

# David A Domina

DOMINALAW Group pc llc  
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## Professional Practice

Trial Practice Exclusively.

- Over 325 Jury Trials  
Largest Verdict \$1.267 Billion
- Over 220 Appellate Decisions
- Two Constitutional Impeachment Trials
- Nine of Nine Homicide Acquittals

## Practice Emphasis

Persuasion. Trial is a specialty. Many Lawyers talk about Trial, but few do it. Trial practice is *not just talk*.

## Argued

220 + cases in State and Federal Appellate Courts  
325+ cases to approximately 13,000 jury veniremen

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## Professional Credentials

Juris Doctor With Distinction, University of Nebraska at Lincoln. 1972.

Licensure	State Bar of Michigan	# P59800
	New York State Bar Assn	Reg # on Request
	Nebraska State Bar Assn	# 11043
	The Missouri Bar	# 24687
	US District Court of Kansas	
	US Supreme Court	
	US Courts of Appeals 6 <sup>th</sup> , 8 <sup>th</sup> , 9 <sup>th</sup> , 10 <sup>th</sup> , 11 <sup>th</sup> & Fed Circuits	
	US Federal Claims Court	
	US Tax Court	
	US District Court District of Nebraska, 1973	
	US District Court Western District of Missouri, 1973	
	US District Court Eastern District of New York, 1995	
	US District Court Western District of New York, 1995	
	US District Court Northern District of New York, 1995	
	US District Court Southern District of New York, 1995	
	US District Court District of Arizona, 1995	
	US District Court Southern Illinois, 2015	

Diplomat      American Board of Trial Advocates

Commissioned Officer      Judge Advocate General Corps, U.S. Army

**2017 Significant Cases:**

*Hill v. State of Nebraska*, Nebraska Supreme Court, S-16-558, Oral Argument (2017)

**2016 Significant Cases:**

*Brozek v. Brozek*, 292 Neb. 681 (2016)

**2015 Significant Cases:**

**Lead Counsel:**

*DMK Biodiesel, LLC v. McCoy*, 290 Neb 286 (2015)

*Thompson v. Heineman*, 289 Neb 798 (2015)

**2014 Significant Cases:**

*In re Brennemann Trust*, 288 Neb 389 (2014)

*Robertson v. Jacobs Cattle Company*, Nebraska Supreme Court, S-13-0860, Oral Argument (2014)

*U.S.S. Hazard, Inc. v. City of Omaha Zoning Board of Appeals*, Nebraska Court of Appeals, A-13-0337, Oral Argument (2014)

*Brennemann v. Brennemann*, Nebraska Supreme Court, S-12-1029, Oral Argument (2014)

**2013 Significant Cases:**

*City of Albuquerque v. Horne-Stewart, LLC*, Second Judicial District Court, Bernalillo County, New Mexico, Case No. CV-2005-05603 (2013)

*Thompson v. Heineman*, District Court, Lancaster County, Nebraska, Case No. 12-2060 (2013)

*In Re: Hastings Acquisition, LLC v. Puretz*, US District Court, District of Nebraska, Case No. 10-cv-344 (2013)

*DMK Biodiesel, LLC v. McCoy*, Nebraska Supreme Court, 285 Neb 974, 830 NW2d 490 (2013)

*Banks v. Heineman*, Nebraska Supreme Court, 286 Neb 390, 837 NW2d 70 (2013)

*Robertson v. Jacobs Cattle Co.*, Nebraska Supreme Court, 285 Neb 859, 830 NW2d 191 (2013)

### **2012 Significant Cases**

*Lesiak v. Central Valley Ag Cooperative, Inc.* 283 Neb 103, 808 NW2d 67 (2012)

*Behrens v. Blunk* 284 Neb 454, 822 NW2d 344 (2012)

*Banks v. Heineman*, Nebraska, Case No. CI 11-662 (2012)

*Robertson v. Jacobs Cattle Co.*, District Court, Valley County, Nebraska, Case No. 05-022 (2012)

*Schmidt v. Berglund*, District Court, Madison County, Nebraska, Case No. CI10-429 (2012)

*Michigan Dept. of Transportation v. Detroit Int'l Bridge Co.*, Circuit Court, Wayne County, Michigan, Case No. 09-015581-CK (2012) & Michigan Court of Appeals No. 298276 (2012)

### **2011 Significant Cases**

*Robertson v. Jacobs Cattle Co.*, District Court, Valley County, Nebraska, Case No. 05-022 (2011)

*Nebraska Real Estate Appraiser Board v. Okoruwa*, Nebraska Real Estate Appraiser Board, Case No. 09-07 & 09 (2011)

