

# Matthew D. Quandt

TRIAL-TESTED LITIGATOR.  
HUSKER FOOTBALL FAN.  
GOLF ENTHUSIAST.

quandt@eslaw.com | (800) 279-3756



## Practice Areas

Construction  
Litigation  
Transportation

## Education

Baker University, B.S., cum laude, 2009

Washburn University School of Law,  
J.D., cum laude, 2012

Washburn Law Journal

## Admitted To

Missouri  
United States District Court for the  
Western District of Missouri

Kansas  
United States District Court for  
District of Kansas

Nebraska  
United States District Court for  
District of Kansas

## Matthew D. Quandt

Matt Quandt is a member of Erickson | Sederstrom's experienced litigation group. His practice concentrates on trucking, catastrophic injury and wrongful death, construction defect, product liability, and professional liability, including engineers and architects. Matt has ample trial experience in state and federal courts that allows him to advocate for his clients in complex litigation issues.

## Recent Results

*Blacketer v. Lincoln Electric Systems & Asplundh Tree Expert, LLC* – Matt represented Asplundh, the nation's largest tree experts dedicated to safe, efficient and innovative line clearance services to the utility industry. It was sued for negligence when a Lincoln resident was electrocuted by a powerline and died while trimming a tree in his backyard. After written discovery and a litany of depositions, including Asplundh employees, Matt filed a Motion for Summary judgment arguing: (1) Asplundh contracted and owed duties with LES but not to decedent, (2) Asplundh did not breach any duties, and (3) Asplundh did not proximately cause the accident. On the eve of oral arguments, Plaintiff dismissed all claims against Asplundh.

*Schemmer v. Wiggins* – Matt represented Schemmer, a national architecture and engineering firm, regarding a breach of contract for their design of an upscale, mid-rise, residential development in Council Bluffs, IA. Following a bench trial during COVID-19, Matt obtained a judgment for the full amount of the contract plus 12% pre-judgment interest.

*Tate v. Dierks* – Matt defended this wrongful death trucking accident, in which decedent Alan Tate was driving for Whimsy, Inc. traveling westbound on Highway 50 in Lee’s Summit when his semi-truck left the roadway and collided with a concrete bridge pillar. Defendant Troy Dierks was the lead mechanic at Whimsy, Inc. Plaintiff Sean Tate alleged that his father’s accident was caused by a wobbly wheel as a result of Defendant’s failure to maintain decedent’s truck. Specifically, Plaintiff alleged that Defendant failed to properly grease the front-end wheel and steering assembly and failed to clear oil from the right front brake lining. Plaintiff presented one witness who told Defendant to check out a wobbly front right was the lead mechanic at Whimsy, Inc. Plaintiff Sean Tate alleged that his father’s accident was caused by a wobbly wheel as a result of Defendant’s failure to maintain decedent’s truck. Specifically, Plaintiff alleged that Defendant failed to properly grease the front-end wheel and steering assembly and failed to clear oil from the right front brake lining. Plaintiff presented one witness who told Defendant to check out a wobbly front right wheel prior to the accident and two witnesses who were traveling on Highway 50, noticed a wobbly wheel, and tried to alert decedent. Plaintiff asked the jury to award \$1,500,000. Defendant argued that he properly maintained the truck. Following a five-day jury trial, Matt successfully obtained a unanimous defense verdict.

*Sharp v. Brendel* – Matt defended this motor vehicle accident, in which Defendant ran a red light and t-boned Plaintiff who was turning left onto Highway 291. Plaintiff claimed that as a result of the accident she suffered a lumbar compression fracture, two bulging discs, and annular tears. Plaintiff sought \$300,000 in damages, including \$40,454.72 past medical expenses and \$183,000 future medical expenses. Dr. Travis Foxx testified live on behalf of Plaintiff. Defendant admitted negligence but contested causation and damages. Defendant maintained that Plaintiff did not seek treatment for 12 days after the accident and had large gaps in treatment after being released from care. Defendant conceded a strain injury occurred and suggested the jury award \$6,356 (\$4,256 chiropractic expenses and \$2,100 pain & suffering). The jury awarded Plaintiff \$6,356, less than Defendant’s pre-trial Offer of Judgment.

## Professional & Civic Affiliations

TIDA (Trucking Industry Defense Association)  
The Harmonie Group  
Nebraska Chamber of Commerce & Industry – Transportation Committee  
The Missouri Bar  
United States District Court for the Western District of Missouri  
Kansas Bar Association  
United States District Court for District of Kansas  
Nebraska Bar Association  
Omaha Bar Association  
GABL – Volunteer Basketball Coach  
GRRIN (Golden Retriever Rescue in Nebraska)

### Matthew D. Quandt

Regency Westpointe  
10330 Regency Parkway Drive Suite 100  
Omaha, Nebraska 68114-3761  
Ph: 1 (402) 397-2200 | 1 (800) 279-3756  
Fax: (402) 390-7137

## Additional Information

While attending Baker University, Matt was a member of the Wildcat Basketball Team and studied in Grantham, England at Harlaxton College. Matt was born in Omaha and then raised in Council Bluffs and Kansas City. Matt met his wife Angelee while she was attending nursing school in Omaha, and the two were married in 2016. He enjoys spending time with their son Sullivan and dog, rooting for the Huskers, and playing competitive amateur golf.