

## David L. Hayden

ATTORNEY

dhayden@smithlaw.com

919.821.6755



*"I want to know more about my clients. Watching a client discuss their business shows the real passion behind their efforts - a glimpse of their vision. It further motivates our legal teams to support our clients on their journey."*

### OVERVIEW

David Hayden joined Smith Anderson in 2011, after serving as the general counsel and board secretary for USfalcon, Inc. David has extensive experience in government contracting, corporate investigations (internal and government) and employment law. He regularly advises companies and their directors and officers on corporate governance matters and other general corporate and business matters. He also represents a variety of defense contractors, advising on a broad range of federal contracting issues such as bid protests, teaming agreements, subcontract agreements, joint ventures, the Small Business Administration 8(a) Business Development program, International Trafficking in Arms Regulations (ITAR), Corporate Ethics, and organizational conflicts of interest (OCI) compliance issues. He has a high level government security clearance.

David previously served as an Assistant United States Attorney for the Eastern District of North Carolina, investigating and prosecuting federal crimes as well as supervising all military attorneys authorized to practice in federal court in eastern North Carolina. He also conducted federal procurement fraud investigations in government contracting as a member of the Department of Justice Procurement Fraud Task Force for the Southeast.

### MILITARY SERVICE

Colonel, United States Army retired, Corps of Engineers and the Judge Advocate General Corps

COL Hayden served as both an Engineer and Judge Advocate Generals (JAG) Corps Officer in the United States Army during a 29 year active military career. Highlights include 12 years in airborne assignments at Fort Bragg, NC; engineer company commander; criminal law professor and department head at the U.S. Army JAG School; senior litigation attorney and branch chief for the U.S. Army Litigation Division; deployment to Afghanistan as the senior legal advisor to the theater commander in 2002-2003; and senior legal advisor to NORAD and the United States Northern Command. He also served on the Joint Staff in the Pentagon, participating in many federal government interagency panels and working groups. He retired in 2005 and moved to Raleigh, North Carolina.

COL Hayden is a graduate of the U.S. Military Academy, the U.S. Army Command and General Staff College and the National War College.

---

## CREDENTIALS

### Recognition

- Veterans of Influence Award, *Triangle Business Journal* (2019)
- Chairman's Award, North Carolina Veteran's Business Association (2019)
- Listed, *Business North Carolina* Legal Elite, Corporate (2011)
- Former holder of the MG Kenneth G. Hobson Chair in Criminal Law for TJAGSA
- TJAGSA Alumni Association Professional Writing Award

### Military Awards

- Defense Superior Service Medal
- Legion of Merit
- Bronze Star Medal
- Defense Meritorious Service Medal
- Meritorious Service Medal with six oak leaf clusters
- Joint Meritorious Unit Award with two oak leaf clusters
- National Defense Service Medal with two bronze stars
- Global War on Terrorism Expeditionary Medal
- Global War on Terrorism Service Medal

### Military Qualification Badges

- Joint Chiefs of Staff Identification Badge
- Ranger Badge
- Master Parachutist Badge
- Air Assault Badge
- Japanese Airborne Badge
- German Airborne Badge
- Australian Airborne Badge



## Education

- United States Army Judge Advocate General's School, LLM
  - The University of Texas School of Law, J.D. with honors
  - North Carolina State University, M.B.A.
  - The National War College, M.S., National Security Strategy
  - United States Military Academy, B.S., distinguished graduate (Top 5%)
- 

## Bar & Court Admissions

- North Carolina
  - Supreme Court of the United States
  - Texas
  - U.S. Army Court of Criminal Appeals
  - U.S. Court of Appeals for the Armed Forces
- 

