

# Matt Scorcio

## Associate Attorney

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Dallas



Matt Scorcio is a trusted advocate for commercial and public-law disputes at all stages of litigation, with an emphasis on new and complex legal questions.

Mr. Scorcio is a fast-rising trial lawyer. He has secured the winning jury verdict in a \$15 million fraudulent transfer case, secured dismissal of wrongful death claims against a professional sports executive, and resolved a national software company's non-compete dispute with a departing executive. After one successful trial result, *The American Lawyer's Litigation Daily* said it was "only appropriate that Scorcio was there to take in the verdict" after examining "seven witnesses at trial," including cross-examining four expert witnesses.

Mr. Scorcio is also a highly regarded appellate lawyer with first-chair oral argument experience. He helped secure a stay from the Texas Supreme Court to block a threatened deposition of one of the country's most prominent executives. He helped persuade the Texas Supreme Court to slash a \$125 million jury verdict by 99 percent, to under \$2 million. *Signature Indus. Servs., LLC v. Int'l Paper Co.*, 638 S.W.3d 179 (Tex. 2022). And he helped secure a Fifth Circuit reversal sending putative eight-figure class claims to arbitration. *Forby v. One Techs., L.P.*, 13 F.4th 460 (5th Cir. 2021). He has also helped convince state courts across the country to grant dismissal or summary judgment on False Claims Act claims against a Dallas industry company, including an applicable affirmance on appeal. *State ex rel. Harman v. Trinity Indus., Inc.*, 2023 WL 3959887 (Tenn. Ct. App. June 13, 2023). He has particular expertise in securing and defeating interim relief from appellate courts such as writs of mandamus, stays of injunctions, and suspension of money judgments. Mr. Scorcio's writing and advocacy have shaped cases from the earliest pre-trial discovery phase to the court of last resort, and this emphasis on the case's legal principles often proves decisive.

Mr. Scorcio's pro bono practice includes multiple cases under the First Amendment Establishment Clause. In one instance, he helped persuade the Fifth Circuit to stay and then reverse a declaratory judgment against a Texas justice of the peace. *Freedom From Religion Found., Inc. v. Mack*, 49 F.4th 941 (5th Cir. 2022). His pro bono practice also includes amicus representation of crime victims' rights. *E.g., Counterman v. Colorado*, 143 S. Ct. 2106 (2023).

Prior to joining the firm, Mr. Scorcio was a law clerk to the Honorable Don R. Willett of the U.S. Court of Appeals for the Fifth Circuit and the Honorable Sidney A. Fitzwater of the U.S. District Court for the Northern District of Texas. Mr. Scorcio graduated from Stanford Law School in 2016. He graduated from the United States Naval Academy in 2007 with a Bachelor of Science degree in mechanical engineering. He was a naval officer for six years.

Mr. Scorcio is a member of the Texas bar. He is also admitted to practice before the U.S. Court of Appeals for the Fifth Circuit and the U.S. District Courts for the Northern,

### Capabilities

Litigation

Antitrust and Competition

Appellate and Constitutional Law

Class Actions

Law Firm Defense

Trials

### Credentials

#### Education

Stanford University - 2016 Juris Doctor

U.S. Naval Academy - 2007 Bachelor of Science

#### Admissions

Texas Bar

#### Clerkships

US Court of Appeals, 5th Circuit, Hon. Don R. Willett, 2018 - 2019

USDC, Northern District of Texas, Hon. Sidney A. Fitzwater, 2016 - 2017

Southern, Eastern, and Western Districts of Texas.

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