



→ Raymond C. Marshall

Of Counsel

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Raymond Marshall is of counsel in the Governmental Practice Group in the firm's San Francisco office, focused on White Collar and Investigations, Fiduciary Duties, and Environmental, Social & Governance issues.

Areas of Practice

Raymond represents clients in complex business litigation, white collar defense and ESG related matters. He has conducted a wide array of internal investigations and company inquiries, including cases alleging insider trading, stock options backdating, securities fraud, accounting irregularities, antitrust violations, public corruption, FCPA and other corporate and individual wrongdoing. He has represented clients in civil, criminal and administrative proceedings brought by governmental authorities, including the Department of Justice and the offices of various U.S. Attorneys, State Attorneys General and District Attorneys. He has also served as fiduciary counsel for public entities and counseled both private and public clients regarding their ESG and DEI programs and initiatives.

Raymond serves on Sen. Dianne Feinstein's Judicial Advisory Committee for the Northern District of California. Raymond also serves as an adviser to the American Law Institute on the Model Penal Code Sentencing Project. He is immediate past-President of the ABA Retirement Fund Board of Directors, a past member of the ABA Standing Committee on Federal Judiciary, and former president of both the State Bar of California and the Bar Association of San Francisco. In 2004 and 2007, he was appointed by Chief Justice Ronald M. George to chair the California Supreme Court's Advisory Task Force on Multijurisdictional Practice.

In addition to his professional affiliations, Raymond is extremely active in community affairs and serves on the boards of the Giffords Law Center, Equal Justice Society, the United Negro College Fund, HomeBase/The Center for Common Concerns, and The College of Idaho. In March 2009, he argued on behalf of five of the leading civil rights groups in the country (Asian Pacific American Legal Center, California State Conference of the NAACP, Equal Justice Society, Mexican American Legal Defense and Educational Fund, NAACP Legal Defense and Educational Fund) before the California Supreme Court, arguing that allowing Proposition 8 (a proposition which sought to outlaw gay marriage) to stand could be detrimental to other minority groups who could easily become the targets of initiative campaigns seeking to take away their rights.

Honors

Leading U.S. Litigator, *Lawdragon*, 2022-2024

Hall of Fame member, Charles Houston Bar Association (2022)

Northern California Super Lawyer, *Super Lawyers*, 2016-2021

Hall of Fame, *Lawdragon*, 2016

The National Black Lawyers Top 100, 2015-2018

Government Contracts, *Legal 500*

Best Lawyer in America, Commercial Litigation, *Best Lawyers*, 2021-2024

CMCP Diversity Leader Hall of Fame

Experience

- Conducted internal investigations involving alleged violations of securities, antitrust, banking, FCPA, environmental, health and safety, labor and employment, and codes of ethics and conduct
- Represented Fortune 500 companies involving securities fraud and accounting fraud cases
- Represented companies in government contract and program fraud cases
- Represented companies in embezzlement and bribery cases
- Advised and consulted companies in handling emergency response situations

Recent Criminal Cases

- Represented biotechnology company in Department of Justice investigation of the tobacco industry
- Represented biotechnology company in Drug Enforcement Administration investigation
- Represented manufacturer in criminal prosecution by district attorney with regard to explosion incident involving the death of an employee
- Represented company in Securities & Exchange Commission investigation involving securities violations
- Represented hospital in criminal investigation by district attorney and local regulatory agency of alleged violations of state and local hazardous waste laws
- Represented individual in Department of Justice investigation involving money laundering and drug trafficking
- Conducted internal investigations for companies regarding false claims and false statements
- Represented employee charged with program fraud and kick-back scheme in federal housing program

OSHA, Environmental and Health-Related Cases

- Represented petroleum refinery in a Cal/OSHA enforcement action alleging process safety management violations
- Represented manufacturer in criminal prosecution by the district attorney in an explosion incident involving the death of an employee
- Represented international construction company in a criminal investigation of asbestos handling in building demolition

- Represented electrical power producer criminally charged with manslaughter in the electrocution death of one of its employees
- Represented major oil company criminally charged with making false statements and unlawful storage, handling and disposal of hazardous materials
- Represented paper manufacturer charged with second degree murder in connection with the death of one of its employees
- Represented construction company charged with unlawful handling, storage and disposal of hazardous materials
- Represented employee of a major university in connection with allegations of submitting false statements to a regulatory agency
- Represented medical facility charged with violation of numerous state and local environmental regulations
- Represented trucking company charged with unlawful disposal of hazardous waste
- Represented national construction contractor charged with unlawful disposal of asbestos and filing false statements
- Represented wood manufacturing company charged with violations of the Clean Air Act
- Represented various circuit board manufacturers charged with unlawful storage, treatment and disposal of hazardous wastes
- Represented industrial electrical company charged with various violations of environmental, health and safety and criminal laws as a result of an employee accident
- Represented various clients in response to Proposition 65 claim regarding alleged failure to provide Proposition 65 warnings for consumer product exposures and environmental exposures
- Represented various companies in Regional Water Quality Control Board enforcement actions regarding storm water and other discharges
- Represented various companies in numerous Notices of Violations issued by the South Coast Air Quality Management District
- Represented hospital in federal and state prosecutions for allegedly removing and disposing of asbestos-containing materials unlawfully

Articles

Corporate & Securities Law Blog Posts

- "SEC Publishes Sample Letter to Companies on Environmental Disclosures," November 3, 2021
- "In Wake of Panama Papers Scandal Obama Calls for Stricter Bank Regulations, Tax Rules," May 6, 2016

Government Contracts & Investigations Blog Posts

- "An Evolving High-Wire Act: Navigating Conflicting Laws, Regulations, and Guidance in the ESG Space," August 1, 2023

Media Mentions

Law Firms Look for Lessons—and Clients—in Panama Papers Leak
The Am Law Daily, 05.13.2016

Sheppard Mullin Lands 3 Bingham White Collar, IP Partners
Law360, 02.12.2014

Speaking Engagements

Moderator, "Voting Rights: Then, Now, And Tomorrow," Northern District of California Historical Society, March 3, 2022

Speaker, "Creating Leaders for the 21st Century," Leadership Summit, October 30, 2014

Events

Between a Rock and a Hard Place: Navigating Between ESG and Anti-ESG Regulatory Actions
03.29.2023

Global Compliance and Investigation Essentials
Sheppard Mullin San Francisco, 04.30.2019

MCLE Credit Crunch
01.27.2015

Memberships

Charles Houston Bar Association (Hall of Fame)

ABA Section of Litigation (Former Director)

ABA Retirement Fund Board (Member)

ABA Standing Committee on Federal Judiciary (Past Member)

Alta Bates Hospital Foundation (Board Member)

American Law Institute (Adviser, Model Penal Code Sentencing Project)

Bar Association of San Francisco (Former President)

California Supreme Court's Advisory Task Force on Multijurisdictional Practice (Chair)

Equal Justice Society (Board Member)

HomeBase/The Center for Common Concerns (Board Member)

Northern District of California (Judicial Advisory Committee)

State Bar of California (Former President)

The United Negro College Fund (Board Member)

Podcasts & Webinars

Nota Bene Episode 164: Navigating the ESG Conundrum with Ray Marshall and Melissa Eaves
06.07.2023

Practices

White Collar Defense and Corporate Investigations

Securities Enforcement

Litigation

ESG and Sustainability

False Claims Act

Governmental Practice

Healthcare Enforcement

Organizational Integrity Group

Industries

ESG and Sustainability

Financial Services

Education

J.D., Harvard University, 1978

B.A., College of Idaho, 1975, *summa cum laude*

Admissions

California

District of Columbia