OPDAT Initiates Project to Develop Leadership and Management Training for Moldova's Procuracy: From March 21-25, the OPDAT RLA to Moldova and an Executive Assistant US Attorney held the first phase of new initiative focused on developing leadership and management skills for supervisory prosecutors. During this phase, they conducted an assessment identifying the needs and priorities relating to the management of Moldova's prosecutorial service, which encompasses approximately 750 prosecutors. Next month, an Assistant Director within the National Advocacy Center will complete the final part of the assessment and use the information gathered to develop training courses for managers and supervisors in the Procuracy. Ultimately, the project aims to strengthen the institution's ability to make the most effective and efficient use of its greatest asset – the staff.

Export Enforcement Program in Malaysia: From March 14-18, in Kuala Lumpur, the OPDAT ILA to Malaysia and a National Security Division Counter Espionage Section Attorney conducted a joint DOJ/OPDAT and DHS/ICE training program on export enforcement investigation and prosecution techniques and strategies. The program was divided into two days of classroom and two days of interactive table-top exercises and was designed to assist the Royal Malaysian Police and Attorney General's Chambers as they prepare to fully enforce the Strategic Trade Act (STA), passed in 2010. Approximately 65 Malaysian police officers and prosecutors who will be responsible for STA investigations and prosecutions attended the program.

Program on Police-Prosecutor Cooperation in Thailand: From March 9-11, in Bangkok, Thailand, the OPDAT RLA to Thailand partnered with FBI-Bangkok to conduct a workshop on cooperation for prosecutors, police, and federal investigators. The workshop was designed to demonstrate the benefits of prosecutor-police cooperation. In the Thai system, police have traditionally handled criminal investigations without guidance from prosecutors, and prosecutors have then filed, charged, and pursued prosecutions through trial and sentencing without regular assistance from police. Thai law has recently changed to permit prosecutorial guidance of investigations and investigator assistance of prosecutions, but the Thai officials have had trouble initiating a system of cooperation. As part of the workshop, the Thai officials were placed in teams, each comprising an equal number of police, federal investigators, and prosecutors. Each team worked through a hypothetical narcotics investigation, receiving additional facts and evidence from the RLA or one of the FBI agents over the course of two days. On the final day of the workshop, each team presented a prosecution plan to the other teams. One police officer spontaneously addressed the group at the end of the program, telling them that the workshop changed his negative impression of prosecutors, and that he now understands why prosecutors should play a role in investigations.

Two Resident Legal Advisors Deploy to Iraq, Bringing the OPDAT Total to Nine: On February 28, another RLA joined the Provincial Reconstuction Team (PRT) in Baghdad, Iraq, and is carrying on the work of predecessors on issues such as court security, judicial security, judicial training, law school outreach, and gender based violence. On March 3, another RLA was deployed to the Basrah PRT, to focus on forensic evidence training for investigative and trial judges, crime scene processing seminars, monitoring of detention facilities for human rights violations, and mentoring the experimental pilot program which has placed judicial investigators in selected police stations where they are embedded with Iraqi police to act as liaisons between the police and investigative judges.

OPDAT Assistance on Cooperating Witness Law in Russia Leads to Plea Agreements in Previously Unsolved Murder Cases: According to a February 25th article in the Moscow Times, a former member of the Duma (Parliament) just admitted to organizing the previously unsolved 1999 murder of a businessman on behalf of a St. Petersburg

mafia boss, Vladimir Kumarin. At the same time, a businessman in Yekaterinburg, Russia, admitted to organizing seven contract murders in the 1990s in order to take over competing businesses. Both admissions were made pursuant to plea agreements made possible by a 2009 law establishing a system of cooperating witness. The 2009 law was largely the result of OPDAT technical assistance, which included help in writing the first draft of the law, leading a US study tour for the Presidential Administration/Duma Working Group which sponsored it, and conducting several training programs including a US based one for prosecutors and investigators to assist with the implementation of the law. According to media reports, several other defendants in the Kumarin case are also cooperating and the law has also been used in a number of other major cases involving fraud, cybercrime, narcotics trafficking and contract murder.

