

TBA Leadership Law Opening Retreat
January 5-7, 2012 Montgomery Bell State Park
Speaker Biographies

Chris Varner, Co-Chair, is a member of Evans Harrison Hackett PLLC in Chattanooga and practices in the area of civil litigation in state and federal courts. He received his B.A. in Religious Studies in 1993 from the University of Tennessee at Chattanooga and his J.D. from the University of Cincinnati College of Law in 1996. He is experienced in litigation of highly complex business matters and class actions, and he has represented several Fortune 500 companies on various matters. Chris has also prosecuted and defended a number of serious personal injury cases, including cases involving premises liability and products liability, and has experience representing insurers in declaratory judgment actions. Furthermore, he has experience in the defense of professional liability actions. In addition to his trial work, Chris has argued before the Tennessee Supreme Court, the Tennessee Court of Appeals, and the Sixth Circuit Court of Appeals. In 2009 and 2010, Chris was identified as a "Rising Star" by *Mid-South Super Lawyers*.

Mary Dohner Smith, Co-Chair, is a partner in the Nashville office of Constangy Brooks & Smith, with experience involving every aspect of the employment relationship. She has been involved in complex litigation involving all aspects of Title VII, the ADEA, the ADA, the FLSA, USERRA, retaliatory discharge, and state law claims for breach of contract, fraud, negligence, and negligent and intentional infliction of emotional distress. Before joining Constangy, Mary worked in Human Resources in both unionized and non-unionized facilities. As a result, Mary believes strongly in working closely with clients to resolve issues before they become lawsuits. Mary also enjoys speaking and providing training on relevant legal topics based on her experience, such as the re-employment of soldiers pursuant to USERRA, harassment and termination procedures. She obtained her J.D. at Marquette University Law School in 2001, and her B.S. in political science and history at the University of Wisconsin-Whitewater.

Darryl Gresham is a partner at Allen Summers Simpson Lillie & Gresham in Memphis. He received his J.D. at the University of Memphis in 1995, and his B.S. in Business Administration at the University of Tennessee at Martin. Darryl is a member of the Tennessee Bar Association, and is the former President of the Memphis Bar Association Young Lawyer's Division. He is also assistant treasurer of the Shelby County Young Republicans.

Darryl is a frequent lecturer for corporations, clients, lawyers and insurance companies on a variety of topics including damages in Tennessee Civil Trial Practice, Affirmative Defenses in Workers' Compensation, Voir Dire Strategy, Ethical Conduct in Depositions, Closing Arguments and Recent Developments in Insurance Law. He is a member of the American Inn of Courts, Leo Bearman, Sr. Chapter and has worked with the Lawyers Helping Lawyers program. Darryl was a member of the TBA Leadership Law Class of 2007.

James A. Crumlin, Jr. (Bone McAllester Norton, 511 Union Street, Suite 1600, Nashville, 37219) is an attorney at Bone McAllester Norton in Nashville. He concentrates his practice in the area of litigation with an emphasis on employment-related litigation. James is a member of the Nashville, Tennessee, American, and Napier-Looby Bar Associations. He serves as a Hearing Committee Member of the Board of Professional Responsibility of the Supreme Court of the State of Tennessee, and also serves on the Board of Directors for the Tennessee Bar Association Young Lawyer's Division as the Napier-Looby Bar Association Representative.

A native of Louisville, Kentucky, James received his JD from Vanderbilt University School of Law in 1997 and his undergraduate degree in Political Science from Vanderbilt University in 1994. From 1997-1998, James served as a judicial clerk to the United States District Judge William J. Haynes, Jr., (former United States Magistrate Judge) for the Middle District of Tennessee. He is admitted to practice in the Tennessee state courts, and before the United States Court of Appeals, Sixth Circuit, and the United

States District Court for the Middle District of Tennessee. James is a graduate of the Tennessee Bar Association's Leadership Law program, and now serves on the Steering Committee.

