

# **RICHARD C. WATTERS**

## Biographic Resume

DATE OF BIRTH: August 9, 1947

RESIDENCE: Fresno, California

FAMILY: Wife - Diane  
Son - Christopher (27 years)

EDUCATION: 1969 - BS cum laude, California State University, Fresno  
1970 - MBA, California State University, Fresno  
1973 - JD, University of Santa Clara

COURTS: Admitted to practice before:

1974 - Supreme Court of the State of California  
1974 - U.S. District Court, Eastern District of California  
1976 - U.S. District Court, Northern District of California  
1981 - U.S. Court of Appeals, Ninth Circuit  
1982 - U.S. Supreme Court  
1984 - U.S. District Court, Central District of California

LAW PRACTICE: MILES, SEARS & EANNI  
A Professional Corporation  
2844 Fresno Street  
Fresno, California 93721  
Telephone: (559) 486-5200  
Facsimile: (559) 486-5240  
[rcw@attitude.com](mailto:rcw@attitude.com)

Shareholder and President

Practice Limited to Plaintiff's Civil Litigation

Martindale-Hubbell Rating: "AV"

CERTIFICATIONS: 1980 - American Board of Trial Advocates  
(Advocate; CAL-ABOTA Co-Trial Lawyer of the Year  
2006)

1982 - Board Certified Civil Trial Advocate by the  
National Board of Trial Advocacy

1989 - Fellow - International Society of Barristers

ASSOCIATION  
AFFILIATIONS:

1993 - Fellow - American College of Trial Lawyers  
(Northern California State Committee Chair -  
2000-2002)

2004 - Fellow - International Academy of Trial Lawyers

American Bar Association

American Association for Justice

Fresno County Bar Association - Board of Directions  
2006 to the present

State Bar of California

University of Santa Clara School of Law, Board of Visitors

American Inns of Court (Master) - 1992 - 1994

San Joaquin College of Law Board of Trustees  
2005 to 2008

Consumer Attorneys of California

LECTURER AND  
PANELIST:

California Continuing Education of The Bar

1984 - Speaker, Preparing a Case for Trial The Last 100 Days

1984 - Speaker, Comparative Fault Practice

1986 - Speaker, How to Handle Evidence

1986 - Speaker, Handling Trial Objections

1987 - Speaker, Preparing and Examining Expert Witnesses in  
Civil Litigation

1990 - Speaker and Moderator, Preparing and Examining Expert  
Witnesses in Civil Litigation

Fresno Business Coalition Group

1986 - Speaker, Plaintiff's Side of the Deep Pocket and the Joint  
and Several Liability Issues

San Joaquin College of Law

- 1981 - Panelist, The Second Annual Review of the Law - Tort Trends & Evidence
- 1986 - Speaker, How to Select Your Jury
- 1989 - Instructor in three hour course on Product Liability
- 1991 - Speaker, 1991 Updated: Personal Injury
- 1992 - Instructor in three hour course on Product Liability
- 1993 - Instructor, Ethics of Civil Trial Practice
- 1993 - Instructor, "So You Want to Make a Federal Case Out of It? Deciding Whether to Go to State or Federal Court"
- 1993 - Panelist For the Record Promoting Communication Among Attorneys, Judges & the Media
- 2000 - Panelist, "How to Walk and Talk in the Courtroom"
- 2007 - Instructor, 3 hour course in Product Liability

Society of Forensic Engineers and Scientists

- 1983 - Panelist, Expert Witnesses

37th Annual California Transportation and Public Works Conference

- 1985 - Speaker, Reducing Exposure to Tort Liability for the Plaintiff

Association of Defense Counsel of Northern California

- 1989 - Speaker, Litigation Techniques - Settlement
- 1998 - ADC/ASCDC Joint Summer Seminar - Mock Trial Panelist

Fresno Trial Lawyers Association and California Trial Lawyers Association

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1991 - Panelist in the Fast Track Seminar

1991 - Speaker, The ABC's for Depositions

1994 - 33<sup>rd</sup> Annual Convention of the California Trial Lawyers Association, Liability for the Defective, Dangerous and Unsafe Product - Panelist

1997 - 36<sup>th</sup> Annual Convention of the Consumer Attorneys of California, Persuasive Openings and Closings at Trial - Panelist

Kings County Bar Association

1994 - Speaker at May Meeting Re: Ethics and Personal Injury Law

Johnsey Insurance Agency, Inc.

