

# Drinker Biddle



## Scott Coffina

Partner

Philadelphia  
One Logan Square, Ste. 2000  
Philadelphia, PA 19103-6996  
(215) 988-2706 *phone*  
(215) 988-2757 *fax*  
Scott.Coffina@dbr.com

Washington D.C.  
1500 K Street, N.W.  
Washington, DC 20005-1209  
(202) 230-5406 *phone*  
(215) 988-2757 *fax*

Scott A. Coffina is a partner in the firm's White Collar Defense and Corporate Investigations Team. His practice focuses on internal investigations, False Claims Act litigation, political-legal controversies, and additional civil, criminal or regulatory enforcement actions.

A former Associate Counsel to President George W. Bush from May 2007 until January 2009 and a former Assistant U.S. Attorney, Scott has substantial experience with Congressional oversight matters and high-stakes prosecutions.

**Commercial Litigation.** Scott has represented corporate, university and individual clients in a wide range of matters including allegations of improper marketing by pharmaceutical companies, false claims by a medical device manufacturer, fraudulent mortgage lending, fraud in Small Business Administration programs, income tax fraud, allegations of sexual misconduct under Title IX and violations of the Clery Act. He also has assisted clients with investigating and pursuing recoveries in embezzlement cases, and in other affirmative anti-fraud litigation.

**Advisor to the White House.** While serving as Associate Counsel to President George W. Bush, Scott represented the interests of the President and Executive Branch in Congressional oversight matters and other investigations, and advised the White House staff on a wide range of political, government ethics and election law issues, including compliance with the Hatch Act. Scott also acted as the White House legal liaison to the Department of Energy, the Department of Veterans Affairs, the Federal Election Commission and the Office of Special Counsel, and evaluated and recommended candidates for federal judiciary appointments by the President. Scott also served in the Administration of President Ronald Reagan, in the White House Office of Political Affairs.

**Former Assistant U.S. Attorney.** Scott served as an Assistant United States Attorney in Philadelphia from 1997-2001, pursuing monetary recoveries for fraud against the government under the False Claims Act and other statutes, and defending the United States and federal employees in civil rights, employment discrimination, medical malpractice and other litigation. He successfully argued twice before the Third Circuit Court of Appeals, in *Elman v. United States* and *Taylor v. Garwood*.

**In General.** Scott is a frequent author and speaker. He has testified before Congress on political-legal issues, commented on national television and radio news programs and publications concerning political-legal controversies, and authored op-eds and articles for publications such as *National Review Online*, *Politico.com*, *The National Law Journal* and *The Legal Intelligencer*. He is on the board of the Committee of Seventy and a member of the National Association of College and University Attorneys, where he serves on the

## Practices

White Collar Criminal Defense and  
Corporate Investigations

## Industries

Compliance Counseling & Defense  
Education  
Pharmaceutical

## Court Admissions

U.S. Supreme Court  
U.S. Court of Appeals, Third Circuit  
U.S. District Court, Eastern District of  
Pennsylvania  
U.S. District Court, District of  
Columbia

## Bar Admissions

Pennsylvania  
New Jersey  
District of Columbia

## Education

University of Pennsylvania Law  
School,  
J.D.  
Cornell University,  
B.A. with distinction

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planning committee for the 2014 Annual Meeting.

Scott began his legal career with the highly respected law firms Wiley, Rein & Fielding in Washington, D.C., and Miller, Alfano & Raspanti in Philadelphia, where he focused on developing anti-fraud investigations on behalf of major health insurers and whistleblowers, and on representing companies in fast-track government contracts litigation. Scott joined Drinker Biddle from Montgomery McCracken Walker & Rhoads in Philadelphia.

### Representative Matters

Recent representative matters:

- Has represented a major public university in an independent investigation arising from allegations of sexual misconduct by a professor.
- Has filed an amicus brief in the U.S. Supreme Court on behalf of the National Federation of Independent Businesses in *Lawson v. FMR, et al.* (No. 12-3)
- Has represented a major pharmaceutical company in internal investigations into allegations of improprieties with an employee training program and allegations of misconduct with Medical Device Reporting.
- Has represented a government contractor in a bid protest related to the award of a contract for laundry services by a public university.
- Has represented two higher educational institutions in investigations concerning research grant management.
- Has represented an individual in an investigation involving alleged financial irregularities in a bridge construction project.
- Has represented a former Department of Energy official in a House Oversight Committee investigation into the Department's handling of loans under the Advanced Technology Vehicles Manufacturing Loan Program.
- Has represented a major pharmaceutical manufacturer in criminal and civil investigation by Department of Justice into off-label marketing.
- Has represented a university client in defense of a Department of Education investigation into alleged Clery Act violations.
- Has led an internal investigation, and obtained full recovery for a university client in connection with multi-million dollar embezzlement scheme.
- Has represented and advised a client in connection with a GAO audit into the client's eligibility for a Small Business Administration loan program.
- Has led internal investigation for a gas drilling company into multi-million embezzlement scheme.

### Publications

6/24/2014

*National Review Online*

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## Shaming Our Schools

5/20/2014

*The Legal Intelligencer*

Did Lois Lerner Waive Her Fifth Amendment Rights?

