



Janene Marasciullo

Member of the Firm

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JANENE MARASCIULLO is a Member of the Firm in the Employment, Labor & Workforce Management and Litigation & Business Disputes practices, in the New York office of Epstein Becker Green. Ms. Marasciullo has extensive first-chair experience litigating complex commercial, fraud, regulatory, and employment disputes, with an emphasis on disputes arising within the financial industry. In addition, she represents corporations and individuals during regulatory investigations and grand jury investigations. Ms. Marasciullo has handled dozens of cases from inception through appeal.

Ms. Marasciullo's practice includes:

- Representing employers in a wide variety of discrimination and harassment disputes
- Providing representation to clients in restrictive covenant disputes and trade secret litigation
- Defending employers in whistleblower disputes and clients in *qui tam* litigation
- Representing clients in a broad range of commercial and business disputes, including cases involving claims of securities fraud, common law fraud, breach of fiduciary duty, deceptive business practices, defamation, unfair trade practices, and breach of contract
- Representing clients during government investigations, including SEC and FINRA investigations, IRS controversies, and grand jury investigations

Before entering private practice, Ms. Marasciullo served as a trial attorney in the Civil Division and the Tax Division of the U.S. Department of Justice, where she represented the United States in complex contract, customs, tax, regulatory, and civil fraud matters. While at the Department of Justice, Ms. Marasciullo won multiple performance awards, including the Civil Division's Special Commendation Award, for her work on one of the largest government contracts disputes ever litigated. In addition, she worked in the Enforcement Department and the Office of General Counsel at the National Association of Securities Dealers (NASD), the predecessor to FINRA, where she investigated violations of the federal securities laws and helped formulate NASD policies and practices. While at NASD, Ms. Marasciullo won the President's

Award for her work on the Mutual Funds Breakpoints Task Force. Before joining Epstein Becker Green, Ms. Marasciullo was a Partner and the Chair of the Securities Industry Litigation Group of an international law firm. She also served as Senior Corporate Counsel at a multinational conglomerate, where she managed the company's litigation and compliance programs. Ms. Marasciullo began her career as a judicial law clerk to the Hon. D. Brooks Smith while he was a judge of the U.S. District Court for the Western District of Pennsylvania.

As a result of Ms. Marasciullo's extensive and varied private- and public-sector experience, she has litigated cases from virtually every angle, and draws on this experience to help her clients resolve their most sensitive problems. Although Ms. Marasciullo has resolved many cases through pre-trial motions and negotiations, she is a trial attorney and has tried cases to verdict in federal and state courts across the United States, and at FINRA Dispute Resolution and the American Arbitration Association. On many occasions, Ms. Marasciullo has been asked to step into cases shortly before trial, and has secured favorable results. She is thus comfortable in any forum and during all phases of litigation and uses her experience to help her clients avoid unnecessary disputes, and she vigorously represents her clients when litigation is required.

Education

- The George Washington University Law School (J.D., with honors, 1990)
 - Member, *The George Washington Journal of International Law and Economics*
- Franklin & Marshall College (B.A., 1986)

Bar Admissions

- District of Columbia
- New York

Practice Areas

- Appellate
- Business Litigation
- Corporate and Securities Litigation
- Employment Litigation
- Government Contracts/Litigation
- Government Investigations and Litigation
- Government Investigations/Civil & Criminal
- Insurance Coverage and Reinsurance Disputes
- Labor & Employment Litigation
- Trade Secrets & Employee Mobility

- White Collar Criminal Defense and Internal Investigations

Industries

- Financial Services
- Hospitality
- Retail
- Technology, Media & Telecommunications

Court Admissions

- U.S. Court of Appeals for the District of Columbia Circuit
- U.S. Court of Appeals for the Fourth Circuit
- U.S. Court of Federal Claims
- U.S. District Court, District of Columbia
- U.S. District Court, Eastern District of Michigan
- U.S. District Court, Eastern District of New York
- U.S. District Court, Southern District of New York

Memberships

- American Bar Association
- New York City Bar Association
- SIFMA Legal & Compliance Division

Awards & Distinctions

- Who's Who in Intellectual Property and Labor Law, *LI Business News*, February 25, 2011
- NASD's President Award, 2003
- Civil Division Special Commendation Award, 2000
- Department of Justice Awards for Superior Performance, 1997–2001