



GOVERNMENT INVESTIGATIONS & WHITE COLLAR DEFENSE

WHEN YOUR REPUTATION IS ON THE LINE

Law enforcement is more aggressive today than ever before. The U.S. Congress, federal prosecutors and regulators, and state attorneys general have all used their investigative powers to change the rules of conduct in business and government—sometimes even in the absence of prosecutions or convictions. The mere threat of an indictment can force companies or executives into costly deferred prosecution agreements, civil settlements, or criminal pleas, all with the potential for exposure to difficult collateral litigation.

Government investigations are serious, disruptive, and alarming. To respond appropriately to a government investigation while protecting one’s interests, it is essential to have guidance from skilled attorneys who know the process inside and out. The attorneys in Nixon Peabody’s Government Investigations & White Collar Defense practice are nationally recognized industry leaders who are experienced in all forms of government investigations—including criminal, administrative, and congressional investigations—as well as grand jury proceedings, trials, appeals, and collateral proceedings.

We help our clients manage even the most sensitive inquiries, often resolving matters quietly and without public attention. If litigation is unavoidable, our clients are represented by highly skilled trial lawyers who have achieved favorable results for individuals and companies in some of the nation’s largest and highest-profile civil and criminal proceedings.



COMPREHENSIVE SERVICES WITH TOTAL PROTECTION



Comprehensive services

Nixon Peabody's Government Investigations & White Collar Defense practice provides comprehensive services to individuals and organizations that find themselves involved in government investigations. Our team has a proven record of success in helping clients protect their businesses, reputations, and legal rights in all forms of investigations and litigation.

Our services include:

- Conducting internal investigations in the United States and overseas on behalf of corporate clients, and preparing investigative reports
- Counseling clients doing business in the United States and overseas and establishing global compliance programs to ensure that business practices are consistent with U.S. law
- Formulating strategies and responding to requests for information, document subpoenas, and search warrants
- Representing clients who are targets, subjects, or witnesses in criminal proceedings to ensure that their legal rights and interests are defended at all times.

A collaborative approach

Our team is committed to your business goals. We work collaboratively with you to establish real-world compliance programs that can head off legal problems before they appear. We help you implement those programs, audit their effectiveness, and administer updates in response to changes in laws and regulations.

Our Government Investigations & White Collar Defense attorneys can help you when potential wrongdoing is suspected. We can assist you in conducting thorough, effective, and efficient internal investigations in the United States or abroad. As part of these investigations, we guide you through difficult decisions about employee discipline, changes to an organization's internal controls, and related matters. If we discover improper conduct, we can advise you about self-disclosure options and obligations and, when appropriate, communicate with law enforcement entities on your behalf.

If you receive a subpoena or other request for information from prosecutors or regulators, we can help you to assess the situation and respond appropriately. We ensure that you understand the process, comply with applicable requirements, and know what to expect during the course of an investigation. In cases where the government executes a search warrant, we make sure you are fully informed of your rights and obligations.

A deep bench

Our Government Investigations & White Collar Defense practice has more than 25 dedicated attorneys, including a number of former federal prosecutors, as well as trial-tested litigators who are involved in many of the most prominent criminal matters in the country.

Our seasoned litigators have extensive experience interacting with Congress, the Department of Justice, the Department of Homeland Security, the Securities and Exchange Commission, Inspectors General, and the Departments of Commerce, Treasury, Defense, State, and Health and Human Services. They have played key roles in dozens of headline-making prosecutions and investigations, including representing international pharmaceutical companies, high-ranking public officials, prominent lobbyists, partners of accounting



and law firms, and executives with public and private companies alike. We have conducted investigations throughout the Americas, Europe, Asia, and Africa.

Industry knowledge

The breadth of our experience is evident in the range of companies and industries we represent, which includes many Fortune 500 companies. Some of our cases include lobbying scandals in Washington, D.C.; criminal tax matters in New York; pharmaceutical and medical device cases in New England; and national environmental criminal cases.

We have particular depth in the following areas:

- **Pharmaceutical and medical device industries.** State and federal prosecutors and regulators are scrutinizing the pharmaceutical and medical device industries. Nixon Peabody has been at the forefront in defending companies and executives in these industries in anti-kickback actions, average wholesale pricing investigations, and off-label marketing probes.
- **Health care.** State and federal law enforcement agencies continue to dedicate significant resources to investigating health care fraud and abuse. We represent hospitals, health maintenance organizations, and physicians in internal and external investigations around the country.
- **High-tech companies.** Accounting rules and other standards are often strained by innovative new products and technologies. We understand the difficulties faced by high-tech companies and have successfully defended them. Nixon Peabody defends high-tech companies and their executives in securities investigations, antitrust probes, Foreign Corrupt Practices Act investigations, False Claims Act inquiries, export compliance matters, and related investigations.
- **Financial and legal services.** Viewing accountants, lawyers, and financial professionals as gatekeepers to the financial markets, law enforcement is increasingly scrutinizing the actions of these professionals in criminal investigations. Nixon Peabody represents leading financial institutions, hedge funds, bankers, lawyers, and accountants in matters such as securities actions, insider trading probes, tax investigations, and market timing actions.

- **Lobbying and public affairs.** Lobbying is a huge industry that is subject to constantly changing rules. Nixon Peabody helps clients comply with these rules and defend against allegations of improprieties. We represent a member of Congress, present and former congressional staffers, executive branch employees, state officials, and law and lobbying firms in many varied investigations and compliance matters.
- **The environment.** Today's state and federal environmental laws can criminalize even negligent conduct. Nixon Peabody represents companies and executives in all industries in criminal environmental investigations across the country.
- **Real estate.** Property owners, developers, managers, banks, and mortgage companies are also targets of federal law enforcement. With deep roots in the housing industry, we represent many leading institutions in probes and investigations around the country.

The mere threat of an indictment can often force companies or executives into making costly decisions.

ABOUT NIXON PEABODY

At Nixon Peabody, we see 21st century law as a tool to help shape our clients' futures. We are constantly thinking about what is important to our clients now and next so we can foresee obstacles and opportunities in their space and smooth the way. We work together to handle complex challenges in litigation, real estate, corporate law, intellectual property and finance anywhere in the world.

FOR MORE INFORMATION, PLEASE CONTACT:

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