



Peter H. White
Of Counsel

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Former Co-Chair of the Litigation Group. Represents corporations and executives in managing crisis situations, including grand jury investigations, internal investigations, SEC enforcement proceedings, False Claims Act and qui tam lawsuits, and shareholder class actions.

As one of the nation's leading white collar lawyers, Pete has achieved acquittals on all counts in multiple federal fraud trials, including allegations of accounting and securities fraud, government program fraud, false claims and public corruption. He served as lead counsel in over 80 federal and local jury trials and many more bench trials.

Pete is a fellow of the American College of Trial Lawyers. A recipient of the Department of Justice Director's Award for Superior Performance as an Assistant U.S. Attorney, Pete has performed with comparable skill as a private practitioner.

Among the many publications that have recognized him as a leading litigator are *The Best Lawyers in America* (corporate compliance law, criminal defense: white collar, and litigation-securities), *Chambers USA*, *Ethisphere: Attorneys Who Matter*, *The Legal 500 United States*, *Washington DC Super Lawyers*, *Washingtonian's* "Washington's Top Lawyers" (criminal defense, white collar) and *The Washington Post* ("Their Own Defense," June 18, 2007).

Practices

SPECIAL SITUATIONS AND BANKRUPTCY LITIGATION

CYBERSECURITY AND DATA PRIVACY

FINANCIAL INSTITUTIONS

LITIGATION

REGULATORY AND COMPLIANCE

SECURITIES LITIGATION AND CLASS ACTION

SEC ENFORCEMENT AND WHITE COLLAR DEFENSE

Bar Admissions

District of Columbia

Virginia

Court Admissions

US Supreme Court

US Court of Appeals, District of Columbia

US Court of Appeals, Second Circuit

US Court of Appeals, Fourth Circuit

US District Court, District of Columbia

US District Court, Eastern District of Michigan

US District Court, Eastern District of Virginia

US District Court, Western District of Virginia

Clerkships

Hon. Richard L. Williams, US District Court, Eastern District of Virginia

Education

University of Virginia School of Law, J.D.

- Order of the Coif
- Notes Editor, *Virginia Law Review*

University of Notre Dame, B.A.,
with high honors

Representations

- Lead counsel for investment adviser in series of class actions in the Eastern District of New York. Complete dismissal with prejudice at the district court was then affirmed in full by the Second Circuit. *Onel v. Top Ships Inc.*, 806 F. App'x 64 (2020).
- Lead counsel for the CEO of a publicly traded leading sports apparel manufacturer in pending derivative securities class actions.
- Lead trial and appellate counsel for physician charged criminally with health care fraud, aggravated identity theft and obstruction of justice. Acquitted on all counts during five-week jury trial in federal court in Alexandria, Va. (2015).
- Lead trial counsel for former general counsel of insurance company in major DOJ Public Integrity Section prosecution. Acquittal on all counts after jury trial. *U.S. v. Beardall*, 4:08-cr-00212-DCB (D. Az.) (2010).
- Lead trial counsel for chief operating officer of the largest NYSE specialist firm, defeating charges of securities fraud brought by the SEC after trial. Designated lead counsel for all 12 defendants at trial. *In the Matter of Finnerty*, Admin. Proc. No. 3-11893 (2009).
- Lead trial and appellate counsel for chief marketing officer of U.S. Foodservice charged criminally and civilly with securities and accounting fraud in the S.D.N.Y. All convictions reversed, *U.S. v. Kaiser*, 2010 WL 2607140 (2nd Cir., July 1, 2010).
- Lead trial counsel for chief financial officer of Citigroup mutual funds complex in DOJ investigation and SEC and civil class action litigation, including award of summary judgment in SEC case. *SEC v. Daidone*, 476 F.Supp.2d 374 (S.D.N.Y. 2007); *In re Smith Barney Fund Transfer Agent Litig.*, No. 05 Civ. 7583, 2007 WL 2809600 (S.D.N.Y. Sept. 26, 2007), aff'd in part, vacated in part, 595 F.3d 86 (2d Cir. 2010).
- Lead trial counsel to aerospace and defense company in an ERISA class action claiming more than \$1 billion in damages. Settled for less than 5 percent of damages plaintiffs had sought. *Abbott v.*

Lockheed Martin Corp., Case No. 06-cv-0701-MJR (S.D. Ill. April 16, 2015).

