2020 PAC DIRECTORY

NAMOLF THE WHITE COLLAR DEFENSE & INTERNAL INVESTIGATIONS

PRACTICE AREA COMMITTEE

PAC CO-CHAIRS

Andrés Rivero | RIVERO MESTRE LLP | arivero@riveromestre.com | 305.445.2500 Paul Loh | WILLENKEN LLP | ploh@willenken.com | 213.955.9240

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FIRM	CONTACT	EXPERIENCE	LOCATIONS
BURGHERGRAY LLP burghergray.com	Gopal Burgher gburgher@burghergray.com Don M. Tellock dtellock@burghergray.com	Don Tellock heads the firm's Business Litigation and government investigations practice. He represents corporations and individuals in complex federal an 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 LLP calfoeakes.com	Andrea Delgadillo Ostrovsky andreao@calfoeakes.com Patty Eakes pattye@calfoeakes.com Emily Dodds Powell emilyp@calfoeakes.com	Calfo Eakes & Ostrovsky LLP has extensive experience defending businesses, company employees, and witnesses in white collar criminal cases and government investigations, including in False Claims Act, environmental, securities, healthcare, government contracting, and tax fraud matters. Our accomplished trial lawyers also focus on complex commercial litigation and employment disputes, and have represented clients in civil litigation involving alleged patent infringement, copyright and trade secret claims, antitrust and consumer protection claims, RICO violations, and a wide variety of employment litigation. In addition to our trial practice, our attorneys regularly conduct internal investigations for private companies and government agencies.	Seattle, WA
KELLER/ANDERLE LLP kelleranderle.com	Jennifer Keller jkeller@kelleranderle.com Kay Anderle kanderle@kelleranderle.com Reuben Cahn rcahn@kelleranderle.com Chase Scolnick cscolnick@kelleranderle.com	Keller/Anderle LLP is a nationally respected trial boutique with a track record of obtaining outstanding results for our white collar criminal defense clients. Our lawyers have decades' of experience as DOJ trial attorneys, county district attorneys and state and federal public defenders. We have handled criminal cases and internal investigations for clients in both federal and state court across a broad range of industries. We represent major, publicly traded corporations and their senior leadership; privately held companies; and high profile individual clients.	Irvine, CA

FIRM	CONTACT	EXPERIENCE	LOCATIONS
AWRENCE & BUNDY LLC awrencebundy.com	Cicely Barber cicely.barber@lawrencebundy.com	 L&B has conducted substantive internal investigations across the nation, across all aspects of compliance, human resources and employment- related subjects. L&B is sensitive to the effects an investigation or audit can have on a company's operations and reputation. L&B helps its clients navigate internal issues as well as respond to and interface with agency officials, the media or lawmakers. Internal complaints of discrimination, retaliation, and sexual harassment Internal Whistleblower investigations Investigations regarding complaints related to various state law compliance issues Government contracts compliance Internal fraud, embezzlement, and other allegations of officer misconduct Affirmative Action/OFCCP ERISA compliance Trade secret, confidential information, and customer misappropriation 	Atlanta, GA Washington, DC
LÉON COSGROVE LLC leoncosgrove.com	John Byrne jbyrne@leoncosgrove.com	 León Cosgrove LLC 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
MAYERSOHN LAW GROUP P.A. mayersohnlaw.com	Leah Mayersohn Imayersohn@mayersohnlaw.com	 If your company, its employees or officers have been accused of a crime in Florida, or if you need an external or internal criminal investigation, you need a lawyer to protect your company's rights as soon as possible. Our criminal law practice consists of defending both large and small corporations, their vendors or employees accused of virtually any type of crime. The firm has ample experience in criminal, regulatory and compliance issues effecting corporations today. We have often provided counsel to various corporations paying special attention to fiduciary responsibilities, company oversights and other potential liability issues. Mayersohn Law Group has been very successful in resolving criminal and corporate matters quietly, without litigation or prosecution, and therefore protecting the privacy, and public reputations, of our clients. Leah 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 supplies 	Fort Lauderdale, FL (Main Office) Boca Raton, FL Jacksonville, FL Miami, FL West Palm Beach, FL

FIRM	CONTACT	EXPERIENCE	LOCATIONS
QUINTAIROS, PRIETO, WOOD & BOYER, P.A. qpwblaw.com	Anthony L. Schumann anthony.schumann@qpwblaw.com Reginald J. Clyne reginald.clyne@qpwblaw.com	 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. KY Louisville, KY Kalamazoo, MI E. Rutherford, NJ New York, NY Memphis, TN Nashville, TN Dallas, TX U.S. Virgin Islands
RIVERO MESTRE LLP riveromestre.com	Andrés Rivero arivero@riveromestre.com Jorge A. Mestre jmestre@riveromestre.com	 Rivero Mestre LLP 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

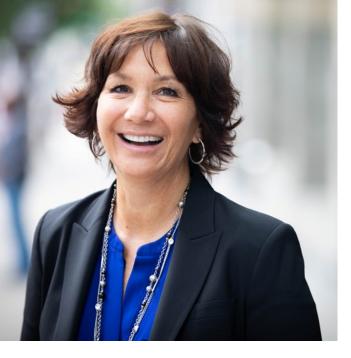
FIRM	CONTACT	EXPERIENCE	LOCATIONS
WALSH PIZZI O'REILLY FALANGA LLP walsh.law	Katherine M. Romano kromano@walsh.law Peter J. Pizzi ppizzi@walsh.law Tricia B. O'Reilly toreilly@walsh.law	 Walsh Pizzi O'Reilly Falanga LLP has extensive experience in conducting internal investigations for clients of the firm including corporations, nonprofits, and institutions of higher education. Walsh regularly investigates matters touching upon allegations of employee misconduct, sexual harassment, violation of educational civil rights laws including Title VII and Title IX, and internal corruption, as well as matters involving allegations of external fraud, exploitation, improper sales practices, and misappropriation. Katherine M. Romano is an experienced practitioner in both civil and criminal matters and currently serves on the Criminal Justice Act panel for the U.S. Court of Appeals for the Third Circuit and as a member of the Women's White Collar Defense Association. In addition to its in house capabilities, Walsh has significant connections within the civil and criminal bar in New Jersey, New York, and Pennsylvania, enabling the firm to assemble, or participate as part of, a team focused upon the delivery of excellent results for its clients in investigations and white collar matters. 	Newark, NJ New York, NY Philadelphia, PA
WILLENKEN LLP willenken.com	Paul J. Loh ploh@willenken.com	 Willenken 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 Government contractor Wireless and mobile communications Retail and food industry Internet marketing and media industry 	Los Angeles, CA
ZWEIBACK, FISET & COLEMAN LLP zfclaw.com	Rachel Fiset rachel.fiset@zfclaw.com Michael Zweiback michael.zweiback@zfclaw.com	Zweiback, Fiset & Coleman is a premiere law firm comprised of elite attorneys representing a wide range of clients including public officials, high net- worth individuals, corporate executives, Fortune 500 companies, and government entities. We have over 50 years of experience firm-wide as top- ranking leaders in the Department of Justice and the nation's preeminent Big Law firms. We achieve remarkable results for our clients in complex litigation, government investigations, and criminal defense. We also provide highly sought-after advice in areas relating to privacy breach, cybersecurity, and compliance.	Los Angeles, 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 206.407.2211 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.



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 government contractor in federal investigation alleging fraud in business certifications and government contract procurement.

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 selfdealing and in related False Claims Act investigation.



Contact 206.407.2230 emilyp@calfoeakes.com

SEATTLE | WASHINGTON

Education

Harvard Law School | J.D. 2010 University of California Berkeley | B.A. Economics and Philosophy

Experience

Law Clerk to the Honorable William B. Shubb, Eastern District of California | 2010 - 2011 Paul Hastings LLP | 2011 - 2015 Calfo Harrigan Leyh & Eakes | 2015 - 2016 Calfo Eakes & Ostrovsky | 2016 - Present



Emily Dodds Powell

Emily Dodds Powell's practice focuses on complex civil litigation, white collar criminal defense, and investigations. Emily has handled complex civil matters in state and federal court for both plaintiffs and defendants, including employment disputes and cases involving allegations of fraud, Consumer Protection Act violations, breach of contract, and business torts. Emily also represents businesses, company employees, and witnesses in government investigations and white collar criminal cases, including environmental, health care, and government contracting matters. In addition to her litigation practice, Emily conducts internal investigations for private companies and government agencies.

Prior to joining Calfo Eakes & Ostrovsky, Emily worked in the litigation department of Paul Hastings LLP in San Francisco, California. Before entering private practice, she served as a law clerk to United States District Judge William B. Shubb in the Eastern District of California. Emily had previously interned with the U.S. Attorney's Office in Sacramento, California.

Emily's Recent White Collar Defense & Internal Investigations Experience

Representation of publicly-elected Washington State Auditor in trial alleging wire fraud, money laundering, perjury, tax fraud, and false statements.

Representation of government defense contractors and employees in separate False Claims Act investigations.

Representation of health care facility and health care provider in qui tam action regarding Medicare billing.

Representation of health care provider in internal investigation regarding Medicare billing.

Corporate internal investigation of allegations of health care fraud in pharmaceutical industry.

Representation of company and individual owner in separate environmental criminal matters.



