



**J. Allen Smith**

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**Areas of Practice:**

Business Litigation  
Financial Institution Litigation  
Condemnation Law  
Legislation and Regulatory Affairs  
Real Estate Litigation  
Appellate

**Texas State Bar Admittance Date:** 1984

**Court Admittance Dates:**

United States Supreme Court  
U.S. Court of Appeals, Fifth Circuit  
Northern District of Texas  
Southern District of Texas  
Eastern District of Texas  
Western District of Texas

**Undergraduate Education:** Southern Methodist University, B.B.A.1981

**Law School:** South Texas College of Law, J.D. 1984

**Community Involvement:**

Board Member – Texas Historical Foundation (2010-present)  
Board Member - Central Citizens Association (2001-2005)  
Board Member - Southern Methodist University Mustang Club (1989-1994)  
Board Member - Dallas Civic Garden Center - Fair Park (1987-1989)

**Legal Associations:**

Chairman, Taxation Committee, Outdoor Advertising Association of America (2002-2003)  
Chairman, Valuation Committee, Outdoor Advertising Association of America (2003-Present)  
Chairman, Judiciary and Legislative Committee, Dallas Mortgage Bankers Association (1994)  
First Vice President, Fort Worth Mortgage Bankers Association (1995-96)  
President, Fort Worth Mortgage Bankers Association (1996-97)  
Texas Mortgage Bankers Association, Vice Chairman, Liaison Committee (1995-97)  
Counsel, Texas Outdoor Advertising Association (2002-present)  
Dallas Bar Association

**Work Experience:**

Allen Smith is President of SettlePou and Chair of the firm's Commercial Litigation practice. Mr. Smith



has been Board Certified, Civil Trial Law, Texas Board of Legal Specialization since 1992.

**Articles and Presentations:**

- "Extraordinary Remedies," 1993 Houston and Dallas Continuing Legal Education Seminar
- "Alternative Dispute Resolution," 1993 Annual Texas Mortgage Bankers Association Seminar, Dallas, Texas
- "Analysis of Premises Liability of Seller/Buyer and Mortgor/Mortgagee," 1994 Premises Liability Seminar, Dallas, Texas
- "Mediation and Arbitration: The Effective Alternatives to Litigation for Resolving Disputes," 1994 Outdoor Advertising Association of Texas Annual Conference, Houston, Texas
- "Annual Legislature And Judiciary Report," 1994 Dallas Mortgage Bankers Association, Dallas, Texas
- "When Do You Call Your Attorney?" 1996 Outdoor Advertising Association of Texas Annual Seminar, Austin, Texas
- "Real Property Preservation Rights Act," 1997 Outdoor Advertising Association of Texas Annual Seminar, Austin, Texas
- "Eminent Domain Rights of the Property Owner," 1999 Outdoor Advertising Association of Oklahoma Seminar, Oklahoma City, Oklahoma
- "Valuation and Condemnation Topics," 2000 Outdoor Advertising Association of America Legal Forum, Washington, D.C.
- "Eminent Domain Litigation Issues-Tips Regarding the Commissioner's Hearing and Trial De Novo Process," 2001 State Bar of Texas, Legal Assistants Division Seminar, Dallas, Texas
- "Determining the Value of Billboards-Crossfire Session," 2002 International Right of Way Association, 48th Annual International Education Seminar, Mobile, Alabama
- "Outdoor Advertising Appraising", 2003 American Society of Appraisers International Appraisal Conference, Tampa, Florida.
- "Outdoor Advertising Condemnation and Inverse Condemnation Update", 2004 Outdoor Advertising Association of America Legal Forum, Key Biscayne, Florida
- "Billboards -- Property Interest Pertaining to Outdoor Advertising Signs", 2004 Advanced Real Estate Course, State Bar of Texas, San Antonio, Texas
- "Valuation of Billboards: Personalty vs. Realty," 2005 American Association of State Highway Transportation Officials and Federal Highway Administration Annual Conference, Austin, Texas.
- Valuation Issues Panel "Taxation v. Condemnation", 2005 Florida Outdoor Advertising Association Annual Convention, Key West, Florida.
- "Valuing Your Billboards: Getting Fair Market Value and Avoiding Mistakes", April 3, 2006 Outdoor Advertising Association of America Legislative Conference, San Diego, California
- "Condemnation and Valuation of Outdoor Signs", April 4, 2006 Outdoor Advertising Association of America Legal Seminar, San Diego, California
- "Billboard Valuation: What's the Issue?", August 28, 2006 National Alliance of Highway Beautification Agencies Ninth Annual Conference, Cleveland, Ohio
- "The Federal Court's Vanishing Jurisdiction in Fifth Amendment Takings Litigation", March 4, 2008 Outdoor Advertising Association of America Legal Seminar, San Juan, Puerto Rico.
- "Regulatory Impact on the Value of Billboards", August 11, 2009 National Alliance of Highway Beautification Agencies Twelfth Annual Conference, Branson, Missouri.
- "Taxes and Takings" November 2009 Outdoor Advertising Association of America National Webinar.

