

# Nomination Form for Dylan O. Drummond

Section Representative to the Board of Directors

*Term 2017-2020*

Please limit Nomination Information to 4 pages

- 1) Provide your candidate's name, affiliation and full contact information, including email address and phone:

**Dylan O. Drummond; Squire Patton Boggs (US) LLP; 2000 McKinney Ave., Ste. 1700, Dallas, TX 75201; 214-758-1517 (office); 512-789-2939 (cell); [dylan.drummond@squirepb.com](mailto:dylan.drummond@squirepb.com).**

- 2) I am nominating this person as a LARGE Section Representative to the Board of Directors. (There are currently two open positions for Large Section Representatives). **Yes.**

- 3) This candidate is a member of the following section, which is a Large Section:

**Appellate Section of the State Bar of Texas.**

- 4) Briefly describe your candidate's personal background, character and contributions to their community.

**Married 18 years to Amy Drummond, 3 children (Brooks, Maddie & Kennedy); former Wildlife Biologist (1999–2009); Austin Chamber of Commerce Ambassador (Apr. 2013–15); Legal Aid Volunteer FEMA Bastrop Disaster Relief Center (Sept. 2011) Red Cross Dorm Floor Manager Austin Convention Center Shelter for Hurricane Katrina Evacuees (Aug.–Sept. 2005).**

- 5) Describe your candidate's professional achievements and commitment to the legal profession.

**Supreme Court of Texas—Clerk, then-Justice Nathan L. Hecht (2003–04); Cited in *Edwards Aquifer Auth. v. Day*, 369 S.W.3d 814, 825 n.47 (Tex. 2012); featured in Court's 2004–05 clerkship brochure.**

**Texas Bar College—Treasurer (2016–17); Director (2013–17); Fellow (2014–present); Course Director, Summer School (2015); Planning Committee, Summer School (2016); Member (2004–present).**

**Texas Supreme Court Historical Society—Treasurer (2016–17); Trustee (2012–18); Executive Committee Member, (2015–present); Inaugural Recipient, President's Exemplary Service Award (2015); Deputy Executive Editor, *Journal of the Texas Supreme Court Historical Society* (2011–present).**

**Office of Court Administration—E-Filers' Issues Advisory Group Member (2014–present); Speaker, eFileTexas™ Press Conference at the Texas Supreme Court (Sept. 30, 2015).**

**Martindale-Hubbell®—AV Peer-Review™ rated in Appellate Practice, Litigation (2012–present).**

**Super Lawyers®—Rising Star, appellate practice (2009, 2010, 2011, 2012, 2013, 2014, 2015) (top 2.5% of Texas attorneys under 40).**

**Texas Bar Foundation—Fellow (2012–present) (top 1/3 of 1% of Texas attorneys invited to join annually).**

For a list of publications by Mr. Drummond, please see page three of this nomination form.

6) Describe your nominee's participation in State Bar projects, including contributions to your Section.

**Appellate Section**—Council Member (2013–15); *Appellate Advocate*, Co-Editor (2009–12; Vols. 22–24); Assistant Editor (2006–09; Vols. 19–21); prepared *E-Filing Tips, Traps, and Workarounds* (Dec. 13, 2013), now posted on every Texas Court of Appeals website; Texas Appellate Hall of Fame Trustee (2016); Planning Committee, Advanced Civil Appellate Practice Course (2013, 2016); Subcommittee Chair, Social Media (2016–17); Donations (2015–16), Section History (2014–15), Appellate Rules (2013–14); Bono Pilot Program (represented two clients in the Dallas and Fort Worth Courts of Appeals).

**Administrative & Public Law Section**—Secretary (2007–08); Treasurer (2006–07); Council member (2004–05); Advanced Administrative Law Course Planning Committee (2012, 2004–05); Advanced Texas Administrative Law Seminar Planning Committee (2006–10); Mack Kidd Administrative Law Moot Court Competition—Bench Brief Author (2006); Bench Brief Judge (2006–08).

