

Thomas A. Janczewski

Partner

Overview

Tom's outstanding track record is built on his strong advocacy for clients in regard to federal, state, and municipal contracts, grants, and cost-share agreements. He is particularly valued for his ability to secure client-friendly results against difficult odds, in his counsel on government contracts, commercial litigation, as well as in real estate litigation including eminent domain.

Tom also assists and advises clients on all aspects of federal, state, and municipal contracting, including the Federal Acquisition Regulation, security clearances, Freedom of Information Act, Miller Act, Prompt Payment Act, the Small Business Administration 8(a) program and mentor-protégé relationships. Tom has obtained successful outcomes in bid protests before the Government Accountability Office, the United States Court of Federal Claims, and numerous state agencies.

Prior to attending law school, Tom worked as a research biologist, sequencing the genome of the 1918 "Spanish" Flu.

Outside the office, Tom serves as President of the Wisconsin Agricultural and Life Sciences Alumni Association. He is a member of the firm's Agribusiness, Food & Beverage Team.

Experience

Prevailed in major Department of Health Services Bid Protest

Tom and his team prevailed in a bid protest of a \$20 million per year contract award for home delivery of medical supplies to Badger Care patients. After the initial victory, the Wisconsin Department of Health Service re-awarded the contract to original bidder. Through steady and persistent advocacy, Tom and his team litigated a second round of bid protests, culminating in an administrative agency review case before the Dane County Circuit Court. Eventually, the case settled on favorable terms.

Dismissal of Fair Credit Reporting Act claim

Tom prevailed on a motion to dismiss a complaint arising under the FCRA against his bank client. In this case of first impression, the U.S. District Court in the Eastern District of Wisconsin dismissed the plaintiff's



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Industries

Agribusiness

Food & Beverage

Practices

Government Investigations & White

Collar Defense

Land Use Litigation

Litigation

claim alleging that the federal law requires “furnishers” of credit history to include information on debtors’ state statute-authorized debt amortization plans.

Obtained summary judgment to reform insurance contract

The insurer for Tom’s client denied coverage based on the insurance contracts “absolute pollution exclusion.” He represented the client a coverage dispute before defeating the insurer’s motion for summary judgment in U.S. District Court in the Eastern District of Wisconsin. Tom successfully prevailed in summary judgment in reforming the insurance contract to create exceptions to the “absolute pollution exclusion.”

Defense against federal government-filed contract breach claim

Tom successfully defended his client, a facilities maintenance concern, against a complaint by the U.S. General Services Administration relating to property damage to a large office building in Washington, D.C. The GSA agreed to drop the claim before filing suit.

Honors & Recognitions

- “Wisconsin Rising Stars” list in the area of business litigation by *Super Lawyers Magazine*, 2012-2015

Professional Activities

- President, Wisconsin Agricultural and Life Science Alumni Association
- Board Member, Wisconsin Agricultural and Life Science Alumni Association
- Alpha Gamma Rho, National Agricultural Fraternity

Education

- George Washington University Law School, Juris Doctor (J.D.), highest honors, 2005; Law, Articles Editor, *The George Washington Law Review*; Order of the Coif
- University of Wisconsin-Madison, Bachelor of Science (B.S.), 1998

Admissions

- Virginia
- Wisconsin
- United States Court of Federal Claims
- United States Bankruptcy Court, Western District of Wisconsin
- United States Court of Appeals, Seventh Circuit
- United States Court of Appeals, Federal Circuit
- United States District Court, Eastern District of Wisconsin
- United States Court of Appeals, Western District of Wisconsin
- United States District Court, Northern District of Illinois
- United States District Court, Western District of Michigan
- United States District Court, Southern District of Illinois



- United States Supreme Court