Misha Tseytlin

Partner

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Misha is a leading appellate attorney with an accomplished track record before the U.S. Supreme Court, federal courts of appeal, and state courts. He is a nationally recognized authority on administrative law and political law issues.

OVERVIEW

Misha leads the firm's Appellate + Supreme Court Practice Group. He is nationally known for his work in high-profile cases in the fields of administrative law and political law. Misha has argued and won multiple cases in appellate courts throughout the U.S., from the U.S. Supreme Court and federal courts of appeals to state supreme courts and state appellate courts. Misha argued and prevailed before the U.S. Supreme Court in *Gill v. Whitford*, the most significant redistricting case in decades, in *Murr v. Wisconsin*, a high-stakes regulatory takings case, and in *Rudisill v. McDonough*, a major veterans benefits case. He also obtained numerous favorable emergency orders from the U.S. Supreme Court, including in administrative law, political law, and First Amendment issues.

Clients in regulated industries value Misha's meticulous approach to bet-the-company challenges, including in the highest-stakes cases under the Administrative Procedure Act (APA). Misha has led and won many of the most important APA cases in the U.S. over the last decade, including lawsuits against rules and rulings issued by the Environmental Protection Agency (EPA), the Federal Energy Regulatory Commission (FERC), the Food and Drug Administration (FDA), the Consumer Financial Protection Bureau (CFPB), and the Office of Management and Budget (OMB).

Misha is also a recognized leader in political law, including redistricting and election-related litigation. He represents clients ranging from ordinary citizens to independent redistricting commissioners and state legislatures and is responsible for multiple landmark victories in state, federal appellate, and U.S. Supreme Court cases. Most recently, he secured a significant victory at the New York Court of Appeals, invaliding both the congressional and state senate maps as unconstitutional under New York's newly enacted anti-gerrymandering amendments.

REPRESENTATIVE MATTERS

- Secured an emergency stay from the U.S. Supreme Court on behalf of Congresswoman Nicole Malliotakis and several voters, blocking an unconstitutional court order to redraw New York's 11th Congressional District.
- Successfully challenged the New York Legislature's partisan gerrymandered congressional and State Senate maps, winning at all three levels of the New York Court system, including in expedited proceedings before the New York Court of Appeals, resulting in the drawing of new maps by an independent, nonpartisan special

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master.

- Successfully defended the nonpartisan Colorado Independent Congressional Redistricting Commission's final congressional map against multiple novel challenges in the Colorado Supreme Court, which issued a landmark, unanimous opinion adopting the map.
- Briefed and argued *Rudisill v. McDonough*, a case challenging the VA's interpretation of the Post-9/11 GI Bill, before the U.S. Supreme Court. He obtained a 7-2 victory on behalf of his client, ensuring more than a million veterans would be eligible for educational benefits previously denied by the VA.
- Successfully represented industry group before the U.S. Supreme Court in *West Virginia v. EPA*, No.20-1530 (U.S.), a landmark administrative-law case under the major-questions doctrine.
- Obtained a nationwide stay from the U.S. Supreme Court pending appeal of a district court's order vacating a rule pertained to licensing requirements for, among other things, hydropower electric generating systems. This nationwide stay allowed the industry-favored Section 401 Rule to remain in effect, before a successful challenge to the district court's determination on the merits in the U.S. Court of Appeals for the Ninth Circuit.
- Achieved multiple appellate victories on behalf of energy-sector clients before the U.S. Court of Appeals for the District of Columbia Circuit and the U.S. Court of Appeals for the Ninth Circuit.
- Representing New York counties, towns, and individuals in the first lawsuits filed under the John R. Lewis Voting Rights Act of New York, a state law governing redistricting and voting rules.
- Successfully defended Wisconsin state election laws before the U.S. Supreme Court (at the emergency-stay stage), the U.S. Court of Appeals for the Seventh Circuit, and the Wisconsin Supreme Court.
- Successfully defended various Wisconsin state laws and government actions against multiple novel constitutional challenges, resulting in landmark separation-of-powers opinions from the Wisconsin Supreme Court and published opinions from the U.S. Court of Appeals for the Seventh Circuit.
- Successfully challenged burdensome restrictions imposed by state and local laws on religious exercise before the U.S. Supreme Court (at the emergency-stay stage) and the Wisconsin Supreme Court.
- Successfully defended a drug manufacturer against securities-fraud claims before the U.S. Court of Appeals for the Second Circuit.
- Briefed and argued *Gill v. Whitford*, a major redistricting case, before the U.S. Supreme Court. He obtained a 9-0 victory on behalf of his client, on his lead argument.
- Briefed and argued *Murr v. Wisconsin*, a significant regulatory takings case, before the U.S. Supreme Court. He obtained a 5-3 victory on behalf of his client.
- Led the multistate, multicourt coalition against the WOTUS Rule, issued under the Clean Water Act. He obtained a stay and preliminary injunction against the rule from the Court of Appeals for the Sixth Circuit, as well as from the U.S. District Court for the Southern District of Georgia.
- Argued numerous cases before the federal courts of appeals, including several high-profile environmental law and election law challenges.
- Successfully challenged the federal COVID-19 vaccine mandate on federal contractors, obtaining a preliminary injunction in the district court against the mandate and then securing an affirmance of that injunction before the U.S. Court of Appeals for the Eleventh Circuit.
- Briefed and argued *Tetra Tech v. DOR*, a leading administrative law case that ended agency deference in Wisconsin. He developed a new theory before the Wisconsin Supreme Court, which that court adopted in its landmark opinion.