1994 - Speaker Re: Trial Practice and Insurance Law

American Board of Trial Advocates

1995 - Masters In Trial Co-Program Chair

1995 - Kiwanis Club of Corcoran

1999 - Masters In Trial - Program Panelist

2003 - Masters In Trial Program - Plaintiff Coordinator

2004 - Masters In Trial Program - Program Panelist  
San Francisco, California

2005 - Masters In Trial Program - Program Panelist  
Fresno, California

2006 - Masters Trial Notebook - California Ultimate Trial Notebook - Program Chair/Coordinator  
Visalia, California

2006 - Speaker - ABOTA California Coast Chapter

2007 - Masters Trial Notebook - California Ultimate Trial  
Notebook - Program Chair  
Modesto, California

Fresno City College

1996 - Paralegal Class Re: Plaintiffs' Personal Injury  
Practice

Barker & Associates MCLE Seminar

1999 - Speaker on Tort Law Practice

Corvel Corporation

1999 - Disability Management Employer Coalition class – Speaker  
Re: Catastrophically Injured Plaintiffs and Return to Work.

Public Agency Risk Managers Association (PARMA)

Dec. 2006 - Speaker “Lawsuits: The Plaintiff’s Perspective”

Tulare County Bar Association

Feb. 2009 - Speaker “Ethics of Trial Practice in Federal and State  
Courts”

PUBLICATIONS:

Watters, Richard: California Litigation. "Proving Damages for the  
Severely Injured Client". Volume 3, Number 2, Page 21. (1990)

Watters, Richard C.; Gordon, Douglas L.: CTLA 33<sup>rd</sup> Annual  
Convention. "Passenger Car Fuel Containment Post-Crash Fire  
Cases". Page 108 (1994)

AWARDS:

Fresno County Young Lawyers Association 14<sup>th</sup> Annual Mentor  
Award - September 21, 2001

Fresno City College Distinguished Alumnus 2001-2002

Santa Clara University, School of Law’s Alumni Special  
Achievement Award - 2005

OTHER:

Plaintiffs' Steering Committee, Liaison Counsel, Re: I-5 Dust

Storm Complex Cases 1992 - 1994

Plaintiff's Counsel - Dora Smith vs. General Motors Corporation; et al.; Fresno County Superior Court No. 454255-1; RE: Date of Accident: November 29, 1991 - 15 Dust Storm Complex Cases Settled: July 31, 1996 for \$4,000,000.00 plus confidential settlement with General Motors

Plaintiff's Counsel - Blondy Davis v. Phoenix Air Group, Inc.; and Learjet, Inc., Federal District Court No. CVF-95 5696 REC DLB; RE: Fresno Learjet Crash, December 14, 1994; Settled: February 24, 1997 for \$12,250,000.00

Plaintiffs' Counsel - Palma v. Franciscan Friars of California, Inc.; et al., Tulare County Superior Court No. 98-182332; RE: Two Car Motor Vehicular Crash, January 11, 1998; Settled: October 6, 1998 for \$11,590,000.00

Plaintiffs' Counsel - Ruiz v. Watkins Motor Lines, Inc.; et al., Tulare County Superior Court No. 99-187482; RE: 14 Motor vehicle crash including Watkins Motor Lines and Schneider Nation Carriers, Inc., in a fog-related accident on November 14, 1998; Settled: February 7, 2001 for \$11,811,000.00

Plaintiff's Counsel - Chontong v. Steven Ray Parra; Monte Vista Trucking and Meza Brothers, Inc., Motor Vehicle v. Truck Accident; Merced County Superior Court No. 139240; RE: Date of Accident: March 13, 1997; Verdict Date: June 29, 2000; Amount: \$ 3,327,988.00 with Plaintiff assessed 50% comparative fault for a net verdict of \$1,663,994.00 along with costs of suit.

