

James Kirby Martin

Name	James Kirby Martin
Professional Occupation	Professor of History
Institution	University of Houston
Website	http://www.uh.edu/class/history/faculty-and-staff/martin_j/index.php
Short Description	<p>Martin is a nationally recognized scholar of Early American history, especially the era of the American Revolution, and he is also well known for his writings on various aspects of American military and social history. He received his B.A. degree from Hiram College and then earned his M.A. and Ph.D. degrees from the University of Wisconsin. He began his teaching career at Rutgers University, where he earned the rank of Professor of History and also served for a period as Vice President for Academic Affairs. In 1980, he moved to the University of Houston, having accepted the assignment of serving as Department Chair of History with the mandate to foster the development of a cutting-edge program fully devoted to excellence in teaching and the production of high quality scholarship. He has done consulting with some of the nation's most eminent law firms in regard to the history of various consumer products, including alcohol and tobacco. Martin's teaching interests include <i>Early American history through the Revolution, American military history through the Civil War, aspects of World War II, and Medicine and Health in the American Experience</i>, especially in relation to the history of drinking, smoking, and hard drugs.</p> <p>Martin has been involved in 23 tobacco-related court cases for the defence, especially in Engle Progeny cases. In a deposition in 1999 pertaining to <i>National Asbestos Workers Medical Fund v. Philip Morris</i> Martin declared he charged \$120 an hour for his expert witness work.¹ A decade later he stated in an expert report submitted in <i>Richardson v. R.J. Reynolds</i> that he billed \$225 an hour for his litigation-driven research.² In a deposition from 2012 relating to an</p>

¹ See deposition of James Kirby Martin, September 29, 1999, *National Asbestos Workers Medical Fund v. Philip Morris*. Westlaw reference: 1999 WL 34749162.

² See expert witness report of James Kirby Martin, February 17, 2010, *Giddens v. R.J. Reynolds*. Westlaw reference: 2012 WL 4107324.

Engle Progeny cases Martin acknowledged he had made around \$800,000 in seven years [2005-2012] through his work for tobacco litigation.³

Education	Ph.D.
Major Fields	Early American history, American revolution, American military history and social history
Major Publications	Forgotten Allies: The Oneida Indians and the American Revolution (2006), Benedict Arnold, Revolutionary Hero: An American Warrior Reconsidered (1997), Drinking in America: A History 1620-1980 (1987)
Number of Cases	23

Case ⁴	Year	Manner of Involvement
1. Burton v. R.J. Reynolds	1996	Expert Report and Deposition
2. Richardson v. R.J. Reynolds	1996	Affidavit
3. Ironworkers v. Philip Morris	1998-1999	Deposition and Testimony
4. Bergeron v. Philip Morris	1999	Affidavit
5. Klein v. R.J. Reynolds	1999	Testimony
6. National Asbestos Workers Medical Fund v. Philip Morris	1999	Deposition
7. Blue Cross and Blue Shield of New Jersey v. Philip Morris	2000	Deposition
8. Falise v. American Tobacco	2000-2001	Deposition and Testimony
9. Tompkin v. R.J. Reynolds	2000	Deposition
10. Pearson v. R.J. Reynolds	2006	Designated
11. Mcivor v. Philip Morris	2008	Designated
12. Viswat v. R.J. Reynolds	2008	Designated
13. In re: Engle Progeny Cases	2009-2014	Deposition
14. Oliva v. R.J. Reynolds	2010	Deposition and Testimony
15. Richardson v. R.J. Reynolds	2010	Affidavit & Expert Report
16. Vasko v. R.J. Reynolds	2010	Testimony
17. Reese v. R.J. Reynolds	2011	Deposition and Testimony

³ See deposition of James Kirby Martin, August 22, 2012, *In re: Engle Progeny Cases*. Westlaw reference: 2012 WL 4107353.

⁴ Information on the cases is based on Proctor, Robert. 2012. *Golden Holocaust: Origins of the Cigarette Catastrophe and the Case for Abolition*. Berkeley: University of California Press, 461. & The following online databases: <http://legacy.library.ucsf.edu>. <http://tobaccodocuments.org>. <http://lawschool.courtroomview.com/experts>. & Westlaw. In Engle Progeny Cases many depositions and testimonies are reused in other cases instead of solely in the case where the actual testimony was given for the first time. I list these cases separately because in each one the deposition or testimony was submitted as important evidence and thereby it influenced the court and the jury.

18. Giddens v. R.J. Reynolds	2012	Expert Report and Deposition
19. Graham v. R.J. Reynolds	2012	Expert Report Submitted
20. Hoppes v. R.J. Reynolds	2012	Expert Report Submitted
21. Larrabee v. R.J. Reynolds	2012	Expert Report and Deposition
22. Reider v. R.J. Reynolds	2012	Deposition
23. Vanblarcom v. R.J. Reynolds	2012	Testimony