

## Kyle E. Bjornlund

PARTNER

T 617.217.5355 F 617.217.5200 E kbjornlund@cetllp.com



### Practice Areas

Asbestos Litigation  
Catastrophic Personal Injury  
Complex Civil & Business Litigation  
Insurance & Reinsurance Coverage  
National and Regional Coordinating Counsel  
Pharmaceutical Litigation  
Products Liability  
Talc Litigation  
Toxic Tort Litigation  
Trust, Estate & Probate Litigation

### OVERVIEW

Kyle practices in the Toxic Tort Litigation Group of Cetrulo LLP. He is part of a team that represents Fortune 100 companies as local, regional, and national coordinating counsel in toxic tort litigation. Kyle has successfully defended clients in the state and federal courts of Massachusetts, Maine, Missouri, New York, Rhode Island and Vermont in multi-party, multi-jurisdictional, mass tort litigation alleging injuries from exposure to asbestos, lead pigment, benzene, talc, and radiation. He has also been retained by prospective buyers to perform risk management assessments of the toxic tort liabilities of acquisition “target” companies.

### EXPERIENCE

- The Station Nightclub Fire Litigation: Kyle represented a building products manufacturer in the civil litigation arising out of the 2003 fire at The Station nightclub in West Warwick, Rhode Island, involving over 550 plaintiffs, 98 defendants, and a collective settlement of \$176 Million.
- Cabasug v. Crane, 989 F. Supp. 2d 1027 (2013) Hawaii Asbestos Litigation: Kyle successfully obtained summary judgment for two defendants in the Hawaii asbestos litigation.
- Danvers Explosion: Kyle successfully represented a chemical company in the civil litigation arising out of a 2006 explosion in Danversport, MA.

### Authorships

- Toxic Tort Litigation Guide, Thomson Reuters, 2018-2024.
- Chapter 93A Rights and Remedies, MCLE | New England, October 2022.
- OSHA in the Time of COVID-19: A Call for Enforceable Standards for the Sake of

Employees and Employers, The Federal Lawyer, November/December 2020.

- Percolating PFAS, The Federal Lawyer, March/April 2020.
- Epic or Not: The Misplaced Importance of the Supreme Court's Recent Decision in Epic Systems Corp. v. Lewis, The Federal Lawyer, February 2019.
- The Man Behind the Curtain: How Third Party Litigation may be affecting Your Practice, For the Defense Magazine, July 2015.
- Federal MDL Centralization: The Mystique of the Process & Why It Matters, For The Defense Magazine, 2011.
- A 'Duty' Too Far? Courts Tackle 'Component Parts Liability', American Bar Association, Toxic Torts & Environmental Law Committee Newsletter, Fall/Winter, 2010-2011.
- Donovan: Ominous Portents, Massachusetts Lawyers Weekly, 2009.
- Getting It Right From the Start: Managing BPA Litigation Sensibly, Drawing Lessons From Other Toxic Torts, Defense Research Institute, 2009.

#### **Presentations, Classes & Seminars Taught**

- Navigating the Shifting Tides: Exploring Per- and Polyfluorinated Substances (PFAS) in Litigation, Massachusetts Defense Lawyers Association, 2024 (March 7, 2024, Boston, MA)
- PFAS: Current Developments, Defense Research Institute, 2024 (February 9, 2024, Denver, CO)
- Practical Considerations for Remote Depositions: Cautionary Tales and Recommendations for Success, Defense Asbestos Litigation Seminar, 2022 (June 23, 2022, Las Vegas, NV)
- Reevaluating Remote Depositions: Best Practices and Cautionary Tales, Massachusetts Defense Lawyers Association 2022 Annual Meeting (June 3, 2022, Boston, MA)
- Communicating to Juries After 2020 – Lessons Learned from the Pandemic, BLM, and Virtual Trials, Defense Research Institute, 2022 Toxic Torts & Environmental Law Seminar (March 15, 2022, Atlanta, GA)
- An Overview of State of the Art and Causation Issues in Talc: Using Sound Science to Address Plaintiffs' Experts' Claims, Defense Research Institute, 2020 Asbestos Medicine Virtual Seminar (November 20, 2020)
- Occupational Laws & Compliance, Tulane School of Public Health and Tropical Medicine, New Orleans, Louisiana, Distance Learning Program, Adjunct Assistant Professor

- The “Reverse Reptile”: The Defense, Pitfalls, and Alternatives, Defense Lawyers Asbestos Symposium (November 2019, Boston, MA)
- Opioid Epidemic: A Survey of Recent Developments in Massachusetts and Nationally, Massachusetts Defense Lawyers Association, Seminar (April 11, 2018, Boston, MA)
- Litigating Cases in a Post-OSHA Paradigm: Views from Both Sides of the Aisle, Cutting-Edge Issues In Asbestos Litigation Conferences – Perrin Conferences (March 8-9, 2018, Beverly Hills, CA)
- Defending Lung Cancer Cases, Asbestos Defense Strategic Summit – Perrin Conferences (November 9, 2016, New Orleans, LA)
- Practical Considerations for Expert Challenges: 1st Annual Asbestos Litigation Strategies ExecuSummit (December 2, 2014, Uncasville, CT)
- Expert Disclosures: Recent State and Federal Changes, Massachusetts Defense Lawyers Association, Annual Meeting & Spring Seminar (May 31, 2013, Boston, MA)
- Preventing Your Expert Testimony From Being Limited or Excluded, 22nd Annual National Expert Witness Conference, SEAK, Inc. (April 29, 2013, Chicago, IL)
- Latest Developments in the Federal MDL, Asbestos Litigation Update: Emerging Trends & Trial Skills, HB Litigation Conferences (July 19, 2011, Audiocast)
- Latest Developments in the Federal MDL, 4th Annual Emerging Trends in Asbestos Litigation, HB Litigation Conferences (April 7-8, 2011, Chicago, IL)
- The Latest Developments in MDL 875: From Graveyard to the New Frontier?, Annual Emerging Trends in Asbestos Litigation, HB Litigation Conferences (March 4-5, 2010, Marina del Rey, CA)
- Current Status of the Asbestos MDL, National Asbestos Conference: Litigation and Trial of MDL Asbestos Claims in Federal Court, Harris Martin Conferences (February 24-25, 2011, Miami, FL)

## HONORS

- Kyle was recognized as one of The Best Lawyers in America® in 2022, 2023, and 2024.
- Kyle was selected by his peers as a Massachusetts Super Lawyers/Rising Star each year from 2009 to 2017.
- Kyle is the President-Elect of the Massachusetts Defense Lawyers Association and the Chair of the Massachusetts Defense Lawyers Association’s Toxic Tort Substantive Law Committee.

## EDUCATION

- J.D., Suffolk University Law School, Boston, Massachusetts, 2005
- B.A., Nazareth College of Rochester, 1999

### ADMISSIONS

- Connecticut
- Maine
- Massachusetts
- U.S. District Court for the District of Connecticut
- U.S. District Court for the District of Maine
- U.S. District Court for the District of Massachusetts
- U.S. District Court for the District of Vermont
- Vermont

### MEMBERSHIPS

- American Bar Association
- Defense Research Institute
- Board of Directors and Chair of the Toxic Tort Substantive Law Committee, Massachusetts Defense Lawyers Association
- Steering Committee, Boston Bar Association, 2015 Annual Meeting