



Mark E. Ellis
Partner

Contact Information

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555 University Ave.
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Education

B.A. William & Mary, 1982
J.D. California Western School of
Law, 1985, Cum Laude

Expertise

Litigation in matters of:

- Trial Advocacy
- Appellate Advocacy
- Professional Liability
- Legal Malpractice
- Class Actions
- Commercial Law
- Business Law
- FDCPA Defense
- FCRA Defense
- TCPA Defense
- Serious Personal Injury
(Plaintiffs & Defendants)
- Insurance Coverage &
Bad Faith Defense

Mark E. Ellis

Practice Focus

Founding and managing partner Mark E. Ellis is a trial lawyer whose practice embraces civil litigation in both state and federal courts. He has tried over 60 cases to verdict, judgment or binding award. Many of Mr. Ellis' trials have lasted weeks. Several trials have lasted months.

Mr. Ellis believes there is an important distinction between a "trial attorney" and a so-called "litigator." For discerning clients who understand the distinction, this makes all the difference.

Mr. Ellis regularly defends professionals sued for malpractice, malicious prosecution, ethics violations, and other professional wrongdoing. Mr. Ellis has defended hundreds of such cases. As of Spring 2011, Mr. Ellis has represented lawyers and/or law firms in more than 40 trials, winning virtually every case that reached a final decision by verdict or judgment.

Mr. Ellis handles financial institution, business and commercial litigation, including complex litigation involving class actions under Federal Rule of Civil Procedure 23 and under California's Unfair Competition Law, Business and Professions Code, Section 17200. His practice includes commercial and consumer litigation in state and federal courts related to the federal Fair Debt Collection Practices Act (FDCPA), the Fair Credit Reporting Act (FCRA), the Telephone Consumer Protection Act (TCPA) as well as their state equivalents. Mr. Ellis, and the Firm, have successfully tried several of these cases over the last few years.

Every year since 2004, and again in 2011, Mr. Ellis has been chosen by other attorneys as one of the top 5 percent of lawyers practicing in Northern California, and he has been named a Northern California "Super Lawyer" in *Law & Politics Magazine*. Mr. Ellis is also listed under the specialty of Legal Malpractice Law in the 2012 edition of Best Lawyers in America®. This is the third consecutive year he has been honored by this publication, which names the nation's premiere attorneys based on a survey of 3.9 million lawyers.



Mr. Ellis' practice includes the regular representation of clients before the appellate courts. A former appellate law clerk, Mr. Ellis has

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successfully handled scores of appeals before state and federal appellate courts. In February 2006, he was one of the winning attorneys in *Rusheen v. Cohen* (2006) 37 Cal.4th 1048, a decision by the California Supreme Court. In 2009, Mr. Ellis participated in drafting and filing in the United States Supreme Court an *Amicus Curiae* brief on behalf of the California Association of Collectors (CAC) in the case of *Jerman v. Carlisle*.

Mr. Ellis' practice also includes the representation of plaintiffs in serious personal injury actions.

Mr. Ellis has participated in dozens of jury trials, bench trials, and/or binding arbitrations. He has won over 90 percent of those trials or arbitrations that reached decision.

Mr. Ellis is licensed to practice in the State of California, in the State of Washington, before the United States Supreme Court, before the Ninth Circuit Court of Appeals, and before all Federal District Courts in California and several others throughout the United States.

Education

Mr. Ellis earned his Bachelor's degree in Government from the College of William & Mary in 1982. He received his J.D. from California Western School of Law in 1985, graduating *cum laude*. In law school, Mr Ellis also:

- Received the Lloyd Griffin Ellis Scholarship (1984, 1985)
- Served on the Law Journal as a published member of the staff (1983-1984) and then as Head Lead Articles Editor (1984-1985)
- Received the Diane Gafford Ethics Award upon graduation (1985)
- Served as a Legal Writing Honor's Instructor (1983-1984)

Professional Affiliations

Mr. Ellis is a member, past member or inactive member of the Sacramento, San Francisco, California, Washington State and American Bar Associations, the Federal Bar Association, the Defense Research Institute, the Association of Defense Counsel for Northern California, the Professional Liability-Underwriter's Society (PLUS) and the Member Attorneys Program ("MAP") of the American Collectors Association. He served as the California MAP Chairman (2001-2002) for the American Collectors Association. He acts as a judge Pro Tem in the settlement department of the Sacramento Superior Court.

