

Supreme Court Set to Enter Tort Battleground

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As the White House and Congress gear up for yet another run at tort reform, two cases set for argument at the Supreme Court this week underline the crucial role the justices also play in the policy debate over how much litigation is too much.

[In] the pesticide case *Bates v. Dow Agrosciences*, set for argument today, Texas peanut farmers [claim they were] harmed by a pesticide made by . . . Dow.

"It is more efficient to provide one set of labels nationwide and to have the requirements set by an expert federal agency, rather than lay, nonexpert juries in all 50 states," says Alan Untereiner, a partner in Washington, D.C.'s Robbins, Russell, Englert, Orseck & Untereiner and author of a brief in the case for the U.S. Chamber of Commerce. "It comes down to what Congress wants, not what business wants."

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To read the *Bates v. Dow Agrosciences*, amicus brief, click [here](#)