



# DANNA MCKITTRICK, P.C. ATTORNEYS AT LAW

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Jeff Schmitt is an experienced advisor for individuals, closely-held businesses, lenders, and insurers in a variety of legal matters and lawsuits. He advises clients proactively to minimize risk and works strategically to reach the most desirable outcomes for clients.

**Real Estate.** Representing property owners, contractors, lenders, and homeowner associations, Jeff has an acute understanding of property and construction-related matters, including: construction disputes; contract negotiation and disputes: title; lending; liens; property easements; and indentures.

Jeff regularly represents the interests of community associations in neighborhood, condominium, and townhome developments to best equip their trustees and foster cohesive and successful communities. He is also the head of the firm's Title Litigation practice group.

**Banking and Finance.** Jeff advises and supports lenders regarding all types of lending activities including asset-based and cash flow loans, commercial mortgage loans, and equipment. His experience includes evaluating potential collateral interests, identifying risk, and documenting the entire loan transaction. When unavoidable, Jeff represents lenders and creditors in loan restructuring, workouts, bankruptcies, and foreclosures. He also defends banks in lender liability claims.

**Litigation.** Jeff has the courtroom experience to provide wise counsel to clients on when to assert their rights, leading them through litigation if necessary. Jeff litigates business and commercial disputes, title claims, professional negligence defense, and probate and fiduciary claims. Jeff has represented numerous clients in state appeals and Federal appellate courts, including successfully arguing *Naylor Senior Citizens Housing, LP, et al. v. Sides Construction Company, Inc., et al.* before the Missouri Supreme Court.

**Pension and Retirement Plans.** Representing public pension and retirement plans in disputes, Jeff has succeeded in compelling proper funding of plans to ensure long-term availability of benefits for employees and beneficiaries through litigation and negotiation. He also represents plan trustees and administrators in defending against claims arising from their fiduciary duties to the plan.

Highly respected by his peers, Jeff was recognized by The Missouri Bar Young Lawyers' Section as a "Young Lawyer You Should Know" (2010). Jeff has also been selected as a Missouri & Kansas Rising Star from 2011-2016 by Super Lawyers, a Thomson Reuters publication.

Jeff formerly served as president and board member for the Clayton Chamber of Commerce in Clayton, Missouri.

## PUBLICATIONS

### Author (a sampling):

- "You Can't Do That Anymore: Establishing and Limiting Non-Conforming Uses in Missouri," Missouri Environmental Law and Policy Review
- No Vacancy—When Bed & Breakfasts Run Afoul of Condominium Communities
- Missouri Supreme Court Upholds Foreclosure Laws

### Co-author:

- "Developments in Electronic Discovery" (2008, 2009) and "Business Torts Litigation" (2006, 2007), chapters in *Developments in Business and Corporate Litigation*, American Bar Association

## COMMUNITY INVOLVEMENT

- Clayton Chamber of Commerce: former president and board member
- Graduate of Leadership Clayton, 2006
- Lutheran Church of the Resurrection, former board member

## RECOGNITION

- Missouri & Kansas Rising Stars, 2011-2016
- "Young Lawyer You Should Know" (2010), The Missouri Bar Young Lawyers' Section



## Jeffrey R. Schmitt

Principal

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## AREAS OF PRACTICE

- Civil, Commercial & General Litigation
- Condominiums & Community Associations
- Bankruptcy & Creditor's Rights
- Construction Industry
- Fiduciary Litigation
- Government-Related Litigation (Public Pension)
- Professional Malpractice Defense
- Real Estate
- Title Litigation
- Transportation

## EDUCATION

- J.D., University of Missouri School of Law (2003)
- B.A., *magna cum laude*, St. Louis University (2000), Dean's List, Certificate in Modern and Classical Language (French), Recipient of Psi Chi Research Award (National Honor Society in Psychology)
- International Association of Defense Counsel (IADC) Trial Academy (2007)
- Missouri Organization of Defense Lawyers (MODL) Trial Academy (2005)

## ADMISSIONS

- Missouri
- Illinois
- U.S. District Court, Eastern District of Missouri and Southern District of Illinois
- U.S. Court of Appeals, Eighth and Tenth Circuits

## ASSOCIATIONS

- The Missouri Bar
- Illinois State Bar Association
- Transportation Lawyers Association (TLA)
- National Association of Public Pension Attorneys (NAPPA)
- Community Associations Institute (CAI) Heartland Chapter
- Missouri Bankers Association