Abigail Hylton

Associate

Richmond

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OVERVIEW

Abby counsels clients in a diverse range of state and federal regulatory challenges. With a focus on consumer protection matters, she is experienced across a variety of sectors, including financial services, technology, real estate, water, and health care. Abby guides clients through intricate regulatory and statutory frameworks, tailoring her approach to the specific needs and nuances of each case and client. She also defends companies faced with complex multistate investigations and litigation brought by state attorneys general and other regulatory bodies.

Abby regularly provides ongoing commentary and analysis on developments in the state and federal regulatory landscape through the firm's Regulatory Oversight blog.

REPRESENTATIVE MATTERS

- Representing an asset management firm in a 19-state investigation and consumer protection litigation related to the business model of a company in which our client has invested.
- Representing a U.S.-based news company's subsidiaries in defamation lawsuits pending in Delaware state court.
- Secured a favorable settlement for a commercial real estate company in a multimillion-dollar lawsuit arising out of litigation related to a broken commercial lease.
- Represented a client in Virginia state trial and appellate court litigation against an out-of-state receiver seeking post-judgment discovery. The Virginia Court of Appeals issued a first-of-its-kind emergency stay order and reversed the final judgment by the Chief Judge of Fairfax County Circuit Court. The ruling clarified that out-of-state judgment creditors must comply with Virginia's post-judgment discovery statutes under the Uniform Interstate Depositions and Discovery Act (UIDDA) in *Patel v. Rabinowitz*, 75 Va. App. 663, 879 S.E.2d 60 (2022).
- Secured a favorable ruling for one of the major U.S. banks in a high-profile class action lawsuit concerning unauthorized mortgage forbearances during the COVID-19 pandemic, resulting in the partial dismissal of the Third Amended Complaint after nearly three years of litigation.
- Successfully defended an oral health company in a lawsuit brought by the D.C. Office of the Attorney General related to the company's use of release agreements containing confidentiality provisions for customers falling outside the explicit refund policy.
- Representing a non-bank entity in its response to a CFPB inquiry related to allegations of usury law violations.

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- Advised a water technology company in connection with state procurement laws for emergency contracts and full-service water and wastewater O&M agreements in the Northeastern U.S.

TOP AREAS OF FOCUS

- Cannabis
- Environmental Justice
- Regulatory Investigations, Strategy + Enforcement

PROFESSIONAL EXPERIENCE

- Student advocate/research assistant, Special Education Advocacy Law (PELE) Clinic, 2020-2021
- Judicial intern, The Honorable John A. Gibney, Jr., U.S. District Court for the Eastern District of Virginia, 2020
- Translator, Michael T. Hemenway, 2017-2018
- Seasonal orientation interpreter, The Colonial Williamsburg Foundation, 2014-2016

EDUCATION AND CERTIFICATIONS

EDUCATION

- William & Mary Law School, J.D., *magna cum laude*, 2022
- University of Virginia, B.A., 2017

BAR ADMISSIONS

- Virginia

LANGUAGES

- Spanish

PUBLICATIONS

- Co-author, "Consumer Protection: Understanding Enforcement Actions Brought by State Attorneys General," American Bar Association, 2024.
- Co-author, "New York AG Adopts Final Preclearance Rule and Prepares for the NYVRA to Take Effect," *Troutman Pepper*, September 5, 2024.
- Co-author, "New York AG Proposes Rules for Preclearance Under the New York Voting Rights Act," *Troutman Pepper*, June 18, 2024.
- Co-author, "John Deere And Farmers Get Creative On 'Right To Repair'," *Law360*, March 2, 2023.
- Co-author, "2022 Regulatory Privacy Year in Review," *Troutman Pepper*, February 2, 2023.
- Co-author, "Should Conscription of State Attorneys General Be a Recognized Fourth Form of Federal Agency Action? How Federal Agencies Are Using the States to Expand Their Regulatory Reach and Advance Their Missions," *The Journal of Federal Agency Action*, November 18, 2022.