# EXPERT WITNESS PROFILE

# DR. JOHN R. DOE, PH.D.

MARKETING EXPERT WITNESS

**Report Prepared on January 1, 2023** 

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# Disclaimer

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EWP requires the purchase of additional copies.



Dr. John R. Doe, Ph.D.

Marketing and Public Policy Expert Witness Doe College of Business Administration Address: Suite 123, 6 Street Drive Los Angeles California 55555 P: (555) 555-5555 | E: john.doe@doe.edu Web: www.johndoe.com

## INTRODUCTION

Dr. John Doe's professional interest lies in Advertising Management, Media Marketing, Marketing Strategy and Planning and Management. He has appeared on numerous television and radio programs, including the NBC Evening News, CBS Evening News, ABC Evening News, CBS News' America Tonight, CNN News, ABC's Nightline, History Channel, Financial News Network, Money Radio, Financial Broadcasting Network, The Parenting Network, Senior Report, National Public Radio, the Copley Radio Network, and several other local radio and television stations.

## AREAS OF EXPERTISE

Marketing and Public Policy Marketing Strategy Marketing Communication

New Product Development Psychology

## Additional Contact Information #1

111 Main Street,
Any City, Any State 99999
P: (555) 555-5555
E: johndoe1@EWPsample.com
Source: www.EWPsample.com/john\_doe

## Additional Contact Information #2

111 Main Street,
Any City, Any State 90909
P: (565) 565-5656
E: johndoe2@EWPsample.com
Source: www.EWPsample.com/john\_doe

#### Additional Address #1

111 Main Street, Any City, Any State 88888 Source: <u>www.EWPsample.com/john\_doe</u>

## Additional Address #2

111 Main Street, Any City, Any State 77777 Source: <u>www.EWPsample.com/john\_doe</u>

## Additional Information #1

Languages known other than English: French, German and Spanish Source: <u>www.EWPsample.com/john\_doe</u>

## Additional Information #2

NPI Number: Sources: 1238765409 Sources:

- 1. www.npino.com/john doe
- 2. www.opennpi.com/john doe
- 3. www.healthcare6.com/john\_doe
- 4. www.healthcare4ppl.com/john doe
- 5. www.npidb.com/john\_doe

# CV/ RESUMES

## AVAILABLE ONLINE

- 1. Expert Resume | <u>University of Illinois at Chicago Website</u>
- 2. Expert Resume | <u>From Expert's Website</u>

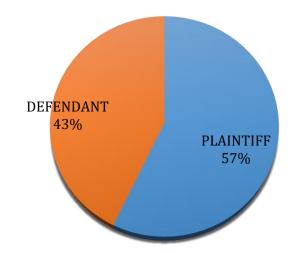
## **COURT FILED RESUMES**

- 1. Roger v. Smith | USDC Texas (Southern) | Request Document
- 2. American Liability Insurance Co. vs. McRonald Corp. | USDC California Eastern | <u>Request</u> <u>Document</u>
- 3. Apple, Inc. v. Samsung Electronics | USDC Delaware | Request Document

## **O**VERVIEW

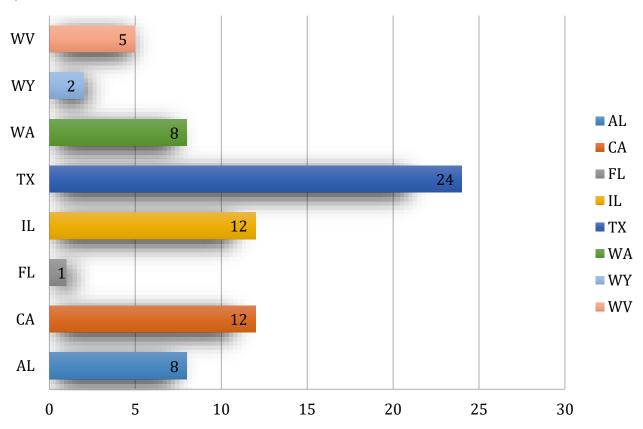
Time Period Covered: 1981 to 2013

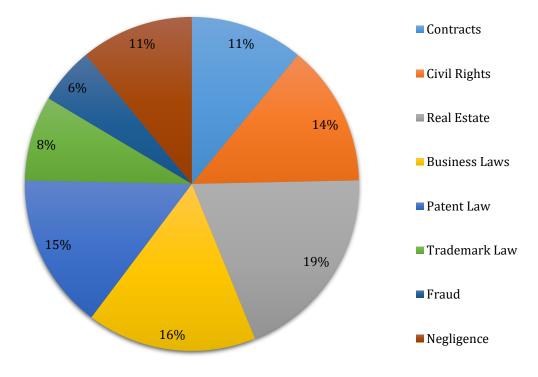
## RETAINED BY (OVERALL)



## **CASE INVOLVEMENT**

By State:

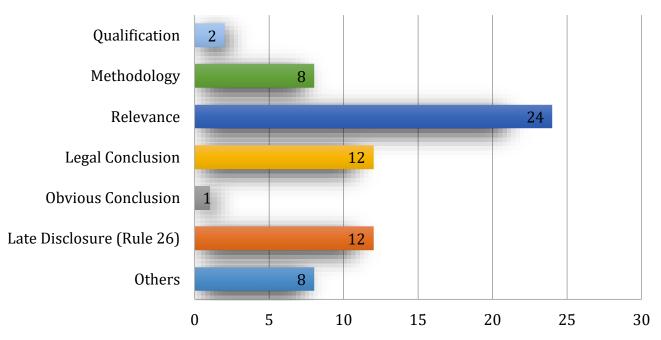




## BY AREA OF LAW

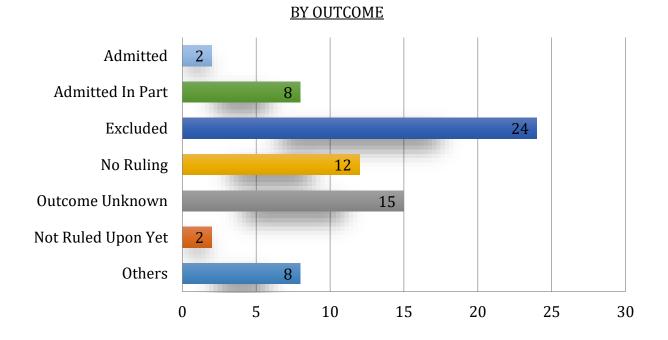
## **GROUNDS OF CHALLENGE**

## **BY GROUNDS OF CHALLENGE**

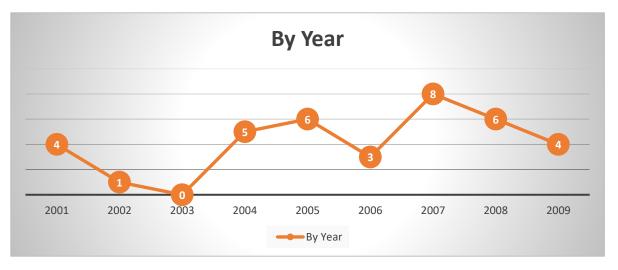


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## CHALLENGE DISPOSITION



## PUBLICATIONS



## OTHER DOCUMENTS AVAILABLE

Direct link to documents available for immediate access have been provided. For documents listed in this report and appended with a Request Document link, a procurement fee of \$15 per document is applicable. All other documents listed which do not have the Request Document link may not be available through the Expert Witness Profiler.

