

PAUL MOGIN, PARTNER

Identified as one of 'Washington's Top Lawyers' by *Washingtonian* magazine (December 2004), Paul Mogin's practice involves both civil and criminal cases, with a special emphasis on criminal appeals and challenges to awards of punitive damages. He argued *Cleveland v. United States*, 531 U.S. 12 (2000), in which the United States Supreme Court held that the federal mail fraud statute does not reach false statements in an application for a state license. He has also argued or briefed cases in the Second, Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth, Eleventh, Federal, and District of Columbia Circuits, as well as in various state appellate courts. Mr. Mogin has written *amicus curiae* briefs for the American Bar Association in *Mohawk Industries, Inc. v. Carpenter*, 130 S.Ct. 599 (2009), and for the National Association of Criminal Defense Lawyers in *Castro v. United States*, 540 U.S. 375 (2003), and *Wyoming v. Houghton*, 526 U.S. 295 (1999). He joined Williams & Connolly LLP in 1981 and has been a partner since 1989.

Representative cases: *Bradley v. Am. Household, Inc.*, 378 F.3d 373 (4th Cir. 2004); *Swank v. Sverdlin*, 121 S.W.3d 785 (Tex. App.—Houston [1st Dist.] 2003, pet. denied); *Cleveland v. United States*, 531 U.S. 12 (2000); *United States v. Hsu*, 155 F.3d 189 (3d Cir. 1998); *Harding v. Tambrands Inc.*, 165 F.R.D. 623 (D. Kan. 1996); *Dunn v. HOVIC*, 1 F.3d 1371 (3d Cir. 1993) (en banc); *North v. Walsh*, 881 F.2d 1088 (D.C. Cir. 1989); *Washington Post Co. v. U.S. Dep't of HHS*, 865 F.2d 320 (D.C. Cir. 1989).

GOVERNMENT SERVICE

- Law Clerk, Associate Justice Thurgood Marshall, United States Supreme Court, 1982-1983
- Law Clerk, Judge Henry J. Friendly, United States Court of Appeals for the Second Circuit, 1980-1981

PUBLICATIONS

- *The Property-Rights Limitation in Mail and Wire Fraud Cases*, *The Champion*, April 2008, at 24
- *Using New Evidence of a Constitutional Violation To Get a New Trial*, *The Champion*, Sept./Oct. 2003, at 26
- *Reining in the Mail Fraud Statute*, *The Champion*, May 2002, at 12
- *Why Judges, Not Juries, Should Set Punitive Damages*, 65 U. Chi. L. Rev. 179 (1998), reprinted in *The Right to a Fair Trial* (Thom Brooks ed., Ashgate 2009)



PHONE: 202-434-5020
 FAX: 202-434-5029
 EMAIL: PMOGIN@WC.COM

PRACTICE AREAS

- Appellate
- Criminal Defense
- General Civil Litigation
- Professional Liability Defense

EDUCATION AND HONORS

- Harvard Law School, J.D., *magna cum laude*, 1980; Sears Prize, 1978; Associate Editor, *Harvard Law Review*, 1978-1979; Supreme Court Editor, 1979-1980
- Princeton University, B.A., *summa cum laude*, 1977; John G. Buchanan Prize; New York Herald Prize
- "AV-Rated" by *Martindale-Hubbell®*

BAR ADMISSIONS

- District of Columbia
- United States Supreme Court
- United States Courts of Appeals for the District of Columbia, Second, Third, Fourth, Fifth, Sixth, Seventh, Ninth, Eleventh, and Federal Circuits
- United States District Courts for the District of Columbia and Central District of Illinois

- *The Policeman's Privilege To Shoot a Fleeing Suspect: Constitutional Limits on the Use of Deadly Force*, 18 Amer. Crim. L. Rev. 533 (1981)