

ACI's 5th Annual Economic Sanctions Boot Camp

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Comprehensive Update on the Ever Changing Global Sanctions Restrictions

*The Anatomy of an Effective Internal Investigation:
What to Do if You Discover a Sanctions Violation*

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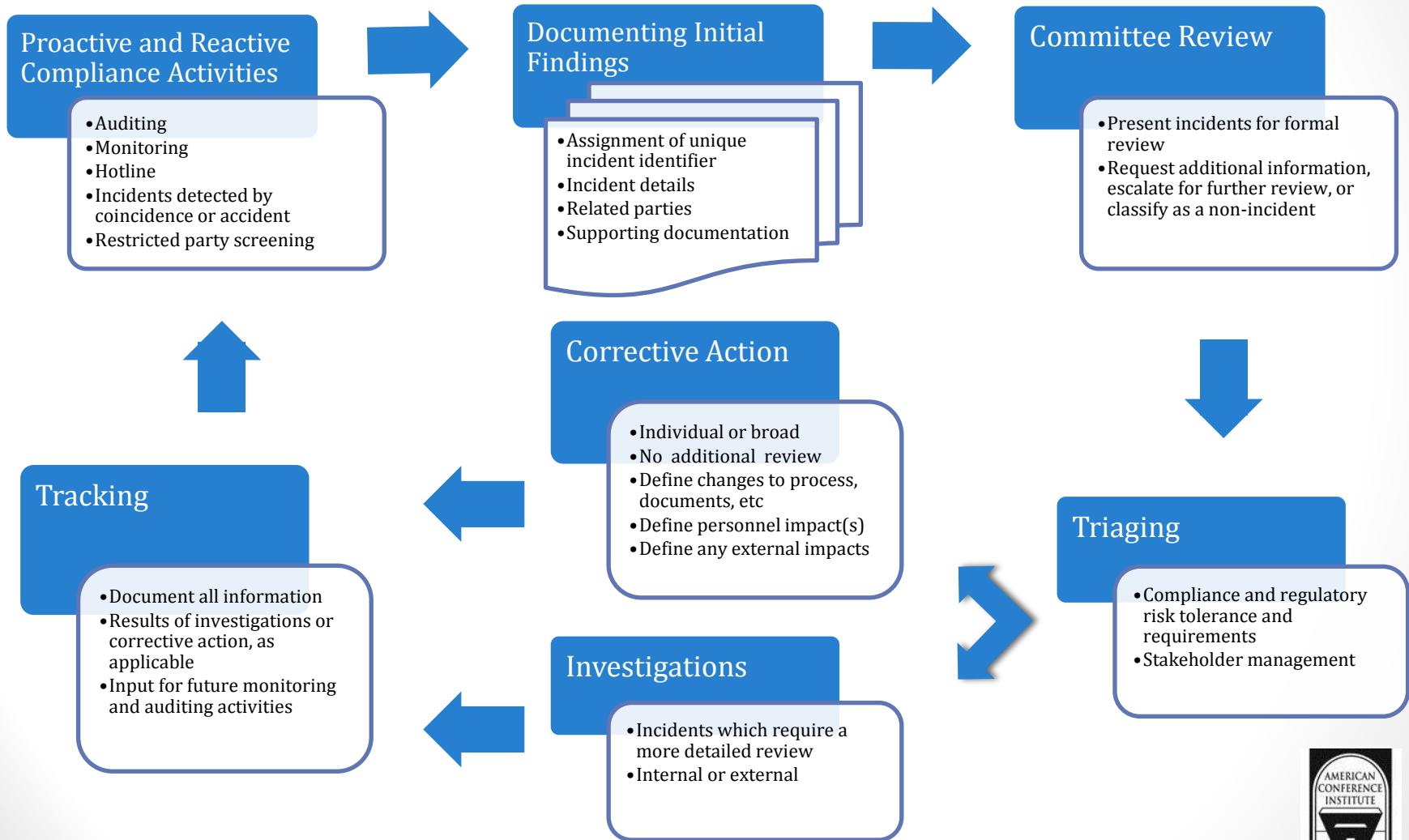
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Tweeting about this conference?

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Investigations and incident management process



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Whether to investigate

Considerations include:

1. Source of allegation
2. Extent of alleged wrongdoing
3. History of past violations
4. Operating model type
5. Internal control strength
6. Consequences of not acting

Investigation process

1. Issue a hold
2. Define scope
3. Build a team
4. Collect and review documents
5. Interview witnesses
6. Report/disclose

Deciding investigation lead

In-house vs. outside counsel

Benefits to using in-house counsel include:

1. Familiarity with business
2. Viewed as less obtrusive

Benefits to using outside counsel include:

1. Investigative experience
2. Independence
3. Strength of privilege

Deciding forensic accounting use

In-house resources vs. outside forensic accountants

Benefits to using internal resources include:

1. Familiarity with business
2. Viewed as less obtrusive

Benefits to using outside forensic accountants include:

1. Investigative experience
 - a. Books and records
 - b. Internal controls
 - c. e-Discovery
2. Independence

Protecting attorney-client privilege

Considerations include:

1. Approve a written authorization or retention letter
2. State the subject matter of the allegations
3. Request an investigation of the allegations in anticipation of potential litigation
4. Require that the investigation be kept confidential
5. Request legal advice about company's potential liability under applicable laws

Data protection and privacy

Considerations include:

1. Transparency
2. Legitimate basis
3. Data collection proportion
4. Security of collected data
5. Requests to access
6. Transfer of data

Reporting/disclosure

Considerations include:

1. Form of reporting
2. Stakeholder management
3. Other

Questions

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