Deposition Transcripts/ Excerpts: 2 Trial Transcripts: 1 Full Text Opinions: 25 Federal Agency Decisions: 3 State Agency Decisions: 1 Expert Reports/ Affidavits: 6

# CASE LAW

This case law section provides references to an expert who has been cited or mentioned in case opinions (reported and unreported), briefs (where available), jury verdicts, dockets, and expert challenges for both state and federal courts. It is again noted that not every jurisdiction and every court makes their case law available, and this profile is limited as such.

# The following search strings were run to ensure that all available cases and briefs are captured.

1. ((John w/2 Doe) w/100 Expert and (Professor or Psycholog! Or "Marketing" or "Damages Expert" or Econom! or "Product Management" or Analys! or Licensing)

#### The following legal databases were looked at during the preparation of this report:

- 1. Federal and State Cases Combined, Jury Verdicts and Settlements, Federal Agency Decisions, State Agency Decisions
- 2. Court Documents Trial Filings, Appellate Briefs, Trial Orders, Dockets
- 3. PACER was searched to retrieve original documents, if available.
- 4. Google Scholar Legal Opinion Search

#### **Availability of Supporting Documents**

In the course of research, many relevant documents such as opinions, briefs, pleadings, deposition transcripts, motions to exclude, rulings, expert reports, expert CVs etc. are retrieved from various sources. These documents are divided into three categories:

- 1. Available for Download for no additional cost (These are mainly opinions for which no cost is incurred on the part of EWP.)
- Available for Instant Delivery (These are documents which can be delivered within one business day after payment.) To know the cost of these documents and to order, click on (Request Document) next to the document to send an email with the relevant document title and the Case Caption.
- These are documents which cannot be procured electronically and can be obtained only from the court. These documents do not have (Request Document) mentioned against them. To know how these documents can be procured, please send a mail to info@expertwitnessprofiler.com with the relevant document title and the Case Caption.

## DIRECT CHALLENGES

This section includes reported, and numerous unreported cases from both state and federal jurisdictions where a "gatekeeping authority" has been cited or mentioned in a decision and the testifying expert's methodology or qualifications have been challenged. Gatekeeping authority is defined as a seminal decision or rule of evidence that defines or interprets the standards for admissibility or expert witness testimony for the corresponding jurisdiction. This section includes results from over 165 gatekeeping authorities, including but not limited to <u>Daubert v. Merrell Dow</u>, <u>Frye v.</u> <u>United States</u>, and their progeny. Sources for unreported decisions include docket sheets, litigation reports, jury verdicts, and other online resources. Although care has been followed to gather this information, not all cases involving expert challenges are reported.

Testimony admitted in part and excluded in part.

resultiony dufinted in part and excluded in part.		
Case Source:	Opinion, Trial Pleading, Docket	
Case Caption:	Brighton Collectibles, Inc. v. Renaissance Group	
Docket Number:	06-CV-1115, 306CV01584, 06 CV 01848	
Case Cite(s):	2008 U.S. Dist. LEXIS 39707, 2006 Misc. Filings 1115; 2007 Misc. Filings LEXIS 4582; 2007 Misc. Filings LEXIS 4583, 2008 WL 2546408, 2008 WL 2546407, 2008 WL 2546426, 2008 WL 5455245, 2007 WL 7631415	
Grounds of Challenge:	Methodology	
Area of Law:	Trademark Law	
Jurisdiction:	Federal	
State:	California	
Court Name:	United States District Court For The Southern District Of California	
Retained By:	Plaintiff	
Plaintiff's Attorney(s):	Peter W Ross, Keith J Wesley , Marta B Almli , Dreier Stein Kahan Browne Woods George LLP, Beverly Hills, CA; Steven W Winton, Winton and Larson, San Diego, CA	
Defendant's Attorney(s):	Jessica Marie Helliwell, Michelle M McCliman, Wang, Hartmann, Gibbs & Cauley, P.C., Newport Beach, CA	
Judge(s):	Marilyn L. Huff	
Date(s):	04/01/2009	

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Summary of Involvement:	Doe was retained by the Plaintiff to provide expert analysis and testimony on surveys conducted regarding the public perception of Plaintiff's products and/or the likelihood that consumers will confuse Defendant's goods with Plaintiff's goods in the instant case. Defendant filed a motion in limine to exclude his testimony. The Court concluded that the Plaintiff had failed to establish that his testimony regarding lost sales satisfied the FRE- Rule 702 standard and failed to demonstrate that his testimony was "based on sufficient facts or data" or that it was "the product of reliable principles and methods" that had been applied "reliably" to the facts of this case. The Court concluded that the challenged portion of his proposed testimony was too speculative to merit admission and accordingly granted Defendant's motion to preclude Plaintiff from presenting his testimony that Plaintiff lost one customer transaction for each Langdon Leather product sold by Defendant. However, the Court declined to exclude his testimony in its entirety.
Supporting Document(s):	1. Expert Report of John Doe ( <u>Request Document</u> )
	2. Ralphs' Memorandum In Support Of Motion In Limine No. 4, To Exclude "Expert" Opinion Testimony ( <u>Request Document</u> )
	<ol> <li>Defendant's Memorandum Of Points And Authorities In Support Of Its Motion For Summary Judgment (<u>Request</u> <u>Document</u>)</li> </ol>
	4. Order Regarding Motions In Limine: Finding As Moot Motion In Limine ( <u>Request Document</u> )
	5. Order Regarding Motions In Limine: Finding As Moot Motion In Limine ( <u>Request Document</u> )
	6. Brighton's Notice Of Motion To Amend Judgment To Include A Permanent Injunction; Memorandum Of Points And Authorities; Declaration In Support Thereof

## Trial court did not allow the expert to testify; affirmed.

Case Source:	Brief Bank
Case Caption:	Loughert vs. The Reagan Hospital And Medical Center
Docket Number:	02588EDA9942

