



Shana L. Fulton
PARTNER

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Shana Fulton represents businesses and individuals in criminal and civil litigation, under government investigation or in conducting internal investigations. As a defense attorney and former Assistant U.S. Attorney, she has experience litigating and investigating high-profile and complex matters at all levels of federal and state trial courts. She loves using her deep experience as a defense attorney and federal prosecutor on complex matters that feature a mix of criminal, civil and regulatory issues.

WHITE-COLLAR DEFENSE & GOVERNMENT INVESTIGATIONS

Shana represents individuals and businesses facing white-collar criminal prosecution and government investigations. A former Assistant U.S. Attorney for the District of Columbia, she has extensive experience handling trials and hearings in federal courts.

Prior to arriving at Brooks Pierce, Shana served as the Deputy Chief for both the Felony Major Crimes Section and the General Crimes Section of the U.S. Attorney's Office for the District of Columbia. She also served as Senior Litigation Counsel for the Homicide Section. Many of her previous cases garnered national news coverage, including in *The Washington Post*. Her previous experience as a prosecutor gives her a unique understanding of the techniques and strategies employed by the government against clients, and helps her devise strategic responses to defend them.

INTERNAL INVESTIGATIONS

Shana conducts and advises on internal investigations for allegations of criminal misconduct, corporate malfeasance, ethics complaints and workplace issues for private businesses, local government entities and individuals. Her investigative work has included a wide array of issues, including healthcare, fraud, sexual harassment, discrimination, and educational issues.

Shana has years of experience in investigations from her time as a defense attorney at a prominent Washington, D.C. law firm and the numerous grand jury investigations she led as a federal prosecutor. Her experience as a defense attorney and former prosecutor gives her a unique understanding and approach to conducting investigations – whether internal or by the government – and advising clients as to how best to handle them.

COMPLEX BUSINESS LITIGATION

Shana represents individuals and businesses in civil matters at the state and federal levels. She has experience with a wide variety of matters, including commercial disputes, professional liability claims, contract disputes, complex wrongful death, business defamation, False Claims Act claims and accounting fraud claims.

EXPERIENCE

Internal Investigations:

Shana has internally investigated sensitive criminal, civil, employment and regulatory matters on behalf of clients who may be dealing with a crisis or seeking to avoid one in the future. These clients have included multinational corporations, state agencies, major universities and public and private schools. She has investigated allegations of cybersecurity breaches, healthcare fraud, child sex abuse, corporate embezzlement and fraud, corporate board and officer misconduct, discrimination and harassment.

Criminal Litigation:

Shana was an Assistant U.S. Attorney in Washington, DC for almost twelve years where she:

- Prosecuted numerous high profile matters that were published in major news outlets, including *The Washington Post*, such as the Donovan Hotel case (U.S. v. Jamyra Gallmon, et al.) and the Double Hammer Homicides (U.S. v. Jeffrey Neal).
- Investigated and prosecuted numerous cases ranging from misdemeanors to complex homicides to federal crimes.
- Served as a Deputy Chief in the Felony Major Crimes Section and also in the General Crimes Section.
- Served as Senior Litigation Counsel to the Homicide Section.

While in private practice, Shana has defended clients against the government in matters, including:

- On behalf of a medical practice, investigated and responded to allegations by U.S. DHHS of HIPAA violations.
- Represented a prominent political figure charged with alleged bribery, conspiracy, and false statements, resulting in the dismissal of the bribery, conspiracy, and two false statement counts and a probationary sentence for the remaining count, which was terminated early by a presidential pardon.
- Represented a major accounting firm accused of government procurement fraud by the federal government.
- Represented an employee of a multinational shipping company accused of MARPOL violations. He avoided individual criminal charges.
- Represented a major national pharmacy benefits management company against allegations of False Claims Act violations and government procurement fraud.
- Represented a high-profile DC official against allegations of election ethics violations.

Complex Civil Litigation:

- Successfully advocated on behalf of a private university in a federal wrongful death lawsuit.
- Represented a major national waste removal company in civil RICO and accounting fraud litigation.
- Represented a major railroad company in civil lawsuit regarding a significant derailment in a major urban area.

SERVICES

White Collar Defense & Investigations

Internal Investigations & Compliance

Complex Business Litigation

Federal Litigation

Health Care

Education

Litigation

CREDENTIALS

Honors & Recognitions

Recognized by her peers for inclusion in *Business North Carolina's* "Legal Elite" in Criminal Law (2022)

Selected by her peers for inclusion in *The Best Lawyers in America*® in Commercial Litigation (2021-2022)

Member, Criminal Justice Act Panel for the Eastern District of North Carolina

Member, North Carolina Pro Bono Honor Society (2019)

Education

Columbia University School of Law, J.D., 2001, Harlan Fiske Stone Scholar; Articles Editor, *Columbia Human Rights Law Review*

University of North Carolina at Chapel Hill, B.A., 1998, with highest honors, with distinction in English and political science, Morehead-Cain Scholar, Order of the Golden Fleece

Admissions

District of Columbia

North Carolina

U.S. Court of Appeals for the 4th Circuit

U.S. District Court for the District of Columbia

U.S. District Court for the Western, Middle, and Eastern Districts of North Carolina

PROFESSIONAL & CIVIC

Member, Fund Board, Morehead-Cain Scholarship Foundation

Member, Minorities in the Profession Committee, North Carolina Bar Association

Member, North Carolina Association of Black Lawyers

Member, North Carolina Advisory Board, Environmental Defense Fund

Section Council, Antitrust and Complex Business Disputes Section, North Carolina Bar Association

Treasurer, Eastern District of North Carolina Chapter, Federal Bar Association

Member, Women's White Collar Defense Association

Member, Capital City Lawyers Association

ABOUT ME

The legal profession interests me because it is a profession that allows me to merge my intellectual curiosity and constant drive to problem-solve with my desire to help individuals and businesses who may be facing a personal challenge or corporate crisis. My natural environment is in front of a jury in a courtroom. What I have valued the most about my career is the opportunities I have had to meet and help individuals from all walks of life and learn to appreciate that diversity of life.

I am a military brat who has lived or traveled to numerous states, several countries and a few continents. My life journeys – personal and professional – have made me who I am. But, I love being in my home state of North Carolina spending time with my family.

NEWSROOM

News

Fourth Circuit Affirms Summary Judgment for Wake Forest University in Wrongful Death Action
06.20.2022

Shana Fulton Quoted in *Law360* Article
Law360, 01.12.2022

Thirty Brooks Pierce Attorneys Recognized in Business North Carolina's 2022 "Legal Elite" and "Hall of Fame"
Business North Carolina, 01.03.2022

72 Brooks Pierce Attorneys Recognized in *The Best Lawyers in America*® 2022 Guide
The Best Lawyers in America®, 08.19.2021

Brooks Pierce Partner Joins Fund Board for the Morehead-Cain Scholarship Foundation
02.08.2021

Speaking Engagements

Brooks Pierce Partners Present at NCBA Education Law Section CLE
04.11.2022

Brooks Pierce Attorneys Participate in NCBA Antitrust & Complex Business Disputes Law CLE Program
01.28.2022

Brooks Pierce Attorneys Participate in North Carolina Bar Association CLE
01.29.2021

Shana Fulton Presents at North Carolina Association of Independent Schools Conference
01.20.2021

Brooks Pierce Partner Participates in “Diversity in Prosecution” Panel
11.13.2020

Publications

COVID’s Long-Term Impact: Six Unique Legal Issues Facing Businesses in 2022
03.08.2022

The Impact Of Society’s Demands For Transparency On Internal Investigations And Their Investigators
04.17.2019