



The U.S. Attorney's Office
District of New Jersey
2014 Computer Crime and
Intellectual Property Symposium
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At Seton Hall University School of Law



Biographies of Participants

Steven Chabinsky is General Counsel and Chief Risk Officer for CrowdStrike, a big data cybersecurity technology firm that specializes in continuous threat detection, cyber intelligence, and network incident response. He is also the cyber columnist for *Security* magazine, and an adjunct faculty member of George Washington University. Steve previously served as Deputy of the FBI's Cyber Division, led the FBI's cyber intelligence program, and served as the FBI's top cyber lawyer. Steve also served in the Office of the Director of National Intelligence (ODNI) as Director of the Joint Interagency Cyber Task Force, responsible for monitoring and reporting to the President about the federal government's implementation of the Comprehensive National Cybersecurity Initiative. He is the recipient of numerous recognitions, including the National Intelligence Distinguished Service Medal. You can follow him on Twitter @StevenChabinsky.

David Damato is a Managing Director at Mandiant and responsible for professional services in the Northeast United States and Canada. For more than a decade he has performed professional consulting services for both commercial organizations and the federal government. His core competencies include information security testing, network design and architecture, security program development, and incident response. At Mandiant, David continues to focus on leading information security services at Fortune 500 companies and government agencies. This includes performing proactive security assessments and detailed investigations of significant security breaches. David also specializes in developing containment and remediation plans to resolve security breaches. Such activities include identifying insecure enterprise IT configurations, developing methodologies to recover compromised systems and networks, and offering tactical and strategic recommendations to ensure IT environments adequately postured to prevent future compromises.

Joseph V. DeMarco is a partner at DeVore & DeMarco LLP where he specializes in counseling clients on complex issues involving information privacy and security, theft of intellectual property, computer intrusions, on-line fraud, and the lawful use of new technology. From 1997 to 2007, Joe served as an Assistant United States Attorney for the Southern District of New York, where he founded and headed the Computer Hacking and Intellectual Property Program. Prior to joining the United States Attorney's Office, Joe was a litigation associate at Cravath, Swaine & Moore in New York City, where he concentrated on intellectual property, antitrust, and securities law issues for various high-technology clients. Prior to that, Joe served as law clerk to the Honorable J. Daniel Mahoney, United States Circuit Judge for the Second Circuit Court of Appeals. Joe holds a J.D. *cum laude* from New York University School of Law where he was a member of the *NYU Law Review*. He received his B.S.F.S. *summa cum laude* from the Edmund A. Walsh School of Foreign Service at Georgetown University.

Daniel Dovdavyan is Assistant General Counsel, North America Litigation & Investigations, at Sanofi U.S. in Bridgewater, New Jersey. At Sanofi, Dan manages government investigations, *qui tam* litigation and health care compliance internal investigations. Prior to joining Sanofi, Dan worked at an international law firm representing health care companies in product liability, antitrust and commercial litigation. Dan graduated from the Benjamin N. Cardozo School of Law in 2000 and is admitted to the New York, New Jersey, District of Columbia and Massachusetts State Bars.

Jenny A. Durkan was the United States Attorney for the Western District of Washington until October 2014. Jenny was nominated by President Barack Obama in May 2009 and was confirmed by a unanimous vote of the U.S. Senate in September 2009. She served as the top federal law enforcement officer for 19 counties in Western Washington. U.S. Attorney General Eric Holder appointed Jenny to chair the Attorney General's Advisory Subcommittee on Cybercrime and Intellectual Property Enforcement, and she was a member of three other Subcommittees: Terrorism and National Security, Civil Rights and Native American Issues. As U.S. Attorney, Jenny increased her office's efforts in enforcing intellectual property laws and combating the ever-increasing threat of cyber crimes. Before becoming U.S. Attorney, Jenny represented a wide variety of clients in civil and criminal cases in both state and federal court. Consistently recognized as one of the outstanding trial attorneys in the United States, Jenny has maintained a Martindale Hubbell

Preeminent AV rating and is a member in the American College of Trial Lawyers. Jenny graduated from the University of Notre Dame and received her law degree from the University of Washington.

