

FULTON & DEVLIN, LLC

ATTORNEYS AT LAW

Judson F. Devlin
C. Patrick Fulton
Brian T. Gannon
Stanley S. Dawson
Lyn Douglas Powers*
Thomas M. Edelen
Ward Ballerstedt
Kate M. Carpenter

1315 Herr Lane, Suite 210
Louisville, Kentucky 40222
www.fulton-devlin.com
(502) 813-7800

*Admitted to KY and IN

FIRM RESUME

The law office of Fulton & Devlin LLC was founded in October 1997 by C. Patrick Fulton and Judson F. Devlin. We concentrate our practice in the areas of workers' compensation defense, insurance defense, and subrogation, representing the interests of insurance carriers, employers, and third party administrators throughout Kentucky.

Our experience in these matters ranges from handling pre-litigation matters and defending workers' compensation claims in litigation to successfully arguing cases before the Kentucky Supreme Court. We handle all types of workers' compensation matters, including defense of injury and occupational disease claims, prosecution of medical benefits disputes, appellate work before the Workers' Compensation Board, Kentucky Court of Appeals, and Kentucky Supreme Court, and representation of clients before the Office of Workers' Claims in non-litigation matters. In addition, we provide educational and consulting services to our clients, including presentations on such topics as loss prevention, claims handling and defense, and updates on the law. Fulton & Devlin LLC also defends Indiana workers' compensation claims.

Fulton & Devlin LLC is proud to provide the highest level of legal quality in our concentrated areas of practice. We strive every day to be a leading authority and practitioner in the area of Kentucky workers' compensation defense practice. Our office is based in Louisville but our attorneys practice throughout Kentucky and Southern Indiana. Our computer and support systems allow us to provide our clients with the most advanced and efficient claims handling and representation.

We are available to discuss the particular needs of prospective clients, and welcome the opportunity to provide any assistance necessary for the successful handling of workers' compensation and other insurance defense matters.

JUDSON F. DEVLIN

Biographical Information: Born and resides in Louisville, Kentucky.

Education:

University of Kentucky College of Law 1985 - 1988
Lexington, Kentucky
Juris Doctor

Eastern Kentucky University 1981 - 1985
Richmond, Kentucky
Bachelor of Arts, Cum Laude

Professional Experience:

Fulton & Devlin LLC 1997 – present
Louisville, Kentucky

Ferreri & Fogle 1989 - 1997
Louisville, Kentucky
Partner 1994 - 1997
Associate 1989 - 1993

Mills, Mitchell & Turner 1988 - 1989
Louisville, Kentucky
Associate 1988 - 1989

Professional Memberships:

Kentucky Bar Association 1988 - present
Life Fellow
Member - Workers' Compensation Section

Louisville Bar Association 1997 – present

United States District Court - Western District of Kentucky 1992 – present

United States Court of Appeals - Sixth Circuit 1995 – present

Professional Activities and Accomplishments:

Kentucky Crushed Stone Association Annual Meeting 1993
Elizabethtown, Kentucky
-Guest Speaker

KBA Workers' Compensation Section 1994
1994 Annual Mid-Year Convention
Freeport, Bahamas
-Guest Speaker

Comp Ed, Inc. Workers' Compensation Seminar 2001
Louisville, Kentucky
- Guest Speaker

KBA Workers' Compensation Section 2002
2002 Annual Mid-Year Convention
Punta Cana, Dominican Republic
-Guest Speaker

Kentucky Employers Safety Association Annual Membership Meeting and Seminar Louisville, Kentucky - Guest Speaker	2002
Workers' Compensation Seminar Comp Ed, Inc. Louisville, Kentucky - Guest Speaker	2003
Workers' Compensation Seminar Comp Ed, Inc. Louisville, Kentucky - Guest Speaker	2005
Workers' Compensation School for Kentucky Employers Travelers Insurance Company Louisville, Kentucky - Guest Speaker	2008
KESA Annual Membership Meeting and Seminar Louisville, Kentucky - Guest Speaker	2013
Kentucky Workers' Compensation Education Association Annual Conference & Seminar Louisville, Kentucky - Guest Speaker	2013
University of Kentucky 20 th Biennial Workers' Compensation Institute - Guest Speaker	2014
Travelers Kentucky Claim Academy & Seminar Louisville, Kentucky - Guest Speaker	2014