Program in Albania on Customs Enforcement of Intellectual Property Rights: On February 25, in coordination with the International Trademark Association, the OPDAT Intellectual Property Law Enforcement Coordinator (IPLEC) conducted a workshop in Tirana, Albania, on customs enforcement of intellectual property rights (IPR). About 30 government officials, right holders, and intellectual property (IP) attorneys participated, including the head of IPR for Albanian Customs. The IPLEC gave a presentation on strategies for customs enforcement of IPR in Albania and the region, covering implementation of Albania's new customs law, various issues and proposals in the Albanian National IP Strategy for 2010-15, and other topics. Alone among countries in the region, Albania has no general criminal copyright law and no criminal trademark law applying to imported goods. In fact, there has apparently never been a criminal IP investigation or prosecution in the country's history. Not surprisingly, even major Albanian retail stores sell pirated and counterfeit goods openly. Given Albania's new customs law and the lack of enforceable criminal laws in this area, Customs has become the nation's primary IPR enforcement authority. However, Customs has jurisdiction just at the border, no criminal investigation power, and—even though the new customs law has been in effect since 2009—only seized a single shipment of fake goods. The Tirana program is the IPLEC's last official event in Central and Eastern Europe. Since beginning work in November 2007, he has helped conduct 56 training programs in 20 different countries for over 3,600 police, prosecutors, judges, and other officials from over 50 nations. The IPLEC has also assisted countries with numerous IP matters, including many nations' largest criminal seizures of pirated and counterfeit goods as well as their first and/or biggest Internet piracy investigations and prosecutions.

Resident Legal Advisor Describes Successful Victim-Witness Assistance Centers Established in Colombia With DOJ Support: An OPDAT RLA spoke at the First International Congress on Criminal Law, Victimology and Forensic Sciences hosted by the Santo Tomas University in Bucaramanga, Colombia, from February 28 — March 2. The RLA shared the United States' experiences with victims' rights and services as well as the model used at the United States Attorney's Offices. The RLA explained how that model was implemented in the two DOJ-sponsored Victim/Witness Assistance Centers opened in Bogota and Bucaramanga and informed of the upcoming inauguration of three additional centers in Cali, Medellin, and Barranquilla.?

OPDAT Criminal Procedure Code Reform in Russia Results in Fewer Pre-Trial Detentions: According to just released official statistics issued by the Supreme Court of Russia, the number of defendants detained pre-trial in Russia dropped by approximately 50,000 (approximately 25%) in 2010. This decrease is the direct result of Criminal Procedure Code amendments adopted with the support of OPDAT technical assistance. The amendments, among other things, require a stronger evidentiary showing before a judge can order pre-trial

detention and impose heightened requirements for detention in cases involving white collar crime. These reforms are crucial because corrupt law enforcement officials often fabricate cases against business owners and then use the threat of pre-trial detention to extort money in order to close the case. The new statistics suggest that the reforms have already reduced such cases. The reforms are also important to the protection of human rights, as fewer detentions means less overcrowding and less infectious disease in detention facilities.

Assistance in Malaysia on Strategic Trade Cases: From February 16-18, OPDAT facilitated a drafting workshop for representatives from Malaysia's Attorney General's Office and the four Malaysian police agencies responsible for strategic trade cases. The workshop resulted in development of a draft investigation handbook to govern the investigation and prosecution of export control cases under Malaysia's recently enacted Strategic Trade Act (STA). By the end of the session, the group created a rough draft manual that includes a summary of the elements of each STA offense, a checklist of investigative techniques that should be considered in every case, and procedures to follow when invoking various enforcement powers under the statute. The session was organized by OPDAT's ILA to Malaysia.