- Lead counsel for government contractor involved in providing security for diplomats overseas, including conduct of internal investigations, responding to grand jury subpoenas, negotiations with multiple government agencies, and defense of civil lawsuits. *Brady v. Xe Services, et al*, Civil Action No. 5:09-CV-00449-BO (EDNC); *In re Xe Services Alien Tort Claims Act Litigation*, No. 1:09-cv-615, et al (EDVA 2009); *U.S. v. Slough, et al*, 677 F. Supp. 2d 112 (D.D.C. 2009).
- Lead trial counsel for publicly traded company investigated for government contract fraud in sales to GSA, including conduct of internal investigation, defense of criminal investigation, settlement of False Claims Act lawsuit, and successful defense, through jury verdict, of related contractor/subcontractor suit. *C&E Services v. Ashland*, 1:2003cv01857 (D.D.C.).
- Independent Examiner for European banks that are the targets of a major DOJ investigation.
- Lead counsel for chief financial officer of publicly traded insurance company in SEC/DOJ accounting fraud investigation.
- Counsel for Big Four firm in DOJ criminal investigation involving a large pharmaceutical audit claim.
- General counsel of major defense contractor in DOJ investigation of export control violations.
- Senior executives of defense contractors in multiple criminal bid-rigging investigations.
- Executives of multiple companies involved in Foreign Corrupt Practices Act investigations.
- Publicly traded medical device manufacturer in investigation of export control violations by the SEC, the DOJ and the Departments of Commerce and Treasury.
- Major pulp and paper manufacturer investigated for potential violations of the Clean Air Act.

- Large construction company in internal investigation in allegations of government contracts price-fixing.
- Multiple student loan fraud investigations, including representation of executives and corporate entities against False Claims Act and government program fraud charges.
- Senior executives of international bank and major hedge fund in connection with tax shelter investigations in the S.D.N.Y. and the W.D. Wash.
- Managing directors of business development company in parallel SEC and DOJ investigations.
- Senior executives of publicly traded company in investigation of alleged criminal immigration violations.
- Executives involved in DOJ and SEC investigations of finite reinsurance contracts.

Publications

- “*United States v. Blaszcak* Continues to Reshape Insider Trading Law,” *Schulte Alert*, Feb. 28, 2023; republished in *Harvard Law School Forum on Corporate Governance*, March 2023
- Securities Enforcement Quarterly, *Schulte Publication*, February 2023
- “DOJ Highlights Self-Disclosure and Cooperation by Corporate Entities,” *Schulte Alert*, Jan. 24, 2023
- Securities Enforcement Quarterly, *Schulte Publication*, August 2022
- Securities Enforcement Quarterly, *Schulte Publication*, May 2022
- Securities Enforcement Quarterly, *Schulte Publication*, January 2022
- Securities Enforcement Quarterly, *Schulte Publication*, Oct. 2021; republished in the *Harvard Law School Forum on Corporate Governance*, Nov. 2021
- Securities Enforcement Quarterly, *Schulte Publication*, July 2021
- Securities Enforcement Quarterly, *Schulte Publication*, April 2021
- “Supreme Court Limits Disgorgement in SEC Enforcement Actions,” *Schulte Alert*, June 23, 2020
- “Mask, ventilator supply company started by political consultants sues Virginia bank, alleging reputational harm,” *The Washington Post*, June 12, 2020 (quoted)
- “Gula, Thomas Sue Chain Bridge Bank,” *Politico*, June 12, 2020 (quoted)
- “Here’s a better way to protect our inspectors general,” *The Washington Post*, June 1, 2020 (quoted)
- “‘Lapdog’ or watchdog? The State Department’s new inspector general under fire for conflicts of interest, inexperience,” *USA*

