



Patrick Rappo

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Patrick's practice focuses on a range of corporate and white-collar crime matters, international bribery, corruption, money laundering, fraud, and sanctions issues. Patrick represents companies and individuals, and has been involved with a number of high profile investigations and prosecutions – including Global Investigations Review's "Most Important Case of 2020": SFO v Barclay's Bank. He works across high risk sectors and high risk jurisdictions.

Patrick's practice includes proactive, preventative advice for corporate clients (such as compliance programme design, drafting policies and procedures, conducting risk assessments and due diligence, advising on mergers and acquisitions, as well as training and compliance audits). Patrick regularly advises on the conduct of internal investigations, and responding to government investigations and prosecutions.

Patrick also advises international governments on changes to their ABC and AML regimes and trains their judiciary, prosecutors and investigators.

Prior to joining DLA Piper, Patrick was Joint Head of the Bribery and Corruption divisions at the UK Serious Fraud Office (SFO). He has significant experience of corporate self-reporting, acting as the SFO's point of contact for all such reports, was involved in the changes to the SFO's self-reporting processes, and helped introduce deferred prosecution agreements (DPAs) in the United Kingdom.

- Litigation, Arbitration and Investigations
- Investigations
- Global Governance and Compliance
- White Collar and Corporate Crime

- Energy and Natural Resources
- Technology
- Consumer Goods, Food and Retail

French

## LANGUAGES SPOKEN

- French

- Advising an international telecoms company on due diligence issues arising from OTT media acquisition, operations in Belarus &

former CIS countries, and on money laundering risks from past acquisitions, across Egypt, Algeria and Pakistan, arising in arbitral proceedings.

- Advising a manpower services company on merger and acquisition issues, and conducting ABC and AML investigation advising on AML and self-reporting issues, and compliance programme review for operations in Kazakhstan, Korea and Australia.
- Advising a global marketing services group on numerous acquisitions across Hungary, Cyprus, Russia, assessing bribery & corruption, money laundering & sanctions risks, and follow-on reporting obligations.
- Conducting an investigation into a publicly listed international oil and gas company, into allegations of suspected bribery, advising on corporate settlement, advising on action against individuals.
- Advising Board members of publicly listed international pharmaceutical company about an international criminal investigation into suspected bribery, participating in criminal interviews.
- Conducting an internal investigation into a NASDAQ listed biopharmaceuticals company, into allegations of fraud, conducting a gap analysis of compliance policies and procedures.
- Advising an international biochemical company on allegations of suspected bribery, self-reporting to the authorities and impact on proposed IPO.
- Conducting an investigation into allegations of invoice fraud for an international speciality chemicals company, advising on AML reporting obligations, advising on compliance program improvements.
- Advising a technology and defense company on devising a full suite of global compliance programs covering ABC, AML, Fraud, Tax evasion and competition, as well as undertaking third party due diligence.
- Advising a private equity company on proposed acquisition of a number of international pharmaceutical companies, suspected of criminal activities, advising on AML reporting obligations, advising on pre and post acquisition remediation and compliance program improvements.
- Advising a pipeline services company on third party agents, sanctions issues, compliance program review, and whistleblower complaints.
- Assisting a leading multinational company operating in the oil and gas sector in relation to anti-corruption, anti-money laundering and compliance matters and conducting a global corporate liability regulatory assessment in over 60 jurisdictions across nine areas of compliance law.
- Advising an international betting and gambling company on devising a global dawn raid policy.

## CREDENTIALS

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### Professional Qualifications

- Barrister in England and Wales

### Prior Experience

- Partner, London office of International law firm 2013-2018
- Head of the Bribery & Corruption Divisions, UK Serious Fraud Office 2012-2013
- Case Controller & Investigative lawyer, Serious Fraud Office 2008-2012
- Criminal Law specialist barrister [Trial attorney] 1996-2008

### Recognitions

- Most Important Case of the Year (SFO v Barclays), Global Investigations Review, 2020
- Outstanding Employed Barrister in a Law Firm award, Bar Council of England & Wales, 2020
- Listed in Who's Who Legal 2020, Best Lawyers in the UK 2019; Legal 500 UK, 2013-2018

### Education

- Pembroke College, Oxford University, MA Jurisprudence, 2010
- Inns of Court School of Law, Bar Vocational Course 1995
- Pembroke College, Oxford University, BA Jurisprudence, 1994
- Portora Royal School, Enniskillen

## Memberships

- Trustee of the Fraud Advisory Panel
- Past Chairman of the Bar Association of Commerce, Finance and Industry
- Member of the UK Anti-Corruption Forum
- Master of the Bench of the Honourable Society of Gray's Inn
- Member of the General Management Committee of the Bar Council of England & Wales
- Member of the Employed Bar Committee of the Bar Council
- Bar Vocational Course
- Degree of the Utter Barrister

## INSIGHTS

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### Publications

#### **FCA continues crack down on retail banks' AML failings**

20 July 2021

Amidst a flurry of recent activity in the AML space, the FCA published a "Dear CEO" letter regarding failings they continue to identify in retail banks' AML frameworks.

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#### **The UK Bribery Act: A Perfect 10 or an uninspired 5/10?**

1 July 2021

From its conception, the UK Bribery Act 2010, which came into force on 1 July 2011, presented itself as a radical and comprehensive overhaul of UK anti-bribery and corruption law. So, a decade on, what does the score card look like?

