

## Tonya G. Newman

Partner & Chair | Litigation & Disputes

### OVERVIEW

Tonya is chair of the Litigation & Disputes practice group. She represents clients in complex civil litigation, products liability, insurance coverage and hospital property tax exemption matters. Her practice includes defense of state and federal products liability matters and representation of policyholders in insurance coverage matters, as well as the defense and prosecution of complex commercial litigation. She also counsels clients on complex risk management and insurance issues across an array of insurance lines. Clients value the way she concentrates on relationship building and her enthusiasm for tackling challenging matters.

She is a member of the firm's Associate Review Committee. From 2013 through 2015 she served on the Board of Directors of Chicago's Coalition of Women's Initiatives in Law, and in 2014 and 2015 she was the co-chair of the Coalition's Community Outreach Committee. She was selected as a "Super Lawyer Rising Star" in 2011, 2012 and 2013; a Super Lawyer since 2011; and was named to the Top 50 in the 2015 and 2016 editions of Women Illinois Super Lawyers.

Community outreach is very important to Tonya. From 2009 through 2013 she was a member of the Leadership Council of Posse Foundation's Chicago chapter, a nonprofit organization dedicated to helping diverse public high school students who may be overlooked by the traditional college selection process attend, and succeed in, college by awarding four-year, full tuition leadership scholarships. She presently serves on the Board of Directors for Girls on the Run Chicago, which is a nonprofit that empowers pre-teen girls and fosters their self-esteem through running.



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### EDUCATION

Chicago-Kent College of Law (J.D., 2005), with high honor

University of Louisville (B.A., 2001)  
*cum laude*

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### ADMISSIONS

Illinois

## EXPERIENCE

### Products Liability:

- National products liability counsel for a propane gas equipment manufacturer, coordinating all aspects of defense of potential and actual litigation across the country.
- Represents composites and resin manufacturer in an array of product liability and related disputes in jurisdictions around the country.
- Coordinates defense of products liability claims brought against U.S. subsidiaries of international company in the heating and cooling industry.
- Routinely counsels manufacturers regarding appropriate product warnings, disclaimers and warranties for various new and existing products.
- Routinely counsels manufacturers regarding limitations of liability in distributor and other agreements.

### Complex Civil Litigation:

- Represents clients in complex business dissolution and related disputes.
- Defended publisher in complex mass tort, MDL and other cases around the country.
- Obtained jury verdict in favor of national bank against claims seeking millions of dollars for alleged breach of contract and violations of the Fiduciary Obligations Act.
- Counsel in five-week jury trial on fraud and breach of fiduciary duty claims seeking more than \$550 million.
- Defended Ohio-based distributor against claims brought under the False Claims Act and negotiated favorable settlement.
- Defended six prominent California wineries in multiple False Claims Act matters, negotiating favorable, *de minimis* settlements in each.
- Defended a False Claims Act matter brought against golf equipment manufacturer and quickly negotiated a *de minimis* settlement.
- Represented limited liability company in several related matters pending in DuPage County, Illinois, arising out of ownership and subsequent crash of private aircraft.
- Defended commercial developer and prosecuted counterclaims in mortgage foreclosure action.
- Represented Canadian telecommunications equipment designer and manufacturer in complex working capital and other disputes arising out of stock purchase agreement.

### Insurance Coverage:

- Has counseled public and not-for-profit entities and not-for-profit associations across a range of business sectors regarding renewals of several different lines of insurance policies.
- Negotiated successful resolution of insurance coverage dispute on behalf of publicly traded company, obtaining insurer's agreement that related claims implicating multiple policies were subject to one – rather than two – multimillion-dollar retentions.
- Negotiated settlement with insurer to obtain property damage and liability coverage under aircraft insurance policy.
- Counseled Fortune 500 company regarding indemnification and the use of indemnification trusts to supplement insurance coverage.

### Hospital Property Tax Exemption

- Represented the Illinois Health Association in the *Oswald v. Hamer* litigation upholding the facial constitutionality of Section 15-86.
- Co-author with NGE colleagues Steven F. Pflaum and Collette A. Woghiren of the chapter regarding property tax and sales tax exemptions in the treatise, *The Law of Medical Practice in Illinois* (2021 ed.)

### RECOGNITIONS

- "Notable Women in Law," *Crain's Chicago Business*, 2024, 2020
- "Notable Litigators & Trial Attorneys," *Crain's Chicago Business*, 2023
- "100 Women Who Inspire Us," American Bar Association 2019 Women in Litigation Conference
- *Illinois Super Lawyers*, recommended in "Products Liability" since 2011
- *Illinois Super Lawyers* "Rising Star" in "Products Liability," 2011-2013
- *Women Illinois Super Lawyers Top 50*, 2015-2016

### NEWS & INSIGHTS

July 29, 2024 In The Media

Tonya Newman Quoted in *Law360* Article "Product Liability Cases To Watch 2024: A Midyear Report"

February 20, 2024 Firm News

Tonya Newman and Sonya Rosenberg Named to *Crain's* 2024 Notable Women in Law



**January 29, 2024 Firm News**

Thirty-One Neal Gerber Eisenberg Attorneys Recognized on 2024 Illinois Super Lawyers List