Byron Trauger, (Trauger & Tuke, 222 4th Ave North, Nashville, 37219) a partner at Trauger & Tuke in Nashville, is a Rhodes Scholar who received his B.A. *magna cum laude* from Duke University and studied in Lima, Peru as a Rotary Foundation Undergraduate Scholar. He graduated from Yale Law School in 1977 where he was Associate Editor of the *Yale Review of Law and Social Action*. Trauger began his legal career as a judicial clerk to the late Hon. Frank W. Wilson, United States District Judge for the Eastern District of Tennessee. He served as an Assistant United States Attorney for the Eastern District of Tennessee after which he practiced for two years with the Boston, Massachusetts firm of Bingham, Dana & Gould. In 1983 he returned to Tennessee to form the predecessor firm to Trauger & Tuke. Trauger's practice is concentrated in health care, complex civil litigation, general business matters, government relations, and regulatory agency work. He also has significant business experience, having chaired the board of a \$500-million publicly-traded managed care company, and serves on the boards of directors of privately held health care and technology companies. A significant portion of Trauger's practice involves advising health care entities on strategic issues and representing them before state regulatory agencies. He also represents other business entities in areas in which law and public policy or regulations intersect. Having been a federal prosecutor early in his career, Trauger is comfortable in the courtroom and frequently represents clients in complex business litigation. Professional service and activities include chairing a Tennessee gubernatorial campaign and two Nashville mayoral campaigns. He serves on the boards of the Nashville Public Library, the Tennessee State Museum, The Land Trust for Tennessee, Martin Methodist College, Nashville Public Education Foundation, PENCIL Foundation, Nashville Rotary Club, Nashville Alliance for Public Education, and You Have the Power. He has also served on the boards of Historic Nashville, Nashville Children's Theatre, PEACE, and the Tennessee Repertory Theater. He is a Fellow of the American Bar Foundation, the Tennessee Bar Foundation, and the Nashville Bar Foundation and has chaired the Campaign for the Legal Aid Society of Middle Tennessee. He is an active Rotarian and United Methodist.

J. Houston Gordon practices in the following areas of law: Civil Trial Practice, Personal Injury, Commercial and Lender Liability, Products Liability, Professional & Medical Negligence Law, Criminal Law; Commercial and Securities Litigation, Real Estate Litigation, Creditors Rights Law, Estate Law, Commercial Law. Gordon was born Camden, Tennessee, September 16, 1946; admitted to bar, 1970, Tennessee; 1974, District of Columbia. Education: University of Tennessee (B.S., 1968); University of Tennessee at Knoxville (J.D., 1970); George Washington University (LL.M., in Taxation, 1973). Phi Delta Phi. Listed as one of Best Lawyers in America, Civil Practice, Naifeh & Smith, 1984-2004. Contributing Author: "Justice and the Military," Edited by Homer E. Mayer, Jr., Public Law Education Institute, 1970; "Congressional Reapportionment: The Pandora's Box of Judicial Intervention In Politics and How to Put The Lid Back On," *Memphis State Law Review*, Vol. 6, No. 3. Author: "The Admissibility of Law and Expert Opinions," *Tennessee Law Review*, Fall 1989, Vol. 57, No. 1; "Privileged and Confidential Information," *Memphis State Law Review*, Vol. 23, No. 3, p. 565 (1993); "Opening Statement," *The Tennessee Trial Lawyer*, Vol. 8, No. 2, p. 4 (Winter, 1989); "There Should Be a Better Way," *The Tennessee Trial Lawyer*, Vol. 9, No. 2, p. 4 (Spring, 1990). Co-Author: "Time and Motion Studies Used to Prove Damages in Personal Injury Cases," *The Tennessee Trial Lawyer*, Vol. 14, No. 2, p. 17-20 (December, 1994); "The Indictment: A Trial of Jesus," received copyright, May 1, 1995 (unpublished); *The Plains of Abraham*, novel, (2006). Assistant District Attorney General, 16th Judicial Circuit of Tennessee, 1974-1975. County Attorney, Tipton County, Tennessee, 1981-1983. Member: Tennessee Commission to Study Appellate Courts 1991—; Advisory Commission to The Supreme Court on Rules of Civil and Appellate Procedure 1985-1992; Appellate Court Nominating Commission; Board of Trustees, University of Tennessee, 1990-1996, Vice-Chair, 1994-1995; 1996 Democratic Nominee for the U.S. Senate for Tennessee; Chairman, Tennessee Democratic Party, 1997-1999. Director, Tennessee Education Lottery Corporation, 2005-2006. Member: Tipton County, Memphis and Shelby County

