

Bryan S. Dumesnil

Partner

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Bryan Dumesnil provides Bracewell's clients with the intense dedication needed when facing complex litigation challenges. Although most cases are resolved outside the courtroom, a trial lawyer must be willing and able to try a case in order to achieve the best results for the client. Bryan knows this, and that is why he approaches every case as if it will be tried. By doing so, Bryan is prepared to zealously protect his clients and their interests if a negotiated resolution is not possible.

Bryan represents commercial clients in diverse civil litigation matters, including contract disputes, business torts, energy-related litigation, environmental litigation, and securities and derivative litigation. He also represents financial institutions and financial services industry clients in complex litigation matters such as consumer class actions, priority disputes, syndication and participation agreements, and traditional lender liability claims. Finally, Bryan represents litigation and liquidation trustees in both civil district and bankruptcy courts to maximize the recovery for unsecured creditors through the prosecution of fraudulent transfer claims, preference claims, and director and officer breach of fiduciary duty claims.

Industries

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[Finance](#)

[Healthcare](#)

Practices

[Financial Restructuring](#)

[Healthcare & Life Sciences](#)

[Litigation](#)

[Financial Institutions Litigation](#)

Experience

Eni S.p.A and Eni Mexico S. de R.L. de C.V.

- representing clients in multiple federal court cases to contest jurisdiction related to injury and indemnity claims arising from an incident that occurred off the coast of Mexico

Confidential client

- representing environmental solutions company in AAA commercial arbitration proceeding concerning contract disputes with service provider

Confidential client

- represented oil field services personnel in AAA arbitration proceeding in the defense against breach of contract, theft of trade secrets, and breach of fiduciary duty claims

Tennessee Gas Pipeline Company, L.L.C.

- intervened on client's behalf in FOIA action brought by the Southern Environmental Law Foundation against the Tennessee Valley Authority to challenge TVA's assertion of FOIA Exemption 4 to withhold disclosure of client's confidential information

Ryan LLC

- successfully assisted client in both offensive and defensive FOIA actions to pursue agency records about Ryan and to prevent the government's disclosure of confidential commercial and financial information about client and its customers

Drew McManigle, Chapter 11 Trustee of Escambia Operating Company, LLC and Escambia Asset Company, LLC

- representing Chapter 11 Trustee in the prosecution of claims against workover services provider that dropped more than 1,000 feet of bottom hole assembly downhole destroying the well

Venoco, LLC

- trial counsel to Liquidating Trustee of the Venoco Liquidating Trust asserting inverse condemnation claim against governmental entities in the United States Bankruptcy Court for the District of Delaware

Southern Copper Corporation

- defended client and certain members of its board of directors in a derivative suit filed in the Delaware Court of Chancery alleging breach of contract and breach of fiduciary duties arising from minerals contracts, transportation contracts, and construction contracts with related parties
- defended client and certain members of its board of directors in shareholder derivative class action complaint asserting alleged breach of contract and alleged breach of fiduciary duties

ASARCO LLC

- Sterlite agreed to buy ASARCO's assets out of bankruptcy and reneged. The case went to trial where it was established that Sterlite had breached, and a \$132.75 million damage award was obtained.
- prevailed in the US Supreme Court on behalf of ASARCO in a dispute over whether a Bankruptcy Code provision authorized Baker Botts LLP to recover legal fees that it incurred in litigating against ASARCO over its bankruptcy fees. Bracewell's appellate attorneys briefed and argued the case in the Supreme Court. The Supreme Court ruled in ASARCO's favor and resolved a significant legal issue that applies in every bankruptcy in the country.

Prosperity Bancshares, Inc.

- represented client in class action litigation regarding overdraft and non-sufficient funds charges, achieving dismissal of the case on summary judgment

Credentials

Education

- Baylor Law School, J.D., 1995
- Texas A&M University, B.A., 1992, *magna cum laude*

Bar Admissions

- Texas

Affiliations

- American Bar Association
- State Bar of Texas
- Houston Bar Association

Recognition

The Legal 500 United States

- Energy Litigation: Electric Power, 2018 – 2019, 2023
- Securities Litigation: Defense, 2023 – 2025
- General Commercial Disputes, 2020

BL Rankings

- *Best Lawyers*, Litigation – Regulatory Enforcement (SEC, Telecom, Energy), 2021 – 2025

Lawdragon Inc.

- *Lawdragon 500 Leading Litigators in America*, Commercial Litigation, including Energy, Securities and Financial Institutions, 2024 – 2025

Thomson Reuters

- *Texas Super Lawyers*, Rising Star, 2005 – 2010

Publications & Speeches

- “Environmental Disputes: Appellate, Litigation, and Arbitration Strategies,” Bracewell Environmental Law Seminar Spring 2024, May 8, 2024.
- “In-House Counsel Conflicts and Other Complexities,” Bracewell Trial Group CLE Series, October 25, 2023.
- “FOIA and CBI: Protecting Against Unexpected Disclosure,” Bracewell Virtual Environmental Law Seminar Fall 2021, November 9, 2021.
- “New CFPB Rules Threaten More Consumer Class Actions Against Financial Institutions,” *Westlaw Journal*, July 26, 2016.
- “That’s Repugnant – Additional Insured Endorsements and Priority of Coverage,” *24th Annual Insurance Coverage Litigation Seminar*, February 20, 2016.