

DANIELLE M. SHELTON

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EDUCATION

Harvard Law School (Cambridge, Massachusetts)
Juris Doctorate (J.D.), June 1995

- Graduated in the top ten percent of class (*magna cum laude*)
- Authored “When Private Goes Public: Legal Protection for Women Who Breastfeed in Public and at Work,” 14 *Law & Ineq. J.* 179 (1995).

Augustana College (Rock Island, Illinois)
Bachelor of Arts (B.A.) in Psychology, Minor in Women’s Studies, June 1992
Graduated in the top five percent of class (*summa cum laude*)

CLERKSHIP

Federal Court of Appeals Law Clerk
U.S. Court of Appeals, Eleventh Circuit (Montgomery, Alabama)
Clerked for the Honorable Ed Carnes, September 1995 to August 1996

PROFESSIONAL EXPERIENCE

Professor of Law
Drake University Law School (Des Moines, Iowa)

September 2003 to present (Professor of Law: 2009 – present)

- Served on law school curriculum committee (2004-07) (2018 - present), law school technology committee (2007-2013), law school equity and inclusion committee (member, 2013-2016) (chair 2016-2018).
- Serve on university curriculum committee (2011 – present).
- Authored, “Rewriting Rule 68: Realizing the Benefits of the Federal Settlement Rule By Injecting Certainty Into Offers of Judgment,” 91 *Minnesota Law Review* 865 (April 2007).
- Authored “Starting with the Familiar: Using the Desegregation Cases to Learn about Extracting Law from the Cases,” *The Second Draft*, Vol. 20 (Dec. 2005).
- Authored “Learning by Doing and Doing After Learning: Creating a Legal Writing Course in Which Extroverted and Introverted Learners Thrive,” *The Second Draft*, Vol. 22 (Spring 2008).
- Authored, “Iowa’s Animal Torture Law following *State v. Meerdink*: a Call for Clarity and Enforcement,” 62 *Drake L. Rev.* 743 (Spring 2014).
- Taught in CLEO Summer Institute (Summers 2011, 2016).
- Taught in Summer in France Program, Transnational Civil Litigation (Summer 2007).

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- Speaking at various regional and national legal writing conferences (2003 – current).

Trial and Appellate Attorney

The Weinhardt Law Firm, P.C. (Des Moines, Iowa)

August 2011 to present (Of Counsel) (Weinhardt & Logan, P.C., 2011-2017)

- Responsible for all aspects of federal and state civil litigation, including consulting with clients, drafting pleadings and written discovery, managing documents, taking depositions, arguing motions, writing briefs, examining witnesses, and coordinating all aspects of trial
- Handle appeals, including research, writing, and oral argument
- Significant Cases:
 - *Trustees of Iowa Laborers District Council Health and Welfare Trust, et al. v. Ankeny Community School District, et al.* 860 N.W.2d 923 (Iowa Ct. App. 2014) (defense counsel in appeal of complex litigation concerning the construction of two new public schools in Ankeny in which district court entered a \$2 million judgment against our client, a supplier of construction materials; obtained reversal from Iowa Court of Appeals in our client's favor on the nonpayment claim and on a substantial portion of the damages claim; settled case favorably while application for further review to the Iowa Supreme Court was pending).
 - *The Printer, Inc. v. Benskin Bros, Inc.*, 847 N.W.2d 612 (Iowa Ct. App. 2014) (appellate counsel for a large printing and marketing company, which had been found by a district court liable to pay six-figure sums for repair and replacement costs on the building that it leased for its business; obtained complete reversal from the Iowa Court of Appeals, which held that the landlord, not our client, was obligated under the lease to pay for the repair and replacement costs).
 - *Iowa Realty Company, Inc. v. Keller Williams Realty, Inc., et al.*, Iowa District Court for Polk County (2014) (trial counsel for national real estate brokerage firm, Keller Williams Realty, Inc., in a lawsuit brought by a prominent local real estate brokerage, in which plaintiff alleged that our client engaged in improper competitive activities and brought suit for malicious prosecution, abuse of process, defamation, and tortious interference with contract; successfully moved to dismiss all except claim for tortious interference, which local realty company then voluntarily dismissed, ending the lawsuit).

