


ReSolutions 2009-2010



SPILMAN THOMAS & BATTLE, PLLC

Excellence. Value. Get There!

Excellence. It speaks volumes.

All of us at Spilman pride ourselves on providing excellent service. Every day. Every client. Our commitment to excellence is coupled with our passion for delivering value.  We believe the combination of the two is vital. Our goal is to deliver the best legal services while maintaining a level of cost effectiveness our clients have come to expect.



Michael J. Basile
Managing Member

David P. Ferretti
*Member In Charge Of
Lawyer Administration*

Eric W. Iskra
*Member In Charge Of
Client Relations*

Spilman's **excellence and value model** is supported by four core pillars:

-  **Our client service**
-  **Our operational excellence**
-  **Our unique business model**
-  **Our best-in-class team**

These pillars provide a foundation that is uniquely Spilman. They underscore our philosophy – Excellence. Value. Get There with Spilman.

“Always bear in mind that your own resolution to succeed is more important than any one thing.”




Abraham Lincoln


President when Spilman was founded in 1864

Client Service

At Spilman, two key factors contribute to our success:


client confidence and firm experience.  Our clients understand it's accepted practice for Spilman attorneys to seek beyond the expected, employing thought leadership, creative thinking and a sound game plan in every situation.

We've always held the belief the best service occurs within a partnership.

 We've learned from working with the world's leading companies, such as DuPont. As one of DuPont's primary law firms, we experience firsthand

the benefits of partnering – benefits seen in your bottom line, where it matters most in today's global economy!




Sharing both the risks and the accolades with our clients, Spilman has evolved a flexible outlook. Need alternative fee arrangements? Innovative billing strategies?  Spilman will leverage our **146 years of experience and creativity**, and deliver.

Client Service. It's the key pillar of "The Spilman Way."

“Spilman was selected once again as a ‘Go To Law Firm’ for 2009 by Capital One, DuPont and First Data Corporation.”

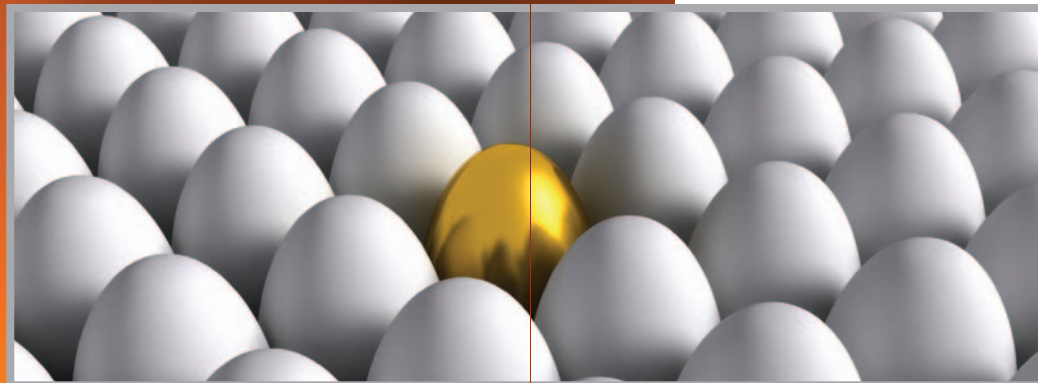
*Corporate Counsel
In-House Law Departments
at the Top 500 Companies*


Operational Excellence

Throughout the past decade, Spilman has expanded not only geographically, but technologically.  Maintaining our leadership position has required an unwavering commitment to, and investment in, the latest technology.

This has encompassed the systems, the software and the talent, all of which we believe is required to maximize value.

The result. **Spilman remains at the forefront of client interaction, communication and information delivery.**



We also broadened our reach by cultivating ongoing partnerships with the most trusted and valued global legal networks, such as **World Services Group.**  Key partnerships such as these afford Spilman expanded business relationships across the continent – and across the globe.

“Spilman has the resources to act on a wide variety of cases and has developed long-standing relationships with many loyal clients.”

*Chambers & Partners
Chambers USA
America's Leading Lawyers
For Business*


Our Business Model

One of the most tangible aspects of the Spilman business model is delivering excellent service at exceptional value.

