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**COURSE NO. 337-001 WHITE COLLAR CRIME  
FALL 2024**

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**Instructor Information**

Lloyd Liu  
lliu27@gmu.edu

Conor Mulroe  
cmulroe@gmu.edu

**Course Information**

Schedule: Mondays from 6:05 p.m. to 8:05 p.m. (excluding holidays)

Dates: August 26, 2024 to November 18, 2024

Location: To be determined

Office Hours: Please request a meeting 24 hours in advance via email

**Course Description**

This class will teach students both the substance and practice of federal white-collar criminal law, including how white-collar cases are investigated, charged, defended, tried, and otherwise resolved. It will be a blend of theory, substance, and practice – understanding the theories that animate the body of law, the substance of the law as reflected in the United States Code, regulations, and case law, as well as the nuts and bolts of day-to-day practice.

With respect to theory and substance, we will cover the definition and theory behind white-collar crime; individual and corporate criminal liability; privileges; and the various species of fraud that comprise white-collar criminal law, among other things. As for practice, students will learn about investigative techniques, the mechanics of federal criminal litigation (such as warrants, grand jury proceedings, indictments, and plea bargaining), and more.

Our goal is to keep the class as engaging and practical as possible. We will utilize a blend of class lecture, guest speakers, and in-class discussion to teach and reinforce important practical aspects. The syllabus will begin with studying substantive offenses and then focus later on procedural aspects of white collar crime.

**Course Goals**

By the end of this course, you will:

- Understand the background, theory, and legal practice of federal white-collar crime.
- Understand the statutes and substantive law that are commonly applied to white-collar crime.

- Develop skills relevant to the practice of white-collar criminal law, including understanding how the government conducts investigations and obtains information, how white-collar cases are litigated, and how white-collar cases are resolved.

**Course Materials**

- Julie R. O’Sullivan, *FEDERAL WHITE COLLAR CRIME: CASES AND MATERIALS*, 8<sup>th</sup> Ed. (2022).
- Title 18, United States Criminal Code.
- Federal Rules of Criminal Procedure.
- U.S. Department of Justice, *JUSTICE MANUAL* (available at <https://www.justice.gov/jm/justice-manual>).
- Other materials as identified in advance by the instructors.

**Grading**

Grading will be based on a final exam, which will comprise 90% of your grade. The remaining 10% will be based on class participation.

**Course Schedule & Assigned Reading**

\*Reading assignments may be pared back depending on the schedule, and the instructors will notify students accordingly. Unless otherwise specified, you may skip the intervening “Notes” in the O’Sullivan text in any assigned readings. Instructors will point out any relevant notes during class that the students should know.

<b>8/26/24</b>	<b>Class One</b>	<b>Introduction to White Collar Crime</b>  <b>Mens Rea</b> Chapter 2, pp. 58-69, 88-103
<b>9/4/24 (Wednesday)</b>	<b>Class Two</b>	<b>Mail and Wire Fraud</b> Chapter 7, pp. 403-460 18 U.S.C. §§ 1341, 1343  <b>Search Warrants</b>
<b>9/9/24</b>	<b>Class Three</b>	<b>Fraud, Bribery &amp; Gratuities</b> Chapter 8, pp. 492 – 513 (including notes 1-9 on pp. 499-505) <b><i>Snyder v. United States</i>, 603 U.S. ____ (2024)</b>

<b>9/16/24</b>	<b>Class Four</b>	<b>Honest Services Fraud</b> pp. 460-488
<b>9/23/24</b>	<b>Class Five</b>	<b>Money Laundering</b> Chapter 12, pp. 730 – 754 18 USC §§ 1956, 1957 DOJ Manual § 9 – 105.000
<b>9/30/24</b>	<b>Class Six</b>	<b>Obstruction of Justice/False Statements/Perjury &amp; False Declarations</b> Chapter 5, pp. 262 – 297 18 USC §§ 1621, 1623 18 USC §§ 1001  Chapter 6, pp. 332 – 352; 361-366 18 USC §§ 1503, 1505
<b>10/7/24</b>	<b>Class Seven</b>	<b>Conspiracy</b> Chapter 10, pp. 648-679 18 U.S.C. § 371  <b>Indictments</b> Rule 7 of the Federal Rules of Criminal Procedure
<b>10/21/24</b>	<b>Class Eight</b>	<b>The Racketeer Influenced and Corrupt Organizations Act</b> Chapter 11, pp. 685-728  <b>Grand Jury Proceedings</b> Chapter 13, pp. 776-814
<b>10/28/24</b>	<b>Class Nine</b>	<b>Representation Issues</b> Chapter 18, pp. 992-1019  <b>Discovery: <i>Brady</i> and Rule 16</b> Fed. R. Crim. P. 16 Chapter 14, pp. 816-52  <b>A Primer on Attorney Client Privilege and Taint Teams</b>
<b>11/4/24</b>	<b>Class Ten</b>	<b>Sentencing</b> USSC Guidelines Manual 2018, pp. 1 – 18 Loss Table 2B1.1  <b>Prosecutorial Discretion</b> Ellen S. Podgor, “What Kind of a Mad Prosecutor,” 41 Vermont L. Rev. 523 (2017)

		<p><b>Justice Manual Selections</b> To be assigned.</p>
11/11/24	Class Eleven	<p><b>Deferred Prosecution Agreements/Internal Investigations</b> Chapter 4, pp. 224-240</p> <p><b>Plea Bargaining</b> Chapter 19, pp. 1040-1053; 1064-1075</p>
11/18/24	Class Twelve	<p><b>Corporate Criminal Liability &amp; Individual Liability</b> Chapter 2, pp. 58-60, 96-103 Chapter 4, pp. 151-207</p>
11/21/24 (Thursday)	Class Thirteen	<p><b>Review Class</b></p>