



PROGRAM ANNOUNCEMENT

The Advocacy Institute Is Pleased to Present

PROCUREMENT FRAUD SYMPOSIUM

June 7, 2019

8:30 a.m.* – 3:00 p.m.

N.J. Forensic Science & Technology Center

1200 Negron Drive

Hamilton, New Jersey

***Registration is from 8:30 a.m. – 9:00 a.m.**

NOTICE REGARDING COURSE MATERIALS

You will receive the course materials approximately forty-eight (48) hours prior to the date of the course. The materials will be contained in an email attachment.

Program Summary

Government procurement deals with the purchase of goods and services by government entities, whether local, county or state. A myriad of statutes and regulations cover how governmental entities may purchase the goods and services they need to serve the public. The often-large amounts of money spent on such goods and services also makes the procurement area a target for abuse and fraud. This symposium will focus on government procurement and avoiding fraud in the procurement process. The issues addressed will include compliance and ways that purchasing entities sometimes deviate from compliance, criminal antitrust violations, and procurement/government contract fraud. The program will also include a panel discussion on fraud and fraud prevention.

Who Should Attend?

This symposium is intended for public employees such as purchasing agents, accountants and auditors, attorneys and counsel, detectives and prosecutors who regularly deal with procurement issues, oversee those that do or investigate and prosecute this type of fraud.

Who Is the Faculty?

AAG Thomas J. Eicher is the first Director of the Office of Public Integrity and Accountability in the New Jersey Attorney General's Office. The OPIA prosecutes public officials for crimes related to their offices, significant cases of fraud against the government, and civil rights violations. Prior to joining the Attorney General's Office, AAG Eicher worked for over thirty years in the United States Attorney's Offices in New Jersey and the Eastern District of Pennsylvania, holding various positions including Deputy United States Attorney and Chief of the Criminal Division. He has prosecuted a wide range of cases, including RICO murder cases, public corruption, including cases against members of Congress, securities fraud, civil rights, FCPA and narcotics cases. AAG Eicher clerked for the Honorable James R. Browning, Chief Judge of the Ninth Circuit Court of Appeals. He graduated *cum laude* from Princeton University and *magna cum laude* from the University of Pennsylvania Law School.

Barbara Geary, Esq. is the Director of the Procurement Division of the Office of the State Comptroller, where she previously served as a senior staff attorney. She has more than twenty years of contracting experience in both the public and private sectors. Prior to joining OSC, Ms. Geary was the Legal Affairs Officer for the New Jersey Housing and Mortgage Finance Agency, where she provided counsel and advice related to its operations and programs. Ms. Geary also served as an Assistant Attorney General in the State of Arizona, where she provided legal advice to the Director and staff of the Arizona Department of Housing. Ms. Geary began her legal career in the private sector as an associate with a New York City law firm, followed by eight years as General Counsel and Vice President for a start-up telecommunications firm. Ms. Geary obtained a Bachelor of Arts degree from Columbia University and received her law degree from Brooklyn Law School.

AAG Christine A. Hoffman is a Deputy Director of the Department of Law and Public Safety's Division of Criminal Justice, supervising the Statewide investigation and prosecution of white collar crimes. AAG Hoffman previously served as the Chief of the Division's Corruption Bureau, Deputy Chief of the Division's Major Crimes Bureau, and as an Assistant Prosecutor with the Burlington County Prosecutor's Office. AAG Hoffman is a faculty member of the NJ Attorney General's Advocacy Institute and the National Attorneys General Training and Research Institute and an adjunct law professor for Rutgers Law School.

Elie Honig, Esq. is the Executive Director of the Rutgers Institute for Secure Communities and Special Counsel to the law firm Lowenstein Sandler, LLC. He is also a CNN Legal Analyst. Mr. Honig served as Deputy Director, and then Director, of the New Jersey Division of Criminal Justice, where he oversaw a staff of over 500 law enforcement professionals, including prosecutors, detectives, analysts and support staff. During his time as Director, the Division charged and prosecuted sweeping cases against street gangs, drug trafficking organizations, illegal firearms traffickers, corrupt public officials, child predators and white-collar corporate thieves. The Division also developed new practice areas aimed at emerging criminal threats including cybercrime, human trafficking, post-Superstorm Sandy fraud and diversion of prescription painkillers. Mr. Honig spearheaded successful statewide policy initiatives focused on bail reform,

police-involved shooting response, body-worn cameras, community policing, internal affairs, witness protection and deconfliction.