(Member: Syllabus Committee, 1978; Committee on Judicial Practice and Procedure, 1979), Tennessee and American Bar Associations; District of Columbia Bar; Tennessee Trial Lawyers Association (Member, Board of Governors, 1979-1987; President, 1987-1990); The Association of Trial Lawyers of America. Fellow: Tennessee Bar Foundation (Fellow); American College of Trial Lawyers; American Bar Foundation (Lifetime Fellow); American College of Barristers; American College of Trial Lawyers (Fellow); American Board of Trial Advocacy (Advocate). [Capt., JAGC, U.S. Army, 1970-1974]. Practice Areas: Civil Trial Practice; Personal Injury Law; Commercial and Lender Liability Law; Products Liability Law; Medical Negligence Law.

Danni B. Varlan is the President of East Tennesseans for Airfare Competition (ETAC), a non-profit business coalition. ETAC's mission is twofold; to bring lower fare air service to McGhee Tyson Airport and educate the region on how to effectively support the providers of low fare air service. Danni works with the Metropolitan Knoxville Airport Authority and airlines to plan and develop initiatives to bring competitively priced air service to McGhee Tyson Airport.

Danni is also a partner with Bruce Anderson in Aventure where they plan and facilitate retreats for businesses and organizations in leadership training, strategic planning and team building.

She is a graduate of Georgia State University in Atlanta, and is currently serving on several boards including the Tennessee Board of Regents, The Salvation Army Advisory Board, East Tennessee Children's Hospital and Habitat for Humanity.

Danni is married to United States District Court Judge Tom Varlan and they have four children between the ages of 17 and 24.

Bruce Anderson received his B.S. Degree from the College of Business at the University of Tennessee at Knoxville in 1972 and his J.D. from the University of Tennessee College of Law in 1975.

As a trial lawyer for over thirty years in both state and federal court, Mr. Anderson has extensive litigation experience, specializing in the area of medical malpractice defense. He has been recognized by his peers by being chosen as a Master of the Bench of the American Inns of Court and as a Fellow in both the Tennessee and Knoxville Bar Foundations. Mr. Anderson has been significantly involved in alternative dispute resolution in the East Tennessee area and is listed in the Best Lawyers in America in the area of mediation. He has also served as a hearing officer for numerous organizations including the City of Knoxville Civil Service Merit Board, Knoxville Beer Board, and various hospitals. He left private practice in 2008 to become in-house counsel for East Tennessee Children's Hospital.

Mr. Anderson has served in various bar association positions including President of the Knoxville Bar Association, House of Delegates of the Tennessee Bar Association, and he has chaired committees for both the Tennessee and Knoxville Bar Associations. Mr. Anderson is also active in community affairs, currently serving on the boards of the Knoxville Utilities Board, UT Federal Credit Union, and Habitat for Humanity. Past Board involvement includes Leadership Knoxville, Salvation Army, Knoxville Legal Aid Society, Tanasi Girl Scout Council and others. He has also worked with numerous non-profit organizations as a facilitator, assisting with visioning, strategic planning and community relationship building. He was the 2002 recipient of the National Distinguished Leadership Award for the Community Leadership Association and is a member of the East Tennessee Regional Leadership Association.

