



## Robert R. Foos, Jr.

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From accident scene investigation through resolution, Rob dedicates his practice to helping clients navigate the litigation process, no matter how complex. Through the entire process, he provides clients with suggestions to better defend against potential future litigation.

### Practice Areas

Transportation

### Biography

Rob dedicates his practice exclusively to the representation of truck drivers and trucking companies in all aspects of civil litigation, but primarily the defense of accidents involving wrongful death or catastrophic injuries. Prior to joining Lewis Wagner, Rob served as in-house counsel and acted as managing partner for a captive law firm in the insurance industry. Over the last two decades, he has resolved hundreds cases, both inside and outside of the courtroom, leveraging extensive industry knowledge, a commonsense approach, and careful planning to achieve beneficial results for his clients. He enjoys spending time with his wife, two mostly-grown children, and their dog. Rob is also a golf junkie, loves to travel, and enjoys cheering for all IU sports.

### Accolades, Affiliations and Activities

- 2014 Defense Counsel of Distinction, Quality Distribution, Inc., February 21, 2014
- ALFA International
  - Contact Partner
  - Transportation Practice Group
    - Emeritus/Marketing Chair, 2020
    - Chair, 2019
    - Vice Chair, 2019
- American Board of Trial Advocates (ABOTA)
- *Defense Research Institute*
- Indiana Motor Truck Association
- Illinois State Bar Association
- Indiana State Bar Association
- *Indiana Super Lawyers*, 2014-2024
- *Martindale-Hubbell Peer Review* Rated AV® Preeminent
- Trucking Defense Advocacy Council
- Trucking Industry Defense Association (TIDA)
- Trucking Lawyers Association
- *The Best Lawyers in America*, 2016-2025
  - Inaugural Business Litigation Issue - Personal Injury Litigation, Summer 2019

### Publications and Presentations

- "Preventability Determinations and Inadmissibility," ALFA Annual Seminar, Rancho Palos Verdes, California, May 4-6, 2022.
- "Documenting Your File, Communicating Sensitive Written Information," ALFA Webinar, August 12, 2022.
- "Don't Get Hamstrung by Your Handbook," Virtual ALFA Annual Seminar, April 29, 2021.
- "Theories of Liability, Potential Defendants, Key Documents, and Types of Experts in Trucking Cases," Trucking Accident Litigation 101 Webinar, June 15, 2021.
- ALFA Regional Seminar Roundtable Discussion, St. Louis, Missouri, February 2019.
- "Why You Should Be Making More Data Q Challenges," ALFA Transportation Webinar, September 12, 2018.
- "How Not to Lose Your Case in Discovery," Arkansas Trucking Seminar, September 5, 2018.
- "Litigating Trucking Accident Claims," Stafford Webinar, May 2018.
- "Catastrophic Damages in a Traumatic Brain Injury Trial," ALFA International Transportation Practice Group Regional Seminar, St. Louis, Missouri, February 18, 2017.
- "Extreme Makeover Trucking Edition: Accentuating the Positive to Change Juror's Perceptions of the Trucking Industry," ALFA International Transportation Practice Group Seminar, Key Biscayne, Florida, May 5, 2016.
- "Litigating Trucking Accident Claims," Indiana Continuing Legal Education Forum (ICLEF), Indianapolis, 2016.
- "Crash Avoidance Technology: Can you Afford (Not to Have) it?," ALFA Transportation Practice Group Annual Seminar, May 1, 2015.
- "Rolling (Not Roadside) Inspections and Other Feats of Technology," ALFA Transportation Practice Group Webinar, March 26, 2015.
- "Yeoman's Work or Just Busy Work: Evidence Preservation and Spoliation Issues," ALFA International Transportation Practice Group, May 8, 2013.
- "Litigating Trucking Accident Injury Claims for Plaintiffs and Defendants," Stafford Webinars and Publications, April 18, 2013.
- "Defense Concerns on In-Cab Technology/Active Safety Providers such as Rair, OnGuard and DriveCam," Indiana Motor Transport Underwriters Annual Risk Management Conference, 2012.
- "Trucking Litigation, Investigation, Discovery, and Pre-Trial Concerns of the Defense in Trucking Litigation," ICLEF, 2012.
- TIDA Advance Seminar, February 2012.
- "Truck Accident Litigation From Start to Finish," November 2011.
- Safety & Claims Seminar, Motor Transport Underwriters, May 2011.
- "Litigating to Win," Advanced Trial Advocacy, December 2010.
- "Medical Evidence, Excluding Treating Physicians Opinions," August 2010.
- "Powerful Closing Arguments," TIDA Advance Seminar, February 2010.

### Selected Cases and Representation

Rob has extensive experience representing drivers, trucking companies, and their insurers in almost every state and federal court in Indiana. He has argued numerous cases in the Indiana Court of Appeals and the Indiana Supreme Court on issues including, the inapplicability of the Federal Motor Carrier Safety Act to intrastate commerce, spoliation issues related to missing driver logs, and disqualifying opposing expert witnesses. Many of those decisions are published and available for review.