



Nicholas S. Davis

Partner

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Related Services

Litigation ■ Class Action & Multidistrict Litigation ■ Commercial ■ Securities Litigation ■ Environment, Land Use & Natural Resources ■ Oil & Gas ■ Trade Secrets ■ Oil & Gas Litigation

Nick Davis has been recognized by *The Best Lawyers in America*® “Ones to Watch” for Commercial Litigation, Oil and Gas Law, and Alternative Dispute Resolution. He was also named a “Top Attorney (Oil and Gas)” by *Fort Worth, Texas* magazine.

During law school at Duke University, Nick was a member of the *Duke Law Journal* editorial board and served on the mock trial board. He earned his B.A., with honors, from the University of Texas at Austin.

Representative Experience

Oil and Gas

- Represented an investment management company and oil and gas company in fraud jury trial. Secured a unanimous jury verdict.
- Represented a Fort Worth-based oil and gas company against a prominent drilling company in lease termination jury trial. Secured a unanimous jury verdict.
- Obtained summary judgment and a favorable settlement for a mineral holding company in a title dispute in Reeves County, TX.
- Represented a large international oil company against a Big Oil supermajor in an arbitration regarding a joint operating agreement.
- Obtained summary judgment for the defendant oil company in a \$50 million-dollar dispute over an oil and gas lease in the Permian Basin.
- Obtained summary judgment for the defendant in complex oil and gas title litigation.
- Represented an E&P company in injunction proceedings over the termination of a gas gathering and processing agreement.
- Settled a breach of an LOI involving property in Lea County, NM favorably for the client.
- Obtained a favorable settlement for the plaintiffs in a fraud litigation matter related to property in the Permian Basin.
- Represented the plaintiff, an international energy company, in an ICDR arbitration regarding breach of contract and fraud claims.
- Representing oil and gas companies in lease termination disputes located in the Permian Basin.

Complex Commercial Litigation and Investigations

- Represented a telecommunications carrier in arbitration in a partnership dispute.
- Settled investment fraud and breach of fiduciary duty dispute involving technology company favorably for the client.
- Obtained dismissal on behalf of the defendant from an action related to the Platinum Partners fraud in the Southern District of New York.
- Obtained a favorable settlement for the co-founder of a technology company in the breach of fiduciary duty arbitration.
- Represented the principal in a multimillion-dollar breach of fiduciary duty action.
- Settled a class action regarding false advertising for a food manufacturer favorably for the client.
- Represented a commercial real estate broker in a trade secret misappropriation case opposite a former employee and the employee's new company; aided in obtaining an anti-competitive temporary injunction with a favorable settlement and no non-compete.
- Represented members of a company that provided services to a major state transportation agency in a breach of fiduciary duty and trade secret theft case.
- Represented a real estate software company in trade secret misappropriation litigation brought against former employees.
- Represented the managers of feeder funds in state and federal litigation, including derivative litigation, consolidated class action litigation, direct litigation by a fund, and clawback proceedings in bankruptcy and federal courts, all resulting from the Ponzi scheme perpetrated by Bernard L. Madoff Investment Securities LLC.
- Represented investment funds against a major monoline insurer of mortgage-backed securities in a fraudulent conveyance class-action suit over the insurer's transformation transactions.
- Represented insurers in large coverage disputes involving asbestos liabilities, false-winning jackpots, and copyright infringement.
- Represented a large private equity firm in a multibillion-dollar securities class action resulting from its IPO.
- Represented large banks in multiple mortgage-backed securities cases.
- Represented a medical device supplier in indemnification claims against a co-defendant in multidistrict products liability litigation.
- Represented private equity firms in multiple nationwide contested proceedings to protect the confidentiality of investment information.
- Represented clients in internal investigations and investigations by federal and state agencies.

Publications & Presentations

Publications

- "Caveat Lessor," *Oil and Gas Investor*, July 2019.
- "Don't Let the Suspense Get to You," *Landman Magazine*, March/April 2018.

Professional & Community Engagement

- Big Brothers Big Sisters Tarrant County, board member (2021 – present)

- Big Brothers Big Sisters of New York City (2012—2015)
- American Bar Association

Education

- Duke University (J.D., LL.M., 2011)
- University of Texas (B.A., 2008)

Admitted to Practice

- Texas
- New York