

## PRACTICES:

- Economic Stimulus
- Global Infrastructure and Public-Private Partnerships
- Government Contracts
  - Commercial Products and Services
  - Life Sciences and Public Health Preparedness
  - Pharmaceutical Compliance
  - Service Contracting
- Public Policy and Regulatory Affairs
  - Federal Government Affairs
  - Life Sciences and Public Health Preparedness

## INDUSTRIES:

- Aerospace and Defense
- Construction and Engineering



## Frank M. Rapoport

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## Experience

Frank M. Rapoport is a senior partner and Chair of the Global Infrastructure and Public-Private Partnerships practice..

Mr. Rapoport is widely regarded for his ability to strategize and implement profitable business initiatives for clients in the transportation, real estate development, construction, design and engineering, defense and aerospace, security, life sciences, healthcare and IT, and government services industries.

He recently led a real estate developer from project inception to achieve a \$2B inventory in the military housing privatization initiative. His team at McKenna Long & Aldridge includes specialists in U.S. and international government contracting, government affairs at all levels, and seasoned business and economic advisors with years of transportation, infrastructure and privatization experiences, both domestic and internationally.

Mr. Rapoport's business acumen is sharpened by his many years of "big ticket" litigation where he represented contractors in all phases of large government-funded infrastructure projects.

Mr. Rapoport routinely counsels companies on bid protests, debarment and suspension, defective pricing, procurement fraud and voluntary disclosure, change order claims, differing site condition claims, government-caused delay claims, convenience and default termination claims, breach of contract claims, subcontractor claims, business and minority issues, joint venturing, privatization, and marketing to the federal, state, and local government.

Mr. Rapoport's has published articles and op-eds nation-wide and is quoted regularly by the Wall Street Journal and other esteemed publications. He has chaired regional and national infrastructure summits across the United States, testified before state legislatures in Pennsylvania and Colorado.

## U.S. DEPARTMENT OF JUSTICE

**Washington, D.C.** Rapoport served for five years as a Trial Attorney in the Civil Division of the U.S. Department of Justice in Washington, D.C. Concentrating his practice in the area of federal government contracts and litigation, Rapoport litigated contract disputes and false claim matters before the then-U.S. Court of Claims, the Armed Services Boards of Contract Appeals, the Federal District Courts, and the U.S. Circuit Courts of Appeals. He personally briefed and argued over 20 cases at the appellate level. He also received recognition from the Attorney General for this legal work on behalf of the Department of Defense, NASA, Commerce, FBI, DEA, SBA, GSA, SEC, USIA, and the Office of the President.

## + Publications:

- "Private Aid with Infrastructure," *Philadelphia Business Journal*, January 8, 2010
- "Private Help Needed to Save Metro," *Washington Business Journal*, July 17, 2009
- **A Roadmap to Success for Public-Private Partnerships of Public Infrastructure Initiatives**, *The Journal of Private Equity*, Winter 2008
- *Discovery in Construction Litigation*, The Michie Company, 3rd Edition, 1995

## + Seminars And Presentations:

- Pennsylvania House Republican Policy Committee - January 14, 2010
- US 422 Corridor Coalition Fall Meeting - September 21, 2009
- National Council of State Legislatures 2009 Legislative Summit - July 20, 2009
- Pennsylvania Legislature Infrastructure Task Force - June 9, 2009
- Chairman, Opportunities in Transportation Infrastructure - June 3-4, 2009
- ULI-Los Angeles Infrastructure Summit - May 29, 2009
- Chairman, New York Infrastructure Summit - May 12-13, 2009
- A/E Industry Briefing Webinar Series: 2009 A/E Market Outlook & the Obama Economic Stimulus Package - April 22, 2009
- Joint Transportation Committees of the Colorado General Assembly - January 27, 2009
- "Forbes Magazine Business Conferences"
- "American Bar Association, Annual Meeting - ISTEIA Update" Wharton School, University of Pennsylvania - Guest Lecturer
- Pennsylvania State University - Adjunct Faculty, Master of Public Administration Program (MPA)

Martindale-Hubbell "AV" Rating

## Notable Engagements

### Litigation Experience (Lead Counsel)

*Fluor Enterprises, Inc. f/k/a Fluor Daniel, Inc.*, (Ct. Cls. No. 00-207C) (decision of March 24, 2005)

*AEL Industries, Inc. v. Loral Fairchild*, 882 F. Supp. 1477 (E.D. Pa. 1995)

*DTH Management Group v. Kelso*, 844 F. Supp. 251 (E.D. N.C. 1993)

*Action Services Corporation v. Garrett*, 797 F. Supp. 82 (Fed. Dist. Ct. of Puerto Rico, 1992)

*Clay Bernard Systems International, Ltd. v. United States of America*, 22 Cl. Ct. 804 (1991)

*Ralcon, Inc. v. United States*, 13 Cl. Ct. 294 (1987)

*United States of America v. Medico Industries, Inc.*, 685 F.2d 230 (7th Cir. 1982)

*Sofarelli Associates v. United States of America*, 1 Cl. Ct. 241 (1982)

*Yeghiayan v. United States of America*, 649 F.2d 847 (Ct. Cl. 1981)

*Sangemino v. United States of America*, 645 F.2d 34 (Ct. Cl. 1981)

*Kania v. United States of America*, 650 F.2d 264 (Ct. Cl. 1981)

*Triponi v. United States of America*, 633 F.2d 933 (Ct. Cl. 1980)

*First Multifund for Daily Income v. United States of America*, 603 F.2d 332 (Ct. Cl. 1979)

*Dravo Corporation v. United States of America*, 594 F.2d 842 (Ct. Cl. 1979)

*Braude v. United States of America*, 585 F.2d 1049 (Ct. Cl. 1978)

## Education

- J.D., Temple University School of Law, 1976
- B.A., University of Pennsylvania, *magna cum laude*, 1973

## Admitted

- District of Columbia
- New York
- Pennsylvania

## + Professional Activities:

- American Bar Association, Pennsylvania Chair, State and Local Procurement Division, Health Care Procurement Committee, Section of Public Contract Law
- National Contract Management Association, Board of Advisors
- CBMTS Executive Advisory Group