Case Cite(s):	1999 WL 033887609 (Pa.Super.); 1999 WL 033888608 (Pa.Super.)
Grounds of Challenge:	Obvious Conclusion
Area of Law:	Insurance Law
Jurisdiction:	State
State:	Pennsylvania
Court Name:	Superior Court of Pennsylvania
Retained By:	Plaintiff
Plaintiff's Attorney(s):	Derek R. Lassiter, Klone & Specter, P.C.
Defendant's Attorney(s):	Edward L. Stork, Esquire, Roland & Schlegel, P.C.
Judge(s):	Marilyn L. Huff
Date(s):	04/01/2009
Summary of Involvement:	Doe was retained by the Plaintiff as an expert. On appeal, the Plaintiff argued that the trial court erred in refusing to allow Doe to testify to the non-effectiveness of unsigned insurance policy. However, the judgment was affirmed.
Supporting Document(s):	1. Brief for Appellants ( <u>Request Document</u> )
	2. Brief of Appellee ( <u>Request Document</u> )

## Testimony unpersuasive.

Case Source:	Opinion, Trial Order, Brief Bank
Case Caption:	Jenkins v. McCarthy
Docket Number:	B297993, BC 309975
Case Cite(s):	2009 Cal. App. Unpub. Lexis 9777, 2005 WL 7237970, 2005 WL 7237259, 2009 WL 5707527, 2009 WL 5555529
Grounds of Challenge:	Methodology

Area of Law:	Business Laws
Jurisdiction:	State
State:	New York
Court Name:	Court Of Appeal Of New York, Second Appellate District, Division Two
Retained By:	Defendant
Plaintiff's Attorney(s):	Not Applicable
Defendant's Attorney(s):	Winston & Strawn, Rebecca Lawlor Calkins and Erin R. Ranahan
Judge(s):	Ashmann-Gerst, J.; Boren, P. J., Doi Todd, J. concurred
Date(s):	02/27/2009
Summary of Involvement:	Doe was retained by the Defendant as an expert in the instant case. The Court observed that Doe had admitted in his testimony that Plaintiff had failed to conduct any independent work and relied on the Defendant's testimony. The Court found his testimony unpersuasive.
Supporting Document(s):	1. Opinion dated 27 <sup>th</sup> February 2009 ( <u>Request Document</u> )
	2. Statement of Decision ( <u>Request Document</u> )
	3. Expert Report of John Doe ( <u>Request Document</u> )

## Testimony disregarded by arbitrator, affirmed at trial; outcome unknown on appeal.

Case Source:	Brief Bank
Case Caption:	Todisco v. Cable
Docket Number:	G055555
Case Cite(s):	2000 WL 555555, 2000 WL 111111, 1997 WL 222222
Grounds of Challenge:	Qualification
Area of Law:	Negligence

Jurisdiction:	State
State:	New York
Court Name:	Court of Appeal, Fourth District, Division 3, New York
Retained By:	Defendant
Plaintiff's Attorney(s):	David M. Sine, Sanborn & Sine
Defendant's Attorney(s):	Sylvia L. Paoli #55555, Paoli & Paoli, Inc.
Judge(s):	Hon. Raymond Ikola
Date(s):	07/29/2000
Summary of Involvement:	Doe was retained by the Defendant as an expert in accountancy. The arbitrator found his testimony credible but disregarded it at trial. The outcome of the appeal is unknown.
Supporting Document(s):	1. Appellant's Reply Brief ( <u>Request Document</u> )
	2. Respondent's Brief ( <u>Request Document</u> )
	3. Appellant's Opening Brief ( <u>Request Document</u> )

## Testimony rejected by the trial court; outcome of appeal is unknown.

Case Source:	Brief Bank
Case Caption:	Wetzel v. Gratzer
Docket Number:	G0666666
Case Cite(s):	2002 WL 555555
Grounds of Challenge:	Methodology
Area of Law:	Labour Law
Jurisdiction:	State
State:	New York

Court Name:	Court of Appeal, Fourth District, Division 3, New York
Retained By:	Not Applicable
Plaintiff's Attorney(s):	Not Applicable
Defendant's Attorney(s):	Not Applicable
Judge(s):	Honorable Kim G. Dunning
Date(s):	09/22/2002
Summary of Involvement:	Doe was an independent appraiser in the instant case. Doe prepared a report on fair value which the trial court had rejected. The outcome of appeal is unknown.
Supporting Document(s):	1. Appellant's Opening Brief ( <u>Request Document</u> )

#### Testimony was improperly excluded at trial; outcome of appeal is unknown.

Case Source:	Brief Bank
Case Caption:	Investments v. Del Curto
Docket Number:	B5555555
Case Cite(s):	2000 WL 555555, 2000 WL 111111, 1997 WL 222222
Grounds of Challenge:	Qualification
Area of Law:	Business Law
Jurisdiction:	State
State:	New York
Court Name:	Court of Appeal, Second District, Division 5, New York
Retained By:	Defendant
Plaintiff's Attorney(s):	David M. Sine, Sanborn & Sine
Defendant's Attorney(s):	Neil Papiani

Judge(s):	Honorable Reginald A. Dunn
Date(s):	02/05/1987
Summary of Involvement:	Doe was retained by the Defendant as an expert in valuation. In the instant case, Defendant argued that the trial court had improperly excluded Doe's testimony. The outcome of appeal is unknown.
Supporting Document(s):	<ol> <li>Appellants' Supplemental Brief Regarding Prejudicial Effect of Trial Court's Exclusion of Expert (<u>Request Document</u>)</li> </ol>
	2. Appellants' Reply Brief and Opposition to Respondents Cross- Appeal ( <u>Request Document</u> )
	<ol> <li>Respondents' Reply Brief and Cross-Appeal (<u>Request</u> <u>Document</u>)</li> </ol>

#### INDIRECT CHALLENGES

This section includes reported, and numerous unreported cases from both state and federal jurisdictions where the expert's testimony has been cited or mentioned in a decision and the testifying expert's testimony has been offered in support of, in response to, or in opposition to motion for summary judgment, class certification, preliminary injunction, motion for a new trial or judgment notwithstanding the verdict. Sources for unreported decisions include docket sheets, litigation reports, jury verdicts, and other online resources. Although care has been followed to gather this information, not all cases involving such indirect expert challenges are reported.