*Herbers v. Natural Pork Production II, LLP*, District Court, Shelby County, Iowa, Case No. LACV 018776

*Scott v. Khan*, District Court, Madison County, Nebraska, Case No. CI 08-207 (2011)

*Loper v. Jones*, Ninth Judicial District Court, State of New Mexico, Curry County, Case No. D-0905-CV-2007-00013 (2011)

*LOL Finance Co. v. Johnson*, United States District Court, District of Nebraska, Case No. 09-cv-3224 (2011)

*Heitman v. Barney*, District Court, Knox County, Nebraska, Case No. CI 08-2 (2011)

*Patterson v. Graham*, Superior Court State of Arizona, Graham County, Case No. CV2008-277 (2011)

*Producers Livestock Marketing Ass'n. v. Peterson*, Nebraska Court of Appeals, A-10-0436 Oral Argument (2011)

*Leonard v. Powers*, District Court, Sarpy County, Nebraska (2011)

*Schoenwald v. Jacob*, County Court, Dodge County, Nebraska, Case No. CI 10-594 (2011)

*Moats v. Republican Party of Nebraska*, 281 Neb 411, 796 NW2d 584 (2011)

### **2010 Significant Cases**

*Bernbeck v. Gale*, United States District Court, 2011 WL 3841602

*Behrens v. Blunk*, Nebraska Supreme Court, 280 Neb 984, 792 NW2d 159 (2010)

*In Re Trust of Mastny*, Nebraska Supreme Court, 281 Neb 188, 794 NW2d 700 (2011)

*In Re Trust of Mastny*, Nebraska Supreme Court, 281 Neb 188, 794 NW2d 700 (2011)

*Lesiak v. Central Valley Ag Cooperative, Inc.*, 283 Neb 103, 808 NW2d 67 (2012)

*Gary's Implement, Inc. v. Bridgeport Tractor Parts, Inc.*, 281 Neb 281, 799 NW2d 249 (2011)

*Scott v. Khan*, Nebraska Court of Appeals, A-10-0099, Oral Argument (2010)

*Bauermeister v. Waste Management Co*, 280 Neb 1, 783 NW2d 594 (2010)

*Hefley v. Praj Schneider, Inc.*, District Court, Douglas County, Nebraska, Doc. 1084 Page 465 (2010)

*Moats v. Republican Party of Nebraska*, Nebraska 281 Neb 411, 796 NW2d 584 (2011)

*In Re Estate of Johnson*, Nebraska Supreme Court, S-09-1193, S-09-1194, S-09-1195, S-09-1196, Oral Argument (2010)

*Kopecky v. Revell*, District Court, Holt County, Nebraska, Case No. CI 08-117 (2010)

*Luff v. State*, Nebraska Court of Appeals, 18 Neb App 422, 783 NW2d 625 (2010)

*Mastny v. State Farm*, District Court, Stanton County, Nebraska, Case No. CI 08-45 No. 261 (2010)

### **2009 Significant Cases**

*Bell v. Rail Container Co.*, District Court, Pottawattamie County, Iowa, Case No. 04781 EQCV 096178 (2009)

*In Re: Estate of Audree Bahr*, County Court, Pierce County, Nebraska, Case No. PR 07-029 (2009)

*Tolliver v. Visiting Nurse Association of the Midlands*, 278 Neb 532, 771 NW2d 908 (2009)

*Dominguez v. Eppley Transportation Services, Inc.*, 277 Neb 531, 763 NW2d 696 (2009)

## **Publications & Major Contributions**

### **2016**

Domina, David A., Invited Presenter, Nebraska State Bar Association Annual Meeting. Masters in Trial: Voir Dire Presentation & Appellate Practice Section Seminar. La Vista, NE (October 27 & 28, 2016)

Domina, David A., *Legal & Ethical Issues Involving Custody Evaluations. Trends & Emerging Issues at the Intersection of Mental Health & Family Law*, Invited Presentation, Midwest Family Law Association. Omaha, NE (September 23, 2016)

Domina, David A., Guest Speaker, Eminent Domain Presentation, Thedford, NE (September 7, 2016)

Domina, David A., Guest Speaker, Nebraska Farmers Union PAC Fundraiser. Lincoln, NE (May 5, 2016)

Domina, David A., *Eminent Domain and Land Valuation Litigation 2016. Holding Private Condemnors to the Line*, Invited Presentation, American Law Institute Eminent Domain Conference. Austin, TX (January 28, 2016)

