Tucker Ellis LLP

Appellate & Legal Issues

Overview

The attorneys in our Appellate & Legal Issues Group understand the importance of an appellate perspective in achieving reversals in state and federal appellate courts. Our group's members include a Fellow elected to the American Academy of Appellate Lawyers and former U.S. Court of Appeals clerks. Our attorneys are generalists who are regularly called upon to appeal cases handled by other firms in varied areas of law, and to ensure that legal issues are properly framed and preserved for appeal through participation at trial or in post-trial proceedings.

Members of the group are integrated into trial teams and participate at all phases of litigation, from assessing jurisdictional challenges at the initiation of a matter to appealing judgments at every level – from administrative proceedings to federal and state supreme courts. Our team's successes include crafting jury instructions and interrogatories under novel state statutes, marshaling broad amicus support in a successful bid to uphold tort reform laws, and a successful certiorari petition and merit brief in a landmark United States Supreme Court case holding claims against generic drug manufacturers to be preempted.

Finally, our attorneys understand that every appeal has a cost-benefit analysis. We not only provide a fresh eye for analyzing appellate prospects, but also are willing to back up that analysis with flexible fee structures under which *we win* when *you win*.

AREAS OF EMPHASIS

- All areas of practice involving appeals from litigation and administrative proceedings
- Getting the attention of an appellate court through original actions filed in courts of appeals, briefing certified questions, and filing petitions for review and interlocutory appeals
- Amicus briefs for individual clients, community organizations, and trade associations
- Providing appellate monitoring and issue preservation services during high-stakes jury trials
- Consultation, joint efforts, or taking over from trial counsel at another law firm at the appellate or supreme court level

Ohio Supreme Court Briefs and Arguments