



ATTORNEYS AT LAW



## Mary McWilliams Dengler

**SHAREHOLDER**

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Mary McWilliams Dengler is a shareholder of Dickie, McCamey & Chilcote, P.C. In the course of almost two decades of practicing law, Ms. Dengler has acquired significant experience in the areas of insurance defense, appellate practice, food and beverage industry, insurance coverage litigation, real estate professional and appraiser litigation, nursing home litigation, personal injury litigation, premises liability, product liability litigation, and transportation litigation, with a particular emphasis in civil litigation.

Ms. Dengler's experience comprises virtually all stages of litigation, including pretrial briefing and motions practice, offensive and defensive discovery, the taking and defending of depositions of fact and expert witnesses, pretrial and settlement negotiations, the preparation of fact and expert witnesses for trial, jury instructions and verdict forms, and post-trial and appellate briefing. She has worked with a wide range of experts, including medical experts, real estate professionals, engineers, accountants, and experts specializing in accident reconstruction. Ms. Dengler has successfully tried throughout the state of Ohio multiple personal injury, premises liability, and insurance coverage cases. She successfully prepared and argued numerous cases at the appellate level, including the Supreme Court of Ohio, with positive outcomes.

Prior to joining Dickie McCamey, Ms. Dengler was an attorney at a Columbus-based law firm. She also interned at the Ohio Sixth District Court of Appeals.

### Practice Focus

- Appellate
- Food and Beverage Industry
- Insurance Law and Litigation
- Product Liability
- Railroad Law, Litigation and Regulatory Counsel
- Transportation Law

### Professional Accomplishments

- AV Preeminent<sup>®</sup> Peer Review Rated by Martindale-Hubbell<sup>®</sup> since 2012

- *The Best Lawyers in America*<sup>®</sup>: 2023 “Lawyer of the Year” in Product Liability Litigation – Defendants for Columbus
- *The Best Lawyers in America*<sup>®</sup> since 2021: Litigation – Insurance, Personal Injury Litigation – Defendants, and Product Liability Litigation – Defendants

## Representative Matters

- *Thomas Bonasera, Administrator of the Estate of Cecil McDaniel v. Richard Turiel*: tried to a defense verdict and protected judgment in the Court of Appeals of Ohio, Tenth Appellate District. Plaintiff brought a landlord negligence claim against the defendant alleging the defendant failed to maintain the premises and failed to maintain smoke detectors thereby causing the death of a tenant.
- *Jenkins v. James B. Day & Co.*, 69 Ohio St. 3d 541 (1994): successfully defended a product liability wrongful death claim brought against the James B. Day Co. This product liability claim arises out of the death of a young woman and was based upon alleged inadequate written warnings accompanying the product. The young woman allegedly inhaled methylene chloride. The case was originally dismissed on summary judgment and ultimately appealed to the Ohio Supreme Court, which held that the Federal Hazardous Substance Act, which governed the subject product, provided a limited preemption of state law in the area of labeling of hazardous substances. On remand the case was tried to a defense verdict.
- *Remington v. Triplett*: summary judgment granted in the Court of Common Pleas and upheld in the Court of Appeals of Ohio, Fifth Appellate District, in favor of defendant, The Cincinnati Insurance Company. The court found the insured expressly and knowingly rejected UM/UIM coverage and therefore The Cincinnati Insurance Company had no obligation to provide such coverage.
- *Wolfe v. HER, Inc.*: successfully defended in trial, breach of contract claims, negligence claims, and punitive damage claims brought by plaintiff against defendant HER, Inc. and defendant real estate property manager.
- *Gallihugh v. United Skates of America*: summary judgment granted in the Court of Common Pleas and upheld in the Court of Appeals of Ohio, Tenth Appellate District, in favor of defendant United Skates of America. The court determined the plaintiff assumed the risk of injury as set forth in O.R.C. 4171.09 and 4171.10.

## Speaking Engagements

- "Product Liability Law Update" (Co-Presenter), Pennsylvania and West Virginia CLE, 2/16/2023

## Publications

- *Insurance Coverage for Ohio Employment Claims* (Co-Author), National Business Institute, 1998
- *Trying the Soft Tissue Injury Case in Ohio* (Co-Author), National Business Institute, 1998

## Admissions and Licenses

- Ohio Bar Admission
- United States Court of Appeals for the Sixth Circuit
- United States District Court for the Northern and Southern Districts of Ohio

## Memberships

- Claims and Litigation Management (CLM) Alliance
- Columbus Bar Association (Negligence Law Committee, Insurance Law Committee, and Real Estate Law Committee)
- Ohio Association of Civil Trial Attorneys
- Ohio State Bar Association (Negligence Law Committee and Insurance Law Committee)

## Community Involvement

- Church of the Resurrection Roman Catholic Church (New Albany, Ohio) Outreach Ministry
- St. Gabriel Catholic Radio (Columbus, Ohio) Fundraising Drive

## Education

- The University of Toledo College of Law, J.D. (1986); Jessup International Moot Court Team; National Moot Court Team; The Charles W. Fornoff Moot Court Competition Team Champion; Order of Barristers; Delta Theta Phi Law Fraternity
- Le Moyne College, B.A. (1983); varsity volleyball

