



# ANTI-CORRUPTION INVESTIGATIONS & COMPLIANCE

CRITICAL THINKING  
AT THE CRITICAL TIME™



# Leading the way in **anti-bribery and corruption**

Anti-corruption enforcement activity is increasingly global. Companies must comply with international anti-bribery laws or risk severe penalties, whilst facing growing public expectations of good ethical behaviour and pressure from stakeholders to improve results.

FTI Consulting's Anti-Corruption Investigations & Compliance team provides leading global capabilities to help companies **investigate, mitigate** and **prevent** corruption issues. Our specialists advise internal and external counsel, government appointed monitors and corporate compliance officers, and have led over 300 multi-jurisdictional Foreign Corrupt Practices Act (FCPA) and UK Bribery Act (UKBA) corruption cases.

## INVESTIGATE

We offer support at every stage of a corruption investigation, including:

- collecting information
- reviewing and analysing data
- responding to regulators
- acting as an expert witness in court

## MITIGATE

Following a corruption investigation, we can:

- act as an independent compliance consultant
- assist a court-appointed monitor
- implement remediation plans
- quantify the proceeds of corruption for disgorgement purposes
- calculate a corporate's ability to pay fines



## PREVENT

We develop and implement prevention programmes to reduce corruption risks, including:

- conducting enhanced due diligence on high-risk third parties
- managing third party risk using our online compliance tool, FTI Comply, that automates much of the process
- reviewing pre- and post-acquisition compliance
- training senior management in the handling of a corruption incident
- designing and testing anti-bribery and corruption compliance programmes



# Anti-corruption investigations

Our multi-disciplinary team of specialist investigators, forensic accountants, data analysts and computer forensic experts work collaboratively to reveal the truths underlying a corruption investigation.

## HOW WE CAN HELP

When a corruption allegation needs investigating, our integrated team, with a mix of specialist skills and industry expertise, can assist by:

- quickly assessing the situation
- designing a tailored, scaled work plan delivered in a phased and cost-effective manner
- providing advice that is built on a robust evidence base, grounded in rigorous analysis and supported by FTI Consulting's forensic heritage
- using discrete processes that do not interrupt the regular course of business
- accessing proprietary sources of intelligence that may not always be publicly available

## GLOBAL PRESENCE

FTI Consulting's global presence means we can deploy teams anywhere in the world, helping you respond to a corruption investigation by providing:

- local experts in 27 countries, including all major finance capitals
- multi-lingual capabilities, with over 20 languages spoken
- in-country IT forensic capabilities to manage data privacy issues
- familiarity with local customs and business practices

## COMMERCIAL APPROACH

An investigation can be challenging and stressful for a business, which is why our approach is based on commerciality and pragmatism. We help resolve matters with minimum disruption to the business, using:

- tact and sensitivity when interviewing staff and witnesses
- speed and efficiency when mobilising on-site teams
- discretion and flexibility when collecting confidential data
- open and regular communication with key stakeholders
- recommendations based on what's best for the business

# Internationally recognised leaders in forensic investigations



Recognised as **leading experts** in both Who's Who Legal: Investigations 2015 and Who's Who Legal: Asset Recovery 2015



Recognised as having the **deepest and strongest capabilities in Forensic Investigations** by Kennedy Consulting Research & Advisory



**Ringtail®**, our **e-discovery platform** recognised as a top online review platform in the 2015 Best of The National Law Journal reader rankings



# Support at every stage of an investigation

Corruption investigations can vary widely, have sudden changes in scope, and are often time-critical. They require immediate, decisive action and specialist support from experts, to help you respond effectively and efficiently. Whatever help you need, our multi-disciplinary team can assist at every stage of an investigation – tailoring our services to match the specific requirements of the case.

## INFORMATION COLLECTION

- Search of **publicly available material**, along with our own discreet source enquiries
- Conduct **interviews**
- Investigate **beneficial relationships**
- **Identify and preserve data** from servers, computers, mobile phones and other forms of electronic media
- Preserve **hard copy and electronic** accounting records
- **Map relationships** and ownership structures

