



RICHARD L. SCHEFF

PARTNER AND LEADER - EASTERN U.S.

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Richard Scheff is a partner in the firm's Litigation practice group and leads the execution of strategic growth for the firm on the east coast. Richard is a nationally recognized trial lawyer and corporate advisor. His practice primarily involves government and corporate investigations with a particular focus on the pharmaceutical, medical device and financial services industries.

Richard's pharmaceutical and medical device experience includes matters involving the False Claims Act, off-label promotion, Medicaid best price law, nominal pricing, co-pay foundations, patient assistance programs, sponsorships, patient advocacy programs and claims under the Anti-Kickback Act.

Richard's financial services experience includes, fraud allegations, tax claims, insider trading, consumer claims and Native American lending. Richard also has extensive experience representing colleges and universities in a variety of investigative matters involving the Clery Act, the Family Educational Rights and Privacy Act (FERPA), compliance matters, campus safety and security, student aid, and disciplinary or criminal conduct by students, including cases involving alleged sexual assault.

Throughout his career, Richard has appeared and handled matters in courts across the country and he has represented clients in administrative matters before the Consumer Financial Protection Bureau, Securities Exchange Commission, Federal Deposit Insurance Corporation, Office of the Comptroller of Currency and the Financial Crimes Enforcement Network. Richard performs internal investigations for and counsels large, public and private companies as well as individuals. Richard has successfully represented numerous corporations, institutions, boards and senior executives in proceedings in state and federal enforcement matters.

Richard was retained by the United States Department of Justice to assist the South African government form a civilian police review board. South Africa's apartheid legislation had recently been outlawed and the government had been experiencing numerous allegations of alleged police brutality of people in custody. The call for a civilian review board to evaluate these types of allegations was deemed necessary by the new government to curb alleged abuses and restore confidence in a police force that had been subject to significant criticism.

Richard was designated as assistant secretary of the treasury for enforcement by President Clinton and served as a consultant in that role with authority over the Treasury law enforcement agencies. He consulted with the Department regarding high-profile incidents in Waco, Texas, and Ruby Ridge, Idaho, and coordinated with White

SERVICES AND INDUSTRIES

Litigation

Financial Services and Banking

Higher Education

Antitrust and Trade Practices

White-Collar Criminal Defense
and Government

Investigations

Intellectual Property Litigation

Complex Commercial
Litigation

Internal Investigations and
Regulatory Compliance

Securities Regulation and
Litigation

ADMISSIONS

Pennsylvania

New York

Massachusetts

House Security to combat international money laundering and other issues.

Richard is a frequent speaker and has been quoted extensively by national media – including TIME, The New York Times, The Wall Street Journal, The Associated Press, Bloomberg, Reuters, The Legal Intelligencer and The Philadelphia Inquirer – on investigations, compliance, labor racketeering and criminal defense topics. In addition, he has served as a lecturer at renowned law schools including New York University, Villanova University, Temple University, Widener University and Rutgers University.

EDUCATION

- Suffolk University Law School (J.D., *cum laude*, 1981)
 - Transnational Law Journal, Editor-in-chief
- Gettysburg College (B.A., *cum laude*, 1977)
 - Political Science

PROFESSIONAL ACTIVITIES

- American Bar Association (Mid-Atlantic Region of the White collar Crime Section, Chairman)
- Pennsylvania Bar Association (Legal Ethics and Professional Responsibility Committee)
- Philadelphia Bar Association

CHARITABLE AND CIVIC INVOLVEMENT

- Partnership for After School Education (Board of Directors, 2013; President)
- Philadelphia VIP (Board of Directors)
- Gettysburg College (Board of Trustees)
- Suffolk University Law School (Dean Advisory Council; Alumni Board and University Alumni Council, Former President)

ACCOLADES

- *Chambers USA*: Band 1 Leading Lawyers for Business, Litigation: White-Collar Crime & Government Investigations (Multiple years)
- Pennsylvania *Super Lawyers*® (2004-2019)
- *The Best Lawyers in America*®; Commercial Litigation, Criminal Defense: White-Collar (2018-present)
- Who's Who Legal Investigations: Lawyers (2019)
- Partnership for After School Education (PASE) Afterschool Champion (2015)
- Justice Department Director's Award for Superior Performance as an Assistant U.S. Attorney (1988)

BACKGROUND

Prior to joining the firm, Richard was a partner at a mid-Atlantic law firm, for which he served as executive chairman, chairman, vice-chairman and head of the litigation department. He served as a member of the firm's management committee for 18 years and chaired that committee for seven years. In his various roles, Richard was responsible for the management, growth and strategic direction of that firm.

