



## Ophelia F. Camina Partner

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### Overview

Texas *Super Lawyers* wrote: "Ophelia Camiña entered law school on a lark, but her success has been far from a fluke."

*The Dallas Business Journal* wrote: "Ophelia Camiña is no ordinary lawyer, a partner with Susman Godfrey LLP since 1991 she has achieved extraordinary success at trial."

In 2013, the Texas Verdicts Hall of Fame (VerdictSearch) recognized Ms. Camiña for her jury verdict in *Dillard's, Inc. vs. i2 Technologies, Inc.* which was the 8<sup>th</sup> largest in the United States in 2010. In 2014, *The Texas Lawyer* named Ms. Camiña Litigator of the Week for her jury verdict in *GlobeRanger Corporation vs. Software AG, USA, Inc.* \*\*\*

Few trial lawyers have obtained this level of victory for their clients. And, she is just as successful in representing defendants. For one client, who was sued for over \$1 Billion, Ms. Camiña obtained not only a "take nothing" award, but also an award of her client's attorney's fees. \*\*\*

Clients describe Ms. Camiña as "smart, gutsy and tenacious" and as having "the whole trial-lawyer package: confidence, competitiveness and good judgment."

Ms. Camiña's trial practice includes complex commercial cases in state court, federal court and in arbitration. She has represented plaintiffs and defendants in a broad array of commercial disputes. Because of her extraordinary track record, she is especially sought by clients facing complex, high-stakes and "bet-the-company" cases.

\*\*\* *These are just examples of completed cases, not a prediction of future outcomes.*

### Education

- Saint Mary's College, Notre Dame, IN (B.A. 1978).
- University of Notre Dame, Notre Dame, IN (J.D. 1982).
- Editor, Notre Dame Law Review (1980-82).
- Thomas J. & Alberta White Scholar for Law and Public Policy (1981-82).

### Clerkship

- Honorable Judge Jerry Buchmeyer (deceased),

- United States District Court, Northern District of Texas (1982-83).

## Recognitions

- *Lawdragon* 500 Leading Litigator ([2022](#))
- [Lawyer Limelight](#), *Lawdragon* (July 2022)
- *Lawdragon*, Top 500 Plaintiff Financial Lawyers ([2021](#), [2022](#))
- Texas Verdicts Hall of Fame, (2013, VerdictSearch)
- Top 100 Lawyers in Dallas, *Texas Super Lawyers* (2011, 2012, 2014, 2016, 2017 Thomson Reuters)
- Top 50 Women Lawyers in Texas, *Texas Super Lawyers* (2005, 2012, 2014, 2016, 2017, 2018, 2019, 2020, 2021, 2022 Thomson Reuters)
- Best Lawyers in Dallas, (*DMagazine*)
- Best Women Lawyers in Dallas, (*DMagazine*)
- Best Lawyers in America, Commercial Litigation (2007 – 2023), Litigation – Antitrust, IP and Patent (2011 – 2023) (Woodward White, Inc.)
- Texas Super Lawyers, (2003 – 2022, Thomson Reuters)

## Articles Featuring Ms. Camiña

- Litigator of the Week, *Texas Lawyer* (December 8, 2014)
- The Accidental Lawyer, *Texas Super Lawyers* (2011)
- David v. Goliath, *Dallas Business Journal* (2008)

## Wins: Representing Plaintiffs

- \$15 million jury verdict in *GlobeRanger vs. Software AG*, United States District Court, Northern District of Texas (theft of trade secrets) (pending resolution).
- \$239 million jury verdict in *Dillard's, Inc. vs. i2 Technologies, Inc.*, Dallas County, Texas (fraud in connection with the sale of software products) (case settled for \$57 Million; client received \$44.5 Million net of attorney's fees).
- \$33 million jury verdict in *Sunrise Systems vs. Xerox Corporation*, United States District Court, Northern District of Texas (breach of contract) (case settled for \$25 Million; client received \$15 Million net of attorney's fees).
- Settlement in *ADAPT vs. Arthur Anderson*, Dallas County, Texas (theft of trade secrets).
- Settlement in *Fidelity vs. Coopers & Lybrand LLP*, Tarrant County, Texas (accounting malpractice).