Work History

- Judicial Clerkship (1985-1987): Washington State Court of Appeals, Division III, to the Hon. Ray E. Munson

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- Associate, Partner, Shareholder (1987-2006): Murphy, Pearson, Bradley & Feeney
- Managing Partner (2006-Present): Ellis Law Group LLP

Representative Trials and Settlements

- *Sacramento City Unified School District v. G&V* (October 2010) **Legal Malpractice Defense.** 12-0 jury verdict for defendant client following a 9-week trial. Plaintiff school district had sought \$4.2 million in damages.
- *4920 Corp. v. SVLG* (June 2010) **Plaintiff Legal Malpractice.** Confidential settlement reached on 2nd day of trial in favor of plaintiff.
- *Henley v. Zang* (May 2010) **Plaintiff Medical Malpractice.** Defense verdict after 3 week jury trial.
- *Carmical v. Nationwide* (February 2010) **Personal Injury.** Award for plaintiff-client in excess of \$650,000 after U.M. arbitration.
- *Guiterez v. NCA* (February 2010) **FDCPA Defense.** Case settled on first day of trial after motions *in limine* gutted plaintiff's claims and damages. Pre-trial demand in excess of \$1,000,000 settled for less than cost of defense for defendant clients.
- *Howard v. Great Expectations* (September 2009) **Commercial Law Defense.** Participated in the Phase 2 trial of the consolidated class action representing defendant Great Expectations franchises throughout California. Favorable ruling obtained.
- *Hall v. Captain's Table, LLC* (July 2009) **Plaintiff Commercial Law.** Five-day bench trial concerning breach of contract (finder's fee). \$160,000 judgment in favor of plaintiff client.
- *Howard v. Great Expectations* (January 2009) **Commercial Law Defense.** Represented defendant dating service franchises in Phase 1 trial. Favorable ruling obtained.
- *Thornbrough v. Western Placer Unified School District Discharge Hearing* (November 2008-January 2009) **Public Entity/Labor Law Defense.** Represented school district in lengthy termination proceeding, and in retaliatory discharge proceeding. Favorable ruling entered for client WPUSD granting termination and rejecting retaliation claims.
- *Rouse v. Law Offices of R.C.* (August 2008) **FDCPA/Attorney Defense.** Defense verdict for law firm, its staff and its client after a unanimous jury verdict in the United States District Court for the Southern District of California. The plaintiff's pre-verdict demand exceeded \$400,000.
- *Scheel v. Henderson* (July 2008) **Real Property Defense.** Bench trial concerning ownership of, and right to use, real property. Ownership of property quieted in favor of client. Favorable final decision entered for clients.