Jennifer L. Keller Partner

■ 949.476.8700



EXPERIENCE

Jennifer is one of America's most successful trial attorneys. She represents both plaintiffs and defendants in a broad range of high-stakes commercial litigation and white-collar cases. Jennifer has over forty years' experience handling white collar criminal cases, having started her career as a deputy public defender before moving to private practice. *Chambers USA* ranks her among the top litigations nationwide, quoting sources who call her "the consummate trial lawyer," "an incredible cross-examiner," and "widely regarded as one of the best trial lawyers in California." She is a Fellow of the invitation-only American College of Trial Lawyers, considered to be among the highest honors a North American trial attorney can receive. Jennifer is also a 2018 inductee into the California Lawyers Association Trial Lawyer Hall of Fame, one of only 31 attorneys so honored throughout the years. Benchmark Litigation lists her as one of the "Top 100 Trial Attorneys in America" and among the "Top 20 Trial Lawyers in California," calling her a "National Litigation Star." In three separate years, in starkly different subjects, Jennifer's trial victories have led to *California Lawyer* Attorneys of the Year (CLAY) awards.

In 2017, Jennifer as co-lead counsel got a not guilty verdict for her developer client Jeffrey Burum after a nine-month jury trial in what the California Attorney General called "the largest corruption case in the history of San Bernardino, and possibly California." The jury was out a little more than two hours before acquitting Mr. Burum of all charges.

In other significant white collar cases, Jennifer:

- Represented an executive at a chrome wheel company on numerous counts of felony illegal discharge of toxic substances into stream bed. After extensive litigation and payment of remediation expenses, all charges dismissed.
- Represented the Orange County CAO in Orange County bankruptcy litigation with the District Attorney and SEC, as well in civil litigation. Client was never charged with a crime, fined, or ordered to pay restitution.
- Represented a major landscaping contractor on multiple felony charges he entered into an illegal scheme to secure a multi-million-dollar contract with the County of Orange. Case resolved for a misdemeanor and a fine followed by expungement.
- Represented the Sheriff of Orange County in an investigation by the state Attorney General into claims of misuse of his public office. Grand jury convened; no indictment obtained. (Client was indicted in a separate federal investigation, in which he was represented by different counsel.)
- Represented real estate developer on felony charges that he used campaign contributions as a bribe to secure a \$120 million settlement with the County of San Bernardino in an alleged pay-to-play corruption scheme.

KA Keller/Anderle LLP BUSINESS TRIAL LAWYERS

- Represents the former chief of gastroenterology at a major Southern California hospital, and professor of medicine at UCLA, on an indictment alleging conspiracy to commit insurance fraud. District Attorney alleged fraud was in excess of \$100 million.
- In case listed above, represented physician in action by the state Attorney General to suspend client's license to practice medicine while criminal case pending. Motion denied; client continues to practice. (Both codefendant physicians represented by different lawyers lost their licenses.)
- Represented a pharmacist/pharmacy owner being investigated by U.S. Attorney for multi-million-dollar violation of Pharmaceutical Drug Marketing Act; negotiated a probation disposition.
- Represented a physician in the UCI fertility clinic litigation, both civil and criminal. Federal prosecutor was seeking indictments on mail and wire fraud for alleged false billings. Client was the only doctor, of four in the group, not indicted by the U.S. Attorney.
- Represented physician on an indictment alleging insurance and billing fraud. District Attorney alleged fraud was in excess of \$25 million.
- Represented defendant on federal charges of illegally uploading and widely distributing pre-release film by major motion picture studio. Studio sought hundreds of thousands of dollars in restitution. Negotiated sentence of straight probation with U.S. Attorney. Persuaded court to order no restitution.
- Representing executive of failed bank on federal investigation into misstatements of earnings. No indictment brought
- Represented a savings and loan officer and venture capital investor on federal charges in three states on completely separate cases involving multimillion dollar 1) misapplication of funds, 2) defrauding an insurance company, 3) bank fraud. Cases were wrapped up for a 16-month sentence in a minimum security facility in California.
- Retained by a billion-dollar company to do an extensive internal investigation that uncovered illegal kickbacks to highly placed employees. Several employees terminated.

In 2018, Jennifer won two landmark jury verdicts, each of which was named a "Top Defense Verdict" by the *Los Angeles and San Francisco Daily Journals*. For one of them, Yellowstone Women's First Step House v. Costa Mesa, Jennifer won her third CLAY Award (California Lawyer Attorneys of the Year). In the other, Chavez et al cv. MassMutual Life Insurance Co., she also won a CVN "Top Verdicts" award.

Jennifer made a last-minute entrance as lead counsel for MGA Entertainment in the 2011 retrial of Mattel v. MGA, the epic doll battle popularly known as "Barbie v. Bratz." Coming into the four-month jury trial just twelve days before jury selection, Jennifer captained MGA to a win Reuters called "an astonishing loss" for Mattel and the L.A. Times deemed "a stunning reversal of fortune" for MGA. The jury found Mattel had no rights to the Bratz doll line and awarded MGA \$85 million in damages for theft of its own trade secrets, to which the judge added \$85 million in punitive damages. (While the damages judgment was reversed on appeal, MGA's \$139 million attorneys' fee award stands.) Just two years earlier Jennifer won California's largest business jury verdict of 2009 with \$350 million awarded to her venture capitalist client in Auerbach v. Daily.

Jennifer is listed annually in "The Best Lawyers in America®" and is among the Lawdragon 500 Leading Lawyers in America. In 2019, 2018 and 2012, *California Lawyer Magazine* named her a "California Attorney of the Year" for extraordinary achievements in litigation. She appears routinely in the *Los Angeles Daily Journal* as one of California's Top 100 Lawyers. Jennifer is a fellow of the Litigation Counsel of America, an invitation-only organization limited to the top one-half of one percent of the nation's attorneys.



Jennifer is also active in the community. She is the former President of the Orange County Bar Association and serves as a Trustee of Chapman University. She counts as present and former clients judges, public officials, law enforcement officers, CEOs, CFOs, lawyers, physicians, professional athletes, entertainment industry executives, actors, venture capitalists and entrepreneurs. Jennifer's past and present institutional clients have included Fortune 100 corporations, other publicly-traded corporations, and large privately-held companies.

HONORS AND AWARDS

- Fellow, American College of Trial Lawyers
- California Lawyers Association "Trial Lawyer Hall of Fame" (inducted 2018)
- Benchmark Litigation "Top 100 Trial Lawyers in America" (2018, 2019), "The Top 20 Trial Lawyers in California" (2019)
- The Lawdragon 500 Leading Lawyers in America (2012-2019)
- Chambers USA, recommended in General Commercial Litigation, Band 2, both USA and California
- Senior Fellow, Litigation Counsel of America (by invitation only, limited to top ½ of 1 percent of lawyers nationally)
- Benchmark Litigation "Top 250 Women in Litigation" (2018, 2017)
- California Lawyer Magazine CLAY Award (California Lawyers of the Year), Municipal Law (2019), White Collar Criminal Defense (2018), Intellectual Property Litigation (2012)
- The San Francisco Recorder, Attorneys of the Year (2012)
- The Los Angeles and San Francisco Daily Journals, "The Top 100 Lawyers in California," (2018, 2017, 2016, 2015, 2014, 2013, 2012, 2011, 2009, 2007, Editors' Pick 2001)
- The National Law Journal, Annual "Winning" Edition (2012)
- The National Trial Lawyers, "The Top 100 Trial Lawyers in California" (2008-2014)
- The Best Lawyers In America®, S. Naifeh & G. Smith (2004-2018 eds.); Orange County Lawyer of the Year Criminal Defense (2013); Orange County Lawyer of the Year – White Collar Criminal Defense (2016); commercial litigation, white collar criminal defense, intellectual property, and non-white collar criminal defense
- Los Angeles Magazine, "Southern California Super Lawyers": Top 10 Southern California Super Lawyers (2018-2019), Top 100 Southern California Super Lawyers (2016-2019), "Top 50 Orange County Super Lawyers" (13 times), "Top 50 Southern California Women Super Lawyers" (11 times); "Super Lawyers in Business Litigation, Intellectual Property, Criminal Defense and White Collar Criminal Defense" (2006-2019)
- The Los Angeles and San Francisco Daily Journals, "California's Top Women Lawyers" (2019, 2018, 2016, 2015, 2014, 2013, 2012, 2011, 2010, 2007, 2002)

EDUCATION

- University of California, Hastings College of the Law, J.D., 1978
- University of California, Berkeley, A.B., 1975

BAR ADMISSIONS

- State Bar of California, 1978
- United States Supreme Court; Ninth Circuit Court of Appeals; U.S. District Court, Central, Southern, Northern and Eastern Districts of California; District of Arizona



Kay Anderle Managing Partner 949.476.8700



EXPERIENCE

With over two decades of experience and 100 cases to jury verdict, Kay Anderle is among California's leading trial attorneys. Kay began her legal career over 26 years ago in the Orange County District Attorney's Office, where she spent 12 years prosecuting criminal cases. She was one of its most respected prosecutors, and was assigned to several of its most prestigious trial units.

In 2004 Kay entered private practice, focusing on white collar criminal cases. Her negotiation and trial skills have made her one of the most effective defense lawyers in Southern California, for which she has been repeatedly recognized in *The Best Lawyers in America*, both in white collar and non-white collar criminal defense. Her versatility as a trial attorney and skilled negotiator gives her clients a multi-dimensional advocate who can quickly assess their case and devise a winning strategy.

Kay has worked on cases involving allegations of human trafficking against a Saudi princess (all eventually dismissed), and a white collar criminal case alleging bribery of public officials by a developer that then-Attorney Jerry Brown called "the largest corruption case in the history of San Bernardino County, and possibly California." After a nine-month jury trial the defendant was acquitted of all charges. Kay is also focused on defending a number of health care fraud cases brought by the Orange County District Attorney, and has special expertise in defense of state court white collar cases.

