



## David Coale, PARTNER

214.292.3601  
dcoale@lynnllp.com

Recognized as one of the top appellate lawyers in Texas, David Coale approaches law in a practical way with a respect for tradition. His diverse experience ranges from helping to win the largest verdict in Dallas County history, to defending a payphone operator before a Tarrant County Justice of the Peace. He's also the only known Texas appellate lawyer who has been fictionalized in a romance-novel series as the lawyer for an outlaw motorcycle gang.

A frequent commentator on legal issues, David publishes [600camp.com](http://600camp.com), a popular blog about commercial disputes before the U.S. Court of Appeals for the Fifth Circuit, [600commerce.com](http://600commerce.com), a similar blog about the Dallas Court of Appeals, and [600hemphill.com](http://600hemphill.com), which focuses on the Supreme Court of Texas.

### REPRESENTATIVE MATTERS

- Obtained affirmance of a defense judgment in a multi-million dollar claim about the processing of electronic payments under a federal benefits program. *Wal-Mart Stores, Inc. v. Xerox State & Local Solutions, Inc.*, No. 05-18-01421-CV (Tex. App.—Dallas Nov. 12, 2020, pet. filed) (mem. op.)
- Successfully defended the denial of a TCPA motion to dismiss in a high-profile business defamation case. *Marble Ridge Capital LP v. Neiman Marcus Group, Inc.*, 611 S.W.3d 113 (Tex. App.—Dallas 2020, pet. filed).
- Obtained affirmance of a take-nothing judgment in a multi-million dollar dispute about the development of an “energy tea” product line. *Jacked Up, LLC v. Sara Lee Corp.*, 807 Fed. Appx. 344 (5th Cir. 2020).
- Successfully argued for the dismissal, on personal jurisdiction grounds, of a bellwether case asserting federal securities claims in state court. *Venator Materials PLC v. Macomb County Employees’ Retirement System*, No. 05-19-01177-CV, 2020 WL 289296 (Tex. App.—Dallas Jan. 21, 2020, no pet.)
- Obtained reversal of a “bet the business” case for a short-line railroad in the Texas Panhandle. *BNSF Railway v. Panhandle Northern R.R.*, 946 F.3d 705 (5th Cir. 2020)
- Obtained substantial affirmance of a multi-million dollar judgment in an oil-and-gas case, *Stephens v. Three Finger Black Shale P’ship*, 580 S.W.3d 687 (Tex. App.—Eastland 2018, pet. denied).
- Obtained affirmance of a \$3.5 million judgment in favor of a Saudi prince. *Al-Saud v. YouToo Media*, 754 Fed. Appx. 246 (5th Cir. 2018)
- Obtained reversal of a summary judgment in a major tire-failure case. *Medina v. Michelin*, No. 05-16-00794-CV (Tex. App.—Dallas Jan. 29, 2018, no pet.); recognized as “Appellate Lawyer of the Week” by [Texas Lawyer](http://TexasLawyer.com) for this win
- Appellate counsel for the team that won a \$135 million judgment in *Mesa Petroleum Partners v. Baytech LLP et al.*, (Reeves County, Dec. 8, 2017)
- Appellate counsel for Energy Transfer Partners in its \$550 million dispute with Enterprise Products Partners.

### HONORS & AWARDS

- Named “Lawyer of the Year” in DFW appellate law by [Best Lawyers](http://BestLawyers.com), 2021
- Awarded “Litigation Star” by [Benchmark Litigation](http://BenchmarkLitigation.com), 2021
- Received the “Legal Innovator” award by [Texas Lawyer](http://TexasLawyer.com), 2020
- Senior Fellow, Litigation Council of America, 2020
- Named “Best Lawyers in America” (appellate and commercial litigation) by [Best Lawyers](http://BestLawyers.com), 2012-2021
- Selected as “Texas Super Lawyer,” by [Super Lawyers](http://SuperLawyers.com), 2003-2020 (Top 100 in DFW, 2014-2019 and Top 100 in Texas, 2015, 2017, 2019)
- Recognized as “Best Lawyers” (appellate and commercial litigation) by [D Magazine](http://DMagazine.com) in 2008-2011, 2014-2020
- Received the “Texas Trailblazers” award by [Texas Lawyer](http://TexasLawyer.com), 2019
- Profiled as a “Defender,” one of 15 leading defense lawyers, by the [Dallas Business Journal](http://DallasBusinessJournal.com), 2009

## JUDICIAL CLERKSHIPS

- Law Clerk, Hon. Patrick Higginbotham, U.S. Court of Appeals for the Fifth Circuit

## EDUCATION

- University of Texas School of Law, J.D., *with honors*, 1993
  - Chief Articles Editor, *Texas Law Review*
  - Order of the Coif
- Harvard University, B.A., *cum laude*, 1990
  - National Policy Debate Champion, 1990