



## Amanda R. Cashman

### Of Counsel

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## OVERVIEW

Amanda Cashman is counsel in the firm's Pittsburgh office. She currently focuses her practice on commercial and energy litigation, internal investigations, and government enforcement actions. Amanda's experience includes oil and natural gas civil and administrative litigation involving disputes related to lease terms, the calculation of royalties, surface-use disputes, and contamination allegations, as well as the representation of clients in crisis management situations. She also represents oil and natural gas clients in matters related to land use and local regulation. Amanda's commercial litigation practice also includes the representation of clients' interests in breach of contract, class action, and insurance coverage issues. Amanda has also represented health care providers in disputes with insurers related to the application of reimbursement rates and federal sequestration laws.

Amanda's government enforcement practice encompasses a variety of enforcement actions by federal and state agencies involving the False Claims Act, securities laws, allegations of mail and wire fraud, and environmental violations. Amanda has coordinated and conducted internal and special committee investigations regarding a wide variety of sensitive allegations. Amanda works actively with her clients to develop and implement cost-effective strategies to respond to enforcement allegations and investigation needs while recognizing and mitigating risks.

## PROFESSIONAL BACKGROUND

Amanda was a summer associate at K&L Gates in 2008.

## ACHIEVEMENTS

- Recognized in *Best Lawyers: Ones to Watch for Commercial Litigation*, 2022

## PROFESSIONAL / CIVIC ACTIVITIES

- United Way's Be a 6th Grade Mentor (2010-2018)
- Firm Service

- Coordinator, K&L Gates Public Interest Fellowship Program (2016 – 2018)
- Pittsburgh Hiring Committee (2020 – present)
- Pittsburgh Chair and Member of the Women in the Profession Committee (2023 – present)
- United Way of Southwestern Pennsylvania, Women's Leadership Council

## SPEAKING ENGAGEMENTS

- “What You Don't Know Can't Hurt You, Right? Ethical Considerations in Internal Investigations,” K&L Gates GC University, November 14, 2018.
- “Local Regulation Testing the Bounds of Preemption In Appalachia,” In-House Counsel Presentation, October 16, 2017.
- “Litigation and Regulatory Considerations,” Energy Industry Training Series: Oil and Gas Economics/Investing (A Practical Primer), Pittsburgh, August 29, 2013

## EDUCATION

- J.D., Duquesne University School of Law, 2009 (*summa cum laude*; *Duquesne Law Review*; *CALI Excellence for the Future Award*)
- B.S., Duquesne University, 2007 (*magna cum laude*; *Honors College*)

## ADMISSIONS

- Bar of Pennsylvania
- Bar of West Virginia
- United States Court of Appeals for the Fourth Circuit
- United States Court of Appeals for the Third Circuit
- United States District Court for the Northern District of West Virginia
- United States District Court for the Western District of Pennsylvania

## THOUGHT LEADERSHIP POWERED BY HUB

- 25 March 2020, COVID-19: There's No Place Like Home: What GCs Need You to Remember While Working Remotely
- November 2018, GC University: Ethical Engagements
- 1 December 2015, High Court Approves Amending Scheme for Orion and London and Overseas

- 2 June 2015, Pennsylvania Hospitals Successfully Challenge Sequestration Reductions

## OTHER PUBLICATIONS

- Prosecutors are Permitted to Display Admissible Weapons to Juries During Opening Statements in Pennsylvania: *Commonwealth v. Parker*. 46 Duq. L. Rev. 679 (2008).

## NEWS & EVENTS

- 18 August 2022, More Than 350 K&L Gates Lawyers Named Among 2023 Best Lawyers in America, Ones to Watch
- 19 August 2021, Nearly 300 K&L Gates Lawyers Named Among 2022 Best Lawyers in America, Ones to Watch

## AREAS OF FOCUS

- Oil and Gas
- Commercial Disputes
- Insurance Recovery and Counseling
- Internal Investigations
- Rail and Roads

## INDUSTRIES

- Energy
- Energy Disputes

## REPRESENTATIVE EXPERIENCE

### Oil and Gas Practice Experience

- Defends oil and gas operators in claims related to the calculation of royalties.
- Represents oil and gas producers in injunction proceedings in disputes related to the scope of operations and expiration of oil and gas leases, including issues related to pooling and unitization.
- Represents oil and gas operators in lease disputes with landowners regarding lease termination issues, including specifically issues related to pooling and unitization, force majeure, commencement of operations, and implied covenants, pending before both state and federal courts.

- Represented an international oil and gas producer regarding insurance coverage for damages resulting from an unanticipated loss of containment of natural gas.

### **Government Enforcement and Internal Investigation Representative Experience**

- Represented a multinational company in assisting DOJ and the Internal Revenue Service (“IRS”) investigate and prosecute a former employee who embezzled nearly \$15 million.
- Provided on-site crisis management to an international oil and gas producer, including advising on evidence collection and retention, interviewing witnesses, and interfacing with various governmental regulators and investigators.
- Conducted an internal compliance investigation for a client in the energy sector arising out of an ethics hotline complaint alleging the chief operations officer was authorizing improper promotions and salary increases based on a sexual relationship.
- Conducted a cross-border internal investigation involving evidence in the United States and France for a client in the energy sector arising out of a whistleblower complaint of management’s alleged failure to timely recognize costs in its estimate to complete a construction project for a state-owned utility.
- Investigated allegations of a multimillion-dollar fraud related to an international engineering firm’s compliance with the Generally Accepted Accounting Principles (“GAAP”) as it related to a financial position taken on certain construction claims.
- Represents corporations in responding and objecting to third-party and government subpoenas from state and federal agencies, including the Securities and Exchange Commission, and in the preparation of witnesses for interviews and deposition.

### **Other Representative Experience**

- Represents a Pennsylvania utility regarding insurance coverage for asbestos-related bodily injury liabilities and environmental liabilities and losses.
- Obtained summary judgment on behalf of a consortium of hospitals in litigation involving application of federal sequestration laws.
- Represented a chemical company in connection with insurance coverage disputes related to environmental remediation liabilities.
- Represents criminal defendants in the re-sentencings of juvenile homicide convictions required pursuant to the United State Supreme Court’s decision in *Miller v. Alabama*, 132 S. Ct. 2455 (2012).
- Represents individuals seeking final court orders under Pennsylvania’s Protection from Abuse statute.