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TIM RILEY

SUMMARY

Civil trial Lawyer with over 40 years of experience, Board-Certified in Civil Trial Law and Personal Injury Trial Law, Texas Board of Legal Specialization, Former Adjunct Professor of Law, Multiple Peer-Ratings, Licensed in Texas and Washington, numerous publications and published cases. Certified mediator, offering mediation services since 2007.

EDUCATION

UNIVERSITY OF HOUSTON, DOCTOR OF JURISPRUDENCE, *CUM LAUDE*, 1983

Top 5% of Class, Law Review, Order of the Coif, Order of the Barons, Board of Advocates, Recipient – American Jurisprudence Award in Constitutional Law, Recipient – Vernon Law Book Award as Outstanding Board Member Houston Law Review

UNIVERSITY OF TEXAS, BACHELOR OF BUSINESS ADMINISTRATION, 1974

WORK HISTORY

RILEY LAW FIRM, HOUSTON, TEXAS; RIO GRANDE VALLEY, TEXAS, 2001- Present; SEATTLE, WASHINGTON, 2015- Present (FOUNDING MEMBER)

RILEY & HARRIS, LLP, HOUSTON, TEXAS (FOUNDING PARTNER), 1995-2001

FLOYD, TAYLOR & RILEY, LLP, HOUSTON, TEXAS (FOUNDING PARTNER), 1986-1995

BUTLER & BINION, TEXAS AND INTERNATIONAL LAW FIRM (LITIGATION ASSOCIATE) 1983-1986

PROFESSIONAL ASSOCIATIONS AND RECOGNITIONS

REGIONAL CHAIR (ELECTED), REGION IV GRIEVANCE COMMITTEE, STATE BAR OF TEXAS, 2013-2015

MEMBER PANEL 4-6 GRIEVANCE COMMITTEE, STATE BAR OF TEXAS, 2012-18

ADVISORY COMMITTEE MEMBER, PATTERN JURY COMMITTEE: MALPRACTICE, PREMISES, AND PRODUCTS LIABILITY, STATE BAR OF TEXAS, 2023

VICE-CHAIR, PATTERN JURY COMMITTEE: MALPRACTICE, PREMISES, AND PRODUCTS LIABILITY, STATE BAR OF TEXAS, 2022

PATTERN JURY COMMITTEE: MALPRACTICE, PREMISES, AND PRODUCTS LIABILITY, STATE BAR OF TEXAS, 2014-2022

ADMINISTRATION OF RULES OF EVIDENCE COMMITTEE, STATE BAR OF TEXAS, 2013-2019

PRESIDENT (ELECTED), HARRIS COUNTY DEMOCRATIC LAWYERS' ASSOCIATION, HOUSTON, TEXAS, 2012-15, VICE PRESIDENT (ELECTED), 2005-12

DEMOCRATIC NOMINEE, 14TH COURT OF APPEALS, PLACE 9, 2010

DEMOCRATIC NOMINEE, UNITED STATES CONGRESS, 22ND DISTRICT OF TEXAS, 2002

BOARD-CERTIFIED, CIVIL TRIAL LAW, TEXAS BOARD OF LEGAL SPECIALIZATION, 1992-Present

BOARD-CERTIFIED, PERSONAL INJURY TRIAL LAW, TEXAS BOARD OF LEGAL SPECIALIZATION, 1991-Present

"BEST LAWYERS IN AMERICA" IN COMMERCIAL LITIGATION, U.S. NEWS & WORLD REPORT (WOODWARD WHITE COMPANY), 2014-Present

"TEXAS SUPER LAWYER," THOMPSON-REUTERS, 2010-Present

"A-V, PREEMINENT RATING," MARTINDALE-HUBBELL, 1991-Present

ADJUNCT PROFESSOR OF LAW, UNIVERSITY OF HOUSTON LAW CENTER, 2001-2007, Spring 2016

ADJUNCT PROFESSOR OF LAW, TEXAS SOUTHERN UNIVERSITY THURGOOD MARSHALL SCHOOL OF LAW, 2010

"TOP LAWYERS IN HOUSTON," H-TEXAS MAGAZINE, 2010-Present

"TOP LAWYERS IN HOUSTON," HOUSTONIA MAGAZINE, 2014

LIFE FELLOW, TEXAS BAR FOUNDATION

LIFE FELLOW, HOUSTON BAR FOUNDATION

ADVOCATE MEMBER (PEER-ELECTED), AMERICAN BOARD OF TRIAL ADVOCATES, 2006-Present

MEMBER, MILLION DOLLAR ADVOCATES FORUM

MEMBER, MULTI-MILLION DOLLAR ADVOCATES FORUM

MEMBER, AMERICAN ASSOCIATION FOR JUSTICE

MEMBER, TEXAS TRIAL LAWYERS ASSOCIATION

MEMBER, HOUSTON TRIAL LAWYERS ASSOCIATION

MEMBER, HOUSTON BAR ASSOCIATION

VICE-PRESIDENT, HOUSTON LAW REVIEW ALUMNI ASSOCIATION, 1996, BOARD MEMBER, 1994-1997

BOARD OF TRUSTEES, HOUSTON LAWYER REFERRAL SERVICE, 2005-2010

PUBLICATIONS AND PRESENTATIONS

- *Death by Preventable Post-Operative Pulmonary Embolus*, January 2023
<https://www.txtrial.com/media-room/#/media-room/article/179542/pulmonary-embolus-lawsuits>
- *Perpetuating Injustice: Non-Economic Damage Caps in Texas*, December 2021
<https://www.txtrial.com/2021/12/perpetuating-injusticenon-economic-damage-caps-in-texas/>
- *Post-Covid Nuclear Verdicts, What the Heck is Going On?* November 2021

