

Diane J. Duero

Counsel

✉ DUERO@WTOTRIAL.COM

☎ 303.244.1946



Diane Duero represents companies and manufacturers in the defense of complex commercial, product liability, and class action litigation with an emphasis on consumer products and services. Diane has established herself as a leader in working closely with engineering and business teams to identify key documents and facts, consistently uncovering class-busting patterns that illustrate to courts how plaintiffs are overreaching.

Credentials

Education

Notre Dame Law School, J.D., *magna cum laude*, 2005; *Notre Dame Law Review*, Note Editor, Arthur Abel Memorial Writing Award

Augustine Institute, M.A., *summa cum laude*, Theology

Kansas State University, B.S., *summa cum laude*, Business Administration, Accounting

CLERKSHIPS

Law Clerk to the Honorable J.L. Edmondson, United States Court of Appeals for the Eleventh Circuit

BAR AND ADMISSION

Colorado

ARTICLES AND PUBLICATIONS

"Loansharks in Sheep's Clothing: Why Re-regulating the Consumer Credit Market Makes Economic Sense," Note, 80 NOTRE DAME L. REV. 1567.

Practices

Class Actions

Commercial Litigation

Product Liability

Cases

CLASS ACTIONS

Successfully represented a major telecommunications company in an MDL involving 18 underlying consumer, securities, and derivative class actions, together with over 20,000 mass arbitration claims that challenged the company's marketing and sales practices.

Won summary judgment against a certified, seven-state class action alleging false labeling and breach of warranty.

Defeated class certification amid allegations that two million Whirlpool-made ovens were prone to overheat. Disqualified the plaintiffs' expert witness and successfully argued that the claims were overly broad and the plaintiffs' purported theories for failure were too many to achieve certification.

COMMERCIAL LITIGATION

Won on behalf of a home appliance trade association in a complex federal constitutional case challenging state legislation on First Amendment grounds.

OTHER

Won before the Colorado Supreme Court in a fast-moving original jurisdiction case for the Colorado Independent Congressional Redistricting Commission. The decision sets critical precedent affirming the Commission's constitutional independence to draw boundaries for Colorado's eight congressional districts before the 2022 election. We prevailed for the Commission against Colorado's legislature, governor, attorney general, and secretary of state.
