

Transportation & Logistics

Amundsen Davis knows trucks. And buses and boats, and everything else that moves freight and people. We have been in the trenches with the transportation industry for more than 30 years handling everything from transactions to litigation, regulatory compliance to labor and employment, class actions to risk management, accident rapid response to insurance services and so much more. We partner with the transportation industry on local, regional and national legal needs, we educate business owners and operators and we lead groups dedicated to the field.

Litigation: We offer experienced, skilled and practical counsel to the commercial transportation industry. Our attorneys represent transportation and logistics businesses in personal injury, property loss, cargo loss and damage, subrogation, workers' compensation, discrimination and harassment, wage and hour, Jones Act, FELA, insurance coverage and commercial claims in the fields of trucking, logistics services, motor coach (specialized passenger transport), maritime, bus, railroad and aviation. Our attorneys have tried hundreds of cases to verdict in multiple jurisdictions.

Business and Transactions: Our team understands business. We are actively involved in sophisticated mergers and acquisitions transactions for both publicly traded and private transportation companies. We routinely draft, analyze and revise commercial contracts involving the issues that face our clients daily including: independent contractors, brokers, vendor partners, equipment leases, real estate and union agreements to name a few. We counsel and partner with our clients on best business practices, corporate governance and operational structures.

Insurance Services and Consulting: We provide risk avoidance and transference counseling and advice on day-to-day issues and practices, handle regulatory compliance issues and represent you during agency. Our consulting services are not only comprehensive, but cost-effective and structured to meet each client's individual needs. Our attorneys understand the insurance and financial responsibility requirements and needs of transportation and logistics companies and their insurers in today's complex business environment.

Rapid Response: Amundsen Davis's Rapid Response Team responds to incidents and crises 24/7 throughout the Midwest. We know that incidents do not always occur during the business day and our clients receive immediate attention when the unwanted occurs. Our team includes experienced transportation, OSHA, labor and employment and insurance attorneys as well as investigators and expert specialists.

PROFESSIONALS

Lew R.C. Bricker
Managing Partner

Ejulus Adorno
Associate

Madeline Alessio
Associate

Christine Anto
Partner

Michael D. Barnes
Partner

Robert C. Buchbinder
Partner

Caroline Mazurek Cozzi
Associate

Lauren Dreifus
Associate

Terese A. Drew
Partner

Brian Ebener
Senior Counsel

Emily Everden
Associate

Isabelle Faust
Associate

Timothy J. Feldhausen
Partner

Margaret Firnstein Gebhardt
Partner

Anne M. Fishbeck
Partner

Khadija K. Ghani
Associate

Christopher J. Jaekels
Partner

Rebekah A. Jones
Paralegal

Areas of Practice

We advise professionals on issues which include:

Trucking

- Broker and Logistics Provider Liability
- Cargo and Freight Loss and Damage
- Consumer Fraud Class Action Lawsuits
- Corporate Services and Commercial Transactions (Corporate Finance; Venture Capital and Private Equity; Business Organization and Design and Formation; Independent Contractor; Corporate Governance and Compliance; Mergers and Acquisitions; IP Protection and Licensing; Commercial Contracts; Joint Ventures and Strategic Alliance Agreements; and Insurance Matters)
- Commercial Transactions
- Data Privacy
- Fair Credit Reporting Act (FCRA) Compliance and Defense of Class Action Lawsuits
- FMCSR and DOT Regulations Compliance and Audits
- Hazardous Materials
- Independent Contractor/Employee Status
- Insurance Coverage and Regulations
- Intermodal Activities
- Labor & Employment Issues and Human Resources Services (Wage and Hour; Employment Liability Claims; Immigration; Labor Union Disputes; Owner Operators; Independent Contractors/Employee Status Reviews; Misclassification Issues; Discrimination and Harassment; Drug Testing; Medical Cannabis; Employee Benefits/ERISA; Employee Handbooks; Policies and Procedures; Hiring; Firing; Discipline; and HR Consulting)
- Logo/Placard Liability
- State and Federal Agency Compliance and Audits
- OSHA Compliance and Audits
- Personal Injury
- Real Estate
- Risk Mitigation, Subrogation and Risk Transfer Review
- Safety Procedures
- Workers' Compensation