**Standing Committee on Pattern Jury Charges—Business, Consumer, Insurance & Employment**—Member (2011–present); led preparation of PJC's 111.1–.2, 115.49–.50 on Misappropriation of Trade Secrets; prepared PJC 101.36 comment on Third-Party Beneficiary; standardized Broad Form Submission comments in PJC's 101.1–.2, 101.21, 101.47, 101.50, 102.1, 102.7, 102.8, 102.14 & 110.1; assisted in preparation of PJC 116.1 comment on Preservation of Charge Error (included in all PJC volumes); Subcommittee Chair— Contracts (ch. 101), DTPA/Insurance (ch. 102), Good Faith & Fair Dealing (ch. 103) & Misappropriation of Trade Secrets (ch. 111).

7) Provide *your* full contact information including email address and phone. **Steven K. Hayes, 500 Main St., Ste. 340, Fort Worth, TX 76102. E-mail: [shayes@stevehayeslaw.com](mailto:shayes@stevehayeslaw.com). Phone: 817/371-8759.**

8) Please acknowledge that you have discussed the duties and purpose of this position with your candidate and verified they are willing to serve in this capacity, if elected. **I acknowledge that I have discussed the duties and purposes of this position with Mr. Drummond, and he has verified to me that he is willing to serve in this capacity, if elected.**

I hereby confirm that I submit this nomination of Dylan O. Drummond for Section Representative to the Board of Directors of the State Bar of Texas, together with the attached CV of Mr. Drummond.

Signed this 13<sup>th</sup> day of February, 2017.

/s/Steven K. Hayes  
Steven K. Hayes  
Chair, Appellate Section of the State Bar of Texas

## Selected Publications, Presentations & Press Coverage

### The Appellate Advocate

Lead Author: Dylan O. Drummond & LaDawn H. Conway, [Preservation of Charge Error: The Pattern Jury Charge Committee Wades into the Fray](#), 25 APP. ADVOC. 11 (Fall 2012)

Lead Author: Dylan O. Drummond & Lisa Bowlin Hobbs, [In Defense of Confidential Votes on Petitions for Review at the Texas Supreme Court](#), 23 APP. ADVOC. 34 (Fall 2010)

Author: Dylan O. Drummond, [Citation Writ Large](#), 20 APP. ADVOC. 89 (Winter 2007), cited in *Gonzalez v. Texas*, No. 13-07-00270-CR, 2009 Tex. App. LEXIS 5860 at \*12 n.2 (Tex. App.—Corpus Christi July 30, 2009, no pet.) (mem. op.); *Tex. S. Rentals, Inc. v. Gomez*, 267 S.W.3d 228, 239 n.8 (Tex. App.—Corpus Christi 2008, no pet.); Andrew T. Solomon, *Practitioners Beware: Under Amended Trap 47, “Unpublished” Memorandum Opinions in Civil Cases are Binding and Research on Westlaw and Lexis is a Necessity*, 40 ST. MARY’S L.J. 693, 702 n.34 (2009)

Author: Dylan O. Drummond, [A Vote By Any Other Name: The \(Abbreviated\) History of the Dissent from Denial of Review at the Texas Supreme Court](#), APP. ADVOC., Spring 2006, at 8 (recommended by former Texas Supreme Court Chief Justice Joe Greenhill to the Texas Supreme Court Historical Society), cited in Don Cruse, *On Dissents from the Denial of Review*, SUPREME COURT OF TEXAS BLOG, n.2 (Feb. 27, 2009), <http://j.mp/ZJzAn0>

### Journal of the Texas Supreme Court Historical Society

Author: Dylan O. Drummond, [The Toughest Bar in Texas: The Alamo Bar Association, Est. 1836](#), J. TEX. SUP. CT. HIST. SOC’Y, Winter 2014, at 7

Author: Dylan O. Drummond, [George W. Paschal: Justice, Court Reporter, and Iconoclast](#), J. TEX. SUP. CT. HIST. SOC’Y, Summer 2013, at 7

Author: Dylan O. Drummond, [Dallam’s Digest and the Unofficial First Reporter of the Supreme Court of Texas](#), J. TEX. SUP. CT. HIST. SOC’Y, Spring 2013, at 8

