



## White Collar and Investigations

Companies and their employees are facing increased scrutiny from state and federal administrative and criminal investigations, congressional inquiries as well as the potential for ?parallel proceedings? such as administrative investigations, derivative suits and whistleblower cases. Focused, discrete, and strategic intervention by our White Collar and Investigations Team, early in an investigation, may preclude or limit costly civil liability and criminal exposure for our clients. At Williams Mullen, we call upon our attorneys? wide-ranging experience at the investigative, trial and appellate levels to advise clients on how to effectively respond to all forms of investigations.

### **Experienced Trial Attorneys with a Global Focus**

The White Collar and Investigations Team is comprised of former Assistant United States Attorneys, military prosecutors, litigators and seasoned criminal defense attorneys who, based on their respective backgrounds, skills and knowledge of the government, are well positioned to represent our clients. Our White Collar and Investigations Team works closely with our other practice areas that provide substantive experience in areas such as environmental, labor and employment, financial services, international law, immigration, government contracts and procurement, securities, health care, tax, and cyber law.

Our attorneys have collectively tried hundreds of cases to verdict. We have appeared in federal district and appellate courts throughout the United States, numerous state courts, and have conducted investigations and arbitrations around the world; represented clients before most federal agencies, international tribunals, and before state Attorneys General in many states; and negotiated deferred and non-prosecution resolutions on behalf of clients so that the matters do not even reach the courthouse steps. We have worked cases from their investigative infancy and have also stepped in at the last minute as trial counsel to successfully resolve the matter before a jury.

Our attorneys represent Fortune 1000 corporations, directors and officers, public officials, and professionals such as attorneys, accountants and physicians. For over three decades, we have represented clients in state and federal investigations relating to:

- Antitrust enforcement
- Banking and Financial Services
- Copyright and trademark infringement
- Criminal tax
- Environmental enforcement

- Export Controls
- False Claims Act
- Foreign Corrupt Practices Act (FCPA)
- Lacey Act
- Government contracts and procurement fraud
- Health care fraud
- Immigration and workplace enforcement
- Public corruption
- RICO
- Sarbanes-Oxley
- Securities fraud
- USA Patriot Act

### **Internal Investigations & Compliance**

For companies and individuals facing an investigation, we provide full-service crisis management from press strategy to dealing with potential collateral consequences including debarment and licensing issues. More importantly, we provide internal investigations and compliance services before the government has made a decision whether to file criminal or civil charges.

Whether in response to a grand jury subpoena or as the result of a self-initiated inquiry, an internal investigation can be a valuable tool in determining what, if any, exposure our client may face. Should there be wrongdoing by the corporation or an individual employee, our team can counsel the client and tailor a plan for remedial action while defending the client in any administrative or criminal proceeding that may result. In some cases, cooperating with the investigative agency is appropriate. In other cases, a vigorous defense is appropriate. Our White Collar Investigations and Litigation attorneys assist clients in determining the best course of action based on the unique facts of the case.

Moreover, our team assists clients in the development and implementation of both curative and forward-looking compliance programs designed to respond to all phases of an investigation and prevent costly criminal or civil violations. A well-tailored compliance program may assist in the successful resolution of a federal investigation and limit the client's fines and penalties under the United States Sentencing Guidelines. A key part of our team's practice is to provide preventative assistance, helping clients avoid costly exposure to criminal and civil liability before any wrongdoing occurs.

### **eDiscovery and Information Governance**

Internal investigations may involve enormous quantities of electronic data, and intense pressure to get answers fast. The White Collar & Investigations Team is well positioned to leverage the rapid fact development techniques employed by the firm's eDiscovery and Information Governance team. With our innovative and technologically advanced approach, we are able quickly to implement the proper legal-hold procedures, collect the relevant data, and analyze the critical facts in a fraction of the time required

in the traditional linear investigative review process. This increased speed and efficiency allows the team to stay ahead of the investigation and decreases both cost and time to resolution.

## **Foreign Corrupt Practices Act**

Our clients turn to us when they need counsel with significant experience in matters involving the Foreign Corrupt Practices Act (FCPA) and other anti-corruption laws. The firm's professionals have served as federal prosecutors, as defense counsel, and as general corporate and securities counsel to public and regulated companies, in numerous matters involving the FCPA. For over three decades, we have represented clients in FCPA matters including:

- criminal investigations and defense
- Congressional investigations
- internal corporate investigations
- anti-corruption compliance programs
- FCPA and anti-corruption training for employees
- due diligence on overseas transactions, joint ventures, and third parties
- advising management, board and audit committees regarding a wide range of specific FCPA or anticorruption questions and issues

Our reach goes wherever our client's business goes. As a result, our professionals have conducted FCPA internal investigations, risk assessments, due diligence and training on the ground in many different countries in the Americas, Asia, Africa and Europe. We have represented large public companies, but also mid- and small-cap public and private companies and individuals, spanning industries including telecommunications, agriculture, government contracts, oil and gas, retail, and transportation and logistics.

