

## Steven M. Shepard

Partner

New York

(212) 336-8330

[sshepard@susmangodfrey.com](mailto:sshepard@susmangodfrey.com)



### Overview

Steven M. Shepard is a first-chair trial lawyer who represents plaintiffs and defendants in complex commercial cases across the United States. He has tried many cases to verdict, several of them as first-chair. Mr Shepard has been recognized by the *New York Law Journal*, the American Antitrust Institute, and Benchmark Litigation for his litigation successes. He is consistently recognized by New York Metro *Super Lawyers* and has repeatedly been named a “Leading Plaintiff Financial Lawyer” by *Lawdragon 500*.

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*“It’s been a privilege to see lawyers as skilled as you present a case. A gold standard for trial presentation is to know your record. You knew it like the back of your hand. I’m impressed.”*

**Hon. John M. Campbell, D.C. Superior Court**

### LANDMARK WINS

Mr. Shepard has appeared in courts in Arkansas, California, D.C., Delaware, Florida, Illinois, Kentucky, Michigan, New York, Nevada, New Jersey, Puerto Rico, Tennessee, and Texas, racking up precedent-setting wins along the way. Some of these victories include:

- Securing settlements valued at \$135 million in a False Claims Act case against Verizon, AT&T, and Sprint over allegations of fraudulently overbilling government entities in California and Nevada.
- Representing Walmart Inc. in constitutional litigation, securing a judgment that Puerto Rico’s discriminatory transfer tax violated the Dormant Commerce Clause—a trial victory unanimously affirmed by the First Circuit.

# SUSMAN GODFREY

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- [Securing settlements that exceed \\$1 billion](#) for consumers impacted by antitrust violations in *In re: Automotive Parts Antitrust Litigation*, the largest anti-trust action ever brought in the United States. [Learn more](#)
- [Securing a \\$40.5 million settlement](#) in a False Claims Act case against Apria Healthcare Group, Inc.
- [Winning a \\$50.3 million verdict](#) for patent infringement against Ardagh Group on behalf of Green Mountain Glass. This verdict ranked among the *National Law Journal's* "Top 100 Verdicts" of that year.
- [Securing settlements of more than \\$450 million](#) in a False Claims Act case against Novartis Pharmaceuticals Corporation and other defendants.
- [Securing victories against a federal regulation implementing the "No Surprises Act,"](#) on behalf of LifeNet, Inc., and East Texas Air One, LLC. Shepard argued the case in front of Judge Jeremy Kernodle, who found that the regulation challenged by Susman Godfrey "conflicts with the unambiguous statutory text and must be set aside" (opinion [here](#)). Read more about the case in [Law360's coverage](#) (subscription required).
- [Secured \\$19 million settlement with Laboratory Corp. of America](#) on behalf of two whistleblower clients. In this False Claims Act case, our clients alleged that the lab testing giant was part of a conspiracy to pay kickbacks to doctors, in order to induce the doctors to order blood tests from two other companies.

## ONGOING COMPLEX LITIGATION

- Representing a nationwide healthcare provider in litigation and regulatory disputes with insurance companies.
- Representing Walmart Inc. as opt-out plaintiff in *In re Broilers*, an antitrust action against the nation's largest producers of chicken.
- Representing former investors in Yukos seeking confirmation of \$50 billion in arbitral awards against the Russian Federation.
- Representing a False Claims Act relator in fraud claims against Lockheed Martin.
- Representing a multi-national commodity producer in insurance coverage litigation.

## BACKGROUND

After graduating from Yale Law School, Mr. Shepard served as law clerk to the Honorable Anthony M. Kennedy, Associate Justice of the Supreme Court of the United States and the Honorable Alex Kozinski, Judge of the U.S. Court of Appeals for the Ninth Circuit. After clerking, Mr. Shepard served honorably for four years in the U.S. Navy's Judge Advocate General's Corps.

## *Honors & Distinctions*

- *Lawdragon* 500 Leading Litigator ([2022](#), [2023](#))
- *Lawdragon* 500 Leading Plaintiff Financial Lawyers ([2019](#), [2020](#), [2021](#), [2022](#), [2023](#))
- Super Lawyers Rising Star, New York Metro Area (Thomson Reuters, 2016-2022)
- Outstanding Antitrust Litigation Achievement in Private Law Practice, American Antitrust Institute (2019) for work on *In re: Automotive Parts Antitrust Litigation*
- Rising Star, *New York Law Journal* (ALM, 2019)
- 40 and Under Hot List, Benchmark Litigation (Legal Media Group, 2018)



## *Clerkships*

Honorable Anthony M. Kennedy, Supreme Court of the United States, 2008-2009

Honorable Alex Kozinski, United States Court of Appeals for the Ninth Circuit, 2007-2008

## *Education*

**Yale Law School** (J.D., , 2007)

**The University of Virginia** (B.A., with Highest Honors, 2011)

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## *Admissions*

### **Bar Admissions**

- New York
- Virginia

## *Wins*

\$19 Million Settlement In Non-Intervened South Carolina False Claims Act Case Against Laboratory Corporation Of America

Apria Healthcare Group to Pay \$40.5 Million to Settle Claims Brought by Susman Godfrey Whistleblower Clients

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Susman Godfrey Secures Second Ruling Striking Down No Surprises Act Regulations

Verizon, AT&T Agree to Pay \$116 Million in California and \$11 Million in Nevada to Settle Whistleblower Cases

Susman Godfrey Wins \$50.3 Million Federal Jury Verdict for Client Green Mountain Glass in Patent Infringement Lawsuit Against Ardagh Glass, Inc.

In Massive Victory for Whistleblower David Kester, USA and States, Novartis Pays \$390 Million to End Kickback Case

Susman Godfrey Secures Second-in-a-Row Complete Patent Trial Victory for Globus Medical

## *Languages*

Spanish (ILR Level 4)