



J. Carter Thompson

Shareholder

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Carter Thompson is a member of Baker Donelson's Complex Tort Group and the former chair of the Product Liability and Mass Tort Group and the Drug, Device and Life Sciences Team.

Mr. Thompson concentrates his practice in the national, regional and local defense of products liability, drug and medical device, commercial and professional liability cases. He has more than 35 years of experience defending product liability and other claims and lawsuits across the United States and abroad.

Mr. Thompson has been lead counsel representing product manufacturers in more than 25 states from Hawaii to Massachusetts.

Representative Matters

- National product liability counsel for major health care manufacturer and asbestos defendants.
- National counsel for defendants in [Phenergan®/promethazine HCl injection litigation](#); obtained numerous summary judgments and dismissals.
- Served as counsel for a defendant in talcum powder litigation.
- Served as a relationship partner and regional counsel for a Fortune 25 manufacturer and distributor of pharmaceutical and medical products.
- Obtained numerous dismissals of cases as national counsel in phenytoin litigation.
- Served as lead counsel for the distributor of anesthesia medication in more than 250 cases involving more than 4,000 plaintiffs in Las Vegas, Nevada.
- Represented the manufacturer of a dialysis product withdrawn from the market, and successfully resolved over 125 suits/claims worldwide.
- Served as lead counsel for a homeopathic drug manufacturer in a California putative class action alleging false drug labeling.
- Represented manufacturers of Docetaxel in a consumer protection case brought by the Mississippi Attorney General.
- Represented a college loan service provider in a consumer protection action brought by the Mississippi Attorney General.
- Represented an over-the-counter product manufacturer in a consumer protection action brought by the Mississippi Attorney General alleging the company engaged in false and deceptive labeling.
- Represented several defendants in covered outpatient drug litigation brought by the Mississippi Attorney General.
- Represented a manufacturer of opioids in actions brought by the Mississippi Attorney General, political subdivisions, and hospitals alleging over-promotion.
- Served as lead counsel for multiple defendants in the Mississippi Average Wholesale Price (AWP) Litigation brought by the Mississippi Attorney General.
- Serve as Mississippi counsel for pelvic mesh manufacturer in consumer protection case brought by the Mississippi Attorney General as well as individual product liability cases.
- Represent former Chief Executive Officer of specialty pharmacy in breach of contract and preliminary injunction suit against new owner of the limited liability company which owns the specialty pharmacy.
- Represent former owners of specialty pharmacy in breach of contract suits involving the sale of the company and a promissory note for purchase price.

- Mississippi counsel for manufacturer of inferior vena cava filters in multiple cases remanded to Mississippi federal courts from MDL.
- Represented defendants in metoclopramide litigation.
- Represented defendants in digoxin litigation.
- Represented a pharmaceutical company in isotretinoin litigation.
- Served as deputy national counsel in defense of cases relating to a mechanical heart valve withdrawn from the worldwide market.
- Served as deputy regional defense counsel in California-based multi-district litigation involving a hepatitis C infection resulting from a blood derivative withdrawn from the worldwide market; tried one of the cases in Ft. Lauderdale, Florida, for more than four months.
- Represented the manufacturer of a component part of commercial refrigeration unit in product liability suits. Excluded plaintiff's expert and received summary judgment on eight of ten claims in [Georgia case](#) involving serious burns. Obtained unanimous jury verdict at trial on remaining claims. The case was the [Featured Verdict](#) in the February 2014 issue of *Verdict Search Georgia*.
- Represented a breast implant manufacturer in a product liability case alleging defective design.
- Represented a wheelchair lift manufacturer in product liability cases.
- Successfully defended the manufacturer of an anti-malaria drug.
- Provided successful defense in numerous legal malpractice cases.
- Provided a successful defense in nurse and pharmacy malpractice cases.
- Obtained a jury verdict in favor of the manufacturer of an industrial forklift in a catastrophic injury case.
- Defended an excavator manufacturer in a product liability wrongful death case.
- Represented a fire extinguisher and fire systems service company involving a fire that occurred in a manufacturing facility located in Newport, Tennessee. Plaintiffs asserted allegations of negligence, breach of contract, breach of warranty and other causes of action. The damages alleged by plaintiffs were in excess of \$31.5 million.
- Represented a minority owner of a limited liability company in a case against the majority owner.
- Secured dismissal of product liability cases against health care company that alleged that the company's dialysis equipment was defectively manufactured.



