



Joseph F. Welborn, III

Partner

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OVERVIEW

Joe Welborn is a partner in the firm's Nashville office and a member of the Complex Commercial Litigation practice group. He is a fellow of the American College of Trial Lawyers and has almost 30 years of trial experience in business and commercial litigation, including shareholder, corporate M&A, banking, contractual, real estate, intellectual property, and business tort disputes.

PROFESSIONAL BACKGROUND

Prior to joining the firm, Joe served as an attorney at a full-service U.S. law firm where he gained considerable experience across a variety of practices and industries. In addition to his commercial litigation experience, Joe has represented individuals and businesses in civil rights cases, personal injury and wrongful death cases, and trust and estate planning disputes.

ACHIEVEMENTS

- Fellow, American College of Trial Lawyers
 - Tennessee State Committee, 2019–present
- Fellow, American Board of Trial Advocates
- *The National Law Journal*, Top 100 Verdicts of 2016 (\$22.2 million jury verdict for client)
- *The Best Lawyers in America*®
 - Lawyer of the Year, Bet-the-Company Litigation (Nashville), 2020
 - Bet-the-Company Litigation, 2010–2023
 - Commercial Litigation, 2010–2023
- Super Lawyers Honoree
 - Mid-South Super Lawyers list, Business Litigation (2011–2020)

- Top 50: Nashville Super Lawyers list (2015 - 2017, 2019)
- Top 100: Tennessee Super Lawyers list (2016 - 2017, 2019)
- Best of the Bar, *Nashville Business Journal*, 2017
- Lifetime Achievement Selection, America's Top 100 Attorneys®, 2016
- Retired Captain, United States Army Reserve, Judge Advocates General Corps

PROFESSIONAL / CIVIC ACTIVITIES

- Fellow, American College of Trial Lawyers
- Fellow, American Board of Trial Advocates
- Fellow, American Bar Foundation
- Fellow, Nashville Bar Foundation
- American Bar Association
- Tennessee Bar Association
- Nashville Bar Association
- American Association for Justice
- Tennessee Association for Justice

EDUCATION

- J.D., University of Tennessee College of Law, 1991
- B.A., Rhodes College, 1988 (*cum laude*)

ADMISSIONS

- Bar of Tennessee
- United States Court of Appeals for the Sixth Circuit
- United States District Court for the Eastern District of Tennessee
- United States District Court for the Middle District of Tennessee
- United States District Court for the Western District of Tennessee

THOUGHT LEADERSHIP *POWERED BY HUB*

- 18 October 2022, Litigation Minute: Avoiding Uncertainty in Material Adverse Effect Clauses

NEWS & EVENTS

- 18 August 2022, More Than 350 K&L Gates Lawyers Named Among 2023 Best Lawyers in America, Ones to Watch
- 19 August 2021, Nearly 300 K&L Gates Lawyers Named Among 2022 Best Lawyers in America, Ones to Watch
- 3 February 2021, K&L Gates Launches Nashville Office with Hire of 25+ Lawyers

AREAS OF FOCUS

- Commercial Disputes
- Health Care Payor-Provider Disputes (U.S.)
- Securities and Transactional Litigation

REPRESENTATIVE EXPERIENCE

- Almost 30 years of trial experience in business and commercial litigation, including shareholder, corporate merger and acquisition, banking, contractual, real estate, intellectual property, and business tort disputes.
- Represented the nation's largest private corrections company in civil rights cases involving personal injury, medical malpractice, wrongful death claims, and business disputes.
- Defended numerous companies in class action suits, including in cases of alleged civil rights violations, negligence and mass personal injury, and securities fraud, and in insurance matters.
- Experienced in representing individuals and businesses in catastrophic personal injury and wrongful death cases, including cases involving automobile accidents, tractor trailer collisions, automobile manufacturer liability, products liability, fire and burn injuries and death, and building design and maintenance defects.
- Recovered millions for individual clients in cases ranging from business disputes, breach of contract, and fraud to catastrophic personal injury, wrongful death, and civil rights violations.
- Litigated numerous disputes involving restrictive covenants in employment and business contracts (non-compete agreements, non-solicit agreements, restrictions on use of trade secrets and confidential information) including in the areas of medical sales, commercial insurance, financial advisors and brokers, and banking.
- Represented numerous clients in trust and estate planning disputes, including cases contesting wills, trusts, and contracts on the basis of undue influence and lack of mental capacity.