

Curriculum Vitae of Scarlett M. Steuart

Scarlett M. Steuart
Burdge & Wells Law Office Co., LPA
8250 Washington Village Drive
Dayton, OH 45458
Telephone: 937-432-9500
Fax: 937-432-9503
Email: Scarlett.@Burdgelaw.com

BAR ADMISSIONS:

State of Ohio November 16, 2015

Commonwealth of Kentucky April 14, 2016

Licensed to practice before the United States District Courts in:

Northern District of Ohio	May 1, 2017
Southern District of Ohio	May 7, 2020
Northern District of Indiana	October 26, 2016
Eastern District of Kentucky	May 21, 2018
Western District of Wisconsin	February 9, 2022
Eastern District of Wisconsin	July 11, 2024

Licensed to practice before the United States Court of Appeals in:

Ninth Circuit	September 15, 2023
Seventh Circuit	November 10, 2023

EDUCATION:

2015	Juris Doctor degree, University of Kentucky College of Law
2010	Bachelor of Arts degree, Northern Kentucky University

WORK EXPERIENCE:

Burdge Law Office Co., LPA
Associate Attorney, August 2016-Present

Elizabeth McCord Law, LLC
Of Counsel Attorney, August 2015 to August 2016

PROFESSIONAL ASSOCIATIONS:

Member, Kentucky Bar Association
Member, Ohio State Bar Association
National Association of Consumer Advocates

AWARDS:

Ohio Super Lawyers Rising Star, Consumer Law, 2025, *Thompson Reuters*

SPEAKING ENGAGEMENTS:

April 2021	NACA Spring Training 2021 – Discovery in Auto Fraud Cases
September 2021	NACA Webinar – Overcoming Roadblocks in Defective Vehicle Cases
December 2021	NACA Micro-Learning Moment – Attending Defense Vehicle Inspections
December 2021	NACA Micro-Learning Moment – Documents Needed in Auto Fraud Cases
March 2022	NACA Virtual Roundtable – Time Saving Tips in Lemon Law & Auto Fraud Cases
May 2022	NACA Spring Training – Resolution in Lemon Law Cases
March 2024	Ohio State Bar Association – Introduction to Ohio Consumer Protection Law

PUBLICATIONS:

Ohio Consumer Law Handbook, Thomson West Pub. Co., Co-Author Chapter 21, Arbitration (2018)

Ohio Consumer Law Handbook, Thomson West Pub. Co., Co-Author Chapter 21, Arbitration (2019)

Ohio Consumer Law Handbook, Thomson West Pub. Co., Co-Author Chapter 21, Arbitration (2020)

Ohio Consumer Law Handbook, Thomson West Pub. Co., Co-Author Chapter 21, Arbitration (2022)

Ohio Consumer Law Handbook, Thomson West Pub. Co., Co-Author Chapter 21, Arbitration (2022)

Ohio Consumer Law Handbook, Thomson West Pub. Co., Co-Author Chapter 21, Arbitration (2023)

Ohio Consumer Law Handbook, Thomson West Pub. Co., Co-Author Chapter 21, Arbitration (2024)

Ohio Consumer Law Handbook, Thomson West Pub. Co., Author Chapter 2, Consumer Sales Practices Act (2024)

TRIALS/ARBITRATIONS:

Hoopes v. Gulf Stream, 2nd Chair, Jury Trial, N.D. Ind. (Jan. 2017)(breach of warranty claims against RV manufacturer)

Stephanie Beyer et al v. Gander Auto Sales, Lead Counsel, Jury Trial, Franklin Co. Common Pleas (Jan. 2018)(consumer sales practices act claim against dealership for failing to disclose salvage title brand)

Nicholas Fiehrer v. MGM Auto Sales, Lead Counsel, Jury Trial, Warren Co. Common Pleas (Feb. 2018)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Rudy Comaduran v. Denise Benzick et al, Lead Counsel, Bench Trial, Cuyahoga Co. Common Pleas (May 2018)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Teri Blankenship v. Dixie Imports Inc., Lead Counsel, Jury Trial, Butler Co. Common Pleas (July 2018)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Jennifer Hart et al v. Foster's Truck and Trailer, Lead Counsel, Jury Trial, Franklin Co. Common Pleas (Aug. 2018)(consumer sales practices act claim against repair shop for failing to provide an estimate prior to repairing a RV)

Brent Bowles v. Chillicothe Trucks, Lead Counsel, Jury Trial, Ross Co. Common Pleas (Apr. 2019)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition and improperly repairing the vehicle)

