Irina N. Luzhatsky

Partner
Wilmington
302 504-6806
iluzhatsky@mgmlaw.com

PRACTICE AREAS

Asbestos Litigation
General Liability
Premises Liability
Products Liability
Toxic Tort Liability
Trusts + Estates Litigation

EDUCATION

Widener University School of Law, JD
Wilmington University, BA

BAR ADMISSIONS

Delaware
US District Court, District of Delaware

Overview

Irina Luzhatsky's practice focuses on civil litigation product liability, toxic tort defense, complex commercial litigation and premises liability. She has defended clients in claims based on negligence, breach of warranty, wrongful death and various related claims. As part of her defense work, Irina has successfully briefed and argued numerous substantive motions on behalf of her clients in Delaware courts. She is part of the discovery team for national clients, and has experience bringing and defending discovery-related motions.

Prior to joining MG+M, Irina was an associate with a Philadelphia-based insurance defense firm, where she represented individual clients in automobile and other negligence cases, along with helping corporate clients investigate complex insurance fraud matters.

Irina is a graduate of Delaware Law School (previously Widener University School of Law), where she served on the editorial board of the Widener Law Review. In addition to her coursework, Irina served as a judicial intern with the Superior Court of the State of Delaware and worked as a law clerk for a general practice firm, where she represented local and national clients at all stages of litigation.

Experience

+ Won summary judgment on behalf of a construction equipment manufacturer in a low-shares asbestos action governed by Kansas substantive law, arguing successfully that the Kansas Product Liability Act implies a “bare metal defense” to bar liability for allegedly injury-causing component parts manufactured and sold exclusively by third parties.
+ Successfully briefed, argued and obtained summary judgment in four different asbestos actions governed by Washington substantive law, which boasts a notably lenient standard for surviving summary judgment on the issues of product nexus and causation. Each case involved significant product identification evidence implicating the client, an automotive component parts manufacturer, arising from work that occurred during years when some of its products may have historically incorporated asbestos.
+ Secured summary judgment on behalf of an automotive parts

supplier who undisputedly sold asbestos-containing parts identified by a plaintiff, a career mechanic, by distinguishing the plaintiff's general work with similar products by pointing out nuanced but important gaps in the plaintiff's testimony that failed to establish non-speculative, quantifiable exposure to asbestos under applicable South Carolina law.

+ Won summary judgment on behalf of a construction equipment manufacturer in a low-shares asbestos action governed by Kansas substantive law, arguing successfully that the Kansas Product Liability Act implies a “bare metal defense” to bar liability for allegedly injury-causing component parts manufactured and sold exclusively by third parties.

Recognition

+ *Best Lawyers in America*: Ones to Watch, Product Liability Litigation—Defendants, 2022–2024

Involvement

+ Delaware State Bar Association
+ Claims and Litigation Management Alliance