

Taylor A. Bourguignon

Associate

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Taylor is a member of the Casualty Department where she represents clients in the matters involving construction injury litigation, automobile litigation, and trucking and transportation litigation.

Taylor was born and raised on Long Island, before attending the University of South Carolina, where she graduated *magna cum laude*, with a Bachelor of Science in Criminal Justice and English. Thereafter, she attended Villanova University Charles Widger School of Law, graduating in 2023.

While in law school, Taylor was an executive member of the Villanova Law Moot Court Board. Taylor was also part of the Civil Justice Clinic, where she provided legal services to low-income individuals involved in family, housing, and small claim disputes.

Outside of work, Taylor enjoys staying active through hiking, working out, baking, and traveling.

Taylor is admitted to practice in the state of New York.

Education

- Villanova University Charles Widger School of Law (J.D., 2023)
- University of South Carolina (B.S., 2019)

Admissions

- New York, 2024
- U.S. District Court Southern District of New York, 2024

Practices

- Premises & Retail Liability
- Construction Injury Litigation
- New York Construction & Labor Law
- Automobile Liability
- Trucking & Transportation Liability

Results

Summary Judgment Obtained in New York Ridesharing Case

We won summary judgment for an online car sharing platform that connects vehicle owners (hosts) with travelers and locals (guests) seeking to book those vehicles for a fee in New York. The plaintiff alleged that he sustained serious injuries when he was involved in an automobile accident that collided with a vehicle listed on our client's website. The Bronx County Supreme Court granted summary judgment in favor of our client, ruling that the defendant demonstrated that it is a peer-to-peer car sharing service; it does not provide rental services; it does not own, maintain or repair any of the vehicles on its platform; it is not responsible for the acts and omissions of the hosts or guests; and there is no agency relationship between defendant and the hosts or guests.

Summary Judgment Secured in New York Motor Vehicle Accident Case

We obtained summary judgment after oral argument with Judge Anne Swern in Kings County Supreme Court in New York. This case involved a motor vehicle accident where the plaintiff was a backseat passenger in an Uber that rear-ended a vehicle owned and operated by our clients. We established that our clients were stopped for 10-15 seconds at a light when they were rear-ended by the Uber driver, who was precluded and could not submit any testimony in this matter. Further, by establishing that the plaintiff was asleep at the time, she could not offer any evidence of how the accident happened.

Summary Judgment Won in New York Slip and Fall Case

We secured summary judgment in a New York case in which the plaintiff claimed that she slipped and fell on stairs in our client's building. The plaintiff alleged that she slipped on a wet condition on the stairway landing in an inadequately illuminated stairway. The defendant submitted an affidavit of its expert, which stated that the lighting measurements taken in the stairway complied with code. The defendant also demonstrated that it did not create the condition by submitting an affidavit of the building's porter, who stated that neither he nor any other porter mopped that morning. The affidavit further established that the defendant did not have notice of the alleged wet condition or defective lighting, as it did not receive any complaints about a hazardous condition on the floor at any time before the accident, and that he inspected the premises approximately two hours prior to the plaintiff's incident and did not observe any defective condition. In light of this evidence, the plaintiff's claim that the area was mopped by the defendant was speculative, as she was unable to present any facts sufficient to establish when the stairway was mopped or if the cause of the wet stairway was due to the defendant's mopping the stairway.

Thought Leadership

March 1, 2024

Vetoed New York State Legislation Maintains Status Quo to Favor Out-Of-State Defendants: No Consent to Jurisdiction by Registration