



Byung J. "BJay" Pak

Partner

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Related Services

Litigation ■ White Collar, Government & Internal Investigations ■ False Claims Act ■ Health Care Fraud
■ Health Care Litigation ■ Attorneys General & State Enforcement ■ Government Ethics & Compliance
■ Blockchain & Digital Assets ■ DEI Strategy

BJay creates strategies to mitigate legal, political, and public relations risks to protect his clients' business objectives. BJay offers more than 20 years of experience in handling government investigations and enforcement proceedings, corporate regulatory compliance, internal investigations, and resolution of civil and criminal litigation to drive results for clients.

BJay Pak is a former Senate-confirmed U.S. attorney and legislator with extensive experience in high-stakes decision making. From 2017 to 2021, he served as U.S. Attorney for the Northern District of Georgia, overseeing all federal criminal prosecutions and civil litigation in his district. As chief executive of one of the largest U.S. Attorney's Offices, he led 100+ assistant U.S. attorneys and 120+ legal professionals in a district of seven million people and a GDP of \$370+ billion.

As a federal prosecutor, BJay prosecuted white collar crimes, securities and health care fraud, AML/KYC matters, intellectual property crimes, and export control violations. He served three terms in the Georgia General Assembly as a state representative, working on criminal justice reform and shaping health care and tax laws.

BJay's experience has proven invaluable to corporations and individual clients navigating sensitive legal, regulatory, and public relations issues, including government investigations, prosecutions, regulatory compliance, complex civil litigation, False Claims Act, and crisis management. He often conducts investigations for public company committees and advises corporations on governance and risk mitigation.

A summa cum laude graduate from the University of Illinois School of Law, BJay is listed in *Chambers USA* and has been recognized by *Georgia Trend Magazine* as one of the "100 Most Influential Georgians." *Atlanta Magazine* has also named him one of "Atlanta's 500 Most Powerful Leaders."

Representative Experience

- Lead trial and appellate counsel to the CEO of a technology company indicted by a grand jury and accused by the state attorney general's office of a multimillion-dollar criminal tax fraud. After vigorous pretrial litigation, obtained a dismissal with prejudice of all charges from the trial court. On appeal by the government, obtained affirmance of the dismissal in a published opinion by the state Court of Appeals.
- Regulatory counsel to numerous blockchain (crypto, NFTs, and crypto-adjacent) companies with respect to compliance with securities, Bank Secrecy Act, and other state and federal laws.
- Co-lead attorney for the special litigation committee of a Fortune 500 company, conducting an internal investigation of a shareholder derivative suit alleging accounting malfeasance by company officers and directors.

- Served as lead trial counsel, representing the senior director of global marketing for a multibillion-dollar pharmaceutical company in a parallel criminal and civil investigation of the company's off-label marketing practices conducted by the U.S. Department of Justice and Department of Health and Human Services. Obtained a result of no criminal charges filed, nor civil judgments entered, against the client.
- Co-lead trial attorney for a publicly traded asset management company in pursuing a \$122 million fraudulent transfer suit against a major real estate developer. Negotiated a very favorable settlement for the client.
- Lead trial attorney for an international money remittance company related to Anti-Money Laundering/Bank Secrecy Act compliance investigation conducted by the U.S. Department of Justice's Money Laundering and Asset Recovery Section and the U.S. Attorney's Office. Through BJay's advocacy, the government declined to bring any charges.
- Served as the lead investigative attorney for the special task force of a national organization of mayors and conducted an internal investigation into misconduct by the organization's former executive director.
- Lead trial attorney for a multimillion-dollar medical practice in a criminal and civil health care fraud investigation by the U.S. Attorney's Office, the Internal Revenue Service, the Department of Health and Human Services, and the Office of the Inspector General.
- Lead trial lawyer for the CEO of a wealth management company in a joint criminal and civil fraud investigation by the U.S. Department of Justice and the Securities and Exchange Commission into allegations of a \$25+ million fraud. The client received highly favorable plea terms and reduced his ultimate sentence by over 75 percent from the government's recommendation.
- Represented numerous C-suite and high-ranking executives of hospitals and health care companies identified by the government as subjects or potential targets in criminal health care fraud investigations conducted by the Department of Justice, Criminal Division, and other law enforcement agencies. This advocacy was instrumental in the government's decision not to bring charges.
- Served as the lead prosecutor investigating and prosecuting three individuals who conspired to steal The Coca-Cola Company's trade secrets and sell them to its rival. After the trial, obtained convictions on all defendants, and the lead defendant's imprisonment sentence is tied for the longest sentence on record.

Professional & Community Engagement

- Registered C.P.A., Illinois
- Stakeholder Impact Foundation, Inc., vice chairman of the board
- Technology Association of Georgia, Blockchain Society, former chair
- Federal Bar Association, Qui Tam Section, co-founder and former vice chair
- National Asian Pacific American Bar Association, Government Enforcement & Compliance Committee, founding member and past co-chair
- Atlanta Bar Association, former editorial board member
- State of Georgia's Special Council on Criminal Justice Reform, past member
- Task Force on Market Integrity and Consumer Fraud - Corporate Enforcement and Accountability Working Group, past member
- Presidential Commission on Law Enforcement and Administration of Justice, Technology Subcommittee, past member
- Presidential Commission on Safe Policing and Safe Communities, Executive Order Working Group, past member

- Attorney General's Advisory Committee Civil Rights Subcommittee, past chair; Management, People and Performance Subcommittee, past vice chair; White Collar Crime and Health Care, Fraud Subcommittee, past vice chair
- U.S. Magistrate Judge Merit Selection Committee, Northern District of Georgia, past member
- Georgia Judicial Nominating Commission, past member
- State Bar of Georgia Bar Foundation, lifetime fellow; Clients' Security Fund, board of trustees, past chair; Civil Legal Services Task Force, past member
- Georgia Asian Pacific American Bar Association, past board member
- National Association of Former U.S. Attorneys, lifetime member
- Anti-Defamation League (Southeast), board member
- Catholic Foundation of North Georgia, board member; Nomination and Governance Committee

Accolades

- Principles Award, Conservative Policy Leadership Institute (2021)
- Judge Alvin T. Wong Pioneer Award, Georgia Asian Pacific American Bar Association (2021)
- Daniel K. Inouye Trailblazer Award, National Asian Pacific American Bar Association (2019)
- "Prosecutor of the Year" Award, Korean Prosecutors Association (2018)
- *Super Lawyers*, White Collar Criminal Defense, Georgia (2014-2017)
- Lifetime Achievement Award by Asian Americans Advancing Justice – Atlanta (2016)
- "Most Influential Legislators," by *James Magazine* (2014)
- 25 Most Influential Asian Americans in Georgia Award, *Georgia Asian Times* (2011, 2013-2014)
- University of Illinois College of Law Distinguished Alumnus Award (2013)
- "13 Georgia Lawyers Under 40 to Watch," *Fulton County Daily Report* (2011)
- Organized Crime Drug Enforcement Task Force Case of the Year Recognition Award (2004)

Education

- University of Illinois (J.D., 1998)
- Stetson University (B.B.A., 1995)

Admitted to Practice

- Georgia
- District of Columbia