

From: HarrisMartin's Benzene & Emerging Toxic Torts Litigation Publication

Date: October 24, 2013

www.harrismartin.com

Compromise Reached in Benzene Case Asserted by Power Plant Worker

NEW ORLEANS — A compromise has been reached between a benzene plaintiff and remaining defendants in a case that was scheduled for trial in November.

According to an Oct. 4 order of dismissal, the U.S. District Court for the Eastern District of Louisiana was advised by counsel that the parties have “firmly agreed upon a compromise in this matter.”

At one point, trial had been scheduled for Nov. 4. As a result of the settlement agreement, the District Court dismissed the action.

The underlying claims were asserted by Homer A. Lindsay, who said that while working for the New Orleans Public Service Inc., a power utility plant, he was exposed to benzene-containing products, including Liquid Wrench.

As a result of the exposure, Lindsay argued that he incurred damage to his bone marrow and blood forming organs. Ultimately, Lindsay developed multiple myeloma, the lawsuit said.

“As a direct and proximate result of exposure to benzene in Liquid Wrench,” the complaint asserted, “Mr. Lindsay suffered injury including, but not limited to multiple myeloma, physical damage, severe physical and mental pain, fear of further disease processes, disability, medical expenses, and loss of enjoyment of life. The development of multiple myeloma as a result of chronic benzene exposure has been well documented, and death resulting from multiple myeloma has been associated with benzene exposure.”

Counsel for the plaintiffs was L. Eric Williams of the Williams Law Office in Metairie, La.

Lindsay, et al. v. Radiator Specialty Co., et al., No. 12-02852 (E.D. La.).

Document is Available Call (800) 496-4319 or Search www.harrismartin.com Order of Dismissal Ref# BEN-1310-14

dissemination of multiple articles through any medium is prohibited without express consent from HarrisMartin.

HarrisMartin Publishing - 30 Washington Avenue, Suite D-3, Haddonfield, NJ 08033

(610) 647-5500 - www.harrismartin.com - service@harrismartin.com