



WILLIAM P. SOWERS

Associate

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Will Sowers represents businesses in complex commercial disputes. He focuses much of his practice on critical motions and appeals. Will has handled matters in both federal and state court, as well as before the Third, Fourth, Ninth, and Eleventh Circuit Courts of Appeals. He also has significant experience handling insurance coverage litigation.

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

- Led the drafting of post-trial briefings for a ski resort operator following a two-million dollar jury verdict in a negligent supervision case.
- Represented an international machinery manufacturer in a products liability case, drafting a motion to dismiss for personal jurisdiction.
- Represented a technology company in an action to recover hundreds of thousands of dollars that a former executive embezzled.
- Drafted an appellate brief in the Eleventh Circuit for a restaurateur whose employer liability insurance denied coverage.
- 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.
- Successfully consolidated COVID-19 insurance coverage appeals over opposing counsel's objections.
- Drafted the summary judgment briefing in a multimillion-dollar insurance coverage dispute over a waterpark injury.

INDUSTRIES

- Consumer Products & Services
- Insurance

PRACTICE AREAS

- Appellate
- Commercial Litigation
- Employment

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BIOGRAPHY

Will Sowers represents businesses in complex commercial disputes. He focuses much of his practice on critical motions and appeals. Will has handled matters in both federal and state court, as well as before the Third, Fourth, Ninth, and Eleventh Circuit Courts of Appeals. He also has significant experience handling insurance coverage litigation.

After graduating law school, Will served as a law clerk to the Honorable Ed Canes 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

Commercial Litigation

- 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.
- Advised a client on recovery under errors & omission coverage for settlement of a \$4 million underlying bodily injury claim.
- Drafted the summary judgment briefing in a multimillion-dollar insurance coverage dispute over a waterpark injury.
- Successfully consolidated COVID-19 insurance coverage appeals over opposing counsel's objections.

Appellate

- 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.
- Drafted the appellate brief in a multimillion-dollar reinsurance matter before the New York Supreme Court Appellate Division.

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.

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- 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.

Other Relevant Experience

- Led the drafting of post-trial briefings for a ski resort operator following a two-million dollar jury verdict in a negligent supervision case.
- Represented an international machinery manufacturer in a products liability case, drafting a motion to dismiss for personal jurisdiction.
- Represented a technology company in an action to recover hundreds of thousands of dollars that a former executive embezzled.

BAR & COURT ADMISSIONS

Colorado

Virginia

U.S. Court of Appeals, 10th Circuit

U.S. Court of Appeals, 11th Circuit

U.S. Court of Appeals, 3rd Circuit

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

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).

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PERSONAL INTERESTS

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