

# Curriculum Vitae: Eric M. Jensen



**Eric M. Jensen**  
**Senior Attorney**

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## ADMISSIONS

Kentucky  
Indiana  
Ohio  
U.S. Court of Appeals for the Sixth Circuit  
U.S. District Court for the Eastern and Western Districts of Kentucky  
U.S. District Court for the Northern and Southern Districts of Indiana  
U.S. District Court for the Northern and Southern Districts of Ohio  
U.S. District Court for the Western District of Tennessee

## EDUCATION

Indiana University Maurer School of Law, Brandeis School of Law, J.D. *cum laude*  
DePauw University, B.A. *magna cum laude*



Eric M. Jensen is a seasoned attorney with a diverse and experienced background in insurance defense and general commercial litigation, including matters involving medical malpractice, hospital defense, product liability, asbestos and other business tort defense, pharmaceutical product liability, catastrophic personal injury, construction defect, workers' compensation claims, employment litigation, insurance coverage disputes, bad faith litigation, automobile accident and premises liability suits.

Throughout his career—spanning more than three decades—Eric gained first chair experience in all stages of litigation from pre-suit negotiations to discovery, trial, appeal and settlement. Upon his arrival in Louisville, Eric was with a large insurance defense firm and handled a myriad of different types of litigation, ultimately concentrating in the defense of hospitals and physicians in medical malpractice suits, licensure board proceedings, other administrative proceedings and ADR matters.

Eric has served as counsel for clients across the Commonwealth of Kentucky, representing Fortune 500 companies involved in asbestos exposure and pharmaceutical-based suits. For several years, he also assisted in the defense of automobile defect suits on behalf of major car manufacturers. Eric has been involved in complex commercial litigation, representing financial institutions and large Louisville-based businesses. The bank work related to prosecuting complex commercial foreclosure actions often met with counterclaims asserting complex lender liability claims. He also defended financial institutions in a full array of non-foreclosure litigation, including suits involving UCC Articles 2, 3, 4 and 9, as well as simple negligence claims.

In addition to practicing law, Eric taught business law as an adjunct professor at Indiana University-Southeast for several years and has performed pro bono work for the Legal Aid Society of Louisville in the areas of forcible entry and detainer law and domestic relations law.

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## Representative Case Highlights

- Prepared briefs in trial court, Kentucky Court of Appeals and Kentucky Supreme Court in a case decided in favor of a large local bank client that involved nearly \$1,000,000 in embezzled funds and that resulted in a published decision addressing key UCC provisions: *Mark D. Dean, P.S.C. v. Commonwealth Bank & Trust Co.*, 434 S.W.3d 489 (Ky. 2014).

## Representative Case Highlights (Continued)

### MEMBERSHIPS

Kentucky Bar Association  
Louisville Bar Association  
Indiana Bar Association  
Ohio Bar Association

- Litigated a \$20,000,000 commercial foreclosure action in the U.S. District Court for the Western District of Kentucky on behalf of a large regional bank, and was successful in having a receiver appointed and then procuring dismissals in favor of the bank on all counts of the counterclaims pursued by the borrower, guarantors and condo purchasers. The property was eventually sold in a private sale overseen by the trial court. In the only appeal taken from the trial court's rulings on dispositive motions against the various defendants, the Sixth Circuit in Spring 2017 affirmed dismissal of the condo purchasers' equitable lien claims and various other counterclaims.
- Obtained a defense verdict after a two-week jury trial in Jefferson Circuit Court in Louisville, Kentucky, in a medical malpractice case involving catastrophic injuries in which plaintiff sought in excess of \$15,000,000 in damages.
- Obtained defense verdicts in several other medical malpractice jury trials, including an emotionally charged failure-to-treat case in Vanderburgh Circuit Court in Evansville, Indiana, in which plaintiff's decedent had passed away from breast cancer.
- Obtained defense verdict in a reverse-discrimination suit filed in Jefferson Circuit Court, Louisville, Kentucky.
- Settled countless complex cases (in both contract and tort) involving considerable exposure.



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