### **2015**

Domina, David A., Second Judge Puts Hold on Keystone XL Builder, *Omaha World Herald*, February 27, 2015

Domina, David A., They called him Johnnie, *Lincoln Journal Star*, March 1, 2015

Domina, David A., United Minority Contractors Threaten Lawsuit, *The Omaha Star*, Vol. 77-No. 8, February 20, 2015

Domina, David A., Eminent Domain & For-Profit Energy Companies: Avoiding Unrest with Landowners, *Nebraska Lawyer* 17, Jan/Feb 2015

Domina, David A., Guest Speaker, University of Nebraska Institute of Ag & Natural Resources. University of Nebraska, Lincoln NE (Jan 26, 2015)

Domina, David A., Guest Speaker, 20<sup>th</sup> Thomas R. Gallivan Jr Conference on Law of Eminent Domain. University of Connecticut School of Law, Hartford CT (Mar 20 2015).

Domina, David A. Guest Speaker, Environmental Law Society, Defensive Use of Eminent Domain. University of Kansas School of Law, Lawrence KS (April 2, 2015)

## **2014**

Position Papers 1-31, Domina for Nebraska (Candidacy, United States Senate) 2014

Domina, David A., Constitution Law Series, Iowa Western Community College, February 2014

Domina, David A., Living Commitments Publicly: Steadfastness is Uncomfortable!, *American Legion Post 11*, Hastings, Nebraska, November 8, 2014

Member, Military Officers Association of America

## **2013**

Domina, David A., Closing Argument, American Board of Trial Advocates, October 2013

Domina, David A., Risks on Multiple Representation, Nebraska State Bar Ass'n, October 2013

Domina, David A., Attorney At Law Magazine, Vol. 2, No. 1, Nebraska Edition (pages 8-10)

Domina, David A., Duke University Video Conference

Domina, David A. and Domina, Carol E., Judicial Retention: Removing Target Starts at Home, 20 *Voir Dire* 13 (ABOTA Spring 2013)

Domina, David A., Federal Crop Insurance: What is it? How does it work? Sep 2013  
*Annual Iowa Ag Law Update* (Ames 2013)

## **2012**

Domina, David A., Invited Guest, Negotiations with Major Companies, Eminent Domain, and Easement Issues  
O'Neill, Nebraska, May and June 2012  
Neligh, Nebraska, May 2012  
Central City, Nebraska, June 2012

Domina, David A., Invited Guest, *Dealing With Oil Pipeline Issues and Land Use*.  
Atkinson, Nebraska, July 2012

Domina, David A., and Wells, Jeremy R., Unfair Competition Issues Affecting the Auto  
Repair Industry (presented to Nebraska Auto Body Association, July 11, 2012).

Domina, David A., Federal Crop Insurance: What it Means and How it Works. Aftermath  
of the 2012 Drought (*The Nebraska Lawyer*, Nov-Dec 2012).

Domina, David A., Invited Guest, So You Are an Expert Witness? Want to be a Defendant,  
Too?, Annual Kutak Rock Professionalism & Litigation Conference (2012).

## **2011**

Domina, David A., and Brian E. Jorde, Nebraska's Regulatory Authority Over Oil  
Pipelines (Submitted to NE Legislature: Published Lincoln Journal Star)

Domina, David A., Invited Guest, *The Current*, Canadian Broadcasting 2011

Domina, David A., Invited Guest, Canadian Television Corporation 2011

Domina, David A., Closing Argument, American Board of Trial Advocates

Domina, David A., and Real, Dan, Book Chapter, Appellate Practice & Procedure,  
Appellate Practice Council, (ABA Books 2011) (release: December 2011)

Domina, David A., and Brian E. Jorde, "Trial: The Real Alternative Dispute Resolution  
Method! (ABOTA, *Voir Dire* Magazine, Winter 2011)

Counsel, *Terry v Tyson Farms*, Petition for Writ of Certiorari from U S Supreme Court to  
U S Court of Appeals, Sixth Circuit

Domina, David A. & C. Robert Taylor, Let's Look at the Statute. Surprise! It's Not About  
Efficiency, (*Organization for Competitive Markets*, Feb. 2011).

