



Areas of Practice

- Medical Malpractice
- Personal Injury and Wrongful Death
- Insurance Coverage and Disputes (Bad Faith)
- Product Defect Injuries

Equity Partner

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Martindale Hubbell Peer Review Rating

AV[®] Preeminent 5 out of 5

Brian Allen, an Arizona native, joined Udall Shumway in 1996. Over the last 25+ years, Mr. Allen has continued Udall Shumway's long tradition of representing injury victims across Arizona. Mr. Allen's practice focuses on protecting the rights of people and families who have been injured by the fault of others or by the abuses of insurance companies. His experience in injury and wrongful death litigation includes claims in such diverse areas as automobile, motorcycle, large truck and boat accidents, trip and fall incidents, swimming pool/drowning deaths, dog attacks, sexual assaults, gun injuries, and a wide variety of defective product cases. His experience also includes representing people who have suffered injuries or death caused by medical mistakes in nearly all medical specialties, including: emergency medicine, vascular surgery, obstetrics, laboratory, general surgery, ophthalmology, anesthesia, blood draws, and many others. One of Mr. Allen's most satisfying areas of practice is insurance bad faith litigation. He has successfully brought claims on behalf of individuals against their own insurance companies to enforce policy provisions and to assist claimants in receiving the insurance benefits to which they are entitled.

Call Mr. Allen today for a free initial consultation. Mr. Allen personally handles all of his cases from initial consultation to jury trial, and can provide the personal attention and resources your case deserves.

Mr. Allen is also available to serve as a mediator/arbitrator in all types of tort/injury cases. Contact Mr. Allen for availability and rates.

Education

- J.D., Arizona State University College of Law, 1996
- B.A., Brigham Young University, 1993 (Major: Spanish Language)

Professional Associations and Community Involvement

- Judge Pro Tem/Mediator – Maricopa County Superior Court, 2020 - present
- Arizona Association for Justice (Arizona Trial Lawyers), 2004 – present
- J. Reuben Clark Law Society – Board of Directors of the Phoenix Chapter, 2014 – present
- Mesa Historical Society, Board of Directors, 2006 – 2017

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Professional Associations and Community Involvement (continued)

- Mesa United Way, Board of Directors, 2007 – present, Board Chair 2016 – 2017
- Boy Scouts of America, 1996 – 2019
- Mesa Eastern Little League, Board of Directors, Coach, 2001 – 2013
- State Bar of Arizona Committee on Civil Practice and Procedure, 1998 – 2008
- Mesa Arts Center Foundation, Board of Directors, 2003 – 2009
- Mesa Human Relations Advisory Board, 2002 – 2004
- Mesa Leadership Training and Development Program, 2000
- Arizona House of Representatives, House Majority Law Intern, 1996

Representative Jury Trials

Kazzazi v. Das, CV2015-093659 (Maricopa) – Medical Malpractice
Verdieu v. Kudlinski, CV2014-092764 (Maricopa) – Medical Malpractice
Elmore v. Andrade, CV2011-00354 (Gila) – Medical Malpractice
Buhler v. Shoemaker, CV2008-092399 (Maricopa) – Auto Accident Injury
Cwik v. Kempton, CV2007-092422 (Maricopa) – Auto Accident Injury
Cooper v. PSM Properties, CV2006-004112 (Maricopa) – Premises Liability Injury
Vera v. Lynch, CV2006-004113 (Maricopa) – Auto Accident Injury
Helquist v. Mountainbrook, CV2004-090287 (Maricopa) – Premises Liability Injury
Anderson v. Vasquez-Sanchez, CV2001-018544 (Maricopa) – Auto Accident Injury
Rivera v. El Capri, CV2003-090881 (Maricopa) – Premises Liability Injury
Brown v. Peterson, CV2002-004168 (Maricopa) – Auto Accident Injury
Michaels v. ABCO, CV1998-045661 (Pinal) – Premises Liability Injury
Coulombe v. State of Arizona, CV2000-012002 (Maricopa) – Auto Accident Injury
Broyles v. Vanderveer, CV1999-04428 (Maricopa) – Medical Malpractice
Threet v. Scottsdale Memorial, CV1995-90580 (Maricopa) – Medical Malpractice

