

# STUART WILLIAMS

Attorney, Of Counsel

swilliams@hensonefron.com | (612) 252-2814

“I apply wisdom, experience, tenacity, and compassion to achieve client goals and outcomes consistent with high ethical standards.”

## ABOUT ME

**I take time to understand your issues and goals. I am straightforward and give my advice based on a thorough evaluation of the facts, the law, the cost associated with each alternative, and your best interests.**

I represent a broad cross-section of individuals and businesses of all sizes, both plaintiffs and defendants. My practice focuses on:

- business litigation ranging from non-compete agreements to trade-secret disputes;
- environmental and toxic tort matters, including clean-up or remediation of contaminated property or release of hazardous chemicals; and
- professional discipline matters involving licensing and credentialing.

I have extensive experience representing healthcare professionals, including doctors, nurses, dentists, and psychologists in disciplinary proceedings. Having served on numerous health licensing boards and as a government regulator, I have chaired or reviewed more than a thousand decisions. I know how the licensing board works and the applicable laws, and I possess the unique perspective of having been on both sides.

I am grateful to receive referrals, including those from opposing attorneys. My work is founded on my reputation for being honest, fair, cooperative, tenacious and ethical.

## RESULTS

- American Prairie Const. Co. v. Hoich, 560 F.3d 780 (8th Cir. 2009) (alleged breach of settlement agreement and guaranty in an ethanol plant bankruptcy proceeding)
- Pentair, Inc. v. Wisconsin Energy Corp., 545 F.Supp.2d 917 (D.Minn. 2008) and 2009 WL 2960738 (D. Minn.) (breach of warranty regarding adequacy of worker compensation reserves in the sale of pump manufacturing companies)
- Uckun v. Minnesota State Bd. Of Medical Practice, 733 N.W.2d 778 (Minn. App. 2007) (due process challenge to disciplinary proceedings by board of medical practice)
- Hypro, LLC v. Reser, 2004 WL 2905321 (D.Minn.) (action enforcing employee non-compete and non-disclosure agreements on behalf of pump manufacturer)
- Burnsville Sanitary Landfill, Inc. v. Edward Kraemer & Sons, Inc., 2004 WL 1465828 (D.Minn. 2004) (alleged breach of warranty in connection with the sale of landfill)
- WTM, Inc. v. Henneck, 125 F.Supp.2d 864 (N.D.Ill. 2000) (fraud and breach of warranty in connection with the purchase of metal fabrication business)
- Baker v. Ploetz, 616 N.W.2d 263 (Minn. 2000) (application of treble damage statute to attorney misconduct)
- In re Orthopedic Bone Screw Litigation, 1999 WL 628688 (D. Minn.); Greiner v. Sofamor, S.N.C., 1999 WL 716891 (D. Minn.); Bruzer v. Danek Medical, Inc., 1999 WL 613329 (D. Minn.) (representing medical device manufacturer in multi-district litigation regarding the design, marketing, promotion, and sale of orthopedic bone screws)
- Hawkins Chemical, Inc. v. Westchester Fire Ins. Co., 159 F.3d 348 (8th Cir. 1998) (coverage action against primary and umbrella insurers who failed to defend and indemnify insured in a toxic tort class action lawsuit arising out of chemical warehouse fire)
- Southwest Suburban Broadcasting, Inc. v. Cove Communications, Inc., 1997 WL 88948 (Minn. App. 1997) (declaratory judgment action regarding shareholder purchase agreement)
- Lund v. Kubinski, 1994 WL 396362 (Minn. App.) (alleged breach of fiduciary duty by an accountant in connection with purchase of client's stock)
- Ecolab, Inc. v. Ford, 1994 WL 510121 (Minn. App.) (enforcement of multiple non-compete agreements)
- Prestressed Concrete, Inc. v. Bladholm Bros. Culvert Co., 498 N.W.2d 274 (Minn. App. 1993) (antitrust action involving concrete pipe industry)
- Custom Coach RV, Inc. v. Gertzen, 1991 WL 90864 (Minn. App. 1991) (breach of covenant in land purchase agreement regarding underground storage tanks)
- Niagara of Wisconsin Paper Corp. v. Paper Industry Union-Management Pension Fund, 800 F.2d 742 (8th Cir. 1986) (ERISA action alleging breach of fiduciary duties by a multiemployer pension fund)
- Brown v. Weeres Industries, Inc., 375 N.W.2d 64 (Minn.App. 1985) (dispute regarding enforcement of rights under collateralized security agreement)
- Medtronic, Inc. v. Gibbons, 684 F.2d 565 (8th Cir.1982) (action enforcing employee non-compete agreement on behalf of medical device manufacturer)

