## SUSMAN GODFREY L.L.P.

## Stephen D. Susman Partner

Houston, Texas Phone: 713.653.7801

New York, New York Phone: 212.336.8331

ssusman@susmangodfrey.com

STEPHEN D. SUSMAN, P.C., born Houston, Texas; admitted to bar, 1965, Texas; 1999, District of Columbia; 2000, New York; 2002, Colorado.



## **STEPHEN D. SUSMAN - TRIALS**

Revised: March 2, 2020

## (1976 - Present)

Style:	Grouse River Outfitters Ltd v. Oracle Corporation
Judge:	United States District Court, Northern District of California, before the Honorable Laurel Beeler
Opposing Counsel:	Sarah M. Ray
Nature of the Case:	Fraud
Trial Dates:	July 9-15 ,2019
Represented:	Glen Fallis Grouse River Outfitters Ltd.
Result:	Defense verdict, on appeal

Trial Dates:	March 31 – May 7, 2014 Jury Trial July 2, 2014 Bench Trial August 4–7, 2014 Bench Trial
Represented:	Samuel Wyly Donald R. Miller, Jr.
Result:	Jury verdict for SEC; bench trial ends in favor of Wyly's on insider trading; awaiting results of remedies hearing.
Style:	Signal International, LLC v. Kirby Ocean Transport Company
Judge:	Arbitration before Ben H. Sheppard, Jr.
Opposing Counsel:	David Bland
Nature of Case:	Contract Dispute
Trial Dates:	February 10-21, 2014
Represented:	Kirby Ocean Transport Company
Result:	Confidential award to Signal for half the damages sought.
Style:	Lincolnshire Management, Inc. et al v. Steve J. Kumble, et al.
Judge:	Arbitration before Honorable John W. Bissell
Opposing Counsel:	Yosef Riemer Glen Silverstein
Nature of Case:	Breach of Contract
Trial Dates:	January 9-16, 2013 June 20-22, 2013
Represented:	Steven J. Kumble Corinthian Capital Group, LLC
Result:	Won

Style:	Jefferies & Company, Inc. v. The NASDAQ OMX Group, Inc., et al.
Judge:	Arbitration before Judge Vaughn R. Walker, Judge Abraham D. Sofaer and Judge Layn Phillips
Opposing Counsel:	Philip Korologos Vincent Liu
Nature of Case:	Fraud
Trial Dates:	October 22-26, 2012
Represented:	Nasdaq OMX
Result:	Won
Style:	Jerry Cargill v. Glazer's Wholesale Drug Company, Inc.
Judge:	Arbitration before Steven A. Harr, James J. Juneau and Mike M. Tabor in Dallas, Texas
Opposing Counsel:	John T. Palter
Nature of Case:	Contract Dispute
Trial Dates:	November 14-16, 2011
Represented:	Glazer's Wholesale Drug Company, Inc.
Result:	Confidential
Style:	Capital Justice LLC, et al v. Wachovia Bank, N.A.
Judge:	United States District Court, District of Columbia before the Honorable Royce C. Lamberth
Opposing Counsel:	Mark W. Ryan Reginald R. Goeke
Nature of Case:	Breach of Contract
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Trial Dates:	November 29 – December 10, 2010
Represented:	Capital Justice LLC American Association for Justice
Result:	Hung Jury
Style:	Jamie McCourt v. Frank H. McCourt, Jr.
Judge:	Superior Court of the State of California, County of Los Angeles, Family Division, before the Honorable Scott M. Gordon
Opposing Counsel:	David Boies
Nature of Case:	Property Dispute in Divorce Case
Trial Dates:	August 30 – September 3, 2010 September 20-22, 2010 September 27-30, 2010
Represented:	Frank H. McCourt, Jr.
Result:	Marital agreement invalidated; waiting second trial to characterize property
Style:	Industrial Recovery Capital Holdings Co., et al. v. Harold C. Simmons, et al.
Judge:	L-192 District Court, Dallas County, Texas, before the Honorable Craig Smith
Opposing Counsel:	Richard Sayles
Nature of Case:	Breach of fiduciary duty and breach of contract
Trial Dates:	July 6-17, 2009
Represented:	Michael Murphy, Terry Casey, Industrial Recovery Capital Holdings Company, Efficasey Environmental LLC
Result Obtained:	Won \$178.7 million jury verdict

