

Counsel, Washington, D.C.

CFIUS; Cybersecurity and Privacy



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Education

J.D., Boston College Law School, 2008
(*cum laude*)

B.A., University of Delaware, 2005
(*cum laude*)

Bar Admissions

District of Columbia

Government Service

Captain, United States Army

Associate General Counsel,
Office of the Director of National
Intelligence

National Security Division,
Department of Justice

Nathan Mitchell advises clients on national security matters, including reviews by the Committee on Foreign Investment in the United States (CFIUS), and on cybersecurity and information privacy issues.

Mr. Mitchell's recent transactional experience includes representing, among others:

- Dassault Systèmes in its \$5.8 billion acquisition of Medidata Solutions, Inc.;
- DSV A/S in its \$4.6 billion acquisition of The Panalpina Group;
- First Solar, Inc. in the sale of a portfolio of development-stage solar projects to a group of investors led by EDP Renewables North America LLC, a subsidiary of Energias de Portugal, S.A.;
- KEMET Corporation in its \$1.8 billion acquisition by Yageo Corporation;
- LVMH Moët Hennessy Louis Vuitton S.E. in its initially unsolicited, but subsequently agreed upon, €14.7 billion (\$16.2 billion) acquisition of Tiffany & Co.;
- The PURE Group of Insurance Companies in the \$3.1 billion acquisition of Privilege Underwriters, Inc. by Tokio Marine Holdings, Inc.;
- Wendel and Allied Universal in Wendel's sale of a minority stake in Allied Universal to Caisse de dépôt et placement du Québec; and
- Zayo Group Holdings, Inc. in its \$14.3 billion acquisition by affiliates of Digital Colony Partners, LP and EQT Infrastructure IV.

Mr. Mitchell gained significant national security experience as a lawyer for the U.S. government, including most recently as an associate general counsel for the Office of the Director of National Intelligence (ODNI). In that role, he worked on CFIUS matters, including developing the ODNI's input on the Foreign Investment Risk Review Modernization Act. Mr. Mitchell also advised ODNI and U.S. intelligence community officials on a range of issues related to intelligence activities and cyber operations. Among other things, he helped author procedures for protecting the civil liberties and privacy of U.S. persons during the conduct of intelligence activities, in addition to serving as legal adviser to the Cyber Threat Intelligence Integration Center.

During his last year at the ODNI, Mr. Mitchell was detailed to the Foreign Investment Review Staff of the Department of Justice's National Security Division, where he worked on CFIUS matters. Mr. Mitchell reviewed and investigated transactions in a number of industries, such as telecommunications, insurance, electronics and cybersecurity. His experience includes identifying national security risks presented by covered transactions and developing measures to resolve those risks, including through mitigation agreements or conditions imposed by CFIUS. Mr. Mitchell also monitored companies' compliance with mitigation agreements and worked on other matters related to national security and foreign investment, including the federal government's supply chain risk-management initiatives.

Before joining the intelligence community, Mr. Mitchell served as a lawyer for the U.S. Army in the Office of the Army General Counsel, in both active duty and civilian positions. As a captain in the U.S. Army, Mr. Mitchell served as an assistant to the Army general counsel. Later, as a civilian, he served as an associate deputy general counsel. In these positions, Mr. Mitchell gained experience in information security and privacy, where, among other things, he advised senior Army officials on responding to data breaches and developed the data-privacy protections for the Army's "Study to Assess Risk and Resilience in Servicemembers," a groundbreaking partnership between the Army and the National Institute of Mental Health that produced the largest study of mental health ever conducted among military personnel.