#### CAUSE NO. D-1-GN-14-005114

JAMES STEELE, et al.,	§	IN THE DISTRICT COURT OF
Plaintiffs	§	
	§	
VS.	§	TRAVIS COUNTY, TEXAS
	§	
GTECH CORPORATION,	§	
Defendant	§	201 <sup>st</sup> JUDICIAL DISTRICT

# <u>DEFENDANT GTECH CORPORATION'S THIRD AMENDED</u> RESPONSES TO ALL PARTIES' REQUEST FOR DISCLOSURE

Subject to GTECH's Plea to the Jurisdiction, Defendant GTECH Corporation ("GTECH") makes the following amended responses to all parties' Requests for Disclosure pursuant to TEXAS RULE OF CIVIL PROCEDURE 194.

Respectfully submitted,

REED SMITH LLP

/s/ Kenneth E. Broughton

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ATTORNEYS FOR DEFENDANT GTECH CORPORATION

# **CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing GTECH Corporation's Third Amended Responses to All Parties' Requests for Disclosure has been served by electronic transmission on this the 31<sup>ST</sup> day of May, 2016, to the following counsel of record:

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/s/ Kenneth E. Broughton

Kenneth E. Broughton

# GTECH'S THIRD AMENDED RESPONSES TO REQUEST FOR DISCLOSURE

(a) The correct names of the parties to the lawsuit.

**RESPONSE:** GTECH states that its correct name has been used by Plaintiffs and Intervenors in this lawsuit. GTECH has no knowledge if the Plaintiffs and Intervenors have been correctly named.

(b) The name, address, and telephone number of any potential parties.

**RESPONSE:** None at this time. GTECH specifically reserves the right to supplement this response as discovery goes forward in this lawsuit.

(c) The legal theories and, in general, the factual bases of the responding party's claims or defenses (the responding party need not marshal all evidence that may be offered at trial).

**RESPONSE:** GTECH incorporates by reference its Plea to the Jurisdiction, Special Exceptions, Motion to Dismiss, and Original Answer, GTECH's First Amended Plea to the Jurisdiction and GTECH's Reply in Support of First Amended Plea to the Jurisdiction filed in this matter the same as if fully set forth herein.

(d) The amount and any method of calculating economic damages.

**RESPONSE:** GTECH is not aware of the methodology Plaintiffs and Intervenors have used or intend to use to calculate alleged damages. GTECH is not claiming damages at this point but reserves the right to supplement, if necessary.

(e) The name, address, and telephone number of persons having knowledge of relevant facts, and a brief statement of each identified person's connection with the case.

**RESPONSE:** The following persons are identified as possibly having knowledge of relevant facts:

# **Plaintiffs:**

Please see attached Exhibit A list of Plaintiffs By and through Plaintiffs' attorneys Richard L. LaGarde Mary Ellis LaGarde LAGARDE LAW FIRM, P.C. 3000 Weslayan, Suite 380 Houston, Texas 77027 713.993.0660 richard@lagardelaw.com

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One or more Plaintiffs may have knowledge regarding issues in this Lawsuit.

Intervenor Kenyatta Jacobs
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Intervenors may have knowledge regarding issues in this Lawsuit.

Intervenors Gregory Thomas,
Wilburn C. Thomas, Ramona B. Carson,
Clyde W. Chumbley, Tommie N. Tisbey,
and Linda Primera
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Intervenors may have knowledge regarding issues in this Lawsuit.

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Intervenors may have knowledge regarding issues in this Lawsuit.

Intervenors Bobby Alston, Alexander Amaya, Tina Louise Amaya, Arielle Bonsall, Russell Brackett, Jonathan Dilg, Shauna, Erickson, Roosevelt Castro Fay, Jr., Michael R. Gaona, John Hanson, Raymond Henderson, Sr., Andrea Hiatt, Shamroz Kadiwal, Kendra Lowery, Ronda Matthias, Terry Matthias, Abdulhai Majid, Andre Mays, Luella Mays, Julia Nelson, James Nettles, Melissa Nettles, Chandra Ojha, Kamal Ojha, Jovito P. Pereira, Michael Slayton, Darryl Smith, Kate L. Smith, Kevin M. Smith, Jill Spurr, Robert Spurr, Jr., Evelyn Szymczak, Marion Szymczak, Hoai Vu; Firas Adam Mustafa Abulawi, Shane Almond, Gladys H. Anuta, Franklin Anuta, Elbert Lee Bacon, II, Elbert Lee Bacon, Sr., Elaine Jones Bacon, Elke Laveta Bacon, Edward C. Blevins, Sabrina Charles, Jose Corona, Maria G. Corona, Alfredo Edwards, Debra Edwards, John Escobar, Jerry Ly, Shishir KC, Babita Gurung, Sandra Johnson, Andrea Dawn Kontras, Deverly Vidrine Orupabo, Jose Ramirez, Freddy Joe Rice, Dana Sarah Rice, Jonathan P. Sharpe, Barbara Thedford, Brad Tolson, Anna Tolson, Fernando Tovar, George Vratis, Robert Wise, Robert A. Abell, Corazon V. Abell, Easter Adams, Ana Cabrales, Michael Cargill, Cheryl Crocker, James Crocker, Amit Fernandes, Dorothy J. Franks, Irby Franks, Jason Gore, Latonia Griffin, Frank Ingram, Zeeshan Kadiwal, Kristina Lynn Milburn, Amy Miller, Domingo N. Molina, Jr., Jennifer Paige, Bridget Ray, Andy Ray, Bert Rogers, Jr., Tayyab Shah, Betty Smith, Kimberly Sohn, David Sohn, Stephanie Stroope, Tommy Thomas, Adela Torres, Ramiro F. Torres, Ramiro G. Torrez, Jr., Noe Uriostegui, Cheryl Williams, Wilbert M. Williams, Kenneth Adams, Kathleen Anderson, Monica Callihan, Glen Contreras, Patrice Faki, Dino Gorham, Joyce Lackey, Amanda Lewis, Huma Rahman, Siddiqui F. Rahman, Mary Skamra, Twilitta Webb, Jeannie Greathouse

By and through Intervenors' attorney

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Intervenors Olegario Estrada, Bertha Lavadenz, Cecilia Lavadenz Yolanda Mendez, Jessica Marti, Nicole Marti, Jessica Pecima, Melissa Read, Libby Schroeber, and Dillon Adkins By and through Intervenors' attorney John H. Read, II 1230 N. Riverfront Blvd. Dallas, Texas 75207-4013 214.760.9999 john@readlawoffices.com
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Intervenor may have knowledge regarding issues in this Lawsuit.

Michael Anger, Lottery Operations Division Director David Veselka, Assistant Retailer Services Manager Fran Edwards, Instant Product Specialist Dale Bowersock, Instant Product Coordinator Jessica Burrola, Instant Product Specialist Sylvia Calderon Robert Tirloni TEXAS LOTTERY COMMISSION By and through its attorneys Ryan Mindell Assistants Attorney General **Tort Litigation Division** Office of the Attorney General – State of Texas Post Office Box 12548 (Austin 78711-2548) 300 West 15<sup>th</sup> Street Austin, Texas 78701 512.936.1721

The Texas Lottery Commission has knowledge regarding some issues in this Lawsuit.

Dawn Nettles
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Dawn Nettles may have knowledge regarding some issues in this Lawsuit.

Laura M. Thurston, Client Services
Ms. Thurston's deposition testimony is incorporated by reference.

Penelope Whyte, Client Services

Ms. Whyte's deposition testimony is incorporated by reference.

Walter Gaddy, Account Executive

Mr. Gaddy's deposition testimony is incorporated by reference.

Joseph Lapinski, Account Development Manager for Texas

Mr. Lapinski's deposition testimony is incorporated by reference.

The following names appear on emails produced by GTECH:

Kelsey Hough, Client Services Assistant

Christopher Marshall, EOG Auditor

John Konakci, TX Operations

Christopher Brower, End of Game Lead

Henry Dizon

Mahmoud (Mike) Elamm, Sr. Data Quality Tech.

Brittany Murphy, DQA Technician

**Daniel Meadows** 

Susan Wieger, Production Planner

Thomas Watkins, Sr. Data Quality Assurance Technician

David Blanco, GSD Coordinator

Heriberto (Eddie) Correa, Security Officer

Nicholas Bushall

Dwayne Hotop, Shipping & Warehouse Lead

Anthony Vengrofski

Thoi Dai

Arminda Torres

Robert Anderson

Jorge Rubio, Jr.

**Hector Elias** 

Giselle Fewox

Guillermo Gomez, Jr.

Steven Harscher

Paul Kraft

Kenneth Root

Richard Modawell

Saira Castro

Mercedes Castro

**Evelia Torres** 

Dekeshia Burney

George Adkins

Pamela Johnson

Scott Fuller

Claudia Iracheta

Neil Velazquez

Anthony Lopes

Gregory Gerlosky

Michael Farmar

Juan Hernandez

Albaro Molina

Nalleli Vidal

Amber Dalton

Vanessa Garcia

Denise Yearta

Ryan Fenton

Joey Yocom

Shannetta Jones

Rebecca Maynard

Ryan Terry

Eric Oudman

Theordore McCall

**Gregory Lewis** 

Derek Batchelor

Michael Kaiser

Step Lisa Jacksonhen Lazar

Thomas Morrison

Devamani Francis

Tricia Gosney

Stephen McElduff

Robert Sanchez

**Benjamin Shames** 

Nitai Thigpen

Matthew Thurston

James Burdick

Shawn Yetter

Jean Turgeon

Steven Hubbard

Pete Moreno

Frankie Wooten

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# **GTECH CORPORATION**

By and through its attorneys

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GTECH specifically reserves its right to supplement this response as discovery progresses.

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David Roberge, MCP, Senior-Manager
Ersilia Pizzano, Consultant, Enterprise Risk
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Mr. Belhumeur and Ms. Minott may have knowledge regarding issues in this Lawsuit.

