

Carmen R. Toledo

Partner

Trial and Global Disputes

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Carmen Toledo focuses on litigation involving toxic torts, environmental disputes and other complex litigation matters. As a partner in our Environmental and Mass Tort and Toxic Tort practices, Carmen represents large corporate clients in a variety of tort and product liability disputes.

Carmen represents chemical, agricultural and energy industry clients and other corporations in individual, mass joinder and class action cases across the U.S., at both the trial and appellate levels. Her matters involve claims of property damage and personal injuries due to alleged exposures to pesticides; asbestos and silica; vinyl chloride; formaldehyde; dioxin; chlorine; TCE; and other solvents.

In addition, Carmen has been involved in product liability cases for clients in various industries, including the pharmaceutical, automotive, financial services, and food and beverage sectors.

A native of San Juan, Puerto Rico, Carmen is fluent in Spanish as well as English. She has authored articles and presented on various toxic tort and environmental topics, and has been a frequent speaker on diversity, mentoring and women's issues.

Matters

Represented a **forestry products company** in an evidentiary hearing before the Mississippi Commission on Environmental Quality, which resulted in findings rejecting plaintiffs' claims that the company had illegally disposed of wastes on their properties.

Obtained dismissal of medical monitoring and RCRA claims in groundwater contamination **mass joinder cases** in Oklahoma federal court.

Representing **an international energy company** in the negotiation and settlement of related class action, mass joinder and municipal enforcement actions in Madison County, Illinois, asserting property damage and medical monitoring claims from alleged exposure to groundwater contamination.

Defeated **class certification** in an alleged groundwater contamination case in Oklahoma federal court; in an occupational exposure case in New Jersey state court; and in a breast implant case in

Utah state court.

Won a motion to **exclude plaintiffs' valuation economist** in Oklahoma federal court.

Represented a **carbon black manufacturer** in mass joinder lawsuits filed in West Virginia by hundreds of current and former neighbors.

Represented **Union Carbide Corporation** as part of a national coordinating counsel team in individual and class action litigation in 19 states, involving personal injury, wrongful death, medical monitoring and fraud claims arising from alleged exposures to vinyl chloride.

Obtained dismissal of fraud, conspiracy and injunctive relief claims asserted in a **mass joinder case** pending in Mississippi federal court that asserts personal injury and property damage claims as a result of alleged illegal disposal of hazardous wastes.

Successfully defended **Hercules Incorporated** in a number of Georgia, Mississippi and Texas cases involving alleged exposure to toxaphene and other chemicals.

Coordinated settlement of numerous complex property damage **class actions** with the aid of geographic information system (GIS) technology.

Credentials

EDUCATION

J.D., Yale University

B.A., University of California-Davis, summa cum laude

ADMISSIONS

U.S. Court of Appeals for the First Circuit

U.S. Court of Appeals for the Fifth Circuit

U.S. Court of Appeals for the Ninth Circuit

U.S. Court of Appeals for the Eleventh Circuit

U.S. District Court for the Central District of California

U.S. District Court for the Southern District of California

California

Georgia

ASSOCIATIONS

State Bar of Georgia

Atlanta Bar Association

Georgia Hispanic Bar Association

State Bar of California

Defense Research Institute (DRI)

National Director, Defense Research Institute (DRI) 2021-2023

Chair, DRI Toxic Tort & Environmental Law Committee, 2018-2020

Vice Chair, DRI Toxic Tort & Environmental Law Committee, 2016-2018

Program Chair, DRI Toxic Tort & Environmental Law Conference, New Orleans, Louisiana, 2016-2017

Georgia Latino Law Foundation, Board Member

LANGUAGES

Spanish

Insights

CLIENT ALERT

January 4, 2022

FDA Alerts Pharmaceutical Manufacturers to Risk of Benzene in Certain Drugs

September 3, 2020

New FDA Guidance on Control of Nitrosamine Impurities

Events

SPEAKING ENGAGEMENT

March 28, 2019

Carmen Toledo to Speak at State Bar of Georgia Toxic & Mass Torts Program

WEBINAR

September 30, 2021

Emerging Trends Regarding EPA's Regulations Affecting Products: What Life Sciences Companies Should Know

News

IN THE NEWS

October 20, 2021 • Source: Law360

Carmen Toledo and Nicholas Howell counsel Gulf Oil in a climate change dispute against Conservation Law Foundation