

Partner, Palo Alto

Litigation; White Collar Defense and Investigations



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Education

J.D., Notre Dame Law School, 2007
B.S., University of Michigan, 2004

Bar Admissions

California
Illinois

Associations

Board Member, Western Center on
Law & Poverty

Selected Publications

"The Compliance Chill: Will Trump's
FCPA Pause Lead to a SupTech
Slowdown – Or a Quiet Rethink?"
Corporate Disputes Magazine, April 2025

"Anti-Bribery and Corruption Risks
Remain Despite FCPA Enforcement
Pause," *The CLS Blue Sky Blog*,
February 27, 2025, and *Skadden
Publication*, February 12, 2025

"Five Considerations for White
Collar Enforcement Under Trump's
Second Administration," *Daily Journal*,
December 18, 2024

Emily Haffner concentrates her practice in complex civil litigation, white collar criminal cases and internal investigations.

Ms. Haffner has experience representing individuals and corporations in all stages of state and federal trial and appellate litigation and civil and criminal enforcement issues. She regularly handles a wide range of matters, including criminal white collar cases, defending government inquiries, and conducting internal investigations related to anti-corruption, accounting irregularities, improper business practices, compliance practices, corporate governance issues and related matters. Ms. Haffner also has extensive experience in a variety of areas of civil litigation in state and federal court. She actively advises clients on transaction due diligence, compliance policies and procedures, and employee training relating to the Foreign Corrupt Practices Act (FCPA).

Some of Ms. Haffner's representations include:

- Fujian Jinhua, a China-based manufacturer of DRAM memory devices, in obtaining the acquittal of all charges in a high-profile, eight-week criminal trade secrets trial brought by the U.S. Attorney's Office for the Northern District of California and the U.S. Department of Justice's (DOJ's) National Security Division, and in obtaining summary judgment in a related civil case brought by the DOJ
- a Chinese nuclear power company in a criminal case that involved alleged violations of various provisions of the Atomic Energy Act
- an artificial intelligence company in investigations by the DOJ and various state attorneys general relating to the safety of artificial intelligence
- a managed care company in a high-stakes False Claims Act investigation involving Medicare payments
- Marci Palatella, the CEO of International Beverage, as a defendant in the DOJ's "Varsity Blues" college admissions case
- a technology company in response to a whistleblower letter alleging that the head of the company's Moscow office was paying bribes to Russian government officials
- a multinational European supplier of medical devices and operator of medical clinics in an FCPA investigation into its operations in Europe and Asia
- the Audit Committee of a leading semiconductor company in an investigation into the accuracy of its public statements
- the Audit Committee of a REIT in an investigation into allegations of self-dealing and conflicts of interest
- an internal investigation into allegations that an executive misused company funds
- the board of a transportation and technology company in providing advice on the compliance aspects of a related-party transaction and other disclosure issues
- Intuitive Surgical, Inc. in products liability actions relating to its Da Vinci robotic system and accessories, including securing the affirmative of a grant of summary judgment
- a variety of arbitrations with JAMS relating to breach of contract cases

In recognition of her work, Ms. Haffner has been honored by *Lawdragon* as one of its 500 Leading Global Litigators and *Benchmark Litigation* as a Future Star.

Ms. Haffner maintains an active *pro bono* practice, including immigration, conservatorship and criminal matters. She submitted an amicus brief on behalf of the National Association of Federal Defenders to the U.S. Supreme Court on Fourth Amendment issues. Ms. Haffner also briefed, argued and won an appeal in the U.S. Court of Appeals for the Seventh Circuit. Most recently, she obtained favorable monetary settlements on behalf of families involved in immigration-related Federal Tort Claims Act cases. She also successfully obtained the release of a client who had been sentenced to life without parole and had spent over 38 years in prison after demonstrating that a *Brady* violation had occurred in the case.

Emily is also on the board of the Western Center on Law and Poverty and on the executive committee for the Federal Bar Association for the Northern District of California.