

Talcott J. Franklin
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Education

Washington & Lee School of Law

J.D., *magna cum laude* (3.563 g.p.a.), May 1995

Order of the Coif

Editor in Chief, Washington & Lee Law Review, 1994-95

Staff Writer, Washington & Lee Law Review, 1993-94

Robert and Anne Banse Honor Scholarship (full tuition), 1992-95

Calculating Damages for Loss of Parental Nurture Through Multiple Regression Analysis, 52 Washington & Lee Law Review 271 (1995)

University of Washington

M.A. in Sociology (Quantitative Research Methodology) (3.84 g.p.a.), March 1992

Associate Editor, Journal on Firearms & Public Policy, 1991-92

Measuring Racism in Recent Presidential Elections, Master's Thesis, 1992

Ten Years Later: An Analysis of the Effects of New York City's Mandatory Sentencing Law, 4 Journal on Firearms & Public Policy 91 (1991)

B.A. in Sociology (3.48 g.p.a.), March 1988

Prior Employment

Founder, Talcott Franklin P.C. www.talcottfranklin.com. 2010-2022.

Equity Partner, Deputy Chair of Litigation, and Dallas office head of litigation, Patton Boggs LLP, 2003-2009 (title and position evolved during tenure).

Senior Counsel, Akin Gump Strauss Hauer & Feld LLP, Dallas, Texas, 2002-2003.

Intellectual Property Counsel, American Airlines, Inc., DFW Airport, Texas, 2000-2001.

Associate, Susman Godfrey, L.L.P., Dallas, Texas, 1998-2000; Hunton & Williams LLP, Charlotte, North Carolina, 1996-1998; Parker Poe Adams & Bernstein LLP, Charlotte, North Carolina, 1995.

Instructor, University of Washington, Seattle, Washington, 1991-1992; Highline Community College, Des Moines, Washington, 1992.

Juvenile Rehabilitation Counselor, Maximum Security Unit, Department of Health & Social Services, Division of Juvenile Rehabilitation, North Bend, Washington, 1988-1989.

Bar Admissions

Maine State Bar Association (Bar No. 006505; admitted 11.16.20); State Bar of Michigan (Bar No. P79402; admitted 3.17.15); North Carolina State Bar (Bar No. 22060; admitted 8.18.95); South Carolina Bar Association (Bar No. 011611; admitted 11.18.96) (inactive); State Bar of Texas (Bar No. 24010629; admitted 5.17.99); D. Col. (admitted 8.5.08); D.D.C. (Bar No. TX0078; admitted 9.2.10); D.S.C. (Bar No. 6737; admitted 1.29.97) (inactive); E.D.N.C. (admitted 2.4.97); M.D.N.C. (admitted 4.18.96); W.D.N.C. (admitted 9.28.95); E.D. Tex. (admitted 2.18.99); N.D. Tex. (admitted 12.18.98)

Professional Activities

Author, Self-Protection for Young Women: A Practical Guide to Recognizing, Avoiding, Escaping and Fighting Off the Most Common Threats to Females (Penobscot Publishing Co. / Apple Books 2020)

Author, Self-Protection for Young Men: A Practical Guide to Recognizing, Avoiding, Escaping and Fighting Off the Most Common Threats to Males (Penobscot Publishing Co. / Apple Books 2020)

Author, Your Transition: A Guide to Life of the Outs (Penobscot Publishing Co. 2020) (book distributed free to prisoners to help them maximize their rehabilitation opportunity)

Co-Author (with Thomas F. Nealon III), Mortgage and Asset-Backed Securities Litigation Handbook (Thomson West 2008)

Co-Author (with Micah S. Green), Emergency Economic Stabilization Act Handbook (West 2009)

Author, Protecting The Brand: A Concise Guide to Promoting, Maintaining, and Protecting A Company's Most Valuable Asset (Barricade Books 2003)

Barnes & Noble DFW Author of the Month, March 2004

Outstanding reviews in *Booklist*, *Publisher's Weekly*, *Library Journal*, *Texas Lawyer*, and *Statesman Journal*

Recipient of the 1997 Mecklenburg County Bar Association Volunteer Lawyers Program *Pro Bono* Attorney Award for Exemplary Service to the Indigent for extensive trial work on behalf of domestic violence and sexual assault survivors.