## **2010**

Domina, David A. and C. Robert Taylor, Final Comments on GIPSA Proposed Rules,  
Report Prepared for U S Department of Agriculture for Official Comment on  
Competition In Livestock Industry (Invited by Org Competitive Markets.  
Submitted to USDA Nov.2010)

C. Robert Taylor and David A. Domina, Restoring Economic Health to Contract Poultry  
Production, Report prepared for the Joint U.S. Department of Justice, U.S.  
Department of Agriculture Workshop on Competition Issues in the Livestock  
Industry, August 25, 2010. (Taylor Invited Speaker, Normal AL May 2010)

- Domina, David A., and C. Robert Taylor, Restoring Economic Health to Beef Markets, Report prepared for the Joint U.S. Department of Justice, U.S. Department of Agriculture Workshop on Competition Issues in the Poultry Industry, May 13, 2010. (Domina invited speaker, Ft. Collins, CO, August 27, 2010)
- Domina, David A., and C. Robert Taylor, “The Debilitating Effects of Concentration in Markets Affecting Agriculture,” *Drake Agricultural Law Journal*, Vol. 15(1), Spring 2010, 61:108.
- Domina, David A., and Brian E. Jorde, “Trial: The Real Alternative Dispute Resolution Method”, Invited Publication, Nebraska Ass’n Trial Attorneys (Oct 2010) (Oral Publication by Mr. Jorde Supplemented Publication)
- Domina, David A., “Issues in Case Selection: How to Choose, Not Just be Chosen By, Clients: A Plaintiff’ Lawyer’s Perspective”, Invited Publication, Nebraska Bar Ass’n (Oct 2010) (Oral Presentation Supplemented Publication)
- Domina, David A., and Real, Daniel L., The Insider’s Guide to the Nebraska Appellate Courts, American Bar Association Appellate Practice Compendium (ABA Publishing 2010)
- Domina, David A., Keynote Address (Invited) Market Structure & Fair Competition, Montana Cattlemen’s Ass’n (Lewistown MT Dec 2010)
- Domina, David A., Keynote Address (Invited), What is Really in the GIPSA Rules, Kansas Cattlemen’s Ass’n (Great Bend KS (Nov 2010)
- Domina, David A., and Brian E. Jorde (Invited Presentation), What are the Proposed Fair Competition Rules & How Do They Work?, Independent Cattlemen of Nebraska (North Platte NE Oct 2010)

## **2009**

- Domina, David A., Electronic Markets: Essential for Fair Competition at the Marketplace, Invited Comments (USDA Dec 2009)
- Domina, David A., and C. Robert Taylor, “The Debilitating Effects of Concentration in Markets Affecting Agriculture,” Organization for Competitive Markets Special Competition Committee Report, (September 2009)
- Domina, David A., Speaker & Model Oral Advocate, American Bar Association (ABA) Appellate Conference (Chicago IL, May 2009)
- Domina, David A., Sell Your Product, Not Next Guy’s, *Nebraska Farmer*, (April 2009)
- Domina, David A., How To Protect Your Forward Price, *Nebraska Farmer*, (March 2009)



Domina, David A., Keynote Speaker: Organization for Competitive Markets (OCM) Annual Convention, St. Louis, MO (August 2009)

Domina, David A., Model Appellant's Brief, American Bar Association, Appellate Conference (2009)

Domina, David A., Proving Unfair Business Practices in Court, Am Ag Law Institute, Williamsburg VA (2009)

## **2008**

Domina, David A., *What Is the Bailout Bill? The Emergency Economic Stabilization Act of 2008*, *Nebraska Lawyer*, (Nov-Dec 2008)

Domina, David A., Cited in *Forbes Magazine*, January 7, 2008

Domina, David A., Invited Speaker, Nebraska Judicial Resources Commission Conference (Lincoln NE 2008)

Domina, David A., Invited Keynote Speaker, Citizens for Rural Schools, in connection with *Koch et al. v. Freeholder Board* (December 2008)

Domina, David A., Invited Sermon, *Public Service and Church Lives*, Methodist Conference (Omaha NE February 2008)

Domina, David A., Defense of Ancient Acts: Trial of Persons Accused of War Crimes in WW II (Military Channel 2008)

Domina, David A., Defense of Ancient Acts: Trial of Persons Accused of War Crimes in WW II (History Channel 2008)

## **2007**

Counsel, *Raisin Valley Farms et v USDA*, Petition for Writ of Certiorari from U S Supreme Court to U S Court of Appeals, Federal Circuit

Domina, David A., Speaker, Creighton Law School, Appellate Advocacy, (March 2007)

Domina, David A., Invited Speaker, Litigation Symposium for CFOs, (Birmingham, MI Jan 2007)

Domina, David A., Invited Speaker, Nebraska Appellate Judges Seminar (February 2007)

Domina, David A., Invited Sermon, First United Methodist Church (Omaha NE February 2007)

Domina, David A., Invited Speaker, Nebraska Judicial Networking Coalition (Feb 2007)

Domina, David A., Invited Speaker, Knox County [NE] Partnership Dinner

Recognized as Leading Lawyer in *Chambers USA*, by legal publisher “Chambers & Partners”

## **2006**

Domina, David A., Trial Counsel to Nebraska Legislature in Prosecution of Articles of Impeachment against Constitutional State Officer. Result: 1<sup>st</sup> Impeachment Conviction since 1871. 1<sup>st</sup> conviction ever in trial before any state or federal court sitting as a Court of Impeachment.

