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CS Newsflash is our weekly roundup and commentary on selected news stories relevant to governance, risk, compliance and ethics thought leaders.

Compliance Strategists



CS Newsflash

"the weekly review for governance, risk, compliance and ethics thought leaders"

Inside this edition

- [RAND Symposium This Week: Focus on C-Suite](#)
- [Kumbaya Compliance is Not Enough](#)
- [New FCPA Book by Tom Fox](#)
- [An Important Win for Whistleblowers](#)

Compliance Strategists Newsflash

April 30, 2013

Our weekly roundup of selected developments from around the world with a lens on corporate governance, risk, compliance and ethics follows. CS Newsflash provides links to news stories in the public domain and brief CS commentary. Your views and suggested news stories are welcome by reply to

CSNewsflash@ComplianceStrategists.com.

From time to time we feature items from our **"From the CS Email Bag," "You Can't Make this Stuff Up"** and **"Good News Stories"** departments. Readers are welcome to quote opinions contained in this newsletter with attribution to CS Newsflash

Quote of the Week

*"The doctrine of willful blindness imputes knowledge to an accused **whose suspicion is aroused to the point where he or she sees the need for further inquiries, but deliberately chooses not to make those inquiries.**"*

Canadian Supreme Court – story inside.

Upcoming Events

at www.compliancestrategists.com. You can also follow us on Twitter for as-it-happens updates [@DonnaCBoehme](#) and [@SnarkyEthics](#). Links below to some of the stories we are following this week:

This Week's Highlighted Story: **Viral Sorority Rant Heard Around the World**

CNN.com, April 25, 2013

bit.ly/XXB1NP

A University of Maryland sorority president sent an angry, expletive-laden email to her sisters that has become viral, spawned many parodies on the web. She has resigned.

CS View: 1) The Internet Is Forever Lesson #587 2) negative & profane = viral 3) useful lesson for teens, college age, & any age 4) see this parody bit.ly/ZQhEao You know the drill. Pick one and "talk amongst yourselves."

WalMart & Deutsche Bank Both Link Exec Pay to Compliance Inside Investor Relations, April 24, 2013

bit.ly/Zkx6U

Corporate Counsel, April 24, 2013

bit.ly/11VYEWn

Two leading companies, WalMart & Deutsche Bank have recently announced their plans to link exec pay to compliance goals. Details not (yet?) available.

CS View: truly the "last frontier" in compliance, so companies that implement this deserve kudos. The devil's in the details, though. What get measured is what gets done.

Bangladesh Building Collapse

THIS WEEK!

May 2, 2013

Washington D.C.

RAND 2013 Compliance and Ethics Symposium

"Culture, Compliance & the C-Suite" (by invitation)

Keynote Remarks: Judge

Ruben Castillo

(Boehme Co-Chair)

June 2013

NYC

NYU Stern School of Business

"The ROI of Integrity in Business"

(Boehme & guest lecturers)

October 6-9, 2013

Washington D.C.

SCCE 12th Annual

Compliance & Ethics Institute

October 6 "Compliance and Ethics for Lawyers & In-House Counsel"

(Half-day Preconference-Murphy & Boehme)

October 8 "Built for Success: 5 Essential Features of the Effective CCO"

(Concurrent: Gnazzo, Bertha, Nocito, Boehme (moderator))

To Ramp Up Supply Chain Scrutiny

Wall Street Journal, April 29, 2013

on.wsj.com/Y8tThs

The tragic collapse of an eight story Bangladesh building that killed more than 300 was apparently preceded by two factories passing third party audits, but the building owner ignored evacuation orders.

CS View: will heighten scrutiny on manufacturers and others on their supply chain. Some commentators are pointing to lack of building engineering expertise in the third party auditors, others to corruption. There are limits to third party audits.

Canadian Antibribery Act and "Willful Blindness"

Mondaq.com, April 29, 2013

bit.ly/14lqpr2

Law firm comments on Canadian antibribery law, which may hold companies liable for being "willfully blind" to illegal activities.

CS View: "head-in-the-sand" defense was never a winner, and increasingly, there's nowhere to hide.

Big Win for Whistleblowers

National Law Journal, April 22, 2013

<http://bit.ly/10qQF0v>

A US federal circuit court has upheld a broad definition of "protected activity" for whistleblowers.

CS View: significant win for whistleblowers. Meanwhile, Supreme Court ruling on "mixed motive" retaliation pending -see <http://bit.ly/12RYGQp>

Hong Kong Regulator Takes AML

Compliance to Board Level

Compliance News, April 26, 2013

bit.ly/14gpEVU

Hong Kong regulator warns companies to instill stronger risk culture at Board level at high level CEO conference.

CS View: 1) continued focus on board oversight of compliance, this time outside the US 2) relevant to this week's RAND symposium - see "Upcoming Events."

Oh-Oh: US False Claims Act Used by Company A Against Company B

Thomson Reuters, April 26, 2013

bit.ly/11ZSvXN

In California federal court, one pharma company turns whistleblower under U.S. False Claims Act against a competitor.

CS View: something we've never seen before, FCA was intended for corporate insiders. We will follow.

Recommended Resources

Tom Fox Has New FCPA Book - #CCO-worthy

[Best Practices Under the FCPA and Bribery Act](#)

wp.me/pGyyL-1tf

"Kumbaya Compliance" is Not Enough

Boehme latest column

<http://bit.ly/11U68KN>

You Can't Make This Stuff Up
Hey, Who's Up for a Car Ad About Suicide?

bit.ly/14mwOrl

Hyundai ad spoofs suicide, withdrawn, apology.

Snarky: what could possibly go wrong?

Oh Good: Prisoners Reviewing the Asylum

Prisoners are now reviewing prisons on Yelp.

[Snarky: what's next....Prison Idol?](#)

Compliance Strategists

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