



Sean P. Mount

Partner

504.593.0653

smount@deutschkerrigan.com

Practices

Commercial Litigation
Commercial Transportation
Construction
Insurance Coverage
Professional Liability of
Accountants, Attorneys,
Agents & Brokers

Industries

Construction
Insurance
Transportation

Bar Admissions

Louisiana
Mississippi
Texas
U.S. District Court for the
Eastern, Middle, and
Western Districts of
Louisiana
U.S. District Court for the
Northern and Southern
Districts of Mississippi
U.S. District Court for the
Southern District of Texas
U.S. Fifth Circuit Court of
Appeals
Supreme Court of the United
States

Education

J.D., Paul M. Hebert Law
Center, Louisiana State
University, 2001
B. A., Louisiana State
University, 1998
Jesuit High School

With a special interest in defense litigation, Sean Mount enjoys addressing client problems and crafting a solution that is best suitable for their business. He defends corporate clients and insurance companies in a variety of litigation claims that can arise as a result of today's competitive legal environment.

Sean's primary interest in the legal world is how it affects all aspects of society and life and knows each client and litigation matter is unique. After assessing each dispute, he scales a defense that fits the legal and business needs of his clients; making sure their interests protected.

Building upon his extensive courtroom experience, he has successfully litigated a variety of matters in Louisiana, Mississippi and Texas for various corporate and insurance clients. He defends clients against class action and mass tort litigation cases involving chemical and oil emissions, extensive construction litigation for general contractors and professional engineers, and complex insurance coverage and analysis.

He is a native and lifelong resident of Louisiana where he graduated from Jesuit High School before attending Louisiana State University.

Professional Associations

- Louisiana State Bar Association
- Mississippi Bar Association
- Federal Bar Association
- American Bar Association
- New Orleans Bar Association
- Texas State Bar Association
- Defense Research Institute
- Louisiana Association of Defense Counsel
- Texas Association of Defense Counsel
- Mississippi Defense Lawyers Association
- Council on Litigation Management
- Associated Builders and Contractors

Accolades

- *Martindale-Hubbell AV® Preeminent™ Peer Review Rated Lawyer*
- Recognized in *The Best Lawyers in America®*, 2019-2020

Representative Successes

- **Legal Malpractice**

Mr. Mount was successful in obtaining a full dismissal via Motion to Dismiss for his client in the context of an adversarial proceeding in Bankruptcy Court in the United States District Court for the Western District of Louisiana involving sale of real estate and in timber in excess of \$15 million. His client was retained by the bankruptcy trustee and there were allegations of negligence, gross negligence, fraud, fraudulent misrepresentation, breach of fiduciary duty and legal malpractice. *Thomas Brown, et al. v. John W. Luster, et al.*, Adversary no. 07-5072 (Bankr. Western District of LA 2008)

- **Construction**

Mr. Mount defended a contractor that was responsible for installation of a generator. Plaintiff filed suit based upon a breach of contract for improper installation, as well as for significant bodily injury resulting in surgery and significant medical expenses arising out of a fall that she associated with the alleged breach of contract. After the trial court denied a Motion for Summary Judgment, the Louisiana Fifth Circuit reversed the denial and dismissed all bodily injury claims against Mr. Mount's client. *Lahare v. Valentine Mechanical Services, LLC*, 17-289 (La.App. 5 Cir. 6/29/17), 223 So.3d 773.

Mr. Mount defended a contractor in the 19th JDC for the Parish of East Baton Rouge, State of Louisiana involving claims pertaining to defects and deficiencies in the construction of the building, where plaintiff was seeking several hundred thousand dollars. The case was tried to a jury which resulted in a zero verdict for his client.

Mr. Mount defended a contractor in Jackson County, State of Mississippi, where in the plaintiff were seeking in excess of \$1 million for alleged construction defects and deficiencies. The jury returned a favorable defense verdict in favor of Mr. Mount's client.

- **Insurance Coverage**

Mr. Mount has been successful in obtaining dismissal of numerous claims via motions for summary judgment and motions to dismiss pertaining to 1st party insurance coverage claims within the context of construction, property (residential and commercial), oil and inland marine, auto and UM claims.

Mr. Mount successfully litigated to a favorable conclusion for multiple clients in Louisiana, Mississippi and Texas in several hundred 1st party insurance cases pertaining to Hurricanes Katrina, Rita, Gustav, Ike and Isaac.

- **Auto/Transportation**

Mr. Mount defended a driver involved in an accident in the 24th JDC for Parish of Jefferson, State of Louisiana. Despite what appeared to be adverse liability, through the impeachment of the plaintiff and his physicians, the jury returned with a zero verdict.

Mr. Mount defended a company employee involved in an accident where there was a stipulation of liability in a trial in the 24th JDC for the Parish of Jefferson. The jury returned with an extremely favorable defense verdict for the primary plaintiff and a zero verdict for the other plaintiff's main claims.

- **Premises Liability**

Mr. Mount defended a retailer for purposes of a falling merchandise case. After a trial on the merits, the trial court ruled in favor of the plaintiff finding liability and the maximum amount of damages. On appeal, the Louisiana First Circuit reversed the trial court's decision and dismissed all claims against Mr. Mount's clients. *Frazier v. Dollar General Corporation*, 2017 WL 2403045, 2016-1628 (La.App. 1 Cir. 6/2/17).

Mr. Mount defended a retail client pertaining to a premises liability claim involving falling merchandise in the United State District Court for the Western District of Louisiana where plaintiff underwent surgery. The jury returned a zero verdict in favor of Mr. Mount's client.

Mr. Mount defended a retail client pertaining to a premises liability claim pertaining to a slip and fall where the plaintiff was alleging significant damages and injuries. A motion for summary judgment was granted in the United State District Court for the Western District

of Louisiana dismissing all claims.

- **General Negligence**
Mr. Mount defended a claim involving alleged negligence in repairs to an auto in the 15th Judicial Court for the Parish of Lafayette, State of Louisiana. The matter was tried resulting in a zero defense verdict in favor of his client.
- **Breach of Contract**
After a week plus long jury trial in the United State District Court for the Southern District of Mississippi, a motion to dismiss breach of contract, unjust enrichment, and breach of good faith and fair dealing claims was granted by the judge before submission to the jury.
- **Spoliation**
Mr. Mount defended a multinational corporation in one of the first, if not the first, cases solely based on the issue of spoliation in the 19th Judicial Court for the Parish of East Baton Rouge. The plaintiff in that case asked the jury for in excess of \$5 million in damages. The case involved multiple experts on both liability and damages. After almost a two week trial, the jury returned with a zero defense verdict.

Speaking Engagements

- “Voi Dire- Winning from the Beginning,” LSBA Trial Practice Seminar, New Orleans, LA, December 2016
- “Insurance Coverage: Discovery Conundrums in First Party Claims,” CLM Alliance Annual Conference, San Antonio, TX, April 2013
- “Insurance and Bad Faith,” Southeastern Claim Examiner Association Bi-Annual Conference, St.