Domina, David A., Selected Appellate Counsel: Nebraska’s Oldest Charitable Foundation, Founded by Former US Senator, founder of State’s Largest Newspaper.

Domina, David A., Appellate Counsel: Precedent – establishing cases involving corporate stock transfer restrictions, tort of outrage, prosecutorial immunity challenge, & attack on statute imposing “sales tax” on telephone service.

Domina, David A., Lessons as Counsel for Creditors of A Huge Cattle Rustler, Independent Cattlemen of Nebraska (October, 2006)

Domina, David A., Effective Oral Argument: Thoughts on Appellate Advocacy, *The Nebraska Lawyer*, April 2006. p 40-42.

Domina, David A., Chapter Author, *The Abundance of Our Faith: Award-winning Sermons on Giving Plus Suggestions for Group Discussion* (Skinner House 2006)

Domina, David A., *The Trial Judge’s Role in Nebraska Appellate Jurisdiction* Neb Judges, in Convention, 2006 (Invited Written and Oral Presentation to All State Judges)

Domina, David A., *Final Orders. Nebraska’s Quagmire*, NSBA Continuing Legal Ed, Lincoln, NE (March 2006)

## **2005**

Domina, David A., Invited Appellate Counsel, *Amicus Curiae* Group of Organizations with Membership totaling more than 50 million Americans, *R-Calf USA v. USDA*, U.S. Court of Appeals, 9<sup>th</sup> Cir. (2005).

Domina, David A., Changing Methods for Changing Clients and Times, Nebraska Association of Trial Attorneys, 2005.

Domina, David A., Trial Counsel, Five 2005 cases involving jury verdicts in excess of \$1 million.

Domina, David A., 2005 Trial Counsel, complex claims resolving matters in excess of \$200 million in U.S. Bankruptcy Court.

Domina, David A., Guest Lecturer, Independent Courts, University of Nebraska at Omaha.

## **2004**

Domina, David A., Lead Trial Counsel, *Pickett v Tyson Fresh Meats, Inc.* (formerly *IBP, Inc.*) US Dist Ct MD AL (tried to verdict - \$1.28 billion)

Domina, David A., Proving Anti-Competitive Conduct in the U.S. Courtroom: The Plaintiff's Argument in *Pickett v Tyson Fresh Meats, Inc.*, *Journal of Agricultural & Food Industrial Organization*: Vol. 2: Iss. 1, Article 8.

Domina, David A., *Julia is A Federal Juror*. VOIR DIRE (American Board of Trial Advocates Fall 2004) p. 12-23.

Domina, David A., *International Meat Trade Issues* (Salzburg, Austria) Paper & Lecture (Invited Presentation November 2004)

Slowiaczek, John and David A. Domina, The Equitable Distribution of Farms, *Journal of the American Academy of Matrimonial Lawyers*, 18 (2) (2004)

Domina, David A., *Defining Competition in US Courtrooms*, Invited Presentation to University of Nebraska - Lincoln (Invitation of College of Law & Dept of Agricultural Economics)

Domina, David A., Trial Counsel, Four 2004 cases with verdicts in excess of \$ 1 million.

## **2003**

Domina, David A., *Discovery in Complex Cases*, Digilearn Online CLE. Approved NY, MO, TX, CA, etc.

Domina, David A., *Discovery in Complex Dissolution Cases*, Nebraska State Bar Ass'n, October 2003

Domina, David A., *Antitrust: Time to Raise Awareness Among the Bar*, Digilearn Online CLE. Approved NY, MO, TX, CA, etc.

Domina, David A., *It's Time for Antitrust To Move West*, Wyoming Trial Lawyers Ass'n, Invited Presentation, (Cody, WY June 2003).

Domina, David A., *Pickett v. IBP, Litigation to Change the Way Cattle are Marketed*

Wyoming Livestock Assn. & R-CALF, WY State Fair,) Douglas, WY, (August 2003)

Domina, David A., *Antitrust Litigation and Livestock Marketing*. Invited Presentation, Livestock Marketing Assn (Ogallala, NE, June 2003)

## 2002

Domina, David A., It's Time for Antitrust to Come to The Prairie  
*The Nebraska Lawyer*, December 2002. p 7-12.