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Style:	Paula Brattain, et al. v. Richmond State Hospital, et al.
Judge:	Marion County Superior Court, Civil Division, Indianapolis, Indiana before The Honorable John F. Hanley
Opposing Counsel:	Donald G. Banta Patricia Orloff-Erdmann
Nature of Case:	Breach of employment contract
Trial Dates:	March 10-13, 2009
Represented:	Plaintiffs (class of current and former state employees)
Result Obtained:	Won \$42.4 million judgment
Style:	54 Broadcasting, Inc., et al. v. LIN Television of Texas, L.P.
Judge:	United States District Court, Western District of Texas, Austin Division, before The Honorable Sam Sparks
Opposing Counsel:	Charles Babcock Stephen McConnico
Nature of Case:	Breach of Contract and Defense of Shareholder Oppression Counterclaim
Trial Dates:	February 23-27, 2009
Represented:	Plaintiffs
Result Obtained:	Confidential settlement before returned verdict
Style:	Northville Product Services, L.P. v. Green Earth Fuels, L.L.C., et al.
Judge:	11th Judicial District, Harris County, Texas before The Honorable Mike Miller
Opposing Counsel:	David J. Beck Karl Stern
Nature of Case:	Breach of Contract/Interference with Contract

Trial Dates:	February 1-5, 2009
Tital Dates.	rebluary 1-3, 2009
Represented:	Northville Product Services, L.P.
Result Obtained:	Verdict for plaintiff
Style:	Neil Rothstein v. Law Offices of Scott & Scott, LLC, Scott & Scott Attorneys at Law, LLP and David R. Scott
Judge:	Arbitration before James F. Stapleton, Iris J. Brown and Charles L. Howard in Hartford, Connecticut
Opposing Counsel:	Richard C. Robinson
Nature of Case:	Breach of contract
Trial Dates:	July 14-17, 2008
Represented:	Claimant
Result Obtained:	Arbitration award for claimant and dismissal of respondents' counterclaims
Style:	Sky Technologies, LLC v. Ariba, Inc.
Judge:	United States District for the District of Massachusetts before The Honorable William G. Young
Opposing Counsel:	Robert T. Haslam
Nature of Case:	Patent infringement
Trial Dates:	December 10-21, 2007
Represented:	Plaintiff
Result Obtained:	Settled after 10 days of 13 day trial
Style:	Applied Medical Resources Corp. v. Ethicon, Inc., et al.

Judge:	United States District Court, Central District of California, Southern Division, before The Honorable James V. Selna
Opposing Counsel:	John W. Treece and James W. Quinn
Nature of Case:	Antitrust
Trial Dates:	July 18 – August 23, 2006
Represented:	Plaintiff
Result Obtained:	Verdict for defendants
Style:	Candlewood Timber Group LLC, et al. v. Pan American Energy LLC
Judge:	Superior Court of the State of Delaware in and for New Castle County, before The Honorable Richard R. Coach
Opposing Counsel:	James P. Murphy
Nature of case:	Breach of contract
Trial Dates:	May 8-19, 2006
Represented:	Plaintiffs
Result obtained:	Settled before jury returned verdict
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Style:	Masimo Corporation v. Tyco Health Care Group, LP
Judge:	United States District Court, Central District of California, Western Division, before The Honorable Mariana R. Pfaelzer
Opposing Counsel:	Stephen C. Neal
Nature of Case:	Antitrust
Trial Dates:	February 23 – March 18, 2005

Represented:	Plaintiff
Result Obtained:	\$140 million verdict for plaintiff
Style:	National Health Systems, Inc., et al. v. Bergen Brunswig Drug Company d/b/a AmerisourceBergen Drug Corporation
Judge:	Arbitration before The Honorable Orrin Harrison III, The Honorable Jeffrey S. Osgood, and The Honorable Melinda G. Hayson in Dallas, Texas
Opposing Counsel:	Mack Ed Swindle
Nature of Case:	Breach of Contract
Trial Dates:	January 5-16, 2004
Represented:	Defendant
Result Obtained:	Subject to confidentiality order
Style:	Bull Run Corporation v. Ernst & Young, L.L.P.
Style: Judge:	Bull Run Corporation v. Ernst & Young, L.L.P.  Arbitration before The Honorable John G. Davies, The Honorable Charles Clark, and The Honorable Sidney O. Smith in Atlanta, Georgia
	Arbitration before The Honorable John G. Davies, The Honorable
Judge:	Arbitration before The Honorable John G. Davies, The Honorable Charles Clark, and The Honorable Sidney O. Smith in Atlanta, Georgia
Judge: Opposing Counsel:	Arbitration before The Honorable John G. Davies, The Honorable Charles Clark, and The Honorable Sidney O. Smith in Atlanta, Georgia  John A. Chandler and Thomas W. Curvin
Judge: Opposing Counsel: Nature of Case:	Arbitration before The Honorable John G. Davies, The Honorable Charles Clark, and The Honorable Sidney O. Smith in Atlanta, Georgia  John A. Chandler and Thomas W. Curvin  Negligent misrepresentation and professional negligence  September 3-6, 2003
Judge: Opposing Counsel: Nature of Case: Trial Dates:	Arbitration before The Honorable John G. Davies, The Honorable Charles Clark, and The Honorable Sidney O. Smith in Atlanta, Georgia  John A. Chandler and Thomas W. Curvin  Negligent misrepresentation and professional negligence  September 3-6, 2003 September 8 – November 3, 2003
Judge: Opposing Counsel: Nature of Case: Trial Dates: Represented:	Arbitration before The Honorable John G. Davies, The Honorable Charles Clark, and The Honorable Sidney O. Smith in Atlanta, Georgia  John A. Chandler and Thomas W. Curvin  Negligent misrepresentation and professional negligence  September 3-6, 2003 September 8 – November 3, 2003  Plaintiffs

