



## Scott M Flicker

Partner, Litigation Department

scottflicker@paulhastings.com

**Scott Flicker** is the Chair of the Paul Hastings Washington D.C. office. He is a member of the firm's Investigations and White Collar Defense and Global Trade Controls practices. Mr. Flicker represents clients in a variety of regulatory and litigation matters, with a concentration in international trade and commercial regulation, including foreign investment reviews, export controls and trade sanctions, competition law, and trade agreements. Primary industries represented on trade policy and litigation matters include: agriculture, automobiles and auto parts, aviation, energy, financial services, infrastructure, telecommunications, petrochemical, steel, cement/concrete, engineering, high technology and textiles. Mr. Flicker also has extensive experience in representing clients in international arbitrations.

### Recent Representations

A brief summary of Mr. Flicker's practice includes: **Global Compliance and International Trade**. In the trade remedies and trade counseling area, Mr. Flicker has:

- represented both acquiring and acquired interests in foreign investment/national security reviews before the Committee on Foreign Investment in the United States ("CFIUS") under the Exon-Florio statute;
- conducted and supervised corporate internal investigations of reported Foreign Corrupt Practices Act or export control law violations;
- negotiated and prepared international trade compliance terms, representations and warranties in international distributor, sales and joint venture agreements;
- advised issuers and underwriters on global trade controls aspects of cross-border financings;
- designed and conducted in-house training programs on issues of international trade compliance for domestic and overseas personnel of multinational corporations;
- counseled clients on various aspects of U.S. export control and trade embargo laws administered by the U.S. State Department, U.S. Commerce Department

### Washington, D.C.

T: 1(202) 551-1726

F: 1(202) 551-0126

### Practice Areas

Artificial Intelligence  
Life Sciences and Healthcare  
Investigations and White Collar Defense  
Complex Litigation and Arbitration  
Trade Secrets  
Oil and Gas  
Technology  
ITC Section 337  
Investigations  
Patent Litigation  
Class Actions  
Global Compensation, Benefits, and ERISA  
Global Trade Controls  
Patent Office  
Securities Litigation  
National Security Regulation and Investigations  
Intellectual Property  
Energy  
Litigation  
Privacy and Cybersecurity  
Data Centers  
Government Contracts  
Litigation

### Admissions

## Scott M Flicker (Continued)

and U.S. Treasury Department

District of Columbia Bar  
California Bar

### Education

UCLA School of Law, J.D.  
1988

University of California,  
Berkeley, B.A. 1985

- advised and represented clients with respect to Section 337 actions in numerous industries, including semiconductor technology, pharmaceuticals and chemicals
- represented foreign exporters and foreign governments in U.S. antidumping and countervailing duty proceedings;
- represented Chinese government and industry clients in proceedings before the International Trade Commission and the U.S. Trade Representative;
- counseled clients in cases brought under Title III of the Trade Act of 1974 in the automotive, financial services and electronics industries; and
- acted as counsel for the Alliance for Anti-Gray Marketing and Counterfeit Abatement (“AGMA”), an association of major electronics manufacturers.

**Administrative Law and Appellate Practice.** As a Washington, D.C.-based practitioner, Mr. Flicker has extensive administrative law experience, including District Court challenges under the Administrative Procedure Act, petitions for review in the U.S. Court of Appeals for the D.C. Circuit, and proceedings before the United States Supreme Court. Prior to graduating from the UCLA School of Law, Mr. Flicker served as an extern clerk in the Chambers of Hon. William A. Norris, U.S. Court of Appeals for the Ninth Circuit.

### Accolades and Recognitions

- Ranked by Chambers USA Nationwide for International Trade: CFIUS Experts; and for International Trade: Export Controls & Economic Sanctions (2018)
- Ranked by Chambers Global for International Trade: Export Controls and Economic Sanctions (2018)
- BTI Consulting Group, honored as Client Service All-Stars for 2018
- 2018 Acritas Star, honored as one of the most outstanding lawyers

### Speaking Engagements and Publications

- British Chamber of Commerce in Hong Kong: Cyber Threats, Active Defense and the Cross Border Business
- SCCE Regional Compliance and Ethics Conference
- DOJ Voluntary Disclosure Guidance Signals Expanded Role in Export Control & Sanctions Investigations
- United States of America v. Reza Zarrab: The Long Reach of U.S. Sanctions May Have Just Gotten Longer
- “CFIUS and China: Is This the Year of the Big Showdown?,” Paul Hastings Publication, March 2016
- “Ready Or Not, Implementation Day Is Here At Last,” Law360, January 2016
- “U.S. Secretary of State John Kerry Reopens American Embassy in Cuba,”

