



Michael F. Scanlon

Practice Area Leader - Policy and Regulatory

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OVERVIEW

Michael Scanlon is a member of the public policy and law group in the Washington, D.C. office of the global law firm K&L Gates. Michael engages in a wide-ranging federal practice that concentrates on the maritime, postal, and financial services industries, administrative procedure, and litigation.

Michael advises and represents both large and small clients on a broad range of commercial and administrative law issues. His litigation experience includes numerous federal court and agency proceedings at both the trial and appellate levels.

Michael also advises and helps lobby on behalf of a wide range of companies and industry associations pursuing legislation, seeking regulatory implementation of newly-enacted laws, and representing their interests before Congress and federal agencies.

Before joining the firm, Michael clerked for Chief U.S. District Judge Frederick J. Scullin of the Northern District of New York. He received a master's degree in public administration along with his law degree from the Maxwell School at Syracuse University.

Prior to studying law, Michael was the director of research and communications with a national financial services trade association based in Washington, D.C.

Postal

Michael is also a member of the postal law practice. He represents mailing, shipping, and ecommerce clients, mail service providers, mail technology companies, and industry trade associations on a wide-range of postal matters, including: strategic business counselling, contractual, and compliance advice, defending and resolving investigations and enforcement actions by the U.S. Postal Inspection Service, and litigation before the Postal Regulatory Commission and federal courts.

Michael has extensive experience representing clients in rate and classification proceedings, rulemakings, and complaint proceedings. He represents clients in USPS revenue deficiency claims and investigations alleging violations of the False Claims Act in connection with USPS Move Update and other complex mailing eligibility requirements.

Michael has experience with both domestic and international mail policy and rate issues and in negotiating contract pricing arrangements with the USPS. Michael has extensive experience working with industry associations and providing strategic advice on regulatory and legislative postal policy matters.

Maritime

Michael's practice involves domestic and international maritime matters. He represents U.S. and foreign shipping companies, including container shipping companies, tanker operators, cruise lines and bulk carriers, marine terminal operators, and marine service providers before the U.S. Maritime Administration, the Federal Maritime Commission, U.S. Customs and Border Patrol, the U.S. Department of Commerce, the Congress and federal courts.

Michael has significant experience in areas of vessel documentation, citizenship, operation and crewing, operating support (VISA, Maritime Security Program), and national defense shipping. His maritime representations include extensive work on the coastwise laws and their enforcement.

Michael has significant fisheries litigation experience representing seafood harvesters, processors, trade associations, and environmental groups in federal court.

EDUCATION

- J.D., Syracuse University College of Law, 2001 (*magna cum laude*, *Executive Editor Syracuse Law Review*)
- M.P.A., Syracuse University, 2001 (*Maxwell School of Citizenship and Public Affairs*)
- B.A., Colgate University, 1994

ADMISSIONS

- Bar of District of Columbia
- Bar of New York
- United States Court of Appeals for the District of Columbia Circuit
- United States Court of Appeals for the Ninth Circuit
- United States Court of Appeals for the Second Circuit
- United States Court of Federal Claims
- United States Court of International Trade
- United States District Court for the District of Columbia
- United States District Court for the Northern District of New York

THOUGHT LEADERSHIP POWERED BY HUB

- 18 November 2020, Election Briefing: Transportation and Infrastructure Outlook (*Webinar*)
- 8 June 2020, The Essential Guide to the Jones Act (*Alerts/Updates*)
- 11 May 2020, COVID-19: Updates on the FMC's Detention and Demurrage Final Rule (*Alerts/Updates*)
- 2 April 2020, COVID-19: Supply Chain Impacts (*Alerts/Updates*)
- 23 January 2020, Industry Predictions for 2020 From the Maritime Professionals at K&L Gates (*Alerts/Updates*)
- 8 January 2020, The Can-Do Congress? (*Alerts/Updates*)
- 12 July 2019, Declining to Overrule a Long-Standing Agency Deference Doctrine, the Supreme Court Nonetheless Cautions That its Limitations Provide a Meaningful Check on Federal Agencies' Power to Regulate Business Activities (*Alerts/Updates*)
- 27 June 2019, New Opportunities for Port Infrastructure Investment (*Alerts/Updates*)
- 20 December 2018, Recent Amendments to the Shipping Act: A Course Correction, Not a Sea Change (*Alerts/Updates*)
- 29 November 2018, Congress Passes Coast Guard Authorization Bill with Historic Overhaul of Vessel Discharges Standards and Other Measures (*Alerts/Updates*)
- 8 November 2018, Sea-zing the Day: Preparing for Maritime Issues in the 116th Congress (*Alerts/Updates*)
- 31 January 2017, Appeals Court Resoundingly Affirms Scope and Breadth of Shipping Act Antitrust Exemption (*Alerts/Updates*)
- 1 December 2016, Presidential and Congressional Authority to Roll Back Executive Actions (*Alerts/Updates*)
- 16 August 2016, The New JADE: Energizing Jones Act Enforcement (*Alerts/Updates*)

NEWS & EVENTS

- 10 July 2020, K&L Gates Energy, Infrastructure and Resources Practice Ranked by The Legal 500 United States 2020 Guide in Eight Categories with 28 Lawyers Recommended (*Rankings & Recognitions*)
- 25 June 2020, K&L Gates Practices and Lawyers Recognized in 2020 Legal 500 United States Guide (*Rankings & Recognitions*)
- 6 June 2019, K&L Gates Earns Practice and Lawyer Recognitions in 2019 *Legal 500 United States Guide* (*Press Release*)

AREAS OF FOCUS

- Public Policy and Law
- Appellate Litigation
- Complex Commercial Litigation and Disputes
- Maritime
- Maritime Regulatory