

***Collaboration among OPDAT, ICITAP and USAO for the Eastern District of North Carolina on a Plea Bargaining Training Leads to 14 Guilty Pleas in Gjilan Region of Kosovo:*** From June 27 – July 1 OPDAT, ICITAP and the United States Attorney's Office for the Eastern District of North Carolina (USAO-EDNC) teamed up to conduct the latest installment of a series of plea bargaining training and mentoring programs to approximately 60 police, prosecutors and judges in the Gjilan District of Kosovo. During this most recent training OPDAT, ICITAP and the USAO partnered with the President (Chief) Judge of the Gjilan District Court and the Gjilan Chief District Prosecutor for one day of classroom training for prosecutors, judges, defense attorneys, law enforcement officers, and victim advocates followed by four days of teaming the USAO instructors with Kosovo prosecutors and police officers to provide practical advice and guidance on typical cases. OPDAT Kosovo has benefited tremendously from the long standing partnership with the USAO-EDNC as it combines theory and practice, namely classroom training followed by hands-on mentoring to police, prosecutors and judges. This ensures the lessons taught in the classroom trainings are applied to actual investigations and prosecutions. In particular, this ongoing collaboration on the effective use of plea agreements continues to show encouraging signs that plea bargaining will be used more routinely to dispose of pending cases in Kosovo. As a direct result of this training program, 14 plea agreements were negotiated, four new narcotics cases were initiated and two pleas were accepted by the court with others scheduled for hearing in the near future.

***OPDAT Hosts Trial Advocacy Seminar for Kenyan Prosecutors:*** From June 27 to July 1, the OPDAT RLA to Kenya, in partnership with the Kenyan Directorate of Public Prosecutions (DPP), held a trial advocacy training program in Nairobi for approximately 32 newly-hired Kenyan prosecutors from around the country. This seminar was an intensive advocacy skills program designed for new hires with little or no trial experience who will be prosecuting felony criminal cases. The program included lectures, skills exercises, critiques, and trial strategy sessions. Experienced judges and prosecutors provided classroom critiquing. The seminar culminated in the students' participation in two jury trials. Use and preparation of evidence in a courtroom was emphasized. The course also provided an hour lecture on professional responsibility and ethics. The DPP employs approximately 70 professional prosecutors who are stationed in the main office in Nairobi and field offices throughout Kenya. The DPP plans to hire approximately 300 new prosecutors over the next three years.

***Money Laundering and Asset Forfeiture Program in Paraguay:*** From June 27-30, OPDAT and the Drug Enforcement Agency's Office of Financial Operations conducted a joint specialized training in money laundering and asset forfeiture in Asuncion, Paraguay, for agents from the Public Ministry's Customs Agency, Paraguayan Financial Investigations Unit), Paraguayan Anti-Narcotics Office, Paraguayan Treasury Department, and Paraguayan National Police; prosecutors from the narcotics, economic crimes and intellectual property rights units; and criminal judges. An Asset Forfeiture and Money Laundering Section Trial Attorney and a CCIPS Trial Attorney served as instructors. This program was designed to provide Paraguayan law enforcement authorities with investigative techniques and strategies for conducting money laundering investigations and tracing illicit money. Topics included money laundering techniques and typologies, trade-based money laundering, trends in international financial fraud, black market peso exchange, intellectual property crimes, bulk cash smuggling, mutual legal assistance treaties, and use of confidential informants.

***Program on Alternative Dispute Resolution in Russia:*** From June 23-24, OPDAT, represented by the RLA to Russia, and the Russian Chamber of Commerce and Industry (CCI) held a program in St. Petersburg on Alternative Dispute Resolution (ADR) and Mediation. Because of the notorious corruption of the Russian court system, ADR often provides a much needed legitimate mechanism for resolving commercial disputes and stimulus for improvement of the state court system. For this reason, supporting the development of ADR and mediation has been a focus of OPDAT Rule of Law efforts in Russia. This program was attended by approximately 100 Russian lawyers, judges, mediators, and scholars working in the areas of ADR and mediation. Topics included the use of ADR and mediation to settle Russian and international

commercial disputes, court ordered mediation, enforcement of ADR and mediation awards, and certification and training of mediators. US attendees included the Director of DOJ's Office of Dispute Resolution and a Magistrate Judge from the US District Court for the Eastern District of New York of whom both provided an overview of ADR and mediation. In addition, the Office of Dispute Resolution Director spoke about the US government's use of ADR and mediation to settle disputes in which it is a party, and the Judge spoke about the development of court ordered mediation in the US and international practices in training and certification of mediators. The Chamber expressed appreciation for OPDAT's support of this program and requested support for a follow up program in the fall focusing on resolution of disputes in the sports industry.

***US-Based Cybercrime Program for Russians:*** From June 20-24, a group of Russian investigators and prosecutors took part in a US- based cybercrime program which focused on investigative and prosecutorial best practices in handling international cybercrime cases, as well as possible means to enhance cooperation between law enforcement organizations in the two countries. Organized and led by the OPDAT RLA to Russia, the program included meetings in Washington, DC, with the FBI and Secret Service cyber divisions, CCIPS and the Office of International Affairs; and in Pittsburgh with the Carnegie Mellon University's Computer Emergency Response Team Coordination Center, National Cyber-Forensic and Training Alliance, and the Computer Hacking and Intellectual Property Unit at the US Attorney's Office. The delegates also met with representatives of Google, Yahoo, AOL and PayPal.

***New RLA to Ukraine:*** Since 2005, OPDAT has had a RLA posted at the US Embassy in Kyiv, Ukraine. A Senior Trial Attorney in the Criminal Division's Public Integrity Section began her detail as RLA on June 17. For the last 11 years, she has prosecuted law enforcement officers, a US Congressman, federal congressional staff members, state and commonwealth legislators, city and county officials, and federal and state lobbyists, among others. She also served as an Assistant US Attorney in the United States Attorney's Office in Miami, Florida, for approximately 12 years. While in Kyiv, the RLA's emphasis will be on developing the framework for and implementing a criminal justice system that satisfies basic Euro-Atlantic standards; improving prosecutorial professionalism and the compliance of the Procuracy and other key law enforcement agencies with international standards; strengthening the skill capacity of prosecutors and future prosecutors; and bolstering prosecutors' ability to successfully combat organized crime, trafficking in persons, money laundering, and corruption. She joins the OPDAT Anti-Corruption RLA at the Embassy, with whom she will coordinate closely.

