

NAMMOLF THE WHITE COLLAR DEFENSE & INTERNAL INVESTIGATIONS

PRACTICE AREA COMMITTEE

PAC CO-CHAIRS

Andres Rivero | Rivero Mestre LLP | arivero@riveromestre.com | 305.445.2500 Paul Loh | Willenken Wilson Loh & Delgado LLP | ploh@willenken.com | 213.955.9240



PRACTICE AREA COMMITTEE

FIRM	CONTACT	EXPERIENCE	LOCATIONS
BURGHERGRAY LLP www.burghergray.com	Don M. Tellock dtellock@burghergray.com.com	Don M. Tellock heads the firm's Business Litigation and government investigations practice. He represents corporations and individuals in complex federal and state court litigation, as well as government and internal investigations, appeals, administrative proceedings and arbitrations. His areas of expertise include securities law, consumer class action litigation, privacy, data protection/information security, deceptive advertising, and crisis management.	New York, NY Washington, DC
CALFO EAKES & OSTROVSKY PLLC www.calfoeakes.com	Andrea Delgadillo Ostrovsky andreao@calfoeakes.com	Andrea has extensive experience defending businesses, company employees, and witnesses in government investigations and white collar criminal cases, including in False Claims Act, environmental, securities, healthcare, government contracting, and tax fraud matters.	Seattle, WA
	Patty Eakes pattye@calfoeakes.com	Patty is an accomplished trial lawyer whose practice focuses on complex commercial litigation, white collar criminal defense and employment disputes. Patty has represented Fortune 500 companies, executives of those companies and other businesses in civil litigation and white collar criminal matters involving alleged patent infringement, securities fraud, copyright and trade secret claims, antitrust violations, tax fraud, RICO violations and a wide variety of employment discrimination and wage and hour cases. In addition to her trial practice, Patty conducts internal investigations for private companies and government agencies.	
CARTER LAW GROUP,LLC www.carterlawgroupllc.com	Pamela Carter pcarter@carterlawgroupllc.com	Ms. Carter's practice focuses on personal injury litigation with an emphasis on trucking and transportation, premises liability, employment, insurance defense and products liability. She specializes in the representation of clients in all aspects of general litigation including wrongful death, slip and falls, lead paint cases, wrongful death and food contamination matters. For more than 18 years, she has handled hundreds of claims involving exposures to toxic substances including asbestos, silica for major automotive companies and product manufacturers. Ms. Carter has litigated injury cases in state and federal courts throughout Louisiana.	New Orleans, LA
COURINGTON, KIEFER & SOMMERS, L.L.C. www.courington-law.com	Jeffrey M. Bur jburg@courington-law.com	Jeffrey M. Burg has represented individuals, business owners and employees in Federal and state criminal matters from simple misdemeanors through internal and grand jury investigations, including litigation of federal contracts and state-operated entities.	New Orleans, LA Ocean Springs, MS

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FIRM	CONTACT	EXPERIENCE	LOCATIONS
FARROW- GILLESPIE & HEATH LLP www.fghlaw.com	Mary L. O'Connor mary.oconnor@fghlaw.com	 Ms. O'Connor has experience representing companies, audit committees, and individuals in SEC and internal investigations, as well as enforcement proceedings, in the following industries: Oil and Gas Financial Services Manufacturing Technology Retail and Consumer Products Marketing Services 	Dallas, TX
LAWRENCE & BUNDY LLC www.lawrencebundy.com	John Lewis, Jr. John.lewis@lawrencebundy.com (former head of global litigation, senior managing compliance counsel, global anti-bribery counsel and global head of workplace fairness for The Coca-Cola Company with board level accountability and experience leading litigation defense and investigations in over 30 countries)	Lawrence & Bundy is a complex litigation boutique ranked as a Tier 1 Best Law Firm by U.S. News and World Reports for 2017 and 2018. The firm has deep experience in internal and government investigations including whistleblower claims, commercial litigation, class action litigation, anti-corruption investigations, advising on compliance programs, bankruptcy/receivership actions, and diversity consulting. The firm's practice is national in scope with clients ranging from the "Fortune 100" multinationals, higher education, and government entities to high profile individuals	Atlanta, GA Washington, DC
LEÓN COSGROVE, LLC www.leoncosgrove.com	Tonya Esposito Oliver toliver@leoncosgrove.com	León Cosgrove has experience representing both companies and individuals in all phases of government and internal investigations, as well as enforcement proceedings, including major representations in the following: • Financial services • Transportation • Life sciences and healthcare • Technology • Energy industries	Dallas, TX Miami, FL Washington, DC
LIMNEXUS LLP www.limnexus.com	Pio S. Kim pio.kim@limruger.com Former AUSA, Central District of California	LimNexus LLP has represented companies and individuals in white collar matters and internal investigations in the following industries or sectors: Pharmaceuticals Health care industry Fashion industry Banks and other financial institutions an services Import/export industry Transportation Government Charitable organizations	Los Angeles, CA San Francisco, CA
MAYERSOHN LAW GROUP, P.A. www.mayersohnlaw.com	Leah Mayersohn Imayersohn@mayersohnlaw.com	Ms. Mayersohn has represented many CEO's of corporations in white collar cases in the following industries and sectors: • Financial industry • Fashion industry • Transportation industry • Shipping • Manufacturing • Office suppli	Boca Raton, FL Fort Lauderdale, FL Miami, FL Palm Beach, FL

FIRM	CONTACT	EXPERIENCE	LOCATIONS
PUGH, JONES & JOHNSON, P.C. www.pjjlaw.com	Stephen H. Pugh spugh@pjjlaw.com Former Prosecutor in the Dept. of Justice Strike Force	Pugh, Jones & Johnson, P.C. has corporate investigations experience in the following industries and sectors: Healthcare industry Financial industry Defense industry	Chicago, IL New York, NY
	Walter Jones, Jr. wjones@pjjlaw.com Former Chief of Criminal Division of the U.S. Attorney's Office	 Government contractors Transportation industry Compliance monitoring and IPSIG engagements Higher education Sports 	
QUINTAIROS, PRIETO, WOOD & BOYER, P.A. www.qpwblaw.com	Anthony L. Schumann anthony.schumann@qpwblaw.com Partner, Chicago Office Reginald J. Clyne reginald.clyne@qpwblaw.com Partner, Miami Office	Multi-jurisdictional practice covers corporate compliance and regulatory enforcement. Comprehensive and cost-effective representation and advice to clients facing exposure to civil and criminal liability. Representations in actions involving fraud, securities, accounting, regulatory and shareholder derivative and corp. governance issues. Type of Representations: White collar and compliance matters Dispute resolution through arbitration and litigation	10 Offices throughout major Florida cities Phoenix, AZ Los Angeles, CA Atlanta, GA Chicago, IL Lexington and Louisville, KY Kalamazoo, MI E. Rutherford, NJ New York, NY Dallas, TX USVI.
RIVERO MESTRE LLP www.riveromestre.com	Andrés Rivero arivero@riveromestre.com Jorge A. Mestre jmestre@riveromestre.com	Rivero Mestre is ranked Tier 1 in White-Collar Governmental Investigations by U.S. News Media Group and Best Lawyers,® and has represented companies and individuals in white-collar, regulatory matters and international investigations in the following areas: • Financial Services • Securities • Banking • Accounting • Health care • Environmental • Tax • Insurance • Bankruptcy • Computer and intellectual property • International trade and investment	Miami, FL New York, NY

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FIRM	CONTACT	EXPERIENCE	LOCATIONS
SCHOEMAN UPDIKE KAUFMAN & STERN LLP www.schoeman.com	Lawrence J. Fox Ifox@schoeman.com Currently serves as the George W, and Sadella D. Crawford Visiting Lecturer in Law and Supervising Lawyer at the Ethics Bureau at Yale Law School Former Partner and Managing Partner at Drinker Biddle & Reath	Larry Fox has been independent counsel to corporate audit committees and special litigation committees, provided ethics advice to in-house counsel on a wide range of topics from privilege and confidentiality to how to conduct an independent investigation and avoid conflicts of interest. Clients range from Fortune 20 to closely held family enterprises.	New York, NY
WILLENKEN WILSON LOH & DELGADO LLP www.willenken.com	Paul Loh ploh@willenken.com	Willenken Wilson Loh & Delgado has represented entities in the following sectors and industries in their white collar and internal investigations work: Display technology manufacturing Financial services Taiwan-based technology and manufacturing companies Consumer retail/personal care products Home improvement products and services Government contractor Computer technology Wireless and mobile communications Retail/Food Industry, Internet marketing, media industry	Los Angeles, CA San Francisco, CA

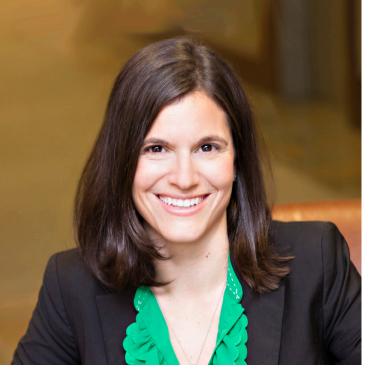


Don M. Tellock: Bio

Don M. Tellock, is the Chairman of Litigation and Government Investigations at Burgher Gray Jaffe LLP. He focuses his practice on complex commercial litigation, financial services litigation, products liability, and government and regulatory investigations. He counsels clients on consumer class action issues, deceptive business practices statutes, privacy, data protection/information security, and advertising issues. Mr. Tellock represents banks, pharmaceutical companies, insurance companies, retailers, and individuals in complex federal and state court litigation, as well as government and internal investigations, enforcement actions, administrative proceedings, and arbitrations. His practice includes the representation of companies and individuals in litigation and investigations brought by various federal agencies, including but not limited to the Federal Trade Commission, the Consumer Financial Protection Bureau, the United States Department of Justice, the United States Securities and Exchange Commission, and the Social Security Administration. Mr. Tellock has also represented clients in litigation and investigations brought by various state attorneys general, including but not limited to the states of Arkansas, California, Florida, Illinois, Louisiana, Maryland, Massachusetts, New York, Pennsylvania, Texas, and Vermont. He has a particular expertise in representing clients being investigated by state and federal agencies, while simultaneously defending against consumer class action litigation arising from the same set of facts and circumstances. Mr. Tellock has spoken on numerous professional panels convened by Congressional Committees, bar association groups, and industry trade associations. The panel topics have included financial services litigation, defending against government investigations, mass torts litigation, privacy, consumer class actions, and a variety of other topics.

Mr. Tellock previously served as the Executive Vice President and General Counsel of Bridge Clinical, the nation's premier research company dedicated to providing big pharma and bitotech companies with research and clinical trial support relating to minority populations. Prior to joining Bridge Clinical, Mr. Tellock was a Partner in large New York firms, focusing his practice on financial services litigation, consumer class actions, privacy, government investigations, data protection/information security and advertising issues. He began his career as an Associate in the Commercial Litigation group at Skadden Arps, and was once also an Assistant Attorney General for the State of New York. Mr. Tellock is a prominent figure in the New York African-American

philanthropic community, and is a member of the board of directors of the Dance Theatre of Harlem and previously served on the board of directors of Sponsors for Educational Opportunity for over a decade. He is a graduate of the Yale Law School ('94), and Xavier University of Louisiana ('91).