Transportation & Logistics

Matthew Kees
Partner

Christine King-Ries
Paralegal

Andrew Kirtley
Associate

Morgan Klutho
Associate

Jamie S. Lane
Partner

Olivia LaPorta
Associate

Scott T. Lechowicz
Associate

Patrick J. Lubenow
Partner

Thomas J. Lyman, III
Partner

Oluwajuwon Oluwole
Associate

Matt Pikor
Partner

Julie A. Proscia
Partner

Emily R. Schroeder
Senior Counsel

Andrew C. Seiber
Partner

David Sethi
Partner

Mark Sickles
Partner

Paul R. Struebing
Associate

Motor Coach/Bus/SPECIALIZED – passenger carriers

- Corporate Services and Commercial Transactions (Corporate Finance; Venture Capital and Private Equity; Business Organization and Design and Formation; Independent Contractor; Corporate Governance and Compliance; Mergers and Acquisitions; IP Protection and Licensing; Commercial Contracts; Insurance; and Joint Ventures and Strategic Alliance Agreements)
- Data Privacy
- FMCSR and DOT Regulations Compliance and Audits
- Independent Contractor/Employee Status
- Insurance Coverage
- Labor & Employment (Wage and Hour; Employment Liability Claims; Immigration; Labor Union Disputes; Independent Contractors/Employee Status Reviews; Misclassification Issues; Discrimination and Harassment; Drug Testing; Medical Cannabis; Employee Benefits/ERISA; Employee Handbooks; Policies and Procedures; Hiring; Firing; Discipline; and HR Consulting)
- State and Federal Agency Compliance and Audits
- OSHA Compliance and Audits
- Personal Injury
- Product Liability
- Real Estate
- Risk Mitigation, Subrogation and Risk Transfer Reviews
- Safety Procedures
- Workers' Compensation

Marine

- Cargo Loss and Damage
- Insurance Coverage
- Intermodal Activities
- Jones Act
- Multi-Modal Coverage
- Ocean Carriage

AVIATION AND AEROSPACE

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Transportation & Logistics

Joe Trevino
Partner

Sofia Valdivia
Associate

Brandi White
Nurse Analyst

Chad Wilkinson
Paralegal

Danielle L. Young
Paralegal

AREAS OF CONCENTRATION

Rail Transportation

Rapid Response Team

Experience

Negotiated Early Settlement in a Wrongful Death and Survival Action on Behalf of a Defendant Alleged to Have Negligently Loaded a Tractor-Trailer Prior to a Collision

Obtained a Voluntary Dismissal of a Lawsuit Alleging Breach of the Federal Motor Carrier Act of 1980

Represented a Trucking Company and its Employee that were Involved in a Rear End Collision

Secured Summary Judgment in Wrongful Death Case Arising from Cargo that Allegedly Spilled from Truck Trailer and Crushed the Driver Due to Improper Loading

Secured Partial Summary Judgment Eliminating a Plaintiff's Diminished Earning Capacity Claims against a Trucking Company in Federal Court

Successfully Defended Trucking Company against Negligence Claims Arising from a Motor Vehicle Accident

Successfully Represented a Moving Company After a Left Turn Accident with a Box Truck

Successfully Represented a Motor Carrier Involved in an Accident Where the Claimant Made Pre-Suit Demand of \$250,000 and the Case Settled for \$25,000

Obtained a Six-Figure Settlement from an At-Fault Motor Carrier to Compensate Our Client After Their Tractor Trailer was Struck by Another Semi-Truck

Obtained Favorable Settlement on Behalf of a Defendant for Claims Arising from Vehicle Purchase

Successfully had Claims Against a Motor Carrier Dismissed with Prejudice Based on Illinois Sup. Ct. Rule. 103(b)

Obtained a Directed Verdict at Trial for a Fortune 500 Company Against Claims of Property Damage

Obtained Favorable Settlement on Behalf of a Company Sued for Breach of Contract in Federal Court

