

YOST & BAILL
ATTORNEYS AT LAW

Steven L. Theesfeld

Partner

Phone: (612) 244-2908

Fax: (612) 344-1689

Email: stheesfeld@yostbaill.com

Steven L. Theesfeld's practice is devoted to appellate litigation and complex subrogation losses.

In his appellate practice, Steve has handled over 50 cases in various state and federal appellate courts.

In his civil litigation practice, Steve has tried and won several jury and court cases. In addition to handling subrogation cases in Minnesota and Wisconsin, Steve is licensed to practice in North Dakota, South Dakota and Nebraska, and also litigates cases across the United States. Steve offers Yost & Baill's clients a frank and intelligent assessment of subrogation claims and appeals in the areas of: fire loss, product defects, insurance coverage, water loss, negligent construction and other complex loss.

Steve joined Yost & Baill as an appellate and litigation associate. Today, he continues his appellate and subrogation litigation practice as a partner managing Yost & Baill's upper Midwest practice.

Steve has been a member of the National Association of Subrogation Professionals (NASP) since its inception, presented seminars at local and national NASP conferences, written several articles for the organization, and has assisted in the re-writing of the Certified Subrogation Recovery Specialists (CSRP) guidebook.. He currently serves on NASP's Appellate Amicus Committee.



Education

J.D., University of Wisconsin

B.B.A., (cum laude) University of Wisconsin

Admissions to Practice

Minnesota State and Federal Courts

Wisconsin State and Federal Courts

North Dakota State and Federal Courts

South Dakota State and Federal Courts

Nebraska State and Federal Courts

US 7th Circuit Court of Appeals

US 8th Circuit Court of Appeals

United States Supreme Court

Honors & Awards

Current member, NASP Amicus Committee

Professional Associations & Memberships

U.S. Supreme Court Bar

U.S. Eighth Circuit Court of Appeals Bar

U.S. Seventh Circuit Court of Appeals Bar

Minnesota State Bar

Minnesota Federal Bar

Wisconsin State Bar

Wisconsin Federal Bar

North Dakota State Bar

North Dakota Federal Bar

South Dakota State Bar

South Dakota Federal Bar

Nebraska State Bar

Nebraska Federal Bar
Hennepin County Bar Association
Member, South Dakota Chapter of DRI
National Association of Subrogation
Professionals

Presentations

2019

NASP Subrogation Litigation: Skills and Management Conference – Rancho Mirage, CA.
“New Ways to Get Around the Government Immunity Defense – Constitutional Takings Clause”

2018

NASP Annual Conference – Orlando, FL.
“Increasing Recoveries by Playing the Spread – Fire Spread Analysis”

2017

NASP Annual Conference - Austin, TX.
“Preparing Your Expert for Depositions and Handling Difficult Expert Situations”

NASP Subrogation Litigation: Skills and Management Conference - Scottsdale, AZ.
“Litigating CGL Exclusions in Construction Defect Cases: Arguments and Strategies for Establishing Coverage”

2015

NASP Annual Conference – Reno, NV. “The Evolution of ‘Your Work’ Exclusion and Strategies for Keeping Your Subrogation Claim Out of Its Grasp,” co-presenter with Teirney Christenson

NASP Annual Conference – Reno, NV. “NASP Amicus Committee Presents: Briefly Stated: 10 Steps for Better Written Arguments”

NASP Annual Conference – Reno, NV. “NASP Amicus and Legislative Affairs Committee Update: The Mother Lode”

2014

NASP Annual Conference – Orlando, FL. “To Appeal or Not To Appeal...That is the Question!”

NASP Annual Conference – Orlando, FL.
“Making Sense of the ‘Sutton Rule,’” co-presenter with Robert Gaul, Steven Smith, and Alyssa Endelman

NASP Annual Conference – Orlando, FL.
“Legislative Affairs/Amicus Committee Update,” co-presenter with Kammy Poff, Joe Willis, John Kolb, Laura Schmidt, and Hobie Hind

Subrogation Litigation: Skills and Management Conference - Amelia Island, FL. "Top Ten Tips for Better Oral Arguments," co-presenter with Judge R. Rosenberg

Iowa Symposium, West Des Moines, IA. “How the Amendment of FRCP 26 Impacts Expert Reports”

Iowa Symposium, West Des Moines, IA. “The Economic Loss Doctrine and Subrogation”

2013

NASP Annual Conference - San Diego, CA.
“How to Write Demand Letters and Negotiate To Get Results,” co-presenter with Jenai Rayford

2012

Webinar presentation for NASP, “Beds are Burning: The MN Supreme Court's New Permission to Subrogate Against Negligent Tenants”

2011

NASP Annual Conference – Orlando, FL.
“Using Gross Negligence or Willful and Wanton

Negligence to Defend against Contractual Exculpatory Clauses”

2008

NASP Annual Conference – Hollywood, FL.
“Increasing Subrogation Recoveries Through Persuasive Writing”

2006

NASP Midwest Conference. “ERISA and Health Insurance Subrogation in the Age of Knudson”

2004

NASP Annual Conference – Atlanta, GA.
“Efficient Subrogation through Six Sigma Methodology”

2003

NASP Annual Conference – Reno, NV.
“Governmental Immunity and Subrogation”

2001

NASP Annual Conference - Reno, NV.
“Subrogation under Standard AIA Contracts”

2000

NASP Annual Conference – Orlando, FL.
“Getting around Waivers of Subrogation”

2000 MLBA State Conference. “Tips and Requirements for Employee Handbooks”

NASP Minnesota Chapter Meeting. “Contractual Limitations to Subrogation”

NASP Minnesota Chapter Meeting.
“Subrogating against Government Entities”

Metropolitan University. “Employment Law 101”

Publications

“The Agelessness of Abraham Lincoln’s Advice to Attorneys,” *Subrogator*, Fall 2015

“Bringing Subrogation Claims,” Chapter 160 in the omnibus national insurance treatise entitled “New Appleman on Insurance Law Library Edition” published by LexisNexis in Fall 2015. Co-written with Marie Cheung-Truslow

“The Beginning of a Golden Age of Subrogation in Minnesota?”

"Mastering the Made Whole Rule," 2002, *Subrogator*

Significant Reported Decisions

Melrose Gates, LLC v. Chor Moua, et al. (Minn. February 17, 2016)

Gage v. HSM Elec. Prot. Services, Inc., 655 F.3d 821 (8th Cir. 2011)

Pope v. Elabo GmbH, 588 F. Supp. 2d 1008 (D. Minn. 2008)

Stollmeyer v. May, 580 N.W.2d 58 (Minn. Ct. App. 1998)

Time Ins. Co., v. Opus Corp, 519 N.W.2d 470 (Minn. Ct. App. 1994)

Progressive Ins. Co., v. Rivero, 509 N.W.2d 378 (Minn. 1993)

Garvis v. Employers Mut. Cas. Co., 497 N.W.2d 254 (Minn. 1993)