



# Nicole Scully

Associate

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Nicole Scully is an Associate in the firm's Litigation department. From 2021-2022, Ms. Scully served as a law clerk to the Hon. Vera M. Scanlon of the United States District Court for the Eastern District of New York. Ms. Scully was previously a litigation associate in the New York office of an international law firm.

## Education

- Duke University School of Law (J.D., 2018)
  - Executive Articles Editor, *Alaska Law Review*
  - Certificate in Public Interest and Public Service Law, 2018
- Fordham Graduate School of Arts and Sciences (M.A., 2013)
- Fordham College at Rose Hill (B.A., 2010)
  - Phi Sigma Tau
  - Pi Mu Epsilon

## Admissions

- U.S. Court of Appeals, Second Circuit
- U.S. District Court, Southern and Eastern Districts of New York
- U.S. District Court, Eastern District of Michigan
- New York

## Publications

- Co-author, "*Samia v. United States: The Bruton Problem Continues*," *For The Defense*, Vol. 8, Issue 3 (September 2023)
- Co-author, "Acquitted Conduct Sentencing: A Quagmire Neither the Supreme Court Nor the U.S. Sentencing Commission Can Continue to Avoid," *Business Crimes Bulletin* (May 11, 2023)

# Blog Posts: Second Circuit Criminal Law Blog

May 17, 2023

## **Acquitted-Conduct Sentencing: A Quagmire Neither the Supreme Court Nor the U.S. Sentencing Commission Can Continue to Avoid**

It has been common knowledge to criminal practitioners for years that a criminal defendant's sentence for a crime of which they have been convicted can be increased based on acquitted conduct. Even long before the Sentencing Guidelines were conceived...

## Publications

September 2023

### ***Samia v. United States: The Bruton Problem Continues***

*For the Defense*

May 2023

### **Acquitted-Conduct Sentencing: A Quagmire Neither the Supreme Court Nor the U.S. Sentencing Commission Can Continue to Avoid**

*Business Crimes Bulletin*

March 6, 2023

### **OFAC Advises Companies To Institute Rigorous Compliance Controls In Light Of Russia-Related Sanctions**