

MATTHEW D. FOGAL
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PROFESSIONAL EXPERIENCE

(Admitted to Pennsylvania Bar 11/20/00)

Matt Fogal Law Office (January 2026)

- Solo Practitioner specializing in criminal law, professional licensing defense, attorney discipline board defense, civil rights, and mediation
- Certified Basic Mediation Training (40 hours), Kreider Mediation Academy (Harris County, TX)

Pennsylvania Governor's Office of General Counsel (2023 to 2025)

- Assigned to the Pennsylvania Department of State's Bureau of Professional and Occupational Affairs as a Prosecuting Attorney, evaluating and litigating complaints made against professional licensees
- Outreach Committee, Criminal Justice Committee
- Training Liaison to the Bureau of Enforcement and Investigation (BEI)

District Attorney of Franklin County (2009 to 2023)

- Appointed District Attorney in October 2009 and re/elected 3 times
- Executive Administrator supervising 25 staff members, including 10 attorneys and 5 detectives
- Extensive and significant trial/litigation experience (homicides and major crimes)

Franklin County Office of the District Attorney (Assistant District Attorney and Chief Deputy, 2002 to 2009)

- Assistant District Attorney in 2002, and later appointed Chief Deputy District Attorney
- Prosecuted 40-50 criminal cases each trial term, and honed trial and litigation skills while successfully prosecuting large number of cases to jury trial
- Cross-designated as a Special Assistant United States Attorney
- After September 11, 2001, mobilized to active military duty and deployed numerous times in support of Operation Enduring Freedom and the Global War on Terrorism (Kosovo/Afghanistan), as well as Homeland Defense operations and Humanitarian Assistance and Disaster Relief in greater New Orleans, LA following Hurricane Katrina

Adams County Office of the District Attorney (Assistant District Attorney, 2001 to 2002)

- Member of a 3-person prosecutorial staff, responsible for maintaining a caseload of approximately 30-40 felony and misdemeanor cases for each criminal trial term
- As the STOP Violence Against Women prosecutor, prosecuted domestic violence criminal cases and assumed responsibility for grant-writing, budget drafting, conducting police training, organizing required multi-disciplinary team meetings to review cases and policies, and drafting investigative protocols
- Acquired important courtroom experience while prosecuting an extensive number of cases to jury trial

Law Clerk the Honorable President Judge John R. Walker (1999 to 2001)

Franklin County Legal Journal (Headnote Author, 1999 to 2001)

Widener University School of Law (Research Assistant, 1998)

TEACHING EXPERIENCE

Wilson College (Adjunct Instructor, 2023)

- Undergraduate CJ 301 Criminal Law and Procedure in Spring 2023, examining the substance of criminal law and processes of the criminal justice system, focusing on criminal culpability, elements of felonies and misdemeanor crimes, rights of the accused, pretrial and trial procedures, punishment/sentencing

EDUCATION

Dickinson School of Law of the Pennsylvania State University, *Juris Doctor*, 2000

- Faerie L. Angle Legal Scholarship
- Dean's Honors List
- Excellence for the Future Award (Legal Problems of Indigents)

Shippensburg University of Pennsylvania, B.A., History, 1996

- *Magna Cum Laude* honors
- *Phi Alpha Theta* National Historical Honor Society
- Certificate of Achievement (Outstanding Grade Point Average)
- Dean's List

Pennsylvania State University (Mont Alto Campus); Associate of Arts, *Letters, Arts, and Sciences*

- Dean's List
- Varsity Basketball and Varsity Soccer

BAR AND COURT ADMISSIONS

Supreme Court of the United States of America
United States Court of Appeals for the Third Circuit
United States District Court for the Middle District of Pennsylvania
Supreme Court of Pennsylvania
United States Court of Appeals for the Armed Forces

PROFESSIONAL ACTIVITIES

Nationally recognized in "1 is 2 Many" White House Violence Against Women Act Report (2014)

White House Workshop Participant (June 2016 and November 2016)

- Data-Driven Justice
- Pay for Success and the Opioid Crisis

Executive Board Member, Federal Bureau of Investigation's National Security/Joint Terrorism Task Force (Philadelphia, PA, 2021 to 2023)

