

## **National Security for A&D Companies**

With growing cybersecurity threats in the A&D industry, continued scrutiny on foreign investment, evolving security-related regulatory requirements, and national security issues are relevant to all industries. Our National Security team is positioned to assist A&D companies navigate the complex and sensitive national security requirements that affect their business.

We offer our clients multidisciplinary, integrated teams of lawyers and professionals with extensive experience in every facet of national security law and in-depth knowledge of the industries that comprise our nation's critical infrastructure. Many of our lawyers and professionals have served in the U.S. government and understand the legal and policy environment in which national security decisions are made.

### **Representative experience**

Acting as CFIUS, Defense Security Services (DSS), and export controls counsel to a UK-based support services provider in its acquisition of a UK-based defense and civil contractor (with U.S. subsidiaries).

Acting as CFIUS and DSS counsel to a client selling its U.S.-based engineering and logistics services provider, including assisting with DSS negotiations and termination of the subsidiary's proxy agreement.

### **Contacts**

**Ajay Kuntamukkala,**  
Washington, D.C.

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Representing a UK company in establishment and maintenance of a proxy board to oversee classified defense contract work for the U.S. Navy.

Obtaining CFIUS clearance for a major defense contractor's sale of a classified radar technology business.

Representing a client in the CFIUS review process in connection with a merger of two European firms with U.S. subsidiaries active in the security sector.

Providing CFIUS advice to Dell regarding the sale of its Dell Services business for approximately US\$3.05bn to NTT Data.

Securing CFIUS clearance for our client ALSTOM in its sale of its Thermal Power, Renewable Power, and Grid businesses to GE and acquisition of GE's rail signaling business.

Assisting a data storage company on FOCI questions relating to the company's interest in obtaining a facility security clearance from the DSS.

Assisting an international clinical research organization on establishing a Special Security Agreement with the DSS to FOCI issues to allow continuation of classified work on military installations.

Assisting an Asian company in negotiating a mitigation agreement with CFIUS, as a condition to CFIUS's clearance of the underlying transaction.

Obtaining CFIUS clearance in connection with the acquisition of a U.S. technology supplier by a European company with government ownership.

Helping a European telecommunications company complete an acquisition of a U.S. internet service provider without having to enter a national security agreement, avoiding conditions on the acquisition.

Negotiating the network security agreements required for CFIUS approval of post-September 11 investments in the telecommunications sector.

Advising defense contractors and critical infrastructure owners on utilizing cyber threat information sharing programs.

Working with a leading defense and aerospace company on cost-recovery issues rising from the government's termination for convenience of a classified contract valued in the hundreds of millions of dollars.

Advising a government contractor on export controls that restrict the disclosure of technical information to company employees and consultants who are foreign nationals.

Assisting SES, a satellite operator, in assessing EU export control risks in the provision of international satellite communication services.

Advising a leading defense company on establishing a process to reclassify items pursuant to regulatory changes under U.S. Export Control Reform.