

R. Dwayne Danner



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education

Texas Wesleyan University School of Law (J.D., 1995)

University of Texas at Dallas (B.A., 1992)

admissions

Texas

U.S. District Court for the Eastern District of Texas

U.S. District Court for the Northern District of Texas

U.S. District Court for the Southern District of Texas

U.S. District Court for the Western District of Texas

U.S. Court of Appeals for the Fifth Circuit

U.S. Supreme Court

affiliations

Professional

- State Bar of Texas, Real Estate, Probate, and Trust Law Section

In my complex commercial litigation work, I frequently manage and advise on hundreds of cases over multiple jurisdictions. My extensive trial experience and case management skills allow me to help clients both in and out of the courtroom and provide them with consistent, prudent service from pleadings to appeals. I also offer strategically streamlined services and alternative fee arrangements to deliver clients highly efficient and cost-effective legal counsel, particularly when it's warranted on certain large matters.

Dwayne Danner focuses his commercial litigation practice on representing consumer financial services providers of many sizes and product specialties. Advising clients in Texas and in many other states across the country, Dwayne counsels institutions on mortgage lending, automobile finance, and insurance defense issues. Additionally, he steers clients around the complexities that arise in real estate, title insurance, and eminent domain cases. Dwayne serves as the Managing Member of the firm's Dallas office.

- Dallas Bar Association, Real Property Section

Community

- Children's Medical Center Dallas, Executive Board, Children's Trust, 2007 – 2009

Dwayne handles appellate matters, primarily on the federal level, with some at the Texas state court level as well. Whether he is representing a large client in multi-party litigation or a client involved in a small, single-plaintiff consumer case, he enjoys – and has earned a well-regarded reputation for – litigating in the courtroom and presenting oral arguments before judges and juries.

Clients appreciate Dwayne's ample experience, comprehensive familiarity with their disputes, and his ability to coordinate and track litigation through all its stages. They also value his knack for looking down the road to identify potential legal and business obstacles, issues, and omissions in their business systems and platforms. Dwayne's emphasis on spotting possible trouble and taking specific preventative measures and corrective actions to gain compliance helps these organizations avoid what could be hundreds of cases down the road.

As a former in-house counsel, Dwayne understands the big-picture perspective corporate legal departments must maintain as well as the many small-yet-important details they deal with every day. He also knows and appreciates the budgetary pressure they're constantly under. He applies this familiarity to all his representations. Employing a calm-but-determined style and a habit of communicating continually, Dwayne always strives to ensure his clients encounter no surprises.

Published Opinions

- *Bank of New York v. Daryapayma*, 457 S.W.3d 618 (Tex. App.-Dallas 2015, pet. denied)
- *Rucker v. Bank of America, N.A.*, 806 F.3d 828 (5th Cir. 2015)
- *Martins v. BAC Home Loans Servicing, L.P.*, 722 F.3d 249 (5th Cir. 2013)
- *Wigginton v. The Bank of New York Mellon*, 499 Fed.Appx. 868 (5th Cir. 2012)
- *Wilcox v. Marriott*, 230 S.W.3d 266 (Tex. App.-Beaumont 2007, pet. denied)

- *McDonald v. Chicago Title Insurance Company*, 188 S.W.3d 244 (Tex. App.-Dallas 2006, pet. denied)
- *ABN AMRO Mortgage Group v. TCB Farm and Ranch Land Investments*, 200 S.W.3d 774 (Tex. App.-Fort Worth 2006)
- *Hanson Business Park, L.P. v. First (sic Fidelity) National Title Ins. Co.*, 209 S.W.3d 867 (Tex. App.-Dallas 2006, pet. denied)

presentations

"TRID and RESPA Compliance and Litigation Developments," 2018 Consumer Finance Legal Conference, New Orleans, LA, October 18, 2018

"Tips, Tricks, and Traps in Mortgage Litigation," 16th Annual Consumer Finance Legal Conference, New Orleans, LA, October 12, 2017

"Establishing Standing, Defending Against Claims Relating to MERS, Overcoming Contested Foreclosures, and Responding to Borrower Counterclaims and Stall Tactics," ACI's 15th National Forum on Residential Mortgage Litigation & Regulatory Enforcement, Dallas, TX, September 22-23, 2014

"Contested Foreclosure and other Mortgage Litigation Issues," 10th Annual Consumer Finance Legal Conference, October 20, 2011

published articles

"*Lawler v. Fidelity National Title Insurance Company*: In Good Faith: A Title Insurer's Right to Prosecute Prior to Good Payment," American Bar Association Title Insurance Litigation Committee Newsletter, Summer 2012