Matt Gregory

Partner

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Washington, D.C.



Matt Gregory is a partner in the Washington D.C. office of Gibson Dunn. He practices in the firm's Litigation Department and Appellate and Constitutional Law and Administrative Law Practice Groups.

Matt has been recognized in the 2023 and 2024 editions of *Best Lawyers: Ones to Watch® in America* for both Administrative / Regulatory Law and Appellate Practice and is a member of the Edward Coke Appellate Inn of Court.

Matt represents corporate clients in a wide range of appellate, administrative law, and litigation matters.

Representative matters include:

- Represented large mortgage lender in successful challenge to the Consumer Financial Protection Bureau's attempt to impose more than $100 million in liability based on retroactive application of a flawed interpretation of the Real Estate Settlement Procedures Act.
- Represented multiple companies in separation-of-powers challenges to the CFPB's unconstitutional structure.
- Represented major bank in litigation involving the Federal Deposit Insurance Corporation's retroactive application of a new interpretation of deposit-insurance regulations.
- Represented cigar manufacturer in a constitutional and Administrative Procedure Act challenge to a 2016 rulemaking at the Food and Drug Administration that subjected virtually all tobacco products to the FDA's regulatory authority.
- Represented cryptocurrency exchange in litigation challenging the Securities & Exchange Commission's overbroad interpretation of the securities laws, resulting in voluntary dismissal of the SEC's claims.
- Represents cryptocurrency exchange in private securities class action.
- Represents banking industry in Administrative Procedure Act challenge to the Federal Reserve's process for imposing bank capital requirements.
- Assisted clients in other administrative law matters involving agencies including the Centers for Medicare & Medicaid Services, Commodity Futures Trading Commission, Department of Agriculture, Department of Defense, Department of Justice, Environmental Protection Agency, Executive Office for Immigration Review, Federal Communications Commission, Federal Trade Commission, Financial Crimes Enforcement Network, National Mediation Board, Office of Foreign Assets Control, Surface Transportation Board, and U.S. Citizenship and Immigration Services.

Capabilities

Administrative Law and Regulatory Practice

Appellate and Constitutional Law

Financial Regulatory

Fintech and Digital Assets

Litigation

Credentials

Education

University of Michigan - 2014 Juris Doctor

University of Oregon - 2004 Bachelor of Arts

Admissions

Virginia Bar

District of Columbia Bar

Clerkships

US Supreme Court, Hon. Anthony M. Kennedy, 2017 - 2018

US Court of Appeals, 6th Circuit, Hon. Raymond Kethledge, 2014 - 2015

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- Represented major retailer in Fourth Circuit appeal defending against claims by the United States and Virginia under the False Claims Act and state law involving Medicaid reimbursements.
- Represented major auto manufacturer in California state court appeals involving novel questions under the California Lemon Law.
- Represented major auto manufacturer in successful Seventh Circuit appeal affirming in large part dismissal of putative class action alleging discriminatory hiring practices.
- Represented a freight-hauling railroad, winning a Seventh Circuit appeal in a dispute with a commuter rail agency.
- Represented a nationwide home-improvement retailer, securing dismissal of a putative FCRA class action.
- Advised multiple clients on the impact of the Supreme Court's decision in *Students for Fair Admissions v. Harvard* on employee and supplier diversity programs.

Matt also has an active pro bono practice focused on civil litigation against federal and state agencies.

Representative pro bono matters include:

- Represents public-interest organization in litigation challenging the government's imposition of annual fees on asylum applicants.
- Litigated successful constitutional challenge to Mississippi's application of licensing requirements for cosmetologists to makeup artists.
- Litigated successful challenge to Florida city's attempt to recover attorney fees from plaintiff in federal civil-rights lawsuit.
- Obtained transfer of Virginia prisoner in solitary confinement to more humane conditions at a new prison.
- Represented immigrant in appeal challenging denial of asylum and withholding of removal.
- Represented former prisoner in appeal of jury verdict in case involving allegations of abuse by a prison guard.
- Represented public-interest organization in state-law open records case.
- Filed amicus briefs in support of certiorari in the United States Supreme Court in cases involving qualified immunity, civil forfeiture, and religious liberty.

Before joining Gibson Dunn, Matt clerked for Justice Anthony M. Kennedy of the U.S. Supreme Court and Judge Raymond M. Kethledge of the U.S. Court of Appeals for the Sixth Circuit.

Matt graduated *summa cum laude* from the University of Michigan Law School in 2014. While there, he served as an editor on the *Michigan Law Review*. Before entering law school, he drove a forklift for a large retailer in Eugene, Oregon, and then owned and operated a small limousine and wine tour business in Portland, Oregon. He received his bachelor's degree from the University of Oregon in 2004.

Matt is admitted to practice law in Virginia and the District of Columbia. He lives in Northern Virginia with his wife and four children.

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