Beta of Richmond, Inc. -Board of Directors; Member of Executive Committee	2005 - 2008
Trinity High School, Inc. -Board of Directors	2008 - 2010
Rated "AV" for Very High to Preeminent Legal Ability by Martindale-Hubbell®	2007-present
Selected for Inclusion in <i>The Best Lawyers in America</i> ® under Specialty of Workers' Compensation	2006-present
Selected for Inclusion in <i>Kentucky Super Lawyers</i> ® under Specialty of Workers' Compensation	2008-2014
Selected by <i>The Best Lawyers in America</i> ® as Lawyer of the Year – Workers' Compensation Law – Employers (Louisville – 2014)	2013

Published Decisions:

Hutchins v. General Electric Co., 190 S.W.3d 333 (Ky. 2006)

Cepero v. Fabricated Metals Corp., 132 S.W. 3d 839 (Ky. 2004)

Wright v. Oberle-Jorde Co., Inc., 910 S.W. 2d 241 (Ky. 1995)

Brockway v. Rockwell International, 907 S.W.2d 166 (Ky. App. 1995)

Coslow v. General Electric Co., 877 S.W.2d 611 (Ky. 1994)

C. PATRICK FULTON

Biographical Information: Born and resides in Louisville, Kentucky.

Education:

University of Kentucky College of Law 1983 - 1985
Lexington, Kentucky
Juris Doctor

Chase College of Law 1982 - 1983
Highland Heights, Kentucky
(transferred to U of K)

University of North Carolina 1978 - 1982
Chapel Hill, North Carolina
Bachelor of Arts

Professional Experience:

Fulton & Devlin LLC 1997 - present
Louisville, Kentucky

Ferreri & Fogle 1990 - 1997
Louisville, Kentucky
Partner 1994 - 1997
Associate 1990 - 1993

Woodward, Hobson & Fulton 1985 - 1990
Louisville, Kentucky
Associate 1985 - 1990

Professional Memberships:

Kentucky Bar Association 1985 - present
Workers' Compensation Section
Labor Law Section

Louisville Bar Association 1985 - 1990, 1997 - present

United States District Court - 1985 - present
Western District of Kentucky

United States District Court - 1986 - present
Eastern District of Kentucky

United States Court of Appeals - 1985 - present
Sixth Circuit

Nelson County Bar Association 1985 - present

Professional Activities and Accomplishments:

Brown-Forman Workers' Compensation Update Seminar 1997
-Guest Speaker

University of Louisville Carl A. Warns Labor Law Symposium 1996
-Guest Speaker

Pike County Bar Association Seminar 1994, 1995
-Guest Speaker

KBA Workers' Compensation Section Seminars -Guest Speaker	1993, 1994, 2004, 2005, 2007, 2012, 2014, 2015
University of Kentucky College of Law -Guest Speaker, 16 th Biennial Workers' Compensation Institute	2006
Comp Ed, Inc. -Board of Directors	1997-present
Rated "AV" for Very High to Preeminent Legal Ability by Martindale-Hubbell®	2014
Selected for Inclusion in <i>The Best Lawyers in America</i> ® under Specialty of Workers' Compensation	2013-present

Published Decisions:

American Bakeries Co. v. Hatzell, Ky., 771 S.W.2d 478 (1989)
Kentucky Harlan Coal Co. v. Holmes, 872 S.W.2d 446 (Ky. 1994)
Derr Const. Co. V. Bennett, 873 S.W.2d 824 (Ky. 1994)
American Standard v. Boyd, 873 S.W.2d 822 (Ky. 1994)
Heartland Health Care Center v. Maupin, 887 S.W.2d 553 (Ky. 1994)
American Standard v. Stinson, 888 S.W.2d 330 (Ky. 1994)
Staples, Inc. v. Konvelski, 56 S.W.3d 412 (Ky. 2001)
Burton v. Foster Wheeler Corp., 72 S.W.3d 925 (Ky. 2002)
Brown-Forman Corp. v. Upchurch, 127 S.W.3d 615 (Ky. 2004)

