

THOMAS E. CLARK JR.

PROFESSIONAL EXPERIENCE

The Wagner Law Group, A Professional Corporation, Boston, Massachusetts.
February 2015 - present

Of Counsel

- Counsel employers in all aspects of employee benefits design, implementation and compliance for all types of benefits programs, including: retirement plans, health and welfare plans and executive and incentive compensation arrangements
- Counsel retirement industry service providers in all aspects of their fiduciary duties and compliance obligations in providing services to plan sponsors, plan participants, and qualified retirement plans.
- Draft white papers for service providers concerning all aspects of ERISA
- Litigate all types of claims related to employee benefit plans, including ERISA fiduciary breach matters and benefit denials
- Editor-in-Chief of the Fiduciary Matters Blog and ERISA Litigation Index, a blog visited over 120,000 times since its first publication in March 2013 - <http://blog.fraplantools.com>

The Lowenbaum Partnership - St. Louis, Missouri. May 2014 - February 2015
Partner - Employee Benefits Team

Duties similar to above.

Washington University School of Law - St. Louis, Missouri . February 2014 - Present

Adjunct Professor of Law

Teach ERISA Fiduciary Law spring semester course to JD and Tax LL.M. students

FRA PlanTools - Charlotte, North Carolina / St. Louis, Missouri. May 2014 - Present

Outside General Counsel

- Provide legal advice regarding creation and implementation of custom fiduciary and business development solutions to retirement industry service providers
- Draft and negotiate custom software development and consulting contracts
- Negotiate and purchase E&O and fiduciary insurance

Chief Comp. Officer, Director of Fiduciary Oversight, March 2013 - May 2014
General Counsel

- Developed and provided ERISA consulting and compliance products to plan sponsors and service providers
- Taught custom ERISA training to plan sponsors and service providers
- Drafted white papers for service providers concerning all aspects of ERISA
- Developed and implemented online social media and marketing strategy
- Provided expert witness services to law firms concerning ERISA

Schlichter, Bogard & Denton - St. Louis, Missouri. July 2008 - March 2013
ERISA Associate

- Litigated complex ERISA class action cases and appeals
- Researched complex issues of law related to ERISA and state pension fiduciary law, securities laws, financial investing for institutional clients, and complex litigation
- Responsible for primary communications with clients
- Drafted affirmative and responsive summary judgment, class certification, discovery, and appellate memoranda
- Drafted affirmative and responsive written discovery
- Researched, developed, and implemented strategy for depositions including second chair participation in approximately twenty depositions of parties, Rule 26 designated experts, apex witnesses, and third parties
- Coordinated Rule 26 designated expert reports and testimony
- Experienced with document production exceeding five million pages
- Experienced with federal district and appellate court practice and pleadings

Bryan Cave, LLP - St. Louis, Missouri. Fall 2007
LL.M. in Taxation Unpaid Legal Intern

Supported Employee Benefits and Executive Compensation Client Service Group in the areas of defined contribution plans, defined benefit plans, executive compensation, COBRA, HIPAA, international benefits taxation, and securities law

Law Offices of Suzanne Brown - St. Louis, Missouri. Fall 2006
Unpaid Legal Intern - Immigration Law

National Labor Relations Board, Region 14 - St. Louis, Missouri. Summer 2006
Unpaid Legal Intern

EDUCATION

Washington University School of Law - St. Louis, Missouri May 2008

LL.M. in Taxation; Employee Benefits Focus

Washington University School of Law - St. Louis, Missouri May 2007

Juris Doctorate

Notre Dame London Law Centre - London, England Summer 2005

The College of New Jersey - Ewing, New Jersey May 2004

B.S., Economics, *cum laude*

BAR ADMISSIONS

Missouri (July 2007); Illinois (February 2008); Southern District of Illinois (October 2008); Eastern District of Missouri (September 2014)

PROFESSIONAL AFFILIATIONS

American Bar Association (2008 - present)

Missouri Bar Association (2008 - present)

Employee Benefits Association of St. Louis (2013 - Present)

Friends of Arch Grants, Founding Board Member (2013 - present)

PUBLICATIONS, QUOTATIONS, & PRESENTATIONS

- [Money market funds come under fire in spate of 401\(k\) suits](#) - *Investment News*, March 3, 2016
- [Betterment's 401\(k\) Platform Goes Live](#) - *WealthManagement.com*, January 28, 2016
- [Attorney Schlichter preps new round of 401\(k\) suits](#) - *Investment News*, January 22, 2016
- [401\(k\) suit targeting Vanguard fees could support case for active funds](#) - *Investment News*, January 12, 2016
- [Fidelity targeted in another ERISA class-action suit](#) - *Investment News*, December 17, 2015
- [SEC expected to take big step in BP company stock lawsuit](#) - *Pensions & Investments*, December 14, 2015
- [Ascension pension settlement highlights vulnerability of 'church plans'](#) - *St. Louis Post-Dispatch*, August 7, 2015

- [Historic \\$62 Million Settlement on Behalf of Lockheed Martin Employees](#) - *Business Wire*, July 20, 2015
- [ERISA experts weigh in on Tibble victory](#) - *BenefitsPro*, May 22, 2015
- [Settlements offer lessons in breach suits](#) - *Pensions & Investments*, February 23, 2015
- Published in the Journal of Pension Benefits; 401(k) Advisor; Plan Consultant
- Quoted regarding expertise in ERISA in publications such as Associated Press; Reuters; Bloomberg.com; Forbes.com; Pensions & Investments; BNA Pension & Benefits; Benefitspro.com; RIABiz.com
- Presented ERISA topics to 2013 & 2014 Center for Due Diligence Conference, Charlotte CEBS, Emp. Benefits Assoc. of St. Louis, Nationwide Insurance, C-Biz Retirement, J.P. Morgan Retirement, 2015 Unified Trust Advisor's Conference (scheduled); 2015 National Association of Pension Administrators (NIPA) Annual Conference (scheduled)