

MARTHA A. PAGLIARI  
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**EXPERIENCE:**

**DEPAUL UNIVERSITY, COLLEGE OF LAW**

Chicago, Illinois

**Director, Legal Analysis Research & Communication (LARC)** (August 2017-present; Interim Director (August 2016-17)) responsibilities include programmatic review and oversight, directing the first-year writing program and oversight of the third semester and upper level drafting courses. **Associate Director**, (August 2007–16) responsibilities include running the adjunct program for the third semester of LARC, review oversight and teaching third semester required writing course, developing problems for course; Full time LARC instructor (August 2005 to August 2007); University responsibilities include service on the Moot Court Committee, coach of various moot court teams, service as a mentor on the Field Placement Program.

**ILLINOIS JUDICIAL CONFERENCE**

**Professor Reporter, Study Committee on Complex Litigation** (April 2008 – December 2014) appointed by the Administrative Office of the Illinois Supreme Court, as Professor-Reporter for its Illinois Judicial Conference Study Committee on Complex Litigation. The Committee makes recommendations with regard to successful practices for managing complex civil and criminal litigation. The Committee completed the Illinois Manual for Complex Civil Litigation, Fourth Edition, and revised the Illinois Manual for Complex Criminal Litigation.

**CASSIDAY, SCHADE & GLOOR** (n/k/a Cassiday, Schade, LLP)

Chicago, Illinois

**Partner** (1992 to February 2003, Associate 1986-1991) in a general civil litigation firm; served as both first chair and second chair in trials in the areas of medical malpractice, products liability, property damage, construction accidents, toxic torts and general negligence; represented management in employment law cases before the federal courts, EEOC, State of Illinois Department of Human Rights, Cook County Commission on Human Rights, City of Chicago Commission on Human Relations, and State of Illinois Department of Employment Security, litigation experience in all areas of trial work from discovery through appeal; supervise team of associates on complex litigation matters.

**KRALOVEC, MARQUARD, DOYLE & GIBBONS, CHTD.**

Chicago, Illinois

**Associate** attorney (1984-86) and law clerk (1983-84) in a general civil litigation law firm; experience in all areas of litigation.

**THE ST. PAUL COMPANIES**

Deerfield, Illinois

**Senior Claim Specialist** (March 2003 to August 2005) responsibilities included analysis of catastrophic medical malpractice claims, management of outside litigation and preparation of trial strategy, determination whether to settle or try a case,

mediation of settlements, and management of hospital accounts.

**ACADEMIC ORGANIZATIONS:**

**AMERICAN ASSOCIATION OF LAW SCHOOLS (AALS)**

**SECTION ON LEGAL WRITING, REASONING, AND RESEARCH**

Executive Committee (2009-11)

Chair (2010)

Chair Elect (2009)

**SECTION ON PROFESSIONAL RESPONSIBILITY**

Member

Newsletter: Responsible for preparation of "Recent Scholarship" section

**CENTRAL STATES REGIONAL LRW/LAWYERING SKILLS CONFERENCE**

Member, Planning Committee

**ASSOCIATION OF LEGAL WRITING DIRECTORS**

Member, By-Laws Committee, Leadership and Development Committee

**LEGAL WRITING INSTITUTE**

Member, 2007- present

**PRESENTATIONS:**

Conference Co-Chair, *Beyond the First Year . . .*, DePaul University, April 2018

Panelist, *Moot Court as a Writing Course*, *Beyond the First Year . . .*, DePaul University, April 2018

Moderator, *Best Practices in Upper-Level Writing Courses*, *Beyond the First Year . . .*, DePaul University, April 2018

Panelist, *Upper Level Courses and Use of Adjuncts*, Association of Legal Writing Directors (ALWS) Biennial Conference 2017 Biennial Conference, Minneapolis, MN, July 2017

Presenter, *Practice Ready? Teaching Ready!*, Association of Legal Writing Directors (ALWD) Biennial Conference, University of Marquette, June 2013

Presenter (with Mary Ann Becker), *Teaching Law as an Alternative or Complement to Practice*, Chicago Bar Association, January 2012

Presenter, (with Susan Thrower), *Practice Ready? Teaching Ready!*, Central States Regional Legal Writing & Lawyering Skills Conference, September 2011

