

2015 White Collar Seminar

**Featuring
The Honorable
Judge Alex Kozinski,
U.S. Court of Appeals
for the Ninth Circuit**

**Saturday
August 22nd
8:30am - 1:30pm**

**Westin St. Francis
San Francisco**

**CACJ President
Jeffrey E. Thoma**

**Seminar Committee
Co-Chairs
Jacqueline Goodman &
Allison Zuvela**

**Seminar Coordinator
Megan Burns**

**California Attorneys for
Criminal Justice**

1555 River Park Drive, Suite 105
Sacramento, CA 95815
916.643.1800
www.cacj.org



Seminar Schedule

7:30 - 8:30 a.m.

Registration

8:30- 9:30 a.m.

Cutting Edge Tactics in Criminal Tax Defense

Nathan J. Hochman

Partner, Morgan Lewis

Former Head of the US Department of Justice's Tax Division

Gary L. Howard

Managing Partner, GL Howard and Company CPAs, LLP

9:30 - 10:30 a.m.

Developments in White Collar Sentencing

Gail R. Shifman

Law Office of Gail Shifman

Mary McNamara

Partner, Swanson & McNamara

10:30-10:45 a.m.

Break

10:45 - 11:45p.m.

Walking the Line between Aggressive Business Practices and Illegal Business Practices

W. Douglas Sprague

Partner, Covington & Burling

Former Chief of the San Francisco U.S. Attorney's Office

Economic Crimes and Securities Fraud section

Stuart L. Gasner

Partner, Kecker & Van Nest

Margaret A. Tough

Partner, Latham & Watkins

12:00pm - 1:30 p.m.

Lunch

Featuring **The Honorable Judge Alex Kozinski**, *U.S. Court of Appeals for the Ninth Circuit* with **Nanci L. Clarence**, Partner, Clarence Dyer & Cohen Discussing **Prosecutorial Misconduct and White Collar Defense Best Practices**

Reception

KEKER & VAN NEST LLP

5:30-7:30 PM
Friday August 21st, 2015

Keker & Van Nest
633 Battery St,
San Francisco, CA 94111

Keker & Van Nest LLP is a premier litigation boutique located in San Francisco, California. For more than thirty years, Keker & Van Nest has tried and litigated complex, high-stakes civil and criminal cases throughout the nation. Areas of practice include intellectual property, professional liability, class actions, wrongful termination defense, general contract and commercial litigation, antitrust, white collar crime, and appellate



Honorable Alex Kozinski



Featuring

Judge Alex Kozinski serves on the United States Court of Appeals for the Ninth Circuit. As one of the nation's most prominent and influential judges, Judge Kozinski is known for his intelligence, quick wit and common sense decisions.

Born in Romania, Judge Kozinski emigrated to California with his parents, both Holocaust survivors, when he was twelve years old. He received his undergraduate and law degrees from UCLA. He later clerked for Judge Anthony Kennedy on the United States Court of Appeals for the Ninth Circuit and then for Supreme Court Chief Justice Warren Burger. After spending several years in private practice with an emphasis in securities, trade, immigration and appellate practice, he joined the White House Counsel's Office. In 1982, Judge Kozinski was appointed Chief Judge at the newly formed United States Court of Federal Claims. In 1985, at age 35, Judge Kozinski was appointed to the United States Court of Appeals for the Ninth Circuit by President Ronald Reagan, making him the youngest federal appeals court judge in the country at the time of his appointment. Judge Kozinski served as the Chief Judge of the Ninth Circuit from 2007 to 2014. He has now served on the Court of Appeals for 30 years.

Judge Kozinski is a renowned essayist and has won admirers across the political spectrum with his writing. Judge Kozinski's writing talents are also exhibited in the flair he has for authoring very memorable legal opinions. His writings have been featured in such publications as the Wall Street Journal, the New Yorker, and other national publications.

Faculty

Nanci Clarence is a seasoned trial lawyer with nearly three decades of experience in solving her clients' problems, both inside and outside of the courtroom. A Fellow of the American College of Trial Lawyers and immediate past Chair of the Federal Criminal Procedure Committee, Nanci is currently appointed to serve as a member of the Federal Rules of Evidence Committee. She was selected to represent the 9th Circuit on the Practitioner's Advisory Group of the United States Sentencing Commission. Nanci is nationally recognized for litigating difficult cases, using her courtroom skills as well as an insider's perspective in the Northern District of California and beyond.

