



SCOTT R. AST

Shareholder

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PRACTICE FOCUS

Business & Commercial
Transportation
Product Liability
Employment

Scott chairs the Firm's transportation and product liability practice groups. He has an active trial practice and counsels clients in a wide range of matters.

Scott leverages his firsthand insight and business acumen to provide practical advice that puts each client's business goals front and center. He has significant first chair jury trial experience in state and federal courts. Scott's experience includes multi-week trials of high exposure business disputes and personal injury claims. Scott has successfully litigated commercial disputes involving mergers and acquisitions, lending transactions, trade secrets, product liability and transportation cases.

Scott has also acted as national counsel in the investigation and defense of claims involving fires and alleged product failures.

EDUCATION

JD, with Dean's Honors, Washburn University School of Law, 1994
BA, with Honors, Kansas State University, 1990

AWARDS & RECOGNITIONS

- AV® Preeminent™ Peer Rating, Martindale-Hubbell
- Best of the Bar, Kansas City Business Journal
- Selected for inclusion in *Super Lawyers*, Missouri and Kansas
- Selected for inclusion in *Super Lawyers* — Corporate Counsel Edition

**EXPERIENCE
SOLUTIONS
RESULTS**

EXPERIENCE AND RESULTS

- Won defense verdict in Oregon federal court in case involving claims of misappropriated trade secrets and tortious interference.
- Prevailed with defense verdict in Wyandotte County in case alleging brain injury and permanent disability from head strike.
- Successfully defended railroad against wrongful death claim by trespassers and motorists at grade crossings.
- Participated in numerous fire origin and cause investigations arising from events that resulted in catastrophic injuries, death and millions of dollars in damage.
- Defend manufacturers against product liability claims involving consumer products and components parts.
- Defended manufacturer's transportation department and driver in personal injury and death claims arising out of collision on an interstate between tractor trailer and minivan. The representation included the trial of minor child's claims for traumatic brain injury (TBI) resulting in significant permanent injury.
- Successfully prosecuted claims of breach of contract and fraud on behalf of bank after it successfully foreclosed on collateral pledged by debtor which included a minority stake in a privately held family business. The majority owners had attempted to block the redemption of the stock at the fair and agreed value.
- Secured voluntary dismissal for defendant after plaintiff's expert admitted his opinion – that the cause of a house fire was our client's component part – was unsupported by the evidence.
- Represented recreational boat component part manufacturer in wrongful death action tried out of state which arose from carbon monoxide poisonings allegedly caused by defects in design in which jury was asked to award over \$200 million.
- Achieved a unanimous defense verdict for manufacturer of exercise equipment in product liability action arising out of commercial structure fire.
- Defended product liability cases involving battery technologies such as lithium-ion, lead-acid and nickel-cadmium (NiCd) in which products were alleged causes of fires and acid burns.

**EXPERIENCE
SOLUTIONS
RESULTS**

EXPERIENCE AND RESULTS (cont.)

- Obtained a defense verdict for medical device manufacturer in jury trial in Kansas City, Missouri, against allegations of design and warnings defects leading to permanent injuries.
- Achieved dismissal of tractor manufacturer in wrongful death claims allegedly caused by failure of equipment to include roll over protection system (ROPS).
- Extensive defending manufacturers and sellers in cases involving toxic exposures to acids, benzene, asbestos, carbon monoxide, heavy metals and other chemicals.
- Recovered nearly all amounts claimed in breach of contract claim arising out of an asset sale in which the buyer failed to pay the agreed purchase price for the assets of a chemical manufacturer.
- Obtained summary judgment in contract dispute between retail business owners arising out of a terminable-at-will royalty agreement.
- Obtained temporary restraining order on behalf of chemical manufacturer and against key employee of distributor resulting in prompt resolution of misappropriation of trade secrets case.
- Obtained summary judgment in federal court for manufacturer sued by supplier alleging breach of a requirements contract for component parts and damages exceeding \$1 million.
- Represented conveyor manufacturer in multimillion dollar contractual indemnity claim arising out of failure of material handling equipment.

ADMISSIONS

- United States Court of Appeals for the Eighth and Tenth Circuits
- United States District Court for the District of Kansas, Western District of Missouri and Eastern District of Missouri
- Supreme Courts of Kansas and Missouri