Prior to joining the Division of Criminal Justice, Mr. Honig was an Assistant United States Attorney for the Southern District of New York, serving as Deputy Chief, and later Co-Chief of the Organized Crime Unit. He prosecuted and tried cases involving organized crime, human trafficking and public corruption, including the prosecution of over 100 members and associates of La Cosa Nostra, including bosses and other high-ranking members of the Gambino and Genovese Organized Crime Families. As an Assistant United States Attorney, he tried 15 cases to jury verdict, and argued over 20 cases in the Second Circuit Court of Appeals. Mr. Honig obtained his undergraduate degree from Rutgers College and his J.D. from Harvard Law School.

Noelle Maloney, Esq. is the Director of the Investigations Division of the Office of the State Comptroller. She leads a team of investigators and attorneys who detect and uncover waste, fraud, abuse and corruption at all levels of government. Prior to joining the OSC, Ms. Maloney served as Deputy Inspector General of the U.S. Securities and Exchange Commission, where she oversaw investigations and audits of the agency's operations and programs, including several high-level investigations in the wake of the 2008 financial crisis. Ms. Maloney also served as Senior Counsel to SEC staff in its Office of the General Counsel, where she drafted regulations and policies and represented the agency in litigation. Ms. Maloney previously served as Director of Public Information and Policy at the U.S. Peace Corps, where she had oversight and supervisory responsibility for the evaluation of agency policy and procedures. She also served as a supervisory management analyst at the National Institutes of Health, where she analyzed agency policies and served as a legal advisor to the Office of the Director. Ms. Maloney clerked for Hon. Donald A. Smith, Jr. She obtained a B.A. in English from The College of New Jersey and a J.D. from Rutgers University Law School.

DAG Jeffrey J. Manis is a Deputy Bureau Chief in the Office of Public Integrity and Accountability (OPIA). DAG Manis has supervised the investigation and successful prosecution of numerous complex, high profile white collar criminal cases involving all forms of public corruption, government fraud, and various other crimes – including bribery, official misconduct, embezzlement and misappropriation of public funds, money laundering, and bid-rigging – before the Superior Courts of over a dozen New Jersey counties. Prior to joining the Division of Criminal Justice, DAG Manis spent several years in private practice as a litigation associate with the firm of Day Pitney LLP and clerked for the Honorable Stanley S. Brotman and the Honorable Joseph E. Irenas of the United States District Court for the District of New Jersey, Camden Vicinage. DAG Manis holds a Juris Doctor from New York University School of Law, and a B.A. with highest honors from the University of North Carolina at Chapel Hill.

Stephen J. McCahey, Esq. is a Senior Attorney in the New York Office of the United States Justice Department's Antitrust Division. Prior to that he was an Assistant Chief in that office. During his time with the Antitrust Division, he has lead numerous investigations and prosecutions of criminal antitrust violations, including several trials. His experience encompasses matters arising from a variety of industries in various jurisdictions located throughout the office's area of responsibility. Prior to joining the Division, he was a litigation associate with the law firm of D'Amato & Lynch. Mr. McCahey is a graduate of Brooklyn Law School.

Rich O'Brien is an Assistant Director in the Investigations Division of the Office of the State Comptroller. He has investigated New Jersey public entities including the Newark Watershed Development Corporation, State universities, public school districts and municipalities. Prior to joining the OSC, Rich was an inspector with the United States Postal Inspection Service. He conducted and lead investigations in the areas of identity theft, internal theft and embezzlement, workers' compensation fraud, narcotics and external crimes. He also lead a performance audit team during his tenure with the federal government, serving as both an auditor and an investigator during his career. Rich is a Certified Internal Auditor and a Certified Financial Crimes Investigator. He holds a bachelor's degree in political science and a master's degree in management.

Sergeant Kiersten Pentony is a member of the Office of Public Integrity and Accountability within the New Jersey Division of Criminal Justice. She has conducted numerous investigations involving public officials and public funds, including contract procurement fraud cases. Sgt. Pentony has given presentations at conferences throughout the state on the subject of public corruption. She has served as a member of the Attorney General's Shooting Response Team, which investigates police-involved shootings throughout the state. Sgt. Pentony is a two-time recipient of the Meritorious Service Award from New Jersey Women in Law Enforcement. She received a B.A. from Georgetown University, and an M.A. from New York University.

DAG Anthony A. Picione is Acting Counsel to the Director of the Office of Public Integrity and Accountability with the New Jersey Division of Criminal Justice. DAG Picione was previously the Deputy Chief and then the Chief of the Division of Criminal Justice's Corruption and Government Fraud Bureau for over a decade. DAG Picione's practice concentrates on white collar crime, particularly offenses involving public officials and public funds. During his career, DAG Picione has prosecuted numerous high profile cases involving public corruption and the theft of public funds. DAG Picione is an instructor for the New Jersey Attorney General's Advocacy Institute, the National Attorneys General Research and Training Institute and the New Jersey Police Training Commission, as well as an Adjunct Professor of Trial Advocacy for Rutgers Law School. He received his J.D. *cum laude* from the University of Pennsylvania Law School and his B.A. *magna cum laude* from Drew University.

