



Stuart O'Neil
Shareholder

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Practice Areas

- Healthcare
- Premises Liability
- Product Liability
- Tort Litigation
- Construction
- Transportation & Trucking



Practice Emphasis

Stuart O'Neil is a Senior Shareholder and Section Head of the Cowles and Thompson Healthcare Litigation Practice Group as well as a member of the Tort Litigation Practice Group. Stuart's practice includes representation of clients in the areas of premises liability, healthcare malpractice, institutional healthcare litigation, trucking litigation, restaurant litigation, general litigation, and product liability litigation throughout the State of Texas.

Stuart represents hospitals, nursing homes, hospice agencies and other healthcare entities in medical malpractice, premises liability, and general liability cases throughout Texas. He has also assisted in working with facility administrations in amending and updating their bylaws, policies and procedures. In addition, he also represents playground manufacturers in products liability cases involving municipal parks, schools, and fast food facility playgrounds.

Stuart leads a group of attorneys who defend a large international retailer across North Texas in matters related to pharmacy, security, slip and fall, fallen merchandise, and other areas. He has represented entities in Texas State and Federal Courts, and in administrative disciplinary proceedings. He has also served in an advisory capacity for corporate clients seeking to develop nationwide strategies for the defense of their tort and healthcare litigation.

Recent Representative Matters

- Favorable jury trial for retail client in Dallas County, Texas in fallen merchandise case where plaintiff required a multi-level back fusion.
- Represented manufacturing client in favorable result regarding alleged defectively designed and manufactured balcony railing system on 32-story high-rise hotel/condominium project.
- Favorable settlement for client facility in wrongful death healthcare liability claim involving hospice agency, nursing home, and physicians in Smith County, Texas.
- Successful jury trial for retail client in Tarrant County in case involving significant back injury of plaintiff following oil spill.
- Successful jury trial in Cooke County, Texas for retail client where plaintiff alleged complex regional pain syndrome, and sought more than \$10 million.
- Obtained summary judgment dismissal of case for client hospital in slip and fall case.
- Obtained pretrial summary judgment dismissal for retail client in slip and fall claim.
- Obtained summary judgment dismissal on behalf of client dentist and dental practice alleging improper dental care with over \$100,000 in dental expenses.
- Obtained summary judgment dismissal for client hospital where plaintiff physician tripped, fell and broke his hip.
- Favorable settlement in pool slide case involving severely brain damaged child.

Publications and Speaking Engagements

Stuart actively gives presentations at hospitals, insurance companies, third-party administrators, and healthcare groups on multiple issues including risk management and risk assessment. He has also given continuing legal education presentations to other lawyers and members of the insurance industry.

Education

- J.D., Oklahoma City University Law School, 1985
- B.B.A., in Business Administration, St. Francis Xavier University, 1982

Court Admissions

- Admitted to the State Bar of Texas, 1986
- U.S. District Court, Northern District of Texas
- U.S. District Court, Eastern District of Texas
- U.S. District Court, Southern District of Texas
- U.S. District Court, Western District of Texas

Honors and Accolades

- Selected for inclusion in *Texas Super Lawyers*®, Personal Injury Law, by *Thomson Reuters Super Lawyers*®, 2004-2016.
- Selected for inclusion in *Best Lawyers in Dallas*, Tort, Personal Injury, Product & Medical Liability Litigation Defense, by *D Magazine*®, 2016.

Memberships

- State Bar Texas
- Texas Association of Defense Counsel
- Defense Research Institute
- Claims and Litigation Management Alliance
- Dallas Association of Defense Counsel
- Dallas Bar Association