Contact

206.407.2216 andreao@calfoeakes.com

SEATTLE | WASHINGTON

Education

University of Michigan Law School | 2005, J.D. *cum laude*, Order of the Coif

University of Chicago | 1998, B.A., Environmental Studies (with honors)

Experience

Law Clerk to the Hon. Robert L. Eastaugh Alaska Supreme Court | 2005 - 2006 Law Clerk to the Hon. Marsha J. Pechman, W.D. Washington | 2006 - 2008 Yarmuth Wilsdon Calfo | 2008 - 2012 Calfo Harrigan Leyh & Eakes | 2012 - 2016 Calfo Eakes & Ostrovsky | 2016 - Present



Andrea Delgadillo Ostrovsky

Andrea has extensive experience defending businesses, company employees, and witnesses in government investigations and white collar criminal cases, including in False Claims Act, environmental, securities, healthcare, government contracting, and tax fraud matters. Andrea also has significant experience handling complex civil matters for both plaintiffs and defendants, including employment disputes and cases involving allegations of fraud, breach of contract, securities violations, and business torts. In addition to her litigation practice, Andrea regularly conducts corporate internal investigations to assist businesses in responding to government enforcement actions and employment-related claims.

Before starting private practice, Andrea clerked for the Honorable Marsha J. Pechman on the United States District Court for the Western District of Washington and Justice Robert L. Eastaugh on the Alaska Supreme Court. Andrea has been named a "Super Lawyer" by Washington Law and Politics every year since 2013. Andrea has recently been recognized by both Benchmark Litigation and Chambers & Partners USA.

Andrea's Recent White Collar Defense & Internal Investigations Experience

Representation of medical professionals in federal investigations alleging fraud of the Medicare program or related programs.

Representation of laboratory in federal civil and criminal investigations alleging Anti-Kickback and Stark Act violations.

Confidential corporate internal investigation of allegations that subsidiary engaged in bribery and related unlawful conduct.

Representation of waste management company in federal criminal investigation regarding handing of certain types of materials.

Representation of CEO of real estate syndication company in prosecution alleging securities fraud, conspiracy, and money laundering in the sale of tenant-in-common interests in commercial real estate.

Representation of Alaska Native Corporation in lawsuit against former business partners for mismanagement, fraud, and self-dealing.



Contact

206.407.2211 pattye@calfoeakes.com

SEATTLE | WASHINGTON

Education

University of Washington | J.D. 1989

University of Washington | B.A. Speech Communication

Experience

King County Prosecutor's Office | 1990 - 2006 Oles Morrison Rinker & Baker | 2007 - 2008 Yarmuth Wilsdon Calfo | 2008 - 2012 Calfo Harrigan Leyh & Eakes | 2012 Calfo Eakes & Ostrovsky | 2016 - Present



Patty A. Eakes

Patty is an accomplished trial lawyer whose practice focuses on complex commercial litigation, white collar criminal defense and employment disputes. Patty has represented Fortune 500 companies, executives of those companies and other businesses in civil litigation and white collar criminal matters involving alleged patent infringement, securities fraud, copyright and trade secret claims, antitrust violations, tax fraud, RICO violations and a wide variety of employment discrimination and wage and hour cases. In addition to her trial practice, Patty conducts internal investigations for private companies and government agencies.

Patty is a founding member of Calfo Eakes & Ostrovsky. Prior to forming the firm, she was a King County Senior Deputy Prosecutor in both the Criminal and Civil Divisions from 1990 until 2006. She prosecuted Gary Ridgway, the most prolific serial killer in the United States, for more than 50 murders referred to as the Green River murders. In the Civil Division, Patty advised county agencies on a wide variety of employment-related issues and defended King County in both state and federal court in employment lawsuits. Patty has been recognized as a preeminent business trial lawyer by the Chambers & Partners USA Report and by several other legal rating firms. She has also been named a "Super Lawyer" by Washington Law and Politics every year since 2009.

Patty's Recent White Collar Defense & Internal Investigations Experience

Representation of publicly-elected Washington State Auditor Troy Kelley in prosecution alleging wire fraud, money laundering, perjury, tax fraud and false statements. After a six-week jury trial, we obtained an acquittal on the false statement charges and the jury deadlocked on all remaining counts.

Representation of president of Native-owned Canadian cigarette manufacturing company in federal tax evasion trial. We obtained a dismissal of all charges after jury hung on all counts.

Representation of David Copperfield against false allegations of kidnapping and fraud in a federal grand jury investigation. The government dropped all charges. Related civil case was dismissed.

Representation of CEO of real estate syndication company in three-month trial alleging securities fraud, conspiracy, and money laundering in the sale of billions in tenant-in-common interests in commercial real estate. Jury acquitted on all conspiracy and money laundering charges. Guilty verdicts are currently on appeal and our client is on bail pending resolution.

Representation of Seattle-based seafood company in FDA-led criminal grand jury investigation arising out of the alleged distribution of adulterated products; government dropped all charges.



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HOME

PRACTICE AREAS

ATTORNEYS

CLIENT LIST

COMMUNITY SERVICE

NEWS / EVENTS

RESOURCES

CONTACT

Jeffrey M. Burg

MEMBER

AREAS OF PRACTICE

Toxic Torts
Insurance Defense
Medical Malpractice
Products Liability
Transportation
Professional Liability
Criminal

BAR ADMISSIONS

Louisiana

EDUCATION

Spring Hill College, B.S., 1994 Loyola State University, J.D., 1998

PROFESSIONAL AFFILIATIONS

Louisiana State Bar Association New Orleans Bar Association Louisiana Association of Criminal Defense Lawyers

New Orleans Association of Defense Counsel



Jeffrey M. Burg is a member with 14 years of litigation experience specializing in criminal defense, mass toxic torts, products liability, insurance and transportation defense, medical and legal malpractice, and professional liability. Jeff began his career at the Louisiana Third Circuit Court of Appeal, in the criminal central staff authoring opinions for appellate judges. Following his time at the Third Circuit, he was a senior prosecutor in the Orleans Parish District Attorney's Office, and recognized as prosecuting the first successful victimless case of domestic violence in Orleans Parish.

Other honors bestowed on Jeff were his nomination to the Gun Violence Task Force and presenter to law enforcement for proper probable cause techniques during investigations. At the conclusion of his career as a prosecutor, he had over 200 trials including the successful prosecution of 7 life sentences.

Jeff's current practice consisting of defending clients against a wide variety of misdemeanor and felony charges ranging from simple traffic violations to white collar crimes in municipal, state and federal courts. He has represented high profile clients in federal court ranging from public corruption, mail and wire fraud and money laundering. His relationships with prosecutors and judges are an asset in the successful defense of his clients.

Jeff has successfully handled a variety of cases in state and federal court, including successfully arguing in front of the Louisiana Supreme Court. He received his undergraduate degree in Business Management from Spring Hill College in 1994 and received his Juris Doctorate from Loyola University in 1998.

Jeff is a member of the Louisiana State Bar Association, New Orleans Bar Association, Louisiana Association of Criminal Defense Lawyers, New Orleans Association of Defense Counsel and active in many community organizations in the Greater New Orleans Area.

Email: jburg@courington-law.com





















Mary L. O'Connor

Mary O'Connor's practice focuses on representing public companies and their officers and directors in commercial litigation and arbitration, securities litigation, internal investigations, and regulatory investigations and enforcement proceedings. She has extensive experience investigating and defending charges of accounting fraud, disclosure issues, and marketing claims on behalf of issuers and financial services providers.

Before joining Farrow-Gillespie & Heath in 2016, Ms. O'Connor was a partner in an AmLaw 100 firm and D&O panel counsel for a leading provider of Director and Officer's liability coverage.



Ms. O'Connor's recent representations include —

- a publicly-traded oil and gas company in an SEC investigation of a \$300,000,000 acquisition
- an Ohio-based manufacturing company in an SEC investigation of fraudulent accounting practices by the vice president for finance of one of its subsidiaries
- » a registered investment adviser in an SEC investigation of hedge fund marketing practices
- » a publicly-traded company in an SEC investigation arising from a change in external auditors
- > a real estate developer in an SEC investigation of accounting for investor funds
- defending the former chief executive officer of a publicly-traded technology company in an SEC enforcement action
- a publicly-traded company in an SEC investigation of consumer receivables financing transactions
- defending an investment adviser in an arbitration of customer claims regarding investment recommendations
- defending a publicly-traded insurance holding company and its board of directors in obtaining dismissal of derivative litigation over a proposed merger
- defending a leading provider of nutritional supplements in a shareholder class action, shareholder derivative and Texas attorney general litigation related to marketing practices

Internal Investigation Experience

- Led investigation of off-the-books transactions by employees at field locations of publiclyheld oil and gas company
- Led investigation of whistleblower claims by a compliance employee of a publicly-held company
- Led investigations of potential insider trading by employees of publicly-held companies
- Led investigation of related party transactions for the audit committee of a publicly-held oil and gas company
- > Investigated valuation practices for fair valued securities for a registered investment advisor
- Led investigation of accounting and internal control issues for the audit committee of a publicly-held manufacturing company
- Led investigation of revenue recognition and trade promotion practices for the audit committee of a publicly-held consumer products company

Education

J.D., Stanford Law School, 1983

B.A., summa cum laude (political science), Bryn Mawr College, 1979



Partner 214-361-5600 mary.oconnor@fghlaw.com













Solving Problems \rightarrow Thinking Ahead



Direct Line: 404-400-3353 Fax: 404-609-2504 john.lewis@lawrencebundy.com

John has over 25 years of broad-based experience as a lead trial lawyer in private practice, in-house litigation counsel, including managing the global litigation team of an Atlanta-based Fortune 100 Company, conducting internal investigations domestically and internationally, and advising corporate board members, executives and senior business leaders. John has served as senior managing litigation counsel, global anti-bribery counsel and global head of diversity and workplace fairness. John focuses his practice on internal and

John focuses his practice on internal and government investigations, including Foreign Corrupt Practices Act investigations, corporate compliance, commercial litigation, including class action litigation, business bankruptcy/creditors rights/receiverships and diversity consulting.

John led internal and governmental investigations into some of the earliest Sarbanes-Oxley whistleblower claims. He was tapped to serve as his company's first global anti-bribery counsel responsible for company compliance with the Foreign Corrupt Practices Act, the UK Bribery Act and similar global anti-corruption laws around the world. In this role, John led in person training, audits and investigations in Asia, Europe, Africa, the Middle East and Latin America including compliance related due diligence in international M&A transactions. He also personally advised and updated the board audit committee on these matters.

John honed his trial skills early in his career for over 10 years in private practice as a commercial litigator with emphasis on bankruptcy/creditors' rights disputes. John then moved into an in-house role with an Atlanta-based Fortune 100 Company and for eight years, five as head of litigation. There, he defended company directors in shareholder derivative cases and advised senior management on all aspects of legal-risk management strategy, leading interviews, defending depositions and managing alternative dispute resolution in class actions, multi-district litigation and related proceedings. He managed the single largest potential litigation exposure in the history of the Company; a securities class action lawsuit that touched four continents.

John's diversity consulting practice is unique in that John brings his experience of actually having been a head of diversity for a global company. As global chief diversity officer, he had board level accountability for all aspects of workplace fairness including responses to EEOC charges, OFCCP inquiries as well as related media and reputational concerns. John served as the "voice" and "face" of diversity and inclusion for the company interacting with external constituents, community leaders, insurance carriers, institutional investors and the landscape of workplace, marketplace, community, customers and partners. Through this experience, John brings unique perspective to confidential litigation assessments, corporate diversity compliance reviews, internal legal vulnerability assessments, and assisting clients in developing "best practice" benchmarking. John's broad-based background enables him to bring solutions-based perspectives drawing on a range of legal disciplines and a proven track record of success working not just with lawyers but with business leaders in public affairs, a public company board of directors, communications, government relations, regulatory affairs and community stakeholders. John is licensed to practice in Pennsylvania, Missouri, Kansas and Georgia.

