



311 - Government Officials Who Move In-house: Changing Roles, Changing Minds

James Comey

Senior Vice President & General Counsel
Lockheed Martin Corporation

Honorable Sven Erik Holmes

Executive Vice Chair, Legal and Compliance
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Michael J. Holston

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David G. Leitch

Senior Vice President & General Counsel
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Simon Lorne

Vice Chairman & Chief Legal Officer
Millennium Management LLC

William B. Lytton

Former Executive Vice President & General Counsel
Tyco International Ltd.

Faculty Biographies

James Comey

James Comey is senior vice president and general counsel of the Lockheed Martin Corporation in Bethesda, Maryland. He is responsible for management of the corporation's legal affairs and law department, including serving as principal counsel to Lockheed Martin Corporation's senior leadership and the board of directors.

Mr. Comey has served as deputy attorney general of the United States and was responsible for supervising the operations of the Department of Justice. Prior to becoming deputy attorney general, Mr. Comey was United States Attorney for the Southern District of New York.

Honorable Sven Erik Holmes

The Honorable Sven Erik Holmes is the executive vice chair, legal and compliance for KPMG LLP, where he directs the office of general counsel, government affairs, security, communications, and the firm's ethics and compliance programs. He is also counsel to the board of directors and a member of the management committee.

Previously, Judge Holmes was appointed by President William J. Clinton as United States district judge for the Northern District of Oklahoma and then as a chief judge. Judge Holmes was a member of the budget committee for the federal judiciary, serving as vice chair, and has taught constitutional law as an adjunct professor at the University of Tulsa College of Law. Before that, he was a partner at the law firm of Williams & Connolly in Washington, DC, where he specialized in transactions, business litigation, and investigations. Judge Holmes was also a staff director and general counsel to the senate select committee on intelligence, vice president of the Baltimore Orioles, and administrative assistant to past Governor David L. Boren of Oklahoma. He served as a law clerk to United States District Judge Thomas R. Brett.

He received his A.B. from Harvard University, J.D. from the University of Virginia School of Law, and LL.M. from Georgetown University Law Center.

Michael J. Holston

Michael J. Holston is executive vice president and general counsel of Hewlett-Packard Company (HP) in Palo Alto, California. He manages the global function responsible for worldwide legal matters including patents and licenses, commercial contracts, litigation, and regulatory matters. He has direct operational and supervisory responsibility for all lawyers in the legal department and manages HP's extensive use of outside legal resources to ensure optimum performance. Mr. Holston oversees HP's efforts in compliance, ethics, and government affairs.

Before joining HP, Mr. Holston was a partner in the litigation practice of Morgan Lewis focusing on complex litigation, primarily defending products liability and consumer fraud class-action lawsuits, and white-collar criminal defense litigation. Mr. Holston is a former assistant U.S. attorney. He served as a prosecutor in the criminal division of the U.S. Attorney's Office for the Eastern District of Pennsylvania.

Mr. Holston is a fellow in the American College of Trial Lawyers and has been acknowledged as one of America's leading lawyers for business. He taught a trial advocacy course at Villanova University School of Law and also taught and lectured on trial advocacy for the National Institute of Trial Attorneys.

Mr. Holston holds a B.S.M.E from the University of Notre Dame and a J.D. from Villanova University.

David G. Leitch

David G. Leitch is general counsel and a senior vice president of Ford Motor Company, in Dearborn, Michigan.

Mr. Leitch has served as chief counsel for the Federal Aviation Administration, overseeing a staff of 290 in Washington and the agency's 11 regional offices. He is also a past deputy assistant attorney general in the U.S. Department of Justice, Office of Legal Counsel. Mr. Leitch's law career includes serving as law clerk to U.S. Supreme Court Chief Justice William H. Rehnquist, and as a partner in the Washington, DC law firm of Hogan & Hartson, L.L.P.

Mr. Leitch served most recently as the deputy assistant to President George W. Bush and the White House's deputy counsel. In his most recent role at the White House, he advised the president and his staff on a variety of legal issues, including issues involving the war on terror, judicial nominations, legislative proposals, and ethics.

Mr. Leitch is an undergraduate of Duke University and a graduate of the University of Virginia, School of Law.

Simon Lorne

Vice Chairman & Chief Legal Officer
Millennium Management LLC

William B. Lytton

Former Executive Vice President & General Counsel
Tyco International Ltd.



**SESSION 311: Government Officials as CLOs:
Changing Roles, Changing Minds**
October 29, 2007; 4:30-6:00 p.m.
Hyatt Regency Chicago

Program Description

Former senior prosecutors, judges, and enforcement officials are increasingly sought out by top companies with open CLO positions. What do these folks bring to their jobs and what are their perspectives now that they sit on the other side of the desk? Moderated by Bill Lytton, immediate past CLO of Tyco, this all-star line-up will discuss what their perspectives on corporate crime and responsibility are, how they're rising to meet the challenges of law department leadership, whether they're shaking up (or not) their legal department functions and outreach, and – of course! – insider tips for surviving investigatory encounters with their former employers!

