

## Mitchell P. Reich

Senior Associate  
Washington, D.C.

### Biography

Mitchell P. Reich focuses on Supreme Court and appellate litigation. He successfully argued the Ninth Circuit appeal challenging President Trump's travel ban, has written nearly a dozen Supreme Court merits briefs on major questions of statutory interpretation and constitutional law, and handles cases in the federal courts of appeals that span the full range of the appellate group's docket, from securities law and ERISA to education and foreign sovereign immunity.

Mitch's practice also extends beyond the federal courts. In December, he briefed and argued a high-stakes NCAA appeal seeking to overturn one of the most significant penalties the association ever imposed. And as part of his vibrant pro bono practice, Mitch has represented prisoners on sentencing appeals, challenged the constitutionality of Arizona's death penalty scheme, and filed a Supreme Court amicus brief on behalf of the country's leading anti-discrimination scholars.

Before joining Hogan Lovells, Mitch clerked for Associate Justice Elena Kagan of the U.S. Supreme Court and Chief Judge Merrick B. Garland of the U.S. Court of Appeals for the D.C. Circuit. He also worked in the Department of Justice's Office of Legal Counsel, where he advised the White House, the attorney general, and federal agencies on major questions of constitutional, statutory, and administrative law. Mitch graduated



### Phone

+1 202 637 5833

### Fax

+1 202 637 5910

### Email

[mitchell.reich@hoganlovells.com](mailto:mitchell.reich@hoganlovells.com)

---

### Practices

Administrative and Public Law  
Litigation

---

### Areas of focus

Administrative Procedure Act  
Appellate and Supreme Court  
Litigation

---

### Education and admissions

### Education

J.D., Harvard Law School, magna  
cum laude, 2012

magna cum laude from Harvard Law School, where he was president of the *Harvard Law Review* and a member of the winning team in the Ames Moot Court Competition.

## Representative experience

Briefed eight Supreme Court merits cases over the past two terms, including the team's significant victories in *Bristol-Myers Squibb v. Superior Court* (8-1) and *Town of Chester v. Laroe Estates* (9-0).

Argued and won a Ninth Circuit appeal upholding a nationwide injunction against the president's travel ban; serve as one of the principal drafters of briefs challenging the travel ban in the Supreme Court, the Ninth Circuit, and the District of Hawaii.

Second chaired Supreme Court cases concerning the forum in which plaintiffs may file federal securities class actions (*Cyan v. Beaver County Employees Retirement Fund*) and when litigants may appeal judgments in a consolidated case (*Hall v. Hall*).

Briefed and argued an NCAA appeal seeking to overturn an infractions decision that stripped a university of its national title and required the forfeiture of years' worth of conference revenues.

Obtained summary dismissal of a Sixth Circuit appeal challenging the legality of the Girl Scouts national retirement plan.

Served as principal drafter of a Supreme Court amicus brief on behalf of the country's leading anti-discrimination scholars arguing that Title VII prohibits discrimination on the basis of sexual orientation.

## Awards and rankings

■ Dispute Resolution: Appellate, *Legal 500 US*, 2019

B.A., Yale University, magna cum laude, 2009

---

## Bar admissions and qualifications

District of Columbia

New York

---

## Court admissions

U.S. Court of Appeals, Fourth Circuit

U.S. Court of Appeals, Sixth Circuit

U.S. Court of Appeals, Ninth Circuit

U.S. Court of Appeals for the D.C. Circuit

U.S. District Court, Western District of Michigan

---

## Accolades

"How's this for pressure in your mid-20s: Mitchell Reich... [is] the first openly gay president of the [Harvard Law Review]."

*Advocate, Forty Under Forty, 2011*

---

## Latest thinking and events

- Press Releases
  - Hogan Lovells successfully challenges policy limiting asylum to those entering the United States through ports of entry
- Press Releases
  - Hogan Lovells represents nonprofit organizations challenging new rule barring asylum eligibility for many migrants
- Press Releases
  - Hogan Lovells Wins Crucial Pharmaceutical Labeling Case for Bristol-Myers Squibb and Pfizer
- Press Releases
  - Hogan Lovells challenges new asylum policy
- Published Works
  - Supreme Court Case Concerning President Trump's Travel and Refugee Bans – Key Documents
- Published Works
  - Documents in State of Hawaii et al v. Trump—A Challenge to President Trump's March 6, 2017 Travel Ban