Recipient of Hunton & Williams' 1997-1998 and 1998-1999 E. Randolph Williams Award for Outstanding *Pro Bono* Service and one of two lawyers at Hunton & Williams to receive special recognition in firm's 1998 *pro bono* service award for extensive trial work on behalf of domestic violence and sexual assault survivors and mentoring other lawyers trying similar cases. As a result of this initiative, Hunton & Williams received the American Bar Association national *pro bono* award in 1999.

Co-Chair, Dallas Bar Association *Pro Bono* Activities Committee, 2002.

Co-Vice Chair, Dallas Bar Association *Pro Bono* Activities Committee, 2001.

Founder and Creator, Parents Peers Professionals and Brother 2 Brother prevention programs for active shooter, sexual assault, bullying, mental illness, substance abuse, and suicide created for the Virginia Board of Education for Physical Education programs.

Articles Editor, South Carolina Lawyer, 1998-1999.

Mecklenburg County Bar Association Summer Internship Selection Committee, 1997-1998.

Member, Pro Bono College of the State Bar of Texas, 2000-2004.

Mortgage and Asset-Backed Securities/Loan Repurchase Representation

Established the RMBS investors' clearinghouse, which *Reuters* called "a milestone for investors".

Co-lead counsel representing trust beneficiaries such as Aegon USA Investment Management, National Credit Union Association (NCUA), Bank of New York Mellon as trustee of NCUA Guaranteed Notes, Forethought Life Insurance, Shelter Growth Capital Partners LLC, Axonic Credit Opportunities Master Fund, LP, Axonic PG Structured Credit Fund, LP, Axonic High Conviction Series A, EP Axonic Yield LTD, Athene Annuity & Life Assurance Company, and Athene Annuity & Life Assurance Company of New York in obtaining trust-wide settlements, including for GSR 2007-OA1, BCAP 2007-AA2, HVMLT 2006-9, HVMLT 2006-5, GSAA 2006-4, and HVMLT 2005-10.

Co-lead counsel representing nearly 100 Trusts against the FDIC and JPMorgan Chase involving nearly 500,000 loans originated by Washington Mutual and its affiliates. *Deutsche Bank National Trust Company as Trustee for the Trusts listed in Exhibits 1-A and 1-B v. Federal Deposit Insurance Corp., JPMorgan Chase Bank, N.A. and Washington Mutual Mortgage Securities Corp.*, Case No. 1:09-CV-1656-RMC (D.D.C.).

Lead Counsel representing Mortgage Loan Seller requesting a permanent injunction and damages for servicing violations on 6000 loans sold to Defendant. Case resolved after Court denied Defendant's motion to dismiss. *Everett Financial, Inc. d/b/a Supreme Lending v. CitiMortgage, Inc.*, Case No. 16SL-CC00272 (Cir. Ct. Mo. Aug. 3, 2016).

Lead Counsel representing investor on behalf of trust in action involving servicer and master servicer misconduct. *GSAA Home Equity Trust 2006-2 v. Wells Fargo Bank, N.A.*, Case No. 14-4166 (D.S.D.).

Lead Counsel in Trust Instructional Proceeding representing investor involving treatment of modified loans for interest only certificates. *In the Matter of American Home Mortgage Assets Trust 2007-5*, Case No. 27-TR-CV-15-354 (Minn. D. Ct.).

Lead counsel pursuing residential mortgage backed securities claims on behalf of investor clients against brokers through FINRA arbitration: *In the Matter of the Arbitration Between: Knights of Columbus v RBS Securities, Inc., f/k/a RBS-Greenwich Capital and Greenwich*

Capital Markets, Inc., Case No. 13-02000; *In the Matter of the Arbitration Between: Knights of Columbus v Credit Suisse Securities (USA), LLC f/k/a Credit Suisse First Boston LLC., et al.*, Case No. 13-01910; *In the Matter of the Arbitration Between: Knights of Columbus v Countrywide Securities Corporation, et al.*, Case No. 13-01656; *In the Matter of the Arbitration Between: Knights of Columbus v UBS Real Estate Securities, Inc., UBS Securities LLC*, Case No. 13-02145; *In the Matter of the Arbitration Between: Knights of Columbus v Citigroup, Inc., et al.*, Case No. 13-01911; *In the Matter of the Arbitration Between: SBLI Mutual Life Insurance Company v RBS Securities, Inc., f/k/a RBS-Greenwich Capital and Greenwich Capital Markets, Inc.*, Case No. 13-03640; *In the Matter of the Arbitration Between: SBLI Mutual Life Insurance Company v Barclays Capital, Inc.*, Case No. 13-03637; *In the Matter of the Arbitration Between: SBLI Mutual Life Insurance Company v Countrywide Securities Corporation, et al.*, Case No. 13-03641; *In the Matter of the Arbitration Between: NCMIC Insurance Company v Countrywide Securities Corporation, et al.*, Case No. 13-03348; *In the Matter of the Arbitration Between: Cedar Hill Mortgage Opportunity Master Fund, LP v UBS Securities LLC*, Case No. 13-02276; *In the Matter of the Arbitration Between: Cedar Hill Mortgage Opportunity Master Fund, LP v Citigroup Global Markets, Inc., et al.*, Case No. 13-02674.