Plaintiffs' Co-Counsel - Waski v. State of California; et al., Kern County Superior Court No. 240535-RDR; RE: Date of Accident: July 2, 1999, Roadway defect trial March 26, 2001-April 19, 2001; Settled: April 19, 2001 (while jury out after a four week bifurcated trial) for \$4,000,000.00 with State of California; Confidential Settlement with Granite Construction and \$500,000.00 with Alamo/Automation

Plaintiffs' Counsel - Staley v. Parmod Kumar, M.D., Tulare County Superior Court No. 01-195845; RE: Date Of Incident: June 13, 2000 - August 29, 2000 (Date Of Death); Medical Malpractice; Trial: December 3, 2002 - December 10, 2002; Jury Verdict: December 12, 2002 for \$4,709,752.00 reduced by MIRCA ACT to \$1,504,035.57

Plaintiffs' Counsel - Barnes v. Yecny Enterprises, Inc., dba Air San Luis; et al., Fresno County Superior Court No. 01 CE CG 01242;

RE: Date of Accident: November 6, 2000, Cessna 340A Twin Prop Airplane Crash, Fresno County; Settled: January 3, 2003 for \$5,000,000.00 with USAIG for Yecny Defendants and Confidential Settlement with Cessna

Plaintiff's Counsel - Doe v. Doe Utility Company; et al., San Francisco County Superior Court No. 412494; RE: Date Of Accident: May 6, 2002, Two Car Motor Vehicle Collision, Madera County; Settled: September 11, 2003 for \$22,600,000.00

Plaintiffs' Counsel - Calderon v. Velocity Express Intermountain, Inc.; et al., Fresno County Superior Court No. 02 CE CG 02924; RE: Date of Accident: May 23, 2002, Head-On Truck v. Truck Collision, Fresno County trial November 24, 2003 - December 22, 2003; Jury Verdict: December 24, 2003 for \$14,300,000.00 but total paid was \$15,000,000.00

Plaintiffs' Counsel - Cavender v. Roe Utility Company, Fresno County Superior Court No. 03 Ce CG 00987; RE: Date of Accident: November 9, 2002, Electrocution; Settled on January 7, 2004 for \$4,500,000.00 with Roe Utility Company and for \$7,500,000.00 with State of California for total of \$12,000,000.00

Plaintiffs' Counsel - Hall v. North American Industrial Services, Inc.; et al., U.S. District Court - Eastern District Case Number 1:06-CV-00123-OWW-SMS; RE: Date of Accident: September 20, 2005, catastrophic burn injuries; Total Jury Verdict \$27,514,746 - Reduced to: \$20,026,108.

# RICHARD C. WATTERS

of

## MILES, SEARS & EANNI

*A Professional Corporation*

FRESNO, CALIFORNIA INDUCTED INTO  
THE INTERNATIONAL ACADEMY OF TRIAL LAWYERS

Mr. Watters was recently inducted into the  
International Academy of Trial Lawyers (IATL).

Membership in the Academy is limited to 500 Fellows from the United States. The qualifications for membership are very high and the consideration of nominees is very extensive and thorough. Outstanding skills and extensive experience as a trial lawyer, unimpeachable personal and professional character, integrity and honesty, are but a few of the necessary qualities of every nominee. Mr. Watters has been evaluated by his colleagues and the judges in his jurisdiction and has been highly recommended by them as possessing these qualifications and characteristics.

The International Academy of Trial Lawyers was chartered in 1954. In general, its purpose is to cultivate the science of jurisprudence, promote reforms in the law, facilitate the Administration of Justice, elevate the standards of integrity, honor and courtesy in the legal profession.