



**ERIK C.  
STEIN**  
SHAREHOLDER



Traverse City, MI

P: 248-324-2620

F: 248-324-2610

[ecstein@kopkalaw.com](mailto:ecstein@kopkalaw.com)

## Practice Areas

- Accounting Malpractice
- Appellate Work
- Arbitration
- Automobile Accident Defense
- Bad Faith
- Bank Litigation: Collections and Foreclosures
- Commercial Lines (Premises Liability)
- Contract Disputes
- Coverage Litigation
- Elevator Liability
- Excess Liability Claims
- Fraud Defense/EUO
- Insurance Agent (E&O)
- Legal Malpractice (E&O)
- Mediation
- Personal Lines (Premises Liability)
- PIP
- Products Liability
- Provider Suits
- Professional Liability
- Retail and Restaurant (Premises Liability)
- Real Estate Closings
- Real Estate (E&O)
- Toxic Tort Defense
- Transportation Defense
- Trusts, Wills, and Estates
- UM/UIM
- Wrongful Death Defense

Erik C. Stein is an experienced litigator licensed in Michigan, Ohio, corresponding federal district courts, the Sixth Circuit Court of Appeals, and the United States Tax Court. He concentrates his practice in civil litigation on a variety of matters including PIP, provider suit, Michigan no-fault, premises liability, construction, environmental claims, transportation, automobile accident defense, bodily injury, product liability, real estate matters, and quiet title actions. Erik also has experience handling various professional liability matters such as legal malpractice, directors and officers, and errors and omissions.

Erik has knowledge of and significant experience handling bankruptcy actions under Chapters 7 and 13 of the Bankruptcy Code, including contested matters and adversary proceedings on behalf of unsecured and secured creditors and debtors.

In addition, Erik has advised clients in all aspects of real estate transactions, including closings, property management, lease agreements, financing, and landlord-tenant matters. He has instructed continuing education courses for real estate professionals, developed policies and procedures for real estate brokerages and represented real estate professionals in professional liability claims, and has defended apartment complexes on a variety of issues including premises liability. His experience handling an array of different business lines allows Erik to use innovative methods to achieve efficient resolutions for his clients before and after litigation begins.

A graduate of Michigan State University and University of Toledo College of Law, Erik earned his Juris Doctor with a Concentration in Environmental Law. As a student, Erik was the Chair of the University of Toledo Moot Court Team, as well as a member of the Order of the Barristers. He also participated in the National Environmental Law Moot Court Competition.

Erik interned with the Pennsylvania Department of Environmental Protection Regulatory Counsel. There, he assisted in litigation matters addressing land use, water quality, and mining reclamation. Additionally, Erik has experience addressing soil quality regulations in the State of Michigan.

## **Memberships**

- State Bar of Michigan
- Detroit Bar Association
- Oakland County Bar Association (Founding Member, Consumer Law Committee)
- American Bankruptcy Institute

## **Presentations and Publications**

- “Student Loans and You,” Oakland County Bar Association, Bloomfield Hills, Michigan, June 18, and October 29, 2015

## **Trial and Case Highlights**

- When a railroad filed a claim that diesel fuel spilled as a result of a truck fire contaminating their railroad right-of-way, Erik successfully defended the claim pre-suit.
- Erik obtained a summary disposition in a no-fault first party action where the plaintiff was driving his vehicle for a ridesharing service at the time of the accident. He successfully argued that the plaintiff's use of the vehicle fit an exclusion within his no-fault policy that prohibited use of the car for carrying passengers for a fee. Plaintiff argued that the car did not actually have passengers at the time of the accident and thus the exclusion was inapplicable. However, Erik asserted that it was

irrelevant whether the vehicle had passengers or not, where it was clear the plaintiff was on his way to pick up passengers for a fee.

- Additionally, Erik has guided numerous wrongful death and minor settlements against insured parties through the Michigan probate system. He also successfully obtained the dismissal of an Ohio personal injury action where the plaintiff had previously asserted a substantially similar claim in Michigan that had been dismissed.

## **Admissions**

- Michigan
- Ohio
- U.S. District Court for the Eastern District of Michigan
- U.S. District Court for the Northern District of Ohio
- U.S. District Court for the Southern District of Ohio
- U.S. Tax Court
- U.S. Bankruptcy Court for the Western District of Michigan
- U.S. Bankruptcy Court for the Eastern District of Michigan
- U.S. Bankruptcy Court for the Northern District of Ohio

## **Education**

- University of Toledo College of Law, J.D.
- Michigan State University, B.A.