<https://www.txtrial.com/2021/11/post-covid-nuclear-verdicts-what-the-heck-is-going-on/>

- *Anatomy of a Lawsuit*, Guest Lecture Forensic Psychology undergraduate class, Baylor University, Waco, Texas (October 21, 2021)
- *Psychology in the Courtroom*, Guest Lecture Forensic Psychology undergraduate class, Baylor University, Waco, Texas (October 8, 2019)
- *Not Your Father's Proximate Cause* (PowerPoint and presentation) National Board of Trial Advocacy Seminar (May 6, 2016)
- *Stare Decisis, the Fine Line between Respect for Precedent and Becoming a Handcuffed Tool for Imposition of Injustice*, Panel Discussion Moderator, Harris County Democratic Lawyers' Association (May 7, 2015)
- *Don't Let the Sun Catch You Crying, Common Ethical Pitfalls* (PowerPoint and presentation) National Board of Trial Advocacy (February 6, 2015)
- *Judicial Selection Methods and Their Effects on Trials, Appeals, and the Future of the Law*, Panel Discussion Moderator, Harris County Democratic Lawyers' Association (December 12, 2014)
- *The Stowers Doctrine, Current Status and Strategies*, Panel Discussion Moderator, Houston Trial Lawyers Association (August 15, 2014)
- *Not Your Father's Proximate Cause*, (PowerPoint and presentation) President's Seminar (September 11, 2013)
- *Who's on First, Burden of Proof* (general circulation publication), Houston Met. Paralegal Ass'n (Oct. 2007)
- *Mediation Foul: New Rules for the Rulemakers, Choices 7, DRI ADR* (general circulation publication), Winter 1998 (National Publication)
- *Turning the Tables: Mediators Lay Ground Rules for Parties All the Time. It's Time for the Parties to Create Their Own Code of Conduct*, Texas Lawyer, Texas Trial Lawyer Supplement, Vol. 12, No. 50, p. 38 (general circulation publication) (March 10, 1997) (State Publication; same as DRI ADR article referenced above)
- *The Fill-in-the-Blank Expert Report; Keeping Control on Going Forward with Your Case* (Paper and presentation) TTLA 14th Annual Medical Malpractice Conference, Dallas, Texas, October 21-22, 2004
- *HIPAA Traps for Unwary Practitioners* (Paper and presentation) State Bar of Texas 2004 Advanced Medical Malpractice Course, San Antonio, Texas, March 18-19, 2004
- *Medical Malpractice: Recent Developments* (Paper and presentation) South Texas College of Law Personal Injury Law Conference, Houston, Texas, March 4, 2003
- *Dumping and Other Statutory Violations* (Paper and presentation) Texas Trial Lawyers Association 12th Annual Medical Malpractice Conference, September 21, 2001, Houston, Texas
- *Eighteen Texas Medico-Legal Cases Important to Every Physician* (Paper and presentation) Greater Houston Anesthesiology, P.A., Conference, 1999
- *Hiding the Ball with the New Peer Review Privilege* (Paper and presentation) Texas Trial Lawyers Association 8th Annual Medical Malpractice Conference, September 1997
- *Recognizing and Handling Medical Malpractice - The Defense Perspective* (Paper and presentation) PESI Continuing Legal Education Program, Houston, Texas, 1989

- *Evidence in Personal Injury Cases* (Paper and presentation) South Texas College of Law Advanced Personal Injury Short Course, Houston, Texas, 1986, 1987, and 1988
- Comment, *Hypnotically Enhanced Evidence in Criminal Trials; Current Trends and Rationales*, 19 Houston Law Review 765 (general circulation student publication) (1982)

UNITED STATES FIFTH CIRCUIT COURT OF APPEALS AND FEDERAL DISTRICT COURTS:

- *Associated Int'l Ins. Co. v. Blythe*, 286 F.3D 780 (5TH Cir. 2002)
- *Great Pines Water Co., Inc. v. Liqui-Box Corp.*, 203 F.3d 920 (5TH Cir. 2000)
- *Lehn v. Montgomery Co. Hosp. Dist.*, 78 F.3D 582 (5TH Cir. 1996)
- *Lewis v. Penthouse Int'l, Ltd.*, 981 F.2D 1256 (5TH Cir. 1992) (counsel name omitted by printing error)
- *Great Pines Water Co. v. Liqui-Box Corp.*, 962 F.Supp. 990 (S.D. Tex. 1997)
- *Lewis v. Penthouse Int'l, Ltd.*, 825 F.Supp. 131 (S.D. Tex. 1992) (counsel name omitted by printing error)