County Court No. 4, Dallas County, Texas, before The Honorable W. Bruce Woody
William F. Carroll
Breach of Contract
July 21-29, 2003
Plaintiffs
\$41.9 million verdict for plaintiff
Louie Alakayak, et al. v. All Alaskan Seafoods, Inc., et al.
Superior Court for the State of Alaska, Third Judicial District, before The Honorable Peter A. Michalski
Douglas J. Serdahely
Claims for conspiracy
February 3 – May 23, 2003
Plaintiffs
Verdict for defendants
Residential Funding Corporation v. DeGeorge Financial Corp., et al.
United States District Court for the District of Connecticut/Jury before The Honorable Janet Bond Arterton
Philip S. Beck
Claims for breach of contract and promissory estoppel
September 9-24, 2001

Represented:	Defendant
Result Obtained:	Verdict for plaintiff
Style:	Raytheon Co. v. Hughes Electronics Corp.
Judge:	Arbitration before The Honorable Arlin M. Adams; The Honorable George C. Pratt, and The Honorable Nicholas deB. Katzenbach in Los Angeles
Opposing Counsel:	Martin London and Eric S. Goldstein
Nature of Case:	Fraud
Trial Dates:	May 9-24, 2001
Represented:	Defendant
Result Obtained:	Settled before panel decision issued
Style:	American Garment Finishers Corp. v. Levi Strauss & Co.
Style: Judge:	American Garment Finishers Corp. v. Levi Strauss & Co.  United States District Court for the Western District of Texas, El Paso Division/Jury before The Honorable Edward C. Prado
	United States District Court for the Western District of Texas, El Paso
Judge:	United States District Court for the Western District of Texas, El Paso Division/Jury before The Honorable Edward C. Prado
Judge: Opposing Counsel:	United States District Court for the Western District of Texas, El Paso Division/Jury before The Honorable Edward C. Prado  Peter H. Goldsmith and Michael D. McQueen  Claims of breach of contract and fraud involving the nation's premiere
Judge: Opposing Counsel: Nature of Case:	United States District Court for the Western District of Texas, El Paso Division/Jury before The Honorable Edward C. Prado  Peter H. Goldsmith and Michael D. McQueen  Claims of breach of contract and fraud involving the nation's premiere finisher of casual sportswear and blue jeans
Judge: Opposing Counsel: Nature of Case: Trial Dates:	United States District Court for the Western District of Texas, El Paso Division/Jury before The Honorable Edward C. Prado  Peter H. Goldsmith and Michael D. McQueen  Claims of breach of contract and fraud involving the nation's premiere finisher of casual sportswear and blue jeans  January 22-30, 2001
Judge: Opposing Counsel: Nature of Case: Trial Dates: Represented:	United States District Court for the Western District of Texas, El Paso Division/Jury before The Honorable Edward C. Prado  Peter H. Goldsmith and Michael D. McQueen  Claims of breach of contract and fraud involving the nation's premiere finisher of casual sportswear and blue jeans  January 22-30, 2001  Plaintiff
Judge: Opposing Counsel: Nature of Case: Trial Dates: Represented:	United States District Court for the Western District of Texas, El Paso Division/Jury before The Honorable Edward C. Prado  Peter H. Goldsmith and Michael D. McQueen  Claims of breach of contract and fraud involving the nation's premiere finisher of casual sportswear and blue jeans  January 22-30, 2001  Plaintiff

