

## Leslie C. Behaunek

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DES MOINES OFFICE

As a litigator focused on [business and commercial litigation](#), [financial institution](#) and [bankruptcy litigation](#), [insurance defense](#), and [appellate advocacy](#), Leslie Behaunek addresses diverse business disputes every day. “I see something new almost every day—a new challenge or a new question or a new issue,” she says. “There are similarities to what you’ve done in the past, but there is always something new that requires innovation and keeps things interesting.”

For two years after law school, Leslie honed her skills as a judicial clerk for the Honorable James E. Gritzner on the U.S. District Court for the Southern District of Iowa. She followed that with a one-year clerkship with the Honorable Jane Kelly on the U.S. Court of Appeals for the Eighth Circuit. “When you clerk for a federal judge, you are the judge’s attorney, counseling and advising them based on your legal research and analysis in the myriad cases that come before federal courts,” Leslie says. The opportunity to work on a wide variety of cases and see quality written and oral advocacy as a judicial clerk allowed Leslie to immediately put the things she learned into practice upon joining the firm.

During her time at Nyemaster, Leslie has litigated a variety of cases, including: finance lease enforcement matters; bankruptcy matters on behalf of creditors and Trustees; class actions; ERISA life, health, and disability benefits cases; ERISA and breach of fiduciary actions; health care and labor and employment claims, and general commercial disputes. Leslie currently chairs the Firm’s Appellate Practice Group and provides appellate representation before the Iowa appellate courts as well as the Eighth Circuit. She also currently serves as Co-Chair of Nyemaster’s Associates Committee.

For Leslie, involvement in outside activities expands her view of law and keeps her connected to the broader Iowa community. Leslie has actively helped guide nonprofits like the Des Moines Choral Society and has volunteered with organizations like Iowa American Legion Auxiliary Girls State—knowing she learned valuable lessons from participation in that program that shape who she is today. Leslie also enjoys mentoring current and aspiring law students and serving as an adjunct professor at Drake University Law School where she teaches Conflict of Laws.

Leslie currently serves as Chair of the Iowa State Bar Association Federal Practice Committee and Secretary for the Historical Society for the U.S. Courts in the Eight Circuit - Southern District of Iowa Branch.

## RECOGNITION

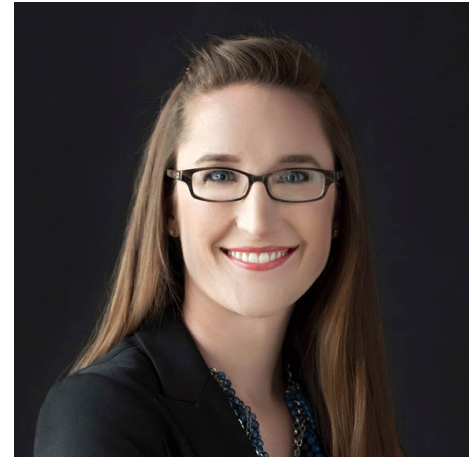
**Best Lawyers: Ones to Watch**

Appellate Practice, 2021–2025

**Great Plains Super Lawyers**

Rising Stars, 2018–2025

**Des Moines Business Record Forty Under 40**



## PRACTICE AREAS

- Litigation
- Appellate Practice
- Banks & Financial Institution Litigation
- Business & Commercial Litigation
- Class Actions
- Creditor Rights & Bankruptcy
- Employment, Labor & Discrimination
- ERISA Litigation
- Estate, Trust & Fiduciary Litigation
- Life & Disability Insurance Litigation

## EDUCATION

- Cornell College (B.A., summa cum laude, with honors)
- Drake University (J.D., with highest honors)

## BAR ADMISSIONS

- Iowa
- Admitted to practice in all state and federal courts in Iowa
- Admitted to practice before the United States Supreme Court
- Admitted to practice before the Seventh Circuit Court of Appeals
- Admitted to practice before the Eighth Circuit Court of Appeals

## PROFESSIONAL EXPERIENCE

- Adjunct Professor, Conflict of Laws, Drake Law School (2023, 2024)
- Law Clerk, Hon. Jane Kelly, U.S.

