



For Immediate Release

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WLF CONVERSATIONS WITH Examines International Corruption

In a publication released today by the Washington Legal Foundation (WLF), former Attorney General **Dick Thornburgh** moderates a discussion with former Federal Reserve Chairman **Paul Volcker** and former U.S. Department of Commerce General Counsel **Homer Moyer**, on international corruption and its impact on free enterprise and the world community. The issue, long a focus of U.S. law and policy, has over the past decade captured the attention of other governments and numerous international organizations.

The paper is the latest installment of WLF's CONVERSATIONS WITH series. Mr. Thornburgh, who has moderated each publication in the series, is Chairman of WLF's Legal Policy Advisory Board and Of Counsel to the law firm Kirkpatrick & Lockhart Nicholson Graham LLP. He is also former Under-Secretary of the United Nations. Mr. Volcker was asked in April 2004 by United Nations Secretary-General Kofi Annan to chair the Independent Inquiry into the United Nations Oil-for-Food Programme. Mr. Moyer, one of America's leading experts on the U.S. Foreign Corrupt Practices Act (FCPA), is a Member of the law firm Miller & Chevalier, Chartered.

The conversation begins with Mr. Moyer explaining how corruption most often arises in the awarding of government contracts and businesses' dealings with government officials. He explains the genesis of U.S. enforcement officials' and politicians' interest in bribery by American companies overseas, and how that led to the 1977 passage of the FCPA. He also discusses international organizations' anti-corruption efforts, and how their treaties and agreements intersect with domestic law enforcement.

Mr. Volcker then describes the extensive corruption within the UN program which allowed Iraq to sell oil in return for funds intended to purchase food. He next discusses the investigation his independent committee undertook, its findings, and the recommendations it made to the UN to help ensure that such corruption would not be repeated. Mr. Volcker states that the UN must respond with stronger executive leadership, administrative reforms, and more reliable auditing controls in order to be a credible partner in the fight against corruption.

The conversation then turns back to U.S. domestic policy, with Mr. Moyer going through the FCPA's provisions and how the Department of Justice and the Securities and Exchange Commission enforce the law. He identifies some recent key enforcement trends, and makes some recommendations as to how DOJ and SEC can more fairly and transparently enforce the FCPA.

The issue on which this CONVERSATIONS WITH focuses – international and domestic anti-corruption efforts – was the subject of two other recent WLF publications :

- **Foreign Corrupt Practices Act Enforcement After *U.S. v. Kay***
By **Hector Gonzalez**, a litigation partner in the New York office of the law firm Mayer, Brown, Rowe & Maw LLP, and **Claudius O. Sokenu**, a senior associate with the firm. Foreword by **The Honorable Dick Thornburgh**, counsel to the law firm Kirkpatrick & Lockhart Nicholson Graham LLP and former Attorney General of the United States. Introduction

by **Kenneth R. Cunningham**, Senior Counsel to Grant Thornton LLP's Risk, Regulatory, and Legal Affairs group.

MONOGRAPH, October 2006, 45 pages

- **Doing Business In China: Unique Corruption Compliance Concerns And Strategies**

By **Judith A. Lee** and **James D. Slear**, a partner and Of Counsel, respectively, from the law firm Gibson, Dunn & Crutcher LLP.

CONTEMPORARY LEGAL NOTE, August 2006, 20 pages

WLF also hosted a Web Seminar on the subject of Foreign Corrupt Practices Act enforcement with **Claudius Sokenu** and **Simeon Kriesberg** of Mayer, Brown, Rowe & Maw LLP. That program can be viewed on WLF's website at <http://www.wlf.org/Communicating/webseminars.asp>.

Copies of this educational paper can be obtained by forwarding a request to: Publications Department, Washington Legal Foundation, 2009 Massachusetts Avenue, NW, Washington, D.C. 20036.

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