

## Joshua Treem



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### Practice Areas

Appeals; Civil Litigation; Civil Rights; Criminal Defense; School Sexual Misconduct Proceedings

### Profile

Joshua Treem represents individual and corporate clients in a broad spectrum of legal matters. He appears frequently in state and federal courts across Maryland and neighboring jurisdictions in cases involving every facet of criminal investigations and prosecutions. He is particularly well known for his aggressive representation of individuals, including public officials, lobbyists, and high-level state administrators, as well as businesses, in state and federal criminal investigations and grand jury proceedings.

Joshua has extensive experience representing clients accused by the government of fraud involving the Small Business Administration, the Food and Drug Administration, and Medicare and Medicaid. He has also handled numerous cases involving controlled substances and related issues, including forfeitures.

Joshua has successfully represented college students in campus disciplinary proceedings over charges of sexual misconduct. Results have included dismissal of sanctions and clients being cleared of any wrongdoing.

Joshua also devotes substantial time to pro bono matters relating to important criminal and constitutional law issues, including successfully representing a woman charged with reckless endangerment for allegedly using illegal drugs while pregnant and a client charged with various crimes for sending "harassing" emails.

Joshua was selected the 2018 Lawyer of the Year for General Practice Criminal Defense and the 2016 Lawyer of the Year for Criminal Defense: Non-White-Collar in the Baltimore area by *The Best Lawyers in America*. Receiving this designation reflects the high level of respect a lawyer has earned among other leading lawyers in the same community and the same practice area for his abilities, professionalism, and integrity.

Joshua has been recognized by his peers for inclusion in *Best Lawyers* since 2008 and is listed in the General Practice Criminal Defense, White-Collar Criminal Defense, and Civil Rights Law areas.

Since 2007, Joshua has been chosen annually by his peers to the Maryland *Super Lawyers*. Only five percent of the lawyers in the state are chosen for inclusion in Maryland *Super Lawyers*.

Joshua has garnered extensive media notice for the following cases:

- Obtained an acquittal of charges and violations of Maryland's campaign fiduciary laws by a Baltimore County councilman;
- Obtained an acquittal of the president of a major retail food chain accused of bribing a sitting Maryland state senator;
- Represented a former Montgomery County Councilman and now high-ranking official in the Obama Administration in a constitutional challenge concerning his eligibility for the office of Attorney General of Maryland;

- Obtained the dismissal on state constitutional and privilege grounds, of bribery charges filed by the Maryland State Prosecutor against a Baltimore City councilperson. The dismissal was affirmed on appeal;
- Represented the former director of the Parks and Recreation Division of Maryland National-Capital Park and Planning Commission against theft and misappropriation charges, obtaining an acquittal, dismissal of all charges, and reimbursement of attorneys' fees and expenses;
- Obtained a multi-million jury verdict in a tort case in Baltimore City Circuit Court;
- Successfully defended the Indianapolis Colts in eminent domain litigation filed by the City of Baltimore to prevent the team's relocation to Indianapolis;
- Successfully obtained dismissal of federal indictment concerning alleged violations of Iranian trade embargo;
- Appointed by the U.S. District Court to represent the first person tried in a federal death penalty case in the Southern Division of the U.S. District Court for the District of Maryland, resulting in a life sentence rather than a death sentence;
- Appointed by the U.S. District Court to represent John Lee Malvo, one of the two accused D.C. snipers, against federal criminal charges in Maryland; and
- Represented one of five men charged with arson of a residential subdivision in Southern Maryland, the most costly arson in Maryland history.

Before entering private practice, Joshua began his legal career by participating in the United States Attorney General's Honors Program, then serving as an attorney in the Civil Rights Division of the U.S. Department of Justice, and as an Assistant United States Attorney in Baltimore from 1973 to 1978.

Joshua has also served as lecturer at the National Institute for Trial Advocacy (NITA) and the National Business Institute, and he serves on the CJA-Felony Panel, a federal court committee that administers the Criminal Justice Act in Maryland, appointing counsel to indigent defendants.

