



**Joe Wendt is a partner in the Litigation Department in the Indianapolis office of Barnes & Thornburg.**

Joe's practice focuses on commercial disputes, with experience representing heavy equipment manufacturers, real estate development and construction companies, utilities and entities involved in energy trading.

Representative cases include:

- Obtained judgment in favor of a global manufacturer on claims that it violated the False Claims Act through purchases from an allegedly sham, minority-owned entity.
- Obtained arbitration award in favor of public utility, enforcing the terms of a wind power purchase agreement.
- Obtained judgment in favor of a global manufacturer on claims that it violated Puerto Rico's distributor protection laws.
- Obtained judgment in favor of public utility on negligence claims, through enforcement of the liability limitation in the utility's filed and approved tariff.
- Obtained summary judgment for corporate defendant on alleged minority shareholder's claims that the corporation was vicarious liable for the CEO's alleged breach of fiduciary duties.
- Obtained judgment in favor of a subsidiary of the world's largest water company on two separate consumer class actions due the exclusive jurisdiction of the relevant regulatory agency.

## T. Joseph Wendt

### Partner

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### EDUCATION

Indiana University School of Law-Bloomington, (J.D.), magna cum laude, Order of the Coif, 1996

Wabash College, (B.A.), magna cum laude

### BAR ADMISSIONS

Indiana

### COURT ADMISSIONS

Illinois Central District Court

Michigan Eastern District Court

U.S. Court of Appeals for the Seventh Circuit

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

U.S. District Court for the Southern District of Indiana

U.S. Supreme Court

### LANGUAGES

English

### PRACTICES

Business Tort Litigation (Tortious Interference)

Civil RICO Litigation

Commercial Litigation

Consumer Class Action Defense

Contract Litigation

Emerging Companies and Venture Capital

- Obtained judgment in favor of corporate defendant on purported shareholder's individual claims of fraud, constructive fraud, breach of fiduciary duty and usurpation of corporate opportunities.
- Obtained summary judgment for gasoline refiner/supplier on claims that it violated an obligation to sell gasoline to its dealers at good faith prices.
- Obtained summary judgment on claim that retail lessee violated covenants of good faith, continuous operation and to generate percentage rent when it vacated leased facility.
- Obtained arbitration award in favor of world's largest water company for breach of agreement to operate a municipal water utility.
- Obtained judgment, defeating claims that an oral contract conferred partial ownership in a large development company.

Joe has authored briefs to the United States Supreme Court and the United States Court of Appeals for the Seventh Circuit and has argued before the Indiana Supreme Court and Indiana Court of Appeals.

Joe is admitted to practice law in the United States Supreme Court; the United States Court of Appeals for the Seventh Circuit; U.S. District Courts for the Northern and Southern Districts of Indiana, the Eastern District of Michigan, and the Central District of Illinois; and the Indiana Supreme Court.

He received his B.A., magna cum laude, from Wabash College and his J.D., magna cum laude, from Indiana University School of Law-Bloomington, Order of the Coif.

Joe has been listed in *Chambers USA*, *The Best Lawyers in America* and *Indiana Super Lawyers*.

## Honors

The Best Lawyers in America, 2024

Chambers USA, 2023

Insurance Recovery and Counseling

Litigation

Non-Compete Litigation

Trade Secret Litigation

UCC Litigation

## INDUSTRIES

Agriculture and Food