TEXAS SUPREME COURT:

- *El Hafí v. Baker*, 164 S.W.3d 383 (Tex. 2005)
- *Montgomery County Hosp. Dist. v. Brown*, 965 S.W.2d 501 (Tex. 1998)
- *El Chico Corp. v. Poole*, 732 S.W.2d 306 (Tex. 1987)
- *Ideal Lease Service, Inc. v. Amoco Prod. Co.*, 662 S.W.2d 951 (Tex. 1983)

TEXAS COURTS OF APPEALS:

- *In re Tomball Regional Medical Center and Christopher Davis*, No. 01-16-00042-CV (Tex.App. – Houston [1st Dist.] 2016) (orig. proc.)
- *The Doctors' Company v. McDonough*, No. 14-00-00741-CV, 2002 Tex. App. LEXIS 6569 (Tex. App. - Houston [14th Dist.] 2002, no pet.)
- *Neville v. Molina*, No. 14-00-00082-CV, 2001 Tex. App. LEXIS 3784 (Tex. App. - Houston [14th Dist.] 2001, pet. denied)
- *Conroe Medical Bldg. Asso. v. Montgomery County Hosp. Dist.*, No. 09-98-466-CV, 2000 Westlaw 300509 (Tex. App. - Beaumont 2000, pet. denied)
- *Lenert v. State Farm Lloyds Ins. Co.*, 1999 Tex. App. LEXIS 6504 (Tex. App. - Corpus Christi 1999, no writ)
- *The Hartford Accident & Indemnity Co. v. Texas Hospital Insurance Exchange*, 1998 Westlaw 59125, 1998 Tex. App. LEXIS 5718 (Tex. App. - Austin, September 11, 1998, writ denied)
- *Headley v. Texas Hospital Ins. Exch.*, No. 12-96-000-29-CV (Tex. App. - Tyler, January 6, 1998, writ denied)
- *Korndorffer v. Baker*, 976 S.W.2d 696 (Tex. App. - Houston [1st Dist.] 1997, writ denied)
- *Speed v. Sears, Roebuck & Co.*, 1997 Tex. App. LEXIS 6340 (Tex. App. - Houston [1st Dist.] 1997, writ denied)
- *Jampole v. Matthews*, 1997 Tex. App. LEXIS 3867 (Tex. App. - Houston [1st Dist.] 1997, no writ)
- *The Success Group, Inc. v. State Farm Lloyds*, 1997 Tex. App. LEXIS 1695 (Tex. App. - Houston [14th Dist.] 1997, no writ)
- *Actis v. E. I. DuPont de Nemours Co.*, 1997 Tex. App. LEXIS 819 (Tex. App. - Houston [1st Dist.] 1997, writ denied)

- *Cason v. E. I. DuPont de Nemours Co.*, 1997 Tex. App. LEXIS 811 (Tex. App. - Houston [1st Dist.] 1997, writ denied)
- *Valarie Brown v. Montgomery Co. Hosp. Dist.*, 929 S.W.2d 577 (Tex. App. - Beaumont 1996), *reversed*, 965 S.W.2d 501 (Tex. 1998)
- *Osborne v. St. Luke's Episcopal Hosp.*, 915 S.W.2d 906 (Tex. App. - Houston [1st Dist.] 1996, writ denied)
- *Adams v. Rios*, 1996 Westlaw 337108 (Tex. App. - Houston [14th Dist.] 1996)
- *Brush v. Fustok*, 1995 Tex. App. LEXIS 3347 (Tex. App. - Houston [1st Dist.] 1995, no writ)
- *Bradt v. West*, 892 S.W.2d 56 (Tex. App. - Houston [1st Dist.] 1994, writ denied) (counsel name omitted by printing error)
- *Daniel Brown v. Montgomery Co. Hosp. Dist.*, 905 S.W.2d 481 (Tex. App. - Beaumont 1995, no writ)
- *Farmer v. deFrancesco*, 1989 Lexis 2871 (Tex. App. - Houston [14th Dist.] 1989, no writ)
- *Super Syndicate, Ltd. v. Salazar*, 762 S.W.2d 749 (Tex. App. - Houston [14th Dist.] 1988) (orig. proc.)
- *Robinson v. Minick*, 755 S.W.2d 890 (Tex. App. - Houston [1st Dist.] 1988, writ denied)
- *Dunn Equip., Inc. v. Gayle*, 725 S.W.2d 372 (Tex. App. - Houston [14th Dist.] 1987) (orig. proc.)
- *Poole v. El Chico Corp.*, 713 S.W.2d 955 (Tex. App. - Houston [1st Dist.] 1986), *aff'd* 732 S.W.2d 306 (Tex. 1987)