

Counsel, Washington, D.C.

Mass Torts, Insurance and Consumer Litigation



T: 202.371.7036
jordan.schwartz@skadden.com

Education

J.D., The George Washington University Law School, 2009
(with highest honors; Order of the Coif)

B.A., George Washington University, 2006

Bar Admissions

District of Columbia

Selected Publications

"The Class Action Chronicle," *Skadden Publication*, Recurring publication

"Early Returns: 60 Days of New Fed. R. Evid. 702 in Product Liability Litigation," *Bloomberg Law*, February 26, 2024

"6th Circ. Ruling Breathes New Life Into Article III Traceability," *Law360*, February 16, 2024

"SCOTUS Rejects Personal Jurisdiction Challenge to Consent-by-Registration Statutes but Leaves Door Open to Dormant Commerce Clause Challenge," *Skadden Publication*, July 24, 2023

Jordan Schwartz represents clients in purported class actions, multidistrict litigation and mass tort proceedings in federal and state courts. Mr. Schwartz has successfully represented an array of product manufacturers at both the trial and appellate levels. His briefings have resulted in the dismissal of multiple product liability and consumer fraud actions on the pleadings, at summary judgment and at the class certification stage. Mr. Schwartz also has successfully defended pharmaceutical companies in litigation commenced by state attorneys general alleging violations of consumer protection laws.

In addition to representing companies in proceedings involving pharmaceutical and consumer products, Mr. Schwartz has represented the U.S. Chamber Institute for Legal Reform and the Product Liability Advisory Council, drafting *amicus* briefs on their behalf in cases affecting American businesses and product manufacturers. In September 2021, he provided expert testimony on behalf of the U.S. Chamber Institute for Legal Reform before the Ohio Senate Judiciary Committee regarding third-party litigation funding. He also has authored articles and white papers pertaining to various litigation reform measures, including proposals related to multidistrict litigation, class actions and third-party litigation funding. Mr. Schwartz has written extensively on developments in the law governing personal jurisdiction and other aspects of civil procedure.

In 2023, Mr. Schwartz was recognized as a Key Lawyer by *The Legal 500* in its Product Liability, Mass Tort and Class Action — Defense: Consumer Products category. He also received a shout-out from *The American Lawyer* for his work in defeating a class action related to advertising claims involving an over-the-counter medication and was part of the Skadden team selected as a Litigator of the Week Runner-Up for its work in securing the exclusion of expert evidence of causation with respect to another over-the-counter medication.

Mr. Schwartz is active in Skadden's diversity initiatives and is a member of the firm's global Diversity, Equity & Inclusion (DEI) Steering Committee, as well as the Washington, D.C. office's DEI Committee and LGBTQ+ Affinity Network. In recognition of his efforts to champion inclusion within the workplace, Mr. Schwartz was named LGBTQ+ Advocate of the Year at Legal Benchmarking Group's inaugural Social Impact Awards in 2024.

Representative cases include:

- a *Fortune* 100 company in multidistrict litigation involving an over-the-counter medication in which expert evidence claiming that the product causes neurodevelopmental disorders was excluded as unreliable
- a *Fortune* 100 company in multidistrict litigation involving medical devices and in multidistrict litigation and various state courts involving cosmetic products, including a case in which the Illinois Supreme Court quashed a trial subpoena directed at the company's CEO
- a *Fortune* 100 pharmaceutical company in state attorneys general enforcement actions and consumer class actions
- a *Fortune* 100 company in the dismissal of a putative nationwide consumer fraud class action involving an over-the-counter medication

Jordan M. Schwartz

Continued

-
- a manufacturer of roofing shingles in a case that was dismissed at summary judgment and another case that was dismissed after class certification was denied
 - a manufacturer of welding rods in an appeal of a plaintiff verdict, which was reversed by the Illinois Appellate Court
 - a manufacturer of a popular lip balm product in a putative consumer fraud class action that was dismissed
 - a *pro bono* representation in connection with the unlawful imprisonment and supervised release of a D.C. inmate