

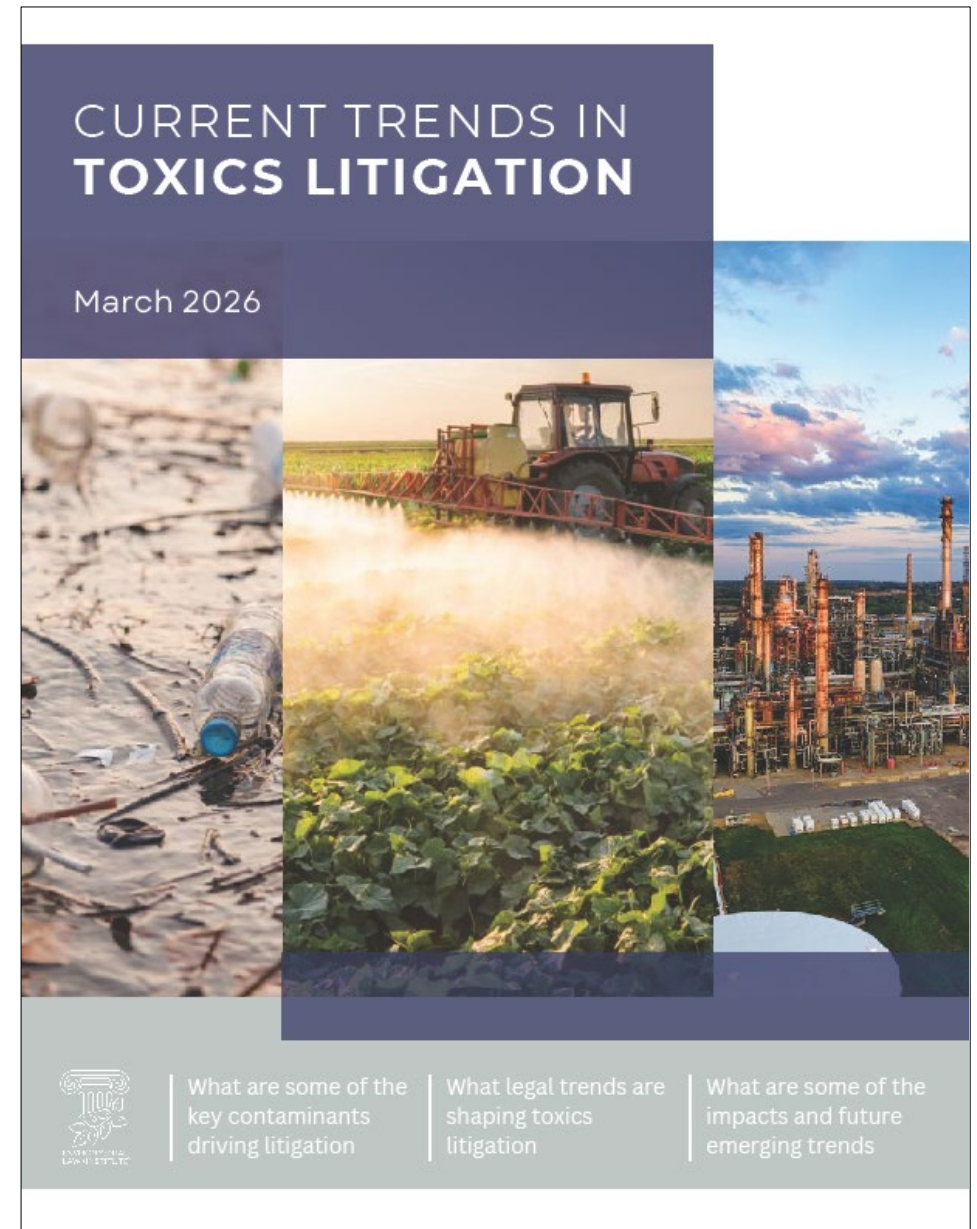
CURRENT TRENDS IN TOXICS LITIGATION



Report Overview

Examines current trends in the evolving landscape of U.S. toxics litigation.

- Part I. Historical Context
- Part II. Key Areas and Current Trends in Toxics Litigation
- Part III. Comparative Look at International Trends
- Part IV. Impacts and Looking Forward





PFAS

- Regulatory cases
- Environmental or drinking water contamination cases
- AFFF exposure cases
- Product-related cases



Plastics (microplastics and associated chemicals)

- Consumer protection cases
- Pervasive plastic pollution cases
- Plastic pellet cases



Pesticides

- Failure-to-warn cases and preemption defenses
- Legislative efforts to limit liability
- Damages and settlements



Petrochemicals

- Challenging government rules or permits
- Enforcement of environmental statutes
- Personal injury cases



Takeaways

- Regulatory “Backstop” Role
- Rise in Class Actions
- Failure-to-warn Dominance
- Federal Preemption Battle
- Proof of Causation Hurdle
- Industry Legislative Pushback
- Major Verdicts and Settlements
- The Court of Public Opinion



Impacts

- Access to justice and compensation
- Environmental justice tool
- Rise of third-party funding
- Financial and reputational risk
- Changes in consumer and investor behavior

Looking Forward

- Emerging contaminants
- Scientific research and technological advances
- Evolving regulatory landscape
- Toxics and climate litigation ties
- Climate disasters are increasing toxic exposures