

HINKLE

LAW FIRM LLC



J. PHILIP DAVIDSON

MEMBER

Philip has represented clients in litigation, arbitration and mediation in more than 30 states and he has tried numerous civil jury trials, including high-exposure personal injury and wrongful death cases.

OVERVIEW

J. PHILIP DAVIDSON

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As leader of Hinkle Law Firm LLC's Transportation, Food, Beverage and Hospitality, Insurance, and Construction litigation practice groups, Mr. Davidson handles the defense of a full range of property and casualty, construction, motor carrier/transportation, construction (including blasting and explosives liability), industrial, products, health care, and professional liability matters.

Philip has represented clients in litigation, arbitration and mediation in more than 30 states and he has tried numerous civil jury trials, including high-exposure personal injury and wrongful death cases. He is a frequent presenter and industry consultant in transportation industry/motor carrier safety/litigation.

He leads the firm's Critical Occurrence Response Team which provides early investigation, planning, and legal management services to clients responding to catastrophic events such as transportation/motor carrier incidents, falls from height, fires, electrocutions, carbon monoxide exposures, explosions, product liability (industrial and consumer), building failures, food borne illness outbreaks, workplace investigations, claims against clergy and religious entities, mass torts and governmental inquiries/enforcement actions.

Philip has served as national coordinating/trial counsel for several clients including food ingredient manufacturers and national restaurants in claims involving food borne illness (listeria, salmonella, e-coli) and diacetyl exposure/popcorn worker's lung. Philip also served as national coordinating and trial counsel to The International Pizza Hut Franchise Holders Association. Mr. Davidson is a member of the International Association for Food Safety (IAFS)

PRACTICE AREAS

- > Civil Litigation
- > Commercial & Complex Litigation
- > Construction Law
- > Design Professionals
- > Employment Law & Litigation
- > Food, Beverage and Hospitality
- > Insurance Defense
- > Personal Injury Litigation
- > Product Liability
- > Professional Negligence & Licensure Litigation
- > Transportation & Motor Carrier Litigation

EDUCATION

- > Washburn University School of Law, J.D., 1990
- > University of Kansas, B.S., Political Science, 1987

BAR ADMISSIONS

- > Kansas Supreme Court
- > Missouri Supreme Court
- > United States Court of Appeals, 10th Circuit
- > United States District Court, District of Kansas
- > United States District Court, District of Western Missouri

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and the steering committee of the Hospitality Practice Group of ALFA International. In addition, he has experience in food and feed ingredient contamination by adulteration or inclusion of unintended foreign substances; alleged contamination in municipal water and consumer point of use water purification systems; and, non-FDA approved supplements and off-label non-medical naturopathic modalities such as chelation therapy. Philip has extensive experience in liability claims including wrongful death allegations involving the provision of security, third-party criminal conduct and customer safety involving retailers, travel companies and tour directors, banks, hotels, shopping centers, restaurants and bar/taverns owners and operators. He represents motor carriers in relation to the Food Safety Modernization Act in the transportation of human and animal food and cross-contamination claims involving food and beverages ingredients.

With bar admissions in the state courts of both Kansas and Missouri, Philip is a Litigation Counsel of America Fellow and is annually elected to both Missouri & Kansas Super Lawyers and Best Lawyers in America.

Super Lawyers

AFFILIATIONS

- American Bar Association
- Defense Research Institute
- Kansas Association of Defense Counsel
- Kansas Bar Association
- Selected to Super Lawyers 2005 - 2006 & 2009-Present (Civil Litigation Defense)
- Selected to Best Lawyers 2008 - 2018 (Construction Law), 2011 - Present (Litigation-Construction), 2018 - Present (Insurance Law)
- Best Lawyers - Lawyer of the Year 2019 (Insurance Law)
- Missouri Bar Association
- Trucking Industry Defense Association (T.I.D.A.)
- ALFA International
- Transportation, Construction, and Insurance Practice Group Steering Committee
- Wichita Bar Association
- Episcopal Diocese of Kansas, Disciplinary Board
- The International Society of Explosives Engineers
- St. John's Episcopal Church, Former Sr. Warden, Chairperson of Capital Campaign and Rector Search Committee

SIGNIFICANT CASES

- Progressive Cas. Ins. Co. v. Lancer Ins. Co., 83 P.3d 1270, 2004 WL 292120 (Kan. App., Feb. 13, 2004)
- Narron v. Cincinnati Ins. Co., 78 P.3d 1188, 32 Kan. App.2d 28 (2003)
- Beck v. Blue Cross and Blue Shield of Kansas, Inc., 273 Kan. 668 (2002)

- Howell v. Kansas Newman College, Inc., 268 Kan. 698 (2000)
- State Farm Fire and Cas. Co. v. Martinez, 26 Kan. App.2d 869 (2000)

REPRESENTATIVE CLIENTS

General:

- INVISTA
- Nies Homes, Inc.
- Star Lumber and Supply Co., Inc.

Healthcare:

- The Dental Center
- Guide One
- Health Care Stabilization Fund
- Hutchinson Clinic
- KAMMCO
- Preferred Health Systems, Inc.
- Southwest Medical Center
- Via Christi Health Systems, Inc.

Insurance:

- Allied Insurance Nationwide
- Amerisure
- The Cincinnati Insurance Companies
- CNA
- Electric Insurance Company (a GE company)
- IMA, Inc.
- Lancer Insurance Company
- State Farm Fire & Casualty Insurance Company
- West Bend Insurance Company

Transportation/Logistics:

- A.T.T.I.C
- Combined Transport Inc.
- Con-way, Inc.
- DART Transit, Inc.
- Forward Air, Inc.
- International Pizza Hut Franchise Holders Association
- New Prime
- Prestige Bus Charter