### Law360

Panelist: #Law360Chat - *Texas Supreme Court 2013–14 Term*, available at <https://storify.com/Law360/law360chat-scotx-term> (Sept. 10, 2014)

Quoted: Jess Krochtengel, *Texas Cases to Watch in 2017*, LAW360 (Jan. 2, 2017), <http://j.mp/2iUVe5r>

Jess Davis, *Top Texas Supreme Court Cases Of 2016: Midyear Report*, LAW360 (July 1, 2016), <http://j.mp/2iiYOA3>

Jess Davis, *Texas High Court Stays Corporate-Friendly in 2014 Term*, LAW360 (Sept. 5, 2014), <http://j.mp/2fm7UBC>

Jess Davis, *Hecht Tapped as Next Texas Supreme Court Chief*, LAW360 (Sept. 11, 2013), <http://j.mp/14LPlcj>

### State Bar of Texas CLE Programs

Course Director: State Bar of Tex. Prof. Dev. Program, Texas Bar College Summer School (2015)

Author & Speaker: Dylan O. Drummond, [Texas Citation Writ Large: “Tyranny of the Inconsequential” or Consequential Necessity?](#), in *State Bar of Tex. Prof. Dev. Program, Legal Writing to Win*, ch. 5 (2015) (incorporated in Legal Writing & Research course materials at the University of North Texas College of Law)

Moderator: Hon. J. Brett Busby, Hon. Patricia O. Alvarez, Hon. David Evans, Hon. Leanne Johnson, *Court of Appeals Panel: Submission Through Rehearing*, in *State Bar of Tex. Prof. Dev. Program, Advanced Civil Appellate Practice Course*, ch. 18 (2014)

Author & Speaker: Dylan O. Drummond, [The Texas Uniform Trade Secrets Act and the Forthcoming PJC Chapter on Misappropriation of Trade Secrets](#), in *State Bar of Tex. Prof. Dev. Program, Business Disputes 2014*, ch. 19 (2014) (cited in HON. MICHOLO’CONNOR, O’CONNOR’S TEXAS CAUSES OF ACTION 2015, at 1001 (2015))

Panelist: Robert L. Tobey, Hon. Tonya Parker & Dylan O. Drummond, *How Social Media Affects Lawyers, Judges and Juries: Tips to Avoid Disaster*, in *State Bar of Tex. Prof. Dev. Program, Webcast* (Dec. 18, 2013)

Author & Moderator: Dylan O. Drummond, Hon. Tracy Christopher, Brock C. Akers, Michael W. Eady, [Texas Pattern Jury Charges—2012 Changes](#), in *State Bar of Tex. Prof. Dev. Program, Advanced Civil Appellate Practice Course*, ch. 2 (2013)

### Supreme Court of Texas Blog

Featured: Don Cruse, *On Dissents from the Denial of Review*, SUPREME COURT OF TEXAS BLOG, n.2 (Feb. 27, 2009), <http://j.mp/ZJzAn0> (referring the reader to Dylan O. Drummond, *A Vote By Any Other Name: The (Abbreviated) History of the Dissent from Denial of Review at the Texas Supreme Court*, APP. ADVOC., Spring 2006)

### Texas Bar Journal

Contributor: *Party Talk 2011*, 74 TEX. B.J. 998, 1000 (Dec. 2011)

Featured: [Weblinks](#), 71 TEX. B.J. 364 (May 2008) (alongside Mani Walia)

### Texas Lawbook

Contributing Writer: Chad Ruback & Dylan O. Drummond, [Nathan Hecht’s 25 Year Record in Texas Supreme Court](#), TEX. LAWBOOK (Sept. 30, 2013)

### Texas Lawyer

Author: Dylan O. Drummond, [Workers’ Comp. Whirlwind](#), TEX. LAW. Dec. 19, 2005, at 36

