



Franklin Amanat

Partner

New York

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Overview

Frank Amanat is a highly decorated litigator with more than 30 years' experience in a broad range of complex legal matters. Frank specializes in representing whistleblowers, as well as victims of fraudulent and illegal conduct, governmental entities, and other plaintiffs, in a wide range of high-impact litigation, including class actions and multidistrict litigation. His practice focuses on financial and securities fraud, health care and pharmaceutical fraud, antitrust, civil rights, mass torts, and complex commercial litigation. He also has expertise in constitutional and administrative law, environmental litigation, litigation against governmental actors, and appellate and policy litigation. A veteran of 19 trials and arbitrations and dozens of appeals, Frank has led some of the largest and most consequential civil litigation in the United States, and he has amassed a remarkable track record delivering successful outcomes to his clients.

Prior to joining DiCello Levitt, Frank spent 24 years at the U.S. Department of Justice (DOJ), including more than two decades as an Assistant United States Attorney and then Senior Counsel at the U.S. Attorney's Office for the Eastern District of New York (Brooklyn), plus stints at the Office of Legal Policy (OLP) and the Office of Immigration Litigation. At DOJ, Frank handled over 400 cases, both affirmative and defensive, on behalf of more than 70 federal agencies. From 2013 to 2018, he served as lead counsel for the Government in the successful investigation and prosecution of Barclays Bank and two of its former executives for fraud in connection with the sale of residential mortgage-backed securities. The \$2 billion settlement remains the largest single recovery the DOJ has ever obtained in a civil penalty action filed under FIRREA.

For his work at OLP developing regulations implementing the Prison Rape Elimination Act, Frank was awarded in 2012 the Attorney General's Award for Distinguished Service, the second highest award conferred by the DOJ. In September 2020, Frank received the EOUSA Director's Award for Superior Performance as an Assistant United States Attorney (Civil) for his work on financial fraud and public policy cases, as well as several immigration policy class actions. In

2018, Frank received the Henry L. Stimson Medal, an award given annually by the New York City Bar Association to honor outstanding Assistant U.S. Attorneys in the EDNY and SDNY for their integrity, fairness, courage, and superior commitment to the public good.

Practice Areas

CIVIL AND HUMAN RIGHTS LITIGATION

COMMERCIAL LITIGATION

PHARMACEUTICAL FRAUD, WASTE, AND ABUSE

PUBLIC CLIENT

SECURITIES AND FINANCIAL SERVICES LITIGATION

WHISTLEBLOWER, QUI TAM, AND FALSE CLAIMS ACT

Education

Harvard Law School, J.D. *cum laude*

The University of Pennsylvania, B.A. *summa cum laude*

Representative Matters

In re Foreign Exchange Benchmark Antitrust Litig., No. 13-cv-7789 (LGS) (S.D.N.Y.), Counsel for leading class-member claimants seeking to recover damages from the settlement fund (Antitrust Class Action)

Doe v. Cuchel, No. 20-cv-5402 (GRB/ARL) (E.D.N.Y.), Co-Lead Counsel for Plaintiff (Sexual Assault/New York Child Survivors' Act)

State of Illinois ex rel. Edelweiss Fund LLC vs. Bank of America Capital Corp. et al., No. 2017L0289 (Ill. Cir. Ct. Cook Cty.), Co-Counsel for Relator (False Claims Act *qui tam* – fraud involving municipal bond interest rates)

United States ex rel. Gill v. CVS Health Corp., No. 18-cv-6494 (SCS/JC) (N.D. Ill.), Co-Counsel for Relator (False Claims Act *qui tam* – Medicare fraud)

United States ex rel. Prose v. Molina Healthcare of Ill., Inc., No. 17-cv-6638 (N.D. Ill.), Co-Counsel for Relator (False Claims Act *qui tam* – Medicare fraud)

Does 1-10 v. Nygard, No. 20-CV-1288 (ER) (S.D.N.Y.), Co-Counsel for Plaintiffs (Trafficking Victims Protection Act)

Kuykendall v. Amazon Studios LLC, No. 2:22-cv-1872 (AB/E) (C.D. Cal.), Lead Counsel for Plaintiff (Defamation)

State of New Mexico v. Solvay America, Inc., No. D-101-CV-2019-1897 (N.M. 1st Jud. Dist. Ct. Santa Fe Cty.), Co-Counsel for Plaintiff (Public Client/Consumer Protection)

