

## Bob Boston

### PARTNER



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Bob Boston is widely recognized for his experience and analytical insight in high-value matters ranging from labor and employment disputes to complex commercial litigation. Respected by opposing counsel and members of the judiciary, clients rely on Bob for both his courtroom prowess and his ability to solve problems in day-to-day matters.

Companies seeking strategic advice or hands-on representation in business, commercial, labor or employment litigation matters rely on Bob for his depth of knowledge and extensive trial experience. A litigation strategist and tactician, Bob helps clients look beyond the reactive way of thinking to develop solutions to their litigation and employment issues. Clients rely upon Bob for his practical, creative advice. Representative companies include:

- Retailers
- Domestic and international manufacturers
- Nationwide service providers
- Healthcare systems, suppliers, providers, and payors of all kinds

Clients and peers report that Bob is "clearly one of the leaders" in his field. His amiable style and intellectual approach to problem-solving balance a formidable courtroom presence and willingness to do battle. Businesses hire Bob for his reputation as a determined thinker and preeminent litigator. They rehire him because he delivers results.

During his career as a commercial and employment litigator at Waller, Bob has over 30 federal and state reported and published appellate opinions from multiple jurisdictions. He has handled litigated matters in 28 states.

### EXPERIENCE

- **Mortuary and cemetery business enters a challenged right of first refusal lawsuit**  
Represented a regional mortuary and cemetery business in a dispute involving the scope and interpretation of a purchase and sale transaction involving a challenged right of first refusal.

- **Restoration and disaster relief company faces employment lawsuit**  
Represented a national restoration and disaster relief company in an employment agreement breach and interference lawsuit.
- **ICC International Court of Arbitration handles coal supply contract dispute**  
Provided representation as panel president before the ICC International Court of Arbitration in an arbitration involving the contract dispute.
- **Skyscraper owner defends against construction damage claims brought by neighboring building**  
Successfully represented a skyscraper owner who was named in a construction defects claim by filing an indemnity action against the general contractor and subcontractors of the project, after which the contractors' insurers agreed to fully defend and indemnify the skyscraper owner.
- **Large Tennessee health plan provider wins class action lawsuit**  
Represented a large health plan provider in a class action lawsuit regarding the delivery system developed for certain pharmaceutical specialty drugs.
- **News channel defends against employment, contractual claims**  
Acted as litigation counsel to a news channel in defending employment and contractual claims.
- **Restoration and disaster relief company fights trade secret lawsuit**  
Represented a national restoration and disaster relief company in a lawsuit regarding unfair competition and confidentiality obligations.
- **Large healthcare insurer resolves multi-million dollar commission adjustment dispute**  
Defended a large healthcare insurer against a multi-million dollar challenge brought by hundreds of former independent insurance adjusters for unpaid commissions.
- **Developer of mixed-use site in Nashville faces construction dispute with local restaurants**  
Defended a large Midwestern real estate developer in its defense of a claim for property and business loss damages brought by an adjacent restaurant company.
- **Senior living company seeks claims for damages against county government for breached contract**  
Represented a senior living company in a breach of contract dispute with the local county government and successfully obtained a reversal of the original ruling, allowing the claim to move forward.
- **Company founder battles post-sale claims brought by minority owner**  
Represented the founder of a medical diagnostic equipment manufacturing company during and following the highly successful sale of his business and post-sale challenges by a minority owner family member.
- **Stinger Medical acquired by Riverside Partners of Boston**  
Served as lead transaction counsel to Stinger Medical in its sale to Riverside Partners of Boston.
- **Wildlife sanctuary fights for custody of advanced mammal**  
Defended a Tennessee wildlife sanctuary in a lawsuit regarding the ownership of an advanced

mammal.

- **Tennessee Titans established in Nashville**

Advised the Tennessee Titan's franchise through its relocation from Houston, which included a broad spectrum of legal and governmental issues.

## **EDUCATION**

- J.D., with high honors, University of Tennessee College of Law, 1981
  - Order of the Coif
  - Phi Kappa Phi honor and Phi Alpha Delta legal fraternities
- B.A., Vanderbilt University, 1979

## **COURT ADMISSIONS**

- United States Supreme Court
- U.S. Court of Appeals for the Fourth, Sixth and Eleventh Circuits
- U.S. District Court, multiple districts in the United States

## **BAR ADMISSIONS**

- Tennessee

## **RECOGNITIONS**

### **Chambers USA**

- Recognized as a leading attorney in both Labor & Employment and Litigation: General Commercial (Tennessee), 2003-2020

### **The Best Lawyers in America© (BL Rankings)**

- Bet-the-Company Litigation, 2008-2021
- Commercial Litigation, 2007-2021
- Employment Law - Management, 2011-2021
- Labor Law - Management, 2011-2021
- Litigation - Labor and Employment, 2011-2021

### **Mid-South Super Lawyers (Thomson Reuters)**

- Employment & Labor, 2006-2020

### **Martindale Hubbell**

- AV-rated

### **Nashville Business Journal**

- Best of the Bar, 2019

### **PROFESSIONAL INVOLVEMENT**

- Fellow, American College of Trial Lawyers (ACTL)
- Member, International Association of Defense Counsel (IADC)
- Fellow, Nashville, Tennessee and American Bar Foundations
- Former Chair, Litigation Section of the Tennessee Bar Association
- Member, Nashville, Tennessee and American Bar Associations with memberships in the Labor and Employment and Litigation Sections
- Private and approved arbitrator for several associations, including the National Association of Securities Dealers and the National Futures Association
- Former Hearing Panel Committee Member, Board of Professional Responsibility of the Supreme Court of Tennessee
- Former Member, Board of Directors, Nashville Bar Association

### **COMMUNITY INVOLVEMENT**

- Director, Tennessee Department of Labor and Workforce Development
- At-Large Director, Duck River Development Agency
- Director and Chairman, EAR Foundation
- Trustee, The Oak Hill School
- Director, CSM, III
- Board Secretary and Executive Committee Member, Darkness to Light