Around a decade ago Kay broadened her practice to include civil litigation. In 2009, Kay worked with Ms. Keller in a business fraud trial in which the jury awarded \$350 million, the largest jury verdict in California that year. In 2011, she worked with Ms. Keller in the retrial of the epic doll battle *Mattel v. MGA*, in which MGA was defending against copyright infringement and trade secret misappropriation claims and prosecuting its own trade secret misappropriation action against Mattel. The jury rejected all of Mattel's claims of copyright infringement and trade secret misappropriation and awarded \$85,000,000 in damages to MGA Entertainment; the judge added another \$85 million in punitive damages and \$139 million in attorneys' fees. (Although the judgment was reversed on appeal, the attorneys' fee award remained.)

In 2013, she was co-lead plaintiff counsel on a business fraud trial which resulted in a jury award of over \$3,375,000 in economic and over \$1,465,000 in punitive damages. Since that time Kay has worked on cases involving shareholder oppression (settled favorably to her client), and successful defense of a claim her client breached a \$1 billion oral partnership for real estate investment

Kay is also managing partner of the firm.



HONORS & AWARDS

- Fellow, Litigation Counsel of America (by invitation only, limited to top ½ of 1 percent of lawyers nationally)
- Litigation Counsel of America, Mesereau Cup for Outstanding Criminal Defense Lawyer, 2015-2016
- Los Angeles Magazine, "Southern California Superlawyers, White Collar Criminal Defense" (2015-2019)
- Listed in *The Best Lawyers In America*[®], S. Naifeh & G. Smith (2011-18), White Collar and Non White Collar Criminal Defense, General Practice Criminal Defense; Orange County Lawyer of the Year 2014 (Criminal Defense: Non-White Collar)
- Life Member, Million Dollar Advocates Forum and Multi-Million Dollar Advocates Forum
- National Trial Lawyers, Top 100 Trial Lawyers in California (2011-2014)
- California Lawyer Magazine, 2012 Lawyers of the Year, Honorable Mention (Litigation)
- OC Metro Magazine, Orange County's Top Lawyers for 2013 (criminal defense)
- Martindale-Hubbell "AV" rated, Bar Register of Preeminent Lawyers
- Outstanding Prosecutor, Orange County District Attorney (1995)

REPRESENTATIVE MATTERS

- In 2013, Kay was co-lead counsel for plaintiff in a business fraud trial. The jury awarded \$3,375,798.71 in economic and \$1,465,528.04 in punitive damages. *Larian v. Talassazan,* LASC-Santa Monica
- Team member for MGA in the 2011 retrial of Mattel v. MGA. Our client was defending against copyright infringement and trade secret misappropriation claims and prosecuting its own trade secret misappropriation claims. The jury rejected all of Mattel's claims of copyright infringement and trade secret misappropriation and awarded \$85,000,000 in damages to MGA Entertainment (although the award to MGA was reversed on appeal, the defense verdict on all of Mattel's claims remains, and a \$137,000,000 attorneys' fee award also remains). *Mattel v. MGA Entertainment,* USDC-Central District of California.
- In 2009, represented plaintiff on a case that resulted \$350 million verdict in a business fraud trial. This was the largest jury verdict in California for 2009. *Auerbach Associates v. Daily*, LASC
- Represent the former chief of gastroenterology at a major Southern California hospital, and professor of medicine at UCLA, on an indictment alleging conspiracy to commit insurance fraud. District Attorney alleges fraud was in excess of \$100 million.
- In same case listed above, represented physician in action by the state Attorney General to suspend client's license to practice medicine. Motion was denied.
- Represent the principal of an investment company in a District Attorney investigation into a \$54 million Ponzi scheme and sale of unlicensed securities.
- Represented the president of an appraisal company charged with conspiracy to commit mortgage loan fraud and identity theft. District Attorney alleged fraud in excess of \$50 million.
- Represent former mortgage loan officer charged with conspiracy to commit mortgage loan fraud and theft. District Attorney alleges loss in excess of \$10 million.

SPEAKING ENGAGEMENTS

• **<u>OCBA Young Lawyers' Division</u>**, panelist, "Women in the Law: Lessons from Our Leaders" (3/27/2018)

EDUCATION

- Southwestern University School of Law, J.D., 1989
- Wake Forest University, B.A., 1983

BAR ADMISSIONS

- California Supreme Court
- U.S. District Court for the Central District of California



PROFESSIONAL ACTIVITIES

- Fellow, Litigation Counsel of America
- American Inns of Court
- Robert Banyard Inn of Court
- Chapman University, Dale Fowler School of Law, Dean's Advisory Board
- OCBA Administration of Justice Committee (2011-2016)
- OCBA Judiciary Committee (2012-2016)
- Orange County Asian American Bar Association
- OCBA Charitable Fund, Board of Directors (2011-2012)
- National Trial Lawyers, Executive Committee
- Robert Banyard Inn of Court, Master Bencher
- OC Chapter of Federal Bar Association
- LA and OC Chapters of Business Trial Lawyers
- Orange County Bar Association
- California Attorneys for Criminal Justice
- National Association of Criminal Defense Lawyers



Reuben Camper Cahn



EXPERIENCE

Reuben Cahn is a courtroom advocate of rare experience and ability. He has tried over 100 cases to jury verdict and has argued twice before the Supreme Court (in 2011 and 2018) in addition to numerous arguments before both the 9th and 11th Circuits. This combination of skill and experience at the highest levels establish Reuben as one of the most exceptional lawyers of his generation.

Reuben is a graduate of Stanford University's English Honors Program and of Yale Law School, where he was an editor of the Yale Law Journal. Following graduation he clerked for the Honorable Lawrence W. Pierce of the United States Court of Appeals for the Second Circuit.

Reuben began his career in New York at Wachtell, Lipton, Rosen & Katz, and then at Paul, Weiss, Rifkind, Wharton & Garrison, where he worked in securities litigation and international arbitration for a combined four years. Spurred by his desire to be a trial lawyer and to serve the public, Reuben left corporate litigation to become a public defender, first in the state of Florida and then in the federal courts. There, he distinguished himself in representing clients charged in matters presenting extraordinary factual and legal challenges ranging from capital murder to securities fraud, and quickly rose to become the Chief Assistant Federal Public Defender for the Southern District of Florida. Recruited to become the Executive Director of Federal Defenders of San Diego, Reuben continued to try cases and argue appeals while running an office of 140 employees and managing a budget of \$26 million. He argued twice before the Supreme Court, served as "learned coursel" in the high profile case of United States v. Loughner, and led a team that obtained the release of two clients held at the Guantanamo Bay Naval Base and charged as enemy combatants.

Reuben also established himself as a leader in the Federal Defender community, serving for ten years as one of its two representatives to the Judicial Conference of the United States. In recognition of this leadership, the Chief Justice of the United States appointed Reuben to the Conference's special committee to review the Criminal Justice Act. He has chaired the Magistrate Judges Selection Committee of the Southern District of Florida and held numerous other positions of distinction and responsibility. Reuben has also won multiple awards for his advocacy.

Reuben has defended a wide range of matters, involving tax, public corruption, fraud, money laundering, RICO, Continuing Criminal Enterprise charges and virtually every other type of white collar case. He has been lead counsel in federal capital cases, including one that resulted in complete acquittal and another that ended with a unanimous life verdict. He has been appointed "counsel learned in the law" by federal judges in over 15 capital trial cases.



At Keller/Anderle Reuben focuses on commercial litigation, white collar criminal defense, and appeals. He brings to his KA clients the energy and experience honed in countless jury trials, and in arguments before federal appellate courts and the highest court in the land.

HONORS & AWARDS

- National Association of Federal Defenders, Terrence F. McCarthy Award for career excellence and extraordinary contribution to the Federal Defender program, 2016
- Defender Programs of San Diego, E. Stanley Conant Award for excellence in representing alleged enemy combatants detained at Guantanamo Bay Naval Base , 2008
- National Association of Federal Defenders, Outstanding Assistant Federal Defender for excellence in capital representation including unanimous life verdict in *United States v. Jose Denis*, 2003
- Florida Association of Criminal Defense Lawyers, Rodney Thaxton Liberty's Last Champion Award for exemplary efforts in the face of unusual or overwhelming circumstances" in *United States v. Edward Mack*, the first acquittal of capital charges in a federal death penalty case of the modern era, 1997
- 17th Judicial Circuit Public Defender of the Year, given for most jury trials in the prior year, 1991

REPRESENTATIVE MATTERS

- Video of oral argument in United States v. Loughner, 11-10339 (9th Cir. August 30, 2011)
- Audio of oral argument in Tapia v. United States, 564 U.S. __, 131 S.Ct. 2382 (2011)
- Video of September 7, 2016 oral argument in United States v. Sanchez-Gomez, 859 F.3d 649(9th Cir. 2017)(en banc)
- Audio of March 26, 2018 oral argument in United States v. Sanchez Gomez, 17-312 (Supreme Court)

MEDIA

• August 22, 2018 – Law 360 "Keller/Anderle Adds Veteran Atty With Prolific Trial Skills"

EDUCATION

- Yale Law School, J.D., 1984
- Yale Law Journal, Editor
- Stanford University, A.B. with honors, 1981

CLERKSHIP

 Law Clerk, the Honorable Lawrence W. Pierce, United States Court of Appeals for the Second Circuit, 1984-1985

BAR ADMISSIONS

- State Bar of California
- State Bar of New York
- State Bar of Florida
- District of Columbia Bar
- U.S. Court of Appeals for the Ninth, Eleventh and D.C Circuits; United States District Courts for Central and Southern California, the Southern District of Florida, and the District of Columbia.

