

Measuring damages in litigated disputes is a complex endeavor. Determining with reasonable certainty the measure of economic harm suffered requires the ability to create and measure alternative economic scenarios, the evaluation of theories of damages, and the evaluation of causation issues.

The following summaries illustrate the types of damage-related matters in which we have provided expert assistance:

- Veris has been engaged to evaluate a variety of damages considerations in which we have constructed and evaluated models that sought to measure the difference between actual results and but-for results, including those involving the assertion of so-called “deepening insolvency” as a theory of damages.
- On behalf of the US Department of Justice, Veris has provided analysis and expert testimony in multiple engagements defending the Department of Energy against claims involving hundreds of millions of dollars related to the costs associated with the storage of spent nuclear fuel.
- On behalf of a global technology company, Veris rebutted damages calculated by a variety of experts in connection with a dispute involving losses from the utilization of faulty materials in the production of tankless waterheaters.
- In the context of arbitrations and trials, including an ICC arbitration, Veris has reviewed, evaluated and quantified damages in multiple royalty-related breach of contract disputes. The calculations in these matters included complex modeling and discounted cash flow calculations.
- In several matters, Veris has been engaged to perform calculations in the context of post-acquisition purchase disputes dealing with a variety of accounting and economic issues pursuant to provisions of the acquisition agreements.
- On behalf of a major US insurance company, Veris was engaged to evaluate economic damages related to purported lost profits and other defense/settlement costs alleged by a venture capital firm related to contaminated pharmaceuticals that were sold by one of its investees.

*economic scenarios*



*theories of damages*



*causation issues*

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