Michael A. Schwartz

Partner

Philadelphia

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Mike is a trial attorney and white collar and internal investigations counselor and litigator. He helps businesses and individuals facing investigations and litigation by federal and state law enforcement authorities, government regulatory agencies, and congressional committees.

OVERVIEW

Mike is a member of the firm's White Collar + Government Investigations Practice Group, and advises clients on criminal defense, False Claims Act and Foreign Corrupt Practices Act matters, internal corporate investigations, corporate compliance programs, corporate monitorships, and First Amendment matters.

Mike has significant experience in the pharmaceutical and medical device, health care, construction, and government contracting industries. He conducts internal investigations for and defends companies and individuals in trials and litigation regarding sales and marketing practices, the conduct of clinical trials, good manufacturing practices, pricing, the False Claims Act, the Anti-Kickback Statute, the Food, Drug, and Cosmetic Act, the Foreign Corrupt Practices Act, Disadvantaged Business Enterprise (DBE) fraud, criminal antitrust, and other issues.

Mike is a sought-after trial attorney, with significant experience trying cases to verdict in federal and state courts.

Previously, Mike headed the Corruption, Civil Rights, Labor, and Tax Fraud unit of the U.S. Attorney's Office for the Eastern District of Pennsylvania. He successfully prosecuted some of the region's highest-profile corruption cases, including the electronic surveillance investigation during former Philadelphia Mayor John F. Street's administration and the corruption prosecutions of former City Treasurer Corey Kemp and former City Councilman Richard Mariano.

Mike is a member of the American College of Trial Lawyers and involved in a number of community and civic organizations, including the Pennsylvania State Ethics Commission and the Defender Association of Philadelphia.

REPRESENTATIVE MATTERS

- Represent pharmaceutical, medical device, and health care companies in False Claims Act cases involving allegations of improper promotion, improper payments, and/or improper Medicare/Medicaid billing.
- Represent government contractors in False Claims Act and antitrust investigations and civil and criminal prosecutions.

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- Represent suppliers and construction contractors in investigations and prosecutions involving allegations of disadvantaged business enterprise (DBE) and Buy America Act fraud.
- Represented an athletic clothing manufacturer in a federal jury trial alleging trademark infringement; secured a jury verdict finding another manufacturer infringed on our client's trademark.
- Defended a university official in a federal jury trial alleging fraud relating to rankings.
- Represented a subpoenaed reporter in the investigation and prosecution of former Pennsylvania attorney general Kathleen Kane for leaking grand jury information.
- Represented financial institutions regarding allegations of consumer and other fraud.
- Represented companies in criminal antitrust investigations involving allegations of price-fixing and government procurement fraud.
- Represented hospitals and doctors in billing and drug diversion investigations.
- Represented colleges and universities and public schools in state/federal investigations and compliance issues involving grants, nonprofits, charter schools, student/faculty/vendor conduct, and Clery Act (crime reporting).
- Conducted internal investigations for companies regarding compliance with election, lobbying, and pay-to-play laws.
- Represented media companies and reporters at trials of defamation and invasion of privacy claims brought by public officials/figures and private individuals.

AWARDS

- *Chambers USA:* Litigation: White Collar Crime & Government Investigations, Pennsylvania (2020-2026)
- *Legal 500 United States* for White Collar Criminal Defense (2017-2019) and Firms to Watch editorial for Government: Government relations (2022)
- *The Legal 500 US City Elite*, White Collar Crime, Philadelphia (2026)
- *Best Lawyers in America*®: Commercial Litigation (2026-2027), Corporate Compliance Law (2027), Criminal Defense: White-Collar (2010-2027)
- *Lawdragon: 500 Global Leaders in Crisis Management* (2026)
- *Super Lawyers*®: Pennsylvania (2009-2021)

TOP AREAS OF FOCUS

- False Claims Act + Other Whistleblower Actions
- Foreign Corrupt Practices Act (FCPA)
- White Collar Litigation + Investigations

ALL AREAS OF FOCUS

- Anti-Money Laundering
- Antitrust
- Automotive
- Due Diligence + Corporate Compliance
- Educational Institutions
- False Claims Act + Other Whistleblower Actions
- Financial Services
- First Amendment + Newsroom
- Foreign Corrupt Practices Act (FCPA)

- Fraud + Abuse Litigation + Investigations
- Health Care + Life Sciences
- International
- Litigation + Trial
- White Collar Litigation + Investigations

PROFESSIONAL/COMMUNITY INVOLVEMENT

- Fellow, American College of Trial Lawyers
- Commissioner/chair, Pennsylvania State Ethics Commission
- Director/treasurer, Defender Association of Philadelphia
- Served as a member of the board of directors and executive committee of the Committee of Seventy of Philadelphia; this non-partisan organization has conducted a permanent campaign for more than 100 years to improve the Philadelphia region by demanding ethical conduct of public officials, promoting government efficiency, educating citizens, and safeguarding elections
- Served as a commissioner on the Pennsylvania Commission on Crime and Delinquency, appointed by former Governor Ed Rendell and reappointed by former Governor Tom Corbett
- Served as chair of the Mayor's Task Force on Ethics and Campaign Finance Reform, appointed by former Mayor Michael Nutter
- Served as a member of the board of directors, Citizens Diplomacy International – Philadelphia
- Served as trustee appointed by The School District of Philadelphia, PFT Health and Welfare Fund
- Served as chair of an assessment team that evaluated the status of Philadelphia Safe and Sound, a nonprofit organization responsible for contracting protective services for children
- Adjunct instructor on trial advocacy and corruption law and policy, Temple University Beasley School of Law
- Guest lecturer on corruption law and policy, Drexel University School of Law
- Guest lecturer on corruption law and policy, University of Pennsylvania Law School