Nanci has represented clients in high-profile, high-stakes criminal cases and complex civil matters. Having tried dozens of cases successfully in the federal and state courts, she has been named one of the "Top 10 Litigators in Northern California" and "Top 75 Women Litigators in California" by the Daily Journal. Nanci always wanted to defend people, and started her career as an Assistant Federal Public Defender in San Francisco. Her practice now emphasizes the representation of individuals facing investigations or potential prosecution for securities fraud, antitrust violations, environmental and computer crimes, economic espionage and theft of trade secrets and foreign corrupt practice violations.

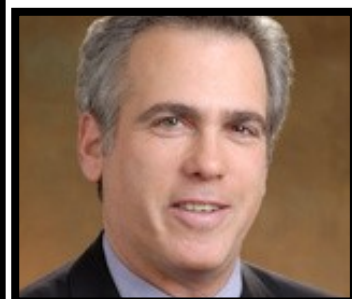
Stuart Gasner centers his practice in the areas of white collar criminal and securities defense, intellectual property litigation and complex corporate disputes. A federal prosecutor before joining Keker & Van Nest, Mr. Gasner has tried more than 25 cases to verdict before juries across the United States.

In the field of white collar crime and fraud, Mr. Gasner has 30 years of experience handling criminal trials and investigations, as well as related civil litigation. His cases have spanned a wide range of subject areas, including securities fraud, banking-related crimes, economic espionage, tax shelters, mortgage-backed securities, accounting and revenue recognition fraud, insider trading, antitrust (including international cartels), industrial accidents, fire marshal investigations, computer crimes such as hacking, bribery, credit card fraud, mail and wire fraud, environmental crimes, conspiracy, and Food and Drug Administration crimes.

Nanci Clarence



Stuart Gasner



Nathan J. Hochman



One of the most well-respected names in criminal tax law in the nation, Nathan J. Hochman, the former head of the US Department of Justice's Tax Division, is now a partner with and deputy head of the White Collar Litigation and Government Investigations group at Morgan Lewis & Bockius LLP, where he focuses on white collar criminal defense, tax controversy, securities, and environmental matters from his offices in Santa Monica, CA, and Washington, D.C.

While in charge of the US DOJ's Tax Division, he oversaw the nation's largest tax litigation division with over 350 lawyers enforcing federal tax laws through criminal, civil, and appellate litigation in every federal district in the country. He'd previously served as an Assistant US Attorney for the Criminal Division of the Central District of California, where he prosecuted over 180 cases in the public corruption and government fraud section, ranging from tax violations, fraud, money laundering and bribery to government program fraud, customs fraud, environmental crimes, arson, narcotics trafficking, bank robbery, and alien smuggling.. He spearheaded the Los Angeles Disaster Fraud Task Force, and was the Environmental Crimes Coordinator.

Nathan's cases have ranged from the prosecution of Wesley Snipes to the defense of Lauryn Hill. He's won outright dismissals in such cases as a \$50 million Internet sports betting and corruption case, as well as a \$30 million stock manipulation indictment, among others. And in U.S. vs. Curran, representing a widow who'd pleaded guilty to concealing \$43 million from the IRS, he obtained a probationary sentence of "less than a minute."

Gary L. Howard



Gary L. Howard has focused on litigation support and forensic accounting since the founding of his firm in 1986. He received his B.A. in Economics and Accounting from California State University, Fullerton and his M.S. in Taxation from Golden Gate University, San Francisco.

His firm, G.L. Howard and Company CPAs, LLP in Los Alamitos, works with some of the most prominent attorneys in Southern California on litigation and tax controversy matters of all size, some of which have exceeded \$250 million. Mr. Howard works in a litigation support and expert witness capacity in analyzing and quantifying the economic damages in all types of matters. These include large/complex, high-risk cases; complicated tax controversy matters both civil and criminal; alter ego; voluntary disclosure; and economic damages. He is a frequent speaker regarding tax controversy matters at AICPA and American Bar Association Conferences.

Faculty

Faculty

Mary McNamara is a trial and appellate lawyer specializing in white-collar criminal defense and commercial litigation matters. She is AV-rated by Martindale Hubbell, is profiled in Chambers USA America's Leading Lawyers, has been a Northern California Super Lawyer every year since 2003 and has been named one of the top 50 women lawyers in Northern California and top 75 women lawyers in the state of California. She was also named Best Lawyers 2012 Lawyer of the Year in White Collar Criminal Defense in San Francisco. She represents both entities and individuals in federal and state courts around the country.