Session Materials

Attached are select background resources relating to the session topic. Additional resources may be available at the session, including a white paper featuring perspectives of former government officials who have moved in-house.



Resource Bibliography

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October 29, 2007; 4:30-6:00 p.m.

Below is a sampling of resource materials pertaining to the 2007 ACC Annual Meeting Session 311. Resources within ACC's Virtual Library are available for further reference at www.acc.com/vl. Other resources include links, where available.

Articles

Cover Your Assets, Tamara Loomis (Law.com, March 18, 2005)
<http://www.law.com/jsp/ihc/PubArticleIHC.jsp?id=1110881109402>

GCs for Tough Times, Joseph A. Slobodzian (Law.com, December 5, 2002)
<http://www.law.com/jsp/article.jsp?id=1038966824667>

Becoming a General Counsel: The New Track to the Top (Diversity & The Bar, 2005)
http://www.heidrick.com/NR/rdonlyres/15F98A84-FD9F-4BA6-8F86-E33E3490A41D/0/HS_TrackToTheTop.pdf

Lockheed Puts Faith In Tough Lawyer, Carrie Johnson and Griff Witte (Washington Post.com, 2005)
http://www.washingtonpost.com/wp-dyn/content/article/2005/08/07/AR2005080700584_pf.html

Morgan Lewis Partner Named as Hewlett-Packard's New GC, Jessie Seyfer (Law.com, February 9, 2007)
<http://www.law.com/jsp/ihc/PubArticleIHC.jsp?id=1170928974803>

Challenges Just Starting at KPMG (Washington Post.com, August 30, 2005)
http://www.washingtonpost.com/wp-dyn/content/article/2005/08/29/AR2005082902065_pf.html

KPMG's Knight in Shining Armor, Sue Reisinger (Law.com, November 9, 2005)
<http://www.law.com/jsp/ihc/PubArticleIHC.jsp?id=1131425800801>

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Selected 'Gatekeeper' Resources

Speech by SEC Staff: The Themes of Sarbanes-Oxley as Reflected in the Commission's Enforcement Program By Stephen M. Cutler; Director, Division of Enforcement
U.S. Securities and Exchange Commission (September 20, 2004)
<http://www.sec.gov/news/speech/spch092004smc.htm>

In-House Counsel Responsibilities In The Post-Enron Environment (ACC Docket 2003)
<http://www.acc.com/resource/v6289>

In-house Attorneys as Gatekeepers: Practical Advice for Navigating in the Post Enron Era,
James B. Moorhead and Jeffrey E. McFadden Partners, Steptoe & Johnson LLP (2007)
<http://www.acc.com/resource/v8339>

How GCs Can Avoid Being Caught in the Middle, Ben W. Heineman Jr. (Law.com March 29, 2007)
<http://www.law.com/jsp/ihc/PubArticleFriendlyIHC.jsp?id=1175072635813>

Metamorphosis of In-House Counsel Continues, Susan F. Friedman (Law.com February 22, 2007)
<http://www.law.com/jsp/ihc/PubArticleIHC.jsp?id=1172052183126>

In-House SEC Gatekeepers Should Watch Their Backs, Jay A. Dubow and Jill L. Mandell
(Law.com, March 1, 2006)
<http://www.law.com/jsp/ihc/PubArticleIHC.jsp?id=1141121112314>

Setting an Example, Tamara Loomis (Law.com February 1, 2005)
<http://www.law.com/jsp/ihc/PubArticleIHC.jsp?id=1105364102703>

Company Press Releases

Lockheed Martin Names James B. Comey General Counsel
<http://www.prnewswire.com/cgi-bin/stories.pl?ACCT=104&STORY=/www/story/08-04-2005/0004082794&EDATE=>

HP Names Michael Holston as General Counsel
<http://www.hp.com/hpinfo/newsroom/press/2007/070207b.html>

Federal Judge to Join KPMG in Position of Vice Chair, Legal Affairs
<http://accounting.smartpros.com/x46636.xml>

Ford Names David G. Leitch as General Counsel (PRNewswire-FirstCall)
<http://www.prnewswire.com/cgi-bin/stories.pl?ACCT=104&STORY=/www/story/03-24-2005/0003246708&EDATE=>

Tyco Appoints William B. Lytton, Executive Vice President & General Counsel
http://investors.tyco.com/phoenix.zhtml?c=112348&p=irol-newsArticle_print&ID=333179&highlight=