



## David B. Gelman

Member

303-628-3391

gelmand@hallevans.com

David's practice focuses on healthcare, employment, and commercial disputes. David has represented clients in litigation, regulatory matters, employment, and business disputes. With 30 years of experience, David has gained an in-depth understanding and appreciation of the delivery of healthcare including both private and correctional settings. He represents health care facilities including nursing homes, rehabilitation facilities and assisted living residences, as well as licensed professionals including physicians, nurses, therapists, dentists, and chiropractors. David regularly defends claims involving professional liability, catastrophic injury, product liability, and wrongful death. In the area of commercial disputes, David has represented clients in all aspects of litigation including appeals.

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### Education

JD: Chicago-Kent  
College of Law, 1992,  
*magna cum laude*

BA: University of  
Colorado at Boulder,  
1988, Philosophy and  
Psychology

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### Bar Admissions

Colorado, 1996

Illinois (inactive),  
1992

U.S. District Court,  
District of Colorado

U.S. District Court,  
Northern District of  
Illinois

U.S. Court of  
Appeals, Seventh &  
Tenth Circuits

### Career Distinctions & Honors

*The Best Lawyers in America*®, Medical Malpractice Law, 2018-2025

Martindale-Hubbell®, AV Preeminent Peer Review Rated

*Colorado Super Lawyers*®, Personal Injury – Medical Malpractice, 2014-2025

### Appeals

*Boles v. Colo. Dep't of Corr.*, 2020 U.S. App. Lexis 42494 (10<sup>th</sup> Cir. 2020); 2021 U.S. App. Lexis 38795 (10<sup>th</sup> Cir. 2021)

*Fischer v. Colorow Health Care, LLC*, 420 P.3d 259 (Colo. 2018)

*Fischer v. Colorow Health Care, LLC*, 2016 Colo. App. LEXIS 1277 (Colo. App. 2016)

*Adair Group, Inc. v. St. Paul Fire & Marine Ins. Co.*, 477 F.3d 1186 (10th Cir. 2007)

*Moore v. Middlebrook*, 96 Fed. Appx. 634 (10th Cir. 2004)

*Von Loh v. Synthes, Inc.*, 106 Fed. Appx. 665 (10th Cir. 2004)

*Employers Ins. v. Bodi-Wachs Aviation Ins. Agency*, 39 F.3d 138 (7th Cir. 1994)

### Professional Associations

Colorado Defense Lawyers Association

Defense Research Institute

The American Association of Nurse Attorneys

Colorado Assisted Living Association

### Publications & Seminars

Co-Presenter, "Dental Risk Management," Denver Dental Study Club, 2020

Speaker, "Medical Records and Depositions in Long Term Care Litigation," 2017

Speaker, "Medical Records in Litigation," 2012, 2013

Speaker, "Arbitration in Long Term Care," 2008, 2010-2013

Speaker, "Long Term Care Litigation in Colorado," 2007, 2010-2013

### Business & Community Service

Colorado Lawyers Committee/Hate Crime Task Force, 2016, 2017

Extreme Community Makeover, 2016, 2017