***Victim/Witness Training in Georgia:*** On June 16-17, the OPDAT RLA to Georgia conducted a program on effective methods of victim and witness communication for Georgian regional prosecutors and prosecutor trainers. Also presenting were the Director of the Domestic Violence Unit with the Columbus City Attorney's Office, and the Head of the Special Victims Unit with the Franklin County Prosecutors Office. The RLA is assisting the Government of Georgia to develop a Victim/Witness Assistance Program designed to train prosecutors on how to effectively communicate with victim/witnesses outside of the courtroom, train professional victim/witness coordinators to both counsel and inform victims/witnesses, as well as to assist prosecutors with the coordination of meetings and testimony. The Director of the Domestic Violence Unit with the Columbus City Attorney's Office and the Head of the Special Victims Unit with the Franklin County Prosecutors Office also assisted the RLA in developing a training curriculum for social service workers in Georgia.

***US Ambassador in Ukraine John Tefft Recognizes Fine Work of the OPDAT RLA to Ukraine:*** On June 16, in Kyiv, President of Ukraine Yanukovich personally convened a meeting of the Criminal Procedure Code Reform Working Group. In addition to the President, the other speakers were the Prosecutor General, Minister of Justice, Chief Justice of the Supreme Court, President's Advisor Mr. Portnov, and the OPDAT RLA to Ukraine. The RLA laid out the US position on the Criminal Procedure Code, emphasizing the importance of adversariality, pretrial detention reform, and prompt judicial review of disputes. The session was widely televised allowing him to reach a broad audience in the society; the new Code, which both former and

current OPDAT RLAs have provided assistance on for years, is expected to pass the Ukrainian parliament by the end of this year, after it is reviewed by the Venice Commission and the Council of Europe. According to Ambassador Tefft, thanks to the RLA's hard work, the current draft code contains much of what we want. The invitation for the RLA to address such a high ranking group is an indication that the government wants the American seal of approval on the new code. It is also a clear indication of the RLA's success in cultivating the key actors in Ukraine, and pushing effectively our views on this important issue.

***OPDAT CEE RLA Conference on Strengthening Criminal Justice Institutions and Rule of Law:*** From June 14-16, OPDAT RLAs from the Central and Eastern Europe region (CEE) gathered at the International Law Enforcement Academy in Budapest, Hungary, for a three day conference entitled: "Strengthening Criminal Justice Institutions and the Rule of Law In Central and Eastern Europe: A Dialogue Among Practitioners." RLAs from OPDAT bi-lateral assistance programs in Albania, Bosnia-Herzegovina, Kosovo, Macedonia, and Serbia attended, along with the OPDAT RLA from the SECI Center in Bucharest, Romania, Foreign Service Nationals staff for each OPDAT assistance program, three ICITAP representatives, and the OPDAT Director also attended. The three major themes for the conference were: best practices and lessons learned in implementing rule of law and criminal justice assistance in CEE; regional rule of law and criminal justice challenges; and working effectively with partners.

***Trial Advocacy Training Program Launched in Moldova:*** On June 13-16, OPDAT conducted a four-day trial skills course at Moldova's National Institute of Justice, organized by the OPDAT RLA. Although Moldova adopted an adversarial system when it overhauled its Criminal Procedure Code in 2003, there has been a lag in implementing a truly adversarial process. This series of trainings was developed to encourage Moldovan prosecutors to take a more active role in trials. A US Attorney and the former Chief Magistrate Judge in the District of Puerto Rico, taught the course and presided over the mock trials. The course combined presentations, demonstrations and small group exercises, all focused on sharpening trial advocacy skills. This material provided a comprehensive review of the adversarial trial process, giving participants an opportunity to refine their oral advocacy skills as well as trial preparation and strategy. At the conclusion, participants practiced these techniques in two mock trials. This course will be repeated for four more weeks during the summer. Professional skills development trainings are not often available in Moldova, and the participants immersed themselves in the exercises and mock trials. They also received official continuing legal education credit to count towards the annual requirement of 40 hours.

***New RLA to Azerbaijan:*** OPDAT has posted a RLA at the US Embassy in Baku, Azerbaijan, since 2002. On June 14, a former United States Attorney for the Western District of Wisconsin and Assistant Attorney General for the State of Wisconsin, assumed duties as RLA. While in Baku, the RLA will continue to assist the Government of Azerbaijan in reforming its criminal justice system, not only to better combat crime but also to improve coordination with the international community and to fulfill UN, Council of Europe, and Financial Action Task Force requirements. Specifically, the RLA will develop programming related to the implementation of the Government of Azerbaijan's Program on Combating Corruption, Azeri Criminal Procedure Code, new anti-money laundering/terrorist financing legislation, anti-TIP legislation, and the promotion of an independent and skilled judiciary. Having been the US Attorney in the Western District of Wisconsin, the RLA brings a unique combination of legal and leadership background that will significantly enable him to partner successfully with local legal and law enforcement professionals to effectively address the complex justice sector challenges in Azerbaijan.

***RLA to Iraq Receives Two Awards for his Meritorious Service While Rule of Law Advisor for the Diyala Provincial Reconstruction Team:*** During the week of June 13, the United States Army honored the RLA to Iraq with the United States Army Commander's Award for Civilian Service for support of the leaders and soldiers of the 2nd Advice and Assist Brigade in the Diyala Rule of Law mission. The Brigade Commanding Officer requested that the Chief of the Diyala Police Transition Team present the award because of the close working

relationship the RLA developed with the Diyala Police Transition Team. The Diyala Police Transition Team took the opportunity to also present a more personal Certificate of Appreciation to the RLA at the same ceremony. The RLA was extremely grateful and touched by these awards and recognition, and thanked the Brigade and Police Transition Team for their support and friendship during the RLA's Rule of Law assignment.

