



Ty Kelly

Shareholder

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Ty Kelly is an experienced and aggressive trial lawyer representing companies and individuals in a broad range of civil, administrative, and white collar criminal matters. Her robust trial experience in both federal and state courts has resulted in numerous trial successes for her clients.

A Fellow in the American College of Trial Lawyers, Ty Kelly is well-known as a skilled and experienced trial lawyer, representing both companies and individuals in high-stakes litigation and white collar matters. Ms. Kelly is also known for her instinct and judgment in identifying and developing successful defenses and strategic approaches to the threat of government action or litigation, often successfully persuading prosecutors and others to not bring charges or claims before matters are ever made public. Part of this success stems from her experience in conducting internal investigations, resulting in the ability to advise companies strategically and efficiently under the threat of government action or litigation.

Some of Ms. Kelly's public current and former engagements include: the defense of a national opioid manufacturer in an action brought by the State of Maryland alleging deceptive trade practices; the defense of a national real estate company in an action brought by the State of Maryland and a putative class action alleging deceptive trade practices; the defense of a national government contractor in a False Claims Act case; the defense of the owner of a health care provider charged with major health care fraud offenses; and the defense of a CPA charged with aiding fraudulent tax returns. Ms. Kelly has also represented numerous individuals, companies, and boards in white collar criminal investigations and indicted cases in Maryland, the District of Columbia, and other jurisdictions. In civil matters, she has represented plaintiffs and defendants in commercial disputes. In addition, Ms. Kelly has represented numerous clients in matters before various regulators, including licensing boards and attorney generals' offices.

Prior to private practice, Ms. Kelly was an Assistant United States Attorney for the District of Maryland for seven years. Prior to becoming an Assistant United States Attorney, Ms. Kelly served as a trial attorney in the Department of Justice's Criminal Division, Fraud Section, after being admitted into the prestigious Attorney General Honors Program. During her tenure at the Fraud Section, she also served as a Special Assistant United States Attorney for the District of Columbia trying cases in the District of Columbia Superior Court.

Ms. Kelly was inducted into the American College of Trial Lawyers in Spring 2019 and serves on the Maryland State Committee and the Federal Rules of Criminal Procedure Committee. Prior to becoming a federal prosecutor, Ms. Kelly clerked for Chief Judge Frederic N. Smalkin and Judge Richard D. Bennett of the United States District Court for the District of Maryland.

Ms. Kelly is a member of the American Bar Association, Federal Bar Association, Baltimore County Bar Association, Women's White Collar Defense Association, and a permanent member of the Fourth Circuit Judicial Conference. She was also recently appointed by Governor Larry Hogan to the Board of Trustees for the Office of the Public Defender of Maryland. Ms. Kelly is also actively involved in community affairs, serving on the Women's Leadership Council for My Sister's Place, a division of Catholic Charities, which provides meals, case management, education, and job training to women in Baltimore City, and serving as a mentor to law students at the University of Maryland Francis King Carey School of Law.



Representative Matters

- Obtained dismissal of charges against an indicted defendant in a \$100 million Small Business Administration loan fraud case.
- Represented a Fortune 100 company in a grand jury investigation resulting in witness status of company.
- Represented a national opioid company in an enforcement action brought by the Consumer Protection Division of the Attorney General's Office of Maryland.
- Representing a real estate development company in an enforcement action brought by the Consumer Protection Division of the Attorney General's Office of Maryland.
- Representing a major agricultural company in multi-defendant antitrust class actions alleging wage fixing and no poaching agreements.
- Representing the board of directors of a public company in an SEC investigation.
- Representing numerous health care providers and related companies in federal and state civil and criminal investigations nationwide related to health care fraud, False Claim Act claims and anti-kickback claims.



Professional Honors & Activities

- Fellow – American College of Trial Lawyers
 - Vice-Chair, Federal Rules of Criminal Procedure Committee
 - Maryland State Committee
- Listed in *Chambers USA: America's Leading Business Lawyers* in the area of Litigation: White-Collar Crime & Government Investigations (2019 – 2021)
- Listed in *Maryland Super Lawyers* (2015 – 2021)
- Listed in *The Best Lawyers in America*® in Criminal Defense: White Collar (2018 – 2022) and Criminal Defense: General Practice (2021, 2022)
- Recipient – Leadership in Law Award by *The Daily Record* (2021)
- Member – American Bar Association
 - Co-Chair, Criminal Justice Section, White Collar Mid-Atlantic Sub-Committee
- Recipient – United States Attorney's Office Barney Skolnik Award
- Recipient – Department of Health and Human Services Inspector General's Integrity Award
- Recipient – United States Attorney's Office Award for Excellence in Prosecution of Fraud Award



Government Experience

- Assistant United States Attorney, United States Attorney's Office for the District of Maryland (2005 – 2013)
- Trial Attorney, Criminal Division, Fraud Section, United States Department of Justice (2003 – 2005)
- Special Assistant United States Attorney, United States Attorney's Office for the District of Columbia (2003)
- Law Clerk, Richard D. Bennett, Judge, United States District Court for the District of Maryland (2003)
- Law Clerk, Frederic N. Smalkin, Chief Judge, United States District Court for the District of Maryland (2002 – 2003)



Publications

- "Five Key Elements to Consider for Remote Hearings," *Trial Spotlight Newsletter* (April 2021)
- "State and Local Enforcement of Executive Orders on the Rise as Businesses Reopen Across America: Be Prepared to Respond " (April 27, 2020)



Webinars

- Conducting Workplace Investigations – Part II (September 2021)
- To Trial or Not to Trial: Changing Considerations and Strategies for Effective COVID-Era Dispute Resolution (March 2021)
- What to Do When the Government Comes Knocking on Your Office Door (February 2020)



Education

- University of Maryland, J.D.
 - Order of the Coif
 - The John L. Thomas Prize, Second Highest Scholastic Average
- University of Maryland, B.A.



Admissions

- Maryland (2002)
- District of Columbia (2014)