



Tuesday, October 26
2:30pm-4:00pm

704 - Developments in Global Anti-Bribery Enforcement and Compliance: FCPA Plus

John Angelo

Vice President, Federal Government Services Counsel
AECOM Technology Corporation

Melanie Brown

Director, Global Trade Compliance
Silicon Image, Inc.

Charles Duross

Deputy Chief – Foreign Corrupt Practices Act Unit
U.S. Department of Justice

Carolyn Lindsey

Director, Member Services
TRACE International, Inc.

Faculty Biographies

Melanie Brown

Melanie Brown is the registered in-house counsel and director of global trade compliance for Silicon Image Inc., in Sunnyvale, CA. Her responsibilities include providing legal counsel to the organization, directing and managing the company's global trade compliance program, corporate compliance training, and developing and implementing corporate compliance programs in the fields of foreign corruption/anti-bribery, social networking, document retention, privacy/data protection, disaster recovery, corporate social responsibility, and more. She also is currently leading the company's global enterprise risk management efforts.

Prior to joining Silicon Image, Ms. Brown worked in the private and public industries, including Honeywell International, the U.S. Department of Commerce, and for the U.S. Senator John McCain.

She received her BS and JD from Arizona State University.

Peter Jaffe

The AES Corporation

Carolyn Lindsey

Carolyn Lindsey is a director of member services at TRACE International Inc., a non-profit membership association that pools resources to provide practical and cost-effective anti-bribery compliance solutions for multinational companies and their commercial intermediaries.

Prior to joining TRACE, Ms. Lindsey was an associate in the Washington, D.C. office of Powell Goldstein, LLP, where she focused her practice on international regulatory issues including export control laws, sanctions related issues and anti-bribery compliance. She advised clients on complying with the U.S. Foreign Corrupt Practices Act ("FCPA") and other international anti-corruption initiatives such as the OECD anti-corruption convention and the United Nations Convention against Corruption. As part of her practice, she drafted corporate policies and procedures, conducted due diligence on clients' overseas intermediaries, conducted FCPA and anti-corruption training, assessed local law risks and assisted clients with FCPA investigations.

In addition, Ms. Lindsey has been an adjunct professor of law at the George Washington University School of Law. She is currently program chair for ACC's International Legal Affairs Committee and is active in the International Section of the ABA.

Ms. Lindsey is a graduate of the George Washington University School of Law and Hollins College.

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- Company Information
- FCPA “Anti-Corruption” Program
 - Pre-2008
 - 2008-2009 – Designed, Implemented, Audited
 - 2010 – Monitored, Audited, Improved
 - Vendors, Distributors, Employees, Consultants
 - Contractual Safeguards, Training, Audits, Certifications

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Considerations when Getting Started

- Determine FCPA Risk
- Develop Policies and Procedures
- Train Employees and Compliance Personnel
- Determine foreign anti-bribery laws affecting the company
- Identify areas for FCPA accounting and anti-bribery controls throughout the organization

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FCPA Compliance Structure

(Federal Sentencing Guidelines Manual, Section 8B2.1)

- Standards and Procedures
- Oversight
- Education and Training
- Monitoring and Auditing
- Reporting
- Enforcement and Discipline
- Response and Prevention

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FCPA Compliance Structure

- Standards and Procedures
 - Code of Conduct; FCPA Policy and Procedures
- Oversight
 - Chief Compliance Officer; Bi-Annual Reporting to Governance Committee
- Education and Training
 - Live, Online Training, Communication
 - Intranet spotlights
 - Emails

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- Monitoring and Auditing
 - Annual Audits, Quarterly Reviews, Regular Updates
 - Ensure continuous management of most critical tasks
- Reporting
 - Confidential Online, 800#, and Email Reporting
- Enforcement and Discipline
 - Investigations are a priority
 - Understand the overall issues
 - Consistent Discipline

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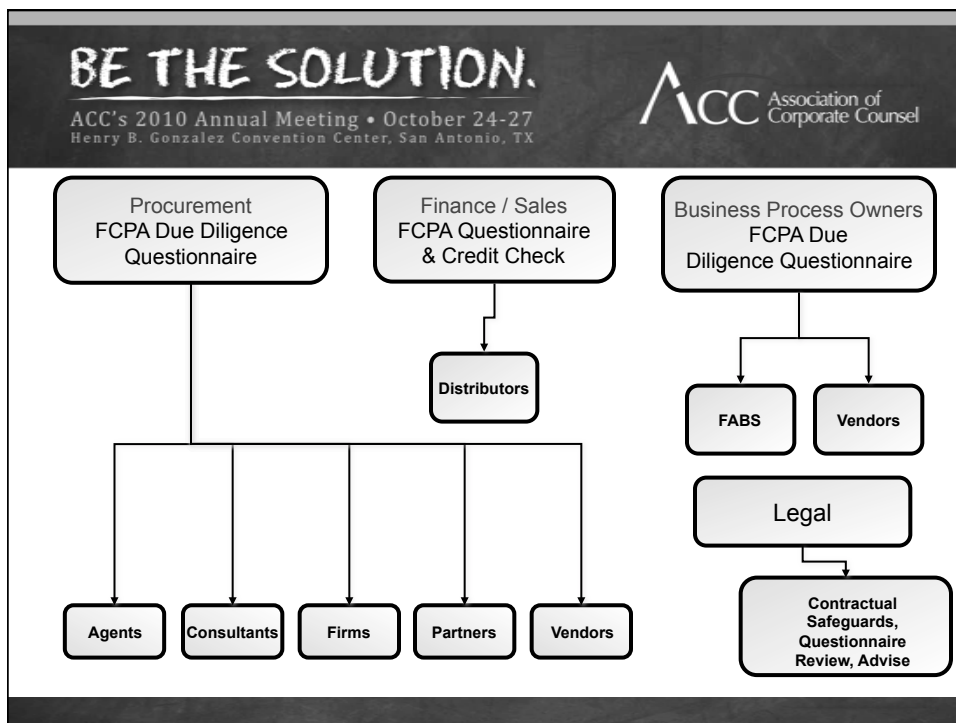
- Response and Prevention
 - Timely Response
 - Action should be comprehensive and related to the real issue
 - Is this really the problem?
 - What's the risk?
 - What facts are needed to investigate?
 - Look for a root cause of the problem

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ACC Association of Corporate Counsel

FCPA Compliance Structure

- Effectiveness
 - Is the impact of the FCPA program a value add to the organization?
 - Is the FCPA program working as designed?
 - Is it meeting the regulatory and legal requirements?



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Click on the link to index above or visit <http://www.acc.com/annualmeetingextras>.

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