

# BROWNSIMS

---

## ATTORNEYS AT LAW

---

**Mark C. Clemer**  
***CURRICULUM VITAE***  
Shareholder

**AREAS OF EXPERTISE:**

Personal Injury/Wrongful Death Defense; Admiralty/Maritime Litigation; Contract Litigation; Insurance Coverage and Insurance Coverage Litigation; Bad Faith Defense; Employer's Liability; General Civil Litigation; Products Liability; Toxic Tort; Construction and Oilfield Personal Injury and Property Damage.

**EDUCATION:**

The University of Texas School of Law, Juris Doctor  
The University of Texas at Austin, B.A.

**PROFESSIONAL ACTIVITIES:**

Shareholder, Brown Sims, P.C., 2000 to Present  
Participating Associate, Brown Sims, Wise & White, 1994-1999  
Associate, Brown Sims, Wise & White, 1986 to 1993  
Briefing Attorney, Dallas Court of Appeals, 1985-1986

**ADMISSIONS:**

State Bar of Texas; Texas Supreme Court; United States Court of Appeals – Fifth Circuit;  
United States District Courts for the Northern, Southern and Eastern Districts of Texas.

**SEMINARS:**

Speaker at public and private seminars presented by client and professional groups on various issues related to products liability, toxic torts, general civil litigation, maritime law, personal injury, death and property damage claims arising from onshore and offshore oil and gas operations, and construction law.

## **IN-HOUSE CLIENT SEMINAR TOPICS:**

Damages under Texas and Federal Law for Injury and Death  
Texas and Federal Employment Statutes  
Insurance Coverage and Reservation of Rights  
Texas Deceptive Trade Practices-Consumer Protection Act/Bad Faith  
Trial of Gross Negligence Claims  
The Duty to Defend in Texas  
Foreign Injury and Death Claims  
Coverage for Contracts  
Punitive Damages and Public Policy  
Admiralty and Maritime Jurisdiction  
Jurisdiction of Jones Act and Longshore Claims  
Oilfield Property Damage and Injury Claims  
Preparation and Trial of Maritime Injury and Death Claims  
Products Liability and Class Actions in Texas  
Texas Asbestos/Silica Update  
Environmental and Toxic Tort Claims

## **REPORTED DECISIONS:**

- **Offshore Drilling Co v. Gulf Copper & Mfg. Corp.**, 2010 U.S. App. LEXIS 8363 (5th Cir. 2010).
- **In re U.S. Silica Co.**, 157 S.W.3d 434 (Tex. 2005).
- **American Home Assur. Co., Inc. v. Unauthorized Practice of Law Committee**, 121 S.W.3d 831(Tex.App.-Eastland 2003)(amicus brief), aff'd 261 S.W.3d 24 (Tex. 2008)
- **Loper v. Dufrene**, 84 Fed. Appx. 454 (5<sup>th</sup> Cir 2004).
- **Vesta Fire Ins. Corp. v. Nutmeg Ins. Co.**, 2003 WL 22508504 (W.D. Tex. 2003).
- **J.T. Thorpe Co. v. American Motorists Ins. Co.**, 2003 WL 23323005 (S.D. Tex. 2003).
- **Ranger Ins. Co. v. American Intern. Speciality Lines Ins. Co.**, 78 S.W.3d 659 (Tex. App. – Houston [1 Dist.] 2002, no pet.).
- **Birmingham Fire Ins. Co. of Pennsylvania v. American Nat. Fire Ins. Co.**, 947 S.W.2d 592 (Tex. App. – Texarkana 1997, writ denied).
- **Hull & Co., Inc. v. Chandler**, 889 S.W.2d 513 (Tex. App. – Houston [14<sup>th</sup> Dist.] 1994, writ denied).
- **Barefield v. City of Houston**, 846 S.W.2d 399 (Tex. App.– Houston [14<sup>th</sup> Dist.] 1992, writ denied).
- **Murphy v. McDermott Inc.**, 807 S.W.2d 606 (Tex. App – Houston [14<sup>th</sup> Dist.] 1991, writ denied).
- **Arkwright-Boston Mfrs. Mut. Ins. Co. v. Aries Marine Corp.**, 932 F.2d 442 (5<sup>th</sup> Cir. 1991).