

# ATTORNEY AT LAW

MAGAZINE

April 13, 2018

## **Koch Parafinczuk Wolf Susen Partners Named to Plaintiff Steering Committee for Essure**

Partners Marcus Susen and Justin Parafinczuk of the Fort Lauderdale-based law firm Koch Parafinczuk Wolf Susen have been appointed to leadership positions on the Plaintiff's Steering Committee for Essure. Susen and Parafinczuk have been at the forefront of this national litigation that includes more than 10,000 cases throughout the country. Judge John R. Padova, Jr. from the Federal Court in the Eastern District of Pennsylvania, named Susen lead counsel for the entire committee, with Parafinczuk appointed discovery chair.

The two attorneys have handled the litigation on these cases since their inception, prior to any other lawyers filing similar suits, representing more than 1,000 women who had adverse reactions to the permanent birth control device. Earlier this year, they met with FDA Commissioner Scott Gottlieb to address the serious concerns affecting women who have used Essure and are pushing to have it removed from the market.

Susen, who has spearheaded the litigation on all issues in front of Judge Padova, on behalf of the plaintiff's lawyers in the Eastern District of Pennsylvania, garnered global support in a citizen's petition to the FDA to have the device removed from the market and for it to have stronger warnings. Since then, the FDA took action and required Bayer, the manufacturer, to implement a Black Box Warning, the strictest warning the FDA can require a medical device to carry. Bayer voluntarily pulled the product from the market in every country, except the US, where it will remain during the duration of further studies.

The Judge's order to create the Steering Committee was made "to organize, simplify and streamline the handling of this litigation on behalf of all Plaintiffs, consistent with the fair administration of justice."

Susen focuses his practice on all facets of litigation. He has tried cases in both state and federal courts involving an array of claims including products liability, premises liability, auto accidents, breach of contract.

Parafinczuk is a Board Certified Civil Trial Attorney who focuses his practice on litigation. His practice embraces a wide array of areas, including complex commercial litigation, class actions, products liability and employment litigation. His trial practice includes wrongful death, professional liability, products liability, shareholder disputes and commercial general liability. Furthermore, he handles appellate litigation, in which he authors appellate briefs and argues appeals.

### **About Koch Parafinczuk Wolf Susen**

Koch Parafinczuk Wolf Susen (KPWS) was founded by a group of veteran attorneys with vast litigation experience. The attorneys and support staff of KPWS respond to their clients' needs and adapt legal strategies accordingly. The team-oriented approach at Koch Parafinczuk Wolf Susen incorporates cutting edge technology in representing clientele. The firm has offices in Coral Gables, Orlando, Pensacola, Jacksonville and Ft. Lauderdale.