Lewis R. Donelson, III, (Baker Donelson, 165 Madison Ave, Suite 2000, Memphis, 38103) shareholder in the Memphis office of Baker, Donelson, Bearman, Caldwell & Berkowitz, concentrates his practice in the areas of corporate and tax law. His experience includes corporate and partnership taxation, state and

local taxation, estate planning and probate, corporate formation and partnership, and education financing. Donelson recently represented a group of 77 rural school systems in a successful lawsuit to force the State of Tennessee to fund its public schools in a more equitable manner so that children from poorer districts will have the same opportunity to receive a quality education as children from more privileged districts. Donelson received an Honorary Doctor of Laws from Rhodes College (1987) as well as an LL.B (1941) from Georgetown University Law Center. He attended Southwestern at Memphis (now Rhodes College) earning a B.A. (1938) with distinction.

Donelson is listed under the corporate and M&A and securities law categories of *The Best Lawyers in America*. He is a fellow of the Tennessee Bar Association, Delegate, Tennessee Constitutional Convention (1971), Commissioner – Finance and Administration, State of Tennessee (1979-1981), Charter Member – Memphis City Council, Delegate to the Republican National Convention in 1964 and 1968, Member of the Platform Committee at the Republican National Convention in 1988. Donelson is admitted to practice in Tennessee (1940) and District of Columbia (1941).

Brent Poulton is a retired administrator with Metro Nashville Public Schools. He has served in various education-related positions since moving to Nashville in 1975. He was the initial Executive Director of the Nashville Alliance for Public Education. He served for twelve years as the Executive Director of the Tennessee State Board of Education. Poulton was the first Executive Director of the PENCIL Foundation. Prior to that he was a faculty member at both the University of Tennessee at Nashville and Tennessee State University. Before moving to Nashville, Poulton served as Director of Adult Basic Education for the State of Montana, Director of Special Education Services for a seven county area of Southern Utah, and as a high school teacher in Roosevelt, Utah. Poulton earned Bachelors and Masters Degrees from the University of Utah, and a PhD from Michigan State University. He has served as a Fellow with the Charles Stewart Mott Foundation and the Kellogg Foundation. Poulton is active with several Nashville community organizations. He chaired the first Leadership Nashville Program Committee and continues to be active with Leadership Nashville and its Alumni organization. He has served on the boards of the Cumberland Council of the Girls Scouts of America, the PENCIL Foundation, the Tennessee Partners of the Americas, the Council of Community Services, and the Tennessee Hugh O'Brian Youth Foundation. Poulton and his wife Anita reside in Goodlettsville.

Danny Van Horn see attached

Martha Boyd (Bradley Arant Boult Cummings, 1600 Division Street, Suite 700, Nashville, 37203) is an associate at Boult, Cummings, Connors & Berry who concentrates her practice on employment law and business litigation. Boyd's employment litigation practice included defending employers in cases involving allegations of employment discrimination, sexual harassment, age discrimination, and wrongful discharge, and in advising employers on all aspects of employment law. She also represents clients in complex commercial disputes, including noncompetition agreements, contractual disputes, and business torts. Prior to joining Boult Cummings, Boyd practiced for seven years in the Cincinnati and Nashville offices of Frost Brown Todd, LLC, where she focused on labor and employment law. In addition to her law firm experience, Boyd is a former Major in the United States Army Reserve and served as a Civil Affairs officer with the Coalition Provisional Authority in Baghdad, Iraq. She is a member of the Nashville Bar Association, serving on the Labor and Employment Committee, and was elected to the Nashville Bar Association Board of Directors for a three year term in 2007. She is a 2006 graduate of the Tennessee Bar Association's Leadership Law program, and has served for the past two years on the Steering Committee. Boyd is active in the Lawyers Association for Women, where she serves as Secretary, and is a member of the Harry Phillips American Inn of Court. She also serves on the Human Resources Committee at Park Center, a nonprofit agency that provides job training and other resources to adults with mental disabilities. Boyd serves as the District 25 Committeewoman on the Davidson County Democratic Executive Committee and is active in the Tennessee Democratic Veterans Council.