EDUCATION

J.D., The George Washington Law School B.A., Morehouse College (with honors)

REPRESENTATIVE EXPERIENCE

- Led compliance with the Foreign Corrupt
 Practices Act and related anti-corruption laws and
 regulations for a global Fortune 100 company
 personally conducting training, audits and
 investigations throughout sub-Saharan Africa,
 the Middle East, Asia and Latin America.
- Led legal team managing all aspects of one of the largest securities class action cases ever concluded in the Northern District of Georgia federal court.
- Defended shareholder derivative lawsuits and led internal/governmental investigations working directly with senior management and board.
- Served on Official Committee of Unsecured Creditors in Chapter 11 cases of Delta Airlines, Schlotzsky's Deli, Picadilly Cafeterias, and Old Country Buffet among others.
- Served as a Chapter 7 bankruptcy trustee for 8 years administering assets in thousands of business and consumer bankruptcy cases.

Direct Line: 404-400-3353 Fax: 404-609-2504 john.lewis@lawrencebundy.com

AWARDS AND RECOGNITION

Master, Bleckley Inn of Court Recipient, Elbert P. Tuttle Jurisprudence Award, Anti-Defamation League

Recipient, Distinguished Alumni Award, The George Washington University Law School

Director, Private Bank of Buckhead (Atlanta, GA)

Honoree, Impact Award, Black Alumni Association, The George Washington University

Honoree, Cora T. Walker Legacy Award, National Bar Association Commercial Law Section

Honoree, A.T. Walden Outstanding Attorney, Gate City Bar Foundation

Recipient, Chairman's Award for Excellence in Supplier Diversity, The Coca-Cola Company

Honoree, Minority Corporate Counsel Employer of Choice Award

Special Recognition from Company Chairman for role in resolving government investigations involving the Company, The Coca-Cola Company

Honoree, National Bar Association Outstanding Section of the Year, Chair, Commercial Law Section (2001, 2002 & 2003)

Panel Chapter 7 Bankruptcy Trustee, Western District of Missouri (1993-2001)

Graduate, Leadership Atlanta Member, 100 Black Men of Atlanta Trustee, Atlanta Botanical Gardens Director, National Black MBA Association Honoree, NBA Corporate Diversity Award, renamed "John Lewis, Jr. Corporate Award" (2012)

Honors Program, United States Department of Justice

PUBLICATIONS / ARTICLES

Co-Author (with M. Cogen), "When a Favor Becomes a Bribe: A Commentary on FCPA Trends in 2016" *Corporate Compliance Insights* (2016)

Contributing Author, Small Business Bankruptcies, Wiley Law Publications (1994)

Contributor, *Litigation Management* (Litigation Series), by Rachel Clingman (Chapter 1 – Litigation from the In-house Corporate Defendant's Perspective concerning costs, alternative fee arrangements, selecting outside counsel, alternative dispute resolution, compliance, and use of technology)

Guest Columnist, "Making the Connection: Successful legal departments must reflect the diversification of the nation" *Inside Counsel*

Guest Columnist, "Diversity People – In a changing world, all attorneys need to own the issue of legal profession inclusion" *Inside Counsel*

Co-Author (with R. Bonds) "Top 10 Ways to Champion Diversity in Your Law Department" published in *The In-House Litigator* (a publication of the American Bar Association's Litigation Section)

Co-Author (with S. Woodhouse), "Building Relationships between Inside and Outside Counsel" National Bar Association Commercial Law Section

MEDIA

Quoted, "Coke's Outside Counsel Get Diversity Directive" Fulton Daily Report (April 2008)

Mentioned, "Lerach's Guilty Plea Gives Coke New Defense in Securities Fraud Case" Fulton Daily Report (October 2007)

Mentioned, "Plaintiffs' Expert, Coke Cost Investors \$1.3 Billion Dollars" *Fulton Daily Report* (July 2007)

Quoted, "Coke Discrimination Lawsuit Still Resonates for GCs" Fulton Daily Report (October 2007)

Profiled, As "Alumni Newsmaker" *GWU Law School Magazine* (2006)

Mentioned, "Panel narrows field to two for bankruptcy judgeship" *Kansas City Business Journal* (October 1998)

REPORTED CASES

In re Payless Cashways, Inc., 215 B.R. 409 (1997) In re Bradley J. Getman, 218 B.R. 490 (1998) In re Michael Kevin James, 203 B.R. 449 (1997) In re R.M. Taylor, Inc., 257 B.R. 289 (2000)

SELECTED CLE SPEAKING

Faculty, "FCPA Compliance Audits: Best Practices in 2016 and Beyond," The Knowledge Group (2016)

Faculty, "How to Prevent Gift, Entertainment and Hospitality Trip Wires," American Conference Institute's (ACI) 7th Houston FCPA Boot Camp (2013)

Panelist, "Doing Business in India," Transparency International USA Corporate Forum (2012)

Faculty, "Understanding the Limits of Gift Giving, Hospitality and Entertainment," ACI's 12th Annual FCPA Boot Camp (2011)

Faculty, "Conducting Corporate Investigations – The Use of Lawful and Ethical Strategies," Association of Corporate Counsel, Annual Meeting (2009)

Featured Speaker, "HR Related Initiatives under the Obama Administration," The HR Forum, New York (2009)

Featured Speaker, Risks Facing the Insurance Industry, Marsh (2007)

Faculty, Professional Development Academy, Georgia Association of Black Women Attorneys (GABWA)

Faculty, "Defeating Class Certification," Class Action Summit, NYC (2006)

Featured Speaker, "What Federal Judges Should Know about Sarbanes-Oxley" sponsored by Just The Beginning Foundation ("JTBF") Association of African American Federal Judges (2006)

Faculty, "Responding to Government Investigations," National Bar Association (2006)

Faculty, National Conference of Bankruptcy Judges Annual Meeting (2004)

Presenter, "Updates in Bankruptcy Law for the Non-Bankruptcy Lawyer," NBA Corporate Counsel Conference (2004)

LEÓN E COSGROVE

TONYA ESPOSITO OLIVER

Office: 202.751.2281

E-mail: toliver@leoncosgrove.com

TONYA ESPOSITO OLIVER IS A PARTNER IN THE WASHINGTON, D.C. OFFICE OF LEÓN COSGROVE LLC. SHE FOCUSES HER PRACTICE ON BANKING AND FINANCIAL SERVICES, ANTITRUST, FALSE CLAIMS ACT, QUI TAM, AND WHITE COLLAR CRIMINAL LITIGATION, AND GOVERNMENT AND INTERNAL INVESTIGATIONS.

Ms. Esposito Oliver has extensive experience representing large financial institutions in both litigation and compliance matters. She's also an experienced antitrust lawyer who has represented numerous clients in both private litigation and before state attorneys general, the Federal Trade Commission (FTC), and the U.S. Department of Justice. In addition, Ms. Esposito Oliver has represented both companies and individuals in all phases of government and internal investigations, as well as enforcement proceedings, including major representations in the transportation, life sciences and healthcare, financial services, technology, and energy industries.

Prior to joining León Cosgrove, Ms. Esposito Oliver practiced at Morgan, Lewis & Bockius LLP. During law school at American University, she also was employed as an investigator for the FTC, where she participated in several high-profile investigations and the development of the Commission's privacy initiative. Her service was recognized with the FTC's Meritorious Service and Outstanding Team Awards.

Ms. Esposito Oliver is the former Washington, D.C. Regional Director of the Trinity College Alumnae Board (2008 – 2014) and current Treasurer of the same.



PRACTICE AREAS

Commercial Litigation

Banking & Financial Services

Antitrust

White Collar Criminal Investigations/Litigation

Government Investigations & Enforcement Actions

COURT ADMISSIONS

District of Columbia

Maryland

U.S. District Courts for the District of Maryland and the District of Columbia

U.S. Supreme Court

PUBLICATIONS & PRESENTATIONS

"SCRA Interest Rate Protections and Lender Obligations: Has the Burden Shifted?" Consumer Financial Services Newsletter, American Bar Association Business Law Section, Summer 2014.

Co-Author, "Corporate Sentencing" chapter, Corporate Criminal Defense: Compliance, Investigation, and Trial Strategies, Aspen Publishers, 2009.

REPRESENTATIONS

Financial Services

Multiple representations of a large financial institution in a Consumer Financial Protection Bureau investigation and subsequent attorneys general investigations into allegations of illegal debt collection practices.

Multiple representations of a large financial institution in both litigation and internal and government investigations resulting from the mortgage foreclosure crisis of 2008.

Antitrust

Representation of a U.S. oil company in an FTC investigation of potential anticompetitive practices and manipulation of crude oil prices.

Representation of a Japanese technology company in its internal investigation, civil litigation and related criminal prosecution by the DOJ, Antitrust Division in the TFT-LCD and CRT industries

Representation of an Asian airline in its global internal investigation, civil litigation and related criminal prosecution by the DOJ, Antitrust Division in the air cargo and passenger services industries.

Representation of a major pharmaceutical company in an antitrust class action matter involving monopolization claims.

Representation of a producer of an agricultural commodity in connection with monopolization claims.

HONORS & AWARDS

Meritorious Service Award, the Federal Trade Commission, 1998

Outstanding Team Award, Federal Trade Commission, 1998 and 1999

Antitrust Dean's Fellow, American University Washington College of Law

EDUCATION

J.D., American University Washington College of Law, 2001

B.A., Trinity College, Washington, D.C. 1996

CLERKSHIPS

Summer clerk for the Hon.
Ricardo M. Urbina, U.S. District
Court for the District of Columbia.

Representation of satellite/cable networks in an antitrust dispute involving exclusive licensing agreements.

White Collar Litigation and Government Investigations

Representation of an international medical device company in a False Claims Act whistleblower action for off-label promotion of products.

Representation of a major financial services institution in connection with an SEC investigation involving allegations of accounting fraud.

Representation of a major financial institution in connection with an SEC investigation involving allegations of illegal trading.

Representation of a high-profile individual against multiple conspiracy, insider trading, and obstruction charges in the Southern District of Ohio (member of trial team).

Reported Decisions

U.S. Futures Exch. LLC v. Bd. of Trade of Chi., 2012 U.S. Dist. LEXIS 108961 (N.D. III. 2012) In re Air Cargo Shipping Servs. Antitrust Litig., 2010 U.S. Dist. LEXIS 128950 (E.D.N.Y. 2010) In re Korean Air Lines Co., 2010 U.S. Dist. LEXIS 93110 (C.D. Cal. 2010)



PIO S. KIM

Los Angeles 1055 West Seventh Street, 28th Floor Los Angeles, CA 90017

Phone: (213) 955-9500 (Ext. 129) Fax: (213) 955-9511 pio.kim@limruger.com

Bar & Court Admissions

California State Bar
U.S. District Court: Central District of California
U.S. Court of Appeal, Ninth Circuit

Professional & Community Involvement

Judge Pro Tem, Los Angeles Superior Court (2004 to 2008)

Korean American Bar Association of Southern California, President (1998-1999)

Asian Concerns Committee, predecessor to Asian Pacific American Bar Association, Co-Chair (1994)

Asian Pacific American Bar Association, co-founder

Public Counsel Children's Rights Project, Pro Bono Attorney Pio S. Kim has extensive experience in white collar crimes, regulatory enforcement, asset forfeiture, and complex business litigation. For 13 years, Mr. Kim served as an Assistant United States Attorney in the Major Fraud Section and the Asset Forfeiture Section of the United States Attorney's Office in Los Angeles, California. As a federal prosecutor, Mr. Kim prosecuted criminal cases and asset forfeiture matters arising out of investment, bank, health care, and corporate frauds, commercial smuggling, and the U.S. Customs violations. He has also conducted numerous parallel investigations with the SEC, the FTC, and the U.S. Customs and Border Protection,

and handled Mutual Legal Assistance Treaty requests, including extradition requests from the Republic of Korea. Mr. Kim has extensive trial experience and handled multiple appeals before the United States Ninth Circuit Court of Appeals.