## Wins: Representing Defendants

- *Stephen Clark vs. Dillard's, Inc.*, Dallas County, Texas (misappropriation of likeness).
- *Positive Software vs. New Century*, AAA arbitration (copyright infringement).
- *Noe vs. McLendon*, Denton County, Texas (breach of contract).
- *Colter's vs. Famous Dave's*, Dallas County, Texas (theft of trade secrets).

## Professional Associations and Memberships

- Master, Mac Taylor American Inn of Court
- Fellow, Litigation Counsel of America™
- Life Fellow, American Bar Foundation
- Life Fellow, Texas Bar Foundation
- Life Fellow, Dallas Bar Foundation
- Past Member, Texas Equal Access to Justice Commission
- Past Director, State Bar of Texas
- Past Chair, Dallas Bar Foundation Fellows
- Past Director, North Texas Legal Services

## Notable Representation

### FRAUD

#### ***Dillard's, Inc., Little Rock, Arkansas***

- Case: *Dillard's, Inc. v. i2 Technologies, Inc.*, Dallas County, Texas
- Nature of dispute: Fraud in connection with sale of software products
- Client contact: Dean Worley (501) 376-5420
- Opposing counsel: Anthony Avey & Jeff Hawkins, Prichard Hawkins (512) 477-7400

#### ***MRT, Inc. d/b/a International Magnetic Technologies, Inc., Dallas, Texas***

- Case: *MRT v. Ivan Darius, Roger Vounckx and IMEC*, Dallas County, Texas
- Nature of dispute: Fraud in connection with a start-up business
- Client contact: Jeroen Van Cauwelaert (972) 960-7227
- Opposing counsel: Mark Josephs & Ross Forbes, Jackson Walker (214) 953-6000

#### ***Kmart Corporation, Troy, Michigan***

- Case: *Kmart Corporation v. i2 Technologies, Inc., et al.*, Dallas County, Texas
- Nature of dispute: Fraud in connection with sale of software products
- Client contact: Robert Rathke (248) 463-5597
- Opposing counsel: John Henderson, Brown McCarroll (214) 999-6100

#### ***Catholic Diocese of Brownsville, Brownsville, Texas***

- Case: *Catholic Diocese v. A.G. Edwards*, USDC, Southern District of Texas
- Nature of dispute: Fraudulent practices in connection with pension funds
- Client contact: David Garza (956) 541-4914
- Opposing counsel: Richard Rohan, Carrington Coleman (214) 855-3000

### INTELLECTUAL PROPERTY

***Dillard's, Inc., Little Rock, Arkansas***

- Case: *Stephen Clark v. Dillard's, et al*, Dallas County, Texas
- Nature of dispute: Misappropriation of likeness
- Client contact: Dean Worley (501) 376-5420
- Opposing Counsel: Stephen Kennedy (214) 716-4343

***Westmoor Mfg. Co., Fort Worth, Texas***

- Case: *Ganga, Inc. v. Westmoor Mfg. Co.*, USDC, Central District California
- Nature of dispute: Copyright infringement
- Client contact: Tom McCollough (817) 625-2841
- Opposing counsel: Milord Keshishian (310) 226-7878

***DDR Holdings, Atlanta, Georgia***

- Case: *DDR Holdings v. Hotels.com, et al*, USDC, Eastern District of Texas
- Nature of dispute: Patent infringement
- Client contact: Danny Ross (404) 932-3281
- Co-counsel: Michael Smith, Siebman, Burg (903) 938-8900
- Opposing Counsel: Tom Melsheimer, Fish Richardson (214) 292-4051; Brett Govett, Fulbright (214) 855-8118

***NetworkFleet, Inc., San Diego, California***

- Case: *Innovative Global vs. Turnpike Global, et al.*, USDC, Eastern District of Texas
- Nature of dispute: Patent infringement
- Co-counsel: Larry Nodine, Ballard Spahr (678)420-9300
- Opposing counsel: Michael Cooke, Friedman Suder (817) 334-0400

***Immersion Entertainment, LLC, Atlanta, Georgia***

- Case: *Immersion Entertainment v. NASCAR*, USDC, Eastern District of Texas
- Nature of dispute: Patent infringement
- Client contact: Taz Anderson (770) 434-8104
- Co-counsel: Larry Nodine, Ballard Spahr (678) 420-9300
- Opposing counsel: M. Craig Tyler, Wilson Sonsini (512)338-5400

