



Marc F. Kirkland



E-mail: mkirkland@qslwm.com

Phone: 214-560-5454

Practice Areas:

Commercial Litigation
Consumer Financial Litigation & Compliance
Dispute Resolution
Financial Litigation
Real Estate

Education:

University of Virginia School of Law, J.D.
2004

University of Texas at El Paso, B.A.,
2001, cum laude

Admitted to Practice:

State Bar of Texas

U.S. Court of Appeals for the Ninth
Circuit

U.S. District Courts for the Eastern,
Northern, Southern, and Western
Districts of Texas

U.S. District Court for the Northern
District of Florida

U.S. District Court for the Eastern and
Western Districts of Arkansas

U.S. District Court for Colorado

Practice Description

Marc Kirkland is a partner and a member of Quilling's Consumer Financial Litigation team. Marc's practice is primarily focused on defending financial institutions, consumer reporting agencies, background check companies, creditors, debt collectors, and other companies against claims under the FCRA, FDCPA, TCPA, TILA, ECOA, RESPA and other federal and state statutes. He counsels companies on corporate compliance issues related to various consumer finance laws. Marc also represents corporations, partnership, and individuals in complex business litigation matters, including contract disputes, tortious interference, and real estate claims.

Representative Experience

- Regularly evaluates and provides guidance to clients regarding the FCRA, FDCPA, TCPA, and various state consumer protection laws. Represents national consumer reporting agency in various jurisdictions throughout the country.
- Obtained multiple summary judgments on behalf of clients in litigation brought by consumers alleging violations of the FCRA, defamation, invasion of privacy and other state law claims in various jurisdictions throughout the country.
- Obtained favorable settlements on behalf of clients in various jurisdictions throughout the country for claims brought under consumer financial protection statutes.
- Represented a national financial institution in lawsuits throughout the country for claims related to mortgage foreclosures. Represents and defends various clients in civil litigation matters before federal and state courts throughout the country.

Publications, Seminars, and Cases

- Navigating Duties Under the FDCPA and TCPA - Are You Exposed?, Texas Association of Bank Counsel's 41st Annual Convention (September 2017)
- Avoiding Consumer Protection Pitfalls, Strasburger's Second Annual Consumer Financial Litigation Symposium (August 2017)
- FDCPA and TCPA Litigation & Issues, National Credit Union Collections Alliance 3rd Annual Conference (March 2017)
- Navigating a Credit Union's Duties Under the Fair Credit Reporting Act, National Credit Union Collections Alliance (March 2017)
- Best Practices in Credit Reporting, Strasburger's Annual Consumer Financial Litigation Symposium (June 2016)
- FCRA Litigation & Issues, American Collectors Association of Texas Conference (March 2016)
- FDCPA and the FCRA Enforcement Actions, Violations (CFPB v. Hanna), Litigation Trends, Background Screening Procedures and Violations of the FCRA, Proper Notices and Disclosures as a Debt Collector under the FDCPA, and Related Privacy Issues, American Conference Institute's National Forum on Consumer Finance, Class Actions and Litigation (April 2016)
- Update on Debt Collection and Credit Reporting Litigation and Enforcement Actions: Effective Defense Strategies for New and Emerging Claims and Government Enforcement Actions Arising

from the FDCPA and FCRA, American Conference Institute's
National Forum on Consumer Finance, Class Actions and
Litigation (April 2015)

Awards & Honors

Named Texas Super Lawyers' Rising Star by Thomson Reuters (2007, 2010)

Presentations

Navigating Duties Under the FDCPA and TCPA - Are You Exposed?, Texas
Association of Bank Counsel's 41st Annual Convention (September 2017)

Avoiding Consumer Protection Pitfalls, Strasburger's Second Annual Consumer
Financial Litigation Symposium (August 2017)

FDCPA and TCPA Litigation & Issues, National Credit Union Collections
Alliance 3rd Annual Conference (March 2017)

Navigating a Credit Union's Duties Under the Fair Credit Reporting Act,
National Credit Union Collections Alliance (March 2017)

Best Practices in Credit Reporting, Strasburger's Annual Consumer Financial
Litigation Symposium (June 2016)

FCRA Litigation & Issues, American Collectors Association of Texas Conference
(March 2016)

FDCPA and the FCRA Enforcement Actions, Violations (CFPB v. Hanna),
Litigation Trends, Background Screening Procedures and Violations of the
FCRA, Proper Notices and Disclosures as a Debt Collector under the FDCPA,
and Related Privacy Issues, American Conference Institute's National Forum on
Consumer Finance, Class Actions and Litigation (April 2016)

Update on Debt Collection and Credit Reporting Litigation and Enforcement
Actions: Effective Defense Strategies for New and Emerging Claims and
Government Enforcement Actions Arising from the FDCPA and FCRA, American
Conference Institute's National Forum on Consumer Finance, Class Actions and
Litigation (April 2015)

Focus of Practice

Commercial Litigation

Consumer Financial Litigation

Financial Litigation & Dispute Resolution

Real Estate

Professional/Civic Activities

Frisco Education Foundation - Board of Directors (2011-2014)

Frisco Urban Forestry Board - Member (2008-2014)

University of Texas at El Paso Alumni Association - Member

Leadership Frisco Class XI - Graduate (2008)

United States Navy (1992-1997)

Achieved the rank of E-5 with Honorable Discharge

Served on two Western Pacific Deployments with HS-4 while onboard the USS Carl Vinson and USS Kitty Hawk

Attached to VAQ-33 at NAS Key West