



Mark A. Nadeau

Partner

CO-MANAGING PARTNER, PHOENIX OFFICE

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Mark Nadeau is an advocate involved in complex commercial cases throughout the United States and has represented clients in many high-profile disputes.

Amongst the cases is significant industry focused work involving television, aviation, real estate hospitality, energy, trade secret and unfair business practice matters. His work in the energy sector has involved disputes concerning off-shore platform construction and insurance issues, nuclear plant and rod exchange programs, pipeline line siting and failures, drilling and extraction issues, as well as take or pay litigation. He successfully defeated a natural gas "cost of service gas" program involving long-term hedging of gas before five state public utilities commissions. He has served as lead counsel in high-profile satellite television multibillion-dollar disputes involving retransmission and antitrust issues. On behalf of several aviation and launch-system clients, he has worked on issues involving rocket technology, joint venture disputes, cockpit avionics, license and patent claims, airworthiness, airframe and engine performance financing. With an extensive background in all types of real estate disputes, Mark has acted as lead counsel on several multi-party construction and hospitality cases involving the acquisition, development, financing, operation, and management of hotels, resorts, spas and golf courses. He has defended many class action suits.

Mark received recognition by Martindale Hubbell as an AV Preeminent Lawyer with the highest possible rating in both Legal Ability and Ethical Standards reflecting the confidential opinions of members of the Bar and Judiciary.

Beyond a very active litigation practice in the United States, his international arbitration practice spans Europe, Asia and South America. Mark is widely recognized as a leading commentator and has chaired numerous symposia on international dispute resolution.

At DLA Piper, Mark is the founding partner of the Phoenix office, where he now acts as the co-managing partner and chair of the office's litigation department. He is currently on DLA Piper's North American Pro Bono Committee. He is a former member of DLA Piper's Policy Committee and was the National Co-Chair for Business and Commercial Litigation.

RELATED SERVICES

- International Arbitration
- Litigation, Arbitration and Investigations
- Product Liability, Mass Torts and Product Stewardship
- Oil and Gas
- Class Actions
- Power and Transmission
- Administrative Law
- International Trade
- Cross-Border Litigation
- Employment
- Corporate and Securities Litigation
- Antitrust and Competition
- Intellectual Property and Technology
- IT and Telecoms Disputes
- Construction, Engineering and Infrastructure Disputes
- Projects, Energy and Infrastructure
- Trademark and Copyright
- Real Estate Funds and Private Equity

LANGUAGES SPOKEN

- English
- French
- Russian

CREDENTIALS

Admissions

- Arizona
- Colorado

Recognitions

In *The Legal 500 United States 2019*, Mark was named for his Dispute Resolution experience in the automotive industry, recognizing his recent work on autonomous vehicles.

The respected legal directory publisher Chambers & Partners has repeatedly recognized Mark in *Chambers USA*. The guide notes that "[s]everal clients highlight his business acumen, commenting that he has a 'keen legal and business mind' and 'provides thoughtful and strategic advice that reflects deep knowledge' of the client's business." Furthermore, "clients explain that he brings a creative way of thinking and solving problems to matters," and the directory has noted that "he is championed for his 'direct approach and honest appraisal of a client's case.'" Clients have reported that Mark "has a unique ability to read people and situations, and to help clients predict outcomes and assess risk." He has been praised as a "very reliable source on tactics, litigation and arbitration on an international scale," who is also "very responsive and experienced." Mark has repeatedly been recognized by his peers in Martindale-Hubbell as AV Preeminent. In 2019, he was additionally recognized in the *AV Preeminent Attorney - Judicial Edition*, a publication that distinguishes those held in high esteem by members of the bar and judiciary.

Education

- J.D., University of Pittsburgh School of Law 1981
Order of the Barristers, Third Circuit Outstanding Oral Advocate
- B.A., University of Colorado 1976

Courts

- Arizona Supreme Court
- Supreme Court of Colorado
- United States Court of Appeals for the Eleventh Circuit
- United States Court of Appeals for the Fifth Circuit
- United States Court of Appeals for the Ninth Circuit
- United States Court of Appeals for the Second Circuit
- United States Court of Appeals for the Tenth Circuit
- United States Court of Appeals for the Third Circuit
- United States District Court for the Central District of Illinois
- United States District Court for the District of Arizona
- United States District Court for the District of Colorado
- United States District Court for the Eastern District of Michigan