***New Century Mortgage, Irvine, California***

- Case: *Positive Software v. New Century Mortgage*, USDC, Northern District of Texas
- Nature of dispute: Copyright infringement
- Client contact: Monika McCarthy (949) 517-1725
- Opposing counsel: Ralph Canada & Michael Shore (214) 593-9110

***Pegasus Imaging Corporation, Tampa, Florida***

- Case: *GTX Corp. v. Kofax Image, et al.*, USDC, Eastern District of Texas
- Nature of dispute: Patent infringement

- Client contact: Jack Berlin (813) 875-7575
- Opposing counsel: Allen Gardner & Michael Jones, Potter Minton (903) 597-8311;
- Hannah and Esha Bandyopadhyay, Perkins Coie (650) 838-4300

***Davis Technologies, LLC, Weaverville, North Carolina***

- Case: *Autotronic v. Davis Technologies LLC, et al.*, USDC, Western District Texas
- Nature of dispute: Trademark and Lanham Act
- Client contact: Shannon Davis (828) 645-1505
- Co-counsel: Mark G. Briggs, Porras, Stephens & Briggs (915) 779-0039
- Opposing counsel: Bryan Haynes, Locke, Liddell & Sapp (214) 740-8554

***Radiant Systems, Inc., Atlanta, Georgia***

- Case: *Verve, L.L.C. v. Hypercom Corp., et al.*, USDC, Western District of Texas
- Nature of dispute: Patent infringement
- Client contact: Jamie Graves (800) 229-0991
- Co-counsel: Larry Nodine, Ballard Spahr (678) 420-9300
- Opposing counsel: Christopher S. Walton, Simon Galasso & Frantz (412) 306-8533

***AmerisourceBergen, Chesterbrook, Pennsylvania***

- Case: *PDX, Inc. v. Bergen Brunswig*, USDC, Northern District of Texas
- Nature of dispute: Patent infringement
- Client contact: William Sprague (610) 727-7159
- Opposing counsel: Mack Ed Swindle, Whitaker, Chalk (817) 878-0500

***Advanced Data Analysis and Preservation Technology, Inc., Dallas, Texas***

- Case: *ADAPT vs. Arthur Anderson*, Dallas County, Texas
- Nature of dispute: Copyright infringement and theft of trade secrets
- Client contact: Charles Josephs (214) 346-9933
- Opposing counsel: Ralph Miller, Weil Gotshal (214) 746-7700

***Identitech, Inc., Melbourne, Florida***

- Case: *F.Y.I.I. v. Identitech, Inc.*, USDC, Northern District of Texas
- Nature of dispute: Patent infringement
- Client contact: Hugh Jacobs (321) 951-9503
- Co-counsel: Larry Nodine, , Ballard Spahr (678) 420-9300
- Opposing counsel: Mark Mathie, McKool Smith (214) 978-4000

***Intel Corporation, Santa Clara, California***

- Case: *Cyrix v. Intel*, USDC, Eastern District of Texas
- Nature of dispute: Patent infringement and monopolization
- Client contact: Tom Dunlop (408) 765-1125

- Opposing counsel: Allan Van Fleet, Greenberg Traurig, LLP (713) 374-3555

## **TRADE SECRETS**

### ***GlobeRanger Corp., Dallas, Texas***

- Case: *GlobeRanger v. SAG AG*, USDC, Northern District of Texas
- Nature of dispute: Theft of trade secrets
- Client contact: George Brody (469) 330-5577
- Opposing counsel: Bill Sims, Vinson Elkins (214) 220-7703

### ***Nature's Sunshine Products, Provo, Utah***

- Case: *Nature's Sunshine v. Natural Health*, USDC, Northern District of Texas
- Nature of dispute: Theft of trade secrets
- Client contact: Anthony Kaye (801) 531-3069
- Opposing counsel: Chrysta Cantaneda, Locke Liddell (214) 740-8661