AWARDS

- *Benchmark Litigation:* "Future Litigation Star" in Illinois (2025)
- *Crain's Chicago Business' Notable Leaders in Accounting, Consulting & Law (2024, 2026)*
- *Chambers USA:* Litigation: General Commercial, Illinois (2024) and Litigation: Appellate, Illinois (2025-2026)
- *City & State New York*: Law Power 100 (2023)

- Honors, Capital Pro Bono Honor Roll, D.C. Access to Justice Commission and the D.C. Bar Pro Bono Center (2024-2025)
- Best Brief Award from the National Association of Attorneys General for merits brief in *Gill v. Whitford*

TOP AREAS OF FOCUS

- Appellate + Supreme Court
- Election Law + Redistricting
- Environmental Litigation + Enforcement Defense

ALL AREAS OF FOCUS

- Appellate + Supreme Court
- Business Litigation
- Election Law + Redistricting
- Energy
- Enforcement Actions + Investigations
- Environmental Litigation + Enforcement Defense
- Litigation + Trial

PROFESSIONAL EXPERIENCE

- Solicitor general of Wisconsin, 2015-2018
- Deputy attorney general and general counsel, Office of the West Virginia Attorney General, 2014-2015

EDUCATION AND CERTIFICATIONS

EDUCATION

- Georgetown University Law Center, J.D., *summa cum laude*, 2006
- Amherst College, B.A., *magna cum laude*, 2003

BAR ADMISSIONS

- District of Columbia
- Illinois
- New York
- Wisconsin
- West Virginia (Inactive)

COURT ADMISSIONS

- Supreme Court of the United States
- U.S. Court of Appeals, First Circuit
- U.S. Court of Appeals, Second Circuit
- U.S. Court of Appeals, Third Circuit

- U.S. Court of Appeals, Fourth Circuit
- U.S. Court of Appeals, Sixth Circuit
- U.S. Court of Appeals, Seventh Circuit
- U.S. Court of Appeals, Eighth Circuit
- U.S. Court of Appeals, Ninth Circuit
- U.S. Court of Appeals, Tenth Circuit
- U.S. Court of Appeals, Eleventh Circuit
- U.S. Court of Appeals, District of Columbia Circuit
- U.S. District Court, Northern District of Alabama
- U.S. District Court, District of Columbia
- U.S. District Court, Northern District of Illinois
- U.S. District Court, Southern District of West Virginia
- U.S. District Court, Eastern District of Wisconsin
- U.S. District Court, Western District of Wisconsin

CLERKSHIPS

- Hon. Anthony M. Kennedy, Supreme Court of the United States, 2009-2010
- Hon. Janice Rogers Brown, U.S. Court of Appeals, District of Columbia Circuit, 2007-2008
- Hon. Alex Kozinski, U.S. Court of Appeals, Ninth Circuit, 2007

