



HOW TO REACH ME

OFFICE: 409.866.3318

DIRECT: 409.866.2800

CELL: 409.782.2051

EMAIL: THAD@HEARTFIELDLAWFIRM.COM

ADDRESS: 2195 DOWLEN RD

BEAUMONT, TEXAS 77706

J. THAD HEARTFIELD

The Heartfield Law Firm reflects the diverse legal experience of its owner and principal attorney, J. Thad Heartfield. Mr. Heartfield has practiced law in the State of Texas since 1988. He has focused his practice on general litigation, with more than 80 trials in Texas state and federal district courts. In 1988, he served as law clerk to Judge Joe J. Fisher, United States District Judge for the Eastern District of Texas. Mr. Heartfield has been admitted to and is very active in the United States District Court for the Eastern District of Texas since 1988. He is admitted to all federal districts in Texas as well as the United States Court of Appeals for the Fifth Circuit. Mr. Heartfield has been admitted pro hac vice to other federal courts outside Texas. He has served on the Local Rules Advisory Committee for the Eastern District of Texas. He served as a director on the District 3A Grievance Committee for the State of Texas and has also been a director of the Jefferson County Young Lawyers Association and the Jefferson County Bar Association. Mr. Heartfield is a Life Fellow of the Texas Bar Foundation.

Education

J.D., University of Tulsa, 1988

B.A., Texas A&M University, 1985

Admissions

State Bar of Texas

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

U.S. Court of Appeals for the Fifth Circuit

U.S. Court of Appeals for the Federal Circuit

Bar/Professional

2020 Eastern District of Texas Local Rules Advisory Committee, Member (Second Term)

3A Grievance Committee for the State of Texas, Director

Jefferson County Young Lawyers Association, Director

Jefferson County Bar Association, Director

U.S. District Court for the Eastern District of Texas, Law Clerk to the Honorable Joe J. Fisher

Texas Bar Foundation, Life Fellow



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Representative Experience

James J. Flanagan Shipping and P.C. Pfeiffer & Company, Inc.

Successfully challenged the Port of Beaumont's attempt to enforce unconstitutional provisions in its tariffs governing the payment of wages to employees performing stevedoring services.

902 Tyler Partners, L.P.

Represented 902 Tyler Partners in an action to recover cleanup costs under the Comprehensive Environmental Response, Compensation and Liability Act, the Texas Solid Waste Disposal Act, and the Texas Water Code. See *902 Tyler Partners, L.P. v. Wood-Protection Co.*, E.D. Tex. (Schneider, J.).

Schindler Elevator Corporation

Represented Schindler in post-trial proceedings defending against motions for sanctions for alleged trial misconduct. See *Darren Ceasar v. Schindler Elevator Corp.*, Judicial District Court, Jefferson County, Texas (Wortham, J.).

Script Care, Ltd

Represented Script Care in complex commercial breach of contract case involving prescription drug benefit components for health plans. See *Script Care, Ltd. v. Express Scripts, Inc.*, E.D. Tex. (Crone, J.).

First Financial Bank, N.A.

Represented First Financial Bank in an action for injunction and monetary damages involving allegations of misappropriation of the bank's confidential proprietary and trade secret information. See *First Financial v. Vacek*, Judicial Court of Orange County, Texas (Mehaffy, J., presiding by special appointment).

Jefferson County, Texas

Represented the County in numerous property condemnation actions

Jefferson County Drainage District No. 6

Served as lead counsel to the District for more than twenty years. Negotiated contracts, property acquisition, and handled all business of the District.

Represented the District in commercial breach of contract litigation involving marine waterway dredging contract. See *Jefferson Cty. Drainage Dist. No. 6 v. Mid-County Land Co.*, 136th Judicial District Court of Jefferson County, Texas (Wortham, J.).

Handled several condemnation cases to verdict in Jefferson County Court at Law No. 1 (Eddins, J.).

Aetna Health Inc.

Represented Aetna in complex commercial litigation involving allegations of breach of insurance contract. See *Baptist Hosp. of Se. Tex. v. Aetna Health Inc.*, Judicial District Court of Jefferson County, Texas (Sanderson, J.).



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Conn Credit I, LP

Represented Conn Credit I in complex commercial litigation to verdict and through appeal involving breach of contract related to the purchase of consumer loans. See Conn Credit I, LP v. TF LoanCo III, LLC, E.D. Tex. (Clark, J.) and Conn Credit I, LP v. Sherman Originator III LLC, U.S. Court of Appeals, Fifth Circuit (Atlas, J.).

microDATA GIS, Inc.

Represented microDATA through trial in patent litigation involving 911 call technology. See Cassidian Commc'ns, Inc. v. microDATA GIS, Inc., E.D. Tex. (Gilstrap, J.).

Conn Appliances, Inc.

Represented Conn Appliances in a large complex breach of contract dispute at arbitration before a three-member tribunal (Chair Trey Bregman, Scott Link, and Sylvia Mayer). See Conn Appliances, Inc. v. US Transp. Corp.

