

ACFE Vancouver Chapter May Training Day Session – Bios and Topics

Morning Presentation Topics

1) The Problem of Money Laundering through Lawyers' Trust Accounts

In 2015, the Supreme Court of Canada struck down provisions of the Proceeds of Crime (Money Laundering) and Terrorist Financing Act (PCMLTFA) that would have statutorily required lawyers to participate in Canada's fight against money laundering and terrorist financing. In other words, FINTRAC lost its authority to monitor and regulate money laundering by lawyers. One consequence is that the Law Society of British Columbia (LSBC) has become the main – arguably the only – direct regulator of money laundering by lawyers in this Province. How effective is this enforcement regime? After a quick review of basic anti-money laundering (AML) principles, we will do a deep dive into the case of Donald Franklin Gurney, a West Vancouver lawyer suspended by the LSBC in 2017 for laundering more than \$25 million through his trust account.

John Ahern – Senior Legal Counsel at Blue Sky Law, Vancouver

Mr. Ahern is a Vancouver-based lawyer specializing in the provision of legal advice and major case management services to investigators, corporations and law firms. He also defends peace officers facing criminal and disciplinary proceedings. Prior to returning to private practice in early 2017, Mr. Ahern was Senior Crown Counsel with the British Columbia Prosecution Service for more than 20 years, where his Province-wide practice focused on the prosecution of major financial crime. Mr. Ahern has also practiced civil litigation, representing plaintiffs in civil fraud cases. He is a Certified Fraud Examiner (CFE) and a graduate of the Canadian Securities Course and the Osgoode Hall Law School Intensive Course in Canadian Securities Law and Practice. Before attending law school, Mr. Ahern served 17 years as a peace officer with Canada Customs, the Peel Regional Police and the RCMP.

2) Deception Detection for Fraud Examiners

This presentation will examine deception detection for fraud examiners, looking at micro-expressions (brief facial expression lasting 360 milliseconds), general indicators of deception, and indicators of threats, with some practical exercises.

Dr. Matthew Kane - CEO of Solaris Intelligence, Vancouver

Dr. Matthew Kane began his career in Deception Detection with the Canadian Armed Forces as an Intelligence Officer. He holds a Ph.D. in Psychology from Walden University, a Master's Degree from American Military University in Psychology and a BA in Military Strategic Studies from the University of New Brunswick.

During his distinguished 10 year career, he saw service in various theatres of operation where he had the opportunity to work with a multi-national intelligence unit that included the CIA and MI6. His education brought him to the highest levels of counter-terrorism operations where he

conducted and advised on interrogations, prepared and delivered intelligence briefings to senior military officers and advised military and civilian intelligence operatives in real-time operations. Dr. Kane's final position was as the Officer in Charge of an intelligence cell stopping roadside bombs in Afghanistan.

After leaving the Military, Matt used his military intelligence experience and broadened his skill set to fill the civilian need for Deception Detection. During this time he met his friend and future founding partner Joe Kitson and went on to form Solaris Intelligence. Since then Matt has provided training to a variety of organizations on deception detection and reading body language.

3) Fraud and Cybercrime Trends and Cyber Deterrence Strategies and Remedies

Cybercrime continues to be a significant threat/harm to citizens, consumers, corporations, and government. Expressed as lost revenue, lost cost opportunity to pursue corporate growth, lost tax dollar to illicit economies – corporations and individuals are now acting as judge, jury, and executioner. This presentation will take you into the world of hackbacks, strikebacks, and revenge attacks. Then explore a cyber deterrence response mechanism being considered in US House of Representatives as Bill H.R. 4036 which proposes a legal remedy for victims of cyberattacks. More specifically – the presentation wants to raise awareness of the impact this will have on forensics, evidence, and unintended consequences.

Patrick Neal - Program Coordinator, Crime and Intelligence Analysis BCIT

Patrick Neal has been involved in the justice and public safety field since 1982. He has been a prison librarian, security supervisor, investigator, and policy researcher. Throughout his career, he has used data and information to; develop better responses to justice and public safety incidents, inform policy development, develop insights into how people search for and use data and information.

He completed his Master of Arts (Royal Roads University) degree during which he studied the information seeking behavior of police officers. In particular how police officers made sense of information /data external to their areas of expertise. Starting in 2005, he began his second career working with provincial and federal justice and public safety agencies, focused on information sharing, and developing evidence based policies and procedures.

He has also recently completed is Doctor of Social Sciences at Royal Roads University. Frustrated with the passive nature of cybersecurity (waiting for cyberattackers to steal your data), he is exploring cyber-deterrence as a public policy issue related to corporations, government, and citizens. Most recently he has presented at the Crime Reduction and Research Symposium (sponsored by CFSEU, RCMP, and PSSG), UBC's School of Information and Archival Sciences program (archivists and blockchains), and cybersecurity discussions.

His special area of interest is cyber deterrence, information weaponization, social contract theory, and intelligence /analysis within the cyber –domain. When not in the cyberspace he loves museums, old books, antiques, and fishing.

Afternoon Training Topic

Report writing for fraud examiners – This afternoon training session will introduce good report writing fundamentals for fraud examiners. Attendees will also be introduced to digital report writing formats and programs. Workbook will be provided.