

GRAVES GARRETT NEWS

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Letter from the Firm

We're pleased to share with you the news of our firm's recent growth.

Graves Garrett is proud to announce three new additions to the firm: Daniel Stewart, Aaron Moore and Dane Martin. These additions are a result of the significant growth the firm has experienced recently. As we grow, we want to ensure we are serving our clients to the best of our ability and meeting — if not exceeding — their expectations. With the addition of these talented lawyers, we will be able to continue to provide a high level of service to all our clients. We are thrilled to have such knowledgeable and experienced attorneys join the firm. ■

KC BUSINESS FEATURES GARRETT'S HIGH-RISK LITIGATION PRACTICE, FBI BACKGROUND

KC Business magazine recently printed a full feature article that highlighted Nathan Garrett's career as an FBI Special Agent and federal prosecutor, as well as his co-founding of the law firm Graves Garrett.

Titled "From FBI Special Agent to vintage motorcycle enthusiast and pilot – what can't Nathan Garrett do?" the article features Nathan's previous work as an FBI Special Agent and federal prosecutor – a role in which he investigated and prosecuted large-scale national and international matters.

"Garrett now represents individuals and companies that find themselves in crisis and says

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Graves Garrett LLC

Graves Garrett Welcomes Former Federal Prosecutor Daniel Stewart



Graves Garrett LLC is pleased to announce that J. Daniel Stewart, a highly respected and seasoned former Assistant United States Attorney, has joined the firm to support our work in a range of complex investigations and litigation matters.

Stewart's extensive background prosecuting all types of federal criminal offenses will add significant strength to Graves Garrett's focus on white collar criminal defense litigation, internal investigations, commercial litigation, and regulatory and compliance matters.

Stewart spent 33 years as an Assistant U.S. Attorney in the Western District of Missouri (Kansas City) and Northern District of Illinois (Chicago). During his tenure, he held numerous leadership positions, including his long-time role as Supervisory Assistant U.S. Attorney for the high-profile National Security and General Crimes units. His experience included prosecution of violent crimes, fraud and economic crimes, corruption, and matters of national security. His tenure also included a two-year detail with the Department of Justice in which he worked in Serbia to train Serbian prosecutors, police, and judges. In addition to his legal achievements, Stewart is known for his commitment to collaborating with numerous federal, state, and local law enforcement agencies on highly complex investigations that often caught the interest of national media.

In one of his most renowned cases, Stewart successfully prosecuted four defendants, two California men, a Tennessee woman, and a Higginsville, Mo., woman, who were part of the nationwide "Miracle Cars" scheme, which defrauded hundreds of victims, including many in the Kansas City area, of millions of dollars.

"Dan is highly regarded for his long-time leadership within the U.S. Attorney's Office, and there is no doubt that his background will play a key role in our continued representation of businesses and executives in complex litigation and investigations," Todd Graves said. "We could not be more pleased to have him join our team not only because of our relationship as former colleagues but also for the simple fact that there is no one else in practice today with the same level of experience."

Stewart joins Graves Garrett after retiring as Assistant U.S. Attorney almost two years ago. He received his juris doctorate from Northwestern University School of Law and earned his bachelor's degree from the University of Illinois, Urbana.

Graves Garrett is home to two other former U.S. Department of Justice attorneys. Graves previously served as the U.S. Attorney for the Western District of Missouri, and Nathan Garrett previously served as Supervisory Assistant U.S. Attorney for the Western District of Missouri and as Assistant U.S. Attorney for the Northern District of Texas. ■

he's always wanted to be a part of high-risk litigation," KC Business reports.

Nathan applies his unique experience and judgment to his representation of individual and corporate clients facing federal and state criminal, civil or regulatory investigations and litigation.

KC Magazine also has named Nathan to its top 100 people list, which honors those who are working to make Kansas City a great place to live. ■

Kathleen Fisher Earns Rising Star Honor

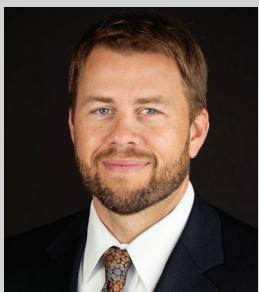


Graves Garrett Partner Kathleen Fisher was recently recognized by KC Business magazine

as a recipient of its 2014 Rising Star award. Fisher was selected by an independent panel of area business and civic leaders that sought to recognize up-and-comers in the creative, entrepreneurial, nonprofit and corporate communities who will shape Kansas City in the years to come.

In announcing Fisher's recognition, the magazine highlighted her work representing the Kansas City Terminal Railway Co. in an internal investigation in which she uncovered fraud committed by the company's former president and other parties. In addition, KC Business said Fisher's "ability to objectively assess facts is crucial to her client representation." ■

Graves Garrett Successfully Resolves Whistleblower Suit



Graves Garrett Partner Nathan Garrett, along with firm lawyers Paige Strack and Cheryl

Wicks, recently obtained summary judgment in a major Federal False Claims Act ("whistleblower") litigation for a client that tapped the firm to lead its defense in the matter brought by a former employee.

The recent outcome extends the firm's record of success in False Claims Act litigation, which

are cases the firm continues to be called upon to manage (for plaintiffs and defendants) for its unique experience and credibility in interacting with the government, as well as its unparalleled depth in investigating and litigating claims of fraud.

