



**Luis C. Bustamante**  
*Member*

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### **Primary Practice Areas**

- Personal Injury
- Product Liability/Toxic Tort
- Insurance
- Business Litigation and Commercial Law

### **Education**

- Baylor University, J.D., 1973, cum laude
- Southwestern University, B.A., 1970

### **Bar Admissions**

- Texas, 1973
- Florida, 1974
- Tennessee, 1992
- U. S. Supreme Court, 1984
- U. S. District Court, Eastern District of Tennessee
- U. S. District Court, Middle District of Tennessee
- U. S. Federal Claims Court, 1993
- U. S. Court of Appeals, 6th Circuit

### **Accolades**

- AV® Preeminent™ Peer Review Rated by Martindale-Hubbell
- Listed in The Best Lawyers in America in Personal Injury Litigation since 2013
- Voted Top Attorney by his peers in CityView Magazine since 2008
- President of the Tennessee Chapter of American Board of Trial Advocates (ABOTA), 2013
- Contributing Editor of the Tort Law Desk Reference-A Fifty State Compendium, for the state of Tennessee
- Listed as a Rule 31 Mediator by the Tennessee Supreme Court Alternative Dispute Resolution Committee
- Past Chairman of the Alternative Dispute Resolution section of the Knoxville Bar Association
- Fellow, Knoxville Bar Foundation
- Member of the Tennessee Board of Professional Responsibility Hearing Committee, District II, 2012-2015
- Captain, United States Air Force, Judge Advocate General Corps

## Luis C. Bustamante Biography

Luis C. Bustamante is a member of the firm whose primary areas of practice include personal injury litigation, healthcare liability, civil trial practice, product liability, insurance litigation including defense of health, life, accident and disability insurance claims, and commercial litigation.

With more than forty-five years of trial experience, Mr. Bustamante has successfully represented a diverse number of clients in the area of general litigation to include trials involving a wide variety of personal injury, insurance claims, professional liability, product liability, toxic torts, and other general liability claims.

Mr. Bustamante graduated from Southwestern University with a B.A. in 1970. He obtained his J.D. from Baylor University in 1973, cum laude. Mr. Bustamante is a member of the American Board of Trial Advocates, the American Association for Justice, the Tennessee Trial Lawyers Association, the State Bar of Texas, the Florida Bar, the Tennessee Bar Association, and the Knoxville Bar Association. Mr. Bustamante served as President, Tennessee Chapter of ABOTA (2013) and as a member of the Tennessee Board of Professional Responsibility Hearing Committee District II (2012-2015). He is also the past chairman of the Alternative Dispute Resolution section of the Knoxville Bar Association.

Mr. Bustamante was in the United States Air Force

and served in the Judge Advocate General Corps as a Captain. He served as court arbitrator for the 11th Judicial Circuit in Dade County, Florida, as arbitrator for the American Arbitration Association and is certified as a Rule 31 Mediator by the Supreme Court of Tennessee Alternative Dispute Resolution in the field of General Civil Mediation. He is a contributing editor of the Tort Law Desk Reference – A Fifty State Compendium, for the state of Tennessee. Among his civic activities, Mr. Bustamante served on the Board of Trustees of Catholic Charities of East Tennessee, Inc. (2011-2017). In 2014, he was inducted as a Fellow in the Knoxville Bar Foundation.

### Languages

Mr. Bustamante is fluent in Spanish.

### Representative Experiences

Lead counsel for Federal Court receiver appointed to marshal and preserve assets of a group of individuals and interested entities in post-judgment proceedings as a result of multimillion dollar judgment due to RICO violations. *Stooksbury v. Ross et al.*, Case No. 3:09-CV-498 (U.S. Dist. E.D. TN, 2009).

Representation of claimants in healthcare liability claim for wrongful death due to physician's failure to diagnose pulmonary embolism in emergency room setting; resulted in confidential presuit settlement for claimants.