**Biography:**

Interviewed and quoted in Settlement sessions go high-tech, Lawyers USA February 2010.  
 Featured in "View From the Top: Managing Partners Survey Shows What a Difference Five Years Make", Texas Lawyer, December 2009.  
 Selected in May/June 2009 Super Lawyers Corporate Counsel Edition



Interviewed and quoted in Bad economy a boon for pre-suit mediation?, Lawyers USA, January 6, 2009  
 Interviewed and quoted in Managing Partner's Survey, Texas Lawyer, December 2008.  
 Selected in 2009 Texas Super Lawyers and featured in Texas Monthly Magazine, October 2009  
 Selected in 2008 Texas Super Lawyers and featured in Texas Monthly Magazine, October 2008  
 Selected in 2007 Texas Super Lawyers and featured in Texas Monthly Magazine, October 2007  
 Who's Who in American Law  
 Who's Who in Texas

**Reported Cases:**

Tharp v. Tharp, 772 S.W.2d 467 (Tex.App. - Dallas, 1989)  
 Patrick Media Group, Inc. v. Dallas Area Rapid Transit, 879 S.W.2d 375 (Tex.App. - Eastland, 1994)  
 Boyd v. Diversified Financial Systems, 1 S.W.3d 888 (Tex.App. - Dallas, 1999)  
 Bosque Asset Corporation v. Greenberg, 19 S.W. 3rd 514(Tex.App. - Eastland, 2000)  
 Eller Media Company v. The State of Texas, 51 S.W.3d 783 (Tex.App. - Fort Worth, 2001).  
 Diversified Financial Systems, Inc. v. Hill, Heard, O'Neal, Gilstrap and Goetz, P.C. 63 SW 3d 795, 44 Tex.Sup.Ct J.1182(Tex. 2001)  
 Peoples v. Sebring Capital Corporation, 209 F.R.D. 428 (U.S. District Court, N.D. Illinois, Eastern Division, 2002)  
 Villalon v. Bank One, 176 S.W.3d 66 (Tex.App. -- Houston [1st Dist.] 2004, pet. denied).  
 Martin v. Cadle Company, 133 S. W. 3rd 897 (Tex. App. - Dallas 2004)  
 City of Houston v. Clear Channel Outdoor, Inc., 161 S.W.3d 3 (Tex.App. – Hous. [14th Dist.], 2004), rev'd, 197 S.W.3d 386 (Tex. 2006)(per curium).  
 In re Lamar Corp., No. 13-06-596-CV, 2006 WL 3234027 (Tex.App. -- Corpus Christi November 9, 2006, orig. proceeding)  
 Lamar Adver. Co. v. Texas Dept. of Trasp., No. 03-06-00356-CV, 2007 WL 1790584 (Tex.App. -- Austin 2007, no pet.)  
 Lamar Corp. v. Jowers, No. 13-06-497-CV, 2007 WL 1218042 (Tex.App. -- Corpus Christi April 26, 2007) (appeal dism'd by agr.)  
 City of Houston v. Clear Channel Outdoor, Inc., 233 S.W.3d 441(Tex.App. -- Houston [14 Dist.] 2007, no pet.)  
 Dallas County Community College Dist. v. Clear Channel Outdoor, Inc., 2008 WL 3307085 (Tex. App.- Dallas, 2008)  
 Brooks v. Bank of New York Trust Co., 2008 WL 2639240 (Tex. App. - Fort Worth, 2008)  
 City of Argyle v. Pierce, 258 SW3rd 674 (Tex. App. - Fort Worth, 2008)  
 Harris County Flood Control Dist. v. Roberts, 252 SW3rd 667 (Tex. App. - Houston [14th District] 2008)  
 Schriver v. Texas Dept. of Transp., --- S.W.3d ----, 2009 WL 2357001 (Tex.App.-Fort Worth, July 30, 2009(No. 2-08-337-CV))  
 Potter v. Clear Channel Outdoor, Inc., Not Reported in S.W.3d, 2009 WL 1886168 (Tex.App.-Hous. (1 Dist.), July 02, 2009(No. 01-07-00578-CV))