Opposing Counsel:	Norman L. Lippitt
Nature of Case:	Claims of shareholder oppression and breach of fiduciary duty involving one of the largest family-owned trucking companies in the United States
Trial Dates:	August 5 – October 15, 1999
Represented:	Plaintiffs
Result Obtained:	Settled
Style:	Alvarez, et al. v. Little Caesar Enterprises, Inc.
Judge:	United States District Court for the Southern District of Texas, McAllen Division/Jury before The Honorable Ricardo H. Hinojosa
Opposing Counsel:	Michael A. Caddell of Caddell & Chapman
Nature of Case:	Breach of contract and tortious interference with advantageous business relationship
Trial Dates:	October 19 - November 2, 1998
Represented:	Defendant
Result Obtained:	Verdict for plaintiff
Style:	Breezevale Limited v. Exxon Corporation
Judge:	101st Judicial District Court, Dallas County, Texas/Jury before The Honorable Jay Patterson
Opposing Counsel:	David Beck and Eric Nichols of Beck, Redden & Secrest
Nature of Case:	Breach of Oral Contract
Trial Dates:	August 11 – September 3, 1998
Represented:	Plaintiff

Result Obtained:	\$38.8 million verdict for plaintiff
Arbitration No.:	1410001847
Arbitrator:	Abraham D. Sofaer
Opposing Counsel:	James D. Zirin and Andrew Stern of Brown & Wood
Nature of Case:	Contract Dispute
Trial Dates:	June 1-3, 1998
Represented:	Defendant
Result Obtained:	Arbitrator found for defendant
Style:	Central And South West Corporation v. El Paso Electric Company
Judge:	United States Bankruptcy Court, Western District of Texas/Nonjury before The Honorable Larry E. Kelly
Opposing Counsel:	Orrin L. Harrison, III and Russell L. Reid, Jr. of Vinson & Elkins L.L.P.; Harry M. Reasoner and Allan Van Fleet of Vinson & Elkins L.L.P.; Myron M. Sheinfeld, Henry J. Kaim, and Patricia Baron Tomasco of Sheinfeld, Maley & Kay, P.C.; Barrett Reasoner of Gibbs & Bruns
Nature of Case:	Contract dispute
Trial Dates:	January 20-30, 1997
Represented:	Defendant
Result Obtained:	\$25 million for defendant
Style:	ATAPCO v. Intratex Gas Company, Panhandle Gas Company, and Houston Pipe Line Company

Judge:	80th Judicial District, Harris County, Texas/The Honorable Scott R. Link (Removed to arbitration by both sides.)
Arbitrators:	Bob Gammage, Tom Alexander, Mike Beatty
Opposing Counsel:	Ronald D. Krist of Krist, Weller & Neumann, L.L.P., Stanley J. Krist, Daniel D. King, Bruce B. Kemp, Jerry Kacal of Dunn, Kacal, Adams, Pappas & Law, P.C., William J. Joseph, Jr. of Young & Hampton
Nature of Case:	Fraud
Trial Dates:	December 11-16, 1996
Represented:	Defendants
Result Obtained:	Arbitrators found for defendants
Style:	Samsung v. Texas Instruments, Inc.
Judge:	268th Judicial District, Fort Bend County, Texas/Jury before The Honorable Brady G. Elliott
Opposing Counsel:	David Berg of Berg & Androphy
Nature of Case:	Breach of contract, fraud
Trial Dates:	November 4-26, 1996
Represented:	Defendant (Texas Instruments Inc.)
Result Obtained:	\$1.1 billion settlement in favor of Texas Instruments
Style:	BTA Oil Producers v. Intratex Gas Company, Panhandle Gas Company, and Houston Pipe Line Company
Judge:	80th Judicial District, Harris County, Texas/Jury before The Honorable Scott R. Link
Opposing Counsel:	Ronald D. Krist of Krist, Weller & Neumann, L.L.P.; Stanley J. Krist, Daniel D. King, Bruce B. Kemp, Jerry Kacal of Dunn, Kacal, Adams, Pappas & Law, P.C., William J. Joseph, Jr. of Young & Hampton

Nature of Case:	Fraud
Trial Dates:	September 30 – October 18, 1996
Represented:	Defendants
Result Obtained:	Verdict for defendants
Style:	Siege Industries, Inc. v. Clark Manufacturing, Inc., d/b/a Sundance Spas, Roland Clark, W. James Clark, and Spa Builders Support Group, Inc.
Judge:	U.S. District Court, Southern District of Texas, Houston Division/Jury before The Honorable Sim Lake
Opposing Counsel:	Steven M. Zager, Joe Michels, Linda Sanchez of Weil, Gotshal & Manges, L.L.P.
Nature of Case:	Patent infringement and breach of contract
Trial Dates:	September 3-17, 1996
Represented:	Plaintiff (Chip Siegel)
Result Obtained:	Verdict for plaintiff on all claims, patent held valid. Damages of \$500,000, plus future royalties.
Style:	Frank A. Benevento II v. RJR Nabisco, Inc.
Judge:	U.S. District Court, Southern District of New York/Jury before The Honorable Peter K. Leisure
Opposing Counsel:	Melvyn L. Cantor, Michael J. Chepiga of Simpson Thacher & Bartlett
Nature of Case:	Quantum meruit
Trial Dates:	October 24 – November 9, 1994
Represented:	Plaintiff
Result Obtained:	\$14.2 million verdict for plaintiff

