

# David Long

## OF COUNSEL

t: 919.783.2808

David represents individuals and businesses in a wide range of criminal investigations and cases in state and federal courts in North Carolina and elsewhere, in addition to a civil practice focusing on business litigation.



### OFFICE LOCATION

301 Fayetteville St., Suite 1900  
Raleigh, NC 27601  
P.O. Box 1801  
Raleigh, NC 27602

### JURISDICTIONS LICENSED

North Carolina, US Court of Appeals for the Fourth Circuit, US Tax Court, US Court of Appeals for the First Circuit, US Court of Appeals for the Eleventh Circuit

*“For me, a case is about the exhaustive and endless search for the missing piece of evidence. I review the material, review it again, and review it again, hoping to find the evidence that will help win the case for my client.”*

## BIOGRAPHY

He has over 50 years experience litigating in federal and North Carolina state courts. His clients have included a number of elected officials, lawyers, judges, professionals, executives, business owners, and businesses ranging from publicly traded companies to one member LLC's.

In addition to the three federal district courts in North Carolina, David has appeared in federal courts in New Hampshire, New York, Pennsylvania, Virginia and South Carolina. He has appeared before the 1st, 4th, and 11th Circuit Court of Appeals.

David has had a number of acquittals in both state and federal court and has a favorable success rate at sentencing hearings following pleas. He has also had several successful representations where no criminal charges were brought against his client.

He has an active civil practice in both state and federal courts in North Carolina as well as federal courts in South Carolina, Virginia, Maryland, and Arizona. He has represented clients in False Claims Act cases, antitrust, condemnation, and will contests among others.

With the exception of two years where he served as an Assistant United States Attorney in the Eastern District of North Carolina, David has been a career attorney at Poyner Spruill and its predecessor.

## **AREAS OF FOCUS**

### **WHITE COLLAR CRIMINAL DEFENSE**

#### **Representative Experience**

Represented the President of a healthcare company charged under the False Claims Act in cases filed in the Federal District Court for the Western District of North Carolina and for the District of Arizona.

Obtained pretrial dismissals based on lack of jurisdiction and judicial estoppel.

Represented a farmer in a crop insurance fraud investigation; investigation terminated with no charges filed.

Represented corporate executives in two separate antitrust investigations into price fixing with no criminal charges filed against clients in either investigation.

Represented company in criminal customs investigation relating to alleged importation of counterfeit goods with investigation terminated with no criminal charges filed.

Represented corporation in class action monopsony conspiracy. Settled prior to trial.

## **CREDENTIALS**

### **EDUCATION**

University of North Carolina School of Law, J.D., 1967

Duke University, B.A., 1964

### **NOTABLE ACCOMPLISHMENTS**

2012 Recipient, [Joseph Branch Professionalism Award](#), Wake County Bar Association

2018 Recipient, David W. Daniel Award Presented by the Eastern District of North Carolina Chapter of the Federal Bar Association for Excellence in the Legal Community

2024 Recipient, John B. McMillan Distinguished Service Award Presented by the North Carolina State Bar

Fellow, American College of Trial Lawyers

Fellow, International Society of Barristers

Associate, American Board of Trial Advocates

Fellow, American Bar Foundation

Ranked among Super Lawyers magazine's Top 100 North Carolina "Super Lawyers" (Business Litigation), 2006 – 2022

Recognized in Business North Carolina magazine's "Legal Elite" Criminal Defense, 2006 – 2007, 2009, 2010 – 2014, 2016 – 2017 and Litigation, 2007 – 2008

Listed, The Best Lawyers in America® since 1989 in the following areas: Bet-the-Company Litigation 2021, 2023-2025; Commercial Litigation 2021, 2023-2025; Criminal Defense: Non-White-Collar (Grand Jury, State and Federal) 2021, 2023; Criminal Defense: White-Collar (Environmental Crimes, Federal, Forfeiture, Fraud, Securities Fraud, State, Tax, Tax-Evasion Defense) 2021, 2023-2025; Litigation – Antitrust, Litigation 2021, 2023-2025; – Securities, Litigation – Trusts and Estates 2021, 2023-2025

Recognized as the Raleigh *Best Lawyers'* Criminal Defense: White-Collar Crime Lawyer of the Year for 2011

## **PROFESSIONAL & COMMUNITY ACTIVITIES**

Wake County Bar Association, Board of Directors, 1979 – 1980, 1988 – 1989

10th Judicial District Bar Association, President, 1997

North Carolina Bar Association

American Bar Association

Federal Bar Association

Chairman, Advisory Group for the Eastern District of North Carolina under the Civil Justice Reform Act of 1991

Federal Bar Advisory Council, Member, 1988 – 1993; Chairman, 1991 – 1992

North Carolina State Bar Councilor, 2005 – 2013

State of North Carolina Inmate Grievance Resolution Board, Member 2005 – 2007

Criminal Justice Partnership State Advisory Board, 2007 – 2010

Innocence Inquiry Commission, 2015 – 2019

Advisory Member North Carolina State Bar Ethics Committee, 2015-2016

Disciplinary Hearing Commission of the North Carolina State Bar, 2016 – 2020