEMBERSHIPS

Delaware State Bar Association



Won a *Daubert* challenge precluding a medical expert's opinion on a future injury as speculative

Directed verdict at a bench trial for Plaintiff's failure to properly support his damages calculation with proper expert testimony

Motion to Dismiss in a construction site accident on claims brought against a subcontractor for indemnification and contribution

Successfully challenged the admissibility of a liability expert's opinion as being unreliable by attacking the foundation of the expert's opinion

IN THE NEWS

Best Lawyers® Recognizes 45 White and Williams Lawyers
Firm News, 8.18.23

Best Lawyers® Recognizes 40 White And Williams Lawyers
Firm News, 8.18.22

Best Lawyers® Recognizes 38 White and Williams Lawyers
8.19.21

Wilmington Office Participates in Career Day at Harlan Elementary School
6.11.19

White and Williams Announces the Election of Five Lawyers to the Partnership and the Promotion of Five Associates to Counsel
1.14.16

The Ninth Annual Coverage College Features True-to-Life Case Study
10.8.15

EVENTS

Personal Jurisdiction: What Litigators and Transactional Attorneys Should Know
Philadelphia, PA, 1.16.18

Damages: What Do They Want and What Can They Get?
White and Williams Coverage College, 10.8.15

PUBLICATIONS

Delaware Superior Court Finds Pollution Exclusion Precludes Coverage for COVID-Related Claims
Leaves Door Open on Whether the Presence of COVID-19 Virions is Direct Physical Loss or Damage
Insurance Coverage and Bad Faith Alert, 12.15.21

The Delaware Supreme Court's *Murdock* Coverage Ruling is a Challenge for D&O Insurers
Financial Lines Alert, 3.5.21

Delaware Strengthens Jurisdictional Defenses for Foreign Corporations Registered to Do Business in Delaware

Product Liability Alert, 4.26.16