Institute for Innovation in Prosecution – John Jay College (City University of New York), Beyond Big Cities Program

- Inaugural Working Group Member (2020 to 2023)

National Prosecutorial Advisory Group on Elevating Trust and Legitimacy, Association of Prosecuting Attorneys (2021 to 2023)

Appointed by the Supreme Court of Pennsylvania to the PA Commission on Fairness and Justice (Former Board Member, current Criminal Justice Committee Member)

Vera Institute of Justice Reshaping Prosecution Program, Motion for Justice Initiative (Partner, 2021 to 2023)

National Prosecution Best Practices Committee, Prosecutors' Center for Excellence (Member, 2022 and 2023)

Drug Treatment and Recovery Initiatives

- At outset of what became the “opioid crisis,” sharply shifted District Attorney’s Office policy to focus on prioritization of treatment and recovery engagement for defendants with Substance-Use Disorder, in partnership with Gaudenzia Addiction Treatment and Recovers Centers (2013 to 2023)
- Through a funding partnership with the Pennsylvania District Attorney's Association and Capital Blue Cross, equipped all Franklin County law enforcement officers with Naloxone, and mandated that it be carried while on duty (2016)
- Chair of the Franklin County Overdose Task Force (2016 to 2023)
- Developed and implemented the “Get Back Up” pre-charge diversion initiative, originating the role of an ex-offender Recovery Liaison who coordinates drug/alcohol assessments and subsequent care with treatment centers across Pennsylvania
- Principal proponent and developer of Good Wolf Treatment Court, the first specialty court in Franklin County (2016)
- Co-founder of Noah’s House Recovery Homes, the first “sober living” residence in Franklin County (2017)
- Installed MEDReturn boxes to allow citizens to dispose of unused and expired prescription and over-the-counter medications (as well as “sharps”), safely and anonymously (2014)
- Trailblazing partner with the University of Pittsburgh-Program Evaluation and Research Unit (PITT/PERU), which greatly assisted in gathering and analyzing local data, developing multiple strategic plans, and assisting with grant identification and applications

Principal developer, co-founder, and Board President of Over the Rainbow - Franklin County Children's Advocacy Center, seeking to restore hope and provide healing from child abuse to child victims of physical abuse and sexual assault (2014 to 2023)

- Provides a safe, child-friendly place for children and their families to minimize additional trauma that can be experienced during a child abuse investigation
- Includes a forensic interview which allows the child to tell their story while members of the investigative team watch the interview through a closed-circuit television
- Utilizes a Multi-Disciplinary Investigative Team (MDT) which includes representatives from law enforcement, child protective services, medical professionals, mental health professionals and the District Attorney’s Office
- Medical examinations available on-site, and vital mental health counseling coordinated

Authored an amendment to 18 Pa.C.S. Section 4304, Endangering Welfare of Children

- Enhanced the grading and penalties for child victims less than 2 years of age
- Worked with the Pennsylvania General Assembly and Pennsylvania Governor’s Office to sign the bill (June 29, 2017)

- The law was amended in honor of Heath Ryder, a 10-month-old infant who tragically died at the hands of a juvenile while under the criminally-negligent care of a babysitter

Partnered with Kindly Canines to bring Therapy Dogs into the District Attorney's Office(s) and Over the Rainbow – Franklin County Children's Advocacy Center, in order to lessen court-related stress for victim/witness preparation and interviews, and included personal household pet Bella, who was trained and certified as a therapy dog to assist with crime victims and Good Wolf Treatment Court participants

Commissioned Investigating Grand Jury as a newly revitalized investigative technique in support of the ongoing efforts by the District Attorney's Office to stem the flow of heroin and fentanyl into Franklin County

- Also used for child abuse, homicide and human trafficking investigations
- As District Attorney, took sole, direct responsibility for preparation of cases, presentation of cases, and prosecution of all cases arising from the Investigating Grand Jury

Created first Elder Abuse Task Force in Franklin County, PA, in partnership with the Area Agency on Aging and Temple University (2014)

Established the Franklin County District Attorney's Advisory Board on Race and Equity (2020 to 2023)

- Featured in ABC News, *The Soul of a Nation: Juneteenth/Together We Triumph* (2021)

