

# HIRST Wyoming Attorneys APPLEGATE

## Robert C. Jarosh, Partner

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## EMPLOYMENT

2003 to Present - Partner, **Hirst Applegate, LLP**

- Managing Partner (2010-2016, 2021-present)
- Practice areas: Civil Litigation, Employment Litigation, Commercial Litigation, Personal Injury Litigation, Appellate Practice, Products Liability, and Construction Litigation.
- Also Provides Employment Law counseling and training.

2002 to 2003 - Associate, **Hogan & Hartson, LLP**

- Practice areas: Civil Litigation, Employment, Products Liability Litigation, Securities Litigation, Personal Injury Litigation, and Contract Litigation.

2001 to 2002 - Law Clerk, **Honorable William C. Beaman, United States District Court** for Wyoming.

## EDUCATION

University of Wyoming, J.D. (Order of the Coif), 2001  
University of Wyoming, M.A. (Political Science), 1995  
University of Wyoming, B.S. with Honor, 1993

## RECENT CASES

- Won summary judgment in dispute between client landowner and homeowner's association related to ownership of multimillion dollar property; *affirmed by Wyoming Supreme Court.*
- Won summary judgment on behalf of employer in wrongful termination in violation of public policy case, *affirmed by Wyoming Supreme Court.*
- Won summary judgement for company in wrongful death case by family of independent contractor killed in wheel explosion, *affirmed by Tenth Circuit Court of Appeals.*
- Won summary judgment for company in wrongful death case brought by family of motorcycle passenger

who alleged company's conduct caused hazards on nearby highway.

- Successfully enforced significant arbitration award in federal court, including recovery of attorneys' fees.
- Obtained summary judgement for employer in interference with contract case in federal court.
- Won appeal before Wyoming Supreme Court on behalf of school district in breach of contract claim by former teacher.
- Obtained summary judgment for operator of mineral plant in wrongful death action.
- Obtained summary judgment for international news agencies in federal court defamation action.
- Successfully defended heavy equipment manufacturer in a state court trial where plaintiff sought \$9 million in personal injury damages.
- Successfully tried a complex construction contract case in federal court and received a \$6.2 million verdict and nearly \$1 million in interest for a general contractor.
- Tried and obtained defense verdict in wrongful termination and due process jury trial brought by former school district superintendent.
- Obtained summary judgment and affirmation on appeal for a former state employee in a RICO case.
- Obtained dismissal for lack of jurisdiction in a federal case on behalf of Canadian manufacturer of an oil rig.
- Tried and obtained defense verdict in case for personal injuries suffered in an accident on a 131-foot manlift.

## REPORTED CASES

*Tram Tower Tonnhouse Assoc. v. Beryl Weiner, et al.*, 2022 WY 58 (2022).  
*Interstate Fire & Cas. Co. v. Apt. Mgmt. Consultants, LLC*, 831 Fed. Appx. 565 (2020)  
*Robinson v. Kubr Trucking LLC*. 831 Fed. Appx. 385 (2020)  
*Kaufman v. Rural Health Dev., Inc.*, 2019 WY 62 (2019)  
*J.C. Energy Servs., LLC v. Anadarko Petroleum Corp.*, 2017 U.S. Dist. LEXIS 197236 (D. Wyo. 2017)

*LCSD No. 1 v. Kinstler*, 2015 WY 143 (2015)  
*Wyoming Sunmade, LLC v. Toolcraft Co.*, 2015 U.S. Dist. LEXIS 89983 (D. Wyo. June 29, 2015).  
*Wyoming Corporate Services v. CNBC, LLC*, 2014 U.S. Dist. LEXIS 104094, 2014 WL 3686422 (D. Wyo. 2014)  
*Adams v. LCSD No. 1*, 531 Fed. Appx. 886 (2013)  
*Kruckenber v. Ding Masters, Inc.*, 2008 WY 40 (2008)  
*Eastman v. Union Pacific Railroad*, 493 F.3d 1151 (10th Cir. 2007)  
*United States Aviation Underwriters, Inc. v. Dassault Aviation*, 2007 U.S. Dist. LEXIS 35028 (D. Wyo. 2007)  
*Boswell v. Colloid Envtl. Techs. Co.*, 236 F.R.D. 682 (D. Wyo. 2006)  
*Killian v. Caza Drilling, Inc.*, 2006 WY 42 (2006)  
*Briefing.com v. Jones*, 2006 WY 16 (2006)

### **ACTIVITIES & ACCOMPLISHMENTS**

- Board of Professional Responsibility, Wyoming State Bar (2020 to present, currently Chairman)
- President, Wyoming State Bar (2017 to 2018)
- President-Elect, Wyoming State Bar (2016 to 2017)
- Vice President, Wyoming State Bar (2015 to 2016)
- Recognized as a Super Lawyer (2013 to present)
- AV rating in the *Martindale-Hubbell Law Directory*
- Recognized by Chambers USA in the area of Labor and Employment and General Commercial Litigation
- Recognized in Benchmark Litigation as a litigation star in General Commercial Litigation
- Recognized in *Best Lawyers in America* for Commercial Litigation, Labor & Employment, and Product Liability Litigation – Defendants
- Board of Continuing Legal Education, Wyoming State Bar (2009 to 2014)
- Board of Directors University of Wyoming Cowboy Joe Club (Athletic Scholarship Club) (2012 to present)
- Member of Selection Committee, University of Wyoming Intercollegiate Athletics Hall of Fame (2017 to present)
- Board of Directors for Cheyenne Post 6 Baseball (2021 to present)
- Board of Directors for STRIDE Learning Center (former President) (2012 to 2020)
- Member of University of Wyoming's Athletic Director's Council (2015 to 2021)
- State Representative, Defense Research Institute (DRI) (2007 to 2013)
- District, State, and National Judge for "We the People – The Citizens and the Constitution" Educational Program and high school mock trial coach (2005 to present)
- Board of Directors for Cheyenne Animal Shelter (2013-2016)
- Editor-in-Chief, Wyoming Law Review (2000 to 2001)

### **PRESENTATIONS**

- *Attorney Wellness*, Panelist, Wyoming State Bar, April 2022
- *Solo, Small & Rural Law Forum*, Panelist, Wyoming State Bar, April 2022
- *Tips for Managing Vaccines in the Workplace*, Wyoming State Bar, May 2021
- *What's Happening to Your Law Practice While You're Practicing Law*, Defense Lawyers Association of Wyoming Annual Convention, August 2016
- Contributing editor, *Product Liability Desk Reference*, 2016 to current, M.Daller
- *Lessons from the Trenches – What I've Learned from Litigating Employment Cases for School Districts and Colleges*, Wyoming School Boards Association Summer Law Conference, July 2015
- *Employment Law – Avoid Becoming THAT Station*, Wyoming Association of Broadcasters Annual Convention, June 2013
- *Workplace Drug Testing – As Clear as Smoke*, Wyoming Hospital Association Annual Convention, September 2012
- *Employment Law – Your Turn to Learn*, Frontier Human Resources Association, May 2011
- *Employment Law – Your Turn to Learn*, Wyoming Association of Broadcasters Annual Convention, June 2006
- *Employment Law Training* – Various educational institutions and private companies

### **PROFESSIONAL AFFILIATIONS**

Wyoming State Bar Association; Colorado Bar Association; DLaw-Defense Lawyer Association of Wyoming

**PERSONAL:** Mr. Jarosh and his wife have two children