

Paul H. Cross

ATTORNEY AT LAW

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CURRICULUM VITAE

PROFILE: Commercial litigation and transactions, with emphasis upon representation of financial institutions and equipment lessors in the Dallas-Fort Worth area and throughout North Texas.

PERSONAL: Born May 16, 1957, St. Joseph, Michigan

EDUCATIONAL BACKGROUND:

Illinois College, A.B., 1979
University of Illinois at Urbana-Champaign, M.U.P., 1981
University of Tulsa, J.D., 1985 (staff member, Tulsa Law Review, 1983-85)

PROFESSIONAL BACKGROUND:

Legal Counsel, Bell Atlantic TriCon Leasing Corporation, 1986-88
Program Analyst, Illinois Capital Development Board, 1981-82

PROFESSIONAL LICENSES AND ASSOCIATIONS:

State Bar of Texas (admitted 1986)
Oklahoma Bar Association (admitted 1985)
United States Court of Appeals, Fifth Circuit
United States District Courts, Eastern, Northern, Southern, and Western Districts of Texas
Eastern, Northern, and Western Districts of Oklahoma
Dallas Bar Association
Mesquite Bar Association (President 2001-02)
College of the State Bar of Texas

PRACTICE AREAS:

Equipment Leasing Litigation	Business Litigation	Usury
Equipment Leasing Transactions	Consumer Law (including DTPA)	Bankruptcy
Creditor's Rights	Land Use and Zoning	Mechanic's Liens
Commercial Litigation	Landlord and Tenant	Construction Law
Commercial Collections	Real Estate Litigation	

SIGNIFICANT CASES:

Adams v. The Crescent, A Texas Ltd. Partnership, 1997 WL 211547, CV 05-96-00194-C (Tex. App. -- Dallas April 30, 1997, writ denied). Obtained affirmance of summary judgment in favor of landlord, defeating guarantor's *Alamo Lumber* usury counterclaim.

Garza v. Bancorp Group, Inc., 955 F.Supp. 68 (S.D. Tex. 1996). Obtained summary judgment that federal and Texas debt collection acts did not apply to leases of equipment used in two family-owned grocery stores.

Schmid v. Texas Commerce Bank - Fort Worth, N.A., 912 S.W.2d 845 (Tex. App. -- Fort Worth 1995, writ denied). Obtained affirmance of summary judgment that lender's consensual possession and failure to sell stock pledged as collateral was not conversion or violation of Article 9 commercial reasonableness requirements.

Swindell v. Bell Atl. TriCon Leasing Corp., 889 S.W.2d 5 (Tex. App. -- Fort Worth 1994, no writ). Obtained affirmance of summary judgment that lessor's recovery and sale of equipment did not preclude recovery of remaining rental balance from guarantor.

Bell Atl. TriCon Leasing Corp. v. North Tex. Broadcasting Corp., CA-3-93-1072-R (N.D. Tex. 1994). Obtained disqualification of lessee's attorneys, Hughes & Luce, due to prior representation of equipment lessor in substantially related matters.

North Tex. Physicians & Surgeons, P.A. v. Bell Atl. TriCon Leasing Corp., _____ (Bankr. E.D. Tex. 1991). Obtained summary judgment that lease was "true lease", defeating lessee's \$440,000.00 usury claim.

In re Popular Leasing USA, Inc., 2005 WL 1906967, 09-05-223 CV (Tex. App. -- Beaumont Aug. 11, 2005, orig. proceeding). Obtained denial of petition for mandamus after defeating motion to dismiss based on forum selection clause.

Larrison v. Catalina Design, 2011 WL 582730, 02-10-00167-CV (Tex. App. -- Fort Worth Feb. 17, 2011, no pet.). Obtained affirmance of judgment imposing liability for misapplication of construction trust funds.

PUBLICATIONS:

"Floating" Forum Selection and Choice of Law Clauses, 58 S. Tex. L. Rev. 119 (Fall 2006)

Article 2A: Equipment Leases, State Bar of Texas, Collections and Creditors Rights Course (2009)

CONTINUING LEGAL EDUCATION PRESENTATIONS:

Legal Issues With Equipment Leasing in Texas, Dallas bar Association (2013)

Equipment Leasing Issues, Mesquite Bar Association (2010)

Evictions and Landlord/Tenant Law in Texas, National Business Institute (2004)

Evictions and Landlord/Tenant Law in Texas, National Business Institute (2003)

Equipment Leasing Litigation and Transactions, Mesquite Bar Association (2003)

COMMUNITY INVOLVEMENT:

Our Savior Lutheran Church, ELCA, Mesquite, Texas

National Association of Railroad Passengers

Swedish American Chamber of Commerce of Texas

Texas Railway Advocates

Carl XVI Gustaf Lodge #716 of the Vasa Order of America, A Swedish American Fraternal Organization