ANDREW P. LYCANS

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OVERVIEW

Andy Lycans is the head of the firm's Oil and Gas and Intellectual Property practices. Andy has represented clients on both the state and federal levels with regard to such oil and gas issues as the Dormant Mineral Act, the Marketable Title Act, and whether wells remain held by production. Andy also assists clients with the registration of trademarks and copyrights, and the enforcement or defense of administrative and court actions regarding such intellectual property rights. Andy also has extensive experience with a broad range of probate and trust litigation, and has tried a number of will contest actions. In addition, Andy handles general business litigation matters for clients.

Prior to joining the firm, Andy served as a judicial law clerk to the Honorable Samuel H. Mays, Jr., U.S. District Court, Western District of Tennessee, Western Division at Memphis.

PRACTICE AREAS

CORPORATE AND BUSINESS

- TRADEMARK AND COPYRIGHT PROSECUTION AND LICENSING

ESTATE PLANNING, PROBATE, AND TRUST ADMINISTRATION

- PROBATE AND TRUST LITIGATION

LITIGATION

- APPELLATE LITIGATION
- COMPLEX AND CLASS ACTIONS
- OIL & GAS LITIGATION
- TRADEMARK AND COPYRIGHT LITIGATION

EDUCATION

The University of Michigan Law School, *cum laude*, University of Michigan Law Review, Articles Editor

The University of Akron, B.A., *summa cum laude*

ADMISSIONS

Ohio

U.S. District Court, Northern District of Ohio

U.S. District Court, Southern District of Ohio

U.S. District Court, Western District of Michigan

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United States Court of Appeals for the Sixth Circuit

United States Court of Appeals for the Federal Circuit

United States Supreme Court

CERTIFICATIONS

Judicial Law Clerk to the Honorable Samuel H. Mays, Jr, U.S. District Court, Western District of Tennessee

EXPERIENCE

- State ex rel. Claugus Family Farm, L.P. v. Seventh District Court of Appeals, Case No. 14-0423, Supreme Court of Ohio, 145 Ohio St. 3d 180 (2016). Original action brought in the Supreme Court on behalf of an oil and gas lessor seeking writs of prohibition and mandamus against the Seventh District Court of Appeals based upon the Seventh District's failure to provide notice to absent members of the class before issuing order affecting the lessor's property rights in a class action. The Supreme Court of Ohio granted an alternative writ. After briefing and argument, the Supreme Court declined to issue writs of prohibition and mandamus for technical reasons, but declined itself to toll the oil and gas leases of absent class members during the pendency of the action as the Seventh District had done.
- Eisenbarth v. Reusser, Case No. 13 MO 10, Seventh Appellate District, Monroe County, 18 N.E. 3d 477 (2014). In action representing reserved mineral interest owner, the Seventh District decided in a matter of first impression that an oil and gas lease constitutes a title transaction and savings event under the Dormant Mineral Act.
- Calame v. Treece, C. A. No. 07CA0073, Court of Appeals of Ohio, Ninth Appellate District, Wayne County, 2008-Ohio-4997 (2008). In an action representing siblings contesting their mother's will and trust documents leaving vast majority of estate to brother, the Ninth District affirmed jury finding that will and trust documents were the result of undue influence.

RECOGNITIONS

- Ohio State Bar Foundation, Community Service Award for Attorneys 40 & Under for District 10, 2012

AFFILIATIONS

- Federal Bar Association
- Ohio State Bar Association
  - Ohio State Bar Association Board of Governors, District 10
  - Ohio State Bar Association Council of Delegates, District 10
  - Ohio State Bar Association Leadership Academy, Graduate

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- Wayne County Bar Association

IN THE COMMUNITY

- Leadership Wooster Graduate
- United Way of Wayne and Holmes County, Trustee (2009-2015)

PUBLICATIONS

- *An Assignment by Any Other Name: Contingent-Fee Agreements as Partial Assignments of the Claim*, Note, 101 Mich. L. Rev. 1102 (2003)
- *Cyberdemons*, Book Review, 101 Mich. L. Rev. 1925 (2003)

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