

# DISTRICT OF COLUMBIA

## Local litigation firms

### Highly recommended

Baker Botts

Covington & Burling

Dickstein Shapiro

Gibson Dunn & Crutcher

Hogan & Hartson

Howrey

Jones Day

Kirkland & Ellis

Latham & Watkins

Mayer Brown

McDermott Will & Emery

Paul Weiss Rifkind Wharton & Garrison

Sidley Austin

Skadden Arps Slate Meagher & Flom

Williams & Connolly

WilmerHale

### Recommended

Arnold & Porter

Cleary Gottlieb Steen & Hamilton

Clifford Chance

Crowell & Moring

Fried Frank Harris Shriver & Jacobson

Hunton & Williams

Janis Schuelke & Wechsler

Kaye Scholer

Kellogg Huber Hansen Todd Evans & Figel

O'Melveny & Myers

Patton Boggs

Robbins Russell Englert Orseck Untereiner & Sauber

Schertler & Onorato

Simpson Thacher & Bartlett

Stephoe & Johnson

Trout Cacheris

Vinson & Elkins

White & Case

Winston & Strawn

Zuckerman Spaeder

## Local litigation stars

### Robert Abrams

Howrey

Antitrust, Environmental Litigation, Intellectual Property

### Stanimir Alexandrov

Sidley Austin

International Arbitration

### Arif Ali

Crowell & Moring

International Arbitration

### Stephen Anthony

Covington & Burling

White Collar Crime

### William Baer

Arnold & Porter

Antitrust, White Collar Crime

### Miller Baker

McDermott Will & Emery

Appellate

### William Baker

Latham & Watkins

Professional Liability, Securities, White Collar Crime

### Scott Ballenger

Latham & Watkins

Appellate

### Thomas Barnett

Covington & Burling

Antitrust, White Collar Crime

### Michael Barta

Baker Botts

Complex Commercial Litigation, White Collar Crime

### Richard Beckler

Howrey

Securities, White Collar Crime

### Robert Bennett

Hogan & Hartson

Complex Civil Litigation

### Mitchell Berger

Patton Boggs

Complex Commercial Litigation, Government Litigation

### Nigel Blackaby

Freshfields Bruckhaus Deringer

International Arbitration

### Robert Bloch

Mayer Brown

Antitrust

### Michael Bourelly

Baker Botts

White Collar Crime

### Brian Boyle

O'Melveny & Myers

Consumer Class Action Litigation

### William Bowman

Hogan & Hartson

Insurance

### Janis Brennan

Foley Hoag

International Arbitration

### Peter Bresnan

Simpson Thacher & Bartlett

White Collar Crime

### Rick Bress

Latham & Watkins

Appellate

### Carol Bruce

Bracewell & Giuliani

White Collar Crime

### Thomas Buchanan

Winston & Strawn

Complex Civil Litigation, White Collar Crime

### Charles Buffon

Covington & Burling

Antitrust, Intellectual Property

### Bobby Burchfield

McDermott Will & Emery

General Commercial Litigation

### William Burck

Weil Gotshal & Manges

White Collar Crime

### Brian Buroker

Hunton & Williams

Intellectual Property

### Michael Buxton

Vinson & Elkins

White Collar Crime

### Joseph Caldwell

Baker Botts

Complex Business Litigation, Professional Liability, White Collar Crime

### George Cary

Cleary Gottlieb Steen & Hamilton

Antitrust

### Robert Cary

Williams & Connolly

Appellate, Criminal Defense, General Civil Litigation, Professional Liability, Securities

### Marinn Carlson

Sidley Austin

International Arbitration

### David Clanton

Baker & McKenzie

Antitrust

**Paul Clement**  
King & Spalding  
Appellate

**James Cole**  
Bryan Cave  
White Collar Crime

**Pat Conti**  
Mayer Brown  
Securities

**Ruffin Cordell**  
Fish & Richardson  
Intellectual Property

**Thomas Cullen**  
Jones Day  
Antitrust, Bankruptcy Litigation

**Christopher Curran**  
White & Case  
Antitrust, White Collar Crime

**Charles Davidow**  
Paul Weiss Rifkind Wharton & Garrison  
Securities

**Alexandre de Gramont**  
Crowell & Moring  
International Arbitration

**Walter Dellinger**  
O'Melveny & Myers  
Appellate

**Michael Denger**  
Gibson Dunn & Crutcher  
Antitrust

**Paul Denis**  
Dechert  
Antitrust

**Mitchell Dolin**  
Covington & Burling  
Complex Civil Litigation, Insurance

**David Dukes**  
Nelson Mullins Riley & Scarborough  
Products Liability

**Donald Dunner**  
Finnegan & Henderson  
Appellate, Intellectual Property

**Neil Eggleston**  
Debevoise & Plimpton  
Securities, White Collar Crime

**John Estes**  
Skadden Arps Slate Meagher & Flom  
Energy Litigation

**Miguel Estrada**  
Gibson Dunn & Crutcher  
Appellate, White Collar Crime

**Richard Favretto**  
Mayer Brown  
Antitrust

**Kathryn Fenton**  
Jones Day  
Antitrust

**Mark Foster**  
Zuckerman Spaeder  
Civil Litigation, Professional Liability

**David Frederick**  
Kellogg Huber Hansen Todd Evans & Figel  
Appellate

**Paul Friedman**  
Dechert  
Antitrust

**Kenneth Gallo**  
Paul Weiss Rifkind Wharton & Garrison  
Antitrust, Intellectual Property

**Geoffrey Garinther**  
Venable  
White Collar Crime

**David Gelfand**  
Cleary Gottlieb Steen & Hamilton  
Antitrust

**Kenneth Geller**  
Mayer Brown  
Appellate

**David Gersch**  
Arnold & Porter  
Antitrust, Appellate, Business Litigation, Products  
Liability

**Eugene Goldman**  
McDermott Will & Emery  
Securities

**Barry Goldsmith**  
Gibson Dunn & Crutcher  
Securities, White Collar Crime

**Jaime Gorelick**  
WilmerHale  
Government and Regulatory Litigation

**Thomas Green**  
Sidley Austin  
Complex Commercial Litigation, White Collar Crime

**Peter Greene**  
Skadden Arps Slate Meagher & Flom  
Antitrust

**Mark Hansen**  
Kellogg Huber Hansen Todd Evans & Figel  
Business Litigation, Insurance

**Ray Hartwell III**  
Hunton & Williams  
Antitrust

**F Lane Heard**  
Williams & Connolly  
Products Liability

**Emily Johnson Henn**  
Covington & Burling  
Arbitration, Intellectual Property, White Collar Crime

**Mark Hopson**  
Sidley Austin  
White Collar Crime

**Heidi Hubbard**  
Williams & Connolly  
Appellate, General Civil Litigation, Products Liability

**Peter Huber**  
Kellogg & Huber  
Appellate

**Mark Hulkower**  
Steptoe & Johnson  
White Collar Crime

**Lawrence Iason**  
Morvillo Abramowitz Grand Iason Anello & Bohrer  
Securities

**William Jeffress**  
Baker Botts  
Complex Business Litigation, Professional Liability,  
Securities, White Collar Crime

**Douglas John**  
John & Hengerer  
Energy Litigation

**Jean Kalicki**  
Arnold & Porter  
International Arbitration

**Joseph Kattan**  
Gibson Dunn & Crutcher  
Antitrust

**Michael Kellogg**  
Kellogg & Huber  
Appellate

**Jeffrey Kilduff**  
O'Melveny & Myers  
Securities

**William Kolasky**  
WilmerHale  
Antitrust

**Mark Kovner**  
Kirkland & Ellis  
Antitrust

**Sheldon Krantz**  
DLA Piper  
White Collar Crime

**Jeffrey Lamken**  
Baker Botts  
Appellate

**Carolyn Lamm**

White & Case  
International Arbitration

**William Lawler**

Vinson & Elkins  
White Collar Crime

**Mark Leddy**

Cleary Gottlieb Steen & Hamilton  
Antitrust

**Gregg Levy**

Covington & Burling  
Appellate, Antitrust, Arbitration

**Abbe Lowell**

McDermott Will & Emery  
White Collar Crime

**Robert Luskin**

Patton Boggs  
Complex Civil Litigation, Government Investigations  
and Litigation

**Paul Maco**

Vinson & Elkins  
Securities

**Maureen Mahoney**

Latham & Watkins  
Appellate

**Michael Martinez**

Crowell & Moring  
International Dispute Resolution, White Collar Crime

**Richard Marmaro**

Skadden Arps Slate & Meagher & Flom  
White Collar Crime

**Janet McDavid**

Hogan & Hartson  
Antitrust

**William McLucas**

WilmerHale  
Securities

**Ralph Miller**

Weil Gotshal & Manges  
General Commercial Litigation

**Peter Moll**

Howrey  
Antitrust

**Paul McNulty**

Baker & McKenzie  
Criminal Litigation

**Douglas Melamed**

WilmerHale  
Antitrust

**Andrea Menaker**

White & Case  
International Arbitration

**Richard Morvillo**

Mayer Brown  
Securities

**Randolph Moss**

WilmerHale  
Appellate, Complex Commercial Litigation,  
Government and Regulatory Litigation

**Marc Mukasey**

Bracewell & Giuliani  
White Collar Crime

**Glen Nager**

Jones Day  
Appellate

**Steven Newborn**

Weil Gotshal & Manges  
Antitrust

**John Niels**

Howrey  
White Collar Crime

**Claudia O'Brien**

Latham & Watkins  
Environmental Litigation

**Jennifer O'Connor**

WilmerHale  
Appellate, Complex Commercial Litigation,  
Government and Regulatory Litigation

**Theodore Olson**

Gibson Dunn & Crutcher  
Appellate, Intellectual Property, Securities, White  
Collar Crime

**Thomas Olson**

WilmerHale  
Intellectual Property

**Richard Park**

Fried, Frank, Harris, Shriver & Jacobson  
Antitrust

**Edward Parks**

Hogan & Hartson  
Insurance

**Richard Parker**

O'Melveny & Myers  
Antitrust

**R. Hewitt Pate**

Hunton & Williams  
Antitrust

**Mark Perry**

Gibson Dunn & Crutcher  
General Commercial Litigation

**Carter Philips**

Sidley Austin  
Appellate

**Mark Plumer**

Orrick Herrington & Sutcliffe  
Insurance

**Greg Poe**

Law Offices of Gregory L. Poe  
White Collar Crime

**Elliot Polebaum**

Fried Frank Harris Shriver & Jacobson  
Antitrust, Intellectual Property, International  
Arbitration

**Ethan Posner**

Covington & Burling  
Intellectual Property, White Collar Crime

**Daniel Price**

Sidley Austin  
International Arbitration

**Phillip Proger**

Jones Day  
Antitrust

**Carl Rauh**

Skadden Arps Slate Meagher & Flom  
Civil Litigation, Criminal Litigation, Government  
Enforcement Litigation