## Scott M Flicker (Continued)

Washington Perspectives Blog, August 2015

- "UN Passes Resolution Endorsing Joint Comprehensive Plan of Action," Washington Perspectives Blog, July 2015
- "United States and Cuba Formally Restore Diplomatic Ties," Washington Perspectives Blog, July 2015
- "P5+1 and Iran Reach Nuclear Agreement in Vienna," Washington Perspectives Blog, July 2015
- "P5+1 Negotiations With Iran - June 16 - July 10 Updates," Washington Perspectives Blog, June and July 2015
- "'New Chapter' Begins as U.S. and Cuba Agree to Reopen Embassies," Washington Perspectives Blog, July 2015
- "The Business Bottom Line on the Iran Agreement," Washington Perspectives Blog, July 2015
- "U.S. State Department Removes Cuba from State-Sponsored Terrorism List, Paving the Way for Complete Normalization," Washington Perspectives Blog, June 2015
- "Welcome To Washington Perspectives," Washington Perspectives Blog, June 2015
- "Submission Deadline for First Time Filers of the BE-10 Benchmark Survey Extended," Paul Hastings Publication, May 2015
- "Recent Developments in U.S. Investigations and Litigation," Paul Hastings Publication, May 2015
- "White House Notifies Congress of Intent to Rescind Cuba's Status as State Sponsor of Terrorism – But Significant Roadblocks Remain," Paul Hastings Publication, April 2015
- "The Iran Accord—What It Means for Our Clients," Paul Hastings Publication, April 2015
- "Commerzbank, Schlumberger Settlements Mark Acceleration of Sanctions-Related Enforcement Activities," Paul Hastings Publication, March 2015
- "Proposed Rulemaking by the Bureau of Economic Analysis Could Result in Mandatory Reporting Obligations for Large Swath of U.S. Financial Services Providers," Paul Hastings Publication, February 2015
- "Acting on the President's December Announcement, OFAC Implements Changes to Cuba Sanctions Policy," Paul Hastings Publication, January 2015
- "The Cuba Embargo: What Now?," Paul Hastings Client Alert, December 2014 (with the Paul Hastings Global Trade Controls Team)
- "High Stakes in Ukraine: U.S. and EU Ratchet Up Sanctions Against Russia as Fragile Peace Process Gets Underway," Paul Hastings Client Alert, September 2014
- "Washington Perspectives," Paul Hastings Publication, August 2014

## Scott M Flicker (Continued)

- “New Restrictions Curtail Use of U.S. Equipment or Technology for Oil & Gas Exploration and Production in Russia,” Paul Hastings Client Alert, August 2014
- “New Coordinated U.S. and EU Sanctions Target Russian Banks, Oil Industry,” Paul Hastings Client Alert, July 2014
- “U.S. Issues Significant, Targeted Sanctions Against Designated Firms in Russian Financial and Energy Sectors,” Paul Hastings Client Alert, July 2014
- “A Look Behind the Curtain: D.C. Circuit Orders Obama Administration to Provide Chinese Company with Explanation for CFIUS Challenge to Wind Farm Investment,” Paul Hastings Client Alert, July 2014 (with Dana Stepnowsky)
- “U.S. Treasury Makes More Ukraine-Related Designations, Focuses on Separatist Leaders,” Paul Hastings Client Alert, June 2014
- “U.S. Intensifies Sanctions Against Russian Individuals and Entities,” Paul Hastings Client Alert April 2014
- “More Fallout from Crimea: Commerce and State Departments Announce Holds on New Licenses for Exports to Russia,” Paul Hastings Client Alert, March 2014
- “U.S. Targets Russian Insiders President Obama Imposes Additional Sanctions in Response to Ukraine Crisis,” Paul Hastings Client Alert, March 2014
- “President Obama Imposes Broad Sanctions Framework in Response to Ukraine Crisis: Prepare for an Uncertain Future,” Paul Hastings Client Alert, February 2014
- “Review of China Deals in the U.S.: More, Broader, Stricter,” Paul Hastings Publication, January 2014 (with Hamilton Loeb)
- “The U.S. Follows Through on Temporary Suspension of Sanctions, as Parties Continue to Negotiate Over Irans Nuclear Program,” Client Alert, January 2014
- “Caution Here: The New Iran Nuclear Accord and the Temporary Easing of Sanctions Do Not (Yet) Mean that Sunny Relations Lie Ahead,” Paul Hastings Client Alert, November 2013
- “How the U.S. Government Shutdown and Debt Ceiling Could Affect Korean Companies,” Paul Hastings Client Alert, October 2013 (with Behnam Dayanim, Hamilton Loeb and Devon Winkles)
- “International Trade Policy in President Obama’s Second Term – A Conversation with Scott M. Flicker of Paul Hastings’ Global Trade Controls Practice,” Paul Hastings Podcast, November 2012
- “No More Safe Harbors: New Statute Expands Iran Sanctions Liability for U.S. Parent Companies,” Paul Hastings Client Alert, October 2012 (with Devon Winkles)
- “U.S. Announces ‘Conditional Suspension’ of Sanctions Against Burma – With Strings,” Paul Hastings Client Alert, July 2012 (with Devon Winkles)

