Arizona has thousands of good lawyers. Paul Eckstein is not just a good lawyer; he's a great lawyer. Clients seek out good lawyers. Great lawyers always have a reception room full of clients waiting to talk to them. The bar and the judiciary recognize good lawyers. The bar and the judiciary honor great lawyers. He focuses his practice on civil litigation, appeals, legal malpractice, constitutional law, Indian law and the law of politics.\footnote{https://www.perkinscoie.com/en/professionals/paul-f-eckstein.html} He is a highly sought after mediator and arbitrator, and teaches Constitutional Law at the \textit{Sandra Day O’Connor College of Law at Arizona State University}.\footnote{https://isearch.asu.edu/profile/2940148} He graduated from Pomona College, \textit{cum laude, Phi Beta Kappa}, in 1962. The State Bar of Arizona admitted him to practice, following his graduation from Harvard Law School in 1966. It’s all history from that point to now.

\section*{Professional Recognition}

His professional recognition list suggests that he neither sleeps, nor rests.

- State Bar of Arizona “Member of the Year,” 2018\footnote{Established in 1996, the Member of the Year Award is presented by the Board of Governors to an attorney who has rendered extraordinary contributions to the programs and activities of the State Bar in the prior year. Hundreds, even thousands, of the Bar’s members contribute their time and talent to the work of the Bar, but this award is limited to an individual whose contributions are exceptional. \url{https://www.azbar.org/aboutus/leadership/boardofgovernors/statebarannualawards/memberoftheyearaward/}}
- American College of Trial Lawyers, Fellow, 2010\footnote{The American College of Trial Lawyers (ACTL) is composed of preeminent members of the Trial Bar from the United States and Canada and is recognized as the leading trial lawyers organization in both countries. Fellowship is extended only by invitation, after careful investigation, to those experienced trial lawyers who have mastered the art of advocacy and whose professional careers have been marked by the highest standards of ethical conduct, professionalism, civility and collegiality. Membership is limited to only those trial lawyers who are unquestionably and eminently qualified, in addition to being regarded as the best in their state/province. Qualifications must include high ethical and moral standards, as well as excellent character. Consideration for Fellowship also requires lawyers must be actively engaged in trial work as their principal activity for a minimum of 15 years. \url{https://www.actl.com/home/membership}}} 
- Sandra Day O’Connor College of Law at Arizona State University Gold ’n Gavel Award, 2016
• Ranked by Chambers USA, as “America’s Leading Commercial Litigation Lawyers,” 2003 - 2019
• Listed in The Best Lawyers in America 1983 - Present: Appellate Practice; Arbitration; Bet-the-Company Litigation; Commercial Litigation; Ethics and Professional Responsibility Law; Gaming Law; Litigation - Antitrust; Litigation - First Amendment; Litigation - Intellectual Property; Media Law; Mediation; Native American Law
• Listed in Benchmark Litigation’s Guide to America’s Leading Litigation Firms and Attorneys as a "Local Litigation Star" in Antitrust and Commercial Litigation
• Ninth Circuit Court of Appeals "John P. Frank Award," 2011
• Arizona Advocacy Network "Defender of Democracy Award," 2011

5 The Chambers Guide to the top Lawyers and Law Firms in the USA - Jurisdictions and Practice Areas
Chambers USA covers all the states in the USA. We also have regional rankings in a number of states, including New York, California, Pennsylvania and Missouri, with plans to introduce more in the future.

In every state, we rank the leading law firms in at least four areas of law: Corporate / Commercial, Labor & Employment, Litigation, and Real Estate. In most states we cover more than four areas of law, so that the guide overall covers over 50 different practice areas /sectors on a state and national level.

Rankings at state-level are based upon the location in which a firm or lawyer practices regardless of where their clients are located or where their deals and cases take place. https://chambers.com/guide/usa?publicationTypeId=5

6 The Best Lawyers in America was first published in 1983. Since then, the same tried and tested peer review process has been used consistently for more than thirty years. While the scope and scale of this publication has dramatically grown over the past three decades, the core mission of Best Lawyers to highlight the top legal talent in America has remained the unchanged. Learn more by visiting our Company History and Methodology pages. https://www.bestlawyers.com/America

7 Now in its 12th year of publication, Benchmark exclusively covers the litigation and disputes market in North America, covering the US, Canada, Latin America and, most recently, Europe and the Asia-Pacific region. The original publication, Benchmark Litigation—the definitive guide to America’s leading litigation firms and attorneys—is the only publication to focus exclusively on US litigation. Learn more about our Methodology or Contact Us.