SPEAKING ENGAGEMENTS

- Speaker, "Post-*Chevron* Appellate Practitioner," 2026 EBA Energy Forum, October 8, 2026.
- Speaker, "Courthouse Steps Oral Argument: Food and Drug Administration v. Wages and White Lion Investments, LLC, " The Federalist Society, Webinar, December 3, 2024.
- Speaker, "Supreme Court Round Up," The Federalist Society – Chicago Student Chapter, October 25, 2024.
- Speaker, "October 2024 Supreme Court Term Preview, " The Federalist Society – Northwestern Student Chapter, October 17, 2024.
- Speaker, "U.S. Supreme Court Term in Review, " The Federalist Society – Michigan Lawyers Chapter, June 18, 2024.
- Speaker, "The Supreme Court and Loper and Chevron," The Federalist Society – Hawaii Student Chapter, February 26, 2024.
- Speaker, "What Is on the Supreme Court's Docket?" The Federalist Society – Illinois Student Chapter, February 13, 2024.
- Speaker, TPPPA 2023 Solving the Payments Puzzle Conference, September 12-14, 2023.
- Speaker, "United States Supreme Court Update and Review 2022-2023 Term," Associate of Corporate Counsel, Georgia CLE, February 2023.
- Speaker, "United States Supreme Court Update and Review 2022-2023 Term," Troutman Pepper CLE, January 2023.
- Speaker, "U.S. Supreme Court Update and Review," Troutman Pepper, June 30, 2021.
- Speaker, "*Duguid v. Facebook*: Supreme Court Answers the Call on the TCPA," Troutman Pepper, April 7, 2021.
- Speaker, Federalist Society Chapter of the Federalist Society at Washington University in St. Louis, November 6, 2019.
- Speaker, "Misha Tseytlin Lunch Talk," Harvard Law School – Harvard Federalist Society, October 16, 2019.

- Speaker, "Court in Transition," American Bar Association – 2019 ABA Annual Meeting, August 9, 2019.
- Panel, "*Sea Change in Administrative Agency Review: A Discussion on the Wisconsin Supreme Court's Tetra Tech Decision*," Year in Review: Hot Topics for Government Lawyers Seminar, State Bar of Wisconsin, April 24, 2019.
- Speaker, "The Law and Policy of Redistricting Reform," The Federalist Society – 2019 Ohio Lawyers Chapters Conference, April 5, 2019.
- Speaker, "The Extraordinary Session," American Constitution Society – University of Wisconsin Law School, April 1, 2019.
- Speaker, "Executive Oversight and Separation of Powers: The Potential for Change in *Kisor v. Wilkie*," The Federalist Society – Wisconsin Student Chapter, March 28, 2019.
- Speaker, "DOJ: The Mighty Agency No One Knows About," The Federalist Society – Milwaukee Lawyers Chapter, March 20, 2019.
- Speaker, "Seminar on the State of Wisconsin's Administrative State," The Federalist Society – Madison Lawyers Chapter, March 19, 2019.
- Panels regarding *Tetra Tech v. DOR* – Marquette Law School; Wisconsin DNR CLE; October – November 2018.
- Panel regarding Justice Kennedy – Phoenix Federalist Society; October 22, 2018.
- Speeches and keynote engagement regarding Solicitor General's Office – Madison Federalist Society; Milwaukee Federalist Society; Wisconsin Manufacturers and Commerce; Madison Inn of Court; American Bar Association; April 2016 – September 2018.
- Panel regarding administrative law – University of Wisconsin Law School; American Bar Association; April 2017 – August 2018.
- Television appearance – CBS; July 9, 2018.
- Television appearance – CNN; June 30, 2018.
- Television appearance – Fox News; June 30, 2018.
- Television appearance – Fox Business; June 29, 2018.
- Television appearance – CNN; June 27, 2018.
- Panels and speech regarding *Gill v. Whitford* – Georgetown University Law Center; University of Wisconsin Law School; Madison Federalist Society; Federalist Society; October 2017 – June 2018.
- Panel regarding appellate advocacy – Harvard Law School; April 2, 2018.
- Teleforum regarding redistricting – Federalist Society; March 30, 2018.
- Teleforum regarding Affordable Care Act litigation – Federalist Society; March 14, 2018.
- Teleforum regarding *Artis v. D.C*. – Federalist Society; November 27, 2017.
- Panels regarding Wisconsin Supreme Court, Milwaukee Federalist Society, University of Wisconsin; October – November 2017.
- Panels and teleforum regarding *Murr v. Wisconsin* – Federalist Society; University of Wisconsin Law School; March – October 2017.
- Panels regarding Supreme Court – Fayetteville Federalist Society; Iowa Federalist Society; University of Arkansas Law School; February 2016 – August 2017.
- Testimony regarding WOTUS Rule, Senate Committee on Environment and Public Works, April 26, 2017.
- Panels and speeches regarding Clean Power Plan – Federalist Society; Energy and Mineral Law Foundation; Wisconsin Energy Providers Conference; National Association of Attorneys General; American Bar Association; June 2015 – April 2017.
- Panels and speeches regarding *North Carolina State Board v. FTC* – Heritage Foundation; American Bar Association; Federation of Associations of Regulatory Boards; April 2015 – September 2016.
- Testimony regarding *North Carolina State Board v. FTC*, Senate Subcommittee on Antitrust, Competition Policy

and Consumer Rights, February 2, 2016.