**Steven Reed**

Step toe & Johnson  
Appellate

**Lorin Reisner**

Debevoise & Plimpton  
Intellectual Property

**Kenneth Reisenfeld**

King & Spalding  
International Arbitration

**David B. Rivkin**

Baker Hostetler  
Appellate, International Litigation

**Michele Roberts**

Akin Gump Strauss Hauer & Feld  
Complex Civil Litigation, White Collar Crime

**Christine Rolph**

Latham & Watkins  
Products Liability

**Peter Romatowski**

Jones Day  
White Collar Crime

**James Rosenthal**

Arnold & Porter  
Products Liability

**Steven Rosenthal**

Kaye Scholer  
Appellate, Administrative Litigation, Financial  
Services Litigation

**Richard Sauber**

Robbins Russell Englert Orseck Untereiner &  
Sauber  
White Collar Crime

**Eugene Scalia**

Gibson Dunn & Crutcher  
Appellate

**David Schertler**

Schertler & Onorato  
Civil and Criminal Litigation

**Scott Schrieber**

Arnold & Porter  
Securities

**William Sherman**

Latham & Watkins  
Antitrust

**Earl Silbert**

DLA Piper  
Environmental Litigation, Securities, Professional  
Liability, White Collar Crime

**Joe Sims**

Jones Day  
Antitrust

**Abby Cohen Smutny**

White & Case  
International Arbitration

**Michael Sohn**

Arnold & Porter  
Antitrust

**Mary Spearing**

Baker Botts  
White Collar Crime

**Margrete Stevens**

King & Spalding  
International Arbitration

**Brendan Sullivan**

Williams & Connolly  
Complex Commercial Litigation

**Richard Taranto**

Farr & Taranto  
Appellate

**William Taylor**

Zuckerman Spader  
Commercial Litigation, White Collar Crime

**George Terwilliger**

White & Case  
White Collar Crime

**Peter Thomas**

Simpson Thacher & Bartlett  
Antitrust, International Arbitration

**John Townsend**

Hughes Hubbard & Reed  
International Arbitration

**Andrew Tulumello**

Gibson Dunn & Crutcher  
Appellate, Class Actions, Securities

**Randall Turk**

Baker Botts  
White Collar Crime

**Stephen Urbanczyk**

Williams & Connolly  
Products Liability

**John Villa**

Williams & Connolly  
General Commercial Litigation

**Joseph Walker**

Howrey  
Commercial Litigation, Securities, White Collar  
Crime

**Margaret Warner**

McDermott Will & Emery  
Insurance

**Seth Waxman**

WilmerHale  
Appellate, Government and Regulatory Litigation,  
Intellectual Property

**Reid Weingarten**

Steptoe & Johnson  
White Collar Crime

**Harry Weiss**

WilmerHale  
Securities

**Anne Marie Whitesell**

Dechert  
International Arbitration

**Beth Wilkinson**

Paul Weiss Rifkind Wharton & Garrison  
Complex Civil Litigation, White Collar Crime

**Robert Yoches**

Finnegan Henderson Farabow Garrett & Dunner  
Intellectual Property

**Thomas Yannucci**

Kirkland & Ellis  
Antitrust, Commercial Litigation

**Margaret Zwisler**

Latham & Watkins  
Antitrust

## Future stars

DeAnna Allen  
Dickstein Shapiro

Eugene Assaf  
Kirkland & Ellis

Alex Bourelly  
Baker Botts

Brant Bishop  
Kirkland & Ellis

Brian Brooks  
O'Melveny & Myers

Robert Cary  
Williams & Connolly

James Cooper  
Arnold & Porter

Anne Davis  
Arnold & Porter

Kevin Downey  
Williams & Connolly

Amy Fink  
Howrey

Aitan Goelman  
Zuckerman Spaeder

Thomas Goldstein  
Akin Gump Strauss Hauer & Feld

Michael Horowitz  
Cadwalader Wickersham & Taft

Jean Engelmayer Kalicki  
Arnold & Porter

Mark Klapow  
Howrey

Kristin Graham Koehler  
Sidley Austin

Jennifer Levy  
Kirkland & Ellis

Selena Linde  
Dickstein Shapiro

Gregg LoCascio  
Kirkland & Ellis

Craig Margolis  
Vinson & Elkins

Jennifer Mathis  
Troutman Sanders

Michael McKeon  
Fish & Richardson

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Juan Morillo  
Clifford Chance

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Eric Namrow  
Jones Day

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Alex Oh  
Paul Weiss Rifkind Wharton & Garrison

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Donald Remy  
Latham & Watkins

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Michele Rose  
Latham & Watkins

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Paul Schmidt  
Covington & Burling

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Laura Shores  
Howrey

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Danielle Spinelli  
WilmerHale

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Joseph Terry  
Williams & Connolly

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Jonathan Tuttle  
Debevoise & Plimpton

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# District of Columbia

**Washington litigators are buzzing about the implications of recent and explicit announcements of increased antitrust scrutiny by government officials. Christine Vargas, the head of the Department of Justice's Antitrust Division, is likely to ramp up enforcement, especially under Section 2 of the Sherman Act. President Obama himself has expressed some consternation about the dearth of Section 2 claims; the only case that the DOJ has brought under this section was the Microsoft case that was championed by the Clinton administration. The current anti-corporate tone in Washington could mean that any successful, profitable and large firm that has attained a dominant position in the market may be in the position of having to rebut a presumption of anticompetitive conduct. Look for increased vigilance in the technology industry specifically.**

## Highly recommended firms

### Baker Botts

"Baker Botts has a team of fabulous lawyers," notes a competitor in the local litigation market. Another client describes the lawyers there as "intellectual and aggressive." There are 52 litigators in the firm's Washington, D.C. office, and the department is especially known for its work in white-collar criminal defense and corporate investigations. They also excel in securities, environmental litigation, energy litigation, and appellate work.

**William Jeffress** is a trial lawyer with a successful white-collar crime practice, and he is also familiar with counselling clients through Department of Justice investigations. Peers acknowledge that "[Jeffress] is a very good trial lawyer, is very smart, and has a great reputation." **Stan Mortensen** and **Randall Turk** are also members of Baker Botts' highly respected white-collar team.

Baker Botts represented client Halliburton in a five-year FCPA investigation into alleged corrupt payments to Nigerian government officials in connection with the construction of liquefied natural gas trains. In addition to sweeping and complex investigations brought by the Department of Justice and SEC, there were parallel investigations brought by the Serious Fraud Office in the United Kingdom, and by government authorities in France, Italy, Switzerland and Nigeria. Halliburton agreed to pay \$177 million in disgorgement to settle the charges brought by the SEC, while KBR, the Halliburton subsidiary which was also a subject of the investigations, agreed to a fine of \$422 million to settle the criminal charges brought by the Department of Justice. The Washington office worked in concert with its white-collar teams in Dallas and London to handle this immensely complex and multifaceted investigation.

### Covington & Burling

The Washington, D.C. office of Covington & Burling counts 269 litigators involved in all manner of litigation, including antitrust, white-collar criminal defense, international

arbitration, insurance, products liability and appellate work.

Clients note the firm's strong antitrust department, and the work of **Gregg Levy** leaves a lasting impression. One client notes, "Gregg has a historically strong litigation practice. When you have someone with such a long history and such a good business sense, it is an obvious decision to get him involved in your litigation." **Charles Buffon** is another important member of the firm's antitrust team.

**Thomas Barnett** rejoined Covington's D.C. office in January 2009 after serving as the Assistant Attorney General in charge of the Antitrust Division at the Department of Justice. In his role at the DOJ, Barnett oversaw a program in which over 30 cases were filed in the federal courts to block potentially anticompetitive mergers in their entirety or require divestitures to eliminate the anticompetitive aspects of the transaction. He will now lead Covington's antitrust and competition law practice, and expects to work closely with the firm's white-collar crime department on enforcement and investigative matters.

**Mitchell Dolin** excels at insurance litigation, and has served as lead counsel to corporate policyholders seeking to pursue coverage for a wide range of liabilities. **Emily Johnson Henn** is a key member of the firm's much lauded appellate group. **Ethan Posner** works on the pharmaceutical litigation and investigations team.

### Dickstein Shapiro

Dickstein Shapiro has earned a reputation as one of the premiere insurance coverage defense firms in the country. In fact, the firm only represents insureds in coverage disputes. The firm's insurance practice handles all types of claims, including asbestos, broker liability, business interruption, commercial general liability, crime and fidelity, director and officer liability, employment practices, environmental, errors and omissions, healthcare, intellectual property, mergers and acquisitions, products liability, property, and rescission. Almost one quarter of the

attorneys across the firm's offices in Washington, D.C., New York and Los Angeles devote the majority of their practice to insurance matters. One of the firm's most reputable partners, **Jerold Oshinsky**, retired this year.

Dickstein partners are at the forefront of developing legal theories of insurance coverage that have been adopted by courts after the firm introduces them on behalf of their clients during litigation. For example, the firm is responsible for introducing the "continuous trigger" theory of coverage for asbestos claims, which recognizes that coverage will be triggered for all periods of exposure from the party's first exposure to the toxin to the manifestation of an asbestos related disease.

### Gibson Dunn & Crutcher

The Washington, D.C. office of Gibson Dunn & Crutcher has a reputation for providing excellent advice on regulatory matters. The firm's white-collar crime division is also one of the go-to teams for large entities that are under investigation by the Department of Justice. Local litigators remark that "overall, Gibson Dunn is a fantastic firm."

"**Theodore Olson** is terrific" says a competitor. In March 2009, Olson argued the case of *Caperton v. AT Massey Coal Co.* before the U.S. Supreme Court. The Court will decide whether the due process clause required a West Virginia Supreme Court justice to recuse himself when he received \$3 million in campaign funds from the CEO of a company that was a party in a case he was adjudicating. He also argued a significant campaign finance case involving First Amendment issues in March 2009. **Miguel Estrada** is another key member of the firm's appellate and constitutional law team.

**Michael Denger** is an important member of Gibson's antitrust and competition team, which will be increasingly busy as the Department of Justice becomes more aggressive and rigorous in prosecuting alleged violations. **Barry Goldsmith** has a strong practice focused on securities and white-collar defense and investigations. **Eugene Scalia** handles a significant amount of labor and employment work. **Andrew Tulumello** is a young partner that has experience in a variety of practice areas, including appellate law, securities, and complex commercial litigation.

### Hogan & Hartson

Hogan & Hartson is a full-service firm that is capable of handling all manner of litigation. According to local competitors, the firm often represents mid-market clients, or handles matters that are not necessarily "bet the company" cases, but are significant nonetheless. In March 2009, the Washington, D.C. office was the subject of suit brought in Superior Court by a former client, *Prestige Brands*, which alleged that the firm used privileged information to aid a competitor.

Hogan hired lawyers at Zuckerman Spaeder to defend the action.

