



# COLE SCHOTZ

COLE, SCHOTZ, MEISEL, FORMAN & LEONARD, P.A.

A Professional Corporation

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## SPRING 2007

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**Robert Dowd (Member, Litigation)** obtained a dismissal of all claims filed individually against a retired former CEO of a corporation that had been operating an industrial plant in the New Jersey Meadowlands. The client had been sued under the New Jersey Spill Act, which holds responsible individuals strictly liable for environmental clean up costs. The suit sought to recover the projected seven-figure clean up costs arising from solvent contamination at the site. The dismissal of all claims against the client was obtained less than five months after service of the complaint, as a result of vigorous and efficient investigation and depositions that demonstrated that the client was not responsible for the contamination at the site. Mr. Dowd was assisted by Gerard Giordano (Special Counsel, Environmental) in an intensive investigation that resulted in the location of three lost company insurance policies and in obtaining insurance coverage for this claim. Cole Schotz is in the process of seeking reimbursement under these insurance policies for the fees and expenses incurred by the client in the defense of this case.