

### **Kennon L. Wooten**

Kennon joined the firm in May 2011, after serving as the rules attorney for the Supreme Court of Texas. Her service as the rules attorney gives her a unique understanding of statewide and local rules of practice and procedure, as well as the disciplinary standards that govern lawyers who practice in Texas.

Kennon represents individuals and entities involved in complex commercial litigation, general civil litigation, and civil appeals. At the trial level, she represents both plaintiffs and defendants. To the appeals, she brings experience and expertise that she gained as the rules attorney and as a law clerk to former Chief Justice Wallace B. Jefferson of the Supreme Court of Texas.

Kennon is dedicated to serving the community. She served as the President of the Austin Young Lawyers Association and is serving in leadership positions for the Austin Bar Association, the State Bar of Texas, and the Texas Legal Services Center. She is a member of the American Law Institute and the Texas Supreme Court Advisory Committee. She also served as a member of the Texas Commission to Expand Civil Legal Services, which developed proposals to expand the availability of civil legal services to low- and middle-income Texans, and the Supreme Court of Texas Task Force for Rules in Expedited Actions, which proposed rules to address expedited-actions procedures in Texas state-court proceedings.

### **Recognitions & Awards**

Texas Rising Star, a Thomson Reuters business, 2008, 2009, 2013 – 2017

Austin Bar Association President's Award of Merit, 2017

Austin Bar Association Outstanding Director Award, 2015



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#### RELATED PRACTICE AREAS:

- Appellate
- Civil Litigation
- Commercial Litigation
- Personal Injury and Products Liability
- Pharmaceutical and Medical Device
- Professional Malpractice Defense
- Public Utilities

AYLA President's Award of Merit, 2011

Special Commendation of the Supreme Court of Texas and State Bar of Texas, 2011

State Bar of Texas Presidential Citation, 2010

AYLA Outstanding Director Award, 2009

Phi Beta Kappa

### **Representative Matters**

Represented lawyers in cases involving legal-malpractice and breach-of-fiduciary duty claims and negotiated settlements of said cases.

Represented pharmaceutical companies in cases involving alleged products liability and other tort claims.

Represented pharmaceutical companies in cases involving alleged Medicaid fraud.

Represented individuals and entities—such as pharmaceutical companies, governmental entities, and other businesses—in cases involving alleged breach of contracts and in cases seeking declaratory relief.

Prepared briefs filed in Texas courts of appeals and the Supreme Court of Texas and achieved successful outcomes on appeal, both with and without oral argument.

Advised individuals and entities on interpretation and application of procedural and ethics rules in Texas.

Negotiated successful “business divorces” to resolve shareholder disputes.

Represented parties pro bono in divorce proceedings and, in one divorce proceeding involving a child, obtained favorable

temporary orders after a contested hearing regarding visitation issues.

### **Bar Admissions & Activities**

Admitted to the State Bar of Texas and the U.S. District Courts for the Eastern, Western, Northern, and Southern Districts of Texas

Member, American Law Institute, 2017 – present

Ex Officio Member, Supreme Court Advisory Committee, 2016 – present

Member, Texas Commission to Expand Legal Services, 2015 – 2017

President, Austin Young Lawyers Association, 2012 – 2013

Board Member, Austin Young Lawyers Association, 2007 – 2014

Treasurer, Austin Bar Association, 2017 – present

Board Member, Austin Bar Association, 2013 – present

Chair, Austin Bar Association Publications/Website Committee, 2013 – present

Editor-in-Chief, *Austin Lawyer*, 2013 – present

Editorial Board Member for *The Advocate*, the State Bar Litigation Section Report, 2008 – present

Member, Supreme Court of Texas Task Force for Rules in Expedited Actions, 2011 – 2012

Member, Travis County Women Lawyers Association, 2011 – present

Member, State Bar Standing Committee on Court Rules,

2011 – present

Chair, State Bar Standing Committee on Court Rules, 2016 – present

Vice Chair, State Bar Standing Committee on Court Rules, 2014 – 2016

Member, Austin Bar Association Appellate Council, 2009 – 2011

### **Community and Charitable Organizations**

Secretary, Texas Legal Services Center, 2016 – present

Board Member, Texas Legal Services Center, 2012 – present

### **Education**

University of Texas School of Law, J.D. with honors, 2004

University of Texas at Austin, B.A., Psychology, with highest honors, 1999

### **Articles & Presentations**

Kennon L. Wooten and Anthony Arguijo, *Rule 91a Dismissal Procedures: Basic Considerations and Unanswered Questions*, 80 ADVOC.: STATE BAR LITIG. SEC. REP. 60 (2017).

