

**quinn emanuel trial lawyers**  
quinn emanuel urquhart & sullivan, llp

## Recent Government Contracts Representations

- We represented **Hughes Aircraft** in a breach of contract and tortious interference action against GEC, one of the largest industrial concerns in England. We tried the case before the London Court of International Arbitration which awarded our client \$23 million in damages. The award was based on the tribunal's evaluation of the business opportunity Hughes lost when GEC cut Hughes out of a joint venture for proposing a radar system for the European Fighter Aircraft program.
- We represented **The Parsons Corporation** in a "whistle-blower" *qui tam* lawsuit--one in which the federal government did not intervene--in which issues of proper accounting under Cost Accounting Standards 410 and 418 are in play. The case was favorably settled.
- We represented a major aerospace company in a federal lawsuit brought by a large European aerospace conglomerate involving a dispute over solar arrays used in satellites. We obtained summary judgment and a complete dismissal of the \$133-million negligence, negligent misrepresentation and fraud claims.
- We represented **Dayton T. Brown** in two separate protests, one at the Government Accountability Office and the other at the U.S. Court of Federal Claims, successfully defending bid protests against award of testing facilities contracts to the company.
- We represented **The Parsons Corporation** in a cost allowability dispute before the Armed Services Board of Contract Appeals, which was successfully resolved upon undertaking extensive depositions of the government's contracting officials.
- We represented **Hughes Aircraft** in federal litigation in Australia, leading to a \$25 million settlement upon a published opinion by the Federal Court that Australia had breached its contract with the U.S. company and committed fraud. The court, for the first time in Australia, found that the contract included an implied obligation of good faith and fair dealing.
- We have represented a number of major government contractors in evaluating instances of alleged mischarging and reporting findings to the federal government, with resulting administrative resolution of the issues.
- We represented **Raytheon** in a case brought against it by an individual who claimed that he was entitled to millions of dollars in commissions on the sale of the Patriot missile system to Saudi Arabia. As a result of our extensive negotiations with the Saudi government, a Saudi minister submitted an answer to a written interrogatory

quinn emanuel urquhart & sullivan, llp

Los Angeles • New York • San Francisco • Silicon Valley • Chicago • Washington, D.C. • Tokyo • London • Mannheim • Moscow

Prior results do not guarantee a similar outcome.

disavowing the plaintiff's right to any recovery. We then obtained a voluntary dismissal during trial.

- We represented a major government contractor with respect to alleged mischarging issues that were the subject of a grand jury investigation and resolved the matter administratively through contract modification.
- We have counseled the **California Institute of Technology** over time concerning its contract with NASA for operation of the Jet Propulsion Laboratory.
- We represented **Hughes Aircraft** in obtaining a dismissal against both the United States government and the relator in a *qui tam* False Claims Act case alleging mischarging under government contracts.
- We represented an international engineering firm against allegations that it violated the False Claims Act and over-billed the federal government by allegedly engaging in improper intercompany cost transfers. On the eve of trial, the case was settled for little more than nuisance value.
- We represented an international engineering firm and its joint venture partners against allegations of accounting fraud and over billing by the government in connection with a long-term infrastructure construction project. We obtained dismissal of the fraud claim and are awaiting the result of a six-month bench trial.
- We represented an international engineering firm in a dispute with the federal government over the manner in which environmental clean-up services were accounted for and charged. The engineering firm was accused of over billing millions of dollars. The government agreed to settle the dispute without the engineering firm having to pay any allegedly over billed amount to the government.
- We represented an international construction and engineering firm against federal *qui tam* action brought by former employee alleging various over billing and improper billing on government projects. Won on motion to dismiss.
- We represented **Litton Systems** in a *qui tam* case, joined by the government, alleging misallocation of overhead costs for data processing services. Obtained a favorable settlement.
- We represented **Fluor Daniel Corp.** in a *qui tam* claim by former employee overseeing cleanup of former Department of Energy nuclear fuel processing facility north of Cincinnati, challenging cost and schedule estimates for project. Obtained a favorable settlement.
- We represented **Jacobs Engineering Group** in a *qui tam* action, joined by the government, alleging improper charging of rental costs after sale and leaseback of headquarters building. The case resulted in a favorable settlement.

- We represented **Shell Oil Company** in state and federal actions alleging underpayment of royalties on government oil leases; the matters ultimately settled.
- We represented **Loral** in its defense of a derivative lawsuit related to one of the first direct broadcast satellite permits.
- We represented a number of satellite manufacturers in disputes with the federal government relating to acquisition and performance disputes, including prosecuting and defending disputes before the Armed Services Board of Contract Appeals and the U.S. Claims Court, and obtained favorable outcomes.
- We represented **Northrop Grumman** against multiple employment and *qui tam* suits brought by former employee in a *qui tam* matter alleging flaws in circuitry for guidance system for MX Missile. The representation included a jury trial and appellate proceedings in the Ninth Circuit and the Supreme Court. All *qui tam* claims were dismissed and plaintiff received no monetary recovery after payment of sanctions award and attorneys' fees.
- We represented **Mammoth Lakes Land Acquisition, LLC** in a two-week jury trial resulting in a verdict finding breach of contract against the Town of Mammoth Lakes. Our client obtained a judgment of \$30 million, along with an award of attorneys' fees. This was the largest jury verdict in the history of Mono County, California and the 67<sup>th</sup> largest verdict in the nation in 2008. Defendant appealed, and the firm's appellate attorneys successfully persuaded the California Court of Appeal to affirm the judgment in full.