PUBLICATIONS

- Co-author, "SCOTUS Broadens White House Influence Over 'Independent' Agencies," *Corporate Compliance Insights*, July 8, 2026.
- Podcast, "Redefining EPA Authority—*San Francisco v. EPA*," *ABA Environmental Law Explored*, May 6, 2025.
- Co-author, "New York AG Adopts Final Preclearance Rule and Prepares for the NYVRA to Take Effect," *Troutman Pepper*, September 5, 2024.
- Podcast, "The End of Chevron Deference: Implications of the Supreme Court's *Loper Bright* Decision," *The Consumer Finance Podcast*, August 15, 2024.
- Co-author, "New York's Landmark Voting Rights Act: What You Need to Know," *NYSAC News Magazine*, Summer 2024.
- Co-author, "New York AG Proposes Rules for Preclearance Under the New York Voting Rights Act," *Troutman Pepper*, June 18, 2024.
- Co-author, "Supreme Court Reverses Affirmative Action," *Troutman Pepper*, June 30, 2023.
- Co-author, "U.S. Supreme Court to Decide Fate of Chevron Doctrine in Potentially Watershed Administrative Law Case," *Troutman Pepper*, May 2, 2023.
- Podcast, "Can Courts End Partisan Gerrymandering?," *We The People*, March 23, 2023.
- Podcast, "State of Redistricting 2021," *Policy for the People Podcast*, September 30, 2021.
- "As-Applied Commerce Clause Challenges," 16 *U. Pa. J. Const. L.* 479 (2013).
- Co-author, "Applying Constitutional Decision Rules Versus Invalidating Statutes in Toto," 90 *Va. L. Rev.* 301 (2012).
- Co-author, *You're (Probably) a Federal Criminal*, Cato, 2009.

MEDIA COMMENTARY

- Quoted, "How State SG Offices Became A Judicial Pipeline," *Law360*, August 3, 2026.
- Quoted, "Circuit-By-Circuit Guide to the US Supreme Court's Term," *Law360*, July 15, 2026.
- Quoted, "After Tense Terms, Hints of High Court Harmony With Circuits," *Law360*, July 6, 2026.
- Quoted, "June Boom: Supreme Court Prepares for Explosive End-of-Term Rulings," *National Law Journal*, June 12, 2026.
- Quoted, "The Topics Appellate Attys Are Tracking Most Closely In 2026," *Law360*, January 2, 2026.
- Quoted, "Circuit-By-Circuit Guide to 2025's Most Memorable Moments," *Law360*, December 17, 2025.
- Quoted, "The Roberts Court at 20: How the Chief Is Reshaping America," *Law360*, October 3, 2025.
- Quoted, "In GI Bill Case Fallout, Veterans Sue VA Over Denied Education Benefit," *Chicago Sun-Times*, August 20, 2025.
- Quoted, "Legal Weapon for Trump Opponents Faces Crucial Tests," *Wall Street Journal*, May 13, 2025.
- Mentioned, "Military Retirees Say They Were Denied Extended GI Bill Benefits Despite Supreme Court Ruling," *Military.com*, March 31, 2025.
- Quoted, "Justices Suggest Flexible Rule for Where to Bring EPA Suits," *Bloomberg Law*, March 25, 2025.
- Quoted, "Justices Grapple With Circuit Courts' Clean Air Act Authority," *Law360*, March 25, 2025.
- Quoted, "Home Court Advantage? Justices Consider Which EPA Cases Must Go to DC Circuit," *The National Law Journal*, March 25, 2025.
- Mentioned, "Illinois Backs Veterans Claiming They Were Denied GI Bill Benefits Despite Supreme Court Ruling

," *Chicago Sun-Times*, March 20, 2025.

