

Michael Jacobson

Counsel

Washington, D.C.

Biography

Michael Jacobson helps clients solve complex cross-border problems. He assists clients with high-stakes matters involving treaty-based claims, trade disputes under U.S. law, and trade and investment policy solutions under the rules and protections of U.S. administrative bodies, U.S. courts, free trade agreements (FTAs), bilateral investment treaties (BITs), and the World Trade Organization (WTO).

Michael has experience litigating before international tribunals, the U.S. Department of Commerce, the U.S. International Trade Commission (ITC), the U.S. Court of International Trade, and the WTO. Michael also provides advice in the areas of trade remedies, economic sanctions, export controls, customs, and CFIUS. Michael advises companies across diverse economic sectors, including e-commerce, energy, automotive, financial services, medical devices, building materials, industrial products, steel, aluminum, telecommunications, mining, and agriculture.

Michael is an adjunct faculty member at the American University Washington College of Law, where he teaches a course on current issues in international trade and investment law and policy.

While in law school, Michael was a legal intern at the U.S. Trade Representative (USTR) Office of Services and Investment, where he assisted USTR in developing positions for major trade and investment agreements. Michael served as president of the Harvard Law School moot court board. Michael founded, captained, and



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Practices

International Trade and Investment
International Arbitration
Government Relations and Public Affairs

Areas of focus

Anti-dumping and Countervailing
Duty Investigations
CFIUS and Foreign Investment
Reviews
Customs and Import Compliance
Export Controls
Public International Law
Sanctions
Trade Legislation, Policy, and
Negotiations

coached Harvard Law School's ELSA WTO moot court team, winning best oralist at the North America and Final International Rounds. He was also a member of Harvard Law School's Willem C. Vis international commercial arbitration moot court team, winning awards for oral argument and brief writing.

Prior to law school, Michael was a consultant at Booz Allen Hamilton, where he supported the U.S. Department of Commerce in administering a major federal grants program.

Representative experience

Secured a negative injury finding and full dismissal in investigations before the ITC on behalf of a U.S. purchaser of glass containers from China.

Secured a second negative injury finding and full dismissal before the ITC on behalf of a U.S. purchaser of glass containers, in this case on glass wine bottles from Chile, China, and Mexico.

Secured a negative injury finding and full dismissal in investigations before the ITC on behalf of major U.S. agricultural interests in urea ammonium nitrate solutions from Russia and Trinidad.

Represented Canadian solar manufacturers and their affiliated U.S. manufacturers in a Section 201 safeguard investigation, mid-term review, and extension proceeding before the ITC and court appeals.

Won a complete victory before the second-ever USMCA dispute settlement panel, which was ultimately resolved with a successful negotiated solution to remove tariffs on solar panels from Canada.

Secured a negotiated solution to resolve ICSID arbitration claims related to the electricity sector in a Caribbean country.

Represented several multinational companies bringing claims against Latin American countries in ICSID and UNCITRAL arbitrations including in the energy and technology sectors.

Treaty Arbitrations and Disputes

WTO Policy and Legislation

Education and admissions

Education

J.D., Harvard Law School, 2013

B.A., Georgetown University, magna cum laude, Honors in Economics, 2009

Bar admissions and qualifications

District of Columbia

Maryland

Court admissions

U.S. Court of Appeals for the Federal Circuit

U.S. Court of International Trade

U.S. Supreme Court

Defended the Government of Panama in multiple ICSID arbitrations including in the mining and financial services sectors.

Advising numerous clients regarding trade and tariff policy include tariffs brought under Section 232 and Section 301 and related tariff exclusions.

Secured a negative injury finding and full dismissal before the ITC on behalf of a U.S. purchaser and a foreign producer of silicon metal from Australia, Brazil, Kazakhstan, and Norway.

Secured a negative injury finding and full dismissal in investigations before the ITC on behalf of a foreign producer of automotive tapered roller bearings from Korea.

Advised clients on Free Trade Agreement negotiations, including the NAFTA renegotiation (resulting in the USMCA), the Trans-Pacific Partnership, and the Transatlantic Trade and Investment Partnership.

Secured CFIUS clearance within 30-day review period for consortium of Hong Kong, Chinese, and Singaporean investors in the technology sector.

Aided in advising Canadian interests to favorable trade settlement that removes barriers to Canadian exports and paves the way for solar growth in the U.S.

Secured full dismissals of AD duties through ITC sunset reviews on behalf of a Brazilian manufacturer of cold-rolled steel and hot-rolled steel, and won appeals before the Court of International Trade

Representing a leading U.S. manufacturer of solar products to oppose AD/CVD measures on solar cells and modules from Thailand.

Secured a favorable negotiated solution on behalf of a Canadian and U.S. investor in Mexico in the energy sector to resolve USMCA/NAFTA investor-state arbitration claims

Awards and rankings

- Rising Star, Top Lawyers Under 40, *Law360*, 2022

Latest thinking and events

- Press releases
 - Hogan Lovells team shatters the case against glass wine bottles
- Insights and Analysis
 - Impact of the 2024 election on the U.S. Energy and Infrastructure Sector
- Press releases
 - Hogan Lovells advises Grupo México and Americas Mining Corporation in precedent-setting USMCA labor arbitration
- Press releases
 - Hogan Lovells secures appeal victory for Brazilian steel products at U.S. Court of International Trade
- Press releases
 - Hogan Lovells secures important, unanimous ITC victory for Canadian steel client ArcelorMittal Dofasco
- News
 - Foreign investors should consider treaty protections when structuring their investments abroad