CLE Credit

NJ CLE Credit: This program has been approved by the Board on Continuing Legal Education of the Supreme Court of New Jersey for 5.1 hours of total CLE credit. Of these, 0.0 qualify as hours of credit for ethics/professionalism.

NY CLE Credit: 5.0 Substantive Credits (pursuant to the approved jurisdiction policy).

PA CLE Credit: 4.0 Substantive Credits (\$6.00 mandatory registration fee required).

CPE Credit

This program has been approved by the National Association of State Boards of Accountancy (NASBA) for 5.1 NJ, NY and PA CPE Credits. CPE completion certificates will be provided by the New Jersey Office of the State Comptroller.

How Do I Register?

State Employees

Most State employees are able to register for this course by going to <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> and creating an AGAI Course Registration account. To do so, your computer **must** be attached to the government's Garden State Network. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

Non-State Employees or State Employees not Connected to the Garden State Network

If you are not a State employee, or are otherwise unable to access the AGAI Course Registration System through the Garden State Network, kindly email the Advocacy Institute at: njagai@njoag.gov for an authorization code to allow you access to the AGAI Course Registration System through the My New Jersey portal. **Setting up your account through the portal is a two-step process, the details of which are set forth in the next two paragraphs.**

Once you receive the portal authorization code you will be prompted to go to the My New Jersey portal at <http://www.state.nj.us/> and create a portal account. Once your portal account is created you are prompted to enter your authorization code. This is Step 1 of the process, which you need only do once.

If you have already been issued an authorization code in the past you do not need to request another one. You can log into your account on the Garden State Network at <http://www.state.nj.us/> and under the heading NJ L&PS Applications you will see the Attorney General's Advocacy Institute's Registration System. Click on that and log into your account on our system.

Upon setting up your portal account, you need to set up your AGAI Course Registration System account. This is Step 2. To do so, log on to the My New Jersey Portal <http://www.state.nj.us/>. Upon opening the AGAI Course Registration System home page, you will see the Create Account link in the Login Box. Click on it and create your account, which will include you selecting a new user name and password. Once you create your account, you can access the AGAI Course Registration System at <http://reg2.dcj.lps.state.nj.us/lpcreg/login.aspx?portalid=2> to register for future courses or to manage your account. Please retain your user name and password for your records.

2019 PROCUREMENT FRAUD SYMPOSIUM

SPONSORED BY THE NEW JERSEY ATTORNEY GENERAL'S OFFICE OF PUBLIC
INTEGRITY AND ACCOUNTABILITY AND RUTGERS UNIVERSITY

JUNE 7, 2019
AGENDA

- 8:30 – 9:00 **Registration**
- 9:00 – 9:15 **Introductory Remarks**
Thomas Eicher, Director, NJ OPIA
Elie Honig, Executive Director, Rutgers Institute for Secure Communities
- 9:15 – 10:15 **Compliance and Deviation from Compliance**
Office of the State Comptroller
Barbara Geary, Director, Procurement Division
Noelle Maloney, Director, Division of Investigations
Richard O'Brien, Assistant Director, Division of Investigations
- 10:15 – 10:25 **Break**
- 10:25 – 11:25 **Criminal Antitrust Violations**
Stephen McCahey, AUSA, United States Department of Justice
- 11:25 – 11:35 **Break**
- 11:35 – 12:35 **Procurement Fraud and Government Contract Fraud**
Anthony Picione, Acting Counsel to the Director, NJ OPIA
Jeffrey Manis, Deputy Bureau Chief, NJ OPIA
Sergeant Kiersten Pentony, NJ OPIA
- 12:35 – 1:45 **Lunch**
- 1:45 – 3:00 **Panel Discussion: Procurement Fraud and You:
Ways of Combatting Fraud, Waste and Abuse**
Thomas Eicher, Director, NJ OPIA
Barbara Geary, Director, Procurement Division, OSC
Christine Hoffman, Deputy Director, Division of Criminal Justice
Elie Honig, Executive Director, Rutgers Institute for Secure Communities
Noelle Maloney, Director, Division of Investigations, OSC
Jeffrey Manis, Deputy Bureau Chief, NJ OPIA
Stephen McCahey, AUSA, United States Department of Justice
Richard O'Brien, Assistant Director, Division of Investigations, OSC
Sergeant Kiersten Pentony, NJ OPIA
Anthony Picione, Acting Counsel to the Director, NJ OPIA