#### Testimony sufficient to win grant of motion for summary judgment.

Case Source:	Opinion, Trial Pleading
Case Caption:	Lee v. Hendrick
Docket Number:	3:95cv1284
Case Cite(s):	2007 Misc. Filings LEXIS 4545; 2008 WL 2546302; 2008 WL 2546409
Grounds of Challenge:	Others
Area of Law:	Personal Injury
Jurisdiction:	Federal
State:	New York

Court Name:	United States District Court For The Southern District Of New York
Retained By:	Defendant
Plaintiff's Attorney(s):	Soberson Halley, Robert & Soberson, LLP, New York
Defendant's Attorney(s):	Marina L. Kaufman, Robert K. Luther
Judge(s):	Jill Barschi
Date(s):	04/01/2014
Summary of Involvement:	Doe was retained by the Defendant to provide expert analysis and testimony on surveys conducted regarding the public perception of Plaintiff's products and/or the likelihood that consumers will confuse Defendant's goods with Plaintiff's goods in the instant case. Defendant filed his testimony in support of its motion for summary judgment. The Court granted Defendant's motion for summary judgment.
Supporting Document(s):	1. Opinion dated April 01, 2014 ( <u>Request Document</u> )
	2. Ralphs' Memorandum In Support Of Motion For Summary Judgment ( <u>Request Document</u> )
	<ol> <li>Defendant's Memorandum Of Points And Authorities In Support Of Its Motion For Summary Judgment (<u>Request</u> <u>Document</u>)</li> </ol>

## Testimony filed in support of motion for class certification; outcome unknown.

Case Source:	Docket
Case Caption:	Loughert v. Demetrius
Docket Number:	6:93cv254
Case Cite(s):	Not Applicable
Grounds of Challenge:	Others
Area of Law:	Insurance Law

Jurisdiction:	Federal
State:	Texas
Court Name:	US District Court for the Western District of Texas
Retained By:	Plaintiff
Plaintiff's Attorney(s):	John P. Germani, Richard D. Martemucci And Germani Martemucci Riggle
Defendant's Attorney(s):	Elizabeth A. Flynn, James F. Tucker, J. Tucker LLP
Judge(s):	S. Gonzalez-Villamil
Date(s):	08/01/2012
Summary of Involvement:	Doe was retained by the Plaintiff as an expert in the instant case. Plaintiff filed his testimony in support of its motion for class certification. The outcome of Plaintiff's motion for class certification is unknown.
Supporting Document(s):	1. Testimony of John Doe in support of Plaintiff's Motion for Class Certification ( <u>Request Document</u> )
	<ol> <li>Reply and Response to Plaintiff's Motion for Class Certification by Doe (<u>Request Document</u>)</li> </ol>

#### Testimony insufficient to avoid grant of motion for preliminary injunction.

Case Source:	Opinion, Trial Order
Case Caption:	Mercy v. McCarthy
Docket Number:	B297955, BC 309970
Case Cite(s):	2009 Cal. App. Unpub. Lexis 9873; 2005 WL 7237955
Grounds of Challenge:	Others
Area of Law:	Products Liability
Jurisdiction:	State

State:	New York
Court Name:	Court Of Appeal Of New York, Second Appellate District, Division Two
Retained By:	Defendant
Plaintiff's Attorney(s):	David Caspi
Defendant's Attorney(s):	Robert McDonald
Judge(s):	William B. Stock
Date(s):	02/22/2002
Summary of Involvement:	Doe was retained by the Defendant as an expert in the instant case. Defendant filed his testimony in opposition to Plaintiff's motion for preliminary injunction. The Court granted Plaintiff's motion for preliminary injunction.
Supporting Document(s):	1. Opinion dated February 22, 2002 ( <u>Request Document</u> )
	2. Statement of Decision ( <u>Request Document</u> )
	3. Expert Report of John Doe ( <u>Request Document</u> )

Testimony sufficient to win grant of motion for judgment notwithstanding the verdict at	
trial; outcome of appeal is unknown.	

Case Source:	Brief Bank
Case Caption:	Abreu v. CHP Corp.
Docket Number:	113660-06
Case Cite(s):	2010 WL 9615418; 2010 WL 9615423; 2010 WL 8425185
Grounds of Challenge:	Others
Area of Law:	Negligence
Jurisdiction:	State
State:	New York

Court Name:	Court of Appeal, Fourth District, Division 3, New York
Retained By:	Defendant
Plaintiff's Attorney(s):	Sandra L. Flushman
Defendant's Attorney(s):	Kenneth L. Thompson
Judge(s):	Robert Wooten
Date(s):	07/29/2001
Summary of Involvement:	Doe was retained by the Defendant as an expert in accountancy. According to the "Appellant's Reply Brief" it was stated that Defendant had cited his testimony in support of its motion for judgment notwithstanding the verdict. The trial court had granted Defendant's motion for judgment notwithstanding the verdict. The outcome of appeal is unknown.
Summary of Involvement: Supporting Document(s):	According to the "Appellant's Reply Brief" it was stated that Defendant had cited his testimony in support of its motion for judgment notwithstanding the verdict. The trial court had granted Defendant's motion for judgment notwithstanding the verdict. The
-	According to the "Appellant's Reply Brief" it was stated that Defendant had cited his testimony in support of its motion for judgment notwithstanding the verdict. The trial court had granted Defendant's motion for judgment notwithstanding the verdict. The outcome of appeal is unknown.

## OTHER CASES INVOLVING JOHN R. DOE

These are cases where the expert was retained. However, no challenge or credibility assessment activity for the expert was found in these cases. Please note that not all cases where an expert is retained mention the name of the expert and hence, these cases do not constitute an exhaustive list of the expert's testimonial history. Additional information on these cases may be available on request.

Case Source:	Docket, Briefs, Pleadings and Motions
Case Caption:	Pierce V. Basic Industries Ltd. Et Al
Docket No. :	5:13cv860
Case Cite(s):	2014Misc. Filings LEXIS686
Area of Law:	Personal Injury And Torts
State:	Texas
Court Name:	Texas Western District Court
Retained By:	Plaintiff
Date:	September 19, 2013
Supporting	1. Docket Sheet Referencing The Expert
Document(s):	2. Designation Of Expert Witnesses By Harold A. Pierce, Jr, Holly Holmes
	Pierce. (Attachments: # 1 Exhibit A: Report Of Jason English, # 2
	Exhibit B: Cv Of Ken Weiher, Phd)

Case Source:	Docket
Case Caption:	Sanford V. Wal-Mart Stores Texas LLC
Docket No. :	4:13cv2413
Case Cite(s):	Not Applicable
Area of Law:	Personal Injury And Torts
State:	Texas

Court Name:	United States District Court, Texas Southern	
Retained By:	Plaintiff	
Date:	August 16, 2013	
Supporting Document(s):	1. Docket Sheet Referencing The Expert	
Case Source:	Docket	
Case Caption:	HEB GROCERY COMPANY L P V. CENTRECORP MANAGEMENT	
	SERVICES LLC	
Docket No. :	201601537	
Case Cite(s):	Not Applicable	
Area of Law:	Premises Liability	
State:	Texas	
Court Name:	Texas District & County Court, Harris District	
<b>Retained By:</b>	Not Mentioned	
Date:	January 11, 2016	
Supporting Document(s):	1. Docket Sheet Referencing The Expert	

## CERTAIN CASES IN WHICH THE EXPERT WAS DEPOSED

These are cases where the docket either mentions a notice to depose the expert or the actual deposition. However, neither the notice nor the deposition was available for immediate download.

