



Jason Prince

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PRACTICES

Export Control (ITAR/EAR) and Trade Sanctions (OFAC)
 Foreign Corrupt Practices Act and Anti-Corruption
 Committee on Foreign Investment in the United States (CFIUS)
 International Trade and Compliance
 Compliance Systems, Audits, and Disclosures
 Government Investigations and White Collar Defense
 Commercial Litigation
 International Arbitration

EDUCATION

University of Notre Dame Law School, J.D.
magna cum laude
 Editor-in-Chief, *Notre Dame Law Review*
 Summer International Law Program, London, England

University of Cambridge, M.Phil.
 Emphasis on European Union environmental law

Davidson College, B.A.
magna cum laude
 Phi Beta Kappa

BAR ADMISSIONS

District of Columbia
 Idaho

Jason Prince represents and counsels exporters and multinational companies – from one of the world’s 10 largest international defense trade companies to a Fortune 100 heavy equipment manufacturer to multiple emerging growth counter-Unmanned Aerial System (UAS) companies – on an array of complex international trade compliance matters. Serving as Co-Chair of the firm’s nationally recognized Export Control & Trade Sanctions Practice Group and Co-Leader of the firm’s Commercial Aerospace & Defense Industry Group, Jason has helped aerospace and defense, technology, semiconductor, telecommunications, energy, mining, agribusiness, financial services, and other companies to navigate various complicated U.S. regulatory regimes applicable to international business. He is currently a Vice Chair of the American Bar Association’s Export Controls/Economic Sanctions Committee.

Jason specializes in coordinating internal investigations, preparing voluntary disclosures to the U.S. Government, and conducting compliance program reviews involving the Arms Export Control Act (AECA)/International Traffic in Arms Regulations (ITAR), the Export Control Reform Act (ECRA)/Export Administration Regulations (EAR), the Office of Foreign Assets Control's (OFAC) trade sanctions regulations, the National Nuclear Security Administration's (NNSA) export controls (Part 810), and the Foreign Corrupt Practices Act (FCPA). Additionally, he has expertise with helping companies to develop policies and procedures, due diligence protocols, and training programs aimed at minimizing such compliance risks, especially in relation to the use of third-party agents to conduct business abroad. In the export controls arena, he has experience with obtaining export authorizations and conducting export classification and commodity jurisdiction analyses.

Jason also serves as lead counsel for companies from various industries in business litigation involving the international sale of goods and services, including matters involving complex transnational discovery issues.

Prior to joining Holland & Hart, Jason served as a Deputy Press Secretary to Nobuteru Ishihara, a Japanese House of Representatives Member and Japan’s former Economy Minister, as well as a law clerk to Judge Susan H. Black of the U.S. Court of Appeals for the Eleventh Circuit.

CLIENT RESULTS

Export Controls / Trade Sanctions

Counseling one of the world's 10 largest international defense trade companies on compliance with the AECA/ITAR, the EAR, the FCPA, and various other export control laws, including internal investigations, voluntary disclosures, and general advice and counsel.

Counseling a Fortune 100 heavy equipment manufacturer on AECA/ITAR, EAR, and OFAC compliance matters arising from its global sales; prepared a voluntary disclosure to OFAC of potential violations of the Iran sanctions program, which resulted in a no-action letter from OFAC.

Advised a Europe-based multinational automotive company on compliance with the OFAC sanctions arising from the United States' withdrawal from the Joint Comprehensive Plan of Action with respect to Iran's nuclear program.

Conducted an EAR compliance review for an emerging growth counter-UAS technology company as part of the due diligence associated with a private equity investment; prepared a Commodity Jurisdiction request for the company's counter-UAS system.

Defending a nuclear reactor safety technology company in responding to an NNSA cease-and-desist letter and request for information in relation to compliance with Part 810.

Counseling an emerging growth counter-UAS technology company on the ITAR and EAR compliance and national security issues arising from its foreign commercial and military sales, including preparation of ITAR export authorization applications.

Assisted with successfully securing the de-listing of over forty individuals and entities in the financial services industry whom OFAC placed on its Specially Designated Nationals and Blocked Persons (SDN) List.

Advised a Europe-based global frozen food supply chain company on certain U.S. trade sanctions considerations arising from its provision of services to a Canada-based global food company's U.S. subsidiary.

FCPA / Anti-Corruption

Conducted a Fortune 500 multinational technology company's internal investigation into alleged kickbacks involving customers in multiple Asian countries.

Conducted a compliance program gap analysis for a U.S.-based publicly traded mining company with sales in multiple Asian countries, focusing primarily on anti-corruption and trade sanctions compliance matters.

Directed the internal investigation of a U.S.-based medical device manufacturer's alleged FCPA violations arising from the conduct of a third-party sales agent in South America.

Developed a global anti-corruption and trade sanctions compliance program for a U.S.-based publicly traded mining company with operations in Canada and sales to the Pacific Rim.

Drafted an FCPA compliance policy for a U.S.-based multinational agribusiness company, developed training for the company's employees in China, and counseled the company on minimizing FCPA compliance risks arising from its joint venture in India.

Provided FCPA compliance training to the U.S. subsidiary of a European-based multinational renewable energy company, and counseled the company on tailoring its mergers and acquisitions due diligence protocol to address FCPA issues.

International Business Litigation

Defending a U.S.-based arms manufacturer in federal court litigation revolving around contemplated sales to the armed forces of multiple U.S. allies in the Middle East.

