

EVAN A. JENNESS

Evan A. Jenness is a tenured federal and state criminal defense attorney, and former Deputy Federal Public Defender. She is the principal of her own firm, and represents individuals and entities in criminal and regulatory investigations; pre-trial, trial and appellate proceedings; and administrative matters. She also is well-versed in professional responsibility, and regularly advises attorneys regarding ethics issues.

Ms. Jenness has defended a broad array of matters, including those involving alleged securities, health care and bank fraud, public corruption, immigration violations, civil rights violations, obstruction of justice, false statements, money laundering, violent crimes, narcotics trafficking, and many other felony and misdemeanor offenses. She also has substantial experience representing individuals in extradition, treaty transfer, contempt and probation/supervised release revocation proceedings. She has handled over 500 docketed matters in the U.S. District Court for the Central District of California, in addition to numerous matters in California State courts and other federal courts. In addition to docketed cases, she has an extensive record of pre-charging representation, and regularly represents targets and subjects, as well as witnesses and other third parties in criminal and collateral matters. She is a periodic author and lecturer regarding criminal defense and professional ethics.

Ms. Jenness has substantial expertise in the area of attorneys' professional responsibility and ethics. She frequently represents lawyers in criminal and related matters, and advises lawyers and others on issues such as the duty to protect client confidences, conflicts of interest, the attorney-client privilege and work-product doctrine, ineffective assistance of counsel, contempt, the duty of candor, and other matters involving legal ethics. As an advisor staffing the ethics hotline for the National Association of Criminal Defense Lawyers, she regularly assists criminal defense counsel regarding ethics issues. As a member of the Attorney Discipline Committee of the Central District of California, she participates as a team member in evaluating disciplinary referrals for consideration by the court. She also is a past-President of the L.A. County Bar Association's Professional Responsibility & Ethics Committee.

Ms. Jenness has a strong commitment to social justice, including individual rights and liberties, protection of the right to privacy, economic fairness, civil rights, disability rights, and gender, racial and orientation non-discrimination. As the daughter of a career United Nations employee, she grew up in various countries in Africa, as well as the East Coast of the United States. She has a multi-racial family whose members live in the United States and overseas. She has made her home in Southern California since 1988.

Ms. Jenness is a member of the Federal Bar Association (Board Member & Past-President, Los Angeles Chapter); American Bar Association (Board Member, West Coast Regional White Collar Crime Committee); Women's White-Collar Defense Association, L.A. Chapter; National Association of Criminal Defense Lawyers (Ethics Advisory Committee Co-Chair; Attorney Advisor, Ethics Hotline; Editorial Board Member, *The Champion Magazine*; and Past-Board Member); and U.S. District Court, Central District of California, Standing Committee on Attorney Discipline. She is a former member and past-Chair of the Professional Responsibility & Ethics Committee of the Los Angeles County Bar Association, and an *Ex Officio* Lawyer Representative to the Ninth Circuit Judicial Conference (Past-Co-Chair, Central District of California Lawyer Representatives).

Ms. Jenness is a 1988 graduate of Columbia Law School, where she was a Harlan Fiske Stone Scholar and an Editor of the *Journal of Law and Social Problems*. Following law school, she served as a law clerk to the (late) Hon. Harry L. Hupp, United States District Judge, Central District of California. She previously served as a trial attorney in the Office of the Federal Public Defender in the Central District of California. She received her Bachelor of Arts degree, *Summa Cum Laude*, with Highest Honors in Economics, from Brandeis University, and was selected as a member of *Phi Beta Kappa*. She is designated annually in *Southern California Super Lawyers*® and *The Best Lawyers in America: White-Collar Crime*.

Ms. Jenness has been dubbed 'Tenacious E' based on her tireless pursuit of justice for her clients. She has strong leadership skills, works well with others, and enjoys taking on new challenges and developing improved ways to address longstanding issues. She is a particularly good oral and written advocate. She is team-oriented, and has a high degree of empathy and compassion. She has enjoyed positive relationships with clients and other lawyers throughout her professional life, and gained the respect of judges and others in the legal community.

