

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

**DAVID OSTRINSKY, As Administrator)
of the Estate of Michael Ostrinsky,)
deceased,)**

Plaintiff,)

v.)

No. 15 C 1545

BLACK & DECKER (U.S.) INC., et al.,)

Defendants.)

MEMORANDUM OPINION

SAMUEL DER-YEGHIAYAN, District Judge

This matter is before the court on Defendant Black & Decker (U.S.) Inc.’s (B&D) motion to bar Plaintiff’s expert witness. For the reasons stated below, the motion is granted in part and denied in part.

BACKGROUND

On February 19, 2013, Michael Ostrinsky (Ostrinsky) was allegedly present in his residence (Residence) in Lake Barrington, Illinois, when a toaster (Toaster) made by B&D allegedly failed to pop up bagel slices and started a fire (Fire). As a result of the Fire, Ostrinsky allegedly died from smoke inhalation and carbon monoxide poisoning. Plaintiff, acting as the Administrator of Ostrinsky’s Estate, brought the