



Jonathan G. Mermin

Of Counsel

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Jon focuses his practice on appeals and complex motion practice in state and federal courts and arbitration. He has briefed and argued cases before the Maine Supreme Court and the U.S. Court of Appeals for the First Circuit.

Jon has a B.A. in English from Cornell University, a Ph.D. in Political Science from Yale University, and a J.D. from Boston College Law School, where he graduated *summa cum laude* and was ranked first in his class. Jon has served as a law clerk for Judge Kermit V. Lipez on the U.S. Court of Appeals for the First Circuit, as an adjunct professor at the University of Maine School of Law, and as a lecturer in Political Science at Yale University. He is the author of *Debating War and Peace: Media Coverage of U.S. Intervention in the Post-Vietnam Era* (Princeton University Press), has written numerous columns for the *Maine Bar Journal*, and has contributed to *The Green Bag: An Entertaining Journal of Law*.

Admissions

- Maine
- Massachusetts

Education

- Boston College Law School (J.D., *summa cum laude*, 2001)
- Yale University (Ph.D., 1996)
 - Political Science
- Cornell University (B.A., 1988)

Professional Activities

- Maine Bar Association
 - *Maine Bar Journal*, member of editorial board and columnist

Civic and Charitable Activities

- Immigrant Legal Advocacy Project

Services

- [Antitrust & Competition](#)
- [Appellate Litigation](#)
- [Litigation](#)

Publications

- *Debating War and Peace: Media Coverage of U.S. Intervention in the Post-Vietnam Era* (Princeton Univ. Press, 1999).
- "On the Importance of Headings and Subheadings in Judicial Opinions," 20 *Green Bag 2D* 97 (Autumn 2016).
- "Bad Arguments," 17 *Green Bag 2D* 435 (Summer 2014).
- "What's Wrong with Summary Judgment: Dealing with Immaterial Facts and Deterring Unrealistic Motions," *Maine Bar Journal*, Vol. 26, No. 2 (2011).
- "Free But Not Independent: The Real First Amendment Issue for the Press," 39 *University of San Francisco Law Review* 929-966 (2005).
- "Remaking Law Review," 56 *Rutgers Law Review* 603-623 (2004).
- "The Media's Independence Problem," *World Policy Journal* (Fall 2004).

Representative Matters

- Lead author of post-hearing brief after complex three-week arbitration proceeding featuring breach of contract and intellectual property claims, resulting in recovery of \$3.6 million in damages for our client, Criterium Engineers, against QualityBuilt.com.
- Lead author of successful brief filed in federal court of appeals on behalf of Industry Energy Consumer Group in *Maine PUC v. FERC*, 625 F.3d 765 (D.C. Cir. 2010), striking down order of the Federal Energy Regulatory Commission on the ground that it deprived our client of its statutory rights under the Federal Power Act.
- Lead author of post-hearing brief in arbitration where our client prevailed in dispute between general partners and related entities over distribution and allocation of proceeds of \$79 million timberland sale. *Blanchet Woodlands, LLC v. Pelletier Woodlands, LLC*, Arb. No. 50 180 T 00274 08.
- Lead author of brief convincing federal district court to reject claim that \$40 million international arbitration award in securities fraud case secured for our client Kingspan Group PLC of Ireland was affected by bias.
- Lead author of successful class certification brief in *Marine Hose Antitrust Litigation*, MDL No. 1888 (S.D. Fla.), leading to recovery of \$32 million for class of purchasers.
- Lead author of winning brief filed in Maine Supreme Judicial Court in *York Hospital v. Department of Health and Human Services*, 2008 ME 165, upholding trial court ruling that award of certificate of need to our clients Maine Medical Center, Southern Maine Medical Center, and Goodall Hospital by the Maine Department of Human Services was not affected by bias

News

September 29, 2022

Preti Flaherty Attorneys Recognized for ILAP Support

August 18, 2022

44 Preti Flaherty Attorneys Selected by Peers for Inclusion in Best Lawyers in America 2023, Including 6 "Lawyers of the Year"

November 19, 2021

Preti Flaherty Recognized as 2020 Top Law Firm by Antitrust Annual Report

Press Coverage

February 5, 2018

Chiquita Settles Antiterrorism Act Case Involving Six U.S. Deaths