Style:	Coastal Oil & Gas Corporation and ANR Production Company v. Tennessee Gas Pipeline Company
Judge:	49th Judicial District, Zapata County, Texas/Jury before The Honorable Manuel R. Flores
Opposing Counsel:	Thomas R. McDade and Murray Fogler of McDade Fogler & Maines
Nature of Case:	Declaratory judgment that take-or-pay contract requires purchase of additional \$750 million of gas
Trial Dates:	October 4-15, 1993
Represented:	Defendant
Result Obtained:	Verdict for defendant
Style:	Daniel S. Peña, Sr. v. Great Western Resources, Inc.
Judge:	165th Judicial District, Harris County, Texas/Jury before The Honorable Elizabeth Ray
Opposing Counsel:	Debora D. Ratliff of Gibbs & Bruns
Nature of Case:	Breach of employment agreement, defense of breach of fiduciary duty charges
Trial Dates:	August 16 – September 27, 1993
Represented:	Plaintiff
Result Obtained:	\$3.3 million verdict for plaintiff
Style:	John Swanson, George Swanson, and George E. Swanson Enterprises (Pty.) Ltd. v. Schlumberger Technology Corporation, Schlumberger Limited, Inc., and DeBeers Consolidated Mines, Ltd.
Judge:	281st Judicial District, Harris County, Texas/Jury before The Honorable Louis M. Moore

Opposing Counsel:	Linda Addison, Blake Tartt, and Hugh E. Tanner, of Fulbright & Jaworski
Cocounsel:	John M. O'Quinn of O'Quinn & Laminack
Nature of Case:	Fraud and breach of fiduciary duty
Trial Dates:	May 3 – June 12, 1993
Represented:	Plaintiffs (J. D. Swanson; George Swanson)
Result obtained:	\$62.5 million verdict for plaintiffs (reversed by Texas Supreme Court)
Style:	Ron Harris, et al. v. Minnesota Mining & Manufacturing Co.
Judge:	60th Judicial District, Jefferson County, Texas/Jury before The Honorable Gary Sanderson
Opposing Counsel:	Tom Alexander and Richard L. Flowers, Jr. of Alexander & McEvily
Nature of case:	Breach of express and implied warranties
Trial Dates:	6 weeks (1992)
Represented:	Nishika Corporation (James Bainbridge, President, Ron Harris, Dr. Samantha York, Marleone Gunderson, Marjorie Davis, Nishika Ltd.)
Result obtained:	\$29,873,599 judgment for plaintiffs (reversed by Texas Supreme Court)
Style:	Sunrise Systems, Inc. v. Xerox Corporation
Judge:	U.S. District Court, Dallas Division/Jury before The Honorable Joe Kendall
Opposing Counsel:	John H. McElhaney of Locke Liddell & Sapp L.L.P.
Nature of case:	Breach of contract

Trial Dates:	3 weeks (1992)
Represented:	Plaintiff (J. B. Forest of Texas Commerce Bank, J. Jackson Pfeffer)
Result obtained:	Verdict for plaintiff— \$13,074,299, plus interest and attorney fees.
Style:	Brochsteins Inc. v. Whittaker Corporation
Judge:	U.S. District Court, Houston Division/Jury before The Honorable David Hittner
Opposing Counsel:	Grant Cook of Keck, Mahin & Cate
Nature of case:	Breach of warranty
Trial Dates:	2 weeks (1992)
Represented:	Plaintiff (Raymond D. Brochstein)
Result obtained:	Settled during trial
Style:	Capital Maritime Corporation v. Amfels, Inc., Far East Levingston Shipbuilding Ltd., John B. Allison and Patrick A. McDermid
Judge:	U.S. District Court, Houston Division/Jury before The Honorable David Hittner
Opposing Counsel:	Robert A. Hall of Woodard Hall & Primm; Walter E. Workman of Baker & Botts
Nature of case:	Breach of contract and tortious interference
Trial Dates:	3 weeks (1992)
Represented:	Plaintiff (Per Barre; Glen Every)
Result obtained:	Jury verdict for defendants.

