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*D Product Liability - Defendants;  
P Product Liability - Plaintiffs*

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# INDIANA'S Best Lawyers®

LINKING LAWYERS AND CLIENTS SINCE 1913 2013 EDITION

**Kenneth J. Allen**  
on His Firm's Mission to Help  
Prevent Harm  
*See page 5*

Best Lawyers®  
Lawyer of the Year  
2013

Who are the  
2013 Lawyers  
of the Year?

*See page 8*



# Indiana Accident and Wrongful Death Attorney Kenneth J. Allen on His Firm’s Mission to Help Prevent Harm

For the past 32 years, Kenneth Allen has worked to attain justice for people who have been seriously harmed by the negligence of others. To that end, Kenneth J. Allen & Associates limits its practice to the representation of plaintiffs in serious personal injury and wrongful death litigation.

“Our clients are people whose lives have been shattered by a disabling injury or the tragic death of a loved one,” Allen says. “When they turn to us for help, not only do we devote every possible resource to win their case, but we exert every effort to prevent similar tragedies from happening to others in the future.”

With its exclusive focus on personal injury and accident law, Allen’s multi-state firm has become one of the premiere personal injury practices in Indiana and Illinois. The firm’s attorneys are known in both states for their dedication on behalf of injury victims, particularly in cases involving semi-truck crashes and serious work accidents.

“Our singular concentration has helped us to achieve a depth of knowledge sometimes unattainable by general practice firms,” Allen notes. “Typically, only large corporations can afford to have a number of lawyers working on a case, but we’ll have as many as ten lawyers looking at one case, collaborating on a single issue, trying to find the best right answer; because it’s not so difficult to find a right answer—the challenge is finding the best one.”

To provide clients with focused legal representation, Kenneth J. Allen & Associates not only limits its practice areas, but also its workload; the firm actually declines nine out of every 10 potential cases. Allen explains, “We pick cases we can believe in, because it’s much easier to spend long hours fighting for a client if you are committed to the work you’re doing.”

Allen has appeared as plaintiff’s counsel in more than 100 trials and published appellate court decisions. In addition to being included in *The Best Lawyers in America*, he has been named by *Law Dragon* as one of the 500 Leading Lawyers in America. He is also a life member of the Multi-Million Dollar Advocates Forum, and his cases have been recognized in such prominent publications as *The Wall Street Journal*, *Vanity Fair*, and the *Chicago Tribune*, among many others.

During his career, Allen has built a reputation as a passionate advocate for his clients. Indeed, peers and opponents alike have remarked on his dedication, calling him everything from ruthless to remarkable in his unrelenting pursuit of justice. “We are one-hundred percent committed to the goal of making sure justice is done,” Allen says, “because we know firsthand the struggles faced by ordinary people.”

While Allen graduated with honors from Indiana University Law School and has dozens of professional publications, including his contributing authorship to the ABA treatise entitled *Truck Accident Litigation*, he notes that it is his real-life experience that distinguishes him from other lawyers.

“I come from a working class family; my dad labored for many hard years until he died,” Allen says. “I had to work my way through college and law school; but laboring with my hands provided me with a kind of education that most lawyers never experience.”

To pay for his higher education, Allen began working in the mills well before graduating high school, first as a construction laborer and later as a railroad trackman. He also drove dump trucks and ultimately became a union carpenter.

“For thirty-five years, I’ve continued to pay my dues to the United Brotherhood of Carpenters, because it helps me remember who I am and how I got here,” Allen says. “I know what it’s like to work in a dangerous job where you have two choices—either do the job or go home; and I know that if you need the money to support your family, you do the job, even if the workplace isn’t as safe as it should be.”

Given his acute awareness of his clients’ struggles, Allen has made the



Kenneth J. Allen

prevention of accidental injury and wrongful death the driving force of his firm. “At the end of the day, the overriding goal of this law firm is to prevent harm,” Allen says. “And we take pride in effecting changes in the law or modifications to a dangerous product or unsafe practice. Those kinds of changes help not only a specific client, but potentially thousands of others who are at risk of suffering similar harm.”

From the outset, Allen has worked to ensure that everyone has equal access to the courts. Notably, he helped convince the Indiana Supreme Court that a law allowing defendants to change the venue of a lawsuit to a different jurisdiction was unconstitutional. “The case was not important in terms of dollars and cents, as I recall the case was handled *pro bono* or for a nominal fee, but it was very important in terms of guaranteeing access to reasonable justice,” Allen says. “Once the Supreme Court was certain we were correct, there was an immediate and significant impact across the state of Indiana.”