Implemented many multiple county-wide protocols to enhance the effectiveness and public faith of law enforcement investigations, including Child Abuse Investigation, Domestic Violence, Stalking, Electronic Surveillance, Use of Confidential Informants, and *Giglio* matters

- Partnered with Duquesne School of Law to implement and train law enforcement personnel concerning new Eyewitness Identification Procedures, Video-Recorded Interview Techniques, and Body-Worn Camera Procedures (2014 to 2023)

Successfully advocated the Franklin County Common Pleas Court's Criminal Division to implement strict judicial assignment of criminal cases, allowing for vertical prosecution, bringing greater efficiency within the District Attorney's Office and the greater justice system overall, more stability for crime victims and witness coordinators

Provided an On-Call Prosecutor Schedule for Franklin County, PA law enforcement officers seeking immediate legal advice and charging decisions, making a prosecutor available 24 hours a day, 7 days a week

Created a global electronic discovery process, streamlining the transfer of discoverable evidence from law enforcement agencies to the District Attorney's Office, and eventually to defense counsel in an expedited timeframe, providing for much greater efficiency, cost savings and adherence to Constitutional principles

PROFESSIONAL AWARDS AND HONORS

Judge Richard J. Walsh Award, Franklin County Criminal Justice Advisory Board (2023)

BAR ASSOCIATIONS

American Bar Association

- Co-Chair of the Criminal Justice Section Corrections Committee (2016-2018)
- From April 23-29, 2017, represented the American Bar Association as an "Observer" for U.S. Military Commissions at the United States Naval Base in Guantanamo Bay, Cuba

Pennsylvania Bar Association

- Diversity Team Panel Discussion, "The Conversation Continues: Racism and Reform" (September 2020)

Franklin County Bar Association

- Member, Bench-Bar Committee (2016-2023)
- 15th Bench Bar Conference of the 39th Judicial District, Presenter, Opioid Addiction/Dependence: Brain Disease (2017)
- 15th Bench Bar Conference of the 39th Judicial District, Co-Presenter, Good Wolf Treatment Court (2017)

TRAINING EXPERIENCE

Professionals Night, Dickinson School of Law, Panel Discussion (2015)

Summit Health Continuing Medical Education, Co-Presenter, Medical Intervention for the Opioid-Using Patient (2016)

Pennsylvania State Police Basic Homicide Course (2109 to Present)

Developed, hosted, and delivered (with senior office staff) training to regionally-assigned law enforcement officers, which was certified by Pennsylvania's Municipal Police Officer Education and Training Commission (MPOETC) (2018 and 2019)

Franklin County Adult Probation, Use of Force Training (2018 to 2023)

Franklin County Crisis Intervention Team, Legal Training (2014 to 2023)

Pennsylvania State Police Citizens Police Academy (2016)

Waynesboro Police Department Citizens Police Academy (2019)

Chambersburg Police Department Citizens Police Academy (2017 to 2019)

Leadership Franklin County, Ethics Panel (2012)

NRA Personal Protection in the Home Course, Legal Implications (2012 to 2016)

PROFESSIONAL AND COMMUNITY AFFILIATIONS/MEMBERSHIPS

International Association of Prosecutors

- Annual Conference Attendee, Dublin, Ireland (2016)

National District Attorney's Association

- Veteran's Committee Co-Chair

Pennsylvania District Attorney's Association

- Member, Advisory Committee on Senate Resolution 267, Addiction Treatment Services
- Member, Opioid Task Force
- Member, Education and Training Committee of the Pennsylvania District Attorney's Institute

Over the Rainbow-Franklin County Children's Advocacy Center

- *Co-Founder and Board President*

Noah's House Recovery Homes

- *Co-Founder and Board President Emeritus*

Franklin County Criminal Justice Advisory Board

- Executive Committee
- Victim Impact Committee (Developer and Chair)
- Case-Flow Management Committee
- Technology Committee
- Unity Committee (Developer and Co-Chair)

Keystone Rural Health Center

- Board Member
- Diversity and Inclusion Committee

Pennsylvania State Police Southcentral Camp Cadet

- Board Member

Team Rubicon

- COVID-19 vaccination w/Federal Emergency Management Agency, Harrisburg, PA

Philadelphia Joint Terrorism Task Force

- Executive Board

Franklin Together Reentry Coalition

Franklin County Prison Board

Association of Prosecuting Attorneys

Prosecutors' Center for Excellence

Pennsylvania Task Force on Veterans and the Criminal Justice System (Member)

