

Kendall M. Gray



Partner

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Kendall is a board certified civil appellate specialist who has represented clients in state and federal appellate courts such as the US Supreme Court, the US Courts of Appeal for the Fifth and Ninth Circuits, the Supreme Court of Texas and many intermediate courts of appeal. His practice includes a variety of complex commercial, medical malpractice and toxic tort matters, as well as a particular focus in disputes involving employee benefits, managed care and ERISA. The disputes commonly require complex written and oral advocacy on such topics as ERISA preemption, federal jurisdiction, and the admissibility and reliability of scientific or medical evidence.

ARTICLES/PUBLICATIONS

- "I'm All Verklemp!" *Presented at the UT CLE Conference on State and Federal Appeals* (June 2, 2006)
- "What We've Got Here Is a Failure to Communicate: Update on the Law of Lawyering" *Texas Association of Defense Counsel Spring Meeting* (April 4, 2002)
- "The Report of my Death Was an Exaggeration: ERISA Preemption and Related Issues in Welfare Plan Litigation" *Second National Legal Forum for Healthcare Attorneys and Corporate Counsel in Managed Care Organizations* (November 1, 2001)
- "What We've Got Here Is a Failure to Communicate: Update on the Law of Lawyering" *Advanced Civil Appellate Practice Course* (September 20, 2001)
- "Suspending Enforcement of the Trial Court's Judgment" *Seminar on Trial and Appellate Procedure* (November 7, 1997)
- "Treading the Mine Field: Suing and Defending Non-Residents in Texas State Courts" *46 Baylor L. Rev. 581* (January 4, 1994)
- "Merchantability and Used Goods: Do You Really Get What You Pay For?" *45 Baylor L. Rev. 665* (January 5, 1993)
- February 2005 Appellate Bulletin *45 Baylor L. Rev. 665* (February 14, 2005)

BRIEFINGS, SEMINARS & SPEECHES

- All I Really Need to Know About Ethics I Learned in Kindergarten (June 2, 2005)

PRACTICE AREAS

Appellate

EDUCATION

JD, 1994, *summa cum laude*, Baylor University School of Law, Baylor Law Review, Lead Articles Editor, National Order of Barristers, Mock Trial Team
Bachelor of Music, 1989, with distinction, University of Wisconsin Supreme Court of Texas, Briefing Attorney for the Honorable Jack Hightower (1994-1995)

ADMITTED

Texas 1994
Board Certified - Civil Appeals - Texas Board of Legal Specialization
US Supreme Court
US Court of Appeals for the Fifth Circuit
US Court of Appeals for the Ninth Circuit
US Court of Appeals for the Tenth Circuit
US Court of Appeals for the Federal Circuit
US District Court for the Southern District of Texas
US District Court for the Eastern District of Texas
US District Court for the Northern District of Texas
US District Court for the District of Colorado

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PROFESSIONAL/CIVIC AFFILIATIONS

Member

- Houston Bar Association
 - Appellate Section
- State Bar of Texas
 - Appellate Section
- Bar Association of the Fifth Federal Circuit

Board Certified - Civil Appellate Law, Texas Board of Legal Specialization

Listed -

- Texas Super Lawyer in Appellate, Texas Monthly (2007-2008)
- Texas Rising Star, Texas Monthly magazine (2004 & 2006)

HEADLINE NEWS

- Thirty-Five Andrews Kurth Partners Named in Texas Super Lawyers 2008 (October 3, 2008)
- Supreme Court Rules Federal Law Trumps State Law HMO Suits (June 28, 2004)
- Andrews Kurth Appellate Practice Strengthened (January 13, 2006)
- Andrews & Kurth Announces New Partners (December 26, 2002)