

E. FARISH PERCY

University of Mississippi School of Law
Robert C. Khayat Law Center
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EMPLOYMENT

Associate Professor and Jesse D. Puckett, Jr., Lecturer: University of Mississippi School of Law (2007 – present)

Assistant Professor: University of Mississippi School of Law (2001 – 2007)
Current courses include Torts I, Torts II, Insurance and Civil Procedure II.

Publications:

The Tedford Equitable Exception Permitting Removal of Diversity Cases After One Year: A Welcome Development or the Opening of Pandora's Box?, 63 *Baylor Law Review* 146 (2011).

Applying the Common Fund Doctrine to an ERISA-Governed Employee Benefit Plan's Claim for Subrogation or Reimbursement, 61 *Florida Law Review* 55 (2009).

Defining the Contours of the Emerging Fraudulent Misjoinder Doctrine, 29 *Harvard Journal of Law and Public Policy* 569 (2006).

Making a Federal Case of It: Removing Civil Cases to Federal Court Based on Fraudulent Joinder, 91 *Iowa Law Review* 189 (2005).

Checking up on the Medical Malpractice Liability Insurance Crisis in Mississippi: Are Additional Tort Reforms the Cure? 73 *Mississippi Law Journal* 1001 (2004).

Book Review: Moonlight: Abraham Lincoln and the Almanac Trial, *Voir Dire*, Vol. 8, Issue 1, Spring 2001.

PAST EMPLOYMENT

Of Counsel: Tollison Law Firm, P.A., Oxford, MS (2001 - 2008)
Concentrated in appellate tort litigation.

Attorney: Tollison Law Firm, P.A., Oxford, MS (1993 - 2001)

Concentrated in commercial litigation, tort litigation and appellate practice. Tried numerous civil cases in state and federal courts in Mississippi and briefed and argued several appellate cases before the United States Court of Appeals for the Fifth Circuit and the Mississippi Supreme Court.

Adjunct Professor: University of Mississippi School of Law (1998-2001)

Taught Appellate Advocacy.

Attorney: Latham & Watkins, Washington, D.C. (1992-1993)

Concentrated in Corporate Tax.

Law Clerk: Judge E. Grady Jolly, United States Court of Appeals for the Fifth Circuit (1991-1992)

BAR MEMBERSHIPS AND OTHER PROFESSIONAL ACTIVITIES

Sponsor and Lecturer: Summary of Recent Mississippi Law CLE. The CLE provide in-depth coverage of recent Mississippi civil law in the areas of Civil Practice and Procedure, Torts, Evidence, Real Property, Family Law, and Insurance. The CLE is offered annually in Oxford, Biloxi and Jackson, MS.

Member: Mississippi Bar, American Bar Association and Lafayette County Bar Association.

Reporter: Mississippi Supreme Court Advisory Committee on Rules (2006 – present)
Reporter for the Complex Litigation Subcommittee and the Civil Rules Subcommittee. Responsible for researching proposed rule changes and drafting proposed rule changes and memoranda for consideration by the Committee and the Mississippi Supreme Court.

Member: 2000 Federal Civil Rules Advisory Committee for the Northern District of Mississippi.

Amicus Curiae: Appeared as Amicus Curiae along with Professor Arthur Miller in Support of the Petitioners in *Kircher v. Putnam Funds Trust*, 547 U.S. 633 (2006).

Appeared as Amicus Curiae along with Professors Arthur Miller, Erwin Chemerinsky, Michael E. Solimine, Adam N. Steinman and Rhonda Wasserman in Support of Respondents in *Powerex Corp. v. Reliant Energy Services, Inc.*, 551 U.S. 224 (2007).

Appeared as Amicus Curiae in *U.S. Airways, Inc. v. McCutchen*, 663 F.3d 671 (3d Cir. 2011), *cert. granted*, 80 U.S.L.W. 3700 (U.S. June 25, 2012) (No. 11-1285)

EDUCATION

University of Virginia

J.D. Degree 1991

Order of the Coif

Law Review, Articles Review Board Member 1990-1991

Law Review, Editorial Board Member 1989-1990

Shannon Z Society Award (for contributing the most to academic excellence)

University of North Carolina

B.A. Degree in Economics (with distinction) 1988

London School of Economics and Political Science

General Course Student 1986-87