Lead Counsel representing county in action against mortgage loan servicers over robo-signed documentation filed with the register of deeds. *Guilford County v. Lender Processing Services, et al.*, Case No. 12-CVS-4531 (Gen. Ct. of Justice, N.C.).

Lead counsel representing the Knights of Columbus in action for an accounting of mortgage backed securities trusts and claims against Trustee. *Knights of Columbus v. Bank of New York Mellon*, Index No. 651442/2011 (N.Y. Sup. Ct.).

Supporting counsel representing RMBS investors in claims against Trustee. *Commerce Bank v. US Bank, N.A.*, Case No. 4:13-CV-00517-BCW (W.D. Mo. Jan. 5, 2017); *VNB Realty, Inc. v. U.S. Bank, N.A.*, 2:13-cv-04743-WJM-MF (D.N.J.).

Primary counsel representing Trust and obtaining summary judgment in favor of plaintiff, including 100% of Trust's attorneys' fees and costs, on repurchase claim involving Mortgage Loan secured by healthcare facility for failure to perfect security interest on personal property. *LaSalle Bank, N.A. as Trustee v. Capco American Securitization Corp.*, No. 02 CV 9916(RLC), 2005 WL 3046292, 2006 WL 177169, & 2006 WL 1227539 (S.D.N.Y.) (granting and affirming Trust's motion for summary judgment). In awarding damages and fees, Senior United States District Court Judge Robert L. Carter wrote, "the results obtained by counsel evinces the quality of their efforts."

Lead counsel representing roughly 50 RMBS investors in bankruptcy of Mortgage Loan Seller and affiliates. *In re Residential Capital, LLC, et al.*, Case No. 12-12020 (MG) (S.D.N.Y. Dec. 11, 2013).

Lead counsel representing Trust seeking repurchase of commercial Mortgage Loan secured by multifamily property for failure to perform warranted origination due diligence and pre-securitization servicing. Settlement after opinion on motions for summary judgment denying

defendant's motion for summary judgment, affirming plaintiff's motion as to breach, and reserving for trial issue of materiality. *LaSalle Bank National Association, Trustee for Certificateholders of Commercial Mortgage Pass Through Certificates, Series 2002-MW1, by and through GMAC Commercial Mortgage Corporation as Special Servicer v. Merrill Lynch Mortgage Lending, Inc.*, Case No. 04-CV5452 (PKL), 2007 WL 2324052 (S.D.N.Y.).

Lead counsel representing Mortgage Loan Seller on \$70.5 million repurchase claim of over 700 sub-prime mortgage loans sold pursuant to a Mortgage Loan Purchase and Interim Servicing Agreement. *EMC Mortgage Corp. v. MortgageIT, Inc. d/b/a MIT Lending*, No. 3:06-CV-440-N (N.D. Tex.).

Lead counsel representing Mortgage Loan Seller on repurchase and other claims involving over 230 subprime mortgage loans sold pursuant to Mortgage Loan Purchase Agreement. *Morgan Stanley Mortgage Capital Holdings LLC v. Fremont Investment & Loan*, No. 07-CIV-9457 (S.D.N.Y.).

Strategic counsel representing Mortgage Loan Seller on repurchase and other claims involving over 80 subprime mortgage loans sold pursuant to Mortgage Loan Purchase Agreement. *Aurora Loan Services, LLC v. Fremont Investment & Loan*, Civil Action No. 1:07-CV-01284-RPM (D. Col.).

Lead securitization counsel representing Mortgage Loan seller on settlements of outstanding repurchase claims involving virtually all loans sold under Mortgage Loan Purchase Agreements to multiple purchasers and assigned to hundreds of securitization trusts after FDIC cease and desist order. Resulted in resolutions that prevented losses to depositors or FDIC insurance fund. *In the matter of Fremont Investment & Loan*, Docket No. FDIC-07-035b (Mar. 7, 2007).

