

KATYA JESTIN, Co-Managing Partner

Katya Jestin is co-managing partner of the firm and a member of the Investigations, Compliance and Defense Practice. She counsels companies and executives in criminal, regulatory and congressional investigations, including representing clients before the US Department of Justice, the Securities and Exchange Commission, the New York State Attorney General's Office, and the US Senate Permanent Subcommittee on Investigations. Ms. Jestin also conducts sensitive internal investigations on behalf of corporate clients and counsels senior management and boards of directors on matters ranging from global compliance risk to #MeToo. Ms. Jestin served as counsel to the examiner in the Lehman Brothers' bankruptcy examination.

Ms. Jestin's recent engagements include:

- Defending traders in multiple federal investigations of alleged market manipulation.
- Representing individuals in connection with the investigation and prosecution of foreign exchange (FX) trading activities in the EDNY.
- Leading an investigation for a large tech company, and representing the company in a federal grand jury investigation.
- Investigating sexual misconduct allegations at an international independent school, producing a report for the Board of Directors, and advising on policy reform.
- Leading an investigation for a large private university, and representing the university in an SDNY grand jury fraud investigation.
- Representing an international law firm in a government fraud investigation resulting in no charges.
- Serving as part of the team representing General Motors in an investigation by the SDNY, culminating in a deferred prosecution agreement.
- Representing an originator in a Department of Justice FIRREA investigation.
- Representing executives of global financial institutions in connection with multiple federal and state money laundering and OFAC investigations.
- Defending a hedge fund CFO in the SDNY and before the Securities and Exchange Commission.
- Representing executives before the United States Senate Permanent Subcommittee on Investigations in a money laundering and terrorist financing investigation.
- Defending financial institution executives in connection with a Department of Justice probe into municipal bond bid rigging practices.



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PRONOUNS

She / Her

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PRACTICE GROUPS

Aviation and Aerospace
Culture Risk and Sensitive Investigations
Investigations, Compliance and Defense
Litigation
Markets and Trading
Monitorship Practice
Private Wealth
Professional Responsibility
State Enforcement and Regulation

EDUCATION

Georgetown University Law Center, JD,
1996; *cum laude*

University of Texas, BA, 1991

ADMISSIONS

New York, 1997

COURT ADMISSIONS

US Court of Appeals, Second Circuit, 2001

US District Court, Eastern District of New
York, 2001

US District Court, Southern District of New
York, 2007

Supreme Court of the State of New York,
Appellate Division, First Judicial Department,
1997

- Pro bono representation of indicted individuals in the SDNY, including obtaining a complete dismissal of all charges against one defendant.

Ms. Jestin serves on the firm's Policy Committee and is co-chair of the firm's Hiring Committee.

Ms. Jestin joined Jenner & Block after serving as an Assistant United States Attorney and supervisor in the Criminal Division of the Eastern District of New York, where she was involved in investigations, prosecutions and trials involving fraud, money laundering and other white collar offenses. She successfully prosecuted the leadership of three of the five La Cosa Nostra organized crime families. She was co-counsel in the RICO prosecution of Gambino boss Peter Gotti and 16 co-defendants for labor racketeering, fraud and corruption, resulting in the conviction of all defendants. Ms. Jestin also served as a state prosecutor, and prosecuted, among other things, domestic violence and sex crimes.

In 2020, Crain's New York Business selected Ms. Jestin for its 4th annual Notable Women in Law list. She is also the recipient of the Department of Justice Director's Award for Superior Performance as an Assistant United States Attorney and was recognized among the top women in investigations by *Global Investigation Review (GIR)* in 2015.

Since joining the firm, Ms. Jestin has been awarded the 2012 Associates Committee Mentoring Award and the 2012 Albert E. Jenner Pro Bono Award.

Awards

- Crain's New York Business
Notable Women in Law - 2020
- *Chambers USA*
Litigation: White-Collar Crime and Government Investigations (New York) -2018-2020
- *The National Law Journal*
"Trailblazer," White Collar, Regulatory and Compliance - 2018
- *New York Law Journal*
Distinguished Leaders for 2017
- *Legal 500*
Dispute Resolution - General Commercial Disputes - 2016, 2017
Corporate Investigations and White-Collar Criminal Defense - 2020, 2021
- *New York Metro Super Lawyers*
Criminal Defense: White Collar - 2012-2020
- Jenner & Block
Albert E. Jenner, Jr. Pro Bono Award - 2012
Associates Committee Mentoring Award - 2012
- Department of Justice, Director's Award - 2004
For Superior Performance as an Assistant United States Attorney

Service To The Bar

- Association of the United States Attorney's Office for the Eastern District of New York,
Board Member, Vice President
- Citizens Crime Commission of New York City,
Member, Lawyers Council

- Center for Constitutional Rights,
Member, Advisory Council
- Office of Appellate Defender,
Board Member
- SDNY Criminal Justice Act Panel,
Member

Community

- The Berkeley Carroll School,
Member, Board of Trustees and Chair of the Committee on Trustees