***Two Programs on Prosecuting Counterterrorism Cases in Pakistan:*** During the week of June 13, the OPDAT RLA to Pakistan conducted two two-day seminars on counterterrorism prosecutions, one in Karachi for 30 Sindh prosecutors and one in Islamabad for 28 Khyber-Pakhtunkhwa (KPK) prosecutors. These program examined how prosecutors should screen, analyze, and handle counterterrorism cases received from the police -- from the initial case preparation to the verdict. An AUSA, Federal Bureau of Investigation Special Agent (FBI SA), and an ICITAP adviser covered the types of scenarios unique to terrorism and militancy and the types of forensic evidence that may be collected from bomb scenes to establish guilt. They further explained how fingerprints, DNA, drug analysis, tool marks, firearms identification (distinguished from ballistics), serology, explosives, and digital evidence (including phone records) can be used to build a solid case. The AUSA illustrated those principles with case models from gang cases he had tried. The reaction from both seminar groups was extremely positive, with the Prosecutor Generals of Sindh and KPK now requesting further counterterrorism training for all their prosecutors. Further counterterrorism training would be in addition to the very popular series of week-long trial advocacy skills courses that are held by the OPDAT RLA every month in either Punjab, Sindh, or KPK. The Prosecutors General of all three provinces have emphatically told their prosecutors to implement all they learned in both the trial advocacy and counterterrorism programs. The participants now understand that if they are to start winning cases, they will have to change their mental attitude. Merely relying on the police to provide witnesses, who in many cases have been fabricated, is no way to properly exercise one's special prosecutorial responsibility.

***New RLA to Azerbaijan:*** A former United States Attorney for the Western District of Wisconsin and Assistant Attorney General for the State of Wisconsin assumed duties on June 12 as RLA to Azerbaijan. OPDAT has had a series of RLAs at the US Embassy in Baku, Azerbaijan, since 2002. The current RLA is continuing to assist the Government of Azerbaijan in reforming its criminal justice system, not only to better combat crime but also to improve coordination with the international community and to fulfill UN, Council of Europe, and the Financial Action Task Force requirements. Specifically, the RLA is developing programming related to the implementation of the Government of Azerbaijan's Program on Combating Corruption, Azeri Criminal Procedure Code, new anti-money laundering/terrorist financing legislation, anti-TIP legislation, and the promotion of an independent and skilled judiciary. Having been the US Attorney in the Western District of Wisconsin, the RLA brings a unique combination of legal and leadership background that will significantly enable him to partner successfully with his local legal and law enforcement professionals to effectively address the complex justice sector challenges in Azerbaijan.

***Organized Crime and Terrorism Workshop in Georgia:*** On June 11-12, the OPDAT RLA to Georgia conducted an organized crime and terrorism workshop for Georgian judges. Expert presenters from the US included a District Court Judge, a Criminal Chief and AUSA, a former US Attorney and a Law Professor. This program examined the Opinion of the Consultative Council of European Judges on the Judge's Role and Human Rights in the context of Terrorism as well as the US Federal Judicial Center's publication on National Security Case Studies. Judicial education on how to handle complex organized crime and terrorism cases supports the RLA's long-term program goal of enhancing Georgia's ability to effectively fight organized crime. The workshop also familiarized Georgian judges with how US courts ensure a fair and due process oriented trial for the accused. Topics covered included US cases and statutes, the prosecutor's and judge's role in investigation, and how US courts handle courtroom security, heavy media pressure, and complex legal issues.

***OPDAT Participates in Two Programs on Corruption and Business Involving Russia:*** The OPDAT RLA to Russia attended two private sector events focused on the intersection between the rule of law and business in Russia. The first, the US Russia Business Council Annual Legal Forum, in London, from June 8-9, focused on recent developments in Russian law and what they mean for the future of foreign investment. The second, a conference organized by the American Conference Institute on corruption in emerging markets, from June 13-15, looked at specific Foreign Corrupt Practices Act (FCPA) compliance issues in particularly risky emerging markets, including Russia, China, India, and Mexico. At both, the RLA spoke about particular manifestations of corruption in Russia, including corporate raiding and cash conversion schemes. Throughout, the RLA stressed the efforts that the DOJ is taking to promote a safe and transparent business environment in Russia, including raising consciousness among Russian government officials of the FCPA and the UK Anti-Bribery Act.

***OPDAT CEE RLA Conference on Strengthening Criminal Justice Institutions and Rule of Law:*** From June 14-16, OPDAT RLAs from the Central and Eastern Europe region (CEE) gathered at the International Law Enforcement Academy in Budapest, Hungary, for a three day conference entitled: "Strengthening Criminal Justice Institutions and the Rule of Law In Central and Eastern Europe: A Dialogue Among Practitioners." RLAs from OPDAT bi-lateral assistance programs in Albania, Bosnia-Herzegovina, Kosovo, Macedonia and Serbia attended, along with the OPDAT RLA from the SECI Center in Bucharest, Romania; Foreign Service Nationals staff for each OPDAT assistance program; and three ICITAP representatives. The OPDAT Director also attended. The three major themes for the conference were: best practices and lessons learned in implementing rule of law and criminal justice assistance in CEE; regional rule of law and criminal justice challenges; and working effectively with partners. The program led to a series of in-depth, practitioner-oriented discussions on a wide range of subjects falling under these general themes.