**Janet McDavid** focuses on antitrust and trade regulation, with an emphasis on government investigations and litigation. She has advised clients like Mobil Corporation, EMI, and British Telecommunications on matters such as pre-merger clearance and Department of Justice investigations. In August 2009, Washington, D.C. partner **Bill Nussbaum**, along with attorneys in the Miami office, obtained a motion to dismiss claims against the firm's client, Airbus S.A.S. that were filed in connection with the crash of a TAM Linhas flight in São Paulo. The court found that the wrongful death claims should be dismissed on *forum non conveniens* grounds, given that Brazil had a greater interest in the matter and that a majority of witnesses and evidence were located in that country.

#### Howrey

Local litigators praise Howrey's antitrust litigation group. This practice group is likely to be busy in the coming year, as the Department of Justice plans to withdraw the antitrust guidelines that were issued in October 2008, which included very stringent criteria about when it was proper to bring a Section 2 claim under the Sherman Act. Despite the renewed vigilance in the Department, the U.S. Supreme Court has recently erected a setback for Section 2 plaintiffs and antitrust advocates. The Court held that in order to have a price squeeze be seen as a Section 2 violation, the plaintiff will need to meet the very exacting standard for a monopolization claim.

**Robert Abrams** is the global co-chair of the firm's litigation department, and excels at antitrust and trial work, especially antitrust cases as they relate to intellectual property issues like patent misappropriation and copyright infringement. **John Niels** specializes in white-collar criminal defense, with a particular expertise in cases involving the U.S. Congress. **Joseph Walker** focuses his practice on federal and state criminal and civil matters, with particular emphasis on FCPA claims. He defends foreign and domestic corporations and individuals in government investigations and at trials. He also conducts internal investigations and advises clients on FCPA compliance issues.

#### Jones Day

Local lawyers repeatedly mention the high quality of work coming out of Jones Day's litigation department. **Glen Nager** is a prominent member of the firm's appellate group, and has argued appeals in a wide range of practice areas including antitrust, civil rights, employment, environmental law, government contracts and intellectual property. He also has a significant practice devoted to defending employers in class actions involving discrimination and employee benefits claims. He has represented

General Electric, CBS, Cablevision and IBM.

**Philip Proger** practices antitrust litigation, and also handles matters before U.S. and international enforcement agencies. His experience extends across a number of industries, including health care, chemicals, insurance, media, pharmaceuticals, software and retail. He defends major corporations in class actions, private actions for treble damages, and non-U.S. damage actions. He also has handled agency investigations into mergers and other transactions.

The firm's SEC enforcement practice is led by **Peter Romatowski**. He represents companies, issuers, officers and directors on issues regarding accounting and financial practices, and broker/dealer supervision. **Joe**

nationwide class action alleging that private equity firms and investment banks conspired to fix prices in violation of the Sherman Act. Plaintiffs, former shareholders of companies that were taken private by private equity firms, claim that the defendants entered into constortium bidding and joint bidding arrangements in order to collectively lower the stock price of the target companies that they were acquiring.

#### Latham & Watkins

Litigators in Washington, D.C. mention that the attorneys at Latham & Watkins are "very intellectual and very strategic." Clients also note that the firm has their interests in mind, and that "they are less likely to push a matter

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**“Gregg Levy has an historically strong litigation practice. When you have someone with such a long history and such good business sense, it is an obvious decision to get him involved in your litigation.”**

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**Sims** represents clients in antitrust and government regulatory matters. His clients include Apple, Chevron, Dell, General Motors, Viacom, and Proctor & Gamble.

#### Kirkland & Ellis

Although Kirkland & Ellis is largely associated with Chicago nationally, local litigators in Washington, D.C. are consistently impressed with the firm's offices in the nation's Capital. Kirkland & Ellis is always in competition for big intellectual property cases, especially patent cases on behalf of companies in the pharmaceutical industry.

**Gregg LoCascio** is one of the firm's leading intellectual property litigators. In August 2008, he successfully settled a case on behalf of client BASF Corporation and the company's agricultural products business. The case involved a multi-party dispute over the ownership and rights to herbicide-resistant crop technologies involving the University of Nebraska, Monsanto and Syngenta. Another related contract case was successfully settled on the eve of trial.

**Thomas Yannucci** handles class action and individual suits in a variety of complex litigation, including First Amendment and defamation actions, and antitrust issues. After leaving his position as an appellate attorney at the Department of Justice, Yannucci parlayed his government experience into representing clients in regulatory matters before a host of government enforcement agencies, including the FDA, DOJ, EPA, FTC, SEC, and NLRB.

The Washington, D.C. office also has a very robust antitrust practice. Yannucci, Craig Primis and Michael Williams represent Bain Capital Partners in an ongoing putative

to trial when it is not in a client's interests to be adjudicated.”

The firm's antitrust group often receives praise, and **Margaret Zwisler** and **William Sherman** are two of the group most effective litigators.

**Maureen Mahoney** is one of the Washington office's most talented litigators. Her work as an appellate advocate is "incredibly impressive" says a competitor. Many peers continue to commend her work for Arthur Anderson on appeal. Clients are also dazzled, with one saying that she "is incredibly effective in the courtroom.”

**William Baker III** excels at securities enforcement work. In 2008, he worked with partners in Los Angeles and New York to obtain a complete defense victory in an action brought by the SEC Division of Enforcement against a partner of a global tax firm. Following a four-year investigation by the Department of Justice and the SEC, and administrative law judge ruled that the defendant exercised due care in the process of auditing its client, a national food distributor.

**Christine Rolph** is one of the firm's most prominent products liability litigators. She is currently representing Montrose Chemical Corporation of California in a toxic tort action filed in Texas Supreme Court by former workers and current neighbors of a pesticide facility that is owned by the defendant. Latham currently has three mandamus petitions filed before the court on matters of first impression in products liability law, including medical causation and the need for plaintiffs to make a prima facie showing as to causation in order for the case to proceed.

**Scott Ballenger** handles antitrust and competition work, with an emphasis on handling arguments at the appellate level.

**Claudia O'Brien** heads Latham's Global Climate Change Practice Group, which includes domestic and international environmental litigation. **Richard Bress** is one of the firm's intellectual property experts; he also focuses on appellate and Supreme Court litigation.

#### Mayer Brown

With almost 200 lawyers, the Washington, D.C. office of Chicago-based Mayer Brown anchors the firm's Supreme Court & Appellate practice. While this location's service portfolio continues to expand, local lawyers note that the firm is primarily "strong in white-collar criminal defense and very focused on appellate work."

**Kenneth Geller** earns rave reviews from clients who refer to him as "very experienced and professional." Geller's appellate practice has earned him all of the "big three" auto companies as clients at one point or another. **Pat Conti's** practice encompasses securities regulation, enforcement, compliance and litigation. One client asserts "he's excellent. We've been a fan of his even before he joined the firm." **Robert Bloch's** litigation practice focuses on the defense of major national corporations, non-profit entities, and corporate officials in criminal and civil investigations for price fixing, bid rigging, boycotts, pricing and marketing policies, and mergers. Peers observe that he is "very busy in antitrust." Competitors call **Richard Morvillo** "quite good in the SEC litigation and regulatory space." **Richard Favretto** focuses his practice on antitrust law, and his experience in government and private practice covers the entire range of antitrust and trade regulation issues.

#### McDermott Will & Emery

Since opening in 1978, the Washington, D.C. office of McDermott Will & Emery has grown to include more than 200 lawyers practicing in a host of different areas. Originally known for representing clients before government agencies, congressional committees, and before federal and state courts, the firm's Washington, D.C. work has expanded considerably beyond that. Local competitors specifically observe that this office has a robust healthcare litigation practice.

**Miller Baker** focuses on appellate and constitutional litigation. In November 2008, the U.S. Supreme Court granted *certiorari* on behalf of Baker's client Arthur Andersen, in a case regarding the application of the Federal Arbitration Act to claims involving non-signatories to arbitration agreements.

Complex commercial lawyer **Bobby Burchfield** recently represented Amgen in an antitrust lawsuit in the U.S. District Court for New Jersey in which Johnson & Johnson subsidiary Ortho Biotech alleged monopolization and tying in the multi-billion dollar Red Blood Cell Growth Factor market in violation of Sections 1 and 2 of the

Sherman Act. The suit settled for a fraction of the claim. **Abbe Lowell** focuses on white-collar litigation, special investigations, and regulatory enforcement.

#### Paul Weiss Rifkind Wharton & Garrison

Called "one of the five best firms in Washington, D.C." by a client, Paul Weiss Rifkind & Garrison is well known in the city for its leading antitrust litigation practice. The firm has maintained a high-profile reputation in the past three years by representing AIG in securities class actions and derivative lawsuits, and defending MasterCard in class actions brought by businesses alleging that the company was engaged in a price-fixing conspiracy. The firm's litigators have counselled leading corporations and banking institutions, including Deloitte, Philip Morris, Wachovia, and AIG.

An insider notes that the firm's Washington team has further improved with the addition of **Beth Wilkinson**. A former general counsel and executive vice-president for Fannie Mae, Wilkinson is recognized as a long-time star in Washington, D.C. She will focus on white-collar criminal defense and complex civil cases. **Charles Davidow** practices securities litigation and is renowned for his success in representing public and private entities before the SEC and other regulatory bodies. He currently counsels Citigroup and Deloitte & Touche in regulatory inquiries regarding investor losses. **Kenneth Gallo** serves as a member of the firm's Management Committee, and his practice is committed to handling antitrust, commercial and patent disputes. He represents MasterCard in an ongoing antitrust matter brought by Discover Financial Services. Alex Oh is a leader in white-collar criminal and regulatory enforcement litigation. Notably, she has argued cases before the U.S. Department of Justice, SEC, and New York Stock Exchange. She has represented the audit and finance committees of major temporary employee provider Adecco S.A.

#### Sidley Austin

Clients consistently recognize Sidley Austin's ability to handle bet-the-company litigation. One client says "they handle cases involving either complex legal issues or a large amount of money. The cases that we give to them are directional in terms of how we run our business." Other clients remark on the firm's technical skills, noting "they are all very good writers." This client continues, "I make a habit of telling our in-house lawyers to watch how well they write briefs and pleadings and motions." Another client observes, "their counsel is usually spot-on in terms of risk assessment."

"**Carter Philips** is in a class by himself," remarks a competitor. In the course of his career, Philips has argued 65 cases before the U.S. Supreme Court. In a victory for client AT&T, Philips successfully argued for the

reversal of a Ninth Circuit Court of Appeals decision finding that AT&T had violated the Pregnancy Discrimination Act. The Court ruled that the retirement system in place at the company would be shielded from scrutiny under Title VII's protection for a bona fide seniority system.