Since the brand’s inception in 2008, which then focused solely on the US commercial litigation market, the Benchmark line of publications now include coverage of the Canadian, Latin American, European, and Asia-Pacific litigation markets. https://www.benchmarklitigation.com/general/about

8 The award was established in 2003 by the Judicial Council of the Ninth Circuit in memory of the late John P. Frank of Arizona, a distinguished attorney, author, law professor, civil liberties advocate and legal historian. See, https://en.wikipedia.org/wiki/John_Paul_Frank

9 Arizona Advocacy Network and Foundation is the premiere defender of democracy and democratic institutions in Arizona. We fight to protect and expand access to the ballot, and to ensure fair and open elections and courts by supporting Arizona’s Clean Elections and Merit Selection systems. We believe that a truly fair democracy, in which every Arizonan has a genuine ability to participate. https://www.azadvocacy.org/
• Maricopa County Bar of Association "Hall of Fame," 2009
• "Burton Award for Legal Writing," 2008
• American Jewish Committee "Judge Learned Hand Award," 2007
• Arizona Foundation for Legal Services and Education "Walter E. Craig Distinguished Service Award," 2004
• Arizona Center for Law in the Public Interest "Public Interest Law Award," 1989
• "Jewish National Fund Tree of Life Award," 1986

The Hall of Fame was created in 2008 through the MCBA by then-president, Hon. Glenn Davis. It seeks to honor in perpetuity those remarkable individuals who have built the legal profession in this county and beyond, who have made extraordinary contributions to the law and justice, and who have distinguished themselves at the highest levels of public service. The Hall of Fame's goal is also to preserve and foster the legal profession's history in our county and to showcase these best and brightest lights to the larger community. Their biographies and images are currently displayed in the Maricopa County Justice Museum and Learning Center, housed on the sixth floor of the Historic Maricopa County Courthouse. [https://maricopabar.org/index.cfm?pg=HallofFame](https://maricopabar.org/index.cfm?pg=HallofFame)

The Burton Awards program is run in association with the Library of Congress and co-sponsored by the American Bar Association. The awards are generally selected by professors from Harvard Law School, Yale Law School, Stanford Law School, and Columbia Law School, among others. Judge Richard Posner of the Seventh Circuit Court of Appeals, Judge Alex Kozinski of the Ninth Circuit Court of Appeals, and Judge Carol Corrigan of the Supreme Court of California are honorary members on the board of directors. In addition, U.S. Senators Cornyn, Bennett, Crapo, and Casey are also honorary members. Each year, an elite number of Legal Writing Award winners are chosen from partners at the largest law firms in the nation, as well as Law School Award winners. Other Burton Awards are presented annually which include the "Book of the Year Award," and "Outstanding Contributions to Legal Writing Education Award." Even awards to lawyers in the military are given at the event. The award ceremonies are annually held at the Library of Congress in Washington D.C. Prominent officials who have been guest speakers at the event have included Supreme Court Justice Stephen Breyer, Justice Antonin Scalia, Justice Ruth Bader Ginsburg, Justice Sonia Sotomayor and Justice John Paul Stevens (retired). [https://en.wikipedia.org/wiki/Burton_Awards_for_Legal_Achievement](https://en.wikipedia.org/wiki/Burton_Awards_for_Legal_Achievement)

Judge Learned Hand Award. The Judge Learned Hand Award is the highest honor American Jewish Committee bestows on members of the legal profession. Established in memory of a legendary figure, Judge Learned Hand, Senior Judge of the United States Court of Appeals for the Second Circuit from 1924 to 1951. [https://www.ajc.org/news/award-dinners](https://www.ajc.org/news/award-dinners)

Awarded to the attorney who has manifested adherence to the highest principles and tradition of the legal profession and service to the public in the community in which he/she lives. [https://www.azflse.org/azflse/competition_awards/awards/walter craig.cfm](https://www.azflse.org/azflse/competition_awards/awards/walter craig.cfm)