Lions Club International

Rotary Club of Chambersburg

American Legion

Veterans of Foreign Wars (Life Member)

Penn State Alumni Association (Life Member)

National Guard Association of the United States

Pennsylvania National Guard Association of the United States

Military Officers Association

National Infantry Association

Racial Reconciliation

Department of Drug and Alcohol Programs' Medication Death and Incident Review Team

Wreaths Across America Location Coordinator

Penn State Varsity "S" Club (Varsity Soccer and Varsity Basketball - Mont Alto Campus)

MEDIA MENTIONS AND FEATURES

New York Times, Washington Post, ABC News, Good Morning America, Reuters, National Public Radio, Philadelphia Inquirer, Associated Press News, Wall Street Journal, Chicago Tribune, Baltimore Sun, Bangor Daily News, Parade Magazine, Pennsylvania Capital-Star, Pod Save America Podcast, The Root, COLORS Podcast, Newsweek, PennLive, Public Opinion, Philadelphia Tribune, Herald Mail, Record Herald, Central Pennsylvania Collaborative, Progress Pod, Hanover Evening Sun, WDVM Issues and

Insiders, York Daily Record, Your4State WHAG-TV, Shippensburg Sentinel

***PRO BONO* ACTIVITIES**

Wills For Heroes

MILITARY SERVICE

Years of Service

- Date of Enlistment (United States Army Reserve): 4 March 1994
- Enlisted Service: 12 years
- Source and Date of Commission: Direct Commission, 18 April 2002
- Commissioned Service: 12 Years
- Retirement Date (Pennsylvania Army National Guard): 30 March 2018
- Total: 24 Years

Military Occupational Specialties

- 11B Infantryman (enlisted)
- 95B Military Policeman (enlisted)
- 13B Artillery Cannon Crewmember (enlisted)
- 55A Judge Advocate (officer)

Military Education/Training

- Individual Infantry Training (OSUT), 11B (1994)
- Military Police School, 95B (1995)
- Combat Lifesaver Course (1996, 2006)
- Artillery School (Cannon Crewmember), 13B (1997)
- Judge Advocate General's School, Officer Basic Course, 55A (2002)
- Judge Advocate General's School, Officer Advanced Course, 27A (2007)
- 157th Contract Attorneys Course (2007)
- 5th Ethics Counselor's Course (2007)
- Law of Federal Employment (2007)

Decorations, Awards, Badges

- Defense Meritorious Service Medal
- Meritorious Service Medal (3)
- Army Commendation Medal

- Army Achievement Medal (3)
- Air Force Achievement Medal (2)
- Army Reserve Components Achievement Medal (w/4 Oak Leaf Clusters)
- National Defense Service Medal (w/Bronze Star)
- Kosovo Campaign Medal
- Afghanistan Campaign Medal
- Global War on Terrorism Service Medal
- Humanitarian Service Medal
- Army Service Ribbon
- NATO Medal (Balkans)
- Army Armed Forces Reserve Medal (w/Hourglass Device, "M" Device)
- Pennsylvania Commendation Medal (PA State)
- General T.R. White Medal (PA State)
- General T.J. Stewart Medal (PA State)
- Louisiana Emergency Service Medal (LA State)
- The Adjutant General's Joint Staff Identification Badge
- DANCON March Medal (Foreign Badge)
- Joint Meritorious Unit Award (Combined Forces Command-Afghanistan, 2006)
- Shoulder Sleeve Insignia-Wartime Service

MILITARY FULL-TIME DUTY

Operation Enduring Freedom: Kosovo, Title 10 Active Duty (Overseas Service Mobilization)

