

Lessons Learned from Forensic investigations in a Global Lockdown

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ALVAREZ & MARSAL

Disputes and Investigations



Introduction

Unprecedented financial crisis resulting from COVID-19 will result in



Financial
statement fraud



Misappropriation
of assets



Bribery and
corruption

And create **unique challenges** to prevention, detection and investigation of the same issues

Challenges of conducting forensic investigations in a global lockdown



Travel restrictions

Dealing with delays



Access to original documentation

Challenges of conducting forensic investigations in a global lockdown



Conducting interviews

Obtaining access to electronic data...



Technology and digital investigations in a world with travel restrictions and bans



Knowing your
data for data
preservation

Conducting
remote
collections
with
restrictions

Local team
and local
data centre

Business
goes on
with
technology

What an effective compliance framework looks like in the face of current challenges

How should smart companies prepare for and protect against upcoming 2020 risks?



Geographical considerations and need for greater remote access



Connectivity and the use of personal devices



Key investments in technology

What an effective compliance framework looks like in the face of current challenges

How should smart companies prepare for and protect against upcoming 2020 risks?



Training and
communications



Case assessment and
triage

Speakers

Keith Williamson

Managing Director

Keith Williamson is a Managing Director and Head of Alvarez & Marsal's Disputes and Investigations team in Hong Kong and China. He brings more than 24 years of forensic and investigative accounting experience (including 9 years in Asia), specialising in investigations of fraud, corruption (US FCPA/UK Bribery Act) and regulatory issues, compliance reviews and monitoring, asset tracing and recovery, and litigation support and expert witness services for disputes.

Mr. Williamson has given evidence and been cross-examined in legal proceedings relating to forensic accounting matters.

Most recently at A&M, Mr. Williamson has been involved in: performing forensic accounting reviews of alleged fraudulent activity, corruption and accounting misstatements in China and across the Asia Pacific region; undertaking a global FCPA risk assessment and subsequent compliance audit; acting as a Compliance Monitor for a Chinese State-Owned-Enterprise; leading an investigation and financial restatement relating to a multi-billion dollar accounting fraud in the Asia operations of a listed European retailer; and leading an anti-money laundering review of a Macanese institution.

Keith has previously led the forensic accounting teams on compliance monitorships under two U.S. Department of Justice Deferred Prosecution Agreements focused on operations in over 15 countries.

Mr. Williamson earned a bachelor's degree in Law from the University of Birmingham. He is a member of the Institute of Chartered Accountants in England and Wales and the Hong Kong Institute of Certified Public Accountants.



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Davin Teo

Managing Director

Davin Teo is a Managing Director and leads the Forensic Technology team within Alvarez & Marsal Disputes and Investigations across Asia, based in Hong Kong. Mr. Teo specialises in digital investigations and electronic discovery matters. His primary areas of expertise are fraud investigations, electronic discovery in Disputes, misconduct investigations, intellectual property theft investigations, dispute matters and data recovery requests. With more than 20 years of forensic technology experience and three years prior in accountancy, Mr. Teo has provided consultancy services in the field of forensic technology, electronic discovery and IT audit to numerous national and international corporations, government bodies and regulators.

In the litigation sphere, Mr. Teo is experienced in handling end-to-end electronic discovery matters in U.S., UK and international litigation. He has managed multiple U.S. Section 337 actions raised in the U.S. for clients in China for Multinational companies and State Owned Enterprises.

Mr. Teo has also represented clients in the capacity as a digital forensic expert in global regulatory investigations involving the U.S. FCPA, SEC, DOJ, and Hong Kong regulatory bodies.

Mr. Teo has handled the eDiscovery process for several international arbitration matters involving a global energy conglomerate based in China. The matters involved custodians and data spread across Europe, China and Asia with a closed state secrets review in China with parallel hosted review platforms in China, Hong Kong and UK. One of the arbitrations spanned more than 5 years and Mr. Teo managed 100+ document production requests for this matter.

Mr. Teo earned a bachelor's degree in commerce from the University of Queensland and is an EnCase Certified Examiner (EnCE) with certifications in Ethical Hacking (CEH) and Certified Hacking Forensic Investigator (CHFI). He also holds a graduate certificate in financial management (GCFM).



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Chris Fordham

Managing Director

Chris Fordham is a Managing Director at Alvarez & Marsal's Disputes and Investigations team in Hong Kong and China. He brings 29 years of forensic and related accounting experience, specializing in investigations of fraud, bribery and corruption (including U.S. FCPA / U.K. Bribery Act), financial crime and regulatory issues, including anti-money laundering and sanctions risk consulting, fund flow and asset tracing, cyber response and investigations, as well as litigation support and expert witness services in both criminal and commercial proceedings at Court or before arbitration tribunals.

Mr. Fordham has conducted numerous investigations on behalf of U.S., European and Asian-owned corporations in Asia Pacific facing fraud, corruption, regulatory, asset recovery and dispute issues across a broad range of industries including technology, manufacturing, healthcare / pharmaceuticals, insurance, banking and other financial services.

Mr. Fordham has undertaken fraud, AML and FCPA risk reviews of internal control systems as a result of regulatory inquiries, transaction due diligence and institutional risk assessments.

His experience in expert witness work for litigation and arbitration involves valuations of shares, quantum and loss of profits calculations, as well as accounting issues.

Prior to joining A&M, Mr. Fordham was the Managing Partner of a Big 4 firm, where he led the Asia Pacific forensic services division. Previously, he was at another Big 4 firm as Partner, where he led its forensic services team across Greater China.

Mr. Fordham is fellow of the Association of Chartered Certified Accountants, a member of Hong Kong Institute of Certified Public Accountants, an associate member of the Academy of Experts, a certified member of the Association of Certified Fraud Examiners and a member of the Insolvency Practitioners Association.



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