Appellate, Constitutional and Administrative Law

Our Appellate, Constitutional and Administrative Law team succeeds in major appeals for our clients in virtually every litigation forum, including before the U.S. Supreme Court, federal and state appellate courts, government agencies, and national and international arbitration panels. In addition to cases originally tried by our firm at all levels of the state and federal court systems, we frequently handle high-profile appeals for cases previously tried by other firms.

We regularly handle high-stakes, leading-edge intellectual property matters, including Section 337 matters, before the U.S. Court of Appeals for the Federal Circuit and the U.S. Supreme Court. We also have brought major Supreme Court cases for leading energy companies, and played a principal role in regulatory cases before the federal courts of appeals. In the life sciences and healthcare area, we frequently advise on matters involving state regulatory agencies, the FDA and major federal False Claims Act litigation.

Recognized for the level, complexity and number of appellate matters we handle, our Washington, D.C.-based team is co-chaired by a former Acting Assistant Attorney General for the Civil Division of the Department of Justice and includes numerous attorneys with prestigious appellate clerkships, including the U.S. Supreme Court.

Our Appellate team also provides strategic counseling and advice on legal issues well before they reach the appellate level. We are frequently retained to brief and argue constitutional and other complex legal issues in trial courts, and regularly assist clients with:

- pretrial motions;
• preparation of jury instructions;
• presentation of motions and objections during trial;
• post-trial motions; and
• pre-appellate evaluation and mediation of cases.

We also analyze pending legislation and regulations to assess their constitutionality and the viability of potential legal challenges.

Cases & Deals
General Motors Bankruptcy Advice

June 1, 2020
Prominent State Legislators File an Amicus Brief in the Supreme Court of the United States

May 5, 2020
Empire Health Foundation Wins Ninth Circuit Vacatur of Medicare Rule That Reduced Payments to Hospitals that Treat a Disproportionate Share of Low-Income Patients

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Insights

CLIENT ALERT
July 30, 2020
Trump Administration Continues to Promote Drug Importation as a Way to Lower the Cost of Prescription Drugs

ARTICLE
June 16, 2020
Do Climate Change Nuisance Suits Belong in Federal Court?

ARTICLE
May 1, 2020
Bankruptcy Appeals: Crafting Winning Arguments

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Events

SPEAKING ENGAGEMENT
October 1, 2020
Doug Henderson, TaCara Harris, Nicholas Howell to Speak at Georgia State Bar Torts Litigation Seminar

SPEAKING ENGAGEMENT
May 1, 2020
Ashley Parrish to Speak at Transatlantic Law Forum

SPEAKING ENGAGEMENT
March 13, 2018
Marisa Maleck to Speak on River Radio about CMS’s Plan
News

**IN THE NEWS**

*October 2, 2020*

Jeffrey Bucholtz, Ashley Parrish and Charles Correll submit a request on behalf of the U.S. Chamber of Commerce, the Georgia Chamber of Commerce and National Federation of Independent Business to the Supreme Court to overturn an Alabama Supreme Court ruling against the groups

**IN THE NEWS**

*September 24, 2020*

K&S represents iControl in appellate litigation

**IN THE NEWS**

*August 7, 2020*

Bruce Baber represents Google in U.S. Supreme Court arguments in a copyright dispute with Oracle