

# JOHN E. MALLONEE

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## **SUMMARY**

Experienced litigator and municipal lawyer, working with complex socio-political, cultural, and commercial cases. Excellent case and project management skills. Known for teamwork and clear communication. Recently involved in supervising municipal cases, including defense of 42 U.S.C. 1983, CGIA waiver, and liquor/marijuana licensing cases, as well as advising on issues related to open records and open meetings, land use, open meeting procedure, contracts, elections, and legislation. Past representation has included corporations, investors, domestic non-profit organizations, and individuals.

## **EXPERIENCE**

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### **Mallonee Mediation, LLC, Glenwood Springs, CO**

*Owner*, February 2024 – Present

- Offering mediation, arbitration, and neutral evaluation services to assist with the resolution of civil litigation and other disputes

### **Balcomb & Green, P.C., Glenwood Springs, CO**

*Of Counsel*, October 2021 – January 2024

- Litigated cases about local government issues as well as business, property & contract disputes
- Advised and mentored associate attorneys

### **City and County of Denver, Denver, CO**

*Assistant Director, Civil Litigation Section*, May 2021 – October 2021

- Supervised a team of eight involved in evaluating and defending claims against the city, primarily in civil rights and tort/CGIA issues
- Communicated data about team performance to executive leadership team

### **City of Thornton, Thornton, CO**

*Deputy City Attorney*, August 2019 – April 2021 (Interim City Attorney – Jan. 19, 2021-Feb. 23, 2021)

*Assistant City Attorney*, March 2018 – August 2019

- Litigated and managed litigation related to, 1<sup>st</sup> and 4<sup>th</sup> Amendment (*i.e.*, defense of 1983 claims), CGIA, fire dept.-related issues, and enforceability of oil and gas regulations
- Legal counsel for city for liquor-licensing and marijuana-licensing issues
- Police legal advisor, including review of policies, CCJRA/subpoenas, and IA issues
- Assisted with creation of special districts and infrastructure reimbursement agreements
- Advised with respect to new state legislation, and revised and drafted resolutions and ordinances related to various municipal topics
- Supervised, managed, and mentored assistant city attorneys

### **Mallonee Law Firm, Boulder, CO (previously Bethesda, MD)**

*Owner*, August 2007 – March 2018

- Solo practitioner in business/commercial practice in areas of litigation, financial damages, real estate/foreclosures, adversary proceedings, municipal issues, civil rights and trade secrets
- Outside general counsel for a financial firm, handling litigation, arbitration, and mediation

- Responsible for cases from initial client contact through trial and appeal; cross-examined and deposed experts and other witnesses; drafted and argued motions; negotiated settlements; supervised and managed litigation

**Ocean Tomo, LLC, Intellectual Property Merchant Bank, Bethesda, MD**

*Associate, March 2006 – August 2007*

- Performed economic analysis & prepared expert reports for intellectual property cases

**Simmons & Associates, Chartered, Bethesda, MD**

*Associate Attorney, February 2004 – February 2006*

- Argued appeals and motions, conducted depositions, second-chaired trials, and drafted motions and other papers in commercial law, real estate, trade secret, breach of contract, securities, partnerships, business law, employment law, toxic torts, defamation, and land use cases
- Drafted bylaws, operating agreements, buy/sell agreements, and offers-in-compromise for corporate and tax practice

**Gordon & Simmons, LLC, Frederick, MD**

*Independent Contractor Attorney, October 2001 – August 2002*

- Participated on team which litigated issues related to the Patriot Act, including questions of the propriety of freezing the assets of a United States non-profit corporation
- Wrote and researched for defamation, employment, and commercial contract cases

**Ittig & Ittig, P.C., Washington, DC**

*Associate Attorney, February 2000 – August 2001*

- Drafted motions and briefs regarding expert testimony, evidence admissibility and business torts
- Second-chaired at trial, prepared exhibits, researched issues, conducted depositions, wrote demand letters and opinion letters, and reviewed and drafted contracts
- Cases ranged from international arbitration to homeowner/contractor disputes

**EDUCATION**

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**Oxford University, Balliol College, Saïd Business School, Oxford, England**

*Master of Business Administration, September 2003*

- SBS Scholarship (merit scholarship) Recipient
- Balliol College graduate student environment representative

**University of North Carolina School of Law, Chapel Hill, NC**

*Juris Doctor, May 1999*

- UNC Trial Law Academy Semi-Finalist

**Franklin & Marshall College, Lancaster, PA**

*Bachelor of Arts, cum laude, May 1996*

- Dean's List, all semesters
- Hackman Scholarship (college summer research grant)

**BAR and COURT ADMISSIONS**

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Colorado, Maryland, District of Columbia (Inactive), California (Inactive)

United States District Courts for Maryland and the District of Columbia

United States Courts of Appeal for the Federal, 4<sup>th</sup>, 7<sup>th</sup>, and 10<sup>th</sup> Circuits

## **VOLUNTEER WORK**

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Garfield County Library System, Trustee and Member of Budget Committee  
Mediator, Garfield County Small Claims Court  
Alpine Legal, Pro Bono Representation  
Western Slope Mock Trial Tournament, Scoring Panelist

## **PUBLICATIONS**

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"What Patent Lawyers Can Learn from Trademark Law", ABA IPL Newsletter, Vol. 24, Number 3, Spring 2006 (with others)  
"Surveys in Patent Infringement Litigation", Patent Strategy & Management, Volume 6, Number 12, May 2006 (with others)

## **PRESENTATIONS**

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"IP Auctions – A Patent Seller's Perspective", Greater Washington DC Licensing Executives Society Lunch Meeting, March 2007 (with other)  
"Lessons for the Licensing Executive: A Review of the IP Issues that Led Beleaguered Vonage to the Brink of Bankruptcy" to the Licensing Executives Society Greater Washington, DC Chapter, November 2007.

## **ORGANIZATIONS**

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Trustee, Garfield County Library System  
Colorado Rising Municipal Attorneys Group  
Colorado Police Legal Advisor's Group, Past Member  
University Club of Denver – Past Member; Assistant 12<sup>th</sup> Night Program Director  
Judicial Appointment and Retention Advisory Commission, Thornton: Past Ex-Officio Member  
Oxford University Society of Washington, DC – Past Treasurer  
Licensing Executive Society, Washington, DC – Past Membership Coordinator

## **INTERESTS**

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Hiking: Twenty-Eight Colorado 14ers summited  
Captain of UNC-Chapel Hill ultimate frisbee team during law school  
Amateur nature photographer