

CAROLYN M. CAPPEL



Weston Hurd Partner **CAROLYN M. CAPPEL** focuses her practice on products liability, employment litigation, construction litigation and personal injury. Carolyn is admitted to practice in the U.S. District Court for the Northern District of Ohio, the U.S. Sixth Circuit Court of Appeals and before the United States Supreme Court. She received her B.A. from Indiana University, her J.D. from Cleveland-Marshall College of Law and gained her admission to the Ohio Bar in 1977. Carolyn is a

member of the International Association of Defense Counsel and the Ohio State and Cleveland Metropolitan Bar associations. She has been honored with selection for membership in The Judge John Manos Inn of Court, the Cuyahoga County and Federal Court Mediation and Arbitration Panel, and the American Board of Trial Advocates. Carolyn is an AV-rated attorney by Martindale-Hubbell and since 2007, has been listed in the *Best Lawyers in America*® for Insurance Law and Product Liability Litigation. In 2013, Carolyn was recognized by the *Best Lawyers in America*® as a “Lawyer of the Year” in Cleveland for Product Liability Litigation – Defendants. Since 2014, Carolyn has been named by *Ohio Super Lawyers* (Thomson Reuters) for her work in Personal Injury-Defense. In 2018, *Ohio Super Lawyers* named Carolyn to its list of Top 50 Women in Ohio and Top 25 Women in Cleveland. For 12 years, Carolyn was Weston Hurd’s Managing Partner, the firm’s first female and longest-serving attorney to hold this role.

Trial Experience - Products Liability

-) *Kotrlik v. J. I. Case Company* – cornpicker
-) *Rigby v. Rite-Hite* – dock leveler
-) *Sasino v. Amaro* – water heater
-) *Buckeye v. Westinghouse* – dishwasher – fire
-) *Sherwin Williams v. Flood Company* – paint emulsifier
-) *Johnson v. J. I. Case Company* – riding mower
-) *Golden v. KDI Paragon* – pool light
-) *Quennleville v. Mt. Sinai* – diet program dietary supplement

-) *Magee v. Alcoa* – industrial lifting tongs
-) *Stear v. Roper* – riding mower
-) *LaMarr v. Graco* – baby walker
-) *Kotowski v. DIY Home Warehouse* – table saw
-) *Royal v. J.C. Penney* – fire loss/sprinkler

Representative General Litigation/Construction Cases

-) *Lester Wright v. Mar-Bal, Inc.* – motion for summary judgment granted in matter involving lockout/tagout (LO/TO) procedures
-) *Rose Metal v. Jance* – construction
-) Interstate Diesel – engine repair
-) *Ernsthausen v. Toledo Maintenance* – wrongful death/construction
-) *St. Lukes v. Ellerbe* – parking garage – air entrainment of concrete – construction (trial)
-) *Cleveland Board of Education v. Dow Chemical* – dome construction contract
-) *Burger v. Gem Beach Marina* – admiralty case re: right of way
-) *DiNigris v. Kuntz* – construction
-) *East Liverpool Board of Education v. Dow Corning* – roofing construction
-) *Keller Rigging v. Dril-Quip* – construction contract
-) *Singleton v. Jeffers Crane* – wrongful death/construction site

Intentional Tort Experience

-) Wrongful death - fall through a silo into a baler
-) Amputated finger on plastic molding machine
-) Electrocution on job site
-) Hand injury on aluminum can coating equipment
-) Hydraulic boom on lift truck inadvertently raised, striking bridge and operator lost control
-) Crushing injury between forklift and truck
-) Amputation of hand in press
-) Mangled hand in box making machine
-) Temporary support wall fell striking plaintiff
-) Construction site injury - lift vehicle raised pinning plaintiff

Contact Information

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