Case Caption	Docket No.	Court Name	Retained By
Brenton Boitse V. Airbnb Payme	D-1-GN-19- 008796	Texas District & County Court, Travis County	Plaintiff
Anthony Rendon Et Al V. Reddy Ice Corporation A/K/A Reddy Ice LLC Et Al	DC-18-10310	TX Dallas Dist. Ct.	Not Mentioned

## CERTAIN CASES IN WHICH THE EXPERT'S AFFIDAVIT WAS FILED

These are cases where the docket either mentions a notice to file the affidavit of the expert or the actual affidavit. However, neither the notice nor the affidavit was available for immediate download.

Case Caption	Docket No.	Court Name	Retained By
In Re Jadwin V. Kern County	07-CV-0026	California Eastern District	Not
		Court	Mentioned
Mares V. Fedex Ground Package Sys.	2:13cv5518	California Central District	Not
		Court	Mentioned
Shinedling V. Sunbeam Prods.	5:12cv438	California Central District	Not
		Court	Mentioned

## CERTAIN CASES WHERE A SUBPOENA WAS SERVED ON THE EXPERT

These are cases where the docket either mentions a notice to serve a subpoena to the expert or the actual filing of the subpoena. However, neither the notice nor the subpoena is available for immediate download.

Case Caption	Docket No.	Court Name	Retained By
In Re Jadwin V. Kern County	07-CV-0026	California Eastern District	Not
		Court	Mentioned
Mares V. Fedex Ground Package Sys.	2:13cv5518	California Central District	Not
		Court	Mentioned
Shinedling V. Sunbeam Prods.	5:12cv438	California Central District	Not
		Court	Mentioned

## PERSONAL LITIGATION HISTORY

If the expert has been a party to a lit	If the expert has been a party to a litigation, such cases are documented in this section.				
Case Source:	Docket				
Case Caption:	Gonzalez, Et Al V. Aron, Et Al				
Docket Number:	2cv10387				
Case Cite(s):	Not Applicable				
Area of Law:	Products Liability				
Jurisdiction:	Federal				
State:	Alabama				
Court Name:	US District Court For The Northern District Of Alabama				
Judge(s):	Sam C. Pointer, Jr.				
Date(s):	08/07/1995				
Summary of Involvement:	Plaintiff sued Doe in this products liability suit.				
Supporting Document(s):	1. Docket Summary				
Case Source:	Docket				
Case Caption:	Gonzalez V. Ogon Inc				
Docket Number:	1994-011916-CA-01				
Case Cite(s):	Not Applicable				
Area of Law:	Products Liability				
Jurisdiction:	State				

Court Name: FL Circuit & County - Miami-Dade, Circuit Civil

Florida

State:

Judge(s):	Not Mentioned		
Date(s):	06/27/1994		
Summary of Involvement:	Plaintiff sued Doe in this products liability suit.		
Supporting Document(s):	1. Docket Summary		
Case Source:	Docket		
Case Caption:	Medina V. Surgery Llc, Et Al		
Docket Number:	CACE20005353		
Case Cite(s):	Not Applicable		
Area of Law:	Personal Injury		
Jurisdiction:	State		
State:	Florida		
Court Name:	FL Circuit & County – Broward, Central Courthouse		
Judge(s):	David A. Haimes		
Date(s):	03/25/2020		
Summary of Involvement:	Plaintiff sued Doe in this personal injury suit.		
Supporting Document(s):	1. Docket Summary		

## JURY VERDICT REPORTS MENTIONING DOE AS AN EXPERT WITNESS

The following Jury Verdict Reports/ Summaries mentioned Doe as an expert witness involved in the case.

1	Anthony Taber; Markeeta Taber V. Allied Waste Systems Inc. dba Allied Waste Service of Oklahoma City, Oklahoma Western District Court, 2015 Jury Verdicts LEXIS 54660, Mar 11, 2015
2	Ashley McKinney; James McKinney V. 10GYM-3 LLC, District Court, 14th JD, 2020 Jury Verdicts LEXIS 220783
3	Aubree Pickens V. South Oklahoma City Hospital Corporation; Integris Health Inc.; Khader Hussein M.D. et al, District Court, 7th JD, 2022 Jury Verdicts LEXIS 955

4	Bertha Donovan V. Jason Emerson D.O.; SSM Healthcare of Oklahoma Inc.; Saints Medical
	Group LLC, District Court, 7th JD, 2011 Jury Verdicts LEXIS 201684, Apr 22, 2013
5	Beth D. Jocoy V. Chelsey Gilberson D.O.; Grady County Board of County Commissioners; Art
	Kell et al, Oklahoma Western District Court, 2013 Jury Verdicts LEXIS 124, Jan 17, 2014

## ALL OTHER REFERENCES

This section includes cases/administrative materials where the individual was either involved in a capacity other than that of an expert witness or they were not involved in the case directly and a mere reference was made to them.

Case Caption	Docket No.	Court Name	Date
Paine V. City of Chicago et al	1:06cv3173	Illinois Northern District Court	06/09/2006
Stockton V. CNH Industrial America LLC Et Al	4:16cv464	Oklahoma Northern District Court	07/15/2016

# **PROFESSIONAL HISTORY**

The expert's professional information is assembled from the curriculum vita, where available, or online resources such as websites, directories, and public databases.

## **EMPLOYMENT / TEACHING / RESEARCH**

#### **Employment History**

Employment history is gathered from the expert's curriculum vita, directories, employer websites and other online resources.

#### **Intelligent Insurance Company**

President | September 2008 - Present

Sources:

- 1. www.EWPsample.com
- 2. Expert's CV filed in Roger v. Smith (Docket Number: 1234cv567)
- 3. Expert's CV filed in American Liability Insurance Co. vs. McRonald Corp. (Docket Number: 7654cv321)

## HETRO/RISK, Inc. Insurance Brokers (Now Smithedges Insurance Center)

#### Founder and Chief Executive Officer | March 1992 – May 2009

Advisor | 2008 - 2009

Sources:

- 1. <u>www.EWPsample.com</u>
- 2. Expert's CV filed in Roger v. Smith (Docket Number: 1234cv567)
- 3. Expert's CV filed in American Liability Insurance Co. vs. McRonald Corp. (Docket Number: 7654cv321)
- 4. Expert's CV filed in Apple, Inc. v. Samsung Electronics (765cv4321)

#### Teaching / Research History

Teaching/ Research history is gathered from the expert's curriculum vita, directories, university websites and other online resources.

