

# Ashley A. Weaver

Staff Counsel



 303.244.1961



Ashley Weaver's legal practice focuses on research and writing in high-stakes medical malpractice and product liability matters. She relies upon her background in chemistry to learn the medicine or technology at issue in every case and upon her time as a law clerk to tailor her writing for busy judges and clients, resulting in effective and approachable advocacy and communication.

## Credentials

## Education

Georgetown University Law Center, J.D.,

*cum laude, 2004; Law and Policy in International Business Journal*, Staff Member and Online Editor

Cornell University, B.A., 1996, Chemistry

## GOVERNMENT SERVICE

Law Clerk to The Honorable Patricia A. Gaughan, United States District Court for the Northern District of Ohio

## BAR AND COURT ADMISSIONS

Colorado

Ohio

## ARTICLES & PRESENTATIONS

Co-Author, "One Year after eBay: Injunctions in Patent Cases," Annual Intellectual Property Law Conference, Suffolk University Law School.

Panelist, "Alternative Careers in Chemistry," American Chemical Society National Meeting.

Co-Author, "Written Description and Enablement: One Requirement or Two?," Federal Circuit Bar Journal, vol. 15, issue 1.

"Hatch-Waxman: Will the Playing Field be Leveled?," Co-Author, Update Magazine, Food and Drug Law Institute.

## OTHER EXPERIENCE

Ulmer & Berne LLP

Foley Hoag LLP

MicroStrategy, Inc.

Regional Support Lead

Technical Support Engineer

BF Goodrich Company

Chemist

# Practices

Catastrophic Injury

Commercial Litigation

Healthcare Litigation

Intellectual Property

Product Liability

# Cases

Won summary judgment in a medical malpractice case for a hospital and two physicians in New Mexico on plaintiffs' claims for "ordinary" negligence, negligence per se, breach of contract, and breach of express and implied warranty.

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Served as bellwether selection/coordination counsel and won summary judgment in a case involving more than 1,000 patients alleging medically unnecessary treatment.

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Won a motion to dismiss for a nurse and staffing agency sued under New Mexico's Wrongful Death Act amid emerging abortion law in the U.S. The court dismissed the plaintiff's claim with prejudice, agreeing with our arguments and finding no cause of action existed under New Mexico law.

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Obtained summary judgment for a national legal malpractice carrier in an attorney-lien enforcement action in Wyoming district court. In this matter of first impression, the Court held that the plain language of the statute precluded the plaintiff law firm's attorney-lien and constructive fraud claims. As the prevailing party under the statute, WTO obtained a significant award of attorneys' fees and costs for its client.

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Won a unanimous defense verdict for Michelin following a three-week trial in Arizona state court in which the plaintiff demanded \$20 million in actual and punitive damages.

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Won a complete defense verdict and dismissal of punitive damages claims for a Wyoming hospital and codefendant physicians facing non-negotiable \$19 million negligence claims brought by a plaintiff who suffered a stroke following emergency room treatment for a head wound.

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