Publications

- "Business Development in the Time of Pandemic," *The Recorder*, May 22, 2020
- Co-Author, Client Alert: Colleges and Universities: What to Know When You Accept and Distribute CARES Act Emergency COVID-19 Funds, April 14, 2020
- Co-Author, "Judicial Grant of Acquittal and New Trial in Hedge Fund Case Underscores Challenges of Prosecuting Financial Crimes," *New York Law Journal*, December 6, 2019
- Co-Author, Client Alert, "Deputy Attorney General Rod J. Rosenstein Announces Changes to Corporate Investigation Policies Regarding Individual Involvement", December 4, 2018
- Co-Author, Client Alert: What's in a Name? That Which We Now Call the Justice Manual Has a Familiar, But Distinctive, Scent, October 9, 2018
- Co-Author, Client Alert: Update - Sports Betting and AML Compliance, May 17, 2018
- Co-Author, Client Alert, DOJ Announces New Policy to Avoid "Piling On" of Duplicative Corporate Penalties, May 5, 2018
- Co-Author, Client Alert, Key Considerations in Investigating Workplace Sexual Misconduct Complaints, April 5, 2018
- Client Alert: Judge Orders Disclosure of Interview Memoranda Following "Oral Downloads" of Facts to the SEC, Highlighting the Importance of Safeguarding Privilege when Cooperating with the Government, December 11, 2017
- Co-Author, Client Alert: If Sports Betting Goes National, AML Risks Will Proliferate, September 13, 2017
- Co-Author, "Supreme Court to Weigh in on the Scope of Dodd-Frank Whistleblower Protection," *Privacy and Cybersecurity Law Report*, August 22, 2017
- Co-Author, Client Alert: The Winds of Change They Aren't a Blowin': DOJ Affirms Commitment to Maintain White-Collar and FCPA Enforcement, May 1, 2017
- *Ninth Circuit Weighs In On Scope Of Dodd-Frank Whistleblower Protection: Jenner & Block Securities Litigation and Enforcement*, March 27, 2017
- Co-Author, Client Alert: "ISO Publishes "ISO 37001": An International Anti-Bribery Management System Standard", October 20, 2016
- Co-Author, "Parallel Regulatory and Civil Actions: A Dozen Tips from the Front Lines," *Corporate Counsel*, June 6, 2016

- Co-Author, Client Alert: "DOJ Issues Guidance Regarding Enhanced FCPA Enforcement and Credit for Voluntary Disclosure, Cooperation, and Remediation", April 7, 2016
- Co-Author, Client Alert: Second Circuit Overturns Fraud Conviction of Former Jefferies Bond Trader Jesse Litvak, December 10, 2015
- "RICO and OCCA," *New York Business Litigation*, 2012 and subsequent editions
- Contributor, *Practicing Under the U.S. Anti-Corruption Laws*, Aspen Book Publishers, 2014 Edition, February 2014
- Contributor, *Practicing Under the U.S. Anti-Corruption Laws*, Aspen Book Publishers, 2013 Edition, May 2013
- "Reimposing a Scienter Requirement in the Martin Act," *New York Law Journal*, February 26, 2013
- Co-Author, Client Alert: New UK Bribery Act Guidance Covers Facilitation Payments, Self-Reporting and Hospitality, October 12, 2012
- Co-Author, Client Alert: Supreme Court Rules in *Southern Union v. United States* that Jury Must Find Facts that Increase Maximum Fines in Criminal Cases, June 22, 2012
- Client Advisory: Sentencing Commission Amends Organizational Sentencing Guidelines Related to Effective Compliance and Ethics Programs, May 3, 2010
- Co-Author, "Subprime Crisis: The Unraveling Promises to Increase the Number of Civil Suits and Criminal Investigations," *New York Law Journal*, January 5, 2009
- Co-Author, "'Brady' and Sentencing," *The National Law Journal*, October 27, 2008
- Co-Author, "'Brady': Second Circuit Upends Prosecutorial Practice," *New York Law Journal*, November 6, 2007

Speaking Engagements

- "Reporting Up and Whistleblowing: How the Rules Work in the Real World," Association of Corporate Counsel of New York City's Virtual Ethics Event, September 21, 2021
- Panelist, "Keeping Prosecutors at Bay: A North American Take on the Dos and Don'ts of Negotiating Corporate Resolutions in Light of Current Enforcement Trends," 33 Chancery Lane Business Crime Conference 2020, December 01, 2020
- "The Coming Wave? Navigating Enforcement Risks Associated with the Use of Alternative or Sensitive Data," TechGC, June 20, 2019
- "#MeToo: Ethics, Compliance and Investigations," Jenner & Block and the Nevada chapter of the Association of Corporate Counsel, April 24, 2019
- "White Collar Crime 2018: Prosecutors and Regulators Speak," Practising Law Institute, October 03, 2018
- "Emerging Topics in Corporate Internal Investigations," New York City Bar Association's 7th Annual White Collar Crime Institute, May 09, 2018
- "Corporate Response to Crisis: What Happens When Your Company Is Under Scrutiny?" Global Ethics Summit 2018, March 14, 2018
- Forum on European Banking Enforcement, Surrey, UK, October 02, 2017
- "Corporate Response to Crisis – What Happens When Your Company is Under Scrutiny," Association of Corporate Counsel of New York City, April 26, 2017

- Forum on Financial Institutions Enforcement, Greenwich, CT, 2014, 2015, 2016 and 2017
- Speaker, “Important Topics for Federal Practice,” New York State Association of Criminal Defense Lawyers, October 24, 2014
- Speaker, “Financial Reform, Credit Bidding and Loss Recovery Strategies,” Litigation Department Spotlight Live Seminar Series Event, New York, NY, February 24, 2011
- *Corporate Secretary* East Coast Think Tank, New York, NY, May 07, 2008
- “From the Inside Out: Internal Investigations and Compliance Audits,” Counsel to Counsel Forum, Washington, DC, October 10, 2007