#### Harvard Business School

Professor of Business Administration | 2004 - 2008

Instructor | 2007 - 2008

Sources:

- 1. <u>www.EWPsample.com</u>
- 2. Expert's CV filed in Roger v. Smith (Docket Number: 1234cv567)

## EDUCATION

Educational history is gathered from the expert's curriculum vita, university websites and other online resources.

#### **University of San Diego**

Degree: M.S., Economics Year: July 1974 – June 1976 Degree: B.S., Economics Years: July 1971 – June 1974 Sources:

- 1. <u>www.EWPsample.com</u>
- 2. Expert's CV filed in Roger v. Smith (Docket Number: 1234cv567)
- 3. Expert's CV filed in American Liability Insurance Co. vs. McRonald Corp. (Docket Number: 7654cv321)
- 4. Expert's CV filed in Apple, Inc. v. Samsung Electronics (765cv4321)
- 5. National Student Clearinghouse

\*The above degree has been verified from the <u>National Student Clearinghouse</u>. The following information was furnished by the NSC on verification:

#### NATIONAL STUDENT CLEARINGHOUSE INFORMATION

Name On School's Records: JOHN R. DOE Date Awarded: 06/18/1974 Degree Title: BACHELOR OF ARTS Official Name of School: DOE UNIVERSITY Major Course(s) of Study: ECONOMICS Major Option: APPLIED ECONOMICS Dates of Attendance: 09/17/1971 to 06/18/1974

#### References

In some instances, an expert will list the names of references to parties or law firms with whom the expert has worked. These can often be found through online resources. These references are provided when available.

Myles Levin 111 Main St. Any City USA 99999 Ph: (555) 555-5555 Source: <u>www.EWPsample.com/john\_doe</u>

## ASSOCIATION MEMBERSHIPS

Information about an expert's membership in associations is found in this section. This may include the association name, the location, information about the association, any committee or positions held, and the years the expert has been a member.

- <u>Vice President, The Hobos Club</u> Years: 1999 to 2008 Additional Source: <u>http://www.example.com/article1</u>
- 2. <u>Member of the Business Valuation Section and Economic Damages Section, New York Society of</u> <u>CPAs Litigation Services Section</u>

Years: 1995 – Present

Additional Source:

- <u>http://ewpsample.com/Content/yoursociety/lit/economicdamages.aspx</u>
- <u>http://www.example.com/article1</u>
- 3. <u>Member of Litigation Sections Steering Committee, New York Society of CPAs Litigation</u> <u>Services Section</u>

Years: 1997 – Present

## BOARD MEMBERSHIPS

- <u>Chairman of the Board of Directors, Brigham Young University Board of Advisors to Institute of</u> <u>Professional Accountancy</u> Years: 2001- 2003
- 2. <u>Member of Board of Directors, International Group of Accounting Firms</u> Years: 1992 – 1995

## AWARDS AND HONORS

1. <u>Recipient, "Edmund James Scholar", University of Illinois, Urbana, IL</u> | 1973

## **CONFERENCES / PRESENTATIONS / SEMINARS**

- 1. <u>Speaker, 62<sup>nd</sup> Genetic Epidemiology of Lung Cancer Consortium</u> | September 1997
- 2. <u>Speaker, "Complications and Hidden Aspect of Surgery"</u>, College of American Pathologists, Inspector of National Institutes of Health Clinical Laboratories | June 1996

\*Research revealed that the expert is scheduled to speak at <u>15<sup>th</sup> Cancer Genetics Convention</u> | December 2021.

## INTELLECTUAL PROPERTY OWNED

#### Patent

1. <u>US Patent #1,234,567 Controlled Modification of Semiconductor Nanocrystals issued November</u> <u>06, 2009</u>

#### Trademarks

- 1. <u>DECPAGE</u> | 2002
- 2. <u>PAGEDEC</u> | 2001

#### EXPERT RATES

If an expert has posted his or her rates on their website, published their fee schedule, or otherwise made public their expert rates, then that information is provided in this section.

- Consulting with an attorney: \$250 per hour
- Reviewing documents: \$250 per hour
- Providing deposition testimony: \$250 per hour
- Providing testimony at trial: \$250 per hour
- Other Charges:
  - Work which requires travel, other than local travel, is billed at \$3,000 per day.
  - No charge for normal office expenses such as copies, telephone, and mail.
  - Outside copy services, FedEx delivery is billed at cost.
  - Travel expenses at cost.

Source: Expert Affidavit Filed in Abrahams v. Bush | June 12, 2012 (Request Document)

#### PUBLICATIONS

Search results of over 10 million expert authored books, articles, newsletters, law reviews, and/or other scholarly papers and journals are included here. This section may include summaries, source information, dates, and any co-authors (if applicable).

#### Books

- 1. <u>Living the Future Not Too Long</u> | 2006
- 2. How to Kill a Mockingbird | 2008
- 3. <u>A Hitchhiker's Guide to the Galaxy</u> | 2010

#### Articles

- 1. How to research an expert witness. | 2014
- 2. <u>How not to research an expert witness.</u> | 2012

#### Book Review

1. Intuition Pumps and Other Tools for Thinking | 2002

#### Abstracts

- 1. <u>Distinct epithelial gene expression phenotypes in childhood respiratory allergy</u> | 2006
- 2. <u>Climate change, air pollution and extreme events leading to increasing prevalence of allergic</u> respiratory diseases | 2005

#### Editorials

- 1. <u>Editorial Review Board, The Journal Of The American College of Certified Wound Specialists</u> | 2009
- 2. Editorial Board, Journal Of The American Medical Directors Association | 2002

## **CERTIFICATES AND LICENSES**

If the expert has listed any licenses or certifications, that information has been researched, and the result of the investigation is included here. This section may include the expert's occupation, the state, the authority, the license or certification number, the date acquired, and the date of expiration.

- 1. Licensed Attorney, State Bar of California
- 2. Licensed Attorney, State Bar of Texas
- 3. Licensed Physician, Medical Board of California

## WEBSITES AND LINKS

Besides the current website, this section includes archived website and web pages to track any change to the expert's website. If there are any sites that link to or from the expert's website, those are included in this section.