Honoree, 2018

### **Phi Beta Kappa**

### **Dwight D. Opperman Scholar**

### **Order of the Coif**

### **The Order of the Barristers**

### **Moot Court Board**

President

### **National Moot Court Team**

### **Rodney L. Hudson Senior Advocacy Award**

### **Jeffrey and Elizabeth Goodman Distinguished Advocate Award**

### **Eight American Jurisprudence Awards**

## **PROFESSIONAL & COMMUNITY AFFILIATIONS**

### **American Bar Association**

Bar Leadership Institute, 2016

### **DRI, Defense Research Institute**

### **IWIRC, International Women's Insolvency & Restructuring Confederation**

- IWIRC Midwest Network Membership Chair, 2022–present
- Member, 2020–present

### **Eighth Circuit Judicial Conference**

- 2023 Conference Planning Committee Liaison for the Southern District of Iowa
- 2021 Conference Planning Committee Liaison for the Southern District of Iowa
- 2020 Conference Planning Committee Liaison for the Southern District of Iowa

### **Historical Society for the U.S. District Court for the Southern District of Iowa**

- Secretary, 2021-present

### **Iowa State Bar Association**

- Federal Practice Committee, 2016–present
  - Chair, 2020-present
  - Vice-Chair, 2019–2020
  - Diversity Taskforce, 2018–2019
- Public Relations Committee, 2016–2021; Chair, 2017–2019
- Young Lawyers Division
  - Communications, Chair, 2013–2017
  - Diversity Committee, 2014–2016
  - Mentoring Taskforce, 2014–2016
- Young Lawyer Fast Action Taskforce, 2015–2016

### **Polk County Bar Association**

### **Polk County Women Attorneys**

- Past-President, 2018
- President, 2017

Court of Appeals for the Eighth Circuit

- Law Clerk, Hon. James E. Gritzner, U.S. District Court for the Southern District of Iowa
- Judicial Intern, Hon. James E. Gritzner, U.S. District Court for the Southern District of Iowa
- Student Intern, State of Iowa Appellate Defender's Office

- President-Elect, 2016
- Communications, Chair, 2015
- Annual CLE, Co-Chair, 2014
- Professional Development, Co-Chair, 2013
- Basket Auction, Co-Chair, 2012

### **Iowa Organization of Women Attorneys**

2012–present

### **C. Edwin Moore Inn of Court**

- Community Outreach Committee, 2015–2016
- Associate Member, 2012–2017

### **Emerge Iowa**

- Development Committee Chair, 2021
- Board Chair, 2018–2020
- Organizing Committee, 2017–2018

### **Des Moines Choral Society**

- Past-President of the Board, 2018–2019
- President of the Board, 2016–2018
- Vice President of Community Outreach, 2015–2016
- Board Member, 2012–2014, 2015–2019

### **Cornell College**

- Stoll Program for Law & Society, Alumnae Member, 2009–present
- Young Alumni Advisory Committee, Chair, 2014–2016

### **Iowa American Legion Auxiliary Girls State**

- Government Staff, 2011–2014, 2017–2018
- Counselor, 2005–2007

### **Iowa American Legion Auxiliary Girls State Alumnae Association**

- Board Member, 2011–2022
- Secretary, 2017–2018
- Secretary-Treasurer, 2014–2017

### **Women Lead Change**

Central Iowa WLC Conference Student Track Committee, 2015

### **Simpson College**

Host family for international student, 2015–2018

## **SIGNIFICANT CASES**

### ***In re: Simply Essentials, LLC, Case No. 22-2011 (Eighth Circuit, August 21, 2023).***

Represented purchaser of Chapter 5 causes of action in Chapter 7 Bankruptcy on appeal.

***Vroegh v. Iowa Department of Corrections et al, Iowa Supreme Court No. 20-0484 (Iowa 2022).*** Affirmance of summary judgment decision in favor of insurance company in case alleging violation of the Iowa Civil Rights Act.

***Ronald Rumsey v. Woodgrain Millwork, Inc. d/b/a Windsor Windows and Doors et al., Iowa Supreme Court No. 20-0135 (Iowa 2021).*** Overturning jury verdict for disability discrimination under the ICRA against employer because employee injured at work did not establish there was another job he could perform based on his lifting restriction.