For 9 years prior to joining the U.S. Attorney's Office, Mr. Kim was an associate and later a partner at Lim Ruger. He specialized in complex business litigation in the areas of transnational investment, banking, and intellectual property.

Representative Matters

Investigated and prosecuted the largest commercial smuggling case in the history of U.S. Customs, in which the documented foreign-declared value of the smuggled goods was approximately \$418 million. The U.S. government seized properties and cash with domestic value of approximately \$95.5 million.

Investigated and prosecuted the inventor of ZACAM products for importing and distributing unapproved medicine.

Prosecuted forfeiture proceedings relating in the law firm Milberg Weiss, in which the U. S. government forfeited approximately \$30 million.

Prosecuted an investment fraud in which the defendants fraudulently induced investors to invest more than \$60 million into a nationwide Ponzi scheme.

Defended and achieved an exceedingly favorable settlement for a Korean conglomerate from a \$60 million breach of contract suit in the United States by a Fortune 100 financial services provider.

Defended and achieved a very favorable settlement for a Korean joint venture partner in a suit brought by its U. S. joint venture partner, a Rhode Island chemical manufacturing company.

Practice Areas

Department of Justice

REGULATORY ENFORCEMENT AND WHITE COLLAR DEFENSE

Investigations and Proceedings
Foreign Corrupt Practices Act
Securities and Exchange
Commission Investigations and
Proceedings
Fair Trade Commission
Investigations and Proceedings

Seizure and Asset Forfeiture

COMMERCIAL LITIGATION

Trials

Business Disputes

Unfair Competition and Business Practices

Securities

International Arbitration Intellectual Property

Education

University of California, Los Angeles, School of Law (J.D., 1991)

University of California, Los Angeles (B.A., 1988)

Foreign Languages

Korean

Honors & Distinctions

Lecturer, "Forfeiting Proceeds of International Organized Crime," spoke at the invitation of the Japanese Ministry of Justice at a conference for prosecutors from various countries, including Japan, South Korea, Hong Kong and the United States (May 2009, Tokyo, Japan).

Speaker, "Search, Seizure and Forfeiture," spoke at the invitation of the Korean Ministry of Justice at an international symposium concerning forfeiture of criminal proceeds (September 2011, Seoul, Korea).



101 N.E. THIRD AVENUE SUITE 1250 FORT LAUDERDALE, FL 33301 TELEPHONE: 1.866.765.1900 954.765.1900 FAX: 954.713.0702 MAYERSOHNLAW.COM



Leah H. Mayersohn, Esq. (20 years of practice)

Ms. Mayersohn, the firm's founder and owner, is a graduate of the University of California at Los Angeles in 1991 where she received her B.A. in History and emphases in both Speech and Spanish. She graduated from the Frederick G. Levin College of Law at the University of Florida in 1994 where she was Editor-In-Chief of the Florida Journal of International Law as well as Justice of Phi Alpha Delta. Leah has been in private practice since 1999 after serving five years as an Assistant State Attorney with the Broward County State Attorney's Office where she gained extensive trial and litigation experience, handling approximately one hundred jury trials as first chair as well as a few hundred nonjury trials and about eighteen hundred appellate matters. Ms. Mayersohn focuses her practice in criminal defense and corporate criminal investigations.

Ms. Mayersohn has represented many CEO's of corporations in white collar cases in the financial industry, fashion industry, transportation industry, shipping, manufacturing, office supplies, computer intrusion, and many more. She has consulted to avoid violations from the Exportation of Vessels to Venezuela and the Foreign Corrupt Practices Act. Furthermore, she has coordinated substantial assistance for clients and has arranged for addiction treatment for clients and their family members.

Her experience in corporation criminal investigations is vast. Ms. Mayersohn has helped many corporations get employees, distributors, and other perpetrators of crimes prosecuted, or get their money back in matters such as: computer intrusion, theft of artwork and fees, theft by business manager of athletes money, misrepresentation of investments, distributor violating lock box agreements and defrauding them, theft of funds by attorney in multiple closing transactions, fraudulent sale of notes, mortgage fraud.

The pursuit of implementing a cutting edge criminal defense strategy, combined with her personalized interaction with her clients, has been the formula for her success. Ms. Mayersohn and her firm are considered the smart choice for those seeking a successful and effective defense strategy that produces positive results. Ms. Mayersohn realizes that facts and circumstances surrounding each person facing a criminal charge are unique and should be treated as such. Her attention to detail, combined with her proven success and experience, allow her clients to feel confident that their case will be resolved. Ms. Mayersohn is admitted to the United States District Court for the Northern, Middle, and Southern Districts of Florida and the United States Court of Appeals for the Eleventh Circuit as well as some federal district courts outside of

Florida. Furthermore, Leah was again recently named a Top Lawyer, and her firm a Top Law Firm, for 2013 by the South Florida Legal Guide.



Stephen H. Pugh

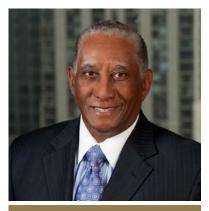
Shareholder

Stephen Pugh is the President of Pugh, Jones & Johnson, P.C. Since the founding of Pugh, Jones & Johnson in 1991, he has practiced in the areas of complex real estate litigation, directors and officers liability cases, internal and external corporate investigations, general and complex commercial litigation as well as representing major governmental and educational entities in a variety of areas. He also has the distinction of having tried the first civil RICO jury trial in the Northern District of Illinois. He serves as a hearing officer for the Chicago Board of Education in contractor debarment proceedings. Mr. Pugh has tried numerous jury and bench trials and has argued before the United States Circuit Courts of Appeals and the Illinois Supreme Court, and is a member of the bar of the United States Supreme Court.

Mr. Pugh served as law clerk to the Honorable James B. Parsons, United States District Court for the Northern District of Illinois, and as Special Trial Attorney in the Honors Program for the United States Department of Justice. He was associated with the law firm of Chapman and Cutler for 13 years.

Mr. Pugh has acted as Bond Counsel and Underwriter's Counsel for governmental issuers of general obligation bonds, tax anticipation notes, tender notes, and certain revenue bonds. His transactions have ranged from \$1 million to complex \$10 billion deals. He is listed in the Red Book.

Mr. Pugh has lectured and participated as a panel member in many professional organizations. He has authored several articles and has received numerous awards, including the prestigious 2008 Medal of Excellence and the Francis J. Rooney/St. Thomas More Award from Loyola University School of Law. Since 2006, *Leading Lawyers Network* has selected Mr. Pugh as a Leading Lawyer. He was most recently named one of the Top Ten Public Finance Lawyers and one of the Top 100 Real Estate-Related Lawyers in Illinois. He also has been named an Illinois Super Lawyer by *Super Lawyers* and *Law & Politics* Magazines for the years 2005 through 2016. The American Bar Association Section of State and Local Government Law selected Mr. Pugh to receive the prestigious Jefferson Fordham Lifetime Achievement Award for his dedication to state and local government



Contact Info

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Practice Areas

Bankruptcy Litigation / Post Judgment Proceedings

Complex Civil Litigation

Compliance and Internal Investigations

Corporate Law

Educational Institutions

Estate and Probate Law

Government Relations

Insurance Coverage

Mediation

Real Estate and Privatization

Transactional and Public Finance

Education

Loyola University Chicago School of Law, J.D.

law throughout his career. Mr. Pugh is admitted to practice in Illinois.

Experience

- Led a major investigation for a Big Ten University into highly publicized allegations of hostile racial environment and abusive coaching in its Women's Basketball Program.
- Representation of the City Council of the City of Chicago in the Shakman patronage-hiring litigation, including presentations to the City Council regarding requirements of the decree and in all phases of resolution.
- Representation of the Archdiocese of Chicago in connection with a detailed analysis to determine if discriminatory pattern existed in settlements of claims against clergy.
- Representation of commuter rail line in Title VI class action and allegations of discriminatory funding in the transportation industry.
- Representation of the City of Chicago in a new and innovative \$1.8 billion privatization deal in a 99-year lease of the Chicago Skyway Bridge to a private entity.
- Hearing officer in debarment matters related to the Chicago school system in education-related issues (principal removal, local school elections, etc.).
- Lead counsel for a minority-owned manufacturing company in a claim of breach of contract.
- Representation of an international machine manufacturer based in Beijing, China, for products liability related litigation.
- Representation of The Chicago Housing Authority in a 7,500+ plaintiff "mass action" seeking over \$500 million for damages stemming from environmental claims.
- Lead counsel for the City of Chicago and various detectives and police officers in multi-million dollar civil rights claims.

Service and Memberships

- Committee Member, Justice Anne Burke's Judicial Screening Committee
- Chairman, Cook County Justice for Children
- Member of the Board of Trustees, Illinois College of Optometry
- Co-Chair, ABLE Business Development Committee of The Business Leadership Council
- Member, National Association of College and University Attorneys

Loyola University Chicago, A.B. Woodrow Wilson Fellow

Admissions

Illinois

U.S. Supreme Court

U.S. Court of Appeals, Seventh Circuit

U.S. Court of Appeals, Federal

U.S. District Court, C.D. of Illinois

U.S. District Court, N.D. of Illinois, including the Trial Bar

Military Service

United States Air Force

News

Lauren Blair Joins Pugh, Jones & Johnson, P.C. as Of Counsel

Stephen and Preston Pugh Featured in Leading Lawyers section, Chicago Daily Law Bulletin

2015 Super Lawyers

Stephen H. Pugh Featured in Daily Law Bulletin Article

U.S. District Judge Upholds a Conviction, but Slams ATF Investigations in a Pugh, Jones & Johnson Post-trial Proceeding

Ronald Goldstock and Edward Rodriguez join Pugh, Jones & Johnson, P.C.

Six PJJ Partners Named Leading Commercial Litigation Lawyers

Five PJJ Attorneys Named "Chicago Leaders"

Pugh, Jones & Johnson Each Selected as 2013 'Top Rated

- Member, The Executives' Club of Chicago
- Board Member, Chicago Citizens for Change
- Member, City Club of Chicago
- Founding Member and Chairman, Jewish-Black Business Alliance
- Emeritus Board Member, Emergency Fund
- American Bar Association
- National Bar Association
- Chicago Bar Association
- Cook County Bar Association

Presentations

Panelist, Movies on Trial - Philadelphia - CLE Schopf & Weiss, LLP (May 2014) Midwest Lawyer'

2012 Leading Lawyers Selected

Founder Stephen Pugh to Receive ABA Lifetime

Achievement Award

Public Finance Alert

Stephen Pugh Serves On Ethics

Panel

Public Finance Alert

Public Finance Alert

2012 Super Lawyers

Stephen Pugh appointed to Judicial Screening Committee.

Stephen H. Pugh Receives Medal of Excellence.



Walter Jones, Jr.

