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NAMED IN
BEST LAWYERS
IN AMERICA 2013 – 2017
Product Liability Litigation – Defendants

AV® PREEMINENT RATED
MARTINDALE HUBBELL

JEFF M. GOLUB

PARTNER

Jeff Golub has significant trial experience representing plaintiffs and defendants in complex litigation matters. A lifelong Houstonian, Jeff comes from a family of business owners, and he focuses his practice on helping business owners and companies resolve complex disputes successfully and efficiently. He has achieved favorable outcomes for clients in courts not only in Texas, but throughout the country. His litigation skill has been recognized by his peers, including as one of the Best Lawyers in America in the U.S. News peer review survey. Before joining the firm, Jeff served as a law clerk to the Honorable David Hittner, U.S. District Judge, Southern District of Texas.

Jeff has broad experience in disputes concerning commercial transactions, business torts, products liability, fiduciary matters, professional malpractice, employment matters, and significant personal injury claims. He frequently represents clients in high stakes, bethe-company cases involving millions of dollars. However, he also regularly advocates for businesses and individuals in smaller matters. No matter the size of your dispute, he can tailor a litigation plan that fits your need for a winning solution.

REPRESENTATIVE EXPERIENCE

Fiduciary and Securities Litigation

Represents individual shareholders of a leading global hair care products company in defense of fiduciary duty claims brought by another shareholder.

Represents a member of a prominent Texas family in defense of fiduciary duty claims based on family trusts and foundations.

In Houston federal court, Jeff represented a private equity investment company in defense of securities fraud and RICO claims brought by an investor seeking more than \$10 million. Jeff represented the client along with attorneys from the Honigman Miller law firm. After the court dismissed the bulk of Plaintiffs' claims, the case was settled on favorable terms.

Energy

Represented a leading gas company in multiple lawsuits arising out of gas supply contracts. In 2010, Jeff tried a multimillion dollar case in Mississippi federal court. The trial involved claims that the firm's client breached multiple gas purchase contracts when Hurricanes Katrina and Rita disrupted natural gas supplies. After a weeklong trial, the court entered findings on the various claims largely in favor of the firm's client. Subsequently, the Fifth Circuit Court of Appeals reversed and rendered the sole adverse finding against Jeff's client, and the case was a complete victory. In 2011, for the same client, Jeff **tried another multimillion dollar gas supply contract dispute** in Texas state court. After a weeklong trial, the court entered a mistrial. Afterward, the case settled on favorable terms. Jeff tried these cases with partner David W. Jones.

Successfully represented a national energy commodities brokerage firm against claims of RICO violations, negligence and breach of fiduciary duty. Jeff led the defense, including undertaking all depositions, discovery and pre-trial motion practice. Jeff negotiated a favorable settlement for his client.

Represented various clients in cases involving securities fraud and derivative claims.

Products Liability/Personal Injury

Regularly represents one of the world's leading automotive safety component suppliers in a large docket of product liability defect cases. Jeff has represented this client in dozens of catastrophic personal injury and death cases pending in courts across the country, including Nevada, New Mexico, Virginia, and throughout Texas.

Represented an international bolt manufacturer in a product defect case in Galveston, Texas. As lead counsel, Jeff directed an extensive failure investigation, depositions, and motion practice. Eventually the plaintiffs voluntarily dismissed Jeff's client from the case.

Represented a leading Midwestern steel fastener manufacturer and supplier in a product defect case in Waco, Texas. The court granted summary judgment for Jeff's client and dismissed all claims.

Represented another national steel fastener supplier in Beaumont, Texas. After extensive discovery and investigation, Jeff filed motions for summary judgment, and the plaintiffs promptly dismissed Jeff's client from the case.

Real Estate/Construction

In 2015, represented a luxury high-rise penthouse purchaser in an arbitration dispute with the building developer over the terms of the purchase agreement. After a multi-day hearing, the arbitrator ruled in favor of Jeff's client by ordering the developer to construct the penthouse in accordance with the purchaser's custom architectural plans. The arbitrator denied the developer's counterclaim alleging breach of, and seeking termination of, the purchase agreement.

