

No Turning Back:
40 Years of the FCPA and 20 Years of the OECD Anti-Bribery Convention
Impacts, Achievements, and Future Challenges
Thursday, November 9, 2017
New York University School of Law
40 Washington Square South (Vanderbilt Hall), Greenberg Lounge (First Floor)

8:30-9:00 a.m.: Registration

9:00-9:10 a.m.: Opening Remarks

- Drago Kos, Chair, Working Group on Bribery, Organisation for Economic Co-operation and Development
- Sandra Moser, Acting Chief, Fraud Section, Criminal Division, U.S. Department of Justice

9:10-9:30 a.m.: **U.S. Department of Justice Keynote Address**

- Assistant Attorney General, Criminal Division, United States Department of Justice.

9:30-10:00 a.m.: **The FCPA and the OECD Anti-Bribery Convention: A Historical Perspective**

The panelists will present the historical backdrops of the FCPA and the Convention on Combating Bribery of Foreign Public Officials in International Business Transactions (the OECD Anti-Bribery Convention).

- Peter Clark, Former Deputy Chief, Fraud Section, U.S. Department of Justice
- Mark Pieth, Former Chair, Working Group on Bribery, Organisation for Economic Co-operation and Development

10:00-11:00 a.m.: **The FCPA's Impact on Corporate Behavior**

Moderator: Jennifer Arlen '86, Norma Z. Paige Professor of Law and Director, Program on Corporate Compliance and Enforcement, NYU School of Law

Panelists

- Laurent Cohen-Tanugi, Managing Partner, Laurent Cohen-Tanugi Avocats; Independent Compliance Monitor
- Charles Duross, Partner, Morrison Foerster
- Andreas Pohlmann, Partner, Pohlmann & Company
- Kathryn Reimann, Chief Compliance Officer and Managing Director, Citibank, N.A. and Citi Global Consumer Banking

11:00-11:15 a.m.: Coffee/Tea Break

11:15 a.m.-12:15 p.m.: **The OECD Anti-Bribery Convention's Impact on Bribery and Corruption over the Last 20 Years**

Moderator: Drago Kos, Chair, Working Group on Bribery, Organisation for Economic Co-operation and Development

Panelists

- Rachel Brewster, Professor, Duke University School of Law
- Kevin Davis, Beller Family Professor of Business Law, NYU School of Law

- Paul Healy, James R. Williston Professor of Business Administration, Harvard Business School
- Fritz Heimann, Director, Coalition for Integrity; Founding Member of Transparency International

12:15-1:15 p.m.: **Implementing the OECD Anti-Bribery Convention: Diverse Approaches**

Moderator: Nicola Bonucci, Director for Legal Affairs, Organisation for Economic Co-operation and Development

Panelists

- David Green, Director, Serious Fraud Office, United Kingdom
- Daniel Kahn, Chief, FCPA Unit, Fraud Section, Criminal Division, U.S. Department of Justice
- Eric Russo, First Deputy Prosecutor, National Financial Prosecutor's Office, France
- Yoshimitsu Yamauchi, Director, International Affairs Division, Criminal Affairs Bureau, Ministry of Justice, Japan

1:15-1:30 p.m.: **U.S. Securities and Exchange Commission Keynote Address**

- Steven Peikin, Co-Director, Division of Enforcement, U.S. Securities and Exchange Commission

1:30-2:30 p.m.: Lunch

2:30-3:30 p.m.: **Globalisation: Increased Foreign Bribery Risks and Increased Opportunities for Cooperation**

Moderator: Mark Pieth, Former Chair, Working Group on Bribery, Organisation for Economic Co-operation and Development

Panelists

- Charles Cain, Acting Chief, FCPA Unit, Division of Enforcement, U.S. Securities and Exchange Commission
- Marianne Djupesland, Senior Public Prosecutor, Anti-Corruption Team, Økokrim, Norway
- TBD
- Darryl Wegner, International Corruption Unit, U.S. Federal Bureau of Investigation

3:30-4:30 a.m.: **Corporate Liability for Foreign Bribery**

Moderator: Jennifer Arlen '86, Norma Z. Paige Professor of Law and Director, Program on Corporate Compliance and Enforcement, NYU School of Law

Panelists

- Samuel Buell '92, Bernard M. Fishman Professor of Law, Duke University School of Law
- Markus Busch, Head of Division, German Federal Ministry of Justice and Consumer Protection, Germany
- Pascale Hélène Dubois, Vice President for Integrity, World Bank Group
- Robert Luskin, Partner, Paul Hastings, LLP

4:30-4:45 p.m.: Coffee/Tea Break

4:45-5:45 p.m.: **The FCPA and the OECD Anti-Bribery Convention: Unfinished Business**

Moderator: Drago Kos, Chair, Working Group on Bribery, Organisation for Economic Co-operation and Development

Panelists:

- Katherine Choo, Chief Investigative and Anti-Corruption Counsel, General Electric
- Patrick Moulette, Head, Anti-Corruption Division, Organisation for Economic Co-operation and Development
- TBD
- Matthew Stephenson, Professor, Harvard Law School

5:45-6:00 p.m.: **Closing Remarks**

Nicola Bonucci, Director for Legal Affairs, Organisation for Economic Co-operation and Development

6:00-6:45 p.m.: **Networking Reception**