



## DONALD M. FLACK

### PARTNER

St. Louis, MO

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A former Judge in Madison County, Illinois, Don Flack is an accomplished trial attorney and member of the firm's Litigation practice group. In his practice, he primarily focuses on complex business litigation and governmental affairs.

He has argued appellate matters in state and federal courts across the country, and co-authored briefs before the U.S. Supreme Court. Don also has experience with class action matters and mass torts, as well as products liability and catastrophic events. Throughout his career, he has handled cases in more than 20 venues across 10 different states. While on the bench, Don presided over dozens of jury and bench trials.

### EDUCATION

- Saint Louis University School of Law (J.D., *magna cum laude*)
  - Saint Louis University Public Law Review, Editor in Chief
- Southern Illinois University-Edwardsville (B.S.)
  - Business Economics

### PROFESSIONAL ACTIVITIES

- The Missouri Bar
- Illinois State Bar Association
- Bar Association of Metropolitan St. Louis
- St. Clair County (Illinois) Bar Association
- Madison County (Illinois) Bar Association
- Defense Research Institute
- The Illinois Association of Defense Trial Counsel
- RiverBend Growth Association
- Edwardsville/Glen Carbon Chamber of Commerce

### CHARITABLE AND CIVIC INVOLVEMENT

- Bethalto Village Trustee (2000-2012)
- Bethalto Education Association (President, 2009-2010)
- Bethalto Plan Commission (Member, 1999-2000; Chair, 2000-2001)

### SERVICES AND INDUSTRIES

Appellate

Class Action Litigation

Complex Commercial Litigation

Consumer Products and Services

Energy and Utilities

Environmental

Fire and Electrical Liability Litigation

Government Relations and Public Policy

Health Care and Life Sciences Insurance Coverage Litigation Litigation

Mass Tort and Catastrophic Loss

Medical Malpractice

Product Liability

Professional Liability

### ADMISSIONS

Missouri

Illinois

U.S. District Court, Central District of Michigan

U.S. District Court, Southern District of Illinois

U.S. District Court, Northern District of Illinois

U.S. Court of Appeals, Fourth Circuit

U.S. Court of Appeals, Seventh

## ACCOLADES

- *Madison County Federation of Labor, Friend of Labor* (2012)
- *Multimillion-Dollar Advocates Forum*®, Member (2011-present)
- *National Trial Lawyers Association*®, Top 100 Trial Lawyer (2011)
- Served on the Local Rules Committee for the U.S. District Court for the Southern District of Illinois (2009)
- *Illinois Super Lawyers*®, Rising Star (2008, 2009)
- *Public Justice*®, Finalist, Trial Lawyer of the Year (2003)

## BACKGROUND

With a mix of both private practice and judicial experience, Don brings a unique perspective to his clients. Prior to joining the firm, Don served as a judge for more than five years in Madison County, Illinois. Before that, he worked as a special Assistant State's Attorney in Madison County, where he managed civil litigation and personnel disputes through arbitration and litigation, and also served as compliance counsel. He also has more than 20 years of experience in private practice for law firms in Southern Illinois.

## EXPERIENCE

### **Multimillion-Dollar Environmental Litigation for Fortune 150 Company**

Representation of Fortune 150 petroleum and pipeline corporation in third-party multimillion-dollar environmental litigation arising out of operation of petroleum refinery in Illinois. Claims involve assessment of damages and assignment of third-party liability under the Illinois Environmental Protection Act and Illinois Contribution Act.

### **Representation in Class Action Involving Biometric Information Privacy Act**

Represented corporate client in employment-related class action involving the Illinois Biometric Information Privacy Act.

### **Dismissal in Breach of Contract Case for Auto Industry Client**

Secured a dismissal in a breach of contract case in Madison County, Illinois, for a local business owner in the auto industry. The case, which was brought by a supplier, was dismissed on the basis that the supplier had not fulfilled its obligations.

## THOUGHT LEADERSHIP

September 24, 2018

### **Don't Talk to Me Like I'm Five, but Explain to Me Like I'm Five**

Selected Abstract, International Symposium on Fire Investigation Science and Technology