### 115th Texas State Historical Association Annual Meeting

Author & Speaker: Dylan O. Drummond, [Texas Groundwater Rights and Immunities: From East to Siphano and Beyond](#), in 115th Tex. St. Hist. Ass’n Ann. Meeting (2011) (Joint Session with the Texas Supreme Court Historical Society, presented alongside then-Texas Supreme Court Justice Nathan L. Hecht and Professor Megan Benson)

### Texas Tech Administrative Law Journal

Panelist: *Illiquid State: The Legal State of Water Use, Regulation, and Administration in Texas*, Lubbock (Mar. 10, 2014) (panelist with Lynn Tate, General Counsel to the High Plains Water District; Ken Kramer, Water Resources Chair & Legislative Advisor at the Sierra Club - Lone Star Chapter; Hal Ray; Bill Mulligan)

Keynote Speaker: Annual Banquet—Volume 14, Lubbock (Apr. 6, 2013)

Author: Dylan O. Drummond, [Catch 2260: Suits Against the State Under Government Code Chapter 2260](#), 14 TEX. TECH ADMIN. L.J. 93 (Fall 2012)

### Texas Tech Law Review

Lead Author: Dylan O. Drummond, Lynn Ray Sherman & Edmond J. McCarthy, Jr., [The Rule of Capture—Still So Misunderstood After All These Years](#), 37 TEX. TECH L. REV. 1 (Winter 2004) (awarded the outstanding lead article in volume 37, see *Laurels*, 68 TEX. B.J. 873, 873 (Oct. 2005), cited in *Edwards Aquifer Auth. v. Day*, 369 S.W.3d 814, 825 n.47 (Tex. 2012); also cited in briefing to the Texas Supreme Court in *Edwards Aquifer Auth. v. Day*, No. 08-0964, three times in *City of Del Rio v. Clayton Sam Colt Hamilton Trust*, No. 08-0755, and four times in *Guitar Holding Co., L.P. v. Hudspeth County Underground Water Conservation Dist. No. 1*, No. 06-0904, 263 S.W.3d 910 (Tex. 2008); the *Baylor, Houston, Louisiana, Vermont and West Virginia Law Reviews*, the *Southwestern Historical Quarterly*, and the *St. Mary’s Law Journal*)

### Texas Young Lawyers Association

Co-Author: Dylan O. Drummond & Kennon L. Wooten, [Bar Service: Is It Worth Your Time and, If So, How Should You Get Involved?](#), TYLA E-NEWS, TOP STORY (April 2014)

### Texas Water Journal

Author: Dylan O. Drummond, [Texas Groundwater Rights and Immunities: From East to Day and Beyond](#), 5 TEX. WATER J. 59 (2014)

### University of Texas CLE Programs

Author & Speaker: Dylan O. Drummond, [Groundwater Ownership in Place: Fact or Fiction?](#), in UTCLE, *Texas Water Law Institute* (2008) (cited in briefing to the Texas Supreme Court in Amicus Curiae Brief of Texas Landowners Council at 8, 9, *Edwards Aquifer Auth. v. Day*, No. 08-0964 (received Feb. 12, 2010); Respondent’s Brief on the Merits at ii, *City of Del Rio v. Clayton Sam Colt Hamilton Trust*, No. 08-0755 (filed June 30, 2009))

# DYLAN O. DRUMMOND

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(214) 758-1517 (o) | (512) 789-2939 (c)

[dylan.drummond@squirepb.com](mailto:dylan.drummond@squirepb.com) | [dodrummond@gmail.com](mailto:dodrummond@gmail.com) | [@dodrummond](https://www.linkedin.com/company/dodrummond)



## PROFESSIONAL BACKGROUND

**Of Counsel:** Squire Patton Boggs (US) LLP, Civil appellate and commercial litigation, Dallas, 2015–present  
**Counsel:** K&L GATES, LLP; Civil appellate & commercial litigation; Austin, 2013–15  
**Associate:** GODWIN PAPPAS LANGLEY RONQUILLO, LLP; Commercial litigation & appellate practice groups; Dallas, 2006–08  
*3rd-highest grossing associate in the firm during FY 2007 (2350 hours; >\$500,000 in collections)*  
**Associate:** WINSTEAD SECREST & MINICK PC; Appellate and environmental practice groups; Austin, 2004–05  
**Briefing Attorney:** SUPREME COURT OF TEXAS; Hon. Nathan L. Hecht, Senior Justice; Austin, 2003–04 (Chief Justice as of Oct. 1, 2013)