Successfully had Breach of Contract Claims Against a Small Motor Carrier Dismissed with Prejudice Based on Illinois Sup. Ct. Rule. 103(b)

Successfully Defended an Auto Accident Case on Liability and Damages in a Three Day Jury Trial

Successfully Defended an Emergency Medical Services Provider in Four Separate Lawsuits

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Defeats Lawsuits for Injuries Arising Out of Motor Vehicle Accidents with an Ambulance

Obtained a Favorable Settlement for a Traumatic Brain Injury Following a Motor Vehicle Accident

Tried a Wrongful Death Jury Trial for a Trucking Company

Represented a Motor Carrier in a Carmack Amendment Claim

Defended a Limousine Company and Driver in a Motor Vehicle Accident

Represented a Car Dealership in a Personal Injury Lawsuit

Defended a Charter Bus Company and Driver in a Lawsuit After the Plaintiff Lost Control of Her Vehicle and Hit the Bus

Obtained \$450,000 Pre-Judgment Attachment on Behalf of Fuel Distributor

Defended a Motor Carrier and Driver Against After an Accident Where the Defendant Rear-Ended the Plaintiff

Represented a Large Regional Paper Distribution Company in Expansion of Their Retail Presence

Defended a Motor Carrier and Driver Against Alleged Negligence, Negligent Hiring Retention and Negligent Entrustment

Successfully Defended a Multi-State Transportation Company Against a Gender Discrimination Claim

Handled a Broker Liability Lawsuit

Assisted with the Sale of a Logistics Provider

Handled an Admitted Liability Case

Successfully Defended a Large National Trucking Company in a Wrongful Death Lawsuit

Defended a Transportation Company Against Claims of Negligence, Negligent Entrustment and Negligent Hiring

Helps a National Multi-Line Insurance Company With Multiple Areas of Representation and Business Operations

Represents a Large Public Transit Service Provider on Litigation and Business Operations

Have Counseled a National Motor Carrier on its Corporate Structure, Operations and Risk Mitigation

Obtained Summary Judgment for Commercial Trucking Client

Successfully Defended Truck Owners Who Leased Their Truck to a Driver Who Was Then Involved in an Accident

Firm News

Associate Olivia LaPorta Joins Amundsen Davis
Firm News, May 8, 2024

Amundsen Davis Promotes 10 Attorneys to Partner
Firm News, February 21, 2024

Amundsen Davis Attorneys Included in the 2024 Illinois Super Lawyers and Rising Stars List
Firm News, January 25, 2024

Amundsen Davis Attorneys Included in 2024 Ohio Super Lawyers and Rising Stars Lists!
Firm News, January 1, 2024

Lauren Dreifus Joins Amundsen Davis's Transportation & Logistics Service Group
Firm News, November 27, 2023

Amundsen Davis Welcomes Morgan Klutho to Transportation & Logistics Service Group
Firm News, November 9, 2023

Attorney Madeline Alessio Joins Amundsen Davis's Chicago Office
Firm News, November 9, 2023

Amundsen Davis Named in the 2024 Edition of Best Law Firms®
Firm News, November 2, 2023

92 Amundsen Davis Attorneys Recognized by Best Lawyers® in 2024 in America
Firm News, August 17, 2023

Amundsen Davis Welcomes Attorney Caroline Mazurek Cozzi
Firm News, August 14, 2023

Ejulus Adorno Joins Amundsen Davis's Transportation & Logistics Service Group
Firm News, June 19, 2023

New Partner Terese Drew Joins Amundsen Davis's St. Louis Office
Firm News, May 15, 2023

Emily Everden Joins Amundsen Davis's Transportation & Logistics Service Group
Firm News, May 15, 2023

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Oluwajuwon Oluwole Joins Amundsen Davis's Transportation Service Group
Firm News, May 8, 2023

Tim Feldhausen Receives the Outstanding Eagle Scout Award from the Bay-Lakes Council and the Boy Scouts of America
Firm News, April 18, 2023

Subscribe to Amundsen Davis's Litigation Nation Podcast for the latest legal updates!
Firm News, February 10, 2023

Amundsen Davis Attorneys Included in the 2023 Illinois Super Lawyers and Rising Stars List
Firm News, *Amundsen Davis*, January 23, 2023