This deliberate approach has **yielded clients a cost structure that is at times up to half that of major firms situated in larger metropolitan markets** – at no sacrifice to service.

Clients have embraced this business model, particularly those who had become accustomed to hefty hourly fees.



The value realized through low overhead is the real key to ensuring our clients receive the best service.  **Ultimately, results are the truest benchmark of value.** This is where Spilman shines. While operating in lean fashion, each of the firm's offices strives to deliver successful outcomes for every client.


“Spilman’s expertise is comparable to firms in New York or Los Angeles. The value-add of being strategically headquartered in West Virginia makes them an excellent choice.”

Jane Williams


*Senior Counsel
First Data/TeleCheck Services, Inc.
Counsel To Counsel Magazine*

Growing Team Spilman

Spilman has a long history of bucking the trend.

While other firms downsize and realign, **our focus remains on attracting and developing talent.**  Our highly successful mentoring program has long been an ideal example of “The Spilman Way” and has garnered the firm an enviable reputation among the leading law schools. Maintaining Spilman’s ‘brand recognition’ is integral to not only attracting, but keeping, the best talent across all practice areas.



Spilman continues to attract attorneys who are renowned in their practice areas.  And once inside Spilman, younger attorneys enjoy a special rapport with Members.

We pair like-minded attorneys together to foster teamwork and problem solving.

“I’ve worked with law firms that have never been to one of our facilities. But the folks at Spilman have really taken the time to get to know this organization.”


Lynn Leary

*Employee Relations Manager
Coca-Cola Bottling Co. Consolidated
Counsel To Counsel Magazine*



Matthew P. Heiskell
Morgantown

Matt's primary area of practice is litigation focusing on complex commercial disputes, toxic tort and fraud claims, class actions, natural resources and energy production, consumer finance, and intellectual property.

He attended the Woodberry Forest School, received his B.A. in Political Science from West Virginia University, his J.D. from Duquesne University School of Law and his LL.M. in International Trade and Banking from American University Washington College of Law.  He is admitted to the New York State Bar, the Pennsylvania State Bar, the West Virginia State Bar, the United States District Courts for the Southern and Eastern Districts of New York, and the United States District Courts for the Northern and Southern Districts of West Virginia.



Richard W. James
Pittsburgh

Rich primarily practices intellectual property work, including patent, trademark and copyright prosecution, litigation, negotiations, opinions, due diligence, and licensing.


Rich brings a vast knowledge of intellectual property work to the firm and previously had his own firm strictly focusing on the growing area of IP law.

He is admitted to the Pennsylvania State Bar, the United States District Court of Western Pennsylvania, the Pennsylvania Supreme Court, and the United States Patent and Trademark Office.



James H. Joseph
Pittsburgh


Jim's practice focuses on general business law and commercial bankruptcy and creditors' rights, including the representation of secured and unsecured creditors, official committees of unsecured creditors, chapter 11 debtors, commercial landlords, asset purchasers, and licensors and licensees of intellectual property.

He received his B.A. in Political Science, *magna cum laude*, and his J.D., from the University of Pittsburgh.  He is admitted to the Pennsylvania and Delaware Supreme Courts, the United States Court of Appeals for the Third Circuit, and the United States District Courts for the Western District of Pennsylvania and the District of Delaware.



Nicholas P. Mooney II
Charleston


Nick's primary area of practice is consumer credit and protection litigation in federal and state courts. He has devoted all of his time for the past ten years to that practice area.

In the past, Nick has also practiced energy law and general litigation. He received his B.A., *cum laude*, from Marshall University and his J.D. from West Virginia University College of Law.  He is admitted to the West Virginia State Bar, the United States District Courts for the Northern and Southern Districts of West Virginia, the United States Court of Appeals for the Fourth Circuit, and the United States Supreme Court. He currently serves as Vice President of the Kanawha County Bar Association and will assume presidency in June.



Derrick Price Williamson
Mechanicsburg

Derrick establishes our first office in central Pennsylvania. He is a well-recognized energy and public utility law attorney in the mid-Atlantic area.

