

Second Circuit Refuses To Broaden The FCPA's Reach

Affirming the lower court's decision in *United States v. Hoskins*, the appellate panel ruled that the FCPA should not apply to non-U.S. persons or companies if the crimes took place outside of the U.S. and there are insufficient ties between the person or entity to a U.S. – based company.

Read *United States v. Hoskins* and get expert analysis of the FCPA issue below:

**United States v. Hoskins,
2018 U.S. App. LEXIS 23963**

**Compliance Hot Spots: Takeaways
on the 2nd Circuit's Big FCPA Ruling**

**LEXIS PRACTICE ADVISOR
Client Alert:
Second Circuit Blocks Department
of Justice from Broadening
Jurisdictional Reach of FCPA**



Hoskins Explained

On Aug. 24, 2018, the Second Circuit held in *United States v. Hoskins* that a foreign national who does not otherwise fall within the specific categories of defendants enumerated in the Foreign Corrupt Practices Act cannot be held liable for violating the FCPA under accomplice liability theories. [2nd Circ. Restricts The FCPA's Reach, Law360, August 29, 2018.](#)