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- *Olsen v. Harbison* (April 2008) **Attorney Defense/Quantum Meruit/Fees/Alleged Wrongdoing by Attorney.** Nonsuit granted in favor of client lawyer in pretrial motions on 4th day of trial.
- *Sutton v. A.H.W.* (January 2008) **Legal Malpractice Defense.** Multi-million dollar claims against attorney clients settled for substantially less than cost of defense on third day of trial after motions *in limine* threatened to gut plaintiff's claims.
- *Bloom v. H.B.C.W.* (September/October 2007) **Legal Malpractice Defense.** Defense verdict for client law firm after a five-week jury trial. Verdict entered for client law firm on fee cross claim for full amount of the claim; total awards in favor of client law firm in damages, fees and costs exceeded \$400,000.
- *Challas v. Goetz* (July 2007) **Bankruptcy Defense.** Favorable decision for client after a bench trial in United States Bankruptcy Court for the Northern District of California (San Jose).
- *Russ v. M.H.A.* (March 2007) **Legal Malpractice Defense.** Verdict against client for small percentage of damages requested. Nonsuit and post trial motions eliminated most of plaintiff's damages against client law firm; case resolved for confidential settlement while on appeal.
- *State Bar v. J.B.* (May-August 2007) **Involuntary Enrollment Proceeding.** Determination in favor of client attorney denying the State Bar's demand for involuntary enrollment after 5-day trial.
- *McKee v. E. & A.* (December 2006) **Attorney/FDCPA Defense.** Defense verdict obtained for client law firm sued for allegedly violating the FDCPA after 6 day jury trial in Federal District Court for the Central District of California.
- *Kubat v. H.* (May 2006) **Legal Malpractice/Breach of Fiduciary Duty Defense.** Favorable decision by nonsuit entered in favor of client attorney during second week of trial.
- *Ellis v. G.W.* (April 2006) **FCRA Defense.** \$1.5 million claim settled during second week of trial for \$25,000.
- *Andrews v. Shearer* (February 2006) **Plaintiff Personal Injury.** Settlement in favor of client plaintiff for \$1,350,000
- *Ruiz v. Citrus Grove* (March 2005) **Plaintiff/Personal Injury/Wrongful Death.** Settlement in favor of client plaintiffs in excess of \$1,700,000.
- *Denny v. Latham* (May/June 2005) **Wrongful Death Defense.** 12-0 jury verdict entered in favor of client defendant after three week jury trial.
- *Loduca v. Polyzos, dba QMC* (October 2004) **Breach of Contract.** Judgment in favor of plaintiff client following bench trial.

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- *Campos v. Wells Fargo Bank* (August 2004) **Commercial Law Defense**. Judgment entered in favor of client bank after adversarial trial in United States Bankruptcy Court, Eastern District of California.
- *Hall v. U.S. Express* (March 2004) **Plaintiff Personal Injury**. Settlement during second week of trial in excess of \$850,000 in favor of client personal injury victim.
- *A.N.P.A.C. v. M. & T.* (Jan/Feb 2004) **Legal Malpractice/Breach of Contract Defense**. Jury verdict entered in favor of law firm clients after three-week jury trial in U.S. District Court.
- *Wells Fargo Bank v. Tyson* (Spring 2003) **Plaintiff Commercial Law**. Judgment in favor of client bank in excess of \$350,000; cross-complaint against bank dismissed.
- *Holesapple v. S. & H.* (November 2002) **Legal Malpractice Defense**. Action dismissed against attorney clients; settlement in favor of client attorneys on the fee cross-claim in excess of \$480,000.
- *Kinsey v. Viega* (March 2002) **Legal Malpractice/Breach of Fiduciary Duty Defense**. Judgment in favor client attorney during trial.
- *Campbell v. Z.* (July-November 2001) **Legal Malpractice Defense**. Judgment entered in favor of client attorney after 5-month trial on legal malpractice claim; judgment entered on fee cross-claim in favor of client in excess of \$2,400,000.
- *Greenwell v. D. A. & Assoc.* (April & May 2000) **Legal Malpractice Defense**. Judgment entered for client attorneys after 2-month jury trial on legal malpractice claim.
- *Wang v. Grodin* (April 1999) **Legal Malpractice/Malicious Prosecution/Abuse of Process Defense**. Non-suit granted in favor of client attorney during trial.
- *Bregman v. S.* (November 1997) **Legal Malpractice Defense**. Dismissal in favor of client attorneys during jury trial.
- *Gunderson v. Valente* (September 1997) **Legal Malpractice Defense**. Verdict for client attorney following jury trial.