Today, June 1, 2020 (quoted)

- “Pompeo’s Domestic Travel Didn’t Violate Federal Law, Investigation Finds,” *The Wall Street Journal*, May 28, 2020 (quoted)
- “‘Democrats: White House Letter on Watchdogs ‘Disrespectful!’,” *The New York Times*, May 27, 2020 (quoted)
- “Trump fires State Department watchdog,” *NBC News*, May 16, 2020 (quoted)
- “2nd Circ. Snubs Ship Co. Shareholders’ ‘Death Spiral’ Claims,” *Law360*, April 3, 2020 (quoted)
- “White Collar Enforcement During the Coronavirus Crisis,” *Schulte Alert*, March 27, 2020; republished by *The Investment Lawyer*, July 2020
- “Enforcement Update: Insider Trading and COVID-19 Political Intelligence,” *Schulte Alert*, March 25, 2020; republished in *Law360*, April 15, 2020
- “Mitigating OFAC Risks in Mergers and Acquisitions,” *Schulte Alert*, Feb. 3, 2020; republished in *Thomson Reuters Westlaw Journal Bankruptcy*, March 24, 2020
- “Insider Trading Law in Flux — What Advisers Need to Know,” *Schulte Alert*, Jan. 29, 2020
- “Sanctions Update: DOJ Revises Voluntary Self-Disclosure Policy for Export Control and Sanctions Violations,” *Schulte Alert*, Jan. 2, 2020
- “Civil and Criminal Enforcement,” *Insider Trading Law and Compliance Answer Book* (Practising Law Institute), 2011-2020
- “SEC’s Disgorgement Authority Under Review,” *Schulte Alert*, Nov. 22, 2019
- “SEC Enforcement Priorities as a Guide for Investment Adviser Policies and Procedures,” *Hedge Funds: A Practical Global Handbook to the Law and Regulation, Second Edition* (Globe Law and Business Ltd.), August 2019 (co-author)

- "Michael Flynn's Son is A Subject of Russia Investigation," *NBC Nightly News*, Sept. 13, 2017 (quoted)
- "Second Circuit, in Split Decision, Overrules Limitation on Insider Trading Liability Established in *U.S. v. Newman*," *Schulte Alert*, Aug. 28, 2017 (co-author); republished in *The Hedge Fund Journal*, September 2017
- "'Spoofing' Conviction Upheld: Implications for Private Fund Managers and Algorithmic Traders," *Schulte Alert*, Aug. 11, 2017 (co-author)
- "FBI Searches Home of Former Trump Campaign Manager Paul Manafort," *NBC Nightly News*, Aug. 9, 2017 (quoted)
- "Sanctions Update: Russia, Iran, North Korea and Venezuela," *Schulte Alert*, Aug. 2, 2017 (co-author); republished in *The Hedge Fund Journal*, August 2017
- "Implications for Fund Managers of the Supreme Court's Ruling in *Kokesh v. SEC*," *The Hedge Fund Law Report*, June 15, 2017
- "Comey's 7-Page Opening Statement Released Ahead of Thursday Testimony," *NBC Nightly News*, June 7, 2017 (quoted)
- "Supreme Court: SEC Disgorgement Claims Are Subject to Five-Year Statute of Limitations," *Schulte Alert*, June 6, 2017 (co-author); republished in *The Hedge Fund Journal*, June 2017
- "Michael Flynn Seeks Immunity," *NBC Nightly News*, March 31, 2017 (quoted)
- "Trial Pros: Schulte's Peter White," *Law360*, June 10, 2016 (profile)
- "US Eases Sanctions on Burma," *Schulte Alert*, May 31, 2016 (co-author)
- "OFAC and BIS Amend Cuba Sanctions Regulations," *Schulte Alert*, Feb. 1, 2016 (co-author)
- "'Implementation Day' Marks Rollback of Significant Nuclear-Related Sanctions on Iran," *Schulte Alert*, Jan. 20, 2016 (co-author); republished in *Business Crimes Bulletin*, June 2016