### ***Famous Dave's of America, Inc., Eden Prairie, Minnesota***

- Case: *Colter's Restaurants vs. Famous Dave's of America*, Dallas County, Texas
- Nature of dispute: Theft of trade secrets
- Client contact: Kenneth Stanecki (952) 294-1300
- Opposing counsel: Mark Shank, Hughes & Luce (214) 939-5500

### ***Medtronic, Inc. Minneapolis, Minnesota***

- Case: *Valerie Strickland vs. Medtronic, Inc.*, Dallas County, Texas
- Nature of dispute: Covenant not to compete and theft of trade secrets
- Client contact: Rita McConnell (763) 505-2680
- Opposing counsel: Dan Hartsfield, Baker Botts (214) 953-6500

### ***Nationwide Recovery Systems, Ltd., Carrollton, Texas***

- Case: *Randy Plemons vs. Nationwide Recovery Systems*, Dallas County, Texas
- Nature of dispute: Covenant not to compete and theft of trade secrets
- Client contact: Jerry Curtis (972) 798-1000
- Opposing counsel: Keith Clouse, Clouse Dunn Hirsch (214) 220-3888

### ***EMC Corporation, Hopkinton, Mass***

- Case: *LSI Logic vs. Carpenter and Whitfield*, Collin County, Texas
- Nature of dispute: Theft of trade secrets
- Client contact: Marty Carpenter (972) 618-5600
- Opposing counsel: Michael Maslanka, Ford & Harrison LLP (214) 2564702

### ***PEL Industries, LTD, Auckland, New Zealand***

- Case: *Twin Mountain v. PEL*, Tom Green County, Texas
- Nature of dispute: Covenant not to compete and theft of trade secrets

- Client contact: Paul Hebbard 011-64-9-272-8841
- Co-counsel: John E. Sutton (915) 482-8470
- Opposing counsel: Robert Junell, Jackson, Walker (915) 481-2550

***Croda Adhesives, Inc., Chicago, Illinois***

- Case: *Croda v. Jack Greenberg*, Dallas County, Texas
- Nature of dispute: Covenant not to compete and theft of trade secrets
- Client contact: Frank Bozich (630) 773-1419
- Opposing counsel: John Sherwood (214) 696-1100

***Nova Information Systems, Inc., Atlanta, Georgia***

- Case: *Nova Information v. ACS*, Dallas County, Texas
- Nature of dispute: Theft of trade secrets
- Client contact: Cathy Harper (404) 698-1018
- Opposing counsel: Eric Cromartie, Hughes & Luce (214) 939-5500

**ANTITRUST**

***Standard Aero, San Antonio, Texas***

- Case: *Standard Aero v. Kelly Aviation Center, LP*, Bexar County, Texas
- Nature of dispute: Theft of trade secrets and monopolization
- Client contact: Edward Richmond (210) 334-6105
- Co-counsel: Ed Shapiro, Latham & Watkins (202) 637-2200
- Opposing counsel: Kevin Sadler, Baker Botts (512) 322-2500

***Electrodes Incorporated, Milford, Minnesota***

- Case: *Poco Graphite, Inc. v. Electrodes*, USDC, Northern District of Texas
- Nature of dispute: Lanham Act
- Client contact: Dave Dudas and Mike Dudas (203) 878-7408
- Co-counsel: Kathleen Galloway (817) 850-758-1078
- Opposing counsel: Christopher Rentzel, Bracewell Guillani, (214) 7581078

***Northwest Airlines, Minneapolis, Minnesota***

- Case: *American Airlines v. Northwest Airlines*, USDC, Northern District of Texas
- Nature of dispute: Monopolization
- Opposing counsel: Donald E. Herrmann, Kelly, Hart & Hallman (817) 878-3548

***Act III Theatres, Los Angeles, California***

- Case: *Cinemark v. Act III Theatres*, USDC, Western District of Texas
- Nature of dispute: Monopolization
- Client contact: Norman Lear (310) 553-3636
- Opposing counsel: Luke Soules, Soules & Wallace (210) 224-9144

***Intel Corporation, Santa Clara, California***

- Case: *Cyrrix v. Intel*, USDC, Eastern District of Texas
- Nature of dispute: Monopolization
- Client contact: Tom Dunlop (408) 765-1125
- Opposing counsel: Allan Van Fleet, Greenberg Traurig, LLP (713) 3743555