Reported & Non-reported Cases

- *Baillie v. Account Receivable Management of Fla.* (N.D. Cal. 2011) Slip Copy, 2011 WL 566817 (FDCPA)
- *Hameed v. IHOP Franchising, LLC* (E.D. Cal. 2011) Slip Copy, 2011 WL 590905 (Commercial Law)

Continued

- *Scott v. Federal Bond and Collection Service, Inc.* (N.D. Cal. 2011) Slip Copy, 2011 WL 176846 (FDCPA)
- *Ikon Office Solutions, Inc. v. Rezente* (E.D. Cal. 2010) Slip Copy, 2010 WL 5129293 (Trade Secret)
- *Nielsen v. Trofholz Technologies, Inc.* (E.D. Cal. 2010) Slip Copy, 2010 WL 5136164 (Discrimination)
- *Olsen v. Harbison* (2010) 191 Cal.App.4th 325 (Lawyer)
- *Nielsen v. Trofholz Technologies, Inc.* (E.D. Cal. 2010) — F.Supp.2d —, 2010 WL 4514227 (Discrimination)
- *Hameed v. IHOP Franchising, LLC* (E.D. Cal. 2010) Slip Copy, 2010 WL 4386705 (Commercial Law)
- *Walker v. Rash Curtis & Assoc.* (E.D. Cal. 2010) Slip Copy, 2010 WL 4157128 (FDCPA)
- *Ikon Office Solutions, Inc. v. Rezente* (E.D. Cal. 2010) Slip Copy, 2010 WL 3633769 (Trade Secret)
- *Thornbrough v. Western Placer Unified School Dist.* (E.D. Cal. 2010) Slip Copy, 2010 WL 3341810 (Discrimination/Labor Law)
- *Thornbrough v. Western Placer Unified School Dist.* (E.D. Cal. 2010) Slip Copy, 2010 WL 3069321 (Discrimination/Labor Law)
- *Kinder v. Allied Interstate, Inc.* (2010) Not Reported in Cal.Rptr.3d, 2010 WL 2993958 (TCPA)
- *Rouse v. Law Offices of Rory Clark* (9th Cir. 2010) 603 F.3d 699 (FDCPA)
- *Ikon Office Solutions, Inc. v. Rezente* (E.D. Pa. 2010) 2010 WL 395955 (Trade Secret)
- *Thornbrough v. Western Placer Unified School Dist.* (E.D. Cal. 2010) 2010 WL 2179917 (Discrimination/Labor Law)
- *Sanchez v. Indymac Bank, FSB* (E.D. Cal. 2010) 2010 WL 314760 (Commercial Law)
- *In Re Goetz* (N.D. Cal. 2008) 2008 WL 3068954 (Commercial Law/Bankruptcy)
- *Carrizosa v. Stassinis* (N.D. Cal. 2010) 2010 WL 144807 (FDCPA)

