



Curtis L. Tideman

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PRACTICE AREAS

Business Litigation
General Business and Complex
Commercial Litigation
Labor & Employment

INDUSTRIES

Education

EDUCATION

Creighton University School of
Law, J.D., 1985

University of Nebraska-Lincoln,
B.A., 1982

Mr. Tideman has over twenty years of litigation experience encompassing substantive areas which include: (i) complex commercial contracts; (ii) labor and employment; (iii) trade secrets and covenants not to compete; (iv) banking litigation including guarantor liability, lender liability and debtor/creditor rights; (v) construction contracts; (vi) insurance defense and coverage issues; (vii) personal injury; (viii) product liability; and (ix) trust and estate litigation. He is a frequent speaker and writer on issues of litigation, employment and education law.

Mr. Tideman is also the manager of the firm's education law department. His education law experience includes constitutional law, collective bargaining, arbitration and due process, teacher discipline, student discipline, special education, land use, open records, open meetings, election law and other litigation involving public school districts. Mr. Tideman regularly counsels public school districts on day-to-day operation and legal issues.

Court Memberships

- Iowa
- Kansas
- Missouri
- Nebraska
- U.S. Court of Appeals for the Eighth Circuit
- U.S. Court of Appeals for the Tenth Circuit
- U.S. District Court for the District of Kansas
- U.S. District Court for the Western District of Missouri

Honors

- Selected for Missouri/Kansas *Super Lawyers*, 2010 and 2011
- Mentioned in *Chambers USA: Leading Lawyers in America*, 2009, as Labor & Employment leader for Lathrop & Gage in Kansas
- Selected among *The Best Lawyers in America*®, 2010-2012
- Martindale-Hubbell® “AV” Rating
- Assistant Editor, *Creighton Law Review*, 1984-85
- Moot Court Board, 1984-85
- Regents Scholarship Recipient, University of Nebraska-Lincoln, 1978

Professional Affiliations

- City Attorneys Association of Kansas
- Johnson County Bar Association, Board of Directors, 2007-present
- Leawood Chamber of Commerce, Government Relations Chair, 2005-present
- Blue Valley Educational Foundation, President 2001-02; Board Member 1999-2005
- Co-Chair, Children’s Mercy Hearts and Hands Auction, 2000
- Team Chair, United Way Citizen Review, 1991-93
- Kansas City Metropolitan Bar Association
- American Bar Association, Property Insurance Committee, Tort & Insurance Practice Section
- Kansas School Attorneys Associations

Reported Decisions

- *Citizens State Bank v. Henrich* (Buena Vista County, Iowa 1985) (jury verdict enforcing commercial loan guaranty against defense of forged document).
- *Hershberger v. Buena Vista County*, 391 N.W.2d, 217 (Iowa 1986) (reversing dismissal of personal injury claim based upon governmental immunity).
- *Pensacola Construction v. Tyger Construction* (U.S.D.C., E.D.Va. 1989) (\$5.6 million jury verdict based upon fraud in the inducement of a joint venture agreement).
- *Mark Twain Kansas City Bank v. Cates*, 248 Kan. 700, 810 P.2d 1154 (1991) (affirming trial court’s decision that dragnet mortgage clause on homestead did not secure bank debt).
- *K.C. Roofing Center v. On Top Roofing*, 807 S.W.2d 545 (Mo. App. 1991) (successful defense of spouse of roofing company principal from personal liability on theory of piercing corporate veil).
- *H. Wayne Palmer and Assoc. v. Heldor Industries* (U.S.D.C. Kansas 1992) (\$565,000 jury verdict in property damage/business interruption claim)

resulting from fire).

- *Wilson v. Motel 6* (Shawnee County, Kansas 1992) (defense verdict in personal injury/premises liability claim).
- *Taliaferro v. Taliaferro*, 252 Kan. 192, 843 P.2d 240 (1992) (reversing district court interpretation of spousal elective share statute).
- *Bagsby v. McCray* (Wyandotte County, Kansas 1993) (defense verdict in personal injury/premises liability claim).
- *Sansone v. Moseley*, 912 S.W.2d 666 (Mo. App. 1995) (affirming trial court judgment piercing corporate veil).
- *McGirr v. Monumental General Life Insurance Co.* (Kan. App. 1995) (affirming trial court judgment that death benefit was not payable).
- *Gear For Sports v. Mohawk Carpet* (Johnson County, Kansas 2000) (jury verdict in favor of plaintiff on claims for violation of implied warranties of merchantability and fitness for a particular purpose).
- *Caldwell-Baker Company v. Burlington Northern Santa Fe Railway* (Kan. App. 2000, docket # 82572) (affirming Wyandotte County District Court's dismissal of all tort claims arising out of use of railcars under lease).
- *Baker Group v. Burlington Northern Santa Fe Railway*, 228 F.3d 883 (8th Cir. 2000) (affirming district court's summary judgment on tort claims and dismissal of contract claims at close of all evidence) (remaining claims dismissed at trial).
- *Commerce Bank v. Blasdel* (Mo. Ct. App. 2004, docket # WD6194) (affirming Jackson County District Court's finding of tortious interference with inheritance expectancy) (believed to be the first claim for tortious interference with inheritance expectancy to withstand appeal in the State of Missouri).
- *Eubanks v. U.S.D. 512*, (2001 arbitration award) (denying grievance claiming termination without just cause).
- *Martinez v. U.S.D. 512*, (2003 arbitration award) (denying grievance claiming termination without just cause).
- *Bonner Springs U.S.D. 204 v. Blue Valley U.S.D. 229*, (Kan. App. 2004) (affirming trial court denial of injunctive relief to prevent collection of sales tax for schools).
- *Roth v. U.S.D. 512* (2005 arbitration award) (denying grievance claiming termination without just cause).
- *Caldwell-Baker Company v. Burlington Northern Santa Fe Railway* (Kan. App. 2006, docket # 93,165) (reducing jury verdict below offer of judgment in claim for breach of railcar lease).

- *Montoy v. State of Kansas*, 278 Kan. 769, 102 P.3d 1160 (2005) (reversing trial court finding that Kansas school funding formula violated Equal Protection clauses of Kansas and U.S. Constitutions).
- *Saylor v. American Media Investments* (Crawford County, KS 2006) (defense verdict on claim of fraud in promise of stock ownership).
- *Ryan v. Shawnee Mission Unified School District* (U.S.D.C. KS 2006) (defense verdict on plaintiff's claim of retaliation and constructive discharge).
- *Montoy v. State of Kansas*, 282 Kan. 9, 138 P.3d 755 (2006) (rejecting plaintiff's claim that revised funding formula failed to comply with constitutional requirements).
- *Raggett v. U.S.D. 512* (2007 arbitration award) (denying union grievance requesting interpretation of personal leave and bereavement leave under collective bargaining agreement).

Presentations

- Presenter, *Getting It Right: Practical Tips for Handling Speech Issues in the School Setting*, UMKC School of Law, November 10, 2009