The Arizona Center for Law in the Public Interest (ACLPI) is a private, non-profit, public interest law firm dedicated to ensuring government accountability and protecting the legal rights of Arizonans. Our firm has represented the people of Arizona on issues that affect us all, including clean air and water, access to education and school finance reform, open government, healthcare, consumer rights, campaign finance reform, and the protection of our public lands and natural resources. Since 1974, the Center has fought for individuals and groups who lack the power or money to take on big business and big government. [https://aclpi.org/about-us/](https://aclpi.org/about-us/)

Jewish National Fund Tree of Life Award. The award recognizes leaders of achievements and innovations in industry, government and education. Past awardees have included individuals who have made diverse contributions from Isaac Stern, to Arthur G. Cohen, Donald Trump and Susan Polgar. Past presenters of the award have included Margaret Thatcher and Shimon Peres. [https://en.wikipedia.org/wiki/Jewish_National_Fund_Tree_of_Life_Award](https://en.wikipedia.org/wiki/Jewish_National_Fund_Tree_of_Life_Award)
Professional Leadership

In the legal world, leadership is not based on family, firm, or marketing skills. It is an acquired personal trait and a practical skill. There are inside jokes about minders, binders, and grinders in large law firms, but it takes all of that to lead a firm. Paul Eckstein is an unquestioned leader precisely because he knows what it takes to lead both individuals, teams, and entire organizations. His leadership skills are evident in these associations:

- **Arizona Town Hall**, Member, Board of Directors, 2002 - 2006
- **The Morrison Institute for Public Policy**, Member, Board of Advisors, 2001 - 2005

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16 The ACLU is our nation’s guardian of liberty, working daily in courts, legislatures and communities to defend and preserve the individual rights and liberties that the Constitution and laws of the United States guarantee everyone. To defend the Constitution and keep America safe and free, the ACLU of Arizona needs the support of every Arizonan who cares about protecting our precious civil liberties. [https://www.acluaz.org/en/about/our-mission](https://www.acluaz.org/en/about/our-mission)

17 The Arizona Press Club is a nonprofit organization of professional reporters, editors, photographers and designers from publications across the state. Our goal is to promote excellence in journalism through an annual contest, training seminars, scholarships and networking events. Journalists are considered eligible to compete in the Arizona Press Club contest or join the board if they work in the production of news for any Arizona newspaper, online news site, periodical or news service whose primary purpose is to inform the public rather than to sell products or promote a business, government, nonprofit organization or ideology. [http://azpressclub.org/about/](http://azpressclub.org/about/)

18 [https://www.superlawyers.com/](https://www.superlawyers.com/)

19 Martindale-Hubbell is an information services company to the legal profession that was founded in 1868. The company publishes the Martindale-Hubbell Law Directory, which provides background information on lawyers and law firms in the United States and other countries. [https://www.martindale.com/](https://www.martindale.com/)

20 Arizona Town Hall educates, engages, connects and empowers people to resolve important issues through consensus, not division, using a process based on respectful dialogue that values diverse perspectives, builds relationships and fosters leadership development. [http://aztownhall.org/About_Us](http://aztownhall.org/About_Us)

21 Morrison Institute for Public Policy is an Arizona State University resource for objective policy analysis and expertise. Morrison Institute researches public policy issues, informs policy makers and residents, and advises leaders on choices and actions. [https://morrisoninstitute.asu.edu/](https://morrisoninstitute.asu.edu/)
• National Board of Directors, *Lawyers’ Committee for Civil Rights Under Law*, Member, 2000 - present

• *Phoenix Children’s Hospital*, Chair, 1996 - 1997; Board of Directors, 1983 - 2005

• *Ninth Circuit Judicial Conference*, Lawyer Representative, 2000 - 2002

• *Rhodes Scholarships*, Arizona Selection Committee, Chair, 1989 - 1995; Member 1998 - 2002; Region VIII Selection Committee, Chair, 1996 - 1997

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22 The Lawyers’ Committee for Civil Rights Under Law, or simply the Lawyers’ Committee, is a civil rights organization founded in 1963 at the request of President John F. Kennedy. Its mission is to secure equal justice for all through the rule of law by enlisting the leadership of the private bar. While the Lawyers’ Committee works to stop all civil rights violations, the majority of its work targets the inequities that confront African Americans and other minorities. [https://lawyerscommittee.org/](https://lawyerscommittee.org/)

23 Phoenix Children’s has provided hope, healing and the best healthcare for children since its creation in 1983. We provide hope, healing and the best healthcare for children and their families.