## ELECTRONIC DATA REVIEW & ANALYSIS

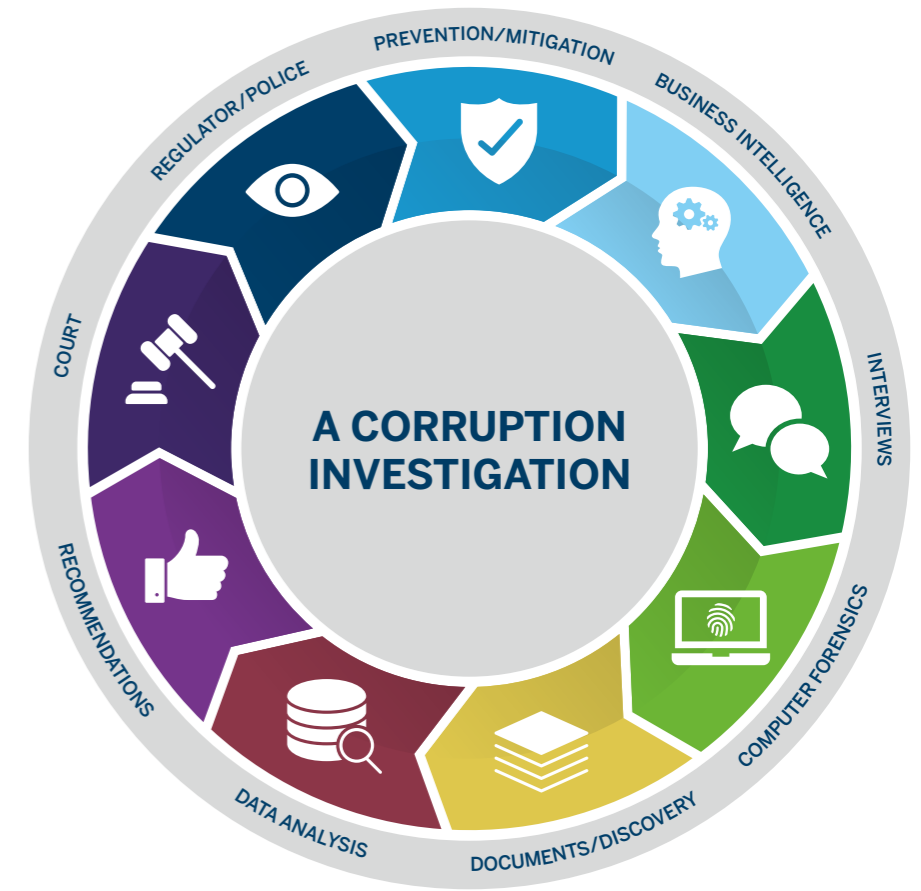
- Use **advanced analytics** through Ringtail, FTI's document review platform, to help home in on the relevant documents quickly
- Uncover activity on devices, including **recovery of deleted items** and attempts to wipe data
- Use various tools to **analyse structured data sets** of any size to establish patterns and anomalies
- **Reconstruct** accounting records
- Combine output with information and evidence gathered elsewhere, to **verify the fact pattern** and establish any discrepancies needing further investigation

## RECOMMENDATIONS & FINDINGS

- Produce a **report for key stakeholders** (e.g. senior management and the board, legal advisors, regulators or the court), based on our investigation, that answers the **who, what, where, when, how and why**
- Identify **control weaknesses**
- Provide information to assist lawyers on the **appropriate case strategy** and advise on possible next steps
- Create a **crisis communications strategy** and tactical implementation plan


## COURT/REGULATOR

- **Calculate additional profits** earned on transactions under scrutiny
- Provide **expert reports** based on independent, supportable analysis
- Conduct **ability-to-pay assessments** to support legal counsel in plea negotiations
- Support court-appointed **independent monitor** pursuant to settlement agreements
- Work as an **independent compliance consultant** reporting to the board



# Our recent anti-corruption cases

**GLOBAL CASES**

-  **SEC & DOJ FCPA Investigation**  
Financial Services
-  **Post-acquisition FCPA Risk Assessment**  
US Conglomerate
-  **FCPA Monitorship Assistance**  
Manufacturing & Distribution
-  **FCPA Compliance Program Assessment**  
Medical Devices
-  **Pre-acquisition FCPA Due Diligence**  
Diversified Industrial
-  **FCPA Monitorship Assistance**  
Energy
-  **Anti-Corruption Compliance Review**  
Molecular Diagnostics

**KEY**

-  FCPA Investigation
-  UKBA Investigation
-  Due Diligence
-  Risk Assessment
-  Monitorship
-  Compliance Review



# About FTI Consulting



● FTI Consulting offices

Advisor to the **world's top 10** bank holding companies

Founded in **1982** and **\$1.7BLN** equity market capitalisation\*

Combines unparalleled **expertise** and **industry knowledge** to address critical challenges for clients

With over **4,500** employees and offices in **27 countries** on six continents, our breadth and depth extends across every major social, political and economic hub **around the globe**

We are a **global advisory firm** that provides multi-disciplinary solutions to **complex challenges** and **opportunities**

**47** of **Global 100 corporations** are clients

Advisor to **94** of the **world's top 100** law firms

**Our largest industry groups are:** Energy, Power & Products; Financial Institutions & Insurance; Healthcare & Life Science; Real Estate; Retail & Consumer; and Telecom, Media & Technology

Trusted advisors serving clients globally with **diverse expertise** and **exceptional credentials** – including accountants, economists, engineers, former CFOs and strategists

\*Total shares outstanding multiplied by share price as of 31st December 2014



For more information about anti-corruption investigations & compliance, please email us at [anti-corruption@fticonsulting.com](mailto:anti-corruption@fticonsulting.com) or call +44 (0)20 3727 1000

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#### About FTI Consulting

FTI Consulting, Inc. is a global business advisory firm dedicated to helping organisations protect and enhance enterprise value in an increasingly complex legal, regulatory and economic environment. FTI Consulting professionals, who are located in all major business centres throughout the world, work closely with clients to anticipate, illuminate and overcome complex business challenges in areas such as investigations, litigation, mergers and acquisitions, regulatory issues, reputation management and restructuring.