



## Emma Ellman-Golan

Associate

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Emma Ellman-Golan is an Associate in the Firm's Litigation department. From 2017 to 2018, Ms. Ellman-Golan served as a law clerk to the Hon. Madeline Cox Arleo of the United States District Court for the District of New Jersey.

### Representative Matters

Representation of leading cosmetics company against claims of false and misleading advertising.

Representation of multinational pharmaceutical company in dispute with U.S. Customs regarding tariff classification of company's drug.

Representation of large international company to investigate potential allegations arising under the False Claims Act and state whistleblower laws.

Representation of executors of a multi-million dollar estate to defend against potential title dispute to property owned by estate.

Representation of mid-sized organization in response to charges of discrimination and retaliation filed with the Equal Employment Opportunity Commission.

Representation of international law firm in a fee dispute and malpractice action stemming from complex foreign restructuring and related litigation.

Representation of pro bono client to challenge inclusion in New York State's Central Register for child abuse and neglect.

Representation of group of law professors as amici curiae in several "sanctuary city" litigations.

### Education

- University of Michigan Law School (J.D., *cum laude*, 2017)
  - Book Review Editor, *Michigan Law Review*
- University of Pennsylvania (B.A., *cum laude*, 2012)

### Admissions

- New York

- U.S. Court of Appeals, Federal Circuit
- U.S. District Court, Eastern and Southern District of New York
- U.S. Court of International Trade

## Publications

- Author, *Saving Title IX: Designing More Equitable & Efficient Investigation Procedures*, 116 Mich. L. Rev. 155 (2017)

## Second Circuit Criminal Law Blog

The Second Circuit Criminal Law Blog is your place to follow the criminal law decisions rendered by the U.S. Court of Appeals for the Second Circuit. With a rich 225-year history of legendary judges like Learned Hand and Henry Friendly, the Second Circuit has long been known for writing important and thoughtful opinions on many subjects, including the criminal law. We review every published criminal law opinion handed down by the Second Circuit in order to provide you with a summary of the holding, an assessment of the key legal issues, and practice pointers based on the Court's ruling. Our focus is on white-collar criminal cases and matters relating to internal investigations. Our blog is written by a team of experienced attorneys, including many former law clerks for the Second Circuit and other federal courts. The blog's editor in chief is a former Deputy Chief Appellate Attorney in the U.S. Attorney's Office for the Southern District of New York who has appeared in more than 100 Second Circuit criminal appeals.

### **Failure to Challenge Eyewitness ID Evidence is Ineffective, Circuit Finds**

April 21, 2020

On April 15, 2020, the Second Circuit (Rakoff, by designation, Sack, Hall) vacated the conviction of Ralph Nolan, who was convicted of conspiracy and attempt to commit a Hobbs Act robbery, on ineffective assistance of counsel grounds. The panel ruled...

### **Circuit Reinstates Securities Fraud and Wire Fraud Conspiracy Conviction In Case Of RMBS Trader**

September 24, 2019

On Friday, the Second Circuit (Livingston, Carney, Sullivan) reinstated the conviction of a former Nomura Securities International, Inc. ("Nomura") bond trader, Michael Gramins, in *United States v. Gramins*, No. 18-2007-cr, finding the lower court's decision to grant Gramins a new...

### **Circuit Affirms Sentence Enhancement for Child Porn but Remands as to Conditions of Supervised Release**

July 15, 2019

The Second Circuit (Walker, Cabranes, Sack) issued a per curiam decision in *United States v. Bleau*, 18-cr-1574 affirming a sentence based on a conviction for receiving and possessing child pornography, but remanding for further consideration of whether to impose a...

### **Circuit Upholds Forfeiture Based on Appreciation**

July 11, 2019

The Second Circuit (Pooler, Jacobs, Wesley) issued an opinion holding that a criminal forfeiture order in an insider trading case is not limited to the amount of funds acquired through illegal activity but may extend to the appreciation of those...

## **Second Circuit Remands for Suppression Hearing**

April 23, 2019

Last week, the Second Circuit (Cabranes, Pooler, Droney) issued a non-precedential summary order remanding a case to the district court for an evidentiary hearing on a motion to suppress. The case, *United States of America v. Jacques Durand*, 16-4206-cr, highlights...

## **Second Circuit Vacates Life Sentence, Citing Failure to Apply the Categorical Approach**

March 14, 2019

The Second Circuit (Leval, Lynch, Droney) issued a decision reversing a mandatory life sentence, finding plain error because the district court failed to apply the categorical approach when considering whether the defendant's prior conviction qualified for a sentencing enhancement. The...

## **Circuit Upholds Rajaratnam SEC Civil Penalty**

March 7, 2019

In an appeal arising in the aftermath of Raj Rajaratnam's criminal conviction for insider trading, the Second Circuit (Lynch, Raggi, Droney) issued an opinion upholding an almost \$93 million Securities and Exchange Commission ("SEC") civil penalty that was imposed based...

## **Publications**

December 8, 2020

### **Circuit Calls for Reintroduction of Parole for Federal Defendants**

*New York Law Journal*

May 4, 2020

### **CARES Act: Unemployment Relief**

April 6, 2020

### **New York Court of Appeals Delivers News to Employers in *Postmates* Case: Couriers are Employees, Not Independent Contractors**

April 3, 2020

### **Documentation Requirements for COVID-19-Related Leave**

March 26, 2020

### **COVID-19 Reporting and Privacy Issues**