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R. Paul Yetter

Founding Partner. Admitted to Bar, 1984, Texas. Licensed to practice in all state and federal courts in Texas, the U.S. Third, Fifth, and Eleventh Circuit Courts of Appeals, and the U.S. Supreme Court.

Education: Columbia Univ. (J.D., 1983); Member, Law School Dean's Council (2008-present); Member, Steering Committee, Law School Board of Visitors (2002-08). Univ. of Texas at El Paso (B.A. Bus., 1980); Member, Leadership Council (2008-present).

Prior Employment: Partner, Baker Botts LLP; Law Clerk to Hon. John R. Brown, U.S. Court of Appeals for the Fifth Circuit.

Honors and Awards: Honoree, "Top Ten Winning Lawyers," *Nat'l Law J.*, 2004; *Best Lawyers in Am.* (Comm. Litig.). Fellow, Int'l Society of Barristers. Associate, American Board of Trial Advocates. Honoree, "Super Lawyer" (Bus. Litig.), Top 100 Texas Att'ys, *Texas Monthly*; Houston Top Lawyers (Bus. Litig.), *H Magazine*. Recipient, Presidential Citation, for service to the State Bar, 1996. Honoree, Distinguished Alumnus, Univ. of Texas at El Paso, 2008; Distinguished Alumnus, College of Bus., Univ. of Texas at El Paso, College of Bus., 2005.

Certifications: Texas Board of Legal Specialization, Civil Trial Law (1990-present) and Personal Injury Trial Law (1990-2000).

Bar and Related Activities: Chair, Alliance for Judicial Funding, Inc., 1996-present (nonprofit organization that assists the legislative efforts of the Texas state judiciary). Trustee, Tex. Judicial Found., 2008-present (funds state judicial education programs). Member, Committee on Admissions, U.S. Southern District of Tex., 2000-present. Member, State Bar of Tex.

(Chair, State Judiciary Relations Committee, 1995-96). Member, Funding Parity Task Force, Tex. Commission on Judicial Efficiency, 1995-97 (created by state legislature to study adequacy of judicial staffing, equipment, and other resources and court revenues). Member *Ex Officio*, Contributions Committee, Tex. Center for the Judiciary, Inc., 1998-00 (nonprofit judges organization, raising funds to study feasibility of state-of-the-art judicial education complex). Member *Ex Officio*, Judicial Selection Task Force, Tex. Commission on Judicial Efficiency, 1995-97 (created to decide the best method for selecting state judges). Consultative Group, Task Force on Court's Charge, Supreme Court of Texas, 1992. Fellow, Tex. Bar Found., Houston Bar Found. Research Fellow, Center for American and Int'l Law.

Publications: "The Evolution of Forum-Selection-Clause Enforcement," *73 Tex. Bar J.* 274 (2010); "Trial Myths That Threaten Good Advocacy," *25 Tex. Lawyer* 29 (2009); "Litigating the Big Document Case," *20 Trial Diplomacy J.* 273 (1997); "Forum Selection Clauses," *56 Tex. Bar J.* 554 (1993); "DTPA Exposure," *5 Tex. Real Estate L. Rep.* 61 (1990).

Teaching: "Entering the Sixth Dimension: An Area Called 'The Insolvency Zone,'" Rocky Mountain Mineral Law Inst. (2009); "Expert Challenges in Commercial Litig.," Tex. Assoc. of Defense Counsel (2006); "Post-Verdict Collection Steps," Adv. Civil Litig., Univ. of Houston Law Found. (2005); "Plaintiff Cases," GE Litig. Practice Group Annual Meeting (1999); "The Future of Am. Class Actions," Canadian Trial Lawyers Ass'n Annual Meeting (1998); "Cutting Edge Deposition Strategies," Adv. Civil Trial Law Conf., S. Texas College of Law (1998); "Top Leasing and Tortious Interference," Adv. Oil, Gas & Mineral Law Course, State Bar of Tex. (1996); "From Texaco to CBS: Ten Years of Tortious Interference Issues," Price Waterhouse General Counsel Forum (1996); "Litigating the Big Document

Case,” Litig. and Trial Tactics, Univ. of Houston Law Found. (1994-96); “Choice of Law, Consent to Forum, and Enforceability of Foreign Judgments,” Doing Bus. in the New Tex., State Bar of Tex. Ann. Meeting (1992); “Preservation of Error,” Damages & the Court’s Charge, Houston Bar Ass’n (1991); “Principles of Claims Investigation,” Southwest Elec. Claims Exchange (1991); “Work Product & Privilege,” Adv. Civil Discovery, Univ. of Houston Law Center (1991); “DTPA Exposure: Can You Keep Your Clients From Being Burned?,” Real Estate Law Institute, S. Tex. College of Law (1990); “How to Handle a DTPA Lawsuit,” DTPA & Consumer Law Institute, Univ. of Houston Law Center (1989-90); “Business Torts: Tortious Interference to Trade Secrets & Unfair Competition,” Adv. Bus. Litig. Short Course, S. Tex. College of Law (1987); “The World of Business Litig.,” Evidence in Bus. Litig., State Bar of Tex. (1986).

