

**Mark B. Smith**  
**Attorney at Law**

**Mark B. Smith Co., L.P.A.**  
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**LEGAL EXPERIENCE**

**Mark B. Smith Co., L.P.A.**

January 1997 - Present

*Areas of concentration – Personal Injury and Wrongful Death Litigation:*  
Medical Malpractice and other Professional Negligence; General Negligence;  
Aviation Accidents; Products Liability; Workplace Injuries; Insurance Law.

**The Lawrence Firm**

August 1994 - December 1996

*Areas of concentration:*  
Medical Malpractice; Personal Injury; Insurance Law.

**Gallagher, Sharp, Fulton & Norman**

Cleveland, Ohio

May 1984 - July 1994

Representation of defendants (individuals and businesses) in civil actions, with a heavy concentration in the areas of malpractice litigation (medical, dental and legal) and general tort litigation (automobile accidents, other injuries due to negligence).

**LICENSURE**

Licensed to practice before all of the State and Federal Courts of Ohio (1984) and Kentucky (1994).

**MARTINDALE-HUBBELL RATING: “AV”**

According to Martindale-Hubbell, “the AV rating indicates very high to preeminent legal ability and very high ethical standards as established by confidential opinions from members of the Bar.”

### **MEMBERSHIPS**

Ohio Bar Association  
Kentucky Bar Association  
American Board of Trial Advocates  
Ohio Association for Justice  
Kentucky Justice Association  
Southwestern Ohio Trial Lawyers Association  
Cincinnati Bar Association  
Lawyer-Pilots Bar Association  
Aircraft Owners and Pilots Association

### **EDUCATION**

The University of Cincinnati College of Law  
Graduated May 1984  
Editor, Jessup International Law Moot Court Team  
Judge John W. Peck Award for Trial Practice

University of Cincinnati  
Graduated June, 1981  
B.A., Finance; Certificate in Economics

### **AWARDS AND ACKNOWLEDGEMENTS**

October 2009	Elected to membership in the American Board of Trial Advocates
2005 - 2013	Named an Ohio “Super Lawyer” by the publishers of <i>Law &amp; Politics and Cincinnati Magazines</i> ( <a href="http://www.superlawyers.com">www.superlawyers.com</a> )
2012	Named one of the “Top 50 Cincinnati Area Super Lawyers” ( <a href="http://www.superlawyers.com">www.superlawyers.com</a> )
2006	Designated as one of Cincinnati’s “Leading Lawyers” by <i>Cincy Business Magazine</i> ( <a href="http://www.cincybusinessmag.com">www.cincybusinessmag.com</a> )

### **COMMITTEES & BOARDS**

Southwest Ohio Trial Lawyers Association  
(fka, Hamilton County Trial Lawyers Association)  
2000-12 Board of Trustees

2012-14 Present

Ohio Association For Justice

2013-14 Executive Committee

2013-14 Board of Trustees

Chairman - Tort & Insurance Committee

Cincinnati Bar Association

2000 - 2002

Member, Common Pleas Mediation Service Advisory Committee

2000-2002

Secretary - Tort & Insurance Committee

Cincinnati Bar Association

1998-1999

Lawyer Referral Service Board Advisory Committee

Cincinnati Bar Association

1998 – 1999

Member, OATL Ohio Jury Instructions Revisions Committee

2001 - 2002

Anderson Hills Swim & Tennis Club

Board of Trustees

1999 – 2002

President

2003 – 2006

### **INVITED PRESENTATIONS AND PUBLICATIONS**

Speaker, Case Western Reserve University School of Dentistry, Cleveland, Ohio

Annual Lecture on Medical/Dental Malpractice Litigation

1990 - 1994.

Speaker, Gallagher, Sharp, Fulton & Norman Annual CLE Seminar, 1989 – 1992

Various Topics Dealing With Tort And Insurance Practice.

Panel Member, Cincinnati Bar Association Health Care Law Seminar.

*“The PIE Fiasco from the Practitioner’s Perspective”*

December 7, 1999.

Speaker, Ohio Academy of Trial Lawyers 44<sup>th</sup> Annual Convention.

*“Medical Malpractice Cases in the Court Of Claims”*

May 3, 2001.

Speaker, Department of Neurological Surgery  
University of Texas Southwestern at Dallas  
Symposium on Medical Risk Management  
August 2, 2002

Panel Member, Cincinnati Bar Association New Lawyer Training  
*“The Business of Lawyering”*  
November 22, 2002

Speaker, *“Justice Through Communication”*  
Ohio Academy of Trial Lawyers  
Topic: *“Communicating Through Lay Witnesses”*  
October 10, 2003

Speaker, 2003 Annual Medical Negligence Seminar  
Ohio Academy of Trial Lawyers  
Topic: *“Dental Malpractice Litigation”*  
November 7, 2003

Co-Author, *“Rebuttal Evidence – Having The Last Word”*  
Ohio Trial Magazine, 2006

Co-Author, *“Penn Central v. Armco Steel – What’s So Wrong With A Narrative Response?”*  
Ohio Trial Magazine, 2010

Speaker, Cincinnati Bar Association – The Advocacy Series: *“Trial Day Preparation (Practical Tips To Maximize Your Organization) & Effective Voir Dire”*  
April 2011

Speaker, Cincinnati Bar Association – The Advocacy Series: *“Trial Day Preparation (Practical Tips to Maximize Your Organization) & Effective Voir Dire”*  
May 2013

Speaker, Ohio Association of Justice Insurance Law CLE  
*“Immunity: The New Front of Tort Reform”*  
January 2015

### **PERSONAL**

Born: July 1, 1959 (Dayton, Ohio)  
Residence: Cincinnati, Ohio  
Family: Married; Two Children  
Interests: Aviation (Private Pilot – Instrument Rating)