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#### **Is the SFO fit for purpose?**

4 June 2021

Following the conclusion of an eight year investigation, the Serious Fraud Office (SFO) suffered a blow last month as its case against two former Serco directors collapsed. This has drawn focus to the SFO's use of deferred prosecution agreements (DPAs), through which companies acknowledge criminal liability based on alleged wrongdoing committed by their employees, whilst those employees, who have subsequently been prosecuted for the same offence, have escaped liability at trial. This raises the question of whether companies under a DPA should have taken their chances with a formal prosecution hearing, and has commentators questioning the wider benefits of DPAs, as well as the SFO's recent performance.

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#### **Establishment of new freeports in England**

29 April 2021

England announced the location of eight new freeports with the hope they will act as national hubs for global trade and investment across the UK; promote regeneration and job creation as part of the Government's commitment to "levelling up"; and provide hotbeds for innovation.

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### **Locking down market abuse**

14 April 2021

The FCA has recently taken action against a number of individuals for market manipulation and insider dealing. This is a clear sign of the regulator re-focusing its attention on these offences, and is something that readers need be aware of to ensure they stay on the right side of the rules.

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### **Compulsory Document Production Notices – Normal Service Resumed**

11 February 2021

The UK Supreme Court has handed down a judgment in R (on the application of KBR, Inc) (Appellant) v Director of the Serious Fraud Office (Respondent) [2021] UKSC 2 that now states the SFO will not be able to cut corners in obtaining evidence located overseas nor make it any easier to prosecute companies.

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### **Corruption Perceptions Index 2020 – a European perspective**

11 February 2021

On 28 January 2021 Transparency International Launched the 2020 edition of its Corruption Perceptions Index (CPI), which ranks 180 countries and territories by their perceived levels of public sector corruption, according to experts and business people.

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### **SFO clarifies guidance on DPAs: Is the DPA model ready for take-off?**

4 November 2020

On 23 October 2020, the Serious Fraud Office published a new chapter from its Operational Handbook which provides further guidance on the SFO's approach to Deferred Prosecution Agreements. Whilst the guidance does not introduce any major changes, it does provide clarity on the SFO's expectations of companies wishing to avoid prosecution.

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### **The reasonable man test for dishonesty**

16 September 2020

On 29 April 2020 the Court of Appeal (Criminal Division) handed down judgment in Booth & Anor v R [2020] EWCA Crim 575. This decision has wide implications for financial services firms as dishonesty is a key element in a number of criminal and regulatory offences, including fraud.

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### **Reputation management during investigations: ZXC v Bloomberg LP**

16 July 2020

The Court of Appeal has upheld the decision of Nicklin J which found that Bloomberg had breached the privacy rights of a US

businessman when it published an article containing confidential details about a UK criminal investigation which he was subject to.

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### Top five factors for firms to consider when conducting remote investigations: new realities?

8 June 2020

The COVID-19 pandemic has forced many businesses to overhaul their working practices, as normal modes of working once taken for granted. These new modes of working raise novel practical issues with traditional investigative methods such as document collection/review and interviewing witnesses.

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### Top five UK anti-bribery and corruption risks to be aware of during the COVID-19 pandemic

22 May 2020

COVID-19 has created an unprecedented business landscape at a local, national and international level. Few businesses, if any, will escape unscathed. As with any economic crisis, the current situation presents an opportunity for bribery and corruption to thrive.

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### Top ten UK frauds to be aware of during the COVID-19 pandemic

22 May 2020

The COVID-19 outbreak has had an unprecedented effect on the world economy. The UK government has quadrupled its borrowing plans over the next three months with HM Treasury seeking to raise GBP180 billion in order to meet its spending needs as tax revenues plunge.

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- No "one-size-fits-all": Read the SFO guidance on evaluating compliance programmes, *Thomson Reuters Regulatory Intelligence*, 3 February 2020
- Reflecting on unauthorised wealth orders: Considerations for mortgagees, 2 September 2019
- The Information Commissioner's Office's new enforcement powers, 20 Feb 2019
- Failed Tesco trial shows that when it comes to evidence, every little helps, 13 Dec 2018
- What now for the SFO: New director, new direction?, 5 Dec 2018
- Foreign Companies Compelled to Produce Materials - The scope of the SFO's powers redefined, 24 Sep 2018
- Drafted the chapter on "UK Bribery Act" for the "Treatise on Compliance", 2018
- Debarred - Navigating the World Bank's Sanctions Processes, 2016
- Anti-Bribery Laws - foreign guns pointing at Africans' heads, 2015
- Editor of "Deferred prosecution Agreements: The Law and Practice of negotiated corporate criminal penalties" by Polly Sprenger, 2015

## Events

## Previous

### Whistleblowing laws of Europe

14 March 2022

Webinar

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## White Collar Crime, Investigations and Compliance Symposium

5 October 2021

Webinar

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## Pan-European Week: Crime made Clear – Navigating criminal and compliance risks

19 April 2021

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- External Examiner for BPP University London, LLM Program on Financial Crime, Regulation, Compliance & Investigations
- Chair and organiser of ABC Horizon Scanning, Virtual Symposium, International Compliance & Regulations Management, 2020
- 'What Will Compliance Look Like in the Next Decade?' ABC Minds, Energy & Extractives, 2020
- 'Conducting a Complex AML Investigation', AML & ABC Forum, 2020
- Chair and organiser of ABC Summit, 2017-2019, Corporate Parity, Amsterdam
- Regular speaker at the Cambridge International Symposium on Economic Crime, 2013-2019
- Patrick regularly gives lectures and trainings for clients, associations and at conferences