Keona George v. Taylor Kia of Lima, Lead Counsel, Private Arbitration, Allen County (July 2019)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Lora Oney v. Dixie Import Inc., Lead Counsel, Jury Trial, Butler Co. Common Pleas (Sep. 2019)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Charles "Trey" Jenkins v. Brady Automotive, Lead Counsel, Jefferson Co. Circuit Court, KY (Feb. 2020)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Derek Lester v. FCA US LLC, Lead Counsel, Hamilton Co. Common Pleas (Mar. 2020)(lemon law claim against vehicle manufacturer)

Jennifer Parker et al v. McKee Auto Sales, 2nd Chair, Polk Co. District Court, Iowa (Feb. 2021)(Iowa consumer fraud act claim against dealership for misrepresenting and concealing a RV's condition)

Linda Smith et al v. Nexus RVs, 2nd Chair, Jury Trial, N.D. Ind. (May 2021)(breach of warranty claims against RV manufacturer)

Emily Bey, et al v. Jeff Wyler Springfield, Inc., Lead Counsel, Private Arbitration, Hamilton County (November 2022)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Wesley Fleming v. Sena Motors, Inc., Lead Counsel, Private Arbitration, Hamilton County (December 2022)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Alphadetta Briscoe v. Jaguar Land Rover North America, LLC, Lead Counsel, Arbitration, Cuyahoga County (March & May 2023)(breach of warranty claim against vehicle manufacturer)

Alicia Shape v. North Main Motors, Inc., Lead Counsel, Union Co. Common Pleas (February 2024)(breach of warranty and consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition and warranty terms)

Gregory Lucous v. Queen City Motors, Lead Counsel, Hamilton Co. Common Pleas (February 2024)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition)

Steven Bradford v. Premier Automotive Group, Inc., Lead Counsel, Clermont Co. Common Pleas (August 2024)(consumer sales practices act and fraud claims against dealership for misrepresenting and concealing a vehicle's condition)

Mannino v. McKee Auto Center, Inc., Second Chair, Southern District of Iowa (October 2024)(fraud and unjust enrichment claims against RV dealership for misrepresenting and concealing a vehicle's history and condition)

ATTORNEY FEE HEARINGS:

Murray et al v. Tri State Used Auto Sales, Hamilton Co. Common Pleas (Nov. 2017)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition and failing to timely provide title to the vehicle)

Lester v. FCA US LLC, Hamilton Co. Common Pleas (Mar. 2020)(lemon law claim against vehicle manufacturer)

Garcia v. Jake Sweeney Chevrolet Imports, Hamilton Co. Common Pleas (Nov. 2021)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition and financing terms)

Linda Smith et al v. Nexus RVs, 2nd Chair, Jury Trial, N.D. Ind. (May 2021)(breach of warranty claims against RV manufacturer)

Warman v. Select Auto, 2nd Dist. Montgomery No. 2021 CV 00303 (May 2023)(consumer sales practices act claim against dealership for misrepresenting and concealing a vehicle's condition and warranty rights)

REPORTED CASES:

Hoopes v. Gulf Stream Coach, Inc., No. 1:10-CV-365 JD, 2017 U.S. Dist. LEXIS 218328 (N.D. Ind. Apr. 13, 2017)(denying defendant's motion for judgment as a matter of law and ordering clerk to enter judgment in favor of plaintiffs' consistent with the jury verdict)

Patrick v. Dixie Imports, Inc., 12th Dist. Butler No. CA2017-05-063, 2017-Ohio-9093 (Dec. 18, 2017)(affirming trial court's denial of defendant's motion to stay plaintiff's lawsuit pending arbitration because defendant waived its right to arbitrate)

Oney v. Dixie Imports, Inc., 12th Dist. Butler No. CA2017-06-077, 2018-Ohio-913 (Mar. 12, 2018)(affirming trial court's denial of defendant's motion to stay plaintiff's lawsuit pending arbitration because defendant waived its right to arbitrate)

Kuberski v. Allied Rec. Grp., Inc., No. 1:15-CV-320-HAB, 2019 U.S. Dist. LEXIS 135978 (N.D. Ind. Aug. 12, 2019)(denying defendant's motion for summary judgment as to plaintiff's claims for breach of warranty, violation of the Magnuson Moss Warranty Act, and state consumer acts)

Bales v. Forest River, Inc., 2019 Ohio 4160 (Ohio Ct. App., Cuyahoga County 2019)(affirming award of attorney fees to consumer under the Magnuson Moss Warranty Act and Ohio Consumer Sales Practices Act)

Smith v. Nexus RVs, 468 F. Supp. 3d 1012 (N.D. Ind. 2020)(denying defendant's motion for summary judgment on plaintiffs' claims for breach of implied warranty, violation of the Magnuson Moss Warranty Act, and Indiana Deceptive Consumer Sales Act claims)

