

## David P. Muth

### Partner

David Muth is the past chair of the firm's Real Estate and Construction Litigation Group. He has substantial experience in lender workout claims; real estate disputes, construction defect claims, and insurance coverage litigation. His recent experience includes:

- Assisting in claims against the Wisconsin Department of Transportation relating to improvements to a county highway, including installation of a 68-inch by 106-inch horizontal elliptical pipe for approximately 3,300 feet underneath the road. The claims involved, inter alia, differing site conditions.
- Assisting various national lending institutions in obtaining the appointment of a receiver and assignment of rents while ultimately obtaining title for the lender of its collateral in a multimillion-dollar commercial dispute.
- Assisting a manufacturing company in a lease dispute to obtain judicial declaration of its rights to enforce an option to purchase.
- Assisting various national lending institutions in resolving a condemnation dispute of their collateral.
- Representing automotive company in a commercial lease dispute where government ordered client's leasehold razed due to landlord's failure to maintain property.
- Representation of a client involving insurance and scope of repair issues for a defective concrete floor of an approximately 200,000-square-foot warehouse structure.
- Assisting contractors, owners, and developers in resolving construction liens and theft-by-contractor claims.
- Representation of client through jury trial involving professional negligence claims on the sale of purchase of a daycare center.
- Representation of a client involving employee misconduct/misrepresentation claims involving more than 10 consolidated appeals on the issue and scope of applicable insurance.



david.muth@quarles.com

### Milwaukee Office

Tel: (414) 277-5621

Fax: (414) 978-8621

### Legal Services

- [Real Estate and Construction Litigation](#)
- [Banking & Financial Institutions](#)
- [Insurance Coverage Litigation](#)
- [Litigation & Dispute Resolution](#)
- [Financial Institutions Litigation](#)

### Education and Honors

- University of Wisconsin Law School (J.D., *cum laude*, 1996)
  - Order of the Coif
  - Phi Alpha Delta (Justice)
  - Wisconsin Environmental Law Journal (Articles Editor)
- Marquette University (B.A., *cum laude*, 1993)

### Bar Admissions

- Wisconsin

### Court Admissions

- U.S. District Court, Eastern District of Wisconsin, 1996
- U.S. District Court, Western District of Wisconsin, 1996
- U.S. Court of Appeals, 7th Circuit, 1996

### Professional and Civic Activities

- State Bar of Wisconsin (Member)
- American Bar Association (Member)
- Milwaukee Bar Association (Member)
- Milwaukee Office Pro Bono Committee (Co-chair, 2020)
- Waukesha Bar Association (Member)
  - President (2020)
  - President-elect (2019)
  - Board of Directors (2017-present)
- United Way Emerging Leaders Council (2006–2014; Co-chair, 2009–2012)
- United Way Leadership Division Co-Chair (2015-2019)
- Big Brothers Big Sisters of Metro Milwaukee (2010–2017; Secretary, 2013–2017)

### Professional Recognition

- Selected as one of Milwaukee's Top Lawyers by *MKE Lifestyle Magazine* (2019, 2020)
- Listed in *The Best Lawyers in America*® (2019 - Present: Commercial Litigation, 2021: Litigation - Banking and Finance)
- Selected for inclusion in Wisconsin Super Lawyers®—Rising Stars (Business Litigation)