



# Covington in Brazil

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# Covington in Brazil

Multinational companies doing business in Brazil and Brazilian multinationals doing business abroad turn to Covington for sophisticated legal, regulatory, and policy advice grounded in our Brazil experience and acumen.

## Overview

Our core team of bilingual and Brazil-trained lawyers and advisors works with Covington's industry-leading global practices to help companies solve their most complex business issues at the intersection of law, policy, and regulation.

Covington has experience advising companies doing business in Brazil on corporate transactions, anti-corruption compliance and investigations matters, issues involving Brazilian regulations and public policy, and international arbitration. Our team has also advised on matters related to the life sciences and food industries, artificial intelligence (AI), data privacy, Internet of Things, and antitrust, among others.

It is critical when doing business in Brazil to have a comprehensive understanding of the country's complex cultural, economic, and political landscape. Leveraging our team's in-depth knowledge of Brazil and Covington's global reach, we help Brazilian companies successfully operate their businesses outside Brazil. The firm can help clients understand and address regulatory, policy and trade-related issues in the United States, the European Union or China; represent them in white collar investigations; advise them on corporate, technology and IP transactions; help them leverage emerging technologies, such as AI; and help them understand and meet compliance requirements under Environmental, Social, and Governance (ESG), Business and Human Rights (BHR), and data privacy and cybersecurity regulations.

## Industries



### Construction and Engineering



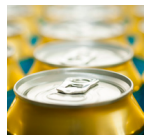
### Consumer Products



### Energy



### Financial Services



### Food, Beverages, and Cosmetics



### Life Sciences and Pharmaceuticals



### Mining



### Technology

# Our Team



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## Representative Matters

### Corporate / M&A

- Advised a **Raízen Energia S.A.** on various strategic partnerships and licensing relationships connected with the development of technologies and construction of facilities for the production of cellulosic ethanol in Brazil.
- Advised a **U.S. multinational** in two joint ventures in connection with the manufacture of energy generation products in Brazil and the United States.
- Advised **Tonon Bioenergia S.A.** of Brazil in connection with financing obtained from an international bank syndicate.
- Advised **OCP Investment** in its R\$145 million acquisition of an approximately 10% stake in Fertilizantes Heringer S.A.
- Advised **UCB S.A.** in the acquisition of a majority interest in Meizler Biopharma S.A., a Brazilian pharmaceutical company that commercializes a portfolio of in-licensed specialty products.
- Advised a **chemical manufacturing company** in connection with the potential acquisition of a Brazilian company.





# Representative Matters

## Public Policy and Regulatory

- Assisted a **U.S. company** with government affairs stakeholder mapping, message crafting, and government outreach in Brazil.
- Advised a **U.S. transportation company** on customs issues and government engagement in Brazil.
- Provided policy and regulatory support to a **multinational beverages company** in Brazil, including on matters related to advertising, labelling, and additives regulations.
- Advised an **international investment firm** on Brazil's government transition and the outlook for the Lula administration.
- Conducted legislative and regulatory tracking for **global technology companies** on policy developments in Brazil related to privacy, cybersecurity, and artificial intelligence.
- Coordinated with Brazil local counsel on projects for **global technology companies** related to artificial intelligence, machine learning and other technology regulations in Brazil.

## International Arbitration / Disputes

- Represented **CMPC Group** in five precedent-setting Section 1782 applications seeking documentary evidence and deposition testimony in five jurisdictions in the United States in aid of an arbitration (and related litigation) seated in Brazil.

- Represented the **Brazilian subsidiary of a Finnish engineering company** in a Brazil-seated ICC arbitration relating to the expansion of a paper mill plant in Brazil under an open book EPCM contract.
- Represented a **Korean engineering and construction company** in an ICC arbitration against its Brazilian joint venture partner in connection with the construction of a major infrastructure project in South America.
- Represented a **consumer products company** in a New York-seated ICC arbitration arising out of two contracts to distribute luxury fragrance products in Brazil.
- Represented **two Brazilian companies** involved in the construction, operation, and maintenance of thermoelectric power plants in Brazil in an ICC arbitration commenced by a multinational equipment manufacturer.
- Represented a **Brazilian ethanol producer** in an ICC arbitration arising out of a contract for the supply of equipment for the construction of an ethanol plant in Brazil.
- Provided insurance coverage advice to a **U.S. oil & gas services company** in connection with a dispute in Brazil.
- A **Korean company** in a post-M&A dispute arising from the acquisition of a U.S. manufacturer and its Brazilian subsidiary.



# Representative Matters

## Anti-Corruption / FCPA

- Secured a declination from the DOJ and a \$21.5 million “no admit-no deny” administrative settlement from the SEC for **Alexion Pharmaceuticals** after a five-year investigation from the DOJ and SEC for alleged FCPA violations in countries including Brazil.
- Represented a **publicly-listed technology company** in a confidential, internal investigation of potential FCPA concerns and alleged accounting fraud regarding its subsidiary in Brazil.
- Represented a **Brazilian company** under investigation by the World Bank Group Sanctions System involving allegations that it engaged in prohibited practices in connection with World Bank-funded projects.
- Represented a **multinational consumer goods company** with over \$6 billion in revenue in an internal investigation regarding potential FCPA and securities laws violations involving its business in Brazil.
- Advised a **Brazilian conglomerate** on U.S. law in connection with criminal investigations in Brazil and Peru involving bribery and money laundering.
- Conducted a risk assessment for an **international pharmaceutical company** regarding the company's operations in Brazil.
- Conducted the anti-corruption due diligence for a **global company** in connection with an acquisition in Brazil.

## Trade and Sanctions

- Conducted an analysis of Brazilian tax measures under international trade law for a **U.S. trade association**.

- Provided sanctions compliance advice to a **global luxury products company** in connection with its third-party vendors in Brazil.
- Advised a **commodities sourcing and logistics company** on trade sanctions issues arising from operations in Brazil.

## Food, Drug, and Device

- Advised **the animal health division of a global pharmaceutical company** in connection with an FDA inspection of the company's facility in Brazil.
- Provided U.S. food regulatory advice to a **large Brazilian sugar producer**.
- Provided U.S. consumer products regulatory advice to a **Brazilian personal care products multinational**.
- Advised a **U.S. health-tech company** on drug-related regulations in Brazil.
- In collaboration with local counsel, advised a **U.S. biopharmaceutical company** with questions regarding the legal requirements in Brazil for overseas drug manufacturing facilities and related strategy for research and development.

## Data Protection and Privacy

- Advised a **multinational beverages company** in connection with privacy terms in agreements with a Brazilian affiliate.
- Advised a **U.S. health care company** on compliance with the Brazilian data privacy law.