We leverage our attorneys' broad range of experience to provide clients with day-to-day anti-corruption counseling, advice about establishing or maintaining compliance programs, and to represent clients in internal investigations, government investigations and enforcement actions, due diligence and risk assessments.

## **Related News**

- [Are Civil RICO Class Actions Based on Alleged Immigration Offenses Dead?](#)
- [Employer-Employee Reimbursements - 4th Circuit Approves Burden-Shifting Instruction in Criminal Tax Case](#)
- [4th Circuit Upholds Convictions of Trademark Infringers for Combining Two Separate "Burberry" Marks on Bogus Luxury Goods](#)
- [9th Circuit Decision May Hamper Future Export Control Investigations and Prosecutions](#)
- [Federal Appeals Court Limits SOX Whistleblower Protections to Employees of Public Companies](#)
- [Responding to Government Investigations in the New Era of Enforcement](#)

- Employment Law-Internal Investigations Can Help Avoid Lawsuits
- Nationwide Immigration Crackdown on Employers: 1,000 "Silent" Raids and Audits on June 15th
- New Policy Will Hasten the Investigations Under the False Claims Act
- I'm from the Government and I'm Here to Help
- Examining the "Honest Services" Statute
- U.S. Regulators Prepare for "Rejuvenated Enforcement" Against Companies after Labor Day
- Corporation Held Criminally Responsible for Misconduct of Low-Level Employees
- Corporate Parallel Prosecutions
- DOJ & SEC Release Long Awaited FCPA Guidance
- The First Amendment Trumps the FDA ? For Now
- Gray Broughton featured in Richmond BizSense profile
- Attorney John S. Davis quoted in Law360 on MF Global Holdings Bankruptcy Case
- Fourth Circuit Upholds Lengthy "Stent" for Interventional Cardiologist
- International Business Compliance Update
- 100 Williams Mullen Attorneys Named 2014 Best Lawyers in America
- Caution: When State Corruption Becomes a Federal Crime
- Chuck James quoted in Richmond Times-Dispatch article about federal prosecution for state-level crimes
- Williams Mullen White Collar and Investigations attorney John Davis quoted in Main Justice article about Neil MacBride
- John Davis discusses the JPMorgan Chase investigation with Law360
- Williams Mullen Attorneys Named to Virginia Business magazine's 2013 "Legal Elite"
- State Attorneys General Served "home cooking" by the Supreme Court of the United States
- Chuck James discusses political gifts in the Richmond Times-Dispatch
- Department of Labor Whistleblower Update
- Chuck James quoted in the Times-Dispatch about the McDonnell case being tried in the Eastern District of Virginia
- Fourth Circuit Holds That Defendant Can Be Guilty of Criminal Violation of Armed Export Control Act Even Without Specific Knowledge That the Exported Item Is a Regulated "Defense Article"
- Chuck James quoted in the Times-Dispatch about document restrictions in the McDonnell case
- Chuck James quoted in the Times-Dispatch about the McDonnells being tried together in gifts scandal
- Chuck James quoted in Charlotte Business Journal about Charlotte Mayor's corruption charges
- John Davis discusses disappearing messages app's implications in SEC investigations with Law360
- Chuck James quoted in the Richmond Times-Dispatch about Star Scientific ex-CEO being granted immunity in McDonnell case
- John Davis quoted in Law360 about Citigroup's \$7B mortgage settlement