- (f) For any testifying expert:
  - (1) the expert's name, address and telephone number;
  - (2) the subject matter on which the expert will testify;
  - (3) the general substance of the expert's mental impressions and opinions and a brief summary of the basis for them, or if the expert is not retained by, employed by, or otherwise subject to the control of the responding party, documents reflecting such information;
  - (4) if the expert is retained by, employed by, or otherwise subject to the control of the responding party;
    - (a) all documents, tangible things, reports, models, or data compilations that have been provided to, reviewed by, or prepared by or for the expert in anticipation of the expert's testimony; and
    - (b) the expert's current resume and bibliography;

# **RESPONSE:**

# A. Retained Experts

Laurel Smith Stvan, Ph.D.
 The University of Texas at Arlington
 Dept. of Linguistics and TESOL
 Box 19559, Hammond Hall 132
 Arlington, TX 76019

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Dr. Stvan will rely upon her knowledge of linguistics and the teaching of composition particularly with reference to the recognition and avoidance of ambiguity in written documents to testify regarding the conclusions made by an ordinary reasonable speaker of contemporary American English when examining the language of Game 5 of the Fun 5's scratch-off ticket.

The general substance of Dr. Stvan's opinions are as follows:

- 1. One key way the word "that" functions in the English language is to point back to the same noun in the previous sentence. So in game 5, the word "that" in the second sentence refers back to the PRIZE described in the first sentence.
- 2. There is a pragmatic mechanism in game 5 that relates to the sequencing of the 2 sentences. The reader expects the order of the tasks to be presented in the order in which they occur. So the action mentioned in the first sentence is performed before the action mentioned in the second sentence. In other words, once you do this first action, then this other action will follow.
- 3. It is clear that the 2 sentences should be read together and neither sentence should be interpreted in isolation.

As to the opinions attributed to Dr. Butters in "Plaintiffs' Expert Designations", I disagree with the opinions and statements set forth in paragraphs paragraph 3, a, b and c.

The methodology used by Dr. Stvan to arrive at her opinions is as follows:

d. My opinions are based upon the application of general principles of the science of linguistics, particularly the branches of linguistics called syntax, discourse analysis, pragmatics and semantics. In addition, I have drawn upon my experience as scholar, teacher, and administrator in university linguistics programs dedicated to the teaching and production of clear and coherent interpretation and writing.

Dr. Stvan might possibly develop additional mental impressions and opinions as additional discovery materials become available for her review. Dr. Stvan will be made available for deposition, if Plaintiffs and/or Intervenors wish to explore the additional mental impressions and opinions. Dr. Stvan specifically reserves the right to offer additional opinions based on any new designations or opinions offered by experts designated by Plaintiffs or Intervenors.

4) Dr. Stvan has been provided with and has reviewed the following documents in addition to Plaintiffs' Second Amended and Plaintiffs' Expert Designation:

Bates range		
GTECH-000017 - 38		
GTECH-000095 - 101		
GTECH-000154 - 157		
GTECH-000183		
GTECH-000184 - 205		
GTECH-000213 - 218		
GTECH-000390 - 391		
GTECH-000599 - 607		
GTECH-000854 - 878		
GTECH-000918 - 923		
TLC005750 - 5755		
TLC005860		
TLC006105		
TLC006149		
TLC006210		
TLC006359		
TLC006506		
TLC006507		
TLC006532 - 6533		
TLC006540 - 6542		
TLC006582 - 6584		
TLC006592 - 6593		
TLC006620 - 6621		
TLC007390 - 7391		
TLC007392		
TLC007435 - 7437		
TLC008356 - 8361		
TLC008372 – 8382		
TLC008390 - 8391		

Dr. Stvan is the Chair of the Department of Linguistic and TESOL at UT Arlington. Dr. Stvan's research strengths are in pragmatics, semantics, and the structure of bare singular count nouns; corpus-based work on lexical semantics, especially the interpretation of polysemy in health discourse, brand name morphology, and discourse markers; digital humanities and digital pedagogies for linguistics, and TESOL. A copy of the current *curriculum vitae* for Dr. Stvan is included as Exhibit "1".

2. William Abington Alvarez & Marsal 700 Louisiana, Suite 900 Houston, Texas 77002 (713) 221-3915

Mr. Abington is a CPA and Certified Fraud Examiner with Alverez & Marsal. His bio is attached and incorporated herein as Exhibit "2." He may testify regarding the damages claimed by Plaintiffs and Intervenors once they explain the methodology they are using to calculate their alleged damages. Furthermore, Mr. Abington may testify regarding the statistical probability of the alleged prizes and damages sought by Plaintiffs and Intervenors.

Mr. Abington might possibly develop additional mental impressions and opinions as additional discovery materials become available for his review. Once a reasonable time has passed after Plaintiffs and Intervenors have actually disclosed their methodology, Mr. Abington will be made available for deposition, if Plaintiffs and/or Intervenors wish to explore the additional mental impressions and opinions. Mr. Abington specifically reserves the right to offer additional opinions based on any new opinions or explanations offered by experts designated by Plaintiffs or Intervenors.

# **B. Non-Retained Experts**

1. Kenneth E. Broughton REED SMITH LLP 811 Main Street, Suite 1700 Houston, Texas 77002 Telephone: 713.469.3819

Mr. Broughton is an attorney licensed to practice in Texas and has regularly practiced in Harris County since 1991. He is familiar with reasonable and necessary attorney's fees in Harris County, Texas and may testify as to the reasonableness and necessity of attorneys' fees incurred by the parties herein. Mr. Broughton has not yet formulated an opinion at this stage of the litigation. Mr. Broughton anticipates that any opinion rendered will be based on the Texas Disciplinary Rules of Professional Conduct, the fees normally incurred for similar cases, and his own experience as an attorney in Harris County, Texas. Defendant reserves the right to supplement this response as attorney's fees accrue in this matter. Mr. Broughton has reviewed the pleadings filed to date and is familiar with all aspects of this lawsuit. Biography for Mr. Broughton is attached as Exhibit "3".

# **C.** Mixed Fact and Expert Witnesses

Witnesses identified by GTECH or at the Texas Lottery Comission as having knowledge of relevant facts may also express expert opinions based on their education, training, and experience. These potential mixed fact and expert witnesses include Laura Thurston, Penny Whyte, Walter Gaddy, Joe Lapkinski, Dale Bowersock, Robert Tirloni, and Gary Grief, as well as the other witnesses identified by Defendant in its Response to Plaintiffs' and Intervenors' Requests for Disclosure.

Defendant GTECH reserves the right to supplement this designation with additional designations of experts within the time limits imposed by the Court or any alterations of same by subsequent Court Order or agreement of the parties, or pursuant to the Texas Rules of Civil Procedure and/or the Texas Rules of Civil Evidence.

Defendant reserves the right to elicit, by way of cross-examination, opinion testimony from experts designated and called by the other parties to the suit.

Defendant reserves the right to call un-designated rebuttal expert witnesses whose testimony cannot reasonably be foreseen until the presentation of the evidence against Defendant.

Defendant reserves the right to withdraw the designation of any expert and to aver positively that such previously designated expert will not be called as a witness at trial, and to redesignate same as a consulting expert, who cannot be called by opposing counsel.

Defendant reserves the right to elicit any expert opinion or lay opinion testimony at the time of trial which would be truthful, which would be of benefit to the jury to determine material issues of fact, and which would not violate any existing Court Order or the Texas Rules of Civil Procedure.

Defendant hereby designates, as adverse parties, potentially adverse parties, and/or as witnesses associated with adverse parties, all parties to this suit and all experts designated by any part to this suit, even if the designating party is not a party to the suit at the time of trial. In the event a present or future party designates an expert but then is dismissed for any reason from the suit or fails to call any designated expert, Defendant reserves the right to designate and/or call any such party or any such experts previously designated by any party.

Defendant reserves whatever additional rights it may have with regards to experts, pursuant to the Texas Rules of Civil Procedure, the Texas Rules of Civil Evidence, the case law construing same, and the rulings of the Trial Court.

(g) any indemnity or insuring agreements described in Rule 192.3(g).

**RESPONSE:** GTECH is not aware of any at this time but specifically reserves the right to supplement or amend its response.

(h) any settlement agreements described in Rule 192.3(g).

**RESPONSE:** GTECH is not aware of any at this time but specifically reserves the right to supplement or amend its response.

(i) any witness statements described in Rule 192.3(g).

**RESPONSE:** GTECH has none but specifically reserves the right to supplement or amend its response.

(j) in a suit alleging physical or mental injury and damages from the occurrence that is the subject of the case, all medical records and bills that are reasonably related to the injuries or damages asserted or, in lieu thereof, an authorization permitting the disclosure of such medical records and bills;

# **RESPONSE:** Not applicable.

(k) in a suit alleging physical or mental injury and damages from the occurrence that is the subject of the case, all medical records and bills obtained by the responding party by virtue of an authorization furnished by the requesting party; and

# **RESPONSE:** Not applicable.

(l) the name, address, and telephone number of any person who may be designated as a responsible third party.