IPLEC Speaks About Internet Piracy at Regional IPR Enforcement Program in **Ukraine:** On February 22, the Intellectual Property Law Enforcement Coordinator (IPLEC) was one of the primary speakers at a four-day regional intellectual property rights (IPR) enforcement program in Lviv, Ukraine. About 200 government officials, right holders, and others from over 30 countries and international organizations participated in the program, which was sponsored by the Ukrainian State Service of Intellectual Property and World Intellectual Property Organization (WIPO). Along with high-level officials from nations in Europe and Eurasia as well as WIPO, the IPLEC welcomed the participants to the conference. He then gave a presentation on Internet piracy in Ukraine and the region. That address was a follow-up to a similar one he made last June in Kyiv, Ukraine, to an inter-ministerial committee of Ukrainian government officials, in which he pushed the government to increase enforcement against IP theft on the Internet and to adopt some sort of qualified liability for Internet Service Providers and Internet Hosting Providers that profit from and promote piracy (such providers currently have blanket immunity from liability). Ukrainian officials subsequently developed legislation providing such qualified liability, and sources suggest that this bill may be enacted in the next few months. In addition, the IPLEC met with the head of IP enforcement for the Ukrainian police to discuss three pending investigations: one involving what is potentially the biggest ever piracy investigation in Russia (it also involves Ukraine), one concerning an investigation of the administrator of one the most popular pirate sites in the world (hosted in Ukraine), and one dealing with the largest seizure ever of counterfeit pesticides in Europe (also in Ukraine). The day after the IPLEC's presentation, Ukrainian Minister of Internal Affairs Anatolii Mohyliov, who had previously declined to meet with US Ambassador to Ukraine John F. Tefft regarding intellectual property and other issues, agreed to meet with him.

OPDAT Recognized at Tikrit Courthouse Opening: On February 16, Chief Judge Faisal Ibrahim Al-Azawi of Salah ad Din Province, Iraq, thanked the current RLA and three previous DOJ OPDAT RLAs in a moving speech at the opening ceremony of the second courthouse to be renovated with OPDAT assistance in Tikrit. This downtown courthouse was renovated at OPDAT's urging using funds from the Commanders Emergency Relief Program. This important capacity upgrade project along with a corresponding security (protective measures) upgrade will permit the kinds of computer networking solutions now contemplated and being implemented by US and Iraqi government institutions in Baghdad to enhance case tracking throughout the Iraqi justice system. In his speech before several hundred attendees, Chief Judge Faisal named each of the four DOJ RLAs who have served in the province since 2007 and thanked them for

their friendship and assistance in building Rule of Law and making an independent judiciary possible. This courthouse is the physical center of justice within Salah ad Din province and is the place where citizens come to attend to the most important of their everyday affairs. Marriage licenses, divorce decrees, death certificates, and resolution of all kinds of legal and equitable disputes are obtained at this facility. Even many of the terrorism cases which have traditionally been held at the Major Crimes Court will now be heard in one of the courtrooms in the adjoining courthouse facility, which was renovated and reopened in January 2011. This courthouse too was a direct result of OPDAT assistance and the excellent collaborative relationship between the US Military and the Provincial Reconstruction Team. These two courthouse openings and a third appeals court structure on the same campus, which is not yet complete, will provide the judges of this province with all of the tools necessary to perform their important work. Last, US funding for robust protective measures and security upgrades has been approved in order to render these buildings, and the judges who serve in them, as safe as can be achieved in what is still an uncertain and precarious environment.

Follow-Up to Terrorism Financing Legislative Drafting Assistance for Indonesia: From December 11-13 the RLA to Indonesia worked with a government appointed Indonesian Interagency Drafting Team to draft a new terrorism financing law for submission to Indonesia's parliament. Indonesia's terrorism financing laws have been criticized by the Financial Action Task Force, and a series of recent terrorism prosecutions have highlighted their inadequacies. The RLA worked closely with the Indonesian Drafting team to produce draft legislation to fix these defects and permit Indonesia to effectively investigate and prosecute terrorism offenses. From February 22-March 1, members of the drafting team, accompanied by the RLA, visited the United States to examine how the US addresses terrorism financing, and to discuss draft legislation with experts at the US Department of Justice.

Cybercrime and Electronic Evidence Assistance in Africa: From February 15-17, OPDAT and CCIPS trial attorneys conducted a cybercrime legislation and capacity building workshop in Dakar, Senegal, for judges, prosecutors, police, parliament members and professors from seven Western African countries. The purpose was to support participating countries' continuing efforts to develop laws and procedures that will improve their ability to investigate and prosecute crimes involving computers and the Internet. Delegations from each participating country reported on their country's laws related to cybercrime and electronic evidence. This workshop was a follow-on to a US Department of Justice program held July 8-11, 2008, in Cotonou, Benin. Topics covered included the nature and scope of crimes involving computers and the Internet in Africa, the Middle East, and the world as a whole; best practices for developing cybercrime and electronic evidence legislation; drafting domestic legislation to address cybercrime and electronic evidence; and improving international legal cooperation in cybercrime and electronic evidence matters. A similar workshop will be conducted by the same presenters in Dar es Salaam, Tanzania, February 22-24, for Southern and Eastern Africa countries, as a follow-on program to the US Department of Justice program held in Nairobi, Kenya, in December 2008.

