

## Mark Flores

Shareholder

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## Practice 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, Ones to Watch, *The Best Lawyers in America*®, 2024-2025
- 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

**Littler Lightbulb – February 2025 Employment Appellate Roundup**

*Littler ASAP*

March 3, 2025

**Littler Lightbulb – January 2025 Employment Appellate Roundup**

*Littler ASAP*

February 6, 2025

**Littler Lightbulb: November 2024 Appellate Roundup**

*Littler ASAP*

December 13, 2024

**Pro Bono Week Podcast – Nonpartisan Election Activities**

*Littler Podcast*

October 22, 2024

**Littler Lightbulb: September 2024 Appellate Roundup**

*Littler ASAP*

October 11, 2024

**Littler Lightbulb: June 2024 Appellate Roundup**

*Littler ASAP*

July 10, 2024

**Littler Lightbulb: April 2024 Appellate Roundup**

*Littler ASAP*

May 6, 2024

**Littler Lightbulb: February 2024 Appellate Roundup**

*Littler ASAP*

March 6, 2024

**Littler Lightbulb – January 2024 Employment Appellate Roundup**

*Littler ASAP*

February 6, 2024

**Littler Lightbulb – August 2023 Employment Appellate Roundup**

*Littler ASAP*

September 1, 2023

**Littler Lightbulb – July 2023 Employment Appellate Roundup**

*Littler ASAP*

August 9, 2023

**Littler Lightbulb – May 2023 Employment Appellate Roundup**

*Littler ASAP*

May 30, 2023

**Littler Lightbulb – March 2023 Employment Appellate Roundup**

*Littler ASAP*

March 31, 2023

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

*Press Release*

January 4, 2023

**Littler Lightbulb – December 2022 Employment Appellate Roundup**

*Littler ASAP*

December 29, 2022

**Littler Lightbulb: Labor & Employment Appellate Roundup**

*Littler ASAP*

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

**Events & Speaking Engagements**

**2023 Dallas Regional Employer Conference**

Dallas, TX

August 3, 2023

**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