PROFESSIONAL EXPERIENCE

- Assistant United States attorney, U.S. Attorney's Office for the Eastern District of Pennsylvania (Philadelphia, PA), 2000-08 (chief of corruption, Civil Rights, Labor and Tax Fraud Unit, 2002-08)
- Assistant United States attorney, U.S. Attorney's Office for the Eastern District of Pennsylvania (Philadelphia, PA), 1994-99

EDUCATION AND CERTIFICATIONS

EDUCATION

- Yale Law School, J.D., 1990, executive editor, *Yale Law and Policy Review*
- The Pennsylvania State University, B.A., 1987, economics

BAR ADMISSIONS

- Pennsylvania

COURT ADMISSIONS

- Supreme Court of the United States
- U.S. Court of Appeals, Third Circuit
- U.S. Court of Appeals, Ninth Circuit
- U.S. District Court, Eastern District of Pennsylvania
- U.S. District Court, Middle District of Pennsylvania
- U.S. Court of Federal Claims
- U.S. Court of Appeals, Tenth Circuit
- U.S. District Court, Eastern District of Tennessee

CLERKSHIPS

- Hon. Edmund V. Ludwig, U.S. District Court, Eastern District of Pennsylvania, 1990-1991

SPEAKING ENGAGEMENTS

- Panelist, “Getting Back to Trial: Post Pandemic Federal Criminal Trials,” Federal Criminal Law Committee, September 22, 2022.
- Presenter, “Ethics in Restructuring,” Turnaround Management Association, July 20, 2022.
- Speaker, “Grand Jury Process,” One-Day Law School for Journalists, Pennsylvanians for Modern Courts, Philadelphia, PA, July 2021.

PUBLICATIONS

- Co-author, “Public Employers Face Heightened Scrutiny on Investigation Confidentiality Requirements,” *Troutman Pepper Locke*, September 23, 2026.
- Co-author, “The False Claims Act Confronts DEI and DBE Programs,” *Troutman Pepper Locke*, January 26, 2026, and the *Temple 10-Q*, May 6, 2026.
- Co-author, “FCA Settlement Signals Increased Cybersecurity Focus,” *Troutman Pepper Locke*, December 9, 2025.
- Co-author, “Will DBE Fraud Continue to Be Prosecuted? The Impact of the *Kousisis* Decision in the Shifting Affirmative Action Landscape,” *Troutman Pepper Locke*, June 6, 2025.
- Co-author, “The False Claims Act Enters the School Zone,” *Troutman Pepper Locke*, May 23, 2025.
- Co-author, “DOJ’s Criminal Division Announces Updates to White-Collar Enforcement and Corporate Policies,” *Troutman Pepper Locke*, May 15, 2025.
- Co-author, “DOJ Will Use Compulsory Legal Process to Compel Production of Information From News Media Following Recent Update to Policy,” *Troutman Pepper Locke*, May 2, 2025.
- Co-author, “Recent DOJ Intervention Highlights FCA Use Against Customs Fraud,” *Troutman Pepper Locke*, April 22, 2025.
- Co-author, “Trump Pauses FCPA Enforcement: Implications for Corporate Compliance Strategies,” *Troutman Pepper Locke*, February 18, 2025.
- Co-author, “Pennsylvania Supreme Court Stiffens Standards for Investigatory Grand Jury Reports,” *Troutman Pepper*, December 4, 2024.
- Co-author, “Suppliers Beware: U.S. Government Continues Prosecution of Disadvantaged Business Enterprise Fraud Cases Involving Supplies Passed Through Disadvantaged Business Enterprises,” *Pratt’s Government Contracting Law Report*, August 2023.
- Co-author, “Does the Government Retain Control of False Claims Act Cases?,” *Troutman Pepper*, June 21, 2023.

- Co-author, “Suppliers Beware: US Government Continues Prosecution of DBE Fraud Cases Involving Supplies Passed Through DBEs,” *Troutman Pepper*, April 26, 2023.
- Co-author, “It’s Not “Business as Usual” for DOJ’s Corporate Criminal Enforcement Efforts,” *Troutman Pepper*, September 20, 2022.
- Co-author, “Limiting PE Firms’ Exposure to FCA Liability for Alleged Misconduct by Portfolio Companies,” *Troutman Pepper*, July 19, 2022.
- Co-author, “DOJ’s Case Against Ericsson Reinforces the Importance of Self-Disclosure for Companies Subject to DPAs and Monitorships,” *Troutman Pepper*, March 10, 2022.
- Co-author, “The AKS “Means What It Says” — But Some Manufacturers and Patients Are Still Between a Rock and a Hard Place on Copay Assistance,” *Troutman Pepper*, October 11, 2021.

MEDIA COMMENTARY

- Mentioned, “Nike Still Owes Fees In ‘Cool Compression’ TM Case,” *Law360*, October 16, 2024.
- Mentioned, “Nike Faces Trial in Trademark Suit Over ‘Cool Compression’,” *Bloomberg Law*, February 25, 2021.
- Mentioned, “Nike Can’t Beat ‘Cool Compression’ Trademark Case,” *Law360*, February 24, 2021.