- Quoted, "The Hottest Topics Appellate Attys Are Tracking in 2025," *Law360*, January 1, 2025.
- Quoted, "Supreme Court Issues 'Seismic Shift' on Federal Rules. Here's What That Means for Businesses," *The Business Journals: The Playbook*, June 28, 2024.
- Quoted, "Wisconsin Supreme Court Justices Question How Much Power Legislature Should Have," *Associated Press*, April 17, 2024.
- Quoted, "Wisconsin Governor's Suit over GOP Lawmaker Vetoes under High State Court Scrutiny," *Courthouse News Service*, April 17, 2024.
- Quoted, "NY Court of Appeals Weighs Second Take for Congressional Redistricting," *New York Law Journal*, November 15, 2023.
- Quoted, "Justices Divided Over GI Bill Benefits and Stage Set For Subpoena Fight," *Supreme Court Brief*, November 9, 2023.
- Quoted, "3 November Argument Sessions Benefits Attys Should Watch," *Law360*, November 3, 2023.
- Quoted, "Army Vet Tells Justices VA Misread Post-9/11 Benefits Law," *Law360*, October 12, 2023.
- Quoted, "Supreme Court Takes Up Case That Could Determine CFPB's Fate," *Fox Business*, October 3, 2023.
- Mentioned, "VA Argues for Limiting Veterans' GI Bill Benefits in Case Before Supreme Court," *Chicago Sun-Times*, September 11, 2023.
- Quoted, "Student Loan Forgiveness Case May Hurt NY Democratic Redistricting Efforts," *Olean Times Herald*, July 7, 2023.
- Quoted, "Supreme Court to Hear Virgiia Veteran's Case," *Radio IQ*, June 28, 2023.
- Quoted, "Supreme Court to Hear Case that Could Impact 1.7 Million Post-9/11 Military Vets," *13 News Now*, June 27, 2023.
- Quoted, "Supreme Court Agrees to Hear Case that Could Expand VA Education Benefits to Nearly 2 Million Vets," *Stars and Stripes*, June 27, 2023.
- Quoted, "Supreme Court to Rule on Whether Vets Should Get More GI Bill Benefits," *Military Times*, June 26, 2023.
- Quoted, "GI Bill Case Filed by Decorated Army Veteran James Rudisill to be Heard by the Supreme Court," *Chicago Sun-Times*, June 26, 2023.
- Quoted, "Justices to Hear Army Vet's Bid for More Education Benefits," *Law360*, June 26, 2023.
- Quoted, "Supreme Court Case Could Disrupt Agency Authority," *SHRM*, May 5, 2023.
- Mentioned, "Shortchanging on GI Bill Benefits Is No Way to Thank Veterans for Their Service," *Chicago Sun-Times*, March 13, 2023.
- Quoted, "Decorated Vet's Last Stand: FBI Agent Wants Supreme Court to Make VA Stop Shortchanging Veterans on GI Bill Benefits," *Chicago Sun-Times*, March 10, 2023.
- Quoted, "Supreme Court Delay Complicates CFPB's Aggressive Agenda Push," *S&P Global Market Intelligence*, March 2, 2023.
- Quoted, "Focus Turns to Congress as Justices Narrow TCPA Liability," *Law360*, April 2, 2021.
- Quoted, "Attorneys Expect Enviro Policy Whiplash With Biden Win," *Law360*, November 8, 2020.
- Quoted, "What Amy Coney Barrett Could Mean for Climate Law," *Politico*, September 28, 2020.
- Quoted, "How the New Supreme Court Could Stymie a Biden Presidency," *Politico*, September 25, 2020.
- Quoted, "Election Rule Changes Debated in Wisconsin Federal Court," *Courthouse News Service*, August 5, 2020.
- Quoted, "What to Watch as High Court Tackles TCPA's Autodialer Ban," *Law360*, May 5, 2020.
- Quoted, "Supreme Court Legal Fights to Watch in 2020," *The Epoch Times*, January 7, 2020.
- Quoted, "Trump Fills 50th Appeals Court Seat With 'Unqualified' Pick (1)," *Bloomberg Law*, December 11, 2019.
-

Quoted, “Wisconsin Supreme Court Sides With GOP Legislature in Case Challenging Lame-duck Laws,” *Wisconsin State Journal*, June 21, 2019.

- Mentioned, “Lawyer Who Fought Clean Power Plan on ACE ‘Battle Royal’,” *E&E News*, June 14, 2019.
- Quoted, “Georgia Code Copyright Case Gets U.S. High Court Cert Review,” *Daily Report*, June 12, 2019.
- Mentioned, “Conservative Justices Signal Skepticism of Challenge to Lame-duck Laws,” *Wisconsin State Journal*, May 16, 2019.
- Quoted, “What to Expect as Justices Weigh Fate of Auer Deference,” *Law360*, March 26, 2019.
- Mentioned, “Troutman Sanders Lands Wisconsin’s First Solicitor General,” *Law360*, February 19, 2019.
- Mentioned, “Ex-Wisconsin SG to Head Troutman Sanders’ Supreme Court Group,” *Bloomberg Law*, February 15, 2019.
- Mentioned, “Former Wisconsin Solicitor General Lands at National Firm,” *Wisconsin Law Journal*, February 15, 2019.
- Mentioned, “Troutman Sanders Hires Ex-Wisconsin Solicitor General Known for EPA Challenges,” *The American Lawyer*, February 15, 2019.