

TUCKER | VAUGHAN

Attorneys and Counselors at Law



BARBARA J. GARDNER

Shareholder

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SUMMARY OVERVIEW:

Board Certified in Labor & Employment Law by the Texas Board of Legal Specialization. As interviewed on Houston's Fox 26 TV News - expert trial lawyer with more than 25 years in practice. Skilled and highly-adept at trial work and consultation in employment law, personal injury, and commercial litigation. Extensive experience as a speaker and guest lecturer on legal matters.

EDUCATION:

- J.D. – 1981, South Texas College of Law
- Rank: Number one in law school class
- B.A. – 1975, University of Colorado, Psychology Degree
- B.A. – 1974, University of Houston, Music Degree

ACCOMPLISHMENTS:

- Board Certified in Labor & Employment Law
- "Best Lawyers in America" (Employment Law), 2007, 2008, 2009
- One of "Texas' Best Lawyers," 2009
- One of "Texas Super Lawyers," 2007, 2008, 2009
- One of "Top Lawyers," *Corporate Counsel*, 2008
- One of "Houston's Top Lawyers," 2006, 2007
- One of "Top Lawyers for the People," 2007
- AV-rated in Martindale Hubbell

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PROFESSIONAL EXPERIENCE:

Tucker, Vaughan, Gardner & Barnes, P.C. – Partner and Shareholder, 2004 to present
Trial work and consultation in employment law, personal injury and commercial litigation

The Gardner Law Firm, 1999 - 2004
Trial work and consultation in employment law, insurance, personal injury and commercial litigation

Popham Law Firm, Kansas City, Missouri, 1995 - 1999
Trial work in employment law and personal injury cases

Barbara J. Gardner, Attorney at Law, 1993 - 1994
Trial work in employment law, personal injury and commercial litigation

Mandell & Wright, P.C. – Partner and Shareholder, 1985 - 1993
Trial work, mediation and consultation in employment law, personal injury, maritime and commercial litigation

Bracewell & Patterson – Associate, 1983 - 1985
Commercial litigation, personal injury defense and employment law

Judicial Clerk – Honorable Carl O. Bue, Jr., United States District Court, 1981 – 1983
Extensive research and writing on varied subjects, drafting orders for the court, observing trials almost daily

Adjunct Professor of Law, University of Houston Law Center, 1991 – 1994
Trial advocacy course for third-year law students

PROFESSIONAL ASSOCIATIONS:

- Fellows of the Texas Bar Foundation
- College of the State Bar of Texas
- State Bar of Texas
- Houston Bar Association
- Bar Committees:
 - Executive Council, Employment Law Section
 - Administration of Justice
 - Campaign for the Homeless
- National Employment Law Association
- Texas Employment Law Association

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PROFESSIONAL ASSOCIATIONS:

(continued)

- Houston Employment Law Association
- American Constitution Society
- Society for Human Resource Management
- Houston Human Resource Management Association
- National Organization of Women
- Houston Association of Women Attorneys
 - Chair: Legislative Action Committee 2009-2010
 - Co-Chair: Judicial Reception Committee 2008-2009
 - Chair: Public Relations Committee 2007-2008
 - Member: Judicial Screening Committee 2007-2010
- Federation of Houston Professional Women
- Women's Chamber of Commerce of Texas
- Women in Real Estate and Finance
- Texas Trial Lawyers Association
- Houston Trial Lawyers Association
 - Board of Directors, 1991-1994, 2006- current
 - Co-chair: Membership Committee 2007-2008
- South Texas College of Law Alumni Association
- TargetTalks, Business Speakers Bureau
- Audubon Society

LAW-RELATED SPEECHES AND PUBLICATIONS:

Speech: "Evaluating an Employment Case," University of Houston Law Foundation, May 2009;

Speech: "The Art of Hiring and Firing," State Bar of Texas, Law Practice Management Course, Houston, February 2009

Speech: "Harassment, Sexual and Otherwise," University of Houston Law Foundation, December 2008

Speech: "Dealing with the Top Dogs: A Lawyer's Guidance," South Texas College of Law Employment Law Conference, July 2008

Speech: "Women: Winning in the Workplace," International Association of Administrative Professionals, May 2008

Speech: "Disclaimers, Retainers, Fee Agreements, and Circular 230," State Bar of Texas, Law Practice Management Course, Dallas, May 2008

Speech: "Recent Developments in Discrimination Law: Age, Gender, Race, Etc., and Newer Issues from Body Art to Lifestyles," University of Houston Law Foundation, December 2007