Before entering private practice, he had a distinguished career as chief of the Corruption/Labor Section of the U.S. Attorney's Office for the Eastern District of Pennsylvania, where he oversaw a team of 10 trial attorneys. He supervised a number of high-profile cases during his tenure, including a significant police corruption case and the prosecution of a district council president.

While at the U.S. Attorney's Office, Richard served as lead trial counsel in the investigation of a roofers union. He served as prosecutor in the organized crime case, which launched a judicial corruption investigation and led to the Supreme Court of Pennsylvania's removal of 12 Philadelphia judges. He also prosecuted a number of defense contractor fraud cases, as well as high-profile health care and money-laundering and arms trade matters.

EXPERIENCE

Representation in Medicare Fraud Case

Represented an individual charged with Medicare fraud related to hospice service.

Representation of Dietary Supplement Supplier, Manufacturer in FDA Investigation

Representation of dietary supplement manufacturer and supplier in U.S. Food and Drug Administration investigation of alleged Food, Drug & Cosmetic Act violations.

Representation of Investment Advisory Firm in SEC Action, Criminal Investigation Alleging Market Manipulation

Represented an investment advisory firm in parallel SEC enforcement action and criminal investigation regarding allegations of market manipulation.

Representation of Major International Pharma Company in Internal Investigation

Represented a major international pharmaceutical company in an internal investigation related to a patient support program that provides financial assistance to Medicare patients.

Representation of Major International Pharma Company in Qui Tam Litigation

Represented a major international pharmaceutical company in *qui tam* litigation alleging violations of the False Claims Act and Anti-Kickback Statute.

Representation of Pharma Company in Medicaid Pricing Litigation

Represented a pharmaceutical company in litigation involving Medicaid pricing.

Won Dismissal of Class Action Securities Litigation Alleging Market Manipulation for Brokerage Firm

Represented a brokerage firm in class action securities litigation alleging manipulation of options market. Won motion to dismiss. Affirmed on appeal by the Third Circuit.

Favorable Resolution of Criminal Investigation for Senior Executive of Medical Device Manufacturer

Represented a senior executive at a medical device manufacturer in connection with a criminal investigation involving potential false statements to the U.S. Food and Drug Administration. Resolved without any criminal charges.

Provided Counsel to Pharma Company in Connection with Policies and Procedures

Assisted a major pharmaceutical company with a comprehensive update of policies, including on issues such as interactions with healthcare providers, sponsorships, educational grants, exhibits and charitable donations, to ensure compliance with federal regulations and industry practice.

Representation in Connection with Professional Athletic League and Related Sports Injuries Class Action

Represented companies offering claims services and non-recourse loans to class members against allegations of impropriety by nationwide class counsel in connection with a professional athletic league and related sports injuries class action.

Representation in Putative Class Action Alleging RICO Violations

Represented corporate executives in putative class action cases across the country alleging violations of RICO statute in connection with fintech servicing relationships with banks and non-bank lenders.

Representation of Global Chemical Company Executives in Criminal Investigation

Represented several senior employees of a global chemical company in a criminal investigation involving alleged violations of environmental laws.

Representation of Pharma Company in Breach of Contract Case

Represented a major pharmaceutical company as part of trial team in a breach of contract suit litigated over five days before the Delaware Court of Chancery.

Representation of Pharma Company Involving Reimbursement and Co-Pay Programs

Represented a pharmaceutical company in connection with a government investigation involving its reimbursement and co-pay programs.

Representation of Aerospace Engineering Company in Debarment Proceedings

Successfully represented aerospace component engineering company in administrative debarment proceedings.

Successfully Resolved Alleged UDAAP Violations for Executives Following Investigation

Successfully resolved investigations and potential claims against individual executives and corporations brought by the Consumer Financial Protection Bureau for alleged UDAAP violations in areas of telemarketing, online lending, and fintech partnerships.

Successful Defense of U.S. Army Brigadier General in Court-Martial

Served as lead trial counsel in a high-profile court-martial of a U.S. Army Brigadier General. The General was the highest-ranking officer ever to be accused of sexual assault. A politically charged case from inception, the court granted the defense's motion for relief for unlawful command influence upon reconsideration and imposed no jail sentence or dismissal from service. The General was sentenced to forfeit \$5,000 a month for four months and was given a letter of reprimand.