



Maxwell Carr-Howard

PARTNER

As a former federal prosecutor, Max uses the skills and insights he honed at the United States Department of Justice to assist companies of all sizes with internal investigations of potential criminal conduct, such as public and private corruption and import/export compliance. He assists clients in responding to regulatory and criminal investigations brought by federal, state and local authorities, as well as the enforcement authorities of other nations.

Max regularly serves as trial counsel defending complex federal white-collar prosecutions, U.S. government claims under the Foreign Corrupt Practices Act (FCPA) and the False Claims Act, matters involving securities litigation, complex civil actions and claims brought under the Racketeer Influenced Corrupt Organizations Act (RICO).

He counsels multinational corporations on developing and reviewing training and compliance programs that address various anti-corruption regimes, including the FCPA, the UK Bribery Act and the OECD Convention on Combatting Bribery, along with other cross-border law enforcement issues. Max also regularly defends individuals and businesses investigated or charged by the Department of Homeland Security, including its agency Immigration and Customs Enforcement.

As an assistant U.S. attorney, Max led the Project Exile Task Force, which prosecuted hundreds of federal firearms and explosives cases against violent career felons. Prior to that he served as staff attorney to U.S. District Judge C. LeRoy Hansen, District of New Mexico, and co-chaired the court's Legal and Policy Advisory Council.

Kansas City, MO

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Practices

Government Compliance,
Investigations & Litigation
Customs & Trade
Securities Litigation
White Collar Criminal Defense
E-Discovery

Representative Experience

- Represented a former senior executive of Westar Energy, in high-profile white-collar criminal case. Successfully obtained dismissal of case by the government prior to trial as well as resolution of related civil litigation.
- Litigated Double Jeopardy issues before the U.S. Court of Appeals for the Tenth Circuit
- Successfully defended an international contract claim in the European Union
- Represent individuals and companies in the course of cross-national joint investigations by law enforcement authorities in multiple jurisdictions
- Successfully obtained a decision by U.S. Department of Justice to decline prosecution in criminal investigation regarding export controls on dual-use technology
- Coordinated response to antitrust investigation by the U.S. Department of Justice, which was closed without any charges being filed

Civic Involvement

- The Pembroke Hill School Parents Association, Executive Council; Diversity Committee, Chair
- Urban League of Greater Kansas City, Board of Directors, Vice Chair

Admissions

- Missouri, 2002
- Kansas, 2003
- U.S. District Court, District of Kansas, 2003
- U.S. District Court, District of New Mexico, 1996
- U.S. District Court, Western District of Missouri, 2002
- U.S. Court of Appeals, Eighth Circuit, 2003
- U.S. Court of Appeals, Tenth Circuit, 1996
- U.S. Court of International Trade, 2005

Education

- J.D., University of New Mexico School of Law, *magna cum laude*, 1996
Order of the Coif
Julie Raymond McCulloch Memorial Award for excellence in Constitutional Law
New Mexico Law Review
- M.P.A., University of New Mexico, 1996
- B.A., Political Science, Boston University, *magna cum laude*, with distinction, 1989

Publications & Presentations

- Panelist, "Anticorruption – Enforcement Has Gone Global!" World Services Group Annual Meeting, September 2011
- Speaker, "International Law: An Introduction to U.S. Export Controls and the Foreign Corrupt Practices Act," The Missouri Bar webinar, April 2010
- Speaker, "The Sheriff versus the Constable: Global Anti-Corruption Efforts and Multinational Corporate Compliance," International Corporate Compliance Conference, with Addleshaw Goddard LLP, London, England, November 2008
- Speaker, "How to Conduct an Internal Investigation, and Do You Need One?," CLE seminar, General Counsel Forum, The Missouri Bar, April 2007
- Speaker, "Legal Issues Related to Importing," First National Bank Importer Seminar, Kansas City, Mo., November 2004