



## MALCOLM E. WHEELER

### Counsel Emeritus

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**Mal Wheeler is known for his long history of civil defense victories, especially in product liability and class action lawsuits. Mal has served as national trial counsel for Ford, Pfizer, and Nissan, and national class action counsel for Whirlpool. In 2000, he won for Honda before the U.S. Supreme Court in a case that established the standard for federal preemption arguments in airbag litigation.**

### EDUCATION

Stanford Law School, J.D., 1969  
*Stanford Law Review*, Editorial Board

Massachusetts Institute of Technology, S.B., 1966

### GOVERNMENT SERVICE

Chief Counsel, United States Senate Select Committee to Study Law Enforcement Undercover Activities of Components of the Department of Justice (ABSCAM), 1982

### OTHER EXPERIENCE

Skadden, Arps, Slate, Meagher & Flom (Partner)  
Hughes Hubbard & Reed (Partner)  
Parcel, Mauro, Hultin & Spaanstra, P.C. (Director)

### ADMISSIONS

Colorado

### HIGHLIGHTS

- Won a Colorado Supreme Court victory for Travelers in a case Law360 named a top-five insurance ruling of 2016.
- Assisted a biotech company in briefing to the Federal Circuit, resulting in reversal of an adverse ruling.
- Won a unanimous defense verdict for Nissan in a catastrophic accident lawsuit in California.
- Obtained 88% reduction in the appeal of a punitive damages award.
- Defeated class certification for Whirlpool in a refrigerator class action in Arkansas.
- Won for Pfizer in the first appellate preemption decision involving an antidepressant medication.
- WTO lawyers successfully defend Whirlpool Corp. in putative nationwide class action

### INDUSTRIES

- Automotive
- Consumer Products & Services
- Healthcare
- Medical Devices & Pharmaceuticals

### PRACTICE AREAS

- Class Actions
- Appellate
- Personal Injury Defense
- Commercial Litigation
- Product Liability
- Mass Torts
- Antitrust & Competition