



JEFFERY T. MCPHERSON

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EDUCATION

Saint Louis University School of Law
(J.D., *magna cum laude*, 1994)

Southern Illinois University
(B.A., 1990)

PRACTICE AREAS

Appellate
Contract and Commercial Litigation
Real Estate
Public Finance

ADMITTED TO BAR

Missouri
Illinois
Tennessee
District of Columbia

PROFESSIONAL ACTIVITIES

The Missouri Bar
Illinois State Bar Association
Bar Association of Metropolitan St. Louis

LAW PRACTICE

Mr. McPherson is a trial and appellate lawyer with extensive experience in all phases of commercial, tort, real estate, and governmental litigation. As a member of Armstrong Teasdale's Appellate practice group, he has represented clients in scores of appeals in the appellate courts of Missouri and Illinois as well as the Eighth and Seventh Circuits. He has extensive experience in family law.

In the Real Estate/Public Law & Finance group, Mr. McPherson serves as trial and appellate counsel to parties in all phases of governmental litigation, at various times representing private entities and units of government in actions relating to such subjects as tax increment financing, zoning, and public finance.

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SIGNIFICANT ACCOMPLISHMENTS

Trial and appellate counsel for a Missouri city in connection with a \$35 million redevelopment, obtaining summary judgment against a school district that filed an action seeking a declaration that the project was illegal and void, and then obtaining the affirmance of the judgment on appeal. *Meramec Valley Sch. Dist. v. City of Eureka*, 281 S.W.3d 827 (Mo. Ct. App. 2009).

Appellate counsel for the defendant in a personal-injury action, obtaining the affirmance of a dismissal of the plaintiff's claim. *Olendorff v. St. Luke's Hospital*, 293 S.W.3d 47 (Mo. Ct. App. 2009).

Appellate counsel for the taxpayers in a case against a Missouri county under the Hancock Amendment, obtaining the outright reversal of an adverse judgment. *Rohrer v. Emmons*, 289 S.W.3d 600 (Mo. Ct. App. 2009).

Appellate counsel for a Missouri city, obtaining the outright reversal of the dismissal of a condemnation action. *City of Richmond Heights v. Waite*, 280 S.W.3d 770 (Mo. Ct. App. 2009).

Trial and appellate counsel for the developers in a dispute with a Missouri sewer district over payment of connection fees. After a bench trial, obtained a declaratory judgment that the developers were not liable to pay over \$1.4 million in fees demanded by the district, and then obtained the affirmance of the judgment on appeal. *Sunswept Properties L.L.C., v. Northeast Public Sewer District*, No. ED92290 (Mo. Ct. App. Nov. 10, 2009).

Trial counsel for a coalition of landowners threatened with annexation by a Missouri city. After extensive depositions of the mayor and other city officials that eviscerated the city's case, the city dismissed its annexation action without gaining any concessions from our clients. *City of Weldon Spring v. Novus Int'l*, No. 0711-CV06989 (St. Charles County Cir. Ct. Mar. 3, 2008).

Trial counsel for an automobile dealer in a personal-injury action, obtaining the reversal of a \$10 million default judgment. *Ogden v. Mitsubishi Motors*, No. 08SL-CC00160 (St. Louis County Cir. Ct. Aug. 18, 2008).

Appellate counsel for the defendant in a commercial landlord-tenant case, obtaining a writ of mandamus directing the circuit court to reduce the amount of a supersedeas bond from \$800,000 to \$100,000. *State ex rel. Midwest Petroleum v. Crane*, No. WD69596 (Mo. Ct. App. April 28, 2008).

Appellate counsel for a commercial landlord in a multimillion-dollar dispute over a long-term ground lease, obtaining the reversal of a summary judgment against the landlord. *STL 300 N. 4th, LLC v. Value St. Louis Associates, L.P.*, 540 F.3d 788 (8th Cir. 2008).



SIGNIFICANT ACCOMPLISHMENTS CONT.

Trial and appellate counsel for three Missouri cities with tax increment financing projects in an action against a Missouri county that illegally imposed a four-percent fee on the amounts it was required to remit to the cities, obtaining summary judgment in favor of the cities in the trial court and affirmance of the judgment on appeal. *State ex rel. City of Desloge v. St. Francois County*, 245 S.W.3d 855 (Mo. Ct. App. 2007).

Trial and appellate counsel for the estate of a taxpayer, obtaining a judgment against the government for a tax refund of over \$12 million and the affirmance of the judgment on appeal. *Estate of Buder v. United States*, 436 F.3d 936 (8th Cir. 2006).

Appellate counsel for the defendants in a personal-injury action, obtaining a writ of prohibition from the Supreme Court of Missouri requiring a change of venue from the City of St. Louis. *State ex rel. Trans World Airlines, Inc. v. David*, 158 S.W.3d 232 (Mo. 2005).

Appellate counsel for the plaintiff employee in a Jones Act case for personal injuries, obtaining the reversal of a summary judgment in favor of the employer. *Bunch v. Canton Marine Towing Co.*, 419 F.3d 868 (8th Cir. 2005).

Trial and appellate counsel for a landowner under the Missouri Sunshine Law, obtaining the reversal of the dismissal of the landowner's petition in the Supreme Court of Missouri. *R.E.J., Inc. v. City of Sikeston*, 142 S.W.3d 744 (Mo. 2004).

Appellate counsel for the defendants in a medical-malpractice action, obtaining the affirmance of a defendants' verdict against claims of error based on alleged evidentiary error and juror misconduct. *Grab v. Dillon*, 103 S.W.3d 228 (Mo. Ct. App. 2003).

Appellate counsel for the defendant landowner in a personal-injury case, obtaining the outright reversal of an adverse judgment. *Hogate v. American Golf Corp.*, 97 S.W.3d 44 (Mo. Ct. App. 2003).

Trial and appellate counsel for a Missouri city, obtaining the outright reversal of an adverse judgment in a taxpayer's suit alleging the invalidity of an \$18 million development project. *Drury v. City of Cape Girardeau*, 66 S.W.3d 733 (Mo. 2002).

Appellate counsel for the defendant in a case of first impression in which the appellate court held that mental health care providers had no duty to warn the general public about the dangerous propensities of their psychiatric patients. *Virgin v. Hopewell Center*, 66 S.W.3d 21 (Mo. Ct. App. 2001).

PRESENTATIONS & PUBLICATIONS

Co-Author, "The Common Interest Rule: May Parties Whose Interests Are Aligned Protect Their Coordinated Legal Strategy From Adversaries?," *Journal of the Missouri Bar*, Vol. 66, No. 1, (January-February 2010)

Editor, 31 Missouri Practice, *Missouri Civil Rules Handbook* (2009)

