



## Chad M. Eggspuehler

### Counsel

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Chad Eggspuehler is an appellate and complex litigation strategist with experience in federal and state courts across the United States.

Chad specializes in crafting succinct and thoughtful solutions to complex legal issues at all stages of litigation, ranging from jurisdictional and discovery issues to appellate oral arguments. Applying experience gained as a law clerk to federal judges on the U.S. Court of Appeals for the Sixth Circuit and the U.S. District Court for the District of New Jersey, Chad has devised winning strategies for a variety of clients, ranging from product-liability dispositive and expert-witness motions to unique procedural obstacles, multidistrict litigation, and LGBT civil rights issues.

In addition to working on appellate, administrative, and complex litigation matters, Chad has experience with intellectual property disputes, including multiple copyright infringement cases. He has penned winning briefs in state and federal courts across the country, including the U.S. Courts of Appeals for the Fourth, Fifth, and Eighth Circuits and amicus briefs in the Supreme Court of the United States and the Supreme Court of Ohio. Every case is a puzzle; Chad thrives at arranging the pieces and fitting them together.

Chad's advocacy extends beyond the traditional courtroom. He has prosecuted character and fitness and unauthorized practice of law matters before the respective committees of the Supreme Court of Ohio on behalf of the Cleveland Metropolitan Bar Association, and he has given legislative testimony to the Ohio General Assembly in support of LGBT rights, including addressing the House Committee on Government Accountability and Oversight on passage of the Ohio Fairness Act. He volunteers as a consultant with Equality Ohio and has taught legal writing and appellate advocacy while coaching moot court programs at The Ohio State University Moritz College of Law and The University of Akron School of Law.

A Dallas native, Chad became a third-generation Buckeye when he attended law school at Ohio State, and he has lived in Northeast Ohio since 2011. An avid Buckeyes fan, Chad enjoys games of all sorts, including trivia, card games, ping pong, and basketball.

## Education

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- The Ohio State University Moritz College of Law (J.D., cum laude, 2008); Law Review, Editor-in-Chief (2007-2008); Managing Board (2006-2007); Moot Court, ABA Regional Top-10 Oralist (2008); OSU Top Oralist, Top-5 Brief (2007); Dean's Award
- The University of Texas at Dallas (B.A. in Government & Politics, summa cum laude and Honors College, 2005); The UTD Mercury, Editor-in-Chief (2004-2005); Moot Court, TUMCA Top-10 Oralist of the Year (2004-2005); The Hon. Bill Archer Fellowship, Internship, The Supreme Court of the United States (2004)

## State Admissions

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- Ohio, 2016
- Texas, 2008

## Federal Admissions

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- Supreme Court of the United States
- United States Court of Appeals, Third Circuit
- United States Court of Appeals, Fourth Circuit
- United States Court of Appeals, Fifth Circuit
- United States Court of Appeals, Sixth Circuit
- United States Court of Appeals, Eighth Circuit
- United States Court of Appeals, District of Columbia Circuit
- United States District Court, Northern District of Ohio
- United States District Court, Southern District of Ohio

## Service Areas

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- [Appellate & Legal Issues](#)
- [Copyright Law](#)

## Experience

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- Won an appeal in the Eighth Circuit Court of Appeals, affirming the Western District of Missouri's grant of summary judgment and award of attorney's fees to the defendant in a copyright infringement lawsuit involving architectural plans
- Obtained a complete defense verdict in a two-week jury trial as a member of a trial team for a major pharmaceutical company in a case before the U.S. District Court for the Western District of Missouri involving claims of copyright infringement, breach of contract, the Missouri Computer Tampering Act, and civil conspiracy
- Obtained summary judgment and an award of attorney's fees for a defendant in a copyright infringement lawsuit in the Western District of Missouri against architects and home builders

## Publications & Events

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### LEGISLATIVE TESTIMONY AND STATEMENTS

- *Testimony in Support of Ohio H.B. 369, The Ohio Fairness Act*, Ohio General Assembly, Hearing before the House Committee on Civil Justice, Columbus, Ohio (February 2020); video testimony [here](#) (at 47:20).
- *Statement in Support of Medina Nondiscrimination Ordinance to Provide Workplace and Public Accommodations Protections to LGBTQ Community*, Special Committee of Medina City Council, Medina, Ohio (November 2018)
- *Testimony in Support of H.B. 160, The Ohio Fairness Act*, Ohio General Assembly, Hearing before the House Committee on Government Accountability and Oversight, Columbus, Ohio (January 2018)

