

Daniel W. Deitrick

Shareholder

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Daniel is the managing attorney for the Workers' Compensation Department in the firm's Pittsburgh office. He devotes his practice to the defense of workers' compensation and federal black lung matters. Daniel represents sports manufacturing companies, trucking companies, hospitals, nursing homes, school districts, vehicle manufacturers, hotels, restaurants, electronics manufacturers, construction companies, public transportation entities, grocery/retail stores and mines.

Daniel successfully defended a workers' compensation fatal claim involving a motor vehicle accident by demonstrating that the decedent claimant was not an employee of his client for the purposes of the Pennsylvania Workers' Compensation Act, while also establishing that the decedent claimant was not in the course and scope of his employment at the time of the fatal accident. Daniel also successfully defended against a claimant's allegations of entitlement to the maximum temporary total disability rate for a compensable injury by proving that the time-of-injury average weekly wage was properly calculated pursuant to Section 309 (d.1) of the Workers' Compensation Act. See *Collier v. WCAB (PRS/Engles Trucking)*, 805 A.2d 1267 (Pa. Cmwlth. 2002).

Daniel graduated from Villanova University with a bachelor's degree in political science. He then attended Duquesne University School of Law and was awarded his *juris doctor*. Since beginning his practice, Daniel has focused on the litigation of insurance defense, workers' compensation and federal black lung cases.

Education

- Thomas R. Kline School of Law of Duquesne University (J.D., 1993)
- Villanova University (B.A., *cum laude*, 1990)

Admissions

- Pennsylvania, 1993

Practices

- Workers' Compensation Defense
- Employment Law

- U.S. District Court Western District of Pennsylvania, 1993

Honors & Awards

- AV® Preeminent™ by Martindale-Hubbell®
- The Best Lawyers in America®, "Lawyer of the Year," Pittsburgh, Workers' Compensation Law – Employers (2024)
- The Best Lawyers in America®, Workers' Compensation Law – Employers (2020-2026)

Associations & Memberships

- Allegheny County Bar Association, Workers' Compensation Section
- American Bar Association, Law Practice Management Section

Classes/Seminars Taught

- *Where are We Now: How the Lorino and Neves Decisions Have Impacted the Defense of Workers' Compensation Cases*, County Commissioners Association of Pennsylvania (CCAP) Seminar, October 5, 2023
- *Workers' Compensation Case Law Update*, Marshall Dennehey Workers' Compensation Seminar, October 18, 2018
- *Bad Eggs: Defending Injuries Stemming from Violence in the Workplace*, Marshall Dennehey Workers' Compensation Seminar, October 19, 2017
- *Understanding Medical Records*, Marshall Dennehey Workers' Compensation Seminar, October 19, 2016
- *Local Government Pension Management Best Practices and Updates*, October 10, 2014

Published Works

- "Reimbursement of Pennsylvania Department of Human Services Lien Is Found Not Automatic by Pennsylvania Commonwealth Court," *Defense Digest*, Vol. 31, No. 1, March 2025
- "Employer's Future Subrogation Rights Under Section 319 of the Workers' Compensation Act Limited by Pennsylvania Supreme Court," *Defense Digest*, Vol. 25, No. 1, March 2019

Representative Cases

- *Barnes v. WCAB (Midland-Ross. Corp.)*, 684 A.2d 1107 (Pa.Cmwlt. 1996)
- *Collier v. WCAB (PRS/Engles Trucking)*, 805 A.2d 1267 (Pa.Cmwlt. 2002) (app. denied, 818 A.2d 505 (Pa. 2003))

Thought Leadership

March 1, 2025

Reimbursement of Pennsylvania Department of Human Services Lien Is Found Not Automatic by Pennsylvania Commonwealth Court