- Duty Position: Legal Advisor, Kosovo Force (KFOR) 5A, 28th ID (M), Camp Monteith, Kosovo (2003 and 2004)
- Served as the primary legal advisor to Task Force (TF) Associators and all other Camp Monteith units deployed to Kosovo as part of NATO Operation Joint Guardian
- Advised TF Associators Battalion Commander, all primary and special staff sections, 4 company commanders, approximately 400 Soldiers and approximately 150 civilian contractors on international and operational law, military justice, administrative law, contract and fiscal law, claims, and all legal assistance matters
- Served as liaison with United Nations international prosecutors and judges, local Kosovar judges, and United Nations Interim Administration Mission in Kosovo-Police (UNMIK-P) and KPS law enforcement officials on all legal issues impacting TF Falcon
- Coordinated with UNMIK-P and international prosecutors in prosecution of KFOR-related cases
- Attended TF Associators daily battle-update-briefs, targeting meetings, and patrol order briefs
- Conducted Rules of Engagement, Law of War, and Military Justice training as required

Hurricane Katrina Relief: Title 32 State Active Duty (Mobilization)

- Duty Position: Brigade Judge Advocate, 56 Stryker Brigade Combat Team, Belle Chase Naval Air Station, Louisiana (2005)

Operation Enduring Freedom: Afghanistan, Title 10 Active Duty (Overseas Service Mobilization)

- Duty Position: Legal Mentor to the Attorney General of Afghanistan (2005 and 2006)
- Combined Joint Special Operations Task Force; Combined Forces Command-Afghanistan (CFC-A), Kabul, Afghanistan
- Legal Mentor to the Attorney General of Afghanistan, Combined Forces Command-Afghanistan; the forward-deployed combined and joint headquarters for a 34-nation coalition responsible for defeating terrorism on the battlefield while simultaneously stabilizing and reconstructing legitimate government institutions nationwide in Afghanistan
- Advised the Staff Judge Advocate on the status of prosecutor reform and recommended courses of action to improve prosecutions nationwide
- As the primary command representative at the Attorney General's office, coordinated actions with the U.S. Embassy, international agencies, non-governmental organizations, foreign nation representatives, and the Government of Afghanistan
- Provided legal focus in planning efforts in counter-narcotics at CFC-A and with counterpart(s) at the International Security and Assistance Force (ISAF)
- Promoted the Rule of Law

Title 10 Active Duty (CONUS Mobilization)

- Duty Position: Attorney-Advisor, Letterkenny Army Depot, Chambersburg, PA (2007)
- Sole Ethics Advisor for Letterkenny Army Depot (LEAD), all tenant organizations and the New Cumberland Army Depot
- Ensured initial ethics training and annual ethics training was administered to those required to complete Primary Acquisitions Attorney for LEAD, providing formal legal review of all contract solicitations and awards exceeding \$500,000, as well as advisement regarding fiscal law issues, administration of contracts and bid protests
- Reviewed all Financial Liability Investigation of Property Loss (FLIPL) investigations occurring at LEAD
- Served as the Legal Advisor for all Army Regulation 15-6 investigations occurring at LEAD
- As Legal Office liaison to the Directorate of Risk Management, rendered legal advice regarding criminal law and Rules for the Use of Force (RUF) issues, and served as Special Assistant United States Attorney
- Sole advisor to the Depot Commander regarding military discipline, including actions under the Uniform Code of Military Justice (UCMJ) and adverse administrative actions

Title 32 Active Guard Reserve (AGR) Program

- Duty Position: Chief, Criminal Law, 28th Infantry Division, Harrisburg Military Post, Harrisburg, PA (2007 to 2009)
- Responsible for the management, oversight, and supervision of all disciplinary actions associated with approximately 14,000 Soldiers, ranging from administrative reprimands and reductions in rank to administrative actions and courts-martial proceedings
- Primarily responsible for the reform of the Pennsylvania Army National Guard's Code of Military Justice, amending outdated provisions related to Non-Judicial Punishment and convening Courts-Martial proceedings, with individual efforts including numerous briefings to the Command Staff concerning the need for reform, review of amended legislation and the subsequent training of Commanders and Soldiers concerning the changes to the Code of Military Justice
- Provided advice to over 150-plus command units in all aspects of disciplinary actions and other legal issues. Managed all officer personnel actions and training for the Office of the Staff Judge Advocate (OSJA)
- Supervised all junior officers assigned as Trial Counsel/Recorder in administrative separation proceedings
- Coordinated all legal briefings requested by subordinate commands