

Peter S. Spivack

Partner

Washington, D.C.

Biography

Peter Spivack is one of the most experienced members of the Investigations, White Collar and Fraud practice area and served as the global co-leader of the practice for six years. His experience in the criminal arena includes antitrust, environmental, Foreign Corrupt Practices Act (FCPA), government contract, and health care matters. According to *Chambers and Partners*, where he is ranked in both the White Collar and FCPA practice areas, clients call him "fantastic" and say that he "is very insightful and a very good communicator."

Peter has three decades of experience working with multijurisdictional investigation. He has represented companies and individuals in investigations brought by multilateral institutions such as the World Bank and Inter-American Development Bank. Peter also has considerable experience in representing entities and individuals in criminal and civil enforcement matters involving health care, government contracts, competition, and antitrust issues.

Previously, Peter was a federal prosecutor focusing on the investigation and prosecution of complex white collar criminal matters involving corporations and individuals. Most of his investigations involved parallel enforcement actions by federal and state agencies, including the U.S. Securities and Exchange Commission, as well as parallel federal and state civil litigation. Peter



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Practices

Investigations, White Collar, and
Fraud

Litigation Services

Crisis Leadership Team

received an award from the U.S. Attorney General for superior performance as an Assistant U.S. Attorney.

Peter clerked for the Honorable William D. Keller of the U.S. District Court for the Central District of California and for the Honorable Arthur Alarcon of the U.S. Court of Appeals for the Ninth Circuit.

Peter frequently writes and speaks on federal criminal issues. Peter plays an active role in the bar, currently serving as a Co-chair of the Health Care Fraud Subcommittee for the ABA White Collar Crime Committee and as a past Co-chair of the Criminal Law and Individual Rights Committee for the D.C. Bar.

Representative experience

Counsel to the world's leading business information company in a voluntary disclosure to the SEC and DOJ, achieving the first declination under the FCPA Corporate Enforcement Policy.

Counsel to a major developer of retail centers in an FCPA investigation in Mexico.

Counsel to a concert and exhibition promotion company in an FCPA investigation in Egypt.

Counsel to one of the world's largest electric utility companies in an FCPA and anti-corruption investigation in Brazil and the United States.

Counsel to a Spanish construction company in an investigation of corruption allegations by the World Bank.

Counsel to a French electrical utility equipment manufacturer in an investigation of corruption allegations by the World Bank.

Counsel to a publicly traded orthopedic implant manufacturer in an FCPA investigation in Mexico and follow-on RICO litigation in the United States.

Counsel to a publicly traded consumer products

Industries

Life Sciences and Health Care

Aerospace and Defense

Education

Energy and Natural Resources

Financial Institutions

Technology & Telecoms

Sports, Media & Entertainment

Areas of focus

Anti-money Laundering

Bribery and Corruption

Congressional Oversight and Investigations

False Claims Act and Qui Tam

Sanctions

Anti-Corruption Compliance and Due Diligence

Media

Education and admissions

Education

J.D., University of California, Los Angeles School of Law, Order of the Coif, 1988

B.A., Stanford University, 1984

Memberships

company in an FCPA investigation in Greece.

Counsel to a Korean engineering company in a World Bank investigation and negotiated resolution.

Counsel to the world's tenth largest electric utility in the Lava Jato investigation in Brazil; obtained a declination from DOJ and a US\$2.5 million resolution from the SEC.

Counsel to a leading telecommunications equipment manufacturer in a voluntary disclosure of commercial bribery in the Philippines; achieved a double declination from the SEC and DOJ.

Counsel to a leading business software manufacturer in a voluntary disclosure of alleged bribery in Turkey; achieved a double declination from the SEC and DOJ.

Counsel to a publicly traded industrial equipment manufacturer regarding alleged improper payments to customs and importation officials in Poland, Russia, and Ukraine.

Counsel to one of the world's leading aerospace companies in a voluntary disclosure to DOJ of alleged improper payments to obtain high-speed railway contracts in China.

Counsel to a Mexican state-owned oil and gas company in a voluntary disclosure to the SEC and DOJ.

Awards and rankings

- FCPA (USA), *Chambers Global*, 2016-2020
- Litigation: White-Collar Crime & Government Investigations (District of Columbia), *Chambers USA*, 2010-2020
- FCPA (Nationwide), *Chambers USA*, 2015-2020
- Dispute Resolution: Corporate Investigations and White-Collar Criminal Defense, *Legal 500 US*, 2011-2020
- Dispute Resolution: International Litigation, *Legal 500*

Co-chair, White Collar Crime Committee, D.C. Region for the American Bar Association, 2005-2008

Co-chair, White Collar Crime Committee, Health Care Fraud Subcommittee for the American Bar Association, 2008-2013

Member, American Bar Association

Member, Criminal Justice Act Criminal Appeals Panel, District of Columbia Circuit Court of Appeals

Member, White Collar Crime Subcommittee, American Bar Association

Steering Committee, D.C. Bar Committee on Criminal Law and Individual Rights, 2002-2005

Bar admissions and qualifications

District of Columbia

California

Court admissions

U.S. Court of International Trade

U.S. Court of Appeals, District of Columbia Circuit

U.S. Court of Appeals, Ninth Circuit

U.S. District Court, Central District of California

U.S. District Court, District of Colorado

Accolades

US, 2017

- Washington, D.C. Super Lawyers, 2007-2020
- Government Investigations, *PLC Life Sciences Cross-border Handbook*, 2006-2013
- Criminal Defense: White Collar, *Best Lawyers in America*

Latest thinking and events

- Published Works
 - The rise of new MDB enforcement unit *Global Investigations Review (GIR)*
- Hogan Lovells Publications
 - Life sciences and health care horizons 2021
- Hogan Lovells Publications
 - Aerospace and Defense Insights | Bribery and Corruption Outlook 2021
- Hogan Lovells Publications
 - Fifth Amendment to PREP Act Declaration expands "covered persons" to increase workforce authorized to administer COVID-19 vaccines *Product Liability Alert*
- Hogan Lovells Publications
 - 2021 Enforcement Horizon: New administration civil and criminal enforcement efforts
- Press Releases
 - Hogan Lovells Global Bribery & Corruption Outlook: Pandemic and political disruption create major compliance risks

"Is very insightful and a very good communicator. He is an experienced criminal litigator and has handled a number of complex lawsuits relating to areas such as antitrust and FCPA, with notable expertise in acting for healthcare clients."

Chambers USA

"The 'fantastic' Peter Spivack of Hogan Lovells US LLP maintains a well-respected anti-corruption practice offering counsel and representation to a wide range of multinational clients. He is experienced in handling investigations before both the DOJ and the SEC."

Chambers USA

"The white-collar team at Hogan Lovells is particularly well known for handling complex FCA work, having been active in a number of high-profile matters in the space; these include representing Chemed Corporation and VITAS Healthcare in a nationwide FCA case in which the Government is seeking over \$1bn in damages, and acting for DaVita in negotiating a global settlement of a federal grand jury investigation and related civil suit under the qui tam provisions of the federal FCA. Peter Spivack leads the practice from Washington DC where other key team members include highly rated

trial lawyer Robert Bennett and Kathryn Hellings who is a recent recruit from the DOJ's antitrust division."

Legal 500