Representative Cases

AUTO/MOTORCYCLE ACCIDENT INJURY

- \$1,725,000 Settlement (2020).** Represented minor who suffered a traumatic brain injury in golf cart accident in residential neighborhood.
- \$1,000,000 Settlement (2015).** Represented family in wrongful death claim arising from fatal car/pedestrian accident in shopping center parking lot.
- \$800,000 Settlement (2013).** Represented family in wrongful death claim for the death of their father in vehicle/motorcycle accident.
- \$618,000 Settlement (2014).** Represented multiple family members injured in head-on collision. Claim involved disputed injuries, including pre-existing conditions.
- \$590,000 Settlement (2013).** Represented family in injury and wrongful death claims arising out of interstate highway trucking accident. Negotiated increased policy limits on both underinsured and medical payments coverage.
- \$330,000 Settlement (2015).** Represented son of deceased father in wrongful death claim arising out of multi-car accident occurring on icy highway during snowstorm.

AUTO/MOTORCYCLE ACCIDENT INJURY (continued)

- \$250,000 Settlement (2015).** Represented woman who suffered fractured femur in car/bicycle accident.
- \$205,000 Settlement (2003).** Represented family members injured in car accident caused by truck driver. Settlement reached after truck driver's employer had originally denied insurance coverage and liability.
- \$201,000 Settlement (2005).** Represented surviving family of elderly man killed in car/pedestrian accident.
- \$200,000 Settlement (2015).** Represented man who suffered significant internal injuries in car/bicycle accident occurring in crosswalk.

MEDICAL MALPRACTICE

- Confidential Settlement (2019).** Represented woman who suffered severe lacerations to hand and arm during routine biopsy.
- Confidential Settlement (2017).** Represented man who suffered permanent nerve injury because of improperly performed blood draw.
- Confidential Settlement (2017).** Represented woman who suffered third-degree burns on legs and abdomen during endometrial ablation procedure.
- Confidential Settlement (2016).** Represented woman who suffered severe nerve injury as a result of misplaced needle insertion during blood draw.
- Confidential Settlement (2009).** Represented young woman who suffered significant burns on face and abdomen following negligently-performed laser hair removal procedure.
- Confidential Settlement (2009).** Represented woman who was forced to undergo unnecessary surgery following failure to diagnose heart condition.
- Confidential Settlement (2007).** Represented young man who suffered disabling sciatic nerve injury caused by negligently-administered Demerol injection in emergency room. Client developed RSD as a result of the injury and was unable to return to work.
- Confidential Settlement (2000).** Served as trial attorney in three-week medical malpractice trial involving negligently performed thyroid surgery.
- Confidential Settlement (1996).** Served as trial attorney in wrongful death claim against hospital, radiologist, and OB/GYN. Matter settled against some defendants and tried to jury verdict against others. Medical issues involved failure to diagnose and treat placental abruption of pregnant female.

FIRE/BURN INJURIES

- \$500,000 Settlement (2011).** Negotiated settlement for burn victim against negligent backhoe operator
- \$300,000 Settlement (2021).** Represented father in wrongful death claim arising out of the death of his adult daughter who died in an apartment fire.
- \$67,000 Settlement (2005).** Represented woman who suffered personal and property damage in house fire caused by defective gas-line coupler.

BOAT ACCIDENT INJURY

- \$850,000 Settlement (2001).** Represented woman injured in personal watercraft accident. Injuries included multiple leg fractures requiring extensive surgery. Settlement structured to pay out monthly income to woman for remainder of life.

INSURANCE COVERAGE/INSURANCE BAD FAITH

\$3,000,000 Settlement (2014). Represented surviving spouse in disputed life insurance claim. Life insurance company originally denied coverage.

\$383,000 Settlement (2013). Represented owner of car dealership who suffered vehicle inventory damage in a fire. The owner's insurance company initially denied coverage.

\$170,000 Settlement (2000). Represented surviving parents of minor daughter who died in accident caused by uninsured drunk driver. Clients brought claims against group of minors at party who brought and served alcohol to underage driver. Case settled during appeal of federal court ruling in favor of the plaintiff. Insurance coverage issues involved residency of minors.

\$105,000 Settlement (2014). Represented insured individual in insurance agent malpractice arising out of agent's below-standard advice regarding proper insurance coverage limits for the insured.

DEFECTIVE PRODUCTS

\$300,000 Settlement (1999). Represented man injured in car accident caused by defective tire. Case settled after expert witness depositions.

\$240,000 Settlement (2003). Represented man injured in accident caused by defective brakes on electric scooter.

\$175,000 Settlement (2016). Represented minor child who suffered retinal tear in eye caused by defective flying toy.