- Real Estate Asset Management
- Banking and Finance Litigation
- Media, Sport, Gaming and Entertainment

RELATED SECTORS

- Hospitality and Leisure
- Media, Sport and Entertainment
- Mining
- Technology
- Energy and Natural Resources
- Real Estate

LANGUAGES SPOKEN

English French Russian

Memberships

- World Congress of the International Chamber of Commerce
- Fellow, Center for International Legal Studies, Austria
- London Court of International Arbitration
- ABA International Law Section
- International Bar Association

Civic and Charitable

- American Diabetes Association
- Recipient of the national Howard Rosenbaum Award for his charitable work with the American Diabetes Association
- Desert Foothills Land Trust

Clerkships

- Chief Judge Fred M. Winner, United States District Court for the District of Colorado

Additional Accreditations

Mark also regularly teaches on oral advocacy and trial tactics. In October 2010, Mark was appointed an Adjunct Professor at Arizona State University Sandra Day O'Connor School of Law. He teaches a course each fall semester on International Arbitration, and provides oral advocacy training to moot court members.

He is a published author, with articles concerning trade competition, product liability and dispute resolution for transfers of technology. He is one of seven prominent members of the legal community who published a book and addressed members of the United Nations at the World Summit on Transfers of Technology.

The Center for International Legal Studies in Austria has designated him a fellow of the center, and he is also a member of the London Court of International Arbitration. He is on the Board of Advisors for the LL.M. Program offered by the Center of International Legal Studies and Suffolk University and is on the Advisory Board to the Institute of Transnational Arbitration. Mark also serves on the Advisory Council for a consortium of more than 70 law schools focused on Educating Tomorrow's Lawyers. He is an active participant on a number of projects involving the Institute for the Advancement of the American Legal System. See, www.iaals.du.edu. Additionally, Mark's pro bono work is substantial, both regionally and internationally. He has worked extensively on legal system issues in Guyana (South America) and in Tanzania (Africa).

INSIGHTS

Publications

- Co-author, "IAALS Advances Justice with Mark Nadeau," *IAALS Blog*, March 28, 2019
- Co-author, "Second Circuit: in-house counsel may not seek to profit as whistleblowers against former employers," *DLA Piper Litigation Alert*, November 13, 2013
- Author, "Law school & jobs: who's on first?" *IAALS Blog*, November 2013
- Co-author, "Employee liability for theft of electronic data after *Nosal*," *Bloomberg BNA, Privacy and Security Law Report*, December 12, 2012
- Co-Author, "Resolving Disputes Over Information Transfers," *Legal Issues in Global Information Society* (Copyright 2005)

Events

- Speaker, "Tips on How Lawyers Find an Expert Witness," Forensic Expert Witness Association Annual Conference, Tempe,

Arizona, April 24, 2014

- Speaker, "Your First International Arbitration: Do's and Don'ts," American Bar Association, Litigation Section Annual Conference, April 20, 2014
- Speaker, "International Institute for Conflict Prevention and Resolution's (CPR) New Administered Arbitration Rules," San Francisco, California, September 26, 2013
- Speaker, "At What Cost?," Englewood, Colorado, September 17, 2013
- Chairperson, "International Dispute Resolution: How to Use ADR to Win and Collect an Award in an International Dispute," Arizona State Bar Convention, June 20, 2013
- Chairperson, "Disclosure in International Arbitration and Dispute Resolution," Center for International Legal Studies, Salzburg, Austria, May 24-27, 2012
- Visiting Professor, "International Law: How to Market Yourself," Phoenix School of Law, Phoenix, Arizona, October 10, 2011
- Arbitrator, Eight Annual Willem C. Vis International Commercial Arbitration Moot, City University of Hong Kong SAR, April 9, 2011

NEWS

MEDIA MENTIONS

- Article, "A World Away," *The Record Reporter* (May 16, 2013)
- Article, "Phoenix attorney Mark Nadeau part of pro bono legal effort in Africa," *Phoenix Business Journal* (April 13, 2013)
- Article, "Law firm managing partners on the 2013 forecast: Cloudy with chance of sunshine," *The Record Reporter* (January 2, 2013)
- Article, "Cultural Liaisons: More Law Firms Opening Offices in Other Countries to Serve Global Clients More Effectively," *Phoenix Business Journal* (July 6, 2012)
- Cover page and article, "Mark Nadeau: Attorney of the Month," *Attorney at Law Magazine* (February 2012)