Recent successes include a deferred prosecution on the eve of trial for a trading director in a high-profile criminal case involving allegations of commodities manipulation and wire fraud during the year of the California electricity crisis. In addition, she represented (with partner Ed Swanson) BALCO founder Victor Conte in a steroids distribution case involving allegations of doping by prominent athletes and achieved dismissal of most counts and a four-month prison sentence.

Known as a tenacious litigator & outside-the-box thinker with more than 50 cases tried to verdict, Gail Shifman is nationally recognized as a dynamic & strategic lawyer providing top-tier representation in criminal defense representing individuals in federal & state jurisdictions & agencies. Gail is accomplished at handling complex white collar cases, high-profile murders as well as a wide variety of less serious criminal cases. Gail is also a master at of victories achieved quietly, outside of the courtroom, far from the glare of adverse publicity.

With in-house experience, Gail's expertise extends to a unique understanding of the environment executives face in the press of decision making and where business and the law intersect enabling Gail to more effectively manage the risks to the officers and directors she represents.

Gail has been a Martindale Hubbell AV- Rated lawyer & Super Lawyers Criminal Defense - White Collar for many years. She is also listed in Who's Who Legal - The International Who's Who of Business Lawyers.

**Mary
McNamara**



**Gail
Shifman**



Faculty

W. Douglas Sprague



As the former Chief of the San Francisco U.S. Attorney's Office Economic Crimes and Securities Fraud section, Douglas Sprague is a trial lawyer focusing on Litigation and White Collar Criminal Defense & Investigations.

Mr. Sprague has more than 14 years of experience as a federal prosecutor. As Chief of the Economic Crimes and Securities Fraud section, he supervised more than 10 prosecutors responsible for investigating and prosecuting a wide range of white collar crimes. He previously served as Chief of the office's White Collar Crime section and Chief of the U.S. Attorney's Office in Oakland. He has tried 10 felony jury cases, including several multi-week complex white collar cases. Mr. Sprague also has argued several cases before the Ninth Circuit Court of Appeals.

Margaret Tough



Margaret Tough, a partner in Latham & Watkins' San Francisco office, represents both companies and individuals in complex litigation matters.

A member of the firm's White Collar Defense & Investigations Practice Group, Ms. Tough is a skilled defense lawyer, tactician and writer. She has tried several noteworthy cases and served as second-chair in a number of major trials in the last five years, including: Økokrim v. Vilhelmsen: Assisted as US trial counsel to an individual charged with money laundering offenses in Norway to a complete acquittal, Jasmine v. Marvell: Represented Marvell Semiconductor, Inc. in a trade secrets misappropriation trial to a complete defense verdict, SEC v. Jasper: Represented a former CFO in a stock options backdating case brought by the SEC, and US v. Stein: Represented an individual charged with tax evasion and conspiracy in federal court in New York.

In addition to her trial work, Ms. Tough has conducted numerous internal investigations in the United States and around the world.

Faculty Contacts

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Luncheon

HOST PROGRAM

Members of the Host Committee are individuals or firms who donate \$2500 or more to California Attorneys for Criminal Justice to sponsor CACJ's 2015 White Collar Seminar, Saturday, August 22nd, at the Westin St. Francis Hotel in San Francisco.

Members of the Host Committee will receive oral recognition at the event, and will be prominently listed in the Luncheon Program and all event advertising. Members of the Host Committee will also receive up to eight tickets for the Luncheon with designated seating, and eight seminar registrations.

Questions

Please email whitecollar@cacj.org or contact Gail Jones, CACJ Executive Director, at 916.643.1800

Seminar Information

MCLE CREDITS:

CACJ certifies this activity is approved for MCLE credit by the State Bar of California in the amount of **4.5 hours**.

SYLLABUS MATERIALS:

A digital syllabus will be emailed to all pre-registered attendees before the seminar and serves as confirmation of your seminar registration. Hard copies of the syllabus will also be available for purchase on site; to reserve your copy please check the box on the registration form or email whitecollar@cacj.org if you registered on-line.

LUNCH:

Lunch is included in all tuition rates, except for Law Student tuition. Law student tuition is extremely reduced and requires that lunch be purchased separately, if desired.

If a free seminar waiver is used to register for this event, lunch is not included and must be purchased separately.





Seminar Information

GROUP DISCOUNTS:

Groups of 5 or more that pre-register together as a group by **Friday, August 14th, 2015 at 9:00 am** qualify for a 15% tuition discount. Only one discount allowed per registration. Group discount does not apply to student and Attorney Members 0-5 year, as their registration is already reduced. Discounts cannot be processed on-line, the registration form must be completed and faxed to 916.643.1836 or emailed to whitecollar@cacj.org

CANCELLATIONS/SUBSTITUTIONS :

Refunds, less a \$30 processing fee, will be sent for those cancellations received by 9:00 a.m. **Friday, August 14th, 2015** . Cancellations received after this date are not eligible for a refund. It is possible, however, to substitute one person on another's registration, excluding Patron and Life Member registrations. Substitutions are permitted for group registrations.