***East Africa Regional Workshop on Role of Judiciary in Protection and Enforcement of IP:*** From June 6 - 8, in Kigali, Rwanda, OPDAT partnered with a Computer Crime and Intellectual Property Section Attorney and a US District Judge to conduct regional workshop on the role of the judiciary in the protection and enforcement of intellectual property (IP) in East Africa. The workshop, organized in partnership with the US Department of Commerce/Commercial Law Development Program and the Republic of Rwanda Supreme Court, built on a series of workshops on IP adjudication that DOJ held for judges from the Southern African region in 2010. The countries represented at the current program included Burundi, Kenya, Mauritius, Rwanda, Tanzania, Uganda, and Zambia. The workshop, which was opened by the US Ambassador to Rwanda and the Honorable Aloysie Cyanzayire, President of the Supreme Court of Rwanda, was located in Rwanda because Rwanda is considered an emerging economy that has one of the fastest economic growth rates in the world and is a place where many US industries are trying to do business. DOJ seeks to engage the judiciary in the region to address concerns from US industries that the judicial system in the region is slow and remains a difficult avenue for IP owners seeking to enforce their rights. The workshop was designed to familiarize judges with basic IP concepts, criminal remedies, and examples of IP evidentiary issues that might arise in their courtroom, as well as to increase networking among the judiciary, harmonization of decisions, and to promote the possibility (at a later date) of a Compendium on IP decisions or an IP Bench Book. Following the workshop, the US delegation had a series of meetings with the Chief Justice of Rwanda and the Chief Justice of Burundi, as well as meetings with other IP enforcement authorities in Rwanda.

***Program in Moscow, Russia, on Combating Corruption:*** On May 31, the OPDAT RLA to Russia and the Russian Presidential Academy for State Service conducted a program on international standards in combating corruption. It focused on the Foreign Corrupt Practices Act (FCPA), United Kingdom (UK) Anti-Bribery Act, new Russian legislation criminalizing transnational bribery, and business anti-corruption compliance programs. Three US Senators -- Patrick Leahy, Charles Grassley and Thad Cochran -- attended part of the conference. Senator Leahy spoke on the role of the FCPA in combating international corruption and also discussed

recent US anti-corruption legislation and ethics rules. Russian speakers included Deputy Prosecutor General Aleksander Buksman, who discussed Russia's new anti-bribery legislation, and representatives of the Presidential Administration and the Federal Financial Monitoring Service. The program also drew on several distinguished private sector compliance experts, including a former Russian prosecutor who now works in compliance at the Chicago office of Deloitte, Touche; managing partner of the Moscow office of the US law firm K&L Gates; and a UK lawyer from the law firm Clifford Chance. This program was part of the RLA's ongoing efforts to combat corruption by raising consciousness about the FCPA and other international bribery legislation. As far as we are aware, this is the first time that business and government have come together in Russia to discuss this range of issues.

***OPDAT Presentation on Assembly Law in Thailand:*** On May 26-28, in Bangkok, Thailand, the OPDAT RLA to Thailand joined a former German Attorney General in presenting to Thai government officials options for addressing potentially uncontrollable political assemblies in Thailand. Given the current political instability in Thailand and the violent civil unrest that began with political protests last spring, the Thai government is eager to establish a system of laws for the regulation of political assembly. The RLA and former German Attorney General N. Weise presented the American and German systems of assembly law to the Thai officials in three steps. First, they met with several justices on the Thai Supreme Court for an informal discussion of the topic. Second, they addressed a group of approximately 30 senior judges, and then participated in a discussion with the judges. Third, they addressed a group of 500 judges, police, and prosecutors. Although the presentations were open only to relevant government officials, the event received significant interest from the media, as this is a topic of great concern to the government and the public.

***OPDAT Participates in Second Annual Victims' Assistance Symposium:*** On May 26-28, in Medellín, Colombia, justice sector officials, government representatives, and civil society organizations participated in a symposium on strategies, issues, and emerging policies for providing attention to victims of violent crimes. The OPDAT Regional Director for Latin America and the Caribbean participated in this Second Annual Victims' Assistance Symposium. The three-day conference focused on Colombia's advances in witness and victim assistance and provided an opportunity to share best practices and international experiences. Attendees included prosecutors, investigators, judges, local governments, and social services providers. The last day was dedicated to victims of human rights violations, domestic violence, sexual violence, and homicide who were invited by the Prosecutor General's Office. Their one-day program was designed to inform victims of their rights, discuss the DOJ-sponsored Victim Witness Assistance Center that will open in Medellín in August, and help children victims work through the traumas resulting from the crimes they endured. The children's program was led by child development psychologists who specialize in dealing with victims' issues. This symposium was organized by the OPDAT Justice Sector Reform Program with cooperation from the USAID Access to Justice Program, and Colombia's Attorney General's Office. Mexico Prosecutor General Viviane Morales attended the opening ceremony.

***OPDAT Conducts Fourth Regional Environmental Crimes Prosecution Program in Indonesia:*** On May 24-25, the OPDAT RLA to Indonesia conducted an environmental crimes prosecution program with the Indonesian Attorney General's Office (AGO) and a former Deputy Chief of Environmental Crimes in Jayapura, Papua, for forty local prosecutors from all over Papua. Papua is one of the most remote and least developed places in the world, but is endowed with rich mineral, marine, and timber resources, along with fauna and flora found only on the island. Unfortunately, these resources are under threat from activities such as dynamite fishing, illegal mining and timbering, and wildlife trafficking, often committed by outsiders seeking to make a quick profit at the expense of the indigenous people. Last year, with OPDAT's assistance and \$500,000 in State Department 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, and a delegation from the task force visited the US earlier this year. Papua is the fourth regional program with the task force, each highlighting

specific environmental crime prevalent in the area -- April's program in Ambon focused on marine crimes, January's program in Riau focused on illegal wildlife trade and illegal peatland burning, and December's program in Kalimantan focused on illegal logging and illegal mining. 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."