Lead counsel representing Trust sued in class action alleging home equity loans held by Trust violate the Texas Constitution. Negotiated dismissal of Trustee in its individual capacity, and filed successful motion to dismiss filed on behalf of Trust through The Bank of New York as Trustee. *Trahan v. Long Beach Mortgage Company and Washington Mutual Bank, F.A.*, No. 9:05cv29 (E.D. Tex.).

Lead counsel representing Trust seeking repurchase of commercial Mortgage Loan secured by mixed-use property for breach of warranties involving underwriting, servicing, additional mortgages and encumbrances, and other issues. *LaSalle Bank National Association as Trustee for the Benefit of the Certificateholders of J.P. Morgan Chase Commercial Mortgage Securities Trust 2007-CIBC19 Commercial Mortgage Pass-Through Certificates, by and through LNR Partners, Inc. as Special Servicer v. CIBC Inc.*, Civil Action No. 08-CIV-8426(WHP) (S.D.N.Y.).

Lead counsel representing mortgage loan seller in mortgage loan repurchase action. *See, e.g., Lehman Brothers Holdings Inc. v. Texas Capital Bank, N.A.*, Civil Action No. 3:09-cv-00438-B (N.D. Tex.).

Lead counsel representing various mortgage loan sellers in repurchase claims settled without litigation.

Supporting counsel representing Trust seeking repurchase of mortgage loan secured by hospitality property for failure to perform warranted origination due diligence and borrower default on effective date of securitization. *LaSalle Bank v. Citicorp Real Estate, Inc.*, No. 01 CIV. 4389(AGS), 2002 WL 31729632 (S.D.N.Y.).

Co-counsel (and lead counsel at Patton Boggs) representing Trust seeking repurchase of multiple mortgage loans secured by real property across the United States for failing to perform represented due diligence and pre-securitization servicing. Successful defense against Seller's motions for summary judgment, resulting in confidential settlement after voir dire. *Wells Fargo Bank, NA v. UBS Warburg Real Estate Securities, Inc.*, Cause No. 02-02849 (192nd Judicial District Court, Dallas County, Texas).

Co-counsel (and lead counsel at Patton Boggs) representing Trust seeking repurchase of multiple mortgage loans secured by real property across the United States for failing to perform represented due diligence and pre-securitization servicing. Successful motion for summary judgment granting special servicer the right to bring action on behalf of the Trust without participation of the Trustee, successful defense against Seller's motions for summary judgment, and confidential settlement after voir dire. *ORIX Capital Markets LLC v. UBS Warburg Real Estate Securities, Inc., et al.*, Cause No. 02-2889 (134th Judicial District Court, Dallas County, Texas).

Supporting counsel representing Mortgage Loan Seller against Note Insurer on breach of representation and warranty claims for over 100 franchise loans. *Financial Security Assurance Corp. v. Bay View Capital Corp.*, No. 03 CV 7591 (AKH) (S.D.N.Y.).

Lead counsel defending mortgage lender against borrower's fraud and wrongful foreclosure claims exceeding \$16 million. Successfully obtained summary judgment, and settled case at mediation with borrower making payment on counterclaims.

Lead counsel representing loan purchaser against seller of asset based loans on repurchase claims; settled without litigation in mediation arranged prior to initiation of suit.

Intellectual Property Litigation

Lead counsel in action to cancel the registration of the Optimum® mark where defendants began using mark in connection with Suddenlink's inferior telephone, cable, and internet services. *Maynor v. Cebridge Acquisition, LLC, et al.*, Case No. 5:22-cv-00205 (S.D.W.V.).

Lead counsel representing nation's largest swimwear specialty store defending against Texas' largest swimwear specialty store for trademark infringement, unfair competition, dilution under state and federal law, and breach of contract, resulting in confidential settlement. *Just Add Water v. Everything But Water, Inc.*, No. Civ. 3:04-CV-2085-H, 2005 WL 1206874 (N.D. Tex. May 18, 2005).

Lead counsel representing nation's largest HVAC repair company against nation's second largest HVAC repair company for trademark infringement, unfair competition, and dilution under state and federal law, resulting in confidential settlement. *Service Experts Inc., et al. v. The ServiceMaster Company, et al.*, Cause No. 4:04CV215 (E.D. Tex.).