Style:	Electronics in Medicine, Inc., et al. v. Picker International, Inc.
Judge:	U.S. District Court, Houston Division/Jury before The Honorable Samuel B. Kent
Opposing Counsel:	Anthony F. Montgomery of Hornbuckle & Montgomery
Nature of case:	Defense of monopolization, tying, business disparagement and contract interference case brought by independent service organization against manufacturer of CT scanners. Plaintiff sought \$23 million in actual.
Trial Dates:	5 weeks (1992)
Represented:	Defendant (Bill Cull, General Counsel, William Webb, Executive Vice- President)
Result obtained:	Jury verdict against plaintiff on all claims except contract interference where jury found \$180,000 actual damages and \$1.9 million punitive damages
Style:	The Hertz Corporation v. Hayes Leasing Company, Inc., et al.
Style: Judge:	The Hertz Corporation v. Hayes Leasing Company, Inc., et al.  160th Judicial District, Dallas County, Texas/Nonjury before The Honorable Clarence A. Guittard
	160th Judicial District, Dallas County, Texas/Nonjury before The
Judge:	160th Judicial District, Dallas County, Texas/Nonjury before The Honorable Clarence A. Guittard
Judge: Opposing Counsel:	160th Judicial District, Dallas County, Texas/Nonjury before The Honorable Clarence A. Guittard  Timothy R. McCormick of Thompson & Knight
Judge: Opposing Counsel: Nature of case:	160th Judicial District, Dallas County, Texas/Nonjury before The Honorable Clarence A. Guittard  Timothy R. McCormick of Thompson & Knight  Suit to enjoin competitor from deceptive rental rates
Judge: Opposing Counsel: Nature of case: Trial Dates:	160th Judicial District, Dallas County, Texas/Nonjury before The Honorable Clarence A. Guittard  Timothy R. McCormick of Thompson & Knight  Suit to enjoin competitor from deceptive rental rates  One week (1992)
Judge: Opposing Counsel: Nature of case: Trial Dates: Represented:	160th Judicial District, Dallas County, Texas/Nonjury before The Honorable Clarence A. Guittard  Timothy R. McCormick of Thompson & Knight  Suit to enjoin competitor from deceptive rental rates  One week (1992)  The Hertz Corporation
Judge: Opposing Counsel: Nature of case: Trial Dates: Represented:	160th Judicial District, Dallas County, Texas/Nonjury before The Honorable Clarence A. Guittard  Timothy R. McCormick of Thompson & Knight  Suit to enjoin competitor from deceptive rental rates  One week (1992)  The Hertz Corporation

Tom Alexander of Alexander & McEvily), Robin C. Gibbs and Paul J. Dobrowski of Gibbs & Bruns
Breach of Contract, Fraud and Fiduciary Duty involving air conditioning equipment joint venture
4 weeks (1991)
Defendants (David Cain, General Counsel, Harry J. Forrest, President)
Jury verdict for defendants
Hachar's, Inc. v. Enterprise Laredo Associates, et al.
49th Judicial District, Webb County, Texas/Nonjury before The Honorable Manuel R. Flores
Keith E. Kaiser of Cox & Smith Incorporated
Breach of shopping center lease
3 days (1990)
Plaintiff (George L. Hachar, Sr.)
Judgment for \$3.3 million
Computer Associates International, Inc. v. Altai, Inc.
U.S.D.C, Eastern District of New York/Nonjury before The Honorable George C. Pratt
Stephen D. Kahn, New York, New York
Copyright infringement
7 days (1990)
Defendant

Result obtained:	Defendant exonerated
Style:	El Paso Natural Gas Company, et al. v. GHR Energy Corporation, et al.
Judge:	127th Judicial District, Harris County/Jury before The Honorable Sharolyn Wood
Opposing Counsel:	W. Robert Brown
Nature of case:	Anticipatory repudiation of gas purchase agreement
Trial Dates:	7 weeks (1988)
Represented:	Defendant/Counterclaimant
Result obtained:	Jury verdict for \$536 million on counterclaim
Style:	Ultramar Indonesia Limited v. Roy M. Huffington, Inc.
Judge:	151st Judicial District, Harris County, Texas/Nonjury before The Honorable Alice O. Trevathan (Arbitration before Damon Capps)
Opposing Counsel:	Richard B. Miller
Nature of case:	Breach of area of mutual interest agreement
Trial Dates:	3 weeks (1989)
Represented:	Ultramar Indonesia Limited
Result obtained:	Judgment for defendant
Style:	City of Austin, Texas and Lower Colorado River Authority v. Decker Coal Company
Judge:	U.S. District Court, Austin Division/Jury before The Honorable James R. Nowlin

