

**CANDIDATE BACKGROUND INFORMATION**  
**All responses will be made available to the public**

**Name**

Richard F. McNally

**Name as it will appear on ballot**

Richard F. McNally

**Community in which you live**

Flushing

**Education**

List each college and law school attended, including dates and degrees received.

Northwestern University, Evanston, IL, 1971-72

Universidad Internacional Menendez Pelayo, Santander, Spain, 1972

University of Michigan-Flint, 1972

University of Michigan-Ann Arbor, 1973-75, B.A. *Cum Laude*

Detroit College of Law, 1976-1978, Juris Doctor, *Cum Laude*

**Post-law school Continuing Legal Education:**

Prosecuting Attorneys Association of Michigan, Basic Training Course, Michigan State Police Academy, 1979

Northwestern University, Short Course for Prosecuting Attorneys, 1979

Dozens of CLE courses and seminars (SBM, ICLE, MAJ, etc.) relative to technical subjects, professional development and substantive and procedural law, 1980 to present

Wrightslaw Special Education law training

SCAO Civil Mediator Course, Oakland Mediation Center, 2006

**Employment Record**

List all law related jobs.

Collins, Wascha & McNally, formerly Collins, Stecco, Wascha & McNally, Flint, 1982 to present. Partner since 1992. Civil litigation.

McNally Mason Agency, formerly Carl E. Mason Agency, Flint, 2013 to present. Owner. Surety bonding agency.

Frank McNally, Inc; Dover Agency, Inc; Flushing, 1982-1996. Corporate Counsel for family Chevrolet/Buick automobile dealership and insurance agency.

Genesee County Circuit Court, 1981-82. Judicial Advisory Assistant to Hon. Robert M. Ransom. Crawford County, Michigan 1979-80. Assistant Prosecutor.

Kent & Davis, Grayling, Michigan, 1976-81. Law Clerk, then Associate, general civil practice.

**Judicial Offices held**

Chronological. Indicate jurisdiction and whether the position was appointed or elected.

None.

**Public Office held**

List any non-judicial public office held, including terms of service and whether the position was appointed or elected.

Crawford County, Michigan 1979-80. Assistant Prosecutor (appointed).

Genesee County Circuit Court Mediator/Case Evaluator 1980's-present (appointed).

Genesee County Probate and Circuit Court, *Guardian Ad Litem*, 2006-present, review settlements for wrongful death and injury to minors and the disabled (appointed).

City of Flushing, Michigan Parks and Recreation Committee, 2016-present, (appointed).

### **Honors and Awards**

List any scholarships, honorary degrees, or other public acknowledgments.

Genesee County Bar Association

2005 Case Evaluator of the Year

2017 Herb Milliken Professionalism and Civility Award

Flint Trial Lawyers Association

2015 Advocate of the Year

### **Professional Affiliations**

List all bar associations and professional organizations of which you are or were a member, including dates of membership. Indicate whether you have served as an officer, committee chair, committee member of any bar association, or professional organization.

State Bar of Michigan, 1979-present

ADR Focus Group, 2011

Section memberships at various times:

Negligence Law Section

Litigation Section

Aviation Law Section

Master Lawyers Section

Prosecuting Attorneys Association of Michigan, 1979-80

Genesee County Bar Association, 1982-present

Bench and Bar Committee

ADR Task Force, 1992-93

Subcommittee on Mediator Fees and Certification, 1993

Chair, Subcommittee on Cost Containment, 1993-94

Chair, Mentoring Committee, 1996-97

Speaker's Bureau

Probate Committee

Frequent presenter at annual seminars

Inns of Court, Centennial Chapter, 2013-present

Presentations include Appellate Advocacy, Oral Advocacy, Mentoring

Michigan Association for Justice, 1982-present

Flint Trial Lawyers Association, 1980's-present

Board member and Secretary

### **Other Licensure**

Michigan Department of Insurance and Financial Services, 2013-present:

Surety Resident Producer  
Limited Lines Property and Casualty  
Federal Aviation Administration  
Private Pilot License, 1983-present

### **Court Admission**

List all courts in which you have been admitted to practice, those dates, and an explanation of any lapse of membership.

Admitted to State Bar of Michigan, 1979

Admitted to U.S. District Court, E.D. of Michigan, 1979

Admitted to U.S. Sixth Circuit Court of Appeals, 1986

Admitted to U.S. Court of Federal Claims, 2005

### **Published Writings**

List the title, publishers, and dates of books, articles, reports or other material you have written.

#### PUBLICATIONS

Author, "Autism and the Courts" State Bar of Michigan *Disabilities Project Newsletter*, December, 2005

Co-Author (with Teresa Ridley), "Proving Noneconomic Damages in Non-Wage Earner Wrongful Death Cases" *MAJ Journal*, Summer, 2015; *Michigan Bar Journal*, July, 2016

Numerous published submissions to *GCBA Bar Beat*

#### SAMPLE APPELLATE PUBLISHED OPINIONS

*Stephenson v Associated General Ins Co*, 148 Mich App 1 (1985)

*Massachusetts Indemnity & Life Ins Co v Thomas*, 206 Mich App 265 (1994)

### **Five Year Practice History**

A. Did you appear in court regularly, occasionally, or not at all?

In the last 39 years, I have appeared in court regularly.

B. What percentages of these appearances was in: federal courts, state courts of record, other courts?

Federal, less than five percent; state, over 95%.

C. What percentage of your litigation was civil or criminal?

100%.

D. State the number of cases you tried to verdict or judgment (rather than settled) in courts of record, indicating whether you were sole counsel, chief counsel or associate counsel.

I have tried to completion dozens of cases, mostly before a jury, throughout the state in the last 39 years, mostly as sole counsel, but some earlier in my career as associate counsel. I have completed multiple cases resolved through arbitration hearings in lieu of trial. I have also completed between one and two dozen appeals to the Michigan Court of Appeals and Supreme Court. In addition to trials, I have handled hundreds of Circuit Court cases short of trial, principally in Genesee County, including discovery,

- motion practice (including summary disposition), mediation, case evaluation and facilitation.
- E. What percentage of these were jury or non-jury.  
Approximately 90% jury, 10% non-jury.
- F. If you believe the responses to A-E do not reflect yours experience, please describe any experience which you consider the equivalent of trial experience.

### **Law Related Teaching**

Have you ever taught a law course at a college or law school? Please detail.  
In the late 1980's I taught a real estate law class at Mott Community College.

### **Endorsements**

List all organizations that have endorsed your candidacy.  
International Brotherhood of Teamsters Local 332.  
Endorsement from the Michigan Association for Justice is pending.

### **Pro Bono Activities**

Describe any pro bono community services activities in which you have engaged.  
Boy Scouts of America Tall Pines Council, Career Advising Committee 1982-85.  
Operation Brush-Up Flint, 1991-93.  
Consortium on Child Abuse and Neglect Speaker's Bureau, 1995-96.  
Flint Community Schools Special Education Department, Facilitator for Individualized Education Program meetings, 1990's-2000's.  
The Valley School, Flint, 1994-2004, Counsel, Trustee, Treasurer and President.  
Autism Society of Michigan, 1996-2006, Counsel, Board of Directors and President.  
Autism Support Group of Genesee County (now Autism Support and Resource Center), 2005 to present, Founding Board Member and General Counsel.  
The Disability Network, Presentations on MiAble accounts, 2017.

### **Disciplinary Action**

Have you ever been admonished, reprimanded, suspended, disbarred, or otherwise disciplined or cited for breach of ethics or unprofessional conduct by any court, administrative agency, bar association, disciplinary committee or other professional group?  
No.