



*John C. Schwambach, Jr.*

**John Schwambach** focuses his practice on the trial and appeal of complex commercial disputes. Mr. Schwambach handles complex civil matters in both state and federal courts. He has briefed and argued many appeals and original proceedings in mandamus before Texas appellate courts, including the Texas Supreme Court and the First, Third, Fourth, Fifth, Sixth, Eighth, Ninth, Tenth, Thirteenth, and Fourteenth Courts of Appeals. Mr. Schwambach has also briefed and argued numerous pre-trial motions in Texas state and federal district courts on various complex issues, including personal jurisdiction, forum non conveniens, venue, choice of law, and *Daubert* challenges to expert testimony.

### **Representative Experience**

- *King Fisher Marine Service, L.P. v. Tamez*, 443 S.W.3d 838 (Tex. 2014) (holding that Rule 272 affords trial courts the discretion to set a deadline for charge objections that precedes the reading of the charge to the jury);
- *Stewart & Stevenson, LLC v. Foret*, No. 01-11-01032-CV, 2013 WL 4337319 (Tex. App.—Houston [1st Dist.] Aug. 15, 2013, no pet.) (mem. op.) (affirming judgment in the amount of \$10.7 million);
- *Marquette Transp. Co. Gulf-Inland, LLC v. Jackson*, No. 01-10-01025-CV, 2012 WL 1454476 (Tex. App.—Houston [1st Dist.] Apr. 26, 2012, no pet.) (mem. op.) (affirming judgment in the amount of \$4.1 million);
- *Vinson v. Am. Bureau of Shipping*, 318 S.W.3d 34 (Tex. App.—Houston [1st Dist.] 2010, pet. denied) (reversing dismissal based on forum non conveniens);
- *Noble Drilling (US) Inc. v. Fountain*, 238 S.W.3d 432 (Tex. App.—Houston [1st Dist.] 2007, pet. denied) (affirming judgment in the amount of \$1.3 million);

- *Weeks Marine, Inc. v. Vela*, No. 04-05-00902-CV, 2007 WL 1341129 (Tex. App.— San Antonio May 9, 2007, no pet.) (affirming judgment in the amount of \$2.8 million).

### **Practice Areas**

- Commercial Disputes Litigation
- Energy Litigation
- Appellate Litigation

### **Education**

- J.D., The University of Texas School of Law
- B.A., Yale University

### **Court Admissions**

- Texas
- Fifth Circuit Court of Appeals
- United States District Courts for the Southern and Western Districts of Texas

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