



Thomas S. Fraser

tfraser@fredlaw.com

(612) 492-7028

Tom is a shareholder, a Board and Executive Committee member of Fredrikson & Byron, P.A., and was chair of the Litigation Department for over 15 years. He concentrates in corporate and commercial litigation in both state and federal courts.

Tom's business litigation practice includes shareholder and partnership disputes, business valuation cases, class actions, securities claims, antitrust, insurance coverage, and health law disputes.

He has also conducted corporate investigations and served as special counsel for boards of directors. Tom has lectured on trial practice, shareholder disputes, corporate investigations, D&O liability, evidence, ADR and Rule 11. He has arbitrated and mediated over 300 cases as a neutral. He has been appointed a special master, referee, receiver, arbitrator and mediator by federal and state courts. Tom is a Fellow of the American College of Trial Lawyers.

Education

- ✦ Harvard Law School, J.D., 1976
- ✦ University of Minnesota, B.A., Economics, 1973
- ✦ Dartmouth College, 1969-1970

Bar Admissions

- ✦ Minnesota, 1976
- ✦ U.S. District Court for the District of Minnesota
- ✦ Fifth Circuit Court of Appeals
- ✦ Eighth Circuit Court of Appeals
- ✦ D.C. Circuit Court of Appeals
- ✦ Federal Circuit Court of Appeals
- ✦ United States Supreme Court

Judicial Clerkship

- ✦ Honorable Earl R. Larson, U.S. District Court, Minnesota, 1976-77

Related Experience

- ✦ Special Assistant Attorney General, Minnesota (Solicitor General and Tort Claims Divisions), 1977-79

Professional Activities

- ✦ Member, Academy of Court Appointed Masters
- ✦ Member, Federal Practice Committee (D. Minn) 2001-present
- ✦ Arbitrator and Mediator, American Arbitration Association, International Institute for Conflict Prevention & Resolution (CPR)
- ✦ Federal Bar Association
- ✦ American Bar Association, Litigation, Antitrust, Torts & Insurance Practice Sections
- ✦ Lawyer Trust Account Board, member, 1996-2002; Chair, 2000-02, appointed by Minnesota Supreme Court
- ✦ Minnesota State Bar Association, Chair, Judicial Administration Committee, 1990-91; Member, Complex Litigation Task Force, 1991-92;
- ✦ Member, Judicial Elections Task Force, 1997
- ✦ Hennepin County Bar Association, Past Chair, Bench & Bar Committee
- ✦ Hennepin County Volunteer Lawyers Network, Volunteer Attorney, Past Chair and Director
- ✦ Past faculty member, NITA, and Minnesota Advocacy Institute
- ✦ Pro bono attorney, Louisiana death penalty cases; Centre for Asian & Pacific Islanders; Minnesota Civil Liberties Union
- ✦ Minnesota Advocates for Human Rights, Founding Member, Board of Directors, 1983-88
- ✦ Co-founder and Member, Board of Directors, Mediation Center, St. Paul, Minnesota, 1982-86
- ✦ The Fund for the Legal Aid Society, Member, Board of Directors, 1992-present; Chair, 2002

Honors & Distinctions

- ✦ Fellow, American College of Trial Lawyers
- ✦ Listed, *The Best Lawyers in America* (Bet-the-Company Litigation, Commercial Litigation, and ADR); *Chambers USA: America's Leading Lawyers*; *Lawdragon 500 Leading Judges in America*; "Super Lawyer" (Business Litigation and ADR), *Minnesota Law & Politics*
- ✦ Civil Trial Specialist, certified by Minnesota State Bar Association, 1993-present
- ✦ "Judge's Choice" Award, *Minnesota Lawyer*, 1991
- ✦ Qualified Neutral under Rule 114, Minnesota General Rules of Practice, 1994-present