**Marinn Carlson** is a member of the firm's white-collar department. Her practice emphasizes investor-state arbitration matters and WTO disputes. **Thomas Green** handles white-collar criminal defense matters and investigations, including anti-fraud and corruption issues. **Mark Hopson** is another key member of the white-collar team, often working with Thomas Green on corruption and fraud cases.

#### Skadden Arps Slate Meagher & Flom

The litigators in the Washington, D.C. office of Skadden Arps Slate Meagher & Flom receive praise from local competitors that are consistently impressed with the quality of their representation, especially in bankruptcy and securities work. In the bankruptcy department, Skadden is one of the Capital's go-to firms for debtor-side work. The firm handles an extensive amount of both securities litigation and enforcement matters.

**Peter Greene** handles antitrust matters at trial or on appeal, including class action litigation. His clients include Viacom, JP Morgan Chase, and The American Stock Exchange. **John Estes** is a member of the firm's Energy Regulation and Litigation Group, often handling complex FERC litigation and defending clients against charges of market manipulation.

According to peers, **Robert Bennett** is very impressive and very well known, especially for his work on some very significant tax fraud cases. Bennett is a former federal prosecutor who represents clients in civil and criminal cases, in SEC enforcement proceedings, and in congressional matters. **Carl Rauh** also practices in the firm's Government Enforcement Litigation Group, and represents clients facing a wide range of allegations, including claims of healthcare fraud, insurance fraud, bribery and conflict of interest. He regularly handles FCPA and False Claims Act investigations.

#### Williams & Connolly

Williams & Connolly is one of the most prestigious criminal defense firms in the country. When the members of the Washington establishment find themselves the subject of criminal investigations, they often turn to the partners at Williams & Connolly for representation. Peers remark that "the lawyers at Williams & Connolly are obviously terrific."

**Brendan Sullivan** and **Rob Cary** represented the Republican Senator from Alaska, Ted Stevens, when he was indicted on seven criminal counts in July 2008. Although Stevens was originally convicted in October, the Department of Justice later moved to set

aside the conviction on grounds of prosecutorial misconduct, when it was revealed that prosecutors withheld notes from an interview with the state's star witness from defense counsel. Sullivan in particular, is consistently praised as "a phenomenal trial lawyer." He is still remembered for defending Oliver North in the televised congressional hearings regarding the Iran-Contra affair, and has a long history of representing high-profile clients, including individuals and corporations that are being investigated or indicted on a wide range of white-collar violations, including antitrust, RICO, and securities fraud claims.

**Heidi Hubbard** handles complex commercial litigation with a focus on mass casualty and products liability litigation. She has handled matters regarding crisis response to toxic spills, and defense of products liability actions involving pharmaceuticals, medical devices, electrical appliances, and children's products.

#### WilmerHale

Lawyers in the nation's Capital are very complimentary about the appellate practice at WilmerHale. Partners mention that although they "rarely see the firm involved in district court cases" the firm is one of the best in the nation in terms of handling cases on appeal.

**Randolph Moss** is a member of the firm's appellate and Supreme Court litigation team. His scope of experience includes litigating constitutional matters, including national security issues, and judicial challenges to agency actions. **Seth Waxman** is one of the firm's, and the country's, most respected appellate advocates. His practice is largely focused on challenges involving government actions or public policy issues. **Jennifer O'Connor** is another key member of this group, although her practice also includes complex commercial litigation and criminal investigations. She is currently advising a major pharmaceutical company on False Claims Act litigation.

**William McLucas** is a very important litigator, and is nationally well-known and well-respected. After serving as the Director of the SEC's Enforcement Division for eight years, he now chairs WilmerHale's securities department. He has defended clients that became subjects of some of the most high profile SEC investigations in recent memory, including Enron and WorldCom. **Harry Weiss** practices with McLucas in the securities group, focusing largely on enforcement and corporate compliance.

**Douglas Melamed** is often cited as one of the country's top antitrust attorneys, both in terms of litigation and merger clearance. He successfully represented Rambus, a technology licensing company, on an appeal to the D.C. Circuit from an FTC decision that found Rambus had illegally violated the antitrust laws.

#### Recommended firms

##### Arnold & Porter

Arnold & Porter is the quintessential Washington, D.C. powerhouse firm. The Washington office is the firm's largest, with over 65 partners litigating across the full range of practice areas. **William Baer** heads the firm's antitrust group, and is consistently recognized for his stellar litigation efforts on behalf of clients like General Electric and Visa. **Michael Sohn** is another respected member of the antitrust team. **David Gersch** heads the business litigation group, and counsels clients like Wyeth and the American Red Cross at both the trial and appellate level. **James Rosenthal** is known for leading

emphasize its international capabilities, and continues to be highly regarded in its ability to handle cross border litigation with the support of their offices overseas. The firm was still involved in some very significant casework over the past year, including the *Parmalat* litigation, in which they acted as counsel for Citibank, and partners handled an FCPA investigation for a large oil and gas company.

##### Crowell & Moring

Many of the litigators at Crowell & Moring have previously served in government agencies, which is a significant asset for the kinds of high-profile litigation that the firm handles.

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**“A Sidley Austin client says, ‘[Sidley Austin] handle[s] cases involving either complex legal issues or a large amount of money. The cases that we give them are directional in terms of how we run our business.’”**

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the firm's products liability efforts, and **Scott Schreiber** heads the securities group.

##### Cleary Gottlieb Steen & Hamilton

The litigators in the Washington, D.C. office of Cleary Gottlieb Steen & Hamilton handle a variety of litigation, but receive sustained recognition for their antitrust work specifically.

In a case that established legal precedent in California, Cleary Gottlieb attorneys represented one of the defendants in a precedent-setting case in which the plaintiffs alleged a number of pharmaceutical companies fixed prices in violation of the Cartwright Act. The defendants argued that the so-called "pass on defense" should exonerate them from any claims of unlawful activity. The California State Court of Appeals agreed with the defendants that the "pass on defense" was available under California law, and granted defendants' motion for summary judgment.

**George Cary** focuses his practice on antitrust matters, specifically the nexus between antitrust litigation and intellectual property and high technology. **David Gelfand** focuses both on antitrust litigation and merger counselling. **Mark Leddy** does a lot of merger clearance work and peers say that "he is a great competitor."

##### Clifford Chance

There is no denying the fact that Clifford Chance suffered some serious setbacks as a result of the financial crisis. The firm is under pressure to come up with a new path for the future, since many of the litigators in their Washington, D.C. office have jumped ship, and the size of their department has been significantly reduced. The firm continues to

**Mark Martinez** is regularly involved in international litigation, particularly litigation involving foreign governments. He has brought actions against foreign sovereigns that are suspected of supporting terrorism, and has also litigated a number white-collar fraud, *qui tam*, and products liability actions. **Alexandre de Gramont** has built a stellar and nationally recognized international arbitration practice. He has represented clients in both commercial and investor-state arbitrations and litigations, including cases that arise under bilateral and multilateral investment treaties. He is experienced in taking discovery abroad, and is well versed on the issues of forum and jurisdiction.

##### Fried Frank Harris Shriver & Jacobson

Fried Frank Harris Shriver & Jacobson has 25 litigators in its Washington, D.C. office, which works in tandem with the larger New York office, but also specializes in cases that are more germane to issues in the Capital, including federal procurement, government contracts, government investigations, and *qui tam* actions.

**Elliot Polebaum** is a senior partner at the firm and has extensive experience in a number of practice areas, including antitrust and intellectual property. He recently defended nine subsidiaries of the France Telecom group in patent infringement litigation in federal court in Maryland. In February 2009, the district court granted the defendant's motion for summary judgment on jurisdictional grounds. **Richard Park** also handles antitrust matters, with an emphasis on DOJ and FTC investigations. He has represented clients in the telecommunications, media, pharmaceuticals, software, and defense industries.

**Hunton & Williams**

The Washington, D.C. office of Hunton & Williams has more litigators than any of the firm's other locations, save for its headquarters in Richmond.

**Brian Buroker** is a leader in the firm's intellectual property practice, which is considered one of the strongest departments in the Washington office. Much of his work emphasizes software related patents; prior to joining the firm Buroker worked as a patent examiner for software arts. **Hewitt R. Pate** and **Ray Hartwell** contribute considerable expertise in antitrust matters. **Richard Wyatt** is a new addition to Hunton & Williams; he recently left rival Akin Gump Strauss Hauer & Feld to become co-head of the firm's Litigation Group. He will focus his practice on labor and employment litigation.

**Janis Schuelke & Wechsler**

**Janis Schuelke** & **Wechsler** has amassed a considerable reputation as one of the premiere firms for matters arising under federal and state criminal laws, including white-collar defense. The firm also has extensive experience representing professionals and professional corporations in malpractice actions and ethics disputes. In an effort to provide a full range of representation to its clients, the firm also handles the parallel civil proceedings that often accompany criminal indictments or investigations. Additionally, partners will shepherd clients through administrative proceedings or congressional hearings or testimony.

The firm's expertise in defending actions involving criminal economic conduct has led to its involvement in some of the most controversial and high-profile cases of the past few years, including Enron, WorldCom, and Adelphia.

**Kaye Scholer**

The Washington, D.C. office of Kaye Scholer has impressed local lawyers with the high caliber of work coming from its intellectual property practice group. In May 2009, the firm successfully defended a patent infringement verdict in the U.S. Court of Appeals for the Federal Circuit. Washington partner **Alan Fisch** also successfully represented author and New York socialite **Tatiana Boncompagni Hoover** in a claim for copyright infringement in the U.S. District Court for Southern District of New York. The court granted the plaintiff's request for an order declaring her to be the sole author of the work in question, and also granted a temporary restraining order enjoining the defendant from publishing, distributing, or copying any part of the manuscript of the work at issue.

**Steven Rosenthal** is a respected appellate advocate at the firm. In April 2009, he successfully represented the City of Los Angeles in the U.S. District Court for the District of Columbia in a case involving a

matter of first impression regarding certain portions of the Shipping Act which had never before been invoked by the Federal Maritime Commission in court.

**Kellogg Huber Hansen Todd Evans & Figel** Kellogg Huber Hansen Todd Evans & Figel is a boutique appellate firm "that does a great job litigating cases." In fact, the praise for partners at Kellogg Huber is virtually unanimous. One partner at a much larger firm admits, "I am a little jealous of the lawyers at Kellogg Huber. They get really good cases and they get really good results."

"**David Frederick** is a terrific Supreme Court litigator and just a phenomenally good lawyer" claims one of the many lawyers that compliment his practice. Frederick previously served as the Assistant to the Solicitor General for the Department of Justice until 2001.

"**Mark Hansen** is the best civil trial lawyer I know in the U.S." states a competitor in the Washington region. Name partners **David Kellogg** and **Michael Huber** also receive serious commendation from peers. The lawyers at Kellogg Huber continue to represent clients, largely plaintiffs, in some of the most interesting and topical matters before the courts. The firm recently represented investors defrauded in a \$100 million Ponzi scheme by the defendant's broker in the matter of *A.I.A. Holdings, S.A. v. Lehman Brothers, Inc. and Bear, Stearns & Co.*

**O'Melveny & Myers**

Although its presence on the West Coast is more renowned, the Washington, D.C. office of O'Melveny & Myers, like its counterpart in New York, is beginning to garner serious recognition in the East Coast markets.