LAW-RELATED SPEECHES AND PUBLICATIONS:

(continued)

Paper: "Opening Statement - Getting the Jury's Attention," Cutting-Edge Employment Law Strategies, October 4-5, 2007

Speech: "Race, Sex & Religious Discrimination: Developments in the Law," University of Houston Law Foundation, April 2006

Speech: "Five Keys to Employment Contracts," South Texas College of Law Annual Employment Law Seminar, July 2005

Speech: "Race, Sex & Religious Discrimination: Developments in the Law," University of Houston Law Foundation, March 2005

Panel Discussion: "The Biggest Mistakes made by Texas Employers from the Plaintiff's Perspective," 4th Annual Employment Law Symposium, Houston Chapter of the Texas Association of Business, November 18, 2004

Speech: "Practical Aspects of the Whistle Blower's Action under Sarbanes-Oxley," Houston Chapter of the Institute of Internal Auditors, November 8, 2004

Speech: "Truth or Consequences: How to Handle Discrimination Claims," Willowbrook Rotary Club, September 17, 2004

Speech: "Avoiding Problems in the Workplace," Midtown Business Network, June 17, 2004

Speech: "Independent Contractor or Employee?" National Association of Remodelers, May 27, 2004

Speech: "Whistle Blower's Action under Sarbanes Oxley," Association for Women in Computing, May 19, 2004

Speech: "Race & Sex Discrimination: Developments in the Law," University of Houston Law Foundation, April 2004

Speech: "You've Come a Long Way, Baby -- History of Laws on Sex Discrimination," American Business Women's Association, League City Chapter, April 13, 2004

Speech: "When Mediation Fails – A Lawyer's Perspective," Texas Community College Association Annual Convention, February 21, 2004

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LAW-RELATED SPEECHES AND PUBLICATIONS:

(continued)

Speech: "What is Discrimination Really?" American Business Women's Association, Houston Chapter, February 19, 2004

Speech: "Hiring and Firing the Right Way," Willowbrook Rotary Club, February 5, 2004

Speech: "Employment Law Made Easy," National Association of Remodelers, January 29, 2004

Speech: "What Professional Women Need to Know About Employment Law," Women's Chamber of Commerce of Texas, September 2003

Speech: "Race & Sex Discrimination: Developments in the Law," University of Houston Law Foundation, March & April 2003

Speech: "Arbitration: The Trend Away From the Courthouse," Council on Education in Management, February 2003

Speech: "Arbitration: Why Do We Need a Court System?" University of Houston Law Foundation, September 2002

Speech: "Screening Employment Cases," Fort Bend Bar Association Meeting, October 1999

Speech: "Analysis of Dismissal Order in *Jones v. United States & William Clinton*," Practice & Procedure Committee Meeting, Missouri Bar Ass'n, May 1998

Speech: "ADA Mixed-Motive Analysis: Plaintiff's Perspective," Council on Education in Management, October 27, 1997

Speech: "Sexual Harassment Cases: Interviewing the Judiciary," Kansas City Association of Women Attorneys Annual Seminar, March 4, 1997

Speech: "Wrongful Discharge: Employment Agreements and Covenants" University of Houston Law Foundation, July 24 & August 4, 1994

Speech: "Settlement Strategies & Techniques," Advanced Employment Law Course, State Bar of Texas, December 3, 1993

Speech: "Love American Style or Sexual Harassment"? Labor & Employment Law Seminar, South Texas College of Law, November 1993

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LAW-RELATED SPEECHES AND PUBLICATIONS:

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Speech: "Warranties Under the DTPA," Consumer & Insurance Law Institute,
University of Houston Law Foundation, July 1993

Speech: "Sexual Harassment," Houston Trial Lawyers' Association, March 1993

Speech: "Sexual Harassment – The Plaintiff's Perspective," Houston Bar Association
December 1992

Speech: "Settlement Strategies & Techniques," Advanced Employment Law Course,
State Bar of Texas, November 1992

Publication: "Toxic Torts and Strict Liability," Houston Bar Journal, July-August 1992

Publication: "The Amorphous Jones Act Seaman," Houston Bar Journal, January 1988

Publication: "Seller's Damages Under the UCC: Refinement by Nobs Chemical,"
21 South Texas Law Journal 249, 1980

Publication: "Article 5236f: An Interpretation of the New Texas Landlord and Tenant Act,"
20 South Texas Law Journal 343, 1979