### NOTABLE AMICUS BRIEFS

- *State of Ohio v. Basim Barnes*, [Brief of Amici Curiae Ohio State Bar Association & Academic Experts in Support of Appellee Basim Barnes](#)

### SPEAKING ENGAGEMENTS

- “Current Topics in Constitutional Law featuring Professor Akhil Amar, Yale Law School,” Moderator, The William K. Thomas American Inn of Court, Cleveland, Ohio (October 2021)
- “Technical Brief Writing for Moot Court Competitions,” Appellate Practice IV, Moot Court & Lawyering Skills Program, The Ohio State University Moritz College of Law, Columbus, Ohio (September 2021)
- “Civil Liberties-Focused Supreme Court Term in Review,” Panelist, 2020 In-House Counsel Summit Webinar, Tucker Ellis LLP (November 2020)
- “[The Importance of Clerkships](#),” Guest Legal Analyst, The Todd Allyn Show (October 2020)
- “Supreme Court Year in Review,” Panelist, 2020 In-House Counsel Summit Webinar, Tucker Ellis LLP (September 2020)
- “[SCOTUS Rules That LGBTQ People Are Covered Under Existing Federal Employment Civil Rights Protections](#),” Guest Legal Analyst (Title VII Cases), Equality Ohio (June 2020)
- “[Title VII & LGBTQ Employees: Which Way Will the Post-Kennedy Supreme Court Swing?](#)” Tucker Ellis **lgbTE** presentation (May 2020)
- “Technical Brief Writing for Moot Court Competitions,” Appellate Practice IV, Moot Court & Lawyering Skills Program, The Ohio State University Moritz College of Law, Columbus, Ohio (November 2019)
- “The Supreme Court Year in Review,” 2019 In-House Counsel Summit, Tucker Ellis LLP, Cleveland, Ohio (November 2019)
- “Terrifying Tales of Unauthorized Practice of Law (UPL),” Professional Conduct 2019: Super Scary Edition, Cleveland Metropolitan Bar Association, Cleveland, Ohio (October 2019)
- “2019-2020 SCOTUS Term Preview,” LGBT Committee, Columbus Bar Association, Columbus,

Ohio (October 2019)

- “The LGBT Movement v. Religious Liberty,” Debate with Professor George Dent, The Federalist Society, Cleveland, Ohio (March 2019)
- “The Supreme Court Year in Review,” and “‘It Gets Better, Doesn’t It?’ Recent Developments in LGBT Workplace and Public Accommodations Protection,” 2018 In-House Counsel Summit, Tucker Ellis LLP, Cleveland, Ohio (October 2018)
- “What Ethics? Navigating the Precarious Role of Counselor to POTUS,” Moderator, Cleveland Metropolitan Bar Association, Cleveland, Ohio (August 2018)
- “The State of the State: Civil Rights and Ongoing Legislative Efforts in Ohio,” LBGT Legal and Legislative Update, Cleveland Metropolitan Bar Association, Cleveland, Ohio (April 2018)
- “[Deep Dive into HB 160](#),” Moderator, Hot Talk at the CMBA, Cleveland Metropolitan Bar Association, Cleveland, Ohio (February 2018)
- “[Masterpiece Cakeshop, Ltd. v. Colorado Civil Rights Commission](#),” Debate, The Ohio State University Moritz College of Law, Columbus, Ohio (February 2018)
- “Appellate Advocacy Round Table,” Moot Court Honor Society, The University of Akron School of Law, Akron, Ohio (November 2017)
- “The Supreme Court Year in Review – 2016-2017 Term: Mapping the New Court’s Uncertain Course,” 2017 In-House Counsel Summit, Tucker Ellis LLP, Cleveland, Ohio (October 2017)
- “Technical Brief Writing for Moot Court Competitions,” Appellate Practice IV, Moot Court & Lawyering Skills Program, The Ohio State University Moritz College of Law, Columbus, Ohio (September 2017)
- “U.S. Supreme Court Round-Up,” 2016 In-House Counsel Summit, Tucker Ellis LLP, Cleveland, Ohio (October 2016)
- “Diversity & Discrimination: The Legal Ethics,” Tucker Ellis Ohio Professional Conduct Program, Cleveland, Ohio (December 2015)
- “U.S. Supreme Court Round-Up,” 2015 In-House Counsel Summit, Tucker Ellis LLP, Cleveland, Ohio (October 2015)