Opposing Counsel:	B. Daryl Bristow of Baker & Botts, L.L.P.
Nature of case:	Breach of long-term coal purchase contract
Trial Dates:	1 week (1988)
Represented:	Defendant/Counterclaimant
Result obtained:	Settled for \$75 million after one week of trial
Style:	Joe Brand, Inc., et al. v. The Rouse Company, et al.
Judge:	225th Judicial District, Bexar County/Jury before The Honorable Alfonso Chapa
Opposing Counsel:	W. R. Simcock, San Antonio, Texas
Nature of case:	Breach of right-of-first refusal on anchor space in shopping center
Trial Dates:	6 weeks (1987)
Represented:	Plaintiff
Result obtained:	Settled for \$6 million as jury returned verdict for \$27 million
Style:	El Paso Natural Gas Company, et al. v. GHR Energy Corporation, et al.
Judge:	127th Judicial District, Harris County/Nonjury before The Honorable Sharolyn Wood
Opposing Counsel:	W. Robert Brown
Nature of case:	Past breaches of take-or-pay gas purchase contract
Trial Dates:	6 weeks (1987)
Represented:	Defendant/Counterclaimant
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Result obtained:	\$67 million judgment
Style:	Oil Country Specialists, Ltd. v. Philipp Brothers, Inc., et al.
Judge:	133rd Judicial District, Harris County/Jury before The Honorable Matthew W. Plummer, Sr.
Opposing Counsel:	Ed Junell
Nature of case:	Fraud and breach of contract
Trial Dates:	6 weeks (1986)
Represented:	Defendant/Counterclaimant
Result obtained:	Judgment on counterclaim in favor of defendant for \$4.1 million, verdict for defendant.
Style:	Harvey Construction Company, et al. vs. General Electric Company
Judge:	333rd Judicial District, Harris County, Texas/Jury before The Honorable David Lee Wilson
Opposing Counsel:	Charles B. Kirklin
Nature of case:	Products liability
Trial Dates:	3 weeks (1986)
Represented:	Defendant
Result obtained:	Verdict for defendant
Style:	Arkansas Gazette Co. v. Camden News Publishing Co., et al.

Opposing Counsel:	Philip S. Anderson, Little Rock, AR 72201
Nature of case:	Antitrust
Trial Dates:	10 days (1986)
Represented:	Plaintiff
Result obtained:	Verdict for defendant
Style:	Mount Hope Mines, Inc. v. Exxon Corporation
Judge:	55th Judicial District, Harris County, Texas/Jury before The Honorable Reagan Cartwright
Opposing Counsel:	David J. Beck of Beck, Redden & Secrest
Nature of case:	Fraud
Trial Dates:	1 month (1986)
Represented:	Plaintiff
Result obtained:	Verdict for defendant
Style:	David Mitchell Interests v. Sanford E. McCormick
Judge:	127th Judicial District, Harris County, Texas/Jury before The Honorable Jack O'Neill
Opposing Counsel:	Morton Susman and Michael P. Kessler of Weil, Gotshal & Manges
Nature of case:	Fraud
Trial Dates:	2 weeks (1985)
Represented:	Plaintiff
Result obtained:	Verdict for Defendant

Style:	Star Furniture Company v. Stauffer Chemical Company
Judge:	55th District Court, Harris County, Texas/Jury before The Honorable Reagan Cartwright
Opposing Counsel:	Walter Conrad of Baker & Botts, L.L.P.
Nature of case:	Breach of contract
Trial Dates:	1 month (1984)
Represented:	Plaintiff
Result obtained:	Settled before case submitted to jury
Style:	Detroit Lions, Inc., and Billy Sims v. Jerry A. Argovitz, et al.
Judge:	U.S.D.C., Eastern District of Michigan, Southern Division/Nonjury before The Honorable Robert E. DeMascio
Opposing Counsel:	Elbert L. Hatchett, Pontiac, MI 48053
Nature of case:	Breach of contract
Trial Dates:	3 days (1984)
Represented:	Defendant, Houston Gamblers
Result obtained:	Judgment for plaintiff
Style:	Coastal Distributing Company, Inc. v. NGK Spark Plug Co., Ltd., et al.
Judge:	U.S.D.C., Southern District of Texas, Houston Division/Jury before The Honorable James DeAnda
Opposing Counsel:	Layne E. Kruse of Fulbright & Jaworski L.L.P.
Nature of case:	Antitrust