**ENVIRONMENTAL**

***Texas Cities for Clean Air Coalition, Dallas, Texas***

- Case: *Consolidated Applications of TXU for State Air Quality Permits*
- Nature of dispute: Applications for coal fired power plants
- Client contact: (Former) Mayor Laura Miller (214) 670-0656
- Co-counsel: David Frederick, Loweree & Frederick (512) 469-6000
- Opposing counsel: John Riley, Vinson & Elkins (512) 542-8400

**BREACH OF CONTRACT**

***AmerisourceBergen Drug Corporation, Philadelphia, Pennsylvania***

- Case: *NHS Inc. v. Bergen Brunswick Drug Company*, AAA Arbitration
- Nature of dispute: Breach of software development and license agreement claims
- Client contact: William Sprague (610) 727-7159
- Opposing counsel: Mack Ed Swindle, Whitaker, Chalk (817) 878-0500

***Phillips N.V., Belgium***

- Case: *Super Club v. Mauritis De Prins & Phillips*, USDC, Northern District of Texas
- Nature of dispute: Breach of contract
- Client contact: Garrard A. Beeney (212) 558-3737
- Co-counsel: Jeffrey Levinger, Carrington, Coleman (214) 855-3000
- Opposing counsel: David Taylor, Thompson, Coe (214) 871-8200

***Sunrise Systems, Inc., Dallas, Texas***

- Case: *Sunrise Systems, Inc. v. Xerox*, USDC, Northern District of Texas
- Nature of dispute: Breach of contract
- Client contact: Ed De Young (214) 220-4800
- Opposing counsel: George Bowles, Locke Liddell & Sapp (214) 740-8000

***Endispute***

- Case: *Embotelladora v. Sharp and Endispute, Inc.*, USDC Northern District of Texas
- Nature of dispute: Breach of contract
- Client contact: Michael Young (212) 605-9203
- Opposing counsel: Molly Steele, Thompson & Knight (214) 969-1700

***Bank One, Dallas, Texas***



- Case: *Kuhler & Associates, Inc. v. Bank One*, Dallas County, Texas
- Nature of dispute: Breach of contract
- Client contact: Matt Julius (214) 290-7898
- Opposing counsel: Edward Malouf (214) 969-0192

***Broadcast Equities, Inc., Virginia Beach, Virginia***

- Case: *Florida Radio Networks v. Broadcast Equities*, USDC, Middle District of Florida
- Nature of dispute: Breach of contract
- Client contact: Bruce Hausknecht (804) 523-7016

***Continental Airlines, Inc., Houston, Texas***

- Case: *Brighton Square Publishing v. Continental Airlines*, Harris County, Texas
- Nature of dispute: Breach of contract
- Client contact: John Williams (713) 834-5152
- Opposing counsel: Joe Jamail (713) 651-3000

***Bear Stearns Companies, New York, New York***

- Case: *TMC Thanksgiving Ptrs v. BSC Thanksgiving Ptrs*, Dallas County, Texas
- Nature of dispute: Breach of contract
- Client contact: Joe Jacobs (212) 272-3186
- Opposing counsel: Eldridge Goins, Goins Underkofler (21) 969-5454

**ACCOUNTING MALPRACTICE**

***Fidelity Bankshares, Fort Worth, Texas***

- Case: *Fidelity v. Coopers & Lybrand L.L.P.*, Tarrant County, Texas
- Nature of dispute: Auditing malpractice
- Client contact: Bruce M. Davis (817) 551-9494
- Co-counsel: Beale Dean, Brown, Herman (817) 429-0851
- Opposing counsel: Warren E. Platt, Snell & Wilmer (602) 382-6000

***Bull Run Corporation, Atlanta, Georgia***

- Case: *Bull Run v. Ernst & Young*, JAMS Arbitration
- Nature of dispute: Auditing malpractice
- Client contact: Robert Prather (404) 266-8333
- Opposing counsel: John Chandler, Sutherland Asbill (404) 853-8000

***ASARCO Incorporated, New York, New York***

- Case: *ASARCO v. Deloitte & Touche*, Potter County, Texas
- Nature of dispute: Auditing malpractice
- Client contact: Bill Dowd (212) 510-2222
- Co-counsel: Jerome Johnson, Underwood, Wilson (806) 379-0343
- Opposing counsel: Richard Spinogatti, Shea & Gould (212) 827-3640