Reported Cases: *Alewine v. City of Houston*, 2010 WL 1373589 (Tex. App. 2010); *Doctors Hosp. v. Beazley Ins. Co.*, 2009 WL 3719482 (S.D. Tex. 2009); *In re VistaPrint Corp. Mktg. & Sales Practices Litig.*, 2009 WL 2884727 (S.D. Tex. 2009); *Centre One v. Vonage Holdings Corp.*, 2009 WL 2461003 (E.D. Tex. 2009); *True v. Robles*, 571 F.3d 412 (5th Cir. 2009); *In re Today’s Destiny, Inc.*, 2009 WL 1232108 (Bankr. S.D. Tex. 2009); *Frequent Flyer Depot, Inc. v. Am. Airlines, Inc.*, 281 S.W.3d 215 (Tex. App. 2009); *In re Beazley Ins. Co.*, 2009 WL 205859 (5th Cir. 2009); *Canatxx Energy Ventures, Inc. v. GE Capital Corp.*, 2008 WL 4601691 (5th Cir. 2008); *Pocahontas Mining LLC v. CNX Gas Co.*, 666 S.E.2d 527 (Va. 2008); *Veldekens v. GE HFS Holdings, Inc.*, 2008 WL 4425363 (S.D. Tex. 2008); *McAfee, Inc. v. Wilmer Cutler Pickering Hale and Dorr LLP*, 2008 WL 3852704 (E.D. Tex. 2008); *Simulis v. GE Capital Corp.*, 2008 WL 1747483 (Tex. App. 2008); *Med-IM v. GE Capital Corp.*, 2008 WL 901489 (S.D. Tex. 2008); *Swank v. Cunningham*, 258 S.W.3d 647 (Tex. App. 2008); *Am. Airlines, Inc. v. Biztraveldeals.com*, 2008 WL 818536 (N.D. Tex. 2008); *Dell, Inc. v. This Old Store, Inc.*, 2007 WL 1958609 (S.D. Tex. 2007); *In re Doctors Hosp. 1997 LP*, 351 B.R. 813 (Bankr.

S.D. Tex. 2006); *TravelJungle v. Am. Airlines, Inc.*, 212 S.W.3d 841 (Tex. App. 2006); *Friese v. Sup. Ct.*, 36 Cal. Rptr. 3d 558 (Cal. App. 2005), *cert. denied*, 127 S.Ct. 138 (2006); *McNamara v. Felderhof*, 410 F.3d 277 (5th Cir. 2005); *In re CenterPoint Energy, Inc.*, 2005 WL 1531827 (Tex. App. 2005); *Lushann Energy Int’l Inc. v. GE Energy Rentals, Inc.*, 2004 WL 1899795 (Tex. App. 2004); *Southwest Airlines Co. v. FareChase, Inc.*, 318 F. Supp. 2d 435 (N.D. Tex. 2004); *Kvaerner U.S., Inc. v. Equatorial Tonopah, Inc.*, 130 P.3d 697 (Nev. 2003); *Sabre Inc. v. Am. Airlines, Inc.*, 2003 WL 21476280 (Tex. App. 2003); *Kvaerner U.S., Inc. v. Merita Bank PLC*, 732 N.Y.S.2d 215 (App. Div. 2001); *McNamara v. Bre-X Minerals Ltd.*, 214 F.R.D. 424, 197 F. Supp. 2d 622 (E.D. Tex. 2001-02); *Newby v. Enron Corp.*, 206 F.R.D. 427, 188 F. Supp. 2d 684 (S.D. Tex. 2002); *Cleveland v. Viacom, Inc.*, 166 F. Supp. 2d 535 (W.D. Tex. 2001); *Paraschos v. YBM Magnex Int’l, Inc.*, [2000] Fed. Sec. L. Rep. (CCH) ¶ 90,923 (E.D. Pa. 2000); *Solv-Ex Corp. v. Quillen*, 186 F.R.D. 313 (S.D.N.Y. 1999); *McNamara v. Bre-X Minerals Ltd.*, 57 F. Supp. 2d 396, 46 F. Supp. 2d 628, 32 F. Supp. 2d 920 (E.D. Tex. 1999); *Antoine-Tubbs v. Transport Workers Union*, 50 F. Supp. 2d 601 (N.D. Tex. 1998); *In Re Kimball Hill Homes Tex., Inc.*, 969 S.W.2d 522 (Tex. App. 1998); *Glazer v. Pasternak*, 693 A.2d 319 (Del. 1997); *Service Corp. Int’l v. Loewen Group, Inc.*, 1997-1 Trade Cases ¶ 71,688 (S.D. Tex. 1996); *One Call Sys., Inc. v. Houston L&P Co.*, 936 S.W.2d 673 (Tex. App. 1996); *Kern v. Robert Currie Assoc.*, 632 N.Y.S.2d 75 (App. Div. 1995); *Houston L&P Co. v. Atchison, Topeka & Santa Fe Ry.*, 890 S.W.2d 455 (Tex. 1994); *Wann v. Am. Airlines, Inc.*, 878 F. Supp. 82 (S.D. Tex. 1994); *Data Broadcasting Corp. v. Tele-Comm’ns, Inc.*, 1992-2 Trade Cases ¶ 70,050 (S.D.N.Y. 1992); *Andrews v. Houston L&P Co.*, 820 S.W.2d 411 (Tex. App. 1992); *Justin Indus., Inc. v. Choctaw Sec., L.P.*, 920 F.2d 262 (5th Cir. 1990); *Hernandez v. Houston L&P Co.*, 795 S.W.2d 775 (Tex. App. 1990); *Culpepper v. Coker*, 769 S.W.2d 373 (Tex. App. 1989); *J.B.J. Dist., Inc. v. Jaikaran*, 744 S.W.2d 379 (Tex. App. 1988); *Gibbs v. King*, 779 F.2d 1040 (5th Cir. 1986).