



## Pamela K. Ginsburg

COUNSEL

### CONTACT INFORMATION

#### **Cincinnati Office**

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### PRACTICES / INDUSTRIES

#### **Litigation**

Broker-Dealer & Investment Litigation  
Construction Litigation  
Insurance Coverage  
Product Liability

#### **Financial Services**

Broker-Dealer & Investment Litigation  
Securities Litigation

### AREAS OF CONCENTRATION

Liability Defense  
Business Litigation  
Securities Litigation  
Construction Law

### EDUCATION

Belmont University (B.A., *cum laude*,  
1976)

Vanderbilt University (J.D., 1990)

### AT A GLANCE

Pamela uses her diverse experience to represent businesses and individuals regarding a wide spectrum of issues, including contract and warranty disputes, claims for breach of fiduciary duty, insurance coverage issues, customer complaints, and general tort litigation. In addition to handling matters in trial and appellate courts, Pamela also has extensive experience in resolving matters through arbitration and mediation.

### REPRESENTATIVE EXPERIENCE

Has defended numerous national broker-dealer firms and their brokers in federal court litigation and NASD and NYSE arbitrations regarding customer disputes.

Has represented national broker-dealer firms and brokers during SRO investigations and state administrative investigations resulting from customer complaints.

Defended bank against claim of breach of fiduciary duty in handling trust accounts.

Defended a large multinational manufacturing company against breach of warranty claims and alleged business loss damages exceeding \$6.7 million.

Defended multinational manufacturing company against Magnuson-Moss Warranty Act claims.

Successfully defended numerous insurance cases regarding coverage issues arising under CGL, business auto, and umbrella policies. (For example, *Reinhart v. Mayes*, 2004-Ohio-2527, and *Gentile v. Indemnity Ins. Co. of North America*, 2003-Ohio-5647 (dismissed after remand).)

Successfully represented insurance company on appeal regarding claims of bad faith refusal to complete pollution remediation (*A.J. Hall, Inc. v. Federated Mut. Ins. Co.*, 1996 Tenn. App. LEXIS 40).

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## REPRESENTATIVE EXPERIENCE (Continued)

Has represented numerous companies against claims alleging discrimination, defamation, wrongful discharge and breach of contract. (For example, *Evans v. Amcash Mortgage Co.*, 1997 Tenn. App. LEXIS 535.)

Successfully litigated and obtained specific performance regarding a publicly traded company's claim of right of first refusal to purchase real estate under a lease agreement.

Has represented numerous builders, contractors, and architects in breach of contract and defective construction claims.

Has successfully represented individuals in tort cases involving wrongful death and personal injury, including claims against the United States under the Federal Tort Claim Act.

Successfully represented administratrix of estate regarding fee dispute (*In the Matter of Estate of Jeffrey Lee Stout*, 1994 Tenn. App. LEXIS 345).

Experienced in defense and management of complex product liability litigation.

Acted as chief assistant to independent counsel for the National Horse Show Commission and conducted independent investigation of alleged improprieties in the Tennessee walking horse industry.

Was member of the defense team representing shipping company against civil and criminal claims stemming from the grounding of the *Exxon Valdez*.

## PUBLICATIONS & PRESENTATIONS

"The Protection of Groundwater and Public Drinking Supplies: Recent Trends in Litigation," *42 Vanderbilt Law Review* 1649

## PROFESSIONAL AFFILIATIONS

American Bar Association (*Litigation Section*)  
Ohio State Bar Association  
Cincinnati Bar Association  
Potter Stewart Inn of Court  
University of Cincinnati College of Law (*Adjunct Professor*)

## COMMUNITY INVOLVEMENT

Council on Aging for Southwestern Ohio (*Board of Trustees 2004-2010; Secretary 2006*)  
Accountability and Credibility Together (ACT) (*Board*)



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ADMISSIONS

State of Ohio  
State of Tennessee  
U.S. Court of Appeals, Sixth Circuit  
U.S. District Court, Southern District of Ohio  
U.S. District Court, Northern District of Ohio  
U.S. District Court, Middle District of Tennessee