



Mark H. Tyson

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Services

Consumer Finance Litigation & Compliance, Financial Institution Regulatory, Finance, Creditors' Rights & Bankruptcy, Appellate,

Mark is a member of the firm's Financial Services Litigation practice group where he focuses his practice on defending claims under the Truth-in-Lending Act, the Home Ownership and Equity Protection Act, the Real Estate Settlement Procedures Act, the Fair Credit Reporting Act, The Telephone Consumer Protection Act, the Equal Credit Opportunity Act, the Civil Rights Act, and state law. Mark is known for tailoring litigation strategies to best suit the needs and objectives of clients.

Mark represents consumer finance companies, credit card issuers, national and state banks, and other consumer financial services providers in federal and state civil litigation as well as regulatory matters throughout the Southeast. He also represents lenders and other financial services providers in unfair and deceptive trade practices claims by federal and state regulators, in addition to advising clients on the latest state and federal court laws in the areas of mortgage servicing, credit cards, auto finance, retail consumer loans, and debt collection. Additionally, Mark represents creditors in bankruptcy and adversary proceedings.

Mark has successfully enforced arbitration agreements in well over 1,000 matters and has handled hundreds of appeals in the Fifth Circuit, Sixth Circuit, Eleventh Circuit, and the Mississippi Supreme Court.

Mark is a member of the Conference on Consumer Finance Law, the Short-Term Loan Bar Association, and the Consumer Financial Services Committee of the American Bar Association. Following law school, Mark served as a law clerk for Chief Justice Armis E. Hawkins of the Mississippi Supreme Court.

Publications

- Fifth Circuit Finds Jurisdiction Over Post-Award Proceedings Under FAA
- Fifth Circuit Holds That Class Arbitration is a Gateway Issue For Courts, Not Arbitrators

- Fifth Circuit Holds Procedural Unconscionability Determination Was From Judge, Not Arbitrator, Despite Delegation Clause
- Fifth Circuit Takes Homeowner to Task for “Abuse of the System” in Denying RESPA Claims
- Burr Alert: Fifth Circuit Holds that Statute of Limitations Extended by Cross-Collateralization Clause

Education

J.D., *cum laude*, University of Mississippi School of Law, (1994)
B.A., *with honors*, University of North Carolina, (1991)

Licensed In

Mississippi

Admitted In

U.S. Supreme Court
U.S. Court of Appeals for the Fifth Circuit
U.S. Court of Appeals for the Sixth Circuit
U.S. Court of Appeals for the Eleventh Circuit
U.S. District Court – Eastern District of Arkansas
U.S. District Court – Western District of Arkansas
U.S. District Court – Northern District of Mississippi
U.S. District Court – Southern District of Mississippi
U.S. District Court – Western District of Texas

Honors & Awards

- Martindale-Hubbell AV Preeminent™ Peer Review Rating
- *Mid-South Super Lawyers*, Banking (2010-2015)

Professional Associations

Conference on Consumer Finance Law
Short-Term Loan Bar Association
American Bar Association, Consumer Financial Services Committee

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