

BROOKLYN LAW SCHOOL SYMPOSIUM

Liability for Defective Drug and Medical Device Design

February 9, 2018

Sponsored by the Center for Health, Science and Public Policy and Arent Fox LLP

Agenda

8:30 a.m. *Registration & Continental Breakfast*

9:00 a.m. *Welcoming Remarks*

Nicholas Allard

President

Joseph Crea Dean and Professor of Law

Aaron Twerski

Irwin and Jill Cohen Professor of Law

Brooklyn Law School

9:10 a.m. **A Plaintiff Litigator's View of Liability for Defective Drug and Medical Device Design**

Paul D. Rheingold

Founder and Of Counsel

Rheingold, Giuffra, Ruffo & Plotkin LLP

9:30 a.m. **Recovering the Rationale for Comment k**

Mark Geistfeld

Sheila Lubetsky Birnbaum Professor of Civil Litigation

New York University School of Law

9:50 a.m. *Panel Discussion*

10:15 a.m. *Break*

10:30 a.m. **The *Restatement's* Test for Prescription Drug Design Defect Fails Risk-Utility**

Anita Bernstein

Anita and Stuart Subotnick Professor of Law
Brooklyn Law School

10:50 a.m. **Emerging Preemption Issues in Pharmaceutical Litigation**

Catherine M. Sharkey

Crystal Eastman Professor of Law
New York University School of Law

11:10 a.m. **The United States Supreme Court and the Common Law of Drug Design Liability**

Aaron Twerski

Irwin and Jill Cohen Professor of Law
Brooklyn Law School

11:30 a.m. *Panel Discussion*

11:45 a.m. *Question & Answer*

12:15 p.m. *Adjourn*