

## Michael P. Kelly

Partner

Washington, D.C.

### Biography

Mike Kelly defends companies and individuals who find themselves in criminal investigations, criminal cases, or complex civil actions. In doing so, Mike helps clients with the most serious matters they face.

He has successfully defended companies and individuals facing criminal cases and investigations brought by the United States Department of Justice. He has successfully helped boards of directors and corporations respond to allegations of potentially illegal conduct, including through extensive, thorough, and swift internal investigations. Mike has represented clients both domestically and internationally.

In defending clients in criminal cases, Mike has helped them resolve issues involving a wide range of U.S. criminal law, including the Foreign Corrupt Practices Act (FCPA), money laundering, conspiracy, tax fraud, wire fraud, mail fraud, sanctions, healthcare fraud, and theft. He has conducted investigations in numerous countries, including in the United Kingdom, France, Switzerland, Austria, the Czech Republic, Poland, and Brazil.

Martindale-Hubbell has awarded Mike with its highest rating in White Collar Crime, Criminal Law, and Litigation. Mike writes frequently on issues of criminal law. His articles have appeared in *Corporate Counsel*,



### Phone

+1 202 637 5533

### Fax

+1 202 637 5910

### Email

[michael.kelly@hoganlovells.com](mailto:michael.kelly@hoganlovells.com)

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### Practices

Litigation

Investigations

Corporate Governance

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### Industries

Consumer

Energy and Natural Resources

Financial Institutions

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### Areas of focus

Anti-money Laundering

Bribery and Corruption

*Bloomberg BNA, European Lawyer, and International Law Office.* Mike also has extensive experience in complex civil cases, including class actions, involving a large variety of civil claims. Prior to entering private practice, Mike served as a law clerk to U.S. District Judge Ewing Werlein, Jr. of the U.S. District Court for the Southern District of Texas.

## Representative experience

Successfully represented a Swiss lawyer in a FCPA and money laundering prosecution in the U.S. District Court for the Southern District of New York.

Successfully represented a N.Y. chief executive officer in a tax fraud prosecution in the U.S. District Court for the Western District of New York.

Successfully represented a Virginia company in a FCPA prosecution in the U.S. District Court for the Eastern District of Virginia.

Successfully obtained declinations from the Justice Department in criminal cases.

Successfully represented a federal district court in an appeal brought by the Department of Justice in the U.S. Court of Appeals for the 9th Circuit.

Successfully represented a Maryland woman charged with felony theft in Montgomery County Circuit Court, Maryland.

Successfully represented an oil drilling company in a shareholder class action in the U.S. District Court for the Southern District of Texas.

Successfully represented a director in a shareholder class action lawsuit brought in the U.S. District Court for the Southern District of New York.

## Awards and rankings

- Martindale-Hubbell AV Preeminent (5 out of 5)

Congressional Oversight and Investigations

Financial Services Regulatory Investigations and Enforcement

Sanctions

White Collar Crime and Fraud

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## Education and admissions

### Education

J.D., Duke University School of Law, 1999

B.A., University of Notre Dame, 1996

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## Bar admissions and qualifications

District of Columbia

New York

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## Court admissions

U.S. Court of Appeals, District of Columbia Circuit

U.S. Court of Appeals, 2nd Circuit

U.S. Court of Appeals, 4th Circuit

U.S. Court of Appeals, 6th Circuit

U.S. Court of Appeals, 9th Circuit

U.S. District Court, District of Colorado

U.S. District Court, District of Columbia

U.S. District Court, Eastern District of New York

Rating - In White Collar Crime, Criminal Law, and Litigation, 2014

U.S. District Court, Southern District of New York

## Latest thinking and events

U.S. District Court, Western District of New York

### ■ Published Works

- A Quiet but Telling Year for Criminal Law in Supreme Court *Law360*

U.S. Supreme Court

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### ■ Published Works

- A Quiet but Telling Year for Criminal Law in Supreme Court *Law360*

### ■ Published Works

- Enforcing White Collar Criminal Law During the Trump Administration *International Law Office*

### ■ Published Works

- The Practitioner's Guide to Global Investigations: United States *Global Investigations Review*

### ■ Published Works

- Are the Yates Memorandum and the Federal Judiciary's Concerns About Over-Criminalization Destined to Collide? *American Criminal Law Review*

### ■ Hogan Lovells Publications

- What Is Driving the Justice Department's Pilot Program on FCPA Disclosures? *Anti-Corruption Alert*