The strength of the firm's appellate practice is certainly cementing its reputation. "**Walter Dellinger** is a premiere Supreme Court lawyer" says a local Washington litigator. In the 2007-2008 Supreme Court term, Dellinger argued three cases before the Justices. He is currently on leave from a professorship at Duke Law School.

**Brian Boyle** focuses his practice on consumer class action litigation, representing corporate clients in the insurance, health care, and financial services industries. He also co-chairs the firm's Health Care and Life Sciences Practice. **Richard Parker** handles antitrust enforcement and litigation. He has represented clients in criminal cases, civil investigations, treble damages actions and class actions. He served three years as the Director of the Bureau of Competition at the FTC before returning to O'Melveny in 2001.

**Patton Boggs**

Litigators at Patton Boggs excel at government relations work. One local lawyer explains "the government contracts practice at Patton Boggs is very robust." The firm is one of the leading shops for public policy

work in the country.

"**Robert Luskin** is a very good litigator" claims a competitor with first hand experience observing Luskin in action. He has extensive experience in public corruption matters, including RICO actions, congressional investigations, federal money laundering statutes, and forfeiture proceedings. **Mitchell Berger** is also highly regarded for his work on behalf of clients that find themselves in litigation between either private parties or government entities.

**Robbins Russell Englert Orseck Untereiner & Sauber**

The lawyers at Robbins Russell Englert Orseck Untereiner & Sauber have impressed their peers with their white-collar criminal defense work in particular.

Peers consistently mention **Richard Sauber** for his experience in both civil and criminal matters. "Much of his clientele is defense contracting firms" states a local competitor. His expertise in this area is buttressed by having served as chief of the Defense Procurement Fraud Section of the Department of Justice, where he investigated and prosecuted criminal fraud matters. He has also developed an expertise in litigating *qui tam* actions.

**Greg Poe**, one of the firm's best white-collar attorneys, recently departed in order to start his own law firm.

**Schertler & Onorato**

Schertler & Onorato largely handles criminal defense work. Its white-collar crime and government investigations team is the backbone of the firm's success. Founding partner **David Schertler** does practice civil litigation, although he garners the most attention for his high-profile criminal work, including corruption investigations, campaign finance investigations, FCPA work, financial fraud investigations, and tax shelter investigations. He also represents clients in disputes and hearings before government agencies including the SEC, Federal Election Commission, and the Department of Defense. Before founding Schertler & Onorato in 1996, Schertler served as an Assistant U.S. Attorney for the District of Columbia.

**Simpson Thacher & Bartlett**

Simpson Thacher & Bartlett's New York office receives most of the press, but its litigators in Washington, D.C. continue to remain relevant. The firm devotes a large portion of its resources in this office to antitrust litigation and enforcement matters before the Department of Justice and the Federal Trade Commission. The lawyers also handle international treaty arbitrations, securities enforcement matters, and other regulatory matters.

**Peter Bresnan** handles government litigations and investigations, including SEC matters and other regulatory proceedings. He served as the Deputy Director at the SEC's

Division of Enforcement for twelve years. Peter Thomas primarily handles antitrust litigation and merger clearance. In this capacity, he has represented clients including The Blackstone Group, MasterCard International, and Rinker Group Limited.

#### Step toe & Johnson

Among the many practice areas that Steptoe & Johnson has in its Washington, D.C. office, the firm's insurance and white-collar crime groups garner the most praise.

"Mark Hulkower has gained real prominence among white-collar defense attorneys" says a local competitor. He has defended clients accused of all manner of financial crimes, including accounting fraud, securities fraud, health care fraud, and environmental offenses.

"Reid Weingarten is one of the best criminal trial lawyers in the nation" claims a peer. His list of high-profile clients includes Bernard Ebbers, the former CEO of WorldCom, and Mark Belnick, the former General Counsel of Tyco. He also handles criminal matters involving RICO claims, public corruption charges, and government procurement fraud.

#### Trout Cacheris

The litigators at Trout Cacheris are recognized almost exclusively for their white-collar criminal defense work, although peers acknowledge that they are very accomplished in this field. The firm is small, but considers its size an asset in that it has the ability to provide the same quality of representation as larger firms with a more responsive team of lawyers.

Many of the firm's partners, including founding member Robert Trout, have experience serving in government positions. The firm represents clients that are facing investigation or indictment for any number of criminal charges, including FCPA violations, fraud claims, tax evasion, bribery, and espionage.

#### Vinson & Elkins

Vinson & Elkins is generally known for energy litigation work out of Texas, but its Washington, D.C. litigators are impressing competitors as well.

C. Michael Buxton focuses on white-collar criminal defense and investigations. He is currently representing KBR in federal criminal and civil litigation arising out of the defense contractor's work in Iraq, Afghanistan, and the Balkans. The firm is also handling various related congressional investigations and False Claims Act *qui tam* cases arising out of the Iraq contracting work. William Lawler also handles white-collar criminal issues and government investigations. He is representing an international company and its U.S. affiliates that are involved in antitrust investigations regarding allegations of cartel activity and price fixing in the worldwide air and ocean

freight market. This investigation will require analyzing issues including relevant markets, value of commerce, and damages.

"Paul Maco did a wonderful job on a recent three-year SEC investigation" claims a peer that is familiar with Maco's work. His work in securities litigation and SEC enforcement matters is consistently praised among D.C. lawyers.

#### White & Case

The lawyers at White & Case have a solid reputation, but the international arbitration team out of the firm's Washington, D.C. office merits special attention. Peers note that

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***"The lawyers at White & Case have a solid reputation, but the international arbitration team out of the firm's Washington, D.C. office merits special attention. Peers note that 'White & Case is especially strong in international investment arbitration.'"***

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"White & Case is especially strong in international investment arbitration."

Carolyn Lamm and Andrea Menaker are two notable partners in this field. Lamm primarily represents foreign corporations and sovereigns. In August 2008, Lamm and a team of lawyers represented Bulgaria in a dispute with a Cypriot company under the Energy Charter Treaty and the Bulgaria-Cyprus bilateral investment treaty. This was the first ICSID arbitration to proceed to the merits under the ECT. The claimant was found not to be entitled to remuneration of the \$300 million it requested, and found not to be entitled to protection under the ECT because the investment at issue was premised on a fraudulent misrepresentation. The claimant was ordered to pay \$7 million towards Bulgaria's costs in the case. Before joining White & Case in April 2008, Menaker worked at the U.S. Department of State on NAFTA issues.

"George Terwilliger is a very good white-collar criminal lawyer" states a competitor. He is the global practice chair of the firm's White-Collar division. Christopher Curran is recommended for his work in commercial litigation, securities, white-collar crime, intellectual property, and antitrust.

#### Winston & Strawn

Winston & Strawn has a large litigation presence in Washington, D.C. and its white-collar crime and criminal investigations group is particularly noteworthy.

Peers recommend Thomas Buchanan for his general commercial litigation and white-collar practice. He served as an Assistant U.S. Attorney in the Eastern District of Virginia for four years before starting in private practice. Clients include Boeing, Gateway, Morgan Stanley, and Verizon.

The firm represented PetroEcuador in a case brought by Chevron in which the plaintiffs attempted to obtain indemnification from PetroEcuador in anticipation of a judgment of between \$7 and \$27 billion for pollution cleanup costs. Chevron alleged that the indemnification clauses at issue were binding on PetroEcuador under an estoppel theory, since the provisions were included in a contract that was never executed. Winston & Strawn partner Eric Bloom and counsel Tomás Leonard successfully blocked Chevron's attempts to avoid liability, and effectively rebutted Chevron's claims for binding

arbitration; the court granted summary judgment which was subsequently affirmed for the U.S. Court of Appeals for the Second Circuit.

#### Zuckerman Spaeder

Zuckerman Spaeder has offices in New York, Tampa, Baltimore and Wilmington, but with 50 litigators, the Washington, D.C. office is by far the firm's largest.

William Taylor handles a variety of complex litigation, including white-collar and government investigations. He advises the Special Committee of a publicly held company with respect to an internal investigation that the Committee is conducting in response to a search warrant and grand jury subpoena issued against the company for alleged violations of the antitrust laws.

Mark Foster primarily handles white-collar criminal defense and professional liability matters, including malpractice actions. Foster and his team won an important summary judgment motion on behalf of client Wiley Ryan in a case brought by the private security firm Blackwater. The plaintiff was suing Wiley Ryan for legal malpractice arising from the firm's representation of Blackwater in wrongful death suits filed in North Carolina state court. Blackwater alleged that the firm did not make the proper arguments in its attempt to remove the suits to federal court, and claimed \$30 million in damages as a result of this failure to invoke certain statutory arguments. In May 2008, the court granted Zuckerman Spaeder's motion to dismiss, noting that the claimed damages were speculative, and therefore there was no compensable injury.

**PETER H BRESNAN****SIMPSON THACHER & BARTLETT LLP**

1155 F Street, NW  
 Washington, DC 20004  
 Tel: 202 636 5569  
 Fax: 202 636 5502  
 Email: pbresnan@stblaw.com  
 Website: www.stblaw.com

Peter H Bresnan is a litigation partner at Simpson Thacher & Bartlett in the firm's government and internal investigations practice. Mr Bresnan's practice includes a broad range of business regulatory and corporate governance matters, including representing corporations, financial institutions and individuals in SEC and other regulatory enforcement proceedings. In addition, Mr Bresnan conducts internal investigations on behalf of management and boards of directors. He regularly counsels clients on SEC reporting, disclosure, compliance and corporate governance requirements.

Mr Bresnan joined the firm following a 12-year tenure at the Securities and Exchange Commission, most recently as deputy director, division of enforcement, where he was responsible for supervising all enforcement matters in the SEC's Washington, DC office. Mr Bresnan led a number of major enforcement actions, including as the SEC's lead trial counsel in the WorldCom case. Mr Bresnan was also responsible for the Commission's actions against Fannie Mae and Freddie Mac. Mr Bresnan led significant investigations involving a broad variety of subjects, including alleged violations of the Foreign Corrupt Practices Act, issuer accounting fraud and other disclosure violations, stock options backdating, mutual fund market timing and late trading, market manipulation, broker-dealer misconduct and insider trading.

During his career at the SEC, Mr Bresnan served in various positions, including Acting District Administrator for the SEC's Boston office where his responsibilities included oversight of the office's enforcement program as well as its examinations of brokerage firms, investment advisers and other registered entities. Mr Bresnan also served as the SEC's Deputy Chief Litigation Counsel, sharing responsibility for managing the Commission's nationwide litigation program.

