

BALCH & BINGHAM LLP

ATTORNEYS & COUNSELORS



J. MATTHEW MAGUIRE JR.
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J. MATTHEW MAGUIRE, JR. is a Partner in Balch & Bingham's Atlanta office and has served on the firm's executive committee. Matt is a trial lawyer with a diverse practice that includes litigating against government entities, construction and business litigation. A substantial amount of Matt's practice is devoted to the representation of government contractors in bid protests and related litigation. He also decides bid protests as a Fulton County Bid Protest Hearing Officer.

Matt has held Martindale-Hubbell's highest ability and ethical rating for lawyers since 2001. Matt was selected as a 2005 and 2006 Georgia Super Lawyer "Rising Star" by *Law & Politics* and *Atlanta Magazine*. In 2008, the *Fulton County Daily Report* selected Matt as one of twelve Georgia attorneys under the age of 40 who are "on the rise." ([Read article](#)). Matt serves as a board member of the Georgia Center for Child Advocacy and the Litigation Section of the Atlanta Bar Association.

REPRESENTATIVE EXPERIENCE

- Lead plaintiff's counsel in a jury trial resulting in substantial damages assessed against Fulton County for selective enforcement of the law (affirmed on appeal at *Fulton County v. Legacy Investment Group, LLC*, 296 Ga App. 822, 676 S.E. 2d 388 (2009).
- Obtained reversal in Eleventh Circuit of a ruling that a large tax preparation service's non-compete covenant was unenforceable (*H&R Block Eastern Enterprises v. Morris*, 606 F. 3d 1285 (2010))

SERVICES & PRACTICES:

- Government Contracts
- State & Local Government Litigation
- Civil Rights Litigation
- Business Litigation
- Construction Law

EDUCATION

- Georgia State University College of Law, J.D., 1995, Member, *Georgia State University Law Review*.
- University of Virginia, B.A., 1990

BAR ADMISSIONS

- Georgia, 1995

LEGAL ASSISTANTS

- Frances Hunter-Imbert
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- Kara Engelberger
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- Convinced the Georgia Supreme Court that the Governor's Office of Consumer Affairs has no authority to investigate a law firm (*State of Georgia v. Frederick J. Hanna & Associates*, 2010 Ga. LEXIS 421).
- Successfully defended a consortium of bidders against claims that they violated the Sherman Act and state procurement rules prohibiting collusion among bidders.
- Lead trial counsel in a successful action to strike down an unconstitutional moratorium on the issuance of building permits.
- Lead trial counsel for a businessman seeking to recover his ownership interest in a consulting business, which resulted in significant punitive damage and attorneys' fees awards.
- Won dismissal of an action brought by a city against current and former city council members seeking personal liability for city debts based upon alleged conflicts of interest.
- Won dismissal of a State Ethics Commission proceeding against a sitting superior court judge.
- Filed protest on behalf of an unsuccessful bidder which resulted in the contract being awarded to that bidder.

PROFESSIONAL ACTIVITIES

- State Bar of Georgia
- Lawyers Club of Atlanta
- Atlanta Bar Association
- American Bar Association
- Technology Association of Georgia (Government Relations Task Force)

RECENT PUBLICATIONS

January 2010	The New Restrictive Covenants Act: Sloppy Draftsmanship May Soon Be Forgiven. Atlanta Hospital News
December 2009	The New Restrictive Covenants Act: Sloppy Draftsmanship May Soon Be Forgiven. Atlanta Bar Association Litigation Section News
October 2009	Land Use Litigation Under The Civil Rights Act.
Spring 2009	Business Litigation Newsletter.
February 13, 2009	<i>Litigating Against Government</i>

Entities in Georgia.

June 5, 2008	<i>Government Contracts for the Georgia Lobbyist.</i>
October 2007	<i>Negotiating Georgia's Minefield Of Post-Employment Restrictive Covenants.</i> Lorman Education Services
January-February 2006	<i>Easily Avoidable Non-Compete and Non-Solicit Pitfalls.</i> The Human Resource
August 2005	<i>Georgia State and Local Bid Protests.</i> Lorman Education Services
February 2005	<i>Government Contracting in Georgia.</i> Georgia Bar Journal, Vol. 10, p. 12

SPEAKING ENGAGEMENTS

October 15, 2009	<i>Litigating Land Use Cases Under Section 1983</i>
February 13, 2009	<i>Litigating Against Government Entities in Georgia</i>
July 17, 2008	<i>Bidding, Negotiating & Lobbying Issues Involved in Government Contracting</i>
July 17, 2008	<i>Procurement Integrity & the New Contractor's Code of Ethics</i>
June 5, 2008	<i>Government Contracts for the Georgia Lobbyist</i>
June 6, 2006	<i>Negotiating Georgia's Minefield of Post-Employment Restrictive Covenants</i>
August 01, 2005	<i>Constitutionality of Government Contract Affirmative Action Programs</i>
August 01, 2005	<i>Georgia State and Local Bid Protests</i>
January 12, 2005	<i>Overview of Government Contracting in Georgia</i>