He represents the largest users of electricity and natural gas in litigation before state public service/utility commissions and appellate courts, and he counsels clients with respect to the review and negotiation of energy and utility procurement contracts.  Derrick has served as Counsel for more than a decade to the West Virginia Energy Users Group – a group of large industrial and manufacturing interests in West Virginia. He also represents and counsels competitive suppliers of energy services as well as telecommunications carriers. Derrick is co-chair of the firm's Utility, Energy & Communications practice group.

Client
Service


Operational
Excellence

Our
Business
Model

Growing
Team
Spilman




W. Eric Gadd
Wheeling

Eric's broad practice encompasses real estate, corporate law, federal and state tax matters, and estate planning and administration. He represents several regional and national commercial lenders in foreclosure and collection actions.  He has a thorough understanding of the law and mechanics of commercial and residential foreclosures of real estate and personal property under the UCC. Eric has extensive experience in guiding nonprofit organizations in attaining their nonprofit and federal tax-exempt status and in maintaining such status. In addition, he has represented taxpayers in collection actions in federal court and before the IRS in Offers in Compromise and Requests for Innocent Spouse Relief.

Eric's practice further entails the drafting of wills, trusts, and durable and medical powers of attorney, as well as the probate and administration of large and small estates.



Kelly B. Griffith
Charleston

Kelly rejoined Spilman last year after leaving for a stint as an attorney for the West Virginia Department of Environmental Protection.  She practices general litigation, including deliberate intent, medical device mass tort, chemical manufacturing, medical monitoring, insurance company contract litigation, coal industry environmental litigation, and eminent domain.

She is a *magna cum laude* graduate of the University of Kentucky with a B.S. in Natural Resource Conservation and Management and received her J.D., *cum laude*, from Georgetown University Law Center. She is admitted to practice in West Virginia and the United States District Courts for the Northern and Southern Districts of West Virginia.

Client
Service

Operational
Excellence


Our
Business
Model

Growing
Team
Spilman




Andrew B. McCallister
Charleston

Drew has developed quite a career in the environmental law practice encompassing all areas, including consulting with clients regarding compliance issues and defending them in administrative appeals and civil litigation. As a member of Spilman's Environmental and Energy Practice Groups, he represents a wide variety of regulated entities, including coal, oil and gas producers, industrial facilities, and municipalities.

Drew received his B.A. from West Virginia University, his M.A. in History from the University of Georgia and his J.D. from Washington and Lee University School of Law.  He is admitted to the West Virginia State Bar and the United States District Courts for the Northern and Southern Districts of West Virginia.



Richard M. Wallace
Charleston

Rick joined the firm a few short years ago and has proven his work ethic is Spilman quality. His primary areas of practice are labor and employment and general litigation. He has extensive traditional labor law experience and has represented employers in all phases of employment litigation.  In addition, he has trial experience on claims of race discrimination, violations of the Uniform Trade Secrets Act, and breaches of the duty of loyalty.

Rick graduated from the University of Virginia with a B.A. and obtained his J.D. from Wake Forest University School of Law. He is licensed in West Virginia and is admitted to the United States District Courts for the Northern and Southern Districts of West Virginia and the United States Court of Appeals for the Fourth Circuit.



Charity K. Flynn *(Associate)*
Charleston

Charity practices insurance coverage and bad faith, general litigation, and personal injury litigation.

Her experience in all types of litigation matters enhances an already strong Spilman practice.



Carrie M. Harris *(Associate)*
Roanoke

Carrie joins the expanding Roanoke office and the strong litigation practice. Her focus is on litigation, primarily consumer finance.

She previously handled litigation work in the Norfolk, Virginia area.



Nathaniel C. Hunter *(Counsel)*
Pittsburgh

Nat, who joined the Pittsburgh office in June 2009, practices in the area of commercial and residential real estate law. Nat's key areas include development law, lending law, landlord and tenant law, mineral law, title insurance, and other related areas.

Prior to joining the firm, Nat was the Associate Counsel and Underwriter for the Western Pennsylvania Commercial and Agency divisions of a major national title insurance company.

