



Carol Dan Browning

Title: Member

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Carol Browning is an accomplished trial attorney who has tried more than 35 cases to jury verdict in multiple jurisdictions. She is a Fellow of the American College of Trial Lawyers. Her practice includes drug and medical device litigation, products liability and medical malpractice defense. She also serves as counsel to physicians and hospitals.

Ms. Browning serves as national or state counsel for multiple drug, medical device and product manufacturers and is involved in multi-district litigation pending in various federal district courts and in coordinated litigation pending in state courts throughout Kentucky. She has tried cases to verdict for pharmaceutical, medical device and product manufacturers in both federal and state court. In addition, she regularly defends companies in pharmaceutical pricing and other civil actions brought by states Attorneys General.

As a member of the firm based in the Louisville office, she currently services as Chair of the Pharmaceuticals & Medical Device Litigation Group. She has previously served on the firm's Management Committee and as the practice group leader of the Torts & Insurance Service Group.

CAPABILITIES

Practice Areas

- Antitrust, Consumer Protection & Attorney General Defense
- Class Action, Mass Action & Multi-District Litigation
- Environmental Litigation
- Litigation & Appeals
- Pharmaceuticals & Medical Devices Litigation
- Product Liability Litigation
- Professional Liability Litigation

BAR ADMISSIONS

- Admitted Pro Hac Vice in Several Jurisdictions
- Kentucky
- U.S. Court of Appeals for the 6th Circuit
- U.S. Court of Appeals for the 8th Circuit
- U.S. Court of Appeals for the 9th Circuit
- U.S. District Court for the Eastern District of Arkansas
- U.S. District Court for the Eastern District of Kentucky
- U.S. District Court for the Northern District of Illinois
- U.S. District Court for the Southern District of Illinois
- U.S. District Court for the Southern District of Indiana
- U.S. District Court for the Western District of Kentucky
- U.S. Supreme Court

RECENT NEWS, ARTICLES & SPEAKING ENGAGEMENTS

- Law360's Legal Lions of the Week
by Kevin Penton, *Law360.com*, February 16, 2024
- 6th Circ. Backs Drugmakers' Early Win In Diabetes Drug MDL
By Hailey Konnath, *Law360.com*, February 13, 2024
- AstraZeneca, Bristol Myers, McKesson Snag Early Win In MDL
By Hailey Konnath, *Law360*, August 2, 2022
- 4th Circ. Says 'Unfair' Va. Law Forces It To Nix Black Lung Suit with *Bethany A. Breetz* and *Whitney Frazier Watt* By Sarah Jarvis, *Law360*, November 9, 2020
- International Association of Defense Counsel 40th Annual Trial Academy
Instructor, Stanford University, Palo, Alto, Calif., 2012
- Taught and lectured on skills courses
University of Louisville Brandeis School of Law
- Fourteen Kentucky Practice Series: Trial Practice
Co-author
- Bringing a Product to Life in the Courtroom
ABA Section of Litigation, Atlanta, Georgia, November 2003
- Mock Trial of a Medical Malpractice Case
Kentucky Bar Association Annual Convention, Louisville, Ky., July 1998
- Recent Developments in Products, General Liability, and Consumer Law
Tort & Insurance Law Journal, Vol. 32:2, Winter 1997
- Use of Economists in the Evaluation and Presentation of Damages
Kentucky Law Update, Louisville, Kentucky, 1995
- Evaluating Personal Injury and Wrongful Death Cases from a Defense Perspective
Kentucky Academy of the Trial Attorneys, Louisville, Ky., August 1995

FIRM LEADERSHIP

- Management Committee (2004-08 and Feb. 2020-present)
- Pharmaceuticals & Medical Device Litigation Group, Chair (2024-present)
- Louisville Office Recruiting Committee, Member
- Torts & Insurance Practice Service Group, Former Chair

MEMBERSHIPS

- American College of Trial Lawyers
- Product Liability Advisory Council
- American Bar Association
- Kentucky Bar Association
- Louisville Bar Association
- Defense Research Institute
- International Association of Defense Counsel

COMMUNITY INVOLVEMENT

- Louisville Ballet, Board of Directors
- Kentucky State Police Personnel Board (2020-23)

EDUCATION

University of Louisville Louis D. Brandeis School of Law J.D. *magna cum laude* 1987

- Salutatorian
- Omicron Delta Kappa Outstanding Graduating Senior
- President, Brandeis Society
- Delta Theta Phi Law Fraternity
- *Journal of Family Law*, Notes Editor

University of Kentucky B.S., Civil Engineering 1982

- Chi Epsilon National Civil Engineering Honor Society
- American Society of Civil Engineers

MORE THAN STITES & HARBISON

Ms. Browning began her professional career as a civil engineer for the Army Corps of Engineers based in Louisville, Kentucky. She is a member of numerous professional organizations including the American College of Trial Lawyers, the Defense Research Institute, the International Association of Defense Counsel and Product Liability Advisory Council. She is active on committees within these organizations. She is also active in local charitable organizations. Ms. Browning and her husband, Winston, stay busy raising their four children. She is an aspiring equestrian and competes on her Morgan gelding, Flynn.

ACCOLADES

- *Martindale-Hubbell*® AV-Preeminent® Peer Review Rated
- *Best Lawyers in America*®, Litigation - Construction; Mass Tort Litigation / Class Actions - Defendants; Medical Malpractice Law - Defendants; Personal Injury Litigation - Defendants; and Product Liability Litigation - Defendants (2007-24)
- *Best Lawyers in America*®, Louisville Area Lawyer of the Year for Mass Tort Litigation / Class Actions - Defendants (2014, 2024)
- *Best Lawyers in America*®, Louisville Area Lawyer of the Year for Product Liability Litigation - Defendants (2015, 2019, 2023)
- *Best Lawyers in America*®, Louisville Area Lawyer of the Year for Medical Malpractice Law - Defendants (2022)
- *Best Lawyers in America*®, Louisville Area Lawyer of the Year for Litigation - Construction (2020, 2017)
- *Kentucky Super Lawyers*®(2007-24)
- *Kentucky Super Lawyers*®, Top 25 Women Lawyers in Kentucky (2007-24)
- *Kentucky Super Lawyers*®, Top 50 Attorneys in Kentucky (2013-15, 2018, 2022-24)
- *Benchmark: Litigation* magazine, Litigation Star (2008-09, 2013-23)
- *Benchmark Litigation* magazine, Top 250 Women in Litigation (2012)
- *Louisville Magazine* "Top Lawyer" (2014, 2016)

TESTIMONIALS

" . . . skilled trial attorney . . . well known in the legal community and is able to work well with various plaintiff and defense attorneys. "

- *Best Lawyers client comment*

" Carol is extremely professional and knowledgeable. She has very strong analytical skills, which enable her to quickly understand and articulate complex medical issues. "

- *Best Lawyers client comment*