

Michael M. Fisher Photo

## Michael M. Fisher

Member

### Charleston Office

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**Michael M. Fisher is a Member and the former Chair of the Firm's Litigation Practice Group. His practice involves a wide array of complex litigation matters, from white collar crime, class actions, commercial litigation, product liability, professional liability, and personal injury defense, to handling cases on appeal. Mike works out of the Firm's office in Charleston, West Virginia.**

One of Mike's specialties is conducting internal client investigations and handling white collar criminal matters. He received a Bachelor of Science degree in Business Administration from West Virginia University in 1983. In 1986, he obtained his law degree with honors from New York Law School and received the American Jurisprudence Award for Excellence in Agency and Partnership. In 1990, Michael became an Assistant U.S. Attorney for the Southern District of West Virginia, engaging in the prosecution of organized crime, white collar crime, and major fraud. In 1991, he received the Department of Justice Special Achievement Award.

Mike has an impressive track record in arguments before the court, having argued numerous appellate cases before the United States Court of Appeals for the Fourth Circuit and the Supreme Court of Appeals of West Virginia. He also is an active member of the legal community, having been a member of the West Virginia State Bar, the West Virginia State Bar Association, the Defense Research Institute, the Defense Trial Counsel of West Virginia, the Kanawha County Bar Association, the Cabell County Bar Association, and the American Bar Association. Mike served as a member of the Board of Governors for the Defense Trial Counsel of West Virginia from 2002 to 2007 and as the organization's president from 2006 to 2007.

Mike cherishes time with his family, and tries to make time to travel. Mike also is a history buff and a consummate sportsman. He enjoys shooting shotguns – sporting clays, skeet, trap. He's a former West Virginia Sporting Clays State Champ. Add to that bird hunting, golfing, basketball, football, and boating. He also played competitive baseball until he retired at age 50.

This means no matter where you challenge Mike, be prepared to take on a tough and seasoned competitor.

## Awards

- Named the *Best Lawyers*® Charleston, West Virginia Criminal Defense: White Collar "Lawyer of the Year" (2022)
- *West Virginia Super Lawyers*® for General Litigation Law (2008-2009, 2013-2019)
- *The Best Lawyers in America*® for Criminal Defense: White-Collar (2011-2022)
- American Jurisprudence Award for Excellence Agency and Partnership (1986)
- Department of Justice Special Achievement Award (1991)
- DRI Exceptional Performance Citation (2006)
- Martindale-Hubbell: AV Preeminent Rated

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## Notable Legal Experience

- Extensive civil and criminal trial experience in federal and state courts
- Has also argued numerous appellate cases before the United States Court of Appeals for the Fourth Circuit and the Supreme Court of Appeals of West Virginia

## Work History

- Jackson Kelly PLLC (2007-Present)
- Offutt Fisher & Nord (1993-2007)
- Assistant United States Attorney, Southern District of West Virginia (1990-1993)
- Jenkins Fenstermaker (1986-1990)

## Practices

- Class Action & Complex Litigation
- Commercial Litigation
- Litigation
- Product Liability Litigation
- Professional Liability, Errors & Omissions

## Industries

- Banking
- Coal
- Energy
- Insurance
- Health Care

## Education

- New York Law School (J.D., 1986)
- West Virginia University (B.S. in Business Administration, 1983)

## Admissions

- West Virginia (1986)
- U.S. Court of Appeals, Sixth Circuit (2016)
- U.S. Supreme Court (2004)
- U.S. District Court, Northern District of West Virginia (2001)
- U.S. Court of Appeals, Fourth Circuit (1990)

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- U.S. District Court, Southern District of West Virginia (1986)
- West Virginia Supreme Court of Appeals (1986)

## Professional Organizations

- Defense Trial Counsel of West Virginia, Past President (2006-2007)
- Defense Trial Counsel of West Virginia, Officer (2003-2007)
- Defense Trial Counsel of West Virginia, Board of Governors (2002-2007)
- Defense Research Institute
- Cabell County Bar Association
- American Bar Association
- Kanawha County Bar Association
- West Virginia State Bar Association

## Speaking Engagements & Publications

- Presenter with **Robert G. McLusky** and **Douglas J. Crouse**, "Conventional and Unconventional Warfare: The Increasing Criminalization of Both Clearly Wrong and Seemingly Ordinary Activities in the Mineral Industries," EMLF 36th Annual Institute (2015)
- Presenter, "Fraud Investigations from the Defense Perspective," WV Financial Fraud Investigators (2015)
- Presenter, "Responding to Federal Investigations," WV Banking Association (2016)

## Community

- United Way
- WV Clays, Inc.
- Edgewood Country Club
- WV Men's Senior Baseball League