

CR+K Thomas A. Downie Of Counsel

Bar Admissions

- 1978: State of Ohio and U.S. District Court, Northern District of Ohio
- 1988: U.S. Court of Appeals, District of Columbia Circuit
- 1989: U.S. Court of Appeals, Sixth Circuit
- 1990: U.S. District Court, Eastern District of Michigan

Work Experience

Cohen Rosenthal & Kramer LLP, Cleveland, Ohio
Of Counsel (August 2008 – present)
Serving as plaintiffs' counsel and co-counsel in class actions and other complex litigation.

Education

Pennsylvania State University (B.A. 1975) Legal Education

Legal Education

Cleveland-Marshall College of Law (J.D., *cum laude*, 1978)
Editor-in-Chief, Cleveland State Law Review, 1977-78

Articles

"Common Fund Awards in Statutory Fee Cases," 18 Class Action Reports 83 (1995)

"Intended and Unintended Consequences: The 2006 Fair Minimum Wage Amendment of the Ohio Constitution," 58 Clev. St. L. Rev. 367 (2010).

Speaking Engagements

- The Basics of Cross-Examination (2001)
- Federal Civil Practice: A Guide for Ohio Attorneys (2003)
- Cross-Examination in Ohio (2003)

Representative Cases

Warren v. Race, Case No. 1:09-CV-2670 (N.D. Ohio Sept. 3, 2010) (approving settlement of nationwide FLSA collective action against corporate officers and directors on behalf of employees who were unpaid when employer went out of business)

McNelley v. Aldi, Inc., Case No. 1:09-cv-1868 (N.D. Ohio Nov. 17, 2009) (granting conditional certification in nationwide FLSA collective action on behalf of store managers who contend they were misclassified as exempt from overtime compensation)

West v. AK Steel Corp., 484 F.3d 395 (6th Cir. 2007), *cert. denied*, 129 S. Ct. 895 (2009).
Ohio Civ. Rights Comm. v. Case Western Reserve Univ., 76 Ohio St. 3d 168 (1996)

Santos v. Republic Technologies International, LLC, Case No. 02-CV-133274 (Ohio Common Pleas 2005) (employer intentional tort claim on behalf of employee who suffered catastrophic injuries presented genuine issues of fact for trial)

Insalaco v. Ben Venue Laboratories, Case No. 450549, Cuyahoga County, Ohio Court of Common Pleas (2005) (class action settlement involving employee stock option plan)



Tewarson v. Simon, 141 Ohio App. 3d 103, 750 N.E.2d 176 (2001) (upholding concentration camp survivor's right to publish his parents' diaries of the holocaust).

Lowe v. Sun Refining & Marketing Co., Case No. 88-0630, Lucas County, Ohio Court of Common Pleas (2002) (class action settlement involving environmental disaster)

White v. Aztec Catalyst Co., Case No. 93-111025, Lorain County, Ohio Court of Common Pleas (2000) (class action settlement involving environmental disaster)

Aponte v. Lasco Products, Inc., Case No. 98 CV121884 (Ohio Common Pleas 2000) (employer intentional tort claim on behalf of employee who suffered catastrophic injuries presented genuine issues of fact for trial)

DeSario v. Industrial Excess Landfill, Inc., Stark County, Ohio Court of Common Pleas, Case No. 89-570-OC (1991) (class action settlement involving environmental disaster)

Ohio Civil Rights Comm. v. Case Western Reserve Univ., 76 Ohio St. 3d 168, 666 N.E.2d 1376 (1996) (split decision in landmark case on behalf of a blind woman seeking admission to medical school)