

W. David Maxwell

Senior Associate
Washington, D.C.

Biography

A resourceful litigator, David Maxwell helps clients navigate complex commercial disputes in state and federal courts across the country, with a focus on class actions. He has particular experience with antitrust, data privacy, and false advertising claims.

David has represented clients at all stages of civil litigation. He has helped them extinguish cases early through motions to dismiss and motions to compel arbitration, briefed summary judgment and class certification motions, taken and defended numerous fact and expert witness depositions, crafted settlement strategies, led trial teams, and briefed appeals. He has defended Fortune 500 clients in a variety of industries, including health care, life sciences, and technology companies.

David is committed to pro bono. For nearly two years (2018-2020), he served as the firm's senior associate in charge of U.S. Pro Bono, litigating high-profile civil rights cases and managing the firm's Pro Bono practice. Focusing on injustices in our criminal legal system, David has represented people who were wrongfully convicted or sentenced to death, exonerees seeking compensation for civil rights abuses, and a class of indigent defendants deprived of their Sixth Amendment right to counsel. He was also a key member of a team that successfully challenged



Phone

+1 202 637 3218

Fax

+1 202 637 5910

Email

david.maxwell@hoganlovells.com

Practices

Litigation Services

Industries

Insurance

Life Sciences and Health Care

Technology & Telecoms

Areas of focus

Antitrust and Competition Litigation

Class Actions and Group Litigation

False Advertising and Unfair
Competition

Virginia's practice of automatically and permanently housing people sentenced to death in solitary confinement, obtaining a landmark ruling that solitary confinement violates the Eighth Amendment.

Prior to joining Hogan Lovells, David served as a judicial law clerk to the Honorable Todd M. Hughes of the U.S. Court of Appeals for the Federal Circuit.

Representative experience

Defended hospital system at trial in antitrust case brought by the Federal Trade Commission to block merger with competing hospital system.

Represent health insurance companies in high-profile antitrust multidistrict litigation.

Won dismissals and motions to compel arbitration for leading technology company in multidistrict class-action litigation arising out of a cyberattack.

Defended health insurance company in multidistrict class-action litigation and regulatory investigations arising from the largest health-related cyberattack in U.S. history.

Represented individuals serving death or life sentences in postconviction proceedings and prison conditions cases in Texas, Virginia, Maryland, and Mississippi.

Awards and rankings

- Frederick Douglass Human Rights Award, *Southern Center for Human Rights*, 2020

Latest thinking and events

- Press Releases
 - Hogan Lovells obtains \$75 million verdict in pro bono civil rights case brought on behalf of wrongfully convicted brothers
- Press Releases
 - Idaho Supreme Court Again Sides with ACLU,

Education and admissions

Education

J.D., Duke University School of Law, magna cum laude, 2014

B.A., University of North Carolina at Chapel Hill, with highest distinction, Phi Beta Kappa, 2010

Bar admissions and qualifications

District of Columbia

Georgia

Court admissions

U.S. Court of Appeals, Federal Circuit

U.S. District Court, District of Colorado

Hogan Lovells in Public Defense Lawsuit

- Published Works
 - Pro Bono Reflections – 50+ Years of Public Service
Podcast
- Press Releases
 - Mississippi prosecutors will not retry Hogan Lovells client Curtis Flowers following Supreme Court decision and six trials