



Rebecca Moll Freed

Partner

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OVERVIEW

Rebecca Moll Freed is a partner and is a member of the Government Contracts and Procurement Policy practice. She is also a member of the Nonprofit, Power, and Public Policy and Law practice areas.

Rebecca's practice is truly at the intersection of law, government, and business. Through her varied practice, Rebecca focuses on helping companies successfully navigate through a myriad of complex regulatory frameworks pertaining to political contributions, pay-to-play rules, government contracting, ethics rules, lobbying requirements, and energy and utility matters. Rebecca also works extensively with trade associations, charitable organizations, social welfare organizations, issue advocacy groups, political action committees, independent expenditure only committees (Super PACs) and coalitions on governance, lobbying and political activity compliance matters. Rebecca always takes a "hands-on" approach to working with clients and views herself as an extension of the client's team.

Rebecca counsels companies on government contracting and the procurement process. She provides training and counseling to companies, in-house counsel, and corporate ethics and compliance officers seeking to maximize government contracting opportunities while assuring their compliance with the law. Rebecca provides clients with substantive counsel on pay-to-play laws and has extensive experience in assisting clients in successfully preparing and completing RFPs and RFQs for federal, bi-state, state, and local government entities. Rebecca also has experience with vendor codes of ethics, prequalification questionnaires, background qualification questionnaires, diversity in government contracting, set-asides for minority and women-owned businesses (MWBs), Disadvantaged Business Enterprises (DBEs), and public-private partnerships (P3s).

Rebecca is also a member of the firm's Government Ethics and Election Law team. She has helped clients develop enterprise-wide multi-jurisdictional compliance programs for political engagement, lobbying compliance, and gifts and entertainment. Rebecca has frequently developed these programs for clients who are government contractors with the end goal of making sure their political contributions, lobbying activities and interactions with government officials do not jeopardize their eligibility for government contracting opportunities.

In the energy and utility space, Rebecca has worked with utility companies, solar companies, and offshore wind companies on procurement matters and lobbying and political activity compliance. She has also represented clients before the New Jersey Board of Public Utilities (BPU).

PROFESSIONAL BACKGROUND

Prior to joining the firm, Rebecca served as a partner with a business-focused law firm, where she specialized in corporate political activity and nonprofits, trade associations, and tax-exempt organizations.

ACHIEVEMENTS

- ROI Influencers: Business, ROI-NJ, 2022-2024
- Outstanding Faculty Award, NBI, 2023
- ROI Influencers: Law, ROI-NJ, 2022
- Executive Women of New Jersey, Salute to the Policy Makers Award, 2022
- Best 50 Women in Business Award, *NJBiz*®, 2019
- Top Women Faculty List, *Lawline*®, 2018
- Top Women in Law Award, *New Jersey Law Journal*®, 2016
- Mary Philbrook Award, Women's Political Caucus of New Jersey, 2016
- "Women of Distinction" Class of 1994, Newark Academy, 2014
 - For contributions to the legal industry and the community
- Forty Under 40, *NJBiz*®, 2010
- Forty Under 40, *New Jersey Law Journal*®, 2008

PROFESSIONAL / CIVIC ACTIVITIES

- President, Newark Academy Alumni Board of Governors (2021 - Present)
- Member, Newark Academy Board of Trustees (2021 - Present)
- Member, New Jersey Energy Coalition (2020 - Present)
- Member, Women's Political Caucus of New Jersey (2008 – Present)
- Board Counsel, Women's Political Caucus of New Jersey (2010 - 2023)
- Trustee, Partners for Women in Justice (2011 - 2014)

SPEAKING ENGAGEMENTS

Rebecca is frequently asked to moderate and serve on panels focused on pay-to-play laws, political activity and lobbying compliance, government contracting, diversity in government contracting, energy and utility matters and non-profit compliance. Rebecca has lectured extensively on these topics for the New Jersey State Bar

Association, Lawline, National Business Institute, the New Jersey Energy Coalition, the New Jersey Alliance for Action, the Associated Construction Contractors of New Jersey, the New Jersey Bankers Association, the New Jersey Realtors® Association, the New Jersey Business & Industry Association, and the New Jersey Hospital Association.