Lead counsel formulating strategy of designer jeans manufacturer in pursuing infringements of pocket design. *Antik Denim, LLC, v. Mossimo, Inc., Jones Investment Company, Inc. d/b/a L.E.I.-Life-Energy-Intelligence, Jones Retail Corporation d/b/a Nine West, Target Corporation, and Does 1 through 10*, No. CV05-6177 MMM(Ex), 2005 WL 3804665 (C.D. Cal.); *Antik Denim, LLC, v. DMBM LLC d/b/a Nine Jeans and Wax Jeans, Delia's Corp., Charlotte Russe Holding, Inc., and Does 1 through 10*, No. CV 05 - 06232 - AHM (CTx), 2005 WL 3805801 (C.D. Cal.); *Antik Denim, LLC, v. Turn On Products, Inc. d/b/a Younique Clothing, and Alloy Inc.*, No. CV05-6135 SJO (CWx) 2005 WL 3805788 (C.D. Cal.).

Lead counsel representing on-line seller of trailer parts defending declaratory judgment action alleging non-infringement. Confidential settlement after court denied plaintiff's motion for summary judgment. *DVH Companies, Inc. d/b/a Southwest Wheel Company d/b/a etrailerpart.com v. Bropfs Corp. d/b/a etrailer.com*, Civil Action No. 3-06-CV-2084-P (N.D. Tex.).

Represented motion picture association in all trademark and copyright infringement piracy actions for Western North Carolina and South Carolina.

Lead counsel in action against direct mail solicitor conducting nationwide and systematic infringement on "AAAdvantage" trademark, resulting in permanent injunction and destruction of all infringing materials.

American Airlines' chief strategist in defending patent infringement suit against AA and 35 other Fortune 100 companies involving internet use, resulting in *Markman* finding that patent limited to obsolete internet technology, sparking immediate dismissal and appeal.

Lead counsel defending action for trade secrets theft against former energy company employee.

Supporting counsel defending action for trade secrets theft against former telecom employees and new employer.

Intellectual Property Counseling

Strategic Intellectual Property Programs. Creating for clients strategic Intellectual Property programs to harvest, manage, and exploit intellectual property assets, specifically tailored to each client's business goals and corporate structure. Includes comprehensive review of business goals, policy implementation framework, and existing intellectual property protection mechanisms, resulting in a detailed strategic intellectual property plan.

Intellectual Property Program, American Airlines, Inc. Formulated and oversaw implementation of comprehensive intellectual property program involving auditing and protecting intellectual property assets, drafting corporate policies, contracts, and employment agreements, educating employees through oral, written, and web based presentations, and exploiting intellectual property resources through licensing, marketing, and tax savings.

- Established comprehensive internal controls on trademark use.
- Created educational seminars and IP web site.
- Spearheaded innovative patent applications on American's significant inventions.
- Established patent identification and reporting system.
- Coordinated patent process with corporate goals.
- Created trademark enforcement letters that promoted corporate image.
- Revised corporate contracts to protect and exploit intellectual property assets.
- Coordinated departmental purchasing to maximize cost savings and licensing revenue.
- Founded inventor recognition program, including awards, recognition, and internal publicity.
- Drafted intranet and internet terms of use, privacy policies, and click-wrap agreements.
- Reviewed and approved advertising, consumer research surveys, and corporate communications.
- Chief negotiator for all patent licensing/infringement claims. Used innovative strategies and offers of non-cash consideration to reduce license costs.

Securities and Consumer Fraud Litigation

Federal Trade Commission v. Equinox International, Corp., CV-S-99-0969-JBR-RLH, United States District Court for the District of Nevada (Las Vegas Division): Served as one of three trial attorneys for class plaintiffs and 350,000 member class during intensive five-month expedited discovery phase involving 160 depositions nation-wide, seven expert witnesses, production of over 1,000 boxes of documents, audio, and videotapes, and over twenty pre-trial motions. After eight days of trial, Defendants agreed to shut down the company, abide by a lifetime ban from the industry, and disgorge eighty-five percent of their assets to compensate the class.

- Negotiated an agreement in which the FTC and eight state attorneys general supported retaining a private class action intervention in a government action.
- Developed expert testimony demonstrating the inadequacy of Defendants' internal controls, providing statistical evidence of those failings, and detailing damages to the class, and performed the direct examination of the expert witness at trial.
- Developed fact witness testimony proving the class' legal theories and performed direct examination of fact witnesses at trial.
- Coordinated and chiefly authored all legal memoranda filed with the Court.

Lead counsel in numerous actions against Suddenlink for inferior telephone, cable, and internet services. *See, e.g., Meadows v. Cebridge Acquisition, LLC et al.*, Case No. 2:22-cv-00193 (S.D. W.V.).

