



Matheson

Product Liability

“An excellent legal partner, they look at every assignment from the client’s perspective.”

International Law Office - Ireland

The primary focus of Matheson is to serve the Irish legal needs of internationally focused companies and financial institutions doing business in and from Ireland. Our clients include the majority of Fortune 100 companies.

We also advise 7 of the top 10 global technology brands and over half of the world's 50 largest banks. We are headquartered in Dublin and also have offices in London, New York and Palo Alto. More than 600 people work across our four offices, including 74 partners and tax principals and over 350 legal and tax professionals.

Our Product Liability Group has extensive experience and expertise in advising Irish and international companies, manufacturers, sellers, distributors and insurers, on all aspects of product liability and product safety law, from prosecuting and defending litigation arising from allegedly defective devices and products to advising on product recall, regulatory and compliance issues. We also advise on liability issues in relation to business and consumer contracts.

The Group is structured on a cross-departmental basis, drawing on dedicated professionals specialising in commercial litigation, corporate law, commercial contracts, life sciences, healthcare, intellectual property, projects, environmental law, energy and construction. This cross-departmental approach ensures that our clients are provided with a wealth of expertise and experience, allowing us to provide tailored solutions across a wide range of issues.

The Group has specific expertise in the pharmaceutical, life sciences and healthcare industries, including labelling, product descriptions and compliance matters. We have advised on some of the most significant cases of this nature in Ireland in recent years. The Group also specialises in sectors including Fast Moving Consumer Goods (FMCG), Tobacco, Food and Drink, Technology, Motor Vehicle, Aviation, Construction and Mechanical Devices.

Experience highlights

Regulatory/ Advisory

- advising a science centre global healthcare company on the HSE pricing agreement, legal compliance, Data Protection and labelling requirements for the supply of over-the-counter drugs in Ireland
- advising pharmaceutical companies on Pharma Protocols including; review of data protection legislation, consent forms, transfer of data outside of the European Economic Area (EEA) and disclosure to medical practitioners
- advising leading corporations on the regulatory framework regarding the manufacturing, control and supply of drugs

Life Science and Healthcare

- representing a number of multinational pharmaceutical companies in product liability claims arising from the use of devices and products such as benzodiazepines and the MMR vaccine
- representing a blood product manufacturer in respect of ongoing product liability litigation and regulatory hearings
- advising on complex regulatory issues regarding the research, manufacture, marketing and distribution of pharmaceutical, biotech and related products

Insurance

- acting on behalf of a leading insurance company in defence of High Court proceedings issued arising from property damage caused by a defective gate valve used in plumbing
- acting on instructions from a leading insurer, in defence of personal injury proceedings issued against a supermarket arising from a defective food product

Mechanical Devices

- acting for an international manufacturer of aircraft engines and defending proceedings arising from the alleged failure of an engine in connection with a plane crash
- advising multinational motor vehicle companies on a range of product liability actions and product safety issues
- advising a manufacturer of industrial gas detectors on a product recall

Environmental, Building, Energy and Construction

- representing a powergen company in relation to defects in a gas turbine and outages
- advising insurers on defective building products and property and environmental liability
- advising large corporates in relation to labelling of devices in light of the Waste Electrical and Electronic Equipment (WEEE) Directive

FMCG

- advising a major tobacco company in relation to ongoing regulatory issues and product liability actions
- advising in relation to the sale of foods with particular nutritional uses and other fitness and diet supplements, to include PARNUTS (Foods for Particular Nutritional Uses) and supplements, such as diet pills
- advising a leading international drinks manufacturer in relation to a product recall

Contacts



Sharon Daly
PARTNER
T +353 1 232 2119
E sharon.daly@matheson.com



Tom Hayes
PARTNER
T +353 1 232 2744
E tom.hayes@matheson.com



Nicola Dunleavy
PARTNER
T +353 1 232 2033
E nicola.dunleavy@matheson.com



Rebecca Ryan
PARTNER
T +353 1 232 2460
E rebecca.ryan@matheson.com



Michael Byrne
PARTNER
T +353 1 232 2075
E michael.byrne@matheson.com



Michael Finn
PARTNER
T +353 1 232 2019
E michael.finn@matheson.com