EDUCATION

- J.D., Georgetown University Law Center, 2001
- B.A., Tufts University, 1998

ADMISSIONS

- Bar of New Jersey
- Bar of New York
- United States District Court for the District of New Jersey

THOUGHT LEADERSHIP *POWERED BY HUB*

- 16 April 2024, Trade Association Best Practices: What Your Trade Association Needs to Know (and Might Not)
- 5 December 2023, Ethical Interactions With Government and Elected Officials
- 3 October 2023, Introduction to Government Procurement

NEWS & EVENTS

- 23 January 2024, Update on Environmental and Regulatory Issues, Hosted by NJAPA
- 3 October 2023, Introduction to Government Procurement
- 26 July 2023, The New Election Law Transparency Act, Hosted by New Jersey State Bar Association
- 20 July 2023, K&L Gates Adds Government Contracts Partner in Newark

AREAS OF FOCUS

- Government Contracts and Procurement Policy
- Nonprofit Organizations
- Power
- Public Policy and Law

REPRESENTATIVE EXPERIENCE

- Provide ongoing guidance to clients on corporate and individual political activity, as well as contributions drawn upon partnership or limited liability company accounts. Review and vet potential political contributions at the federal, state, and local level. Contributions are reviewed to ensure compliance with applicable campaign-finance, procurement pay-to-play laws, and redeveloper pay-to-play laws with an eye toward maintaining eligibility for government contracting opportunities. Assist clients with RFP and RFQ Certifications and Disclosure Forms. Provide clients with guidance on lobbying law compliance and reporting. Provide guidance to companies on establishment and operation of corporate PACs at the federal, state and multi-state level.
- Assist various clients with the development, adoption, and role out of companywide policies focused on political activity, pay-to-play, government contracting, independent expenditure, lobbying, and gift rule compliance to ensure compliance with best practices and applicable law. Conduct regular interactive trainings for clients.
- Represent clients in government contracting ineligibility determinations before federal, state, municipal, and city government entities resulting from pay-to-play violations and political contribution disclosure obligations, with eye toward minimizing exposure and maintaining eligibility for government contracting opportunities.
- Represent clients before the Port Authority of New York and New Jersey Inspector General's Office in connection with developing and establishing additional compliance procedures and protocols in order to preserve eligibility for PANYNJ contracts in accordance with the requirements of PANYNJ Procurement Requirements and the Vendor Code of Ethics.
- Assisted client with long-term plan pertaining to the transition of a DBE business to ensure compliance with applicable law with the goal of maintaining DBE status and eligibility for DBE government contracting opportunities.
- Provide ongoing guidance to client with respect to RFP and RFQ requirements at the federal, state, and local level to ensure compliance with applicable law.
- Represent clients through the Integrity Monitor Process before government agencies with an eye toward maintaining compliance with relevant procurement and ethics requirements and preserving eligibility for government contracting opportunities.
- Serve as compliance counsel to large trade associations with respect to all aspects of trade association, lobbying, legislative, political, and independent expenditure activity.
- Provide guidance to regulated-industry companies on individual political activity, operation, and establishment of voluntary employee political action committees, establishment of company code of conduct related to political activity and the "Dos and Don'ts" of participating in a ballot referendum campaign in New Jersey.
- Provide guidance on the "Dos and Don'ts" of hospital political and lobbying activity by both the health system and individuals associated with the health system to ensure compliance with IRS, federal, and state requirements. Conduct trainings for key hospital staff and executives.

- Provide ongoing guidance to 501c4 social welfare organizations on the "Dos and Don'ts" of political, lobbying, issue advocacy, and independent expenditure activity.
- Provide clients with ongoing guidance on the establishment and operation of independent expenditure only committees (aka Super PACs) and the "Dos and Don'ts" on permissible independent expenditure activity.
- Provide ongoing guidance regarding MWBE Certification process in New York, New Jersey, and with the Port Authority of New York and New Jersey.
- Represent clients at the administrative level with respect to pay-to-play ineligibility determinations.
- Provide guidance on post-employment restrictions applicable to government employees.