



H. W. Turner

Of Counsel

Pittsburgh
+1.412.355.6478

woodruff.turner@klgates.com

OVERVIEW

Mr. Turner concentrates in complex commercial litigation and appeals. He has handled litigation involving toxic tort, trust and probate claims, defamation, antitrust, railroad law, product liability, RICO, ERISA, as well as international litigation. Mr. Turner has trial and appellate experience throughout the United States, including appearances before the United States Supreme Court.

PROFESSIONAL BACKGROUND

Mr. Turner joined K&L Gates in 1964.

PROFESSIONAL / CIVIC ACTIVITIES

- Allegheny County Academy of Trial Lawyers (Fellow)
- American Bar Foundation (Fellow)
- American Law Institute (Life Member)
- American, Pennsylvania and Allegheny County Bar Associations (Member)
- Federal Judicial Nominating Commission (Chairman, 1995-2008)
- International Academy of Trial Lawyers (Past Fellow)

CIVIC ACTIVITIES

- American Heart Association, Director (1993 - 2003)
- Benz Foundation, Chairman (1986-present)
- Fox Chapel Volunteer Fire Department, Firefighter
- Foxwall Emergency Medical Service, Inc. Director, President (2007 – 2013)

- Historical Society of Western Pennsylvania, Trustee (1995 – 2006, 2007-present)
- Pittsburgh Cultural Trust, Director (2000 – 2004, 2007-present)
- Pittsburgh Opera, Director and Past President (1985-present)
- University of Pittsburgh (Trustee, 1995 – 2003)
- Wilson College, Trustee (1979 – 1991), Secretary (1980 – 1991)

EDUCATION

- J.D., Harvard Law School, 1964
- B.A., University of Pittsburgh, 1961

ADMISSIONS

- Bar of Pennsylvania
- Court of Common Pleas of Allegheny County
- Superior Court of Pennsylvania
- Supreme Court of the United States
- United States Court of Appeals for the Eleventh Circuit
- United States Court of Appeals for the Federal Circuit
- United States Court of Appeals for the Fourth Circuit
- United States Court of Appeals for the Sixth Circuit
- United States Court of Appeals for the Third Circuit
- United States District Court for the Western District of Pennsylvania

AREAS OF FOCUS

- Appellate Litigation
- Antitrust, Competition, and Trade Regulation
- Complex Commercial Litigation and Disputes
- Estate Planning and Trusts & Estates
- Maritime

- Nonprofit Organizations
- Oil and Gas
- Public Policy and Law

REPRESENTATIVE EXPERIENCE

- *Equibank v. Lash*, U.S. Sup. (1992). Petition for Certiorari - ERISA Preemption.
- *Woosley v. Smith, et al.*, (U.S. Sup. 1999). Opposition to Certiorari - Termination of Parental Rights.
- *Consumer Product Safety Commission v. GTE Sylvania, et al.*, 447 U.S. 102 (1980), FOIA/CPSA.
- *U.S. v. Allegheny Ludlum Corp.* 366 F.3d 164 (3rd Cir. 2004). Environmental Law - Clean Water Act.
- *Lorenz v. CSX Corp.*, 1 F.3d 1406 (3rd Cir. 1993). Securities Law.
- *Liberty Mut. Ins. Co. v. Triangle Industries, Inc.*, 957 F.2d 1153 (4th Cir. 1992). Insurance Coverage.
- *Haas v. Pittsburgh Nat. Bank*, 627 F.2d. 677 (3rd Cir. 1980). Class Actions - Recusal.
- *GTE Sylvania, Inc. v. Consumer Product Safety Commission*, 598 F.2d 790 (3rd Cir. 1979). Consumer Product - FOIA.
- *St. John's General Hosp. of Allegheny-ADR Center v. N.L.R.B.*, 825 F.2d 740 (3rd Cir. 1987), 125 L.R.R.M. (BNA) 3463. Labor Law.
- *Angelo v. Bacharach Instrument Co.*, 555 F.2d 1164 (3rd Cir. 1977). Equal Pay.
- *Hayes v. Sealtest Foods Division of Nat. Dairy Products Corp.*, 396 F.2d 448 (3rd Cir. 1968). Sherman Act.
- *Knuth v. Erie-Crawford Dairy Co-op. Ass'n.*, 395 F.2d 420 (3rd Cir. 1968). Antitrust.
- *In re Adoption of B.G.S.*, 614 A.2d 1161 (1992). Parental Rights Termination.
- *Pennsylvania Public Utility Com'n v. Norfolk and Western Ry. Co.*, 75 Pa. Cmwlth 420, 461 A.2d 1353 (1983). Public Utility Law - Locomotive Appurtenances - Boiler Inspection Act.
- *Norfolk & W. Ry. Co. v. Pennsylvania Public Utility Commission*, 489 Pa. 109, 413 A.2d 1037 (1980). Locomotive Equipment - Preemption.
- *Com. v. Bodamer*, 40 Pa.Cmwlth. 524, 397 A.2d 871 (1979). Prisons.
- *Equibank, N.A. v. Pittsburgh National Bank*, 243 Pa.Super. 611, 364 A.2d 957 (1976), Estates and Trusts.
- *Abd v. Mill Service, Inc.*, 241 Pa.Super 525, 358 A.2d 86 (1976). Corporations.
- *Com., Dept. of Environmental Resources v. Mill Service, Inc.*, 21 Pa.Cmwlth. 642, 347 A.2d 503 (1975). Clean Streams Act.
- *Bidwell v. Zoning Bd. of Adjustment of Pittsburgh*, 4 Pa.Cmwlth. 327, 286 A.2d 471 (1972). Zoning Law.

