



Mike Moore

Partner

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Michael Moore has experience in a wide range of areas, including unfair trade practices, state attorney general litigation, governmental fraud and qui tam litigation, consumer class actions, business torts, commercial transactions and products liability. He has tried jury cases in both state and federal courts and argued appeals in the Texas Courts of Appeals, the Texas Supreme Court and the Fifth Circuit Court of Appeals.

Mike has been selected as a member of the national panel for mediation and arbitration at the CPR International Institute for Conflict Prevention and Resolution. He also serves actively as a neutral for the American Arbitration Association.

EXPERIENCE

Notable experience:

- Currently representing a major pharmaceutical company in False Claims Act litigation in federal court in the Eastern District of Texas alleging violations of federal anti-kickback statute
- Eighteen (18) years of involvement in Qui Tam litigation involving alleged fraudulent drug pricing and alleged off-label promotion
- Currently representing a major pharmaceutical company in off-label promotion litigation brought by the Mississippi Attorney General
- Currently representing a major pharmaceutical company in litigation brought by the Louisiana Attorney General alleging unlawful delay of generic entry
- Currently representing several major pharmaceutical companies in Qui Tam litigation brought by the Texas Attorney General
- Lead jury trial counsel for a wireless network provider in a 2014 patent infringement trial in federal court for the Eastern District of Texas (2014)
- Lead trial counsel for an oil and gas industry supplier in a Houston, jury trial involving fraud concerning a commercial contract

RELATED SERVICES

- Litigation, Arbitration and Investigations
- Class Actions
- Real Estate
- Real Estate Litigation
- White Collar and Corporate Crime
- Antitrust and Competition
- Projects, Energy and Infrastructure
- Product Liability, Mass Torts and Product Stewardship

RELATED SECTORS

- Energy and Natural Resources
- Life Sciences

(2011)

- Lead trial counsel for a major US pharmaceutical company in a jury trial in Pennsylvania Commonwealth Court involving drug pricing issues. Commonwealth of Pennsylvania by Thomas W. Corbett, Jr., in his capacity as *Attorney General of the Commonwealth of Pennsylvania v. TAP Pharmaceutical Products, Inc., et al.*; No. 212 M.D. 2004 (2010)
- Trial counsel for a major electrical utility company of San Antonio, TX, in litigation involving ownership and development of the South Texas Nuclear Project (2009)
- Lead trial counsel for a major US pharmaceutical company in a jury trial in West Virginia involving drug pricing issues. *State of West Virginia, ex rel, Darrell V. McGraw, Jr., Attorney General v. Warrick Pharmaceuticals Corporation*, Civil Action No. 01-C-3011 in the Circuit Court of Kanawha County, WV (2004 – 2007)
- Trial team member for a major US pharmaceutical company in a drug pricing class-action trial in federal court in Boston. In Re Pharmaceutical Industry Average Wholesale Price Litigation; MDL No. 1456 in the US District Court, District of Massachusetts (2005 – 2007)
- Lead trial counsel for a major US pharmaceutical company in drug pricing litigation against the State of Missouri and its attorney general. *State of Missouri v. Schering Plough and Warrick Pharmaceuticals*, Case No. 054-1216 in the Circuit Court of the City of St. Louis, State of Missouri (2007 – 2008)
- Lead trial counsel for a major US bank in a jury trial in Houston, involving claims concerning trust indentures and alleged breach of fiduciary duty to bondholders (2006)
- Lead trial counsel in litigation involving lending and financial institutions, including representation of Southwest Plan/RTC institutions in all aspects of lender and real estate workout litigation. *FSLIC for Sunbelt Savings v. Browning*, 732 F.Supp. 690 (N.D. Tex. 1989); *B.L. Nelson and Associates, Inc. v. Sunbelt Savings, FSB*, 773 F.Supp. 133 (N.D. Tex. 1990); *Prince George Joint Venture v. Sunbelt Savings, FSB*, 744 F.Supp. 133 (N.D. Tex. 1990); *FDIC v. Williams*, 779 F.Supp. 63 (N.D. Tex. 1990); *FDIC v. Williams*, 1992 W.L. 55 1199 (N.D. Tex. 1992); *Henry v. Independent American Sav. Assn.*, 857 F.2d 995 (5th Cir. 1988); *Sunbelt Sav. F.S.B. v. Bent Trail Phase IV Joint Venture*, 907 F.2d 1569 (5th Cir. 1990); *City of Arlington, Texas v. F.D.I.C.*, 752 F.Supp. 219 (N.D. Tex. 1990), reversed and rendered, 963 F.2d 79 (5th Cir. 1992)
- Lead trial counsel in a jury trial leading to a favorable ruling from the Texas Supreme Court in *Xplor Energy Operating Co. v. The Newton Corp., et al.*, 161 SW3d 482 (Tex. 2005), a case involving the "as-is" auction of offshore oil and gas properties
- Lead trial counsel for a Chicago computer parts manufacturer in trade secrets litigation. *Molex, Inc. v. Nolan*, 759 F.2d 474 (5th Cir. 1985)

CREDENTIALS

Admissions

- Texas

Recognitions

- *Best Lawyers in America*, Top Commercial Litigation attorneys in Texas (2016-2018)
- Recommended by *The Legal 500* in the area of Life Sciences (2015)
- Litigator of the Week by *Texas Lawyer* (March 2012)
- "Texas Super Lawyer"
- Fellow, International Society of Barristers
- Life Fellow, Texas Bar Foundation

Education

- J.D., University of Texas School of Law
- B.A., Centenary College of Louisiana, *magna cum laude*

Courts

- Supreme Court of the United States
- United States Court of Appeals for the Fifth Circuit
- United States Court of Appeals for the Ninth Circuit
- United States District Court for the Eastern District of Texas
- United States District Court for the Northern District of Texas
- United States District Court for the Southern District of Texas
- United States District Court for the Western District of Texas

NEWS

DLA Piper continues expansion in Dallas with addition of C. Michael Moore and Matthew Nickel

5 FEB 2018

DLA Piper announced today that C. Michael Moore and Matthew Nickel have joined the firm's Litigation practice as partners in the Dallas office.