5/13/2014

*Client Alert*

Key Takeaways From Recent Reports On The Federal Government's Efforts To Combat Sexual Assault On Campus

3/25/2014

*The Legal Intelligencer*

Where Things Stand With Regulating 'Dark Money'

1/27/2014

*The Legal Intelligencer*

The Perilous Legal Landscape of 'Bridgewater'

11/15/2013

*National Review*

The Unlawful Delay

10/1/2013

*The Legal Intelligencer*

The Ethically and Legally Questionable Campaign to Promote Obamacare

7/16/2013

*The Legal Intelligencer*

Supreme Court to Review President's Recess Appointment Power

6/3/2013

*Client Alert*

Supreme Court Decides To Hear Applicability of Sarbanes-Oxley's Whistleblower Protections

5/29/2013

*The Legal Intelligencer*

Regulating Political Intelligence Is Less Than Intelligent

3/26/2013

*Pennsylvania Law Weekly*

The Legal and Ethical Issues Surrounding Organizing for Action

3/8/2013

*Client Alert*

Ninth Circuit Affirms Conviction and Sentence in InterMune Pharmaceutical Marketing Fraud Case

2/5/2013

*The Legal Intelligencer*

Our Overcriminalized Society and Methods for Ensuring Justice

1/16/2013

*National Review Online*

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Gun Control by Executive Order?

1/2/2013

*The Legal Intelligencer*

Let's Have an Open Debate About Privacy

11/16/2012

*Pharmaceutical Law & Industry Report*

Coming Soon: Increased Scrutiny of Compounding Pharmacies

11/15/2012

*White Collar Criminal Defense Alert*

Conducting Sound Internal Investigations: Now More Important Than Ever

10/30/2012

*The Legal Intelligencer*

"Obama Administration's Disregard of the Hatch Act and What it Means"

10/19/2012

*Client Alert*

HHS-OIG Work Plan

9/13/2012

*National Review Online*

"Secretary Sebelius Violates the Hatch Act"

9/4/2012

*The Legal Intelligencer*

"The Winding Road of Pennsylvania's Voter ID Litigation"

8/16/2012

*National Review Online*

"House Republicans vs. Holder"

7/3/2012

*Inside Higher Ed*

"When in Doubt, Investigate"

7/3/2012

*The Legal Intelligencer*

"Handicapping the Pennsylvania Voter ID Litigation"

5/18/2012

*National Law Journal*

"Amending the Hatch Act"

3/8/2012

*The Legal Intelligencer*

The Stock Act: Working to Close an Egregious Loophole

7/29/2011

*The Legal Intelligencer*

"The Hatch Act: A Shadowy Minefield for Federal Employees"

1/14/2011

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*The Legal Intelligencer*

"New Jersey State Senate: Your Move"

1/1/2002

*ABA Litigation*

"Claiming the Fifth in Civil Litigation"

## Speaking Engagements

6/16/2014

*Bill Martinez Live Radio Program & Justin Barclay Show*

College Campus Attacks and Title IX Guidance

5/28/2014

*Talk 101FM Radio Show*

Government's New Title IX Guidance

5/27/2014

*600 WBOB Radio Show*

Government's New Title IX Guidance

5/22/2014

*1380 The X with Lindsay Warden Radio Program*

Government's New Title IX Guidance

5/19/2014

*The Big Show with Bill Cunningham*

College Campus Attacks

3/25/2014

*Drinker Biddle Event*

The Power of the Executive Branch

2/15/2014

*The Blaze*

Chris Salcedo Radio Program

2/14/2014

Jim Bohannon Radio Program

2/13/2014

*Talk Radio 1210*

The Rich Zeoli Radio Program

10/29/2013

*14th Annual Pharmaceutical Regulatory and Compliance Congress*

Handling Parallel Criminal, Civil and Administrative Investigations

6/27/2013

*DRI Government Enforcement and Corporate Compliance Conference*

Upon Further Review—Breaking Down the SEC Whistleblower Program

6/21/2013

*National Association of College and University Attorneys Annual Meeting*

Outside Investigations: When to Recommend Them and How to Survive

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## Them

6/14/2013

Andrea Tantaros Radio Show

5/21/2013

Andrea Tantaros Radio Show

1/17/2013

Andrea Tantaros Radio Show

10/25/2012

*DRI 2012 Annual Meeting*

SOX to Dodd-Frank—10 Years of Increased Government Enforcement and Current Trends

10/2/2012

*ERAPPA Annual Meeting*

Friends, Co-Workers & Thieves: Coping with Fraud

10/2/2012

*Penn Inn at Court Quarterly Meeting*

Presentation on the White House Counsel's Office

9/6/2012

*National Public Radio*

All Things Considered

6/26/2012

*Fox News Network*

America Live With Megyn Kelly

5/16/2012

Witness in the House Oversight Committee Hearing on Amending the Hatch Act

6/21/2011

Witness in the House Oversight Committee Hearing on the Hatch Act

11/10/2010

*Fox Broadcasting Company*

Good Day Philadelphia

11/1/2010

*Technology and Research Compliance Seminar for the National Association of College and University Attorneys*

Ethics and Internal Investigations

10/1/2010

*DRI Annual Meeting*

Internal Investigations

6/1/2010

*Fox News Channel*

Fox & Friends

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5/28/2010

*Fox News Channel*

**Hannity**

5/1/2008

*MMI Preparatory School*

**Commencement Speaker**

11/1/2006

*Pennsylvania Association of Criminal Defense Lawyers' "Criminal Law for the Experienced" Seminar*

**Nuts and Bolts for Federal Sentencings**