



Brett L. Tolman

Shareholder
801-323-3374
btolman@rqn.com

Practice Areas

White Collar Criminal Defense and Corporate Compliance
Litigation
Lobbying and Government Relations
Receivership Practice Group
Securities Litigation
Whistleblower, Qui Tam and False Claims Act Practice Group

Mr. Tolman is a shareholder and co-chair of the Firm's White Collar Criminal Defense and Corporate Compliance Practice Group. Mr. Tolman is the former United States Attorney for the District of Utah, and his practice involves assisting large and small companies and individuals in complying with state and federal criminal and civil laws. These matters include investigations alleging simple and complex financial fraud, corporate immigration violations, and other administrative and regulatory compliance issues. Mr. Tolman also serves as outside general counsel to numerous clients by providing guidance on legal issues confronting businesses and non-profit organizations ranging from contracts and agreements to the structuring of corporate transactions and business formations.

Prior to serving as US Attorney, Mr. Tolman served as Legal Counsel to the United States Senate Judiciary Committee in Washington, DC. Mr. Tolman has extensive experience navigating complex issues from drafting to enactment into law through Congress. Mr. Tolman is uniquely qualified having worked at the highest levels in both the Executive and Legislative branches of government to assist clients with government relation and lobbying issues at both the state and federal level.

Mr. Tolman has been included on the list of The Best Lawyers in America in Commercial Litigation. He has also been selected for inclusion in Mountain States Super Lawyers (2014-2015) in the category of Criminal Defense: White Collar and has been voted by his peers throughout the state as one of Utah's "Legal Elite," as published in *Utah Business Magazine* (2011, 2014-2015).

RECENT REPRESENTATIVE HIGHLIGHTS

- In 2012, represented client charged with four second degree felonies in a criminal securities fraud case and obtained a dismissal of all charges in the Third Judicial District Court, State of Utah. Such a result is very rare in the criminal system.

Education

J. Reuben Clark Law School, Brigham Young University, J.D., 1998

- *cum laude*
- BYU Law Review Board, Lead Note and Comment Editor (1997-1998)



- BYU Law Review Editor (1996-1997)

Brigham Young University, B.A., English, 1994

Prior Professional Experience

- United States Attorney, District of Utah. Appointed by President Bush and confirmed by the United States Senate on July 23, 2006 (2006-2009)
- Chief Counsel for Crime and Terrorism, United States Senate, Judiciary Committee, Chairman Arlen Specter (2005-2006)
- Counsel, United States Senate, Judiciary Committee, Chairman Orrin Hatch (2004-2005)
- Assistant United States Attorney, United States Attorney's Office, District of Utah, US Department of Justice (2000-2004)
- Law Clerk, Honorable Chief Judge Dee Benson, United States District Court, Utah (1998-2000)

Admitted to Practice

- United States Supreme Court
- Utah State Bar
- Arizona State Bar
- United States District Court, District of Utah
- United States Court of Appeals for the Tenth Circuit
- United States Court of Appeals for the Ninth Circuit

Professional Affiliations and Memberships

- National Association of Former U.S. Attorneys (NAFUSA)
- National Association of Criminal Defense Lawyers
- Utah Association of Criminal Defense Lawyers
- Utah State Bar, Constitutional Law Section
- Utah Bar Association
- Arizona Bar Association
- Federal Bar Association
- Attorney General's Advisory Committee (2008-2009)

Professional and Civic Activities

- Co-Chair, Utah Unites for Marriage
- Adjunct Professor of Criminal Law, SJ Quinney College of Law, University of Utah (2010-2011)

Publications and Presentations

- Panelist, "Smarter Prosecution & Better Police-Community Relations: Keys To Alternatives to Incarceration," Bipartisan Summit on Criminal Justice Reform, March 26, 2015
- Panelist, "The Political Economies of Change: Setting Agendas," Seventeenth Annual Liman Colloquium, Isolation and Reintegration: Punishment Circa 2014, Yale Law School, April 3-4, 2014