Smith v. Nexus RVs, 472 F. Supp. 3d 470 (N.D. Ind. 2020)(granting in part and denying in part plaintiff's motion to exclude defendant's expert witness)

Castagna v. Newmar Corp., No. 3:15-cv-249 JD, 2020 U.S. Dist. LEXIS 20121 (N.D. Ind. Feb. 3, 2020)(granting defendant's motion to exclude plaintiff's expert witness testimony as to damages and manufacturing defects)

Meyer v. Newmar Corp., No. 3:19-CV-755 JD, 2020 U.S. Dist. LEXIS 105350 (N.D. Ind. June 16, 2020)(denying defendant's motion to dismiss, but granting defendant's motion to transfer pursuant to a forum-selection clause)

Ormsby v. Nexus RVs, No. 3:19-CV-626 DRL-MGG, 2020 U.S. Dist. LEXIS 74333 (N.D. Ind. Apr. 28, 2020)(granting dealership's motion to dismiss pursuant to a forum-selection clause, but denying RV manufacturer's motion to dismiss)

Litsinger v. Forest River, Inc., 536 F. Supp. 3d 334 (N.D. Ind. 2021)(granting defendant's motion for summary judgment as to plaintiffs' claims for breach of warranty, violation of the Magnuson Moss Warranty Act, and Ohio Consumer Sales Practices Act)

Bestwick v. Newmar Corp., 576 F. Supp. 3d 599 (N.D. Ind. 2021)(granting defendant's motion for summary judgment as to plaintiffs' breach of warranty, violation of Magnuson Moss Warranty Act, and Arizona Consumer Fraud Act claims)

Smith v. Nexus RVs, LLC, 572 F. Supp. 3d 550 (N.D. Ind. 2021)(granting in part plaintiffs' motion as to the pre-suit letter under the Indiana Deceptive Consumer Sales Act, denying plaintiffs' motion for treble damages, granting in part plaintiffs' motion for attorney fees and costs)

Schoenfeld v. Mercedes-Benz USA, LLC, 532 F. Supp. 3d 506 (S.D. Ohio 2021)(denying defendant's motion to compel arbitration)

Schoenfeld v. Mercedes-Benz USA, LLC, No. 3:20-cv-159, 2021 U.S. Dist. LEXIS 152480 (S.D. Ohio Aug. 12, 2021)(granting defendant's motion to transfer venue)

Pattee v. Nexus RVs LLC, No. 3:19-CV-162 JD, 2022 U.S. Dist. LEXIS 49490 (N.D. Ind. Mar. 21, 2022)(denying defendant's motion to exclude plaintiff's expert witness, granting in part and denying in part defendant's motion for summary judgment as to certain alleged defects)

Lester v. FCA US LLC, 1st Dist. Hamilton Nos. C-210532, C-210536, 2022-Ohio-1776 (May 27, 2022)(overturning jury verdict on consumer sales practices act claim)
Nearly v. Thor Motor Coach, Inc., No. 3:20-CV-338-RLM-MGG, 2022 U.S. Dist. LEXIS 160150 (N.D. Ind. Sep. 6, 2022)(denying defendants' motion to exclude plaintiff's expert witness and motions for summary judgment on plaintiffs' for breach of warranty and violation of the Magnuson Moss Warranty Act)

Est. of Freese-Pettibon ex rel. O'Mealy v. Nexus RVS, LLC, No. 3:18-CV-831 DRL, 2023 U.S. Dist. LEXIS 31872 (N.D. Ind. Feb. 27, 2023)(resolving standing issue in RV breach of warranty case)

Mouser v. Keystone RV Co., No. 3:20-CV-494 JD, 2023 U.S. Dist. LEXIS 41587 (N.D. Ind. Mar. 13, 2023)(denying defendant's motion for summary judgment in RV breach of warranty case)

Massey v. Nexus RVS, LLC, No. 3:19-CV-334 DRL, 2023 U.S. Dist. LEXIS 134258 (N.D. Ind. June 30, 2023)(denying in part and granting in part defendant's motion for summary judgment in RV breach of warranty case involving breach of warranty and consumer act claims)

Kutz v. Jayco, Inc., No. 3:20-CV-281 JD, 2023 U.S. Dist. LEXIS 160045 (N.D. Ind. Sep. 7, 2023)(granting defendant's motion for summary judgment in RV breach of warranty case)

Warman v. Select Auto, 2nd Dist. Montgomery No. C.A. 29839, 2024-Ohio-366 (Feb. 2, 2024)(affirming trial court's decision not to set aside default judgment as to liability; finding the trial court abused its discretion in calculating the purchaser's actual damages under the Consumer Sales Practices Act)