

Tom Melsheimer tries lawsuits in state and federal courts, emphasizing intellectual property, business torts, and False Claims Act (FCA) litigation. His trial experience is unusually broad and extensive. On the civil side, he has tried to verdict cases involving patent infringement, trade secrets, insider trading, antitrust, breach of fiduciary duty, fraud, product liability, and FCA violations. On the criminal side, he has tried to verdict cases involving bank fraud, public corruption, copyright infringement, and kidnapping. Tom's jury trials include successfully representing plaintiffs and defendants on both coasts and throughout Texas.

Tom was lead trial counsel for billionaire entrepreneur Mark Cuban in the widely publicized insider trading case brought by the U.S. Securities and Exchange Commission (SEC). The jury cleared Mr. Cuban of any wrongdoing following a three-week trial in Dallas federal court. Tom has represented Mr. Cuban, the Dallas Mavericks, and other Cuban business interests since 2000.

Tom and co-counsel from the Texas Attorney General's office helped the state secure the largest Medicaid fraud settlement in Texas history. The \$158 million settlement reached during trial followed claims of illegal marketing practices associated with the prescription drug Risperdal®. His work in the case was featured in a 15-part series authored by acclaimed legal journalist Steven Brill and published by the *Huffington Post* in 2015.

Tom's \$178 million jury trial win on behalf of the plaintiff in *IRCC v. NL Industries, et al.*, included nearly \$150 million in punitive damages. The jury award in the breach of fiduciary duty case was named one of the Top Verdicts of 2009 by *The National Law Journal (NLJ)*, in addition to being recognized as one of the year's three largest verdicts in Texas and the year's largest verdict in Dallas County. On four other occasions, Tom's cases have been recognized by the *NLJ* among the nation's top cases, including the defense of a *qui tam* action involving a government

contract where his clients defeated a claim of fraudulent overpayment and won their affirmative claim that they had been underpaid.

Prior to joining private practice, Tom was an Assistant U.S. Attorney for the Northern District of Texas from 1990 to 1993. He successfully prosecuted the largest bank fraud case ever undertaken in Texas, involving more than \$200 million in fraud, and he obtained one of the largest RICO verdicts in Texas history. The Justice Department honored Tom as one of the nation's top prosecutors.

HONORS AND AWARDS

**TRIAL LAWYER
OF THE YEAR**

Dallas Bar Association

TEXAS
CHAPTER
**TRIAL LAWYER
OF THE YEAR**

American Board of Trial Advocates

TRIAL ACE

Law360

RANKED

CHAMBERS USA

Chambers and Partners

IP STAR

Managing Intellectual Property

TOP 500

LEADERS IN DALLAS

D CEO Magazine

BEST LAWYERS IN

DALLAS

D Magazine

MVP OF THE YEAR

Law360
LEADER IN

PATENT LAW

IAM Patent 1000

BEST LAWYERS

Best Lawyers in America
LAWDRAGON

500

Lawdragon Magazine

BEST LAWYERS

Best Lawyers in Texas

Tom has been recognized for his litigation prowess by numerous outside ranking organizations and publications, including *Chambers USA*, *Best Lawyers in America*, *Best Lawyers Texas*, and *Lawdragon 500*. He also has been named an “IP Star” by *Managing Intellectual Property* magazine and listed in *IAM's Patent 1000*. *Law360* has honored him twice, naming him “MVP of the Year” in 2014, and a “Trial Ace” in 2015.

Tom is also well-known in the Dallas legal community, having been named among the “Top 500 Business Leaders in Dallas” by *D CEO* magazine (2016) and listed on *D Magazine's* “Best Lawyer in Dallas” list from 2002–2016. In 2014, he also won the Dallas Bar Association’s “Trial Lawyer of the Year” and the Texas chapters of the *American Board of Trial Advocates' “Trial Lawyer of the Year.”* Tom was the youngest trial lawyer ever honored with these two awards.

ACTIVITIES Tom is a fellow of the International Academy of Trial Lawyers and a member of the American Board of Trial Advocates.