



BASSFORD REMELE

Andrew L. Marshall
SHAREHOLDER



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PRACTICE GROUPS

Commercial Litigation
Construction
Employment Litigation/Advice

OVERVIEW

Mr. Marshall has more than 31 years of trial experience representing a spectrum of clients in commercial, construction, and employment litigation, as well as personal injury claims.

As an accomplished litigator and a Minnesota State Bar Association Board Certified Civil Trial Law Specialist, Mr. Marshall has tried more than 60 jury trials in Minnesota and Wisconsin state and federal courts, also representing corporations, organizations, and individuals in appellate courts, and arbitration and mediation venues. He currently represents a multi-billion dollar global retailer in general liability matters, a multinational information technology company in products liability matters, and a number of Minneapolis night clubs in liquor liability matters. Mr. Marshall also represents commercial and residential property owners and condominium and townhome associations in construction and premises liability matters as well as claims arising under the Minnesota Common Interest Ownership Act (MCIOA).

Mr. Marshall is a member of the American Board of Trial Advocates.

EDUCATION & ADMISSIONS

Education

University of Minnesota Law School, J.D., *cum laude*, 1986
Lawrence University, B.S., 1982

Bar Admissions

- U.S. Court of Appeals, Eighth Circuit
- U.S. District Court, District of Minnesota
- U.S. District Court, District of North Dakota
- U.S. District Court, Western District of Wisconsin
- Minnesota
- North Dakota
- South Dakota
- Wisconsin

Certification

- Minnesota State Bar Association Certified Senior Civil Trial Specialist

EXPERIENCE

Representative Cases

- Represented family of man, killed in a police altercation, in a civil rights matter. Court found that officer was not entitled to immunity; fact issues surrounding objective reasonableness for use of deadly force and malicious wrong existed; *Dawn Michelle Marth, as Trustee for the Heirs of Jason Martin v. John Herman in his individual capacity*.
- Obtained summary judgment on behalf of private liberal arts college in construction litigation and premises liability dispute; affirmed on appeal; *Lindholm v. Carleton Coll.*, 2016 WL 3461941 (Minn. App. June 27, 2016).
- Defended aircraft ground handling company in an employment dispute seeking injunctive relief and damages stemming from claims involving non-compete, interference, and conversion; request for injunctive relief denied on all counts; *Menzies Aviation (USA), Inc. v. Wilcox, Servisair, LLC, et al.*
- Represented nightclub owners in a large insurance coverage dispute involving a property damage claim which caused nightclub to fail; resulting in favorable recovery for nightclub owner; *Heaven & Earth, Inc. v. Ross Nesbitt Agencies, Inc.*

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continued

Additional Representative Cases

- Obtained appellate victory on behalf of employee terminated for refusing to comply with employer's illegal tip-sharing requirement. The Minnesota Supreme Court held that Minn. Stat. § 177.24, subd. 3, provides a cause of action with broad remedies to an employee terminated for refusing to increase the amount of his tips shared with other employees. *Burt v. Rackner, Inc.*, 902 N.W.2d 448 (Minn. 2017).
- Obtained verdict on behalf of a homeowner against the City of Lindstrom in a complicated sewer water/home damage dispute; Compensatory damages and attorney's fees awarded.
- Successfully represented several employees in an invasion of privacy case that arose from their being compelled to simulate sexual conduct while under the influence of hypnosis at a work function.

PROFESSIONAL & CIVIC

Professional Achievements

- American Board of Trial Advocates

Bar Associations

- Federal Bar Association
- Minnesota State Bar Association
- State Bar Association of North Dakota
- State Bar of South Dakota
- State Bar of Wisconsin
- Hennepin County Bar Association

Professional Associations

- Minnesota Defense Lawyers Association
 - Dean, Trial Academy, 2013, 2015, 2017
 - Faculty, Trial Academy, 2009, 2010
 - Faculty, Mid-Winter Conference, 2013

ACCOLADES

Honors & Awards

- Minnesota Super Lawyers list, *Super Lawyers*, 2004-present
- Rated AV Preeminent® by Martindale-Hubbell®
- Selected to the National Association of Distinguished Counsel, 2015-2017