

# WLF AND NACDL MEDIA BRIEFING PROGRAM

## **Honest Services Fraud before the Supreme Court** *What to Expect and What is at Stake*

**Wednesday, December 2, 2009**

**9:00 a.m. - 10:15 a.m. EST**

**M.J. Murdock Center for Free Enterprise**

**Washington Legal Foundation**

**2009 Massachusetts Avenue, NW**

*Continental Breakfast Served*

*Please RSVP by Dec. 1 to [candrews@wlf.org](mailto:candrews@wlf.org)*

**The Honorable Richard Thornburgh**

*K&L Gates LLP*

**Brady Dugan**

*Akin Gump Strauss Hauer & Feld LLP*

**Jonathan Marcus**

*Covington & Burling LLP*

**Richard Craig Smith**

*Fulbright & Jaworski LLP*

This program will examine prosecutors' interpretation and enforcement of the federal "honest services fraud" statute in anticipation of the Supreme Court's December 8 oral arguments in the highly publicized *Weyhrauch* and *Black* appeals.

**Live Webcast at [www.wlf.org](http://www.wlf.org)**

*Free Online Registration Required*

**Questions for our speakers?**

**Email them to [interactive@wlf.org](mailto:interactive@wlf.org)**

**before and during the webcast!**



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## Biographies

**The Honorable Richard Thornburgh** is Of Counsel to the international law firm K&L Gates LLP in its Washington, D.C. office and Chairman of WLF's Legal Policy Advisory Board. During a 25-year career in public service, Hon. Thornburgh served as Governor of Pennsylvania, Attorney General of the United States, and Under-Secretary-General of the United Nations.

**Brady Dugan** is a partner with the law firm Akin Gump Strauss Hauer & Feld LLP in its Washington, D.C. office, where he focuses on antitrust and fraud-related crimes. Before joining Akin Gump, Mr. Dugan served for over 15 years at the U.S. Department of Justice in the Antitrust Division, where he investigated and prosecuted a wide variety of white collar federal crimes including bribery, conspiracy, mail fraud, wire fraud, and violations of the Foreign Corrupt Practices Act.

**Jonathan Marcus** is Of Counsel to Covington & Burling LLP in its Washington, D.C. office, where he represents clients in the firm's appellate and Supreme Court litigation group. Mr. Marcus joined Covington following nine years at the U. S. Department of Justice, where he argued five cases before the Supreme Court of the United States as an Assistant to the Solicitor General and numerous cases in the federal courts of appeals. Mr. Marcus also authored the National Association of Criminal Defense Lawyers' *amicus* brief in the Supreme Court in *Conrad M. Black, et al. v. United States*, in which NACDL argues that the honest-services provision of the mail fraud statute is unconstitutional.

**Richard Craig Smith** is a partner at Fulbright & Jaworski LLP in its Washington, D.C. office, where he is chair of the firm's Global White Collar Crime and Government Investigations practice group. Mr. Smith was the former Acting Chief and Principal Deputy Chief for Litigation of the Fraud Section of the U.S. Department of Justice, Criminal Division, where he supervised the litigation activities of all trial attorneys in the investigation, indictment, and trial of various fraud-related criminal matters, including honest services fraud. Mr. Smith has 20 years of trial experience, handling over 100 criminal and civil cases in state and federal courts throughout the U.S.