



Nicole L. Brand

Partner

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Overview

Nicole focuses her practice primarily on professional liability defense for healthcare providers, including physicians, dentists, chiropractors, nurses, and others, as well as long-term care litigation. She handles a wide variety of claims, including those alleging negligence and lack of informed consent, as well as claims involving health care providers in administrative proceedings before their respective licensing boards. Nicole has successfully represented clients in all phases of civil litigation, including dispositive motion practice, mediation, and at trial.

Nicole received her undergraduate degree from the University of Minnesota, Morris and her law degree from the University of South Dakota School of Law. She completed a one year clerkship with the Honorable Robert A. Amundson, South Dakota Supreme Court. She has earned *Best Lawyers®* in America recognition in the area of medical malpractice defense. She is named by The Best Lawyers in America as its 2023 Minneapolis Medical Malpractice-Defendants "Lawyer of the Year." Nicole is a member of the Minnesota Defense Lawyers Association and Minnesota Women Lawyers.

Outside the office, Nicole enjoys running, traveling, and spending time with family and friends.

Education

- ◆ University of South Dakota School of Law, 1998
- ◆ University of Minnesota, Morris, 1994



Services

- ◆ Life Sciences
- ◆ Professional Liability - Health Care

State Bar Admissions

- ◆ Minnesota, 2000
- ◆ South Dakota, 1999

Federal Court Admissions

- ◆ United States District Court, District of Minnesota, 2006
- ◆ United States District Court, District of South Dakota, 2010

Experience

Trials

- ◆ Washington County, MN
Court File No. 82-CV-21-2314
Claim(s) alleged: Allegations of negligent chiropractic treatment resulting in stroke.
Defense verdict, November 2022
- ◆ Ramsey County, MN
Court File No. 62-CV-16-2201
Claim(s) alleged: Allegations of negligent radiological care resulting in delay in breast cancer diagnosis.
Defense judgment, January 2018
- ◆ St. Louis County, MN
Court File No. 69DU-CV-15-2235
Claim(s) alleged: Allegations of negligent nursing care resulting in fall at hospital.
Defense verdict, February 2017
- ◆ Hennepin County, MN
Court File No. 27-CV-15-5269
Claim(s) alleged: Claimed death from colon cancer allegedly due to negligent care and treatment.
Defense judgment, May 2016
- ◆ Hennepin County, MN
Court File No. 27-CV-13-9898
Claim(s) alleged: Allegations of legal malpractice resulting in multi-million dollar loss.
Dismissal, March 2014
- ◆ Hennepin County, MN
Court File No. 27-CV-13-15652
Claim(s) alleged: Allegations of negligent nursing care resulting in fall in hospital.
Defense verdict, November 2014
- ◆ Dakota County, MN
Court File No. 19HA-CV-11-1110
Claim(s) Alleged: Allegations of fall on clinic premises.
Defense verdict, March 2012
- ◆ Hennepin County, MN
Court File No. 27-CV-11-17037
Claim(s) alleged: Allegations of sexual misconduct involving minor.
Defense judgment, September 2012
- ◆ Hennepin County, MN
Court File No. 27-CV-10-19094
Claim(s) Alleged: Allegations of negligent chiropractic treatment resulting in injury to hand.
Defense judgment, February 2012
- ◆ Binding Arbitration
Nursing Home Litigation
Claim(s) alleged: Allegations of misconduct resulting in alleged injury.
Defense verdict, May 2011
- ◆ Hennepin County, MN

Court File No. 27-CV-06-1446

Claim(s) alleged: Allegations of fall on hospital premises.

Defense verdict, 2007

- ◆ Beadle County, SD

Court File No. CIV 03-58

Claim(s) alleged: Allegations of delayed diagnosis and associated complications of bowel perforation post laparoscopic cholecystectomy.

Defense verdict, July 2007

- ◆ Kanabec County, MN

Court File No. 33-CV-05-61

Claim(s) alleged: Allegations of fall on hospital premises.

Defense judgment, October 2006

- ◆ Hennepin County, MN

Court File No. MP 04 7363

Claim(s) alleged: Allegations of negligent positioning for bone scan study resulting in injury to ankle.

Defense judgment, July 2005

Professional Affiliations

- ◆ Minnesota State Bar Association
- ◆ Minnesota Defense Lawyers Association
- ◆ South Dakota Bar Association
- ◆ Hennepin County Bar Association
- ◆ Defense Research Institute (DRI)
- ◆ Minnesota Women Lawyers

Notable

Accolades

- ◆ Named The Best Lawyers in America® 2023 Minneapolis Medical Malpractice-Defendants "Lawyer of the Year"
- ◆ Selected for inclusion in The Best Lawyers of America® in the area of Medical Malpractice Law-Defendants, 2022-2025
- ◆ Selected for inclusion in "Minnesota's Top Lawyers" list in the area of Medical Malpractice, *Minnesota Monthly*, 2023
- ◆ Selected for inclusion in the Minnesota Super Lawyers® list in the area of Personal Injury Medical Malpractice: Defense, Thomson Reuters, (only five percent of the lawyers in the state were selected), 2023-2024
- ◆ Recognized as a Rising Star, Thomson Reuters, 2005, 2008, 2009
- ◆ Symposium Editor, South Dakota Law Review