



REPRESENTATIVE MATTERS: FINANCIAL INSTITUTIONS INDUSTRY

FORENSIC ACCOUNTING & LITIGATION SUPPORT

- Provided due diligence, investigative support and assurance reporting on behalf of a large credit card processor in the Midwest that was being investigated by Visa and Mastercard for excess chargebacks.
- Evaluated Provident, a credit card bank and high risk issuer, for a class action firm to help evaluate their ability to pay.
- Investigated the misappropriation of custodial funds at a large money center bank which were used to better the bank's bottom line.
- Litigation Consultant to the court-appointed Receiver in an SEC enforcement action involving three hedge funds with over \$1.2 billion in assets under management.
- Conducted an investigation of a \$150 million fraud in sourcing, pooling and servicing of mortgage-backed securities for a national financial institution, which included funds flow and tracing of all monies associated with all transactions including loan funding and disbursement, payments and performance profiles by loan/property and recovery through REO process.
- Forensic Accountant to a major international bank to assess and quantify damages that resulted from the misconduct and theft of consumer funds by one of its employees.
- Investigated allegations of fraud by a bank including the theft of mortgage loan proceeds for FNMA.
- Conducted an internal investigation of allegations of fraud and kickbacks made by developers to influence investment decisions by an asset manager of one of the largest pension funds in North America.
- Conducted an investigation of the concentration of mortgage loans made to certain developers, fraudulent mortgage loan transactions, property flipping with increasing mortgage re-financing and undisclosed related-party transactions in connection to the events surrounding the collapse of three Loan & Trust companies.
- Conducted an investigation of related party transactions and international funds tracing the Ministry of Finance in Jamaica in connection to the events surrounding the collapse of a bank.
- Banking Expert to the DOJ in the Central District of California to assist in the investigation of an alleged check kiting and bank loan fraud involving four financial institutions resulting in over \$18 million in losses.
- Conducted an investigation of allegations of fraud and quantified and detailed the losses and use of funds at three banks that had participated equally in a \$45 million credit facility and experienced significant loan losses. Subsequently, our team was retained as Expert Witness for the Department of Justice in Georgia to testify at trial.
- Investigated the activity and role of a bank branch officer for the Board of Directors of a Georgia-based bank in connection with approximately \$9 million of loan losses made to a single developer and related parties.
- Investigated the events surrounding the loan underwriting process, servicing of the credit and the Plaintiff's knowledge of bad facts for a lead bank sued by other banks who participated in this credit.

- Performed an investigation for outside counsel of a special purpose credit card bank that had been issued a consent order by the Office of the Comptroller of Currency. We assisted by analyzing reserves, determining discrepancies presented to the bank's board of directors and reviewing select bank transactions for compliance with regulatory and accounting pronouncements. Additionally, we addressed issues relating to the propriety of employee loans, questionable construction costs, procurement conflict of interest and circumstances surrounding payments made to market the sub-prime credit cards.
- Assisted general counsel for a Fortune 500 bank to investigate claims made by a whistleblower to the Office of Thrift Supervision (OTS). The investigation refuted the whistleblower claims and assistance was provided to present the findings to the OTS.
- Performed an investigation for the general counsel of a financial services company concerning allegations of receiving fictitious receivables (receivables factoring relationship). The allegations were substantiated, and assistance was provided in presenting the case to Federal authorities for prosecution. Recommendations regarding controls and additional fraud prevention measures were made.
- Performed an investigation for the general counsel to a financial services company concerning an unauthorized wire transfer. Our team identified areas of weakness concerning the wire transfer process and presented investigative findings to the FBI. The perpetrator was identified, arrested and prosecuted.
- Assisted outside counsel of a bank in a multi-million dollar loan syndication to determine the circumstances surrounding the sudden reporting of a cash shortfall by its consumer products client. The assignment included scrutiny of the company's financial projections as well as onsite inventory inspections and interviews with key financial and corporate personnel. This resulted in a revision of projections, loan provisions and covenants.
- Led a team that assisted the trustee as a result of the Sunpoint Securities brokerage firm failure. We helped the trustee with his investigation into the theft of approximately \$31 million in investor funds from the brokerage.
- Conducted post-close investigations of banks closed by the government to identify potential fraudulent activity and accumulate evidence to be evaluated by government attorneys regarding potential actions against accountants, attorneys and appraisers.
- Assisted a bankruptcy examiner's counsel to determine the circumstances surrounding numerous transactions between a prominent mortgage lender and its financial institution parent. The action by the company's board of directors was scrutinized to understand whether it fulfilled its fiduciary duties in connection with oversight of the transactions.
- Engaged by limited partners of three venture capital funds to investigate certain allegations of misconduct by the general partner. The largest investor in each of the funds investigated was the treasurer of a southeastern state. We performed forensic accounting, funds tracing, and other investigative services in coordination with counsel for the state as well as the Securities and Exchange Commission (SEC) and had involvement in subsequent litigation by the funds. Our investigations uncovered one instance of fraudulent activity by the general partner and two instances of false allegations by whistleblowers who have since been sued for defamation.
- Acted as Federal Court appointed receiver to CRE Capital Corporation ("CRE"). CRE was the vehicle for a \$28 million Ponzi scheme. In cooperation with investigators from federal agencies, our team performed forensic accounting services, including funds tracing, accounting for the sources and uses of cash related to the fraudulent scheme and distributing recovery amounts to victims of the fraud.