



Spencer T. Proffitt

Associate

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📍 Phoenix

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Overview

Spencer practices in our insurance, professional liability, commercial litigation, and estate planning practice groups. In addition to his focus on complex litigation matters and appellate practice, Spencer counsels and assists his clients in planning for end of life decisions and navigating Arizona's probate system.

Spencer is recognized by *Best Lawyers*® in its Best Lawyers: Ones to Watch list. He has been included in the Super Lawyers® *Rising Stars* list for nine consecutive years.

Spencer obtained his BA degree *summa cum laude* from Arizona State University in 2004. He earned his Juris Doctor with Order of the Coif honors in 2009 from Sandra Day O'Connor College of Law at Arizona State University. He was also the recipient of the Justice Sandra Day O'Connor Award for constitutional law scholarship in 2009. During law school, Spencer served as an Editor for the Arizona State Law Journal and was published in the Journal's 2008 edition.

Education

- ◆ Arizona State University, B.S., *summa cum laude*, 2004
- ◆ Sandra Day O'Connor College of Law, Arizona State University, J.D., with high honors, Order of the Coif, 2009



Experience

Decisions

Services

- ◆ Wills, Probate, Estates, Trusts and Related Litigation
- ◆ Commercial Litigation
- ◆ Professional Liability
- ◆ Construction
- ◆ Insurance
 - ◇ Insurance - Bad Faith

State Bar Admissions

- ◆ Arizona, 2010
- ◆ Minnesota (Inactive), 2010

Federal Court Admissions

- ◆ United States District Court, District of Arizona, 2010

- ◆ *Cantex, Inc. v. Giles Engineering Assocs., Inc.*, 2017 WL XXXXXX (Ariz. App. 2017) (vacating summary judgment and \$100,000 award of attorney fees, holding that Arizona’s law of comparative fault does not render apportioned claim one for “sole negligence” within an exception to an indemnity clause, and ordering summary judgment be entered in favor of engineering firm client on contractual defense and indemnity claim in excess of \$500,000).

Publications

- ◆ *Due unto Others: Applying the Golden Rule to the Problem of Insufficient Policy Limits*, ABA Section of Tort Trial & Insurance THE BRIEF (Winter 2013)
- ◆ *Gods Behind Bars: How Religious Liberty Has Been Sent Directly to Jail and How to Get out of Jail Free*, 40 ARIZ. ST. L.J. 1401 (2008)

Notable

Accolades

- ◆ Selected for inclusion in the Best Lawyers: Ones to Watch, Commercial Litigation, Construction Law, Insurance Law, 2022
- ◆ Selected for inclusion in the inaugural edition of the Best Lawyers: Ones to Watch for his work in Insurance Law, 2021
- ◆ Named to the Southwest Super Lawyers Rising Stars list, 2012-2020