***Two Computer Forensics and Intellectual Property Programs in Mexico:*** From May 23-24, the OPDAT RLA to Mexico joined forces with a CCIPS Attorney, a Cybercrime Analyst, a FBI Special Agent, and a US District Court Judge to conduct a judicial roundtable on computer forensics and intellectual property (IP) crimes for criminal judges and magistrate judges in Mexico City, Mexico. It addressed how electronic evidence is obtained and analyzed, as well as issues related to the presentation of electronic evidence to a judge. The program ended with a visit to the state-of-the-art computer forensics laboratory of the Mexican Federal Police (SSP), where the judges were able to see the capabilities of the lab and received demonstrations on how specially trained Mexican police can handle and analyze electronic evidence. From May 25-27, the same US team conducted a workshop on computer forensics and IP crimes for 50 prosecutors and investigators from various sections of the Mexican Attorney General's Office (PGR) and (SSP), as well as for representatives of Mexican Patent and Trademark Office who deal with IP enforcement. Through interactive exercises, the workshop brought together the IP and organized crime prosecutors with their "peritos" or experts from the PGR's digital, financial and IP divisions to discuss forensic practices and enhance the working relationship among these disparate groups when it comes to electronic evidence. The workshop also included a visit to the SSP computer forensics laboratory.

***OPDAT Holds Continuing Legal Education Program in Kirkuk:*** On May 17, the OPDAT RLA to Iraq facilitated a Continuing Legal Education (CLE) program with the Kirkuk Jurist Union (KJU). In the past six months, OPDAT has participated in at least four CLE programs with the KJU. In fact, the RLA presented the lectures at the last two and was awarded an Iraqi lawyer's robe for his efforts. For this program, he arranged for a private attorney, who is a member of the Kirkuk Provincial Reconstruction Team (PRT), to make a presentation on the private practice of law. The presentation made the points that the private practice of law is a business, that it requires discipline and a strong work-ethic, and that it can be very satisfying. The program was attended by a diverse group of young Arab, Kurdish, and Turkmen lawyers as well as PRT Team Leader Fletcher Burton and Office of Provincial Affairs Director Alcy Frelick, who interacted with the young attorneys. The program provided a good opportunity for everyone to learn and exchange ideas about the practice of law.

***OPDAT Resident Legal Advisor to Kenya Assists with Intellectual Property Crimes Workshop in Kenya:*** On May 17-20, the OPDAT RLA to Kenya assisted with an intellectual property (IP) crimes program sponsored by the US Department of Justice, US Department of Commerce, Kenyan Anti-Counterfeiting Agency (ACA), and the US Embassy Nairobi. Funding was provided by US Agency for International Development (USAID), US DOS, and the US Department of Commerce. The workshop set in Nairobi brought together approximately 60 representatives from the Kenyan government, and more than 40 industry representatives, to collaborate on developing a more effective interagency approach to IP protection and enforcement in Kenya. Representatives from the East African Community observed the event. The program was particularly significant because Kenya recently created the ACA and passed an Anti-Counterfeiting Act. The ACA is the agency responsible for enforcing intellectual property rights in Kenya. Improvements in IP enforcement are needed to promote growth and trade, and to protect the public from the health and safety risks posed by counterfeited goods. This program was the first of three scheduled events, each of which is designed to promote more coordinated IP enforcement efforts in Kenya. Following this workshop, a delegation from Kenya will travel to Washington, D.C., for consultations in on interagency cooperation. Later this year, the US Department of Justice will provide judicial training on the recently enacted intellectual property law. As President Obama has noted, "[o]ur single greatest asset is the innovation and the

ingenuity and creativity of the American people...It is essential to our prosperity and it will only become more so in this century. But it's only a competitive advantage if our companies know that someone else can't just steal that idea and duplicate it with cheaper inputs and labor." Improved compliance in East Africa will protect not only Kenya's interests, but also the interests of American businesses in the region.

***OPDAT Conducts US- Based Study Program for Albanian Prosecutors and Police Officers:*** On May 16, a delegation of 20 Albanian prosecutors and police officers, led by the two OPDAT RLAs to Albania, began a three-week program to study the US criminal justice system. The individuals chosen to participate in the tour are all members of "Joint Investigation Units" (JIUs). The JIUs were previously formed, with the help of OPDAT, to more effectively investigate and prosecute financial crimes and public corruption cases, which pose a pervasive problem in Albania. The program, which had stops in Boston, MA; Washington, DC; New Orleans, LA; and Jackson, MS; was designed to show a wide variety of criminal justice venues, both regionally and by population density. While in Boston, the Albanian delegation observed several Federal court hearings such as a high-profile public corruption trial, a guilty plea, and sentencing. They also met with Assistant US Attorneys (AUSAs) with whom they discussed the handling of organized crime, public corruption, money laundering, and asset forfeiture cases. The group also met with special agents from the FBI and US Secret Service who gave presentations and case studies in covert investigations and credit card fraud, respectively. In Washington, after meeting with OPDAT representatives, the delegation spent time with DOJ attorneys in the Tax and Civil Rights Divisions as well as the Office of Professional Responsibility. Additionally, the group toured the Library of Congress and was given a private tour of the Supreme Court which ended with a question and answer period with a current law clerk for Justice Kennedy. Prior to leaving Washington, two senior JIU prosecutors sat down for a televised interview with the Voice of America. In New Orleans, the Albanian delegates were exposed to the institutions of state prosecution, including the state Criminal Courts Building and Louisiana Supreme Court. In Jackson, the delegation met with attorneys at Mississippi's largest law firm to hear about criminal defense in complex financial cases and electronic presentation of evidence. They also spent time with the Financial Fraud Strike Force at the US Attorney's Office, observed Federal court proceedings, and met with a Federal District Court Judge. The program should be of significant value to the Albanian law enforcement participants as they took back to Albania illustrations of alternative and comprehensive methods to more effectively investigate and prosecute financial and public corruption cases.

