



## Richard Flint

Partner

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**Rick Flint effectively represents clients in complex commercial and civil litigation with an emphasis in contract disputes, business torts, and real estate matters, including judicial and non-judicial foreclosures.**

Rick's clients span a myriad of industries, including banking, finance, oil and gas, title, construction, technology, and retail. Rick litigates cases before state and federal courts and advises clients involved in private arbitrations.

### EXPERIENCE

Rick works with clients in a variety of industries to help them navigate the demanding landscape associated with complex civil disputes, including litigation in state and federal courts and private arbitrations. Rick assists clients in all phases of their disputes, including:

- Developing pre-lawsuit strategies
- Settlement discussions, including formal mediation
- Initial pleadings
- Preliminary injunctions and other emergency relief
- Document and deposition discovery
- Motion practice
- Trial
- Appeal

### CLIENT RESULTS

#### Commercial Litigation

Represented publicly-traded company and CEO in defending shareholders derivative lawsuit alleging misappropriation of corporate opportunity and breach of fiduciary duty.

Represented national bank in defending fraud and civil conspiracy lawsuit arising out of employee's alleged participation in Ponzi scheme.

Represented oil and gas exploration and production company in defending lawsuit brought by heavy equipment rental company under Utah contractor's payment bond statute and common law.

Represented national bank in defending lawsuit brought under the public accommodations provisions of Title III of the Americans With Disabilities

### PRACTICES

Alternative Dispute Resolution  
Commercial Litigation  
Discrimination, Harassment, Retaliation, and Litigation  
Securities Enforcement and Shareholder Litigation  
Banking and Financial Services  
Eminent Domain

### EDUCATION

Brigham Young University, J.D., 1996

Utah State University, B.A., 1993

### BAR ADMISSIONS

Utah

### COURT ADMISSIONS

U.S. Court of Appeals for the Tenth Circuit

U.S. District Court, District of Utah

Act.

Represented individuals in numerous litigation matters and related disputes over the ownership and control of privately-held business entities.

### **Real Estate Litigation**

Represented multiple national banks in lien foreclosure and quiet title litigation matters involving residential and commercial real estate.

Represented multiple owners and construction companies in pursuing and defending mechanic's lien foreclosure actions.

Represented landowners, lenders, buyers, sellers, and title insurers in cases involving title insurer liability.

Served as substitute trustee and conducted non-judicial foreclosure of multi-million dollar ski resort property.

Represented national bank in workout efforts relating to troubled \$30 million construction loan on large apartment complex.

### **RECOGNITION**

- *The Best Lawyers in America*®, Commercial Litigation, 2014-2020
- *Utah Business Magazine*, Utah Legal Elite, Civil Litigation

### **PROFESSIONAL AND CIVIC AFFILIATIONS**

- National Multiple Sclerosis Society, Utah – Southern Idaho Chapter, Board of Trustees