## Luis Martinez-Fernandez

Name	Luis Martinez-Fernandez				
Professional	Professor of History				
Occupation					
Institution	The University of Central Florida				
Website	http://history.cah.ucf.edu/staff.php?id=308				
Short Description	Martinez-Fernandez is professor of history at the University of Central Florida. He has recently finished a survey history of the Cuban Revolution; working on a general history of early colonial Cuba.				
	He has been an expert witness for the defence in Puerto Rican tobacco-related court cases. Later he became active in Engle Progeny cases in Florida. Martinez-Fernandez has disclosed in multiple court-related declarations how much he charges per hour for his litigation-driven work. In 2003, in <i>Rivera v. R.J. Reynolds</i> he declared that he charged \$125 an hour. He also stated that he had worked 600 hours on his expert report and an extra 30 hours for issues relating specifically to Rivera. <sup>1</sup> One year later Martinez-Fernandez was deposed in <i>Alvarez v. R.J. Reynolds</i> . In this deposition he declared that he charged depending on the work: \$200 to \$275 an hour for his litigation research. <sup>2</sup> The following year, Martinez-Fernandez testified that he made \$150 an hour. He furthermore acknowledged that he had done 670 hours of litigation-driven research. <sup>3</sup> So by Martinez-Fernandez' most conservative hourly rate, he has made in excess of \$83,750.				
Education	Ph.D.				
Major Fields	Puerto Rican and Hispanic Caribbean Studies				
	Latin America, the Caribbean, Cuba and Puerto Rico				
	Latinos in the United States				
Major Publications	Frontiers, Plantations, and Walled Cities: Essays on Society, Culture, and Politics in the Hispanic Caribbean, 1800-1945 (2010),				

Encyclopedia of Cuba: People, History, Culture. (2003),

How to cite: Delafontaine, Ramses. 2015. Historians as Expert Judicial Witnesses: A Controversial Legal Practice. New York: Springer International Publishing.

<sup>&</sup>lt;sup>1</sup> See affidavit of Luis Martinez-Fernandez, *Rivera v. R.J. Reynolds*. Westlaw reference: 2003 WL 25625479.

<sup>&</sup>lt;sup>2</sup> See deposition of Luis Martinez-Fernandez, September 21, 2004, *Alvarez v. R.J. Reynolds*. Westlaw reference: 2004 WL 5487028.

<sup>&</sup>lt;sup>3</sup> See affidavit of Luis Martinez-Fernandez, June 14, 2005, *Valle-Ortiz v. R.J. Reynolds*. Westlaw reference: 2005 WL 6772401.

## Expert Witness Profile: Compiled by Ramses Delafontaine

Number of Cases 14  Case <sup>4</sup> Year Manner of Involvement  1. Eli Rogelio Fiqueroa Cruz v. R.J. 2002 Testimony Reynolds  2. Cruz-Vargas v. R.J. Reynolds 2003 Testimony  3. Rivera v. R.J. Reynolds 2003-2005 Expert Report Submitted  4. Alvarez v. R.J. Reynolds 2004-2005 Deposition  5. Araballoz v. R.J. Reynolds 2005 Deposition  6. Ramos v. Philip Morris 2005 Expert Report Submitted  7. Nieves-Rodriguez v. R.J. 2005 Testimony Reynolds  8. Valle-Ortiz v. R.J. Reynolds 2005 Testimony  9. Winell v. R.J. Reynolds 2008-2009 Deposition  10. Brown vs. R.J. Reynolds 2009-2013 Testimony  11. In re: Engle Progeny Cases <sup>5</sup> 2009-2014 Deposition  12. Talenfeld v. R.J. Reynolds 2010 Testimony  13. Ojeda v. Philip Morris 2011 Testimony		Protestantism	n and Political (	Conflict in the Nineteenth-Century
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<ol> <li>Nieves-Rodriguez v. R.J.</li> <li>Reynolds</li> <li>Valle-Ortiz v. R.J. Reynolds</li> <li>Winell v. R.J. Reynolds</li> <li>Brown vs. R.J. Reynolds</li> <li>In re: Engle Progeny Cases<sup>5</sup></li> <li>Testimony</li> <li>Deposition</li> <li>In re: Engle Progeny Cases<sup>5</sup></li> <li>Testimony</li> <li>Testimony</li> <li>Testimony</li> <li>Testimony</li> <li>Testimony</li> </ol>	5. Araballoz v. R.J. Reynolds		2005	Deposition
Reynolds  8. Valle-Ortiz v. R.J. Reynolds  2005 Testimony  9. Winell v. R.J. Reynolds  2008-2009 Deposition  10. Brown vs. R.J. Reynolds  2009-2013 Testimony  11. In re: Engle Progeny Cases <sup>5</sup> 2009-2014 Deposition  12. Talenfeld v. R.J. Reynolds  2010 Testimony	6. Ramos v. Philip Morris		2005	Expert Report Submitted
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	11. In re: Engle Progeny Cases <sup>5</sup>		2009-2014	Deposition
13. Ojeda v. Philip Morris 2011 Testimony	12. Talenfeld v. R.J. Reynolds		2010	Testimony
	13. Ojeda v. Philip Morris		2011	Testimony
14. Larkin v. R.J. Reynolds 2012 Cross-examination	14. Larkin v. R.J. Reynolds		2012	Cross-examination

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<sup>&</sup>lt;sup>4</sup> 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, 462. The following online databases: <a href="http://legacy.library.ucsf.edu">http://legacy.library.ucsf.edu</a>. <a href="http://tobaccodocuments.org">http://legacy.library.ucsf.edu</a>. <a href="http://tobaccodocuments.org">http://tobaccodocuments.org</a>.

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.

<sup>&</sup>lt;sup>5</sup> Pertaining to Cohen and Rodriguez.