



DiFrancesco Bateman

Kunzman, Davis, Lehrer & Flaum, P.C.

Steven A. Kunzman



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Undergraduate

Colgate University, A.B., 1977

Graduate

Vermont School of Law, J.D., 1981
Vermont School of Law, M.S.E.L.
(Environmental Law), 1984.

Admissions

New Jersey, 1981
New York, 1989
U.S. Court of Appeals, Third Circuit,
1992

Practice Areas

Alternative Dispute Resolution
Business Law & Transactions
Commercial Litigation
Construction
Corporations / Partnerships / LLCs
Environmental & Toxic Torts
Insurance Defense & Coverage
Litigation
Non-Profit Organizations
Public Entities
Wills, Trusts & Estates and Tax Planning

About

Steven Kunzman concentrates his practice on representation of clients in all aspects of environmental matters, with a focus on environmental litigation, including land use and affordable housing issues. He has served as lead or co-lead trial counsel in numerous state and federal actions, including multi-week trials involving alleged chemical releases onto lands and waters, claims of bodily injuries and disease from exposure to chemicals from environmental releases and from exposure to chemicals and products in the workplace; asbestos exposures; products liability actions; and construction defect claims.

Steven has extensive experience in handling suits involving clean-up of polluted property under Superfund and the NJ Spill Act, including claims by the government for Natural Resource Damages. He has also been involved in disputes with the NJDEP on permits and alleged permit violations.

Steven has also represented insurance companies in coverage matters related to environmental, long-term disease and construction defect claims.

Steven is a member of the American Bar Association, the New Jersey State Bar Association and the Somerset County Bar Association. He is also a member of the Defense Research Institute and the Defense Association of New Jersey and has served as a court-approved mediator in the State of New Jersey.

Steven is currently President and Counsel for both the John A. Van Winkle Foundation and the Arnold A. Schwartz Foundation. He formerly served as counsel to the Bedminster Township Board of Health.

Experience

SIGNIFICANT MATTERS:

Reported Decisions

- Warren Tp. v. Suffness, No. A-5523-86T6 , Superior Court of New Jersey, Appellate Division, 225 N.J. Super. 399
- N.J. Tpk. Auth. v. N.J. Tpk. Supervisors Ass'n, A-20 September Term 1995 , SUPREME COURT OF NEW JERSEY, 143 N.J. 185
- Pitney Bowes, Inc. v. Baker Industries, Inc., A-4484-93T5F , SUPERIOR COURT OF NEW JERSEY, APPELLATE DIVISION, 277 N.J. Super. 484
- Diamond Shamrock Chemicals Co. v. Aetna Cas. & Sur. Co., A-694-89T1 , SUPERIOR COURT OF NEW JERSEY, APPELLATE DIVISION, 258 N.J. Super. 167
- Hills Dev. Co. v. Bernards, Nos. A-122, A-123, A-124, A-125, A-126, A-127, A-128, A-129, A-130, A-131, A-132, A-133 , Supreme Court of New Jersey, 103 N.J. 1

Unreported Decisions

- Linden Roselle Sewerage Auth. v. New Jersey Dep't of Env'tl. Prot., DOCKET NO. A-2915-11T4, SUPERIOR COURT OF NEW JERSEY, APPELLATE DIVISION, 2013 N.J. Super. Unpub. LEXIS 1532, April 16, 2013 (submitted amicus brief and argued on behalf of N.J. League of Municipalities)
- D'Agostino v. Prudential Ins. Co., DOCKET NO. A-5912-09T1, SUPERIOR COURT OF NEW JERSEY, APPELLATE DIVISION, 2012 N.J. Super. Unpub. LEXIS 1791, November 1, 2011
- Princeton-Gamma Tech v. Hartford Insurance Group, et. al. SOM-L-1289-91, SUPERIOR COURT OF NEW JERSEY, LAW DIVISION, Somerset County, 1997

Other Trials and Significant Matters

- Represented materials broker in wrongful death asbestos – mesothelioma claim. Client settled prior to closing arguments – the jury verdict was one of the highest awards in such cases in New Jersey.
- Represented owner of former fuel oil company. Client was determined liable for remediation cause, but former owner was determined to not be responsible for multi-million dollar claim for alleged related business losses.
- Served on steering committees of defense groups in various landfill cases, including: the Caldwell Trucking Superfund Site, Combe Fill North Landfill, Combe Fill South, Passaic River, BEMS Landfill and Pennsauken Landfill.

Publications

PRESENTATIONS

- "Cost Recovery and Subrogation Rights Under CERCLA: A Legal and Practical Overview," Emerging Environmental Claims Managers Association Conference, 2014.
- "Litigation Over Public Waterways: Liability of Publicly Owned Waste Water Systems," Emerging

Environmental Claims Managers Association Conference, 2013

- “Legal Issues and Perspectives on Water Contamination from Disposal of Pharmaceuticals,” Emerging Environmental Claims managers Association Conference, 2012
- “Insurance Coverage Issues for Ground Water Contamination Claims, ” Law Seminars International, 2011
- “Ground Water Policy and Natural Resource Damages,” Emerging Environmental Claims Managers Association Conference, 2011
- Guest Speaker at Bank of America Education Conference for New Jersey Non-Profits, New Brunswick, NJ, 2006

PUBLICATIONS

- “What Every Director of a Non-Profit Organization Should Know About Personal Liability.” Clifton Insider (2006) and Somerset Business (2007)
- “Comment: Environmental Concerns for Lenders.” Vermont Law Review (1991)
- “Municipalities and Superfund.” New Jersey Municipalities (1990)
- “Insurer as Surrogate Regulator of the Hazardous Waste Industry: Solution or Perversion?,” The Forum (1985)