

# Keating Wagner Polidori Free



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## Practice areas

Professional Liability Litigation  
Fraud and Business Tort Cases  
Commercial Litigation  
Insurance Bad Faith Litigation  
Trust and Estate Litigation

## ROSS PULKRABEK — PARTNER

Ross Pulkrabek represents businesses and individuals in civil trials and arbitrations. He is the 2015-2016 President of the Colorado Trial Lawyers Association. Ross has a broad and diverse civil trial practice. He is recognized as a leading attorney in Colorado in the areas of business torts and professional negligence. He also regularly represents clients in probate and other fiduciary litigation as well as insurance disputes.

Ross' business torts practice includes claims breaches of contract, fraud, misrepresentation, embezzlement and other theft, misappropriation of trade secrets, and other economic harms. He regularly represents businesses, individuals, families, and trusts that have been harmed in business transactions and questionable investment schemes.

Ross also represents plaintiffs in professional negligence cases against lawyers, accountants, and real estate brokers. He has recovered millions of dollars in judgments and settlements against licensed professionals who have injured their own former clients through negligence or other wrongdoing. For more than a decade, Ross has been a contributing author to Lawyers' Professional Liability in Colorado, the leading treatise on legal malpractice in Colorado. He advises other lawyers and law firms on issues involving professional ethics and lectures at continuing legal education seminars on topics involving ethics and professional liability.

In addition to his business litigation experience, Ross represents beneficiaries and successor fiduciaries in trust and estate litigation. Such cases commonly involve complex asset tracing and require thoughtful and thorough investigation. Ross has recovered millions of dollars on behalf of clients in cases involving negligence, breaches of trust, lack of capacity, and undue influence.

Ross has extensive experience representing plaintiffs against defendants who seek to avoid paying claims by transferring assets. He has written and lectured extensively about fraudulent transfers. In 2014, he led a successful effort to amend the Colorado Uniform Fraudulent Transfer Act to penalize debtors who transfer assets with actual intent to hinder, delay, or defraud creditors. He often is hired by other attorneys to help locate and recover defendants' assets.

For almost two decades, Ross has excelled at using a creative, customized, and results-oriented approach to trial practice. He believes that every client and every case is unique. While many business litigation attorneys only offer hourly billing, Ross regularly customizes his fees to fit the clients' particular needs and objectives, including fee structures that focus on the results obtained for the client.

## Honors / Distinctions

2013-2015 Colorado Super Lawyers, Top 100 2014-2015  
2009-2012 Colorado Rising Stars - Professional Liability: Plaintiff  
Outstanding Service to CTLA Award, 2010  
Judicial Law Clerk, Chief Justice Mary Mullarkey, Colorado Supreme Court, 1999-2000  
Order of the Coif  
Notes & Comments Editor, University of Colorado Law Review  
Chief Justice Luis D. Rovira Constitutional Law Scholar  
Teaching Fellow, Legal Writing

## Publications

Ross W. Pulkrabek and Aaron Goldhamer, Esq., New Procedural Rules for Business Litigation: Overview and Strategic Considerations, 61 Trial Talk 1, December – January 2012, at 31.  
Ross W. Pulkrabek, "Attorney Liability for Negligent Misrepresentations Made to Prospective

Clients,” Trial Talk (April / May 2009).

Ross W. Pulkrabek & Michael T. Mihm, “Liability to Third Parties” in Lawyers’ Professional Liability in Colorado, 2nd Ed. (CLE in Colorado, Inc., 2009).

Ross W. Pulkrabek & Michael T. Mihm, “Common Law Legal Malpractice Claims by Clients” in Lawyers’ Professional Liability in Colorado, 2nd Ed. (CLE in Colorado, Inc., 2009).

Ross W. Pulkrabek & Bob Weiss, “Lawyer Advertising” in Lawyers’ Professional Liability in Colorado, 2nd Ed. (CLE in Colorado, Inc., 2009).

Ross W. Pulkrabek, “Collecting Fees” in Lawyers’ Professional Liability in Colorado, 2nd Ed. (CLE in Colorado, Inc., 2005 & Supp. - 2009).

Elizabeth Starrs & Ross Pulkrabek, “Post-Trial Motions and Issues,” Chapter 22, Colorado Courtroom Handbook for Civil Trials (Victoria Swanson, ed., CLE in Colorado, Inc., 2006 & Supp. - 2009).

Michael M. McGawn & Ross W. Pulkrabek, “Protecting the Client from Securities Fraud on the Internet,” Colorado Lawyer (April 2001).

#### **Lectures and Seminars**

Speaker: Pilot Project Rules: Overview and Considerations, Colorado Trial Lawyers Association (Denver, CO, Jan. 2012).

Speaker: Damages in Commercial Cases, Colorado Trial Lawyers Association (Steamboat Springs, CO, Aug. 2011).

Speaker: Duties to Prospective Clients and Other Third Parties, Colorado Bar Association (Denver, CO, July 2010).

Speaker: “Ethical Considerations Involving Collection of Attorney’s Fees” in Ethics Hot Topics: Internet Marketing, Attorney’s Fees and Attorney Fee Agreements, Colorado Bar Association, Denver, Colorado (December 2009).

Speaker: “Attorneys’ Liens” in 2007 Preventing Legal Malpractice Seminars, Colorado Bar Association, Colorado Springs, Colorado (January 2007).

Speaker: “Discovery Skills for Legal Staff in Colorado,” Lorman Education Services, Denver, Colorado (March 2006, August 2006, August 2007)

Speaker: “Collecting Fees” in 2006 Preventing Legal Malpractice Seminars, Colorado Bar Association, Denver, Colorado (February 2006).

#### **Professional and Community Affiliations**

Colorado Bar Association (Member Ethics Committee) (Board of Governors, 2006)

Denver Bar Association (Second Vice President, 2006-2007) (Board of Trustees, 2006-2008)

Colorado Trial Lawyers Association (Eagle Member, Sponsor) (Associate Editor, Civil Procedure Column, Trial Talk Magazine)