



## R. Mark Glover

Senior Counsel

Memphis | 901.577.2222 | [mglover@bakerdonelson.com](mailto:mglover@bakerdonelson.com)

R. Mark Glover is a veteran litigator who defends clients in general commercial litigation, banking disputes, class actions, trusts and estates litigation, securities and complex litigation of a commercial nature, and employment litigation matters.

Mr. Glover regularly defends clients in civil proceedings in both state and federal courts. His practice frequently involves the representation of publicly traded companies, and he has also advised companies on internal control and internal corporate investigation matters.

Mr. Glover is the former managing shareholder of the Firm's Memphis office (1996 – 2021) and is former chair of the Firm's litigation section. He has appeared on the panel of several seminars, including presentations sponsored by the Memphis Bar Association's Young Lawyers Division, the National Business Institute and the Tennessee Bar Association. He has also made numerous presentations and lectures on complex litigation management, employment and human resources issues as well as internal corporate investigations and retail loss and liability prevention.

### Representative Matters

- Counsel to both publicly traded companies and privately owned companies in internal corporate investigations and "whistleblower" situations.
- Defended financial institution in federal jury trial against allegations of fraud, resulting in judgment in favor of client.
- Achieved dismissal of majority of claims and negotiated favorable settlement of multimillion dollar suit alleging breach of fiduciary duty against bank trustee.
- Successfully represented a financial institution in a suit brought by the Department of Justice relating to federal student loan program.
- Represented major financial institution in class action litigation involving claims relating to overdraft fees on debit card transactions.
- Successfully represented national bank in shareholder derivative action against bank and investors and officers alleging mismanagement, fraud and breach of duties.
- Defended an interstate trucking operation in a class action relating to the training and licensing of a nationwide class of drivers.
- Defended national bank in ERISA class action.
- Participated in negotiation and settlement of class action employment case.
- Defended life insurance company in nationwide class action brought by agents.
- Defended national bank in private credit card financing class action.
- Defended numerous class actions and complex litigation matters.
- Successfully defended multi-level sales company in three class action suits.
- Represented major medical device manufacturer in multi-plaintiff arbitration relating to contract for commercial exploitation of surgical device.
- Successfully represented real estate developer in class action litigation to invalidate subdivision restrictions.
- Defended major manufacturer in litigation involving exclusive territory restrictions.
- Successfully represented major corporation in arbitration and mediation concerning termination of client's chief executive officer.

- Represented major manufacturing company in defeating class certification of two purported nationwide class cases.
- Successfully defended industrial employer in federal jury trial involving alleged wrongful death of employee.
- Counsel to both publicly traded companies and privately owned companies in internal corporate investigations and "whistleblower" situations.
- Obtained defense verdict in a breach of contract action tried to a jury in federal court in which the plaintiff had sought \$2 million in earnout payments allegedly due under an asset purchase agreement.
- Prevailed on a motion for summary judgment and successfully argued for affirmance on appeal to the U.S. Court of Appeals for the Tenth Circuit in a case arising out of the disposition of a business unit in which former employees claimed \$2.4 million in damages for the alleged breach of a payment agreement.
- Won a directed verdict motion in a bench trial of a malicious prosecution action and successfully defended the verdict after its appeal to the Tennessee Court of Appeals.
- Successfully defended a financial institution in a private label credit card dispute brought as a collective action in Mississippi state court.
- Represented a municipality in connection with Court Ordered Monitor issues in Federal Court Proceedings.
- Successfully represented a financial institution in a federal court jury trial dealing with loan interest rates and "prime rate."
- Defended multiple cases for corporate trustees in connection with fiduciary responsibilities in trust administration.
- Served as lead counsel and negotiated a favorable settlement in several shareholder derivative actions and shareholder class actions against corporations' boards of directors and officers.
- Successfully defended a financial institution in federal court action alleging violations of federal and state securities laws.
- Prevailed as counsel on a motion to dismiss a claim to invalidate a mortgage and successfully argued for affirmance at the Tennessee Court of Appeals.



## Professional Honors & Activities

- Listed in *The Best Lawyers in America*<sup>®</sup> in the areas of Commercial Litigation, since 2009; Banking and Finance Litigation, since 2011; Labor and Employment Litigation, since 2011; Employment Law - Management, since 2013; Trusts and Estates Litigation, since 2016; Securities Litigation, since 2016; Mass Tort Litigation/Class Actions - Defendants (2016 – 2021)
- Named the *Best Lawyers'* 2020 Memphis Litigation - Banking and Finance "Lawyer of the Year"
- Named the *Best Lawyers'* 2017 Memphis Litigation - Trusts and Estates "Lawyer of the Year"
- Listed in *Mid-South Super Lawyers* (2006, 2013 – 2021)
- Listed among the top 50 attorneys in Memphis and top 100 attorneys in the Mid-South by *Mid-South Super Lawyers* (2014, 2015, 2016)
- Fellow – Memphis Bar Foundation
- Member of Board of Directors – Memphis Orchestral Society, Executive Committee and Legal Counsel
- Member – Dean's Advisory Council, University of Memphis School of Law
- Member – Alumni Advisory Counsel, Duke University School of Law
- Member – American (past Vice Chairman, Standing Committee on Title Insurance), Tennessee (Member, Committee on Ethics and Professionalism) and Memphis Bar Associations
- Former Member – Leo Bearman Sr. American Inns of Court
- Former Adjunct Professor of Law – University of Memphis Cecil C. Humphreys School of Law
- Former Chairman – Board of Deacons Evergreen Presbyterian Church

- Former Co-Chair TBA Subcommittee on Title Insurance Law



## Publications

- "Baker's Dozen – Tips and Insights on Partnering to Advance Women ," *Women's Initiative Newsletter* (October 2021)
- "A Colleague, Mentor and Friend," *Trial Spotlight Newsletter* (December 2020)
- "Class Action Lawsuits Attack Banks' Implementation of CARES Act Lending Program," republished in *Banking Exchange* (April 22, 2020)



## Speaking Engagements

- "Legal Issues Confronting Inside Counsel" (November 2019)
- "Legal Issues Confronting Inside Counsel" (November 2018)
- "Legal Issues Confronting Inside Counsel" (October 2017)



## Education

- Duke University School of Law, J.D., 1979
- Ouachita Baptist University, B.A., 1976, with highest honors



## Admissions

- Tennessee, 1979