



International Trade & Sanctions

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PROFILED:

RYAN FAYHEE

Hughes Hubbard & Reed LLP



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RYAN FAYHEE

Partner

Hughes Hubbard & Reed LLP

Washington, DC, US

T: +1 (202) 721 4691

E: ryan.fayhee@hugheshubbard.com

PERSONAL BIOGRAPHY

Ryan Fayhee leads the Sanctions, Export Controls & Anti-Money Laundering practice group at Hughes Hubbard and is a former senior prosecutor and national security official with the US Department of Justice (DOJ). His practice focuses on government and congressional investigations, crisis management, corporate governance, and white-collar criminal defence. He draws upon a multidisciplinary skillset to assist corporations, boards of directors, audit committees and senior executives facing high-profile reputational risks and incident response, often involving US and foreign regulators and enforcement authorities, political stakeholders, and the media.

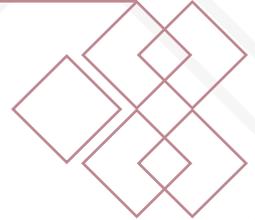
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Q&A WITH RYAN FAYHEE

**What strengths and characteristics do you, your team and your firm strive to demonstrate to clients?**

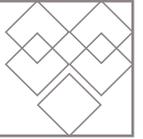
◆ First and foremost, our team is committed to providing outstanding client service. We pick up the phone every time it rings. We give quality legal advice and we give it on time. As sanctions continue to be the ‘go-to’ foreign policy and national security tool used to target a broad array of extraterritorial conduct in a diverse set of industries across the globe, multinational clients are very sophisticated and understand both the risks and the opportunities. Beyond the investigations and enforcement matters in which I specialise, it is essential that our team understands, in detail, our key clients’ business processes, sales and distribution networks, and the product offerings themselves. This situates us to give informed practical advice to enable investments in compliance tailored to priority risks areas.

Reflecting on your area of expertise, how do you see this sphere of the market shaping up over the coming months? Are any exciting trends or developments on the horizon?

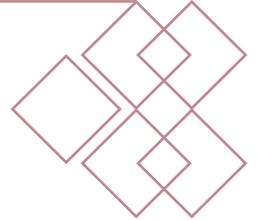
◆ The US trade relationship with China continues to present the most disruption in markets and, today, accounts for the most significant risks our clients face. In particular, the US has leveraged its Entity List and related authorities in increasingly novel ways to restrict access to software and technology of US origin to dismantle the Chinese military-industrial complex. Relatedly, the US will continue to focus its export and import restrictions on the plight of the Uyghur community in the Xinjiang Region of Western China. This reflects a rare policy alignment for the Trump and Biden administrations. While the dust has yet to fully settle and many Trump-era policies remain under policy review, there currently is broad bipartisan support for the restrictions targeting activities in Xinjiang.

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**What do you consider to be your major career achievements?**

◆ I was privileged to serve in the DOJ during a time in which the US leveraged sanctions and export control enforcement actions in a manner in which, I believe, left the world a much safer place. Our prioritisation of enforcement with the regulatory agencies alongside BIS, OFAC and DDTC, as well as the law enforcement and intelligence community, significantly contributed to the prominence of these tools as they exist today. I was also recognised – and humbled – with some of the DOJ’s highest awards. Most notably, in 2010 I received the Attorney General’s Award for Excellence in Furthering the Interests of US National Security for my role in the prosecution and disruption of a vast proliferation network involved with smuggling components used in improvised explosive devices against coalition forces in Iraq and Afghanistan. In 2009, I was awarded the Assistant Attorney General Award for Special Commendation for a large-scale investigation and prosecution of persons associated with an Iran arms trafficking network operating in Europe and Southeast Asia. Public service has made me a far better and more effective advocate for our clients and, again, I was so privileged to serve. ■



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 REPRESENTATIVE ENGAGEMENTS

- ◆ Represented the board of directors of a multinational company in a high-profile internal investigation into allegations of terrorist financing, sanctions and money laundering activities.
- ◆ Represented a multinational technology company in a congressional investigation and subsequent constitutional litigation challenging novel government-wide debarment and suspension actions.
- ◆ Represented a multinational luxury goods company in a congressional investigation involving allegations of sanctions violations and related money-laundering activities of third parties.
- ◆ Represented a non-US chief executive under indictment by the DOJ for sanctions violations.
- ◆ Represented a global technology company in an internal investigation and OFAC disclosure related to potential sanctions violations.
- ◆ Represented a foreign oil & gas company in a DOJ sanctions investigation that resulted in a criminal declination.
- ◆ Represented a multinational real estate firm in a Financial Crimes Enforcement Network (FinCEN) investigation involving allegations of kleptocracy and related money laundering activities.