PROFESSIONAL ACTIVITIES

- Orange County Bar Association
- Federal Bar Association
- San Diego Appellate Inn of Court (Honorary Master)



Chase A. Scolnick Partner 949.476.8700



PRACTICE AREAS

- Complex Commercial Litigation
- White Collar Criminal Defense
- Trials

EXPERIENCE

Chase Scolnick specializes in complex civil and criminal litigation. Having tried as lead counsel approximately fifty federal jury trials, Chase is among the most seasoned young trial attorneys in the United States. He has also been one of the most successful. In separate years, Chase led three of the nation's largest federal districts in both defense trials and wins. In 2017, Chase was the only defense attorney in the United States to receive the Federal Bar Association's "Federal Younger Lawyer Award"—a prestigious national honor reserved for rising courtroom stars.

Before joining Keller/Anderle, Chase served for fourteen years as a Deputy Federal Defender in the Southern and Central Districts of California, and in the Eastern District of New York. Chase has handled some of the nation's most serious and complex cases, including insider trading and financial market manipulation, international terrorism, and organized crime. Chase fights tirelessly for all his clients and has consistently secured amazing results. He has won many difficult jury trials. In other cases, Chase's aggressive pretrial litigation made trial unnecessary. He has won 12 motions to suppress evidence, and convinced prosecutors and judges to dismiss over 30 serious felony cases. Chase has also won multiple appeals and writs before the Ninth Circuit Court of Appeals.

Chase made a seamless transition to civil litigation, where his superb cross-examination skills have benefited clients on all types of cases. Chase represented famed entertainment figure Michael Ovitz in highly contentious litigation that had dragged on for ten years before Chase joined the team. After a series of devastating depositions, the case settled on favorable terms. Chase also represented Broadcom co-founder Henry Nicholas against the IRS on a case in which the IRS disallowed a \$300 million tax loss claiming it was a tax shelter. Chase structured one of the most favorable settlements ever secured for a distressed asset investment, and was featured in the Daily Journal's top Plaintiff Settlements in March, 2019. Chase currently represents Microsoft in 12 cases in the Central District of California.

Chase was honored with a "2019 California Lawyer Attorneys of the Year" award for his role as co-lead counsel in Yellowstone Women's First Sep House, Inc., et al. v. City of Costa Mesa.

In addition to being a highly regarded trial attorney, Chase is also a sought-after legal contributor. He edited the latest edition of *Defending a Federal Criminal Case*. He regularly trains attorneys on all aspects of trial skills at local and national seminars throughout the United States. He also frequently advises other attorneys as they prepare for trial.



Chase speaks conversational Spanish.

HONORS & AWARDS

- Associate Fellow, Litigation Counsel of America (by invitation only, limited to top ½ of 1 percent of lawyers nationally)
- California Lawyer Magazine CLAY Award (California Lawyer Attorneys of the Year), Litigation (2019)
- The Los Angeles and San Francisco Daily Journals, "Top Defense Verdicts" (2018)
- The Los Angeles Daily Journal, "Top Plaintiff Settlements" (2019)
- Federal Bar Association, Younger Federal Lawyer Award (2017)

REPRESENTATIVE MATTERS

- Secured complete defense verdict for the City of Costa Mesa in a legal challenge brought by a network of sober living homes. For this verdict, Chase won a Clay Award (*California Lawyer Attorneys of the* Year).
- Structured one of the most favorable settlements ever secured against the IRS and Department of Justice for the owner of a \$300 million distressed asset investment.
- Secured jury acquittal for client charged with committing financial fraud against the federal government.
- Secured jury acquittal for client accused of criminal counterfeit and importation offenses.
- Defended hedge fund manager during FINRA, SEC, and federal criminal investigations alleging insider trading and financial market manipulation.
- Obtained one of the nation's only dismissals of terrorism-related charges in high-publicity federal prosecution.
- Won suppression of evidence and dismissal of federal criminal computer-related charges.
- Secured jury acquittal in federal firearms trial.
- Obtained noncustodial disposition for former partner of large international law firm in federal tax fraud prosecution.
- Defended professor from prominent university in fraud prosecution.
- Obtained dismissal of all charges in a federal fraud prosecution.
- Managed comprehensive international investigation, and conducted proceedings in foreign court, in federal fraud prosecution.
- Defended owner of healthcare company against allegations of fraud.
- Obtained jury acquittal for federal official charged with criminal misconduct.
- Defended Lieutenant Colonel of the United States Marines in federal fraud prosecution.
- Obtained jury acquittal in federal drug prosecution in which client faced a potential life sentence.
- Defended international entrepreneur against tax fraud allegations.
- Represented business owner accused of violating federal currency regulations.
- Obtained acquittal for client charged with theft from financial institution.
- Obtained acquittal for client charged with large-scale narcotics offenses.

SPEAKING ENGAGEMENTS

- Federal Criminal Justice Act Seminar, Federal District of Indiana "Strategically using the Federal Rules of Evidence to Admit Exculpatory Evidence" (2017)
- National Senior Federal Defender Conference, "Using Federal Rule of Evidence 803(3) as the Cornerstone of Your Trial Practice" (2017)
- Federal Defenders of San Diego, "Practical Tips for Closing Arguments in Jury Trials," presented to new attorneys (2016)
- Southern District of California, "Effective Evidentiary Hearing Litigation Strategies" (2016)
- National Senior Federal Defender Seminar, "Sentencing Strategies in Synthetic Drug Cases" (2015)



- Eastern and Southern Districts of New York, "Defending Non-citizen Clients Charged in Federal Court" (2012)
- Central District of California, "Advanced Techniques in Cross-Examination" (2010)
- Loyola Law School, guest lecturer for advanced trial advocacy class (2008-2010)
- Southern District of California, "Effective Voir Dire in Criminal Cases," (2006)
- Southern District of California, "Defending Federal Border Crime Charges," (2005)

EDUCATION

- University of San Diego School of Law, J.D., 2003
- Mock Trial Competition Winner, Honors Moot Court Finalist
- Central Michigan University, B.A., cum laude, Spanish, 2000
- Founder of Mesa Espanola Spanish Language Organization
- University of Buenos Aires, Buenos Aires, Argentina, 1999-2000, Coursework in International Human Rights

BAR ADMISSIONS

- State Bar of California
- State Bar of New York
- District of Columbia Bar (inactive)
- U.S. Court of Appeals for the Ninth Circuit; United States District Courts for the Southern and Central Districts
 of California, and the Eastern District of New York

PROFESSIONAL ACTIVITIES

- Ninth Circuit Judicial Conference Lawyer Representative (2018-2021)
- Orange County Bar Association
- Federal Bar Association, Board of Directors, Orange County Chapter
- Association of Business Trial Lawyers

LANGUAGES

• Spanish

LAWRENCE BUNDY LLC agile client service

Founded in 2016 by two former BigLaw partners, Lawrence & Bundy's value proposition is simple — to combine the sophistication, depth, and rigor of a large law firm with nimble and agile client service. Lawrence & Bundy is a litigation firm with a breadth of experience representing and advising clients across a wide spectrum of industries. The foundation of our firm's success starts with a deep investment in the attorney-client relationship. We dedicate extensive time and resources to understanding our clients' problems and addressing their challenges with real-world solutions.



Allegra Lawrence-Hardy Partner



Thomas R. Bundy, **III** *Partner*

ALLEGRA LAWRENCE-HARDY has more than two decades of experience including law firm management, national practice group leadership, and as a trusted counselor and advisor to senior business leaders. Allegra focuses her practice on Business and Commercial Litigation, Labor and Employment, and Crisis Management. She has successfully defended Fortune 100 companies, public entities, and non-profit organizations throughout the United States and abroad in numerous trials, arbitrations and other forms of alternative dispute resolution. Allegra is known for her skill in trying cases, negotiating complex settlements and finding creative solutions. Allegra also helps develop processes as a means of leveraging legal work to drive business objectives for improving the efficiency and delivery of legal services.

THOMAS R. BUNDY, III brings a wide range of first-chair practice experience to a variety of complex commercial litigation matters, including class and collective actions. Thomas has successfully advised Fortune 500 companies across the country in numerous trials, arbitrations and alternative forms of dispute resolution. His practice spans the spectrum of litigation areas, including Labor and Employment, Real Estate, Government Contracts, Privacy Law, Product Liability and Insurance Coverage Disputes.

INTERNAL INVESTIGATIONS:

L&B has conducted substantive internal investigations across the nation, across all aspects of compliance, human resources, and employment-related subjects. L&B is sensitive to the effects an investigation or audit can have on a company's operations and reputation. L&B helps its clients navigate internal issues as well as respond to and interface with agency officials, the media, or lawmakers.

- Internal complaints of discrimination, retaliation, and sexual harassment
- Internal Whistleblower investigations
- Investigations regarding complaints related to various state law compliance issues
- Government contracts compliance
- Internal fraud, embezzlement and other allegations of officer misconduct
- Trade secret, confidential information, and customer misappropriation
- ERISA compliance
- Affirmative Action/OFCCP



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LEAH H. MAYERSOHN, ESQ. (25 years in practice)

Ms. Mayersohn, the Founder and Managing Partner of Mayersohn Law Group, P.A., 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 in addition to 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 as well as the Foreign Corrupt Practices Act. She has further coordinated substantial assistance for clients and has arranged for addiction treatment for clients and their family members. Most recently, she and her firm have represented a grey market importer in an antitrust, trademark infringement, and counterfeiting dispute venued in multiple United States District Courts as local Florida counsel.

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, effective and unique to the matter defense strategy that produces positive results. 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. Her firm was voted by South Florida Legal Guide as one of the top law firms in 2018 (as well as multiple years prior) and both the firm, and Ms. Mayersohn, are AV-Rated with the firm continually maintaining a rating of 5 stars on AVVO. Furthermore Ms. Mayersohn is listed on the bar register of preeminent lawyers.