# **RESPONSE:** TEXAS LOTTERY COMMISSION

By and through its attorneys
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# EXHIBIT A PLAINTIFFS IN CAUSE NO. D-1-GN-14-005114

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Timothy & Michelle Adams

Rachael Adkison Adan Alanis Luciano T. Alaniz Pablo Almaguer

Luis & Sandra Alvarado Jorge & Alvarado Jessica & Alvarado Julia Alvarado Carlethia Ambrose

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#### **Education**

#### Ph.D. in Linguistics—December 1998

Northwestern University (Dissertation: The Semantics and Pragmatics of Bare Singular NPs

Committee: Judith Levi (chair), Gregory Ward, Beatrice Santorini)

#### M.A. in English, Program for Writers—June 1988

University of Illinois at Chicago

# B.A. in English (Departmental Distinction)—June 1986

University of Illinois at Chicago

#### **Administrative Positions Held**

Chair, Dept. of Linguistics and TESOL, UT Arlington, (2012-present)

Associate Chair, Dept. of Linguistics and TESOL, UT Arlington, (2008-2011)

Curriculum Coordinator, ESL Program at Northwestern University. Training new instructors and tutors in ESL methodology, doing teacher observations and evaluations; administering and rating SPEAK tests, developing curriculum and materials, collecting and reporting enrollment data to the dean, maintaining the ESL listserv and web site. (1995-98)

Phone Center Supervisor, Interviewer, and Quality Control Reviewer, Abt Associates. National surveys on childhood immunization for the Centers for Disease Control and Prevention and on women's health for the National Institutes of Health. (1994-95)

#### **Academic Positions Held**

Associate Professor (2007-present), UT Arlington, Dept. of Linguistics and TESOL

Assistant Professor (2001-2007), UT Arlington, Dept. of Linguistics and TESOL

Clinical Assistant Professor (1999-2001), University of Utah, Dept. of Linguistics

Lecturer (1998-99), DePaul University, Dept. of Communication

Instructor (1993-94), University of Science and Technology of China, Dept. of Foreign Language,

(Hefei, Anhui, People's Republic of China)

Instructor (1992, 1994), Roosevelt University, English Language Program

Instructor (1986-88, 1992), University of Illinois at Chicago, Dept. of English

# Grants, Fellowships, and Scholarships

UT Arlington College of Liberal Arts Research Endowment Award 2014 (\$900 awarded)

University of Birmingham's North American Fund support to be a visiting scholar at the Centre for Advanced Research in English, University of Birmingham, UK for Summer 2014 (£875 awarded);

University of Birmingham's CARE Fellowship to be a visiting scholar at the Centre for Advanced

Research in English, University of Birmingham, UK for Summer 2012 (£2500 awarded)

University of Birmingham's North American Fund support to be a visiting scholar at the Centre for Advanced Research in English, University of Birmingham, UK for Summer 2011 (£900 awarded)

Andrew W. Mellon Foundation Bootcamp Fellowship to attend Technology and Humanities (THATCamp) Bootcamp sessions in Houston in April 2011 (\$500 awarded)

UTA Faculty Development Leave for Spring 2011 (full salary for one semester awarded)

UTA Office of the Provost, Research Enhancement Program Grant (REP) for Summer 2007 (\$6,932 awarded)

Northwestern University Graduate Fellowship (1989-90, 1996-97, 1997-98)

Northwestern University Graduate Assistantship (1990-91, 1991-92, 1992-93, 1995-96)

University of Illinois at Chicago Teaching Assistantship (1986-87, 1987-88)

Honors Freshman Scholarship, Illinois State University (1980-81) National Merit Scholarship (1980-81)

#### **Academic Awards**

College of Liberal Arts Outstanding Graduate Mentor Award (2013-14)
The Alicia Wilkerson Smotherman Faculty Award (2009-10)
UTA Outstanding Academic Advisor: honorable mention (2008-09); nominee (06-07, 07-08, 09-2010)
UTA College of Liberal Arts Professional Development Award (2005-06, 06-07, 07-08, 08-09, 09-10)
Honor Society of Phi Kappa Phi student initiate, University of Illinois at Chicago (1986)
Chancellor's Student Service Award, University of Illinois at Chicago (1985-86, 1986-87)

#### **Publications and Presentations**

# **Journal Articles (Peer Reviewed)**

- Stvan, Laurel Smith. (2013). "Stress Management: Corpus-based Insights into Vernacular Interpretations of *Stress." Communication & Medicine* 10(1): 81–93.
- Stvan, Laurel Smith. (2009). "Semantic Incorporation as an Account for Some Bare Singular Count Noun Uses in English." *Lingua* 119(2): 314-333. (doi:10.1016/j.lingua.2007.10.017).
- Stvan, Laurel Smith. (2007). "Lexical Conflation and Edible Iconicity: Two Sources of Ambiguity in American Vernacular Health Terminology." *Communication & Medicine* 4(2): 189-199.
- Stvan, Laurel Smith. (2006). "The Contingent Meaning of -ex Brand Names in English." Corpora 1(2): 217-250.
- Stvan, Laurel Smith. (2005). "Inferring New Vocabulary Using Online Texts." *Computers in the Schools* 22 (1/2): 85-96. (Published simultaneously in the volume *Type II Uses of Technology in Education: Internet Applications*, Cleborne D. Maddux (ed.). New York: Haworth Press.)

# **Chapters in Edited Volumes (Peer Reviewed/Selected)**

- Stvan, Laurel Smith. (2014). "Truth is, sentence-initial bare shell nouns are showing up bare." *Complex Visibles Out There. Proceedings of the Olomouc Linguistics Colloquium 2014: Language Use and Linguistic Structure*. Edited by Ludmila Veselovská and Markéta Janebová. Olomouc: Palacký University. Pp. 591-606.
- Stvan, Laurel Smith. (2007). "The Functional Range of Bare Singular Count Nouns in English." In *Nominal Determination: Typology, Context Constraints, and Historical Emergence* (Studies in Language Companion Series 89), Elisabeth Stark, Elisabeth Leiss, and Werner Abraham, (eds.). Amsterdam: John Benjamins. Pp. 171-187.
- Stvan, Laurel Smith. (2006). "Diachronic Change in The Discourse Markers *Why* and *Say* in American English." In *Corpus Linguistics: Applications for the Study of English*. Ana María Hornero, María José Luzón, and Silvia Murillo, (eds.). Bern: Peter Lang Verlag. Pp. 61-76.

#### **Contributions to Other Volumes**

- Stvan, Laurel Smith. (2008). "Health Literacy: A Single Meaning or Three Senses Conflated?" *The Language of Health Care: Proceedings of the 1st International Conference on Language and Health Care.* Miguel Ángel Campos Pardillos and Adelina Gómez González-Jover, (eds.). Alicante, Spain: IULMA. Pp. 1-13.
- Vana, S., P. Boppana, V. Mariappan, L. Stvan, and Y. Aslandogan. (2003). "Empowering Educators in Visual Learning: Information Extraction and Visualization for Automatic Generation of Multimedia Presentations." *Society for Information Technology and Teacher Education International Conference* (1), 1371-1374.

- Serdiukov, Peter and Laurel Smith Stvan. (2001). "ESL/EFL Websites: What Should the Teachers and Students Be Prepared to Find On the Internet?" In *Proceedings of the WebNet 2001 World Conference*. Association for the Advancement of Computing in Education. Pp. 1102-1105. (Revised as "ESL/EFL Web Sites: What Do Users Need and What Can They Expect to Find There?" ERIC document ED456818. 29 pages).
- Stvan, Laurel Smith. (2001). "How About It? The Role of Accent and Context in Determining Discourse Function." *MIT Working Papers in Linguistics #37: Papers from the Tenth Annual Student Conference in Linguistics,* 1998. Feist, M. et al. eds. Pp. 243-253.
- Stvan, Laurel Smith. (1993). "Activity Implicatures and Possessor Implicatures: What Are Locations When There Is No Article?" *Papers from the 29th Regional Meeting of the Chicago Linguistic Society*. Beals, K. et al. eds. Chicago: CLS. Pp. 419-433.
- Bertram, Anne, Talke Macfarland, Mari Broman Olsen, and Laurel Smith Stvan. (1992) "Who Did What When: A Reference Guide," *Northwestern University Working Papers in Linguistics, vol. 4.* Pp. 85-96.
- Stvan, Laurel Smith. (1991). "Two Types of Bare Noun Reference in Prepositional Phrases," *Northwestern University Working Papers in Linguistics, vol. 3.* Pp. 147-154.

#### **Volumes Edited**

- Stvan, Laurel Smith, Stephen Ryberg, Mari Broman Olsen, Talke Macfarland, Linda DiDesidero, Anne Bertram, and Larin Adams. (1993). FLSM III: Papers from the Third Annual Meeting of the Formal Linguistics Society of Midamerica. Bloomington, IN: Indiana University Linguistics Club.
- Stvan, Laurel Smith, Pilar Ron, Cathy Coppolillo, and Victoria Muehleisen. (1993). *Northwestern University Working Papers in Linguistics, vol. 5.* Evanston, IL: NU Dept. of Linguistics.
- Stvan, Laurel Smith, Victoria Muehleisen, Talke Macfarland, and Larin Adams. (1992). *Northwestern University Working Papers in Linguistics, vol. 4.* Evanston, IL: NU Dept. of Linguistics.

#### **Works in Progress**

- Submitted: an article for a themed issue of the journal *Lexicography*, on the topic of "Teaching Dictionary Use." The article "Engaged Etymologies: Active Learning in the Teaching of Word Formation and Etymology," was co written with David J. Silva. Submitted Feb. 1, 2015.
- Submitted: invited article "Learning English Bare Singulars: Approaches for the L2 Classroom", co-written with Suganthi John. for an issue of the *EuroAmerican Journal of Applied Linguistics and Languages*. Submitted May 14, 2015.
- Submitted a UTA Interdisciplinary Research Program grant: ""Tracking Discussions of What Counts as Healthy: A Data-driven Investigation into the Language of Pre-Diabetic Populations" PI, with collaborators Jacqueline Stodnick, Sridhar Nerur, Rebecca Garner. June 15, 2015
- Revising an article, "Conveying causation: Corpus evidence from polysemy pairs in lay health discourse" originally submitted in Sept. 2014 as a book chapter: for *Corpus Pragmatics in Translation and Contrastive Studies*.
- Preparing a monograph: (Does Sugar Make You Sweet? The Semiotics of Ambiguity in American Health Discourse)

#### **Book Reviews and Book Notes**

To appear. "Review of *Technology in Interlanguage Pragmatics Research and Teaching* (2013) by Naoko Taguchi and Julie M. Sykes. In *Discourse Studies* 17.4.

