

JASON D. MELICHAR

EXEMPLAR TRIAL EXPERIENCE

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Denver District Court
Complex Tort & General Casualty/2021

Defended a case of admitted liability that resulted in a plaintiff's verdict. After being run over by client's driver, the plaintiff sought \$2.6 million. Our client prevailed on a *respondet superior* claim and lost on an agency claim. The jury returned a verdict of \$670,000 for plaintiff.

SMITH, ET AL. v. KUMPF CHARLSLEY HANSEN, ET AL.

El Paso County District Court
Legal Malpractice/2021

Obtained a jury defense verdict for an attorney client sued for more than \$1.5 million in a legal malpractice/breach of fiduciary duty action. The last demand before trial was \$500,000.

BROSEMER, ET AL. v. WESTIN HOTEL, ET AL.

Jefferson County District Court
Negligence & Breach of Contract/2021

Settled a case in which plaintiff alleged theft of four vehicles from our client hotel's valet service. Proceeded to jury trial with a demand of more than \$500,000 and settled before verdict for \$20,000.

LAMBETH v. REPUBLIC PARKING SYSTEMS, ET AL.

Adams County District Court
Complex Tort & General Casualty/2020

Defended an assault/battery/intentional tort case that had proceeded to a bench trial and settled before verdict for the last offer we made before trial (\$11,000).

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Colorado (Arbitration)
Product Liability/2017

Our client sued a wind turbine manufacturer (WTM) for breach of contract. The WTM responded by asserting six counterclaims and more than \$20 million in damages for our client's provision of hundreds of thousands of allegedly defective component parts. In a particularly contentious arbitration, the WTM unsuccessfully attempted to recuse us from our client's defense and voluntarily reduced its damages claim to \$10 million after dispositive briefing. The arbitrator rejected each of the WTM's theories of liability and denied each of its counterclaims, and awarded our client more than \$1.1 million in damages. We also recovered all of our attorneys' fees and costs against the WTM.

LABRIOLA v. MILLARD

Arapahoe County District Court
Premises Liability/2017

Jury found for plaintiff after we admitted liability. The case settled on appeal.

GOLDILOCKS ACRES LLC v. FRASCONA

El Paso County District Court
Professional Liability/2014

Obtained a defense verdict in this professional liability and fraud case. Pre-trial demand was in excess of \$400,000.

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Colorado State Court, Jefferson County
Commercial Litigation/2014

Our client, a national restaurant chain, was sued for violation of Colorado's gift card statute and Consumer Protection Act. The jury returned a defense verdict.

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Denver County District Court
Complex Tort & General Casualty/2013

Obtained a defense verdict for a leading national provider of comprehensive roadway safety services and products after a three-day jury trial. Prior to trial, the court excluded, after motion in limine briefing, our client driver's poor driving history and bifurcated the plaintiff's claims for negligent hiring, supervision and entrustment. At trial, our driver admitted pulling out into traffic with limited visibility. The jury, however, agreed that the plaintiff must have been traveling at an unsafe speed and would otherwise have avoided the accident if he were maintaining a proper lookout.

WATSON v. KROGER CO. ET AL.

U.S. District Court, Colorado
Toxic Tort/2012

Plaintiff sued a national private label manufacturer claiming he developed a permanent lung disease caused by our client's product. The jury found for the plaintiff and the case settled on appeal.

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Denver County District Court
Complex Tort & General Casualty/2010

Motor vehicle accident. Pre-trial demand was in excess of \$600,000. The jury returned a defense verdict.

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El Paso County District Court
Complex Tort & General Casualty/2007

Motor vehicle accident. Pre-trial demand was in excess of \$200,000. The jury returned a defense verdict.

CITY OF LITTLETON v. CLIENT

Littleton Municipal Court

Criminal/1999

In a bench trial, the court found the alleged victim incredible as a matter of law and entered a not guilty verdict for our client after the prosecution's case, and dismissed the jury.

CITY OF EDGEWATER v. CLIENT

Edgewater Municipal Court

Criminal/1999

In a bench trial, the court found our client guilty of domestic violence.