Wheeler Trigg O'Donnell

Erin Frohardt Tatman

Partner

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WHEELER TRIGG O'DONNELL LLP 2027
RECOGNIZED BY
Best Lawyers

Erin F. Tatman represents clients on professional liability and complex commercial litigation matters. She helps healthcare providers, lawyers and law firms, corporations and other organizations evaluate difficult cases, develop practical strategies, and defend against claims involving significant exposure, whether through favorable early resolution or trial. Clients turn to her for matters that require careful judgment on technical, scientific, and medical issues as well as courtroom readiness. A chemist by training, Erin is comfortable dissecting technical evidence and expert opinions and translating that analysis into clear positions for clients, judges, and juries.

Credentials

Education

Northwestern University Pritzker School of Law, J.D., *cum laude*, Order of the Coif, 2012;
Northwestern Law Review, Articles Editor

Colgate University, B.A., 2007, Chemistry

CLERKSHIPS

Law Clerk to The Honorable Jerome A. Holmes, United States Court of Appeals for the Tenth Circuit

RECOGNITION

The Best Lawyers in America
Ones to Watch - Medical Malpractice Law - Defendants, 2021-2025

Colorado Rising Stars
Professional Liability Defense, 2016-2022

LEGAL MEMBERSHIPS

Ethics & Discipline Committee of the Utah Supreme Court

Legal Aid Foundation
Associate Advisory Board, 2015-2019
Associates Campaign Representative, 2015-2018

Utah Defense Lawyers Association
Board Member

Utah State Bar Association
Health Law Section
Litigation Section

Women Lawyers of Utah

Colorado Defense Lawyers Association

Colorado Bar Association
Health Law Section

Denver Bar Association

Davis County Bar Association

Salt Lake County Bar

BAR AND ADMISSIONS

Colorado
Illinois
Utah
U.S. Court of Appeals, 10th Circuit
U.S. District Court, D. Colorado
U.S. District Court, D. New Mexico
U.S. District Court, N.D. Illinois

COMMUNITY ACTIVITY

Denver Kids, Inc.
Mentor, 2015-2019
Board of Directors Development Task Force, 2018-2019

Young Professionals Council
Vice Chair, 2018-2019
Networking & Professional Development Chair, 2017-2018

ARTICLES AND PRESENTATIONS

"Defending Health-Care Decisions to Juries in a Post-Coronavirus World," DRI's The Voice, Vol. 19, No. 21.

"Hoping for the Best, While Preparing for the Worst: Addressing Resource Shortages During a Crisis."

"Some (Minor) Relief In Sight: Secretary Issues 1135 Waiver of EMTALA's Medical Screening and Transfer Requirements."

"PREP Act: Healthcare Providers, Labs, and Behavioral Facilities May Invoke Immunities Related to Testing and Treatment of Coronavirus Patients."

Panelist, "Where is the Risk Management? A Look at Claims and Best Practices," Beazley Virtual Care Conference.

"Medical Malpractice," Colorado Civil Claims: Elements, Defenses, and Sample Pleadings, 1st ed.

Practices

Appellate
Catastrophic Injury
Class Actions
Commercial Litigation
Healthcare Litigation
Legal Professional Liability
Product Liability

Cases

HEALTHCARE LITIGATION

Successfully defended a physician and hospital in a birth trauma case in Illinois. Handled damages claims, prepared defense witnesses, and conducted a mock trial. The case settled a month before trial on terms that saved our client eight figures. The client was extremely pleased.

Defended against claims in New Mexico that our client failed to appropriately assess the risk represented by two siblings who killed their foster mother.

Hired at the start of expert discovery in Washington to defend a healthcare provider against malpractice and negligence claims brought by a patient who suffered a stroke. The case settled extremely favorably just before trial.

Hired two weeks before trial to defend a client in Pennsylvania against medical malpractice and negligence claims. The case settled during voir dire for well under half the plaintiff's demand.

Counseled a healthcare industry insurer on best practices for risk management amid the COVID-19 pandemic.

Successfully settled claims against a motorized wheelchair manufacturer in Connecticut state court.

CLASS ACTION

Represented a major commercial insurer in nationwide concussion and traumatic brain injury class action litigation involving the National Collegiate Athletic Association, National Hockey League, and U.S. Soccer Federation.

Represented Whirlpool Corp. in various consumer product class action matters nationwide.

Won summary judgment for USAA based on a plaintiff's lack of standing in a putative class action regarding the contractual time limitation for medical payments coverage.

Represented Farmers Insurance in two Washington insurance class actions alleging unrepairable damage claims under UIM property-damage coverage.

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