- Panelist, "How the Competing Purposes of Sentencing Influence Sentencing Policy for Economic Crime," United States Sentencing Commission's Symposium on Economic Crime, New York, NY, September 19, 2013
- Hearing, Senate Committee on the Judiciary, "Reevaluating the Effectiveness of Federal Mandatory Minimum Sentences," September 18, 2013
- Hearing, Senate Committee on the Judiciary, "Rising Prison Costs: Restricting Budgets and Crime Prevention Options," August 1, 2012
- *That Ain't Kosher*, Robert Steinbuch and Brett Tolman, University of Arkansas at Little Rock Law Review (Fall 2010)
- *Justice Denied*, National Law Journal, Robert Steinbuch and Brett Tolman (August 2010)
- *Reducing Legal and Compliance Risks in the Sales and Marketing of Medical Devices* - Panelist, The Enforcers Speak: Government Guidance and Clarity of Positions on Recent Investigative and Enforcement Initiatives in the Medical Device Industry, Chicago, Illinois (2009)
- Open World Program at the Library of Congress, Meeting with Open World Delegation from Kyrgyzstan, presentation on copyright laws, illegal immigration, and human trafficking, Salt Lake City, Utah (2009)
- Civics Workshop for Teachers, Executive Branch Day -- Panelist, *Utah and US. Law Enforcement and Prosecution Issues*, Civil Engagement Conference for Utah Educators, Salt Lake City, Utah (2009)
- *Application of the Adam Walsh Act in Indian County, Serving Crime Victims: Embracing our Differences*, Four Corners Indian Country Conference, Albuquerque, New Mexico (2008)
- *Using Prosecutorial Discretion to Help Balance the Scales of Justice*, Hinckley Institute of Politics, University of Utah, Salt Lake City, Utah (2008)
- *Adversity Shaping our Destiny*, Public Safety and Crime Prevention, International Summer Festival and Education Fair, Utah Cultural Celebration Center, West Valley City, Utah (2008)
- Statement, *Crimes Associated with Polygamy: The Need for a Coordinated State and Federal Response*, Committee on the Judiciary, United States Senate, Washington DC (2008)
- *The USA PATRIOT Act: What Does and Does Not Apply to Bankers*, Utah Bankers Association Security Committee, Salt Lake City, Utah (2008)
- Opening Remarks on Current Civil Rights Efforts, NAACP Martin Luther King Jr. Celebration Banquet (2008)
- *Current Trends in White Collar Crime*, Larry H. Miller Annual General Manager Meeting, Larry H. Miller Automotive Group, Salt Lake City, Utah (2007)
- *Law Enforcement Partnerships—Getting along with the Feds*, West Valley City 26" Annual Police Awards Banquet, Utah Cultural Celebration Center, West Valley City, Utah (2007)
- *Liberty Under Law: Empowering Youth; Assuring Democracy*, Law Day at Little America Hotel, Utah State Bar Young Lawyers Division, Salt Lake City, Utah (2007)
- *Panelist America at a Crossroads: Jihad: The Men and Ideas Behind Al Qaeda*, Special Screening and Panel Discussion and Thoughtful Dialogue surrounding the World after 9/11 and the role of Leaders in that World, Utah NOW, KUED, Salt Lake City, Utah (2007)
- *Modern Legislative and Executive Branch Responses to Human Trafficking*, Human Trafficking Section of the Women of the Mountains Conference, Utah Valley State University, Orem, Utah (2007)
- *The PATRIOT Act and Beyond: Behind the Scenes of the National Security Debate*, Utah Bar Military Law Section Luncheon and Lecture Series, Salt Lake City, Utah (2007)
- *Embracing Diversity and Civil Liberties—the Aftermath of the USA PATRIOT Act*, speech given to Utah's Islamic population, sponsored by Utah's Islamic Community Mosque Administration, Salt Lake City, Utah (2007)
- *USA PATRIOT Act Reauthorization*, University of Denver College of Law, Denver, Colorado (2006)