**January 3, 2024 In The Media**

Tonya Newman Quoted in *Law360* Article About Product Liability Regulation And Legislation To Watch In 2024

**January 2, 2024 In The Media**

Tonya Newman Quoted in *Law360* Article About Product Liability Cases To Watch In 2024

**July 12, 2023 In The Media**

Tonya Newman Quoted in *Law360* Analysis "Top Product Liability Cases Of 2023: Midyear Review"

**July 7, 2023 In The Media**

Tonya Newman and Leah Schleicher Interviewed by *Law.com* For "How I Made Practice Group Chair" Series

**03.13.23 Firm News**

Three Neal Gerber Eisenberg Attorneys Named to *Crain's Chicago Business* 2023 Notable Litigators & Trial Attorneys

**September 8, 2021 Publication**

The Most Important Property Tax Exemption Decision in Years

**July 20, 2021 In The Media**

Tonya Newman Quoted in ABA Article on Wrongful Death Suit

**March 11, 2021 Firm News**

NGE Insurance Policyholder Group Shortlisted for *Chambers USA* Law Firm of the Year Award

**October 21, 2020 Event**

Unsafe at Any Speed? Clearing the Standard of Care Bar for AI Systems and Robots

**September 29, 2020 Publication**

Tonya G. Newman Coauthors Article in the *Journal of Diabetes Science and Technology*

**September 8, 2020 Firm News**

Five Neal Gerber Eisenberg Attorneys Named to Crain's 2020 Notable Women in Law

**April 28, 2020 Event**

Tonya Newman Presents at 2020 Virtual Hospital Diabetes Meeting

**February 3, 2020 Firm News**

Illinois Super Lawyers 2020 Recognizes 39 Neal Gerber Eisenberg Attorneys

**November 26, 2019 Firm News**

Three Neal Gerber Eisenberg Women Litigators Selected for ABA 100 Women Who Inspire Us

**September 25, 2018 Firm News**

Neal Gerber Eisenberg Obtains Unanimous Supreme Court Decision for Illinois Health and Hospital Association

**September 19, 2018 Event**

Top Tips for Top Risks: Insurance, Products and People

**August 1, 2018 Publication**

Legal Risk Management: What Every Manufacturer Should Do Now

**August 1, 2018 Publication**

Risk Management for Manufacturers: Achieving Results Through Smart Insurance and Employee Relations Practices

**August 1, 2018 Publication**

Risk Management for Manufacturers: Achieving Results with Smart Strategies

**July 27, 2018 Publication**

Risk Management for Manufacturers: Proactive Risk Mitigation

**July 27, 2018 Publication**

Proactive Employee Relations Practices = Lower Risk of Litigation for Manufacturers

**July 27, 2018 Publication**

Partner Tonya G. Newman and Associate Sonya Rosenberg authored an article for *Risk Management* entitled "Reviewed Your Policies Lately?" on February 1, 2014.

**July 9, 2018 Firm News**

Neal Gerber Eisenberg Partner Tonya G. Newman Named to Profiles in Diversity Journal's List of "Women Worth Watching"

**July 9, 2018 Firm News**

Neal Gerber Eisenberg Hosts Businesswoman and Best-Selling Author Beverly Johnson

**July 9, 2018 Firm News**

41 Neal Gerber Eisenberg Attorneys Listed in 2016 Illinois Super Lawyers

**June 26, 2018 Firm News**

Tonya G. Newman Named Co-Chair of ABA Products Liability Committee

## PROFESSIONAL AFFILIATIONS

- American Bar Association, Section of Litigation, Products Liability Committee
  - (1) Regional Co-Chair, Judicial Internship Opportunity Program (2022-present)
  - (2) Co-Chair, Products Liability Committee (2018-2020)
  - (3) Co-chair, Women in Products Liability Subcommittee (2015-2017)
  - (4) Co-chair, Consumer Products Subcommittee (2013-2015)
  - (5) Chair, Women in Litigation Joint Conference (2019)
- American Bar Association, Section of Litigation, Insurance Coverage Litigation Committee (ICLC)
  - (1) Managing Editor of *Coverage*, a nationally distinguished ABA publication (2010-2019)

- (2) Co-chair, 2016 Annual CLE
  - (3) Vice Chair, 2015 Annual CLE
- Chicago Bar Association
  - (1) Chair, Insurance Law Committee (2011)
  - (2) Vice Chair, Insurance Law Committee (2010)
- Coalition of Women's Initiatives in Law
  - (1) Co-chair, Community Outreach Committee (2014-2015)
  - (2) Co-chair, Associates Committee (2011-2012)
  - (3) Board of Directors (2012-2015)
- International Association of Defense Counsel (May 2014-2017)
- Propane Gas Defense Association
  - (1) President (2016)
  - (2) Board of Directors (2011-present)
- Community Involvement
  - (1) Girls on the Run Chicago, Board of Directors (2017-present)
  - (2) Posse Foundation, Leadership Council Member (April 2009-December 2013)
  - (3) St. James Episcopal Cathedral, Chapter Member (2012-2014)