Continued

- *Balagapo v. GMAC Mortg., LLC* (E.D. Cal. 2010) 2010 WL 144108 (FDCPA)
- *Thoennes v. Masari Investments, LLC* (N.D.Cal 2009) 2009 WL 4282807 (Slip) (FDCPA)
- *Deomampo v. Wells Fargo Bank* (N.D. Cal. 2009) 2009 WL 1764533 (FDCPA)
- *Komarova v. National Credit Acceptance, Inc.* (2009) 175 Cal.App.4th 324 (Rosenthal FDCPA/Litigation Privilege)
- *Nicander v. Hecker* (N.D.Cal 2009) WL 5084087 (FDCPA)
- *Gruen v. EdFund* (N.D. Cal. 2009) F.Supp.2d, 2009 WL 2136785 (FDCPA)
- *Pintos v. Pacific Creditors Association* (9th Cir. 2009) 565 F.3d 1106 (FDCPA)
- *Carrizosa v. Stassinis* (N.D. Cal. 2009) 2009 WL 839095 (FDCPA)
- *Gerber v. Citigroup, Inc.* (E.D. Cal. 2009) WL 248094 (FDCPA)
- *Palmer v. Stassinis* (N.D. Cal. 2009) 2009 WL 86705 (FDCPA)
- *Liceaga v. Debt Recovery Solutions, LLC.*(1st Dist. 2008) 169 Cal. App.4th 901 (FCRA Preemption)
- *Roybal v. Trans Union* (E.D. Cal. 2008) 2008 WL 5329986 (FDCPA)
- *Palmer v. Far West Collection Services Inc.* (E.D. Cal. 2008) 2008 WL 5397140 (FDCPA)
- *Miller v. Midland Funding LLC* (C.D. Cal. 2008) 2008 WL 5003042 (FDCPA)
- *Farrar v. RDK Collection Serices, Inc.* (2nd Dist. 2008) 2008 WL 4741077 (FDCPA)
- *Cassady v. Union Adjustment Co., Inc.* (N.D. Cal. 2008) 2008 WL 4773976 (FDCPA/ Litigation Privilege)
- *Roybal v. Equifax* (E.D. Cal. 2008) 2008 WL 4532447 (FDCPA)
- *Roybal v. Equifax* (E.D. Cal. 2008) 2008 WL 4532465 (FDCPA)
- *Roybal v. Equifax* (E.D. Cal. 2008) 2008 WL 4532473 (FDCPA)
- *Camacho v. Bridgeport Financial Inc.* (N.D. Cal. 2008) 2008 WL 2951290 (FDCPA)

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- *Ambriz v. Arrow Financial Services* (C.D. Cal. 2008) 2008 WL 2095617
- *Costa v. National Action Financial Services* (E.D. Cal. 2008) 2008 WL 1925235 (FDCPA/ Emotional Distress)
- *Camacho v. Bridgeport* (9th Cir. 2008) 523 F.3d 973
- *Abels v. JBC Legal Group* (N.D. Cal. 2008) 2008 WL 782527 (FDCPA)
- *Roybal v. Equifax* (E.D. Cal. 2008) 2008 WL 619118
- *Martsof v. JBC Legal Group, P.C.* (M.D. Pa. 2008) WL 275719
- *Davis v. Unifund CCR Partners* (N.D. Cal. 2008) 2008 WL 191272
- *Burdick v. Palisades Collections LLC* (C.D. 2008) 2008 WL 80943
- *Costa v. National Action Financial Services* (E.D. 2007) 2007 WL 4526510 (FDCPA/ Emotional Distress)
- *Navarro v. Eskanos & Adler* (N.D. Cal.) 2007 WL 4458306
- *Navarro v. Eskanos & Adler* (N.D. Cal.) 2007 WL 4200171
- *Johnson v. Credit International* (9th Cir. 2007) Fed.Appx. 8, 2007 WL 3332813
- *In Re Goetz* (Bankruptcy, N.D. Cal. 2007) 2007 WL 3095418 (Commercial Law)
- *California Capital Ins. Co. v. Farmers Ins. Group (Edmondson Property Management v. Kwock)* (5th Dist. 2007) 156 Cal. App. 4th 197 (Coverage)
- *Law v. Harvey* (N.D. Cal. 2007) 2007 WL 2990426 (Trademark)
- *Pintos v. Pacific Creditors Ass'n* (9th Cir. 2007) 504 F.3d 792 (FCRA)
- *Palmer v. Stassinis* (N.D. Cal. 2007) 2007 WL 2288119
- *Guevarra v. Progressive Financial Services Inc.* (N.D. Cal. 2007) 497 F.Supp.2d 1090
- *Loduca v. Polyzos* (3rd Dist. 2007) 153 Cal.App.4th 334 (Breach of Contract)
- *Navarro v. Eskanos & Adler* (N.D. Cal. 2007) 2007 WL 1574548

