

Whistleblower Claims—Latest Developments and Proactive Risk Management

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New York Partners Larry Hill, Seth Farber, and Suzanne Jaffe Bloom spoke at “Whistleblower Claims – Latest Developments and Proactive Risk Management.”

Recent high-profile corporate whistleblower claims involving Fortune 500 corporations and financial institutions highlight the significant risks that are faced involving the IRS, Justice Department, SEC and other federal and state government agencies. This program provided an overview of the latest legal and legislative developments and highlighted specific steps that GCs, Tax Directors and Senior Management should consider to manage and mitigate risks associated with whistleblower claims.

Topics discussed included:

- Background and Overview of Select Whistleblower Statutes
 - Internal Revenue Code
 - The False Claims Act
 - Sarbanes-Oxley
- Recent Trends and Developments (Legal and Legislative)
 - Increasing Enforcement
 - Parallel Criminal and Civil Investigations of Whistleblower claims
 - Heightened Focus on Individual Accountability
 - Deductibility of Settlements
 - Illustrative Examples and Lessons Learned
- Minimizing Risks of Facing Whistleblower Claims
 - Corporate Responsibilities
 - Adequate Oversight and Compliance Programs

- The Role of Legal, Tax, Compliance, the Audit Committee, and Human Resources
- Involving Outside Advisors
- Responding Effectively to Government Investigations of Whistleblower Claims
 - What to expect
 - Strategies for responding effectively and securing a favorable government decision
 - Managing Reputational Risks
 - Addressing Potential Collateral Consequences

1 Min Read

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Seth Farber



