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PRACTICE AREAS

- Government Contracts, Investigations & International Trade
- White Collar Defense and Corporate Investigations
- Litigation

INDUSTRIES

- Aerospace and Defense

OVERVIEW

John Chierichella is a partner in the Government Contracts and Regulated Industries Practice Group in the firm's Washington, D.C. office.

Areas of Practice

Mr. Chierichella has a broad range of experience in government contract matters, including bid protests, claims and appeals, cost and CAS issues, GSA's Multiple Award Schedule (MAS) Program, compliance reviews and internal investigations, and *qui tam* and other False Claims Act litigation.

He is a prolific author and frequent lecturer, and co-authored the leading book on the MAS Program.

Mr. Chierichella served as attorney/adviser to the Secretary, Office of the General Counsel, Department of the Air Force, in the area of procurement law (1973-75).

Mr. Chierichella holds a Top Secret national security clearance.

EDUCATION

- J.D., Columbia Law School, 1972
- A.B., Cornell University, 1969

ADMISSIONS

- District of Columbia
- California
- New York

HONORS

- Chambers & Partners', Tier 1 National Ranking
- Best Lawyers in America
- Washington, D.C. SuperLawyer
- America's Leading Business Lawyers
- Best Lawyers in Washington, D.C.
- Best Government Contracts Lawyers, Washington Business Journal
- Best Government Contracts Lawyers, Washingtonian Magazine
- SmartCEO Magazine's SmartLawyers

- Legal Times, "Leading Lawyer"

MEMBERSHIPS

- Member, Advisory Board of the Government Contractor
- Member, American Bar Association's Sections of Public Contract Law, Administrative Law and Litigation
- Member, National Contract Management Association

ARTICLES

Books

- *Multiple Award Schedule Contracting*, Thomson West, May 2002 (John W. Chierichella, Jonathan S. Aronie), 2009 (Third Edition)

Government Contracts, Investigations & International Trade Blog (www.governmentcontractslawblog.com) Postings

- "DOD Issues New Guidance on B&P - But Is It Right?" December 9, 2011
- "New Disclosure Requirements For Companies Doing Business In California," December 9, 2011
- "BCABA Bestows 2011 President's Award on Sheppard Mullin Attorney," November 16, 2011
- "Organizational Conflicts of Interest - How We Can Help," October 24, 2011
- "The RAT Board Begets the GAT Board - Who Could Ask for Anything More?," July 15, 2011
- "10 Ways To Waste Your B&P," June 16, 2011
- "DCMA Updates Forward Pricing Rate Recommendation Policy," March 16, 2011
- "Rush To Judgment - FAR Councils Propose Daily Compounding Of Interest For TINA Violations," November 11, 2010
- "New Iranian Sanctions Legislation: Summary of Key Provisions," July 12, 2010
- "FAPIS: The New Integrity Database For Government Contractors," June 14, 2010
- "DCAA's Promises Of A "New Mode of Operation" Leading To "Mutually Beneficial Relationships" Evaporate Within Less Than Three Months," June 14, 2010
- "Administration Actively Solicits Higher Costs From Bidders - Is Its "High Road Procurement Policy" Headed Off a Cliff?," March 19, 2010
- DOD Director of Industrial Policy Assails Bid Protest Process -- "Don't Confuse Me With the Facts", December 8, 2009
- Top Ten Reasons DCAA Should Let COs Do Their Bloody Job, November 9, 2009
- "The Allocability of IR&D -- A Fork in the Road?," July 7, 2009
- "There You Go Again" - Does the Fourth Estate Even Try to Get it Right When it Comes to Government Contracts?, May 29, 2009
- Quo Vadis? - Rothe and the Future of Federal Contracting Programs for Minority-Owned Small Businesses, May 12, 2009
- The Assault on Contracting Officer Independence Continues Apace, May 12, 2009
- DCAA And the Art of Intimidation - Some Historical Perspective, May 12, 2009
- DCAA And The Art Of Intimidation, April 9, 2009

- Stimulation Has Its Price - The Audit and Oversight Provisions of The 2009 Stimulus Bill Are Unlike Anything Most Funding Recipients Have Ever Seen, February 23, 2009
- FAR Councils Issue Final Rule for Human Trafficking, February 17, 2009
- DCAA Form 1 Withholdings: What Gives?, January 12, 2009
- Federal Circuit Strikes Down DOD Preferences For Minority Contractors As Unconstitutional; Consequences Uncertain, November 17, 2008
- Hitchcock And Specialty Metals - DOD's New Proposed Rules Are Dizzying; Ambiguities Remain, September 8, 2008
- New DOD Rule Imposes Contractual Requirement For Contractors To Comply With U.S. Export Laws, September 8, 2008
- Cost Corner for September 2008, September 8, 2008
- Allison Engine - More Unanswered Questions, June 30, 2008
- Specialty Metals Update: HASC Criticizes DCMA's January 2008 Specialty Metals Class Deviation, June 30, 2008
- Short Circuiting the IDIQ Bid Protest War: A Pyrrhic Victory?, June 30, 2008
- Violating the False Claims Act Without Actually Doing So - The Backdoor to Liability, May 15, 2008
- Two Roads Converged?: Merging the COFC's and GAO's Timeliness Requirements, March 13, 2008
- Cost Corner' for February 2008, February 6, 2008