OPDAT Conducts Bulk Cash Smuggling Prosecution Seminar in the United Arab Emirates: From February 9-10, Assistant United States Attorneys, a Federal Magistrate Judge, the Asset Forfeiture and Money Laundering Section Deputy Chief, and a Special Agent of the FBI's Washington Field Office, served as instructors in an OPDAT-sponsored cross-border bulk cash smuggling trial practice workshop for United Arab Emirates (UAE) prosecutors and judges, in Abu Dhabi, UAE. This workshop was part of the OPDAT RLA's program in the United Arab Emirates.

OPDAT Counterfeit Meds Program Receives Recognition: In the 2010 US Intellectual Property Enforcement Coordinator Annual Report Intellectual Property Enforcement, released on February 8, OPDAT's November 2010 workshop in Guatemala on combating counterfeit medications (designed and implemented by an OPDAT Program Manager) was singled out as exemplifying the kind of program that the State Department is funding in FY 2011: "One example of the type of programs funded was a November workshop in Guatemala assembled by OPDAT, which brought together, for two days, key private and governmental stakeholders to identify obstacles to combating counterfeit medications, notably including the need to promulgate clear protocols and enhance the usage of technical capacity to test suspected contraband." For FY 2011, the State Department awarded about \$1.3 million—equal to about 31 percent of the total \$4 million in anti-crime intellectual property training and capacity building funds—for programs aimed squarely at combating counterfeit medicines. These programs "may focus on, but need not be limited to, funding and training for infrastructure, regulatory frameworks, adjudicat—ing intellectual property cases and a prosecutors' handbook for building intellectual property cases."

Meeting with Justice and Peace Unit in Bucaramanga, Colombia: From February 7-8, the Justice Sector Reform Project Manager and members of his team met with Luis Gonzalez, National Director of the Justice and Peace Unit, and his team in Bucaramanga, Santander, to discuss opening a Justice and Peace Victims' Assistance Center for the more than 14,000 victims of the Colombian armed conflict in the Department of Santander. The proposed Center would provide assistance to victims and strengthen their participation in the Justice and Peace process, reduce the workload of prosecutors and their teams by helping provide support to victims, and involve other government agencies responsible for victims' assistance. The proposed Justice and Peace Victims' Assistance Center will consolidate the information provided by the victims that is required by the judicial process; facilitate victims' access to the social, psychological and judicial assistance contemplated in the Justice and Peace Law; and ensure continuous contact between the victim and the Attorney General's Justice and Peace Unit in the form of notifications, citations, and periodic communication.

Anti-Corruption Assistance in Moscow: During the week of February 7, the RLA to Russia hosted a visit by former Attorney General Richard Thornburgh. Mr. Thornburgh's visit to Moscow was part of OPDAT's ongoing support for efforts to combat corruption through reform of the Russian Criminal Code. Law enforcement fabrication of criminal cases against business owners for extortionate purposes is one of the most serious forms of corruption in Russia. Such abuse is facilitated by poorly drafted and overly broad criminal statutes, particularly in the area of white collar crime. Therefore, reform of the Criminal Code is vital to combating corruption. While in Moscow, Mr. Thornburgh spoke in a hearing before the Duma (Parliament) on proposed amendments to the Criminal Code. He also met with other prominent lawyers and political figures involved in the reform effort, including a Senior Legal Advisor to President Medvedev and the Deputy Chairman of the Duma Committee on Security. Because of his authority and reputation, Mr. Thornburgh's presentations gave substantial support and credibility to the reform effort and the prospects for passage of some amendments appear good.

Presentation in Indonesia on Anti-Money Laundering and Asset Forfeiture: The RLA to Indonesia made a presentation on asset forfeiture law procedure and investigation at a conference on forfeiting the proceeds of crime, sponsored by the Australian Attorney General's office in Jakarta, Indonesia, from January 31-February 2. The RLA talked about American forfeiture law and practice to an audience of more than fifty members of the police, attorney general's office, Financial Investigative Unit, and Corruption Eradication Commission. This was part of ongoing cooperation between OPDAT and the Australian Attorney General's Office

designed to improve the ability of Indonesia to address anti-money laundering and asset forfeiture.