- Chuck James appears on NBC29 to discuss McDonnell case
- Chuck James discusses jury selection in the McDonnell trial with the Richmond Times-Dispatch
- Chuck James interviewed by NBC12 to discuss McDonnell case
- Chuck James discusses the McDonnell trial with NBC29 Charlottesville
- John Davis quoted in Inside Business about awards program's sales pitch
- Chuck James interviewed by NBC4 to discuss McDonnell trial
- Chuck James quoted in Richmond Times-Dispatch about McDonnell trial
- Chuck James quoted in Virginian-Pilot about McDonnell trial
- 100 Williams Mullen Attorneys Named 2015 Best Lawyers in America
- Chuck James interviewed by ABC7 to discuss McDonnell trial
- Chuck James interviewed by NBC29 to discuss McDonnell trial
- Chuck James interviewed by NBC29 to discuss McDonnell trial
- Chuck James interviewed by WUSA 9 to discuss McDonnell trial
- Chuck James quoted in Politico about McDonnell trial
- Chuck James quoted in Richmond Times-Dispatch about McDonnell trial
- Chuck James quoted in Richmond Times-Dispatch about McDonnell cross-examination
- Chuck James discusses the McDonnell trial with NBC29 Charlottesville
- Chuck James appears on ABC7 in Richmond to discuss McDonnell trial
- Chuck James quoted in the Richmond Times-Dispatch about the McDonnell trial
- Chuck James discusses the McDonnell trial with NBC4 Washington
- Chuck James quoted in Politico about McDonnell trial
- Chuck James discusses the McDonnell verdict with NBC4 Washington
- Chuck James quoted in Politico about McDonnell verdict
- Gray Broughton quoted in Virginia Lawyers Weekly about Medicaid fraud case
- Chuck James quoted about discussions between Sen. Mark Warner and son of state senator with the Washington Post
- John Davis discusses trial of terrorism suspect in Richmond on CBS
- John Davis quoted in the Richmond Times-Dispatch about trial of suspected terrorist
- Chuck James quoted in Richmond Times-Dispatch about McDonnell sentencing
- The Guards Who Couldn't Shoot Straight: Fourth Circuit Endorses 'Implied Certification' Theory Under False Claims Act
- Chuck James discusses sentencing of Maureen McDonnell with Associated Press
- Former Assistant U.S. Attorney Robert J. Higdon Jr. Joins White Collar & Investigations Team at Williams Mullen
- Department of Justice Reprioritizes Asset Seizure in Structuring Cases But Risks Remain
- The FIFA Prosecution & the Strategy Behind the Federal Criminal Indictment
- Structuring Trips Up Speaker Hastert

- Campaign Coordination: Warning to Political Candidates and Related Super PACs
- Public Officials Face Greater Scrutiny in Wake of McDonnell Decision
- Chuck James quoted in the AP about McDonnell appeal ruling
- Chuck James discusses McDonnell appeal denial with the Daily Press
- Chuck James interviewed by NBC4 Washington about McDonnell appeal
- Political Logrolling Approved by Seventh Circuit
- 106 Williams Mullen Attorneys named 2016 Best Lawyers in America
- Bobby Higdon Quoted in the Triangle Business Journal
- The Yates Memo: The Department of Justice Attempts to Refocus Corporate Investigations on Individual Wrongdoers in Both Criminal and Civil Investigations
- Williams Mullen's Litigation Practice Honored by Benchmark Litigation
- Expanding Scope of Federal Wiretapping Powers
- Williams Mullen Welcomes Seven First-Year Associates
- U.S. Department of Justice Suspends Asset Forfeiture Sharing Program
- Chuck James Quoted in The Washington Post, Richmond Times-Dispatch and The Daily Press About Recent McDonnell Ruling
- Supreme Court Agrees to Review Definition of "Official Act" in McDonnell Appeal
- 12 Williams Mullen Attorneys Named 2016 North Carolina Super Lawyers
- United States District Court Pushes Back Against Government in North Carolina Asset Forfeiture Case
- 56 Williams Mullen Attorneys Named 2016 Virginia Super Lawyers; 22 Named 2016 Rising Stars
- U.S. Department of Justice Resumes Asset Forfeiture Sharing Program
- Chuck James Quoted by NBC12 About McDonnell's Supreme Court Hearing
- White Collar & Investigations Hastert Receives 15 Month Sentence in Federal Structuring Case
- Supreme Court Hears Oral Argument in McDonnell Public Corruption Case
- USDOJ Beefs Up FCPA Efforts
- Williams Mullen Attorneys Provide Insight on Bob McDonnell Ruling
- Supreme Court Unanimously Reverses McDonnell Conviction
- Risk and Uncertainty for Health Care Providers and Government Contractors in the Wake of Universal Health Services v. Escobar
- Civil Asset Forfeiture Reform Legislation Introduced
- New Jersey Man Prosecuted for Funneling Campaign Contributions from Foreign Source
- 100 Williams Mullen Attorneys Named 2017 Best Lawyers in America
- Nine Williams Mullen Attorneys Named 2017 "Lawyers of the Year" by Best Lawyers®
- Patrick Hanes Quoted in AP About Former Virginia Lawmaker's Post-McDonnell Decision Appeal
- Chuck James Examines Civil Investigative Demands with Virginia Lawyers Weekly
- Chuck James Analyzes Recommendation to Retry Former Virginia Governor Bob McDonnell

