

Matt Gregory

Partner

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Washington, D.C.

Matt Gregory is a partner in the Washington D.C. office of Gibson, Dunn & Crutcher. 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 a multinational technology and e-commerce company, successfully convincing plaintiff's counsel to voluntarily dismiss a putative collective action lawsuit against the company under the Fair Labor Standards Act (FLSA).
- 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.
- 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.
- Represents major bank in litigation involving the Federal Deposit Insurance Corporation's attempt to apply a new interpretation of



Capabilities

Appellate and Constitutional Law
Administrative Law and Regulatory Practice

Labor and Employment
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

deposit-insurance regulations retroactively.

- Represents cigar manufacturer in pending 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.
- Represents cryptocurrency exchange in litigation challenging the Securities & Exchange Commission's overbroad interpretation of the securities laws.
- Assisted clients in other administrative law matters involving agencies including the Centers for Medicare & Medicaid Services, Commodity Futures Trading Commission, Department of Agriculture, Environmental Protection Agency, Federal Communications Commission, Federal Reserve, Federal Trade Commission, Financial Crimes Enforcement Network, National Mediation Board, and Surface Transportation Board.
- 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 major retailer in multidistrict litigation defending against wage-and-hour claims under the Federal Labor Standards Act and state law.

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

Representative pro bono matters include:

- 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.

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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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