

ROBERT A. CULP

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EXPERIENCED COUNSELOR, ADVOCATE, AND PLANNER FOR INDIVIDUALS, CORPORATIONS AND COMMUNITY AND EDUCATIONAL ORGANIZATIONS

Dedicated to drawing on excellent education and experience and superior skills of research, communication, and advocacy to making law and regulation accessible, understandable, and just for clients and organizations regardless of status, education or background.

CAREER HISTORY

Law Practice

Law Offices, Robert A. Culp, Garrison, New York, 1992-Present.

- Appellate, white collar criminal defense and complex civil litigation practice in state and federal courts at all levels. Focus on legal interpretation and compliance in civil and criminal law, particularly complex written and oral advocacy in appeals, motions, sentencing and post-conviction practice.
- Experience in most major areas of state and federal law, including governmental program regulation, securities, antitrust, intellectual property, employment, health care and prescription drug regulations, income and excise tax, bankruptcy and reorganization, labor law, immigration and customs law, extradition, constitutional and human rights, civil and criminal RICO.
- Diversity of legal experience ensured through retained business and white collar clients, ongoing counsel relationships with law firms and frequent appointment to represent the indigent under Criminal Justice Act.
- Pro bono work in human rights, civil rights and immigration for such organizations as ACLU, Lawyers Committee for Human Rights, Mexican American Legal Defense and Education Fund.
- Of counsel, 1993-2008, Law Offices, Laura Brevetti, New York, NY. Other law firm relationships: Kirkpatrick & Lockhart, Skadden, Arps, Slate, Meagher & Flom, Kramer, Levin, Naftalis & Frankel.

Ongoing Board and Counsel Work

Desmond Fish Public Library, Garrison, New York. Trustee, Vice President, 2003-Present. Legal counsel.

- General board oversight, chair when needed of executive committee and full board under Roberts Rules of Order. Previously board secretary responsible for board minutes. Pro bono legal counsel.
- Review of compliance with not-for-profit and related tax regulations, grant application and compliance, insurance and liability issues, preparation of bankruptcy claims, oversight of compliance with bylaws, charter and state laws applicable to libraries; contract review and drafting; referendum law review
- Chair of committee overseeing library's energy sustainability program; broad familiarity with public funding and support programs for energy sustainability and related tax and other legal issues

Garrison Children's Education Fund, Garrison, NY. President, Vice-President, Trustee, 1999-2009. Pro bono legal counsel still provided as requested.

- Leadership of new organization dedicated to supporting the local public school. Conduct meetings, development of bylaws and legal compliance at all levels and fundraising and outreach.
- Experience with New York Education Law and rules applicable to non-profit fundraising for schools
- Helped lead major fundraising and outdoor beautification effort in conjunction with school expansion

Prior Positions

- *Kramer, Levin, Naftalis and Frankel, New York, NY. Associate, 1988-1992. White collar defense and complex civil litigation practice, spanning a wide variety of regulatory domains, particularly in securities, corporate law, and governmental program regulation.*
- *Honorable Eugene H. Nickerson, U.S. District Judge, Eastern District of New York, Law Clerk, 1987-1988. Broad based experience involving the full range of federal law.*

SELECTED REPORTED AND MAJOR CASES

- Trials and appeals in major Wedtech fraud scandal concerning military contracting, corporate fraud, and conflict of interest standards for prospective government employees. Participated in successful appeal and retrial resulting in hung jury. *United States v. Wallach*, 935 F.2d 445 (2nd Cir. 1991)
- Successful dismissal motions and trial acquittal in Vince McMahon trial concerning then emerging standards for steroid use and distribution and standards governing issuance of prescription medications
- Multiple appeals and partial reversal in novel case concerning billing procedures under Medicaid program administered by New York State on behalf of federal government. *People v. Rubin*, 96 N.Y.2d 548 (2001).
- Successful appeals on attorney-client privilege issues related to civil mass disaster litigation. *In re Richard Roe*, 68 F.3d 38 (2nd Cir. 1995)
- Successful appeal in habeas corpus case re standards for prohibited discrimination against prospective jurors on basis of apparent obesity disability. *Dolphy v. Mantello*, 552 F.3d 236 (2d Cir. 2009)
- Appeals re emerging standards of extortion liability under Labor Management laws. *United States v. Coppola*, 671 F.3d 220 (2d Cir. 2012); *United States v. Gotti*, 459 F.3d 296 (2d Cir. 2006)
- Successful appeal in leading case concerning insufficient evidence in narcotics prosecution. *United States v. Lorenzo*, 534 F.3d 153 (2d Cir. 2008)
- Deputy investigator making reports and recommendations to New York municipality concerning its standards and procedures with contractors for transportation fleet.

EDUCATION AND TEACHING

Columbia University, Juris Doctorate, 1987.

- Honored as Harlan Fiske Stone Scholar. Top 5% of class.
- Notes and Comments Editor, *Columbia Law Review*, 1986-1987.
- Author: "The INS and Racially Motivated Questioning: Does Equal Protection Pick Up Where the Fourth Amendment Left Off?" 86 *Columbia Law Review* 800, 1986. Winner, Dubroff Award, American Immigration Lawyers Association.

Teaching Experience:

- Adjunct Professor, Legal Writing Program, New York Law School, 1998-1999.
- Columbia Law School Teaching Fellows Program.

The College of William & Mary, Bachelor of Arts, History, 1983.

- Phi Beta Kappa, Phi Alpha Theta, Honor Society in History.
- Curriculum emphasizing Cold War eras in Latin American and East European History, Medieval European History and political philosophy.
- Independent Study: Impact on Human Rights of U.S. Foreign Policy Towards Guatemala After Arbenz.

BAR MEMBERSHIPS AND PROFESSIONAL ORGANIZATIONS

**Bar Admissions:* New York and District of Columbia courts; U.S. Supreme Court; Second Circuit and D.C. Circuit Courts of Appeal; U.S. District Courts, Southern, Eastern and Northern Districts of New York*

**Legal Organizations:* Second Circuit Court of Appeals Criminal Justice Act Panel; Association of the Bar of the City of New York; National Association of Criminal Defense Lawyers, NY Assoc. of Criminal Defense Lawyers.

PERSONAL

- Born Pittsburgh, Pennsylvania and raised in Lancaster, Pennsylvania
 - Broad pre-legal work experience in agricultural, factory and other blue collar work
 - In part through marriage and study, great interest in history and culture of Puerto Rico and more broadly Latin America. Two children, 17, 18. Working speaking ability in Spanish and French.
 - Admirer of spiritual and ethical teachings of Quakers and the American Friends Service Committee.
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