Shareholder

Walter Jones, Jr. is a Director and Partner in Pugh, Jones & Johnson, P.C.'s Litigation Practice Group. Mr. Jones has tried over 250 jury trials and has argued more than 30 civil and criminal appeals in the United States Court of Appeals for the Seventh and Tenth Circuits, the Illinois Appellate Court, and the Illinois Supreme Court. His civil experience in both federal and state courts includes cases related to RICO, constitutionality of municipal ordinances, fraud, patent, products liability, employment and personal injury, as well as general commercial cases. Mr. Jones also has extensive experience defending white collar criminal cases in both federal and state courts. Prior to forming the Firm, Mr. Jones served as an Assistant United States Attorney, Deputy Chief of the Criminal Division, Chief of the Criminal Division and Special Litigation Counsel in charge of all litigation, both civil and criminal, for the United States Attorney's Office for the Northern District of Illinois. He is a member of the American College of Trial Lawyers, and is one of only 500 members of the prestigious International Academy of Trial Lawyers.

Mr. Jones has been selected as a Leading Lawyer by the *Leading Lawyer Network*. In 2006 through 2016, he was named a Super Lawyer by *Super Lawyer Magazine*. He was also named a 2013 Top Rated Midwest Lawyer.

Experience

- Successfully defended a global law firm in a dispute with one of its
 equity partners who alleged that the law firm had improperly
 caused him to lose his equity interest in the firm. Plaintiff's claims
 included breach of contract and rescission.
- PJJ's trial team, led by Walter Jones, Jr., defended the City of Chicago and five individual officers and detectives in the jury trial of malicious prosecution and conspiracy claims brought by prominent former death row inmate, Anthony Porter. Plaintiff sought a \$24 million verdict. Mr. Jones and his trial team won a complete defense verdict. The Illinois Supreme Court denied certiorari.
- Representation of a transportation company in qui tam complaint asserting various claims under the False Claims Act and the Illinois



Contact Info

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Practice Areas

Complex Civil Litigation

Compliance and Internal Investigations

Educational Institutions

Employment Litigation

Insurance Coverage

Mediation

Product Liability and Professional Negligence

Education

University of Illinois Law School, J.D., 1972

University of Illinois at Urbana-Champaign, B.A., 1969

Admissions

Whistleblower Reward and Protection Act.

- Representation of a large golf club manufacturer in a patent infringement case before the Honorable David Coar of the U.S. District Court for the Northern District of Illinois. The plaintiff patent holder alleged that our client, through its subsidiary corporation, had infringed its golf club patents, both literally and via the doctrine of equivalents. We countered that prior art invalidated the plaintiff's patent, and that the plaintiff had committed fraud on the patent office by failing to disclose prior art. After a four-week jury trial, the jury not only exonerated our client on the charges of infringement, but also found plaintiff guilty of fraud on the patent office. Mr. Jones gave both the opening statement as well as the closing argument. At the conclusion of the case, the Federal District Court Judge awarded our client \$2,000,000 in attorneys' fees and an additional \$101,000 in costs.
- Representation of the City of Chicago in successfully prosecuting the criminal contempt charges against the owner of The Epitome nightclub for municipal code violations which resulted in 21 deaths.
- Secured summary judgment for major telephone company in a telecommunications toll fraud case.
- A major drug manufacturer selected Mr. Jones as one of only 15 national trial counsel to defend numerous class action products liability claims filed against it following multi-district litigation involving more than 400 HIV and blood component claims.
- Successfully represented a national retailer in a \$50 million dispute with its excess carrier over a fraud claim.
- Conducted an internal undercover investigation for a University that resulted in the dismissal of several tenured instructors who had given grades to unregistered students. Mr. Jones successfully represented the University in litigation that took place as a result of the instructors being dismissed.

Service and Memberships

- American Bar Association
- Chicago Bar Association
- Cook County Bar Association
- Illinois State Bar Association
- Fellow, American Board of Criminal Lawyers
- Fellow and former Chair, American College of Trial Lawyers
- Fellow, International Academy of Trial Lawyers

Illinois

U.S. Court of Appeals, Seventh Circuit

U.S. Court of Appeals, Tenth Circuit

U.S. District Court, N.D. of Illinois, including the Trial Bar

U.S. Supreme Court

News

Lauren Blair Joins Pugh, Jones & Johnson, P.C. as Of Counsel

City of Chicago Information-Gathering Sessions for MWBE Construction Vendors: June 3-5, 2015

Federal District Court Judge
Dismisses "Reverse
Discrimination" Lawsuit and
Upholds Constitutionality of DBE
Programs In Illinois

2015 Super Lawyers

Ronald Goldstock and Edward Rodriguez join Pugh, Jones & Johnson, P.C.

Six PJJ Partners Named Leading Commercial Litigation Lawyers

Five PJJ Attorneys Named "Chicago Leaders"

Pugh, Jones & Johnson Each Selected as 2013 'Top Rated Midwest Lawyer'

Walter Jones in Leading Lawyers Magazine

2012 Leading Lawyers Selected

2012 Super Lawyers

Walter Jones Speaks to Chicago Public Schools

Employment Law News - February 2003

- Former Chairman of the American Bar, Prosecution Function Committee
- Former Chairman of the Seventh Circuit Litigation Review Committee

Employment Law News - July 2002

Employment Law News -January 2001

Chicago Lawyer - August 2000

Employment Law News - June 2000

Employment Law News - February 2000



QUINTAIROS, PRIETO, WOOD & BOYER, P.A. Attorneys At Law

ANTHONY L. SCHUMANN

Attorney At Law

CHICAGO, IL OFFICE

233 South Wacker Dr. 70th Floor Chicago, Illinois 60606

Telephone: (312) 566-0040 Facsimile: (312) 566-0041

anthony.schumann@qpwblaw.com





Anthony L. Schumann is a partner in the Chicago office of Quintairos, Prieto, Wood & Boyer, P.A. He is the Chair of the Firm's Governmental Enforcement & Corporate Internal Investigations Practice Group. For more than 30 years, Mr. Schumann has participated in over 150 civil and criminal trials and evidentiary hearings. He focuses his practice in the areas of commercial litigation, employment law, government liability, and white collar criminal

defense. He has extensive experience representing corporate, governmental and individual clients in state and federal courts and during all stages of investigation and throughout the litigation process. Mr. Schumann has extensive experience assisting companies with internal investigations and in handling compliance issues. He has attained an AV® rating from Martindale-Hubbell Law Directory, the highest professional rating awarded for legal ability and ethical standards; and he is also included in the listings of Illinois Leading Lawyer and Illinois Super Lawyer.

In 2005, Mr. Schumann entered into association with other attorneys in the formation of Grant Schumann, LLC, a Chicago-based minority owned law firm, where as a founding member and principal, he represented corporate and government sector clients and individuals for over 10 years. In 1996, he was the owner of his law practice in Chicago; and previously, he was a partner and owner of Duckworth & Schumann, P.C., wit his practice emphasized in the areas of civil and criminal litigation. Prior to entering private practice, Mr. Schumann gained extensive courtroom experience as a trial lawyer with the Office of the Cook County Public Defender.

Mr. Schumann received his Juris Doctor from Southern University Law Center, Baton Rouge, Louisiana in 1984 and Bachelor of Arts from Augustana College, Rock Island, Illinois in 1981.



QUINTAIROS, PRIETO, WOOD & BOYER, P.A. Attorneys At Law

ANTHONY L. SCHUMANN

Attorney At Law

Mr. Schumann is licensed to practice law in Illinois and is a member of the U.S. District Court for the Northern District of Illinois, U.S. District Court for the Central District of Illinois and the U.S. Court of Appeals for the Seventh Circuit.

Professional Associations and Memberships:

- Cook County Bar Association
- Chicago Bar Association
- Chicago Inn of Court Master of the Bench
- Illinois Association of Criminal Defense Lawyers
- Defense Research Institute
- National Bar Association

Mr. Schumann is a frequent lecturer and speaker at local and national conferences. He has also served as a moderator and panelist on topics addressing diversity in the legal profession.

Speaking Engagements:

- National Association of Minority and Women Owned Law Firms (NAMWOLF), CLE Session: "*Untangling the Knots of Conflicting Priorities in Corporate Internal Investigations*" Organizer & Moderator (2018)
- Defense Research Institute (DRI), CLE Session: "A Survey of the Effects of Marijuana Legalization on Employment Law" Presenter (2018)
- National Association of Minority and Women Owned Law Firms (NAMWOLF), White Collar Defense & Internal Investigation Practice Area Committee, CLE Session: "Avoiding and Untangling Knots in Company Internal Investigations in Today's Age" Guest Panelist (2018)
- National Association of Minority and Woman Owned Law Firms (NAMWOLF), CLE Session "*Anatomy of State and Local Investigations*" Presenter (2017)
- Defense Research Institute (DRI), CLE Session: "Bridging the Divide: Law Enforcement and Community Relations" Guest Panelist (2017)
- Edward Jones & Co., CLE Session: "Handling Corporate Internal Investigations" Presenter (2017)
- National Association of Minority and Women Owned Law Firms (NAMWOLF), CLE Session: "From Discovery to Verdict Using Technology to Make an Impact at Trial" Presenter (2016)
- National Association of Minority and Women Owned Law Firms (NAMWOLF), White Collar PAC, CLE Session for Walmart In-House Counsel: "Review of the Attorney-Client Privilege: A Focus on In-House Counsel" Presenter (2016)
- Defense Research Institute (DRI), CLE Session: "Big City Law Enforcement and Legal Defense Challenges with Policing" Presenter (2016)



QUINTAIROS, PRIETO, WOOD & BOYER, P.A. Attorneys At Law

ANTHONY L. SCHUMANN

Attorney At Law

- National Association of Minority and Women Owned Law Firms (NAMWOLF), CLE Session: "*To Kill or Not To Kill The Trial Attorney*" Presenter (2015)
- Chicago Minority Supplier Development Council, Minority Business Enterprise Legal Series, "*Hiring in the Age of Medical Marijuana and Conceal and Carry*" Guest Speaker (2014)
- National Bar Association's Small Business Law Section, "Strategies for Developing and Maintaining Successful In-house/Outside Counsel Relationships" Guest Panelist/Participant (2013)
- Chicago Urban League, Contractor Development Program, "Construction Subcontract Agreements" Guest Speaker (2009)
- Cook County Bar Association, "Counseling Clients During the Economic Downturn" Guest Panelist/Speaker (2009)

Publications:

• Defense Research Institute (DRI) <u>For The Defense Magazine</u>: "When Must Law Enforcement Agencies Release Video Footage?" (2017)

In his community, Mr. Schumann serves as an advisory board member of Legal Prep Charter Academy.



QUINTAIROS, PRIETO, WOOD & BOYER, P.A. Attorneys At Law

REGINALD J. CLYNE

Attorney At Law

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Telephone: (305) 670-1101 Facsimile: (305) 670-1161

reginald.clyne@qpwblaw.com





Reginald J. Clyne is a partner in the Miami office of Quintairos, Prieto, Wood & Boyer, P.A. He is the Chair of the Firm's Employment Practice Group. Mr. Clyne is a trial lawyer who has tried cases in the following areas of law in both State and Federal court: automobile negligence, commercial litigation, construction litigation, contract disputes, Dram Shop Act, Title VII, Section 1983, whistleblower acts, non-compete violations, product liability, resort and tour accidents, and

toxic tort litigation. Commencing his legal career in 1987, he has practiced with some of the largest law firms in the United States. Mr. Clyne has received the AV® Preeminent™ designation rating from Martindale Hubbell Law Directory, which is the highest possible rating for legal ability and ethical standards. He is included in the annual listings of Top Lawyers in South Florida, Top Lawyers in Florida, and Super Lawyers. Mr. Clyne has successfully tried over 45 civil jury trials in federal and state court, and has argued before the United States Eleventh Circuit Court of Appeals and before the Third and Fourth Circuit Appellate Courts for the State of Florida. He serves as an arbitrator for the American Arbitration Association on the Employment and Commercial Law Panel. Mr. Clyne has lived in Africa, Brazil, Honduras and Nicaragua. He is fluent in Spanish and has a knowledge of Portuguese.

