

## MICHELLE S. KALLEN, Partner

*Former Solicitor General of Virginia Michelle S. Kallen helps clients navigate complex matters before federal and state appellate courts. Leading companies in the aerospace and defense, hospitality, technology, and transportation industries benefit from her extensive government experience, unique insight into multistate and constitutional litigation matters, and award-winning appellate work.*

Ms. Kallen regularly files briefs and litigates matters in the Supreme Court of the United States, the Supreme Court of Virginia, the United States Court of Appeals for the Fourth Circuit, the Eastern District of Virginia, and other state and federal courts. She achieved notable wins in these venues during her tenure in the Office of the Attorney General of Virginia, including defending the Commonwealth against challenges to its COVID-19 response. She also served as lead counsel in the Commonwealth's election matters and in litigation to certify and publish the Equal Rights Amendment to the US Constitution.

Ms. Kallen's past public service includes serving as Special Litigation Counsel in the US House of Representatives, representing the Select Committee to Investigate the January 6th Attack on the United States Capitol in litigation. She successfully defended the Committee against attempts to block subpoenas for phone records and an effort to compel testimony from 16 lawmakers and congressional staffers.

Clients benefit from Ms. Kallen's deep understanding of regulatory proceedings, knowledge of the inner workings of government and administrative agencies, and experience both defending and challenging regulatory. She uses this skillset to assist clients in strategically navigating litigation crises and controversial challenges at the intersection of law, law enforcement, and government regulation.

Ms. Kallen speaks regularly on a wide variety of topics including constitutional law, state and federal regulations, appellate cases, crypto-currency, and equal rights. She maintains an active pro bono practice and is committed to serving her community. Ms. Kallen serves as a mentor for The Appellate Project and has litigated pro bono cases on behalf of the Center for Reproductive Rights. She is also a founding member of the Ad Idem Corporate Counsel Network, the Washington Area Women Trial Attorneys, and the Women Lawyers on Guard.

### Representative Matters

As Special Litigation Counsel in the US House of Representatives, representing the Select Committee to Investigate the January 6th Attack on the United States Capitol in litigation:

- Represented committee in *John C. Eastman v. Bennie G. Thompson et al.*
- Defended against defendant's attempt to subpoena 16 lawmakers and congressional staffers in *US v. Bannon*.



## MICHELLE S. KALLEN Partner

### WASHINGTON, DC

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### PRACTICE GROUPS

Appellate and Supreme Court Practice  
Aviation and Aerospace  
Government Controversies and Public Policy  
Litigation  
Litigation

### INDUSTRY GROUPS

DEI Protection Task Force  
FinTech  
Hospitality  
Post-Dobbs Task Force

### EDUCATION

Vanderbilt University School of Law, JD,  
2010

Stanford University, BA, 2007

### ADMISSIONS

District of Columbia, 2016

Virginia, 2018

### COURT ADMISSIONS

US Supreme Court, 2015

US Court of Appeals, DC Circuit, 2019

US District Court, Central District of  
California, 2013

US District Court, Eastern District of  
California, 2013

US District Court, Northern District of  
California, 2014

US District Court, Eastern District of  
Michigan, 2016

US District Court, Eastern District of Virginia,  
2018

## As Solicitor General:

- Lead counsel in Virginia's litigation to certify and publish the Equal Rights Amendment as the Twenty-Eighth Amendment to the United States Constitution.
- Represented multistate coalition supporting access to reproductive rights.

## As Deputy Solicitor General:

- Defended Virginia against challenges to COVID-19 related orders.
- Lead counsel defending Virginia in election matters.
- Represented Virginia in multistate litigation (including challenge to family separation policy, revisions to the 2020 census, and the public charge rule).
- Part of legal team in litigation to remove the Robert E. Lee monument in Richmond.

## Awards

- *The National Law Journal*  
"DC Rising Star" (2022)
- *Virginia Lawyers Weekly*  
"Leader in Law" (2022)
- National Association of Attorneys General Best Brief Award (2019, 2020)
- American Bar Association's On the Rise Award (2019)
- Legal Aid Pro Bono Award (2018)

## Associations

- ERA Coalition Advisory Council (2022 to present)
- John Marshall Inn of Court (2019 to present)
- Co-founder, Ad Idem Network (2021 to present)
- Women Lawyers on Guard, director (2017 to present)
- Washington Area Women Trial Attorneys (co-founder, 2019 to present)
- Women's Bar Association (board member 2017–2019, 2017 co-chair of Amicus Committee, 2017 co-chair of Career Development Committee)
- DC Bar Law Practice Management  
Community (chair of the Leadership and Professional Development  
Committee, 2017–2019)

US District Court, Western District of Virginia, 2019

US Court of Appeals, Second Circuit, 2017

US Court of Appeals, Fourth Circuit, 2018

US Court of Appeals, Sixth Circuit, 2011

US Court of Appeals, Ninth Circuit, 2011

## JUDICIAL CLERKSHIPS

Hon. Jane B. Stranch, US Court of Appeals, Sixth Circuit, 2010 - 2011

## Public Service

- Special Litigation Counsel in the US House of Representatives, representing the Select Committee to Investigate the January 6th Attack on the United States Capitol in litigation
- Office of the Attorney General of Virginia  
Solicitor General (2021–2022)  
Deputy Solicitor General (2018–2021)

## Community Service

- Mentor, The Appellate Project (2020 to present)
- Field Instructor, University of Richmond Clinical Placement Program (2019 to 2020)
- Mock trial coach at KIPP LA Prep Middle School (2011–2015)
- Kadima Day School Board of Trustees (2013–2015, first alum to join the board)
- Milken Community High School Alumni Board (2014–2015)

## Publications

- Co-Author, Client Alert: Big Businesses Caught in the Crosshairs: Navigating the Rise in State AG Scrutiny, October 11, 2022
- "The Gender Gap Amongst Advocates in Virginia's Appellate Courts," *Virginia Lawyer*, 2022
- "Remembering the Ladies: Taking a Look at Some of Virginia's Most Notable Female Leaders as Virginia Fights for Recognition of the Equal Rights Amendment," *24 Rich. Pub. Int. L. Rev.* 119, 2021
- "The New Etiquette for Remote Hearings," *Bloomberg Law*, 2020
- "The New Etiquette for Remote Hearings," *Bloomberg Law*, 2020
- "OR's Environmental Clean-Up Statute," *Insurance Coverage Law Bulletin*, March 2014
- "Plausible Screening: A Defense of Twombly and Iqbal's Plausibility Pleading," *14 Rich. Pub. Int. L. Rev.* 257, 2010

## Speaking Engagements

- Crypto 101: Learning the Basics of Blockchain Technology and What It Means for Your Practice, The Ad Idem Network, October 13, 2022
- Partner Michelle Kallen to Speak at Vanderbilt University and Jewish Federation Network events, October 13, 2022