Kennon L. Wooten, *Mastering Electronic Discovery: Proportionality is the Polestar, and Metadata May Not Be 'the New Black' After All*, 26 Austin Lawyer 26 (2017).

Robert K. Wise and Kennon L. Wooten, *The Practitioner's Guide to Properly Taking and Defending Depositions Under the Texas Discovery Rules*, 68 Baylor L. Rev. 402 (2016).

Robert K. Wise and Kennon L. Wooten, *A Guide to Taking and Resisting Discovery Under the Texas Rules of Civil*

*Procedure* (Tex. Lawyer 2016).

Kennon L. Wooten and John W. Ellis, *Recent Developments in Texas Spoliation Law*; Presented at a Travis County Women's Lawyers Association CLE luncheon on November 16, 2016.

Kennon L. Wooten, *Dismissal Procedures Under Texas Rule of Civil Procedure 91a*; Presented at the Harris County Civil District Judges' CLE Program on August 2, 2016.

Kennon L. Wooten, Cindy Saiter, and Carlos Soltero, *Dismissal Procedures Under Texas Rule of Civil Procedure 91a*; Presented at the 39th Annual Advanced Civil Trial Course on July 13, 2016.

Kennon L. Wooten and Cindy Saiter, *Dismissal Procedures Under Texas Rule of Civil Procedure 91a*; Presented at the 26th Annual Conference on State and Federal Appeals, June 10, 2016.

Chief Justice Nathan L. Hecht, Martha G. Newton and Kennon L. Wooten, *How Texas Court Rules are Made* (May 13, 2016), Presented with Chief Justice Hecht and Ms. Newton on May 17, 2016, during the State Bar of Texas webcast entitled "The Texas Supreme Court Rulemaking Process: Historical Perspectives and Practice Pointers

Kennon L. Wooten, *Texas Trial Rules Update*; Presented at The State Bar of Texas Business Disputes Seminar on September 11, 2015.

Kennon L. Wooten, *Expedited Actions and Dismissal Rules*; Presented by Rules Attorney Martha Newton at the State Bar College 16th Annual Summer School on July 17, 2014.

Kennon L. Wooten, *Rules Update: What's New and What's Around the Corner*; Presented at the State Bar of Texas Advanced Evidence and Discovery Seminar on April 4, 2014 and May 23, 2014.

Steve McConnico, Robyn Hargrove, and Kennon L. Wooten, *Legal Malpractice in Texas: Common Issues, Recent Developments, and Unresolved Issues*; Presented with Steve McConnico at the 2014 Civil Justice Conference on May 8, 2014.

Steve McConnico and Kennon L. Wooten, *The Basics and Nuances of Fiduciary Litigation*; Presented with Steve McConnico at the 2013 Civil Justice Conference on October 14, 2013.

Daniel C. Bitting and Kennon L. Wooten, *Disqualification and Recusal Motions: What to Do When Seeking the Removal of a Judge or Opposing Counsel From a Case*; Presented at the Ultimate Motions Practice 2013, September 20, 2013.

*Business Litigation Under the New Texas Expedited Actions Process*; Presented by Kennon Wooten at the State Bar of Texas Business Disputes CLE on September 12, 2013.

*The New Dismissal Rule and Rules for Expedited Actions: Tips and Traps for the Unwary*; Presented via the State Bar of Texas webcast on March 19, 2013.

Kennon L. Peterson, *Proposed Texas Disciplinary Rules of Professional Conduct: An Overview of the Amendment Process and a Comparison of the Proposed Rules with the American Bar Association Model Rules of Professional Conduct*, 23 APP. ADVOC.: STATE BAR APP. SEC. REP. 268 (2011).

Kennon L. Peterson, *Proposed Amendments to the Texas Disciplinary Rules of Professional Conduct: Brief Background and Explanation*, 73 Tex. B.J. 894 (2010), 72 Tex. B.J. 844 (2009) (original).

Sofia Adrogué and Kennon L. Peterson, *Texas Trailblazers and Their Texas-Sized Balancing of Professional and Personal Success*, 49 ADVOC.: STATE BAR LITIG. SEC. REP. 30 (2009).