United States v. Barclays Capital, No. 16-CV-7057 (KAM/JO) (E.D.N.Y.), Lead Counsel for Government (FIRREA claims relating to mortgage-backed securities)

Alharbi v. Miller, No. 18-CV-2435 (BMC) (E.D.N.Y.), Lead Counsel for Government (challenges to immigration policy)

Simone v. United States, No. 09-CV-3904 (PKC/AKT) (E.D.N.Y.), No. 15-935-CV (2d Cir.), Co-Lead Counsel (FTCA false arrest claims)

Tummino v. Hamburg, No. 12-CV-763 (ERK/VVP) (E.D.N.Y.), Lead Counsel (APA challenge to FDA policies)

Awards & Honors

Director's Award for Superior Performance as an Assistant United States Attorney, **Executive Office of United States Attorneys**, (Civil) (2020)

Henry L. Stimson Medal, **Association of the Bar of the City of New York** (2018)

CIGIE Investigation Award for Excellence, **Council of the Inspectors General on Integrity and Efficiency** (2018)

Attorney General's Award for Distinguished Service, **United States Department of Justice** (2012)

Annual Pro Bono Service Award, **International Human Rights Law Group** (1993)

Editor, **The Harvard Law Review**, Volumes 103-104

Publications & Presentations

United States Dep't of Justice, Regulatory Impact Assessment for PREA Final Rule (May 17, 2012)

Int'l Human Rights Law Group, In the Public Eye: Parliamentary Transparency in Europe and North America (1995) (contributing author)

The Bluebook: A Uniform System of Citation (15th 1991) (Executive Editor)

The Supreme Court, 1989 Term—Leading Cases, 104 L. Rev. 129, 227-37 (1990) (commenting on *Rutan v. Republican Party*, 110 S. Ct. 2729 (1990) (declaring political patronage unconstitutional))

The Supreme Court, 1989 Term—Leading Cases, 104 L. Rev. 129, 359-72 (1990) (statistical compilations regarding U.S. Supreme Court)

Recent Development, 12 J.L. & Pub. Pol'y 1081 (1989) (commenting on *Fort Wayne Books v. Indiana*, 109 S. Ct. 916 (1989) (applicability of civil RICO laws to obscenity violations))

Public Hearing Testimony, *Cost-Effective Strategies for Meeting Policy Requirements and Legislative Mandates*, National Institute of Corrections Advisory Board, Department of Justice, Washington, DC (August 22-23, 2012)

Panelist, *Everything You Wanted to Know About Becoming an Assistant United States Attorney but Were Afraid to Ask*, New York City Bar (April 15, 2009)

Panelist, *Beyond Party Platforms: Asking the Right Questions About Immigration*, Network for Peace Through Dialogue (New York City), October 16, 2008

Presenter, 6th Annual North American Bahá'í Law Conference, Washington, DC (October 11, 2008), Panel: *Exploring the Intersections of Religion and Governance: Past, Present, and Future*

Presenter, 5th Annual North American Bahá'í Law Conference, Toronto, Ontario (March 23-24, 2007), Panels: *Envisioning a Legal System Grounded in Consultation*, and *Managing your Spiritual Life while Running the Rat Race*

Panelist, *Immigration: Do Good Fences Actually Make Good Neighbors*, Law Alumni Association of New York University Law School, Nov. 16, 2006

Presenter, 4th Annual North American Bahá'í Law Conference, New York, NY (February 2005), *Truth, Justice, and the Bahá'í Way: Law and Morality in the World Order of Bahá'u'lláh*

CLE Presentations on Administrative Law; Bankruptcy; Constitutional Torts; Taking and Defending Depositions; Direct/Redirect Examination; Federal Rules of Civil Procedure; Freedom of Information Act; and Oral Argument of Motions

Admissions & Memberships

Bar Admissions

New York

New Jersey

District of Columbia

Court Admissions

U.S. Court of Appeals, Second Circuit

U.S. Court of Appeals, Fourth Circuit



U.S. Court of Appeals, Ninth Circuit

U.S. District Court, Eastern District of New York

U.S. District Court, Southern District of New York

Memberships

Spiritual Assembly of the Bahá'ís of South Orange, New Jersey (Treasurer)

Harvard Law School Association

Eastern District Association