Our Vision
Phoenix Children’s will be the premier regional pediatric center in the Southwest, nationally recognized as one of the best for pediatric care, innovative research and medical education. We will:
Offer the most comprehensive pediatric care services in the Southwest, providing a full range of services solely dedicated to children.
Be recognized for innovative research supported by leading clinical trials of new treatment and diagnostic methods.
Be recognized for providing advanced education and training for clinical providers.
Be known as an effective advocate for Arizona’s children. [https://www.phoenixchildrens.org/about-us/mission-values](https://www.phoenixchildrens.org/about-us/mission-values)

24 The Ninth Circuit Judicial Conference meets annually pursuant to Section 333 of Title 28 of the United States Code. The court of appeals for each circuit shall provide by its rules for representation and active participation at such conference by members of the bar of such circuit. The Order of the Judicial Council of the Ninth Circuit sets forth three purposes of the conference: 1. To consider the business of the courts in the Ninth Circuit. 2. To advise means of improving the administration of justice in the Ninth Circuit. 3. To assist in implementing decisions made by competent authority as to the administration of the business of the courts in the Ninth Circuit. [https://www.ca9.uscourts.gov/judicial_council/judicial_council.php](https://www.ca9.uscourts.gov/judicial_council/judicial_council.php)

25 The Rhodes Scholarship is an international postgraduate award for students to study at the University of Oxford. It was established in 1902, making it the first large-scale program of international scholarship. The Rhodes Scholarship was founded by English businessman and politician Cecil John Rhodes, to promote unity between English-speaking nations and instill a sense of civic-minded leadership and moral fortitude in future leaders irrespective of their chosen career paths. Although initially restricted to male applicants from countries which are today within the British Commonwealth, as well as Germany and the United States, today the Scholarship is open to applicants from all backgrounds and from across the globe. [https://www.rhodeshouse.ox.ac.uk/](https://www.rhodeshouse.ox.ac.uk/)

Arizona Center for Law in the Public Interest, Board of Directors, 1974 - 1983; President, 1980 - 1982. [https://aclpi.org/]

The Law Society of Arizona State University, President.

Education, Related Employment, Bar and Court Admissions

He taught seminars at Pomona College (Free Expression—1991) and (The Fiction of American Politics—1997). He is a longtime member of the Sandra Day O’Connor College of Law Adjunct Faculty; he taught Professional Responsibility in 1996, and has taught Constitutional Law from 2016 through 2019.

Litigation

One of the law’s oldest proverbs—“He that goes to law holds a wolf by the ear” might be apropos Paul Eckstein’s trials and appeals. His law firm bio lists thirty-nine significant cases he tried or won on appeal won from 1973 to 2019. They involve these legal issues: Breach of contract, fiduciary

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26 Pomona College was incorporated on October 14, 1887, by a group of Congregationalists who wanted to recreate “a college of the New England type” on the West Coast. Instruction began the next year in a small, rented house in the city of Pomona. Throughout its history, Pomona College has educated students of exceptional promise. We gather individuals, regardless of financial circumstances, into a small residential community that is strongly rooted in Southern California yet global in its orientation. Through close ties among a diverse group of faculty, staff and classmates, Pomona students are inspired to engage in the probing inquiry and creative learning that enable them to identify and address their intellectual passions. This experience will continue to guide their contributions as the next generation of leaders, scholars, artists and engaged members of society to fulfill the vision of the College’s founders: to bear their added riches in trust for all. [https://www.pomona.edu/about/pomona-college-mission-statement]

27 The Law Society of Arizona State University was incorporated on Dec. 12, 1966 by Inaugural Dean Willard Pedrick to provide financial support for the ASU College of Law. See, Arizona State Corporation Commission dkt 6348, page 320, dated 12 December 1966. The ACC Entity # is 00701763. It was replaced on or about 2003 by the ASU Council of 100. Mr. Eckstein may have been the last President of the Law Society and the first president of the Council of 100.


duty and trade secrets; software licensing; antitrust and monopoly; accounting and legal malpractice; municipal bonds and funding; Indian law; election law; environmental law; water law; political law; state and federal constitutional law; insurance bad faith; tax law; judicial nominating systems; liquor law; redistricting law; gubernatorial line-item veto law; impeachment law; media law; state and federal constitutional law. He tried cases and argued appeals in state and federal courts in Arizona, California, Delaware, and Nevada.