Represented a modular school building contractor in a contract dispute with a local charter school relating to permitting and nonpayment claims. The case was settled on favorable terms.

Trade Secrets

Represented an international corporate client in a trial involving alleged breach of non-solicitation agreements and theft of trade secrets. After a weeklong trial in Dallas, the jury rendered a verdict for the Firm's client on all issues. Jeff tried the case with partner Joe W. Redden.

Represented a Fortune 500 company that designs health care software information and management systems in multiple lawsuits. Jeff's client faced multiple claims of breach of contract, warranty and deceptive trade practices arising out of the performance of the software. After an investigation, depositions, and pre-trial matters, Jeff negotiated a settlement on favorable terms.

Regularly represents companies and individuals in employment disputes relating to ERISA, trade secrets, covenants not to compete and nonsolicitation agreements.

Professional Liability

In Austin federal court, represented an AM LAW 100 Texas law firm in a professional liability case in which the plaintiffs sought damages in excess of \$170 million. The court granted summary judgment in favor of Jeff's client, which was affirmed on appeal.

In Mississippi federal court, represented a 500+ attorney Texas law firm in a professional liability case. The plaintiffs sought damages in excess of \$200 million. The plaintiffs alleged that the firm's client breached fiduciary duties arising out of their legal work on a merger between publicly traded construction companies. Jeff led the defense by undertaking extensive investigation, discovery, depositions and motion practice. Eventually, Jeff negotiated a favorable settlement.

Represented an international law firm in a professional liability case in which the plaintiffs alleged negligence in the handling of a family law matter. After Jeff led discovery and pretrial matters, he negotiated a favorable settlement.

Insurance/Technology DNA Testing

Represented the insured, Gene by Gene, Ltd., a web-based DNA testing company headquartered in Houston. Gene by Gene was sued in Alaska federal district court in a putative class action based on claims it violated Alaska genetic privacy laws. Gene by Gene sought coverage (defense and indemnity) for the Alaska claims under insurance policies underwritten by Evanston Insurance Company. Evanston denied coverage and filed a lawsuit in Federal District Court in Houston, seeking a declaration of no coverage based on a policy exclusion. Gene by Gene counterclaimed seeking a declaration that the Alaska claims are covered by the Evanston policies and alleging violations of the Texas Insurance Code. The Court granted summary judgment to Gene by Gene on all of its claims and held: (1) the Alaska case is covered, (2) Evanston must defend and indemnify Gene by Gene in Alaska, (3) Evanston breached the insurance contracts, and (4) Evanston violated the Texas Insurance Code. Damages briefing is pending.

PROFESSIONAL ACTIVITIES AND MEMBERSHIPS

Houston Bar Association

- Member - CLE Committee
- Member - Golf Tournament Committee
- Member - Professionalism Committee

Texas Bar Foundation, Fellow

International Association of Defense Counsel

AWARDS AND RANKINGS

Named in *Best Lawyers in America* for Product Liability Litigation – Defense, 2013 - 2017

Martindale-Hubbell AV Preeminent Rated

RELATED NEWS

\$500 Million Win for Beck Redden Client in Landmark Reversal

07.18.17

Beck Redden Mops Up Hunger

07.18.16

PUBLICATIONS AND PRESENTATIONS

Speaker, *Labor & Employment Law* -Texas Lawyer Roundtable Series, 2009

Speaker, *The Jury Trial*, University of Houston Law Foundation CLE, 2009

Speaker, *Recent Trends in Legal Malpractice Litigation: Personal Injury Litigation Update*
CLE - Dallas, Texas, 2008

Ethics in Aggregate Settlements, Ainsworth, J., Golub, J., TADC Summer Meeting, 2001

COMMUNITY INVOLVEMENT

Board Member, Anti-Defamation League – Southwest Region

Former Advisory Board Member, Child Advocates, Inc.

EDUCATION

J.D., The University of Houston Law Center, 1995

B.A., Emory University, Political Science, 1991

ADMISSIONS

State Bar of Texas

United States Court of Appeals for the Fifth Circuit

United States District Courts for the Eastern, Northern, Southern and Western Districts of Texas