Abby R. Rubenfeld (Rubenfeld Law Office, 2409 21st Ave South, Suite 200, Nashville, 37212) has a general law practice in Nashville with an emphasis on family law, sexual orientation and AIDS-related issues, and currently serves on the board of directors of the ACLU of Tennessee. She served on the board of directors of the Human Rights Campaign, a national civil rights organization and the largest lesbian and gay political organization in the world, for seven years. She also served for more than five years as Legal Director of Lambda Legal Defense and Education Fund, Inc., a national civil rights organization that conducts test case litigation across the country on behalf of lesbian and gay rights and AIDS issues. She is a past recipient of the Bill of Rights Award from the ACLU of Tennessee, and the Dan Bradley Award from the National Lesbian and Gay Law Association, which recognized her outstanding efforts on behalf of equality under the law.

Roy Herron graduated from Dresden High School and then attended the University of Tennessee's Martin campus. After studying the New Testament and ethics in Scotland as a Rotary Scholar, he received his law and divinity degrees. The former minister is now an attorney and small businessman who practices law in Dresden. In 1986, the people of Weakley and Carroll Counties elected Roy to represent them in the Tennessee General Assembly. For over two decades now, including 13 years in the Tennessee Senate, Roy has continued his service, earning a reputation as a good listener, forceful advocate, and hard worker. He has conducted more than 1,000 listening meetings, and he has missed only one legislative session in the last 23 years—the day his youngest son was being born.

As a legislator, Roy has worked hard to bring jobs to Tennessee and expand access to education, establishing the Ned R. McWherter Center for Rural Development to offer scholarships for talented Tennesseans. As sponsor of the Tennessee Home Protection Act, he was a leader in the fight against predatory lending long before the current economic crisis. As Chairman of the General Welfare, Health, and Human Resources Committee, he fought to make healthcare more affordable and expand access to medicine. Herron has overcome entrenched special interests to help pass a landmark ethics reforms, and he has authored laws to empower whistleblowers, prevent drunk driving, and keep drugs out of our communities. Herron has worked both to fight crime and protect victims. He created and sponsored the Crime Victims' Bill of Rights that is now part of our state constitution.

Having served as Chairman of the Select Committee on Children and Youth — and as a father of three — Roy has a special concern for Tennessee's children. He has worked with Governor Phil Bredesen to author legislation creating a coordinated school health system, and he has introduced and expanded laws to encourage the use of child safety seats, to establish comprehensive child care reforms to keep our children safe, and curb childhood obesity. A marathoner and three-time Ironman triathlete, Roy knows the importance of healthy living.

Roy's commitment to public service, his Tennessee values, and his devotion to faith and family are evident in his writing. He is the author of three books: *Things Held Dear: Soul Stories for My Sons*, *Tennessee Political Humor: Some of These Jokes You Voted For* (with L.H. "Cotton" Ivy), and *God and Politics: How Can a Christian be in Politics?* <http://www.royherron.com/Books - GAP>

Residing in the county where his family settled in 1819, Roy is married to Nancy, his wife of 23 years. Roy enjoys sports and the outdoors with their three sons, John, Rick, and Ben. Soon, their youngest son will join his brothers and Roy as an Eagle Scout, the seventh Eagle in their family.

Deborah Varallo, (Varallo Public Relations, 643 Spence Lane, Nashville, 37217) a native Tennessean and founder of Varallo Public Relations, graduated from Baylor University in Texas. After college, she was employed in a variety of marketing and sales positions. During this period, she became active in a multitude of charities where she developed a vast network of media contacts, which led to the establishment of Varallo Public Relations. Varallo's responsibilities at Varallo Public Relations include client development, client retention, media relations, media and crisis-management training. She also presents training on such topics as networking, techniques for business prospecting, leadership/mentoring plus a broad spectrum of public relations and marketing topics throughout the United States to trade associations, nonprofits organizations and corporations.