Lead Counsel representing mortgage loan originator and seller in defending securities fraud litigation brought by shareholder seeking to enjoin merger. In exchange for additional disclosures in the definitive proxy concerning the merger and plaintiff's attorneys' fees and expenses, not to exceed \$250,000 and \$25,000, respectively (under certain conditions precedent), defendants received a release that the Court noted "covered claims far beyond the scope of the original amended complaint." In approving the settlement and the release, the Court noted the parties were represented by "able counsel". *Pressner v. MortgageIT Holdings, Inc., et al.*, Index No. 602472/2006 (N.Y. Sup. Ct., May 29, 2007).

Supporting counsel representing national telemarketing firm in two-week arbitration (AAA) against international telecommunications company for failure to pay based on counter-claims of billing fraud. Obtained award exceeding \$2 million and defeated Defendant's \$8 million counter-claim for fraud.

Lead counsel defending start-up retail company against securities fraud and breach of contract claims, resulting in successful partial motion to dismiss and settlement.

Lead counsel in two-week arbitration (AAA) against international carrier for unfair and deceptive trade practices, tortious interference with business relations, business disparagement, and breach of contract in the termination of independent contractor. Obtained award of all damages requested.

Other Representative Experience

Co-lead counsel representing four West Virginia cities in action against The Joint Commission and Joint Commission Resources involving the nationwide opioid crisis. *City of Charleston, West Virginia, et al., v. The Joint Commission, et al.*, Case No. 2:17-cv-04267 (S.D. W. Va.).

Co-Lead counsel representing students of for-profit college that suddenly closed against college shareholders, board, and collection agencies. *Edwards, et al. v. Harrison College, et al.*, Case No. 1:18-cv-03170-RLY-DLP (S.D. Ind.).

Co-lead counsel representing borrower in putative class action against student loan servicer involving loan servicing misconduct.

Sole counsel representing international restaurant chain and franchiser in negotiations with City officials on zoning regulations and in negotiations with commercial real estate developer.

Sole counsel representing international computer manufacturer against ERISA and failure to pay benefits claims in probate court.

Supporting counsel in obtaining injunction against international union in strike by international shipping company employees. Co-counsel in requesting, obtaining, and monitoring police enforcement of labor laws during strike.

Speeches and Public Appearances

Harassment, Discrimination, and Bullying Viewed Through the Film “Master”, Plenary Session, Maine State Bar Association Winter Bar Conference, January 26, 2023.

Practical Skills to Respond to Bullying, Harassment and Discrimination, Maine State Bar Association, March 16, 2021.

Maine Practice and Procedure During COVID-19, Maine State Bar Association, December 14, 2020.

Business Operational Safety After COVID-19, WestLegalEd Center, June 5, 2020.

Saying Goodbye: The Ethics of Leaving to Start a Virtual Firm, WestLegalEd Center, May 8, 2020.

COVID-19 Basics for Attorneys, WestLegalEd Center, April 1, 2020.

Victim Impact Statements After People v. Brock Allen Turner, with Judge Brandon Birmingham, 292nd Judicial District Court, Dallas, Texas, November 1, 2017.

Keynote Speaker, Virginia Superintendents’ Meeting, The Virginia Health and Physical Activity Institute, James Madison University, July 10, 2017.

Current RMBS Litigation, Association of Mortgage Investors, July 12, 2017.

Guest, *Predator Protection Program Finds its Way to Roanoke*, WFXR, September 19, 2016.

Guest, *Self-Protection for Kids*, FOX4, April 18, 2016.

Attorneys and Mental Illness, Dallas, Texas, February 28, 2016.

Lawyers Guide to Protecting a Child from Sexual Assault, Dallas, Texas, February 19, 2016.

Guest, *The Strategy Session*, CNBC, January 3, 2011.

Guest, *The Strategy Session*, CNBC, October 20, 2010.

Post Crisis Litigation Risks and Trends, American Securitization Forum Annual Meeting, February 2, 2010.

Staying In: Managing Distressed Assets, Distressed Asset Roundtable & Exchange, October 6, 2009.

Addressing Fraud In An Ever Changing Mortgage Banking Landscape: A Practical Guide to Navigating The Issues, ALI-ABA, September 30, 2009.

Future of RMBS Litigation, Distressed Asset Roundtable & Exchange, May 13, 2009.

Web Cast, *The Next Scandal in the Credit Crisis?* West LegalEdcenter, May 1, 2009.