Mayersohn Law Group

101 N.E. Third Avenue Suite 1250 Fort Lauderdale, FL 33301 Tel 954.765.1900 Fax 954.713.0702 For more locations and information, please visit mayersohnlaw.com

NAMUOLE



ANTHONY L. SCHUMANN

Attorney At Law

CHICAGO, IL OFFICE

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anthony.schumann@qpwblaw.com

AREAS OF PRACTICE

General Litigation Governmental Liability Defense Labor and Employment Law White Collar Criminal Defense





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 including MBE/WBE compliance. 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 Chicagobased 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., with 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.

ANTHONY L. SCHUMANN

Attorney At Law

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.

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:

- Defense Research Institute (DRI), CLE Session: "*Dazed and Confused: Assisting Employers Feeling the Effects of Cannabis Legalization*" Guest Panelist (2019)
- Illinois State Medical Society (ISMS) CME Session: "Sexual Harassment by Physicians: Implications for Medical Staff Privileges, Licensure, and Physician Practices" Presenter (2019)
- National Association of Minority and Women Owned Law Firms (NAMWOLF), White Collar Defense & Internal Investigation Practice Area Committee, CLE Session: "*In-House Counsel at Risk: Enforcement Actions Against Gatekeepers*" Guest Panelist (2019)
- 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)

ANTHONY L. SCHUMANN

Attorney At Law

- 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)
- 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)



ANTHONY L. SCHUMANN

Attorney At Law

Publications:

- Defense Research Institute (DRI) <u>In House Defense Quarterly</u>: "*Employers and Medical Marijuana-Prescribed Employees*" (2019)
- Defense Research Institute (DRI) For The Defense Magazine: "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.

R E G I N A L D J. C L Y N E

Attorney At Law

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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 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

R E G I N A L D J. C L Y N E

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

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

RIVERO MESTRE

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.

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

RECOGNITIONS AND HONORS

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 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

WALSH PIZZI O'REILLY FALANGA



Katherine Romano,

Counsel

Contact

P: 973.757.1036 | F: 973.757.1090 kromano@walsh.law

States Admitted to Practice:

- New York
- New Jersey

Courts Admitted to Practice:

- · U.S. Court of Appeals for the Federal Circuit
- · U.S. Courts of Appeals for the First, Second and Third Circuits
- · U.S. District Court for the District of New Hampshire
- · U.S. District Court for the District of New Jersey
- U.S. District Courts for the Eastern and Southern Districts of New York

Education:

- Boston College Law School (summa cum laude, 2007)
- Boston College (summa cum laude, 2004)

Affiliations:

- Association of the Federal Bar of New Jersey
- Third Circuit Bar Association, Board of Governors
- Women's White Collar Defense Association

Katherine M. Romano focuses her practice on federal court litigation, appeals, and investigations. Katherine represents a diverse group of clients including pharmaceutical companies, insurers, employers, and individuals in litigation in state and federal court, at the trial court and appellate levels. Appellate advocacy is a central focus of Katherine's practice, and she regularly represents corporations and individuals in matters before the U.S. Courts of Appeals. Katherine also regularly conducts investigations on behalf of clients of the firm, including investigations into allegations of external fraud, employee misconduct, harassment, and exploitation.

Prior to joining the firm, Katherine served as a permanent law clerk for the Honorable Maryanne Trump Barry of the United States Court of Appeals for the Third Circuit, for whom she also served as a law clerk for the 2008-2009 term. Katherine served as a law clerk for the Honorable Paul J. Barbadoro of the United States District Court for the District of New Hampshire, from 2007 to 2008, and as an associate at Sullivan & Cromwell LLP, in New York, from 2009 to 2013. From April to October 2012, Katherine was seconded to the Federal Defenders of New York, where she represented indigent criminal defendants at all stages of federal court proceedings before the United States District Court for the Southern District of New York.

In 2004, Katherine graduated from Boston College, summa cum laude, with a B.A. in History and Music. In 2007, she received her J.D., summa cum laude, from Boston College Law School, where she was Articles Editor of the Boston College Law Review, a member of the National Moot Court team, and a member of the Order of the Coif.

Katherine is a volunteer Court Appointed Special Advocate (CASA) with CASA of Union County, advocating in family court on behalf of abused, neglected, and abandoned children. Katherine is also a member of the Board of Governors for the Third Circuit Bar Association, and serves on the Criminal Justice Act panel of attorneys for the United States Court of Appeals for the Third Circuit.

REPRESENTATIVE EXPERIENCE

Obtained summary judgment in favor of food products importer and individual defendants on New Jersey Uniform Fraudulent Transfer Act, fraud, and conspiracy claims in the U.S. District Court for the District of New Jersey, and successfully achieved affirmance on appeal to the U.S. Court of Appeals for the Third Circuit.

Represented consulting business in contract dispute before the U.S. Court of Appeals for the Third Circuit, including at oral argument.

Obtained full dismissal of harassment and contempt charges on behalf of pro bono client, in the Superior Court of New Jersey, Family Division.

Represented employer on appeal before the U.S. Court of Appeals for the Third Circuit and achieved affirmance of order compelling arbitration of whistleblower claims.

Appointed as amicus to the Court in an appeal before the U.S. Court of Appeals for the Third Circuit to address issues including personal jurisdiction, sanctions, and summary judgment.

Represented pharmaceutical company in dispute regarding enforcement of settlement before the U.S. Court of Appeals for the Federal Circuit.

Conducted and supervised investigations and investigative work on behalf of clients of the firm, including investigations into allegations of misappropriation, misrepresentation, exploitation, and employee misconduct.

Represented pharmaceutical company in contract dispute in the Supreme Court of New York Commercial Division, New York County.

Represented various clients as local counsel before the U.S. District Court for the District of New Jersey, U.S. Court of Appeals for the Third Circuit, Superior Court of New Jersey, U.S. District Court for the Southern District of New York, and Supreme Court of New York Commercial Division, New York County.

PUBLICATIONS

Katherine M. Weiss, Upjohn Co. v. United States as Support for Selective Waiver of the Attorney-Client Privilege in Corporate Criminal Investigations, 48 B.C. L. Rev. 501 (2007)

ABOUT THE FIRM

As the law undergoes constant change, Walsh attorneys have extensive experience conducting internal investigations for clients of the firm including corporations, non-profits, and institutions of higher education. Our team has also represented individuals and corporations in connection with criminal matters and government-initiated investigations and consistently offers experienced representation grounded in understanding and achieving our clients' objectives with efficacy and efficiency. Clients come to us because of our reputation and experience; they stay with us because of our results.

Recognized Proficiency in a Wide Range of Practice Areas

Business & Commercial Litigation | Financial Services & Risk Management | Cyber Security & Data Privacy Intellectual Property & Trade Secret Litigation | Labor & Employment | Alternative Dispute Resolution | Class Action Defense Internal Investigations | Appeals | Insurance | Regulatory & Public Policy | Construction Law | Special Education



Peter J. Pizzi, Partner

Contact P: 973.757.1011 | F: 973.757.1090 ppizzi@walsh.law

States Admitted to Practice:

- New Jersey
- New York
- Pennsylvania

Courts Admitted to Practice:

- · U.S. Courts of Appeals for the Second and Third Circuits
- · U.S. District Court for the District of New Jersey
- · U.S. District Courts for the Eastern and Southern Districts of New York
- · U.S. District Courts for the Eastern and Middle Districts of Pennsylvania

Education:

- Fordham University School of Law (1978)
- Bowdoin College (magna cum laude 1975)

Affiliations:

- International Association of Privacy Professionals
- International Association of Defense Counsel
- American Bar Association
- New Jersey State Bar Association
- New York State Bar Association

Peter J. Pizzi is a business litigator with over 30 years of experience in commercial litigation, class action defense, internal investigations, internet and IP litigation, and labor and employment law. He has handled matters on behalf of corporate clients in a broad array of industries, including pharmaceuticals, finance services, computer technology, cosmetics, industrial equipment, and food service. Recent highlights include Peter's pre-discovery dismissals of a \$12 million suit seeking to enforce a Venezuelan corporate guaranty against a corporate officer, a putative consumer class action against a retailing client over the portion sizing of its beverage offerings, and another putative class action against a private aviation firm regarding its pricing practices. He also has led teams conducting internal investigations on behalf of large public companies.

In addition, Peter has distinguished himself in the field of technology law, regularly lecturing at CLE programs on technology law, writing on cuttingedge issues—such as privacy and cybersecurity, content piracy, and e-discovery—for an array of journals, and is consulted by news media for insight regarding technology-related topics. In addition to holding the CIPP/US certification from the International Association of Privacy Professionals, he served as Chair of the Cyber Security, Data Privacy and Technology Committee of the International Association of Defense Counsel from 2016 to 2018. Currently, Peter serves on the IADC Amicus Committee, among other roles within the organization

Peter has been designated a Certified Civil Trial Attorney by the Supreme Court of New Jersey, and was most recently re-certified in 2016.

HONORS & AWARDS

New Jersey Super Lawyers (2005, 2006, 2009-2019) (This award is not approved by the Supreme Court of New Jersey. Selection methodology is available.)

