

## Todd C. Donohue

Partner

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214-880-2822



Todd Donohue represents clients in catastrophic injury/wrongful death claims, employment litigation, complex commercial litigation and lawsuits involving products and premises liability. As a seasoned litigator, Todd has wide-ranging experience in both state and federal courts. This experience provides a base from which he advises and represents clients across many business sectors. His philosophy on litigation is to plan proactively and take steps to increase his client's opportunity for success and when appropriate use the advantages obtained to reach a favorable resolution. His approach is holistic and keeps in mind the relationship between courtroom success and practical solutions that lead to overall real-world success.

Todd has litigated on behalf of individuals and companies from across the country in the construction, medical technology, restaurant franchising, energy, entertainment, insurance and various other industries.

### Investigations

Investigated and spearheaded OSHA interactions/response and defended actions involving major commercial insurer and major self-insured construction company in fatality and substantial injury cases.

Representative engagements:

- Fatality accident involving pressurized pipe explosion during hospital construction project
- Severe injuries sustained in boating accident where plaintiff alleged product defects in watercraft's steering and acceleration mechanism
- Execution and drowning of a minor related to allegedly defective wiring of boat dock at resort property
- Fatal crush injury in stockpile area of asphalt plant
- Numerous construction zone and construction vehicle accidents where immediate action was required to engage accident re-constructionist to document vehicles and scene and conduct interviews of employees involved

- Employee of horizontal drilling company sustained purported severe hand injury while attempting to fix horizontal drilling equipment
- Surveyor electrocution resulting from equipment contact with overhead power lines due to wind gusts
- Fatality resulting from 10-story fall inside shaft of west Texas wind turbine
- Fatal crush injury as a result of improper lift operation at a new high school construction site
- Fatal fall injury from make-shift scaffolding at new high school construction site
- Claims involving property damage resulting from fire suppression systems that suffered catastrophic damage as a result of sustained freezing temperatures

## Representative Experience

Obtained a successful settlement for gymnastics academy client in case involving spinal fractures sustained by minor gymnast during use of bungee spotting apparatus.

Obtained a successful settlement in copyright infringement and Lanham Act action related to the design and marketing of high-quality, low income, multi-family residential housing communities.

Obtained defense summary judgment on behalf of general contractor in multi-billion patent infringement and misappropriation case related to the use of interlocking block erosion prevention system.

Represented writer of code for software that is the support system for debit card, credit card and ACH transactions nationally against employer in copyright action and dispute over software ownership. Client retained ownership of his code and software.

Represented an internationally-known TV and radio personality and social issues commentator in contract dispute with former agent involving payments of commissions.

Represented a co-host of nationally-syndicated radio show in contract dispute with agent related to commissions and salary impact of COVID-19.

Represented a former employee of global company responsible for manufacture of copiers, scanners and cameras in fraud and breach of contract action related to payment of commissions due as a result of overhaul of business development framework by client.

Represented convenience store client in premises liability and negligence action stemming from a criminal attack wherein plaintiff was doused with gasoline from store pumps and then set on fire. Case resolved through favorable settlement.

Successfully defeated attempt to obtain temporary restraining order, preliminary injunction and permanent injunction seeking to prevent architect from practicing under covenant not to compete.

Obtained defense summary judgment and an award of attorneys' fees for title company client in action seeking a multibillion-dollar award related to a 1300-acre ranch land transaction and development.

Successful resolution of dispute arising out of multi-billion dollar asset purchase agreement dispute related to purchase of restoration franchise and post-transaction earnout provisions.

Obtained complete dismissal for window manufacturer client against general contractor related to fabrication and delivery of windows and doors for large Metroplex apartment complex construction project.

Successfully represented Dallas/Fort Worth area hotel in a premises liability and negligence action arising out of sexual assault.

Successfully represented national restaurant chain in premises liability and insufficient security action arising from carjacking and robbery that took place on premises.

Successfully represented two members of medical software partnership in business divorce. Clients retained stake in entity and negotiated amicable departure terms for third member.

Successfully represented two individuals and company in non-compete dispute against former employer in the business of rescuing financially-stressed entities. The matter was a highly contentious dispute over a Rule 202 Petition. Individuals were protected from giving pre-suit depositions and matter was abandoned by potential plaintiff after deposition of corporate representative.

## **Related Services**

[Appellate Litigation](#)

[Business and Commercial](#)

[Construction](#)

[General Liability/Catastrophic Injury](#)

[Insurance](#)

[Labor & Employment](#)

[Products Liability & Mass Torts](#)

[Professional Liability](#)

## **Education, Admissions & Activities**

## EDUCATION

Southern Methodist University Dedman School of Law

J.D., 2000

Southern Methodist Law Review Association, Symposium Editor

Order of the Coif

Phi Delta Phi

Texas A&M University

B.B.A , 1996

Accounting

Management

## BAR ADMISSIONS

Texas

2000

## COURT ADMISSIONS

United States Court of Appeals for the Fifth Circuit

United States District Court of Texas

Northern, Southern, Eastern

## PROFESSIONAL AND COMMUNITY ACTIVITIES

Forney High School Track & Field Boosters

Forney High School Volleyball Booster

Leukemia & Lymphoma Society – Dallas Light the Night

Dallas County District Attorney through Lawyers on Loan Program

Former Member