Paul J. Fishman is the United States Attorney for the District of New Jersey. He was nominated by President Barack Obama in June 2009 and was confirmed in October 2009. As U.S. Attorney, he is responsible for overseeing all federal criminal investigations and prosecutions and the litigation of all civil matters in New Jersey in which the federal government has an interest. Paul supervises a staff of approximately 145 attorneys and 115 support personnel in Newark, Camden, and Trenton. In addition to his service as U.S. Attorney, Paul served as a member of the Attorney General's Advisory Committee of U.S. Attorney's ("AGAC") from 2009-2013. He served as Vice-Chair of the AGAC from 2009-2011, and Chair from 2011-2012. Created in 1973, the AGAC represents the voice of the U.S. Attorneys and provides advice and counsel to the Attorney General on policy, management, and operational issues affecting the offices of the United States Attorneys across the country. Paul has spent much of his professional career in public service. After graduating from law school, he clerked for the Honorable Edward R. Becker of the United States Court of Appeals for the Third Circuit. He was an Assistant U.S. Attorney from 1983 to 1994, during which time he served as Deputy Chief of the Criminal Division, Chief of Narcotics, Chief of the Criminal Division, and First Assistant U.S. Attorney. From 1994 to 1997, he was a senior adviser to the Attorney General and Deputy Attorney General of the United States on a variety of law enforcement, policy, legislative, national security, and international matters, as well as on specific investigations and prosecutions. In addition to his public service, from 1998 - 2009 Paul was a partner in the law firm of Friedman Kaplan Seiler & Adelman, where he headed the firm's white collar practice and also handled complex civil litigation. He graduated *magna cum laude* in 1978 from Princeton University and *cum laude* in 1982 from Harvard Law School, where he was the Managing Editor of the Harvard Law Review.

Gurbir S. Grewal is an Assistant United States Attorney in the Criminal Division of the U.S. Attorney's Office for the District of New Jersey, where he serves as Chief of the Office's Economic Crimes Unit. As Chief of the Economic Crimes Unit, he supervises a team of AUSAs, who investigate and prosecute white collar crimes, such as securities fraud, wire fraud, tax fraud and bank fraud, as well as computer hacking and intellectual property offenses. Prior to becoming an AUSA in New Jersey, Gurbir was Of Counsel in the New York

office of the Washington, D.C. firm of Howrey LLP, where he handled all aspects of complex civil and criminal litigation in federal and state courts. Before that, Gurbir served as an AUSA in the Business and Securities Fraud Section of the U.S. Attorney's Office for the Eastern District of New York, where he prosecuted a variety of white collar cases. Gurbir received his B.S.F.S from Georgetown University, *cum laude*, and his J.D. from William and Mary School of Law. Gurbir's direct line is 973-645-2931, and his email address is gurbir.grewal@usdoj.gov.

Adam S. Hickey is the Acting Deputy Chief for Cyber in the Counterespionage Section of the National Security Division of the Department of Justice, where he supervises investigations of state actors and their proxies for malicious cyber activity. Adam also represents the Department on interagency policy committees concerning cybersecurity, and he analyzes legal issues arising from the intelligence, counterintelligence and national security activities of Government agencies. Previously, was a federal prosecutor in the Southern District of New York, where he focused on national security cases involving terrorism and international drug and arms trafficking. Prior to joining the Department of Justice, Adam clerked for the Hon. Jed S. Rakoff (S.D.N.Y.) and the Hon. Robert A. Katzmann (2d Cir.) and practiced civil litigation and white collar defense at Wachtell, Lipton, Rosen & Katz in Manhattan. He is a graduate of Harvard College and Yale Law School.

Patrick E. Hobbs is Dean of Seton Hall University School of Law. In his 15 years as Dean, he has shepherded the Law School through a series of groundbreaking initiatives that have raised Seton Hall Law to unprecedented prominence. The Law School boasts a faculty that is world-renowned in such diverse areas as intellectual property, social justice, corporate bankruptcy, national security policy, and employment law. Its Health Law program is consistently ranked among the top 10 nationally. Pat served on the New Jersey State Commission of Investigation from 2004-14, and chaired the Commission for the last four years of his tenure, stepping down to serve as the first Ombudsman in the New Jersey Governor's office. Pat is a former member of the Standards Review Committee of the American Bar Association, Section of Legal Education and Admissions to the Bar and has twice chaired the Law School Development Committee. He also serves as a member of the boards of the Newark Alliance and Newark Beth Israel Medical Center. Additionally, he served as a member of the Advisory Board of Lexis-Nexis, the New Jersey Commission of Professionalism and the New Jersey Institute for Continuing

Legal Education. Pat joined the Seton Hall Law faculty in 1990 with a specialty in tax law. He was named Associate Dean for Finance in 1995 and became Dean in 1999. Previously he was a tax attorney with the law firm of Shanley & Fisher in Roseland, New Jersey. He received his B.A. in accounting, magna cum laude, from Seton Hall University, his J.D. from the University of North Carolina and his LL.M. (in taxation) from New York University.