## EDUCATION

**Texas Tech University School of Law; J.D. (2003)**  
Editor in Chief: *Texas Tech Administrative Law Journal*  
[CALL Award Recipient](#): Public Land Law (awarded for highest grade earned in course)  
**Texas Tech University Jerry S. Rawls College of Business Administration; M.B.A. (2003)**  
**Texas Tech University College of Agricultural Sciences and Natural Resources; B.S. (1999)**  
**Wildlife and Fisheries Management, Summa Cum Laude**  
Highest Ranking Graduate: College of Agricultural Sciences and Natural Resources  
Outstanding Student: College of Agricultural Sciences and Natural Resources  
President: Texas Tech University Chapter, The Wildlife Society

## LICENSES & CERTIFICATIONS

### Licenses

[Texas](#) (Nov. 2003); [U.S. Supreme Court](#) (May 2010); [Fifth Circuit Court of Appeals](#) (May 2007); U.S. District Court for the [Western District of Texas](#) (Jan. 2011); U.S. District Court for the [Eastern District of Texas](#) (Jan. 2011); U.S. District Court for the [Southern District of Texas](#) (Mar. 2009); U.S. District Court for the [Northern District of Texas](#) (Feb. 2007)

### Certifications

Associate Wildlife Biologist (Dec. 1999–2009)

## PROFESSIONAL RECOGNITION

### Supreme Court of Texas

Cited in [Edwards Aquifer Auth. v. Day](#), 369 S.W.3d 814, 825 n.47 (Tex. 2012); featured in the [Court's 2004–05 clerkship brochure](#)

### UT Law Publications

Recognized in THE GREENBOOK: TEXAS RULES OF FORM vii (Texas Law Review Ass'n ed., 13th ed. 2015)

### Super Lawyers® Rising Star (appellate practice)

*Texas Monthly, Law & Politics & Thomson Reuters* (2009, 2010, 2011, 2012, 2013, 2014, 2015) (top 2.5% of Texas attorneys under 40); top 10% most viewed profiles on [SuperLawyers.com](#) during 2013

### Martindale-Hubbell®

[AV Peer-Review™ rated](#) in Appellate Practice, Litigation (2012–present)

### Clerkship Notification Blog (<http://lawschoolclerkship.blogspot.com/>)

Editor in Chief (2008–11 clerkship seasons) (original clerkship information clearinghouse annually generating half a million page views; named to the *ABA Journal's* [2008 Blawg 100](#))

### Texas Bar Foundation

[Fellow](#) (2012–present) (top 1/3 of 1% of Texas attorneys invited to join annually)

### Texas Tech University School of Law

Rising Star Alumni Award (2015)

## PROFESSIONAL LEADERSHIP

### Office of Court Administration

E-Filers' Issues Advisory Group Member (2014–present); Speaker, eFileTexas™ Press Conference at the Texas Supreme Court (Sept. 30, 2015)

### State Bar of Texas

#### Appellate Section

[Council Member](#) (2013–15); [Appellate Advocate, Co-Editor](#) (2009–12; Vols. 22–24); Assistant Editor (2006–09; Vols. 19–21); prepared [E-Filing Tips, Tricks, and Workarounds](#) (Dec. 13, 2013), now posted on every Texas Court of Appeals website; Texas Appellate Hall of Fame Trustee (2016); Planning Committee, Advanced Civil Appellate Practice Course (2013, 2016); Pro Bono Pilot Program—represented two clients in the Dallas and Fort Worth Courts of Appeals

