



HELLMUTH  
&  
JOHNSON

**KURT M. MITCHELL**  
ATTORNEY AT LAW

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## OVERVIEW

Kurt focuses his practice primarily on civil litigation, including construction defects, construction law, business and commercial law, insurance and real estate.

He got his start at a small firm in central Washington, handling everything from divorces to felony criminal cases. After practicing law in Oregon, Washington and Montana, Kurt eventually found his way to a products liability and insurance practice group at a large Midwestern law firm.

Today the lion's share of Kurt's work relates to construction defects litigation on behalf of individual homeowners, associations, and other property owners and management entities. In addition, he has extensive experience in general business and real estate litigation.

"My clients and cases are diverse, but certain things are true across the board," says Kurt. "All cases, for example, require thorough preparation. It's critically important to understand the details of every dispute, from the legal and engineering issues to the personalities of all the parties.

"It's also essential never to lose sight of the stakes for one's client. Since a home or property is often one's biggest asset, every case demands aggressive advocacy.

## EXPERIENCE

- Prosecuting construction defect claims for residential property owners, commercial property owners, condominium associations and townhome associations. This includes construction and design errors.
- Representing contractors and property owners in mechanic's lien cases. This includes advising contractors about the lien process, prosecuting mechanic's lien claims for contractors and defending property owners against lien claims.
- Property owner/contractor disputes.
- Drafting and enforcing construction contracts for general contractors, subcontractors, design professionals, material suppliers, and property owners.
- Condominium association and homeowner association matters including disputes between associations and its members.

## PRACTICE AREA

Business Litigation  
Construction & Lien Law  
Construction Defects & Warranties  
Homeowner Associations  
Insurance Litigation

## ADMISSIONS

Minnesota State Courts  
Montana State Courts  
Oregon State Courts  
United States District Court for the District of Minnesota

## EDUCATION

Willamette University  
College of Law  
Pomona College

- First party property insurance claims (storm damage, fire loss, sewer backup, hail damage) when insured and insurer disagree on the amount or value of the loss).
- Insurance claim and coverage analysis.
- Real estate conflicts including seller's non-disclosure matters.
- Representing contractors in investigations commenced by the Minnesota Department of Labor and Industry.
- Commercial and business disputes.
- Litigation, trials and arbitrations.

## **AFFILIATIONS**

- Member, Minnesota State Bar Association
- Member, Hennepin County Bar Association
- Member, State Bar of Montana
- Member, Oregon State Bar

## **HONORS & AWARDS**

- *Minnesota Super Lawyers*<sup>®</sup> – 2022-2023