

*Holiday Legal
Survival Guide*

**NAVIGATING AUNT MILDRED'S
LEGAL INQUIRIES WITH
CHEER & EXPERTISE**

MAY 2-3 | HILLSIDE BOUTIQUE HOTEL

2024 ANNUAL CLE RETREAT

SPEAKER BIO

Name: Erica Benites Giese

Firm: Partner, Jackson Walker

Erica Benites Giese is the co-chair of Jackson Walker's Investigations and White Collar Defense section.

Prior to joining Jackson Walker, she served as an Assistant United States Attorney in the Western District of Texas. In that role, she served as Chief of the District's Financial Litigation Unit, and as the Chief of the San Antonio and Del Rio divisions.

Erica has extensive first-chair trial experience as well as civil and criminal litigation experience. She has over 100 trials and has handled thousands of cases and investigations. Erica leverages her decades-long experience to assist clients facing all types of government investigations and, when necessary, defend them in either a civil or criminal court case.

In her practice, she handles civil and criminal white collar investigation and litigation matters, False Claims Act and qui tam cases, healthcare fraud matters, government contract fraud inquiries, bank and wire fraud investigations, and immigration worksite enforcement actions. She helps clients navigate the daunting task of responding to civil, criminal and administrative subpoenas, including Civil Investigative Demands. Erica also advises and advocates for individual and corporate victims of fraud. A Certified Fraud Examiner, she is capable of handling all types of fraud matters and internal investigations.

Erica has advised and conducted investigations for financial institutions, non-profit organizations, multi-national corporations, energy companies, media companies, hospitals, and both large and small privately held and public companies. Her capabilities include advising clients in the area of crisis management and response.

Outside of Jackson Walker, Erica is an active member of the Hispanic National Bar Association. She serves as a Commissioner on HNBA's Latina Commission and participated in Region XII

activities and outreach. She is also actively involved with the Federal Bar Association's San Antonio Chapter, serves as co-chair of the San Antonio Bar Association's Federal Courts Committee, and is a member of the American Bar Association's Women's White Collar Defense section.

Erica Benites Giese

Partner, San Antonio

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Biography

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Practice Areas

- Investigations & White Collar Defense
- Trial & Appellate Litigation

Experience

- Employment & Governmental Investigations
- Export Controls Enforcement
- Financial Institution Litigation
- Global Anti-Corruption Compliance and Defense
- Global Corporate Victim Advocacy
- Government Contracts & Procurement
- Healthcare Fraud & Abuse Investigations & White Collar Defense
- Religious & Nonprofit Organizations Investigation & Crisis Response
- Securities Enforcement
- Special Investigations

Education

- B.A., The University of Texas
- M.S., Texas State University
- J.D., St. Mary's University School of Law

Bar Admissions

- Texas, 2002

Practice Experience

Represented national operator of acute care hospitals in its response to multiple administrative subpoenas from the Texas Attorney General's Office. My representation resulted in a favorable outcome for the client with no action taken.

Represented a non-profit organization in a crisis response and in responding to multiple administrative inquiries by the Texas Attorney General's Office. The investigations were all closed with no action taken against the client.

Represented a company in an investigation lead by the Securities and Exchange Commission (SEC) alleging millions of dollars in fraud. The investigation against our client was closed with no civil or criminal action taken.

Represented a defendant in a multi-defendant and multi-jurisdiction federal False Claims Act whistleblower action which resulted in a dismissal of allegations against client.

Represented a client in an civil Deceptive Trade Practices Act (DTPA) investigation by the Texas Attorney General's Office, which resulted in a dismissal of the complaint.

Represented a defendant in a worksite enforcement investigation, resulting in a dismissal of all allegations by Immigration and Customs Enforcement (ICE).

Represented a defendant in a complex federal healthcare fraud case, which resulted in a sentence of probation and approval of our proposed restitution amount.

Represented a defendant in a copyright infringement matter, resulting in a settlement and dismissal of the complaint.

Represented a client in an inquiry from the Department of Justice (DOJ), resulting in client not viewed as a target.

Counseled non-profit organization during an internal investigation involving allegations of sexual assault.

Represented a defendant in a business dispute, which resulted in a favorable settlement for no damages or fees.

Represented a defendant in a business dispute with fraud allegations. Reached a settlement with no costs to client, and the matter was dismissed with prejudice.

Counseled and represented national transportation company in an employment matter concerning serious threats of harm to employees. The case resulted in requested action by law enforcement.

Publications & Speeches

Publications

"What to Know About the Department of Justice's Nationwide Crackdown on Healthcare Fraud," Jackson Walker Insights (September 2021)

"Telemedicine Fraud During COVID-19," Jackson Walker Insights (July 2020)

"SBA Offers Safe Harbor on PPP Good Faith Certifications of Necessity," Jackson Walker Insights (May 2020)

"Opioids, Healthcare Enforcement, and Increased Scrutiny of Corporate Conduct for Criminal Prosecution," Jackson Walker Insights (May 2019)