## SERVICES

### Litigation

- Business Litigation
- Employment Litigation
- Environmental Law
- Non-Compete and Trade Secret Litigation

## CREDENTIALS

### EDUCATION

- J.D., with honors, University of North Carolina at Chapel Hill School of Law
- B.A., University of North Carolina at Chapel Hill

### BAR ADMISSIONS

- Minnesota
- United States District Court for the District of Minnesota
- United States Court of Appeals for the Seventh Circuit
- United States Court of Appeals for the Eighth Circuit
- United States Supreme Court

### HONORS

- Selected for inclusion in Minnesota Super Lawyers® fourteen times, including 2011–2019
- Listed in The Best Lawyers in America® 2017–2020, Commercial Litigation
- Featured in Minnesota Monthly Magazine as The Best Lawyers in America® 2019
- AV® Preeminent peer review rated by Martindale-Hubbell
- University of North Carolina Law Review

## ADDITIONAL AREAS OF FOCUS

Professional Disciplinary Procedures





HENSON EFRON

denair or medical device manufacturer)

- Sperry Corp. and its Sperry Univac Div. v. City of Minneapolis, 608 F.2d 1234 (8th Cir. 1982) (challenge to settlement of lawsuit regarding competitive bidding for computer systems)
- Berg v. Xerxes-Southdale Office Bldg. Co., 290 N.W.2d 612 (Minn. 1980) (alleged fraud in pro forma statements issued in connection with sale of limited partnership units)

## ASSOCIATIONS

### PROFESSIONAL

- Federation of State Medical Board's Bylaws Committee Member, May 2019-April 2020
- Minnesota Board of Pharmacy, 2011-present; President 2014-2018, 2020; Vice-President 2013
- Minnesota Board of Medical Practice, Public Member, 2018-present; Chair, Policy and Practice Committee, 2019
- St. Louis Park Fire Commission, 2015-present; President 2015, 2018
- Minnesota Client Security Board, 2014-present; Chair, 2019-present
- Minnesota Lawyers Professional Responsibility Board, 2007-2012; Chair, Opinion Committee, 2008-2012
- Fourth Judicial District Ethics Committee, 1999-2006; Vice-Chair, 2005-2006
- Minnesota Board of Nursing, 2010-2014; Vice-President, 2011-2014
- National Association of Boards of Pharmacy, 2011-present; Chair, Constitution and Bylaws Committee, 2018
- Minnesota Board of Psychology, 2014
- Minnesota Drug Formulary Committee, 2014-present
- American Society for Pharmacy Law
- American Bar Association, Center for Professional Responsibility
- Association of Professional Responsibility Lawyers
- American Bar Association, Sections on Environment, Energy, Resources and Litigation, and Health Law
- Minnesota State Bar Association, Section on Environmental, Natural Resources, Energy Law, and Health Law
- Hennepin County Bar Association, Section on Environmental Law
- Military Service; United States Army, Combat Engineer

## THOUGHT LEADERSHIP

### PRESENTATIONS

- "Role of Scope of Practice, Standard of Care and Permissionless Innovation in the Regulation of Pharmacy," National Association of Boards of Pharmacy Districts 6, 7 and 8 Annual Meeting, 2019
- "Civil and Criminal Liability of Officers and Directors under Environmental Laws," MILE