- 2011. "Review of *Fillers, Pauses and Placeholders*, by Amiridze, Davis & Maclagen (eds.) (2010)." In *Studies in Language* 35.4: 945-950.
- 2009. "Review of Corpora for University Language Teachers, by Carol Taylor Torsello, Katherine Ackerley, & Erik Castello (eds.) (2008)." TESL-EJ 13.2 <a href="http://www.tesl-ej.org/pdf/ej50/r6.pdf">http://www.tesl-ej.org/pdf/ej50/r6.pdf</a>.
- 2009. "Review of *Pragmatics: A Multidisciplinary Perspective* by Louise Cummings (2005)." *International Cognitive Linguistics Association*. <a href="http://www.cognitivelinguistics.org/Reviews/cummings">http://www.cognitivelinguistics.org/Reviews/cummings</a>>
- 2008. "Review of Advice Online: Advice-giving in an American Internet Health Column by Miriam A. Locher (2006)." Language in Society 37.5: 765.
- 2007. "Review of *The Language of Websites*, by Mark Boardman (2005)." *Language and Literature* 16.4: 405-406.
- 2006. "Review of Meaningful Texts: The Extraction of Semantic Information from Monolingual and Multilingual Corpora by Barnbrook, Danielsson & Mahlberg (eds.) (2005)." Discourse Studies 8.2: 330-331.
- 2004. "Review of Working with Specialized Language: A Practical Guide to Using Corpora, by Lynne Bowker and Jennifer Pearson (2002)." Discourse Studies 6.2: 283-284.
- 2001. "Review of *The Language of Speech and Writing*, by Sandra Cornbleet and Ronald Carter (2001)." *LINGUIST List*, Dec 1, 2001. http://linguistlist.org/issues/12/12-3000.html

# Scholarly Presentations: Refereed Selections for Conferences and Symposia

- 2015. Stvan, Laurel Smith and David J. Silva. "Engaged Etymologies: Active Learning in the Teaching of Word Formation and Etymology." Paper presented at the Teaching with the *Oxford English Dictionary* Roundtable at the Modern Language Association, Vancouver, BC, January 9, 2015.
- 2014. Stvan, Laurel Smith. "Fats Make You Fat": Linguistic Reinforcement of Beliefs about the Causes of Health and Illness." Paper presented at the 10<sup>th</sup> Interdisciplinary Conference on Communication, Medicine and Ethics (COMET), at Università della Svizzera italiana, Lugano, Switzerland. June 27, 2014.
- 2014. Stvan, Laurel Smith. "Truth is, sentence-initial bare shell nouns are increasing." Paper presented at The Olomouc Linguistics Colloquium (Olinco), Palacký University, Olomouc, Czech Republic. June 6, 2014.
- 2014. Stvan, Laurel Smith. "Corpus Linguistics of the Vernacular: "catching a cold" in Text Types that Complement Google Books Data." Poster presented at the 1<sup>st</sup> Inaugural Texas Digital Humanities Conference, University of Houston. April 11, 2014.
- 2013. Jessica Murphy, Rafia Mirza, Laurel Smith Stvan, and Katherine Engel. Panelists: "What Are the Digital Humanities and What Do They Want from Libraries?" presented at the Cross Timbers Library Collaborative Conference, University of North Texas, Denton, TX, August 16, 2013.
- 2013. Stvan, Laurel Smith. "Predicates of Causation: The Influence of Polysemy Pairs in Lay Health Discourse." Paper presented at CRAL 2013, the third International Conference on Meaning Construction, Meaning Interpretation: Applications and Implications. The Center for Research on the Applications of Language, University of La Rioja, Spain, July 19, 2013.
- 2013. Stvan, Laurel Smith. "Vernacular Explanations of Causation in Lay Health Discourse." Poster presented at the 2013 JPS Research Day, part of the Office of Human Research Protections Community Research Forum in Fort Worth, June 7, 2013.
- 2012. Stvan, Laurel Smith. "Metonymy-driven Polysemy in Health Discourse." Paper presented at the Researching and Applying Metaphor conference (RaAM 9), Lancaster University, UK, July 5, 2012.

- 2012. Stvan, Laurel Smith. "Take it with a Pinch of Salt: Polysemy in Vernacular Discussion of *Salt*." Paper presented at the 7th Conference on Food Representation in Literature, Film and the Other Arts, University of Texas at San Antonio, February 25, 2012.
- 2011. Stvan, Laurel Smith. "Sugar Makes You Sweet: Polysemy and Cultural Beliefs about Causation." Poster presented at the Corpus Linguistics 2011: Discourse and Corpus Linguistics conference, Birmingham, UK, July 21, 2011.
- 2011. Stvan, Laurel Smith. "'You'll Catch Your Death of Cold': The Influence of Lexical Conflation on Beliefs about Causation." Paper presented at the 2<sup>nd</sup> triennial ISLE Conference (International Society for the Linguistics of English), Boston University, Boston, MA, June 20, 2011.
- 2010. Stvan, Laurel Smith. "Catching Cold: Polysemous Reinforcement of Beliefs about Causation." Paper presented at the 3rd UK Cognitive Linguistics Conference, University of Hertfordshire, UK, July 7, 2010.
- 2010. Stvan, Laurel Smith. "Stress Management: Corpus-based insights into Vernacular Interpretations of Stress." Paper presented at the Eighth Interdisciplinary Conference on Communication, Medicine and Ethics (COMET), Boston University, Boston, MA, June 28, 2010.
- 2009. Stvan, Laurel Smith. "Where Are They Bare? The Frequency and Distribution of Bare Nouns in American English." Paper presented at the American Association for Corpus Linguistics (AACL 2009), University of Alberta, Edmonton, Oct. 10, 2009.
- 2009. Stvan, Laurel Smith. "Learning English Bare Singulars: Corpus Approaches for the L2 Classroom." Paper presented at the 5th Corpus Linguistics Conference, University of Liverpool, July 22, 2009.
- 2008. Fauzi, Sarah, David Silva and Laurel Stvan. Panel on "Linguistic Aspects of Cross-Cultural Health Discussions" presented at the 2<sup>nd</sup> Annual TAHIT Symposium on Language Access [Texas Association of Healthcare Interpreters and Translators]. Fort Worth, Texas, April 26, 2008.
- 2008. Stvan, Laurel Smith. "Fat and Health Literacy: Two Revealing Terms in CADOH (Corpus of American Discourses on Health)." Paper presented at the American Association for Corpus Linguistics conference (AACL 2008), Brigham Young University, Provo, Utah. March 15, 2008.
- 2007. Stvan, Laurel Smith. "Health Literacy: A Single Meaning or Three Senses Conflated?" [La alfabetización en salud: Una sola acepción o tres significados combinados?] Paper presented at the 1st International Conference on Language and Healthcare, Alicante, Spain. October 24, 2007.
- 2007. Stvan, Laurel Smith. "Compounding Literacy: Examining Disciplines In Which Mastery Surpasses Words." Paper presented at The 5th International Conference on the Book, Madrid, Spain. October 20, 2007.
- 2006. Stvan, Laurel Smith, "Tracking Contextual Clues to Interpreting Coined Brand Morphology." Paper presented at the 7th American Association of Applied Corpus Linguistics conference, Northern Arizona University, Flagstaff, AZ. October 21, 2006.
- 2006. Stvan, Laurel Smith, "Lexical Conflation and Edible Iconicity: Their Mnemonic Power in Vernacular Discussions of Food." Paper presented at Fourth Interdisciplinary and Multicultural Conference on Food Representation in Literature, Film, and the Other Arts, University of Texas at San Antonio. Feb. 24, 2006.
- 2006. Stvan, Laurel Smith. "Two Bare Singular Uses in English with Incorporation Traits." Paper presented at the Nominal Incorporation and its Kind conference, University of Ottawa, Canada. Feb. 20, 2006.
- 2005. Stvan, Laurel Smith. "The Functional Range of Bare Singulars." Paper presented at the Workshop on Nominal Determination at the 27th Annual Meeting of the German Society of Linguistics (DGfS). Universität zu Köln, Cologne, Germany. February 23, 2005.

- 2003. Stvan, Laurel Smith. "Diachronic Change in The Discourse Markers *Why* and *Say* In American English." Paper presented at the XII Susanne Hübner Seminar (Corpus Linguistics: Theory and Applications for the Study of English). University of Zaragoza, Zaragoza, Spain. November 20, 2003.
- 2003. Y. A. Aslandogan, S. Vana, P. Boppana, V. Mariappan, L. Stvan. "Empowering Educators in Visual Learning: Information Extraction and Visualization for, Automatic Generation of Multimedia Presentations." Paper presented at the 14th annual international conference of the Society for Information Technology and Teacher Education (SITE) (by Y.A. Aslandogan). Albuquerque, NM. March 26, 2003.
- 2002. Stvan, Laurel Smith. "Why and Say: Two Discourse Markers in Depicted Conversation." Paper presented at High Desert Linguistics Society V. University of New Mexico, Albuquerque, NM. November 1, 2002.
- 2002. Serdiukov, Peter and Laurel Smith Stvan. "Characteristics of ESL Web Sites." Paper presented at TESOL 2002 (by P. Serdiukov). Salt Lake City, UT. April 13, 2002.
- 2000. Stvan, Laurel Smith. "Semantic Classes of Bare Singular NPs." Paper presented at the 74th Annual Meeting of the Linguistic Society of America. Chicago, IL. January 7, 2000.
- 1999. Stvan, Laurel Smith. "Bare Singular NPs as Generic Expressions." Paper presented at the 73rd Annual Meeting of the Linguistic Society of America. Los Angeles, CA. January 8, 1999.
- 1998. Stvan, Laurel Smith. "How About It? The Role of Accent and Context in Determining Discourse Function." Paper presented at the Tenth Annual Student Conference in Linguistics. Northwestern University, Evanston, IL. June 7, 1998.
- 1997. Stvan, Laurel Smith. "Leaving Home to Meet at School: Testing for Familiarity NPs." Paper presented at the 71st Annual Meeting of the Linguistic Society of America. Chicago, IL. January 3, 1997.
- 1993. Stvan, Laurel Smith. "Activity Implicatures and Possessor Implicatures: What Are Locations When There Is No Article?" Paper presented at the 29th Regional Meeting of the Chicago Linguistic Society. Chicago, IL. April 22, 1993.

