



James J. Kutz

Co-Chair, Appellate Department
Chair, Regulatory & Administrative Agency Law & Professional Licensure
Practice Groups

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Concentrates his civil litigation practice in sophisticated commercial, securities, constitutional law, insurance coverage and bad faith, copyright and trademark infringement, professional licensure law, healthcare law, environmental, RICO, employment, civil rights, and ERISA litigation.

Bio

James J. Kutz is a Principal and Co-Chair of the Firm's Appellate Department and Chair of the Firm's Regulatory & Administrative Agency Law and Professional Licensure Practice Groups. He concentrates his civil litigation practice in sophisticated commercial, securities, constitutional law, insurance coverage and bad faith, copyright and trademark infringement, professional licensure law, healthcare law, environmental, RICO, employment, civil rights, and ERISA litigation. Mr. Kutz has represented a variety of governmental and non-profit entities in the area of employment and personnel contract negotiations. He also possesses extensive experience before a broad spectrum of regulatory and administrative agencies and regulators and serves as local counsel in trial and appellate courts throughout Central and Eastern Pennsylvania.

Mr. Kutz is responsible for winning, on behalf of a variety of clients from a broad spectrum of industries, multiple precedent-setting appellate decisions involving the areas of practice listed above. A very active trial and appellate attorney, Mr. Kutz appears routinely before a variety of federal and state trial and appellate courts, and is responsible for nearly 200 published opinions.

Before joining private practice, Mr. Kutz served the Commonwealth of Pennsylvania for eleven years in a variety of roles, including Chief Counsel of the Pennsylvania Bureau of Professional and Occupational Affairs, and Senior Deputy Attorney General in the Civil Litigation Division of the Pennsylvania Office of Attorney General. He served as an adjunct professor of law at Penn State University Dickinson School of Law for twenty-two years, and he regularly lectures in the areas of health law, managed care, bad faith, standards of appellate practice, civil litigation, trial strategies and administrative law. He also served for seven years on the Supreme Courts' Appellate Rules Committee, having been appointed by the Chief Justice.

In 2006 and from 2011 - 2022, Mr. Kutz was recognized as a Pennsylvania Super Lawyer by his peers as published by American Lawyer Media and *Philadelphia Magazine*. In 2012 and 2013, he was also listed in *Super Lawyers Business Edition*.

Practices

- Regulatory and Administrative Agency Law
- Internal Investigations & White Collar Defense
- Commercial Litigation
- Appellate
- Health Care
- Health Care Litigation Services
- Health Care Regulatory Services
- Trade Secret & Non-Compete Law
- Bad Faith and Extra-Contractual Litigation
- Insurance Law
- Local Counsel
- Shale Resource
- Professional Licensure
- Environmental
- Regulated Cannabis
- Bankruptcy and Creditors' Rights
- Real Estate
- Legal Ethics and Disciplinary Defense

Industries

- Energy and Utilities
- Death Care
- Health Care
- Insurance
- Municipal & Government

Education

- J.D., Duquesne University School of Law, 1975
- B.A., Ursinus College, 1972

Bar Memberships

- Pennsylvania (1975)

Court Admissions

The Best Lawyers in America®, a national peer-review publication, selected Mr. Kutz for inclusion in the areas of Appellate, Commercial Litigation, Insurance Law, Litigation - Insurance, and Litigation-Regulatory Enforcement in its 2021 and 2022 editions. He was also recognized in the 2021 edition as a Lawyer of the Year in the Litigation - Insurance category and in the 2020 edition as a Lawyer of the Year in the Appellate category. Mr. Kutz was recognized as one of *Harrisburg Magazine's* Local Legal Leaders of 2015. For information about these selections and an overview of common third-party publications, rankings, and lists methodologies, [click here](#).

- U.S. Supreme Court
- U.S. Court of Appeals, Third Circuit
- U.S. Court of Appeals, Ninth Circuit
- Supreme Court of Pennsylvania
- U.S. District Court for the Eastern District of Pennsylvania
- U.S. District Court for the Middle District of Pennsylvania

Affiliations

- Adjunct Professor, The Dickinson School of Law
- Pennsylvania Defense Institute
- Federal Middle District Court's Advisory Committee
- Member, Pennsylvania Supreme Court Appellate Rules Committee
- Pennsylvania Bar Association