## Scott M Flicker (Continued)

- OFAC Settlement Highlights Importance of Proactive Compliance Monitoring, Paul Hastings Client Alert, June 2012 (with Kevin Petrasic and Amanda Jabour)

### Professional and Community Involvement

- Mr. Flicker has served as an adjunct professor of law at George Washington University School of Law, and as a guest lecturer on international trade at the George Washington University.

### Education

Mr. Flicker received his B.A. degree in Philosophy in 1985 from the University of California at Berkeley. He received his J.D. degree in 1988 from the University of California at Los Angeles, where he was a member of the Order of the Coif. Mr. Flicker awarded Best Third Year Advocate in UCLA School of Law Moot Court Honors Program.

### Bar Admissions

Mr. Flicker is a member of the bars of the District of Columbia and California. He has also been admitted to practice before the United States Supreme Court, the United States Court of Appeals for the District of Columbia, Ninth and Federal Circuits, as well as numerous Federal district courts throughout the United States.

## News

### May 01, 2019

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA 2019

### March 11, 2019

CDH Investments Clears CFIUS Review for \$1.4 Billion Acquisition of Sirtex

### December 14, 2018

Fosun Tourism Group Completes US\$428 Million Hong Kong IPO

### August 17, 2018

14 Paul Hastings Lawyers Named 2018 Acritas Stars

### June 15, 2018

Novacap Completes Acquisition of Horizon Telecom

## **Scott M Flicker** (Continued)

**June 14, 2018**

Teleperformance Announces Acquisition of Intelenet from Blackstone

**June 14, 2018**

CDH Investments to Acquire Sirtex for US\$1.4 Billion

**June 13, 2018**

Kratos Defense Completes Sale of its Public Safety & Security System  
Integration Business

**June 11, 2018**

CJ Logistics to Acquire Majority Ownership of DCS Logistics

**May 11, 2018**

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA  
2018

**July 10, 2017**

COSCO SHIPPING Holdings' Proposed Acquisition of Orient Overseas

**June 05, 2017**

Paul Hastings Practices and Lawyers Score Top Rankings in Chambers USA  
2017

**May 30, 2017**

Vector Capital to Acquire Sandvine Corporation

**May 24, 2017**

China Life Forms Strategic Partnership with ElmTree Funds for Acquisition of  
US\$950 Million U.S. Commercial Real Estate Net Lease Portfolio

**March 31, 2017**

Harbour Group Acquires Industrial Lighting Products from Pflingsten Partners

**March 27, 2017**

Zhonghong Group Acquires Significant Stake in SeaWorld Entertainment

**February 03, 2017**

MSC Software To Be Acquired by Hexagon for \$834 Million

**November 15, 2016**

## **Scott M Flicker** (Continued)

Samsung Electronics Acquires HARMAN for US\$8 Billion

**August 22, 2016**

Teleperformance to Acquire LanguageLine Solutions for \$1.5 Billion

**May 25, 2016**

Fujian Grand Chip Investment Fund Acquires Germany's Aixtron for €670 Million

**November 19, 2015**

Paul Hastings Hosts First Time Ever Seminar by U.S. Law Firm in Cuba

**July 29, 2015**

France's Nexter Systems Merges with Germany's KMW

**February 23, 2015**

Paul Hastings Continues White Collar Expansion with Addition of High-Profile Washington, D.C. Partner Group

**June 18, 2014**

Paul Hastings Represents H.I.G. Capital, LLC in the Sale of Vaupell Holdings

**March 26, 2014**

Paul Hastings Wins Global Competition Review's "Matter of the Year" for its Representation of American Airlines in its Merger with US Airways

**January 30, 2014**

Paul Hastings Advises Accelrys in its \$750 Million Sale to Dassault Systèmes

**November 16, 2013**

Paul Hastings secures Antitrust Settlement on behalf of American Airlines.