Delbarton School Hall of Honor (2011)

Bowdoin College Presidential Award for Leadership in BASIC, Bowdoin Alumni Schools and Interviewing Committee (2005)

REPRESENTATIVE EXPERIENCE

Obtained dismissal of a \$12 million action brought by a surety seeking personal liability against a retired architect arising out of a prison project in Venezuela

Obtained jury verdict in excess of \$1 million for the plaintiff sales consultant in contract action involving a contingent payment due on the \$39 million acquisition of a line of over-the-counter consumer products

Obtained summary judgment, before depositions, in a consumer class action against a chain of convenience stores alleging its beverage cups failed to deliver the quantity specified

Successfully represented an individual accused of insider trading in an SEC private investigation

Obtained dismissal of consumer class action against Marquis Jet Partners, Inc. and NetJets Inc.

Succeeded in obtaining withdrawal of third-party claims against multiple vendors joined by Goldman Sachs & Co. in a Fair Labor Standards Act class action

Counseled manufacturing client which successfully decertified union representing production employees

Obtained a preliminary injunction transferring sixteen domain names and four Twitter accounts on behalf of Long Island MacArthur Airport

Won the <quickchek.com> domain for client Quick Chek Corp.

In suit to collect payment for Chinese food products, won not only the full purchase price but also punitive damages for fraud and counsel fees as a discovery sanction

Won a federal jury trial representing a Sardinian pecorino cheese producer seeking to recover amounts due for shipments claimed by the defendant to be non-conforming

Obtained the withdrawal of claims against client in RICO litigation involving pricing practices in the food services industry in which a class settlement of \$299 million was paid by the corporate defendant

Obtained dismissal of a Sarbanes-Oxley whistleblower complaint

Obtained a favorable jury verdict defending a college professor's claims of sex discrimination

Tried a favorable federal court jury verdict in an unfair competition case

Succeeded at trial in a minority shareholder's squeeze-out lawsuit

DECISIONS

Cevdet Aksüt Oğullari Koll. STI v. Cavusoglu, 245 F. Supp. 3d 650, 659 (D.N.J. 2017), aff'd 2018 U.S. App. LEXIS 32492 (3rd. Cir. 2018)

Seguros Nuevo Mundo S.A. v Trousdale, 2016 U.S. Dist. LEXIS 39366 (E.D.N.Y. 2016), aff'd 16998cv (2d. Cir. November 1, 2016)

Irwin Katz & Associates, Inc. v. Concepts In Health, Inc., 2014 U.S. Dist. LEXIS 161680 (D.N.J. 2015)

Int'l Playthings. LLC v. Toy Tech Ltd.,LLC, 2013 WL 8184357 (D.N.J. July 23, 2013)

Zhu Investment Trade Corp. v. Natural Food Import USA, Inc., 2012 N.J. Super. Unpub. LEXIS 1672 (N.J. App. Div. July 12, 2012)

DeFeo v QuickChek Corporation, 2012 WL 1617419 (Super.Ct May 4, 2012)

Haberkorn_v._Marquis_Jet_Partners, Inc., 2011 WL 5822281 (S.D.N.Y. November 17, 2011)

Bartone v. NetJets Inc., 2011 BL 166821 (D.N.J. June 24, 2011)

Banville & Jones Wine Merchants, Inc. v. La Casa Del Ray S.A., 2010 U.S. Dist. LEXIS 41184 (April 26, 2010) (remand motion denied) and 2010 U.S. Dist. LEXIS 64310 (June 24, 2010) (motion to dismiss tort claims granted)

Black Sheep Television, Ltd. v. The Town of Islip, 2010 WL 4970766 (E.D.N.Y. 2010)

Town of Islip, New York v. Black sheep Television Ltd., National Arbitration Forum, Claim Number: FA1008001339861 (October 11, 2010) Petter Rindforth, Arbitration Panelist

Hettinger v. Kleinman, 733 F.Supp.2d 421 (S.D.N.Y. 2010)

QuickChek Corp. v. Dynamo.com LLC, National Arbitration Forum, Claim Number: FA1006001329173 (July 14, 2010) Nelson A. Diaz, Arbitration Panelist

Torn Ranch, Inc. v. Sunrise Commodities, Inc., 2009 WL 2834787 (N.D.Cal.,September 03, 2009) Duravest, Inc. v. Viscardi, A.G., 581 F.Supp.2d 628 (S.D.N.Y. October 7, 2008) In Re Optionable Securities Litigation, 577 F.Supp.2d 681 (S.D.N.Y. 2008) Luna v. Kemira Specialty Inc., 575 F.Supp.2d 1166 (CD Cal. 2008) National Utility Service Inc. v. Huntsman Chemical Corporation, 70 F. Supp.2d 496 (D.N.J. 1999) National Utility Service, Inc. v. Chesapeake Corporation, 45 F.Supp.2d 438 (D.N.J. 1999) APC Commodity Corp. v. Ram Dis Ticaret, A.S., 965 F. Supp. 461 (S.D.N.Y. 1997) NYT Cable TV v. Homestead at Mansfield, Inc., 543 A.2d 10 (N.J. 1988) Direct Satellite Communications, Inc. v. Bd. of Publ. Util., 615 F. Supp. 1558 (D.N.J. 1985)

NEWS & ACTIVITIES

Moderator, IADC Annual Meeting, "Smart Products: Evolving Liability and Coverage Issues" (July 2017)

Moderator, IADC Mid-Year Meeting, "After the Data Breach: A Hands On "Table Top" Demonstration About How to Counsel Clients in Crisis" (February 2016)

Speaker, Data Breach Preparedness & Litigation, AICPA Banking and Financial Institutions annual meeting (September 2015)

Moderator, The Prosecution And Defense Of Data Breach Litigation, NYSBA Annual Meeting (January 2015)

Moderator, "PRISM, Snowden and the NSA – National Security Litigation in the Digital Age," NYSBA Commercial & Federal Litigation Spring Meeting (May 2014)

Speaker, Practicing Law Institute's Information Technology Law Institute 2014, New York, NY (April 2014) and San Francisco, CA (May 2014)

Speaker, "Information Technology Law Institute 2013: Privacy and Cybersecurity, Mobile Advertising, Digital Distribution, Social Media and the Third Industrial Revolution," Practicing Law Institute's Information Technology Law Institute, New York, NY (April 2013) and San Francisco, CA (May 2013)

Speaker, "Cutting Edge Technology Litigation Issues," Practicing Law Institute's 2012 Information Technology Law Institute; New York, NY (April 2012)

Presentation, "Cutting Edge Technology Litigation Issues," Practicing Law Institute's 2012 Information Technology Law Institute; New York, NY (April 2012)

Speaker, "Nuts and Bolts of E-Discovery," New Jersey Institute for Continuing Legal Education (November 2010)

Speaker, "Limiting Your Risk from Lawsuits and Government Investigations," New Jersey Business and Industry Association (NJBIA) Seminar: "HR101: An Employment Law and HR Primer" (March 2010)

Speaker, "Preventing Discrimination and Harassment in the Workplace," New Jersey Business & Industry Association (NJBIA) Seminar: "Hot Topics in Employment Law" (October 2009)

Moderator, "Strategies for Protecting Sports, Music and Publication Content on the Internet, Litigating against Domestic and Foreign Content Pirates" Panel, New York State Bar Association's Commercial and Federal Litigation Section Spring Meeting (May 2009)

Speaker, "Web 2.0 Liability Risks," New York State Bar Association's Commercial & Federal Litigation Section Spring Meeting (May 2008)

Speaker, "Litigation Issues in the Web 2.0 World," Practicing Law Institute's 2008 Information Technology Law Institute (March 2008)

Panelist, "Ethical Issues Presented by Ex Parte Subpoenas To Unmask Anonymous Defendants," New York State Bar Association Commercial and Federal Litigation Section Spring Meeting (2004)

Panelist, "Privacy Issues in the E-Workplace: Individual Freedom of Speech vs. The Company's Right to Protect Itself," New Jersey ICLE Seminar (2001)

Panelist, "Cyber Smear" Litigation, Privacy, The Internet and the Workplace," New Jersey ICLE Labor Law Forum & Bench Bar Conference (2001)

PUBLICATIONS

Co-Author, "ISO Code of Practice for E-Discovery: A Worthy Level-Setting Endeavor", New York Law Journal (October 30, 2017)

Author, "Connected Cars and Automated Driving: Privacy Challenges on Wheels," IADC Defense Counsel Journal, Vol. 84, No. 3 (July 2017)

Co-Author, "Finding Key Documents: Tech Savvy Counsel Are Changing the Game," New York Law Journal (July 5, 2016)

Co-Author, "Understanding the Defend Trade Secrets Act," IADC Technology Committee Newsletter (May 2016)

Author, "Blacklisting a Former Employee in Retaliation for Post-Employment Protected Activity Can Create SOX Exposure: Kshetrapal v. Dish Network, LLC," NYSBA Litigator (August 2015)

Co-Author, "Towards a Synthesis of Judicial Perspectives On Technology-Assisted Review," IADC Defense Counsel Journal (Spring 2015)

Co-Author, "The Ethics of Technology in E-Discovery – An Introduction", December 2014

Author, "Where Cyber and Employment Law Intersect Risks for Management Abound," published in "Understanding Developments in Cyberspace Law: Leading Lawyers on Examining Privacy Issues" by Aspatore's "Inside the Minds" Series (June 2011)

Author, "Best Practices for Employers Choosing to Google Job Applicants," published in USLAW magazine (Fall/Winter 2010)

Author, "Reducing the Burden of Privilege Logs in ESI Productions," published in New Jersey Law Journal (May 2010)

Author, "Real World Litigation About Virtual Conduct," published in New Jersey Lawyer (December 2008)

Author, "Disloyal Employees," published in New York Law Journal (September 2006)

Author, "Google Image Search: Court Deals a Blow to Fair Use in Adult Site Litigation," published in New York Law Journal (May 2006)