By holding those who act carelessly or negligently fully responsible for the harm they cause, Allen’s work helps motivate companies to spend more on safety and accident prevention—and “this is our fundamental goal,” according to Allen. Allen recalls: “I remember clearly when the lawyer for the manufacturer of a machine which had crushed my client requested all of the safety modifications suggested by my expert so they could incorporate them into their product, and that’s a great moment.”

Ultimately, Kenneth J. Allen & Associates strives to serve a greater good by fighting to ensure that the accidents and injuries suffered by its clients won’t happen again. “When we hold someone who runs a stop sign or a traffic light accountable, it helps our clients, but it doesn’t necessarily change behaviors,” Allen notes. “On the other hand, if we hold accountable the trucking company that encourages its drivers to drive on cruise control, even if the weather is icy or the roads are snow covered, then they’re going to change their policy so long as the verdict is just. And in our experience, juries nearly always get it right.”

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*IP Intellectual Property;*  
*P Patent;*  
*T Trademark;*  
*\* Litigation*

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*EM Employment Law – Management;*  
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**Eilbacher Fletcher**  
Kathryn A. Brogan (EM, LM)

**Faegre Baker Daniels**  
Ellen E. Boshkoff (LE\*), Gregory N. Dale (EM, LE\*, LM), David A. Given (EM, LM), John T. Neighbours (EM, LM), Hudnall A. Pfeiffer (EM, LE\*, LM), Roberta Sabin Recker (EM, LE\*), Cynthia K. Springer (LM), Gregory J. Utken (EM, LM), Thomas J. Brunner (LE\*)

**Fillenwarth Dennerline Groth & Towe**  
Frederick W. Dennerline III (EI, LU), William R. Groth (EI)

**Haller & Colvin**  
Holly Brady (EI)

**Hoepfner, Wagner & Evans**  
Larry G. Evans (LE\*)

**Ice Miller**  
Wayne O. Adams III (EM, LE\*, LM), Michael A. Blickman (EM, LE\*, LM), Michael H. Boldt (EM, LM), David J. Carr (EM, LE\*, LM, LU), Mark W. Ford (EM, LM), Byron L. Myers (EM, LE\*, LM), Ryan McCabe Poor (LM), Paul Harrison Sinclair (EM, LE\*, LM), Michael L. Tooley (EM, LE\*, LM)

**Kightlinger & Gray**  
Laurie Kemp (EM, LM)

**LaDue Curran & Kuehn**  
R. John Kuehn (EM, LE\*, LM, LU), John D. LaDue (EM, LM)

**Littler Mendelson**  
Alan McLaughlin (EM, LE\*, LM), Todd M. Niernman (EM, LM)

**Macey Swanson & Allman**  
Nora L. Macey (EI), Barry A. Macey (EI)

**Newby, Lewis, Kaminski & Jones**  
Martin W. Kus (EM, LM), Mark L. Phillips (LE\*)

## Kenneth J. Allen & Associates

Money or self-interest may be the driving force behind most law firms. But Kenneth J. Allen & Associates is cut from a different cloth. “We are passionate about fulfilling our duty to the clients we serve—to assure they receive full and fair compensation for what’s been wrongfully taken from them—but we recognize, too, that we owe a duty to the community. And we take that duty very seriously as well,” said Allen, whose firm handles serious injury and wrongful death cases, exclusively.

Beyond the courtroom, Allen donates time and money to the Indiana communities his firm serves, contributing hundreds of thousands to a variety of local organizations, charities and causes, including the United Way, Boy’s Girls Clubs, NAACP, YMCA, Catholic Charities, and local homeless and women’s shelters.

In addition to starting “Teachers of Excellence” honoring several local school teachers since 2009, he and his wife sponsored a Kinderprint program providing thousands of ID kits for children in several counties.

“Kinderprint provides vital information to law enforcement if a child should go lost or missing,” said Allen. “but the major goal is to gently remind parents to speak with their children about personal safety and prevention.”

“In the end, it’s ultimately about preventing harm and promoting safety,” said Allen, who was also the recipient of the Fifth Annual Child Safety Advocate Award “for outstanding dedication in forwarding the issues of child safety” awarded by the I.U. School of Medicine and the Indiana Safe Kids Coalition.

“By holding wrongdoers fully accountable, we send a strong message to companies selling unsafe products, creating dangerous workplaces or negligently operating semi-trucks in the communities we serve: if you do wrong, you’ll pay in full. So do right, act responsibly and prevent accidental injury.”