

# Andrew J. Frisch

Andrew J. Frisch joined the firm as a partner in 2020. Practicing in federal and state courts for over thirty-five years, Mr. Frisch is renowned for devotion to his clients and determined advocacy in championing their causes through federal and state criminal and civil investigations, trials, appeals and SEC proceedings. From 1995 to 2006, Mr. Frisch served the United States Department of Justice as a federal prosecutor in the Eastern District of New York, appointed Senior Litigation Counsel in the Office's Business and Securities Frauds and Public Integrity Units and attorney-in-charge of the Office's criminal environmental practice. Mr. Frisch served the United States Senate Judiciary Committee's Minority Counsel during hearings into White House campaign fund-raising and a nuclear scientist's espionage. From 2006 to 2008, Mr. Frisch chaired the white collar practice of a national law firm.

## **HIS NOTABLE REPRESENTATIONS HAVE INCLUDED:**

- Won acquittals, dismissals or deadlocks of 106 counts against the former Chief Financial Officer of Dewey & LeBoeuf LLP, charged with defrauding the global law firm's creditors; retrial resulted in sentence of community service and a fine;
- Won dismissal of a \$40 million civil lawsuit against a New York attorney sued for allegedly facilitating a Ponzi scheme;
- Won dismissal of a federal indictment charging an accomplished physician with health care fraud;
- Won acquittal after federal jury trial of a physician alleged to have interfered with a federal investigation;
- Won acquittal after federal jury trial of an entrepreneur charged with using extortionate means to collect a debt;
- Won sentence of time served for Australian chat moderator of Silk Road website. "Silk Road Member Avoids Further Jail," Sydney Morning Herald;
- Won appeal in the United States Court of Appeals for the Second Circuit from a securities fraud judgment against a Prudential broker charged with market timing. "Second Circuit Dismisses All Claims Against Former Top Prudential Broker Capping 11 Year Quest to Establish Innocence," Reuters.com;
- Won appeal in the United States Court of Appeals for the Second Circuit from a securities fraud conviction of a Merrill Lynch broker, the lead defendant in the federal "Squawk Box" prosecution. "Ex-Merrill Lynch Broker's Squawk Box Conviction Reversed," Bloomberg.com;
- Won appeal in the United States Court of Appeals for the Tenth Circuit (Denver) from an order requiring a criminal defense attorney to testify against his client before a Utah grand jury;
- Won appeal in the United States Court of Appeals for the Second Circuit based on a trial judge's error in preventing the jury from hearing evidence that an informant's FBI handler did not believe the informant had done anything wrong. "Error Leads Circuit to Order New Trial for Informant," New York Law Journal;
- Won appeal from a conviction for murder in 2015 committed in 1985, "Appeals Court Tosses Cold-Case Murder Triumph," www.syracuse.com;
- Represented the lead defendant in criminal and civil federal securities fraud cases against former senior employees of Bernard L. Madoff Investment Securities LLC charged with participation in Mr. Madoff's Ponzi scheme;
- Persuaded prosecutors to resolve indicted charges of fraud against a telecommunications executive with a non-criminal disposition and corporate plea;
- Persuaded the Financial Industry Regulatory Authority ("FINRA") not to charge an industry executive for violating Stock Exchange and NASD Rules; and
- Persuaded prosecutors not to charge a corporate officer with racketeering and an attorney for securities fraud.

Mr. Frisch is a member of the New York Council of Defense Lawyers; received the Charles E. Rose Award from the Eastern District of New York Association; and was awarded by the United States Department of Justice for Superior Performance by a Federal Prosecutor.



## CONTACT

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## EDUCATION

Fordham University School of Law

J.D., 1984

Syracuse University

B.S., 1978

## BAR ADMISSIONS

New York

California

United States Supreme Court

United States Court of Appeals for the Second Circuit

United States Court of Appeals for the Tenth Circuit

United States District Court for the Eastern District of New York

United States District Court for the Southern District of New York

United States District Court for the District of Connecticut