**June 05, 2013**

Paul Hastings Extensive Practice Strength Highlighted in The Legal 500 United States 2013

**May 29, 2013**

Paul Hastings Represents Shuanghui International Holdings Limited in US \$7.1 Billion Acquisition of Smithfield Foods

**May 03, 2013**

Paul Hastings Advises Wells Fargo Bank in \$500 Million Financing for Erickson

## Scott M Flicker (Continued)

Air-Crane

**October 18, 2012**

Paul Hastings Advises MISUMI Group on Acquisition of Largest Die Components Maker in the U.S

**November 03, 2008**

Paul Hastings Successfully Defends Leading Korean Pharmaceutical Company in International Arbitration Dispute

**December 14, 2007**

Paul Hastings Advises Iomega Corporation in Agreement to Acquire ExcelStor Group

## Insights

**May 17, 2019**

A One-Two Punch: The U.S. Government Hits China's Technology Sector

**May 06, 2019**

Something Familiar, Something New: OFAC's Compliance Program Framework

**April 11, 2019**

Sanctions Compliance Shortfalls Result in \$1B Global Enforcement Action

**March 26, 2019**

Containing Risk and Seizing Opportunity: The In-house Lawyer's Guide to Artificial Intelligence

**February 11, 2019**

New CFIUS Law Should Quicken and Improve Reviews of Foreign Investments in the U.S.

**October 16, 2018**

CFIUS's New Pilot Program Signals an Expansive Approach to Its Jurisdiction Under FIRRMA

**September 17, 2018**

Can the U.S.-Mexico Trade Agreement Replace NAFTA?



## **Scott M Flicker** (Continued)

**August 13, 2018**

The “Transformative” CFIUS Bill: Not So Fast.

**May 29, 2018**

The EU Commission Aims Its “Blocking Statute” at Renewed U.S. Sanctions  
Against Iran: What Will This Mean for EU Companies?

**May 09, 2018**

President Trump Withdraws From JCPOA; Reimposes Iran Sanctions—Six Key  
Takeaways

**May 07, 2018**

Mandatory BE-12 Benchmark Survey of Foreign Direct Investment in the U.S.  
Due May 31, 2018

**November 13, 2017**

Trade, Regulations, and Investment: Navigating at the Speed of Light

**October 02, 2017**

CFIUS, China Deals and the Trump Administration: Five Things to Know

**January 13, 2017**

OFAC Takes Steps to Conditionally Lift 20-Year Embargo Against Sudan

**October 26, 2016**

United States of America v. Reza Zarrab: The Long Reach of U.S. Sanctions  
May Have Just Gotten Longer

**October 24, 2016**

DOJ Voluntary Disclosure Guidance Signals Expanded Role in Export Control &  
Sanctions Investigations

**March 04, 2016**

CFIUS and China: Is This The Year of The Big Showdown?

**January 18, 2016**

Implementation Day: Ready? Or Not?

**July 15, 2015**

The Business Bottom Line on the Iran Agreement

## **Scott M Flicker** (Continued)

**June 01, 2015**

U.S. State Department Removes Cuba from State-Sponsored Terrorism List,  
Paving the Way for Complete Normalization

**May 29, 2015**

Submission Deadline for First Time Filers of the BE-10 Benchmark Survey  
Extended

**May 07, 2015**

Recent Developments in U.S. Investigations and Litigation

**April 15, 2015**

White House Notifies Congress of Intent to Rescind Cuba's Status as State  
Sponsor of Terrorism – But Significant Roadblocks Remain

**April 08, 2015**

The Iran Accord—What It Means for Our Clients

**March 31, 2015**

Commerzbank, Schlumberger Settlements Mark Acceleration of Sanctions-  
Related Enforcement Activities

**February 12, 2015**

Proposed Rulemaking by the Bureau of Economic Analysis Could Result in  
Mandatory Reporting Obligations for Large Swath of U.S. Financial Services  
Providers

**January 16, 2015**

Acting on the President's December Announcement, OFAC Implements  
Changes to Cuba Sanctions Policy