- *Palmieri v. Penn Hills Tp.*, 428 Pa. 464, 239 A.2d 204 (1968). Cable Television - Injunctions.
- *Weilersbacher v. Pittsburgh Brewing Co.*, 421 Pa. 118, 218 A.2d 806 (1966). Contracts.
- *Lorenz v. CSX Corp.*, 736 F. Supp. 650 (W.D. Pa. 1990). Railway Debentures.
- *Wood & Locker, Inc. v. Doran and Associates*, 708 F. Supp. 684 (W.D. Pa. 1989). Oil and Gas.
- *Lessard v. Jersey Shore State Bank*, 702 F. Supp. 96 (M.D. Pa. 1988). Securities Law.
- *Norfolk and W. Ry. Co. v. United Transp. Union*, 490 F. Supp. 301 (W.D. Pa. 1980). Interstate Commerce Act.
- *Norfolk & W. Ry. Co. v. United Transp. Union*, 446 F. Supp. 1085 (W.D. Pa. 1978). Railway Adjustment Boards.
- *Haas v. Pittsburgh Nat. Bank*, 495 F. Supp. 815 (W.D. Pa. 1980). Class Action.
- *Haas v. Pittsburgh Nat. Bank*, 82 F.R.D. 457 (W.D. Pa. 1979). Recusal.
- *GTE Sylvania Inc. v. Consumer Product Safety Commission*, 443 F. Supp. 1152 (D. Del. 1977). Consumer Product Safety Act.
- *Haas v. Pittsburgh Nat. Bank*, 77 F.R.D. 382 (W.D. Pa. 1977). Class Action Guardian ad litem.
- *GTE Sylvania Inc. v. Consumer Products Safety Commission*, 438 F. Supp. 208 (D. Del. 1977). Consumer Product Safety Act.
- *Fenton v. Stear*, 423 F. Supp. 767 (W.D. Pa. 1976). Civil Rights.
- *In re Fritz' Estate*, 52 Pa. D. & C.2d 483 (O.C., Lawrence Co., 1970). Estates.
- *Ellwood City Forge Company, et al. v. Bohler-Uddeholm America, Inc.* (U.S. Sup. 2001). Petition for Certiorari. Federal Rule of Evidence 807.
- *In re Browarsky's Estate*, 43 Pa. D. & C.2d 571 (O.C. Allegh. Co. 1967). Estates.
- *Malley-Duff & Associates, Inc. v. Crown Life Ins. Co.*, 734 F.2d 133 (3rd. Cir. 1984). Sherman Act.
- *In re Browarsky's Estate Appeal of Mellon National Bank & Trust Co.*, 428 Pa. 588, 236 A.2d 522 (1968). Estates and Trusts.
- *GTE Sylvania Inc. v. Consumer Product Safety Commission*, 404 F. Supp. 352 (D. Del. 1975). Consumer Product Safety Act.
- *NOVA Chemicals Corporation (Canada), et al. v. The Dow Chemical Co.*, (U.S. Sup. 2012). Petition for Certiorari - Patent.
- *Dow Chemical Co. v. Nova Chemicals Corp. (Canada)*, 458 Fed.Appx. 910 (Fed. Cir. 2012). Patent Standing.
- *Dow Chemical Co. v. Nova Chemicals Corp. (Canada)*, 2010 WL 3083023 (D. Del. 2010). Patent Injunction.
- *Dow Chemical Co. v. Nova Chemicals Corp. (Canada)*, 726 F.Supp.2d 459 (D. Del. 2010). Patent Standing.

- *FMC Corp. v. Holliday*, 885 F.2d 79 (3rd Cir. 1989). ERISA Preemption.
- *Malley-Duff & Associates, Inc. v. Crown Life Ins. Co.*, 792 F.2d 341 (3rd Cir. 1986). RICO Statute of Limitations.
- *Moody v. Simmons*, 858 F.2d 137 (3rd Cir. 1988). Mandamus.
- *Baltimore Bank for Cooperatives v. Farmers Cheese Cooperatives*, 428 F. Supp. 635 (W.D. Pa. 1977). Creditor's Rights.
- *In re Browarsky's Estate*, 437 Pa. 282, 263 A.2d 365 (1970). Estates - Attorneys' Fees.
- *Sampson-Miller Associated Companies v. Washington Homes, Inc.*, 303 F. Supp. 739 (W.D. Pa. 1969). Jurisdiction.
- *Agency Holding Corp. v. Malley-Duff & Associates, Inc.*, 483 U.S. 143 (1987). RICO Statute of Limitations.
- *Pendrell v. Chatham College*, 370 F. Supp. 494 (W.D. Pa. 1974). Civil Rights.
- *Hart-Carter Co. v. J.P. Burroughs & Son, Inc.*, 654 F. Supp. 23 (E.D. Mich., S. Div. 1986). Corporations.
- *Treibacher Industrie, A.G. v. Allegheny Technologies, Inc.*, 464 F.3d 1235 (11th Cir. 2006), 2006 WL 2595225. Commercial Law - Sales.
- *Rearick v. Holstein-Friesian Ass'n of America*, 472 F. Supp. 464 (W.D. Pa. 1979). Sherman Act.
- *Wittekamp v. Gulf & Western, Inc.*, 788 F. Supp. 246 (W.D. Pa. 1992). Misrepresentation.
- *Moody v. Security Pacific Business Credit, Inc.*, 85 B.R. 319, 1988 WL 27780 (W.D. Pa. 1988). Bankruptcy.