Professional Honors & Activities

- AV[®] Preeminent[™] Peer Review Rated by Martindale-Hubbell
- Listed in *The Best Lawyers in America*[®] since 2007 in the areas of Product Liability, Mass Tort Litigation/Class Actions, Commercial Litigation, Professional Malpractice Law - Defendants and Personal Injury Litigation - Defendants
- Named *The Best Lawyers in America*[®] 2018 and 2016 Jackson-MS Professional Malpractice Law-Defendants "Lawyer of the Year"
- Listed since 2007 in *Chambers USA: America's Leading Business Lawyers* as a leading litigation lawyer in Mississippi
- Listed since 2006 in *Mid-South Super Lawyers*, Personal Injury Defense: Products
- Listed in *The International Who's Who of Life Sciences Lawyers* (2014 – 2020)
- Listed in *The International Who's Who of Product Liability Defence Lawyers* (2011 – 2017, 2019 – 2021)
- Listed in *The International Who's Who of Business Lawyers* (2013 – 2014)
- Named a 2011 Top Ten Leader in Law by the *Mississippi Business Journal*
- Member – Product Liability Advisory Council (PLAC)
- Member – Lawyers for Civil Justice (LCJ)
- Member – Defense Research Institute (Chair, Finance and Audit Committee, 2021; National Director, 2017 – 2020; [Immediate Past Chair, Drug and Medical Device Committee, 2017 – 2018](#); [Vice Chair, Drug and Medical Device Committee, 2013 – 2015](#); [Program Chair, Drug and Medical Device](#)

Committee, 2011 – 2013; Governance Committee, 2017 – 2018; Steering Committee, Corporate Counsel Roundtable, 2017 – 2018; Product Liability Committee; Medical Liability Committee; Diversity Committee)

- Partner – National Foundation For Judicial Excellence
- Member – Product Liability Editorial Advisory Board, *Law360* (2011 – 2012)
- Member – American Health Law Association
- Member – American Bar Association (Litigation Section; Torts and Insurance Practice Section)
- Member – Mississippi Bar (General Litigation Section; Health Law Section; Chair, Minority Involvement Committee, 1994 – 1995)
- Chair – Mississippi Law Institute (1991)
- Graduate – International Association of Defense Counsel Trial Academy
- Member – Mississippi Defense Lawyers Association (Director, Trial Practice Academy, 1989)
- Member – Mississippi Claims Association
- Member – Capital Area Bar Association
- Former Member – Mississippi College School of Law Board of Visitors



Publications

- "Reflections from My Living Room," DRI's *The Voice*, Volume 19, Issue 23 (June 2020)
- "Civil Rules Committee Decides Companies Must Have Right to Choose 30(b)(6) Designees" (April 2019)
- "One of DRI's Flagship Committees Sets the Bar High," *For the Defense*, From the Chair (September 2017)
- "Chair's Corner," *RX for the Defense Newsletter*, Volume 25, Issue 3 (June 2017)
- "Chair's Corner," *RX for the Defense Newsletter*, Volume 25, Issue 1 (January 2017)
- "Offering Immediate, Tangible Benefits," *For The Defense*, From the Chair (September 2016)
- Co-author – "Litigation: Trademark licensor liability in product-liability cases," *InsideCounsel.com* (October 2012)
- Quoted – "Mobile Health Apps, Part 4: Life, Death and Lawsuits," *TechNewsWorld*, May 5th edition (May 2011)



Education

- University of Mississippi, J.D., 1984, cum laude
 - James O. Eastland Scholar in Law
 - Associate Editor, Research Editor and Articles Editor – *Mississippi Law Journal*
- Mississippi College, B.A., 1981, with high honors and special distinction



Admissions

- Mississippi, 1984
- Tennessee, 2016
- U.S. District Courts for the Northern and Southern Districts of Mississippi
- U.S. District Courts for the Eastern, Middle and Western Districts of Tennessee
- U.S. Court of Appeals for the Fifth Circuit
- U.S. Court of Appeals for the Sixth Circuit
- U.S. Supreme Court
- Admitted *pro hac vice* in more than 25 states