Adam Karcher is the Deputy Director of the Office of Data Exploitation at the National Cyber Investigative Joint Task Force (NCIJTF). The NCIJTF is the focal point for all U.S. government agencies to coordinate, integrate, and share information related to all domestic cyber threat investigations, and includes 19 intelligence agencies and law enforcement, working side-by-side to identify key players and schemes. Its goal is to predict and prevent what is on the horizon and to pursue the enterprises behind cyber attacks. As a Deputy Director at NCIJTF, Adam oversees the acquisition and analysis of the broad spectrum of domestic cyber threat data. In this role, he leads the engineering and analysis efforts focused on the integration and visualization of cyber threat data, to include the teams of technical analysts assigned to track major threats to U.S. national security, and the intelligence production teams charged with synthesizing this analysis into products designed to impact investigations and operations. Concurrent with his duties at the NCIJTF, Adam serves as a Unit Chief with the Cyber Division of the FBI. In his 10 years at the FBI, Adam has almost exclusively conducted field investigations into computer network operations conducted by nation-state adversaries or provided program management guidance in support of FBI national security investigations. Prior to his service in the FBI, Adam utilized his education in molecular biology in research at the National Cancer Institute and then in the private sector as a bioinformatics specialist focused on the detection of genetic targets for drug development at the genomic level.

Grayson Lenik is a Principal Security Consultant with Nuix where he leads the Digital Forensics and Incident Response team. He has over 20 years of combined digital electronics, system administration, network administration and information security experience including time with the US Navy, American Express, IBM, Trustwave and Nuix. Grayson is a Microsoft Certified Systems Engineer (MCSE) a GIAC Certified Forensic Analyst (GCFA), a PCI Qualified Security Assessor (QSA) and actively holds a Top Secret (TS/SSBI) clearance. He is a current member of the Consortium of Digital Forensic Specialists(CDFS) and the Seattle, Los Angeles and Denver Electronic Crimes

Task Forces (ECTF). Grayson has performed research on file system timeline artifacts and timestamp modification and has presented at a number of conferences including DEFCON, SECTOR, ECSAP, IAFCI, NetDiligence and others. He has trained multiple local, State and Federal Law Enforcement agencies in Digital Forensics Practice and Methodology and authors the computer forensics blog “An Eye on Forensics.”

Erez Liebermann is Vice President and Senior Counsel for Corporate Investigations at Prudential Financial. Erez leads the Corporate Investigations Division (CID) and is senior counsel on regulatory and cybersecurity matters at Prudential Financial. CID investigates internal and external fraud, cyber incidents, and intellectual property theft. Prior to joining Prudential Financial in February 2014, Erez served as Deputy Chief of the Criminal Division at the U.S. Attorney’s Office, District of New Jersey, and Chief of the Computer Hacking and Intellectual Property Section. Erez teaches Cybercrime Law at Rutgers University School of Law-Newark, and is a frequent lecturer on cybercrime, privacy, and fraud.

James Mottola is a partner at Creative Solutions Investigative Services (CSIS) of New York and New Jersey, specializing in investigations, litigation support, risk mitigation, and intellectual property protection. Jim began his career with the United States Secret Service as a Special Agent in December 1988 and has served in the New York and Phoenix Field Offices, where he investigated electronic crime and financial fraud violations perpetrated by foreign national organized crime groups in conjunction with federal and local law enforcement agencies. Jim has served as the Agent in Charge of the Frankfurt, Germany Office and Newark Field Office as the Special Agent in Charge. Jim is a graduate of Whittier College, Whittier, California, where he earned a Bachelor of Arts Degree in Political Science 1987. He obtained his Masters of Science Degree in Management, with a specialization in Organizational Change Management from the College of Saint Elizabeth, Convent Station, New Jersey.