#### Standing Committee on Pattern Jury Charges—Business, Consumer, Insurance & Employment

[Member](#) (2011–present); Appointed by Texas Bar Presidents Bob Black, Lisa Tatum, Trey Appfel, and Allan Dubois; led preparation of PJC's 111.1–2, 115.49–50 on Misappropriation of Trade Secrets; prepared PJC 101.36 comment on Third-Party Beneficiary; standardized Broad Form Submission comments in PJC's 101.1–2, 101.21, 101.47, 101.50, 102.1, 102.7, 102.8, 102.14 & 110.1; assisted in preparation of PJC 116.1 comment on Preservation of Charge Error (included in all PJC volumes); [Subcommittee Chair](#)—Contracts (ch. 101), DTPA/Insurance (ch. 102), Good Faith & Fair Dealing (ch. 103) & Misappropriation of Trade Secrets (ch. 111)

### Texas Bar College

Treasurer (2016–17); [Director](#) (2013–17); Fellow (2014–present); appointed by Texas Bar Presidents Lisa Tatum and Frank Stevenson; Course Director, Summer School (2015); Planning Committee, Summer School (2016); Member (2004–present)

### Texas Supreme Court Historical Society

Treasurer (2016–17); Trustee (2012–18); Executive Committee Member, (2015–present); Inaugural Recipient, President's Exemplary Service Award (2015); [Deputy Executive Editor](#), *Journal of the Texas Supreme Court Historical Society* (2011–present)

## SELECTED PUBLICATIONS, PRESENTATIONS & PRESS COVERAGE

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Lead Author: Dylan O. Drummond & LaDawn H. Conway, [Preservation of Charge Error: The Pattern Jury Charge Committee Wades into the Fray](#), 25 APP. ADVOC. 11 (Fall 2012)  
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Author: Dylan O. Drummond, [Dallam's Digest and the Unofficial First Reporter of the Supreme Court of Texas](#), J. TEX. SUP. CT. HIST. SOC'Y, Spring 2013, at 8

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Jess Davis, *Top Texas Supreme Court Cases Of 2016: Midyear Report*, LAW360 (July 1, 2016), <http://i.mp/2iIYOA3>

Jess Davis, *Texas High Court Stays Corporate-Friendly in 2014 Term*, LAW360 (Sept. 5, 2014), <http://i.mp/2fmZUBC>

Jess Davis, *Hecht Tapped as Next Texas Supreme Court Chief*, LAW360 (Sept. 11, 2013), <http://i.mp/14lPlcj>

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Moderator: Hon. J. Brett Busby, Hon. Patricia O. Alvarez, Hon. David Evans, Hon. Leanne Johnson, *Court of Appeals Panel: Submission Through Rehearing*, in State Bar of Tex. Prof. Dev. Program, *Advanced Civil Appellate Practice Course*, ch. 18 (2014)

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Contributing Writer: Chad Ruback & Dylan O. Drummond, [Nathan Hecht's 25 Year Record in Texas Supreme Court](#), TEX. LAWBOOK (Sept. 30, 2013)

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#### **115th Texas State Historical Association Annual Meeting**

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Panelist: *Illiquid State: The Legal State of Water Use, Regulation, and Administration in Texas*, Lubbock (Mar. 10, 2014) (panelist with Lynn Tate, General Counsel to the High Plains Water District; Ken Kramer, Water Resources Chair & Legislative Advisor at the Sierra Club - Lone Star Chapter; Hal Ray; Bill Mullican)

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#### **Texas Young Lawyers Association**

Co-Author: Dylan O. Drummond & Kennon L. Wooten, [Bar Service: Is It Worth Your Time and, If So, How Should You Get Involved?](#), TYLA E-NEWS, TOP STORY (April 2014)

#### **Texas Water Journal**

Author: Dylan O. Drummond, [Texas Groundwater Rights and Immunities: From East to Day and Beyond](#), 5 TEX. WATER J. 59 (2014)

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### **CIVIC INVOLVEMENT**

#### **Austin Chamber of Commerce**

Ambassador (Apr. 2013–15)

#### **Legal Aid Volunteer**

FEMA Bastrop Disaster Relief Center (Sept. 2011)

#### **Red Cross Dorm Floor Manager**

Austin Convention Center Shelter for Hurricane Katrina Evacuees (Aug.–Sept. 2005)