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David A. McDougald is an experienced commercial litigator who has been lead counsel on cases including real estate fraud and deceptive trade practices, contract disputes, tortious interference, trade secrets, restrictive covenants, construction, property damage, foreclosure, business divorces and Texas Open Meetings Act. He has deep knowledge in legal disputes in industries including oil and gas, construction, real estate and securities.

Mr. McDougald, Of Counsel to The Kim Law Firm, has first-chair experience in the courtroom, in arbitrations, and in briefing and arguing appeals. He has worked on real estate, personal injury, products liability, and general business disputes in Texas, Delaware and federal courts. He's handled high-dollar cases including a \$45 million wrongful death suit and corporate spin-off disputes with up to \$700 million at stake. In addition to his trial work, he has assisted clients with many real estate transactions.

He has extensive experience managing cases and staff through discovery, document analysis, exhibit preparation and trial. He previously worked at Grosz & Associates, P.C., The Travis Law Firm, P.C. and Schleider & Associates, and provided valuable contract legal services to other law firms.

Mr. McDougald received his J.D. from the University of Houston Law Center and has a B.A. in English from Washington University in St. Louis, where he was a Chancellor's Honorary Scholar.

He is a member of the State Bar of Texas and is admitted to practice in Texas; the U.S. District Court, Southern District of Texas; and the U.S. Court of Appeals, Fifth Circuit.

AREAS OF PRACTICE

- Oil & Gas Breach of Contract
- Royalty & Mineral Disputes
- Business Litigation
- Antitrust Litigation
- Breach of Fiduciary Duty
- Complex Business Litigation
- Complex Commercial Construction Disputes
- Contract Disputes
- Partnership & Shareholder Disputes
- Intellectual Property
- International Business
- Trade Secrets
- Securities Litigation
- Tortious Interference
- Fraud
- Personal Injury
- Injuries to Children
- Trucking Accidents

Products Liability
Deceptive Trade Practices
Real Estate

BAR ADMISSIONS

Texas, 1987
U.S. District Court, Southern District of Texas
U.S. Court of Appeals, Fifth Circuit

EDUCATION

University of Houston Law Center, Houston, Texas, J.D., 1987
Washington University in St. Louis, Missouri, B.A., English (writing emphasis), Chancellor's Honorary Scholar, 1983

PUBLISHED OPINIONS

Smith v. Christley, 755 S.W.2d 525 (Tex. App. — Houston [14th Dist.] 1988, writ ref'd n.r.e.).
Stine v. Marathon Oil Co., 976 F.2d 254 (5th Cir. 1992).
Ertel v. O'Brien, 852 S.W.2d 17 (Tex. App. — Waco 1993, writ denied).
City of Baytown v. C.L. Winter, Inc., 886 S.W.2d 515 (Tex. App. — Houston [1st Dist.] 1994, writ denied).
Baytown State Bank v. Nimmons, 904 S.W.2d 902 (Tex. App. — Houston [1st Dist.] 1995, writ denied).

CLASSES/SEMINARS TAUGHT

Adjunct Professor of Business Law, San Jacinto College, 2002-03.

PROFESSIONAL ASSOCIATIONS AND MEMBERSHIPS

State Bar of Texas