

**ROBERT M. SLATTERY, ESQ. {PRIVATE }**

**BACKGROUND**

Born: San Francisco, California, February 23, 1948

Admitted to Bar: 1974, California

Preparatory Education: University of San Francisco (B.A., 1970)

Legal Education: University of San Francisco (J.D., 1974)

Deputy District Attorney, Contra Costa County, 1975-1979

Associate, McNamara, Houston, Dodge, McClure & Ney, 1979-1983

Partner, McNamara, Ney, Beatty, Slattery, Borges & Ambacher LLP, 1984-present

Member: Contra Costa County Bar Association  
The State Bar of California  
Association of Defense Counsel of Northern California  
American Board of Trial Advocates  
Fellow, American College of Trial Lawyers

Service: Contra Costa County Superior Court Judge Pro Tem  
Contra Costa County Superior Court Judicial Arbitrator  
Contra Costa County Superior Court SMART Mediator  
Contra Costa County Superior Court EASE Mediator  
Board of Directors of Contra Costa County Bar Association, 1989-1999  
President, Contra Costa County Bar Association, 1997

**TRIAL EXPERIENCE**

**DEPUTY DISTRICT ATTORNEY - CONTRA COSTA COUNTY**

Over 120 criminal jury trials, including 30 Superior Court criminal jury trials.

**McNAMARA, NEY, BEATTY, SLATTERY, BORGES & AMBACHER LLP  
Walnut Creek, California**

25 years of Civil Litigation -

60 Superior Court Jury Trials

Over 57 Medical Malpractice Contractual Arbitrations

## **Jury Trials:**

Smith v. Wada (Contra Costa) - Medical Malpractice. Defense Verdict.

Judge: Max Wilcox

Medeiros v. Una (Alameda) - First Trial. Non-suit at close of plaintiff's case.

Judge: Richard A. Haugner

Plaintiff Attorney: Stephen F. VonTill – (510) 490-1110

Medeiros v. Una (Alameda) - Second Trial, Medical Malpractice. Defense Verdict.

Judge: Michael E. Ballachey

Barney v. Weinstein (Contra Costa # C90-00510) - Medical Malpractice.

Defense Verdict; four-week trial; appeal dismissed.

Judge: Mark L. Eaton

Plaintiff Attorney: Russell S. Kussman – (310) 474-4411

Imperial West Chemical Company v. USX (Contra Costa # C91-00306) - Breach of Contract, represented plaintiff; Plaintiff Verdict, four-week trial; prevailed on appeal.

Judge: Norman Spellberg

Plaintiff Attorney: Littler, Mendelson, Fastiff & Tichy – (415) 433-1940

Frizzell v. Kaiser (Contra Costa # C90-02630) - Medical Malpractice.

Defense Verdict, four-week trial; prevailed on appeal.

Judge: John VanDePoel

Plaintiff Attorney: Georgia Michell – (925) 906-4577

Dunbar v. Hilliard (Alameda # 616026-7) – Medical Malpractice. Defense Verdict.

Judge: Winton McKibben

Co-Defense Attorney: Judy S. Craddick – (925) 957-7909

Chaidez v. Toy (Contra Costa # C89-05278) - Auto Accident, admitted liability. Verdict under offer.

Judge: Max Wilcox

Plaintiff Attorney: Joseph Sullivan

Hsiao v. Strong (Alameda) - Medical Malpractice. Settled during trial.

Judge: Richard Hodge

Plaintiff Attorney: Bruce Bailey – (650) 692-2400

Zialcita v. Crosson (Solano # 94518) – Medical Malpractice. Defense Verdict.

Judge: James F. Moelk

Plaintiff Attorney: Robert Wyckoff

Smith v. Kaiser (Alameda # 541312-6) – Class Action, Medical Malpractice.  
Settled during fourth week of trial.

Judge: Zook Sutton

Plaintiff Attorney: Thomas F. Schrag, James S. Baum – (510) 849-1618

Johnson v. Chee (Contra Costa) – Medical Malpractice.  
Defense Verdict.

Judge: Robert Cooney

Parrett v. Farrow (Contra Costa # 250614) – Boating Accident. Non-suit and  
Defense Verdict.

Judge: Ted Merrill

Plaintiff Attorney: Jill Hersh – (415) 788-2200

Fanfa v. Early California Restaurants (Contra Costa # 223115) – Slip and Fall.  
Defense Verdict.