She has been featured in national magazines discussing her expertise in marketing, public relations, and networking. Varallo Public Relations' clients have received national recognition from the development of individualized strategically planned marketing programs. Extremely involved in the non-profit sector, Varallo is president of the Leadership Nashville Alumni Association and president of the 2004 Leadership Middle Tennessee class. As immediate past president for the Center for Nonprofit Management (CNM) board, she serves as the Development Chair for CNM. She presently serves on a variety of community, political and service boards in Tennessee such as Catholic Charities of Tennessee, WIN, and The Women's Fund. Varallo served on the Nashville Area Chamber of Commerce Board of Governors, where she was the Vice President of Communications. As board member for the Girl Scout Council of Cumberland Valley, she provides volunteer training to the Girl Scouts, their staff and volunteers. A former board chair for the American Red Cross Blood Services (ARCBS) of Kentucky and Tennessee, she also served on ARCBS's National Task Forces in Washington DC.

Stephen Zralek is a member at Bone McAllester Norton where he helps entrepreneurs, technology clients and creative individuals and businesses avoid and resolve disputes over their intellectual property, including social media, copyrights, trademarks, counterfeit goods, trade secrets, defamation and rights of publicity. His cases cover everything from music, film, furniture and software to reputation protection, anonymous online defamation, and the right of former band members to use band names; and range from knock-off beauty supplies to the exclusive right to use specific packaging designs.

Stephen has been named "Best of the Bar" by his fellow attorneys. He is Chairman of the Copyright Litigation Committee of the American Bar Association. He has been awarded an AV® rating through Martindale-Hubbell, the highest such rating available to individual lawyers. Stephen is also a 2011 "Super Lawyer" in the area of Intellectual Property Litigation.

Upon graduation from law school, Stephen had the privilege of serving as a judicial clerk to the Honorable Thomas A. Wiseman, Jr., Senior Judge, U.S. District Court for the Middle District of Tennessee. Stephen has been published by and/or quoted in the Tennessean, the Tennessee Bar Journal, the Nashville Bar Journal, the Nashville Business Journal, the Tennessee Law Review, Landslide (an ABA publication), and Managing IP (an international IP publication).

A native of Nashville, Stephen co-founded WaterCooler, a networking group for young entrepreneurs that meets monthly. He serves on the executive committee of Conexion Americas and previously chaired the Board of Directors of Family & Children's Service and Nashville for All of Us, a community coalition focused on inclusiveness issues, which successfully defeated an English Only ordinance in 2009, and which won the first-ever Peggy Stein Memorial Award for Human Rights Collaboration, given by Community Nashville (formerly National Conference of Christians and Jews).

Randy Kinnard graduated from the United States Military Academy at West Point, New York in 1967. Shortly afterwards, he joined the 173rd Airborne Brigade in Vietnam as a 2nd Lieutenant, airborne ranger. He was awarded the Vietnamese Cross of Gallantry, the Bronze Star for Valor, Purple Heart and Combat Air Medal for 28 air assaults in combat. He commanded 275 men in combat for six months, "one of the highest honors and responsibilities of my life," he says.

Certified as a Civil Trial Specialist and as a Medical Malpractice Specialist, he has tried over 250 jury trials in 33 years of trial practice. He is past president of the Tennessee Association for Justice and is currently Chairman of the Ethics Committee of TAJ, a member of the Ethics Committee of the Tennessee Bar Association, and a member of the Ethics Committee of AAJ. Randy recently won a \$22 million verdict for a lady and her husband in a medical malpractice case in Federal Court in Chattanooga.

Randy has served as a Board member of his church and on the Board of Centerstone, a non-profit that provides care for patients with mental illness. He sits on the Quality Council for Alive Hospice and is a board member of Friends of Warner Parks, which seeks to preserve recreational land. He supports returning veterans from the Iraq and Afghanistan wars.

Janice P. Brown see attached