



## **SAMUEL E. HOFMEIER**

**Associate**

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### **BIOGRAPHY**

Sam Hofmeier focuses his trial and appellate practice on product liability, mass tort, and class action defense. He assists clients through all phases of litigation, with an emphasis on legal strategy, motion practice, trial preparation, and appeals.

Sam has represented clients in state and federal courts across the country, including in multidistrict litigation. He also has experience briefing and arguing cases in multiple state and federal appellate courts.

After graduating with a B.A. in history and political science from the University of Kansas, Sam attended the Indiana University Maurer School of Law. Sam graduated first in his class and was a member of the Order of the Coif and the Order of Barristers. Before joining the firm, Sam clerked for

the Honorable Michael S. Kanne of the United States Court of Appeals for the Seventh Circuit in Chicago.

## CLERKSHIPS

Clerkship, Honorable Michael S. Kanne, U.S. Court of Appeals for the Seventh Circuit, 2016-2017

## ADMISSIONS

- Kansas, 2018
- Missouri, 2016
- U.S. Court of Appeals for the Fifth, Seventh, Eighth and Tenth Circuit  
U.S. District Court, Western District of Missouri  
U.S. District Court, District of Kansas

## EDUCATION

- Indiana University, J.D., Order of the Coif, summa cum laude, 2016
- University of Kansas, B.A., Phi Beta Kappa, 2013

## RELATED PRACTICE AREAS

- Class Actions & Mass Torts
- Employment & Labor
- Investigations
- Regulation, Compliance & Advisory
- Employment Class & Collective Actions
- Financial Services
- Consumer Fraud
- Insurance (Class Actions)
- Pharmaceutical & Medical Devices (Class Actions)
- Litigation & Dispute Resolution
- Class Actions
- Business & Commercial Disputes
- Cross-border Employment Issues
- Appellate

## EXPERIENCE

- Briefed and argued appeal in the Eighth Circuit successfully defending government officials against constitutional claims related to a subpoena seeking information about misleading statements about an alleged cure for COVID-19
- Briefed and argued appeal in Missouri Court of Appeals, Western District for national bank defending against fraudulent and negligent misrepresentation claims in connection with an international wire transfer
- Co-authored briefs for large agricultural company in Arkansas trial and appellate courts successfully invalidating state statute on grounds that it unconstitutionally delegated the power of appointment to private parties
- Co-authored brief for leading mortgage lender in Seventh Circuit appeal successfully confirming a judicial sale of commercial property following a foreclosure sale
- Assisted with defense of large agricultural company in trial alleging that a popular herbicide caused cancer, resulting in defense verdict
- Assisted large agricultural company with post-trial motions in a case alleging that a popular herbicide caused cancer, successfully eliminating several hundred million dollars of punitive damages
- Co-authored amici brief for leading biotechnology organizations in Tenth Circuit appeal in multi-district litigation concerning popular biologic drug

## RELATED INSIGHTS

Awards

Jan 11, 2023

**BCLP litigation team recognized with Top Defense Verdict by 'Missouri Lawyers Weekly'**

Insights

Apr 06, 2021

**Seventh Circuit Weighs in on Circuit Split and Concludes that Courts Cannot Grant Rule 12(b)(6) Motions to Dismiss Solely Because They are Unopposed**

In *Marcure v. Lynn*, --- F.3d ---, 2021 WL 1138110 (Mar. 25, 2021), the Seventh Circuit joined six of its sister circuits (and split from two others) in concluding that Federal Rule of Civil Procedure 12(b)(6) prevents courts from

granting unopposed motions to dismiss solely because no response has been filed.

Insights

Sep 15, 2020

**Seventh Circuit Formally Adopts Rule that Objections to Inconsistencies in a Jury's Verdict Ordinarily Must Be Raised Before the Jury is Dismissed.**

Insights

Aug 27, 2020

**Seventh Circuit: Key Takeaways from Wallace v. Grubhub**

Insights

Aug 11, 2020

**Seventh Circuit: Key Takeaways from Hinterberger v. City of Indianapolis**