Defended a U.S.-based multinational agribusiness company in federal court litigation arising from the contemplated acquisition of a potato processing plant in South America; worked with South American counsel to coordinate the client's foreign discovery efforts and helped to secure the lawsuit's dismissal based on the opposing party's discovery abuses.

Represented one of the world's largest hay distributors in a federal court case involving the breach of a contract to distribute hay in the United Arab Emirates and Jordan; obtained a settlement through mediation.

PUBLICATIONS

"OFAC Redefines the Term "Significant Transnational Criminal Organization," Broadening Its Reach," *International Compliance Blog*, Co-Author, 10/09/2019

"Trump Administration Tightens Cuba Sanctions, Eliminates "U-Turn" Authorization," *International Compliance Blog*, Co-Author, 09/12/2019

"Partial Economic Embargo: United States Significantly Expands Sanctions Against Venezuela's Government," *International Compliance Blog*, Co-Author, 08/07/2019

"OFAC Expands Sanctions-Related Rejected Transaction Reporting Requirements," *Holland & Hart News Update*, Co-Author, 07/19/2019

"Export Control Laws Not a Blank Check to Exclude Job Applicants," *Holland & Hart News Update*, Co-Author, 02/21/2019

"Treasury Issues New CFIUS Interim Rules," *Holland & Hart News Update*, Co-Author, 10/23/2018

"FCPA Flash – A Conversation with Jason Prince," *FCPA Professor, Podcast Special Guest*, April 2018

"Accelerating International Cooperation in Fraud, Corruption, and Other Government Investigations and Enforcement Actions in 2017," *TerraLex Connections*, Co-Author, February 2018

"DOJ Settlement Sets Forth Best Practices for Protecting Sensitive Data for Government Contractors and Information Technology Companies," *Holland & Hart News Update*, Co-Author, January 2018

"National Emergency Creep Threatens OFAC's Good Standing," *WorldECR*, Co-Author, November 2017

"U.S. Government Revokes the Sudanese Sanctions Regulations, But Restrictions and Risks Remain," *Holland & Hart News Update*, Co-Author, October 2017

"Lessons from Japan's Approach to Export Controls," *The Export Practitioner*, Co-Author, March 2016

"U.S. Department of Defense Seeks Industry Input on the Negotiation of a Reciprocal Defense Procurement Pact with Japan's Ministry of Defense," *Holland & Hart News Update*, Co-Author, January 2016

SPEAKING ENGAGEMENTS

"Discover Global Markets – Indo-Pacific Opportunities at the Convergence of Aerospace | Defense | Security," *Expert Panelist (U.S. Export Controls Compliance)*, *U.S. Commercial Service*, December 2018

"Foreign Corrupt Practices Act Workshop," *Co-Presenter with Mike Koehler (FCPA Professor)*, September 2018

"ITAR Part 129 and Part 130," *Expert Panelist, Society for International Affairs, Spring Advanced Conference*, May 2018

"Export Controls & Trade Sanctions Seminar: How to Comply with Dual-Use and Defense Article/Services Regulations and Trade Sanctions," *Utah Export Assistance Center (U.S. Commercial Service) and World Trade Center Utah*, May 2018

"U.S. Foreign Corrupt Practices Act at 40 – Four Decades of Combatting Bribery Abroad," *Panelist (with the Honorable Judge Stanley Sporkin and Jack Blum)*, *discussion presented by Frank Church Institute, Boise State University College of Business and Economics, and Holland & Hart*, September 2017

"Foreign Corrupt Practices Act and Global Anti-Corruption Laws: Internal Investigations Best Practices," *Association of Certified Fraud Examiners, Local Chapter*, November 2016

"Internal Investigations Best Practices," *Association of Corporate Counsel – Mountain West Chapter, Co-Presenter*, October 2016

"Export Controls Compliance Programs and Voluntary Disclosures," *Presenter, U.S. Export Controls Seminar, U.S. Commercial Service*, May

2016

"International Traffic in Arms (ITAR) Compliance: Best Trends and Practices," *Panelist, The Knowledge Group, Live Nationwide Webinar*, February 2016

RECOGNITION

- Acritas Star Lawyer, 2018-2019
- *The Best Lawyers in America*® Commercial Litigation, 2017-2020
- *Chambers USA: America's Leading Lawyers for Business*, Litigation: General Commercial, Up and Coming, 2018-2019
- Mountain States Super Lawyers®, International, 2018-2019; Business Litigation, 2010-2017
- Recipient, *The Advocate* Award: Best Article 2013-14, "Global Anti-Corruption Compliance Programs and the Challenge of Facilitating Payments," *The Advocate*, June/July 2014
- Recipient, *The Advocate* Award: Best Article in 2011, "Chipping Away at the 'Wall of Stone': Foreign Country Law and Federal Rule of Civil Procedure 44.1," *The Advocate*, February 2011
- The Henry Luce Foundation, Luce Scholar, Tokyo, Japan, 2001-2002

PROFESSIONAL AND CIVIC AFFILIATIONS

- American Bar Association, Export Controls/Economic Sanctions Committee, Vice Chair, August 2019-present; Steering Group Member, August 2018-present; and Member, 2006-present
- Invited Observer, 23rd Asian Export Control Seminar, Co-Hosted by the Japan Ministry of Economy, Trade & Industry and the Japan Ministry of Foreign Affairs, February 2016, Tokyo, Japan
- Society for International Affairs, Member, 2016-present
 "Definitions, Terms & Acronyms Handbook for Defense Trade"
 Task Force, Member, 2017
- American Bar Association, Anti-Corruption Committee, Member, 2006-present
- TerraLex – The Worldwide Network of International Law Firms, Representative, 2014-present