Panelist, *Persuasive Writing Techniques*, Legal Writing Institute One Day Workshop held at University of Memphis, December 2011

Member, Planning Committee, Central States Regional LRW/Lawyering Skills Conference held October 2009

**PUBLICATIONS:**

- Martha A. Pagliari, *Alternative Forms of Legal Scholarship – Courting the Bench*, The Second Draft, Vol. 27, Summer 2013
- Foster, J.A., Pagliari, M.A., Davis, J.R., Schroeder, B.; “In the Wake of Enron,” Risk Management Magazine, (February 2003).
- Foster, J.A., Pagliari, M.A., Davis, J.R., Schroeder, B.; “Mock Trial: Sexual Harassment and Age Discrimination,” Risk Management Magazine, (February 2002), pp. 9-27.
- Pagliari, M.A.: “Physical Injuries – Defense Perspective,” IICLE (2000).
- Pagliari, M.A.; Dowd, L.D.: "Proof of Damages-Defense Perspective- update," IICLE (1996).
- Pagliari, M.A.; "Aids and the ADA," *Benefits & Compensations Solutions*, March 1995, pp. 46-47.
- Pagliari, M.A.; DeVine, J.K.; "Limitations on Discovery-update," IICLE (1994).
- Pagliari, M.A.; Dowd, L.D.; "Proof of Damages-Defense Perspective," IICLE (1993).
- Pagliari, M.A.; Keyes, K.; "Limitations on Discovery-update," IICLE (1992).
- Pagliari, M.A.; Cucco, M.J.; "Limitations on Discovery-update," IICLE (1987).
- Gloor, D.P.; Pagliari, M.A.; Cucco, M.J.; "Limitations on Discovery," IICLE (1987).

**PROFESSIONAL MEMBERSHIPS:**

- American Bar Association  
Chicago Bar Association  
Alliance for Women  
Secretary/Treasurer, 1996-97  
Executive Committee, subcommittee on Long Term Planning 1995-6  
Advancement in the Profession sub-committee - Co-chair 1994-95  
Talent Pool Committee-Vice Chair 1993-94  
Networking Subcommittee-Vice Chair 1993-94  
Judicial Evaluation Committee  
Investigator 1990-94  
Hearing Division 1994-98  
Illinois Defense Counsel  
Chair--Cook County Membership Committee 1994  
Chair-- Membership Committee 1996-97  
Illinois State Bar Association  
Member--Special Committee on Women & the Law 1996-97  
Trial Lawyers Club of Chicago

## **PROFESSIONAL ORGANIZATIONS**

Chicago Coalition for Law Related Education-1985  
Chicago Volunteer Legal Services Foundation  
Recipient CVLS 1993 Distinguished Service Award

## **BAR ADMISSIONS:**

Supreme Court of the State of Illinois; November 1984  
United States District Court, Northern District of Illinois; June 1985  
Federal Trial Bar, United States District Court for the Northern District of Illinois, 1993  
United States District Court, Northern District of Indiana, November 1998  
United States Court of Appeals for the Seventh Circuit, October 2001

## **BOARD MEMBERSHIPS**

St. Benedict High School, Board of Specified Jurisdiction  
Member 2007-10

St. Benedict Elementary School, Advisory Board  
President, 2006-07  
President, 2005-06  
Member, 2004-05

## **PROFESSIONAL PRESENTATIONS**

2002 Society of Human Resources Personnel, speaker: Mock Trial  
2001 REBEX, speaker, Mock Trial: Sexual Harassment and Age Discrimination  
2000 Marriott, speaker, Civil Rights and Public Accommodations  
1998 Ninth Annual Women and Minority Lawyers Conference, Speaker, Topic: Tort Reform  
1998 Illinois Association of Defense Trial Counsel (IDC) Trial Academy, Faculty Member, Topic: Motions In Limine  
1997 Illinois Association of Defense Trial Counsel (IDC) Trial Academy, Faculty Member, Topic: Voir Dire  
1996 "Bridge the Gap" Seminar by the Illinois State Bar Association, Speaker

## **EDUCATION:**

DE PAUL UNIVERSITY, COLLEGE OF LAW

Chicago, Illinois

Juris Doctor, May 1984  
Honors & Activities:  
\*American Jurisprudence Award for Evidence

