

ERIC HOWARD MARKS

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EXPERIENCE

OHIO STATE UNIVERSITY MORITZ COLLEGE OF LAW 2007 – Present

Adjunct Professor. Teach professional skills course to second and third-year law students with a view to developing appellate practice skills, including formulation of strategies on appeal, use of the appellate record, brief writing, and oral advocacy.

REED & WELLSTONE LLP, Columbus, Ohio, 2005-Present
Litigation Associate. & 2002-2003

Practice includes all aspects of civil litigation, both state and federal, at the trial and appellate levels, with particular focus on complex toxic tort litigation.

Representative experience includes:

- *CACI Int'l Inc. et al. v. St. Paul Fire and Marine Ins. Co.* (U.S. District Court for the Eastern District of Virginia and the U.S. Court of Appeals for the Fourth Circuit): Successfully defended insurer in coverage litigation claiming breach of duty to defend insured against multiple lawsuits alleging that employees of insured tortured and killed detainees at the Abu Ghraib prison in Iraq. Authored summary judgment brief which resulted in dismissal of all claims against insurer. Authored successful appellate brief affirming summary judgment for insurer by published opinion.
- *Su Zan Park v. Countrywide Home Loans, Inc. et al.* (Circuit Court of Fairfax County, Virginia): Lead attorney in successful defense of residential mortgage lender against allegations of fraud, conspiracy, and negligence. Plaintiff sought more than \$1 million in compensatory and punitive damages based on claims that lender negligently processed loan origination documents and conspired to induce plaintiff to purchase property. Counseled lender regarding key factual and legal issues, developed and executed briefing strategy, and successfully argued demurrer and plea in bar which resulted in dismissal of all claims against lender.
- Authored a variety of motions and briefs, including summary judgment opening briefs and oppositions, motions to dismiss and for judgment on the pleadings, federal and state appellate briefs, mediation statements, and *Daubert*-type motions.
- Experienced in managing and organizing voluminous document review projects, preparing affirmative discovery motions, and opposing same; experienced in taking and defending depositions.
- Significant pro bono work on behalf of indigent defendants in criminal and landlord-tenant matters.

THE HONORABLE SUSAN K. SMITH
U.S. COURT OF APPEALS FOR THE SIXTH CIRCUIT, 2003 – 2005
Law Clerk.

Conducted legal research, prepared bench memoranda, and drafted opinions.

THE HONORABLE ROGER K. PATTERSON
U.S. COURT OF APPEALS FOR THE FOURTH CIRCUIT, 2001 – 2002
Law Clerk

Conducted legal research, prepared bench memoranda, and drafted opinions.

Eric Marks
Resume, p. 2

HOUSE COMMITTEE ON THE JUDICIARY, Washington, DC, 2000 – 2001
Intern

Researched the constitutional validity of state laws disenfranchising persons with a prior felony conviction. Prepared article defending the constitutionality of federal legislation restoring the right to vote in federal elections to ex-offenders.

HARVARD LEGAL AID BUREAU, Cambridge, Massachusetts, 1999 – 2000
Represented low-income tenants before the Boston Housing Court. Conducted client interviews and mediated disputes. Advised tenants of their legal rights under the landlord/tenant laws of Massachusetts.

NAACP LEGAL DEFENSE AND EDUCATIONAL FUND, INC., Washington, DC, Summer 1997
Policy Intern

Reviewed research and literature on the effects of curriculum tracking on low-income and minority students. Prepared final report of findings.

EDUCATION

HARVARD LAW SCHOOL, J.D., June 2001

HARVARD JOHN F. KENNEDY SCHOOL OF GOVERNMENT, M.P.A., June 2001

UNIVERSITY OF VIRGINIA, B.A. in Political Science, May 1997

Honors: Phi Beta Kappa
magna cum laude
Student Commencement Speaker

ARTICLES & LECTURES

- “Legal Writing,” Oliver Hill/Samuel Tucker Pre-Law Institute, November 2008
- “Introduction to Civil Procedure,” Ohio State Bar Young Lawyers Conference, May 2008
- “Attitude Is Essential,” Council on Legal Education Opportunity, ABA Fund for Justice and Education, May 2008.
- “Too Fast, Too Furious? Are the New ‘Civil Remedial Fees’ Vulnerable to a Constitutional Challenge?” *Ohio State Bar Litigation News*, Summer 2007.

CIVIC INVOLVEMENT and DISTINCTIONS

Mentor, Moritz College of Law Oliver Hill Scholars Program, 2005 – present
Mentor and Board Member, The Carver Promise, 2006 – 2008
Voted by peers as an Ohio "Rising Star" (published in *Ohio Super Lawyers*, December 2006)
Recipient of E. Randolph Williams Award for Outstanding Pro Bono Service (2005-06, 2006-07, 2007-08)

ADMITTED

Ohio State Bar, United States Court of Appeals for the Sixth Circuit
United States District Court for the Southern District of Ohio

PERSONAL Enjoy chess, softball, fishing.