In this most recent case, the firm's client was accused of misleading the federal government to obtain \$45 million in federal stimulus money. The plaintiff litigated the suit using the False Claims Act, which protects whistleblowers attempting to recoup money for the federal government. The law allows individuals to file lawsuits on behalf of the government, which can intervene if it chooses.

In this instance, however, despite the former employee's claims, the judge did not find credible evidence that our client violated

its contractual agreement with the government.

"Our client was confident all along that it had handled itself and its business honestly and successfully," Garrett said. "And while we wish that they had not been put in this position of litigating that truth, we are very pleased with this outcome."

Garrett cautioned that the case is now on appeal, but expressed confidence in the client's position for success.

In addition to this most recent matter, Graves Garrett has been selected to represent numerous clients involved in False Claims Act cases involving a wide range of high-profile industries, including energy, federal construction and health care. ■

KC Star Features Greim as Constitutional Law Expert

Edward Greim was an expert source in a Kansas City Star article on a high-profile First Amendment issue. The story reported that Kansas City-based JE Dunn Construction filed a brief in *Sebelius v. Hobby Lobby Stores*, a case pending in the United States Supreme Court. Dunn's brief supported Hobby Lobby's position that due to religious beliefs, the company should not have to comply with an Affordable Care Act's provision that requires employers to provide insurance coverage for emergency contraceptives.

The Star sought Greim for comment because of his

"The government may have already undermined its case that it has a compelling interest to require contraceptive coverage by the large number of employers it has already exempted from the ACA."

expertise in constitutional law. In the story, Greim interpreted the complicated relationship between Supreme Court jurisprudence on the free exercise of religion and a law passed by Congress, the Religious Freedom Restoration Act, or RFRA.

Greim explained that RFRA was a reaction to a Supreme Court decision and restored recognition of the fact that a law could harm religious freedom even if it didn't specifically target a religion. In addition, Greim offered his perspective on the

federal government's court case against Hobby Lobby.

"Greim, the constitutional law attorney, said the government may already have undermined its case that it has a compelling interest to require contraceptive coverage by the large number of employers it has already exempted from the ACA," the article states.

The Star also quoted Greim as saying, "I'd hate to handicap the Supreme Court, but I'd put my money on the challenge." ■

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Attorneys Join in First Amendment Discussion

Three Graves Garrett attorneys helped host a Kansas City Lawyers Chapter of The Federalist Society for Law and Public Policy Studies event that featured an attorney representing Hobby Lobby in its lawsuit with the federal government. Attorneys Edward Greim, Justin Whitworth and Ryan Parks sit on the chapter's board and participated in the organization's meeting.

The speaker for the meeting was Joshua D. Hawley, who is on the legal team defending Hobby Lobby in *Sebelius v. Hobby Lobby*. Hobby Lobby is arguing that due to religious beliefs, the company shouldn't have to comply with an Affordable Care Act provision requiring employers to provide insurance coverage for emergency contraceptives.

The case features arguments related to the First Amendment – an area of expertise for Greim, Whitworth and Parks; the attorneys have extensive experience representing clients in constitutional law matters. ■

WHITWORTH NAMED TO BOARD OF EPILEPSY FOUNDATION

Justin Whitworth has been appointed to the board of directors of the Epilepsy Foundation of Missouri & Kansas.

GRAVES GARRETT WELCOMES TWO TO FIRM

Graves Garrett has added Aaron Moore and Dane Martin to its team.

Aaron Moore is an accomplished, cross-functional attorney focused on commercial litigation, federal and state enforcement investigations, corporate compliance, internal investigations and complex discovery projects. Prior to joining Graves Garrett, Aaron served as a legal advisor to the executive management of EchoStar Satellite Corporation/DISH Network, one of the world's largest satellite communication companies. Earlier in his career, Aaron served as general counsel of the 37th Judicial Circuit of Missouri, Juvenile Division where he managed a caseload of 1,100 active files, including homicide, arson, theft and sexual offense cases. In addition, Aaron is an avid antique motorcycle enthusiast and long-distance rider. He recently rode a 1946 Harley Davidson to the Arctic Ocean twice and completed a five-month, 21,000 mile solo trip to the four most distant points one can reach by road in the continental United States.



Dane Martin is a skilled litigator with experience in a broad range of business litigation matters. As an attorney at Graves Garrett, he represents businesses and individuals navigating various complex commercial litigation issues in state and federal courts. He has experience representing clients in matters including breach of contract disputes, product liability, breach of fiduciary duty, regulatory compliance and investigations, securities law, and consumer protection law. Prior to joining

Graves Garrett, Dane was an attorney in private practice at a boutique litigation firm, where he focused on complex commercial litigation, product liability, business torts, and class actions. Before entering private practice, Dane served as a judicial law clerk for the Honorable Patricia Breckenridge of the Supreme Court of Missouri. ■

As a member of the board, Whitworth will help guide the foundation in its efforts to stop seizures, find a cure and overcome the challenges created by epilepsy. He will also help with fundraising efforts, special events and other activities intended to increase awareness of the impacts of epilepsy within our community.

"I look forward to serving on the board and helping the foundation reach its goals in the coming year," said Whitworth. "To have the opportunity to work with such a wonderful group of people and join their efforts to improve the lives of those with epilepsy is truly an honor," said Whitworth. ■