

Fred Wahrlich



Shareholder [Houston](#)
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Education

J.D. from South Texas College of Law Houston *magna cum laude*

- *South Texas Law Review* (Associate Editor in Chief)
- Order of Barristers
- Order of Lytae
- South Texas Board of Advocates (Executive Director)

B.A. from Texas A&M University - Central Texas with highest honors

Bar Admissions

Texas

United States Court of Appeals for the Fifth and Eleventh Circuits

United States District Court for the Arizona

United States District Court for the Eastern, Northern, Southern and Western Districts of Texas

Related Practices

Environmental

Condemnation & Eminent Domain

Environmental Litigation

Litigation

Overview

Fred has represented individuals and businesses for more than 30 years in a wide variety of business and commercial litigation matters, including complex contract disputes, fraud, business torts, energy litigation, business divorces, real estate disputes, Uniform Commercial Code violations, banking and financial service litigation, as well as multi-district litigation. Fred has served as Assistant General Counsel for an independent oil and gas company and currently serves as General Counsel to three Firm Clients who are companies serving real estate development, logistics and transportation and a children's charity.

Although his business litigation practice is varied, many of Fred's recent cases involve disputes between Lenders and Borrowers, fiduciary duty disputes, complex contract/business tort disputes over real estate, mineral interests and environmental responsibilities.

While Fred maintains an active litigation practice, he understands his clients need more than a good litigator. They need an attorney who is both capable of going to trial as well as resolving disputes efficiently and cost-effectively. Fred is dedicated to client service, and makes an effort to learn his clients' businesses, which in turn enable him to provide better, more customized legal advice to protect critical business interests.

Fred's wife, Janet, is also an attorney as well as a real estate developer. Their son, John David, is an Eagle Scout and graduate of Texas A&M University.

Appellate
Arbitration
Director & Officer Litigation
Energy Litigation
Financial Institution Litigation
Health Care Litigation
Insolvency Litigation
Real Estate Litigation
Warranty

Related Industries

Financial Services
Energy
Health Care
Real Estate
Retail

Achievements

H Texas Magazine – Lawyers for People (2009); Top Lawyers (2009-2014)

Madison Who's Who (2006-2016)

Martindale-Hubbell[®] AV Preeminent[®], Peer Review Rated[™]; Judicial Review Rated[™]

Thomson Reuters – Texas Super Lawyers (2006-2007, 2013-2018); Texas Super Lawyers, Corporate Counsel Edition (2008)

Memberships

Alliance for Children & Families (Former Director)
Bar Association of the Fifth Federal Circuit
Boys & Girls Harbor (Director and Chair of Board Selection and Officer Nominations Committees; former Chairman of the Board)
Houston Bar Association, Litigation Section
Houston Bar Foundation (Sustaining Life Fellow)
Joyful Toyful Fiesta, Inc. (Chairman of the Board and President)
State Bar of Texas, Bankruptcy, Business Law, Health Law, Litigation and Oil, Gas and Mineral Law Sections
Texas Accountants and Lawyers for the Arts
Texas Bar Foundation (Life Fellow)
The College of the State Bar of Texas
Theater Under the Stars (Former Director)

Clerkship

Justice Sam Bass, First Court of Appeals, Houston

(Briefing Attorney, 1984-1985)

US Army, JAGC Specialist Five Lawyer's Assistant (Army Service Ribbon, Overseas Service Ribbon and Army Commendation Medal with Oak Leaf Cluster, 1977-1982)

Experience

Financial Institution Litigation

Defended a financial institution for lending practices resulting from the alleged misuse of collateral owned by a third party and claims for damages of \$1.5 MM resulting in a summary judgment that Plaintiff take nothing.

Non-Profit Dispute + Appeal

Represented an incorporated non-for-profit organization against the City of Morgan's Point regarding the use and development of property owned by the Charity, resulting in a settlement of \$5.5 MM to the Charity.

Energy + Banking Representation

Represented an individual in a dispute with her limited partners and lenders over the obligations of the other limited partners to meet their financial obligations for the debts and banking obligations in excess of \$20 MM in an oil field services company.

Energy + Banking Representation

Represented a family business in structuring its business and advising on protections of the various businesses from the obligations of the other family businesses and relationships with lending institutions.

Environmental Litigation

Represented a chemical company in a bench trial for the collection of \$1.2 MM incurred by the property owner in the cleanup of its property.

Warranty Disputes

Represented companies in their pursuit of various high dollar collection matters, resolution of disputes over the quality of services and resolution of warranty disputes.

Fiduciary Litigation

Represented a Director in a fiduciary duty lawsuit arising from claims of insolvency and guarantee obligations.

Engineering Representation

Represented an engineering services company that provided services to a company in Nigeria recover for its services and costs of collecting for those services.

Energy Litigation

Represented oil and gas producers in contractual matters including disputes arising from joint operating agreements, partnership agreements, contracts and royalty ownership and payments.

Financial Institutions Litigation

Represented financial institutions in lender liability, check kiting and loan practices.

Health Care Litigation

Representing a large, independent provider of health care services in a variety of disputes including claims arising out of vendor obligations, commercial disputes, physician contracts, fraud, bankruptcy, real estate and business torts.

Health Care Litigation

Represented a not-for-profit cardiology and heart surgery center in evaluating changes in the work status of full time employees to volunteer employees. It was a systematic risk that the Firm evaluated and reported upon at the highest level.

Health Care Litigation

Represented a multi-facility local health system in disputes with various doctors concerning potential Stark and Anti-Kickback evaluations arising out of construction defects of lease space, fair market value of lease rates, lease obligations and contractual obligations arising from the lease of equipment.

Health Care Litigation

Represented a local hospital system in disputes including claims arising out of vendor obligations, commercial disputes, physician contracts, fraud, bankruptcy, real estate and business torts.

Health Care Litigation

Representing a doctor in disputes concerning his investments in various medical projects.

Newsroom

Speech: Ethically Handling FCA Investigations, Litigation and Whistleblowers

In The News: Inside the Massive New Mixed-Use Project Planned in Pflugerville

Press Release: Seventeen Munsch Hardt Attorneys Included on 2018 Texas Super Lawyers List

Press Release: Seventeen Munsch Hardt Attorneys Recognized as 2017 Texas Super Lawyers

Speech: Advising the Board in Fraud and Abuse Investigations

Press Release: Munsch Hardt Congratulates its 14 Texas Super Lawyers

Press Release: Thirteen Munsch Hardt Attorneys Recognized as 2015 Texas Super Lawyers

Speech: Realtor's Trial Team: Cross Examination of Defendant's Witness

Press Release: Munsch Hardt Shareholders Biskamp, Koks and Wahrlich Recognized as Houston's Top Lawyers

Speech: Deposition Skills

Speech: Board of Directors: Outside Counsel Report

Press Release: Munsch Hardt Attorneys Recognized as 2014 Super Lawyers

Press Release: Munsch Hardt Attorneys Recognized as Houston's Top Lawyers 2014

Press Release: Munsch Hardt Attorneys Named Top Lawyers in 2013 By H Texas Magazine

Press Release: Munsch Hardt Attorneys Named Top Lawyers

Press Release: Two Munsch Hardt Lawyers Named Among Houston's Top Lawyers

Press Release: Munsch Hardt Shareholders Named Texas Business Litigation Super Lawyers

Press Release: Munsch Hardt Shareholders Named Texas Business Litigation Super Lawyers