Client Service

Operational Excellence

Our Business Model

Growing Team Spilman



Kelly J. Kimble *(Counsel)*
Morgantown

Kelly's focus is general litigation, including appearances and arguments before administrative boards, circuit courts and the West Virginia Supreme Court of Appeals.

Most recently, Kelly headed her own firm based in Morgantown.



Travis A. Knobbe *(Associate)*
Roanoke

Travis joins the firm's extensive commercial litigation, creditors' rights and bankruptcy practices.

Travis was a law clerk to the Honorable William F. Stone, Bankruptcy Judge of the United States Bankruptcy Court for the Western District of Virginia, and he was a full-time Judicial Extern to the Honorable Thomas M. Hardiman, Circuit Judge of the United States Court of Appeals for the Third Circuit.



Kimberly K. Parmer (Associate)
Charleston

Kim also joins the firm's large bankruptcy, consumer finance, and commercial litigation practice groups.

Prior to her position, Kim headed her own law firm out of Hinton, West Virginia. She focused on consumer bankruptcy and domestic relations law.



Katharine Walter Payne (Associate)
Charleston

Katharine's primary areas of practice are federal taxation, estate planning, and corporate law.

She received her LL.M. in Taxation from the University of Florida Levin College of Law and was previously practicing in southwest Florida.



Sharon L. Potter (Counsel)
Wheeling

The former United States Attorney for the Northern District of West Virginia, Shari practices general litigation and white-collar criminal defense.

She has handled a variety of criminal and civil litigation, supervised criminal and civil forfeiture cases, and worked closely with federal agencies on numerous issues, including digital evidence issues, drug and violent crimes and money laundering/financial fraud, and tax matters.

Client Service

Operational Excellence

Our Business Model

Growing Team Spilman



Gerald M. Titus III (Associate)
Charleston

Gerald served as an Assistant United States Attorney for the Southern District of West Virginia, focusing on the investigation and prosecution of violent federal crimes, prior to joining the firm.

He practices general civil litigation, including products liability defense. His experience affords him a deep working knowledge of litigating matters in state and federal courts.



Olen L. York, III (Senior Attorney)
Charleston

Olen joins the growing intellectual property group along with practicing general litigation and corporate law. He is also a member of the firm's best-in-class litigation team – The Battle Group.

He was the first graduate of the University of Akron School of Law's LL.M. in the Intellectual Property program.

“How vital is excellence? It is market imperative. Service sector excellence distilled to a fine point equates to the delivery of value in its purest form. This is our relentless pursuit—individually and collectively. Pure excellence = Pure value!”

Michael J. Basile

Managing Member
Spilman Thomas & Battle, PLLC



SPILMAN THOMAS & BATTLE, PLLC

Excellence. Value. Get There!

West Virginia

Charleston

Spilman Center
300 Kanawha Boulevard, East (25301)
Post Office Box 273
Charleston, WV 25321-0273
304.340.3800 Phone • 304.340.3801 Fax

Morgantown

48 Donley Street, Suite 800 (26501)
Post Office Box 615
Morgantown, WV 26507-0615
304.291.7920 Phone • 304.291.7979 Fax

Wheeling

1217 Chapline Street
Post Office Box 831
Wheeling, WV 26003
304.230.6950 Phone • 304.230.6951 Fax

North Carolina

Winston-Salem

110 Oakwood Drive, Suite 500
Winston-Salem, NC 27103
336.725.4710 Phone • 336.725.4476 Fax

Pennsylvania

Mechanicsburg

1100 Bent Creek Boulevard, Suite 101
Mechanicsburg, PA 17050
717.795.2740 Phone • 717.795.2743 Fax

Pittsburgh

One Oxford Centre, Suite 3440
301 Grant Street
Pittsburgh, PA 15219
412.325.3301 Phone • 412.325.3324 Fax

Virginia

Roanoke

310 First Street, Suite 1100 (24011)
Post Office Box 90
Roanoke, VA 24002-0090
540.512.1800 Phone • 540.342.4480 Fax



www.spilmanlaw.com

Client Service

Our Business Model

Operational Excellence

Growing Team Spilman