Domina, David A., *Antitrust Litigation and the Packers & Stockyards Act of 1921*  
Invited Presentation, Austin TX Atty Conf (November 2002)

Domina, David A., *Battling Market Concentration in the Courtroom*  
Invited Presentation, Org for Competitive Markets Annual Convention (Omaha NE, August 2002)

Domina, David A., *Leveling the Playing Field. Fair Competition for America's Producers*,  
Invited Presentation, Nebraska Farm Bureau, Humphrey, NE, (March 2002)

Domina, David A., *Litigation and Fair Competition for America's Producers*  
R-CALF (Rural Cattlemen's Action Legal Fund National Convention, Kansas City, MO, (January 2002)

Domina, David A., *Northwest US Cattlemen's Update Livestock Litigation and Developments*, Billings, MT, (December 2002)

Domina, David A., *Unfair Competition Through Vertical Integration. Unfair Price Competition*, Invited Presentation, Attorney's Conference, Org for Competitive Markets, Austin, TX

Domina, David A., *Litigation to Meet Price Emergencies. Combating Unfair Monopsony Power*, Price Crisis Meeting & Seminar, Org for Competitive Markets R-CALF & Nebraska Cattlemen, Omaha, NE (May 2002)

Domina, David A., *Litigation to Meet Price Emergencies. Combating Unfair Monopsony Power*, Price Crisis Meeting & Seminar, Organization for Competitive Markets & R-CALF, (Amarillo, TX, June 2002)

Domina, David A., *Litigation to Meet Price Emergencies. Combating Unfair Monopsony Power*, Price Crisis Mtg & Seminar, Org for Competitive Markets & R-CALF, (Memphis, TN, June 2002)

## 2001

Domina, David A., *Trial of Large Livestock Nuisance Cases; Preventive Practice and Practicalities*. (Invited Presentation, Midwest Pork Producers, Sioux City IA)

Domina, David A., *Voir Dire in an Urban Setting*, Invited Presentation (NATA, Lincoln NE Sept 2001)

Domina, David A., *New Rules: Expert Witnesses. Schafersman v Agland Coop, A Summary*, NATA, (Omaha NE 2001)

Domina, David A., *The Beginning: Ethical Study, Ethical Practice*, (Invited Presentation), All Class Orientation, University of Nebraska College of Law (Sept 2001)

Domina, David A., *Counsel, Williams v State, Petition for Writ of Certiorari from U S Supreme Court to U S Court of Appeals, Eighth Circuit*

## **2000**

Domina, David A., *Objection! A Powerful Word! Prairie Barrister* (Summer 2000)

Domina, David A., *Keynote Address: Concentrated Markets: Risks to American Security, Competitive Market Conference* (Kansas City MO, July 2000)

Domina, David A., *Closing Argument – Law & Presentation*, (Lorman, NATA 2000)

Domina, David A., *Medical Examinations – Limitations, Prairie Barrister* (Fall 2000)

Domina, David A., *Focused Trial Practice, Small Firm v Mega Practice* (Univ of NE)

## **1999**

*Lead Trial Counsel, 12-week trial, Dispute Among Prominent Michigan Family*  
(Circuit Court Oakland County MI)

Domina, David A., *Medical Examinations and Rule 35, Prairie Barrister* (Fall 1999)

Domina, David A., *Impeachment of Andrew Johnson, VOIR DIRE* (ABOTA, Fall 1999)

Domina, David A., *Implications of Nebraska's Impeachment Experience for the Impeachment of President Clinton*, (Invited Presentation) (UNL 1999)

## **1998**

Domina, David A., *Lead Trial Counsel, CenTra v Chandler Ins Co., U S Dist Ct MD Okla*  
(shareholder derivative action against officers of public company)

Domina, David A., *Opening Statements – Law & Presentation*, (NATA, Lincoln NE)

Domina, David A., *Medical Examinations – Techniques for Combating Abuses*, (NATA, Omaha NE)

## **1997**

Domina, David A., *Orientation to the Legal Profession*, Guest, University of Nebraska College of Law (Lincoln NE)

Domina, David A., *Ethical Dilemmas in Daily Practice*, Guest, University of Nebraska College of Law (Lincoln NE)

Domina, David A., Rule 35 and Medical Examinations. *Prairie Barrister* (Spring 1997)

Domina, David A., How Important Is Trial By Jury? *VOIR DIRE* 4(4) (1997)