***GreatAmerica v. Natalya Rodionova Medical Care, P.C., No. 19-0491 (Iowa 2021).*** Vacating court of appeals decision and affirming district court's summary judgment decision in favor of finance lease company in breach of contract case.

***In re VeroBlue Farms USA, Inc., Case No. 18-01297 (N.D. Iowa Bankruptcy Court 2019-2021).*** Represented Liquidating Trustee in Chapter 11 Bankruptcy and related adversary cases.

***In re: Fansteel Foundry Corporation, Case No. 20-6005 (U.S. Bankruptcy Appellate Panel for the Eighth Circuit, August 7, 2020).*** Represented Liquidating Trustee in Chapter 11 Bankruptcy on appeal.

***GreatAmerica v. Monge & Associates, No. 18-1233 (Iowa Ct. App., August 7, 2019).*** Affirmance of summary judgment decision in favor of finance lease company in breach of contract case.

***Venditti v. Unum Life Insurance Company et al. – No. 18-cv-25 (U.S. District Court for the Northern District of Iowa, January 17, 2019).*** Judgment upholding decision of life insurance company in ERISA appeal.

***United States et al. v. Crawford County Memorial Hospital et al. – No. 5:15-cv-4034 (U.S. District Court for the Southern District of Iowa, December 6, 2017).*** Partial dismissal and complete summary judgment for hospital in qui tam / False Claims Act case; upheld on appeal by the Eighth Circuit Court of Appeals (No. 18-1022).

***GreatAmerica v. Joan Dachs – No. LACV088300 (Iowa Dist. Ct. for Linn Cnty. November 8, 2018).*** Summary judgment in favor of finance lease company in breach of contract case.

***Krapf v. Board of Regents et al. – No. CVCV052002 (Iowa Dist. Ct. for Polk Cnty. October 28, 2017).*** Summary judgment for individual regents regarding the application of the Open Meetings Law; upheld on appeal by the Iowa Court of Appeals (No. 17-1745).

***GreatAmerica v. Plymouth Life Incorporated – No. LACV038102 (Iowa Dist. Ct. for Plymouth Cnty. October 2, 2018).*** Summary judgment in favor of finance lease company in breach of contract case.

***GreatAmerica v. Hills Drug Store, Inc. – No. LACV088818 (Iowa Dist. Ct. for Linn Cnty. September 20, 2018).*** Summary judgment in favor of finance lease company in breach of contract case.

***GreatAmerica v. Sneider – No. LACV089233 (Iowa Dist. Ct. for Linn Cnty. September 17, 2018).*** Summary judgment in favor of finance lease company in breach of contract case.

***GreatAmerica v. Lane – No. LACV088779 (Iowa Dist. Ct. for Linn Cnty. July 17, 2018).*** Summary judgment in favor of finance lease company in breach of contract case.

***Coleman v. Select Specialty Hospital - Des Moines, Inc. No. LACL134824 (Iowa Dist. Ct. for Polk Cnty. July 5, 2017).*** Judgment for employer following bench trial in action alleging violation of Iowa Drug Testing Act.

***Baldwin v. Global Atlantic Financial Group – No. 2:16-cv-00202 (U.S. District Court for the District of Utah, February 23, 2017).*** Dismissal of suit in federal court in Utah due to forum non conveniens.

**ARAG N. America, Inc. v. Turjanica, Case No. LACL133599 (Iowa Dist. Ct. 2015).** Granted motion for temporary injunction enforcing noncompetition agreement and prohibiting former employee from working for competitor or misappropriating trade secrets.

**State v. Mootz, 808 N.W.2d 207 (Iowa 2012).** Reversal and remand for new trial based on Iowa Supreme Court's holding that improper denial of a criminal defendant's peremptory strike based on a reverse-*Batson* challenge is presumptively prejudicial and requires automatic reversal.

**State v. Robinson, 817 N.W.2d 495 (Iowa Ct. App. 2012).** Reversal and remand for entry of dismissal due to violation of the speedy indictment rule.