### **Luis C. Bustamante Biography - (cont'd)**

Representation of corporate client in a legal malpractice action due to business e-mail compromise resulting in the unauthorized diversion of wire transfers; resulted in confidential settlement in connection with claim against attorney. Cottage Partners, LLC vs. First Title and Escrow Company, Inc., The Law Firm of Mudter & Patterson and Gerald G. Patterson, Davidson County Chancery Court Case No. 16-422-I.

Representation of insurance company in breach of contract action against professional errors and omission insurance carrier due to wrongful denial of coverage; resulted in confidential settlement for insurance company client. First Acceptance Corporation v. Catlin Insurance Company (UK), Ltd., United States District Court for the Middle District of Tennessee, Nashville Division, Case No. 12-0348-IV.

Trial involving tortious interference with contractual relationship in connection with the supply of gasoline to retail facilities in Davidson County Tennessee; resulted in defense verdict for Chevron U.S.A., Inc. Kimbro Oil Company, Inc. v. Ronald J. Moor; Ronald J. Moore D/B/A Moore Oil Company, Inc., Moore Oil Company, Inc., And Chevron U.S.A. Inc., United States District Court for the Middle District of Tennessee, Nashville Division Case No: 3 03 0712.

Representation of corporate client in case of first impression involving application of pollution exclusion under a commercial general liability in Tennessee; obtained favorable declaratory judgment for insured. State Automobile Mutual Insurance Company v. Frazier's Flooring, Inc., Knox County Chancery Court Docket No. 172194-2.

Representation of claimants in healthcare liability action due to physician's failure to diagnose subarachnoid hemorrhage in emergency room setting; resulted in a confidential settlement for claimants. Roberta K. Matthews and Clifford L. Matthews v. Team Health, Inc., et al., Sevier County Circuit Court Docket No. 2008-0398-IV.

Representation of claimants in healthcare liability action due to hospital's failure to promptly respond and deliver baby resulting in brain injury; resulted in a confidential settlement for claimants in connection with claim against the hospital. Faith Elizabeth Ward, Jessie Ward and Regina Marie Ward, individually and as parents of Faith Elizabeth Ward v. Baptist Hospital of East Tennessee, Inc., Knox County Circuit Court Case No. 3-637-02.

Representation of motel owners in the pursuit of property damage claims against property insurer arising from fire loss, water damage and mold; resulted in a confidential settlement for claimant.

**Luis C. Bustamante Biography - (cont'd)**

Willow River, LLC d/b/a Clarion Inn Willow River v. The Harford Mutual Insurance Company and The Firstline National Insurance Company, U.S. District Court, Eastern District of Tennessee, Knoxville Division Case No. 3:04-CV-16.

Representation of injured child in the pursuit of personal injury claim against manufacturer of riding lawn mower due to failure to warn and design defect involving failure to adopt “no mow in reverse”; resulted in a confidential settlement for claimant. Sarah Barnes, et al. v. American Honda Motor Co., Inc., Honda Motor Co., Ltd., Honda Power Equipment Mfg., Inc. and Honda R&D Co., Ltd., U.S. District Court, Eastern District of Tennessee, Knoxville Division Case No. 3: 01-CV-129.

Trial counsel on behalf of physicians and hospitals in peer review and credentialing proceedings.

Representation of homeowner in the pursuit of property damage and personal injury claims against a natural gas provider and property insurer arising from fire loss, water damage and explosion; resulted in a confidential settlement for claimants. Charles Stephenson and Brenda Stephenson Individually and as Parents and Natural Guardians of Megan Stephenson v. Knoxville Utilities Board and Semco Construction Parent Company, Circuit Court for Knox County Civil Action No. 3-478-10. Charles Stephenson and Brenda Stephenson v. State Farm Fire and Casualty Company and Metro Restorations, Inc., Circuit Court for Knox County Civil Action No. 1-552-10.