Domina, David A., Speaking, Sharing, Acting, Invited Sermon First United Methodist, Omaha, NE

### **1996**

Domina, David A., Recipient, Skinner Sermon of Year Award, (Unitarian Univ Ass'n Of North America 1996)

Domina, David A., Invited Keynote Sermon, General Assembly (Unitarian Univ Ass'n 1997)

Domina, David A., *Trial; A Primer*, Nat't Inst Legal Ed (1996)

Domina, David A., Commercial Transactions & Litigation Risks, *Voice Magazine* Midwest Retailers 1996)

Domina, David A., Love, Money & Unitarianism, Series, Invited Sermons Unitarian Church, Omaha, NE

### **1995**

Domina, David A., *Closing Argument -- Technique & Sincerity*, (Neb State Bar 1995)

Domina, David A., *Masters in Trial*, American Board of Trial Advocates Kansas City MO)

Domina, David A., *Unitarianism & Spirituality: Parallels & Paradoxes*, Series of Invited Sermons, Second Unitarian Church, Omaha, NE

Domina, David A., *The Energy of Action...The Duty of Unitarian Universalism*, Invited Sermon, Midwest Conference, UUA, Des Moines IA

## **1994**

Domina, David A., *Preventing and Trying Nuisance Claims*, (Sioux City IA)

Domina, David A., *Nuisance Law and Livestock Producer's Risks* Nebraska Cattlemen's Assn (Ogallala NE)

Domina, David A., *A New Member Looks at the Church*, Series of Invited Sermons, Multiple Sites, Omaha, NE

## **1993**

Domina, David A., Expert Witness Direct & Cross Examination, (NATA Lincoln NE)

Domina, David A., UCC Issues for Grocers, *Voice* (Midwest Retailers 1993)

Domina, David A., *Jones v Clinton*, Appellate Advocacy, Nat'l Inst Legal Edu & Eighth Circuit (1993)

## **1992**

Domina, David A., Selected, University of Nebraska College of Law Representatives – Decade of the 1970s

Domina, David A., Guest Lecturer, Sociology & the Law, Dana College.

## **1991**

Domina, David A., *Masters in Trial*; Am Bd of Trial Advocates (Omaha NE)

Domina, David A., *Back From the Future & Then Into It*, Series, Invited Sermons, Omaha NE

## **1989**

Domina, David A., *Interviews, Beauty Contests, and Client Counsel Selection* (*Small Law Firms Representative*) Am Bar Assn Convention

Domina, David A., Attorneys Dispel Myth of 'Small Town Lawyer.' *The Nebraska Transcript*, Vol 23 Issue 213, Spring 1989.

Domina, David A., *Cutshall Program*, CBS News *60 Minutes* (August & December)

## **1988**

Domina, David A., Comparative Negligence, A Plaintiff's Perspective, (7<sup>th</sup> Jud Dist Annual Convention, Invited Paper, Norfolk NE 1988)

Domina, David A., *Disappearance & Defense*, CBS News *60 Minutes*, (2 segments 1988).

### **1987**

Domina, David A., Leadership and the Law, Nebraska Youth Leadership Counsel  
(Invited Presentation 1987)

Domina, David A., Can Economic Development Efforts Make A Difference in  
the Midwest's Smaller Cities? (Norfolk NE 1987)

Domina, David A., What Responsibility: Manufacturing Quality Products that Do  
Not Work As Applied? (Lansing MI 1987).

### **1986**

Domina, David A., Candidate, Governor of Nebraska  
(Author, Position Papers:  
Infrastructure Improvements, Revitalization of Rural Nebraska, Nebraska Law  
and Market Fairness, Nebraska Tax Policy: Time for an Overhaul: Nebraska:  
Priorities for a New Millennium; The Benefits of Consolidating State Law  
Enforcement Resources; Corrections to Prevent Recidivism, Not Just to Punish;  
Stopping Meth in Nebraska; Capitalizing on Nebraska's Water Resources)

### **1985**

Domina, David A., Products Liability Trial and Practice, Neb State Bar Cont Legal  
Education Studies (Lincoln NE 2005).

Domina, David A., Nebraska's Future with Conservation: Can Wind Become A Product?  
(WIFE, Kearney NE 1985)

### **1984**

Domina, David A., *Trial Demonstration & Techniques* NATA

Domina, David A., Trial Services, Impeachment Proceedings, Attorney General of  
Nebraska (Nebraska Supreme Court 2004) (Vote: 4: convict; 3 acquit).