True Health Diagnostics, LLC

Represented True Health Diagnostics in an emergency action for temporary restraining order and preliminary injunction related to suspension of payment by the Center for Medicare and Medicaid Services. See True Health Diagnostics, LLC v. Alex M. Azar, II, Secretary, U.S. Dept. of Health & Human Servs., E.D. Tex. (Truncale, J.).

DIRECTV

Represented DIRECTV in patent infringement litigation involving satellite broadcast technology. See Finisar v. DIRECTV, E.D. Tex. (Clark, J.).

McAfee, Inc.

Represented McAfee in patent litigation involving unified threat management software. See Deep Nines v. McAfee, E.D. Tex. (Clark, J.).

Blackboard, Inc.

Represented Blackboard in patent litigation involving internet-based education support system and methods. See Blackboard v. Desire2Learn, E.D. Tex. (Clark, J.).

Paradox Security Systems, Ltd.

Represented Paradox in patent litigation involving electronic security systems. See Paradox v. ADT Security, E.D. Tex. (Ward, J.).

Cummins-Allison Corp.

Represented Cummins-Allison in patent litigation involving currency handling technology. See Cummins-Allison v. SBM and Amro-Asian, E.D. Tex. (Clark, J.).

Blue Coat Systems, Inc., Packeteer, Inc.

Represented Blue Coat, Packeteer, 7-Eleven, Build-A-Bear, and ABM through jury selection and settlement in patent litigation involving systems and methods for accelerated data storage and retrieval. See Realtime v. Packeteer, E.D. Tex. (Davis, J.).



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BSN, Inc.

Represented BSN in patent litigation involving nutritional supplements. See *Iovate v. BSN*, E.D. Tex. (Clark, J.).

Boston Scientific

Represented Boston Scientific in patent litigation involving balloon catheters and stint delivery systems. See *SCICO v. Boston Scientific*, E.D. Tex. (Clark, J.).

Verizon and MCI

Represented Verizon and MCI in patent litigation involving calling card technology. See *TGIP v. Verizon*, E.D. Tex. (Clark, J.).

Microsoft Corporation

Represented Microsoft in patent litigation involving electronic gaming controllers. See *Anascape v. Microsoft*, E.D. Tex. (Clark, J.).

CooperVision Inc.

Represented CooperVision asserting patents involving contact lens technology. *CooperVision v. CIBA*, E.D. Tex. (Clark, J.).

Toyota

Defense of patent litigation relating to product configuration software. See *Orion v. Staples*, E.D. Tex. (Davis, J.).

Honeywell International Inc.

Defense of Honeywell in asserted litigation related to indoor air quality. See *Purechoice v. Honeywell*, E.D. Tex. (Ward, J.).

Nike, Inc.

Represented Nike in shoe design technology, E.D. Tex. (Clark, J.).

American Express

Defended American Express in action challenging loyalty card patent methods. See *Source v. Am. Express*, E.D. Tex. (Ward, J.). Defended American Express in litigation alleging patent infringement of value-added cards. See *Alexsam v. Am. Express*, E.D. Tex. (Ward, J.).

Motorola, Inc.

Represented Motorola asserting patent infringement of technology related to computer chip manufacturing processes and circuitry. See *Motorola v. Winbond*, *Motorola v. TSMC*, and *Motorola v. STMicro*, E.D. Tex. (Clark, J.).

Dow Chemical Co.

Defended Dow Chemical Co. in trial of a chemical method patent. See *Exxon Corp. v. The Dow Chem. Co.*, E.D. Tex. (Fisher, J.).



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IDT Corporation

Defended IDT Corporation in patent infringement litigation involving prepaid calling card activation technology. See *Alexsam, Inc. v. IDT Corp.*, E.D. Tex. (Ward, J.).

Unitedhealth Group Incorporated

Defense of Unitedhealth in a patent infringement litigation involving prepaid insurance debit card technology. *Alexsam, Inc. v. Unitedhealth Grp. Inc.*, E.D. Tex. (Everingham, J.).

Softlayer Technologies

Defense of Softlayer through jury selection and settlement in patent infringement litigation involving software technology. See *Bedrock Computer Techs. LLC v. Softlayer Techs., Inc.*, E.D. Tex. (Davis, J.).

Red Hat, Inc.

Represented Red Hat in a patent litigation involving complex computer server technology. See *Red Hat, Inc. v. Bedrock Computer Techs, LLA.*, E.D. Tex. (Love, J.).

Hyundai and Kia

Represented Hyundai Motor America and Kia Motors America in a patent litigation involving the System and Method for Connecting a Portable Audio Player to an Automobile Sound System. See *Affinity Labs of Texas, LLC v. BMW N. Am, LLC*, E.D. Tex. (Clark, J.).

Apple, Inc.

Defended Apple in a patent infringement litigation involving portable audio/video system architecture. See *Personal Audio, LLC v. Apple Inc.*, E.D. Tex. (Clark, J.).

Mock Trial and Focus Group

Frequent presenter for several Fortune 500 companies during litigation to develop strategies through mock trial and focus group.