Matthew O’Neill is a Special Agent of the United States Secret Service (USSS). Matt joined the USSS in 1998 and has been assigned to the Manchester office since 2007. Matt was a finalist for the U.S. Secret Service’s Special Agent of the Year Award in 2012 and ultimately won the USSS Special Agent of the Year Award in 2013 for his efforts in investigating complex transnational cyber crime investigations ranging from point of sale terminal hacks to the bulk online sale of stolen personally identifiable information. Among many other

awards, Matt won the International Association of Financial Crimes Investigator's (IAFCI) Investigator of the Year Award in 2012. Matt is a graduate of James Madison University in Harrisonburg, Virginia.

Andrew S. Pak is an Assistant United States Attorney in the Economic Crimes Unit of the United States Attorney's Office for the District of New Jersey and is the coordinator of the Office's Computer Hacking and Intellectual Property Section. Andrew joined the Office in February 2011 and specializes in cybercrime prosecutions relating to data breaches, credit card fraud, identity theft, and other computer crimes. Andrew received a B.S. in Cognitive Science with a Specialization in Computing from the University of California, Los Angeles, and J.D. from Benjamin N. Cardozo School of Law. Andrew's direct line is (973) 645-3976, and his email address is andrew.pak@usdoj.gov.

Teresa Wynn Roseborough is the executive vice president, general counsel and corporate secretary for The Home Depot. She is responsible for all legal functions worldwide, including securities, litigation, employment, mergers and acquisitions, real estate, store operations, risk management, and intellectual property. As corporate secretary, Teresa serves as a liaison between the board of directors and the Company and is responsible for all corporate governance matters. She also is responsible for the Company's government relations. Teresa has more than 25 years of legal experience. Before joining The Home Depot in 2011, Teresa held several positions in the legal department of MetLife, including deputy general counsel and senior chief counsel for litigation and compliance. Prior to MetLife, Teresa was a partner at Sutherland Asbill & Brennan LLP, where her practice focused on complex litigation matters at both the trial and appellate level, including before the U.S. Supreme Court. Teresa's professional background includes government service as deputy assistant attorney general for the U.S. Department of Justice, where she provided legal counsel to the White House and all executive branch agencies, as a law clerk for Justice John Paul Stevens of the United States Supreme Court and Judge James Dickson Phillips of the U.S. Court of Appeals for the Fourth Circuit, and as an employee of the Department of Defense in West Germany. Teresa was named one of 25 Influential Black Women in Business by The Network Journal and as one of America's top black attorneys by Black Enterprise. Her civic involvements include serving as a public member of the Administrative Conference of the U.S., a fellow of the American Academy of Appellate Lawyers, a member of the board of directors of the Lawyers' Committee for Civil Rights and of the Board of Overseers of the RAND Corporation Institute for Civil

Justice. Teresa earned a bachelor of arts degree from the University of Virginia, a master's degree in education from Boston University, and a juris doctor with high honors from the University of North Carolina School of Law, where she was editor in chief of the Law Review.

Timothy P. Ryan is a Managing Director based in New York where he leads Kroll's Cyber Security and Investigations Practice. Prior to joining Kroll, Tim had a distinguished career as a Supervisory Special Agent with the Federal Bureau of Investigation (FBI), where he supervised the largest Cyber Squad in the United States. An expert in responding to all forms of computer crime, attacks, and abuse, Tim has led complex cyber investigations involving corporate espionage, advanced computer intrusions, denial of service, insider attacks, malware outbreaks, Internet fraud and theft of trade secrets. Tim also served as Acting Director of the FBI's New Jersey Regional Computer Forensics Lab, one of the nation's largest, state-of-the-art digital forensic laboratories. As a member of the FBI's elite Computer Analysis and Response Team, Tim also conducted numerous computer forensic examinations. Tim is an adjunct professor at Seton Hall University School of Law where he teaches cyber crime and cyber security to law students, prosecutors, defense attorneys and homeland security professionals. Tim earned degrees from Rutgers University School of Law (J.D.), the University of Maryland (M.S.), and Kean University (B.A.).

Mark J. Schildkraut is Senior Intellectual Property Counsel at Becton, Dickinson and Company (BD), where he has worldwide responsibility for intellectual property matters concerning BD's Pharmaceutical Systems business unit. These matters include patent and trade secret protection, drafting and negotiating technology and commercial agreements, product clearance and IP litigation. Mark has been with BD since 2005. Prior to joining BD, Mark was an associate at Kaye Scholer LLP and Morgan & Finnegan LLP, focusing on patent litigation, IP clearance and prosecution matters. Mark received his J.D. from Fordham University's School of Law and a B.S. in Electrical Engineering from the State University of New York at Buffalo.

