Appellate advocacy demands a specialized approach, which can be quite different from the approach taken before a lower court. The most successful trial attorney oftentimes is unfamiliar with the intricacies demanded for appellate practice and procedure. Frost Brown Todd’s (FBT) appellate attorneys are uniquely skilled and experienced to handle the many issues faced on appeal before the appellate courts.

Our practitioners also possess a comprehensive understanding of the complex legal framework of administrative rules, regulations and statutes. Review of adverse administrative decisions differs markedly from conventional appellate practice—timing and procedural challenges are unique and errors are often fatal. Our attorneys have broad expertise in appealing administrative decisions, many having begun their careers as lawyers in administrative regulatory agencies.

FBT attorneys excel not only in arguing appeals of right, but in formulating the best possible argument to increase the likelihood of discretionary review.
Preparation for an appeal begins before trial. FBT’s appellate advocates collaborate with trial and administrative lawyers to reduce risk by:

» Identifying issues to present in pretrial motions.
» Crafting jury instructions.
» Ensuring evidentiary rulings are preserved for appeal.
» Drafting post-trial motions.

Preparation is also the key to a successful appeal. Our appellate advocate group knows the trial record and how to strategically integrate the record into legal arguments.

The decisions of appellate courts have important consequences for businesses as those decisions guide trial courts in future cases. FBT’s appellate advocates work closely with firm clients to better understand their business and how a decision may affect their business moving forward.

The most difficult legal problems require more than knowledge of the facts and the law—problems that require thinking creatively about the law. Our appellate advocates have participated in numerous landmark cases that establish laws important for FBT client and related industries, such as finance and banking, energy and utilities, healthcare, manufacturing, governmental entities, regulated business and others.

Our experienced team of attorneys understands the appellate court systems. Three of our appellate advocates have been inducted as Fellows in the American Academy of Appellate Lawyers. Several have written extensively on appellate practice and procedure, and many began their careers as law clerks for appellate judges.