Judge: Max Wilcox

Myers v. Imperial West Chemical Company (Contra Costa # 14501) – Pollution.  
Defense Verdict.

Judge: Pro Tem

Plaintiff Attorney: Horace J. Siino – (925) 634-3111

Reynosa v. Rusnak (Alameda) – Auto Accident.  
Plaintiff Verdict.

Judge: Lee

Plaintiff Attorney: Ray Willett

Pearman v. Bradley (Solano # V24458) – Medical Malpractice.  
Defense Verdict.

Judge: Richard M. Harris

Plaintiff Attorney: Neil A. Cook – (510) 268-8261

Rodenas v. Meshel (San Francisco # 865807) – Defense Verdict; Prevailed on Appeal.  
Judge: Richard Figone

Dyer v. Kaiser (Alameda) - Plaintiff Verdict, Statute of Limitations Jury Trial.

May v. Lynd (Contra Costa # 249094) – Auto Accident, settled during jury deliberations.  
Judge: Max Wilcox

Plaintiff Attorney: R. Kent Wilson

Corin v. City of Vacaville (Solano) – Non-suit granted after close of plaintiff's case.  
Plaintiff Attorney: James O'Dea

People v. Cain - Rape. Defense attorney, Michael Meadows.  
Judge: Richard Arnason

People v. Rodriguez - Rape. Defense attorney, Michael Meadows.  
Judge: Hall

People v. Merida, Merida & Young - Public Defender, Attempted Murder.  
Judge: Calhoun  
Plaintiff Attorney: Andrew C. Schwartz – (925) 947-1147

Melero v. Randall (Alameda) – Jury Trial. Defense Verdict.  
Judge: Minder  
Plaintiff Attorney: R. Lewis Van Blois – (510) 635-1284

Mannee v. Kaiser (Contra Costa # C94-04439) – Medical Malpractice.  
Defense Verdict.  
Judge: James Trembath  
Plaintiff Attorney: Jay Chafetz – (925) 933-5890

Klein v. Children's Hospital (Alameda County # 751340-2) – Medical Malpractice.  
Judge: Jacqueline Taber  
Co-Defense Attorney: G. Patrick Galloway – (925) 9309090

Ray v. Hundal (Contra Costa # C96-01913) – Medical Malpractice.  
Defense Verdict.  
Judge: Thomas  
Plaintiff Attorney: Ronald P. Rives – (925) 287-8181

Cohen v. Fairfield Medical Group (Solano # L003989) – Medical Malpractice.  
Defense Verdict.  
Judge: Harry S. Kinnicutt  
Co-Defense Attorney: Ralph J. Smith – (925) 287-8181

Clements v. Leon (Contra Costa # C97-00055) – Medical Malpractice.  
Defense Verdict.  
Judge: Mark Simon

Smith v. Popil (Solano # L005886) – Medical Malpractice.

Defense Verdict.

Judge: William C. Harrison

Co-Defense Attorneys: D. Stuart Candland – (925) 838-1100

Robert Zimmerman – (916) 567-0400

Jordan v. Pettinger (San Bernardino # VCV011407) 1999 – Medical Malpractice.

Defense Verdict.

Winchester v. Ennix (Alameda # 782451) 1999 – Medical Malpractice.

Defense Verdict.

Plaintiff Attorney: Raymond Hassan – (415) 775-9700

Jamotte v. Oechsel (Marin # 174134) 2000 – Medical Malpractice.

Defense Verdict.

Corey v. St. Rose Hospital (Alameda # H-201818-8) 2002 – Medical Malpractice.

Defense Verdict.

Judge: Julia Talmon Spain

Plaintiff Attorney: John W. Busby, II – (925) 299-9600

Harris v. Children's Hospital (Alameda # 8085153) 2002 – Medical Malpractice.

Defense Verdict.

Judge: George C. Hernandez

Plaintiff Attorney: Sydney E. Fairbairn – (415) 883-2199

Haasl v. Fairfield Medical Group (Solano # L12403) 2001 – Medical Malpractice.

Settled in Trial.

Plaintiff Attorney: Charles F. Schetter – (707) 255-1885

Leyvas v. Washington Township Hospital (Alameda # 798868-4) 2002 – Medical Malpractice.

Plaintiff Verdict.

Judge: Bonnie Lewman Sabraw

Plaintiff Attorneys: William L. Veen – (415) 673-4800

Cynthia McGuinn – (415) 673-4800

Madrigal v. Magana (Santa Cruz # CV143923) 2004 – Medical Malpractice.

