



Hagan Scotten
Partner

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Education

- Harvard Law School (J.D., 2010) summa cum laude; Fay diploma
- Georgetown University (B.A., 1998, History, Classics) magna cum laude

Clerkships

- Hon. John G. Roberts, Jr., U.S. Supreme Court
- Hon. Brett Kavanaugh, U.S. Court of Appeals for the D.C. Circuit

Admissions

- New York

Hagan Scotten is a national trial lawyer, a former U.S. Supreme Court clerk, and a decorated veteran. Mr. Scotten represents corporations and individuals in all aspects of complex cases, from pretrial litigation, to resolution by trial or negotiation, to appeals. He is currently representing Fortune 500 companies in matters ranging from securities class actions, to unlawful intrusions into the client's systems by AI agents, to the nationwide litigation against major energy companies alleging harms from climate change.

Prior to joining Hueston Hennigan, Mr. Scotten spent 10 years as an assistant U.S. attorney and as a chief with the U.S. Attorney's Office for the Southern District of New York, where he was involved in several of the country's highest profile cases, including *United States v. Eric Adams*, the appeal in *United States v. Samuel Bankman-Fried*, *United States v. Charles McGonigal*, and *United States v. Lev Parnas*. Mr. Scotten tried 13 cases to verdict, successfully argued 14 appeals and supervised many times that number. He has negotiated hundreds of resolutions, and advised government officials on matters of trial strategy, appellate law, and policy. Mr. Scotten handled cases related to securities fraud, corporate fraud, official corruption, sanctions, export controls, international law, money laundering, bank bribery, and the Truth in Lending Act, to name a few. He twice received the Attorney General's Award for Distinguished Service.

After graduating first in his class at Harvard Law School, Mr. Scotten clerked for Hon. Brett M. Kavanaugh of the U.S. Court of Appeals for the D.C. Circuit before clerking for Hon. John G. Roberts of the U.S. Supreme Court. Before joining the U.S. Attorney's Office, he was an associate at Hogan Lovells in Washington, D.C. and New York City, where he argued several appeals for corporate and individual clients, and won complete summary judgment for a corporate client, disposing of \$2.7 billion in claims.

Prior to attending law school, Mr. Scotten served as a captain in the U.S. Army, leading infantry, Ranger and Special Forces units, including during four combat tours, and was twice awarded the Bronze Star for meritorious service in combat.

Experience

Amazon.com Services LLC v. Perplexity AI, Inc. Representing Amazon in its claims against Perplexity under the federal Computer Fraud and Abuse Act, and its California analogue. Argued for and obtained preliminary injunction against Perplexity. (See "Amazon wins order blocking access for Perplexity's AI shopping 'agent,'" [Reuters](#)).

ExxonMobil Climate Change Litigation. Representing ExxonMobil as national coordinating counsel and trial counsel in series of over 30 cases brought throughout the U.S. alleging liability for climate change.

Yangtze Memory Technologies, Inc. et al. v. Micron Technology, Inc. et al. Secured a complete victory for Micron Technology when a judge dismissed with prejudice a Lanham Act lawsuit brought by Chinese semiconductor producer Yangtze Memory Technologies (YMTC). The suit accused Micron of supporting statements that YMTC is affiliated with the Chinese Communist Party and that its chips pose a threat to U.S. national security. (See "Judge dismisses lawsuit claiming Micron spread false claims to hurt Chinese chip rival YMTC," [Reuters](#); "Micron Sinks Chinese Chip Patent Rival's 'Astroturfing' Suit," [Bloomberg](#); "Chinese chipmaker YMTC sues rival Micron in US over spyware claims," [Reuters](#)).

Johnson & Johnson et al. v. Samsung Bioepis Co. Ltd. Representing Samsung Bioepis against a breach-of-contract lawsuit brought by Johnson & Johnson and Janssen Biotech concerning Samsung's manufacture of the biosimilar Ustekinumab-ttwe. Defeated two attempts to obtain preliminary injunctions against Samsung Bioepis. Argued and won appeal defending favorable district court order. (See "J&J Loses Appeal to Block Samsung's Stelara Biosimilar Drug Copy," [Bloomberg](#); "J&J sues Samsung Bioepis over Stelara biosimilar," [Reuters](#)).

Confidential Resolution. Represented a former senior government official in responding to a draft Office of Inspector General report, securing removal of an adverse finding, removal of the official's name from the final report, and an agreement that the report would not be made public.

Confidential Resolution. Represented an S&P 500 tech company in dispute with a Fortune 100 e-commerce company arising from allegations of damage to the latter's services caused by a third party's erroneous invocation of court process, obtaining a complete settlement and release of all claims.

In re Cerevel Therapeutics Holdings, Inc. Securities Litigation. Representing Cerevel Therapeutics in defense against federal class action securities claims in connection with Cerevel's 2024 acquisition by AbbVie, Inc. Obtained dismissal of all claims against four former members of the Cerevel board of directors.

Carboline Global Inc. v. The Sherwin-Williams Company. Representing Carboline in Lanham Act claims against Sherwin-Williams arising out of Sherwin-Williams' use of false data that inaccurately represented its products' safety, cost and efficiency relative to competitors, including Carboline.

Kelly Toys Holdings LLC et al. v. Build-A-Bear Workshop Inc.; Build-A-Bear Workshop Inc. v. Kelly Toys Holdings LLC et al. Represented Kelly Toys, maker of the top-selling toy in the US for 2023 "Squishmallows," in a copyright infringement lawsuit against Build-A-Bear Workshop for its copycat Skoosherz product. (See "Squishmallows and Skoosherz Plush Toys Face Off in Court," [The New York Times](#); "Plush wars? Squishmallows toy maker and Build-A-Bear sue each other over 'copycat' accusations," [Associated Press](#); "Kelly Toys Seeks Damages Over Build-a-Bear's Alleged Copyright of 'Squishmallows' Product," [The Recorder](#)).

Federated Indians of Graton Rancheria v. Burgum et al. Representing Koi Nation in multiple actions against plaintiffs who are attempting to prevent the tribe from developing its restored lands in Northern California.

Confidential Investigation. Representing a Fortune 500 company in a government investigation concerning theft of trade secrets by a former employee.

U.S. v. Eric Adams. Investigated and charged the New York City mayor for campaign finance violations and taking bribes.

U.S. v. Samuel Bankman-Fried. Supervised the appellate briefing in conviction of the FTX founder for fraud, money laundering, and other crimes.

U.S. v. Charles McGonigal et al. Led the prosecution of a former special agent in charge of the FBI Counterintelligence Division who was convicted of sanctions and money laundering violations.

U.S. v. Matthew Madonna et al. Tried and convicted the leadership of the Luchese Mafia Family for murder, attempted murder, racketeering, and other crimes. Also successfully argued the appeal.

U.S. v. Stephen Calk. Tried and convicted a bank chairman for bank bribery based on extending a \$16 million loan in exchange for help seeking a high-ranking government job.

U.S. v. Lev Parnas et al. Tried and convicted two defendants for funneling illegal campaign contributions to federal and state candidates in the 2018 elections.

U.S. v. Scott Tucker et al. Tried and convicted the largest payday lender in America for fraud, money laundering, RICO, and Truth in Lending Act violations. Also successfully argued the appeal.

U.S. v. Burrell et al. Prosecuted the largest gang case in the history of New York City, charging 120 defendants with racketeering and other offenses, including seven murders.

Recognitions

- Attorney General's Award for Distinguished Service (2019 and 2020)