Community Activities:

YMCA Center for Youth Alternatives Board of Directors	1990 - 1997
Internal Finance Chair	1990 - 1993
Board Chair	1993 - 1995
Endowment Committee Chair	1997 – present
Kentucky Squash Racquets Assoc. Board of Directors	2001 – present
President	2003 - 2005

BRIAN T. GANNON

Biographical Information: Born in Colorado Springs, Colorado. Resides in Louisville, Kentucky.

Education:

University of Kentucky College of Law 1986-1989
Lexington, Kentucky
Juris Doctor

Centre College 1981-1985
Danville, Kentucky
Bachelor of Arts

Professional Experience:

Fulton & Devlin LLC 2001 - present
Louisville, Kentucky

Ferreri & Fogle 1990 - 2001
Louisville, Kentucky
Partner 1995 - 2001
Associate 1990 - 1995

Haydon & Taylor 1989-1990
Owensboro, Kentucky
Associate

Professional Memberships:

Kentucky Bar Association 1989 - present
Workers' Compensation Section

United States District Court 1989 - present
Western District of Kentucky

United States District Court 1990 - present
Eastern Kentucky District

Published Decisions:

Carte v. Loretto Motherhouse, 19 S.W.3d 122 (Ky. App. 2000)
Gibbs v. Premier Scale Co., 50 S.W. 3d 754 (Ky. 2001)
Khani v. Alliance Chiropractic, 456 S.W.3d 802 (Ky. 2015)

STANLEY S. DAWSON

Biographical Information: Born in Versailles, Kentucky, and resides in Louisville, Kentucky.

Education:

University of Kentucky College of Law 1987-1990
Lexington, Kentucky
Juris Doctor

Western Kentucky University 1983-1987
Bowling Green, Kentucky
Bachelor of Arts

Professional Experience:

Fulton & Devlin LLC 2002-present
Louisville, Kentucky

Lodestar Energy, Inc. 1998-2002
Lexington, Kentucky
Corporate Counsel

Ferreri & Fogle 1991-1998
Lexington and Louisville, Kentucky
Partner 1997-1998
Associate 1991-1996

Commonwealth of Kentucky, 28th Judicial Circuit 1990-1991
Somerset, Kentucky
Staff Attorney 1990-1991
Law Clerk 1990

Professional Memberships:

Kentucky Bar Association 1990-present
Workers' Compensation Section

United States District Court -
Eastern District of Kentucky 1995-present
Western District of Kentucky 1998-present

United States Court of Appeals
Sixth Circuit 1996-present
Tenth Circuit 1997-present

Professional Activities and Accomplishments:

Kentucky Coal Association
Workers Compensation Task Force
-Member 1998-2002

Kentucky Bar Association Workers' Compensation Section
1998 Annual Mid-Year Convention
New Orleans, Louisiana
-Guest Speaker 1998

Kentucky Bar Association Workers' Compensation Section 2001 Annual Mid-Year Convention Las Vegas, Nevada -Guest Speaker	2001
National Business Institute's Seminar on Complex Workers' Compensation Issues -Guest Speaker on Legal Ethics	2014
National Business Institute's Seminar on Advanced Workers' Compensation -Guest Speaker on Kentucky Case Law Update -Guest Speaker on and Ethical Obligations in Workers' Compensation	2015

LYN D. POWERS

Biographical Information: Born in Huntington, West Virginia, and resides in Louisville, Kentucky.

