

Mark Flores

Shareholder

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Focus Areas

Litigation and Trials
Unfair Competition and Trade Secrets
Energy
Appellate

Overview

Mark Flores is a seasoned and experienced appellate advocate with first-chair experience in both state and federal court proceedings. He has appellate experience across multiple administrative and judicial forums and has filed amicus briefs before the Bureau of Immigration Appeals, the Sixth Circuit Court of Appeals and the Supreme Court of the United States.

Mark has likewise presented oral arguments before the Seventh Circuit Court of Appeals and the Kentucky Court of Appeals as well as successfully filed Petitions for Writs of Mandamus, obtaining relief for multiple clients in areas related to pre-arbitration discovery and the overturning of a contempt order.

He also has significant experience as a litigator in the unfair competition and trade secret practice. Mark has also served as first-chair in successfully obtaining a temporary restraining order to enforce a noncompetition agreement in Texas state court and second-chair on multiple occasions.

He has litigation experience successfully defending discrimination lawsuits and has obtained summary judgments, resulting in the dismissal of an age, national origin, race discrimination and retaliation claims in federal court. Mark also has first-chair bench trial experience in complex litigation related to the overturning of an election that involved thousands of documents, more than 20 witnesses and significant briefing.

Additionally, he is active in the American Bar Association's Section of Litigation and Forum on Communications Law.

Professional and Community Affiliations

- Associate Editor, American Bar Association's Litigation News Editorial Board, 2022-2023
- Associate Editor, Litigation News Magazine, Summer ed., 2020-2022
- Member, Board of Directors, Cowtown Marathon
- Co-Chair, Training and Development Committee, ABA Forum on Communications Law, 2017-2018
- Member, Training and Development Committee, ABA Forum on Communications Law, 2011-2017
- Member, ABA Section of Litigation Diverse Leaders Academy
- Vice Chair, Newsgathering Committee, Media Law Resource Center, 2014-2018
- Social Chair, Business Litigation, Tarrant County Bar Association
- Chair, Inaugural Diversity and Inclusion Summit, Kentucky Bar Association, 2015
- Chair, Young Lawyers Division Disaster Legal Services, Kentucky Bar Association, 2013-2014
- Member, Young Lawyers Division Diversity in the Profession Committee, Kentucky Bar Association, 2014-2016
- Member, Young Lawyers Division Executive Committee, Kentucky Bar Association, 2013-2016

Recognition

- Named, Young Lawyers Division Executive Committee Member of the Year, *Kentucky Bar Association*, 2014

Education

J.D., University of Kentucky College of Law, 2010

Bachelor of Journalism, University of Texas, Austin, 1999

Bar Admissions

Texas

Kentucky

Courts

U.S. Supreme Court

U.S. Court of Appeals, 5th Circuit

U.S. Court of Appeals, 6th Circuit

U.S. District Court, Northern District of Texas

U.S. District Court, Southern District of Texas

U.S. District Court, Western District of Texas

U.S. District Court, Eastern District of Texas

U.S. District Court, Western District of Kentucky

U.S. District Court, Eastern District of Kentucky

Publications & Press

Little Rings in New Year with the Elevation of 28 Attorneys to Shareholder

Little Press Release

January 4, 2023

Little Lightbulb – December Employment Appellate Roundup

Little Insight

December 29, 2022

Little Lightbulb: Labor & Employment Appellate Roundup

Little Insight

November 11, 2022

Litigation Trends During the COVID-19 Era

American Bar Association

January 21, 2022

COVID-19 Particles Not ‘Pollution’ Under Insurance Policy

American Bar Association

June 17, 2021

Ownership: Not Necessary to Launch Trade Secrets Claim into Litigation

American Bar Association

March 10, 2021

Good Pleading and Solid Arguments Allow Company to Challenge a State Robocall Statute

American Bar Association

April 7, 2020

Facebook "Friendship" Leads to Judge's Disqualification

American Bar Association

August 19, 2019

How Much Racial Bias Is Enough to Show Racism in a Jury Verdict?

ABA Section of Litigation Criminal Litigation Newsletter

March 7, 2018

Model Brief on Access to the Executive Branch

Media Law Resource Center

October 2017

Racial Bias and the No-Impeachment Rule

ABA Section of Litigation Diversity and Inclusion

May 2017

Loving v. Commonwealth: A Powerful Lesson Turns 50

American Bar Association – Criminal Litigation Section

March 6, 2017

Spotlight on Roula Allouch, Civil Rights Activist and Litigator

American Bar Association - Minority Trial Lawyer Section

February 22, 2017

The Top Ten Opinion: Potential Liability and Potential Immunity

Communications Lawyer

2014

Blast off? – Strict Liability’s Potential Role in the Development of the Commercial Space Market

Richmond Journal of Law and Technology, Vol. XVII, Issue 1

Fall 2010

Speaking Engagements

2022 Labor and Employment Law Update

July 28, 2022

Employment Law Update 2021

July 27, 2021

The Federal Government is Knocking on Your Door...Now What?

Austin, TX

April 16, 2019

The Government is Knocking on Your Door...Now What?

Dallas Employer Conference

July 19, 2018

Panel moderator: Attacks on Section 230? Bird v. Hassell and SESTA

ABA Forum on Communications Law Media Advocacy Workshop Luncheon

March 1, 2018

Moderator, Fake News and the Very Real Risks Associated with It

Dallas Joint Paralegal CLE 2017 Seminar

August 4, 2017

Moderator, The Past, Present and Potential Future of the Enforceability of Arbitration Agreements

American Bar Association's Roundtable

June 22, 2017

Moderator, The Rule 41 Amendments and the State of Digital Privacy

American Bar Association's Roundtable

March 23, 2017

Facing the Reality of Your Client's Facebook Posts – Obtaining and Using Evidence from Social Media

Kentucky Bar Association Convention

2014

Co-author and Speaker, Social Media and Online Defamation: Protecting Yourself and Your Clients

Kentucky Law Update

2013

Books & Book Chapters

- Survey of Federal Employment Libel and Privacy Law, *MLRC 50-State Survey: Employment Libel and Privacy Law*, Media Law Resource Center, 2016, 2017
- Survey of Kentucky Privacy and Related Claims Against the Media, *MLRC Media Privacy and Related Law*, co-author, 2012-2013
- Survey of Kentucky Privacy and Related Claims Against the Media, *MLRC Media Privacy and Related Law*, 2014-2015