### **1983**

Domina, David A., Appointed (Concurrence of Governor and Attorney General), Chief  
Investigator, Commonwealth Savings Co. Collapse, Investigation of Attorney  
General of Nebraska, Investigation of Nebraska Investment Guarantee Ass'n)

Domina, David A., and John Miller, *Report to the Citizens of Nebraska on Public Officials  
& Their Conduct – Failure of Commonwealth Savings* (Delivered to Clerk, NE  
Legislature, December 2003)



Domina, David A., Investigation, Impeachment, Nebraska Attorney General

**1975-82** *Developments in Nebraska Law – Government, Municipalities  
Schools, Civil Procedure. Annual Presentations*

**1973-79** Lawyer, Judge Advocate General Corps, United States Army and Army Reserve

**1972-73** Associate Editor, Nebraska Law Review

**1972** *Appellate Review of Workers Compensation Cases,  
Nebraska Law Review, 1972.*

**1969-72** Member, National Moot Court Team, University of Nebraska

### **Representative Services As Guest Speaker**

Nebraska State Chamber of Commerce, August 2014  
Nebraska Educational TV & Public Radio Debate, September 2014  
Nebraska State Fair Debate, September 2014

Guest Sermon: UUA General Convention, Washington 1995  
Guest Sermon: UUA Midwest Convention 1996  
Guest Sermons: Numerous Churches

USDOJ/ USDA Ag Market Competition Workshops  
Duke University College of Law  
University of Nebraska Dept of Ag Economics

Creighton University College of Law  
University of Nebraska College of Law  
Kansas Cattlemen's Association

South Dakota Stock Growers Association  
Montana Stock Growers Association  
Nebraska Cattlemen's Association  
Department of Justice & USDA Workshop  
Independent Cattlemen of Nebraska  
R-CALF USA National Conventions

Madera County, California, Chamber of Commerce & Farm Bureau  
Independent Pork Producer Groups  
Organization for Competitive Markets (OCM)  
Central California Raisin Valley Producers

UNL Midwest Pork Conference  
Nebraska Pork Producers  
81-91 Pork Producers

Affiliated Foods Annual Conferences

National Grocers Association  
Salzburg Austria International Legal Conference  
U.S. Congressional Inquiry Committee  
Concentration in Agricultural Markets

American Board of Trial Advocates  
Wyoming Trial Lawyers Association  
Nebraska Trial Lawyers Association  
Nebraska Bar Association  
American Bar Association  
Numerous Veterans Day & Memorial Day speeches

**Volunteer**

Death Penalty Defense & *Habeas Corpus*  
Defense of Accused State Legislator  
Defense of Accused Judge  
Defense of Numerous Lawyers in Disciplinary Matters  
Accepted Court Appointment in Highly Public  
Capital and Life Incarceration Defenses  
Numerous Bar Association Activities  
Numerous Churches, Schools, Universities Presentations  
BOLD Nebraska, Environmental Efforts  
Pro Bono: *Van Groningen v. City of Lincoln*, District Court, Lancaster County, Nebraska,  
Case No. CI 07-4595 (2007)  
National Organization for Women  
Feminist, Inc.  
Nebraska Easement Action Team  
Independent Cattlemen of Nebraska, Inc.  
*Moats v. Nebraska Republican Party*  
Organization for Competitive Markets  
American Board of Trial Advocates

## Service as Expert Witness

Year	Case	Court/Case Number	Lawyer	
2013	<i>DCR Const v Travelers</i>	District Court, Thayer County Case No. CI08-101 Case No. CII1-104	Bruce Loren W. Palm Beach, Florida	<u>Y</u> Report <u>Y</u> Testimony
2013	<i>KCI Enterprises v. Holm Wright</i> Disclosure of conflict of interests.	Superior Court, Maricopa County, AZ Case No. CV2011-01383	Jason Bruno	<u>N</u> Report <u>  </u> Testimony
2012	<i>McCord v. Piuze</i> Fee dispute – division of contingent appellate fee	District Court Lancaster County, NE Case No. CI 06-3284	R. Mullin P. Ezzell	<u>Y</u> Report <u>Ct</u> Testimony
2011	<i>Rothlisberger v. Centris Federal Credit Union, et al.</i> Perfection of RE lien	District Court Sarpy County, NE Case No. CI 11-622	Larry Welch, Sr.	<u>N</u> Report <u>N</u> Testimony
2010	<i>Dowding v. Freidman</i> Fee dispute—division of contingent fee	District Court Saline County, NE Case No. CI 08-72	Joseph Dowding	<u>Y</u> Report <u>N</u> Testimony