#### Scholarly Presentations: Invited Talks and Colloquia

- 2013. "Antconc for Humanities Students," Panelist in the DFW-area Digital Humanities Colloquium: DH tools in the classroom. UT Dallas. February 27, 2013.
- 2012. Stvan, Laurel Smith. "Compound Interest: The use of compound words containing "literacy" in a book title corpus." Presented at the summer symposium sponsored by the Centre for Advanced Research in English (CARE) and the Centre for Corpus Research (CCR), University of Birmingham, June 27, 2012.
- 2011. Stvan, Laurel Smith. "Go to Jail, Go Directly to Jail: Exploiting the Marked Aspects of English Bare Singular Noun Forms." Presented at the summer symposium sponsored by the Centre for Advanced Research in English (CARE) and the Centre for Corpus Research (CCR), University of Birmingham, July 11, 2011.
- 2010. Stvan, Laurel Smith. "Catching Your Death of Cold: The Influence of Lexical Conflation on Beliefs about Causation." Presented at the Second Annual Metroplex Linguistics Conference. Graduate Institute of Applied Linguistics, Dallas. November 6, 2010.
- 2007. Stvan, Laurel Smith. "Plain and Compounded *Literacy*: Semantic and Pragmatic Approaches to Meaning Change." Presented (as an in-house faculty speaker) at the Fifteenth Annual UTA Student Conference in Linguistics and TESOL. University of Texas at Arlington. November 1, 2007.
- 2005. Stvan, Laurel Smith. "Productivity in English -ex Nominals Used as Trade Names." Presented at the Department of Linguistics Colloquium, University of Texas at Austin. May 9, 2005.

- 2003. Stvan, Laurel Smith. "Discourse Markers in the Classroom." Presented at TESOL 2003 (ITA-IS Academic Session on "Engagement as a Critical Component of Effective Teaching.") Baltimore, MD. March 28, 2003.
- 2002. Stvan, Laurel Smith. "The Behavior of Locative NPs Found in Bare Singular Form." Presented at the GIAL Academic Forum. Dallas, TX. April 22, 2002.
- 2001. Stvan, Laurel Smith. "Three Functions of Bare Singular NPs: Familiarity Implicature, Activity Implicature, and Generic Referring Expressions." Presented at the English Linguistics Speaker Series. University of Utah, Salt Lake City, UT. January 19, 2001.
- 2000. Stvan, Laurel Smith. "Categories of Locative NPs Found in Bare Singular Form." Presented at East Carolina University. Department of English, Greenville, NC. February 18, 2000.

#### **Professional Development Presentations**

- 2014. "Targeting and Enrolling Graduate Applicants in Linguistics" Presented at the Graduate Advising Inservice Group, UT Arlington, Aug. 11, 2014
- 2013. "Publication Panel." Panelist speaking on submitting work for academic publications. For the UTASCILT (with Robert Fiorentino, Mike Cahill, Jeff Witzel and Naoko Witzel). UT Arlington February 22, 2013.
- 2012. "AntConc workshop on corpus linguistics tools." Presented at the 19<sup>th</sup> Annual UTASCILT conference. UT Arlington. March 2, 2012.
- 2012. "Data Gathering Methodologies." Moderator for 3-student panel, Brown Bag Discussion Series, Dept. of Linguistics and TESOL, UT Arlington. Feb. 3, 2012: Yujeong Choi, Josh Jensen, Lynnelle Rhinier; April 22, 2009 panel: H. Beal, M. Dziugis, A. Linerode; Nov. 5, 2008 panel: S. Liang, K. Zuercher, C. Welch.
- 2012. "Tech Tools: Increasing Technology Training in the Curriculum of Graduate Students in Linguistics," Organizer and moderator for panel/poster session presented at the Linguistic Society of America annual meeting. Portland, OR, January 8, 2012.
- 2011. "New Student Orientation." Organizer and presenter for all-day workshop for new graduate students in the Department of Linguistics and TESOL. Aug. 22, 2011
- 2010. Abstract Writing Workshop. Co-Facilitator (with Joey Sabbagh) for department workshop for graduate students on preparing conference abstracts. Nov. 12, 2010
- 2010. "New Student Orientation." Organizer and presenter for all-day workshop for new graduate students in the Department of Linguistics and TESOL. Aug. 23, 2010
- 2009. "Dissertation Proposal Writing Workshop." Presenter for hour-long session attended by 16 PhD students during departmental orientation. Aug. 21, 2009
- 2009. "So How Many Languages do You Speak?: Finding a Job With a Degree in Linguistics." Panelist in a presentation for the UTASCILT (with Jerry Edmondson, Randall Gess, and Sonia Kania). UT Arlington, Friday, March 6, 2009. Audiocast: http://ling.uta.edu/news/audio/
- 2008. "Graduate Teaching Assistant Orientation." Facilitator for presentation by Colleen Fitzgerald, for Dept. of Linguistics and TESOL, UT Arlington, August 21, 2008.
- 2008. "Newly tenured faculty members address issues of T&P preparation." Panelist in a presentation for the Research and Creative Activity Support Session series at UTA (with Carrie Ausbrooks, and Hristo Kojouharov). UT Arlington, April 28, 2008.
- "Dissertation Proposals and Literature Reviews." Guest lecturer for Ling. 6300--Professional Writing for Linguistics, Dept. of Linguistics and TESOL. UT Arlington. March 29, 2007.

- 2007. "What's Your Research About? Writers Talk About Their Research." Moderator for panel, Brown Bag Discussion Series, Dept. of Linguistics and TESOL, UT Arlington. February 19, 2007.
- 2007. "Setting Up Your Own Class Web Page." Presenter for tutorial for new graduate teaching assistants of UT Arlington's linguistics courses. January 10. 2007.
- 2006. "How Do You Use APA & LSA Styles for Documentation?" Presenter for Brown Bag Discussion Series, Dept. of Linguistics and TESOL, UT Arlington. September 20, 2005 and October 30, 2006.
- 2006. "Using EndNote Bibliographic Software for Library Research." Presenter for Brown Bag Discussion Series, Dept. of Linguistics and TESOL, UT Arlington. March 29, 2006.
- 2005. "How Do I Make the Most Effective Use of Library Research for my Literature Review?" Presenter for Brown Bag Discussion Series, Dept. of Linguistics and TESOL, UT Arlington. November 15, 2005.
- 2005. "Language and Gender." Guest lecturer for language learners in ELI's Listening Skills class. English Language Institute, UT Arlington. Nov. 10, 2005.
- 2005. "Culture Shock." Guest lecturer for language learners in ELI's Listening Skills class. English Language Institute, UT Arlington. July 15, 2005.
- 2003. "UTASCIL Presenter's Presentation Tips: PowerPoint, Handouts, and Beyond." Guest speaker at the UTA LINGUA meeting. UT Arlington. October 20, 2003.
- 2003. "Linguistic Speech Acts." Guest lecturer for language learners in ELI's Listening Skills class. English Language Institute, UT Arlington. June 26, 2003.
- 2002. "Reference and Deixis." Guest lecturer for CSE 6331 Advanced Topics in Database Systems: Data Mining and Information Extraction. University of Texas at Arlington. November 7, 2002.
- 1998. "First Language Acquisition vs. Second Language Acquisition." Guest lecturer for LING C09 Psycholinguistics. Northwestern University. Evanston, IL. March 2, 1998.
- 1996. "SPEAK Rater Training Techniques." Trainer for new rating teams in the Department of Linguistics. Northwestern University. Evanston, IL. September 9 and September 16, 1996.
- 1994. Co-Narrator and interlocutor on an 8-tape set of audiocassettes of spoken English, produced to prepare students in China for the nationwide College English Test (CET) Band 4 and Band 6. (with Dana Gottfried.)
- 1992. "Introduction to E-mail and Linguistics Sources on the Internet." Speaker at the Department of Linguistics Colloquium, Northwestern University. Evanston, IL. February 10, 1992.

#### **Teaching Experience**

#### University of Texas at Arlington--undergraduate courses

- Ling. 2301, **Introduction to the Study of Human Language**. Cultural aspects of language acquisition, language change, and language contact.
- LING 3311, Introduction to Linguistic Science. Beginning elements of formal linguistics.
- Ling. 4317, **Sociolinguistics.** Approaches of variation analysis, ethnography of communication, conversation analysis, and interactional sociolinguistics applied to the interaction of language with social class, social networks, ethnicity/culture, gender, age, and different professions.
- LING 4330, Corpus Linguistics. Tools for use in compiling and analyzing corpora.
- Ling. 4347, **Pragmatics**. Contextually determined meaning. Topics include deixis, reference, speech acts, presupposition, implicature, information structure and intonation.

#### University of Texas at Arlington--graduate courses

- Ling. 5100, Thesis Writing Seminar. Research skills for MA thesis writers in Linguistics or TESOL.
- Ling. 5110, **TESOL Practicum**. Observation of ESL classrooms for TESOL Certificate students.
- Ling. 5302, **TESOL Reading and Writing**. Applications of theory to the teaching of L2 reading and writing; emphasis on pedagogical strategies, materials, and assessment.
- Ling, 5300, **Linguistic Analysis.** Beginning approaches of formal linguistics.
- Ling. 5310, **Sociolinguistics.** Approaches of variation analysis, ethnography of communication, conversation analysis, and interactional sociolinguistics applied to the interaction of language with social class, social networks, ethnicity/culture, gender, age, and different professions.
- Ling. 5311, **Sociolinguistics of Society**. How attitudes and stereotypes associated with different language varieties influence the long-term maintenance and/or shift of languages in a society, language policies, and language death.
- Ling. 5330, **Formal Syntax.** Theoretical orientation, and analytical techniques of generative syntax.
- Ling. 5331, Advanced Formal Syntax. Detailed descriptions of the functional categories of DET and AUX, as well as investigating how various modules of P&P are described currently under Minimalism.
- Ling. 5345, **Semantics**. Representation of meaning at the lexical level. Topics include reference and deixis, componential analysis and prototype theory, the mental lexicon, connotation and euphemism, linguistic relativity, semantic roles and verb classes.
- Ling. 5347, **Pragmatics**. Contextually determined meaning. Topics include deixis, reference, speech acts, presupposition, implicature, information structure and intonation.
- Ling. 5350, **Text Analysis.** Tools for extracting structure and meaning from monologue texts. Topics include genre identification, NP forms and functions, discourse markers, cohesion and coherence.
- Ling. 5381, Computers and Natural Language. Tools for use in compiling and analyzing corpora.
- Ling. 5393, **TESOL Teaching and Observation**. Classroom observation, teaching experience and self-evaluation experience for MA TESOL students.
- Ling 6300, **Professional Writing Seminar for Linguists.** Workshop on writings proposals, CVs, book reviews, web sites and journal articles in the profession.
- Ling 6390, Linguistics Seminar: Corpus Annotation and Dataset Coding. Managing data for compiling a corpus and coding aspects of particular datasets.

