

Albert M. Bower

Chicago, IL

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OF COUNSEL

Overview

Al has almost two decades of experience representing clients in environmental matters, mass tort and class actions. Al represents clients in regulatory enforcement actions brought by the United States Environmental Protection Agency and state environmental agencies. This includes enforcement actions brought pursuant to the Clean Water Act, FIFRA, CERCLA and other environmental statutes and regulations.

Al is also well versed in CERCLA actions, litigating and advising clients regarding site clean-ups and allocation of costs associated with remediation of historically-contaminated manufacturing properties among potentially responsible parties. He has also represented clients in cases involving leaking underground storage tanks.

Al advises clients regarding compliance with a variety of environmental laws and regulations, including: (1) the Clean Water Act; (2) the Oil Pollution Prevention Act, (3) FIFRA; and (4) Consumer Product Safety Commission's labeling requirements for certain household products. Al has guided clients through USEPA enforcement actions alleging violations of stormwater permits, USEPA's dredge and fill regulations, and FIFRA's product labeling requirements.

In addition to traditional environmental law work, Al represents clients in class actions and mass torts involving environmental or consumer claims. This includes representing manufacturers in individual and class action lawsuits involving contaminated groundwater and a water supply company in a case alleging contaminated drinking water. Al also represented the private operator of one of the United States' largest wastewater conveyance and treatment systems in individual, mass and class action lawsuits seeking damages as a result of alleged back-ups of sewage into residential and commercial properties. Al also has experience representing clients in a wide-variety of other class actions, including consumer protection class actions and product defect class actions.

SERVICES

Class Action

Contaminants & Toxic
Materials

EDUCATION

University of Illinois College
of Law, J.D., 2001, *summa cum
laude*, *Order of the Coif*

United States Air Force
Academy, B.S., 1994

ADMISSIONS

Illinois

Michigan

Arizona

Experience

Successfully Defeated Motion to Remand BIPA Suit

Obtained Voluntary Dismissal After Filing Motion to Strike Damages

Successfully Obtained Stay of Discrimination Dispute Pending Arbitration

Devised Unique Defense to Class Certification in a BIPA Case Based Upon Shifting Mental State

Defended a Financial Holding Company Seeking to Recover Damages Due to Alleged Statutory Violations by its Subsidiary

Successfully Defeated Class Allegations Against a Subsidiary of an International Food Manufacturer

Persuaded the Eleventh Circuit that the Statute of Limitations for Class Allegations Was Not Topped by the Previous Lawsuit Against the Same Defendant

Represented More than 20 Universities in the NCAA Football MDL Alleging the Defendants Concealed the Dangers Associated with Concussions

Defeated Class Certification on Grounds that Individual Fact Questions Predominated in a Mass Tort Lawsuit

Obtained Dismissal of a Putative Investor Class Alleging a Breach of Fiduciary Duty

Devised an Unconventional Strategy in 2010 of Filing the First Petition Before the FCC Seeking Relief from the Solicited Fax Rule

Firm News

Miami-Dade Looks To Dodge Privacy Suit Over Receipts - *Law360* Article Mentions Eric Samore and Albert Bower
Law360, May 4, 2017

Fla. Court Asked To Reopen Card Receipt Row After Spokeo - *Law360* Article Mentions Eric Samore and Albert Bower
Law360, May 17, 2016

In the Media

TD Ameritrade Ducks Class Action Over Investment Strategy

Cirque Du Soleil Wins TCPA Decert, After China Agritech - *Law 360* Article Mentions Eric Samore, Molly Arranz, Ronald Balfour and Albert Bower

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