***OPDAT Program in Moldova On Criminal Liability for Legal Entities:*** On May 12 and 13, the OPDAT RLA to Moldova, in coordination with the Prosecutor General's Office and the Norwegian Rule of Law Mission to Moldova (NORLAM), conducted two programs at the National Institute of Justice in Moldova to focus attention on criminal liability for legal entities. Sharing his expertise at both events was the OPDAT RLA to Russia, who explained the US experience, covering the development of the law, its rationale and Department of Justice guidelines that govern the practice in the federal system, as well as an application of the Sentencing Guidelines. The RLA also shared information regarding the Russian approach in this area. A prosecutor and rule of law advisor with NORLAM, described Norwegian law and practice, and a senior prosecutor from the National Anticorruption Directorate in Romania, presented the Romanian experience. There were 36 participants on May 12, including senior-level judges and prosecutors, and senior investigators of Moldova's Center for Combating Economic Crime and Corruption, many of whom posed questions to the panel of presenters. The event was designed to share best practices and to highlight, at a policy-making level, the importance of applying criminal liability to corporate entities that violate the law. In Moldova, criminal liability for legal entities is applicable only in certain crimes, and bribery is not one of them. This program brought timely attention to the need for strengthening Moldova's laws on corporate criminal liability, especially in view of the draft law to expand criminal liability, which was recently presented to the Parliament. This proposed amendment, now under consideration, would impose criminal liability for legal entities that commit bribery. The May 13 workshop covered the subject in an interactive format for 24 prosecutors and judges. Comments from the workshop participants indicated that they found the

material very interesting and informative, as this is a relatively new concept for Moldova and very few prosecutors and judges have any experience with it.

***OPDAT Assistance Instrumental in Enactment of Anti-Gender Based Violence Laws in Zambia:*** As a direct result of OPDAT involvement in the Women's Justice and Empowerment Initiative (WJEI) in Zambia, the first anti-gender-based violence (GBV) legislation went into effect in Zambia on May 12. In a show of solidarity from both the ruling Movement for Multiparty Democracy party and the opposition, the GBV legislation passed quickly and unanimously in the Zambian Parliament. The "Anti-Gender Violence Act" allows judges to issue court orders to protect GBV victims, establishes a public-private Anti-GBV Committee to advise the Zambian government (GRZ) on gender based violence matters, and obligates the GRZ to open shelters dedicated to GBV victims. The amended Penal Code raises the legal definition of a child from 16 to 18 years of age to protect older children from sexual violence and mandates a minimum sentence of 15 years in prison for rapists. Speaking on behalf of other women's rights organizations, the gender-based NGO, Coordinating Council in Zambia, welcomed the laws as a significant first step toward fighting GBV in Zambia and urged law enforcement officials to implement the law without delay. As part of the DOJ/State Department's WJEI, OPDAT assigned an Assistant US Attorney to serve as the RLA in Lusaka, Zambia, for a two year period that ended in 2010. As part of his mission, the RLA conducted extensive training for investigators, prosecutors, and judges on gender violence issues. He also worked tirelessly to encourage the enactment of up-to-date legislation that would address gender based violence criminal conduct, and victim assistance issues. According to the US Embassy in Lusaka, the new laws may encourage the GRZ to make more serious efforts to end gender-based violence in Zambia.

***Successful Trial Advocacy Program in Pakistan:*** On May 11, at the DOJ National Advocacy Center (NAC) in Columbia, South Carolina, a prosecutor from Pakistan's Khyber Paktunkwa Province, who serves on the front lines of Pakistan's own fight against terrorism, and the Assistant Legal Advisor for OPDAT's INL- supported Rule of Law program in Pakistan, stood shoulder to shoulder with Assistant US Attorneys and other DOJ prosecutors from across the country, as they participated in the mock trials that are the culmination of the two-week trial advocacy program at the NAC. While OPDAT does on rare occasions provide opportunities for foreign prosecutors to attend and observe the trial advocacy training provided to DOJ prosecutors at the NAC, it is rarer still (perhaps unprecedented) that such foreign prosecutors actually form a trial team and go head to head with DOJ prosecutors in a mock trial. This is a testament to the skills of these Pakistani prosecutors and to the success of OPDAT RLA to Pakistan's Trial Advocacy training program in Pakistan, of which the two are alumni.

***OPDAT Resident Legal Advisor is Presenter at Program on Combating Foreign Bribery of Government Officials:*** The OPDAT RLA to Indonesia spoke at a May 10-11 program in Bali, Indonesia, on combating foreign bribery of government officials in international business transactions. The program, organized by the Organization for Economic Cooperation and Development and the Indonesian Corruption Eradication Commission, and attended by several hundred participants from 55 countries, focused on different avenues for combating bribes, including developing more transparent procurement systems, adopting national and international legal instruments to combat foreign bribery, and aggressively investigating and prosecuting violators. Indonesian President Yudhoyono delivered the keynote address. The RLA, with materials provided by the Criminal Division's Fraud Section, described DOJ Foreign Corrupt Practices Act enforcement and what factors have contributed to its substantial growth in recent years. The program was a key step in support of the G-20 Anti-Corruption Working Group, which Indonesia and France co-chair.

***Witness Protection Program Supported by OPDAT and ICITAP Gains Traction in Albania:*** On May 10, law enforcement officials from six countries heard Albanian Minister of Justice Bujar Nishani reinforce Albania's commitment to witness protection at a regional conference conducted by OPDAT and ICITAP in Durres, Albania. Saying that the Ministry is open to collaboration and cooperation with neighboring countries, the Minister spoke openly about the

challenges of combating criminal activity and the need to protect those who step forward. He added that the Albanian State Police is a trustworthy and reliable partner. The Minister profusely thanked the US Embassy for its strong support of Albania, and in particular for its work in strengthening Albania's law enforcement capacity and its judiciary. DOJ officials from the Federal Bureau of Prisons, United States Marshal Service (USMS), and Criminal Division attended the program to provide training and establish partnerships with countries in the region. During the three-day program, each country made a presentation describing its program, challenges, and successes. OPDAT and ICITAP have worked jointly to provide support and training to the Witness Protection Directorate for many years. Significant achievements include passage of a new Witness Protection Law in late 2009, with OPDAT providing essential drafting assistance, and the establishment of a separate directorate within the Albanian State Police dedicated to Witness Protection.