#### University of Utah--undergraduate courses

- Ling. 3510, Grammar and Stylistics. Prescriptive grammar plus comparison of different techniques for creating cohesion and emphasis in writing.
- Assistant for Ling. 3600, Intercultural Communication. Practicum in classroom teaching for international teaching assistants with discussion and feedback provided by undergraduates.

#### **University of Utah--graduate courses**

- Ling. 6000, **Graduate Introduction to Linguistics**. Phonetics, phonology, morphology, syntax, and language acquisition with an emphasis on applications for teaching second language learners.
- Ling. 6233, **Pedagogical Structure of English**. Methodologies intended to enable ESL teachers to improve their students' English grammar and pronunciation.
- ESL 6000, **Writing for Publication for Non-native Speakers**. Workshop for students of all disciplines working on journal articles, theses, and dissertations.

#### **DePaul University--undergraduate courses**

• CMN 202, **Introduction to Linguistics.** Phonetics, morphology, and syntax with an emphasis on observing the varieties of language used by speakers from different regional and social communities.

#### Northwestern University--undergraduate courses

- Ling. B02, **Introduction to the Study of Words**. Exploring the mental lexicon via morphology, etymology, semantics, and psycholinguistics. For adult students in the University College.
- Ling. B06, Syntax and Meaning in Human Language. Syntax, morphology, and semantics, emphasizing formal linguistic argumentation.
- Ling. B09, **Language and Society.** Introductory sociolinguistics: dialect variation, Black English, language and gender, language and advertising.

#### Northwestern University--graduate courses

- Ling. C80, Spoken English for Non-native Speakers.
- Ling. C81, Written English for Non-native Speakers.

#### University of Science and Technology of China--Undergraduate courses

• Syntax; Extensive Reading; Composition; Sociolinguistics. For the English and Science Program.

#### University of Science and Technology of China--graduate courses

- Took part in the creation and implementation of the Graduate Linguistics Program at USTC.
- Introduction to Linguistics; Second Language Acquisition; Semantics; Discourse Analysis; Stylistics; Advanced Reading and Writing. For students in the Masters in Linguistics Program.

### **Roosevelt University--undergraduate courses**

• ELP 93, Writing—Level III. Expository writing and research skills.

#### **Roosevelt University--graduate courses**

- ELP 111, **Composition for Foreign Students**. Writing and revising, developing research skills.
- Language Lab writing **tutor**, one-on-one help in revising papers and addressing L1 interference.

#### University of Illinois at Chicago--undergraduate courses

- Comp. 100, Basic writing and study skills. Preparatory writing class for native speakers of English.
- Comp. 101, Expository Writing. First required course in the first-year writing program.
- Comp. 102, Research Papers and Library Techniques. Second required course in the first-year writing program. General sections as well as special topic sections on food and nutritional issues.
- Writing center tutor, one-on-one help in organizing and revising papers from different disciplines.

### University of Illinois at Chicago--graduate courses

• ESL 401, **Teaching Methods for International TAs**. Training to teach in an American university: spoken proficiency in English, practice in leading study sessions and lab sessions, presenting visual information in the classroom, and responding to questions from native speakers.

#### Thesis and Dissertation Committees Served On

# Doctoral Students--Chair of Ph.D. committee: Completed:

Mohamed Mwamzandi, Linguistics (Spring 2014)

"Swahili Word Order Choices: Insights from Information Structure"

Vitaly Voinov, Linguistics (Spring 2013)

"Politeness Devices in the Tuvan Language"

Sok-Hun Kim, Linguistics (Spring 2013)

"A Corpus-based Analysis of Discourse Anaphora in English and Korean: A Neo-Gricean Pragmatic Approach."

K. Larry Rogers, Linguistics (Spring 2012)

"American Sign Language Verb Categories in Constructed Action"

Mary Ann Dziugis, Linguistics (Fall 2010)

"Talking to Strangers – A Sociolinguistic Experiment: Variation in Initial Dyadic Interactions Between Spanish Speakers in Early 21st Century Buenos Aires, Argentina"

Dalal Almubayei, Linguistics (Spring 2010)

"Articulations of Identity within Kuwaiti High School Cliques: Language Choices in Boyat and Emo Filipino Youth Groups"

Ken Zuercher, Linguistics (Fall 2009)

"Azerbaijan-Russian Code-switching and Code-mixing: Form, Function, and Identity"

Catharine Moore Welch, Linguistics (Summer 2009)

"The Emergence of Pragmatic Softeners by Instructed Learners of Spanish in the Study Abroad and Immersion Contexts"

Neal Szu-Yen Liang, Linguistics (Spring 2009)

"The Acquisition of Chinese Nominal Classifiers by L2 Adult Learners"

Sarah May Fauzi, Linguistics (Fall 2007)

"Does Your Throat Hurt More in the Morning or Throughout the Day?" "Yes.": Intercultural Medical Discourse."

Mousa Btoosh, Linguistics (Summer 2004)

"Interlanguage Lexicology of Arab Students of English: A Computer Learner Corpus-Based Approach."

#### **Ongoing:**

JungAe Lee Allman, Linguistics (Proposal defended Fall 2012)

Darcey Browning, Linguistics

Natalie Raun Carter, Linguistics (proposal defended Fall 2009)

Lynnelle Rhinier Brown, Linguistics (proposal defended Spring 2010)

#### Member of Ph.D. committee:

Completed: Joshua Jensen, Linguistics (2013), Yujeong Choi, Linguistics (2012); Ziwo Lima, Linguistics (2012); Tod Allman, Linguistics (2010); Cecile Padayodi, Linguistics (2010); Paul Schaefer, Linguistics (2009); Zdravka Radkova-Pilov, Linguistics (2009); Wenhua Jin, Linguistics (2008); Traci Weast, Linguistics (2008); Tracy Williams, Linguistics (2007); Mark T. Miller, Linguistics (2007); Pam Arlund, Linguistics (2006); Ahmad Saidat, Linguistics (2006); Youn Jeoung Choi, Linguistics (2005); Ji-Eun Kim, Linguistics (2004); Daniel Tongyin Yang, Linguistics (2004)

**Ongoing:** Juyoung Lee, Linguistics; Matt Benton, Linguistics; Yuvraj Brahmin, Linguistics; Kevin Gee, Computer Science

#### Chair of Master's thesis committee:

Presley McFadden. MA TESOL (2009); Frank Bailey. MA TESOL (2005); Kelly Walter. MA TESOL (2005); Brianna Rauschuber. MA Linguistics (2004); David Howard. MA Linguistics (2002); Takashi Ebira. MA Linguistics (2001) [File paper, University of Utah]

#### Member of Master's thesis committee:

Hsing-hui Winnie Chiu. MA TESOL (2008); Georgianna Noel, MA Linguistics (2008); John Drezek. MA TESOL (2007); Elissa Polley. MA TESOL (2007); H. Leilani Clark. MA TESOL (2007); Danielle Plauche. MA TESOL (2006); Ruel Macaraeg. MA Linguistics (2005); Ken Zuercher. MA Linguistics (2004); Marian Olson. MA Linguistics (2004); Ahmad Saidat. MA Linguistics (2003)

#### Outside member of MA comprehensive exam commiteee:

Kate Morgan, MA English (2014) Liz Zuercher. MA French (2003)

Megan Bartholomew. MA German (2003)

#### Superviser of Honors Thesis project

Jared Weide, BA Linguistics (Dec. 2014)

"The Linguistic Mechanisms of Knock-knock Jokes"

#### **Professional Development Participation**

- Masterclass: Engaging Qualitatively with Healthcare Discourse Data, Communication, Ethics and Medicine conference, Lugano, Switzerland (June 25, 2014)
- Authentic Assessment Strategies for Online Learning webinar, UT Arlington (Nov. 8, 2013)
- Gender and Negotiation workshop, UT Arlington (Oct. 16, 2013)
- UT System New Chairs Orientation, UT Austin (Aug. 13-14, 2013)
- Seminar on Crucial Conversations, Human Resources, UT Arlington (April 18, 2013)
- Harassment Issues in Higher Education, EOS, UT Arlington (March 4, 2013)
- Budgeting, Division of Business Affairs, Kelly Davis, UT Arlington, (March 1, 2013)
- Performance Management training, Human Resources, UT Arlington (Feb. 19, 2013)
- Understanding Leadership in Higher Education, Human Resources, UT Arlington (Jan 31, 2013)
- Conducting Effective Meetings, Human Resources, UT Arlington (Jan. 8, 2013)