Mr Bresnan is the 2004 recipient of the SEC's Stanley Sporkin Award, which recognizes those who have made "exceptionally tenacious and insightful contributions" to the enforcement of the federal securities laws.

He earned his JD from Fordham University School of Law in 1982 and his BA from Kenyon College in 1977.

**WILLIAM A BURCK****WEIL, GOTSHAL & MANGES LLP**

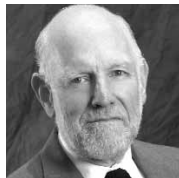
1300 Eye Street, NW, Suite 900  
 Washington, DC 20005  
 United States  
 Tel: +1 202 682 7002  
 Fax: +1 202 857 0940  
 E-mail: bill.burck@weil.com

William A Burck is a partner in the investigations and criminal defense practice. He was formerly deputy counsel to the President and a federal prosecutor in New York City, and has significant experience litigating, investigating and prosecuting financial frauds and other white collar matters, both domestic and transnational. Mr Burck has also litigated antitrust and M&A-related cases, as well as domestic and international arbitrations.

Mr Burck has served as a senior advisor in the White House in various capacities, most recently as deputy counsel and special counsel to former President George W Bush. In those roles, he helped supervise a team of over 30 attorneys and other staff in the White House Counsel's Office advising the President and senior White House and Administration officials on major legal issues confronting the Administration. His principal focus was on congressional oversight and investigations, crisis management, financial regulation and economic policy (including issues related to financial rescue and reform legislation and regulation), national security, nominations and confirmations of senior Administration officials, and transition to the new Administration. He also served as the principal White House Counsel liaison to senior leadership of the Department of Justice and General Counsel offices of various Administration departments and agencies, including the Department of Treasury, the Department of Defense, the Central Intelligence Agency and the Office of the Director of National Intelligence.

Mr Burck has served as a senior official in the Department of Justice as Counselor to the Assistant Attorney General of the Criminal Division, advising Department leadership on legislative and policy matters affecting criminal law enforcement in a range of areas, including white collar crime and sentencing. He was also an Assistant United States Attorney in the US Attorney's Office for the Southern District of New York, where he tried criminal cases, including as a member of the government's trial team for *United States v Martha Stewart* and *Peter Bacanovic*, briefed and argued appeals before the United States Court of Appeals for the Second Circuit, and investigated and prosecuted a wide range of crimes including securities and other financial frauds, money laundering, organized crime, and narcotics and weapons trafficking.

Mr Burck is a graduate of Yale Law School, where he received his JD and served as editor-in-chief of *The Yale Law Journal*. Mr Burck also pursued doctoral studies at Harvard University's Department of Government and received his BA, *magna cum laude* and *Phi Beta Kappa*, in both Political Science and International Studies from Yale University. He served as a law clerk to the Honorable Anthony M Kennedy of the Supreme Court of the United States and to the Honorable Alex Kozinski of the United States Court of Appeals for the Ninth Circuit.

**MARK W FOSTER****ZUCKERMAN SPAEDER LLP**

1800 M Street, NW  
Suite 1000  
Washington, DC 20036-5807  
Tel: 202.778.1804  
Fax: 202.822.8106 fax  
Email: mfooster@zuckerman.com  
Web: www.zuckerman.com

Mark W Foster represents and counsels a wide variety of law firms and lawyers on professional ethics and legal malpractice matters, disciplinary cases, bar admissions, unauthorized practice problems, partnership questions, real estate leases, and bank financing. He advises law firm managing partners, general counsels, and administrators concerning ethics compliance programs, conflicts of interest, trust accounting, lateral recruiting and hiring, and lawyer departures.

Mr Foster has dealt extensively with ethics problems confronted by lawyers in large practices and small as a litigator, counselor, and expert witness. He is also experienced in complex issues such as alliances between law firms and non-lawyers, partnerships with non-lawyers, the rights and responsibilities of partners to each other, and the migration of partners and practices between law firms. Mr Foster has served as a mediator and an arbitrator, typically in law firm disputes and dissolutions. His practice also includes commercial transactions, such as business formation and dissolution, financing, and related issues. He has decades of litigation experience in civil and criminal jury and non-jury trials. He has been a voting delegate to all of the District of Columbia judicial conferences, as well as to a number of federal judicial conferences.

Mr Foster has taught at The George Washington University Law School, the National Institute of Trial Advocacy, and for the continuing legal education program of the District of Columbia Bar. His courses have included trial technique, conflicts, trust accounting, ethics, and advocacy.

Before entering private practice, Mr Foster worked for the Public Defender Service of the District of Columbia as a staff attorney for three years and as the chief of its Felony Trial Division for one year. He formed Moore & Foster, in 1976 and was a partner there until the firm merged with Zuckerman Spaeder in 1983.

**Bar Admissions**

District of Columbia, Maryland, Connecticut

**Court Admissions**

US Claims Court, US Supreme Court

**Education**

- Harvard Law School, J.D., 1971
- Yale University, B.A., 1965

**Related Professional Activities**

- Former member and vice chair, Legal Ethics Committee, District of Columbia Bar
- Former member, Committee to Study Revisions of the Rules of Professional Conduct, District of Columbia Bar
- Former member, Disciplinary System Review Committee, District of Columbia Bar
- Former chair, Board on Professional Responsibility, District of Columbia Court of Appeals
- Former member and vice chair, Board on Professional Responsibility, District of Columbia Court of Appeals
- Former member, Hearing Committee #6, Board on Professional Responsibility, District of Columbia Court of Appeals

**Recognitions**

- *The Best Lawyers in America*, Commercial Litigation, Professional Malpractice Law, 2007-present
- Local Litigation Star, *Benchmark Litigation*, 2010
- Finalist, Top Washington Lawyer: Corporate Litigation, *Washington Business Journal*, 2009
- AV® Peer Review Rated, Martindale-Hubbell

**AITAN D GOELMAN****ZUCKERMAN SPAEDER LLP**

1800 M Street, NW  
Suite 1000  
Washington, DC 20036-5807  
Tel: 202.778.1996  
Fax: 202.822.8106  
Email: agoelman@zuckerman.com  
Web: www.zuckerman.com

Aitan Goelman is a trial lawyer. He has tried over 50 cases to verdict and is regularly called upon to litigate the most complicated, challenging and hard-fought cases. Mr Goelman's practice focuses on white-collar criminal defense, securities litigation and complex commercial litigation. He also represents hundreds of American citizens who were victims of international terrorist attacks in lawsuits based on the Anti-Terrorism Act.

Before joining Zuckerman Spaeder, Mr Goelman spent nine years as a federal prosecutor with the US Department of Justice, including several years as Assistant US Attorney for the Southern District of New York. There he prosecuted dozens of complex criminal cases, including RICO; murder; robbery; conspiracy; wire, mail, and bank fraud; and other federal crimes.

Earlier in his career, Mr Goelman was selected by former Attorney General Janet Reno as the youngest member of the team prosecuting Oklahoma City bombing suspects Timothy McVeigh and Terry Nichols. He also served with the Justice Department's Terrorism and Violent Crime Section in Washington, DC. Prior to this, he was clerk to the Honorable Aharon Barak, Chief Justice of the Supreme Court of Israel. While in law school he was a senior editor of the *Yale Law Journal* and won the Gallagher Prize for excellent in trial advocacy.

He has received numerous awards and commendations for his work, including the Attorney General's Distinguished Service Award, and a Martindale-Hubbell AV rating. He was named a "Future Star" by *Benchmark Litigation*. Mr Goelman is an adjunct professor of law at The George Washington University Law School, and is regularly sought out by major national media outlets, including MSNBC, CNN, CNN International, the *New York Times*, *Wall Street Journal*, and *Washington Post*.

**Bar Admissions**

District of Columbia

**Court Admissions**

US District Court, District of Massachusetts, US District Court, Southern District of New York, US District Court, Eastern District of New York

**Education**

- Yale Law School, JD, 1993
- Michigan State University, BA, *summa cum laude*, 1990
- Phi Beta Kappa

**Recognitions**

- AV® Peer Review Rated, Martindale-Hubbell
- Future Star, *Benchmark Litigation*, 2010

## RAY V HARTWELL, III

**HUNTON & WILLIAMS LLP**

1900 K Street, N.W.  
Washington, D.C. 20006-1109

Direct Dial: 202-955-1629  
E-mail: rhartwell@hunton.com

Ray Hartwell has more than 30 years' experience in antitrust and competition-related investigations, litigation and counseling. He serves as vice-chair of Hunton & Williams' global competition practice.

Mr Hartwell has represented more than 50 corporations and executives in connection with criminal antitrust and international cartel investigations. His experience in these matters spans a variety of major domestic and international lines of business. He has dealt with issues of amnesty and leniency in the US, Canada and other jurisdictions, as well as the full range of issues involved in response to criminal and cartel investigative procedures, negotiation of plea agreements and other resolutions, presentations at all levels within the Department of Justice, and follow on criminal and civil litigation issues.

Mr Hartwell has also represented numerous corporate clients in antitrust and related class action and similar litigation. Significant recent matters include the representation of a major trucking firm in *In re LTL Shipping Services Antitrust Litigation* (securing dismissal of plaintiffs' claims) and representation of a foreign air carrier in *In re Air Cargo Shipping Services Antitrust Litigation*. Other illustrative cases include defense and favorable settlement on behalf of a major tobacco leaf dealer, of a class action alleging conspiracy to depress prices and allocate purchases on tobacco auction markets; successful representation of a bookstore chain in an action alleging price discrimination, negligent misrepresentation, and fraud against a major publisher; and obtaining a judgment on behalf of a major consumer products company in litigation charging a sports sponsorship organization with false advertising, unfair competition, and tortious interference with contract.

In addition, Mr Hartwell has extensive experience in the conduct of corporate compliance programs and internal investigations, counseling on competition-related issues, and merger filings and review in the US and abroad.

Mr Hartwell is listed in *An International Who's Who of Competition Lawyers*, *Best Lawyers in America* (antitrust), and *Guide to the World's Leading Competition and Antitrust Lawyers*.

Mr Hartwell now serves as co-chair of the Cartel and Criminal Practice Committee, and a member of the International task force, of the of the ABA Section of Antitrust Law. He has previously served on the Council of the Section and as a member of the ABA task force on Antitrust Sentencing Guidelines. He has chaired the antitrust sections of both the District of Columbia bar and the Virginia state bar. He sits on the editorial board of *The Antitrust Bulletin* and served as editor of the *ABA Handbook on Grand Jury Investigations* (2nd edition, 1988).

Mr Hartwell graduated *summa cum laude* from Washington & Lee University law school, where he was editor-in-chief of the law review and was elected to the Order of the Coif and Omicron Delta Kappa. He managed his firm's Brussels office from 1992 to 1994. Before attending law school, Mr Hartwell served in the US Navy, where he was the anti-submarine warfare and nuclear weapons officer on a guided missile destroyer. He is a member of the District of Columbia and Virginia bars.