***OPDAT Program for Macedonians on Fair Trials and Protection of Human Rights:*** From May 1-5, in conjunction with ICITAP and the Academy for Judges and Prosecutors, OPDAT conducted a program at the European Court on Human Rights in Strasbourg designed to enhance Macedonian legal practitioners' understanding of international standards for fair trials and the protection of human rights and freedoms. Experienced prosecutors, police, criminal judges, and defense attorneys had private sessions with five different judges from the Court and exchanged experience on prevention of torture, pre-trial detention, and admissibility of evidence, rights of defendants, and other issues. Macedonian participants expressed eagerness to share the knowledge gained from this program with their peers in order to prevent violations of the European Convention on Human Rights by Macedonia. This event was part of the effort by Embassy Skopje to support criminal justice reform in Macedonia following the recently enacted Criminal Procedure Code.

***Asset Forfeiture Fund Support in Philippines:*** During the week of May 2, OPDAT assisted the formation of an Asset Forfeiture Fund in the Philippines through a series of meetings in Manila that included the Secretary of Philippines Department of Justice. The OPDAT RLA and USMS Assistant Chief Inspector made the rounds in a follow-on to a joint AFMLS-USMS-OPDAT training that took place in early March 2011 for 50 participants from the judiciary, legislature, law enforcement, and prosecution, and focused on managing and disposing of assets once they have been forfeited. The meetings this week concluded with a seminar to form a working group to draft the law, framework, and procedures of a fund that will then be able to use proceeds from crime and corruption for the government and law enforcement. Next steps include AFMLs assistance in supervising the legal drafting and USMS assistance in mapping out logistics.

***Witness Protection Program in Albania:*** From April 25 - 29, the OPDAT RLA to Albania and ICITAP jointly organized and sponsored an Advanced Physical Protection Skills Training for the Special Unit of the Albanian Witness Protection (WP) Directorate. This training was a follow-on to initial training conducted by the USMS for this same unit in 2008. The trainees, 25 officers of the Special Protection Unit, were trained on the use of firearms, protection techniques, evacuation of protected witnesses, and other related skills. The classroom component included lectures on planning of operations, counter surveillance, and other topics. OPDAT and ICITAP staff had a chance to observe the progress of the trainees on the last day of the class when they participated as protected witnesses in the final exercises of the session. OPDAT and ICITAP both have State Department-funded projects at Post and cooperate successfully in numerous law enforcement projects. The WP Directorate will apply the knowledge gained during this training in protecting witnesses in notorious organized crime cases, as well as in their duties protecting high public officials and dignitaries.

***Victims's Assistance Center Opening in Cali, Colombia:*** The OPDAT Justice Sector Reform Program in Colombia, with the joint support of USAID and the Attorney General's Office, inaugurated a newly-constructed Victims' Assistance Center to the Cali Attorney General's Office on April 27. This center, together with two other Victim/Witness Assistance Centers in Bogotá and Bucaramanga, supports services to victims, providing them treatment with dignity and

respect, and in doing so underlining the importance of victims' testimony to successful criminal prosecutions. The centers are modeled after those employed in US Attorneys' Offices.

***Malaysian Delegation Visits U. S. to Study Export Enforcement Systems and Strategic Trade Control Practices:*** From April 16 - 23, the OPDAT ILA to Malaysia led a delegation of 11 Malaysian prosecutors and police officials on a study tour in Washington, D.C., and Baltimore, Maryland, focused on strategic trade control investigations and prosecutions. The goal of the program was to let the delegation observe firsthand how to conduct effective criminal export control investigations and prosecutions. In addition to briefings with US law enforcement members and prosecutors, the program included tours of venues that demonstrate how the United States coordinates its licensing and law enforcement functions in export control matters. The group met with the Department of Homeland Security's Immigration and Customs Enforcement Counter Proliferation Investigations Center (CPIC) on how export control cases can be coordinated from a national level, and how leads from the intelligence community can be incorporated into a law enforcement prosecution. The group also visited an undercover storefront used by US investigators to conduct undercover sting operations in export control cases. Finally, the delegation toured an electronic courtroom in the US District Courthouse in Washington, D.C., for a better understanding of how US prosecutors present documentary exhibits and other evidence in trial proceedings involving export violations and similar offenses. The 11 members of the delegation included senior officials from the Malaysian Attorney General's Chambers, Royal Malaysian Police, and Strategic Trade Secretariat.

***Domestic Violence Program in Armenia:*** On April 16 – 17, the OPDAT RLA to Armenia conducted a program on "Successful Prosecution of Domestic Violence (DV) and Support for DV Victims" in Tsakhkadzor, Armenia for 48 prosecutors, police, judges, members of Parliament, NGOs, and Armenian ministry officials. Two prosecutors from New York City and a police officer from Glendale, California, were among the presenters. Domestic violence is a significant issue in Armenia as there is a widespread belief that any violence committed in the home is strictly a family matter, notwithstanding Armenia's international legal commitments to the contrary. Participants at the program discussed a draft law on domestic violence which would provide judges and police with the authority to issue orders of protection to victims and would support the prosecution of domestic violence cases.

***Program for Russian Delegation on Fraud in Government Procurement:*** From April 11 – 15, the OPDAT RLA to Russia led a delegation from the Russian Federal Anti-Monopoly Service (FAS) on a US-based program focused on uncovering and preventing fraud in government procurement, a major source of official corruption in Russia. The delegation, which also included representatives of the Ministry of Internal Affairs, Ministry of Economic Development, Investigative Committee, and Prime Minister's Office met with representatives of the Antitrust Division, Federal Trade Commissioner William Kovacic, President Obama's Senior Advisor for Russian Affairs Dr. Michael McFaul, procurement officials for the Bureau of Prisons, and representatives of the Office of Management and Budget, Government Accountability Office, US Trade Representative, General Services Administration, and the Senate Judiciary Committee Antitrust Subcommittee. The delegation also participated in roundtables at the US - Russia Business Council, Kennan Institute, and Carnegie Endowment during which they discussed new legislative initiatives in the area of procurement reform. The program advanced OPDAT's goals in the areas of anti-corruption and government transparency.

