
ASHBY KENT FOX

975 Bascom Mall, Madison, Wisconsin 53706
(608) 262-8557 • akfox@wisc.edu

UNIVERSITY OF WISCONSIN LAW SCHOOL, Madison, Wisconsin

Assistant Teaching Professor, Legal Analysis, Advocacy, & Writing Program

Teaching Faculty, Legal Research & Writing Program

Faculty Advisor, Wisconsin Journal of Law, Gender & Society

July 2024 – Present

August 2019 – June 2024

August 2021 - Present

- Teach fundamental principles of legal research, legal analysis, and legal writing to first-year law students
- Develop and draft lesson plans, course materials, course syllabi, class exercises, and original research and writing assignments for Legal Research and Writing I (fall semester) and II (spring semester) courses
- Provide detailed feedback on first-year law students' written work product including legal memoranda, trial-level briefs, appellate briefs, and legal correspondence
- Provide detailed feedback to first-year law students on oral advocacy exercises and oral arguments
- Provide detailed feedback on upper-level students' academic writing projects, including student notes and comments for law journals
- Supervise directed research courses and provide detailed feedback on advanced legal writing assignments for upper-level students
- Advise and mentor law students and law journal members/editors
- Create and design new upper-level "Advanced Legal Writing: Writing for Litigation" course for 2L and 3L law students, to launch in spring 2024
- Develop and draft original lesson plans, course materials, course syllabi, class exercises, and original research and writing assignments for upper-level "Advanced Legal Writing: Writing for Litigation" course

BURR & FORMAN LLP, Atlanta, Georgia

Partner, Commercial Litigation

Associate, Commercial Litigation

January 2012 – October 2017

September 2003 – December 2011

- Served as lead counsel for plaintiffs and defendants in a wide variety of business disputes, including cases alleging misappropriation of trade secrets, breach of contract, breach of fiduciary duties, defamation, fraud, negligence, unfair trade practices, and other business torts
- Successfully defended large national banks, mortgage lenders/servicers, and other financial institutions in numerous high profile lawsuits involving claims for injunctive relief and damages under federal consumer protection statutes and state law claims for wrongful foreclosure
- Counseled and represented national title insurance companies and their insureds (property owners and mortgagees) in a variety of quiet title actions, boundary line disputes, tax sale disputes, bad faith claims, and other matters involving real estate and title insurance coverage
- Represented a national provider of wireless infrastructure in a multimillion-dollar insurance coverage dispute and negligence action following a fire that destroyed the provider's cellular telephone towers
- Served as first and second chair trial counsel and managed all aspects of pretrial practice in multiple bench and jury trials in Georgia's state and federal courts
- Presented the prevailing oral argument before the Eleventh Circuit Court of Appeals on behalf of a large national mortgage servicer alleged to have breached a purchase agreement with a prospective buyer under a theory of unilateral mistake
- Profitably managed teams of associates, paralegals, and litigation support staff in a variety of matters that required strict and/or limited litigation budgets
- Collaborated with in-house attorneys and senior business leaders in preparing realistic and informative

litigation budgets, the goal of which was to guide prudent litigation strategy

- Helped clients mitigate risk, conserve resources, and efficiently resolve disputes in countless matters through effective pretrial (and in many cases, pre-litigation) settlement negotiations, conferences, and mediations
- Served as one of the firm's two Associate Liaisons from 2013-2017, a management-level role which involved mentoring and counseling associates on personal matters and professional development
- Served as a founder and leader of the firm's Women in Business Initiative, the purpose of which was to provide guidance, resources, and business development opportunities to women in the firm and the Atlanta business community
- Founded the firm's pro bono initiative with the Health Law Partnership ("HeLP") in 2008, wherein volunteer attorneys and staff members at the firm would assist families with ill and/or disabled children in obtaining guardianships over minors or incapacitated adults. The firm's Atlanta office received the State Bar of Georgia's prestigious William B. Spann, Jr. public service award for this successful *pro bono* initiative in 2013.

EMORY UNIVERSITY SCHOOL OF LAW, Atlanta, Georgia

Adjunct Professor, Pretrial Litigation

August 2018 – November 2018

- Developed and presented lectures to a class of 36 third-year law students on the fundamentals of pretrial litigation practice, including the drafting of complaints/answers, written discovery requests and responses, and dispositive motions
- Worked with students on refining/improving legal research and writing skills and oral advocacy
- Provided feedback and counseled students on written work product, oral argument, and trial advocacy skills/techniques

KESSLER-EIDSON PROGRAM FOR TRIAL TECHNIQUES, Atlanta, Georgia

Faculty Member, Emory University School of Law

May 2017/2018

- Served on faculty for Emory Law School's intensive trial training program for second-year law students, which is modeled after the National Institute for Trial Advocacy's program and is aimed at integrating substantive evidentiary knowledge with practical trial skills

HEALTH LAW PARTNERSHIP ("HeLP"), Atlanta, Georgia

2008 - 2018

Volunteer Attorney

Chair, Advisory Council to the Health Law Partnership

Member, Board of Directors, Health Law Partnership Foundation, Inc.

- Represented HeLP clients *pro bono* in obtaining legal guardianships over minor children and incapacitated adults
- Led the HeLP Advisory Council in developing fundraising, marketing, volunteer recruitment, and community outreach strategies

EDUCATION

Emory University School of Law, Atlanta, Georgia

*Juris Doctor, **With Honors***, May 2003

Emory International Law Review, Notes and Comments Editor, 2002-03

Vanderbilt University, Nashville, Tennessee

*Bachelor of Arts, Political Science, **Magna Cum Laude, Phi Beta Kappa***, May 2000

PUBLICATIONS

Ashby Kent Fox, John O'Shea Sullivan & Amanda E. Wilson, *Foreclosure Law in the Wake of Recent Decisions on Residential Mortgage Loans: The Situation in Georgia*, 9 Pratt's J. Bankr. L. 116 (2013).

For the years 2004-2014, Ashby co-authored the annual Eleventh Circuit survey article entitled *Trial Practice and Procedure* for the Mercer Law Review at Walter F. George School of Law, Mercer University. These yearly publications analyzed notable developments in the areas of civil procedure, evidence, statutory interpretation, and civil trial practice in the Eleventh Circuit Court of Appeals. The citations for these publications are as follows:

2004 survey period: 56 Mercer L. Rev. 1361 (2005).

2005 survey period: 57 Mercer L. Rev. 1177 (2006).

2006 survey period: 58 Mercer L. Rev. 1315 (2007).

2007 survey period: 59 Mercer L. Rev. 1267 (2008).

2008 survey period: 60 Mercer L. Rev. 1313 (2009).

2009 survey period: 61 Mercer L. Rev. 1193 (2010).

2010 survey period: 62 Mercer L. Rev. 1217 (2011).

2011 survey period: 63 Mercer L. Rev. 1331 (2012).

2012 survey period: 64 Mercer L. Rev. 991 (2013).

2013 survey period: 65 Mercer L. Rev. 1105 (2014).

ADMISSIONS

State Bar of Georgia

State Bar of Wisconsin

United States District Court for the Northern District of Georgia

United States District Court for the Middle District of Georgia

United States Court of Appeals for the Eleventh Circuit