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- *Chiu v. Creditors Trade Association Inc.* (N.D. Cal. 2007) 2007 WL 1509328
- *Abad v. Williams, Cohen & Gray, Inc.* (N.D. Cal. 2007) 2007 WL 1839910
- *Camacho v. Bridgeport Financial, Inc.* (N.D. Cal. 2007) 2007 WL 1302731
- *Lea v. Cypress Collections* (N.D. Cal. 2007) 2007 WL 988184
- *Lockshin v. Union Pacific R. Co.* (N.D. Cal. 2007) 2007 WL 900975
- *Navarro v. Eskanos & Adler* (N.D. Cal. 2007) 2007 WL 902550
- *Navarro v. Eskanos & Adler* (N.D. Cal. 2007) 2007 WL 549904
- *Camacho v. Bridgeport Financial, Inc.* (N.D. Cal. 2007) 2007 WL 196681
- *Navarro v. Eskanos & Adler* (N.D. Cal. 2006) 2006 WL 3533039
- *Guevarra v. Progressive Financial Services Inc.* (N.D. Cal. 2006) 2006 WL 3613742
- *Rouse v. Law Offices of Rory Clark* (S.D. Cal. 2006) 465 F.Supp2d 1031
- *Palmer v. Stassinios* (N.D. Cal. 2006) 2006 WL 2642530
- *Carrizosa v. Stassinios* (N.D. Cal. 2006) 2006 WL 2529503
- *Palmer v. Stassinios* (N.D. Cal. 2006) WL 2411413
- *Tilton v. Eskanos & Adler* (N.D. Cal. 2006) 2006 WL 2355468
- *Irwin v. Mascott* (9th Cir. 2006) 196 Fed.Appx. 455, 2006 WL 2085434
- *Carrizosa v. Stassinios* (N.D. Cal. 2006) 2006 WL 1581953
- *Palmer v. Stassinios* (N.D. Cal. 2006) 236 F.R.D. 460
- *Abels v. JBC Legal Group, PC* (N.D. Cal. 2006) 233 F.R.D. 645
- *Rusheen v. Cohen* (2006) 37 Cal.4th 1048 (Litigation Privilege)
- *Trevino v. ACB American, Inc.* (N.D. Cal. 2006) 2006 WL 391797

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- *Trevino v. ACB American, Inc.* (N.D. Cal. 2006) 232 F.R.D. 612
- *Abels v. JBC Legal Group, P.C.* (N.D. Cal. 2006) 2006 WL 568623
- *Palmer v. Stassinios* (N.D. Cal. 2006) 233 F.R.D. 546
- *Camacho v. Bridgeport* (9th Cir. 2005) 430 F. 3d 1070
- *Campos v. Wells Fargo Bank* (E.D. Cal. 2005) 345 B.R. 678
- *Abels v. JBC Legal Group, P.C.* (N.D. Cal. 2005) 2005 WL 3839309
- *Palmer v. Stassinios* (N.D. Cal. 2005) 419 F.Supp.2d 1151
- *Abels v. JBC Legal Group, P.C.* (N.D. Cal. 2005) 2005 WL 3839308
- *Abels v. JBC Legal Group, P.C.* (N.D. Cal. 2005) 428 F.Supp.2d 1023
- *Cancio v. Financial Credit Network, Inc.* (N.D. Cal. 2005) 2005 WL 1629809
- *Minick v. Tate* (N.D. Cal. 2005) 2005 WL 1566548
- *Abels v. JBC Legal Group, P.C.* (N.D. Cal. 2005) 229 F.R.D. 152
- *Palmer v. Stassinios* (N.D. Cal. 2005) WL 3868002
- *Palmer v. Stassinios* (N.D. Cal. 2005) WL 3868003
- *Abels v. JBC Legal Group, P.C.* (N.D. Cal. 2005) 227 F.R.D. 541
- *Bochman v. Pugh* (4th Dist. 2005) 2005 WL 288976
- *Palmer v. Stassinios* (N.D. Cal. 2004) 348 F.Supp.2d 1070
- *Irwin v. Mascott* (9th Cir. 2004) 370 F.3d 924
- *Bracamonte v. Eskanos & Adler* (N.D. Cal. 2004) WL 1146624
- *Bracken v. Harris & Zide, L.L.P* (N.D. Cal. 2004) 219 F.R.D. 481

