



## Virginia Office

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## Washington, D.C. Office

202-737-8808

## Related Practice Areas

- Appellate
- Artificial Intelligence ("AI")
- Constitutional Law
- Election Law
- Foreign Agents Registration Act (FARA)
- Government, Congressional and Corporate Investigations
- Government Ethics Compliance
- Lobbying and Grassroots Advocacy
- Non-Profit and Tax-Exempt Organizations
- Political Law

## Jason Torchinsky

### Partner

Jason Torchinsky is a partner at Holtzman Vogel, specializing in campaign finance, election law, lobbying disclosure and issue advocacy groups. In addition to his practice counseling clients on compliance with campaign finance, ethics laws, lobbying disclosure and election laws, Jason has served as lead counsel in a number of litigation matters dealing with First Amendment freedoms and election law and redistricting issues.

Jason has filed numerous cert petitions, jurisdictional statements, and amicus briefs with the U.S. Supreme Court. At the Supreme Court, Jason has won a summary reversal from a redistricting case out of Michigan, and was counsel in a rarely granted petition for cert before judgment in another redistricting matter. His amicus briefs on behalf of the NRSC and NRCC was cited in the Court's opinion in *McCutcheon v. Federal Election Commission*. Jason has also represented candidates across the country during post-election canvass and recount processes.

Jason has been at the forefront of representing victims of October 7, organizations and students in the aftermath of October 7th attack on Israel by Hamas. He is active in ongoing antisemitism matters throughout the United States with a focus on college campuses.

In the area of artificial intelligence ("AI"), Jason offers guidance to political campaigns and advocacy groups on the ethical and compliant use of AI. His expertise in the intersection of AI and elections helps organizations navigate new regulations surrounding AI-driven political technologies, including deep fakes. He has also been working with the political consulting industry to help guide it through the growing AI regulatory environment, and is preparing for litigation to challenge AI regulations that stifle growth of this emerging technology.

## Education

- College of William and Mary School of Law, J.D.
- College of William and Mary, B.A., Government and Public Policy

## Bar & Court Admissions

- Virginia Bar
- District of Columbia Bar

- U.S. Supreme Court
- U.S. Court of Appeals for the 2nd, 4th, 5th, 6th, 7th, 8th, 9th, 11th and D.C. Circuits

### **Clerkship/Government Experience**

- Counsel to the Assistant Attorney General for the Civil Rights Division at the United States Department of Justice
- Deputy General Counsel to Bush-Cheney '04
- Deputy General Counsel to the 2005 Presidential Inaugural Committee

### **Representative Matters**

- *Robison v. Ardoin* (U.S. Supreme Court) (Cert before judgment granted in redistricting matter, case currently held in abeyance)
- *Chatfield v. League of Women Voters* (U.S. Supreme Court) (summary reversal in a redistricting matter)
- *Pursuing America's Greatness v. Federal Election Commission* (D.C. Circuit) (challenging an FEC regulation)
- *Van Hollen v. Federal Election Commission* (D.C. Circuit) (defending an FEC regulation)
- *Martins v. Pidot* (Second Circuit) (prevailing after a district court ordered a special primary)
- *Edwards v. Vesilind* (Va. Supreme Court) (success represented bi-partisan group of Senators in legislative privilege claim arising from a redistricting lawsuit)
- *Harris v. Arizona Independent Redistricting Commission* (U.S. Supreme Court) (representing Arizona's Secretary of State)
- Arguments before the Supreme Courts of Virginia, Arizona, Nevada, Maryland, West Virginia and Pennsylvania

### **News & Insights**

- Experts predict Supreme Court likely to stay out of 2024 presidential election
- Jason Torchinsky Covers Potential Post-Election Activities on Radio IQ
- Holtzman Vogel Launches AI Practice Group Led by 2 Attys
- Political Law Firm Starts AI Practice as Campaigns Adopt Tech
- Regulatory and Litigation Law Firm Holtzman Vogel Launches Artificial Intelligence Practice Group
- Holtzman Vogel Authors Amicus Brief in Support of Lawsuit Against UNRWA on Behalf of Former Senior Government Officials
- In Compliance - Holtzman Vogel's September 2024 Round-Up
- Election Day Operations ("EDO") and Post-Election Litigation
- Jason Torchinsky Quoted in Associated Press Article on Secret Political Operative Group
- In Compliance: Holtzman Vogel's August 2024 Round-Up

