MOLD CLAIMS

KEY POINTS:

1. **THE SUBJECT IS EXTREMELY COMPLICATED.** There are tens of thousands of articles dealing with everything from the chemical structure of mold toxins to health effects at various levels in animals and human beings.

2. **SCIENTIFIC PROOF IS LACKING THAT MOLD TOXINS FROM INDOOR CONTAMINATION CAUSE HUMAN HEALTH EFFECTS.** Some experts exaggerate the scientific power and relevance of a few published reports. Brain damage, cancers, permanent illnesses are among those claims for which there is no scientific or medical support.

3. **WHO PERFORMS YOUR SAMPLING, WHAT THEY SampLe AND WHAT THEY SAY ABOUT IT, HAS ENORMOUS IMPACT ON YOUR REMEDIATION COSTS AND PERSONAL INJURY CLAIMS.** Selecting the right consultants is crucial. Some of even the largest, best known firms may recommend unnecessary or even harmful sampling.

4. **SINCE THESE ARE FUNDAMENTALLY HEALTH ISSUES YOU MIGHT WANT TO KNOW WHAT IS ACTUALLY KNOWN ABOUT MATTERS RELEVANT TO YOUR CLAIM.** These include: what are background mold and mold spore levels in noncompliant schools, commercial buildings and homes – numerous studies have reported these background levels; what levels are known to produce adverse health effects; what are the known, proven health effects of mold and mold toxins at various levels; how your levels might compare to published levels.

5. **MANY DEFENSE ATTORNEYS ARE UNFAMILIAR WITH THE HEALTH AND SCIENCE OF MOLD AND MOLD ISSUES.** This leads to a steep or insurmountable learning curve with this complex subject.
ICTM HAS HELPED TO DEFEND APPROXIMATELY A HUNDRED OF THESE MATTERS AND TO MANAGE MOLD TESTING, REMEDIATION AND COMMUNICATION AS THE ISSUE ARISES

ICTM has evaluated the extent of mold in dozens of commercial and municipal building and analyzed the medical records of their claimants. We have evaluated numerous matters involving schools. In addition, we have dealt with dozens of moldy home, apartment and condo matters.

HOW WE CAN HELP YOUR ATTORNEYS?

1. Teach them the basic elements about documented health issues associated with mold.
2. Provide the vast scientific literature to support a scientifically sound defense strategy.
3. Determine whether testing is appropriate and identify the proper testing organizations.
4. Provide our critical baseline data: i.e., everyday levels of mold in noncompliant structures published in the scientific literature.
5. Identify any weaknesses which may exist in plaintiffs’ allegations of health effects and provide understandable summaries.
6. Identify weaknesses and nonsupported theories in plaintiffs’ experts’ arguments and provide counter-arguments with sound scientific foundations to defense counsel.
7. Recommend the specific, appropriate and best witnesses for use in depositions and trials.

Our team of medical experts, toxicology experts, indoor health experts, testing and communication experts is ready to provide these services to you.

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