**HUNTON &  
WILLIAMS**

## CAROLYN LAMM

**WHITE & CASE LLP**

701 Thirteenth Street, NW  
Washington, DC  
20005-3807

United States  
Tel: 202 626 3600  
Fax: 202 639 9355  
Email: clammm@whitecase.com  
Web: www.whitecase.com

Carolyn Lamm is a distinguished lawyer who specializes in international arbitration, international commercial litigation matters and international trade. A clear leader in her field, both nationally and globally.

Ms Lamm has been lead counsel in a number of high-profile international arbitration cases, including most recently having been lead counsel for the Philippines in *Fraport v Philippines*, which resulted in a complete dismissal of the approximately US\$500 million case against the Philippines, as well as in *PIATCO v Philippines*; *G Baccarra et al v Argentina* and *PSEG v Turkey*. She was also counsel in *Plama Consortium v Bulgaria*, a US\$300 million Energy Charter Treaty case related to an oil refinery and the first ICSID Case on Merits Under Energy Charter Treaty; *Aguytia Energy LLC v Republic of Peru* in which the White & Case team achieved a complete victory that made an important contribution to the understanding of stability agreements as a tool for the promotion and protection of foreign investment; and was co-lead counsel in *In re: Refined Petroleum Products Antitrust Litigation*, a multidistrict, trillion dollar class action where the White & Case team secured the dismissal of three antitrust complaints against client Saudi Aramco and its US subsidiaries.

Clients and the legal community praise Ms Lamm for her extraordinary work and contributions to the field, resulting in numerous accolades throughout her career. During the past year Ms Lamm was honored with the University of Miami's Edward T Foote II Alumnus of Distinction Award for "personal or professional achievements that bring honor and recognition to the University of Miami." Ms Lamm was also named "2008 Lawyer of the Year" by The Bar Association of the District of Columbia, and was honored for "Outstanding Contributions to the Legal Profession" by *Chambers & Partners* at the 2008 *Chambers USA Awards for Excellence*, an award given to individuals of high-caliber expertise and marketplace standing who have had a recent significant impact on the legal landscape.

Ms Lamm currently serves as president of the American Bar Association, a 413,000-member organization and the largest voluntary professional organization in the world. Ms Lamm says she is focusing her presidency on "helping lawyers weather the tough economy; reviewing our system of legal governance and ethical regulations to take into account dramatic changes in technology and globalization; increasing advocacy for the profession and public to assure access to justice and protecting the Rule of Law; boosting diversity to make our profession better reflect America; and drawing more lawyers into the ABA so that we can be a more effective voice and resource for the profession and causes we care about." Ms Lamm serves on the Council of the American Law Institute and works on its Restatement of International Arbitration and is a Fellow of the American College of Trial Lawyers.

**ANDREA J MENAKER****WHITE & CASE LLP**

701 Thirteenth Street, NW  
 Washington, DC  
 20005-3807  
 United States  
 Tel: 202-626-3600  
 Fax: 202-639-9355  
 Email: amenaker@whitecase.com  
 Web: www.whitecase.com

Andrea J Menaker's practice focuses on international arbitration and public international law. She has extensive experience in matters involving treaty-based claims, international investment protections, sovereign immunity, and the enforcement of foreign arbitral awards. Ms Menaker has represented clients in arbitrations before the International Centre for Settlement of Investment Disputes (ICSID) and its Additional Facility, the International Chamber of Commerce (ICC) and other arbitral institutions, as well as in ad hoc arbitration under the Arbitration Rules of the United Nations Commission on International Trade Law (UNCITRAL).

Ms Menaker is frequently called upon to speak on international arbitration and investor-State dispute resolution issues. She has served as an Adjunct Professor at Georgetown University Law Center, where she taught international commercial arbitration for several years, and has lectured at several other universities.

Prior to joining White & Case, Ms Menaker was Chief of the NAFTA Arbitration Division for the US State Department where she represented the US in investor-State arbitrations under the investment chapter of the North American Free Trade Agreement (NAFTA), and participated in the drafting of investment and dispute resolution provisions in United States' bilateral investment treaties and investment chapters of free trade agreements. Ms Menaker previously served as a law clerk for the Honorable Sidney H Stein of the US District Court for the Southern District of New York.

Ms Menaker received her law degree, with high honors, from the University of Washington, where she was a member of the Order of the Coif, Co-Editor-in-Chief of the *Law Review*, and on the Moot Court Honor Board. She received her BS, *magna cum laude*, from Georgetown University.

**ABBY COHEN SMUTNY****WHITE & CASE LLP**

701 Thirteenth Street, NW  
 Washington, DC  
 20005-3807  
 United States  
 Tel: 202-626-3600  
 Fax: 202-639-9355  
 Email: asmutny@whitecase.com  
 Website: www.whitecase.com

Abby Cohen Smutny's practice focuses on international dispute resolution through arbitration or litigation. She often serves as lead counsel in high-stakes cases involving contentious political issues, complex claims for compensation and legal issues of first impression. She has particular experience in matters involving public international law and treaty based claims, international investment protections, expropriations, disputes with state enterprises, issues of state responsibility, sovereign immunity, political risk and the enforcement of foreign judgments and arbitral awards.

Ms Smutny regularly represents clients in arbitrations before ICSID and its Additional Facility, the ICC, the Vienna International Arbitral Centre, the LCIA and in ad hoc arbitration, such as under the UNCITRAL Rules.

Ms Smutny has been recognized repeatedly for her leading expertise in *Benchmark Litigation*, *Chambers Global*, *Who's Who Legal*, *The Best Lawyers in America* and other guides to the profession. She frequently speaks on international arbitration and investor-state dispute resolution and has lectured at Cambridge University's Lauterpacht Research Centre for International Law and at American University's Washington College of Law on developments in international investment arbitration.

**WILLIAM W TAYLOR III****ZUCKERMAN SPAEDER LLP**

1800 M Street, NW, Suite 1000  
 Washington, DC 20036-5807  
 Tel: 202.778.1810  
 Fax: 202.822.8106  
 Email: wtaylor@zuckerman.com  
 Web: www.zuckerman.com

William Taylor's practice focuses on complex litigation. It includes civil, criminal and regulatory matters. He has tried numerous civil and criminal cases in state and federal courts.

His clients include current and former public officials, lawyers, and law firms. Mr Taylor represented the chief of staff to President Clinton, the finance chair of the Democratic National Committee (DNC), and other public officials in the Whitewater and DNC fundraising investigations. He represented Senator Alan Cranston of California in proceedings before the Senate Ethics Committee, arising from the collapse of the Lincoln Savings & Loan Association. He represented the former president of the Salt Lake City Olympic Committee in his successful defense against federal charges arising from the selection of Salt Lake City as the site for the 2002 Winter Olympic Games. More recently, he represented a major national law firm in connection with a long-running investigation of unlawful payments to plaintiffs which ended in a negotiated non-prosecution agreement.

Before joining Zuckerman Spaeder, Mr Taylor was a staff attorney and special assistant for training at the Public Defender Service for the District of Columbia. He was a law clerk for the Honorable Caleb M Wright, Chief Judge, US District Court for the District of Delaware.

**Bar Admissions** District of Columbia, North Carolina

**Court Admissions**

US Supreme Court, US District Court, District of Columbia, US District Court, District of Maryland, US District Court, Northern District of New York, US Court of Appeals, District of Columbia Circuit, US Court of Appeals, 2nd Circuit, US Court of Appeals, 4th Circuit, US Court of Appeals, 5th Circuit, US Court of Appeals, 11th Circuit

**Education**

Yale Law School, J.D., 1969, University of North Carolina, B.A., 1966

**Related Professional Activities**

- Chair, board of directors, Fair Trial Initiative
- Board of directors, Washington Lawyers Committee for Civil Rights and Urban Affairs
- Member, advisory committee on the Rules of Evidence of the US Judicial Conference
- Former chair, District of Columbia Commission on Judicial Disabilities and Tenure
- Former visiting professor, University of North Carolina Law School
- Former adjunct faculty member, Catholic University Law School
- Former member, board of directors, Center for Death Penalty Litigation
- Former chair, board of trustees, Public Defender Service for the District of Columbia
- Former chair, Criminal Justice Section, American Bar Association

**Recognitions**

- Fellow, American College of Trial Lawyers
- *Chambers USA: America's Leading Lawyers for Business*, Litigation: White-Collar Crime and Government Investigations, 2006–present
- *The Best Lawyers in America*: Bet-the-Company Litigation, Commercial Litigation, and White-Collar Criminal Defense, 1983–present
- *International Who's Who of Business Lawyers*, Business Crime, 2004–present
- Local Litigation Star, *Benchmark Litigation*, 2010
- Big Guns: Top Washington Lawyers, *Washingtonian*, 2004 and 2007
- Leading Lawyers: Top Criminal Defense Attorneys, *Legal Times*, 2006
- AV® Rated, Martindale-Hubbell

**JOSEPH M TERRY****WILLIAMS & CONNOLLY LLP**

725 Twelfth Street, NW  
 Washington, DC 20005  
 Tel: 202-434-5320  
 Fax: 202-434-5029  
 jterry@wc.com

Joe Terry focuses his practice on complex civil and criminal litigation at both the trial and appellate level. Mr Terry's practice has included the defense of public officials, corporations, and corporate officers and directors in connection with prosecutions, investigations and lawsuits alleging false statements as well as securities and accounting fraud. Mr Terry has also devoted a substantial portion of his practice to the representation of corporate executives, partners, and partnerships, in matters involving the reasonableness of executive compensation and the distribution of partnership proceeds.

Mr Terry's practice has also included the representation of plaintiffs in a wide variety of intellectual property matters, including trademark infringement, unfair competition, copyright infringement, and claims arising under the Digital Millennium Copyright Act.

Mr Terry has represented clients in federal and state trial courts throughout the country and before the US Courts of Appeals for the 4th Circuit, 5th Circuit, 9th Circuit, and District of Columbia Circuit. Most recently, Mr Terry argued before the 9th Circuit in *Giles v General Motors Acceptance Corporation*, 494 F3d 865 (9th Cir 2007), successfully obtaining a reversal of summary judgment in a matter involving a novel application of the economic loss doctrine.