***AML/CTF Program and Meetings in Bangladesh:*** The OPDAT RLA to Bangladesh works with his government counterparts to combat financial crimes in Bangladesh and the South Asia region. The RLA's efforts have revealed the need to improve technical capacity as well as the interaction and cooperation between the numerous government stakeholders in the field of Anti-Money Laundering/Counterterrorism Financing (AML/CTF). To address these concerns, on April 10-11 in Dhaka, the RLA conducted a seminar entitled "The Investigation and Prosecution of Financial Crimes," in partnership with ICITAP, FBI, and the Bangladesh (National) Bank. The seminar included 25 participants from over 10 different government agencies, covering topics

from conventional law enforcement to non-traditional groups such as the NGO Affairs Bureau and the National Board of Revenue. Presenters from the Criminal Division's AFMLS and the FBI's Terrorist Financing Operations Section covered such topics as non-conviction based forfeiture, NGO/charities, hawalas/hundis, cash bulk smuggling, and mobile banking. Also present were Bangladeshi officials, who had just returned from an RLA-sponsored involvement in a regional financial crimes gathering in Indonesia. On the day after the Dhaka seminar, the RLA and AFMLS Deputy Chief met with top-ranking Bangladeshi officials to build further political support for AML/CTF legislative improvements currently under consideration. This draft legislation is the result of ongoing OPDAT/AFMLS technical assistance offered directly to the government drafters. The RLA and AFMLS Deputy Chief promoted these positive developments and recounted the details of the just-concluded seminar with the leaders of the Law Ministry, the Home Affairs Ministry, the Finance Ministry, the Bangladesh Bank, and the Attorney General's Office.

***Successful Plea Bargaining Program in Kosovo:*** On April 4-8, OPDAT and the US Attorney's Office, Eastern District of North Carolina (EDNC) conducted a plea bargaining program in Pristina, Kosovo. The first day of training was conducted in a classroom setting for over 60 participants, including judges, prosecutors, defense attorneys, law enforcement officers, and victim advocates. The rest of the week, the EDNC-Kosovo Initiative team worked with prosecutors from the Pristina District Prosecutor's Office, defense attorneys, and law enforcement officers to provide mentoring, advice, and guidance on resolving actual cases via a plea bargain. This portion of the training was particularly successful as it enabled the prosecutors to immediately implement the plea bargaining training and witness the benefits of resolving cases with this practice. A dozen pleas were negotiated during the week, most of them involving several defendants. By the end of the program, the prosecutors were ready and prepared to routinely utilize plea bargaining in resolving criminal cases. The defense attorneys who participated reported that they are eager to resolve cases by plea bargaining, and the judges indicated that they were ready to accept plea agreements as soon as they were presented. The routine practice of using plea bargaining will enable the Kosovo prosecutors and courts to significantly reduce the backlog of pending cases and also allow them to focus limited resources in prosecuting more serious cases.

***Two Financial Investigations Programs in Albania:*** In the first half of April, OPDAT conducted two separate financial investigation training programs for prosecutors and judicial police officers in Albania. The first week-long seminar, which began April 4, addressed basic concepts and was held in Shkoder, Albania. The second started April 11 in Durres and was attended by students who had previously taken the earlier basic course. Both courses featured veteran Internal Revenue Service international trainers and were coordinated by the OPDAT ILA to Albania and the OPDAT RLA to Albania. The sessions included lectures and student participatory exercises involving the analysis of public corruption, acquiring evidence, money laundering, and other issues typically involved in financial cases. Three Albanian bank experts participated in both programs, discussing the use of bank records in the investigation and prosecution financial cases. The training was well-received by the participants and should aid them in their pursuit of public corruption and financial crimes.

***Program on Organized Crime and Corruption in Algeria:*** At the request of the Algerian Ministry of Justice, OPDAT presented a practical, hands-on seminar on organized crime and corruption for Algerian prosecutors, investigating magistrates, and police in Algiers during the week of April 4. The program focused on the use of investigative techniques and prosecutorial strategies that can be applied effectively in complex cases. The DOJ team included experienced prosecutors from the Organized Crime and Gang Section and the Public Integrity Section as well as an FBI supervisory special agent who is fluent in French. The team was led by the former OPDAT RLA to Kenya, who is now an AUSA. The seminar was part of a series of programs that OPDAT is developing as a follow-up to US Attorney General Eric Holder's visit to Algiers in May 2010, which resulted in the signing of a mutual legal assistance treaty with Algeria. Following that visit, the Algerian Ministry of Justice requested DOJ justice sector assistance, through OPDAT, in

the areas of cybercrime, organized crime, narcotics, money laundering and financial crimes. The goal is to enhance Algeria's capacity to address complex criminal activity; these programs represent a positive step forward in the development of law enforcement cooperation between the US and Algeria.

***Program on Police and Prosecutor Cooperation for Thai Delegation:*** From March 28 –April 8, the OPDAT RLA to Thailand led a delegation of six Thai public prosecutors on a study tour to Los Angeles, California, focused on police and prosecutor cooperation and best practices in case building. Police and prosecutors in Thailand seldom work together to build strong investigations or prosecutions. To address this problem, the RLA designed this program to provide the Thai prosecutors an up-close look at the way American prosecutors and investigators work together during investigations. The Thai prosecutors were hosted by the US Attorney's Office for the Central District of California and the District Attorney's office for Los Angeles County. During the second week, each of the Thai prosecutors shadowed a separate team of several American prosecutors. Three of the Thais shadowed prosecutors in the District Attorney's Office, while the others shadowed federal prosecutors. Thus each of the Thai prosecutors observed, in depth, how American prosecutors work—and, in particular, how they closely interact with police and law enforcement agents on a daily basis to build cases. The group also observed trial proceedings and attended meetings with the FBI and USMS, both of whom work with prosecutors in investigations and building cases.