Selected Publications & Presentations

- ✦ "Board Investigations – How Far Is Far Enough" (panelist), 2005 ABA Convention and November 16, 2005 ABA Videoconference
- ✦ "Death Penalty in Louisiana," co-authored with John Koneck and Clint Cutler, 35, U. TOL. L. REV. 617 (2004)
- ✦ "[Dissenters' Rights Law in Five Easy Pieces.](#)" co-authored with James E. Dorsey, December 2003
- ✦ "[Dissenters' Rights in Minnesota.](#)" co-authored with James E. Dorsey and Emily E. Duke, November, 2002
- ✦ "Mediation and Arbitration: A View From the Neutrals," co-authored with R. Solum and R. Schiefelbein, *The Hennepin Lawyer*, September 2002
- ✦ "Conflict Management & Dispute Resolution," Minnesota State Bar Association, September 18, 2000
- ✦ "Minority Shareholder Disputes," (Moderator) Minnesota Institute of Legal Education (MILE), March 1, 2000
- ✦ "Mediating Employment Cases," (Panelist) MILE, March 17, 1999
- ✦ "Business and Commercial Litigation in Federal Courts: A Review," *The Bench & Bar of Minnesota*, March 1999
- ✦ "Dissenters' Rights in Minnesota," MILE, April 21, 1999
- ✦ "Refining the ADR Process," (Panel Moderator) MILE, December 4, 1998
- ✦ "Unique Employment Problems in Family-Owned and Closely-Held Businesses," 15th Annual Upper Midwest Employment Law Institute, May 28, 1998
- ✦ "Preventing, Litigating & Managing Minority Shareholder Disputes," Update on Dissenters' Rights and "Fair Value" in Minnesota (Chair), MILE, January 15, 1997
- ✦ "Civil War in ADR," (Panelist) Conflict Management and Dispute Resolution Section Mini-Convention, June 19, 1997
- ✦ "Squeeze-Out of Bank Minority Shareholders," MILE, November 18, 1997

- ✦ "The Basics of Alternative Dispute Resolution," The Annual Nuts & Bolts CLE for New Lawyers, November 20, 1997
- ✦ "Alternative Dispute Resolution – Customizing & Streamlining," MILE, December 4, 1997
- ✦ Contributing editor, "Notes and Trends – Civil Litigation" column, *Bench & Bar of Minnesota*, 1990-96
- ✦ "How NOT to Mediate," Alternative Dispute Resolution to Achieve Maximum Results, MILE, November 20 & December 18, 1996
- ✦ "How to Try a Case to the Bench," Skills Training (Faculty) Minnesota State Bar Association, May 20-22, 1996
- ✦ "Strategic Approaches to Minnesota Evidence," Sustaining Success in the Courtroom (Discussion Leader) Minnesota Institute of Legal Education, October 31 and November 1, 1996
- ✦ "Dissenter's Rights," Minority Shareholder Disputes (Chair), MILE, January 26, 1995
- ✦ "Focus on Mediation," 9 ADR Methods: How Best to Represent Your Client in Each Process, Minnesota State Bar Association, May 23, 1995
- ✦ "Remedies for Breach of Contract," Third Annual Civil Litigation Institute (Lecture) Minnesota State Bar Association, November 13, 1995
- ✦ "Alternative Dispute Resolution," Alternative Dispute Resolution Conference (Co-Chair) MILE, November 16, 1995
- ✦ "Valuing Closely Held Corporations," Financial Fraud Litigation, MILE, December 1, 1995
- ✦ "Mediation," Hennepin County District Court Law Clerk Task Force CLE, January 20, 1994
- ✦ "Dissenter's Rights in Minnesota," Corporate Practice Institute, MILE, May 5, 1994
- ✦ "Costs of Aggression: An Update on Rule 11," *Bench & Bar of Minnesota*, April 1993 (Co-authored with Laurie Miller)

Service Areas

- ✦ Litigation
- ✦ Business Litigation
- ✦ Antitrust Litigation
- ✦ Shareholder Litigation
- ✦ Medical Practices Defense
- ✦ Health Care Fraud & Compliance
- ✦ Securities Litigation
- ✦ White Collar & Regulatory Defense
- ✦ Insurance Coverage Litigation
- ✦ Corporate Governance
- ✦ Alternative Dispute Resolution