

# Mass Torts Lawyer in California

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## What is Mass Tort?

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A mass tort is a ***civil action with various plaintiffs against an individual or several defenders in a federal court.*** It entails a defendant causing ***many injuries*** through an act of harm such as a medical device, pollution or a train crash.

The Civil Justice Association of California (CJAC) conducted a study to ascertain the number of lawsuits filed in California courts by litigants living outside California. It focused on product liability suits against Los Angeles and San Francisco pharmaceutical firms from January 2010 to May 2016. CJAC discovered that there were about 3,000 lawsuits with over 25,500 complainants. Only 10% lived in California.

Getting a genuine mass torts lawyer in California can be nerve-wracking. ***In case you intend to file a pharmaceutical drug liability case in California, contact Johnson Attorneys Group.*** We have an experienced and competent personal injury lawyer ready to help. Our firm only charges you ***after successfully winning or settling a case.*** Call **1-800-208-3538** for a ***free*** case evaluation.



## California Pharmaceutical Drug Liability Laws

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Under the current California law, the unavoidably unsafe product doctrine of section 402A of the Restatement governs pharmaceutical medicines. Prescription drugs are not designed. Instead, they are produced based on a particular formula. Parts combine to form desired results. Therefore, in prescription drugs, premise liability arguing that a different design would prevent harmful effects of a drug is not applicable. ***Drugs are only found to be defective in a negligence standard, not a strict liability standard.***

**Manufacturers are held liable for producing a faulty product under strict liability.** The liability is based on both the foreseeable and unforeseeable risks. Pharmaceuticals may contain ingredients that can adversely affect some users. **Unavoidably safe products include vaccines and prescription drugs.** They should be manufactured appropriately. A clear usage warning should be given. The chemical formula that causes desirable results could also cause unwanted side effects.

The liability for a producer's incapability to change distinct chemical ingredients shouldn't be premised upon a user's assumption that unwanted and unavoidable side effects won't occur. Prescription drugs are issued to consumers through written prescriptions from physicians.

## Medical Negligence

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Medical negligence is an act by a medical professional contrary to the acceptable standards. Each hospital should use due diligence when treating ill or wounded patients. A breach of duty occurs when an unsafe condition in the hospital's vicinity injures a patient.

## Causation

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Causation is an element in medical negligence claims. Burnett refers to the breach of duty which injured the plaintiff. A federal court must question whether if a defendant didn't act; the claimant would still have been injured.

## California Mass Tort Litigation

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**Pharmaceutical liability occurs when the use of legal drug results in personal injury or wrongful death.** The U.S. Food and Drug Administration (FDA) have formulated specific safety regulations for drug manufacturers to follow. However, at times, some drug companies break these regulations. They distribute and produce harmful drugs. Hence, they are sued for pharmaceutical liability. **The malpractice can typically be due to manufacturing faults and violating the FDA practices.** Mass torts are common throughout the year.

## Contact Johnson Attorneys Group: A Mass Torts Lawyer in California You Can Trust

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If you have a personal injury, contact Johnson Attorneys Group. We will provide you with a mass tort lawyer who will see you through your case. Our attorney will ensure that you fully recover from your California pharmaceutical drug accident. Over the past several years, we have recovered over \$50 million for our customers. Call us at **1-800-208-3538**.