Author, "Pizzi RIM Patent Injunctions NYLJ," published in New York Law Journal (March 2006)

Author, "The Google Book Project Takes Aim at Industry's Content Cache," published in New York Law Journal (January 2006)

"Grokster Means More Litigation For Tech Firms," published in New Jersey Law Journal (August 2005)

Author, "Employer Communication: E-Mail Can Compel Employees to Arbitrate Workplace Claims," published in New York Law Journal (July 2005)

Author, "Lessons from 'Uncle Henry's," published in New York Law Journal (May 2005)

Co-author, "Idea versus Expression: Copyright Claim for Industrial Parts Vexes the Third Circuit," published in New York Law Journal (February 2005) Co-author, "OPTING IN: Congress Passes the Can-Spam Act of 2003" (2004)

Author, "Perfect 10 v. Google: Adult Web Site Challenges Search Engine on Image Hits," published in New York Law Journal (January 2005)

Author, "Sony v. Does: P2P Filesharing May Involve Protected Speech," published in New York Law Journal (October 2004)

Author, "'Doe' Defendants: The RIAA's New Front in the Battle Against 'P2P' Filesharers," published in New York Law Journal (June 2004)

Co-author, "Strategies for Unmasking the 'Anonymous' Internet User," published in the New York State Bar Association's Commercial and Federal Litigation Section Newsletter (Spring 2004)

Author, "New Jersey's Conscientious Employee Protection Act Is Amended," published in The Metropolitan Corporate Counsel (2004)

Author, "Record Company Lawsuits Explained–RIAA 'Doe' Lawsuits Seek to Unmask File–Sharers," published in New York Law Journal (2004)

Author, "Courts Balance First Amendment Interests in Lawsuits Aimed at Stopping 'Cybersmear," published in The Metropolitan Corporate Counsel (2002)

Author, "Grappling with 'Cybersmear," published in New Jersey Law Journal (July 2001)

Author, "How to Respond to 'CyberSmear'," (2001)

Author, "Sons of Thunder v. Borden: State High Court Has No Faith in Contracts," published in The Legal Opinion Newsletter (October 1997)

ABOUT THE FIRM

As the law undergoes constant change, Walsh attorneys have extensive experience conducting internal investigations for clients of the firm including corporations, non-profits, and institutions of higher education. Our team has also represented individuals and corporations in connection with criminal matters and government-initiated investigations and consistently offers experienced representation grounded in understanding and achieving our clients' objectives with efficacy and efficiency. Clients come to us because of our reputation and experience; they stay with us because of our results.

Recognized Proficiency in a Wide Range of Practice Areas

Business & Commercial Litigation | Financial Services & Risk Management | Cyber Security & Data Privacy Intellectual Property & Trade Secret Litigation | Labor & Employment | Alternative Dispute Resolution | Class Action Defense Internal Investigations | Appeals | Insurance | Regulatory & Public Policy | Construction Law | Special Education

WALSH PIZZI O'REILLY FALANGA



Tricia B. O'Reilly, Partner

Contact P: 973.757.1104 | F: 973.757.1090 toreilly@walsh.law

States Admitted to Practice:

- New Jersey
- New York

Courts Admitted to Practice:

- U.S. Court of Appeals for the Third Circuit
- · U.S. Court of Appeals for the Federal Circuit
- U.S. District Court for the District of New Jersey
- · U.S. District Courts for the Northern, Southern, Eastern and Western Districts of New York

Education:

- St. John's University School of Law (1992)
- University of Notre Dame (1986)

Affiliations:

- American Bar Association
- New Jersey State Bar Association
- Essex County Bar Association
- Association of the Federal Bar of New Jersey

Tricia B. O'Reilly is an accomplished litigator and trial attorney with more than twenty years of experience in the fields of commercial litigation, employment law, and internal investigations. As a commercial litigator, Tricia has assisted clients across a broad range of industries in matters involving commercial contract disputes, shareholder oppression, unfair competition, fraudulent business practices claims, intellectual property, and antitrust litigation, and in defending complex, putative class actions. She has represented clients in state and federal courts.

In her employment practice, Tricia specializes in the representation of management in employment disputes and has conducted dozens of internal investigations for major corporations, educational institutions, and privately held businesses. She has litigated cases in federal and state courts involving claims for wrongful discharge, breach of employment contracts, restrictive covenants and trade secrets, alleged discrimination and retaliation under state and federal anti-discrimination, and whistleblower statutes. Tricia has tried numerous cases to jury verdict.

Tricia also has a depth of experience in representing institutions of higher education across a broad range of issues, including investigating Title IX complaints and defending against Title IX claims.

Before entering practice as an attorney, Tricia served as a law clerk to the Honorable Nicholas H. Politan, former United States District Court Judge for the District of New Jersey. She has been named one of New Jersey's Women Leaders in the Law, Labor and Employment and to the 2015 "Best Lawyers in America," Commercial Litigation. (This award, published by Best Lawyers in partnership with US News & World Report, is not approved by the Supreme Court of New Jersey. Selection methodology is available.) She is a Fellow of the American Bar Foundation, a Trustee of the Association of the Federal Bar New Jersey, and a Trustee of the Volunteer Lawyers for Justice.

HONORS & AWARDS

Best Lawyers ® 2016-2019 (This award, published by Best Lawyers in partnership with US News & World Report, is not approved by the Supreme Court of New Jersey. Selection methodology is available.)

New Jersey's Women Leaders in the Law, Labor & Employment (2013)

Fellow of the American Bar Foundation

Trustee of the Association of the Federal Bar New Jersey

Trustee of the Volunteer Lawyers for Justice.

REPRESENTATIVE EXPERIENCE

Commercial Litigation:

Representation of science-based products and services corporation as New Jersey counsel in patent and anti-trust litigation

Representation of corporation and board of directors in minority oppression, breach of fiduciary duty, fraud, and Lanham Act action brought by shareholder; obtained summary judgment on multiple claims

Representation of former officer and director in fraud and breach of fiduciary duty lawsuit involving a comprehensive capital campaign

Representation of former officers in construction defect and consumer fraud action; obtained dismissal of multiple claims on motion to dismiss

Representation of real estate developer in contract and fraud action arising out of a major construction project; obtained summary judgment on all fraud claims

Representation of corporation and shareholder in contract action arising out of stock option plan and employment agreements

Employment Law:

Obtained a verdict of no cause on claims that the firm's client breached an employment contract and an implied promise of employment to the plaintiff employee

Obtained a verdict of no cause on claims that the firm's client discriminated against an employee based upon an alleged handicap; in that same litigation obtained a verdict of no cause on tort claims asserted against individual defendants

Obtained a verdict of no cause on claims that the firm's client discriminated against six employees on the basis of their national origin and religion; in that same litigation, obtained a verdict against one of the plaintiffs on the employer's counterclaim for conversion, breach of duty of loyalty, and invasion of privacy

Obtained a verdict of no cause on claims that the firm's client discriminated against a female employee on the basis of gender in the non-renewal of her term employment contract

Obtained summary judgment on claims that the firm's client discriminated against the plaintiff on the basis of his national origin and religion

Obtained summary judgment on claims that the firm's client discriminated against a female employee on the basis of pay and failure to promote her

Obtained a temporary restraining order and preliminary injunction for the firm's client, a developer of proprietary computer software technology, on claims that a former employee breached his restrictive covenant

Obtained a temporary restraining order and preliminary injunction for an international construction company on claims that a competitor was pirating its employees and that such former employees were in breach of their confidentiality agreements

Obtained a temporary restraining order on behalf of the firm's client, a provider of software for the maintenance of electronic medical records, against a former employee who accepted employment with a competitor

Conducted numerous internal investigations for clients of the firm on a wide variety of issues, including allegations by a third party of wrongdoing by senior management; sexual harassment and retaliation claims brought by current employees; whistleblower issues brought by former employees; and allegations of mismanagement and violation of company policy by a management team administering an internal program for the employer

DECISIONS

Eisai, Inc. v. Sanofi Aventis U.S., LLC; Sanofi U.S. Services, Inc. f/k/a Sanofi-Aventis U.S. Inc, ___ 3d __ (3rd Cir., 2016) Hawk v. New Jersey Institute of Technology, 428 N.J. Super. 562 (App. Div. 2012), cert denied 214 N.J. 175 (N.J. 2013) Ass'n of N.J. Chiropractors v. Aetna, Inc., 2011 U.S. Dist. LEXIS 115851 (D.N.J., Oct. 7, 2011) Fritzky v. Aetna Health, Inc., 2010 WL 1186226, D.N.J., March 24, 2010 (Civil Action No. 08-5673 (WJM).) Thomasian v. New Jersey Institute of Technology, 2009 WL 260791, D.N.J., February 03, 2009 (Civil Case No. 08-2218 (FSH).) DeVito v. Aetna, Inc.,Supp.2d –, 2008 WL 482847, D.N.J., February 25, 2008 (Civil Action No. 07-0418 (FSH).) Raab v. Borough of Avalon, 392 N.J. Super. 499 (April 30, 2007) Aventis Pharmaceuticals, Inc. v. Barr Laboratories, Inc., 411 F.Supp.2d 490 (D.N.J. 2006) In re Aventis Pharmaceuticals, Inc., 372 F.Supp.2d 430 (D.N.J. 2005) Tzannetakis v. Seton Hall University, 344 F.Supp.2d 438 (D.N.J. 2004) Kvaerner Process, Inc. v. Barham-McBride Joint Venture, 368 N.J.Super. 190 (App. Div. 2004)

ABOUT THE FIRM

As the law undergoes constant change, Walsh attorneys have extensive experience conducting internal investigations for clients of the firm including corporations, non-profits, and institutions of higher education. Our team has also represented individuals and corporations in connection with criminal matters and government-initiated investigations and consistently offers experienced representation grounded in understanding and achieving our clients' objectives with efficacy and efficiency. Clients come to us because of our reputation and experience; they stay with us because of our results.