Web Cast, *Reviving Securitization: Prospects, Policy, and Predictions*, West LegalEdcenter, April 14, 2009.

Web Cast, *The Evolution of Subprime Litigation*, West LegalEdcenter, April 8, 2009.

Web Cast, *Recovery and Reinvestment: The Stimulus Package Examined*, West LegalEdcenter, February 19, 2009.

Litigation and Enforcement: Risks and Trends, American Securitization Forum Annual Meeting, February 10, 2009.

Is this a US Problem? Analysing the Fundamentals of the European Debt Market in Light of the Turmoil in the US, 7th Annual Distressed Debt Summit, Euromoney Seminars, November 6, 2008.

Web cast, *Rescuing the Economy: An Examination of the Emergency Economic Stabilization Act of 2008*, West LegalWorks, October 9, 2008.

The Emergency Economic Stabilization Act of 2008, Wipeout, Bailout, Workout: The Regulatory, Business & Enforcement Landscape From DC to Wall Street, Directors' Roundtable, October 7, 2008.

Distressed Debt Litigation: Causes, Concerns, Risks and Prevention, Distressed Debt Investing & Risk Management: Navigating the Post-Subprime World, September 18, 2008.

Web cast, *Bailout or Washout: An Analysis of the Treasury Proposal to Purchase Mortgage-Related Assets*, West LegalWorks, September 29, 2008.

Web cast, *Municipal Lawsuits Against Mortgage Lenders*, West LegalWorks, July 21, 2008.

The Explosion in U.S. Subprime Litigation & Regulatory Initiatives: Implications for European Market Participants, European Securitisation Forum, July 16, 2008.

Legal Responses to the Credit Crisis: Will the UK Follow the US?, Centre for the Study of Financial Innovation, July 15, 2008.

Web cast, *The Tentacles of Securitization*, West LegalWorks, June 26, 2008.

Guest, *Your Money* with Chuck Jaffe, WBIX 1060 AM (Boston), June 25, 2008.

Web cast, *The Basics of Securitization*, West LegalWorks, May 28, 2008.

Web cast, *The Latest Regulatory, Governmental, and Legislative Responses to the Subprime Crisis*, West LegalWorks, April 16, 2008.

The Credit Crisis: Challenges and Opportunities for Young Lawyers, Southern Methodist University School of Law, April 20, 2008.

Web cast, *Insurance, Bankruptcy, and Malpractice Developments after the Subprime Meltdown*, West LegalWorks, March 19, 2008.

Investor Actions and SEC Investigations: New Targets, Potential Exposures and Effective Defenses, Subprime Lending Litigation and Regulatory Enforcement, American Conference Institute, March 4-5, 2008.

Pod cast, *The Credit Crisis*, Thomson West, February 28, 2008.

Web cast, *The Latest Legal & Regulatory Developments on the Subprime Mortgage Financial Crisis*, West LegalWorks, February 26, 2008.

Panelist, *The Business of Fashion: Issues and Answers for the Apparel Industry Entrepreneur*, Dallas Fashion Incubator, June 5, 2007.

Protecting the Brand Against Fakes, Fones, Frauds, and Forgeries: Fighting CounterFeits, Dallas Bar Association Intellectual Property Section, December 9, 2005.

International Trademark Enforcement, TexasBarCLE 18th Annual Intellectual Property Law Course, March 11, 2005.

The Essential Rules Every Corporate Governance Professional Must Know to Prevent Losing Corporate Brands, Society of Corporate Secretaries and Governance Professionals, February 9, 2005.

Creating a Legally Protected Brand, Barnes & Noble Meet the Author Series, March 9, 2004 and April 20, 2004.

Marketing Guide to Trademarks, DFW American Marketing Association, March 18, 2004.

Protecting the DELTA DENTAL Brand, Delta Dental Plans Association Board of Directors Retreat, February 20, 2004.

Guest, *The Louie Free Radio Show* with Louie Free, WWOW 1360 AM (Youngstown), February 9, 2004.

Guest, *Business Talk New York* with Adriane Berg, WLIE 540 AM (New York), February 3, 2004.

Trademarks for Law Students, Southern Methodist University School of Law, January 28, 2004.

General Counsel's Guide to Trademarks, Corporate Counsel Series, January 21, 2004.

Guest, *Final Edition* with Bob Lawrence, KSCJ 1360 AM (Sioux City), December 16, 2003.

Insurance Counsel's Guide to Trademarks, North Texas Association of Insurance Counsel, December 5, 2003.