- Roundtable of Linguistics Department Chairs and Program Heads: LSA Annual Meeting, Minneapolis (Jan.
- 4, 2014); Boston, (Jan. 5, 2013); Portland OR (Jan. 6, 2012)
- Coaching for Supervisors, Human Resources, UT Arlington (Dec. 11, 2012)
- Partnering for Success leadership training workshop at Phi Kappa Phi biennial convention, St. Louis, MO, (August 9-10, 2012)
- Workshop on Judging Quality in Disciplinary Writing: What Students can Learn from Peer Assessment and Composing Feedback, Queen Mary University of London (May 30, 2012)
- THATCamp Texas (The Humanities and Technology), UTA (March 9-10, 2012); Rice University (April 15-16, 2011)
- Workshop for Faculty: Mentoring and Value-Added Teaching and Research, UT Arlington (Nov. 11, 2011)
- Teaching and Learning Conference: Student Achievement, University of Birmingham (June 25-26, 2012; June 27-29, 2011)
- Boot camp on "Quantitative corpus linguistics with R", University of North Texas (August 9-15, 2010)
- Workshop on Oxygen XML and ELAN alignment software, Edmonton, AACL (Oct. 8, 2009)
- Workshop on Sketch Engine concordancing software, Liverpool, CCL (July 20, 2009)
- Peer Review Process, Grant Writing for Success, and Strategies for Success, Anthony M. Coelho, Grant Success Associates, UT Arlington (November 2008)
- Teaching Circle on Active Learning: Trying Classroom Assessment Techniques, UT Arlington (2008-2009)
- Weekend Immersion in Nursing Informatics, Presbyterian Hospital of Dallas and Clinical Education Resources (August 2008)
- Humanities 2.0 Conference, workshops on CommentPress and Zotero, UT Arlington (February 2008)
- Teaching Circle on Emerging Classroom Technologies, UT Arlington (2006-2007)
- Faculty/staff discussion of The Kite Runner, OneBook program, UT Arlington (September 2006)
- Viewing and discussion of Declining by Degrees: Higher Education at Risk, UT Arlington (Nov. 2005)
- 1st Annual Information Technology Security Conference, UT Arlington (September 2004)
- SPEAK rater training workshop, TESOL 1996 Convention, Chicago (March 1996)
- Faculty Development Seminar Series, University College, Northwestern University (Fall 1992)
- LSA Linguistic Institute, University of California at Santa Cruz, six weeks (Summer 1991)

#### Service—Departmental

- Core Curriculum representative, creating two course proposals approved for the new core (2013)
- UEP Contact (2011-present)
- Information Security Administrator (ISA) (2009-2011, 2013-2014)
- Web Server Administrator and Computer Lab Coordinator (2002-present)
- Graduate Advisor, Department of Linguistics and TESOL (2003-2012)
  - --Providing assistance in admission, registration and course selection for students in the PhD in Linguistics, MA in Linguistics, MA in TESOL, and Graduate Certificate in TESOL
  - -- Trained in cyber advising using CICS software (Spring 2003)
  - -- Trained in web-based advising using MyMav (PeopleSoft software) (Spring 2006)
- Author of the *Graduate Student Handbook* for the Department of Linguistics and TESOL (First edition, 2010; revised edition, 2011, 2012)
- Faculty Search Committees:

Chair of committee—language documentation hire (search cancelled) Fall 2009/Spring 2010)

Chair of committee—second language acquisition hire (successful search) (Fall 2009/Spring 2010)

Chair of committee—syntax hire (search successful) (Fall 2008/Spring 2009)

Member of committee—TESOL hire (search successful) Fall 2008/Spring 2009)

Chair of targeted hire committee (offer made, candidate withdrew) (Spring 2009)

Member of targeted hire committee (search cancelled) (Spring 2008)

Member of committee —TESOL hire (search successful) (Fall 2003/Spring 2004)

- Student Financial Support Committee
  - Chair (Spring 2002, Spring 2008-2012); Member (Spring 2003-Fall 2007)
- Class observations of GTAs and junior faculty:

spring 2005 (Jill Riepe); fall 2008 (Mark Ouellette); spring 2009 (Neal Liang, Lynnelle Rhinier,

Naomi Lan, Amanda Linerode); fall 2009 (Josh Jensen, Lori Pierce); spring 2010 (Yujeong Choi); fall

2010 (Joey Sabbagh, Andrew McKenzie); fall 2011(Juyoung Lee); fall 2012 (Nathan Eversole, Benjamin Slade)

- Representative for submitting departmental changes to the Graduate Catalog (Summer 2008)
- Advisory Committee for Tenure and Promotion, chair (2007-2008, 2009-2011); member (2008-2009)
- Member of ad hoc committee to recommend Jerry Edmondson for Distinguished Record of Research Award (Spring 2002, Spring 2003, Spring 2005)
- Member of Periodic Review Committee to review David Silva as unit chair (Spring 2005)
- Member of ad hoc grade grievance committee (Spring 2004, Spring 2005)
- Participant in discussions with outside reviewers for Program Review (Spring 2003)
- Member of committee to establish comprehensive exam format for MA-TESOL degree (Spring 2003)
- Member of committee to submit the proposal for an MA-TESOL degree (Spring 2002)
- Co-chair of Comprehensive/Diagnostic Exam Committee

(Spring 2001, Fall 2002, Fall 2003, Spring 2006, Fall 2006, Spring 2008, Fall 2009, spring 2010)

# Service—College of Liberal Arts

- Member of the review committee for the periodic review of Dean Beth Wright (Spring 2014)
- Member of organizing committee for THATCampTexas, hosted by UT Arlington (Fall 2011-Spring 2012)
- Member of the College Committee on Tenure and Promotion (Fall 2007- spring 2010; Fall 2011-present)
- Member of CoLA Research Committee (Spring 2003, Fall 2006, Spring 2008, Fall 2011-Spring 2012)
- Member of the ad hoc committee to nominate the Conference of Southern Graduate Schools (2009)
- Master's Thesis Award in Humanities and Fine Arts Committee. (Fall 2008)
- Member of CoLA Undergraduate Curriculum Committee (Fall 2002, Fall 2008)
- Name announcer at CoLA Commencement Ceremony (Spring 2004, Summer 2004, Fall 2004)

#### Service—University-wide

- Member of the President's EFL/ESL Bridge Program Task Force (Fall 2013)
- Member of the Program Review Committee (Fall 2008 to Spring 2010, Spring 2012-Fall 2013)

Internal reviewer for Program in Urban Affairs (2012-2013)

Internal reviewer (team chair) for Department of Psychology (2009-2010)

Internal reviewer for Department of Industrial & Manufacturing Systems Engineering (2008-2009)

Mentor in the Faculty Mentoring Program

Matched with a first year professor in Social Work (2013-2014)

Matched with a second year professor in Social Work (2012-2013)

Matched with a first year professor in Social Work (2011-2012)

Matched with a first year professor in Curriculum and Instruction (2010-2011)

Matched with a fourth year professor in Curriculum and Instruction (2009-2010)

Matched with third year professor in Curriculum and Instruction (2008-2009)

Matched with a first year professor in Psychology (2007-2008)

- Opening remarks for guest speaker Jorge Cham, at the Graduate School's General New Graduate Student Orientation (Aug. 27, 2011)
- Participant in the website usability testing for the UT Arlington Library website upgrade (2010)
- Panelist in a faculty development symposium on Preparation of Tenure and Promotion materials, sponsored by the Provost's office. (April 28, 2008)
- Member of the Graduate School committee to create an online Graduate Advisor's Handbook (Spring 2007, Summer 2007)
- Focus Group Participant in UTA's Quality Enhancement Plan (QEP) (October 18, 2005)
- Participant in a roundtable lunch with UTA President Spaniolo (September 28, 2004)

# **Community Outreach**

#### Wikipedia editor

Focusing on adding accurate, accessible information on linguistics, and especially creating a presence by adding entries on major female scholars to this front-line source of public information about the field.

#### **Guest speaker**

Meeting of the United Nations Development Fund for Women. "Traveling in China: UNIFEM Prepares for Beijing." Chicago, IL. July 19, 1995.

#### **Other Professional Experience**

## **Conference Organizing**

#### • Program organizer

- --Second annual Texas Digital Humanities Conference, UT Arlington, April 9-11, 2015.
- --Fourth DFW Metroplex Linguistics Conference, UT Arlington, Nov. 19, 2012.
- --THATCampTX (The Humanities and Technology Camp), UT Arlington, March 9-10, 2012.
- --Fifteenth annual Symposium on Arabic Linguistics, University of Utah, March 2-3, 2001.
- --Third annual Formal Linguistics Society of Midamerica conference, Northwestern University, May 15-17, 1992.

# • Faculty judge of presentations

- --UT Arlington Honors Research Symoposium, April 24, 2015
- --UT Arlington's university-wide Annual Celebration of Excellence by Students (ACES), 2012, 2013, 2014; 2015; (and the earlier, Graduate School Research Symposium) March 28, 2002.
- --UT Arlington's Student Conference in Linguistics, 2001-2009; 2011-2015.

#### • Abstract or paper reviewer

- --Linguistic Society of America, 2012-2015.
- --18th International Conference of Korean Linguistics (ICKL 2012) and the Xuzhou Conference on Linguistic Sciences, 2012.
- --International Symposium on Engineering Education and Educational Technologies (EEET): 2009, 2011, 2012.
- --Metroplex Linguistics Conference: 2009, 2010, 2011, 2012, 2013, 2014.
- --Conference on Education and Information Systems: Technologies and Applications (EISTA): 2005; 2007; 2008, 2009, 2011.
- --Fifteenth annual Symposium on Arabic Linguistics, University of Utah, March 2-3, 2001.

#### • Session chair

--Texas Digital Humanities Conference, Univ of Houston, 2014; Metroplex Linguistics Conference, 2009; American Association for Corpus Linguistics, Brigham Young University, Provo Utah, 2008.

#### Respondent

--for 3-paper panel on "You and I: Linguistic Conceptions and Inscriptions of Identity" at the Cultural Constructions conference, Dept. of Modern Languages, UT Arlington, April 29, 2005.

#### • Student volunteer

- --10th annual Student Conference in Linguistics, Northwestern University, June 6-7, 1998.
- --Linguistic Society of America annual meeting, Chicago, Jan. 2-5, 1997; Chicago, Jan. 3-6, 1991.