Articles in Print

- DOD Bid And Proposal Guidance --Is It Right?, *Law360*, December 19, 2011
- Gov't Contracts Group Of The Year: Sheppard Mullin, *Law360*, February 3, 2011
- Q&A With Sheppard Mullin's John Chierichella, *Law360*, November 30, 2010
- Let's Just Eliminate All Pretense of Balance, *Westlaw Journal*, July 12, 2010
- The FAR's "Contractor Business Ethics Compliance Program And Disclosure Requirements" Require Significant Changes For All Government Contractors And Subcontractors, *The Government Contractor*, December 17, 2008
- Rolling Back Past Reforms , *Legal Times*, October 8, 2007
- The Continuing Saga Of Specialty Metals - Nothing Is Ever So Bad That It Cannot Be Made Worse, *International Government Contractor*, April 28, 2007
- A Slalom Course for Foreign Investors, *Legal Times*, April 16, 2007
- M&A Implications for Acquisitions of Small Business Government Contractors, *MergerMarket*, March 6, 2007
- Multiple Award Maze, *Government Executive*, January 12, 2007
- Chapter on United States Procurement law in *Global Competition Review*, "Public Procurement 2007 - An Overview of Regulation in 36 Jurisdictions Worldwide," 2007
- Berry Amendment "Reform" - The Sound and The Fury, *Government Contractor*, October 25, 2006
- How to Know When You're in Too Deep With the Feds, *Washington Business Journal*, March 10, 2006
- Uncle Sam Isn't in the Express Lane, *Washington Business Journal*, February 10, 2006
- Eight Things to Know Before a Contractor Goes Global, *Washington, Business Journal*, January 27, 2006

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- Government Contractors Should Prepare for "A Bumpy Night", *Washington Business Journal*, October 14-20, 2005
- Can this Business Marriage be Saved? Should It Be?, *Washington Business Journal*, October 7, 2005
- GAO protests: Right and Wrong Ways to Claim "Foul", *Washington Business Journal*, June 24, 2005
- Financing Government Contracts / Edition II - Part I, *Briefing Papers*, April 21, 2005
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- Secure Your IP Rights For Data, Software, *Washington Business Journal*, April 1, 2005
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- Who's Who in Gov't Contracting: A Cast of Characters, *Washington Business Journal*, January 21, 2005
- So, You Want to Be a Government Contractor?, *Washington Business Journal*, December 3, 2004
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- Unwary Rabbits Beware: IDIQ Means Never Having to Say You're Sorry, *Government Contract Audit Report*, February 2001 (John W. Chierichella, Jonathan S. Aronie)
- *Developments in Administrative Law and Regulatory Practice 1999-2000*, ABA Section of Administrative Law and Regulatory Practice, (Public Contracts and Procurement), February 2001 (John W. Chierichella, Jonathan S. Aronie)
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- When is Information Confidential? The Government and Courts' Ongoing Tug-of-War over FOIA's Exemption 4 Leaves Contracts Professionals in a Bind, *Contract Management*, November 2000 (John W. Chierichella, Jonathan S. Aronie, James J. McCullough)
- The Civil False Claims Act: More Relevant Than You May Think, *Director's Monthly*, October 2000 (John T. Boese, John W. Chierichella, Richard A. Sauber)
- The Government's Assault on FOIA Exemption 4: Do You Know Where Your Data Are?, *Off The Shelf*, October 2000 (John W. Chierichella, Jonathan S. Aronie, James J. McCullough)
- Feature Comment: The Buy American Act/FAR Part 25 Rewrite - A Law of Unintended Consequences, *The Government Contractor*, August 16, 2000 (John W. Chierichella, Andrew Skowronek)

- A Qui Tam Conundrum, *Legal Times*, February 28, 2000 (John W. Chierichella, Louis D. Victorino)
- Disputing a Commercial KO, *Legal Times*, April 26, 1999 (John W. Chierichella, Jonathan S. Aronie)
- Commissions & Fees Paid to Overseas Agents: Cost Recovery & Related Rules, *Government Contract Costs, Pricing & Accounting Report*, August 1998 (John W. Chierichella, Douglas E. Perry, Michael L. Waldman)
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- Foreign Selling Costs Under the Cost Principles, *Government Contract Costs, Pricing & Accounting Report*, No. 90-12, December 1990 (John W. Chierichella)
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- Foreign Investment in Defense-Related Companies, *51 Federal Contracts Report* 837, May 8, 1989 (John W. Chierichella)
- Three New Criminal Statutes From the 100th Congress, *Contract Management*, February 1989 (John W. Chierichella)

- Antitrust Considerations Affecting Teaming Agreements, *57 Antitrust Law Journal* 555, 1988 (John W. Chierichella)
- Financing Government Contracts, *Briefing Papers*, No. 86-7, 1986 (John W. Chierichella)
- Supreme Court Removes Bar to Tort Indemnification, *Contract Management*, December 1983 (John W. Chierichella)
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- Product Liability Problems for Government Contractors, *Contract Management*, July 1981 (John W. Chierichella)
- Source Selection Under the Model Procurement Code, *12 National Contract Management Quarterly* 23, September 1978 (John W. Chierichella)
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