## Education

- Duke University School of Law, J.D., 1972
- The Johns Hopkins University, B.A., 1969

## Representative Cases

- *Abrams v. Lamone*, 905 A.2d 840(2006) - constitutional law.
- *Friedler v. Cole*, 2005 U.S. Dist. LEXIS 2994 (D. Md. 2005) - commercial litigation.
- *Converge Services Group, LLC v. Curran*, 383 Md. 462 (2004) - administrative law.
- *United States v. Doe*, 230 F. Supp.2d 1010 (D. Md. 2002) - criminal law-juvenile rights.
- *Hale Trucks of Maryland, LLC v. Volvo Trucks North America, Inc.*, 224 F. Supp.2d 398 (D. Md. 2002) - criminal law.
- *United States v. Gugnani*, 178 F. Supp.2d 538 (D. Md. 2002) - criminal law-reimbursement of attorney's fees.
- *United States v. Hammond*, 286 F.3d 189 (4th Cir. 2002) - criminal law-admissibility of telephone recordings.
- *United States v. Haynes*, 2001 U.S. App. LEXIS 24822 (4th Cir. 2001) - criminal law-admissibility of pre-and post-Miranda statements.
- *United States v. Under Seal*, 204 F.3d 516 94th Cir. 2000) - criminal law-applicability of attorney-client privilege in grand jury.
- *Richardson v. Shein*, 2000 U.S. App. LEXIS 457 (4th Cir. 2000) - breach of contract/legal malpractice.
- *United States v. Johnson*, 1999 U.S. App LEXIS 5214 (4th Cir. 2000) - criminal law-sentencing guidelines.
- *United States v. Ehsan*, 163 F.3d 855 (4th Cir. 2000) - criminal law-violation of ban on exports to Iran.
- *In re Grand Jury Proceedings*, 33 F.3d 342 (4th Cir. 2000) - criminal law-applicability of work product and attorney privilege.
- *Rudolph v. Hechinger Co.*, 884 F. Supp. 184 (D. Md. 1995) - employment law.
- *United States v. Berman*, 21 F.3d 753 (7th Cir. 1994) - criminal law.
- *United States v. Coleman*, 1993 U.S. App. LEXIS 26774 (4th Cir. 1993) - criminal law.
- *United States v. Bagheri*, 999 F.2d 80 (4th Cir. 1993) - criminal law.
- *Jackson v. Bostick*, 760 F. Supp. 524 (D. Md. 1991) - civil rights.
- *Menasco v. Wasserman*, 886 F.2d 681 (4th Cir. 1989) - RICO, business torts and breach of contract.
- *Lendo v. Garrett County Board of Education*, 820 F.2d 1365 (4th Cir. 1987) - civil rights.
- *In re Grand Jury Proceeding*, 754 F.2d 154 (4th Cir. 1985) - criminal law-applicability of attorney-client privilege.

- *Mayor and City Council of Baltimore v. Baltimore Football Club/Indianapolis Colts*, 624 F. Supp. 278 (D. Md. 1985) - condemnation action against football team.
- *Bradbie v. EEOC*, 705 F.2d 1331 (4th Cir. 1983) - employment law.

## Awards

- *The Best Lawyers in America* 2018 "Lawyer of the Year" for General Practice Criminal Defense
- *The Best Lawyers in America* 2016 "Lawyer of the Year" for Criminal Defense: Non-White-Collar
- *The Best Lawyers in America*, 2008 - present, General Practice Criminal Defense, White-Collar Criminal Defense, and Civil Rights
- *Maryland Super Lawyers*, 2007 - present
- *Corporate LiveWire* Legal Awards, "One to Watch in 2016" in the Business Crime Defense legal arena
- *Who's Who Legal*, listed as one of the world's leading practitioners in Business Crime Defense 2015
- Baltimore & Washington D.C.'s Top Attorneys, *Washington Post*, 2011
- Top Attorneys in Maryland, *Baltimore Magazine*, 2011
- Martindale AV peer-review rated, peers rank him at the highest level of professional excellence
- Criminal Justice Act John Adams Award, presented each year by the U.S. District Court of Maryland to the one attorney on the CJA Panel who over the past year has best exemplified the qualities exhibited by the patriot and former President John Adams in representing those members of our society who cannot afford representation
- Maryland State Bar Association's Lee A. Caplan Award for 20 years of providing pro bono representation of the highest caliber to ACLU clients facing criminal charges, 2007

## Memberships

- Fellow, American College of Trial Lawyers, 2001
- Fellow, American Board of Criminal Lawyers, 2017
- Maryland State Bar Association
- Federal Bar Association, Board of Governors, 1982-1989; President, 1988-1989
- American Bar Association
- National Association of Criminal Defense Lawyers
- Maryland Criminal Defense Attorneys Association, Board Member, 1995 - Present; Maryland Chapter President, 1989-1990
- Howard County Bar Association
- Colorado Bar Association

## Publications

- "Attorney Subpoenas: A Need for Association Intervention," 4 the Barrister No. 3, 1987
- "Disclosure to the IRS," XXIV Maryland Bar Journal No. 1, 1991
- "Discovery Under the Maryland Rules - Privileges," MICPEL

## Blog Article

- 3 Critical Considerations When Facing Allegations of Harassment, Misconduct, and Abuse on a College Campus