Recognized Proficiency in a Wide Range of Practice Areas

Business & Commercial Litigation | Financial Services & Risk Management | Cyber Security & Data Privacy Intellectual Property & Trade Secret Litigation | Labor & Employment | Alternative Dispute Resolution | Class Action Defense Internal Investigations | Appeals | Insurance | Regulatory & Public Policy | Construction Law | Special Education



Paul J. Loh

PARTNER

TEL 213.955.9240 EMAIL #ploh@willenken.com FAX 213.955.9250



A founding member of the firm, Paul Loh is a rarity among lawyers of his generation in that he has spent much of his professional career actually trying cases. Paul has tried over 120 jury trials, court trials, and arbitrations.

Paul represents Fortune 500 and other major corporations in high-stakes litigation involving product liability and major torts, white collar defense and government investigations, class actions, and complex commercial 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 to take over as lead trial counsel.

He approaches legal problems with the keen and realistic eye of a seasoned trial lawyer: from the inception of each case, he prepares fully as if it will go to trial. First, he probes and breaks down the key facts to formulate a core narrative and trial theme for conveying his client's position. He then conducts focused discovery and initiates strategic legal motions to build on the narrative methodically, ultimately solidifying it into a compelling, authentic story. Concurrently, if he determines that a case should settle short of trial because the facts and law so warrant, Paul will not hesitate to advise his client to do exactly that.

Recognized as a "Top Rated Lawyer" by *The American Lawyer* and a "Local Litigation Star" by *Benchmark Litigation*, Paul has spent nearly 30

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

United States Supreme Court

United States Court of Appeals for the Ninth Circuit

United States Court of Appeals for the Federal Circuit



years honing his craft in civil and criminal litigation. He began his legal career as a criminal defense attorney, trying cases on behalf of individuals and corporations facing charges ranging from homicide to securities fraud and RICO. He then practiced commercial and criminal litigation at an Am Law 100 firm before leaving to form Willenken in 2002. Paul is a native Mandarin speaker and has defended both major Asian and American corporations in 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, Paul volunteers his time and resources to Neighborhood Legal Services of Los Angeles, where he currently serves as its Board chair.

Honors

- *Benchmark Litigation*, "Local Litigation Star" (2018-2020), "Benchmark California Star" (2019-2020)
- The American Lawyer, "Top Rated Lawyer in White Collar Criminal Defense" (2012)
- Daily Journal, "Top 20 Under 40" (2007)
- Litigation Counsel of America, The Trial Lawyer Honorary Society, *Fellow*
- Multi-Million Dollar Advocates Forum, Member

Winning Matters

- Willenken Secures Full Dismissal of Telecommunications Lawsuit
- Firm Obtains Seven-Figure Breach of Contract Settlement on Behalf of National Retailer
- Willenken Secures Client Victory in Eastern District of Texas

Cases

The following is a representative sample of Paul's casework:

• Acumen Communications, Inc., et al. v. City of Covina et al. Defended Motorola Solutions in a business interference and bid-rigging suit concerning the provision of emergency response telecommunications



Paul Loh

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

Practice Areas

Complex Commercial Litigation

Product Liability

Class Action Defense

Intellectual Property Litigation

Last Minute Trial Representation

White Collar Defense and Government Investigations



systems to Southern California municipalities. With team, obtained a complete dismissal of the action on motion to dismiss based on pre- emption by the Federal Telecommunications Act and for failure to state a claim for collusive conduct.

- Nation's Largest Investor-Owned Utility v. World's Largest Polyethylene Pipe Manufacturer. On behalf of two prominent energy 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, seized the momentum and obtained a highly favorable confidential settlement which netted nearly 100% recovery on compensatory damages for the clients.
- International Staffing Firm v. Leading Contract Manufacturer. On behalf of the world's leading electronics component contract manufacturer, successfully counterclaimed against an international staffing firm for fraud and, one week before trial, procured a dismissal of the entire affirmative complaint and a public apology press release from the plaintiff.
- Individuals v. Nation's Largest Supplier of Business Products and Management Systems. 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.
- California Attorney General's Office v. National Solar System Provider. Defended and favorably resolved 10 administrative enforcement proceedings brought by the California Attorney General's Office charging one of the nation's largest solar systems providers with contracting license violations in connection with the financing and lease of residential solar energy equipment and systems.

Clients

The following is a representative sample of Paul's clients:

- The Procter & Gamble Company
- Motorola Solutions
- SunPower Corporation
- Southern California Gas Company
- Deluxe Corporation
- Progressive Insurance
- Walmart
- Southern California Edison
- San Diego Gas and Electric Company
- Pacific Gas & Electric Company
- The Prudential Insurance Company
- AbbVie Inc.
- T-Mobile USA
- Foxconn International, Inc.
- Givaudan





Speaking Engagements

- Co-Presenter, "Defying Convention: Unconventional Terms to Manage Litigation," NAPABA Webinar (December 10, 2019)
- Panelist, "Improving Your Odds: How to Avoid Consumer Litigation and Class Actions and Position Your Case for a Better Outcome When You're Sued," ACC Southwest Ohio Chapter CLE Presentation (October 17, 2019)
- Panelist, "Ratatouille Hold the Rat (Crisis Management for Customer-Focused Business and the Lawyer's Role)," NAMWOLF Annual Meeting & Law Firm Expo (September 23, 2019)
- Panelist, "Primer for Successful Litigation Management: How Experienced Trial Counsel Can Help Your Company Obtain an Optimal and Efficient Outcome <u>Without</u> Going to Trial," ACC Minnesota Chapter CLE Lunch and Learn (August 21, 2019)
- Panelist, "Primer for Successful Litigation Management: 10 Ways Experienced Trial Counsel Can Help Your Company Obtain an Optimal and Efficient Settlement <u>Without</u> 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)

Professional Affiliations

- National Association of Minority and Women Owned Law Firms, White Collar Defense and Internal Investigations PAC Co-Chair
- California Minority Counsel Program, Member
- National Asian Pacific American Bar Association, Member
- Defense Research Institute, Member
- Trial Law Institute, Member
- Diversity Law Institute, Member

Community Involvement

• Neighborhood Legal Services of Los Angeles, Board Chair







RACHEL L. FISET

Managing Partner

Rachel.fiset@zfclaw.com



Rachel L. Fiset is a co-founder and partner of Zweiback, Fiset & Coleman LLP. Rachel's practice includes varied civil and criminal state and federal litigation, government investigations, regulatory compliance, mediations, appeals and arbitrations. Rachel has achieved outstanding results for Fortune 500 companies and individuals accused of healthcare fraud, political corruption, bribery, SEC violations, money laundering, copyright infringement and theft of trade secrets. Rachel's healthcare practice advises providers of all types and sizes, including hospitals, skilled nursing facilities, pharmacies, medical groups, doctors and healthcare professionals as well as companies that serve and support them.

Prior to founding Zweiback, Fiset & Coleman LLP, Rachel worked at top international law firms, including Quinn Emanuel Urquhart & Sullivan, and Alston & Bird LLP. During her tenure in Big Law, Rachel was involved in several high-profile cases representing city and local officials. She represented the former Sheriff of Los Angeles who was accused of crimes relating to obstruction of justice and perjury. Additionally, Rachel represented various city officials, cities, municipalities, and Companies in investigations by the U.S Attorney's Office, the EPA, SEC, and the Los Angeles District Attorney's Office relating to environmental violations on land and sea, fraudulent municipal bond offerings, theft of intellectual property and violations of the Export Control Act.

Since forming Zweiback, Fiset & Coleman LLP, Rachel has been involved in several of the highest profile investigations and cases in the Central district of California. She represents a diversity of clients in SEC and FPPC matters, and U.S. Attorney investigations stemming from alleged violations of state campaign finance laws, Medicare fraud, securities fraud and public corruption. She is currently involved in the investigation of allegations of a \$2 billion-dollar scheme to avoid paying U.S. tariffs. *USA v. Zhongtian Lui* ("Chinese Billionaire Indicted on Charges of Evading Nearly \$2 Billion in Tariffs." *The Wall Street Journal* 29 July 2019). She is also involved in the corruption probe into councilmember, Jose Huizar ("FBI raids home and offices of L.A. City Councilman Jose Huizar." *Los Angeles Times* 7 Nov 2018). Rachel recently filed a *qui tam* whistleblower case on behalf of rate payers at a local water district to stop the misappropriation of public funds from Board members and staff at the district. This matter is ongoing. *West Valley Water District v. Tafoya, et al.* Most recently, Rachel achieved a declination from the Department of Justice on behalf of a healthcare organization on allegations of the False Claims Act amounting to over \$100 million dollars.

In addition to her legal work, Rachel is active in her local community and works to promote inclusion and diversity in both the legal community and the community at large. She is on the steering committee of *Just the Beginning*, an organization that works with students from underrepresented communities to provide exposure to the legal profession and promote an interest in the law through a summer outreach program – *The Summer Legal Institute*. She also serves on committees for *Para Los Ninos*, a local charter school and educational resource provider for underrepresented children and their families.

NAMWOLF

THE WHITE COLLAR DEFENSE & INTERNAL INVESTIGATIONS

PRACTICE AREA COMMITTEE





Co-Chairs

Andrés Rivero | RIVERO MESTRE LLP | ariveromestre.com | 305.445.2500 Paul Loh | WILLENKEN LLP | ploh@willenken.com | 213.955.9240