

## ABIGAIL M. HINCHCLIFF

PARTNER

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Abigail Hinchcliff has been with Bartlit Beck since 2014, and became a partner in 2018. Abigail's practice encompasses a range of high-stakes matters, including breach of contract, products liability, and intellectual property disputes. Prior to joining the firm, Abigail clerked for Judge Raymond Kethledge of the Sixth Circuit Court of Appeals and Judge Amul Thapar, then of the Eastern District of Kentucky.

### EDUCATION & HONORS

Yale Law School, 2012, J.D.

Book Reviews & Features Editor, *Yale Law Journal*

Wesleyan University, 2008, B.A., with Honors

Phi Beta Kappa

2008 Briggs Prize

2008 Davenport Prize

2007 Parker Prize

### CLERKSHIPS

Honorable Raymond M. Kethledge, United States Court of Appeals for the Sixth Circuit, 2013-2014

Honorable Amul R. Thapar, United States District Court for the Eastern District of Kentucky, 2012-2013

### AWARDS & RECOGNITION

Colorado Super Lawyers Rising Star, 2017-2018

### ADMISSIONS

Colorado

## REPRESENTATIVE MATTERS

### ***Behrens et. al. v. Arconic, Inc. et al*** (E.D. Pa.)

Trial counsel for Arconic in a products liability case brought by 247 plaintiffs and their estates seeking damages arising out of the 2017 Grenfell Tower fire in London. Plaintiffs allege that cladding panels manufactured by Arconic's French subsidiary contributed to the rapid spread of the fire. Successfully removed the case to federal court. Moved to dismiss the complaint on several grounds, including *forum non conveniens*. Motion to dismiss pending.

## CASES TRIED OR OTHERWISE TAKEN TO JUDGMENT

### ***Confidential Arbitration*** (JAMS)

Co-lead trial counsel for respondents in arbitration alleging breach of a real estate contract. Arbitrator found in client's favor on majority of claims and denied claimants' motion for attorneys' fees.

### ***Confidential Arbitration*** (AAA)

Trial counsel for oil and gas exploration and production company in commercial and state securities law dispute. Claimant sought more than \$25 million. After a two-week arbitration hearing, the arbitrator issued a favorable decision on every claim and ordered the claimant to pay our client's attorneys' fees.

### ***Confidential Arbitration***

Trial counsel for defendant in a confidential damages-only arbitration stemming from a product liability settlement.

## OTHER REPRESENTATIVE CASES

### ***Pelvic Mesh Product Liability Litigation***

Trial counsel for Johnson & Johnson in defense of lawsuits alleging personal injuries caused by pelvic mesh medical devices.

### ***Confidential Arbitration*** (AAA)

Trial counsel for respondents in arbitration alleging wrongful denial of mortgage insurance claims.

### ***Dynamic Advances, LLC v. Apple Inc.*** (N.D.N.Y. 2012)

Trial counsel for plaintiff in multi-million dollar dispute over machine learning technology. Case settled before trial.

### ***Confidential Insurance Recovery Litigation***

Trial counsel for Fortune 100 company in confidential insurance recovery litigation in arbitrations seeking hundreds of millions of dollars in coverage under the "Bermuda Form." Recoveries to date approaching \$500 million.

### ***Confidential Arbitration*** (AAA)

Co-lead trial counsel for respondent "Big Three" mortgage insurer in AAA arbitration. Claimant alleged wrongful rescission of coverage. Case resolved on confidential terms shortly before hearing.

## **PRO BONO REPRESENTATIONS**

*Johnson-Hess v. United States; Johnson-Hess v. Berkebile, et al.* (D. Colo. 2015)

Co-lead trial counsel for estate of inmate who committed suicide while being held in solitary confinement. Case settled favorably.

## **PROFESSIONAL ACTIVITIES AND COMMUNITY SERVICE**

Chair's Roundtable, Colorado Lawyers Committee

Board Member, Colorado Lawyers Committee, Young Lawyers Division

Board Member, Colorado Judicial Institute, Young Professionals Committee

2019 Leadership Class, Colorado Bar Association Leadership Training (COBALT)

Member, Denver Public Library Friends Foundation, Development Committee

## **TEACHING**

Denver University Sturm College of Law, Adjunct Professor (2020)

## **ACKNOWLEDGEMENTS, PRESENTATIONS, AND PUBLICATIONS**

CBA Solo-Small Firm Institute: Litigation Lightning Round – Panel Member (2020)

Litigation Sharks vs. Mediation Jets: A Joint ADR/YLD CLE Presentation – Panel Member (2019)

## **NEWS**

Bartlit Beck Wins Dismissal of Mass Action Against Arconic Related to Grenfell Tower Fire  
09.18.2020

## **PUBLICATIONS**

*The "Other" Side of Richardson v. Ramirez: A Textual Challenge to Felon Disenfranchisement*  
121 Yale L.J. 194, 2011 (Note)