

BRETT C. SHEAR

SHAREHOLDER



AREAS OF PRACTICE

Health Care Liability
Long-Term Care Liability

CONTACT INFO

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Pittsburgh, PA 15219

ADMISSIONS

Pennsylvania
2003

U.S. District Court Western District
of Pennsylvania
2004

U.S. District Court Northern District
of West Virginia
2010

U.S. District Court Southern
District of West Virginia
2010

West Virginia
2010

U.S. District Court Eastern District
of Pennsylvania
2012

U.S. Court of Appeals 3rd Circuit
2014

EDUCATION

University of Pittsburgh School of
Law (J.D., cum laude, 2003)

West Virginia University (B.S., cum
laude, 2000)

OVERVIEW

Brett is a member of the Health Care Department, representing physicians, medical professionals and hospitals in medical malpractice actions and a variety of other areas. Prior to joining Marshall Dennehey, Brett was a senior associate at a regional law firm where he represented a pharmaceutical company in nationwide product liability actions as well as other clients in the areas of professional liability, securities, environmental, personal injury and property damage.

Throughout his legal career, Brett has appeared and argued before courts throughout the United States. He has also successfully tried cases before juries, courts and arbitrators.

Brett graduated *cum laude* from West Virginia University with a Bachelor of Science degree in Economics. He went on to attend law school at the University of Pittsburgh. While in law school, Brett clerked for a local judge and for the Office of the Public Defender. He graduated *cum laude* and received his law degree in 2003.

THOUGHT LEADERSHIP

The Shrinking Scope of the Peer Review Protection Act

Pittsburgh
Health Care Liability
September 1, 2015

By Brett C. Shear, Esq.* Key Points: Defense Digest, Vol. 21, No. 3, September 2015

CLASSES/SEMINARS TAUGHT

Uncovering and Proving Financial Fraud, Pennsylvania Bar Institute, February 2014

PUBLISHED WORKS

"The EHR Report: Communication, Social Media, and Legal Vulnerability," *Internal Medicine News*, April 27, 2017

"The Shrinking Scope of the Peer Review Protection Act," *Defense Digest*, Vol. 21, No. 3, September 2015

HONORS & AWARDS

The Best Lawyers in America®,
Medical Malpractice Law -
Defendants
2025

ASSOCIATIONS & MEMBERSHIPS

Allegheny County Bar Association

Pennsylvania Bar Association

West Virginia Bar Association

YEAR JOINED

2014

RESULTS

Defense Jury Verdict Won in a Medical Malpractice Case

Health Care Liability

July 5, 2024

We obtained a defense jury verdict on behalf of a cardiologist. The patient came to the hospital with chest pain radiating to his arm and shortness of breath. The attending physician ordered a stress test, which was performed by the defendant cardiologist, that was interpreted as normal. The patient was then discharged from the hospital and died from a heart issue within two weeks. An autopsy found significant narrowing of all of the arteries of the heart, including a 90% narrowing in the LAD (i.e. the “widowmaker”).

Defense Verdict for Primary Care Physician

Health Care Liability

May 11, 2017

Obtained a defense verdict on behalf of a primary care physician. The plaintiff alleged the physician failed to order a blood test that would have detected a rare blood disorder called TTP. Five days after seeing our client, the decedent’s condition rapidly declined, and two days later, he died. Prior to trial, the plaintiff’s demand was almost \$1 million. The defense was multifaceted. First, our client directed the decedent to the hospital where a blood test would have been performed, but the decedent refused.