



December 15, 2021

Honorable Marsha Blackburn
357 Dirksen Senate Office Building
Washington, D.C. 20510

Honorable William F. Hagerty IV
Russell Senate Office Building, Suite 248
Washington, D.C. 20002

Re: Andre B. Mathis

Dear Senators Blackburn and Hagerty:

It is with great pleasure that I write to you both to solicit your support, advice, and consent to the nomination of Andre B. Mathis to the bench of the Sixth Circuit United States Court of Appeals.

Andre first came to my attention while still an associate lawyer at my personal law firm, Glankler Brown, PLLC, where he was employed as an associate and subsequently as a member of the firm from 2007 through 2019, at which time he joined Butler Snow, LLP.

Andre personally performed legal services for members of my family and his work was excellent in all respects. I was quite impressed with his abilities at the time and was pleased to see that he had been nominated for such a prestigious position.

His background is impeccable. He grew up in Memphis, not in the best of circumstances, spending much of his youth at the Boys and Girls Clubs of Memphis. He is a product of the Memphis City Schools system, a graduate of the University of Memphis Undergraduate School and a graduate of the University of Memphis Law School, where he was an associate editor of the Law Review, a member of the Moot Court Board and a recipient of numerous scholarships and awards. His biography is attached for your review.

As a lawyer, he has given of himself consistently, both to the law and to the civic good. He has served as a member of the Board and/or an officer of such worthwhile organizations as the Memphis Street Ministries, the Boys and Girls Clubs, and as

President of the Ben F. Jones Chapter of the National Bar Association, all while developing a thriving law practice and continuing to perform pro bono services on a regular basis.

Andre is truly a credit to the profession of law, and I believe that he will be as much or more a credit to the judiciary. I hope you will take this letter into consideration in analyzing Andre's nomination and that you will give this nomination your approval.

I thank you for your kind attention to this letter and wish you both the very best for the Christmas holiday and the coming New Year.

Sincerely,

A handwritten signature in cursive script that reads "Frederick W. Smith". The signature is written in black ink and is positioned below the word "Sincerely,".

FWS/nh
327363

Attachment

ANDRE B. MATHIS

Butler Snow LLP
6075 Poplar Avenue, Suite 500
Memphis, TN 38119
(901) 680-7299
andre.mathis@butlersnow.com

PROFESSIONAL EXPERIENCE:

Butler Snow LLP

January 2020-present

Memphis, TN

Partner: I concentrate my practice in the areas of commercial/civil litigation, employment law, education law and white collar criminal litigation/investigation. My commercial/civil litigation practice includes the representation of businesses, governmental entities and individuals in complex contract disputes and other disputes involving insurance coverage, personal injury litigation (premises liability, transportation litigation, products liability, etc.), governmental litigation, and financial services litigation. I have also represented clients, including businesses and governmental entities, in various aspects of employment law, including discrimination litigation, internal investigations and employment contract disputes. I have also assisted in the counseling of employers designed to ensure compliance with federal laws and regulations, including counseling on issues related to Title VII, the Fair Labor Standards Act, USERRA, and other laws. I represent public and private schools, including K-12 schools and private colleges regarding federal and state education issues. Additionally, I represent clients investigated for and/or charged with various white collar criminal offenses in state and federal court.

Glankler Brown, PLLC

August 2007-January 2020

Memphis, TN

Member (February 2016-January 2020)/Associate (August 2007-January 2016)

HONORS/DISTINCTIONS

- Best Lawyers in America, Commercial Litigation/Employment Law (2018 ed.-present)
- Mid South Super Lawyer, Mid-South Rising Stars, Commercial Litigation (2014-present)
- Sam A. Myar, Jr. Award, Memphis Bar Association (2018)
- Appointed by ABA President William Hubbard to the ABA Standing Committee on Gun Violence
- Member, Tennessee Bar Association's Leadership Law Program (2014)
- Alumnus of the Year, Boys and Girls Clubs of Greater Memphis (2011)
- Outstanding Associate, Leo Bearman Sr. Chapter of American Inn of Court (2011)
- Top 40 Under 40, Memphis Business Journal (2010)
- Fellow, Leadership Council on Legal Diversity
- Fellow, Memphis Bar Foundation
- Fellow, American Bar Foundation

PROFESSIONAL/CIVIC/CHARITABLE ORGANIZATIONS

- Hearing Officer, Tennessee Board of Professional Responsibility (2015-2021)
- Board of Directors, Streets Ministries, Inc. (2018-present)
- Board of Directors, Memphis Bar Association (2014-2016)
- Board of Directors, Downtown Porter Boys & Girls Club (2008-2018)
- Leo Bearman, Sr. American Inn of Court, Associate (2008-2011; Barrister 2019-present)
- Law Alumni Board, University of Memphis, Cecil C. Humphreys School of Law (2010-2016, 2020-present)
- Chairperson, Boys and Girls Clubs of Memphis' Steak and Burger Dinner (2014)
- Former President/Board Member, National Bar Association, Ben F. Jones Chapter

- Member, Shelby County Ethics Commission (2013-2017)
- Adjunct Professor, Moot Court, University of Memphis, Cecil C. Humphreys School of Law (2008-present)
- Chairman-Diversity Outreach/Recruitment Event-Cecil C. Humphreys School of Law

EDUCATION:

The University of Memphis, Cecil C. Humphreys School of Law
Juris Doctor, Cum Laude

Memphis, TN
May 2007

Honors: Who's Who Among Students in American Colleges and Universities
Recipient, William Leech Memorial Scholarship
Recipient, Evans & Petree Law Firm Scholarship
Recipient, Dean's Pro Bono Service Award
Recipient, Dean's Distinguished Service Award

Activities: Associate Editor, The University of Memphis Law Review
Member, The Moot Court Board

The University of Memphis,
Bachelor of Arts,

Memphis, TN
August 2003

REPRESENTATIVE MATTERS:

- Successfully defended school transportation company in federal jury trial in transportation litigation where plaintiffs sought in excess of \$15 million in compensatory and punitive damages; decision affirmed on appeal to Sixth Circuit.
- Obtained summary judgment on behalf of public school district in case in which a national health insurer sought to overturn a \$24 million contract award.
- Obtained summary judgment on behalf of clients in a premises liability/wrongful death action where Plaintiff sought more than \$10 million in damages; decision affirmed on appeal.
- Obtained dismissal of age/race discrimination action in federal court on behalf of public school district after the plaintiff had obtained an entry of default before our firm was retained to represent the school district.
- Obtained dismissal of law firm in \$5 million legal malpractice action.
- Successfully defended client in federal bench trial where the plaintiff asserted claims of breach of contract and quantum meruit.
- Obtained summary judgment in federal court on behalf of school transportation company arising from a fight on a school bus.
- Successfully defended financial institution in a bench trial in which the plaintiff alleged breach of contract, conversion, fraud, and violation of the Tennessee Consumer Protection Act.
- Enforced arbitration provisions on behalf of financial institutions and national/international corporations in state and federal court.
- Obtained summary judgment for insurer in insurance coverage dispute.

PUBLICATIONS:

Note, *A Critical Analysis of Actual Innocence After House v. Bell: Has the Riddle of Actual Innocence Finally Been Solved?*, 37 U. MEM. L. REV. 813 (2007).

Comment, *State v. Sawyer: Tennessee Supreme Court Holds That A Police Officer Cannot Read an Affidavit to a Person in Custody Without Giving Miranda Warnings*, 36 U. Mem. L. Rev. 1171 (2006).