



David M. O`Dens

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Areas of Practice:

Lender Liability

Financial Institution Litigation

Bankruptcy

Real Estate Litigation

Appellate

Texas State Bar Admittance Date: 1989

Other State Bar Admittance Date(s): Oklahoma, 1985

Court Admittance Dates:

U.S. Supreme Court, 1988

U.S. Court of Appeal, Fifth Circuit, 1991

U.S. Court of Appeal, Tenth Circuit, 1985

U.S. District Court, Northern District of Texas, 1989

U.S. District Court, Eastern District of Texas, 1992

U.S. District Court, Southern District of Texas, 2002

U.S. District Court, Western District of Texas, 2006

U.S. District Court, Western District of Oklahoma, 1985

U.S. District Court, Eastern District of Oklahoma, 1986

U.S. District Court, Northern District of Oklahoma, 1987

Undergraduate Education: University of Texas at El Paso, B.A., 1982

Law School: Oklahoma City University School of Law, J.D., 1985.

Merit Scholar, 1983-84, 1984-85; National Moot Court Team, 1983-84, 1984-85; The Order of Barristers, 1984. Phi Delta Phi, 1983. Instructor-in-Law: 1988-89.

Community Involvement:

Vice Chairman - City of Plano Civil Service Commission

Legal Associations:

State Bar of Texas (Sections: Creditor's Rights; Litigation); Dallas Bar Association (Section: Bankruptcy and Commercial Law); Oklahoma Bar Association.

Work Experience:

David O'Dens is the chair of SettlePou's Creditor's Rights practice.



Mr. O'Dens has successfully represented creditors in all aspects of workouts, foreclosures (non-judicial and judicial), bankruptcy, commercial collection litigation and lender liability defense. As Chair of SettlePou's creditor's rights practice, he has acquired substantial experience in all aspects of creditor representation in bankruptcy proceedings, including adversary litigation.

Mr. O'Dens also has substantial experience in representing real estate brokers and agents in real estate litigation. Mr. O'Dens has successfully handled all types of claims against real estate professionals, including defending claims of breach of contract, deceptive trade practices, fraud in the sale of real estate, common law fraud, negligent misrepresentation, negligence and the like.

Reported Cases:

Jantzen v. American National Bank of Texas, N.A., 300 S.W.3d 412 (Tex.App.--Dallas 2009); In re Supplement Spot, LLC, 409 B.R. 187 (Bankr. S.D. Tex. 2009); Bank of Texas, N.A. v. Gaubert, 286 S.W.3d 546 (Tex.App.--Dallas 2009); In re Rogers, 354 B.R. 792 (N.D. Tex. 2006), aff'd, 513 F.3d 212 (5th Cir. 2008); Miller v. Prosperity Bank, N.A., 239 S.W.3d 440 (Tex.App.--Dallas 2007); Abrams Centre National Bank v. Farmer, Fuqua & Huff, P.C., 225 S.W.3d 171 (Tex. App.--El Paso 2005); In re Blair, 334 B.R. 374 (Bankr. N.D.Tex. 2005); Tex-Hio Energy Partnership v. Garner, 106 S.W.3d 886 (Tex. App.--Dallas 2003); Kacal v. Cohen, 13 S.W.3d 900 (Tex. App.--Waco 2000); Hollister v. Palmer Independent School District, 958 S.W.2d 956 (Tex.App.--Waco 1998); Nobelman v. American Savings Bank, 968 F.2d 483 (5th Cir. 1992), aff'd, 508 U.S. 324, 113 S.Ct. 2106 (1993); Communication Workers of America v. Southeastern Electric Cooperative of Durant, Oklahoma, 882 F.2d 497 (10th Cir. 1989); Amalgamated Transit Union, Local 993 v. City of Oklahoma City, 710 F.Supp. 1321 (W.D. Okla. 1988); In re Country Boy Markets, 287 N.L.R.B 234 (1987); Taylor v. Johnson, 706 P.2d 896 (Okla. 1985).

Awards:

Top Texas Verdicts of 2009 (Contract Cases)

Continuing Legal Education Presentations:

National Business Institute: Collection Law Tips and Strategies: Collecting The Judgment -- Methods That Work (November 2009)