#### **Current Websites**

- 1. <u>http://ewpsample.com/Content/yoursociety/lit/economicdamages.aspx</u>
- 2. http://www.example.com/article1

#### **Archived Websites**

http://ewpsample.com/Content/yoursociety/lit/economicdamages.aspx Date of Cached Page: 24<sup>th</sup> June, 2009

A total of 62 archived versions of the website are available at: <u>http://ewpsample.com/Content/yoursociety/lit/economicdamages.aspx</u>

#### Site linked from Current Website

URL #1: <u>http://expertwitnessprofiler.com</u>

URL #2: <u>http://www.example.com/article1</u>

#### Site linked to Current Website

URL: http://expertwitnessprofiler.com

## **EXPERT DIRECTORIES**

Expert directories provide a wealth of information about experts, and this information can be compared to the information that expert has provided through formal discovery efforts as well as on his/her website. A simple comparison of the information provided by the expert with his/her directory listing might reveal discrepancies. A list of the expert's directory listings is provided in this section.

- 1. Expert Profile on JurisPro Expert Witness Directory
- 2. Expert Profile on FindLaw Expert Witness Directory
- 3. Expert Profile on All Law Expert Witness Directory
- 4. Expert Profile on ALM Experts Expert Witness Directory
- 5. Expert Profile on ARC Expert Witness Directory
- 6. <u>Expert Profile on Courtroom Insight Expert Witness Directory</u>
- 7. Expert Profile on CA Experts Expert Witness Directory
- 8. Expert Profile on LA County Bar Association (Experts4Law)

#### **Other Directories:**

Directory Name	Date Checked	Result	
Exify	1/1/2023	No Listing	
Expert Law	1/1/2023	No Listing	
Expert Pages	1/1/2023	No Listing	
Experts.com	1/1/2023	No Listing	
FEWA	1/1/2023	No Listing	
HG Experts	1/1/2023	No Listing	
Martindale	1/1/2023	No Listing	
LA County Bar Association (Experts4Law)	1/1/2023	No Listing	
Rominger Legal	1/1/2023	No Listing	
SEAK	1/1/2023	No Listing	
SF Bar Association	1/1/2023	No Listing	

## SOCIAL NETWORKING

This section includes any results for the expert's posts, and references to the expert, in blogs and major social networking sites up to the date and time listed. These social networking sites include, but are not limited to, LinkedIn, Facebook, and Twitter.

#### LinkedIn

www.linkedin.com/john-doe

Facebook As of 1/1/2023, it was not revealed that this expert was registered with Facebook.

Twitter http://www.twitter.com/john-doe

## PUBLIC PROFILES

There are several websites which create public profiles of individuals based on information gathered from the internet. Such public profiles of the expert are listed in this section.

#### Zoominfo

www.zoominfo.com/John Doe/18/178a0/638

Vitals www.vitals.com/John Doe/17/168a1/618

Manta www.manta.com/John Doe/16/158a2/698

Healthgrades www.healthgrades.com/John Doe/15/148a3/688

Corporation Wiki www.corporationwiki.com/John Doe/14/138a4/678

Superpages www.superpages.com/John Doe/13/128a5/668

Healthtap www.healthtap.com/John Doe/12/118a/658

## GROUPS

Some experts will join an online discussion group, or will be mentioned in such a group. Results of an archive of more than 700 million Usenet postings from a period of more than 20 years are included here.

- 1. South Bay Cycling Group
- 2. <u>American College of Radiology</u>

LinkedIn Groups:

- 1. ABC Group
- 2. BBB Group
- 3. RR Group

Source: www.linkedin.com/john-doe/group

#### BLOGS

If an expert maintains a blog, or has been mentioned in a blog post, those results are included here.

<u>Obama responds to Palin in red state</u> The Washington Bureau- The Scoop | 01/21/2011

<u>Obama Denies Role In Government</u> New Yorker | 06/02/2013

Obama to hand over some CIA drone operations to Pentagon RT Question More | 09/22/2012

Senator accuses former IRS head of engaging in "lie of omission" Prison Planet | 04/12/2013

<u>Michael Jackson's Alleged Molestation Victim Wade Robson Calls Popstar "Pedophile" On Today!</u> Perez Hilton | 08/11/2013

#### MULTIMEDIA

When located, the source for the audio, video, and podcasts (audio programs distributed over the Internet) are included here.

#### Audios

- 1. <u>Audio file #1 mentioning the expert in "National Insurance Forum", 2010.</u>
- 2. <u>Audio file #2 mentioning the expert in "National Insurance Forum", 2010.</u>

#### Video

1. <u>Video file featuring the expert in "National Insurance Forum", 2010.</u>

#### Podcast

1. Podcast file mentioning the expert in "National Insurance Forum", 2010.

#### **NEWS ARTICLES**

Thousands of publications, newspapers, and articles have been searched to locate information, quotes, or references about this expert. It should be noted that not every publication and newspaper is available to be searched for every year. If information about the expert has been located, then this section includes the headline, name and location of the publication, date, and excerpt regarding this expert.

Press Release: Smithedges Announces Acquisition of HETRO/RISK

Smithedges Insurance Centre website 08/11/2013

BrahMos supersonic cruise missile successfully test-fired

The San Francisco Chronicle 04/12/2013

Oklahoma tornado: family pictured round the world identified

The Sun Sentinel 09/22/2012

Microsoft Xbox One launched with Kinect, Live Tv: All you need to know

The Business Chronicle 06/02/2013

Larsen & Toubro Posts Lower January-March Profit

The Wall Street Journal 01/21/2011

## **DISCIPLINARY ACTIONS**

All state governments and some professional associations maintain records of professional misconduct. When located, the type of misconduct, the action take, the date of the action, and the authority are included.

Name of Authority: Insurance Certification Board of San Diego, California Type of Action: Suspension of CPCU License for three months. Reason: Bad faith insurance claim handling Date: December 1, 2010 Source: <u>www.EWPsample.com/disciplinary/december2010/doe.html</u>

# PERSONAL INFORMATION

Personal information about this expert, if found, is included in this section. This includes the expert's family history, political contributions, and public information such as bankruptcies, liens, and UCC filings, if any.

#### RELATIONS

Wife: Jane Doe Sons: William Doe and Harry Doe Daughter: Amy Doe Source: <u>www.EWPsample.com-1973-transcription.txt</u>

\*Research revealed that the expert's wife, Jane Doe died in a traffic accident in San Francisco at the age of 39. It also stated that John Doe was also severely injured in the accident. Source: <u>www.EWPsample.com-1973-transcription.txt</u>

#### BANKRUPTCIES

If the expert, or his company, has participated in a bankruptcy proceeding, then information about that proceeding can be found here. This information is taken from public records and court filings.

