



## Thomas D. Keleher

### Of Counsel

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### Profile

As a Fellow in the prestigious American College of Trial Lawyers, Tom has nearly 40 years of experience litigating tort and commercial litigation cases, including product liability, personal injury, property damage, premises liability, Labor Law 240, motor vehicle accidents, toxic tort, construction, business, and trust and estate litigation. He routinely represents corporations, small businesses, construction companies, individuals, insurance companies, third-party administrators, public entities and school districts.

Tom has litigated in state and federal courts and is one of the few attorneys in New York who has litigated a matter in every county in the state, including:

- Seven-week jury trial on behalf of subcontractor against general contractor in a bridge rehabilitation construction claim. Obtained a verdict in excess of \$1.2 million.
- Five-week non-jury trial on behalf of two beneficiaries of a trust administered by a local bank trustee. Obtained a verdict in excess of \$10 million.
- Two-week jury trial on behalf of elevator manufacturer which was sued for negligent maintenance. Obtained a defense verdict.
- Two-week jury trial on behalf of manufacturer sued for wrongful death. Obtained a defense verdict.
- Miscellaneous jury trials in personal injury and property damages cases based on negligence.

### Mediation/Arbitration Services

In addition to litigating cases, Tom acts as a mediator and/or arbitrator for all types of litigation matters, but focuses on personal injury, product liability and construction cases.

As a mediator, Tom facilitates the discussion between two parties, helping them decide on the best solution, short of litigation, that meets their needs and goals. Mediation is confidential and voluntary and is best handled with an experienced mediator. Tom brings decades of experience and has established a reputation as a fair and knowledgeable mediator. He is willing to mediate/arbitrate cases in any county in New York State.

### Honors & Affiliations

### Education

- Albany Law School (J.D. 1979)
- State University of New York at Plattsburgh (B.A. 1974)

### Bar/Court Admissions

- New York
- U.S. Court of Appeals for the Sixth Circuit
- U.S. District Court for the Eastern District of New York
- U.S. District Court for the Northern District of New York
- U.S. District Court for the Southern District of New York
- U.S. District Court for the Western District of New York
- U.S. District Court for the Eastern District of Michigan

### Practices

- Litigation

- Fellow, American College of Trial Lawyers (2005 – Present)
  - Upstate Committee Chair (2012 – 2014)
  - Fellowship in the American College of Trial Lawyers is extended only by invitation, after careful investigation, to those experienced trial lawyers who have mastered the art of advocacy and whose professional careers have been marked by the highest standards of ethical conduct, professionalism, civility and collegiality. Membership in the College cannot exceed 1% of the total lawyer population of any state or province
- Listed in:
  - *The Best Lawyers in America*®, Litigation - Construction; Personal Injury Litigation - Defendants; Product Liability Litigation - Defendants; Professional Malpractice Law - Defendants; Professional Malpractice Law - Plaintiffs (2008-2018)
    - *Best Lawyers' 2015 Product Liability Litigation - Defendants Lawyer of the Year*
    - *Best Lawyers' 2014 Personal Injury Litigation - Defendants Lawyer of the Year*
  - *New York Super Lawyers 2017*®, Personal Injury - Products: Defense (listed for more than 10 years)
  - *Martindale-Hubbell*®, AV Preeminent Rated
- New York State Bar Association, Past Chair, Products Liability Committee, Torts, Insurance and Compensation Law Section, 2000-2005
- Onondaga County Bar Association
- Member, *Albany Law Review*

## Brochure

## MEDIATION AND ARBITRATION SERVICES

Mediation and arbitration can offer an alternative to the time and expense of taking a case to trial. Mediation is unique in that the parties maintain control over the conversations and any decisions that are made. Mediators play a neutral role in the confidential proceedings, facilitating conversation between the parties to reach a mutually beneficial settlement.

The arbitration process is similar to litigation, but a neutral, unbiased third-party acts as the judge in a private setting rather than a courtroom. Each party presents its arguments and the arbitrator's responsibility is to render a decision on the issues. An arbitrator is given more flexibility than a trial judge in how the proceedings will go and how much weight to give evidence.

### Services

- Commercial Dispute
- Personal Injury
- Wrongful Death
- Construction
- Labor Law
- Business/Contract Disputes
- Product Liability
- Insurance Subrogation
- Fire Loss
- Estate Disputes
- Farm Accidents

### Rates

- \$400 per hour with no hourly minimum
- No hourly charge for travel, mileage and expenses only

### About Thomas Keleher

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### About Bond, Schoeneck & King

Bond, Schoeneck & King PLLC serves individuals, companies and public-sector entities in a broad range of areas.

With 285 lawyers and 15 offices, we represent clients in manufacturing; agribusiness; commercial lending and real estate and construction; energy; health care and long term care as well as municipalities, school districts, higher education and other exempt and nonprofit organizations. We maintain 10 offices across New York and one each in Boston, Kansas City, Naples, West Palm Beach, and Red Bank, New Jersey.

Bond is committed to understanding our clients' needs and providing comprehensive, practical, high-quality and responsive solutions. We strive to maintain the highest professional and ethical standards, and to provide leadership in community activities, pro-bono work and service to the Bar.

For more information, visit [bsk.com](http://bsk.com).

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