Adam Segal is the Maurice R. Greenberg senior fellow for China studies and the director of the Digital and Cyberspace Policy Program at the Council on Foreign Relations (CFR). Most recently, he was the project director for the CFR-sponsored Independent Task Force report *Defending an Open, Global,*

Secure, and Resilient Internet. His book *Advantage: How American Innovation Can Overcome the Asian Challenge* (W.W. Norton, 2011) looks at the technological rise of Asia. An expert on security issues, technology development, and Chinese domestic and foreign policy, his work has appeared in the *Financial Times*, *The Economist*, *Foreign Policy*, *The Wall Street Journal*, and *Foreign Affairs*, among others. He currently writes for the blog “Net Politics.”

Lisa J. Sotto is a partner at Hunton & Williams LLP. Named among The National Law Journal’s “100 Most Influential Lawyers” in 2013, Lisa J is the managing partner of the firm’s New York office and chair of the firm’s top-ranked Global Privacy and Cybersecurity practice. Lisa has extensive experience counseling clients on all U.S. federal and state privacy and data security laws, including security breach notification requirements. She also advises on global data protection laws (including those in the EU and Latin America), particularly with respect to cross-border transfers of personal data. She counsels clients on cybersecurity risks, incidents and policy issues. Lisa serves as Chairperson of the Department of Homeland Security’s Data Privacy and Integrity Advisory Committee. She recently was featured as “The Queen of Breach” in an article by New York Super Lawyers Magazine. She testifies before the U.S. Congress and other legislative and regulatory agencies, and is the editor and lead author of the legal treatise entitled *Privacy and Data Security Law Deskbook* (Aspen Publishers). Lisa received her J.D. from the University of Pennsylvania Law School, where she was an editor of the *Law Review*. She received her B.A. from Cornell University, with Distinction in All Subjects.

John Szydlik is Special Agent of the United States Secret Service, assigned to the Cyber Intelligence Section (CIS) at Secret Service headquarters in Washington D.C. His criminal investigations focus on international hackers and large scale data breaches. Prior to his assignment at CIS, John was assigned to the Electronic Crimes Task Force in Syracuse, New York, where he investigated numerous types of electronic crimes. John was a Captain in the United States Army Military Police Corps before joining the Secret Service.

L. Judson Welle is an Assistant United States Attorney and National Security Cyber Specialist assigned to the National Security Unit of the U.S. Attorney's Office for the District of New Jersey. Jud’s experience as an AUSA encompasses cases involving computer hacking, economic espionage, theft of

trade secrets, insider threats, critical infrastructure protection, counterproliferation, and international terrorism. In his role as National Security Cyber Specialist, Jud coordinates the Office's national security cyber investigations with the FBI and the Department of Justice's National Security Division, and conducts outreach with private sector partners. Prior to becoming an AUSA in April 2005, Jud worked in the New York office of Dewey Ballantine LLP on internal investigations and complex civil and criminal cases. He also served as a law clerk to Hon. John W. Bissell, Chief District Judge, United States District Court for the District of New Jersey. Jud is a graduate of Rutgers University, *cum laude*, and William and Mary School of Law. Jud's direct line is 973-645-2573, and his email address is jud.welle@usdoj.gov.

Evan Williams is a Senior Counsel with the Computer Crime and Intellectual Property Section of the Criminal Division of the United States Department of Justice, where he specializes in criminal prosecution of intellectual property offenses. He previously served as an Assistant United States Attorney in the United States Attorney's Office for the Eastern District of New York, and as an Assistant District Attorney in the New York County District Attorney's Office. He is a graduate of Columbia Law School and Harvard College.

Brett Yeager is a Special Agent with the Federal Bureau of Investigation, Newark Division. Brett has been assigned to the Newark Division's Cyber Squad for approximately 5 years. Brett primarily investigates national security cyber intrusions with victims spanning multiple industry sectors. Brett has worked theft of trade secret investigations and other criminal cyber intrusions. Prior to working for the FBI, Brett was an Engineering Manager and Electronics Design Engineer for 12 years, working in the underground coal mining industry and defense industry.