Environmental Crime Program in Indonesia: On January 31-February 1, the OPDAT RLA to Indonesia and the Criminal Division Chief of the District of Alaska, conducted an environmental crimes prosecution program with the Indonesian Attorney General's Office (AGO) in Riau, Sumatra, for thirty local prosecutors. Indonesia is the third largest carbon emitter after the US and China, much of it the result of illegal deforestation and peat land burning taking place in Riau Province. The Riau peat fires have led to heavy smog and low visibility in nearby Singapore and Malaysia. As President Obama noted during his visit to Jakarta in November, "America has a stake in an Indonesia that pursues sustainable development, because the way we grow will determine the quality of our lives and the health of our planet." Last year, with OPDAT assistance and \$500,000 in INL funding, the Indonesian AGO established an eighteen prosecutor Natural Resource Crimes Task Force, focusing on illegal logging, illegal fishing, illegal mining, wildlife trafficking, and pollution. A delegation from the task force participated in an OPDAT-led US-based study tour focused on environmental crimes and prosecutions, on January 8-14.

US Based Program on Prisons for Russian Delegation: During the week of January 24, OPDAT hosted a ten person delegation from the Russian Prison Service and the Russian Ministry of Justice (MOJ). The program, which focused on best practices in prison management, exemplifies the expanded cooperation between DOJ and MOJ, that came about from US Attorney General Holder's November 2009 meeting with Russian Minister of Justice Konovalov. Among others at the Bureau of Prisons (BOP), the delegation met with the Director, General Counsel, and Medical Director. The delegation also visited the Cumberland Federal Correctional Institute and Hope Village Halfway House. The delegation said that they intend to use the BOP inmate classification system to lobby for reform in the Russian classification system (which currently provides prison officials with no discretion in determining the appropriate security level for inmate designation) and to use elements of the federal probation system in creating a probation system in Russia.

Justice Sector Security Anti-Gangs Workshop for Law Enforcement Officials from Central America: From January 21-28, OPDAT conducted an anti-gangs workshop at the International Law Enforcement Training Academy in San Salvador, El Salvador, as part of an ongoing anti-gangs initiative funded by the US DOS. Prosecutors, judges, investigators, and other law enforcement officials from the Central American nations of Mexico, Guatemala, Honduras, and El Salvador participated. Federal prosecutors, as well as agents from the FBI, ATF, USMS, and Customs and Border Patrol (CBP) served as instructors in this program. A Victim-Witness Coordinator from the US Attorney's Office in Dallas, as well as a psychologist from the Chilean prosecutor general's office, also gave presentations regarding their programs and experiences in their respective home offices. The agenda covered the key aspects of justice sector security in gang-related cases, and also included a visit to a local Salvadoran courthouse. Emphasis was placed on the importance of collaboration throughout the various stages of investigation and prosecution, including the necessity of developing law enforcement contacts throughout the region to deal with gangs that operate across country borders. This was the 17th regional anti-gangs program; three more are scheduled for calendar year 2011.

Resident Legal Advisor Provides Invaluable Assistance to Sentencing Hearing in 1998 Embassy Bombing Case: An OPDAT RLA, newly arrived in Kenya, was asked by the FBI and the US Attorney's Office, Southern District of New York (SDNY), to assist on short notice in arranging for travel for eight Kenyan nationals to New York to testify as victims at the

sentencing hearing on January 25, 2011, in the U.S v. Ghailani case (the 1998 Embassy bombing - Nairobi). With only limited contact information for many witnesses, the RLA worked closely with other embassy staff, the Office of Victims of Crime, and the SDNY to arrange for expedited processing of their visas and travel arrangements. Most significantly, the RLA also provided guidance to the victim witnesses about the proceedings they would face in New York at the sentencing hearing. The importance of the RLA's efforts was recognized by the AUSA handling the case in Manhattan, who said, "The statements of the victims who traveled from Kenya were incredibly moving and were the centerpiece of the proceeding, as they should have been....Thank you so much for preparing them to testify – your encouragement in Nairobi was likely decisive in convincing some who may have initially wished only to observe -- and for the Herculean efforts you undertook to make it possible for all of the victims who wished to attend to get visas and tickets on the incredibly short notice that the regrettably late establishment of the funding cite occasioned. We could not have pulled today's sentencing hearing together without you, and I cannot imagine it without the unforgettable testimony from the Kenya witnesses. We are all grateful."