41 Amundsen Davis Attorneys Recognized by *Best Lawyers in America*© 2023
Firm News, August 18, 2022

Attorney Mark Sickles Joins Our Transportation & Logistics Service Group
Firm News, August 15, 2022

Amundsen Davis Welcomes Transportation Attorney Scott T. Lechowicz to Chicago Office
Firm News, February 28, 2022

30 Amundsen Davis Attorneys Included on 2022 Illinois Super Lawyers and Rising Stars Lists
January 28, 2022

Amundsen Davis Attorneys Included in the 2021 Wisconsin Super Lawyers and Rising Stars List
Amundsen Davis, November 18, 2021

Amundsen Davis Welcomes Sofia Valdivia to Class Action, Data Privacy & Security, and Commercial Transportation Practice Groups
November 10, 2021

34 Amundsen Davis Attorneys Recognized by *Best Lawyers in America*© 2022
August 19, 2021

USLAW Releases Updated Transportation and Logistics Compendium of Law
Firm News, *USLAW*, May 2021

Attorney Michael D. Barnes Joins Amundsen Davis's Commercial Transportation Practice in Chicago
February 15, 2021

27 Amundsen Davis Attorneys Included on 2021 Illinois Super Lawyers and Rising Stars Lists
January 29, 2021

Transportation & Logistics

Attorney David Sethi Joins Amundsen Davis's Transportation Practice Group in Chicago
November 30, 2020

Amundsen Davis Attorneys Included on the 2020 Wisconsin Super Lawyers and Rising Stars Lists
Amundsen Davis, November 17, 2020

30 Amundsen Davis Attorneys Recognized in *Best Lawyers in America*© 2021
August 20, 2020

Amundsen Davis Promotes Three to Partner
February 24, 2020

24 Amundsen Davis Attorneys Included on 2020 Illinois Super Lawyers and Rising Stars Lists
January 29, 2020

29 Amundsen Davis Attorneys Included on 2019 Illinois Super Lawyers and Rising Stars Lists
January 24, 2019

Amundsen Davis Ranks on Crain's Chicago Business' 2018 Largest Law Firms List
Crain's Chicago Business, October 25, 2018

6 Amundsen Davis Attorneys Included on 2018 Indiana Super Lawyers and Rising Stars Lists
Firm News, *Amundsen Davis*, February 20, 2018

John Tanselle Honored as Distinguished Fellow by the Indianapolis Bar Foundation
November 21, 2017

Amundsen Davis Ranks on Crain's Chicago Business' Largest Law Firms List
Crain's Chicago Business, September 15, 2017

27 Amundsen Davis Attorneys Included on 2017 Illinois Super Lawyers and Rising Stars Lists
Firm News, *Amundsen Davis*, January 13, 2017

Lew Bricker named Chair of USLAW NETWORK
USLAW NETWORK, INC., September 23, 2016

8 Attorneys Join Our Indianapolis Office
Firm News, September 2016

Amundsen Davis Ranks on Crain's Chicago Business' Chicago Largest Law Firms List
Firm News, *Crain's Chicago Business*, September 10, 2016

In the Media

III. Attys Hope Virtual Hearings Will Endure Post-Pandemic – *Law360* Interviews and Quotes Lew Bricker
Media Mention, *Law360*, March 12, 2021

Lew Bricker Quoted in *Cook County Record* Article on Self-Driving Cars
Media Mention, *Cook County Record*, November 16, 2018

USLAW Releases Updated Transportation Compendium of Law
Media Mention, *USLAW*, May 2017

USLAW Releases Updated Transportation Compendium of Law
Media Mention, *USLAW*, April 2016

Alerts

Federal Motor Carrier Safety Administration (FMCSA) Holding CMV Drivers Accountable
Article, *Amundsen Davis Transportation Alert*, April 2, 2024

Third-Party Litigation Financing and Illinois' Attempt to Regulate Has Implications for the Transportation Industry
Article, *Amundsen Davis Transportation Alert*, February 29, 2024