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- *Alexander Shcharansky, et al. v. Vadim Shapiro, et al.*, 842 N.W.2d 387 (Iowa Ct. App. 2013): After losing both offensive and defensive summary judgment in a feud with former shareholders of their technology company, the Shcharansky Group hired Mark Weinhardt and Danielle Shelton as appellate counsel. On appeal, Mark and Danielle obtained reversals of both summary judgment rulings, arguing that the clients' equitable contribution claim should go to trial and that factual disputes also precluded summary judgment on the counterclaim for breach of contract.
- *NevadaCare v. Department of Human Services et al.*, 783 N.W.2d 459 (Iowa 2010) (successfully defended before the Iowa Supreme Court the district court's judgment that the DHS was not liable for \$42 million to the plaintiff HMO).

Trial and Appellate Attorney

Belin Lamson McCormick Zumbach Flynn P.C. (Des Moines, Iowa)

September 1996 to present (Associate 1996-2001) (Partner 2001-2003) (Of Counsel 2003-2011)

- Responsible for all aspects of federal and state commercial and employment litigation, including consulting with clients, drafting pleadings and written discovery, managing documents, taking depositions, arguing motions, writing briefs, examining witnesses, and coordinating all aspects of trial
- Handle appeals, including research, writing, and oral argument
- Significant Cases:
 - *NevadaCare, Inc. d/b/a i/hx Iowa Health Solutions, Inc. v. Department of Human Services and Kevin Concannon, Director*, Case No. 97041 (Polk Cty. 2007) (defense counsel in two-week state court trial alleging \$41 million in breach of contract action related to state HMO Medicaid payments, resulting in complete defense verdict including award of attorneys fees to defendant of \$1.9 million)
 - *Midwest Oilseeds, Inc. v. Limagrain Genetics Corp.*, 231 F. Supp. 2d 942 (S.D.Iowa 2002) (trial counsel in one-week federal court trial for breach of contract, resulting in over \$40 million verdict for my client)
 - *EFCO Corp. v. Symons Corp.*, 219 F.3d 942 (8th Cir. 2000) (trial counsel in three-week federal court trial for commercial torts and contract claims, resulting in over \$15 million verdict for my client)

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- *Lincoln Nat'l Life Ins. Co. v. Payne*, 286 F. Supp. 2d 1023 (S.D. Iowa 2003) (trial counsel in three-week NASD arbitration for employment and breach of contract action, resulting in seven-figure award for my client, which was affirmed on review)
- *State of Iowa v. Unisys Corp. v. Heritage Nat'l Health Plan*, 637 N.W.2d 142 (Iowa 2001) (trial and appellate counsel in one-week trial for commercial breach of contract action, favorably settled mid-trial; successfully handled appeal of third-party claims not settled)
- *United Suppliers, Inc. v. Schroeder*, 638 N.W.2d 126 (Iowa App. 2004) (trial and appellate counsel in commercial breach of contract case).
- *Johnson v. Modine Manufacturing* (2002) (one-week federal court trial in commercial breach of contract action, resulting in directed verdict in favor of my client)
- *Perin v. Bunn-O-Matic* (2003) (commercial breach of contract federal court case, favorably settled before trial pending summary judgment motion).

Summer Associate

Winston & Strawn (Chicago, Illinois) and Sidley & Austin (Chicago, Illinois)
Summers 1993 & 1994

- Researched and wrote memoranda regarding employment, health care, and tax matters
- Offered permanent position at both firms

SERVICE

- Temporary Examiner (grader) for the Iowa Bar Examination (August 2001, February 2002, August 2002, February 2003)
- Judge and Coach for Iowa Mock Trial Association Middle High and Senior High Competitions (Judge from 1996-present, Coach from 2005-2011, Team State Semi-Finalists 2007)
- Speaker at various continuing education seminars, including in-house employment law seminars, client education and training seminars, and general litigation seminars
- Volunteer intake attorney for Legal Aid and Equal Justice After Hours fundraising committee
- Board, Interfaith Alliance of Iowa's Advocacy Fund (vice chair: 2007, chair 2008)
- Pro bono work for AIDS Project of Central Iowa (2000 – 2007)
- Volunteer, Furry Friends Refuge (2009 – present)

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CREDENTIALS

- Admitted to practice in Iowa (1995)
- Admitted to practice in Illinois (1995)
- Admitted to N.D. Iowa and S.D. Iowa (1996)
- Admitted to U.S. Court of Appeals for the Eleventh Circuit (1996)
- Admitted to U.S. Supreme Court (2008)
- National Institute of Trial Advocacy Workshops: Completed an eight-day trial advocacy course in Brooklyn Park, Minnesota (Fall 1999) and a three-day deposition course in Denver, Colorado (Fall 2000)