

2003 Riesenfeld Symposium

International Money Laundering: From Latin America to Asia, Who Pays?

Speaker Biographies

THE HONORABLE ADOLFO AGUILAR-ZINSER is Mexico's former Ambassador to the United Nations. He is a member of the Inter-American Dialogue in Washington, D.C. and a syndicated columnist for *Reforma* and for other important newspapers such as *Frontera de Tijuana* and *Diario de Yucatán*. He is the author of several books and essays regarding international matters such as political and economic relations between Mexico and the United States; Central America; national security; Mexico's southern border and refugee policy; and national issues about the Mexican political system and corruption. In 2000 he was appointed by the President of Mexico, Vicente Fox, as the National Security Advisor and Commissioner of Law and Order. He was also elected to Congress as an external Partido de la Revolucion Democratica (PRD) candidate and was the founder of the Independent Citizens Congressmen Group. Ambassador Aguilar-Zinser is a member of various commissions including the Commission for the Investigation of CONASUPO (national supply company for basic consumption commodities) and its branches (this Commission was established to investigate corruption of high public officials); Foreign Affairs; Border Affairs; Radio, Television and Cinematography and Social Communication Special Commission. Ambassador Aguilar-Zinser gave the keynote address and was the inaugural recipient of the Board of Editors Award presented by the Berkeley Journal of International Law.

MADS ANDENAS has been the Director of the British Institute since April 2000. He is also a Senior Teaching Fellow in European Community Law of the Institute of European and Comparative Law, University of Oxford and a Fellow of Harris Manchester College, University of Oxford. He was the Director of the Centre of European Law, King's College, University of London from 1994-2000, and the Honorary Director of Studies. Later he was named Law Society Senior Research Fellow in Corporate Law, Institute of Advanced Legal Studies, University of London. He is General Editor of the *International and Comparative Law Quarterly* and of *European Business Law Review* and is on the editorial boards of some 12 other law journals and book series. He has published some

30 books. Mr. Andenas spoke as a member of the panel focused on banking and globalization.

DIANE AMANN is a Professor of Law at the University of California, Davis School of Law. Her specialties include International Criminal Law, Criminal Law, Procedure, Evidence, Constitutional Law and International Human Rights Law. She has written various articles and book chapters on each of those topics. In 2002 she was a Visiting Professor at the Irish Centre for Human Rights at the National University of Ireland, Galway and in 2001-02 she was a Professeur invitée, Faculté de droit, Université de Paris 1 (Panthéon-Sorbonne). Professor Amann spoke as a member of the panel concerning the worldwide effects of money laundering as it affected trafficking of women in Asia and Eastern Europe.

MARTHA BOERSH, a federal prosecutor, currently supervises five attorneys in the Organized Crime Strike Force of the U.S. Attorney's Office in San Francisco, which investigates and prosecutes Asian, Russian, and other organized crime groups for a variety of federal offenses. From September 2001 until September 2002, Ms. Boersch supervised seven attorneys in the Securities Fraud Section, which specializes in corporate fraud, insider trading, and investment fraud cases. She also served as the International and National Security Coordinator and Anti-Terrorism Coordinator. As an Assistant U.S. Attorney in the Criminal Division her case load included fraud and money laundering cases as well as violent crimes. Ms. Boersh spoke as the moderator of the panel focused on enforcement.

JACK A. BLUM is a partner at Lobel, Novins & Lamont, a Washington, D.C. law firm where he represents individuals, governments and corporations on international business transactions, corporate fraud, recovery of losses for victims of international fraud schemes, tax and antitrust matters. As a Senate Attorney he was involved in a number of well-known investigations, including BCCI, General Noriega's drug trafficking, and Lockheed Aircraft's overseas bribes. He is an expert on money laundering and offshore tax haven issues and has served as an expert witness in these areas. Mr. Blum spoke as a member of the panel focused on enforcement.

LAN CAO is the Cabell Professor of Law at William & Mary School of Law and was a visiting Professor of Law at University of Michigan Law School in the spring of 2003. She specializes in and has written several articles and books concerning International Business & Trade, International Law, and Law & Development. She clerked for Judge Constance Baker Motley of the United States District Court, District of New York, practiced with Paul, Weiss, Rifkind, Wharton & Garrison in New York City, and was a Ford Foundation Scholar in 1991. She is also the author of the acclaimed novel *Monkey Bridge*. Professor Cao has written an article as a member of the panel focused on the worldwide effects of money laundering as it influences trafficking of women in Asia and Eastern Europe.

