

AAALA Presentation
Understanding the Essentials of Agricultural Market Loss Litigation:
Duty, the Economic Loss Doctrine and Damage
Dan Downing
Gray, Ritter & Graham

Saturday, Nov. 9, 2019
11:15 am – 12:15 pm

Damages in Agricultural Market Loss Litigation

- I. Brief Summaries of Market Loss Issues in the Two Largest Agricultural Market Loss Cases**
 - A. *In re Genetically Modified Rice Litigation***
 - B. *In re Syngenta AG MIR 162 Corn Litigation***

- II. Plaintiffs' Damage Experts and Roles of Each Expert in Each Case**
 - A. Dr. Bruce Babcock**
 - B. Dr. Colin Carter**

- III. Plaintiffs' Damage Methodologies in *In re Genetically Modified Rice Litigation***
 - A. Dr. Babcock's Methodology**
 - 1. Brief summary of Methodology**
 - 2. *Daubert* and Other Issues Raised by Defendants**
 - 3. Court's Resolution of *Daubert* Issues**
 - B. Dr. Carter's Methodology**
 - 1. Brief summary of Methodology**
 - 2. *Daubert* and Other Issues Raised by Defendants**
 - 3. Court's Resolution of *Daubert* Issues**

- IV. Plaintiffs' Damage Methodologies in *In re Syngenta AG MIR 162 Corn Litigation***
 - A. Dr. Babcock's Methodology**
 - 1. Brief summary of Methodology**
 - 2. *Daubert* and Other Issues Raised by Defendants**
 - 3. Court's Resolution of *Daubert* Issues**
 - B. Dr. Carter's Methodology**
 - 1. Brief summary of Methodology**
 - 2. *Daubert* and Other Issues Raised by Defendants**
 - 3. Court's Resolution of *Daubert* Issues**

- V. Presentation of Complex Market Loss Damage Methodologies to Juries**