

# Owen J. McGovern

Partner Houston

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Owen McGovern is board-certified appellate specialist who understands that exceptional advocacy requires both a superior understanding of the law and the ability to frame the dispositive legal issues within a compelling narrative.

From the moment a case is filed through appeal, Owen is focused on distilling intricate facts and legal concepts into a coherent, compelling story. An appellate specialist with a sharp business mindset, Owen's breadth of experience makes him an excellent addition to sophisticated matters requiring the high degree of precision appellate courts demand. Owen helps clients sort through complex legal issues to develop sound, persuasive arguments and strategies that help maximize the prospects of success both at trial and on appeal.

A dedicated student of legal argument and persuasion, Owen regularly handles appeals in the Supreme Court of the United States, the United States Court of Appeals for the Fifth Circuit, the Supreme Court of Texas, and courts of appeals across the state and federal system. Representing both plaintiffs and defendants, Owen brings his appellate expertise to bear in complex class action, mass tort and personal injury matters, as well as impact litigation involving constitutional claims.

As a federal law clerk at both the trial and appellate level, Owen handled cases at all stages of litigation and came to understand that clarity and credibility are the keys to persuasive advocacy. Owen brings this experience and an intense attention to detail to every stage of litigation, handling critical motions and jury charges across all areas of civil law.

Owen was recognized in the edition of *Best Lawyers in America: Ones to Watch* (2021-2024) and a Texas "Rising Star" by Thomson Reuters *Super Lawyers* (2022) for his work as an Appellate practitioner.

## REPRESENTATIVE EXPERIENCE

- *Olive v. University of Houston*: Lead appellate counsel for plaintiff before the Supreme Court of Texas. Prosecuting claim that copyright infringement by a state actor constitutes a "taking" under the United States and Texas Constitutions.
- *Accordant v. Sayers*: Lead appellate counsel for plaintiff. Successfully obtained remand in dispute regarding federal jurisdiction over a AAA arbitration judgment.
- *In re Jesus Rodriguez Aguero, M.D., Deceased*: Lead appellate counsel for plaintiff. Successfully defeated multiple mandamus petitions before the Thirteenth Court of Appeals and Supreme Court of Texas.
- *Valles v. Bayou Place*: Lead appellate counsel for plaintiff. Successfully secured remand in the Southern District of Texas.
- *Allen v. Cooper*: Drafted amicus curiae brief in support of plaintiff in the Supreme Court of the United States.
- *Gao v. Blue Ridge Landfill*: Appellate counsel and primary drafting attorney for defendant. Summary judgment in client's favor affirmed by the United States Court of Appeals for the Fifth Circuit.

## PRACTICES

Appellate  
Class Action & Multi-District Litigation  
Commercial Litigation  
Energy Litigation  
Trusts & Estates Litigation  
Intellectual Property Litigation  
Products Liability Litigation

## ADMISSIONS

State Bar of Texas  
State Bar of Illinois  
Supreme Court of the United States  
United States Court of Appeals for the Fifth, Sixth, and Tenth Circuits  
United States District Courts for the Eastern, Northern, Southern and Western Districts of Texas

## CLERKSHIPS

Honorable Edith Brown Clement, United States Court of Appeals for the Fifth Circuit  
Honorable Gerald E. Rosen, Chief Judge, United States District Court for the Eastern District of Michigan

## EDUCATION

J.D., Northwestern University School of Law, *cum laude*, 2012

- *Waypoint Lodging LLC v. Catlin Insurance*: Lead appellate counsel on insurance appeal before the United States Court of Appeals for the Fifth Circuit.
- *QTAT v. LRS*: Appellate counsel for defendant. Responsible for critical motions and jury charge at trial.
- *Dalton Logistics v. Universal*: Appellate counsel for plaintiff. Successfully affirmed multi-million dollar promissory estoppel verdict in the United States Court of Appeals for the Fifth Circuit.
- *Austin Materials v. Troche*: Appellate counsel in the Third Court of Appeals.
- *Moore Family Trust v. Bingham*: Lead appellate counsel in the Sixth Circuit.
- *Cline v. Sunoco*: Appellate counsel in the Supreme Court of the United States and Tenth Circuit.
- Senior Research Honors, *The Effect of the Seventeenth Amendment on Factional Balance in the United States*
- Executive Board: Coordinating Comment Editor & Articles Review Board, *The Journal of Criminal Law and Criminology*
- Constitutional Law Teaching Assistant for Prof. Eugene Kontorovich

## HONORS & AWARDS

- Named in Thomson Reuters *Texas Super Lawyers* – Appellate, 2023
- *Lawdragon 500 X – The Next Generation* Leading Lawyer Guide in Appellate, Commercial Litigation, 2023
- Named in *The Best Lawyers in America: Ones to Watch* in Appellate Practice, 2021 – 2024
- Recognized as a “Rising Star” in Appellate by Thomson Reuters *Super Lawyers* – Texas, 2022

Bachelor of Business Administration (B.B.A.), University of Notre Dame, Finance, *cum laude*

## PUBLICATIONS & PRESENTATIONS

- Panelist, *When States Infringe: The Curious Case of Copyright vs Sovereign Immunity*, Los Angeles Copyright Society, May 25, 2022
- Panelist, *Texas Greats on Business Litigation*, 40th Annual Page Keeton Civil Litigation Conference (UT Law CLE), October 2016
- [Illinois Assault Weapons Ban Upheld: En Banc or Supreme Court Review Ahead?](#) *Bloomberg BNA The United States Law Week*, May 5, 2015

## PROFESSIONAL ACTIVITIES & MEMBERSHIPS

- Houston Bar Association, Appellate Section
- Federalist Society, Houston Lawyer’s Chapter
- • Notre Dame Club of Houston, Lawyers’ Division

## COMMUNITY INVOLVEMENT

- Houston Achievement Place, Board of Directors
  - Annual Holiday Gala Event Co-Chair (2020)