Defense Verdict.

Judge: Robert Yonts

Plaintiff Attorney: Norman Saucedo – (408) 289-1417

Lunsford v. Samuel (Calaveras # CV29221) 2004 – Medical Malpractice.  
Defense Verdict.

Judge: William A. Stone

Plaintiff Attorneys: Rudy Nolan/Jonathan Saul – (926) 564-9990

Holmes v. Alta Bates (Alameda # 837724-9) 2003 – Medical Malpractice.  
Non-suit for Defense.

Judge: John F. Kraetzer

Plaintiff Attorneys: Tesfaye Tsadik – (510) 839-3922

Daniel M. Siegel – (510) 839-6698

Bergman v. Chin (Alameda # H205732-1) 2001 – Medical Malpractice/ Elder Abuse.  
Plaintiff Verdict.

Judge: David Hunter

Plaintiff Attorneys: James Geagan – (707) 939-9593

Clayton Kent – (415) 898-1555

Lathrop v. Rappaport (San Francisco # 313369) 2001 – Medical Malpractice.  
Plaintiff Verdict.

Judge: Diane E. Wick

Plaintiff Attorneys: Jeffrey A. Haas – (650) 728-1200

Cliff Weingus – (415) 777-0313

Breedlove v. Pabst (Contra Costa # C99-02949) 2002 – Medical Malpractice.  
Defense Verdict.

Judge: David Flinn

Plaintiff Attorney: Ira Leshin – (415) 398-3950

Anderson v. Shiro (Yuba # 00-0000800) 2001 – Medical Malpractice.  
Defense Verdict.

Judge: Thomas F. Mathews

Plaintiff Attorney: F. Glen Olives – (503) 743-9876

Marking v. Gupta (Kern # 243542SPC) 2002 – Medical Malpractice.  
Defense Verdict.

Plaintiff Attorney: Elizabeth A. Anderson – (619) 753-7493

Feuillard v. John Muir (Contra Costa # C99-04197) 2001 – Medical Malpractice.  
Defense Verdict.

Judge: David B. Flinn

Plaintiff Attorney: Mary J. Shea – (510) 332-8289

Geha v. Strong (Alameda # 200270800) 2005 – Medical Malpractice.  
Defense Verdict.

Judge: Julia Talmon Spain  
Plaintiff Attorney: Khaldoun A. Baghdadi – (415) 981-7210

Rosegay v. Gunthorp (San Francisco # CGC-04-43465) 2006 – Medical Malpractice.  
Defense Verdict.

Judge: Donald S. Mitchell  
Plaintiff Attorney: Charles C. Kelly, II – (415) 441-5544

Ramirez/Ruiz v. Magana (Santa Cruz # CV149301) 2007 – Medical Malpractice.  
Defense Verdict.

Judge: Jeff Almquist  
Plaintiff Attorney: Stephen H. Fredkin – (831) 455-1616

Dominguez v. Jaffin (Contra Costa # C04-02314) 2007 – Medical Malpractice.  
Defense Verdict.

Judge: Diana Becton-Smith  
Plaintiff Attorney: Douglas Saeltzer – (415) 981-7210

Watkins v. Davis (Alameda # RG0624976) 2007 – Medical Malpractice.  
Defense Verdict.

Judge: Steven A. Brick  
Plaintiff Attorney: Steven R. Anthony – (510) 835-8400

Haines v. Gifford (Alameda # HG086564) 2007 – Medical Malpractice.  
Defense verdict.

Judge: Harry R. Sheppard  
Plaintiff Attorney: David S. Rosenberg – (650) 393-4055

Lavin v. St. Helena Hospital (San Francisco #CGC07469316) 2009 – Medical Malpractice.  
Defense verdict.

Judge: Jeffrey Ross  
Plaintiff Attorney: Steven A. Fabbro – (415) 391-6850

Slarve v. Coufal, M.D. (Contra Costa # C09-02127) 2012 – Medical Malpractice.  
Defense verdict.

Judge: Barry P. Goode  
Plaintiff Attorneys: Jay P. Renneisen – (925) 280-8900 and  
Michael P. Verna – (925) 935-3300

Baughner v. Hsiao (Alameda #RG09429206) 2013 – Medical Malpractice

Defense verdict

Judge: Dennis Hayashi

Plaintiff Attorney: Charles G. Kinney – (510) 654-5133

Arron v. Wiebe (Kern #S-1500-CV-275839) 2013 –Medical Mal Practice

Defense verdict

Judge: Lorna H. Brumfield

Plaintiff Attorney: Steve Glickman – (310) 273-4040



### **Medical Malpractice Arbitrations:**

Engel v. Kaiser (Contra Costa) - Defense Award.

