



## F. Amanda DeBusk

Partner

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### Areas of Concentration

Amanda DeBusk is the chair of Hughes Hubbard's International Trade Department, where she heads the firm's export controls and sanctions practice, and serves on the firm's Executive Committee. She has a broad practice advising on U.S. international trade regulations that govern imports, exports, and trade compliance. She is a widely recognized authority in the enforcement of export controls and sanctions, drawing on her background as the former U.S. Commerce Department Assistant Secretary for Export Enforcement to handle civil and criminal enforcement matters and voluntary disclosures. Amanda also advises clients in matters involving the Foreign Corrupt Practices Act, trade remedies, customs, the Committee on Foreign Investment in the United States (CFIUS), Buy America Act, and market access.

Her clients include Fortune 500 companies, leading non-U.S. based multinationals, foreign governments, and individuals. Amanda's practice covers a wide variety of sectors, including defense, energy, manufacturing, network systems, satellites, semiconductors, electronics, automotive, aerospace, agriculture, telecommunications, and banking. The 2011 edition of Chambers USA noted she is "extremely knowledgeable and has an excellent reputation with in-house counsel."

### Recognitions

- Chair, International Trade Department
- Member, Hughes Hubbard's Executive Committee
- Top ranked in *Chambers Global: The World's Leading Lawyers for Business* (International Trade)
- Top ranked in *Chambers USA: America's Leading Lawyers for Business* (International Trade)
- In 2011, Hughes Hubbard's International Trade Department

### Practice Groups and Other Information

International Trade and Customs  
Anti-Corruption and Internal  
Investigations  
White Collar Crime & Corporate  
Compliance  
Litigation  
International  
Criminal Export Enforcement

### Education Information

University of Richmond, B.A., 1978,  
*summa cum laude*  
Harvard Law School, J.D., 1981

### Bar Admissions

District of Columbia, 1981

## F. Amanda DeBusk

Partner

2

was nominated by Chambers USA as one of the top six law firm departments reflecting notable achievements over the past 12 months, including outstanding work, impressive strategic growth, and excellence in client service

- Selected for the 2012 issue of the *Best Lawyers in America* in International Trade and Finance Law
- Recommended in the 2011 Edition of *The Legal 500*
- Lifetime Achievement Award, Women in International Trade
- Award for Outstanding Advocate for Women in Federal Law Enforcement
- Distinguished Alumni Service Award, University of Richmond

### Areas of Experience

- Export controls, including the International Traffic in Arms Regulations (ITAR) and Export Administration Regulations (EAR), export enforcement, and antiboycott matters, including voluntary and directed disclosures, internal investigations, audits, global compliance programs, classification and commodity jurisdiction requests, licensing, manuals and compliance materials, and training programs
- Sanctions, including compliance advice, internal investigations, and Office of Foreign Assets Control (OFAC) licensing
- Antidumping, countervailing duty, escape clause, and Section 332 investigations
- Customs matters, including penalty proceedings, audits, and prior disclosures
- Foreign Corrupt Practices Act, including experience as part of a monitorship team
- The Committee on Foreign Investment in the United States, including complex issues and strategy arising in large global acquisitions
- Trade agreements and market access, including the World Trade Organization, the North America Free Trade Agreement, various free trade agreements, the Wassenaar Arrangement, the Australia Group, the Missile Controls Technology Regime, and the World Customs Organization
- Global settlements of criminal and civil export controls investigations with the U.S. Departments of Justice, Commerce, Treasury, State, and Homeland Security
- Buy America Act and government contract issues
- Overseas Private Investment Corporation, including

expropriation claims

### Selected Conferences and Publications

- Co-chair of conferences, American Conference Institute; 1st-5th National Forum of Export Enforcement Investigations (various years).
- “EAR-ITAR Migration: How to Identify and Manage Migration Risks throughout the R & D and Product Life Cycle” and “What Triggers a BIS Visit or Inquiry: What to Expect and How to Prepare” (American Conference Institute’s EAR Boot Camp, Dallas, TX, January 25-26, 2012).
- “How to Comply with New Foreign, Dual and Third Country National Rules: Reconciling ITAR and Form I-129 Requirements with Foreign Anti-Discrimination and Privacy Law Restrictions” (Co-Chair and Panelist, American Conference Institute’s ITAR Boot Camp, Chicago, IL, October 26-27, 2011).
- “How Much an EAR Violation Can Cost Your Company: Lessons Learned from Recent Enforcement Actions” and “Vetting and Monitoring Third Party Compliance: Preventing Harsh Penalties for the ‘Sins of Others in Your Supply Chain”” (Panelist, American Conference Institute’s Export Administration Regulations Boot Camp: How to Implement and Monitor an Effective Export Management and Compliance Program, Dallas, TX, January 26-27, 2011).
- “Deemed Export Enforcement: Meeting Agencies’ Expectations for IT Controls of Technical Data” (American Conference Institute’s 5th National Forum on Export Enforcement and Investigations, Washington, D.C., January 28-29, 2010).
- "What To Do If You Discover an Export Controls Violation" (American Conference Institute's 12th National Forum on Export Controls - Global Compliance Strategies, Washington, D.C., May 19-20, 2009).
- “The Story Behind the Term ‘Routed Transaction,’” Northrop Grumman’s *Ex/Im Daily Update* (July 27, 2009).
- “What To Do If You Discover an Export Controls Violation" (American Conference Institute's 12th National Forum on Export Controls - Global Compliance Strategies, Washington, D.C., May 19-20, 2009).
- "Export Controls Workshop" (11th National Forum on Export Controls – Global Compliance Strategies, Washington, D.C., May 28-30, 2008).
- “Lessons Learned From The Northrop Grumman Case: The U.S. State Department’s Posture Toward Disclosures And Cooperation,” with Daniel McLaughlin and Daniel Solomon, *International Government Contractor* 4, no. 5 (May 2008).

## F. Amanda DeBusk

Partner

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4

- “Managing Volatility in Latin America” (Hughes Hubbard & Reed Client Seminar, Miami, FL, March 13, 2008).
- “U.S. Reexport Controls And How They Affect Your Business” (10th Annual Global Trade Controls Conference, London, England, November 7, 2007).
- “What to Consider When Making a Voluntary Self-Disclosure,” with Daniel Solomon, *The Export Practitioner* 21, no. 9 (September 2007).
- “Unprecedented \$100 Million Penalties In ITT Export Case,” *White Collar Crime* 21, no. 9 (June 2007).
- “Record Setting Penalty in ITT Case Shows Risks of Outsourcing for Defense Contractors,” *International Government Contractor* 4, no. 4 (April 2007). “
- “Playing by the Rules in Export Controls and Sanctions” (Hughes Hubbard & Reed Client Seminar, Miami, FL, March 15, 2007).

### Court Admissions

- United States Court of International Trade
- District of Columbia Court of Appeals
- United States District Court for the District of Columbia

### Professional Activities

- Former U.S. Commerce Department Assistant Secretary for Export Enforcement
- Member, Council on Foreign Relations
- Trustee Emeritus, University of Richmond Board of Trustees
- Co-chair and speaker for numerous conferences
- Provided expert testimony on international trade issues for two Senate committees
- Former counsel to the chair of the President’s Advisory Committee on Trade Policy & Negotiations
- Former commissioner, Federal Interagency Commission on Crime and Security in U.S. Seaports
- Former member, U.S. Trade Representative’s Investment and Services Policy Advisory Committee
- Senior advisor, Women in International Trade Charitable Trust
- Board of Editors, *White-Collar Crime*

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- Member, Trade Policy Forum