**Education & Honors**

- The University of Chicago Law School, JD, with honors, 1999; The University of Chicago Law Review; First Place, University of Chicago Moot Court Tournament, 1999
- Northwestern University, BA, with honors, 1996; National Intercollegiate Debate Champion 1994, 1995

**Bar Admissions**

- District of Columbia
- United States Courts of Appeals for the District of Columbia, Fourth, Fifth, and Ninth Circuits
- United States District Courts for the District of Columbia and Maryland

**Government experience**

- Law Clerk, Judge W Eugene Davis, United States Court of Appeals for the Fifth Circuit, 1999-2000

**Publications**

Editor-in-chief, *Business Crimes Hotline*, 2001-2002  
 Jurisdictional Discovery under the Foreign Sovereign Immunities Act, 66 U Chi L Rev 1029 (1999)

**Practice Areas**

- Appellate
- Criminal Defense
- Employment and Labor
- General Civil Litigation
- Intellectual Property
- Securities and Financial Services Litigation

**CHRISTOPHER M. CURRAN****WHITE & CASE LLP**

701 Thirteenth Street, NW  
 Washington, DC  
 20005-3807  
 United States  
 Tel: + 1 202 626 3643  
 Fax: + 1 202 639 9355  
 Web: www.whitecase.com

Mr. Curran, a trial lawyer, is a partner in the Firm's Washington, DC office, where he heads the litigation practice. He has been repeatedly recognized as a leading litigator in Washington and nationwide. In 2007, he was designated in the very top echelon of "litigation stars" by one of the leading lawyer-ranking guides. In 2008, he was named as one of "the nation's top litigators" by The National Law Journal.

Mr. Curran represents domestic, foreign and sovereign clients in complex civil litigation at all levels in federal and state courts. He has won high-stakes verdicts and judgments in trial courts across the country, and he has successfully argued appeals in the District of Columbia, Second, Fourth, Eleventh and Federal Circuits. A significant part of his practice focuses on issues of international law and federal-government regulation, especially antitrust.

Recent representative matters include:

- Lead counsel in successful defense of federal criminal antitrust case against corporate client in the shipping industry; prevailed after month-long trial in Eastern District of Pennsylvania.
- Lead counsel in successful defense of a major antitrust action brought by US Federal Trade Commission against pharmaceutical manufacturers relating to settlement of patent litigation. After 40-day trial, won defense verdict. Also lead counsel on Eleventh Circuit appeal upholding trial verdict. Copycat private class actions still pending in Multi-District Litigation proceeding.
- Lead counsel in successful defense of major Saudi bank alleged to have financially supported terrorism. Won pre-trial dismissal of \$1 billion claim.

Mr. Curran regularly represents clients before US federal government bodies as well as before the courts. Mr. Curran has represented clients in investigations conducted by, among others, the Securities and Exchange Commission, the Department of Justice, the Federal Trade Commission, the Department of Commerce, the Department of the Treasury, the Department of Defense, the International Trade Commission, the Federal Energy Regulatory Commission and Congressional committees. He is also experienced in representing foreign sovereigns and diplomats in their interactions with the Department of State with regard to issues of immunity.

Mr. Curran has substantial experience in the antibribery provisions of the Foreign Corrupt Practices Act. In dozens of FCPA matters over the last decade, he has (i) advised clients on the propriety of proposed conduct and on responding to questionable conduct by employees, (ii) conducted internal investigations, and (iii) assisted companies in establishing practices and programs of compliance.

Mr. Curran also regularly advises clients on complying with the US Foreign Asset Control regulations and with the US antiboycott laws.

Mr. Curran served three three-year terms on the US Court of Appeals for the District of Columbia Circuit's Advisory Committee on Admissions and Grievances. He was chairman of the committee.

**GEORGE J TERWILLIGER III****WHITE & CASE LLP**

701 Thirteenth Street, NW  
 Washington, DC  
 20005-3807  
 United States  
 Tel: + 1 202 626 3600  
 Fax: + 1 202 639 9355  
 Web: www.whitecase.com

George Terwilliger is a senior partner in the Washington, DC office of White & Case and the global head of the firm's White Collar practice group. Mr Terwilliger's experience is drawn from a well known career in public service and a private practice record of outstanding client results.

In private practice, Mr Terwilliger's clients include many of the world's largest companies and most prominent individuals in investigations and criminal, civil and appellate proceedings. Mr Terwilliger is a courtroom veteran, frequently representing clients before trial and appellate courts. Mr Terwilliger's experience with the media provides an added dimension to his counsel in high-visibility matters. His representations include an international financial institution and a European defeasance entity, for which he led litigation teams to successful resolution of multi-billion dollar bank fraud allegations in both civil and criminal proceedings. In a federal campaign finance matter, he obtained the rare result of the pretrial dismissal of a criminal indictment. For companies, he has represented energy, telecommunication, and industrial companies in government investigations and in civil and criminal litigation. Mr Terwilliger has conducted and supervised corporate internal investigations, including global legal compliance assessments, and company-wide legal risk management reviews. He has represented prominent academic medical centers and other entities in connection with government healthcare fraud investigations. He has represented a former cabinet officer in both administrative and criminal investigations, a member of the United States Senate in an ethics investigation, and high-ranking presidential appointees in criminal investigations.

Mr Terwilliger served as a presidential appointee in two administrations, first as a US Attorney in the Reagan Administration, then as Deputy Attorney General and Acting Attorney General of the United States in the George HW Bush Administration. He also has ten years' experience as a front-line federal prosecutor conducting investigations, trials, and appellate proceedings. Highlights of his public service include leadership in major cases such as BCCI, an international banking scandal, where he led the negotiation of a criminal and civil settlement involving over twenty parties in the US and abroad, and in domestic crises, including managing the federal response to massive civil unrest in Los Angeles, the rescue of federal officers held hostage in a prison takeover, and serving as lead prosecutor in significant white collar crime and terrorism cases.

Mr Terwilliger is often called upon to provide comment and testimony on matters of public policy. He has served as counsel to a US Senate investigation, outside counsel to federal commissions, and confidant and counselor to elected and appointed officials. Mr Terwilliger was a leader of President George W Bush's legal team and an architect of the team's legal strategy during the Florida election recount.

**PETER C THOMAS****SIMPSON THACHER & BARTLETT LLP**

1155 F Street, NW  
 Washington, DC 20004  
 Tel: 202 636 5535  
 Fax: 202 636 5502  
 Email: pthomas@stblaw.com  
 Website: www.stblaw.com

Peter Thomas is managing partner of Simpson Thacher & Bartlett's Washington, DC office and a member of the firm's litigation department. Mr Thomas has extensive experience in large, complex commercial litigations and arbitrations, particularly in the areas of antitrust and international arbitration. The firm's Washington, DC office concentrates on antitrust litigation and merger enforcement, international investment treaty and commercial arbitrations, governmental and internal investigations, including securities enforcement matters, and other regulatory matters.

Mr Thomas's recent experience includes representing: Microchip Technology in obtaining clearance by the FTC of its proposed acquisition of Atmel Corp.; DoubleClick in successfully obtaining FTC clearance of its acquisition by Google following a Second Request investigation; The Blackstone Group, LP in putative class action antitrust litigation brought against private equity firms alleging collusive bidding practices; MasterCard International through trial and related proceedings on its successful motion to enforce the final judgment against Visa USA in a Department of Justice antitrust enforcement action; the Dominican Republic in international investment treaty arbitrations stemming from privatization of the country's electricity sector; Oil Basins Limited in an oil and gas arbitration in Melbourne, Australia under a royalty agreement governed by New York law; Warner Chilcott in antitrust enforcement and private civil litigation in the DC District Court; Rinker Group Limited in a DOJ antitrust investigation arising from a takeover offer by a competing firm, Cemex, in the ready-mix concrete, cement and aggregates businesses; New Brunswick Power in international litigation proceedings against the Venezuelan state-owned petroleum company and a subsidiary; Accenture in various commercial disputes, litigations and arbitrations, as well as through trial and a successful final award against the Andersen Worldwide network of member firms in the largest multi-party arbitration ever conducted under the ICC Rules.

Mr Thomas joined Simpson Thacher in September 1984 and was elected to partnership in October 1992. He received his BA with High Honors from the University of California at Berkeley in 1980 and received his JD in 1984 from the UCLA School of Law where he was Order of the Coif.



## ZUCKERMAN SPAEDER LLP

### About the Firm:

*"A haven for clients in trouble."*

That is how *The American Lawyer* described Zuckerman Spaeder when it named the law firm a finalist for "Litigation Boutique of the Year" in 2009—one of only two firms to receive this recognition both times the competition has been held.

When the stakes are high, clients turn to Zuckerman Spaeder to resolve their most challenging legal issues. They do so for two very important reasons—our dedicated people and our deep experience. Zuckerman Spaeder counts among its ranks many of the nation's leading lawyers, who include a former District of Columbia attorney general, former federal prosecutors and public defenders, as well as attorneys who have served in congressional offices and federal agencies. Their substantive knowledge runs from criminal defense to FDA law to complex commercial litigation to issues confronting lawyers and law firms.

Through the combined experience of our seasoned team of lawyers, Zuckerman Spaeder offers expert counsel in the most complex legal cases and investigations. And when those cases do enter the courtroom, our trial lawyers guide clients through the course of litigation.

Zuckerman Spaeder's strengths lie not only in our litigation wins, but also in the quiet victories that take place outside of the public eye, as achieving the best possible results for our clients often means avoiding litigation altogether. Our attorneys resolve legal problems outside of the courtroom, sparing our clients the stress and expense of trial, while also protecting the core business of their companies.

### Offices:

#### WASHINGTON, DC

Chairman: Graeme W Bush  
1800 M Street, NW  
Suite 1000  
Washington, DC 20036-5807  
202.778.1800  
202.822.8106 fax

#### NEW YORK

Managing Partner: C Evan Stewart  
1540 Broadway  
Suite 1604  
New York, NY 10036-4039  
212.704.9600  
212.704.4256 fax

#### TAMPA

Managing Partner: Morris "Sandy" Weinberg  
101 East Kennedy Blvd.  
Suite 1200  
Tampa, FL 33602-5838  
813.221.1010  
813.223.7961 fax

Founded in Washington, DC in 1975, Zuckerman Spaeder maintains a national practice with attorneys in five offices, including Washington, New York, Tampa, Baltimore, and Wilmington, DE. The firm and its attorneys have been recognized in many local and national venues, including *Benchmark Litigation*, *The Best Lawyers in America*, *Chambers USA: America's Leading Lawyers for Business*, and *International Who's Who of Business Lawyers*, among others.

Website: [www.zuckerman.com](http://www.zuckerman.com)

### Practices:

- Appellate
- Bankruptcy
- Business Law
- Civil Litigation
- Class Action
- Plaintiffs' Litigation
- Pro Bono
- Public Client
- Real Estate
- Food and Drug
- Government Ethics and Political Law
- Insurance
- Legal Profession and Ethics
- Native American
- Securities Litigation
- Tax Litigation
- White Collar and Government Investigation

#### BALTIMORE

Managing Partner: Martin S Himeles, Jr.  
100 East Pratt Street  
Suite 2440  
Baltimore, MD 21202-1031  
410.332.0444  
410.659.0436 fax

#### WILMINGTON, DE

Managing Partner: Thomas G Macauley  
919 Market Street  
Suite 990  
P.O. Box 1028  
Wilmington, DE 19801  
302.427.0400  
302.427.8242 fax

Website: [www.zuckerman.com](http://www.zuckerman.com)