Areas of Practice:

- Automotive Liability
- Commercial Litigation
- Construction Claims
- General Litigation
- Labor and Employment Law
- Premises Liability
- Product Liability
- Toxic Tort



QUINTAIROS, PRIETO, WOOD & BOYER, P.A. Attorneys At Law

REGINALD J. CLYNE

Attorney At Law

Civic and Bar Activities:

- Florida Federal Judicial Nominating Committee appointed by U.S. Senator Bill Nelson
- Florida Board of Bar Examiners appointed by Florida Supreme Court
- Mediators Qualification Panel appointed by Florida Supreme Court
- Ad Hoc Readmission Committee appointed by United States District Court for the Southern District of Florida
- Member Outreach Committee appointed by the Florida Bar President
- Florida Bar Equal Opportunity Section Former Chair
- Wilkie D. Ferguson, Jr. Bar Association Past President
- Cuban American Bar Association recognized as an outstanding member
- City of Miami Financial Oversight Board appointed by Governor Jeb Bush
- Mayor's Urban Revitalization Task Force appointed by Mayor Alex Penelas
- Planning Advisory Board appointed by the Chairwoman of the Miami-Dade County Commission
- Executive Board of the Miami-Dade Chamber of Commerce Member

Significant Representations and Experience

Some of Mr. Clyne's representative cases include:

- Anel Henry v. SCI Funeral Services, Inc., 839 So.2d 702 (Fla. 3d DCA 2002)
- Figueira v. Miami-Dade County School Board, No. 07-15401 (11th Cir. 2008)
- Miami-Dade College v. Turnberry Investments Inc., 979 So.2d 1211 (Fla 3d DCA 2008)
- Old Stone Bank v. Farris, 647 So.2d 916 (Fla. 4th DCA 1994)
- Rice-Lamar v. City of Ft. Lauderdale, 853 So.2d 1125 (Fla. 4th DCA 2003)

Professional and Community Involvement:

- Federal Judicial Nominating Committee, Member
- Florida Board of Bar Examiners, Member
- Ad Hoc Readmission Committee, Member
- Member Outreach Committee, Member
- Florida Bar Equal Opportunity Section, Past Chair
- Black Lawyers Association, Inc., Former President
- Wilkie D. Ferguson, Jr. Bar Association, Former President
- Cuban American Bar Association, Member
- City of Miami Financial Oversight Board, Member
- Mayor's Urban Revitalization Task Force, Member
- Planning Advisory Board, Member
- Executive Board of the Miami-Dade Branch of NAACP, Member
- Executive Board of Miami-Dade Chamber, Member



QUINTAIROS, PRIETO, WOOD & BOYER, P.A. Attorneys At Law

REGINALD J. CLYNE

Attorney At Law

Mr. Clyne received his Juris Doctor from Duke University School of Law and as part of a joint-degree program also received a Master of Public Policy from the Sanford School of Public Policy at Duke University in 1986; he earned a Bachelor of Arts from the University of Pennsylvania, graduating with majors in economics and international relations.

Mr. Clyne is licensed to practice law in Florida; he is a member of The Florida Bar and is admitted in the U.S. District Court for the Southern, Middle, and Northern Districts of Florida, and U.S. Court of Appeals for the Eleventh Circuit.

Awards and Recognitions:

- FAWL Gender Friendly Award
- AV-Preeminent Peer Review Rating, Martindale-Hubbell Law Directory
- FMCRC Community Advocacy Award
- SHRC Thurgood Marshall Award
- South Florida's Top Rated Lawyers 2011 2018
- Top Verdicts Toxic Tort in Florida 2011
- Success Magazine, 50 Most Powerful Professionals
- Super Lawyers 2014 2018
- Top Lawyers in Florida 2013, 2018

Education:

- Duke University School of Law, J.D. (1986)
- Duke University Sanford School of Public Policy, M.P.P. (1986)
- University of Pennsylvania, B.A.

Bar Admission:

• Florida

Languages:

• Spanish, Portuguese

EXPERIENCE

Rivero Mestre's highly-skilled team of white-collar practitioners has represented public officials, executives, managers, corporations, and professionals in the most sensitive of regulatory, state, and federal investigations, and at all stages of white-collar criminal litigation in federal and state courts. We have defended our clients against allegations of corporate misconduct and personal criminal liability in every imaginable sector of the economy including: securities, banking, financial services, accounting, government contracting and procurement, health care, environmental, taxes, insurance, bankruptcy, computer and intellectual property, and international trade and investment. We also have substantial experience with the complexities of the Foreign Corrupt Practices Act, the money-laundering statutes, and forfeiture laws.

Rivero Mestre is ranked Tier 1 in White-Collar Criminal defense by U.S. News Media Group and Best Lawyers®. Andres Rivero is a former federal prosecutor who was a lead lawyer in U.S. v. GDC, one of the longest trials in the history of the Southern District of Florida. He was also the lead prosecutor in the investigation and indictment of Bank of Credit and Commerce International in the Southern District of Florida, a case which resulted in 21 tax indictments, including of the bank, several bank officers, and various clients of the BCCI. All of the indictments resulted in guilty pleas or trial convictions except in the cases of fugitives. Rivero Mestre's team also includes Raemy Charest, a former prosecutor for the state of Florida.

REPRESENTATIVE MATTERS

INDIVIDUAL ("DEFENDANT") INDICTED IN U.S. V. WEBB, ET AL. (THE "FIFA PROSECUTION")—Rivero Mestre developed and executed a defense strategy for an indicted defendant in the FIFA Prosecution—one of the most highly publicized cases in the world—which alleged outrageous bribery and fraud in the soccer world, involved complex financial transactions and implicated the criminal and civil laws of many international jurisdictions. The Defendant faced some of the top federal prosecutors in the United States, who were given ample support from the U.S. Attorney General, the Department of Justice, the FBI, and foreign governments.

UNITED NATIONS—We conducted an internal investigation for the United Nations' Office for Project Services of allegations of procurement and recruitment fraud in a nation in the Western Hemisphere in that country's local language (not English, but we leave out the details because of the highly sensitive and confidential nature of the representation).

CITY OF MIAMI—The Mayor of the City of Miami asked Rivero Mestre to serve as special counsel to investigate allegations that the City's police chief was engaging in improper financial transactions. We conducted an investigation—making use, for the first time, of the City's subpoena power—that uncovered evidence that the chief of police had stolen tens of thousands of dollars from the "Do the Right Thing" charity sponsored by the police department for the benefit of disadvantaged children. The evidence we uncovered was turned over to the U.S. Attorney's Office and ultimately led to the police chief's criminal conviction.

BYEBYENOW—We were hired by the Board of Directors of byebyenow.com to investigate potential self-dealing of certain directors and officers in connection with their sale of the company's securities. The sales of securities were allegedly in plain derogation of the directors' and officers' duties of loyalty and fair dealing to the company. We were subsequently engaged by the court-appointed trustee for the company's liquidating trust to sue the directors and officers for breach of fiduciary duty, breach of duty of loyalty, and breach of contract. We prosecuted the lawsuit to a favorable settlement.

UNITED STATES OF AMERICA V. ALL RIGHT, TITLE, ET. AL.—We represent Jorge Alejandro Hernández González in the United States District Court for the Southern District of New York in connection with a criminal case against Hernández's mother, María de los Angeles González de Hernández. Mrs. González, formerly a senior official in Venezuela's state economic development bank, Banco de Desarrollo Económico y Social de Venezuela ("BANDES"), was accused of accepting bribes in exchange for directing BANDES' financial trading business to a U.S. broker-dealer. The United States filed a forfeiture complaint naming as defendants "all right, title, and interest in the assets of certain corporations and real property," some which are owned by Mr. Hernández. The case was settled favorably.



2525 Ponce de Leon Blvd. Suite 1000 Miami, FL 33134 (305) 445-2500 arivero@riveromestre.com

EDUCATION

- Boalt Hall School of Law, University of California, Berkeley, J.D., 1986 Finalist, McBaine Moot Court Competition, 1986.
- Harvard College: A.B., magna cum laude, 1982 (concentration in Social Studies)
- Miami Killian Senior High School, 1978

ADMISSIONS

- Florida Bar, 1986
- United States District Court, Southern District of Florida
- United States District Court, Middle District of Florida
- United States District Court, Northern District of Florida
- United States District Court, District of Colorado
- United States Court of Appeals, First Circuit
- United States Court of Appeals, Second Circuit
- United States Court of Appeals, Third Circuit
- United States Court of Appeals, Eleventh Circuit
- United States Court of Appeals, District of Columbia

ANDRÉS RIVERO

Andrés Rivero is a skilled trial lawyer who, for almost 30 years, has focused on business controversies in civil, criminal and regulatory cases. Rivero has tried many cases to jury verdict during his career, including as one of the lead lawyers in U.S. v. GDC, one of the longest trials in the history of the Southern District of Florida. He has also argued many cases before the United States Court of Appeals for the Second Circuit, Third Circuit and Eleventh Circuit and Florida appellate courts.

Rivero was featured on the cover of *Corporate Counsel* magazine (September 2014) for his lead role in the investigation of judicial corruption in the biggest environmental judgment in history, and has substantial experience in investigations and white-collar criminal defense. His background as a litigation partner at Greenberg Traurig, a federal prosecutor, and a partner of his own entrepreneurial litigation law firm over the last 18 years adds both breadth and depth to his business litigation practice.

Rivero has substantial experience in representing corporations and entrepreneurs in intellectual property disputes, antitrust and securities claims, and partnership and shareholder controversies. Along with many other members of the firm, Rivero is fluent in Spanish, and has conducted litigations and arbitrations, including an arbitration trial in Mexico, in Spanish.

Rivero has served as an adjunct professor in the LL.M. program at University of Miami Law School, where he taught U.S. litigation practice, and has taught at the Attorney General's Advocacy Institute. He recently served as chairman of the Judicial Nominating Commission for the 11th Circuit Court for Miami-Dade County, Florida. AV-rated by Martindale Hubbell, he repeatedly has been voted one of the Best Lawyers in America and one of Florida's Legal Elite commercial litigators in a Florida Trend survey of Florida lawyers.

REPRESENTATIVE SPEAKING ENGAGEMNETS

National Association of Minority and Women Owned Law Firms Business Meeting (New Orleans), Moderator, White-Collar PAC CLE: Navigating a Cybersecurity Investigation Conducted by the Securities and Exchange Commission, February 2016

National Association of Minority and Women Owned Law Firms Annual Meeting (Los Angeles), Moderator, Get Smart: The DOJ Rewrites Its FCPA Screenplay, September 2015

Florida Managing Partners Association Annual Dinner (Miami), Speaker, Diversity: a Goal Worth Pursuing or a Failed Experiment?, April 2015

National Association of Minority and Women Owned Law Firms Annual Meeting (Minneapolis), Moderator, The Expansion of Cybersquatting Beyond Domain Names: Should the Lanham Act Protect the Use of Trademarked Names in Post-Domain Paths?, September 2013

American Bar Association's Section of Litigation Insurance Coverage Committee's 25th Annual CLE Seminar (Tucson), Moderator, Practitioner's Pulse: Enforcing D&O Insurance Coverage Subject to the Insured v. Insured Exclusion, March 2013

University of Miami School of Law Diversity Week, Speaker, Networking and Diversity Panel and Luncheon, January 2013

University of Miami, School of Business Administration, Business Law Department, International Business, Guest Lecturer, Foreign Corrupt Practices Act, November 2011

American Bar Association's Section of Litigation & Criminal Justice Section Annual CLE Conference (Miami), Speaker, Updates in the Foreign Corrupt Practices Act, April 2011

REPRESENTATIVE PUBLICATIONS

Deposing Nonhumans: Corporate Representative Depositions in Florida, The Florida Bar Journal, Volume 79, No. 1, January 2005.