## **SPEECHES & PUBLICATIONS**

### **"Iowa Supreme Court Business"**

Iowa State Bar Association Corporate Counsel and Trade Regulation Seminar, September 27, 2024 (Co-speaker with Logan Eliassen)

### **"We Are Expecting! The New Pregnancy Accommodation Regulations"**

Nyemaster Labor & Employment Seminar, July 10, 2024 (Speaker)

### **"Quarried Truths: An Artist's Vision Brought to Life in the New Federal Courthouse"**

Iowa Lawyer, April 2024 Issue (Author)

### **"Reflections from the Bench"**

Iowa Lawyer, December 2023/January 2024 Issue (Author)

### **"Serving With Integrity: An Interview with the Honorable William Kelly"**

Iowa Lawyer, December 2023/January 2024 (Author)

### **"Gender Transitioning: Workplace and Insurance Obligations and Best Practices"**

Client CLE, December 11, 2023 (Speaker)

### **"Law & The Workplace: Pre-Litigation Document Retention"**

Nyemaster Labor & Employment Virtual Client Webinar, November 16, 2023 (Co-speaker with Dana Hempy)

### **"Broadcasting Civil and Criminal Proceedings"**

Eighth Circuit Judicial Conference, July 13, 2023 (Moderator of panel including Chief Justice Susan Christensen, Judge Peter Cahill, and Professor Timothy Johnson)

### **"Appeal: Strategy Regarding Appeals Before the Eighth Circuit and the United States Supreme Court"**

Iowa State Bar Association Federal Practice Webinar Series, October 26, 2022 (panelist with Judge Michael Melloy and Angela Campbell; panel moderated by Megan Flynn)

### **"Improving Civility and Professionalism in the Legal Profession"**

Polk County Women Attorneys, August 31, 2022 (co-speaker with Magistrate Judge Celeste Bremer)

### **"How to Cross-Examine a Witness"**

ABI-Central States, June 24 and 25, 2022 (panelist with Judge James Ahler, Judge Brett Ludwig, Brittany Ogden, and Amy Swedberg)

**"Navigating Social Media Discovery: What Judges Need to Know About How Lawyers Should Deal with Mass Deletion of Social Media History"**

Federal Magistrate Judges Association Bulletin, June 2022 (co-author with Judge Helen Adams and Philip Favro)

**"Navigating Social Media Discovery: Steps Counsel Can Take to Address Mass Deletion of Social Media History"**

Iowa Lawyer, June 2022 (co-author with Judge Helen Adams and Philip Favro).

**"Miranda-Type Warning Not Required for Pat-Down Searches, Iowa Supreme Court Rules"**

On Brief, April 29, 2022,

***"Leaving a legacy: An interview with the Honorable Celeste F. Bremer"***

Iowa Lawyer, December 2021/January 2022.

**"Article III Judges Panel"**

Federal Practice Seminar, 2021 (moderator)

**"Navigating the Challenges of ESI Discovery: Applying Lessons Learned from DR Distributors v. 21 Century Smoking"**

Federal Practice Seminar, 2021 (panelist)

**"An Open Book: Social Media and COVID-Related Discovery Issues in Litigation"**

Women in eDiscovery CLE, 2021 (speaker)

**"Panel Discussion Regarding Attorney Service on Boards and Commissions"**

Women's In-House Counsel Group in Omaha, NE March 18, 2021 (panelist with Lisa Bertrand)

**"Remote Working, Social Media, and Discovery: Exploring Future Litigation Issues"**

Nyemaster Labor & Employment Winter Seminar January 7, 2021 (speaker)

**"Cooperation and Corporate Representative Depositions: Exploring the New 'Meet and Confer' Requirement in Revised FRCP 30(b)(6)"**

Iowa Lawyer, March 2021 issue (co-author)

**"Diversity & Ethics Panel"**

Iowa State Bar Association Federal Practice Seminar, 2020 (panelist)

**"An Open Book: Social Media and COVID-Related Discovery Issues in Litigation"**

Polk County Bar Association Solo and Small Firm Section, 2020 (speaker)

