



## Alexandria Gutierrez Swette

Lawyer

### NEW YORK

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Alexandria Swette is an experienced trial lawyer who advises institutional clients and their executives in high-stakes commercial disputes, cross-border investigations and government enforcement defense matters. She has extensive experience in contentious deal litigation, shareholder disputes, breach of fiduciary duty claims and securities actions, as well as in defending companies and individuals against allegations of fraud or other misconduct in regulatory and criminal matters involving state and federal government authorities. She has significant experience in cases involving the U.S. Department of Justice, the Securities and Exchange Commission and the Federal Trade Commission.

Before joining Kobre & Kim, Ms. Swette practiced at Weil, Gotshal & Manges LLP, where she focused on securities class action litigation, internal investigations, and white-collar criminal defense. Prior to that, Ms. Swette clerked for the Honorable Francisco A. Besosa of the U.S. District Court for the District of Puerto Rico.

### Admissions

- U.S. Supreme Court
- U.S. District Court for the Western District of New York
- U.S. District Court for the Eastern District of New York
- U.S. District Court for the Southern District of New York
- U.S. District Court for the Northern District of New York
- New York

### Education

- Boston University School of Law, JD
- Northwestern University, BA

### Languages

- Spanish

### Clerkships

- Honorable Francisco A. Besosa, U.S. District Court, Puerto Rico (2014-2015)

### Accolades

# KOBRE & KIM

*Super Lawyers, New York Metro Rising Stars 2022-2024*

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## Select Engagements

### Healthcare Fraud Defense

- Representation of a Fortune 10 health care company in prescription opioid-related lawsuits and investigations pending in multiple jurisdictions across the country and the Opiate Multidistrict Litigation.

### International Private Client

- Representation of an international businesswoman in advising on strategies relating to global reputation issues arising out of attempts to link her to the alleged criminal conduct of third parties.

### Government Enforcement Defense

- Representation of CEO and founder of alternative asset management firm in U.S. District Court against charges of alleged securities fraud from the DOJ and investigations by the SEC as well as state regulatory agencies, in addition to multiple investor civil actions.
- Representation of the provisional joint liquidators for a Bermuda investment company in multiple sets of proceedings regarding preservation and ownership of assets worth US \$3.2 billion, including DOJ tax enforcement/forfeiture issues arising from an alleged multi-billion tax fraud scheme.
- Representation of a former executive of a fintech startup in an investigation by the DOJ and SEC over alleged misrepresentations in the company's acquisition by a major U.S. financial institution.

### Special Situations Disputes

- Representation of Twitter, Inc. with respect to its high-profile, expedited Delaware litigation against Elon Musk seeking to enforce Musk's contract to close the US \$44 billion transaction. Acting as conflicts counsel, Kobre & Kim, among other things, handled the offensive discovery against Musk's financial advisor, Morgan Stanley & Co., and the 12 banks that agreed to finance Musk's acquisition.
- Representation of Intercontinental Exchange, Inc., the United States' largest provider of home mortgage loan origination systems, in handling certain offensive discovery with respect to the FTC's challenge of its proposed acquisition of Black Knight, Inc.

### Professional & Community Involvement

- American Bar Association Judicial Internship Opportunity Program, Mentor
- Women's White Collar Defense Association, Member

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## **Publications & Presentations**

- Co-author, "Why The Future Of Telehealth Parity Remains Murky" (*Law360*, October 2021)
- Co-author, "The Regulatory Growing Pains For Digital Health Companies" (*Law360*, September 2021)