- “BHP Billiton Settles with SEC for \$25 Million for Providing Foreign Officials with Luxury Travel to Olympics,” *Schulte Alert*, May 21, 2015 (co-author)
- “PayPal Settlement Highlights OFAC Risks for Money Services Businesses,” *Schulte Alert*, March 27, 2015 (co-author)
- “Sanctions Update: Crimea,” *Schulte Alert*, Feb. 5, 2015 (co-author); republished in *Westlaw Journal – Securities Litigation & Regulation*, March 5, 2015
- “Newman’s Aftermath: District Court Vacates Four Insider Trading Guilty Pleas; Government Seeks Rehearing in Second Circuit,” *Schulte Alert*, Jan. 27, 2015 (co-author); republished in *The Hedge Fund Journal*, February/March 2015
- *Schulte Insider Trading Developments Newsletter*, Summer 2014 (contributor)
- “But Which State-Owned Entities Are Not Instrumentalities?” *Law360*, May 23, 2014 (co-author)
- “Escalating U.S.–Russia Tensions Lead to New Sanctions, Heightened AML Risks,” *Schulte Alert*, April 4, 2014 (co-author)
- “Funds Face New Sanctions, AML Risks in Wake of Escalating U.S.–Russia Tensions,” *Schulte Alert*, April 4, 2014 (co-author)
- “SEC Enforcement Division Increases the Pace of Rule 105 Investigations,” *Schulte Alert*, June 28, 2013 (co-author)
- “New FCPA Guidance Highlights Importance of Effective Compliance Procedures,” *Schulte Alert*, Nov. 19, 2012 (co-author)
- *Schulte Insider Trading Developments Newsletter*, Summer 2012 (co-author)
- “Recent FCPA Developments Highlight Risk of Individual Liability,” *Financial Fraud Law Report*, March 2012 (co-author)
- “Government Launches FCPA Inquiry into Investments by Sovereign Wealth Funds in U.S. Banks and Private Equity Firms,” *Financial Fraud Law Report*, July/August 2011 (co-author)

- “Five Years is Enough for a Civil Penalty Assessment: No ‘Discovery of Violation’ Rule for the SEC under 28 USC. §2642,” *Securities Regulation & Law Report*, April 23, 2007
- “Let’s Make a Deal: Negotiating and Defending Immunity for Targets and Subjects,” *The Journal of the ABA Section of Litigation*, Fall 2002; reprinted in *Constitutional Criminal Procedure*, 3d. ed. (Foundation Press), 2007; 4th ed. (Foundation Press), 2010
- “The Virginia Birth-Related Neurological Injury Compensation Act: Tort Reform for an Endangered Specialty,” *Virginia Law Review*, 1988

Speaking Engagements

- “Enforcement,” Schulte 31st Annual Private Investment Funds Seminar, Jan. 2022
- “Enforcement,” Schulte 30th Annual Private Investment Funds Seminar, Jan. 2021
- “Litigation and Enforcement,” Schulte 29th Annual Private Investment Funds Seminar, New York, Jan. 2020
- “Analyzing Potential MNPI Disclosure Issues in Bankruptcy,” Wharton Restructuring Club Restructuring & Distressed Investing Conference 2019, New York, Feb. 2019
- “Crisis Management,” Schulte 28th Annual Private Investment Funds Seminar, New York, Jan. 2019
- “Special Considerations for Financial Institutions, Hedge Fund and Private Equity Firms: New, Evolving Corruption Risk Factors to Flag Now,” ACI 20th New York Conference on the Foreign Corrupt Practices Act, New York, May 2018
- “Regulatory Outlook,” Schulte 27th Annual Private Investment Funds Seminar, New York, Jan. 2018
- “Defending the Gatekeeper: When In-House Counsel and Compliance Professionals are Investigated,” Schulte Storming the Gatekeepers: When Compliance Officers and In-House Lawyers are at Risk 2017, Sep. 2017
- DOJ & FBI Presentation on Yahoo Data Breach, Aug. 2017
- Schulte Insider’s Guide to Government Investigations: Winning Strategies for Investment Funds, June 2017
- “Question and Answer Session with Judges and Fellows,” American College of Trial Lawyers Trial Techniques, June 2017
- Schulte Insider’s Guide to Government Investigations: Winning Strategies for Investment Funds, April 2017