Serbian Prosecutor General Meets with AAG Breuer: As arranged by OPDAT, on January 25, Criminal Division Assistant Attorney General Lanny A. Breuer met with a three-person delegation from the Republic of Serbia headed by Prosecutor General Zagorka Dolovac. The Serbian delegation also included Deputy Chief Prosecutor Djordje Ostojic and Chief Cyber Crime Prosecutor Branko Stamenkovic. Mr. Stamenkovic is also attached to the International Cooperation Department of Serbia and therefore serves as a key US counterpart. OPDAT's RLA to Serbia accompanied the delegation. Also at the meeting were the OPDAT Director, the Central and Eastern European Regional Director, the Office of International Affairs Principal Deputy Director and Senior Counsel. Mr. Breuer thanked the Serbian delegation for their strong commitment to legal reform, as manifest in their efforts to amend and modernize the Serbian Criminal Procedure Code; to take government-wide action against public corruption; and to be pro-active in addressing the growing problem of cybercrime. Prosecutor General Dolovac thanked Mr. Breuer for OPDAT and OIA assistance, mentioning in particular the work which OPDAT Anti-Corruption RLA (on detail from the Public Integrity Section of the Criminal Division) had provided to his Serbian counterparts in addressing public corruption.

Salah ad Din Anti-Terrorism Story Board Project: The OPDAT RLA to Salah ad Din, in partnership with the Iraqi Police in Tikrit, Saddam Hussein's former home and power base, obtained funding through a "small embassy grant" to develop, produce, and distribute 30,000 colorful booklets to elementary school aged children throughout the province. January 24 marked the beginning of the implementation of this six month project. During this school year, twelve installments of a sixteen page booklet will be provided to children, aged five to twelve. In addition to teaching English vocabulary words and presenting various word games, the booklets primary function is intended to offer a pro law enforcement and anti-terrorism message to the children of the province. Every other week, through a short story involving a young protagonist and a small group of friends, a different desired theme emerges as a young boy character interacts with other children and adults in his community. The Iraqi Police Media representative, Colonel Hatim, for reaching out to this impressionable segment of the population and partnering with the police to dispel insurgent ideologies. According to Hatim, the importance and need for this project could not be timelier than in the aftermath of last week's deadly suicide bombing, the worst in provincial history.

US - Based Program for Indonesian Delegation on Environmental Crimes: From January 8-14, the OPDAT RLA to Indonesia led a 13-person senior level Indonesian delegation headed by Indonesian Deputy Attorney General Hamzah Tadja on a US-based program focused

on environmental crimes and prosecutions. The program gave the delegation the opportunity to view firsthand how the US enforces environmental protection laws by meeting with US Attorneys offices, District Courts, the USMS, and the Environmental Crimes Section at the US Department of Justice. Indonesia is the third largest carbon emitter in the world, primarily due to illegal forest fires and peat destruction, making environmental protection a component to combating world climate change. In addition, Indonesia has the world's third most diverse terrestrial life and the most diverse marine, but due to illegal fishing, mining, habitat destruction, and wildlife trafficking, this inheritance is in danger of being lost. In the past, Indonesia's efforts to prosecute these crimes have been fragmented and not at all effective. The RLA has assisted in the development of an eighteen prosecutor Natural Resources Crimes Task Force within the Indonesian Attorney General's Office (AGO) to prosecute high-profile environmental crimes. The AGO inaugurated the Task Force on March 30, 2010. Previously, to aid the Task Force efforts, the RLA escorted its unit chiefs to Washington, DC, and California in May 2010 to discuss enforcement strategies with the DOJ Environment and Natural Resources Division (ENRD), and the US National Parks and Fish and Wildlife Services; delivered office and computer equipment for the work of the task force in July 2010; and arranged for the Environmental Crimes Section Assistant Chief to present a series of programs on wildlife prosecution and illegal logging to local prosecutors and relevant ministries in Jakarta, Indonesia, in August 2010. The Task Force has already begun prosecuting more than fifteen environmental crimes, primarily related to illegal logging.