Education:

University of Kentucky College of Law
Lexington, Kentucky
Juris Doctor
1995-1998

Bellarmino College
Louisville, Kentucky
Bachelor of Arts, Cum Laude
1991-1995

Professional Experience:

Fulton & Devlin LLC
Louisville, Kentucky
2004 - present

Clark & Ward
Louisville, Kentucky
Associate
1999-2004

Wilson & Pruitt
Russell, Kentucky
Associate
1998 - 1999

Professional Memberships:

Kentucky Bar Association
1998 – present

Indiana Bar Association
2002 – present

United States District Court -
Western District of Kentucky
Southern District of Indiana
Northern District of Indiana
1999 – present
2002 – present
2002 – present

Professional Activities and Accomplishments:

Selected for Inclusion in *The Best Lawyers in America*®
under Specialty of Workers' Compensation
2013-present

Travelers Kentucky Claim Academy & Seminar
Louisville, Kentucky
-Guest Speaker
2014

Published Decisions:

Ridge v. VMV Enterprises, Inc., 114 S.W.3d 845 (Ky. 2003)
Bartee v. University Medical Center, 244 S.W. 3d 91 (Ky. 2008)
T.J. Maxx v. Blagg, 274 S.W.3d 436 (Ky. 2008)
Garno v. Solectron USA, 329 S.W.3d 301 (Ky. 2010)

THOMAS M. EDELEN

Biographical Information: Born and resides in Louisville, Kentucky.

Education:

Southern Illinois University College of Law
Carbondale, Illinois
Juris Doctor, Cum Laude
1992 – 1995

University of Louisville
Louisville, Kentucky
Bachelor of Arts, Magna Cum Laude
1988 – 1992

Professional Experience:

Fulton & Devlin LLC
Louisville, Kentucky
2009 – present

Clark & Ward
Louisville, Kentucky
2002 – 2009

Karl Truman Law Office
Jeffersonville, Indiana
Partner – 2001 - 2002
Associate – 2000 – 2001
2000 – 2002

Hughes & Coleman
Louisville, Kentucky
1997 – 2000

Boehl, Stopher & Graves
Louisville, Kentucky
1995 – 1997

Professional Memberships:

Kentucky Bar Association
1995 – present

Louisville Bar Association
1995 – present

United States District Court-
Western District of Kentucky
Eastern District of Kentucky
1992 – present

Published Decisions:

Sims v. Brunswick Bowling League, 209-KY-040.132
Helms v. Magellan Behavioral Health, 140 S.W. 3rd 579 (2004)

WARD BALLERSTEDT

Biographical Information: Born and resides in Louisville, Kentucky.

Education:

University of Louisville Brandeis School of Law 2003-2006
Louisville, Kentucky
Juris Doctor

University of Kentucky 1999-2002
Lexington, Kentucky
Bachelor of Business Administration

Professional Experience:

Fulton & Devlin, LLC 2014 – present
Louisville, Kentucky

The Rawlings Group 2013-2014
LaGrange, Kentucky
Associate General Counsel

Fogle Keller Purdy, PLLC /Ferrier & Fogle, PLLC
2006-2013
Louisville, Kentucky
Associate 2006-2011
Partner 2012-2013

Professional Memberships:

Kentucky Bar Association 2006 - present
Member – Workers' Compensation Section

Professional Activities and Accomplishments:

Westfield Insurance Company 2010
Golden Gavel Recipient

Kentucky Bar Association Workers' Compensation Section
2012
2012 Mid-Winter Meeting
Punta Cana, Dominican Republic
Guest Speaker

Published Decisions:

Vision Mining, Inc. v. Gardner, 364 S.W. 3d 455 (Ky. 2011)
Jones v. Aerotek Staffing, 303 S.W. 3d 488 (Ky. App. 2010)
Lutz v. Energy Conversion Corp., 272 S.W. 3d 192 (Ky. 2008)

KATE M. CARPENTER

Biographical Information: Born in Columbus, Ohio, and resides in Louisville, Kentucky.

Education:

University of Louisville Brandeis School of Law 2012-2015
Louisville, Kentucky
Juris Doctor

University of Kentucky 2008-2012
Lexington, Kentucky
Bachelor of Science, Magna Cum Laude

Professional Experience:

Fulton & Devlin LLC 2015-present
Louisville, Kentucky

Professional Memberships:

Kentucky Bar Association 2015- present
Member- Workers' Compensation Section

United States District Court- Western District of Kentucky 2015- present