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#### SERVICES

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- Business Law – Commercial Litigation
- Insurance Defense & Coverage
- Personal Injury & Wrongful Death
- Litigation - Real Estate Litigation & Condemnation

# Kurt Wihl

Kurt Wihl practices in the areas of litigation and real estate. He has been a lawyer with the firm since he was admitted to the New Mexico bar in 1984.

Kurt has appeared in all district courts in the State of New Mexico, the New Mexico Court of Appeals and the New Mexico Supreme Court as well as New Mexico, Nevada and Southern California federal courts, the Ninth and Tenth Circuit Courts of Appeals and the United States Supreme Court. In addition, he has appeared before numerous state and federal administrative and regulatory agencies.

**Tort Claims:** Kurt has prepared and tried numerous common law and statutory tort cases in state and federal court. He has experience in the areas of premises liability, motor vehicle (including over-the-road trucking) accidents, products liability defense, personal injury, construction defects, defense of civil rights claims, commercial torts, breach of trust, fraud and negligent misrepresentation, and interference with existing and prospective contractual relations.

**Condemnation, Right-of-Way, and Real Estate Litigation:** Kurt has significant experience in eminent domain actions both for the condemning authority and for landowners. In addition, he has handled lawsuits involving claims for quiet title, mortgage foreclosure, breach of lease, trespass, boundary determinations, nuisance, easements and right-of-way of all kinds, restrictive covenants, real estate taxation and zoning through trial.

**Commercial Litigation, Complex and Otherwise:** Much of Kurt's practice is complex commercial litigation. For more than thirty years, he has handled complex lawsuits in state and federal court involving multiple parties, multiple claims, and class actions. He has successfully brought and defended class action and derivative lawsuits filed both in New Mexico federal court and in federal court in Southern California.

## **Bar Admissions**

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- New Mexico
- U.S. District Court District of New Mexico
- U.S. Court of Appeals Tenth Circuit

## **Education**

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- Swarthmore College, double majors in History, B.A. (1980)
- University New Mexico School of Law, J.D., *cum laude*, (1984)

## **Honors and Awards**

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- AV Rating by Martindale-Hubbell®
- Inclusion in *Southwest Super Lawyers* in the field of business litigation
- Inclusion in The Best Lawyers in America® for the areas of:
  - Administrative/Regulatory Law
  - Commercial Litigation
  - Litigation – trusts and estates; personal injury litigation; construction law; and insurance law
- Listed in *Best's Recommended Insurance Attorneys*

## **Other Languages**

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- Spanish