**October 10, 2014**

U.S. Government Revives "New Foreign Direct Investment" Reporting  
Requirement: Questions and Answers on Completing the BE-13 Survey

**September 15, 2014**

High Stakes in Ukraine: U.S. and EU Ratchet Up Sanctions Against Russia as  
Fragile Peace Process Gets Underway

**August 05, 2014**

New Restrictions Curtail Use of U.S. Equipment or Technology for Oil & Gas

## Scott M Flicker (Continued)

Exploration and Production in Russia

**August 01, 2014**

Washington Perspectives

**July 30, 2014**

New Coordinated U.S. and EU Sanctions Target Russian Banks, Oil Industry

**July 25, 2014**

Global M&A 2014 Mid-Year Report

**July 18, 2014**

A Look Behind the Curtain: D.C. Circuit Orders Obama Administration to Provide Chinese Company with Explanation for CFIUS Challenge to Wind Farm Investment

**July 18, 2014**

U.S. Issues Significant, Targeted Sanctions Against Designated Firms in Russian Financial and Energy Sectors

**June 20, 2014**

U.S. Treasury Makes More Ukraine-Related Designations, Focuses on Separatist Leaders

**April 28, 2014**

U.S. Intensifies Sanctions Against Russian Individuals and Entities

**March 28, 2014**

More Fallout from Crimea: Commerce and State Departments Announce Holds on New Licenses for Exports to Russia

**March 18, 2014**

U.S. Targets Russian Insiders President Obama Imposes Additional Sanctions in Response to Ukraine Crisis

**March 10, 2014**

President Obama Imposes Broad Sanctions Framework in Response to Ukraine Crisis Prepare for an Uncertain Future

**February 03, 2014**

Review of China Deals in the U.S.: More, Broader, Stricter

## **Scott M Flicker** (Continued)

**January 21, 2014**

The U.S. Follows Through on Temporary Suspension of Sanctions, as Parties Continue to Negotiate Over Irans Nuclear Program

**November 25, 2013**

Caution Here: The New Iran Nuclear Accord and the Temporary Easing of Sanctions Do Not (Yet) Mean that Sunny Relations Lie Ahead

**October 15, 2013**

How the U.S. Government Shutdown and Debt Ceiling Could Affect Korean Companies

**November 26, 2012**

International Trade Policy in President Obama's Second Term - A Conversation with Scott M. Flicker of the Global Trade Controls Practice

**October 11, 2012**

No More Safe Harbors: New Statute Expands Iran Sanctions Liability for U.S. Parent Companies

**July 16, 2012**

U.S. Announces Conditional Suspension of Sanctions Against Burma With Strings

**June 27, 2012**

OFAC Settlement Highlights Importance of Proactive Compliance Monitoring

**August 09, 2011**

Proposed Rule May Add Confusion to Already Complex Export Control Regulations

**March 31, 2011**

Huawei CFIUS Redux: Now It Gets Interesting

**January 27, 2011**

U.S. Government Set to Impose Export Control Certification for Foreign Worker Visa Program Are You Ready?

**March 10, 2010**

Obama Administration Relaxes Access to U.S. Social Networking Technology Exports to Iran, Sudan and Cuba Authorized

## **Scott M Flicker** (Continued)

**May 13, 2008**

The U.S.-Korea Free Trade Agreement: Will It Happen? Will It Matter?

**April 29, 2008**

New U.S. Foreign Investment Rules Endorse Broad Restrictions

**November 09, 2006**

2006 Mid-Term Elections Analysis: Impact on U.S.-Asia Trade

**September 22, 2006**

China Matters: Opening the Door to Freer Trade with China

**May 09, 2005**

National Law Journal - China has stepped up IP Enforcement Recently

**June 01, 2001**

Supreme Court Rules in Favor of Freelance Writers in Closely-Watched Copyright Case

**November 01, 2000**

Export Control Update

**July 01, 2000**

Exporter Update: Court Rules Export Application Information Subject To Disclosure Under Foia

**May 26, 2000**

House Of Representatives Approves China PNTR Bill

## **Rankings & Awards**

**April 26, 2019**

Recognized by Chambers USA 2019

**February 14, 2019**

Recognized by Chambers Global 2019

**August 23, 2018**

Recognized as Acritas Stars by Sharplegal

## **Scott M Flicker** (Continued)

**May 15, 2018**

Recognized by Chambers USA 2018

**April 01, 2018**

Recognized as a Client Service All-Star

**June 05, 2017**

Recognized by Chambers USA 2017