\*Executive Moot Court Board  
\*Legal Writing and Research Tutor

CAMBRIDGE UNIVERSITY, EMMANUEL COLLEGE

Cambridge, England

Summer 1982; program affiliated with the University of  
Richmond; studied International Law, Legal History and  
Comparative Public Law of the United State & the United Kingdom

UNIVERSITY OF NOTRE DAME

South Bend, Indiana

Bachelors of Business Administration, June 1981

#### TRIAL EXPERIENCE--FIRST CHAIR

*Akiesha King, plaintiff v. The Finish Line, Inc., defendants*, Docket No. 96 C 1367, United States District Court for the Northern District of Illinois, Eastern Division, Judge Ian Levin presiding (Title VII complaint alleging *quid pro quo* harassment, verdict not guilty)

*Tony Machine v. James Hizer, Wing Cartage & Celli Trucking, defendants v. Youngblood Masonry, third-party defendants*, Docket No. 96 L 836, Circuit Court of Cook County, Illinois, Judge James P. Flannery, presiding (negligence case, settled during pretrial motions)

*Anna Yunker, Individually and as Special Administrator of the Estate of Howard Yunker, Deceased, plaintiff, v. K-Mart Corporation, Enamel Products & Plating Company, a foreign corporation, and Richard Cheske, defendants*, Docket No. 89 L 05657, Circuit Court of Cook County, Judge Paddy McNamara presiding (products liability case, settled after plaintiff's case in chief).

*Gerald Walsh, plaintiff v. E.A. Cox Construction Company, defendant*, Docket No. 89 L 13340, Circuit Court of Cook County, Judge John Virgilio presiding, (Structural Work Act case, settled during pretrial motions).

*Michael Buccieri, plaintiff v. Illinois Central Gulf Railroad, defendant/third party plaintiff v. T.L.I., Inc., third party defendant*, Docket No. 93 L. 11428, Circuit Court of Cook County, Illinois, Judge Barbara Disco presiding (represented third party defendant in F.E.L.A. case, settled during pretrial motions, recovered part of workers compensation lien on behalf of T.L.I., Inc.).

*Carol E. Mohr, plaintiff v. Marvin Lerner, M.D. and Scott M. Pearce, M.D., defendants*, Docket No. 85 L 13970, Circuit Court of Cook County, Illinois, Judge Robert Boharic presiding, (medical malpractice involved Dead Man's Act and alleged intentional infliction of emotional distress, obtained directed verdict for Dr. Lerner.)

*Judith Geaney, plaintiff v. Walgreen Company, an Illinois corporation, Master Clean, Inc., an Illinois corporation, Stanley Smith Security Co., a Texas corporation, defendants*, Docket No. 88 M3 2325, Circuit Court of Cook County, Third Municipal District (slip & fall case, settled during pretrial motions.)

*Eric Pihl, plaintiff v. Kathleen Rogala, defendant*, Docket No. 88 M2 100027, Circuit Court of Cook County, Illinois, Second Municipal District (automobile accident, settled during pretrial motions.)

*Pine Roofing Company, plaintiff v. Alvan Barasch, defendant/counter-plaintiff v. Pine Roofing Company, counter-defendant*, Docket No. 84 M1-116909, Circuit Court of Cook County, Illinois, Fourth Municipal District, Judge Michael Hogan presiding, (property damage dispute, represented Pine Roofing obtained verdict for Pine Roofing on complaint and not guilty on counterclaim.)

*Francis Considine, plaintiff, vs. James Christi, defendant*, Docket No. 83 M1-030306, Circuit Court of Cook County, Illinois, First Municipal District, Judge Brent Carlson presiding, (automobile accident, verdict for plaintiff)

## TRIAL EXPERIENCE--SECOND CHAIR

*Marta Valdovinos, as parent, guardian and next friend of Daniel Valdovinos, a legally disabled minor, plaintiff v. Parke, Davis & Company, Las Antillas Medical Center and Julietta Luna-Joson, M.D., individually and as agent or employee of Las Antillas Medical Center, Docket No. 91 L 8973, Judge John Virgilio, (after ruling on more than one hundred motions in limine, most of which were decided in favor of the defendants, plaintiff voluntarily non-suited the case which Judge Virgilio granted, but assessed costs against plaintiff in the amount of \$117,059.41, defendants filed an appeal from the order allowing the non-suit.)*

