



Benjamin Silva, Jr.

Practice Areas: Business Litigation; Employment Law; White Collar Criminal Defense; Personal Injury; Insurance; Professional Liability and Licensing

Peer Review Rating: AV Rated.

Education: Georgetown University, J.D., 1980, New Mexico State University, B.B.A., 1977

Admitted: 1980, New Mexico and U.S. District Court, District of New Mexico; 1981, U.S. Court of Appeals, Tenth Circuit; 1997, U.S. Tax Court; 1999, U.S. Supreme Court

Memberships: State Bar of New Mexico; American Bar Association (Member, Sections on: Tort and Insurance Practice; Labor and Employment Law; Litigation); Defense Research Institute; The Association of Trial Lawyers of America; New Mexico

Trial Lawyers Association; New Mexico Defense Lawyers Association (President, 1992-1993); National Criminal Defense Lawyers Association; New Mexico Criminal Defense Lawyers Association. Barrister, Master Benchers, American Inn of Court LXXXI, 1990-1998.

Languages: Spanish

Born: Las Cruces, New Mexico, May 1, 1956

Biography: Assistant U.S. Attorney, District of New Mexico, 1980-1982. Associate (1982-1986) and Director/Partner (1987-1994) Modrall, Sperling, Roehl, Harris & Sisk, P.A.

Reported Cases: U.S. v. Pino, 708 F.2d 523 (10th Cir. N.M. 1983); U.S. v. Lewis, 700 F.2d 1328, 13 Fed. R. Evid. Serv. 238 (10th Cir. N.M. 1983); March v. Mountain States Mut. Cas. Co., 101 N.M. 689, 687 P.2d 1040 (N.M. 1984); Madrid v. University of California, 105 N.M. 715, 737 P.2d 74 (N.M. 1987); Maxwell v. Wilson, 108 N.M. 65, 766 P.2d 909 (N.M. 1988); U.S. Fire Ins. Co. v. Aeronautics, Inc., 107 N.M. 320, 757 P.2d 790 (N.M. 1988); Apodaca v. Rio Arriba County Sheriff's Dept., 905 F.2d 1445 (10th Cir. N.M. 1990); Jeffers v. Butler, 762 F. Supp. 308 (D.N.M. 1990); Emmons v. Equitable Life Assur. Soc. of U.S., 799 F. Supp. 1123 (D.N.M. 1992); Rivera v. New Mexico Hwy. & Transp. Dept., 115 N.M. 562, 855 P.2d 136 (Ct. App.), cert. denied, 115 N.M. 545, 854 P.2d 872 (1993); Warner v. Wal-Mart Stores, Inc., P.2d 270 (Ct. App. 1993); Parker v. John Q. Hammonds Hotels, Inc., 914 F. Supp. 467 (D.N.M. 1994); Romero v. Byers, 117 N.M. 422, 872 P.2d 840 (1994); Fernandez v. Walgreen Hastings Co., 126 N.M. 263, 1998-NMSC-039, 968 P.2d 774 84 A.L.R. 5th 815 (1998); Araiza v. Presbyterian Healthcare Services and Don Ortiz, M.D., Court of Appeals No. 22,509 (2002); Skopayko v. Longford Homes of New Mexico, Inc., 133 N.M. 727, 69 P.3d 237, 2003 N.M. Lexis 114 (2003); Sunquest Mktg., Inc. v. Lorentzen, No. 26,375 slip. op. (N.M. Ct. App. June 9, 2006); Paz v. Tijerina, 2007 - NMCA - 109, 142 N.M. 391 165 P.3d 1167 (Ct. App. 2007); Lorentzen v. PCA, Inc., No. 27,742 slip. op. (N.M. Ct. App. Feb. 16, 2009).

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