- “Dealing with Sovereign Wealth Funds and Other Foreign Investors: Unique and Heightened FCPA Considerations Affecting Your Business,” ACI 19th Annual New York Conference on the Foreign Corrupt Practices Act, April 2017
- “Defending Medical Necessity Cases,” ABA 31st Annual National Institute on White Collar Crime, March 2017
- “Trading Compliance,” Schulte 26th Annual Private Investment Funds Seminar, Jan. 2017
- “Insider Trading and Dealing with Reputational and Operational Risk,” *HFMWeek* US Operational Leaders Summit, June 2014
- “Securities Enforcement and Related Civil Litigation,” Schulte 23rd Annual Private Investment Funds Seminar, Jan. 2014
- “FCPA Issues for Fund Managers,” Schulte 22nd Annual Private Investment Funds Seminar, Jan. 2013
- “The Foreign Corrupt Practice Act: How Funds Can Mitigate Risks,” Schulte Investment Management Hot Topics, May 2012
- “Retaining Counsel, the Search, and Investigating the Case” and “Handling the Search,” National Association of Criminal Defense Lawyers White Collar Criminal Defense College, March 2012
- “Recent Developments in US Insider Trading Law and FCPA Enforcement,” Schulte Webinar, Feb. 2012
- “Insider Trading: Latest Insights” and “Regulatory and Compliance,” Schulte 21st Annual Private Investment Funds Seminar, Jan. 2012
- “Best Practices to Prevent Insider Trading,” MFA Regulatory Compliance, Nov. 2011
- “Update on UK and US Insider Trading,” Schulte Webinar, Nov. 2011
- “AML, FCPA and OFAC: The Intersection of Three Key Risk Areas,” Schulte 20th Annual Private Investment Funds Seminar, Jan. 2011
- “Regulatory Enforcement,” Schulte 19th Annual Private Investment Funds Seminar, Jan. 2010

- “Criminal Accountability for Civilians in the Battle Space: Applying Available Civil Suit Defenses,” ABA Continuing Legal Education, March 2009
- “International Corporate Transgressions: A Hypothetical,” DRI Conference, Jan. 2009
- “Defining the Boundaries: The Use of Private Contractors in Contingency Operations,” American Bar Association Annual Meeting, Aug. 2008
- “Internal Investigations 2007: Legal, Ethical & Strategic Issues,” Practising Law Institute Seminar, June 2007
- “Anti-Terrorism Update,” Virginia State Bar Annual Meeting, July 2002

Distinctions

- Fellow, American College of Trial Lawyers
- Department of Justice Director's Award
- *Law360* 2014 White Collar Editorial Advisory Board
- Listed as a leading litigator in many publications, including:
 - *Benchmark Litigation: The Definitive Guide to America's Leading Litigation Firms and Attorneys*
 - *The Best Lawyers in America* (corporate compliance law, criminal defense: white collar, and litigation-securities)
 - *Chambers USA*
 - *Ethisphere: Attorneys Who Matter*
 - *The Legal 500 US*
 - *Washington DC Super Lawyers*
 - *Washingtonian's* "Top Lawyers Hall of Fame" (September 2022)
 - *Washingtonian's* "Washington's Top Lawyers" (criminal defense, white collar)
 - *The Washington Post* ("Their Own Defense," June 18, 2007)
 - *Who's Who Legal: Business Crime Defence*
- Capital Pro Bono Honor Roll

Prior Experience

- Assistant U.S. Attorney, 1992-1999
 - District of Columbia, 1992-1997
 - Eastern District of Virginia, 1997-1999