*Timothy Williams, a minor by his father, Sammie Williams, plaintiffs vs. Sisters of St. Mary, a Missouri not-for-profit corporation d/b/a St. Francis Hospital of Blue Island, Anil B. Shah, M.D. and Medical Emergency Services Associates (MESA), defendants, Docket No. 94 L 15418, Judge Jerome Burke, (on remand after appeal, plaintiff requested \$16 million alleging failure to diagnose bacterial meningitis in the emergency room, not guilty verdict for all defendants).*

*Douglas Hadden, plaintiff vs. Maren Engineering Company, defendant, Docket No. 88 L 22673, Judge Leonard Levine, (products liability case, obtained not guilty verdict for Maren Engineering).*

*Breger Mueller Welt Corporation, plaintiff vs. Information Resources, Inc., defendant, Docket No. 87 L 14576, Judge Warren Wolfson (property damage & economic loss case, settled during plaintiff's case in chief for \$300,000 - original demand \$3,000,000).*

*Nancy J. Mueller, plaintiff vs. Thomas Leider, M.D., defendant, Docket No. 85 L 15572, Judge Ronald Riley, (malpractice action against a psychiatrist, verdict for plaintiff \$500,000, appeal taken and jury verdict reversed).*

*Timothy Williams, a minor by his father Sammie Williams, plaintiffs vs. Sisters of St. Mary, a Missouri not-for-profit corporation d/b/a St. Francis Hospital of Blue Island, Dr. Pongched, Roseland Community Hospital Dr. Anil B. Shah and Medical Emergency Services Associates (MESA), defendants, Docket No. 85 L 14649, Judge Donald J. O'Brien (medical malpractice action, plaintiff took appeal on issue of apparent agency during motions in limine.)*

*Susan Snook, as Mother and next friend of Christopher Snook, a minor, plaintiffs vs. Lake Forest Hospital, a corporation, Dr. Peter Kearney, and Dr. James Finneran, individually, and as partners, agents, and/or employees of OB-GYN Associates of Lake Forest, and as agents or employees of Lake Forest Hospital, a corporation, Dr. F. John Struwe, individually and as employee or agent of OB-GYN Associates of Lake Forest, and as agent and/or employee of Lake Forest Hospital, a corporation, and Merrell National Laboratories, a division of Richard Merrell, Inc., a corporation, and H. Harold Bray, Docket No. 83 L 21650, Judge Walter Kowalski (medical malpractice action, hospital settled during motions in limine. for \$50,000 -- offer originally made in 1984).*

*Harris Trust & Savings Bank, Limited Guardian of the Estate of Gary L. Shy, a disabled person, plaintiffs vs. Oak Park Hospital, Oak Park Hospital and Training School for Nurses of the Sisters of Misericordia, Carl J. Novotny, D.O.; C.J. Novotny D.O. S.C., a corporation; Leo Temmer, M.D.; and Anesthesia Consultants of Oak Park, Ltd., a corporation; No. 84 L 2476, Judge James Quinlan, (medical malpractice case, verdict for plaintiff against Dr. Novotny \$18 million, not guilty verdict for Oak Park Hospital, case settled five minutes before jury rendered verdict).*

*Shelon Freeney, Administrator of the Estate of Margie Freeney, deceased, plaintiff vs. Gustavo Poveda, M.D., Docket No. 77 L 23819, Judge Traina, (medical malpractice case, verdict for plaintiff \$1 million.)*

## APPELLATE COURT EXPERIENCE

*Brent Kamler v. PAL Telecom Group, PAL Telecom Group Employee Welfare Plan, Royal & SunAlliance, Star Marketing Administration, Docket No. 01-2995 Judge Suzanne Conlon, United States District Court for the Northern District of Illinois, (Seventh Circuit affirmed order of the District Court granting summary judgment*

in favor of all defendants on plaintiff's claim that ERISA governed plaintiff's claim that employer was estopped from declining coverage where plaintiff had not enrolled in group health plan)