White Collar Seminar

August 22nd, 2015 • Westin St. Francis San Francisco

For more information, the Seminar Brochure, or to register on-line please go to:
<http://www.cacj.org/Seminars/White-Collar.aspx>

STEP 1	Registered Attendee Information:			
	name » _____	date admitted to bar » _____		
	firm » _____	bar number » _____		
	address » _____			
	city » _____	state » _____	zip » _____	email » _____
	phone (area code) » _____	fax (area code) » _____		

STEP 2	Pre-Registration Fees:		Registration Deadline for Discounted Tuition: Friday August 14th, 2015 Tuition will be increased by \$20 per category after Friday August 15th, 2015		
	CACJ Member Tuition- with Pre Registration Discount		Non-Member Tuition- with Pre Registration Discount		
	CACJ Attorney Member (5+ yrs of Practice)	\$199	Attorney Non-Member	\$299	\$ _____
	CACJ Attorney NLD Member (0-5 yrs of Practice)	\$99	Student Non-Member	\$59	
	CACJ Public Defender	\$175	Investigator/Other Non-Member	\$249	Pre-Registration
	CACJ Investigator/Other	\$149			Total
CACJ Law Student **	\$39				

STEP 3	Membership Dues:				
	Attorney in Private Practice over 5 Years	\$195	Attorney in First 2 Years of Practice	\$50	\$ _____
	Public Defender/Appellate Attorney 5+ Years	\$140	Law Student	\$10	Membership Dues
	Attorney in 2+ Years to 5 Years of Practice	\$75	Investigator/Experts	\$90	Total

STEP 4	Reception RSVP:
	<input type="radio"/> Yes, I will be attending the reception at Keker & Van Nest at 5:30pm on August 21st # of Guests _____

STEP 5	Additional Options:	
	<input type="radio"/> Purchase Hard Copy Syllabus \$25.00	\$ _____
	<input type="radio"/> Purchase Lunch \$50.00 <input type="radio"/> Purchase Guest Lunch \$50.00 <input type="radio"/> Attending Luncheon Only \$50.00 <small>**Lunch is included in all tuition, except for Law Student tuition or for those using a free seminar waiver.</small>	\$ _____
		Syllabus Total
		Lunch Total

STEP 6	Confidentiality Pledge :
	<i>This pledge MUST be read and signed before CACJ is able to process your registration!</i> My signature indicates my criminal law practice is devoted exclusively to the defense.
	Signature: _____ Date: _____

STEP 7	Payment: Discounted Pre-Registration Deadline: Friday August 14th, 2015	\$ _____
	<input type="radio"/> Check enclosed (payable to CACJ) <input type="radio"/> Charge my: <input type="radio"/> Visa <input type="radio"/> MC	Total
	Name on card » _____	
	Card number » _____	Expiration » _____ Security code » _____
	Billing address » _____	
	City » _____	State » _____ Zip » _____

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White Collar Seminar

HOST COMMITTEE FORM

Members of the Host Committee are individuals or firms who agree to donate \$2500 or more to **California Attorneys for Criminal Justice** to sponsor the 2015 White Collar Seminar in San Francisco featuring Judge Alex Kozinski discussing prosecutorial misconduct and white collar best practices during the event luncheon.

Members of the Host Committee will receive recognition at the event to take place on August 22nd, at Westin St. Francis in San Francisco, and will be prominently listed in the Luncheon Program and all event advertising. Members of the Host Committee will also receive up to eight tickets for the Luncheon with designated seating, as well as eight seminar registrations.

To confirm your spot on the Host Committee, please complete this form and return it with your check to the address below:

Method of Payment	Name _____
<input type="checkbox"/> Visa <input type="checkbox"/> Check	Address _____
<input type="checkbox"/> MasterCard <input type="checkbox"/> Bill Me	_____
	Email Address _____
	Phone _____
Credit Card # _____	Exp. date _____
Signature _____	

Please return this form to:

whitecollar@cacj.org | FAX 916.613.1836 |
1555 River Park Drive, Suite 105, Sacramento, CA 95815

Additional instructions:

By August 7th, please provide CACJ with information about what you would like included in our Event Program (information, logo, message to our honoree, etc.)

By August 14th, please email in your guest list.