Barker v. Kaiser (Alameda) - Claimant Award. Award under offer.

Hanlon v. Kaiser (Contra Costa) - Defense Award.

Crocco v. Kaiser (San Francisco) - Defense Award.

Parish v. Kaiser (Contra Costa) - Defense Award.

Martin v. Kaiser (Contra Costa) - Defense Award.

Lehmann v. Kaiser (Contra Costa) - Defense Award.

Tabatabai v. Kaiser (Contra Costa) - Defense Award.

Jewett v. Kaiser (Contra Costa) - Defense Award.

Tiemann v. Kaiser (Solano County) - Defense Award.

Nestor v. Kaiser (Contra Costa) - Defense Award.

Lechtaler v. Kaiser (Alameda) - Claimant Award.

Rodgers v. Kaiser (Stockton) - Defense Award.

Geick v. Kaiser (Alameda) - Defense Award.

Hamilton v. Kaiser (San Mateo) - Admitted liability. Award under offer.

Strangio v. Kaiser (Contra Costa) - Defense Award.

Urteaga v. Children's Hospital (Alameda) - Defense Award.

Anderson v. Silpa (Alameda) - Defense Award.

Whalen v. Kaiser (Sacramento) - Claimant Award.

Hogue v. Kaiser (Santa Rosa) - Defense Award.

Romo v. Kaiser (San Rafael) - Defense Award.

Peralta v. Kaiser (Alameda) - Defense Award.

Jafar v. Kaiser (Alameda) - Defense Award.

MacDonald v. Kaiser (Contra Costa) - Defense Award.

Blansett v. Kaiser (Contra Costa) - Claimant Award.

Crandall v. Kaiser (Contra Costa) - Claimant Award.

Land v. Kaiser (Solano County) - Defense Award.

Moss v. Kaiser (Contra Costa) - Claimant Award.

Mawhinney v. Kaiser (Contra Costa) - Defense Award.

Manteghi v. Kaiser (Contra Costa) - Claimant Award.

Luoma v. Kaiser (Contra Costa) - Claimant Award.  
Claimant Attorney: Clyde Butts

O'Shea v. Kaiser (San Francisco) - Defense Award.

McCanne v. Kaiser (Sacramento) - Defense Award.

Richmond v. Kaiser (Contra Costa) - Defense Award.

Baird v. Kaiser (Contra Costa) - Defense Award.

Pack v. Kaiser (Contra Costa) - Defense Award.

Watada v. Kaiser (Contra Costa) - Claimant Award.

McCan v. Kaiser (Contra Costa) - Defense Award.

Adams v. Kaiser (Sacramento) - Defense Award.

Hampton v. Kaiser (Sacramento) - Defense Award.

Cohan v. Kaiser (Sacramento) - Settled.

Jones v. Kaiser (Contra Costa) - Defense Award.

Higgins v. Kaiser ( Contra Costa) - Defense Award.

Brosler v. Kaiser (Contra Costa) - Claimant Award.

Goble v. Kaiser (Contra Costa) (1/04) - Defense Award.

Kahlon v. Kaiser (Contra Costa) (5/04) - Claimant Award.

Johnson v. Kaiser (Sacramento) (1/06) - Claimant Award.

Cooper v. Kaiser (Sacramento) (2/06) - Claimant Award.

Revised 3/00 Carnesecca v. Kaiser (Santa Teresa) (3/06) - Defense Award.

Schutte v. California Pacific Medical Center (San Francisco) (4/06) - Defense Award.

Kunis v. Kaiser (Santa Teresa) (6/06) - Defense Award.

Avila v. Kaiser (So. Sacramento) (10/06) - Defense Award.

Mandel-Sonner v. Kaiser (San Francisco) (3/09) - Defense Award.

Hall, Waylon v. Kaiser (Stockton) (10/10) - Claimant Award.

Flennaugh v. Kaiser (Antioch) (12/10) - Defense Award.

Vasquez v. Kaiser (So. Sacramento) (11/11) – Defense Award.

Musso v. Kaiser (Walnut Creek) (1/13) - Defense Award.

Miller v. Kaiser (San Francisco) (12/13) – Defense Award.

Fulkerson-Collins v. Kaiser – (2/14) – Defense Award.