

Catherine (Kate) Gaither

Kate has focused her career on financial services and appellate law, handling state and federal appeals. She has extensive trial experience, having served as either lead or second chair attorney in trials in both state and federal court.

Prior to joining the firm, Kate practiced in the general commercial litigation section of a large international law firm. Her experience in general commercial litigation, banking litigation, and appellate practice enables her to provide comprehensive legal advice to her clients. Kate received intensive trial skills training from the National Institute of Trial Advocacy.



OF COUNSEL

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CORE FOCUS

- Financial Services
- Financial Services: Litigation

EDUCATION

- Duke University School of Law, J.D., 2007
 - Moot Court Board
- University of Texas, B.B.A., 2004
 - Business Honors Program

ADMISSIONS

- State Bar of Texas, 2007
- United States District Courts for the Northern, Eastern, Southern, and Western Districts of Texas
- United States Courts of Appeal for the Fifth Circuit
- United States Court of Appeals for the Eleventh Circuit
- United States District Court for the Western District of Arkansas

EXPERIENCE

- Won full dismissal of RICO and equity claims against national bank under Rule 12 of the Federal Rules of Civil Procedure in District Court for the Northern District of Texas
- Appeal to the United States Court of Appeals for the Fifth Circuit from a district court decision regarding a national bank's right to enforce a dragnet clause in loan documents
- Appeal to the Court of Appeals for the Second District of Texas from a district court's denial of a Pennsylvania resident's special appearance

- Petition the United States Court of Appeals for the Fifth Circuit to reconsider adverse ruling against U.S. Diplomat after significant change in the law
- Appeal to the United States Court of Appeals for the Fifth Circuit from a district court decision requiring national bank to turn over collateral securing letter of credit to federal receiver
- Defense of national banks in lawsuits related to safe deposit box thefts
- Defense of national banks in wrongful foreclosure lawsuits
- Prosecute claims for defaulted commercial loans on behalf of national bank
- Prosecute claims for defaulted loans on behalf of auto lender

COMMUNITY

- Junior League of Dallas
- Genesis Women's Shelter Alliance Board
- Dallas Association of Young Lawyers Foundation
- Kappa Alpha Theta

ASSOCIATIONS

- Dallas Bar Association
- Dallas Association of Young Lawyers
- Federal Bar Association
- Fifth Circuit Bar Association

RELATED NEWS

- PPP Litigation Update: Eleventh Circuit Says No PPP Loans for Debtors in Bankruptcy
- Madden Class Action Update: Financial Institutions Win at Trial Level; Madden Distinguished
- Litigation Issues for Lenders Related to PPP Loans: False Claims Act
- Bankruptcy Court Holds Filing a Bankruptcy Proof of Claim is "Debt Collection"
- OCC Issues New Final Rule On Community Reinvestment Act