









































Tom D. Myrick  
*Member*

100 North Tryon Street  
Suite 4700  
Charlotte, NC 28202-4003

Tel: (704) 331-1126  
Fax: (704) 378-1926

tommyrick@mvalaw.com

## *PRACTICE AREAS* Litigation

## *EDUCATION*

B.S.B.A., University  
of North Carolina at  
Chapel Hill, 1978

J.D., University of  
North Carolina at  
Chapel Hill, 1983

## *BAR & COURT ADMISSIONS*

North Carolina, 1984

All Federal District  
Courts in North  
Carolina

U.S. Court of Appeals  
for the Fourth Circuit

U.S. Court of Federal  
Claims

U.S. Supreme Court

U.S. Tax Court

Tom Myrick has been first chair trial counsel through verdict in dozens of civil jury trials, including trials that lasted up to four months. His practice has recently been focused on handling significant commercial cases involving sophisticated damage theories. He also counsels clients engaged in complex business combinations on methods to minimize their exposure to litigation.

Mr. Myrick has a wide range of civil trial experience, including frequent appearances in both state and federal trial and appellate courts, with particular experience in business related litigation.

Mr. Myrick handles cases involving:

- Business torts
- Shareholder derivative claims
- Unfair business practices
- Securities fraud
- RICO claims
- Corporate governance issues
- Franchise class action claims
- Contract disputes
- Product Safety Claims

## *Representative First Chair Cases*

Tommy Knox; et al. v. First Southern Cash Advance; et al. New Hanover Co., North Carolina case no. 05-CVS-445 (2010) and Community State Bank; et al. v. Tommy Knox; et al. U.S. District Court, Middle District of North Carolina case no. 1:05CV226 (2010). Currently representing pay-day lender in putative state court class action and related federal court action under section 27 of the Federal Deposit Insurance Act.

## *Avista Turbine Power, Inc. v Rathdrum Power, LLC (2009)*

Obtained multi-million dollar arbitration award for the owner of a combined cycle electricity generation facility and successfully defended against claims for breach of a natural gas tolling agreement. The evidence included thousands of documents created over an eleven year period together with testimony from a dozen witnesses with expert testimony ranging from thermodynamics and fuel heat content to gas and electrical engineering and metering.

## *Yamauchi (USA) Corp. v. Cox*

Mecklenburg Co., North Carolina case no. 09-CVS-3976 (2009). Represented US subsidiary of a Japanese corporation in obtaining restraining order, injunction, attachment, and expedited discovery against employee for embezzlement of over a million dollars from the company.