## **INSURANCE**

### ***GasOccidente do Mato Grosso Ltda. And GasOriente Boliviano Ltda., Brazil***

- Case: *Gas Oriente Boliviana v. McGriff, Seibels & Williams*, Harris County, Texas
- Nature of dispute: Insurance coverage
- Client contact: Michelle Blaine (713) 853-6161
- Opposing counsel: Irving Stern, Zimmerman, Axelrad (713) 552-1234

### ***Former Officers & Directors of American Eagle Insurance Co., Dallas, Texas***

- Case: *Jack M. Webb v. American Eagle*, Travis County, Texas
- Nature of dispute: Insurance receiver against former Officers and Directors
- Co-counsel: Harvey Cohen (800) 473-5558
- Opposing counsel: Christopher Fuller, Scott, Douglass & McConnico (512) 495-6300

### ***Guaranty National Insurance Company, Englewood, Colorado***

- Case: *Guaranty National v. Circle K*, Cameron County, Texas
- Nature of dispute: Excess insurance coverage
- Client contact: Fred Roberts (800) 456-4642
- Opposing counsel: Arthur Glover, Hirsh, Glover (713) 224-8941

### ***Webb County, Texas, Laredo, Texas***

- Case: *County of Webb v. Illinois Union*, USDC, Southern District of Texas
- Nature of dispute: Insurance coverage
- Client contact: Ricardo de Anda (956) 726-0038
- Opposing counsel: Alicia Curran, Burt Barr & Associates (214) 742-8001

### ***Great American Insurance Company, Cincinnati, Ohio***

- Case: *Deep South Surplus v. Great American*, Dallas County, Texas
- Nature of dispute: Insurance coverage
- Client contact: Eve Rosen
- Co-counsel: Kathy Allen, Graves Dougherty (512) 480-5600
- Opposing counsel: William Johnson, Hartzog, Conger (405) 235-7000

## **PERSONAL INJURY**

### ***Enron Corp., Houston, Texas***

- Case: *In re Rio Piedras Explosion Litigation*, USDC, District of Puerto Rico
- Nature of dispute: Defense of gas company after an explosion
- Client contact: Charles Cheek (713) 853-6942
- Co-counsel: Francisco Besosa, Axtmayer, Adsuar (787) 756-9000
- Opposing counsel: Francisco Bruno, McConnell Valdes (787) 759-9292

### ***Malibu Grand Prix, Canoga Park, California***

- Case: *Trejo v. Malibu Grand Prix*, Duval County, Texas
- Nature of dispute: Defense of premises liability
- Client contact: Gina Cody (818) 887-6900
- Opposing counsel: John R. W. Cracken (214) 750-7085

#### ***Banana Workers' Class Action***

- Case: *In re Banana Workers Litigation*, various jurisdictions
- Nature of dispute: Mass tort case for exposure to DBCP chemical
- Opposing counsel: Terry Murphy, Jones Day (214) 220-3939

#### **OIL & GAS**

##### ***Newmont Oil & Mining Corp., Denver, Colorado***

- Case: *Adobe Resources v. Newmont Oil Corp.*, Harris County, Texas
- Nature of dispute: Dispute among JV partners over drilling operations
- Client contact: Timothy Schmitt (303) 837-6073
- Opposing counsel: Stanley Krist (713) 963-8963

##### ***Valence Operating Company, Houston, Texas***

- Case: *Sulphar River Gathering LP v. Valence*, Dallas County, Texas
- Nature of dispute: Breach of gas purchase agreements
- Client contact: Walter J. "Bud" Scherr (281) 359-3659
- Opposing counsel: Patrick McManemin, McManemin Smith (214) 9531321

##### ***EEX Corporation, Houston, Texas***

- Case: *EEX v. Enserch*, Dallas County, Texas
- Nature of dispute: Declaratory judgment concerning employee benefits
- Client contact: Chuck McDaniel (713) 243-3163
- Opposing counsel: Tom Lillard, Worsham, Forsythe (214) 979-300

## Language

Spanish