- Holtzman Vogel Submits Antisemitism Complaint, Advocating for Jewish Students at Colorado College
- Jason Torchinsky Quoted in Washington Free Beacon Article as Campaign Finance and Election Law Expert
- FCC Regulation of AI-Generated Political Ads Could Go into Effect This Cycle
- In Compliance: Holtzman Vogel's July 2024 Round-Up
- Holtzman Vogel and NJAC File Federal Lawsuit on Behalf of StandWithUs Center Against Organizers of Antisemitic Riot in L.A.
- In Compliance: June 2024 Round-Up
- Jason Torchinsky Quoted in New York Times Article Relating to FEC and Campaign Finance Limits
- Holtzman Vogel Recognized by Chambers USA 2024 in Political Law, Environmental Law and Land Use
- In Compliance: Holtzman Vogel's May 2024 Round-Up
- Jason Torchinsky to Speak at Digital Campaign Summit
- ADL and Brandeis Center File Title VI Complaint Against UMass-Amherst, Alleging Pervasive Antisemitic Climate for Jewish Students
- Lawsuit Filed on Behalf of American and Israeli Victims of Hamas Oct. 7 Terrorist Attack Against AJP Educational Foundation, Inc. a/k/a American Muslims for Palestine and National Students for Justice in Palestine
- In Compliance: Holtzman Vogel's April 2024 Round-Up
- Jason Torchinsky Quoted in "Corporate Political Donations Poised to Spark Shareholder Lawsuits"
- Holtzman Vogel Sponsors Annual Pollie Awards and Conference in DC; Host Committee for AAPCF
- Politicians with Social Media Accounts. Litigation Is Around the Block for Them – Literally.
- In Compliance Newsletter: March 2024 Round-up
- Supreme Court Issues Key Decisions on Public Officials' Use of Social Media and Ability to Block Commenters
- In Compliance: Holtzman Vogel's February 2024 Round-up
- In Compliance: Holtzman Vogel's Monthly Round-Up - January 2024
- Holtzman Vogel Obtains Victory for New Republican PAC on Appeal Before D.C. Circuit Affirming Non-reviewability of FEC Dismissal
- Jason Torchinsky Speaks at NCSL Conference on Expected Litigation in 2024
- Eighth Circuit Rules That the Voting Rights Act Does Not Include a Private Right of Action, Impacting Potentially Numerous Pending Section 2 Cases
- Meta and Microsoft Join Google in Effort to Crack Down on AI-Generated Content in Political Ads

- Jason Torchinsky Appears on Two Podcasts to Discuss South Carolina Redistricting Case
- Lawline CLE: What You Need to Know about the Supreme Court's Recent Election Law Decisions – How Moore v. Harper, Brnovich, Cruz. v. FEC and the COVID Election Cases Impact Elections
- Holtzman Vogel Sponsors RNLA National Election Law Seminar; Jason Torchinsky and Steve Roberts Speakers
- Holtzman Vogel Supreme Court Review, October Term 2022
- Jason Torchinsky Quoted in NPR Article on Moore v. Harper SCOTUS Decision
- Cutting Through the Noise: What You Need to Know about the Supreme Court's Recent Election Law Decision
- Jason Torchinsky Guest on We the People Podcast - SCOTUS Decision on Voting Rights Act
- Holtzman Vogel Recognized by Chambers USA for Political Law, Environmental Law and Land Use
- Concerns over AI in Politics: Washington State Becomes One of the First to Act
- AI Content Changes the World of Politics: Protecting Free Speech While Defending Basic Truths
- Firm Sponsors 2023 Annual Pollie Award Conference; Jason Torchinsky and Christine Fort Speakers
- Jason Torchinsky Guest on SiriusXM Program with Michael Smerconish on the POTUS Channel
- Jason Torchinsky Quoted in CNN Article on the Voting Rights Act
- Jason Torchinsky on We the People Podcast: Moore v Harper
- Early Returns Podcast: Jessica Furst Johnson and Jason Torchinsky - Political Lawyers Take a Deeper Dive into 2022 Elections and Look Ahead to 2024
- Top Ten Questions from Corporate and Trade Association Clients Approaching Midterms 2022
- National Constitution Center Podcast-Redistricting in Alabama and the Voting Rights Act—Part 2
- Georgetown SALPAL Hosts Webinar Conversation on the Independent State Legislature Theory
- Holtzman Vogel Supreme Court Review, October Term 2021
- Supreme Court Grants Stay to Louisiana and Schedules Major Redistricting Case for October
- Election Impact 2022 Webinar Series - Drawing the Line: The Impact of Redistricting on the Shifting Political Landscape
- Federal court rules candidate loan limit unconstitutional
- GOP Gerrymandering Trial Kicks Off in Michigan
- A Primer on the Rules of 'Personal Use' for Campaign Funds

- Jason Torchinsky Guest on CNN to Talk About State Sore Loser Laws

## **Community Involvement**

- College of William and Mary School of Law, IRS and Political Campaigns, Adjunct Professor
- American Bar Association Foundation, Fellow
- American Association of Political Consultants, General Counsel and Board Member

## **Awards & Recognition**

- *Chambers USA*, top "Political Law" attorney
- *Politico*, "50 Politicos to Watch"
- *Campaigns and Elections Magazine*, "Rising Star of Politics"
- Fellow, American Bar Association Foundation

## **Presentations/Events**

- National Conference of State Legislators, Presenter
- Republican National Lawyers Association, Presenter
- Federalist Society, Presenter
- American Association of Political Consultants, Presenter
- National Constitution Center
- Stanford Law Review

## **Publications/Articles**

- "'If You Ain't First, You're Last': How State 'Sore-Loser' Laws Make It Impossible For Trump To Run A Successful Third-Party Campaign If He Loses The Republican Primary", *Harvard Journal of Law and Public Policy* (March 2023)
- How Independent is Too Independent?: Redistricting Commissions and the Growth of the Unaccountable Administrative State, 20 *Geo. J.L. & Pub. Pol'y* 533 (Summer 2022)
- "State Court Docket Watch 2020: Fisher v. Hagett and Lay v. Goins" by Jason Torchinsky, Dennis W. Polio, *The Federalist Society* (2020)
- "State Legislative 'Responsies' to Citizens United Five Years Later" , 66 *Syracuse L. Rev.* 273