Comity of Errors: Understanding the International Abstention Doctrine, University of Florida Journal of International Law, Volume 17, Issue 2.

RECOGNITIONS AND HONORS

Rivero Mestre honored by The American Lawyer as a winner of a Global Legal Award for its work on the Chevron v. Donziger case in the category of Global Dispute of the Year: U.S. Fraud Litigation.

Ranked in the 2014 edition of Chambers USA in General Litigation (Florida)

AV Peer Review Rated (that is, their highest rating) by Lexis-Nexis Martindale Hubbell

Rivero Mestre ranked as a Tier 1 law firm in White-Collar Governmental Investigations and White-Collar Litigation by U.S. News Media Group and Best Lawyers, 2013

Rivero Mestre ranked as a Tier 1 law firm in White-Collar Criminal Defense by U.S. News Media Group and Best Lawyers, 2014

Recognized by American Lawyer Media and Martindale Hubbell as a Top-Rated Lawyer in intellectual property, 2013

Included in Best Lawyers in America 2009, 2010, 2011, 2012, 2013, 2014, and 2015

Recognized by Florida Super Lawyers 2010, 2011, 2012, 2013, and 2014 (voted for by members of the Florida Bar)

Recognized as Florida Legal Elite 2004, 2005, 2007, 2008, 2009, 2010, 2011, and 2014 by *Florida Trend Magazine* (voted for by members of the Florida Bar).

Ranked by South Florida Legal Guide as a Top Lawyer in Commercial Litigation, 2014

Commissioner, Florida Judicial Nominating Commission for the 11th Judicial Circuit (2005-2010), Vice–Chairman (2008), Chairman (2009).

Election Crimes Coordinator, United States Attorney's Office, Southern District of Florida (1993-94).



2525 Ponce de Leon Blvd. Suite 1000 Miami, FL 33134 (305) 445-2500 jmestre@riveromestre.com

EDUCATION

- Georgetown University Law Center, Washington D.C., LL.M. in Securities and Financial Regulation, with distinction and Dean's List, 2016
- Florida State University School of Law, J.D., cum laude, 1996 Recipient, Local Government Law Book Award Articles and Notes Editor, Journal of Land Use and Environmental Law
- Catholic University of America, B.A., 1993 Concentration: Financial Management Sub-concentration: Political Science
- Belen Jesuit Preparatory School, 1989

ADMISSIONS

- Florida Bar, 1996
- New York State Bar
- District of Columbia Bar
- United States District Court, Southern District of Florida
- United States District Court, Middle District of Florida
- United States District Court, Northern District of Florida United States District Court, Southern District of New York
- United States District Court, Eastern District of New York
- United States District Court, District of Colorado

JORGE A. MESTRE

Jorge A. Mestre engages exclusively in a commercial litigation practice, including international arbitration and litigation. In Chambers USA, he has been praised for "his strategic sense and creative thinking in critical litigation matters" and characterized as "a brilliant litigator with the creative edge; he sees a tactical advantage in what seems like an intractable problem."

Among his many high-stakes matters, Mestre successfully represented a Chevron attorney in a case that was part of the \$100 billion, 18-year litigation over Chevron's alleged environmental damage in the Amazon. As part of the defense, a series of U.S. discovery proceedings were commenced that ultimately resulted in the Second Circuit ordering the production of more than 600 hours of outtakes (the most ever to be ordered produced in U.S. history) from "Crude"—a film about the litigation. The Wall Street Journal has called the case the "Legal Fraud of the Century."

He currently represents six former directors and officers in FDIC v. Stipes, the FDIC's lawsuit arising from its takeover of Westernbank Puerto Rico. The lawsuit, measured by the alleged loss, is the third largest brought by the FDIC in the current financial crisis. Although the insurer denied coverage based on the "Insured v. Insured" exception, the District Court ordered advancement of defense costs—the first such order in this banking crisis. Commentators have called the ruling "a significant victory for the individual directors and officers who hoped to be able to rely on the D&O insurance policies in order to be able to defend themselves against the FDIC's claims against them"

Mestre was also appointed to serve as one of four members of the Plaintiffs Steering Committee in the ongoing multi-district litigation in the Southern District of New York in a case related to the massive Ponzi scheme perpetrated by Bernie Madoff.

A seasoned practitioner, Mestre has litigated cases through trial in both federal district court and Florida state court and has handled appeals before numerous state and federal courts. What's more, Mestre has litigated domestic and international arbitration matters in both English and Spanish, including an arbitration victory in Spanish. He has served as a party-appointed arbitrator in a case administered by the International Chamber of Commerce, in a case administered by the American Arbitration Association, and in an ad hoc international arbitration—experiences that give him a valuable understanding of how arbitration tribunals work. Reflecting the excellent reputation he enjoys in the community, Florida state court judges have appointed Mestre as a Receiver and as an Assignee for the Benefit of Creditors.

- United States District Court, District of Columbia
- United States Court of Appeals, Second Judicial Circuit
- United States Court of Appeals, Third Judicial Circuit
- United States Court of Appeals, Eleventh Judicial Circuit
- Supreme Court of the United States
- London Court of International Arbitration

Knowing that the rules of civil procedure are fundamental to his litigation practice, Mestre served on both the Florida Bar's Civil Procedure Rules Committee and its Federal Rules Standing Committee. As an example of his many publications, he has authored several chapters in The Florida Bar's Civil Practice Before Trial Manual—Jurisdiction (four times); Injunctions (twice); Third-Party Practice (twice); Comparative Fault (twice); and Settlement (once). He has served in various leadership positions within the American Bar Association and is a member of the board of directors of the Hispanic National Bar Foundation. He is a member of the bars of Florida, New York, Washington, D.C., and many federal courts.

REPRESENTATIVE SPEAKING ENGAGEMENTS

The American Bar Association International Discovery Webinar, Speaker, March 2016

The International Chamber of Commerce (San José, Costa Rica), Speaker, Advanced PIDA training on the ICC Rules of Arbitration (Entire program in Spanish), May 2015

The American Bar Association, Section of International Law Spring Meeting (Washington D.C.), Program Chair, Litigating in an Evolving Landscape: A Survey of Data Privacy Laws in Latin American Countries, April 2015

The Leadership Council on Legal Diversity Fellows Regional Roundtable, Speaker, "The Effect a Diverse Background Has on a Career Path," March 2015

The American Bar Association International Discovery Webinar, Speaker, January 2015

The American Bar Association's Commercial and Business Litigation Committee Roundtable, Speaker, A Guide to Cross-Border Discovery, November 2014

The Leadership Council on Legal Diversity Membership Meeting (Phoenix), Speaker, "What's Working," September 2014

Cuban-American Bar Association's 2013 Legal Aspects of Doing Business in the Americas Conference, Speaker, Business Disputes Know No Boundaries: Emerging Trends and Important Things to Consider in Litigation that Spans Across Borders, November 2013

American Bar Association Annual Meeting (San Francisco), Speaker, Shakespeare and Professionalism—What Shakespeare's Lens Reveals about Perceptions of the Bar—Then and Now, August 2013

University of Miami School of Business and Administration, Global Executive MBA Program, Guest Lecturer regarding Discrepancies, Incongruities, and Surprises that Latin American Clients Face When Doing Business or Litigating in the United States (Legal and Ethical Implications in Executive Decision Making Spanish-language course), May 2013

University of Chicago Law School, Sponsored by the Latino/a Law Students Association and the Law Women's Caucus, Panelist, Doing Business in Latin America: Myths and Realities, May 2013

Florida International University College of Law, Guest Lecturer regarding Complex Commercial Litigation (Complex Commercial Litigation Course), April 2013

Defense Research Institute's Annual Meeting (New Orleans), Alternative Dispute Resolution Committee, Speaker, Is the Supreme Court Marching Arbitration to Waterloo?, October 2012

Hispanic National Bar Foundation 2012 Annual Awards Dinner, July 2012

11th Annual Minority Corporate Counsel Association Chicago CLE Expo, Faculty, Decidedly Supreme: U.S. Supreme Court Decisions that Warrant Further Review, March 2012

Florida International University College of Law, Guest Lecturer regarding Multi-District Litigation (Complex Commercial Litigation Course), February 2012

University of Miami School of Business Administration, Business Law Department, Guest Lecturer regarding Cross-Border Litigation Issues (International Business Law Course), October 2011

Florida International University College of Law, Guest Lecturer regarding Private Securities Class Action Litigation (Securities Enforcement Law Course), September 2011

Georgetown University Law Center, Guest Lecturer regarding International Business Litigation in US Courts, September 2011

American Bar Association Annual Convention (Toronto), Speaker, Cross-border Practice in a Shrinking Global Economy, August 2011

American Bar Association, Section of Litigation Annual Convention, Speaker, International Discovery in US Courts: An Analysis of the Use of 28 U.S.C. § 1782, April 2011

American University Washington College of Law, Guest Lecturer regarding 28 U.S.C. § 1782 (Obtaining Discovery in Aid of a Foreign Proceeding), March 2011

10th Annual Minority Corporate Counsel Association Chicago CLE Expo, Faculty, U.S. Supreme Court Docket and its Growing Influence on Corporate Board Policies, March 2011

Georgetown University Law Center, Guest Lecturer regarding International Litigation and Arbitration, October 2010

American University Washington College of Law, Guest Lecturer regarding Multidistrict Securities Litigation, March 2010

9th Annual CLE Chicago Expo 2010, MCCA, Parallel Proceedings and Collaborative Enforcement Efforts Between State, Federal, and International Enforcement Agencies, March 2010

8th Annual International Litigation and Arbitration Conference, Developments in International Litigation, February 2010

St. Thomas University School of Law, Guest Lecturer regarding the International Chamber of Commerce Rules of Arbitration, October 2009

Federal Bar Association, Bench and Bar Conference, Moderated Roundtable Discussion with various Federal District Court and Magistrate Judges, November 2008

St. Thomas University School of Law, Guest Lecturer regarding International Arbitration, November 2008

Florida Association of Managing Partners, Discussion leader about electronic discovery and going paperless, July 2008

Dade County Bar Association Young Lawyers Section, Strategies for Professionalism and Professional Development Panel Discussion, October 2008

The Florida Bar Young Lawyers Division, Practicing with Professionalism Panel Discussion, May 2008

Florida International University, College of Business Administration Graduate Program, Guest Lecturer, Domestic and International Arbitration, Summer 2007

International Center for Dispute Resolution, 5th Annual Miami International Arbitration Conference, Human Rights Litigation Panel, February 2007

REPRESENTATIVE PUBLICATIONS

A Bribe New World: The Federal Government Gets Creative in Chasing Foreign Officials for Taking Bribes, University of Florida Journal of Law and Public Policy, Volume 26, 2015

The Florida Bar's Civil Practice Before Trial Manual, Eleventh Edition, Chapter 4: Settlement, Chapter 6: Jurisdiction, Chapter 21: Injunctions, Chapter 26: Third-Party Practice, and Chapter 28: Comparative Fault, 2014

Growing Diversity & Inclusion: ABA INT. Energy & Resources Committee, Diversity Global—The Many Faces of Diversity, The American Bar Association Section of International Law, Spring/Summer Edition, 2014

The Florida Bar's Civil Practice Before Trial Manual, Tenth Edition, Chapter 6: Jurisdiction, Chapter 21: Injunctions, Chapter 26: Third-Party Practice, and Chapter 28: Comparative Fault, 2013

Liberty, Equality, Arbitration: Is Too Much of a Good Thing Heading Us Towards Waterloo?, DRI Today, Volume 11, No. 25, June 27, 2012

The Florida Bar's Civil Practice Before Trial Manual, Ninth Edition, Chapter 6: Jurisdiction, 2011

The Art of War: Competing as a Minority-Owned Law Firm in the Global Marketplace, American Bar Association Section of Litigation: Minority Trial Lawyer, Winter 2010

The Florida Bar's Civil Practice Before Trial Manual, Eighth Edition, Chapter 6: Jurisdiction, 2009

A Comity of Errors: Understanding the International Abstention Doctrine, University of Florida Journal of International Law, Volume 17, Issue 2, June 2005

International Arbitration in Miami, CABA Briefs, September 2005

Deposing Nonhumans: Corporate Representative Depositions in Florida, The Florida Bar Journal, Volume 79, No. 1, January 2005

RECOGNITIONS AND HONORS

Rivero Mestre honored by The American Lawyer as a winner of a Global Legal Award for its work on the Chevron v. Donziger case in the category of Global Dispute of the Year: U.S. Fraud Litigation.

