



WILLIAM P. SOWERS

Associate

sowers@wtotrial.com | P 303.244.1941

Will Sowers focuses his practice on complex litigation and appeals. He has handled matters in both state and federal courts, including before the U.S. Supreme Court and the Third, Fourth, Ninth, Tenth, and Eleventh Circuit Courts of Appeals. He has served as appellate monitoring counsel at trial and has significant experience advising clients on properly preserving issues throughout litigation, including during post-trial briefing. In trial courts, Will is often brought in to lead the drafting of critical motions in complex matters.

EDUCATION

Duke University School of Law, J.D., 2019, *magna cum laude*, Editor-in-Chief, Law & Contemporary Problems

James Madison University, James Madison University B.B.A., 2011, *cum laude*

GOVERNMENT SERVICE

Law Clerk to The Honorable Ed Carnes, United States Court of Appeals for the Eleventh Circuit

OTHER EXPERIENCE

Hunton Andrews Kurth LLP
Jackson Lewis P.C.
Gemstone Hotels & Resorts and Vail Resorts
Senior Human Resources Business Roles

ADMISSIONS

Colorado
Virginia

HIGHLIGHTS

- Briefed and argued an appeal addressing a multi-million dollar negligent supervision claim before the Utah Court of Appeals.
- Won a defense victory on appeal in a multimillion dollar insurance and construction defect dispute, overturning an adverse jury verdict, winning judgment on the most significant portion of the claim, and receiving a complete retrial on all other issues.
- Served as appellate monitoring counsel for a two-week federal trial.
- Won a jury verdict for an international polo star in commercial dispute.
- Won a \$50 million Colorado Supreme Court victory for Denver International Airport following a decades-long series of contract disputes.
- Represented a water association in a petition for certiorari to the U.S. Supreme Court.
- Served as trial counsel in a two-week breach of contract and bad faith case in Colorado federal court.

INDUSTRIES

- Consumer Products & Services
- Insurance

PRACTICE AREAS

- Appellate
- Commercial Litigation
- Employment

WILLIAM P. SOWERS

BIOGRAPHY

Will Sowers focuses his practice on complex litigation and appeals. He has handled matters in both state and federal courts, including before the U.S. Supreme Court and the Third, Fourth, Ninth, Tenth, and Eleventh Circuit Courts of Appeals. He has served as appellate monitoring counsel at trial and has significant experience advising clients on properly preserving issues throughout litigation, including during post-trial briefing. In trial courts, Will is often brought in to lead the drafting of critical motions in complex matters.

After graduating law school, Will served as a law clerk to the Honorable Ed Carnes of the U.S. Court of Appeals for the Eleventh Circuit. Before law school, he held senior business roles in the human resources departments of two large hospitality companies.

CASES

Appellate

- Briefed and argued an appeal addressing a multi-million dollar negligent supervision claim before the Utah Court of Appeals.
- Won a defense victory on appeal in a multimillion dollar insurance and construction defect dispute, overturning an adverse jury verdict, winning judgment on the most significant portion of the claim, and receiving a complete retrial on all other issues.
- Served as appellate monitoring counsel for a two-week federal trial.
- Won a \$50 million Colorado Supreme Court victory for Denver International Airport, overturning adverse bench trial and lower appellate court opinions and creating precedent that prohibits putative plaintiffs from using delay tactics to gain an unfair advantage in litigation.
- Represented a water association in a petition for certiorari to the U.S. Supreme Court.
- Represented an industry trade group acting as amicus curie in appeals around the country.
- Drafted appellate briefs in COVID-19 business interruption cases before the Third, Ninth, and Eleventh Circuit Courts of Appeals, as well as in state appellate courts.
- Drafted an appellate brief in the Eleventh Circuit for a restaurateur whose employer liability insurance denied coverage.
- Advised a client in two oral arguments related to reinsurance recovery before a federal court of appeals.
- Advised a school district client on oral argument before the Fourth Circuit in a dispute about the civil procedure requirements for bringing an anonymous claim.

WILLIAM P. SOWERS

Trials & Litigation

- Won a jury verdict for an international polo star in a commercial dispute over the cloning and breeding of world champion polo horses.
- Served as trial counsel in a two-week breach of contract and bad faith case in Colorado federal court.
- In construction claim, developed and executed a motion in limine strategy that effectively ended the case, resulting in a favorable settlement on the eve of trial.
- In a professional negligence case, drafted and won a motion for reconsideration overturning a court's adverse summary judgment ruling.
- Won a renewed motion for judgment as a matter of law following a jury trial on behalf of a ski resort operator in a negligent supervision case, resulting in a significant reduction of the verdict.
- Briefed, argued, and won a motion to dismiss for personal jurisdiction representing an international machinery manufacturer in a products liability case.
- Advised on business interruption losses and other COVID-19 insurance recovery claims ranging from \$50 million to \$600 million.
- Drafted the summary judgment briefing in a \$20 million reinsurance dispute.
- Won a motion for judgment on the pleadings, and two motions for reconsideration, in a \$5 million insurance dispute over coverage for a tractor-trailer accident.

Pro Bono

- Drafted an amicus brief in the District of Columbia Court of Appeals for a nonprofit in support of policyholders who were wrongfully denied insurance coverage.
- Drafted an amicus brief in the Fourth Circuit for psychologists and psychiatrists arguing that the competency evaluation performed in a death penalty case was not medically sufficient.
- Obtained a settlement of 1% of an insurer's initial demand on a subrogation claim for a military service member.

BAR & COURT ADMISSIONS

Colorado

Virginia

U.S. Supreme Court

U.S. Court of Appeals, 10th Circuit

U.S. Court of Appeals, 11th Circuit

U.S. Court of Appeals, 3rd Circuit

WILLIAM P. SOWERS

U.S. Court of Appeals, 4th Circuit
U.S. Court of Appeals, 9th Circuit
U.S. District Court, D. Colorado
U.S. District Court, E.D. Virginia

LEGAL MEMBERSHIPS, ACTIVITIES & HONORS

The Best Lawyers in America

- Ones to Watch - Appellate Practice, 2024-2026
- Ones to Watch - Commercial Litigation, 2024-2026
- Ones to Watch - Insurance Law, 2024-2026

ARTICLES & PRESENTATIONS

Articles

- Co-Author, "Running out the Clock: The Period of Limitation in COVID-19 Insurance Lawsuits May Soon Come to an End," Insurance Coverage Law Center, (February 15, 2022).
- "Men, Take Paternity Leave to Embrace Fatherhood," Richmond Times-Dispatch, (November 5, 2021).
- Co-Author, "A New Test or Merely a New Name for Some Regulatory Takings?," Yale Journal on Regulation, (August 22, 2021).
- How Do You Solve a Problem Like Law-Disruptive Technology?, 82 Law & Contemporary Problems 193–214 (2019).

PERSONAL INTERESTS

- Running, cycling, hiking, reading, writing, and spending time with my wife, three daughters, and large, fluffy dog.