



David Ammons

Partner

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PRACTICES Litigation, Energy Litigation, Energy, Power and Natural Resources, Oil and Gas, Downstream, Offshore Oil and Gas, Offshore Oil and Gas Dispute Resolution, Oil and Gas Litigation, International Arbitration, Midstream, Bankruptcy Litigation, Power and Renewables Litigation

David Ammons is a commercial trial lawyer with extensive experience handling high-stakes litigation in state, federal, and bankruptcy courts nationwide. Clients value David's skill at efficiently and effectively resolving their litigation challenges in a manner that squares with their long-term strategic objectives. David has been recognized in the 2023 *Chambers USA* (Chambers and Partners) directory for knowing "the [energy] industry and its issues and players incredibly well. He guides his clients through complex situations with creativity and practicality."

Plaintiffs and defendants seek David's representation in complex commercial litigation matters, including breach of contract disputes, business torts, fiduciary and financial litigation, and environmental and toxic tort litigation. David has particular experience representing companies, hedge funds, and court-appointed trustees in bankruptcy litigation matters.

Board certified in Oil, Gas and Mineral Law by the Texas Board of Legal Specialization, David represents onshore and offshore oil and gas producers, gas marketing companies, gas pipeline companies, and natural gas liquids processing companies. He has successfully defended major integrated oil and gas companies and large independents in multidistrict and class action cases with multimillions of dollars at stake. He also has handled complex disputes concerning joint operating agreements, purchase and sale agreements, operational issues, and title to oil and gas assets.

Clients appreciate that David's early-career secondment to the commercial litigation group of a major integrated oil and gas company has made him a more effective advocate and provided him with unique insight into the operational and business concerns of his clients.

David is currently a member of the Executive Committee of the Institute for Energy Law and Vice Chair of its Litigation and Dispute Practice Committee, among other positions.

QUALIFICATIONS

EDUCATION

- J.D., The University of Texas School of Law, 2003

HAYNES BOONE

- B.A., The University of Texas at Austin, 1999, *cum laude*

CLERKSHIPS

- Briefing Attorney for the Honorable Terry Jennings, First District Court of Appeals of Texas, 2003-2004

ADMISSIONS

- Texas

COURT ADMISSIONS

- U.S. Court of Appeals for the Federal Circuit
 - U.S. Court of Appeals for the Fifth Circuit
 - U.S. Court of Appeals for the Ninth Circuit
 - U.S. District Court for the Eastern District of Texas
 - U.S. District Court for the Northern District of Texas
 - U.S. District Court for the Southern District of Texas
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PUBLICATIONS AND SPEAKING ENGAGEMENTS

- “Trends in Oil and Gas Royalty Disputes,” speaker, Petroleum Accountants Society of Houston's Twenty-Seventh Annual Education Day, May 26, 2016.
 - “Royalty Litigation: Perspectives from the Lessor / Lessee,” co-presenter, State Bar of Texas Oil and Gas Disputes Course, January 29, 2016.
 - “Trends in Oil and Gas Royalty Disputes,” co-presenter, Petroleum Accountants Society of Houston, November 19, 2015; San Antonio Association of Professional Landmen, October 12, 2015.
 - “Lessors Development Expectations During Downturn,” author, *Texas Lawyer*, April 6, 2015.
 - “The Deductibility of Post-Production Costs in Texas and Oklahoma,” author, *Petroleum Accounting and Financial Management Journal*, Volume 34, No. 1, March 1, 2015.
 - “Litigating Oil and Gas Valuation Issues,” presenter, Tarrant County Bar Association, Energy Law Section, October 9, 2014.
 - “Trends In Royalty Litigation,” presenter, Dallas Bar Association’s 29th Annual Review of Oil and Gas Law Seminar, August 14, 2014.
 - “How to Avoid Lease-Related Litigation,” author, *Texas Lawyer*, March 4, 2013.
 - “Valuing the Potential of Land for Oil and Gas Development,” presenter, Dallas Bar Association, Energy Law Section, January 16, 2013.
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PROFESSIONAL AFFILIATIONS AND ENGAGEMENTS

- The Institute for Energy Law, Member of the Executive Committee; Vice Chair of the Litigation and Dispute Practice Committee; Co-Chair of the Webinar Subcommittee; Member of the Programs Committee; and Member of the Practice Committee
 - Dallas Bar Association, Energy Law Section: Chair (2018); Vice Chair (2017); Treasurer (2016); Symposium Chair (2015); Communications and Sponsorship Chair (2014)
 - Association of International Petroleum Negotiators
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SELECTED CLIENT REPRESENTATIONS

Energy

- Defended a publicly traded exploration and production company in the defense of a number of proposed class action cases alleging underpayment of royalties on gas and natural gas liquids production. Defeated class certification.
- Defended a publicly traded exploration and production company against claims brought under the False Claims Act alleging underpayment of royalties on crude oil extracted from federal and Indian lands.
- Defended a publicly traded exploration and production company against allegations that it participated in an industry-wide antitrust conspiracy relating to lease bonuses and royalties. Secured dismissal of all claims.
- Defended a publicly traded exploration and production company in litigation concerning the enforceability of a lease option agreement and other related agreements impacting acreage throughout the country. Prevailed on summary judgment.
- Represented a publicly traded midstream company in connection with breaches of numerous offshore gas gathering agreements, including pursuing federal administrative remedies.
- Represented an independent oil and gas company in a dispute concerning title to leases and wells in the Permian basin and associated unlawful drainage.
- Represented an independent oil and gas company in a cotenant accounting dispute concerning leases and wells in the Barnett Shale.

Business Litigation

- Defended officers and directors of an independent exploration and production company against claims of operational mismanagement and breaches of fiduciary duty relating to two emerging shale plays.
- Handled director and officer litigation relating to the bankruptcy of a nationwide homebuilder.
- Handled fiduciary litigation relating to the bankruptcy of an entity that designed, implemented, and managed Independent Physician's Associations and Management Services Organizations.
- Handled director and officer and accounting malpractice litigation relating to the bankruptcy of a designer and manufacturer of offshore drilling rigs.
- Represented a foreign government in cross-border environmental and toxic tort litigation relating to copper and gold mining.
- Represented Joint Official Liquidators for companies in the Cayman Islands in federal multi-district litigation relating to the collapse of Parmalat, the Italian international food conglomerate.
- Represented a medical device manufacturer in litigation concerning patent infringement.

Some of the above representations were handled by David prior to joining Haynes and Boone.

AWARDS AND RECOGNITIONS

- Recognized in *Chambers USA*, Chambers and Partners for Oil and Gas Litigation (Nationwide), 2023
- Recognized in *The Best Lawyers in America* for Energy Law, Woodward/White, Inc., 2024
- Included in the *Lawdragon 500 Leading Litigators in America* guide, 2023-2024
- Board Certified in Oil, Gas and Mineral Law by the Texas Board of Legal Specialization
- Recognized as a Litigation Star in the 2022 edition of *Benchmark Litigation* U.S, Euromoney Institutional Investor PLC.
- Recognized in the *Legal 500* U.S. directory, Legalease Ltd., 2020-2022

HAYNES BOONE

- Recognized in the 2020-2023, *Texas Super Lawyers* directory, Thompson Reuters.