The Impact of Cook County's Increase in Referrals to the Law Division Mandatory Arbitration Program
Article, *Amundsen Davis Transportation Alert*, February 15, 2024

Preemption of Negligent Hiring Claims Against a Freight Broker Upheld by 7th Circuit
Article, *Amundsen Davis Transportation Alert*, July 31, 2023

Illinois Supreme Court Rejects Long Standing Rule and Now Allows Claims for Direct Negligent Actions Against Employers When Agency is Admitted
Article, *Amundsen Davis Transportation Alert*, May 26, 2022

Pre-Judgment Interest Law Takes Effect July 1, 2021
Amundsen Davis Alert, June 2, 2021

NEW Illinois Law Limiting the Use of Criminal Convictions: How it Impacts Hiring in the Transportation Industry
Amundsen Davis Transportation Alert, April 2, 2021

Transportation & Logistics

FMCSA Extends COVID-19 Relief Measures through May 2021

Amundsen Davis Transportation Alert, March 2, 2021

Going Somewhere? Make Sure to Take Your Mask on Public Transportation

Amundsen Davis Transportation Alert, February 8, 2021

Maintenance and Cure in the Time of COVID-19

Amundsen Davis Alert, January 5, 2021

Executive Order Creates Immunity for Illinois EMS Providers and EMTs during the COVID-19 Disaster absent Willful Misconduct or Gross Negligence

Amundsen Davis Transportation Alert, April 6, 2020

FMCSA Expands Scope of COVID-19 Related Emergency Regulation Exemptions

Amundsen Davis Transportation Alert, April 6, 2020

FMCSA Drug and Alcohol Clearinghouse Rule Deadline – Employers of DOT regulated employees have you registered yet?

Amundsen Davis Transportation Alert, December 30, 2019

The Forceful Impact of Biomechanical Engineer Testimony

Amundsen Davis Transportation Alert, March 26, 2019

A “Peachy” Photo May be Worth a Thousand Words – Illinois Adopts a New Standard for Post-Accident Vehicular Photographs

Amundsen Davis Commercial Transportation Alert, February 25, 2019

Brokers, Rejoice! There is Finally a Limitation on *Sperl*

Amundsen Davis Commercial Transportation Alert, February 6, 2019

When a Driver’s Private Health Information May Not Be So Private

Amundsen Davis Transportation Alert, January 29, 2019

Supreme Court Rules For Workers On FAA “Transportation” Exemption

Amundsen Davis Commercial Transportation Alert, January 15, 2019

New Illinois Law Requiring Vehicle Expense Reimbursement Impacts All Transportation Employers

Amundsen Davis Transportation Alert, December 21, 2018

Ever-Changing Effects of *Sperl*

Amundsen Davis Commercial Transportation Alert, December 7, 2018

Employee Drivers: They did What?! When Company Drivers Act Outside the Scope of Employment

Amundsen Davis Transportation Alert, November 5, 2018

Illinois Executive Order Allows Testing of Autonomous Vehicles

Amundsen Davis Transportation Alert, November 5, 2018

Ransomware Attack of Fleet Vehicles? Yes, It Could Happen to You
Amundsen Davis Alert, August 3, 2018

Trucking Industry Take Note: The Debate Over Side Underride Guards Pushes On
Amundsen Davis Transportation Alert, August 3, 2018

Personal Conveyance Update – Trying to Define What a Driver Can and Cannot Do
Amundsen Davis Commercial Transportation Alert, June 13, 2018

Brokers Beware: Findings of Vicarious Liability May Nullify Ability to Seek Contribution
Amundsen Davis Commercial Transportation Alert, June 13, 2018

The Importance of Dotting i's and Crossing t's in the Post-Accident Investigation
Amundsen Davis Transportation Alert, April 6, 2018

If At First You Don't Succeed, Try and Try Again: A Broker is Finally Successful at a Federal Preemption Argument
Amundsen Davis Transportation Alert, February 9, 2018

Step on a Crack; Break your Mother's Back
Amundsen Davis Transportation Alert, February 2, 2018

Is Your Driver an Employee or an Independent Contractor?
Amundsen Davis Transportation Alert, September 9, 2016

