



Michael A. Shaunessy

Partner

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Michael represents plaintiffs and defendants in commercial litigation, employment litigation, as well as suing and defending governmental entities. He is Board Certified by the Texas Board of Legal Specialization in Personal Injury Trial Law and tries a wide range of cases involving breach of contract, tortious interference with business relations, fraud and business disparagement. His trial work has also resulted in successful outcomes in cases involving securities fraud and professional liability.

For more than 20 years, he has successfully defended employers from claims of sexual harassment, sex discrimination, race discrimination, as well as violation of the Americans with Disabilities Act, Age Discrimination in Employment Act, and Fair Labor Standards Act. He has successfully defended claims brought against governmental group risk pools, counties, a state university, cities and school districts. He has successfully brought claims against state agencies, including invalidation of contracts and has recovered large judgments for entities doing business with the state of Texas.

Experience

- Obtained a summary judgment in federal court in Dallas on behalf of a news organization in a case where the plaintiff, a former employee, made claims for discrimination based on race and national origin under Title VII, violation of the Family Medical Leave Act, breach of contract and defamation.
- Obtained jury verdict in favor of employer on claims of race discrimination and retaliation.

Practice Areas

Complex Business Litigation
Professional Liability Litigation
Education & Public Law
Labor & Employment
Litigation

Education

Southern Methodist University
Dedman School of Law, J.D., 1987
The University of Texas, B.A., 1984

Admissions

BAR

Texas

COURT

Supreme Court of the United States of America

United States Circuit Court of Appeals for the Fifth District

United States District Court for the Eastern, Northern, Southern and Western Districts of Texas



Michael A. Shaunessy

- Represented court appointed receiver of foreign currency trading company in which over 600 investors lost more than \$30 million dollars. Served as lead counsel in various suits that resulted in total recoveries of over \$33 million dollars.
- Represented receiver and obtained \$8.5 million settlement from a national law firm for benefit of defrauded investors.
- Successfully defended county orders regarding development and sexually oriented businesses.
- Defended AISD in challenge to its assignment of top 10% designation in magnet school senior class.
- Successful representation of the National Newspaper Association in defending the constitutionality of electronic publishing provisions of the 1996 Federal Telecommunications Act.
- Successfully challenged legality of city of Dallas franchise ordinance applicability to telecommunications carrier.
- Successful representation of the National Newspaper Association in defending the constitutionality of electronic publishing provisions of the 1996 Federal Telecommunications Act.
- Obtained and defended on appeal multi-million dollar judgment based on common law fraud and usury.
- Successful representation of participating bank securing judgment that loan participation agreement transferred ownership interest in loan and collateral to participating banks and participant held an undivided ownership interest in foreclosed collateral.
- Obtained temporary injunction and successfully defended on appeal portions of injunction limiting protests at homebuilders' subdivisions.
- Obtained injunctive relief in cases involving non-compete clauses employment contracts.

News

McGinnis Lochridge Attorneys Secure Client a Favorable Award, Expected to Net in Excess of \$15 Million
February 10, 2021

Dealing With COVID-19 Induced Breaches of Contract
April 14, 2020

McGinnis Lochridge Employment Law Seminar in Houston
August 14, 2019

Legislative Update: Texas Public Information Act Recent Amendments
July, 10, 2019
July 8, 2019

McGinnis Lochridge Employment Law Seminar in Austin
April 30, 2019

Michael A. Shaunessy

Texas Appellate Court Sides with County Over Flood Dispute
April 17, 2017

Partner Michael Shaunessy Answers Discrimination Claims Against Hutto City Manager
March 17, 2017

Partner Michael Shaunessy Presents *Texas Tort Claims Act - Basics*
February 24, 2017

Partner Michael Shaunessy explains to KXAN how sovereign immunity protects governmental entities in the State of Texas.
August 8, 2016

FLSA Salary Test May Double Amid Boom in Lawsuits
June 30, 2015

McGinnis Lochridge Welcomes Michael Shaunessy, Jo Ann Merica, and Eric Johnston
October 3, 2013

Publications

Co-Author, *The Lion's Share: Federal Law, State Sovereign Immunity, and Intellectual Property*, Advanced Intellectual Property Litigation CLE, State Bar of Texas, July 2021
July 2021

Author, *Statutory Deadlines for Bringing Claims are Jurisdictional and can be Challenged by a Plea to the Jurisdiction*, State Bar of Texas Government Law Section Library
October 2020

Dealing With COVID-19 Induced Breaches of Contract
April 14, 2020

Legislative Update: Texas Public Information Act Recent Amendments
July, 10, 2019
July 8, 2019

Co-Presenter, Sovereign Immunity and Intellectual Property, State Bar of Texas Annual Meeting, State Bar of Texas, Austin, Texas
June 14, 2019

Presenter, *Why and How to Give Effective Evaluations*, Employment Law Initiatives — Now and Looking Ahead, McGinnis Lochridge, Austin, Texas
May 7, 2019

Michael A. Shaunessy

Author, *Sovereign Immunity and Waiver of Immunity Under Texas Tort Claims Act*, Baylor Law Review
August 11, 2017

Presenter, *Texas Tort Claims Act – Basics*, McAllen Roadshow, Texas Young Lawyers Association Government
Law Section, McAllen, Texas
February 17, 2017

Author, *Sovereign Immunity and Waiver of Immunity Under Texas Tort Claims Act*, State Bar Advanced
Government Law CLE
2017

Speaker, *Texas Tort Claim Act*, Texas Bar Association's Government Law Section Group El Paso Roadshow, El
Paso, Texas
December 9, 2016

Presenter, *Harry Potter and the Chamber of Secrets: A Litigator's Guide to the Latest Developments in
Sovereign Immunity*, Page Keeton Civil Litigation Conference, UT Law CLE
October 25, 2007

Author, *Invoking Sovereign Immunity to Protect Public University Athletic Departments and Administrators*, Tex.
Rev. of Entertainment and Sports Law, Vol.
2003

Author, *Sovereign Immunity*, Baylor Law Review, Vol. 53
2001

Presenter, *Summary Judgment Practice, Suing and Defending Governmental Entities Seminar*, State Bar of
Texas
03.04.1992

Presenter, *Liability Under the Tort Claims Act, Suing and Defending Governmental Entities Seminar*, State Bar of
Texas
03.04.1991

Presenter, *Sovereign Immunity, Suing and Defending Governmental Entities Seminar*, State Bar of Texas
12.31.1969

Honors & Recognition

- Board Certified, Personal Injury Trial Law, Texas Board of Legal Specialization
- Texas Super Lawyers List, a Thomson Reuters service, Business Litigation, Civil Litigation Defense, Class
Actions Torts (2003-2005)
- One of three finalists for the Texas Bar Foundation's 2007 Dan Price Award

Michael A. Shaunessy

Community & Professional

- Austin Bar Association
- American Board of Trial Advocates
- Center for Child Protection (Board of Directors 2003 to present), Executive Committee and Board Secretary 2005-2006, Fund Development Chair 2006)
- Women's Advocacy Project (Board of Directors 1994-1998)
- St. John Neumann Capital Campaign Committee