



## David W. Hardymon

Partner | Columbus Office

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Mr. Hardymon is a partner in the Vorys Columbus office and a member of the litigation group. His practice focuses on commercial litigation, particularly in energy-related fields, such as oil and gas contract disputes, royalty litigation, landfill controversies, and environmental contamination claims.

### Career highlights include:

- Extensive civil, criminal and appellate litigation experience
- Serving as lead counsel in over 40 jury trials
- Serving as co-counsel with John Keller of the Vorys firm in the successful prosecution of an oil and gas case that resulted in what was then the largest arbitration award ever received in the Midwest Region of the American Arbitration Association
- Serving as lead counsel for plaintiff in a superfund cost recovery action that resulted in a multi-million dollar arbitration award.

Mr. Hardymon is admitted to practice before state and federal courts in Ohio, Kentucky and West Virginia, as well as before the United States Supreme Court. He is a member of the Ohio State Bar Association, the West Virginia Bar Association, the Kentucky Bar Association and the Columbus Bar Association.

Mr. Hardymon received his J.D. from Capital University Law School and his B.A. from Bowling Green State University. He is a frequent lecturer on legal ethics and royalty litigation.

Mr. Hardymon is an Ohio State Bar Foundation Fellow and a Columbus Bar Foundation Fellow. He is the former editor of the Columbus Bar Association publication *Lawyer's Quarterly* and a mentor in the Ohio Supreme Court's Lawyer to Lawyer mentoring program.

Before joining Vorys, Mr. Hardymon served as a Senior Assistant Prosecuting Attorney for Franklin County, Ohio from 1976 to 1981.

### Practice Areas

Energy and Utilities  
Litigation

### Industries

Colleges and Universities  
Energy and Utilities  
Oil and Gas

### Education

Capital University Law School,  
J.D., 1976  
Bowling Green State University,  
B.A., 1971

## David W. Hardymon (Continued)

### Publications

"Sixth Circuit Holds that Kentucky Follow the 'At the Well' Rule," *Ohio Oil and Gas Association Bulletin*, March 2011

"Pennsylvania Supreme Court Defines 'Royalty': Approves Post-Production Costs and Net-Back to the Wellhead Calculation of Royalty," *Ohio Oil and Gas Association Bulletin*, March/April 2010

"Reports from the Courthouse - Appalachia," *Private Oil and Gas Royalties: The Latest Trends, Developments, and Challenges in Oil and Gas Royalty Litigation*, Paper No. 1B, Page No. 1B-1 (Rocky Mt. Min. L. Fdn. 2008).

"An Overview of Commercial Arbitration," *Eastern Mineral Law Institute*, 1993 (14 E. Min. L. Inst. 8-1)

David W. Hardymon, et.al., "Practical Legal Ethics in Ohio: Issues and Answers," *National Business Institute*, 2000-2001

"Adrift on the Implied Covenant to Market: Regulation By Implication," *Energy & Mineral Law Institute*, 2003 (24 Energy & Min. L. Inst. 207)

### Professional and Community Activities

Supreme Court of Ohio "Lawyer to Lawyer" Mentoring Program, Mentor

### Honors and Awards

*The Best Lawyers in America*, Commercial Litigation, 2011-2012

*The Best Lawyers in America*, Ethics and Professional Responsibility Law, 2012

*Columbus CEO*, Top Lawyers in Columbus, 2010-2011

AV Peer Review Rated in Martindale Hubbell

*Ohio Super Lawyers*, Business Litigation, 2004-2006, 2012

Listed in *Who's Who*, and *Who's Who in American Law*

Fellow of the Columbus State Bar Foundation

Fellow of the Ohio State Bar Foundation

### Teaching/Speaking Engagements

American Corporate Counsel Association, Ohio Chapter Seminar on Corporate Communications (2010)

## David W. Hardyman (Continued)

Rocky Mountain Mineral Law Foundation Institute on Private Royalty Litigation (2008)

Ohio Oil & Gas Association Technical and Special Issues Conference (2008)

American Association of Petroleum Landmen, Mike Benedum Chapter Annual Meeting (2006)

Energy and Mineral Law Foundation 24th Annual Institute (2003)

Eastern Mineral Law Foundation 14th Annual Institute (1993)

### Bar and Court Admissions

Kentucky

Ohio

West Virginia

U.S. Supreme Court

U.S. Court of Appeals for the Fourth Circuit

U.S. Court of Appeals for the Sixth Circuit

U.S. District Court for the Northern District of Ohio

U.S. District Court for the Northern District of West Virginia

U.S. District Court for the Southern District of Ohio

U.S. District Court for the Southern District of West Virginia