



## Maggie O'Neil

Associate

[moneil@pbwt.com](mailto:moneil@pbwt.com)

212.336.2227

Maggie O'Neil is an Associate in the firm's Litigation department. Ms. O'Neil represents clients in a variety of litigation contexts, including from pre-suit investigation through trial, across numerous industries and types of legal claims.

From 2022 to 2023, Ms. O'Neil served as a law clerk to the Hon. Jennifer L. Rochon of the United States District Court for the Southern District of New York. From 2019 to 2020, Ms. O'Neil served as a Law Clerk to the Hon. Richard J. Sullivan of the United States Court of Appeals for the Second Circuit.

### Admissions

- New York
- U.S. Court of Appeals, Second Circuit
- U.S. District Court, Southern District of New York
- U.S. District Court, District of Colorado

### Education

- Georgetown University Law Center (J.D., *summa cum laude*, 2018)
  - Managing Editor, *Georgetown Law Journal*, *Annual Review of Criminal Procedure*
  - Order of the Coif
  - Francis E. Lucey, S.J. Award for Highest Academic Achievement in Graduating Class
- Marquette University (B.A., *summa cum laude*, 2015)
  - Phi Beta Kappa

## Blog Posts: Second Circuit Criminal Law Blog

July 9, 2025

***Challenging the Government's Proof of Conspiratorial Intent, Part I: Rare Second Circuit Decision Overturning Guilty Verdict Shows Modern-Day Limits to Government's Evidence of Conspiracy***

Conspiracy charges are among the most potent instruments in the prosecutor's toolkit. In a conspiracy case, the government need only prove that there was an illegal agreement, even if no crime occurred or could occur (such as in the...

July 9, 2025

**Challenging the Government's Proof of Conspiratorial Intent, Part 2: Analysis of Mackey Decision Overturning Guilty Verdict Provides Fuel for Defense Attorneys**

In recent months, the Second Circuit has frequently opined on issues related to the sufficiency of evidence for proving a defendant had the requisite knowledge of a conspiracy. This series of blog posts aims to synthesize these recent holdings,...

February 20, 2025

**Second Circuit Avoids Entering Debate Over Trespassory Searches, and Holds that Officers' Use of an iPhone to View Contents of Automobile Through Tinted Windows is Not a Search**

In *United States v. Poller*, the Second Circuit (Parker, Bianco, Nardini) held that an officer's use of an iPhone camera to view the contents of an automobile through tinted windows was not a search because the defendant...

January 3, 2025

**Second Circuit Reiterates, in a Published Decision, that Defendant Is Bound By Decision to Decline Oral Pronouncement of Conditions of Supervised Release During Sentencing**

In *United States v. Lewis*, the Second Circuit (per curiam) affirmed the judgment of conviction of Chanette Lewis, who had pleaded guilty to two counts of conspiracy to commit wire fraud in violation of 18 U.S.C. § 371. ...

August 31, 2021

**Rare *En Banc* Second Circuit Says "Spread Eagle" Order Not a Search Over Spirited Dissents Decrying State of Fourth Amendment Jurisprudence**

The Second Circuit, sitting en banc, reversed a panel decision holding that officers lacked reasonable suspicion to frisk defendant Calvin Weaver after a traffic stop. The en banc majority (Judge Nardini, who authored the opinion, Chief Judge Livingston,...

September 3, 2020

**Second Circuit Reverses One Conviction for Lack of Venue, Affirms Others Despite Unlawful Warrant**

In *United States v. Purcell*, the Second Circuit (Lynch, Pooler, and Park) considered the conviction of defendant Lavellous Purcell on five counts all arising out of his operation of a prostitution business. On appeal, Purcell argued...

July 30, 2020

**Second Circuit Again Finds Plain Error in Use of "Motive to Lie" Jury Instruction When Criminal Defendants Take the Stand**

In *United States v. Solano*, the Second Circuit (Kearse, Calabresi, and Carney) vacated and remanded a conviction for attempted possession of cocaine with intent to distribute on the grounds that the district court had committed plain...

July 23, 2020

**As Second Circuit Affirms Conviction for Failure to Register as a Sex Offender, Judge Calabresi Questions "Non-Punitive" Nature of Registration Statutes**

In a per curiam opinion, *United States v. Diaz*, the Second Circuit (Calabresi, Chin, and Carney) held that the Sex Offender Registration and Notification Act ("SORNA"), 18 U.S.C. § 2250(a), does not permit a defendant to collaterally attack...