Guest, *PM Magazine* with Lindsay Parker, WBNW 1120 AM (Boston), October 30, 2003.

Avoiding the Three Major Brand Killers, American Management Association Branding 2003 Conference, October 22, 2003.

Low Cost IP Programs, Corporate Counsel Series, May 15, 2002.

Encouraging Lawyers to Meet Their Moral Pro Bono Obligation, Dallas Bar Association Pro Bono Activities Committee 2002 Pro Bono Summit, May 7, 2002.

Representing a Domestic Violence Survivor, Southern Methodist University School of Law Domestic Violence Symposium, February 15, 2002.

Child Support Intervention Project, Dallas Association of Young Lawyers Continuing Legal Education Seminar, August 15, 2001.

Business Ethics, Women's Business Counsel, August 7, 2001.

Basic Principles of Trademark Use, American Airlines, Inc. Continuing Legal Education Seminar, May 31, 2001.

Representing An Abused Person in a Domestic Violence Protective Order Case, Mecklenburg County Bar Association Continuing Legal Education Seminar, November 19, 1998.

Professionalism, Civility and Our Pro Bono Commitment, Mecklenburg County Bar Association Continuing Legal Education Seminar, December 3, 1997.

Articles

Talcott J. Franklin, Dennis C. Taylor, and Ann Beytagh, *Addressing Conflicts of Interest in the Context of Campus Sexual Violence*, 2017 BYU EDUC. & L.J. 1 (2017).

Talcott J. Franklin, *Servicer Safe Harbor: A Legal and Policy Analysis*, West LegalEdcenter White Paper, May 1, 2009.

Talcott J. Franklin, *So You Think You Understand that Securitization Contract?*, American Securitization Journal, February 2009, at 19.

Talcott J. Franklin, *The Impact of Securitization on the Emergency Economic Stabilization Act of 2008*, West LegalEdcenter White Papers (five updates), September 25 - October 8, 2008.

Protecting the Brand Globally: International Trademark Enforcement, TexasBarCLE 18th Annual Intellectual Property Law Course, March 10-11, 2005.

Overview of Trademark Use in Marketing, American Marketing Association Best Practices Paper, www.MarketingPower.com.

Safeguarding Your Business's Trade Secrets, Corporate Logo, April 2004, at 14.

Safeguarding the Most Valuable Asset: How Promotional Products Can Protect the Brand or Destroy It, Corporate Logo, March 2004, at 14.

Be on the Ball with Trademarks – Keep Courts at Bay, IndUS Business Journal, February 1, 2004.

Creating Your MLM Brand, Network Marketing Business Journal, January 2004.

Helping Lawyers Help Others: Creating a Pro Bono Program Designed to Attract and Retain a Large Volunteer Pool, 27 Journal of the Legal Profession 23 (2003).

Practical Pro Bono: How Public Service Can Enhance Your Practice, South Carolina Lawyer, Jan./Feb. 1999, at 14.

Self-Protection Trainings

PE supervisor training, Virginia Health and Physical Activity Institute, July 8, 2018.

PE teacher training, Loudon County Public Schools, April 2, 2018.

Student and parent training, Alcuin School, March 23, 2018.

Student and parent training, Girl Scouts of America, November 17, 2017.

Student and parent training, Girl Scouts of America, September 24, 2017.

PE teacher training, Hampton Public Schools, August 30, 2017.

PE teacher training, Portsmouth Public Schools, August 29, 2017.

PE supervisor training, Virginia Health and Physical Activity Institute, July 10, 2017.

Student and parent training, Alcuin School, April 24, 2017.

Student and parent training, Girl Scouts of America, April 21, 2017.

Student and parent training, Alcuin School, April 21, 2017.

Student and parent training, Hockaday School for Girls, April 2, 2017.

Student training, Salem High School, March 23, 2017.

Student training, Duke University, March 23, 2017.

Student training, Halifax County High School, February 23, 2017.

Student training, Jewish Day School, February 1, 2017.

Student training, Angelina College, November 9, 2016.

Student and parent training, Girl Scouts of America, September 15, 2016.

Student and parent training, National Charity League, September 11, 2016.

Student and parent training, ivivva, May 15, 2016.

Student training, PAC-12 Summit, Oregon State University, May 4, 2016.

Student and parent training, YMCA, April 17, 2016.

Student training, University of North Texas, April 4, 2016.

Student and parent training, White Rock Lake, April 3, 2016.

Parent training, Alcuin School, December 7, 2015.