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- *Beach v. Harco National Insurance Co.* (3rd Dist. 2004) 110 Cal.App.4th 82 (Bad Faith)
- *Campbell v. Zumbun and Findley* (3rd Dist. 2002) WL 1999755 (Legal Malpractice)
- *Renick v. Dun & Bradstreet* (9th Cir. 2002) 290 F. 3d 1055
- *Martin v. Wells Fargo Bank* (3rd Dist. 2001) 91 Cal.App.4th 489 (Commercial Law)
- *Littledove v. JBC & Associates, Inc.* (E.D. Cal. 2001) WL 42199
- *Irwin v. Mascott* (N.D. Cal. 2000) 112 F.Supp2d 937
- *Irwin v. Mascott* (N.D. Cal. 2000) 94 F.Supp2d 1052
- *Irwin v. Mascott* (N.D. Cal. 1999) 186 F.R.D. 567
- *Irwin v. Mascott* (N.D. Cal. 1999) 96 F.Supp2d 968
- *Mahon v. Credit Bureau of Placer County* (9th Cir. 1999) 171 F. Supp. 3d 1197 (FDCPA)
- *Naas v. Stolman* (9th Cir. 1997) 130 F. 3d 892 (FDCPA/Statute of Limitations)
- *Orix Credit Alliance v. Horton* (S.D. N.Y. 1997) 965 F. Supp. 481 (Commercial Law)
- *Plunkett v. Spaulding* (1997) 52 Cal. App. 4th 114 (Medical Malpractice)
- *Newman v. Checkrite California, Inc.* (E.D. Cal. 1996) 1996 WL 1118092
- *Newman v. Checkrite California, Inc.* (E.D. Cal. 1995) 912 F. Supp. 1354
- *Newman v. Checkrite California, Inc.* (E.D. Cal. 1994) 1994 WL 896637
- *In re Costa* (Bankruptcy E.D.Cal. 1994) 172 B.R. 954 (Commercial Law)
- *Nichols v. Keller* (5th Dist. 1993) 15 Cal App.4th 1672 (Legal Malpractice)
- *Carlton v. Tortosa* (1993) 14 Cal. App. 4th 745 (Real Estate Malpractice)
- *U.S. Roofing v. Credit Alliance Corp.* (1991) 228 Cal. App. 3d 1431 (Commercial Law)

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Articles

The articles below were initially published by the California Association of Collectors in their monthly trade magazine, *The Collector's Ink*. Most are available for printing/downloading at the Publications section of the firm's website, ellislawgrp.com.

- "The Two Most Important Cases of 2010" (March 2011)
- "Finding the Silver Lining in *Jerman*" (July 2010)
- "Alright, You've Been Sued, Now What Do You Do?" (Reprise) (April 2010)
- "The Current Status of Furnisher Obligations and Liability Under the FCRA (CCRAA)" (January 2010)
- "The ABC's of the TCPA: Part 1" (June 2009)
- "The ABC's of the TCPA: Part 2" (July 2009)
- "Life After Pintos" (April 2008)
- "The FCRA and You" (October 2003)
- "The Rosenthal FDCPA" (February 2006) (with June Coleman)
- "The FCRA and You" (October 2003)
- "Overview of State Debt Collection Regulations" (April 2003)
- "Alright. You've Been Sued . . . Now What Do You Do?" (December 2002)
- "Collection of Time-Barred Accounts" (August 2002)
- "Medical Collections: The Continuing Controversy of Whether California Welfare and Institutions Code, Section 17401 Prohibits Collection Charging Interest" (June 2002)
- "Essential Components of an Employee Manual" (April 2002, with Barbara Cotter)
- "Answers to Collection Questions from Members of the American Collectors' Association" (January 2002, with Jacob Koper)
- "Promote an Open Door Policy at Work to Discourage Employment-Related Claims" (November 2001, with Barbara Cotter)
- "Is Your Attorney Meaningfully Involved In Your Collection Process?" (June 2001, re printed in two parts in the ACA's "MAP Bulletin," September/October 2001)