While all his cases were of vital importance to his clients, seven cases of state and national importance are illustrative of the breadth and strength of his trial skills.

1. **Fairchild Camera and Instrument Corporation v. Data General Corporation Antitrust Litigation.** Counsel for Fairchild Camera and Instrument Corporation in a claim under § 1 of the Sherman Act and § 3 of the Clayton Act relating to Data General’s software licensing practices. The case settled favorably after reinstatement of a liability verdict and entry of a broad injunction, with a $52.5 million payment to client.30

2. **Standard Chartered PLC v. Price-Waterhouse LLP.** Counsel for Price-Waterhouse in post-trial proceedings, on appeal, and on remand. The case involved questions of first impression under the Arizona Securities Act and various common law theories. The Arizona Court of Appeals overturned a $338 million accountant malpractice verdict and directed judgment for Price Waterhouse on all but a single claim, which was settled on remand.31

3. **Paul E. v. Courtney F.** Co-counsel for Paul E., a parent designated as the sole legal decision-maker for L, a son with gender identification issues, where the Arizona Supreme Court held that the family court could limit Paul E.’s authority only as necessary to prevent endangering L’s physical health or significantly impairing L’s emotional development. In ruling for Paul E., the Court also held that the family court exceeded its statutory authority by appointing specific treatment professionals for L and otherwise limiting Paul E.’s sole legal decision-making authority.32

4. **Dobson v. State of Arizona.** Counsel for Members of Commission on Appellate Court Appointments. The Supreme Court invalidated under the Arizona Constitution a state statute that would alter the judicial nomination system, and awarded attorneys’ fees under the private attorney general doctrine.33


30 490 F. Supp. 1089 (N.D. Cal. 1980); 529 F. Supp. 801 (N.D. Cal. 1981); 734 F.2d 1336 (9th Cir. 1984).


32 Arizona Supreme Court, Case No. CV-18-0111-PR, April 25, 2019.

33 Arizona Supreme Court, Case No. CV-13-0225-SA, 2013.

6. **Meyers v. Bayless, et al. and Arizonians for Clean Elections**. Appellate counsel for Arizonians for Clean Elections. The Arizona Supreme Court held a ballot initiative to establish the Citizens Clean Elections Act complied with State constitutional requirements and should be placed on the general election ballot.\(^{35}\)

7. **Mecham v. Gordon, et al.** Counsel for Board of Managers of the Arizona House of Representatives in impeachment of Governor Evan Mecham. Arizona Supreme Court denied Mecham's petition to enjoin the Arizona Senate from sitting as a Court of Impeachment.\(^{36}\)

### Publications

Paul wrote or co-authored four law review articles. (1) *Presidential Pardon Power: Are There Limits, and, If Not, Should There Be?*\(^{27}\) (2) *The Tornado: A Tribute to Maria Salapska*.\(^{38}\) (3) *What Didn't Make It Into the Arizona Constitution?*\(^{39}\) (4) *The Debate Over Direct Democracy at the Arizona Constitutional Convention*.\(^{40}\)

### In His Own Words

Paul Eckstein, the consummate appellate lawyer, is often invited to make speeches, remarks, addresses, allocutions, keynotes, salutations, orations, valedictory summations, and one or two sermons. His published bio lists twenty such presentations between January 2014, and May 2019.\(^{41}\)

The range of topics is a gauge of his intellectual and personal interests: Jewish Contributions to Modern Arizona Politics; ASU Federalist Society—Voter Protection Act; Constitutional Restraints on Presidential Power; Limits on Media and Elections; Appellate Standards of Review; Trump's Pardon of Sheriff Joe Arpaio; Rights of Reservation Indians to Vote and Hold Office; Negotiation Lessons from the

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\(^{40}\) 48 Arizona Attorney Number 6, Page 32. February 2012.

In 2010, the Arizona Capitol Times said, “Eckstein is one of the most renowned constitutional attorneys in the state and the go-to lawyer for the Arizona Democratic Party. And during his four-decade career at the prestigious law firm Perkins Coie Brown & Bain, Eckstein has played major roles in some of Arizona’s biggest cases and most heated political debates.”

Ibid.