DAVID D. CARON is a C. William Maxeiner Distinguished Professor of Law at the University of California, Berkeley School of Law (Boalt Hall). He presently serves as a member of the precedent panel of the U.N. Compensation Commission for claims arising out of the Gulf War and is also a member of the Department of State Advisory Committee on Public International Law. He has written extensively on international law including two of his most recent publications: "The ILC Articles on State Responsibility: The Paradoxical Relationship Between Form and Authority" in the *American Journal of International Law* (2002); and "The United Nations Compensation Commission: Practical Justice, Not Retribution" in the *European Journal of International Law* (2002).

STEFAN D. CASSELLA became the Deputy Chief of the Asset Forfeiture and Money Laundering Section in 2002. He supervises the Legal Policy Unit which is responsible for giving legal advice on money laundering and forfeiture issues, training, legislation, policy and dissemination of information through publications, the media, and public appearances. He has litigated major domestic and international money laundering and forfeiture cases, including heading the trial team handling the forfeiture of \$1.2 billion in assets of the Bank of Credit and Commerce International (BCCI) and coordinating the litigation of international forfeiture cases in Operation Casablanca. He has written nine law review articles and two monographs on money laundering and asset forfeiture that serve as key resource material for the Department of Justice and the U.S. Attorney's Office. Mr. Cassella spoke as a member of the panel focused on enforcement.

MARIANO-FLORENTINO CUÉLLAR received his J.D. from Yale in 1997 and a PhD in political science from Stanford in 2000. He was an undergraduate research fellow at the American Bar Foundation during the summer of 1992, a teaching and research assistant at Stanford in 1994-95 and part of the research staff to the Council of Economic Advisers during the summer of 1996. From 1997-1999, he was Senior Advisor to the Under Secretary of the Treasury (Enforcement). In 1999 he served as a law clerk to Chief Judge Mary M. Schroeder of the U.S. Court of Appeals for the Ninth Circuit. He has been a member of the Stanford Law School faculty since 2001. Professor Cuéllar spoke as a member of the panel concerning banking and globalization.

AMBASSADOR NANCY ELY-RAPHEL is currently Counselor on International Law in the Office of the Legal Adviser. Prior to that appointment she served as Senior Advisor to the Secretary of State and Director of the newly created Office to Monitor and Combat Trafficking in Persons. Secretary of State Colin Powell selected her for that position in October 2001. She established the office and led State Department efforts to develop and implement policy to combat trafficking in persons until January 2003. From 1998 until 2001 she served as the U.S. Ambassador to Slovenia. Prior to her service in Slovenia, she served as the Coordinator for Bosnia, the Principal Deputy Assistant Secretary of State for Democracy, Human Rights, and Labor, and the Assistant Legal Adviser for African Affairs and Nuclear Affairs. She is a graduate of Syracuse University and the University of San Diego School of Law, and has worked as an Assistant U.S.

Attorney, Deputy City Attorney in San Diego, Associate Dean of Boston University School of Law, and senior trial attorney with the Organized Crime Strike Force of the Department of Justice. In 2001 she received The University of San Diego's Author E. Hughes Award for lifetime career achievement. Ambassador Ely-Raphel spoke as a member of the panel concerning the worldwide effects of money laundering as it influences trafficking of women in Asia and Eastern Europe.

EDWARD LUIS "LUCHO" GARZON was the president of Colombia's largest labor federation, the CUT (*Confederación Unitaria de Trabajadores*), from 1996-2001. He was a presidential candidate in 2002 for the new party, *Polo Democrático*, and won the largest support for a third-party candidate in the history of Columbia. Currently, he is a key figure in the peace process, serving as a member of the Executive Committee of the National Peace Council. Recently, Mr. Garzon has been elected mayor of Bogota, the second highest political post in Columbia. Mr. Garzon spoke as a member of the panel concerning the status of affairs and policy reforms in Latin America.

ANDREW GUZMAN is an Acting Professor of Law and the Director of the International Legal Studies Program at the University of California, Berkeley School of Law (Boalt Hall). He works and writes in the fields of international trade, international regulation, international law (public and private), arbitration, foreign direct investment, and choice of law. Some of his forthcoming articles include "The Political Economy of Litigation and Settlement at the WTO," and "International Antitrust and the WTO: The Lesson from Intellectual Property." Prior to joining the Boalt Hall faculty he was a Visiting Assistant Professor at the University of Chicago Law School and served as a law clerk to the Honorable Juan R. Torrella, Chief Judge of the First Circuit Court of Appeals in San Juan, Puerto Rico. Professor Guzman spoke as the moderator of the panel concerning banking and globalization.