SLIP/TRIP AND FALL (PREMISES LIABILITY)

\$450,000 Jury Verdict (2007). Served as lead trial attorney in trip and fall case against large hotel/resort. Client suffered leg fracture following trip and fall caused by hidden step-off hazard in parking lot.

\$215,000 Settlement (2019). Represented woman who fell in drainage area of parking lot and suffered significant hip fracture.

\$125,000 Settlement (2009). Represented woman who suffered broken leg following trip and fall incident at major hotel chain. Case settled following significant litigation and expert depositions.

\$125,000 Settlement (2000). Represented elderly woman injured in trip in fall at convenience store parking lot. Fall caused by uneven asphalt that had been left in disrepair.

\$100,000 Settlement (2002). Represented surviving family of elderly man who died as a result of a trip and fall on a wet floor in a fitness club sauna.

DRAM SHOP (ALCOHOL LIABILITY)

\$95,000 Settlement (2003). Represented young woman who suffered leg and pelvic fractures in one-car accident caused after she had been over-served at local bar. At time of accident, client's BAC was over .32.

DOG BITE/ATTACK

\$110,000 Settlement (2013). Negotiated settlement for victim of dog attack. Claim was originally denied by dog owner's insurer because no "bite" occurred.

\$55,000 Settlement (2010). Represented elderly woman in dog attack case that resulted in fractured pelvis. Obtained insurance policy limits of dog owners despite the fact that insurer originally denied claim because a "bite" did not take place.

SEXUAL ASSAULT/MOLESTATION

Confidential Settlement (2020). Represented minor who was abducted and sexually assaulted by another minor.

Confidential Settlement (2008). Represented minor girl and her parents in case against school, school administrator, and school teacher for repeated molestation of girl by male teacher. Case settled at mediation following significant litigation.

GUN RELATED INJURIES

\$300,000 Settlement (2013). Represented family in wrongful death claim for death of their wife/mother who was shot by an armed intruder. Settlement was obtained through the homeowner insurance carrier of intruder's parents.

\$150,000 Settlement (2013). Represented minor who was accidentally shot by another minor friend. Claim was made against the minor's parents for negligent supervision of the firearm.

SWIMMING POOL INJURIES

\$200,000 Settlement (2019). Represented family of toddler who tragically drowned in neighbor's unprotected pool.

Confidential Settlement (2017). Represented young woman who suffered life threatening injuries caused by exposure to dangerous bacteria found in improperly maintained public swimming pool.

I can help with any legal issue. Call me any time.

480-461-5335



When **you or your family** need an attorney, it's nice to know you have a trusted friend in the business. For more than 55 years, Arizona individuals and families have relied upon the attorneys of Udall Shumway PLC for counsel and advice. With hundreds of years of combined legal experience, our attorneys understand the needs of consumers and have the knowledge and tools to level the playing field. Take advantage of our experience - we've been down this road before. We represent clients in:

- ◆ Appellate Practice
- ◆ Bankruptcy
- ◆ Construction Defects
- ◆ Disability Claims
- ◆ Distressed Real Estate
- ◆ Divorce and Family Law
- ◆ Employment Law
- ◆ Estate Planning and Probate
- ◆ U. S Immigration and Nationality Law
- ◆ Insurance Disputes (Bad Faith)
- ◆ Medical Malpractice
- ◆ Nursing Home / Elder Abuse
- ◆ Personal Injury and Wrongful Death
- ◆ Product Defect Injuries
- ◆ Professional Licensing Board Representation

We're also here to provide a full range of legal services to **your business**. Our attorneys represent commercial entities of all sizes ranging from small family businesses to large corporations and our clients are as varied as the legal services they require. No matter how complex the legal issues, your business can rely on our practical advice. Many individuals and families are involved with the formation of businesses, the ownership of business interests or the purchase, sale or ownership of real estate. Refer to the Business section to find out how our attorneys can assist you with your legal needs in these areas. Exceeding our clients' expectations is our goal. We represent clients in



- ◆ Administrative Law
- ◆ Appellate Practice
- ◆ Business and Corporate Litigation
- ◆ Business Organizations
- ◆ Commercial Litigation
- ◆ Immigration
- ◆ Tax Law
- ◆ Finance Law
- ◆ Business Transactions
- ◆ Construction Law
- ◆ Professional Licensing Board Representation
- ◆ Real Estate Transactions and Litigation