

Obtained victory before the Colorado Court of Appeals for a bariatric surgeon. Our lawyers tried and won the original case, which involved alleged complications following gastric bypass surgery. The Court of Appeals rejected the plaintiff's assertions that the lower court erred in precluding certain expert testimony and affirmed the 2011 trial court verdict.

2013

A WTO team led by Kevin Kuhn and his Denver co-counsel Lisa Leasure obtained a victory on behalf of a Colorado bariatric surgeon in the Colorado Court of Appeals. The appeal arose out of a case that the team tried and won in the Denver District Court in 2011 involving a plaintiff who suffered complications after a gastric bypass weight loss surgery.

On appeal, the plaintiff argued that the lesser court erred in precluding two general surgeons who performed follow-up surgeries on the plaintiff to testify on standard of care issues involving the bariatric surgeon. The appellate court rejected the argument because even though the general surgeons were prohibited from testifying on specialist standard of care issues, the plaintiff had a separate bariatric surgeon expert to testify.

Related Professionals



Kevin J. Kuhn
Partner

The plaintiff also unsuccessfully argued that the jury didn't have access to all admitted exhibits for a period of time during their deliberation. On April 4, 2013, the Court of Appeals rejected the plaintiff's arguments and affirmed the 2011 verdict.

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