

# **THOMAS J. WALTHALL, JR.**

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## **Education**

**Juris Doctor**, 1980, University of Texas at Austin.

**Bachelor of Science**, Mechanical Engineering, with Honors, 1977, University of Texas.

## **Professional Certifications**

Board Certified: Construction Law—Texas Board of Legal Specialization

## **Experience**

Sanderford & Carroll, P.C., San Antonio, 2020 – present

Gardner Law, San Antonio, 1991 – 2019

Fowlkes and Walthall, San Antonio, 1981-1991

## **Bar Memberships**

State Bar of Texas, 1980

Member of the Texas Bar Association in the following Sections: Construction Law, Real Estate, Probate and Trust Law

Admitted to practice in United States District Courts for the Western, Eastern, and Southern Districts of Texas and in the United States Fifth Circuit Court of Appeals

## **Speaking and Publications**

- Numerous presentations since approx. 1990 for the following groups: National Association of Credit Management; San Antonio Real Estate Discussion Group; American Subcontractors Association; American Subcontractor Association National Attorney Council; San Antonio Masonry Contractor's Association; Plumbing-Heating-Cooling Contractors San Antonio Chapter; Mechanical Contractors Association; Construction Financial Management Association San Antonio Chapter; Associated Builders & Contractors Association.
- 2019 – Texas Bar CLE: Advanced Real Estate Law Conference, “*Construction Update*”

- 2019 – Texas Bar CLE: Advanced Real Estate Drafting, *“Construction Revisions, Responsibility for Changes Caused by Design Error: The Texas Construction Contractor’s Dilemma”*
- 2017 – State Bar of Texas Construction Law Section: Construction Law Conference, *“I Contracted to Build a House, Do I Really Have to Build an Apartment Complex?”*
- 2016 – Texas Bar CLE: Advanced Real Estate Strategies Law Course, *“Issues for Mechanic’s Liens”*
- 2015 – Texas Bar CLE: Advanced Real Estate Strategies Law Course, *“Watching Your Deal Crumble: Failed Construction Projects”*
- 2014 – State Bar of Texas Construction Law Section: Construction Law Conference, *“Negotiating Tricky Clauses in Prime Contracts”*
- 2014 – Texas Bar CLE: Advanced Real Estate Law Course, *“Construction Contract Negotiations”*
- 2013 – State Bar of Texas Construction Law Section: Construction Law Conference, *“The Challenges of Project Closeout”*
- 2013 – Advanced Real Estate Law Course, *“Mechanic’s Liens against Leasehold Estates”*
- 2013 – Real Estate Law 101, *“Texas Mechanic’s Liens and Construction Payment Issues”*
- 2012 – State Bar of Texas Construction Law Section: Construction Law Conference, *“Lien Waivers, Releases, and Retainage”*
- 2012 – Texas Bar CLE: Real Estate Law 101, *“Texas Mechanic’s Liens and Construction Payment Issues”*
- 2011 – Texas Bar CLE: Advanced Real Estate Law Course, *“Residential Construction Liability”*
- 2011 – Texas Bar CLE: Real Estate Law 101, *“Texas Mechanic’s Liens and Construction Payment Issues”*
- 2011 – Texas Land Title Institute, *“Construction—Retainage and Lien Waivers”*

- 2010 – Texas Bar CLE: Advanced Real Estate Law Conference, *“The Disappearing Contractor”*
- 2009 – State Bar of Texas Construction Law Section: Construction Law Conference, *“Key Contractor Provisions from the GC and Subcontractor’s Perspective—Don’t You Trust Me?”*
- 2009 – Texas Bar CLE: Advanced Real Estate Law Conference, *“Removables—Trump Card of the Mechanic’s Lien Claimant in Texas”*
- 2009 – Texas Bar CLE: Advanced Real Estate Drafting, *“Payment Issues”*
- 2009 – Texas Land Title Institute, *“Removables, Constitutional Mechanic’s Liens & More Construction Payment Issues”*
- 2008 – Texas Bar CLE: Advanced Real Estate Law Conference, *“Texas Mechanic’s Liens and Construction Payment Issues”*
- 2007 – Texas Bar CLE: Advanced Real Estate Drafting, *“Annotated Mechanic’s Liens”*
- 2004 – Texas Bar CLE: Advanced Real Estate Law Conference, *“Statutory Mechanic’s Liens in Texas”*
- 2003 – Texas Bar CLE: Advanced Real Estate Law Conference, *“Statutory Mechanic’s Liens in Texas”*
- 2002 – Texas Bar CLE: Advanced Real Estate Drafting, *“Drafting Disasters Case Study 2— Tenant Finish Out”*
- 2002 – Texas Bar CLE: Advanced Real Estate Law Conference, *“Texas Residential Construction Contract Documentation and Related Issues”*
- 2000 – Texas Bar CLE: Advanced Real Estate Law Conference, *“Mechanic’s and Materialman’s Liens”*
- 1998 – Texas Bar CLE: Advanced Real Estate Drafting, *“Mechanic’s and Materialman’s Liens: Changing Your Forms to Meet New Legislation”*
- 1997 – Texas Bar CLE: Advanced Real Estate Law Conference, *“Mechanic’s and Materialman’s Liens”*

## **Bar Activities**

1994-2016 – Texas Bar Association: *Texas Real Estate Forms Manual* Committee member.

Author/co-author of the following *Texas Real Estate Forms Manual* Chapters:

“*Involuntary Mechanic’s Lien Documents*” Ch. 21

“*Residential Construction Contract Documents*” Ch. 18

“*Commercial Construction Contract Documents*” Ch. 19

“*Contractual Mechanic Lien Documents*” Ch. 20

## **Teaching Activities**

2016-2019 – UTSA: Real Estate Graduate Course annual Texas Construction Law lecture

Numerous Lorman and similar seminar classes regarding mechanic’s liens and Texas construction law seminars

## **Other Memberships**

Chapter Attorney, American Subcontractors Association of San Antonio, Texas (+22 yrs. Approx.)

Associated Plumbing Heating and Cooling Contractors of San Antonio, Inc.

Associated Builders & Contractors – South Texas Chapter

## **Honors and Awards**

American Subcontractors Association, Pioneer Award, 2017

Course Director, State Bar of Texas Advanced Real Estate Law Course, 2014

Best Real Estate CLE Paper, State Bar of Texas, Advanced Real Estate Law Course, Jerry Charles Saegert Award, 2003

Best Speaker, State Bar of Texas, Advanced Real Estate Law Course CLE, 2003

1<sup>st</sup> Place Ribs, American Subcontractors Association 10<sup>th</sup> Annual BBQ Cook-off; San Antonio, Texas

## **Personal**

Birth Date: October 13, 1954

Hobbies include tennis, violin, barbecue and wood-fired bread making.