#### **Peer Reviewing**

#### Grants—ad hoc reviewer:

• for the National Science Foundation (2014)

#### Journals—ad hoc reviewer:

- for The International Journal of Corpus Linguistics, published by John Benjamins. (2013)
- for *Corpora*, published by Edinburgh University Press. (2012)
- for Journal of Asian Pacific Communication, published by John Benjamins. (2009)

#### Journals—editorial board reviewer:

- for *Glossa*, published by the Center for the Study of Language (CSL) at the Universidad del Turabo, Puerto Rico. (2006-2011)
- for the ELF [English Language and Literary Forum] Annual Research Journal, published at Shah Abdul Latif University, Pakistan. (2012 to present)
- for *E-JournALL*: EuroAmerican Journal of Applied Linguistics and Languages, published at Texas A&M University Commerce. (2013 to present)

## Book manuscripts—ad hoc reviewer:

- for Routledge publishing. Assessed a proposal for a new edition of Tallerman's book *Understanding Syntax*. (2013)
- for Hodder Education publishing. Assessed a proposal for new edition of Löbner's book *Understanding Semantics*. (2010)
- for the Teaching Assistant's Handbook produced by UT Arlington's Graduate staff. (2008)

#### **Editorial**

- Co-Editor of FLSM III: Papers from the Third Annual Meeting of the Formal Linguistics Society of Midamerica. (1993)
- Co-Editor of the Northwestern University Working Papers in Linguistics, vols. 4 and 5. (1991-92)
- Text Editor for *Through Amateur Eyes*, formatting 100 didactic panels for an exhibition of architectural photographs at the Gallery 400 in Chicago. (1989)
- Copy Editor at the Chicago Illini, a semiweekly student newspaper. (1987-88)
- Proofreader for *Design Issues*, a scholarly journal published by the UIC College of Architecture, Art and Urban Planning. (1985-88)

#### Languages

#### **Programming and Markup Languages**

Basic, Prolog, HTML, XHTML, XML, R

Native speaker of English.

Advanced Speaking/Reading ability in Spanish.

Intermediate Speaking/Reading ability in French.

Beginning Speaking/Reading ability in Mandarin Chinese.

Beginning Reading ability in Latin.

Beginning Reading/Speaking ability in German.

# **Professional Association Memberships**

American Dialect Society (ADS)	(2005-present)
Humanities, Arts, Science, and Technology Advanced Collaboratory (HASTAC)	(2012 to present)
International Society for the Linguistics of English (ISLE)	(2010-present)
Linguistic Society of America (LSA)	(1990-present)
—LSA Committee on Membership Services and Information Technology	(2007-2010)
—LSA Technology Advisory Committee (TAC) (chair 2011)	(2010-2012, 2014)
—LSA Committee on Scholarly Communication in Linguistics (CoSCiL)	(2014-present)
Phi Kappa Phi Honor Society, Chapter 300	(2007-present)
—Scholarship committee	(2008-2014)
—President	(2012-2014)
<ul> <li>Delegate at biennial national convention</li> </ul>	(2012)

References available on request.

# **EXHIBIT 2**



# William B. Abington, CPA, CFF, CFE

# Managing Director – Global Forensic and Dispute Services

700 Louisiana Street Suite 900 Houston, TX 77002 wabington@alvarezandmarsal.com Tel: (713) 221-3915 Cell: (713) 256-4257

#### Certifications

Certified Public Accountant

Certified in Financial Forensics

Certified Fraud Examiner

#### **Professional History**

PricewaterhouseCoopers (through 2003)

#### **Professional Affiliations**

American Institute of Certified Public Accountants

Texas Society of Certified Public Accountants

Association of Certified Fraud Examiners

Petroleum Accountants Society of Houston

American Bar Association Section of Natural Resources, Energy and Environmental Law

#### **Education**

Texas State University, Honors Graduate 1981 Bill Abington has over 25 years of experience providing accounting and complex financial analysis, forensic investigations, and advisory services. He is on the Executive Committee of the firm's dispute and forensic services and has worked on domestic and international litigation and arbitration matters for privately held companies as well as some of the largest companies in the world. He has performed forensic investigations for internally identified company matters, and in response to inquiries made by governmental oversight and regulatory organizations.

Mr. Abington has led projects involving civil and criminal matters, and has identified accounting irregularities and misappropriation of funds. He has led lost profit analyses, business interruption claims, causation analyses, and valuations of businesses and business units. He has performed solvency analyses for companies in bankruptcy, and has reviewed financial statements for compliance with accounting principles.

Mr. Abington has testified in federal courts and in state courts around the United States, including U.S. Bankruptcy Courts. He has also testified in multiple arbitrations, and has served as an arbitrator. Mr. Abington has presented analysis findings to Company Boards and Management, the Securities and Exchange Commission, the Department of Justice, the Department of Interior, the Commodities Futures Trade Commission, the Mineral Management Service, State Auditors, and Indian tribunals. He has also served as trustee over a bankrupt company with a nuclear waste site, where he coordinated activities with the Nuclear Regulatory Commission and other governmental agencies.

Mr. Abington has worked with startup companies, as well as established companies which are industry leaders. He has worked for companies who were financially healthy, as well as with those that were not financially sound. He has experience in taking complex issues, working with stakeholders in developing practical solutions, and presenting findings in an easily understood manner.

Mr. Abington is a Certified Public Accountant, Certified in Financial Forensics, a Certified Fraud Examiner, and an honors graduate of Texas State University. He is a member of the American Institute of Certified Public Accountants, Association of Certified Fraud Examiners, American Bar Association Section of Natural Resources, Energy and Environmental Law, and is active in various civic organizations.

Mr. Abington has spoken many times on the subjects of accounting, financial damages, and fraud to audiences of accountants, financial analysts, lawyers, and other professionals.

Prior to joining Alvarez & Marsal in June 2003, Mr. Abington was a partner with PricewaterhouseCoopers, where he was a leader in the firm's financial advisory practice, concentrating on accounting and financial matters in complex disputes.

# **EXHIBIT 3**

# **ReedSmith**



#### **Education**

Baylor University School of Law, J.D., Associate Editor, Baylor Law Review

Baylor University, B.A., cum laude

# Professional Admissions / Qualifications

Texas

California

#### **Court Admissions**

U.S. District Court - Eastern District of Texas

U.S. District Court - Northern District of Texas

U.S. District Court - Southern District of Texas

U.S. District Court - Western District of Texas

U.S. District Court - Southern District of New York

U.S. District Court - Southern District of Indiana

U.S. Court of Appeals - Fifth Circuit

U.S. Court of Appeals - Seventh Circuit

# Kenneth E. Broughton

Partner kbroughton@reedsmith.com

Houston

T: +1 713 469 3819 F: +1 713 469 3899

#### Overview

Ken is the managing partner of the Houston office and a member of the Commercial Litigation Group. He has many years of experience as a commercial litigator focused upon financial institution litigation, commercial and transactional litigation, shipping/commodities disputes regarding contract and cargo claims, oil and gas, healthcare, technology, and construction litigation, and debtor/creditor disputes.

During his career, Ken has acted as lead counsel in numerous trials and arbitrations and his practice has taken him to a large number of federal, state and bankruptcy court venues and arbitration panels all over Texas and throughout the United States, as well as proceedings in foreign countries including Canada, Mexico, the UK, and Hong Kong.

#### Representative Matters

- Successfully prosecuted a dispute with the owner of a gas storage facility resulting in a \$400 million dollar judgment.
- Lead trial team in a breach of contract case where jury awarded \$65.9 million. The National Law Journal ranked the verdict number 27 in its Top 100 Verdicts in 2010
- Gas pipeline construction dispute in Mexican arbitration obtaining a \$1 billion dollar award from the tribunal.
- Representing financial institutions in major litigation involving natural gas contracts.
- Representing companies in breach of contract cases.
- Unanimous jury verdict in defending against \$3 million breach of contract, fraud and breach of fiduciary duty claims in Texas state court.
- Obtained multi-million dollar judgment in securities fraud litigation in Texas and Delaware.
- Multi-million dollar fraud and breach of fiduciary duty lawsuit against a large Mexican bank.
- Successfully defended a multi-million dollar fraud claim against an international aviation company.
- Representing commercial clients on claims involving fraudulent transfers, fraud, tortious interference, breach of contract, aiding and abetting fraud, and breach of fiduciary duty.
- Successfully prosecuted a multi-million dollar fraud and breach of fiduciary duty suit against Mexican agent.
- Numerous lawsuits related to real estate disputes.
- Representing management in employee disputes including Title VII and ADA.
- Defending lender liability claims.
- Representing lending institution and trustee in defending against attempts by borrower



to obtain injunctive relief and pursuing counterclaims related thereto.

- Representing hospitals and healthcare organizations in disputes with a variety of third persons.
- Representing construction companies in disputes with subcontractors.
- Representing shareholders in disputes with other shareholders.
- · Representing banks on derivatives claims.
- Successfully defended lender on multi-million dollar usury claims in a unanimous jury verdict.
- Representing companies in securities litigation disputes.
- Representing lending institutions and lending syndicates in disputes including derivatives litigation, loan and guaranty agreements, debt collection, debt restructurings, prosecutions to avoid fraudulent transfers, claims of equitable subordination and the defense of lender-liability claims.
- Successfully defended against consumer class action lawsuits in several Texas venues.
- Representation of a lending institution in various forums in the United States and the Channel Islands in prosecutions to avoid fraudulent transfers.
- Obtained a federal court judgment for a lender against a large insurance company regarding funds claimed to be covered by ERISA.
- Obtained a successful jury verdict defending a steel manufacturer against a \$40 million claim that its product was defectively manufactured resulting in the failure of an oil well casing system.
- Arbitration regarding a large multi-million dollar contract dispute for a power plant in Illinois involving claims of lack of performance and failure to deliver power

#### Honors & Awards

- Selected to the Texas Super Lawyers list Business Litigation (2004-2012, 2014), Employment & Labor (2011-2012)
- Martindale Hubbell® Law Directory with a Peer Review Rating of AV® Preeminent™

#### **Publications**

 "New Mexican Anti-Money Laundering Regulations Take Effect," Reed Smith Client Alert, 17 October 2013 Co-Author(s): Francisco Rivero

# **Employment History**

- 2013 Reed Smith
  - Houston Office Managing Partner
- Haynes and Boone LLP

#### **Professional Affiliations**

- American Bar Association
- Houston Bar Association
- State Bar of Texas
- Fellow, Texas Bar Foundation
- California State Bar