



Andrew K. Lavin, ASSOCIATE

Andrew K. Lavin has been practicing law since 2009. His practice areas include civil defense, bad faith litigation and insurance coverage.

Mr. Lavin also has substantial experience in areas of employment disputes, commercial disputes, automobile/commercial trucking accidents, product liability claims, property loss incidents, civil rights/governmental entity actions, construction defect claims, premises liability actions, and homeowner association disputes.

Prior to joining Wells, Anderson and Race in 2016, Mr. Lavin was an attorney at Wood, Ris & Hames, P.C. and Jachimiak Peterson, LLC for six years. Before that, Mr. Lavin clerked for the Honorable Arthur P. Roy on the Colorado Court of Appeals.

Mr. Lavin earned his Juris Doctorate degree in 2009 from the Ohio State University, where he graduated summa cum laude. While in law school, Mr. Lavin served as the Articles Editor of the Ohio State Journal on Dispute Resolution, received the Outstanding Student Note Award, completed a judicial externship for the Honorable George C. Smith in the United States District Court for the Southern District of Ohio, and was awarded the Best Respondent Brief in the Herman Moot Court Competition. Prior to law school, Mr. Lavin received a Bachelor of Arts degree with a concentration in History from Brown University.

Practice Areas

Education

- The Ohio State University Moritz College of Law, J.D., summa cum laude, 2009
- Brown University, B.A., 2003

Licensure

- Colorado
- U.S. Court of Appeals for the Tenth Circuit
- U.S. District Court for the District of Colorado

Memberships

- Colorado Defense Lawyers Association
- Colorado Bar Association
- Denver Bar Association
- Rocky Mountain Brown Club

Representative Experience

- Obtained an approximate \$350,000 judgment in Jefferson County on behalf of a former business owner pursuant to promissory note and equitable doctrines, when the Court had determined in prior litigation (which Mr. Lavin was not involved) that the individual had no right to pursue his interests in the business.
- Obtained a defense verdict in Douglas County on behalf of a national entity which owns and manages apartment buildings. The Plaintiff claimed that potholes on the property constituted a dangerous condition, and sought in excess of \$3 million. The verdict was affirmed on appeal.

- Obtained a defense verdict in Douglas County on behalf of a national telecommunication company in a premises liability action. Plaintiff claimed a traumatic brain injury due to a ladder fall and claimed damages in excess of \$1 million. In that same case, Mr. Lavin had Plaintiff's neuropsychologist's testimony significantly limited through a successful Rule 702 motion.
- Obtained a defense verdict in El Paso County on behalf of a large automobile dealership from claims by a former general manager for breach of contract and violations of the Colorado Wage Act. The court awarded the dealership the employer attorneys' fees against the former employee under the Colorado Wage Act.
- Obtained dismissal pursuant to a motion to dismiss of a First Amendment claim of religious discrimination brought under 42 U.S.C. § 1983 against a former supervisor at the Colorado Department of Education by an employee who claimed she was forced to attend mandatory Bible study sessions at work.
- Obtained summary judgment on behalf of a commercial truck driver, who was involved in a motor vehicle accident and claimed to have caused an accident a quarter mile down the highway. The Court determined the driver did not owe a duty to the individual involved in the second accident. This decision was upheld on appeal.
- Obtained summary judgment on behalf of a landlord whose tenant's dog was accused of attacking Plaintiff. The Court determined no duty was owed. This decision was upheld on appeal. Mr. Lavin has also had a motion to dismiss granted in a separate case with similar facts.
- Obtained dismissal pursuant to a motion to dismiss of a Colorado Consumer Protection Act claim on behalf of an appliance installer.
- Obtained dismissal of portions of several lawsuits against a national transportation company in cases where the plaintiffs asserted claims for direct negligence against the company, specifically negligent hiring, training and supervision. The courts ruled that these claims lacked factual support and were redundant.
- Performed coverage investigations and analyses for insurance carriers and prepared coverage opinion letters.
- Advocated for clients in EEOC and CCRD administrative proceedings.