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RECOGNITIONS AND HONORS

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Recognized by American Lawyer Media and Martindale Hubbell as a Top-Rated Lawyer in Commercial Litigation, 2013

Recognized in The Best Lawyers in America for International Trade and Finance Law in 2013, 2014, and 2015

Recognized as among Best Lawyers in America 2012

Recognized as among Florida Super Lawyers Rising Stars 2009 and 2010 and Florida Super Lawyers 2011, 2012, 2013, and 2014 (voted for by members of the Florida Bar)

Recognized as among Florida Legal Elite 2007, 2008, 2009, 2012, 2013, and 2014 by *Florida Trend Magazine* (voted for by members of the Florida Bar)

Ranked by South Florida Legal Guide as a Top Lawyer in International Litigation and Business Litigation, 2014

Certificate, International Chamber of Commerce, Seminario PIDA Avanzado, Arbitraje Comercial Internacional (Advanced PIDA Seminar, International Comercial Arbitration), Paris, June 2010







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Areas of Concentration: Complex Litigation

Education:
B.A., Amherst College, 1961,
cum laude;
M.A., Economics, George Washington
University, 1964; J.D., Harvard Law
School, 1967, Boyken C. Wright Prize

Clerkships: Honorable Thomas F. Croake, Southern District of New York, 1967-1968

Bar Admissions:
New York
U.S. Supreme Court
U.S. District Courts: Southern District of New York, Eastern District of New York, District of Connecticut
U.S. Court of Appeals, Second Circuit

Prior Employment: Assistant U.S. Attorney, S.D.N.Y., 1968-1972; Debevoise & Plimpton, 1972-1976

Honors and Awards: New York *Super Lawyers*, 2007-2015; New York Metro, *Super Lawyers*, General Litigation, 2015

Charles B. Updike, Partner



Charles B. Updike is the firm's senior partner and its most experienced trial lawyer. He has tried more than 60 cases to verdict, most of them before juries. He handles appeals for his own and other lawyers' clients and is an accomplished appellate advocate. He is familiar with and has actively participated in all aspects of alternative dispute resolution.

Mr. Updike has broad experience in multiple areas of litigation. He has tried cases in the areas of product liability, health care delivery, real property development rights, commercial torts, breaches of a wide variety of commercial contracts, breaches of M & A agreements, securities claims, and internal partnership and corporate disputes. Mr. Updike has been national counsel in a product liability mass tort and has served as general counsel with respect to litigated matters in the United States for a major multi-national corporation. In the latter capacity, he supervised the work of lawyers nationwide. He is counsel to a national trade association and is regularly consulted by its members with respect to litigation and claims issues with special emphasis on how to prevent them.

After graduating from Amherst College, Mr. Updike served in U. S. Army Intelligence, where he was trained as an investigator and obtained a Masters Degree in Economics. After law school, he was Law Clerk to a federal judge in the Southern District of New York and then went directly into the United States Attorney's Office, where he became head of the Narcotics Unit, tried some of its most difficult cases and supervised other Assistants. He has taught New York Practice and Procedure as an adjunct professor at Cardozo Law School and has taught trial practice at Harvard and Hofstra Law Schools. He is active in a variety of bar associations and serves on several boards, both commercial and charitable.

Bar and Community Service:

Guest Faculty, Trial Practice Workshop, Harvard Law School

Guest Faculty, Trial Practice Workshop, Hofstra University

Adjunct Professor of Law, Cardozo University Law School

Director, New York Environmental Advocates

Director, Cancer Prevention Research Institute

Director, Camp Dudley

Director, National Platform Tennis Museum and Hall of Fame

Director, The Adirondack Explorer

Former President, Society of the Alumni, Amherst College

In addition, Mr. Updike has played leadership roles in Association of the Bar of the City of New York; the American Bar Association; and the Federal Bar Council

Representative Matters:

Mr. Updike has been lead counsel in many types of litigation.

Recent engagements include:

Lead trial counsel for pharmaceutical client in a successful jury trial to enforce its indemnification rights for the defense of product liability claims arising out of a \$2 billion divestiture transaction, and resulting in a ten figure jury verdict and judgment in favor of client.

Lead counsel in a real estate development rights dispute (17 East 96th Street v. Madison 96th Street Associates).

Trial counsel in a dispute between former hedge fund partners.





Paul J. Loh

PARTNER

t 213.955.9240 / f 213.955.9250 ploh@willenken.com

A founding member of the firm, Paul Loh is among a small group of lawyers of his generation who has spent much of his professional career actually trying cases. Paul has tried over 50 jury trials to verdict, and over 80 court trials and arbitrations.

Paul represents Fortune 500 corporations in high-stakes litigation involving product liability and major torts, white collar criminal defense and internal investigations, intellectual property, class actions, and complex business litigation. Because of his substantial trial experience, major companies turn to Paul for some of the most challenging cases on their dockets and have engaged him just months or weeks before trial specifically to act as trial counsel.

Recognized as a "Top Rated Lawyer" by *The American Lawyer*, Paul has practiced complex civil and criminal litigation for more than a quarter of a century. He began his legal career as a criminal defense attorney, defending individuals and corporations in matters ranging from homicide to securities fraud and RICO. He then practiced complex commercial and criminal litigation at an Am Law 100 firm before leaving to form Willenken in 2002. Paul approaches legal problems with the keen and realistic perspective of a seasoned trial lawyer – if he believes that a case should settle or otherwise resolve short of trial because it is warranted by the facts, law, or business imperatives, he will not hesitate to advise the client candidly to do so.

Paul is a native Mandarin speaker and he has defended major Asian corporations in United States civil and criminal litigation matters. As managing partner of Willenken, Paul enjoys working with and mentoring young and aspiring lawyers, both in the firm and the community. He previously served as an instructor in trial advocacy at the University of Southern California Gould School of Law. Dedicated to ensuring fair and equal access to justice for all in his community,

PRACTICE AREAS

Class Action Litigation

Complex Business Litigation

Intellectual Property Litigation

Last Minute Trial Representation

Product Liability

White Collar Criminal Defense and Internal Investigations

EDUCATION

Harvard Law School, J.D.,1992

University of California, Berkeley, B.A., with highest distinction, 1989

BAR ADMISSIONS

Admitted to the State Bar of California

Federal:

United States Supreme Court

United States Court of Appeals for the Ninth Circuit

United States Court of Appeals for the Federal Circuit

United States District Court for the Central District of California

United States District Court for the Northern District of California

United States District Court for the Southern District of California

United States District Court for the Eastern District of California

State:

California (all state courts) District of California



Paul J. Loh

Paul volunteers his time and resources to Neighborhood Legal Services of Los Angeles (NLSLA) and currently serves as president of the NLSLA Board of Directors.

REPRESENTATIVE CLIENTS

- The Procter & Gamble Company
- Motorola Solutions
- SunPower Corporation
- Southern California Gas Company
- Deluxe Corporation
- Progressive Insurance
- Walmart

REPRESENTATIVE MATTERS

- Acumen Communications, Inc., et al. v. City of Covina, et al. Defended Motorola Solutions in a business interference and bidrigging suit concerning the provision of emergency response telecommunications systems to Southern California municipalities. Paul and his team obtained a complete dismissal of the action on motion to dismiss based on preemption by the Federal Telecommunications Act and for failure to state a claim for collusive conduct.
- Confidential Matter. On behalf of two prominent utilities, prosecuted a large-scale breach of contract, breach of warranty, and fraud action against a major vendor for the supply of defective products and systems. After defeating defendant's anti-SLAPP motion, Paul and his team seized the momentum and obtained a highly favorable confidential settlement which netted nearly 100% recovery on compensatory damages for the clients.
- Confidential Matter. Defended the nation's largest supplier of business products and management systems in a putative nationwide class action alleging unlawful delivery and service charges in violation of the consumer protection statutes of 34 states, including California. Plaintiffs sought restitution of \$1 billion in ill-gotten profits. While the plaintiffs' motion for class certification was pending, Paul and his team's intensive investigation uncovered key impeachment evidence against the named plaintiffs. Paul leveraged these key revelations into a highly favorable, confidential individual settlement for the client, and then worked closely with the client to modify business practices to prevent or minimize the risks of future class action claims.

HONORS

Benchmark Litigation, "Local Litigation Star" (2018 and 2019), "Benchmark California Star" (2019)

The American Lawyer, "Top Rated Lawyer in White Collar Criminal Defense" (2012)

Daily Journal, "Top 20 Under 40" (2007)

PROFESSIONAL AFFILIATIONS

National Association of Minority and Women Owned Law Firms, White Collar PAC Co-Chair

California Minority Counsel Program, Member

National Asian Pacific American Bar Association, *Member*

Defense Research Institute, Member

Litigation Counsel of America: The Trial Laywer Honor Society, *Fellow*

Multi-Million Dollar Advocates Forum, Member

COMMUNITY / CIVIC INVOLVEMENT

Neighborhood Legal Services of Los Angeles, Board President



Paul J. Loh

SPEAKING ENGAGEMENTS

- Panelist, "Primer for Successful Litigation Management: 10 Ways Experienced Trial Counsel Can Help Your Company Obtain an Optimal and Efficient Settlement Without Going to Trial," ACC Southwest Ohio Chapter CLE Presentation (September 13, 2018)
- Moderator, "The In-House Counsel's Class Action Defense Checklist," ACC Minnesota Chapter CLE Lunch and Learn (June 7, 2018)
- Panelist, "Brave New World in IP: New Litigation Tactics in Light of Recent U.S. Supreme Court Decisions," ACC Southwest Ohio Chapter CLE Presentation (September 25, 2017)
- Panelist, "Technology and the Trial," MCCA Global TEC Forum (October 7, 2016)
- Presenter, "In-House Counsel's Checklist for Trial Success: 7 Key Issues to Raise with Outside Counsel," ACC Southwest Ohio Chapter CLE Presentation (December 9, 2015)
- Presenter, "Sharks Rule the Ocean and Courtroom: What These Killers Can Teach Us About Trial Tactics," ACC South Florida Chapter CLE Presentation (October 9, 2015)
- Panelist, "Get Smart: The DOJ Re-Writes its FCPA Screenplay," NAMWOLF 2015 Annual Meeting (September 17, 2015)
- Panelist, "Risk Management: Top 10 Ways to Avoid Heartbreak in American Litigation," ACC Ontario Chapter CLE Presentation (May 21, 2015)
- Presenter, "Assorted Mysteries of California Law," ACC Southwest Ohio Chapter CLE Presentation (October 2014)