

## Brian D. Hensley

Partner

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512-703-5083



Brian Hensley focuses primarily on defending businesses and individual clients in personal injury lawsuits involving allegations of product liability, premises liability, dram shop, general negligence, and other tort-related claims. Brian partners with his clients and their insurers to efficiently resolve wrongful death, catastrophic personal injury and property damage claims in both state and federal courts across Texas. He also has experience in defending contractors against construction defect claims and professional service providers in lawsuits involving allegations of professional negligence and misconduct.

Brian has represented a variety of businesses in personal injury, wrongful death, and property damage cases, including property owners, management companies, general contractors, subcontractors, churches, private schools restaurants and bars. He frequently defends general contractors and subcontractors in worksite injury cases. Brian works with all types of businesses and commercial motor vehicle drivers in defending claims of negligent operation, hiring, training and retention. He regularly defends churches and religious institutions against personal injury claims.

Brian has defended property owners and property management entities involving a wide variety of premises liability and negligent activity claims; including slip and falls, sexual molestations, and general personal injury cases. Brian's construction defect practice has included the defense of various types of contractors against claims of defective installation and contract disputes. His representation of these clients includes all types of complex projects: commercial, hospitals, multi-family housing, and personal residences.

Brian's defense of businesses against dram shop claims has resulted in favorable outcomes for his clients in cases involving wrongful death and catastrophic injury. Brian regularly defends Homeowners' Associations in a variety of matters including breach of covenants, wrongful foreclosure, and breach of fiduciary duty cases.

### Representative Experience

Obtained a defense verdict on behalf of commercial mechanic in catastrophic injury case involving a crush injury to an operator of a bucket lift.

Obtained summary judgments for Homeowners' Associations in breach of contract claims brought by members.

On trial team that obtained defense verdict for automobile manufacturer in Federal District Court in paraplegic injury case alleging manufacturing and design defects in vehicle.

Obtained summary judgments for automobile manufacturer in catastrophic injury cases alleging defective handling and stability and defective restraints in vehicles.

Trial experience in personal injury and professional negligence actions.

Obtained dismissal on behalf of property owner in premises liability action.

Obtained favorable settlement for contractor in large multi-party construction defect case involving a hospital project.

Briefed, argued and successfully preserved Fortune 500 company's claims of privilege and confidentiality relating to internal company documents.

Represented Ford Motor Company as co-defense counsel in Texas Multi-District Litigation involving hundreds of property damage claims alleging design defects in Ford vehicles caused fires.

Represents national products manufacturer in catastrophic personal injury and wrongful death cases.

Represents property owners and property management companies in defense of premises liability and dram shop claims.

Represents homeowners and property owners' associations against claims of breach of fiduciary duty and breach of contract claims.

Obtained summary judgment for roofing subcontractor in construction defect case involving multiple school campuses.

## **Related Services**

Construction

General Liability/Catastrophic Injury

Products Liability & Mass Torts

Professional Liability

## **Publications & Speaking Engagements**

Texas Dram Shop Liability: From Last Call to Verdict

Thompson Coe Webinar

2019

Is Law School Right for Me? Law and Life Series

University of Texas Liberal Arts Career Services Office and Peek & Toland Law Firm

2013

Handling the Automobile Injury Claim in Texas

National Business Institute Seminar for the Texas Department of Insurance CE

2003

## **Education, Admissions & Activities**

### **EDUCATION**

University of Houston Law Center

J.D., cum laude, 2002

The University of Texas at Austin

B.A., 1998

History

### **BAR ADMISSIONS**

Texas

2002

### **COURT ADMISSIONS**

United States District Court of Texas

Northern, Southern, Eastern, Western

### **PROFESSIONAL AND COMMUNITY ACTIVITIES**

Texas Bar Foundation

Fellow, 2016

State Bar of Texas

Travis County Bar Association

Texas Association of Defense Counsel