Trial Dates:	10 days (1983)
Represented:	Plaintiff
Result obtained:	\$2 million verdict for plaintiff (set aside on motion for judgment)
Style:	Esso Exploration, Inc., et al. v. Offshore Logistics, Inc., et al.
Judge:	U.S.D.C., Western District Louisiana, LaFayette Division/Nonjury before The Honorable W. Eugene Davis
Opposing Counsel:	John T. Nesser III, New Orleans, LA 70130
Nature of case:	Breach of contract
Trial Dates:	3 days
Represented:	Defendant, Offshore Logistics, Inc.
Result obtained:	Judgment for defendant
Style:	Joseph F. Javor v. Merrill, Lynch, Pierce, Fenner & Smith, Inc.
Judge:	U.S.D.C., Southern District of Texas, Houston Division/Jury before The Honorable John V. Singleton
Opposing Counsel:	J. Eugene Clements (Deceased)
Nature of case:	Securities fraud
Trial Dates:	12 days (1982)
Represented:	Plaintiff
Result obtained:	\$450,000 verdict for plaintiff
Style:	Larry W. Buck v. Frank B. Hall & Co., Inc.

Judge:	189th District Court, Harris County, Texas/Jury before The Honorable Lynn Hughes
Opposing Counsel:	Irving Stern of Zimmerman, Axelrad, Meyer, Stern & Wise
Nature of case:	Libel and slander
Trial Dates:	1 month (1981)
Represented:	Plaintiff
Result obtained:	\$2.4 million verdict for plaintiff
Style:	Affiliated Capital vs. Gulf Coast Cable, et al.
Judge:	U.S.D.C., Southern District of Texas, Houston Division/Jury before The Honorable Carl O. Bue
Opposing Counsel:	Richard B. Miller; Rufus Wallingford of Beck, Redden & Secrest
Nature of case:	Antitrust
Trial Dates:	14 days (1981)
Represented:	Plaintiff
Result obtained:	\$6.3 million verdict for plaintiff
Style:	Texas Federal Pilots, Inc., et al. v. Sabine Pilots Association, C. A.
Judge:	U.S.D.C., Eastern District of Texas, Beaumont Division/Jury before The Honorable Robert M. Parker
Opposing Counsel:	Tom Lorance of Lorance & Thompson
Nature of case:	Antitrust
Trial Dates:	3 days (1980)

Represented:	Defendant
Result obtained:	Court granted directed verdict to defendant
Style:	In Re Corrugated Container Antitrust Litigation
Judge:	U.S.D.C., Southern District of Texas, Houston Division/Jury before The Honorable John V. Singleton
Opposing Counsel:	Harold Baker of Howrey & Simon; Leslie Arps of Skadden, Arps, Slate, Meagher & Flom; John Irvine of Porter & Hedges
Cocounsel:	Allen Black; Laddie Montague, Jerry Cohen, Charles Kipple
Nature of case:	Antitrust class action
Trial Dates:	3-1/2 months (1980)
Represented:	Plaintiff class
Result obtained:	Verdict for plaintiffs (judgment quantified at over \$700 million, case settled for \$500 million)
Style:	Beer Wholesales, Inc., et al. v. Hillman Distributing Co., Inc., et al.
Judge:	U.S.D.C., Southern District of Texas, Houston Division/Jury before The Honorable Woodrow Seals
Opposing Counsel:	Julius Glickman of Glickman, Herlong & Hughes
Nature of case:	Antitrust
Trial Dates:	12 days (1978 )
Represented:	Defendant, Lone Star Beer Company
Result obtained:	Verdict for defendants

Style:	Stitt Spark Plug Co. v. Champion Spark Plug Co.
Judge:	U.S.D.C., Southern District of Texas, Beaumont Division/Jury before The Honorable John Fisher
Opposing Counsel:	Robert J. Malinak, Houston, Texas
Nature of case:	Antitrust
Trial Dates:	10 days (1977)
Represented:	Plaintiff
Result obtained:	Settled before jury verdict returned
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Style:	Glen McNew v. Harry Bradley
Judge:	55th Judicial District, Harris County, Texas/Jury before The Honorable Reagan Cartwright
Opposing Counsel:	Robert S. Friedman, Houston, Texas
Nature of case:	Fraud
Trial Dates:	5 days (1976)
Represented:	Plaintiff
Result obtained:	Verdict for defendant
Style:	Computer Statistics, Inc. v. Blair
Judge:	U.S.D.C., Southern District of Texas, Houston Division/Nonjury before The Honorable John V. Singleton
Opposing Counsel:	Richard Hall, Corpus Christi, Texas
Nature of case:	Antitrust

Trial Dates:	20 days (1976)
Represented:	Plaintiff
Result obtained:	Judgment for plaintiff