Continued

- "An Update on Overshadowing" (March 2001, reprinted in the ACA's "MAP Bulletin" (August 2001)

Other Publications and Articles

- "Practical Legal Ethics in California: Issues and Answers" (National Business Institute, February 1999)
- "10 Ways to Avoid Legal Malpractice" (Sacramento County Bar Magazine, 1994)
- "Practical Legal Ethics in California" (National Business Institute, February 2004)
- "California Law on Legal Malpractice" (1993, 1996 and updated 2002)

Presentations

- "Legal Ethics Pertaining to Client Communications" teleseminar for National Business Institute (NBI) (June 22, 2011) Full slide show available at www.ellislawgrp.com/powerlegalethics3.html
- "Top 7 Ways to Avoid Agency Litigation" teleseminar presented by Mark E. Ellis and Michael Klutho of Bassford Remele, P.A., Minneapolis, Minnesota. Presented for the Campus ACA (May 7, 2010)
- "E-Discovery and LPL: Overcoming the Challenges Associated with the Preservation and Production of Electronically Stored Information (ESI)," American Conference Institute's 2nd National Forum on LPL/Legal Malpractice (New York, NY, January 2010) Full slide show available at www.ellislawgrp.com/powerpoint2.html
- "Eliminating Bias and Substance Abuse in the California Legal Profession," Teleconference and On-Demand Audio, National Business Institute (June 2009)
- "Statutory Causes of Action - Consumer Protection Statutes," 8th Annual Legal Malpractice Risk Management Conference (Chicago, IL, March 2009)
- "FDCPA Compliance and the California Practitioner" (Fresno, January 2008, NBI)
- "Insurance Lines and Issues," California Association of Collectors' 91st Annual Convention – Panel Presentation (Santa Rosa, CA, September 2008)
- "Legal Panel Discussion" California Association of Collectors' 90th Annual Convention and

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Expo – Participate on legal panel speaking on various issues relating to current issues in FDCPA and FCRA law. (Monterey, CA October 2007)

- "Litigating to Win Through Advanced Trial Advocacy" Seminar panel presentation on, among other things, ethical considerations during trial and effective closing argument. (Sacramento, CA Oct. 2007, NBI Seminars)
- "Rules and Procedures for Federal Court Success" Seminar panel presentation with Kevin Culhane and Jeffrey Nevin (Sacramento, CA November 2007, NBI Seminars)
- "Debt Collections in California under the Federal and California (Rosenthal) Fair Debt Collection Practices Acts." Seminars to Tenet Health Care (April 26 (St. Louis) and April 27 (Dallas) 2006)
- "Essential FDCPA Training." Teleseminar to member agencies of the California Association of Collectors (February 2004)
- "Anatomy of a Lawsuit." A panel presentation with Tim Halloran, Andrew Steinheimer and Douglas Muirhead of Gulf Insurance at the California Association of Collectors 86th Annual Convention and Expo (September 2003)
- "Essential FDCPA Training." Teleseminar to member agencies of the California Association of Collectors (April 2003)
- "Malpractice and the Consumer Case; Representation of the Debtor -- Potential Malpractice Pitfalls." A Panel Presentation with John Tosney and Jack Haycock to the Northern California Consumer Bankruptcy Conference (February 2003)
- "Current Trends in California FDCPA Litigation." Presented to the California Association of

Personal

Mr. Ellis was born and raised in Fredericksburg, Virginia where he developed an interest in the Civil War that continues to this day. He is married and has two sons.