*Marta Valdovinos, as parent, guardian and next friend of Daniel Valdovinos, a legally disabled minor, plaintiff v. Parke, Davis & Company, Las Antillas Medical Center and Julietta Luna-Joson, M.D., individually and as agent or employee of Las Antillas Medical Center, Docket No. 91 L 8973, Judge John Virgilio, (after ruling on more than one hundred motions in limine, most of which were decided in favor of the defendants, plaintiff voluntarily non-suited the case which Judge Virgilio granted, but assessed costs against plaintiff in the amount of \$117,059.41, defendants filed an appeal from the order allowing the non-suit.)*

*Travis Hayes, Plaintiff-Appellee v. Paul K. Wilson, D.D.S. and Edward Chavez, D.D.S. defendants- Appellants and Jeffrey Glassman, D.D.S. et. al, Defendants, Illinois Appellate Court, First District, Third Division, Docket No. 95-2054 (interlocutory appeal from trial court's denial of motion for summary judgement based on the statute of limitations; Appellate Court reversed trial court's ruling and entered summary judgement in favor of Dr. Wilson)*

*Patricia Scanlon, admin. of the Estate of Joseph M. Scanlon v. Asbestos Corp. Ltd. & Donald R. Fitzgerald Company, Defendants; Donald R. Fitzgerald Company, third party plaintiff Appellant v. W.R. Grace, third party defendant-Appellee, Illinois Appellate Court, First District, Sixth Division, No. 1-93-2874 (appeal from the trial court's dismissal of the third party action based on pleadings under active passive indemnity doctrine.)*

*In Re Chicago Flood Litigation, Illinois Appellate Court, First District, Sixth Division, No.'s 1-93-0207, 1-93-0209, 1-93-1602, 1-93-1848, 1-93-1902, 1-94-0387, 1-94-0388 (consolidated) (appeal from various trial court rulings on the pleadings appealed dismissal of claim against Great lakes Dredge & Dock Company and City of Chicago based on strict liability for ultrahazardous activity and for nuisance on behalf of claimants who suffered no property damage or invasion of their property).*

*Timothy Williams, a minor by his father Sammie Williams v. Sisters of St. Mary, a Missouri not-for-profit corporation d/b/a St. Francis Hospital of Blue Island, Dr. Pongched and Roseland Community Hospital, Dr. Anil B. Shah and Medical Emergency Services Associates (MESA), Illinois Appellate Court, First District, Third Division, No. 93-1508 (plaintiff appealed pleading issue re: apparent agency during trial).*

*Nancy J. Mueller v. Thomas R. Leider, M.D., Illinois Appellate Court, First District, Division, No. 92-662, (reversed jury verdict for plaintiff on error based on jury instruction given at trial).*

*Union Oil Company of California, a corporation, v. Aetna Life and Casualty Company, Mid-State Mechanical Corporation, Daniel R. Bennett, Daniel R. Bennett & Company, and Swank Insurance Agency; Illinois Appellate Court, First District, Sixth Division, No. 1-90-2490 (insurance coverage dispute concerning validity of certificate of insurance).*

*Penelope Corgan v. Conrad Muehling and R.J. Rodriguez, M.D.; Illinois Appellate Court, First District, Division, No. 86-2202 (appeal concerning the issue of intentional infliction of emotional distress in psychiatrist malpractice case, settled before ruling on behalf of client, co-defendant pursued appeal to Supreme Court).*

*Vangelene Graves, appellant, v. Chicago Transit Authority, appellee; Illinois Appellate Court, First District, No. 87-682 (plaintiff appealed dismissal of case for want of prosecution under §2-1401, dismissal affirmed).*

### **ILLINOIS SUPREME COURT EXPERIENCE**

*In re Chicago Flood Litigation, Illinois Supreme Court, Docket No. 80535 consol. with No. 80460 (petition for leave to appeal decision of appellate court on pleading issue raised in the Chicago Flood litigation regarding issue of whether the flooding constituted a nuisance and definition of ultrahazardous activity.)*

*Timothy Williams, a minor by his father Sammie Williams v. Sisters of St. Mary, a Missouri not-for-profit corporation d/b/a St. Francis Hospital of Blue Island, Dr. Anil B. Shah and Medical Emergency Services Associates (MESA),*

(petition for leave to appeal denied).

*Union Oil Company of California, a corporation v. Aetna Life and Casualty Company, Mid-State Mechanical Corporation, Daniel R. Bennett, Daniel R. Bennett & Company, and Swank Insurance Agency, (petition for leave to appeal denied).*