Understanding

White Collar Crime

Third Edition

J. Kelly Strader

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UNDERSTANDING WHITE COLLAR CRIME

Third Edition

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Preface

Overview of the Text

This book is primarily intended for students in White Collar Crime, Federal Criminal Law, and Corporate Crime classes. The text should also prove useful to practitioners, judges, law clerks, and scholars seeking an introduction to and an overview of the law in this area.

The bulk of this text provides a substantive overview of the principal federal white collar crimes. The book also covers the basic principles of criminal law and criminal procedure necessary to an understanding of white collar crime, and includes chapters on the process of white collar criminal investigations and prosecutions. Finally, the book covers remedies and penalties, including sentencing and forfeitures.

White collar crime is primarily based upon a complex set of statutes. This book provides the texts of the relevant statutes, along with analyses of the statutes' elements and requirements. Because many of these statutes are open to varying interpretations, the book also extensively discusses the main cases interpreting the statutes, including a large number of United States Supreme Court cases. Finally, the book discusses the significant policy issues that arise in white collar investigations and prosecutions, such as enforcement barriers and prosecutorial discretion.

Because of the complexity of the subject, a text such as this necessarily condenses a great deal of information. In addition, readers should note that this area of the law is changing rapidly. For a more extensive discussion of any particular subject, the reader may wish to refer to such sources as *White Collar Crime: Business and Regulatory Offenses* (Otto Obermaier & Robert Morvillo, eds.) (updated annually), and the *Annual Survey of White Collar Crime*, published by the American Criminal Law Review. These sources are also referred to throughout this text.

A Special Request

Any book of this length is bound to contain errors. Those errors are entirely my responsibility, and I would like to know about all of them. I welcome any comments you may have. Please do not hesitate to call ((213) 738-6753), e-mail (kstrader@swlaw.edu), or write (Southwestern Law School, 3050 Wilshire Boulevard, Los Angeles, CA 90010).

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On a personal note, I would like to thank my partner, Hal, our children, Eleanor and Sam, and their moms, Helen and Marian, for all their love and support.

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