



David R. Osipovich

Partner

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OVERVIEW

David (Dave) Osipovich is a partner in the firm's Pittsburgh office. An experienced litigator, Dave focuses his practice on high-stakes complex commercial disputes, as well as insurance recovery on behalf of corporate policyholders. Dave has extensive first-hand experience with all phases of litigation, from initial fact investigation through trial and appeal.

Dave's clients include representatives of a wide variety of industries, including telecommunications infrastructure, food, aerospace, energy, health care, chemical manufacturing, and heavy manufacturing. He has represented both plaintiffs and defendants in state and federal courts in Pennsylvania, New Jersey, New York, Ohio, California, Illinois, Oregon, Kentucky, and West Virginia.

Currently, Dave serves as National Litigation Counsel for one of the country's largest telecommunications-infrastructure companies. In that role, he has helped his client avoid litigation more often than not, but has also successfully handled multiple lawsuits for claims such as breach of contract, rescission, ejectment, tortious interference, and fraud.

Dave is also currently part of a K&L Gates team pursuing several hundred-million dollars' worth of first-party property insurance-recovery proceeds for a Fortune 500 chemical manufacturer.

In addition to his commercial-client practice, Dave has an active *pro bono* individual-client practice focusing on prisoners' rights, malicious prosecution, and illegally-excessive sentences.

ADDITIONAL BACKGROUND

Dave holds a doctorate in Philosophy from Vanderbilt University. Prior to pursuing his legal career, Dave published a number of articles in peer-reviewed academic journals, and held tenure-track teaching positions at Marist College and Eastern Washington University. He has also taught Philosophy at Allegheny College and the College of William and Mary.

EDUCATION

- J.D., University of Iowa College of Law, 2009 (*Iowa Law Review*, *Trial Advocacy Team Co-Captain*)

- Ph.D., Vanderbilt University, 2004 (*Philosophy*)
- B.A., DePaul University, 1997 (*Honors Program*)

ADMISSIONS

- Bar of Pennsylvania
- United States Court of Appeals for the Third Circuit
- United States District Court for the Eastern District of Pennsylvania
- United States District Court for the Western District of Pennsylvania

THOUGHT LEADERSHIP POWERED BY HUB

- 28 October 2019, Connecticut Supreme Court Affirms Continuous Trigger and Unavailability Exception, Makes First-In-The-Nation Law Regarding Occupational Disease Exclusion (*Alerts/Updates*)
- July 2018, GC University - Session Three - Commercial Contracting and Insurance Coverage (*Webinar*)

OTHER PUBLICATIONS

- "R.T. Vanderbilt Clarifies Key Long-Tail Liability Issues of Connecticut First Impression," *American Bar Association*, 24 April 2017

NEWS & EVENTS

- 24 February 2020, K&L Gates Names 41 New Partners Across Global Platform (*Press Release*)

AREAS OF FOCUS

- Complex Commercial Litigation and Disputes
- Appellate Litigation
- Class Action Litigation Defense
- E-Discovery Analysis and Technology (e-DAT)
- Insurance Recovery and Counseling

REPRESENTATIVE EXPERIENCE

- Representing Fortune 500 chemical-manufacturer in litigation to obtain insurance recovery for 9-figure first-party property loss, as well as damages related to insurers' alleged bad-faith claims handling.

- Representing metals manufacturer in litigation to obtain insurance recovery for multi-million-dollar underlying toxic tort bodily-injury claims, as well as damages related to insurers' alleged bad-faith claims handling.
- Represented telecommunications-infrastructure company in obtaining successful settlement of multi-million-dollar breach-of-contract and fraud litigation against media company (lead counsel).
- Represented Fortune 500 food company in obtaining successful settlement of multi-million-dollar breach-of-contract litigation against international agricultural company (lead counsel).
- Represented composites-manufacturer in obtaining successful settlements of 9-figure insurance-recovery litigation against multiple insurers involving third-party environmental pollution liability related to Lower Passaic River Superfund site; principal drafter of successful opposition to insurers' motion for summary judgment.
- Obtained defense award for design-and-development company in breach-of-contract and fraud arbitration brought by consumers (lead counsel).
- Successfully appealed inmate's illegally-excessive sentence of 25 years for possession with intent to distribute one and one-half pills of a controlled substance, securing client's early release from prison (lead counsel).