

Daniel T. Fitch

Partner

Philadelphia, PA

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Dan Fitch is a trial lawyer with extensive experience litigating and trying cases in federal and state courts. He has handled a variety of commercial litigation matters for large and small corporate clients, providing pre-litigation consultation and advice; evaluating disputes pending in court or arbitration; and managing the litigation or arbitration process to obtain successful, cost-effective results for his clients.

Dan's experience includes class actions; resolution of coverage disputes, including claims involving the National Flood Insurance Program, for insurance, fidelity and surety companies through negotiation, motion practice or trial as required; the defense of products liability claims, including toxic tort and manufacturing and pharmaceutical drug claims; and trials and arbitrations for financial services clients. Dan has tried well over 40 matters to verdict.

RESULTS

- obtained multiple defense verdicts following jury trials in mass tort actions involving asbestos, toxic torts, pharmaceuticals and medical devices
- obtained the dismissal of a class action against a large broker-dealer, alleging improper handling of account assets, following class certification hearing
- defended a large bank in several actions involving claims of forged checks, receiving a favorable opinion from a Pennsylvania appellate court in a case of first impression regarding the accrual of the statute of limitations under the revised Uniform Commercial Code
- obtained the dismissal of a class action, following a class certification trial, against a large insurance company, where it was alleged that homeowners insurance policies required the payment of general contractor overhead and profit regardless of whether such services were required
- obtained summary judgment in favor of an insurance company client on breach of contract and bad faith claims involving a fire loss in Northeastern Pennsylvania
- obtained a verdict in favor of an insurance company client following a jury trial as to whether an exclusion for asbestos claims was void as a matter of public policy

FOCUS

Products Liability & Mass Tort Defense
Insurance Coverage Advisory & Litigation
Complex Commercial & Class
Action Litigation
Litigation

BAR ADMISSIONS

Pennsylvania

COURTS

Pennsylvania Supreme Court

U.S. Court of Appeals for the
Third Circuit

U.S. Court of Appeals for the Fifth Circuit

U.S. District Court for the Eastern District
of Pennsylvania

U.S. District Court for the Middle District
of Pennsylvania

U.S. District Court for the Western
District of Pennsylvania

U.S. District Court for the Southern
District of Texas

EDUCATION

J.D., *with honors*, George Washington
University Law School

B.A., *cum laude*, Dickinson College

MEMBERSHIPS

American Bar Association, Litigation and
Tort Trial and Insurance Practice
Sections

Philadelphia Association of
Defense Council

STRADLEY
RONON

Daniel T. Fitch

Page 2

SPEAKING ENGAGEMENTS

- Presenter, "A Surety's Dilemma – The Ethical Pitfalls in Assisting the Principal in Prosecuting Affirmative Claims," Surety Claims Institute
- Presenter, "Anatomy of a Coverage Action"

IN THE COMMUNITY

Dan has been an executive committee member of the Philadelphia Association of Defense Counsel since 2008.