- Chuck James Analyzes Decision to Drop Case Against Former Virginia Governor Bob McDonnell
- Williams Mullen Ranked Nationally in 15 Legal Practices by U.S. News ? Best Lawyers ? Best Law Firms? 2017
- 50 Williams Mullen Attorneys Named to Virginia Business magazine?s 2016 ?Legal Elite?
- U.S. Department of Justice Recovered More Than \$4.7 Billion From Civil False Claims Act Cases in 2016
- Williams Mullen Attracts Seasoned Attorney Michael Maloney to Expanding Government Contracts Practice
- 10 Williams Mullen Attorneys Named to the 2017 North Carolina Super Lawyers List
- John Davis Mentioned in Vanity Fair Article about FBI Director James Comey
- Patrick Hanes to Discuss Lacey Act at the University of Michigan?s Environmental Crimes Conference
- 54 Williams Mullen Attorneys Named to 2017 Virginia Super Lawyers List; 21 Named 2017 Rising Stars
- Attorney Cameron Rountree Returns from One-Year Navy Reserve Mobilization to East Africa
- Chuck James Talks about 8th District Primary Race, Election Law with The Roanoke Times
- Patrick Hanes Named Co-Chair of ABA's White Collar Crime Regional Committee
- 114 Williams Mullen Attorneys Listed in The Best Lawyers in America 2018
- Tony Anikeeff Presents on The False Claims Act
- Williams Mullen Congratulates Robert J. Higdon, Jr. on Confirmation as U.S. Attorney for the Eastern District of North Carolina
- Williams Mullen?s Litigation Practice Recognized in 2018 Edition of Benchmark Litigation
- Williams Mullen?s White Collar and Investigations Team Celebrates Swearing-In of Robert J. Higdon, Jr. as U.S. Attorney
- Williams Mullen Ranked Nationally in 14 Practice Areas by U.S. News ? Best Lawyers? ? Best Law Firms? 2018
- Williams Mullen Adds Lauren Fussell to Litigation Practice
- 46 Williams Mullen Attorneys Named to Virginia Business Magazine's 2017 'Legal Elite'
- The DOJ?s Revised FCPA Corporate Enforcement Policy: A New Blueprint for Corporate Cooperation and Credit
- Chuck James Discusses FBI's College Basketball Investigation on ESPN Richmond
- Patrick Hanes Named Co-Chair of ABA Criminal Justice Section?s International White Collar Crime Committee
- Is Marijuana ?Legal? Now? The Cannabis Industry and Your Risk
- State Department Announces Another Major ITAR Enforcement Case and \$30 Million Penalty
- 110 Williams Mullen Attorneys Listed in Latest Edition of The Best Lawyers in America©
- 45 Williams Mullen Attorneys Named to Virginia Business Magazine?s Legal Elite for 2018
- Bob Korroch Named a BTI Client Service All-Star for 2019

- Wes Camden and Caitlin Poe Strengthen Williams Mullen's White Collar Practice
- Supreme Court Expands the Time for Private Suits Under the False Claims Act
- Civil Investigative Demands and ZPIC Audits Can Be Traps for the Unwary
- 119 Williams Mullen Attorneys Listed in 2020 Edition of The Best Lawyers in America®
- Williams Mullen Nationally Ranked in 13 Practice Areas by U.S. News & World Report Best Lawyers Best Law Firms® 2020
- 55 Williams Mullen Attorneys Named to Virginia Business Magazine's Legal Elite for 2019
- Strings Attached: Preparing for and Mitigating Risk Associated with COVID-19 Stimulus
- Paycheck Protection Program: After the Pay Comes the Chase
- The SBA's Evolving Guidance on PPP Loan
- COVID-19 Comeback Plan: Preparing for and Responding to Paycheck Protection Program (PPP) Audits and Other Government Inquiries
- Brendan O'Toole and Caitlin Poe Named to Benchmark Litigation's 2020 40 & Under Hot List
- COVID-19 Comeback Plan: Preparing Today for Tomorrow's PPP Audit
- 116 Williams Mullen Attorneys Listed in 2021 Edition of The Best Lawyers in America®; Most Total Lawyers in Virginia
- 20 Williams Mullen Attorneys Named "Ones To Watch" by Best Lawyers®
- Williams Mullen's Litigation and Labor, Employment & Immigration Practices Named in Benchmark Litigation 2021; 15 Attorneys Recognized
- Civil Rights Enforcement Unit Established by U.S. Attorney for the Eastern District of VA
- U.S. Attorney for the Eastern District of VA Establishes Civil Rights Enforcement Unit
- Williams Mullen Nationally Ranked in Practice Areas by U.S. News & World Report Best Lawyers Best Law Firms® 2021
- 17 Williams Mullen Attorneys Named to 2021 North Carolina Super Lawyers List; Camden, Kapp, Scott and Johnson Named to Top Lists
- Chuck James Elected to Williams Mullen's Board of Directors
- 40 Williams Mullen Attorneys, 12 Practice Areas Recognized in Chambers USA 2021
- Laura Windsor Named to 2021 Class of "Influential Women of Law" by Virginia Lawyers Weekly
- 13 Williams Mullen Attorneys Named "Lawyers of the Year" by Best Lawyers®
- 19 Williams Mullen Attorneys Named "Ones To Watch" by Best Lawyers®
- Caitlin Poe Named to Benchmark Litigation's 2021 40 & Under Hot List
- 124 Williams Mullen Attorneys Listed in 2022 Edition of The Best Lawyers in America®
- When Keeping It Real (Housewives) Goes Wrong: Lessons from the Jen Shah Prosecution
- An International Guide to Corporate Internal Investigations
- Williams Mullen Nationally Ranked in 16 Practice Areas by U.S. News - Best Lawyers 'Best Law Firms' 2022
- USDOJ Announces \$5.6 Billion in False Claims Act Recoveries: What the Increased Emphasis on FCA Cases Means for Your Business



