



AVOIDING CRIMINAL LIABILITY UNDER THE FOREIGN CORRUPT PRACTICES ACT WHEN DOING BUSINESS OVERSEAS

Strategies for Companies of All Sizes to Ensure Compliance

December 9: [QinetiQ North America, 890 Explorer Boulevard, Huntsville, AL](#), 8:30 am – 12:00 pm

Recent developments have added a new and daunting challenge to the host of issues that already confront companies engaged in international commerce. The Foreign Corrupt Practices Act (FCPA) potentially reaches any payment to any foreign government official made by or on behalf of American businesses. While the FCPA has been on the books for more than 30 years, until recently prosecutions under the statute were rare, especially against small and medium-sized entities. Times have changed – *dramatically*. FCPA enforcement has proliferated, as prosecutions have increased tenfold since 2004, with hundreds of new cases under investigation. In this environment, those doing business overseas need to recognize the consequences of FCPA violations, including fines and substantial terms of imprisonment, and formulate a plan for compliance.

This seminar aims to help attendees navigate the potentially treacherous landscape of the FCPA, by:

- Describing the substance and reach of the statute, including its elements, exemptions, and defenses;
- Reviewing current enforcement trends and government priorities, including which countries and industries have been targeted by the government and the dramatic overhaul of the types of investigative tools employed to build cases;
- Explaining how to assess the risks your company faces, and tailoring a plan for compliance to minimize those dangers;
- Providing practical and cost-effective strategies for ensuring compliance with the mandate of the FCPA when hiring agents, consultants, and other intermediaries as part of the process of doing business in foreign countries; and
- Helping develop a plan to respond when violations occur in order to lessen the potential exposure and disruption caused when things go wrong.

Speakers at this seminar will include:

William Athanas, Waller Lansden Dortch & Davis, LLP

Mr. Athanas is a former federal prosecutor at the U.S. Attorney's Office in the Northern District of Alabama and the Fraud Section of the Department of Justice, which directs all criminal FCPA enforcement.

Allen Kilgore, Kilgore Firm, LLC

Mr. Kilgore previously served as FCPA compliance counsel for KBR, Inc. as part of that company's remedial efforts in the wake of government enforcement actions charging violations of the statute.

Jack Selden, Bradley Arant Boult Cummings, LLP

Mr. Selden is also a former federal prosecutor, having previously served as both the United States Attorney and as an Assistant U. S. Attorney for the Northern District of Alabama.

[Register Online](#)

Includes coffee, continental breakfast, lunch, and comprehensive workshop materials.
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