Debtor Name: John Doe Debtor Company: Hetro Risk, LLC Debtor Address: 111 Main St., Any City, USA 99999 **Debtor Phone:** (555) 555-5555 Date of Filing: July 12, 2008 Court: United States Bankruptcy Court for the Southern District of California Bankruptcy Judge: Myles Robinson Case # 0773H Debtor's Attorney Name: Mark Anthony, Esq. Debtor's Attorney Firm: Mark Anthony Law Offices Debtor's Attorney Firm Address: 111 Main St., Any City, USA 99999 Debtor's Attorney Firm Phone: (555) 555-5555 Type of bankruptcy (Chapter #): Chapter 13 Date discharged: Undischarged Creditors: Punyark Legal, LLC Assets: \$10 million **Other parties of interest:** None Source: http://EWPsample.com/bankruptcy/california/sandiego/johndoe.html

## JUDGMENTS AND LIENS

If a judgment or lien has been filed by or against the expert, then this information is found here. Drawn from public records, the information includes the claimant information, type of lien or judgment, amount, and date.

Claimant Name: Bank of America Lien holder Company: Bank of America Lien holder Address: 111 Main St., Any City, USA 99999 Lien holder Phone: (555) 555-5555 Lien filed against (Name): John Doe Lien filed against (Address): 111 Main St., Any City, USA 99999 Lien filed against (Phone): (555) 555-5555 Type of claim/lien: Banker's Lien Amount of the lien: \$450000 Reason for claim/lien: Unpaid Mortgage Court (if applicable): Not Applicable City: San Diego State: California Case title (if applicable): Not Applicable Case cite (if applicable): Not Applicable Date: May 21, 2006 Plaintiff's Attorney: Mark Anthony Plaintiff's Firm: Mark Anthony Law Offices Defendant's Attorney: Michael Bengelsdorf, Esq Defendant's Firm: Bengelsdorf and Stevenson, LLC Excerpt/Summary (including expert's name):

A lien was put on John Doe's deposits with the Bank of America for failure to pay the mortgage of this house.

Source: <a href="http://EWPsample.com/liens/california/johndoe.html">http://EWPsample.com/liens/california/johndoe.html</a>

#### **UCC** FILINGS

If a UCC filing has been made involving the expert, then this information is found here. Drawn from public records, the information includes the claimant information, description of filing, amount, and date.

Filed By: John Doe and America Loan Givers, LLC

Date of Filing: April 10, 2005

**Description:** The filing was made on a home loan given by America Loan Givers, LLC to John Doe **Amount:** \$500,000

Source: <a href="http://www.EWPsample.com/templogin.asp">www.EWPsample.com/templogin.asp</a>

## SEC FILINGS

If an SEC filing has been made involving the expert, then this information is found here. Drawn from public records, the information includes the form type, filing no., and date.

Filing Date: 03/17/2009 Form Type: 4 Company: Cardium Therapeutics, Inc. Filing No.: 633 Source: www.EWPsample.com/Archives/edgar/data/772320/000118143309016151/0001181431-09-016151.txt

#### **PROPERTIES OWNED**

If the expert owns a property, that information can be found here. The information is drawn from public records and includes the description, location and consideration paid for the property.

111 Main Street, Any City, Any State 99999 Source: <u>www.EWPsample.com</u>

Name (Party One): Roey Ahram Address: 212 East Broadway #G505 New York NY 10002 US Name (Party Two): Joseph Ahram Address: 385 Grand Street L606 New York NY 10002 US Document ID: 2009120200914001 Doc. Type: Initial Coop UCC1 Doc. Date: 09/21/2009 Doc. Amount: \$0.00 Borough: Manhattan Source: www.EWPsample.com

## POLITICAL CONTRIBUTIONS

Political contributions, and the expert's likely political persuasion, are generally gathered from the Federal Election Commission (FEC), an independent regulatory agency that tracks federal campaign contributions over \$200. Information about this section may have also been gathered through other government public records.

Political Persuasion: Republican Cause/ Campaign: BRADY, KEVIN VIA BRADY FOR CONGRESS Date: 06/29/1998 Donation Amount: \$500 Source: <u>http://images.nictusa.com/cgi-bin/fecimg/?98033373995</u>

Political Persuasion: Republican Cause/ Campaign: BRADY, KEVIN VIA BRADY FOR CONGRESS (Election Year: 2009) Date: Not Mentioned Donation Amount: \$500 Source: http://images.nictusa.com/cgi-bin/fecimg/?98033373995

## DONATIONS

This section contains all non-political donations made by the expert. The information may be procured from various sources found on the internet, such as donor's directory, event brochures etc.

Expert's name mentioned in the list of supporters, for an amount up to \$250, Team Healthy Kids, 2013, (along with Jane Doe).

Expert's name mentioned in the list of donors, for an amount up to \$220, Team Health, 2013, (along with Jane Doe).

## **CRIMINAL HISTORY**

Not every criminal record is available for public viewing. As such, the information included here is not exhaustive. If any information from criminal records is located about this expert, then this information is found here.

Name: John Doe Date of Birth: November 16, 1951 Type of charge (Felony or Misdemeanor): Assault and Battery Charge: Aggravated Assault Jurisdiction / Location: San Diego, California Case Number: 01-cr-1895676 Offense Date: January 29, 2001 Arrest Date: February 2, 2001 File Date: February 28, 2001 Disposition Date: March 12, 2001

**Other Case Information**: The accused was found to be guilty of the charges and served a sentence of 6 months of imprisonment. **Source:** Criminal Records (Subscription Database)

## SEXUAL OFFENSES

Information about any sexual offenses is derived from public information found through the Dru Sjodin National Sex Offender Public Website (NSOPW). Coordinated by the U.S. Department of Justice, The NSOPW is a cooperative effort between Jurisdictions hosting public sex offender registries and the federal government.

Name: John Doe Aliases: Johnny Tier Level: Community Notification: Tier Level 2 Race: White Hair Color: Blond or Strawberry Eye Color: Green Height: 5'10" Weight: 180 lbs **Conviction Date:** 1989-10-24 **Court:** First Judicial District Court Conviction Location: Carson City, NV **Conviction State: NV** Statute: NRS201.230 Conviction Description: Lewdness with a Child Under 14 Incarceration: Hospital: Carson City Jail - Carson Source: www.EWPsample.com

## **INTERESTS / HOBBIES**

If the expert has made public any interests or hobbies, that information is included here. Information about the expert's interests and hobbies is derived from the expert's website, curriculum vitae, and other online sources.

A search on January 1, 2023 of the expert's online resources and public databases revealed that he has a keen interest in football and a sports enthusiast.

Sources:

- 1. <u>www.EWPsample.com/john-doe1</u>
- 2. <u>www.EWPsample.com/john-doe2</u>