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Areas of Practice

Government Contracts

Intellectual Property

IP Government Contracts

IP Litigation

Litigation

Education

University of California,
 Berkeley School of Law
 (Boalt Hall), J.D., 1977;
 Editor, *California Law
 Review*; Order of the Coif;
 M.P.P. 1976

Georgetown University,
 A.B., *summa cum laude*,
 1973, Phi Beta Kappa

Judicial Clerkships

Hon. Chief Judge James R.
 Browning, US Court of
 Appeals, Ninth Circuit,
 1977-1979

Bar & Court Admissions

District of Columbia

California

Thomas P. Barletta

Thomas P. Barletta is a partner in the Washington office of Steptoe & Johnson LLP, where he is a member of the Litigation Department and Intellectual Property group.

Mr. Barletta concentrates in government procurement law and policy matters. He advises clients on cost allowability and cost accounting, contract pricing, and contract financing issues. Mr. Barletta also represents clients on GSA multiple award schedule contract matters, acquisitions, including due diligence and novations, teaming agreements, government contract intellectual property issues, including technical data and patent rights, facility security clearance issues, and other government contract regulatory and contract compliance issues. He also advises clients on pre-protest issues, preparation of REAs and assessments of potential claims.

Mr. Barletta has substantial experience in government contract related litigation, ADR, and other proceedings, including bid protests, claims, internal investigations, government audits and investigations, suspensions and debarments, and civil False Claims Act and *qui tam* actions and prime contractor/subcontractor disputes.

Mr. Barletta has also focused on representing public utilities in connection with privatization and energy savings contracting matters, and on government procurement of healthcare related services. More recently, he has advised clients on issues arising under the American Recovery and Reinvestment Act, including its “Buy American” requirement.

Mr. Barletta is a former member of the Council of the American Bar Association’s Section of Public Contract Law. He was the chair of the Section’s Accounting, Cost and Pricing Committee and a co-chair of the Section’s Working Group on Price-Based Acquisition. He is currently a member of the Section’s Bid Protest Committee and is a past-chair of the Section’s Annual and Quarterly Programs Committee.

Mr. Barletta has written and spoken on numerous topics in the government procurement area, including Price Reduction clause, contract scope and Trade Agreements Act issues under GSA MAS contracts; intellectual property rights under government contracts; access to records; competition, source selection and bid protests; False Claims Act litigation; the cost principles and CAS; contract debt collection; and the attorney-client privilege. He also authored the “Regulatory Report” in the *Costs, Pricing & Accounting Report* published by Federal Publications from 1988-1998.

Thomas P. Barletta

Select Seminars & Events

Tom Barletta Speaks at a Course on Recent Government Contracting Issues,
January 18, 2011

Tom Barletta Speaks at ACI Forum on Government Contract Cost & Pricing,
April 27, 2010

Annual Employment Law Update: What In-House Counsel and HR Executives
Need to Know, March 2, 2010, (*A Steptoe-Sponsored Event*)

Annual Employment Law Update: What In-House Counsel and HR Executives
Need to Know, February 10, 2009, (*A Steptoe-sponsored event*)

Export Control Compliance for Government Contractors, June 4, 2008

Legal Corner: Contractor Liabilities and Other Legal Issues to Consider in
Disaster Relief Contracting, December 5, 2006, *Coalition for Government
Procurement Disaster Recovery Procurement Seminar*

Selected Publications

Government Contracts Advisory - OFPP Issues Final Inherently Governmental
Functions Policy Letter
September 21, 2011

Government Contracts Advisory - Defense Department Final OCI Rule
Narrows Coverage and Disclosure Obligations
January 7, 2011

Legal, Accounting, and Practical Considerations in Responding to DCAA
Audits of Contractor Internal Controls Systems
September 1, 2010, *The Government Contractor*

Government Contracts Advisory - DoD Proposed Rule Expands Organizational
Conflicts Of Interest Coverage
April 29, 2010

International Law Advisory - DoD Publishes DFARS Final Rule Regarding
Contractors' Compliance with Export Control Laws
April 14, 2010

DCAA Audit Guidance on FAR Provisions Regarding Contractor Code of
Business Ethics and Conduct
November 4, 2009

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Government Issues Interim Rules Implementing Buy American Provision of
Stimulus Bill
April 20, 2009

Proposed Change in Country of Origin Rules By US Customs May Leave
Government Contractors in Limbo On TAA Compliance
December 4, 2008