



## ASHLEY A. WEAVER

### Staff Counsel

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### BIOGRAPHY

Ashley Weaver's legal practice focuses on complex commercial litigation at both the trial and appellate level. Prior to joining WTO in 2013, she served as a litigation attorney at Ulmer & Berne LLP in Cleveland, Ohio where she represented clients ranging from individuals to Fortune 500 corporations in business and product liability litigation.

Ashley also previously served as a law clerk to The Honorable Patricia A. Gaughan of the United States District Court for the Northern District of Ohio. She also worked as a litigation attorney at the Boston law firm Foley Hoag LLP. Before attending law school, Ashley worked as a chemist at BFGoodrich and as a technical support engineer at MicroStrategy. She graduated *cum laude* from Georgetown University Law Center where she was a staff member and the online editor of the *Law and Policy in International Business Journal* and was selected as a Law Fellow to teach a first year legal research and writing section. She earned her undergraduate degree in Chemistry from Cornell University.

### 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.
- Won summary judgment in a bellwether case for a cardiologist in Utah after more than 1,000 patients claimed our client's treatments were medically unnecessary.
- 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 WTO's arguments and finding no cause of action existed under New Mexico law.
- 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.
- 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.
- 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

### EDUCATION

Georgetown University Law Center, J.D., 2004, *cum laude*  
*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

### OTHER EXPERIENCE

Ulmer & Berne LLP  
Foley Hoag LLP  
MicroStrategy, Inc.  
Regional Support Lead  
Technical Support Engineer  
BF Goodrich Company  
Chemist

### ADMISSIONS

Colorado  
Ohio

### PRACTICE AREAS

- Product Liability
- Catastrophic Injury Defense
- Commercial Litigation
- Intellectual Property
- Healthcare Professional Liability

# ASHLEY A. WEAVER

following emergency room treatment for a head wound.

## ARTICLES & PRESENTATIONS

- Co-Author, "One Year after eBay: Injunctions in Patent Cases," Annual Intellectual Property Law Conference, Suffolk University Law School, (April 2007).
- "Alternative Careers in Chemistry," panelist at, American Chemical Society National Meeting, (March 2006).
- Co-Author, "Written Description and Enablement: One Requirement or Two?," Federal Circuit Bar Journal, vol. 15, issue 1, (2005).
- "Hatch-Waxman: Will the Playing Field be Leveled?," Co-Author, Update Magazine, Food and Drug Law Institute, (September 2002).

## PERSONAL INTERESTS

- Crossfit and running
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