

Insights

BCLP PARTNER AUTHORS ARTICLE IN 'NEW YORK LAW JOURNAL' ON FCPA SECOND CIRCUIT RULING

Aug 23, 2022

BCLP Partner Andrey Spektor authored an article published Aug. 22 in the *New York Law Journal* on Second Circuit's recent opinion touching on the Foreign Corrupt Practices Act (FCPA). After discussing the FCPA's unique features and the case's strange history, Andrey offered factors companies can extract from the opinion to minimize FCPA exposure. "While the Second Circuit's 2018 opinion is useful mainly to attorneys representing foreign individuals and entities, the 2022 decision should be studied carefully by U.S. companies with foreign subsidiaries," wrote Andrey, a former federal prosecutor. "Given the sparsity of FCPA case law, the recent opinion offers valuable leverage when negotiating a resolution with the government."

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