

JOHN N. BRAITHWAITE

Shareholder/Director

With Plant, Christensen & Kanell since 1984

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Mr. Braithwaite is a shareholder of Plant, Christensen & Kanell. He began his legal career with Plant, Christensen & Kanell's predecessor firm in 1985 and has been involved in many different aspects of insurance defense work and construction law. He has successfully defended cases in the state and federal courts involving construction defects, architect/engineer liability, insurance agent/broker liability, premises liability, products liability, real estate agent/broker liability, insurance coverage disputes, property damage, personal injury, and surety bonds. His current practice involves many of these areas with particular emphasis on construction matters and design professional defense. He represents and counsels architects, engineers, surveyors, general contractors, and subcontractors in design/construction contracts, risk management, alternative dispute resolution, and litigation. This work has included representation of design professionals on many significant construction projects and cases in the state of Utah, including claims involving structural failures, geotechnical problems, shoring failures, delay claims, and other alleged design errors.



Mr. Braithwaite's experience in design professional liability cases includes many notable projects in the state of Utah. A few examples include:

- Structural collapse of Goldminer's Daughter Lodge, Alta, Utah
- Concourse wall panel failures at Salt Lake International Airport
- Delay claims related to the expansion of the Salt Lake Convention Center
- Alleged design and construction deficiencies on the Grand America Hotel, Salt Lake City, Utah
- Structural failure of roof mast at the Olympic Speed Skating Oval, Kearns, Utah

Mr. Braithwaite maintains an "AV" rating with Martindale-Hubbell, which is the highest rating awarded to attorneys for professional competence and ethics.

EDUCATION

University of Utah College of Law, J.D., 1985
- William H. Leary Scholar, 1984-85

Utah State University, B.S.,
Civil and Environmental Engineering, 1982
- Magna cum laude
- Engineering Honor Society, Tau Beta Pi
- Civil Engineering Honor Society, Chi Epsilon

PRACTICE AREAS

Construction Law
Design Professional Defense
Construction Defect Litigation
Insurance Broker/Agent Liability
Real Estate Broker/Agent Liability
Surety

ADMITTED TO PRACTICE

Utah State Bar (All Utah Courts)
United States District Court, District of Utah
United States Court of Appeals, Tenth Circuit

PROFESSIONAL AFFILIATIONS AND MEMBERSHIPS

Utah State Bar Association, Litigation and Construction Law Sections
Salt Lake County Bar Association
Utah Defense Lawyers Association

REPORTED CASES

Boyer v. Boyer, 183 P.3d 1068 (Utah App. 2008)
Johannesen v. Canyon Road Towers, 57 P.3d 1119 (Utah App. 2002)
SME Industries, Inc. v. Thompson, Ventulett, Stainback & Assoc., et al, 28 P.3d 669 (Utah 2001)
Cannon v. Travelers Indemnity Co., 994 P.2d 824 (Utah App. 2000)
Healey v. J.B. Sheet Metal, Inc., 892 P.2d 1047 (Utah App. 1995)
Utah Power & Light Co. v. Federal Insurance Co., et al, 983 F.2d 1549 (10th Cir. 1993)
Horton v. Goldminer's Daughter, 785 P.2d 1087 (Utah 1989)
Allstate Enterprises, Inc. v. Heriford, 772 P.2d 466 (Utah App. 1989)
Baker v. Western Surety Co., 757 P.2d 878 (Utah App. 1988)