JOHN W. MOSCOW, a native New Yorker, is a Deputy Chief of the Investigations Division of the New York County District Attorney's Office, where he started prosecuting street crime in 1972. He has spent more than twenty-five years prosecuting thefts, tax fraud, money laundering, securities fraud and bank fraud. A graduate of the University of Chicago and Harvard, his best known case is the prosecution of the Bank of Credit and Commerce International (BCCI). Since 1996 he has prosecuted securities fraud cases, including those against A.R. Baron, Duke Securities and Meyers Pollak Robbins. He is currently prosecuting officers of Tyco International Ltd for theft, as well as cases involving international money laundering and related frauds. Mr. Moscow spoke as a member of the panel concerning enforcement.

KAL RAUSTIALA is an Acting Professor of Law at the University of California, Los Angeles School of Law. He teaches International Environmental Law and Public International Law. He is associated with UCLA's Institute of the Environment, a campus-wide multidisciplinary program. He is the co-editor of *The Implementation and Effectiveness of International Environmental Commit-*

ments: Theory and Practice (with Victor and Skolnikoff, 1998). His most recent publications focus on sovereignty and multilateralism, and international regulatory cooperation. He was a Peccei Scholar at the International Institute for Applied Systems in Vienna, Austria in 1995 where he spent part of three years studying environmental treaties and has frequently worked as a consultant to the United Nations Environment Programme. Professor Raustiala spoke as a member of the panel focused on banking and globalization.

HARLEY SHAIKEN is a Professor of Geography and Education and the Chair of the Center for Latin American Studies at the University of California, Berkeley. He specializes in issues of economic integration, technology, labor, and global production. He is the author of three books: *Work Transformed: Automation and Labor in the Computer Age*; *Automation and Global Production*; and *Mexico in the Global Economy*, as well as numerous articles and reports. Professor Shaiken introduced Ambassador Aguilar-Zinser and also spoke as the moderator of the panel focused on the status of affairs and policy reforms in Latin America.

JUAN SOLA is professor of Constitutional Law and the Chairman of the Public Law Department at the University of Buenos Aires. He served as a delegate for Argentina to the Law of the Sea Convention and is the author of a book on the Law of the Sea and Argentina. He was a career diplomat and served as Deputy Ambassador to Brazil, the third highest post in his country's diplomatic corps. For a few years he served as Consul General in Los Angeles. Professor Sola spoke as a member of the panel concerning the status of affairs and policy reforms in Latin America.

JUAN TOKATLIAN received a B.A. in sociology in 1978; he received a M.A. in 1981 and a Ph.D. in 1990 in International Relations from The Johns Hopkins University School of Advanced International Studies in Washington, D.C. Currently, he is a professor at Universidad de San Andres in Victoria, Provincia de Buenos Aires, Argentina. Professor Tokatlian lived in Colombia for 17 years, from 1981-1998. He was an associate professor from 1995 to 1998 at the Universidad Nacional de Colombia, Bogotá, where he was senior researcher at the Instituto de Estudios Politicos y Relaciones Internacionales. He co-founded the Centro de Estudios Internacionales at the Universidad de los Andes in Bogotá in 1982 and served as director from 1987 to 1994. He has published extensively on Colombian foreign policy, U.S. Latin American Relations, drug trafficking in the Americas, and global politics. Professor Tokatlian spoke as a member of the panel focused on the status of affairs and policy reforms in Latin America.

BRUCE ZAGARIS has a B.A., J.D., and L.L.M. from George Washington University. His B.A. included a major in International Affairs with a specialty in Latin American Affairs. After serving as a law clerk for the U.S. District Court for the Southern District of West Virginia (1972-73), Mr. Zagaris became an Assistant Attorney General for the State of Idaho (1973-74). Mr. Zagaris received graduate legal diplomas from Stockholm University, Sweden (1975)

and from the Free University, Brussels (1976). During his two years in Europe, in 1974-76, Mr. Zagaris worked for the Nordic Law Consultants and served as a UN consultant to the Mano River Union, a customs union in West Africa. Mr. Zagaris is currently an Adjunct Professor at the Washington College of Law, American University in Washington and the Fordham University Law School, New York. Since November 1978, Mr. Zagaris has practiced law in Washington, D.C., where he is a partner with Berliner Corcoran & Rowe, LLP. He has served as a consultant, counsel and lobbyist for fourteen governments on various subjects. Mr. Zagaris spoke as a member of the panel concerning the worldwide effects of money laundering as it influences trafficking of women in Asia and Eastern Europe.