**"Federal Practice with Panel of Attorneys with Less than 15 Years of Practice"**

Iowa State Bar Association Fundamentals of Federal Practice Seminar, 2020 (panelist)

**"Gender Bias, Discrimination, and Harassment in the Iowa Legal Profession"**

Polk County Women Attorneys Annual CLE, 2020 (speaker)

**"An Open Book: Social Media and COVID-Related Discovery Issues in Litigation"**

Iowa Paralegal Association Annual Seminar, 2020 (speaker)

**"Advancing Diversity in the Workplace"**

Iowa State Bar Association Corporate Counsel and Trade Regulation Seminar, 2020

(panelist)

**"An Open Book: Social Media and COVID-Related Discovery Issues in Litigation"**

Iowa State Bar Association Annual Meeting, 2020 (speaker)

**"Gender Matters: How practitioners and judges can address and eliminate bias, harassment and discrimination in the Iowa legal profession"**

*Iowa Lawyer*, Feb. 2020 issue

**"Gender Transitioning in the Workplace: Employer Obligations and Best Practices"**

Nyemaster Labor & Employment Seminar, 2019 (speaker)

**"An Open Book: Social Media Discovery Issues in Litigation"**

Iowa State Bar Association Annual Meeting, 2019 (speaker)

**"Professional Development Panel"**

*Polk County Women Attorneys* November 13, 2018 (panelist with Elizabeth Coonan, Anjela Shutts, and Victoria Herring)

**"Gender Matters: An ongoing search for practical solutions to address and eliminate bias, harassment, discrimination in the Iowa legal profession"**

*Iowa Lawyer*, Nov. 2018 issue (co-author)

**"Gender and the Courts"**

Iowa ABOTA Annual CLE, 2018 (co-speaker)

**"Improving Civility and Professionalism in the Legal Profession"**

Polk County Women Attorneys, 2018 (speaker)

**"Gender Matters: Practical Solutions for Tackling Bias & Unprofessional Conduct in the Iowa Legal Profession"**

Iowa State Bar Association Annual Meeting, 2018 (panelist and moderator)

**"#MeToo: A Panel Discussion About Employers' Responses to Allegations of Sexual Harassment"**

Nyemaster Labor & Employment Seminar, 2018 (panelist)

**"Where Are We Now: A Legislative & Regulatory Review"**

Nyemaster Labor & Employment Seminar, 2018 (speaker)

**"Strategies to Prevent Hazing on Campus"**

Nyemaster Higher Education Seminar, 2018 (speaker)

**"Gender Bias, Discrimination, and Harassment in the Iowa Legal Profession"**

Polk County Women Attorneys Annual CLE, 2018 (co-speaker)

**"Lawyer Well-Being"**

C. Edwin Moore Inn of Court, 2018 (co-speaker)

**"#MeToo—Where Do We Go From Here?"**

Central Iowa SHRM, 2018 (speaker)

**"Gender Matters: Tackling Bias & Unprofessional Conduct Toward Attorneys, Part II"**

Iowa State Bar Association Federal Practice Seminar, 2017 (presentation coordinator)



**"The Proposed Changes to Model Rule 8.4(g)"**

Iowa State Bar Association Labor & Employment Seminar, 2017 (panelist)

**"Improving Civility and Professionalism in the Legal Profession"**

Polk County Women Attorneys, 2017 (co-speaker)

**"Gender Matters: Tackling Bias & Unprofessional Conduct Toward Attorneys, Part I"**

Iowa State Bar Association Federal Practice and Polk County Women Attorneys Joint CLE, 2017 (moderator)

**"Update on Gender Identity and Transgender Issues in the Workplace"**

SHRM, client presentations, 2016, 2017 (speaker)

**"Student debt: A battle young attorneys cannot fight alone."**

*Iowa Lawyer*, Sept. 2016 issue (author)

**"You're a Lawyer, You Should Know Better: Anecdotal Tales of Workplace Inappropriateness"**

Iowa State Bar Association Annual Meeting, 2015 (presentation coordinator)

**"Advice from the Bench to Advocates and Future Advocates"**

Polk County Women Attorneys, 2014 (panelist)