

Lawrence S. Spiegel

Skadden

Partner and General Counsel, New York

Government Enforcement and White Collar Crime



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Education

J.D., Columbia University
School of Law, 1991

B.A., Hamilton College, 1987

Bar Admissions

New York

New Jersey

U.S. Courts of Appeals for the Second
and Third Circuits

For more than 25 years, Lawrence S. Spiegel has represented corporations, their directors, officers and employees in cases involving the most serious and complex criminal and civil claims. Mr. Spiegel has represented clients in both federal and state courts, and in connection with investigations by the Department of Justice (DOJ), the Securities and Exchange Commission (SEC) and various state attorneys general's offices, as well as district attorneys' offices. He has successfully defended many clients in high-profile criminal investigations and indictments, in civil litigations and on appeal. In addition, he has led many corporate internal investigations, including in cross-border contexts, and has advised boards of directors and management of public and private companies on compliance issues and programs, including those related to the Foreign Corrupt Practices Act (FCPA), anti-money laundering and securities regulations.

Mr. Spiegel, a member of the practice group named 2018 White Collar/Regulatory Litigation Department of the Year by *The American Lawyer*, has repeatedly been recognized in *Chambers USA: America's Leading Lawyers for Business*, *The Best Lawyers in America*, *The Legal 500 U.S.* and *Who's Who Legal Investigations*, in which he was named one of the Leaders in Their Field. Mr. Spiegel also was named as one of *Ethisphere Magazine's* 2017 Attorneys Who Matter and has received the Burton Award for Legal Achievement.

Mr. Spiegel maintains his active practice while serving as the firm's general counsel and chairing the firm's Ethics Committee. He is also a member of the firm's Client Engagement Committee and Risk Committee and serves on the firm's Policy Committee (*ex officio*).

Examples of Mr. Spiegel's current and past litigation engagements include:

- entities and individuals in investigations related to the award of the FIFA World Cup;
- the vice president of the Asian Football Confederation and the Qatar Football Association, in obtaining a complete victory before the FIFA Appeal Committee, which was believed to be the first time in FIFA's history that the committee overturned sanctions imposed by the Ethics Committee;
- a major Brazilian metals producer in an FCPA internal review and related litigation;
- a large Brazilian construction company with international operations in an FCPA-related internal review and in cooperation with the DOJ;
- the former chairman of Chilean-based Consorcio Financiero SA in resolving an insider trading investigation by the SEC;
- El Pollo Loco in an informal SEC inquiry, which resulted in the agency taking no further action;
- the former CFO of Bristol-Myers Squibb in obtaining the dismissal of all criminal charges through a deferred prosecution agreement;
- the former head of private banking for Americas at UBS AG in connection with the successful conclusion of an investigation by the DOJ, the IRS and the SEC in which the client was not charged;
- various financial institutions in internal investigations, regulatory inquiries and due diligence exercises;

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- Silverstein Properties, Inc. in its settlement with the U.S. attorney for the Southern District of New York, alleging violation of the Fair Housing Act;
- senior executives of Bank Leumi Le-Israel B.M. in a DOJ and SEC investigation regarding the bank's activities with respect to tax treatment for U.S. taxpayers; and
- Structured Portfolio Management, a hedge fund specializing in trading mortgage products, in the settlement of an investigation by the SEC.

Mr. Spiegel is active in various bar association committees, including the New York City Bar Association Committee on Standards of Attorney Conduct. He serves as a member of the Departmental Disciplinary Committee for the First Judicial Department. Mr. Spiegel also is on the boards of trustees for several charitable and legal organizations, including the Lawyers' Committee for Civil Rights Under Law.

Mr. Spiegel also has served as an adjunct professor and lectures at law schools. He also writes about developments in criminal law and in legal ethics. In recognition of his *pro bono* work, Mr. Spiegel was honored by Immigration Equality for successfully leading a *mandamus* lawsuit against the federal government.

Publications

"Ostrich' Theory Enforces Ill-Defined Duty to Investigate Clients' Conduct," November 4, 2016

"Hot Topics in Brazil: Addressing US Regulatory, Litigation and Transactional Compliance/Corruption Challenges," *Skadden, Arps, Slate, Meagher & Flom LLP*, May 20, 2015

"The Multifaceted General Counsel," Skadden's 2015 Insights, January 2015

"The Ethical Boundaries of Attorney Whistleblowers," *The Corporate Counselor*, March 2014

"Back to Basics on Corporate Apologies," *The New York Times*, February 28, 2014

"SEC and DOJ Release Highly Anticipated FCPA Resource Guide," *Skadden, Arps, Slate, Meagher & Flom LLP*, November 19, 2012

"Round Table: Fraud & White Collar Crime," *Corporate LiveWire*, October 2012

"Parameters of the Witness No Contact Rule," *The Corporate Counselor*, April 2011

"Caught in the Widened False Claims Act Net" *New York Law Journal*, October 12, 2010

"Taming The Dragon: Avoiding Foreign Corrupt Practices Act Violations In China," *G100 Insights*, Fall 2008