- 28 Williams Mullen Attorneys Named to 2022 Virginia Super Lawyers List; 13 Named 2022 Rising Stars
- 39 Williams Mullen Attorneys, 14 Practice Areas Recognized in Chambers USA 2022
- Caitlin Poe Named to Benchmark Litigation's 2022 40 & Under Hot List for Fifth Consecutive Year
- Williams Mullen Nationally Ranked in 16 Practice Areas by U.S. News - Best Lawyers ?Best Law Firms? 2023
- 11 Williams Mullen Attorneys Honored by Business North Carolina's 2023 'Legal Elite'
- 15 Williams Mullen Attorneys Named to 2023 North Carolina Super Lawyers List; Camden and Kapp Named to Top List
- 29 Williams Mullen Attorneys Named to 2023 Virginia Super Lawyers List; 17 Named 2023 Rising Stars
- 44 Williams Mullen Attorneys, 14 Practice Areas Recognized in Chambers USA 2023
- Caitlin Poe Makes Benchmark Litigation?s 40 & Under List for Sixth Consecutive Year
- Williams Mullen Nationally Ranked in 20 Practice Areas by Best Lawyers® ?Best Law Firms? 2024
- 15 Williams Mullen Attorneys Named to 2024 North Carolina Super Lawyers List

## Related Events

- CLE Institute 2023
- CLE Institute 2020
- Internal Investigations in a (Sort of) Post-Pandemic World
- 2023 North Carolina CLE Institute
- CLE Institute 2022
- CLE Institute 2021
- CLE Institute - Justice is Collar Blind
- The 2020 Business Solutions Series: Preparing Today for Tomorrow's PPP Audit
- Protection on PPP: Should I Return Loans? What are the Regulatory Risks if Kept?
- VBA Webinar: Law Practice Live Chat
- Trends in Government Enforcement Under the Current Administration
- Construction Fraud: Hot Topics and Prevention Strategies
- WMACCA Richmond - Whistleblower Defense Update For Corporate Counsel: Managing and Confronting the Enemy Within and Without in the Aftermath of Dodd-Frank
- Environmental Crimes Conference
- Major SEC Enforcement Cases - 2015 Southeastern White Collar Crime Institute
- Webinar: A discussion of the CFPB investigation process
- Fraud Prevention, Detection & Remediation in Community Banks
- Internal Corporate and Government Investigations
- Anti-Corruption Conference: Corruption in Indonesia - Challenges and Solutions

- Chief Risk/Chief Compliance Officer Roundtable
- Webinar - DOJ and SEC Release FCPA Enforcement Guidance: What Does Your Company Do Now?
- Civil & Criminal False Claims Act Investigation
- Fraudulent Loan Transactions - What You Need to Know
- Between a Rock and a Hard Place - When Duties of Disclosure Conflict with the Preservation of Privilege In a Corporate Investigation
- Walking the Line: Handling Regulations, Investigations & Privilege in a Climate of Reform and Economic Uncertainty
- WMACCA Richmond CLE - Corporations as Criminal Targets
- Dealing with Fraud in the First 24 Hours

## Related Attorneys

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