The Motor Carrier Exemption: A Unique Alternative for Employers Wanting to Pay Truck Drivers Salaries Instead of Overtime
Amundsen Davis Transportation Alert, September 9, 2016

It's All in the Details: Recent Case Won on Facts
Amundsen Davis Transportation Alert, September 9, 2016

Hanjin Bankruptcy and Cargo Update
Amundsen Davis Transportation Alert, September 9, 2016

The Coercion Rule – We Think it is Only a Matter of Time...
Amundsen Davis Transportation Alert, July 15, 2016

That Data is Mine - The Driver Privacy Act of 2015
Amundsen Davis Transportation Alert, July 15, 2016

The Anti-Indemnity Train Continues
Amundsen Davis Transportation Alert, January 15, 2016

Now's The Time to Complete Your Asset Purchase Plan!
Amundsen Davis Transportation Alert, January 15, 2016

Avoiding the Pitfalls of New “Ban the Box” Laws when Hiring Drivers and Other Employees

Amundsen Davis Transportation Alert, January 15, 2016

Events

Artificial Intelligence: Concerns and Solutions for In-House Counsel
Speaking Engagement, ISBA Corporate Law Departments; Webcast, March 19, 2024

Legal Considerations for Self-Driving Vehicles
Speaking Engagement, Society of Casualty Safety Engineers, Seminar; Schaumburg, IL, November 4, 2022

Trucking Accident Cases and Insurance Coverage Complexities: Guidance for Personal Injury Counsel and Industry Professionals
Speaking Engagement, Stafford; Webcast, June 2, 2022

Weathering the Cyber Attack or Data Incident as a Business
2021 ATA Litigation Center Trucking Legal Forum, Seminar; Washington, DC, July 28, 2021

A New Era: Prejudgment Interest in Illinois
Event, Amundsen Davis, Webcast, June 16, 2021

USLAW Network Virtual Worldwide Retreat: 2021 and Beyond
USLAW Network, Webcast, September 30, 2020 - October 9, 2020

Industry Experts Fireside Chat: Transportation and Logistics
USLAW, October 1, 2020

Data Privacy: Obligations Under the Law and in Practice
2020 American Trucking Association Litigation Center Trucking Legal Forum, Webcast, July 23, 2020

Trucking Accident Cases and Insurance Coverage Complexities: Guidance for Personal Injury Counsel
Stafford; Webinar, July 12, 2017

It's a Matter of Control...or is it? Broker/Logistics Liability and the Coercion Rule
American Trucking Associations; Seminar, Bellevue, Washington, July 19, 2016

Negotiating and Drafting Third-Party Logistics Provider Agreements
Strafford, Webinar, July 8, 2016

Negotiating and Drafting Third-Party Logistics Provider Agreements
Stafford; Webinar, June 8, 2016

Transportation & Logistics

Published Works

Electronic Logging Devices (“ELD”): Yet Another Avenue for a Cyber Attack?
The Transportation Lawyer, April 2019

The Coercion Rule - We Think it is Only a Matter of Time
USLAW DigiKnow, July 19, 2016

The Anti-Indemnity Train Continues
USLAW DigiKnow, January 15, 2016

Blog Posts

BEWARE! – ILLINOIS EMPLOYERS CAN BE LIABLE FOR AN EMPLOYEE’S NEGLIGENCE
Labor & Employment Law Update, June 1, 2022

UPDATE: Supreme Court Rules For Workers On FAA “Transportation” Exemption
Labor & Employment Law Update, January 15, 2019

Are Independent Contractor Transportation Workers Exempt from the Federal Arbitration Act?
Labor & Employment Law Update, December 10, 2018

The Impact of Local Minimum Wage and Paid Sick Leave Ordinances on the Transportation Industry
Labor & Employment Law Update, January 5, 2018

Amundsen Davis Transportation Alert: FMCSA Withdraws Proposed Sleep Apnea Rulemaking
Labor & Employment Law Update, August 8, 2017

How Can Employers Reconcile the Federal Motor Carrier Safety Regulations with Growing “Ban the Box” Laws?
Labor & Employment Law Update, April 8, 2015

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