



## Lindsay J. Timlin

PRACTICE AREA ATTORNEY, LITIGATION

[ltimlin@cravath.com](mailto:ltimlin@cravath.com)

New York  
+1-212-474-1281

Lindsay J. Timlin focuses on government and internal investigations, regulatory enforcement and compliance, and antitrust, as well as securities and derivative litigation.

Ms. Timlin represents clients in investigations and litigation involving corporate compliance matters, financial reporting and disclosure, accounting restatements, whistleblower claims and other inquiries by U.S. and foreign regulators and prosecutors, including representing numerous public companies in SEC investigations that have been closed without any enforcement action. She has conducted comprehensive reviews of corporate compliance programs and advised organizations on the implementation of best practices in regulatory compliance.

Ms. Timlin provides antitrust advice and counseling on antitrust matters, including advising on antitrust regulatory reviews of proposed mergers and litigating court challenges filed by U.S. antitrust enforcers. She has also handled

a wide variety of other litigation matters, including securities, employment, environmental and general commercial cases.

Ms. Timlin's representative matters include:

- Won dismissal of litigation filed in New York federal court against Polar Air by Cargo on Demand ("COD"). The plaintiff alleged violations of the federal Racketeer Influenced and Corrupt Organizations (RICO) statute and common law fraud claiming that former members of Polar senior management conspired to overcharge COD by demanding COD make payments to them as a condition of doing business with Polar.
- Represented Louis Dreyfus, a leading international merchant and processor of agricultural goods, and its subsidiary Imperial Sugar Company in an action brought by the U.S. Department of Justice (DOJ) in Delaware federal court seeking to enjoin U.S. Sugar's proposed acquisition of Imperial Sugar from Louis Dreyfus. In September 2022, the court ruled in favor of the defendants, denying the DOJ's request for an injunction to block the acquisition, and the Third Circuit unanimously affirmed the ruling in July 2023..
- Represented Akorn in litigation regarding Fresenius's termination of a \$4.3 billion merger agreement. After expedited proceedings, the case culminated in a one-week bench trial and subsequent expedited appeal.
- Represented Akorn in an investigation by the SEC and U.S. Attorney's Office for the Southern District of New York concerning its accounting restatements, which settled.
- Represented Credit Suisse before New York's highest court in a lawsuit brought by the New York Attorney General relating to about \$40 billion in residential mortgage-backed securities (RMBS) sponsored by the company, which was dismissed in a landmark ruling on the issue of the statute of limitations under the Martin Act.
- Represented Mylan Laboratories in consolidated antitrust litigation filed in Pennsylvania federal court regarding alleged reverse-payment settlement agreements concerning the narcolepsy drug modafinil.
- Represented Novartis in several employment class actions and appeals, including a consolidated class action wage-and-hour lawsuit filed by Novartis sales representatives.
- Represented PG&E in an SEC investigation related to the company's disclosures and accounting for losses associated with the 2015, 2017 and 2018 wildfires. The SEC closed its investigation without any enforcement action.
- Assisted partner John D. Buretta in his role as compliance monitor for TK Holdings, Inc. ("Takata") in separate appointments by the DOJ regarding the worldwide operations of Takata Corporation, headquartered in Japan, and by the U.S. Department of Transportation's National Highway Traffic Safety Administration as part of a settlement agreement and consolidated remedy order concerning the recall of certain of Takata's ammonium nitrate airbag inflators.

Ms. Timlin also devotes substantial time to *pro bono* service. She works extensively with Her Justice (f/k/a inMotion), a group that helps disadvantaged women find *pro bono* legal representation for a variety of family law matters, including child support and domestic violence cases. She is on the Junior Leadership Council of the New York Stem Cell Foundation.

Ms. Timlin was born in Clarence, New York. She received a B.A. with high distinction from the University of Virginia in 2004, where she was elected to Phi Beta Kappa, and a J.D. from Columbia Law School in 2009, where she was a Harlan Fiske Stone Scholar and an articles editor of the *Journal of Law & the Arts*. Ms. Timlin joined Cravath in 2009. Ms. Timlin is admitted to practice before the U.S. District Courts for the Eastern District of New York and the Southern District of New York.

## **EDUCATION**

- J.D., 2009, Columbia Law School  
*Harlan Fiske Stone Scholar*
- B.A., 2004, University of Virginia

## **ADMITTED IN**

- New York