



THOMAS R. PACK

Partner

thomas.pack@maslon.com

Phone: 612.672.8344 | Fax: 612.642.8344

OVERVIEW

Tom Pack represents businesses in product liability matters, intellectual property disputes, internal investigations, and in other complex business litigation. He helps clients navigate all stages of the litigation process throughout many forums, including federal and state courts, mediation, and arbitration. Tom has extensive experience with discovery, including complicated eDiscovery, and has prepared successful dispositive motions in several matters. He also maintains an active pro bono practice in the civil rights and immigration law fields, with an emphasis on representing LGBTQ+ asylum seekers. Before joining Maslon, Tom was a litigator in the San Francisco office of Gibson, Dunn & Crutcher LLP.

Tom is passionate about issues related to diversity and inclusion in the legal industry, and he is a member of Maslon's Diversity & Inclusion Committee and co-chairs Maslon's Diverse Attorneys' Resource Group. Tom also serves on the Young Lawyers Committee of the National Native American Bar Association, and in the Emerging Leaders Group for Twin Cities Diversity in Practice.

Tom graduated from Stanford Law School in 2012, where he was editor-in-chief of the *Stanford Journal of Civil Rights and Civil Liberties*. While at Stanford, Tom served as president of the Native American Law Students Association, and he is a citizen of the Cherokee Nation of Oklahoma. Tom earned his bachelor's degree in political science from East Central University in Ada, Oklahoma. He was named the university's top graduating senior and was the recipient of the Harry S. Truman Scholarship.

Prior to law school, Tom gained extensive experience in a variety of capacities relating to rural and American Indian/Alaska Native health for the U.S. Department of Health and Human Services.

SELECTED EXPERIENCE

- Represents global leading medical device manufacturer in several external medical device tort matters in California state court and in various federal courts throughout the country.
- Assisted major automobile manufacturer in investigations related to security breach and intellectual property theft.

AREAS OF PRACTICE

Litigation

- Appeals
- Business Litigation
- Intellectual Property Litigation
- Tort & Product Liability

BAR ADMISSIONS

Minnesota

California

Wisconsin

U.S. District Court

- Minnesota
- C.D. California
- E.D. California
- N.D. California
- W.D. Wisconsin

U.S. Court of Appeals

- Eighth Circuit

EDUCATION

Stanford Law School
J.D., 2012

East Central University
B.A., 2006

Political Science

Honors: George Nigh Award for Top Graduating Senior; Harry S. Truman Scholarship

- Represented large manufacturer in patent litigation against competitor involving multiple patents and hundreds of claims.
- Represented one of the world's largest technology companies in software and hardware patent litigation, securing favorable settlements.
- *East View Information Systems, Inc. v. Xigent Solutions, LLC* (Minn. Ct. App. A17-2066). Secured full dismissal of all claims in a breach of contract matter, with the dismissal affirmed on appeal by the Minnesota Court of Appeals.
- Represented homebuyer in confidential arbitration proceedings and ancillary Minnesota district court litigation, in which the homebuyer alleged fraudulent nondisclosure of various defects in the home. Secured favorable arbitration award on the merits and subsequent settlement.
- *SRI, Inc. v. Seapine Software, Inc.*, 3:16-cv-07353 (N.D. Cal.). Defended patent infringement claim, including substantial invalidity discovery, and secured favorable settlement.
- *Kienholz v. Woodside Homes of Minnesota, Inc.* (Minn. D. Ct. 86-cv-16-149). Secured full dismissal of all claims in a construction defect case; also secured dismissal of appeal.
- *Bostic v. Schaefer*, 2:13-cv-00395 (E.D. Va.), 14-1167 (4th Cir.). Represented the Plaintiffs in the lawsuit which successfully challenged Virginia's constitutional and statutory bans on same-sex marriage, which served as a predicate case for invalidating similar bans throughout the Fourth Circuit.

Pro Bono

- Pro bono representation of LGBTQ+ people who sought to stay in the United States after fleeing anti-LGBTQ+ persecution in their home countries, referred by The Advocates for Human Rights.

LEADERSHIP & COMMUNITY

- The Cowles Center: Council Member 2019-present
- Twin Cities Diversity in Practice: Emerging Leaders Group 2019-present
- Defense Research Institute: Young Lawyers Steering Committee, Co-Vice Chair of Diversity Subcommittee 2018-2019; Drug & Medical Device Committee
- National Native American Bar Association: Young Lawyers Committee
- RECLAIM: former Board Member
- Minnesota Lavender Bar Association
- American Bar Association
- Minnesota State Bar Association
- Hennepin County Bar Association
- The Advocates for Human Rights: Pro Bono Attorney Volunteer

SELECTED HONORS

- **Best LGBTQ+ Lawyer Under 40**, National LGBT Bar Association, 2020
- **Attorney of the Year**, *Minnesota Lawyer*, 2019
- **Business of Pride Honoree**, *Minneapolis/St. Paul Business Journal*, 2019
- **Up & Coming Attorney**, *Minnesota Lawyer*, 2018
- **Recognized on Minnesota Rising Stars list as part of the Super Lawyers® selection process**, 2019-2020 (*Minnesota Rising Stars is a designation given to only 2.5 percent of Minnesota attorneys each year, based on a selection process that includes the recommendation of peers in the legal profession.*)
- **North Star Lawyer**, Minnesota State Bar Association, 2017-2019 (*North Star Lawyer is a designation that recognizes members who provide 50 hours or more of pro bono legal services in a calendar year.*)
- **Selected for inclusion in Best Lawyers: Ones to Watch**, 2021 (*These awards recognize attorneys, who are earlier in their careers, for outstanding professional excellence in private practice in the United States.*)

SELECTED PRESENTATIONS

- Gender-Inclusive Legal Writing and Communications (or Why "Dear Sir or Madam" Has to Go)," Minnesota Association of Law Libraries, 2021
- "Wait wait . . . *please* tell me! — A Legal Ethics CLE Quiz Program," 2020
- "Biases the LGBTQI Community Faces in the Legal System," Minnesota Hispanic Bar Association, Hennepin County Bar Association Diversity Committee, and Joyce Preschool, 2019
- "Is *Daubert* Always Good and *Frye* Always Bad? Navigating Motions to Exclude in Non-*Daubert* Jurisdictions," DRI Young Lawyers Seminar, 2019
- "Preemption in Drug and Medical Device Cases: An Overview and Hot Topics," panel member, webinar, DRI Young Lawyers Committee, 2019
- "Beyond Visibility - Continuing Challenges for LGBTQ Lawyers," panel member, Cultivating Diversity and Resilience Conference, Minnesota State Bar Association, 2019
- "Mediation is the New Trial: Partnering with Clients for Successful Mediation," Drug & Medical Device Seminar, Defense Research Institute, 2018

SELECTED PUBLICATIONS

- "Connections Matter: Networking Tips for Introverted Attorneys," *Raising the Bar*, Defense Research Institute, Volume 15, Issue 10, 2019
- "Inclusion in Practice: Gender-Inclusive Legal Writing and Communications (or Why 'Dear Sir or Madam' Must Go)," co-author, *Raising the Bar*, Defense Research Institute, April 2019
- "An Introduction for Newer Lawyers: Mediating Medical Device Claims," co-author, *Rx For the Defense*, Defense Research Institute, August 2018
- "Diversity and Inclusion: Challenges and Successes at One Mid-Sized Law Firm," *For The Defense*, Defense Research Institute, December 2017