## PUBLICATIONS

- “[Justice is Vulnerable, We Must Be Resilient](#),” Federal Bar Association Northern District of Ohio, Fall 2020 Newsletter (November 2020)
- “[Ethical Implications for Bankruptcy Related Judicial Estoppel](#),” *Cleveland Metropolitan Bar Journal* (January 2020)
- “[SCOTUS Term in Review and Fall Term Preview: An Uncertain Forecast](#),” Equality Ohio Blog (August 2019)
- “[High Court Opts for Incremental Approach to LGBT Issues](#),” *Law360* (July 2019)
- “[Insights From 2017-2018 High Court Term and What’s Ahead](#),” *Law360* (December 2018)
- “[Ohio’s Alternative to the Contract-Specification Defense: Queen City Terminal and the OPLA ‘Manufacturer’/‘Supplier’ Two-Step](#),” OACTA Quarterly Review (Fall 2018)
- “[Litigation Cropping Up as Losing Applicants Scrap for Handful of Medical Marijuana Cultivator Licenses in Ohio](#),” American Bar Association, Business Law Section, *Business and Corporate Litigation Committee Newsletter* (Summer 2018)

- “Why the Customer Can’t Always Be Right in Product Liability Litigation,” *Westlaw Journal Medical Devices* (March 2018); *IADC Product Liability Committee Newsletter* (December 2017)
- “U.S. Supreme Court 2017 Year-in-Review: The Nine Again, and Upcoming Cases,” Bloomberg Law, *The United States Law Week Case Alert & Legal News* (December 2017)
- “When Product Liability Claims Are Hidden From Bankruptcy,” *Law360* (December 2017)
- “But the Court’s Order Says There Is ‘No Just Reason for Delay’ ...,” DRI’s *Certworthy*, Vol. 18, Issue 1 (July 2017)
- “Frosting on the Cakes: Non-Discrimination Laws, First Amendment in the Mix at Supreme Court (*Masterpiece Cakeshop, Ltd. v. Colorado Civil Rights Commission*, No. 16-111),” Guest Series, Equality Ohio Blog
- “Emerging Lessons for Businesses from *Daimler AG v. Bauman*: New Limits to Jurisdictional Discovery, but State Registration Statutes Still an Obstacle,” Bloomberg Law, *Corporate Law & Accountability Report* (January 2017)
- “The S-Words Mightier than the Pen: Signing Statements as Express Advocacy of Unlawful Action,” 43 GONZ. L. REV. 461 (2008)

#### Honors

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- 40 Best LGBTQ+ Lawyers Under 40 – Class of 2020, The LGBT Bar
- Ohio Super Lawyers Rising Stars® (2021)

#### In the Community

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- Cleveland Metropolitan Bar Association
  - » Unauthorized Practice of Law Committee
    - » Chair (2020-2021)
    - » Vice Chair (2019-2020)
  - » Ethics & Professionalism Committee
- Federal Bar Association
- County of Cuyahoga, Commission on Human Rights (2021-2024)
- The William K. Thomas American Inn of Court (2019-present)
  - » Executive Committee (2021-2022)
- The Hon. Harold A. Ackerman Fellowship Selection Committee
- The Ohio State University Moritz College of Law
  - » Civil Rights & Constitutional Law Moot Court Teams, Coach (2013-present)
- The University of Akron School of Law
  - » ABA National Appellate Advocacy Competition, Coach (2019, 2020)
  - » Guest Justice, Final Round of American Moot Court Association Regional Undergraduate Moot Court Tournament (November 2018)
  - » Mentorship Program
  - » Adjunct Faculty, Appellate Advocacy (2013)
  - » Moot Court Volunteer
- Equality Ohio, Volunteer Legal Analyst