During her free time, Ms. Jenness enjoys travel, collecting photographs (a passion she acquired from her mother, who published photo documentaries), following politics in the media, financial analysis (an off-shoot of her undergraduate degree in economics) and hiking.

EVAN A. JENNESS

Law Offices of Evan A. Jenness
777 S. Figueroa St., Suite 3800
Los Angeles, California 90017
213.630.5088 (tel.); 310.880.2068 (cell); 213.683.1225 (fax)
evan@jennesslaw.com

EDUCATION

Columbia University School of Law, Juris Doctor, 1988
Harlan Fiske Stone Scholar
Columbia Journal of Law and Social Problems
Research & Writing Editor, 1987-88; Staff, 1986-87

Brandeis University, Bachelor of Arts, 1984
Highest Honors in Economics
Summa Cum Laude, Phi Beta Kappa, Dean's List
Recipient of Steinfield Prize in Economics, 1984

London School of Economics & Political Science
Junior year abroad, 1982-83

PROFESSIONAL *Law Offices of Evan A. Jenness, Los Angeles, California*
Criminal Defense Attorney, Fall, 2004 - Present

Office of the Federal Public Defender, Los Angeles, California
Deputy Federal Public Defender, June, 1996 - Fall, 2004

Law Offices of Barry Tarlow, Los Angeles, California
Criminal Defense Attorney, Winter, 1993 - June, 1996

Irell & Manella, Los Angeles, California
Litigation Associate, Fall, 1989 - Winter, 1993

United States Federal District Court, Central District of California
Law Clerk to the (late) Hon. Harry L. Hupp, Fall, 1988 - Fall, 1989

O'Melveny & Myers, Los Angeles, California
Summer Associate, Summer, 1987

Nutter, McClennan & Fish, Boston, Massachusetts
Summer Associate, Summer, 1986

MEMBERSHIPS & DESIGNATIONS

American Bar Association, Member

West Coast Regional White Collar Crime Committee, Board Member

Federal Bar Association, Member & Past-President, Los Angeles Chapter

National Association of Criminal Defense Lawyers, Member

Ethics Advisory Committee, Co-Chair

Ethics Advisory Hotline, Attorney Advisor

Editorial Board, *The Champion Magazine*

U.S. District Court, C.D. California Standing Committee on Attorney Discipline, Member

Ex Officio Lawyer Representative to the Ninth Circuit Judicial Conference

Co-Chair of the Central District of California Lawyer Representatives (2010-11)

Los Angeles County Bar Association, Past Member

Member of Board of Trustees (2011-13)

Chair (2010-11), Committee on Prof. Responsibility & Ethics

Southern California Super Lawyers®

The Best Lawyers in America: White-Collar Crime

PUBLICATIONS

When Silence Isn't Golden: Misleading a Court by Omission, Vol. 35, No. 5, LACBA Update (May, 2015)

Elite Lawyers Before the Justices, published letter to the Editor, New York Times, Opinion (January 5, 2015)

The "Silver Tsunami" and Sentencing - Age and Health as Mitigating Factors, NACDL *The Champion Magazine* (publication pending Fall, 2013)

A New State Bar Ethics Opinion May Justify Improper Attorney-Client Communications, Vol. 124, No. 232, *Los Angeles Daily Journal* (November 30, 2011)

Representing the Individual in Internal Investigations, ABA CJS White Collar Crime Newsletter (Summer, 2011)

Being an Ambassador of the Federal Bar, Vol. 124, No. 65, *Los Angeles Daily Journal* (April 5, 2011)

Ethics & Advocacy Dilemmas - Possessing Evidence of a Client's Crime, NACDL, *The Champion* (Cover Feature, December, 2010)

Judicial Remembrance, The Hon. Florence-Marie Cooper, U.S. District Judge, Central District of California, Federal Bar Association The Federal Lawyer (March/April, 2010) (co-author)

Hot Potatoes - The Perplexing Problem of Evidence of Crime, Vol. 30, No. 3, LACBA Update (March, 2010)

Judicial Profile, The Hon. Audrey B. Collins, Chief U.S. District Judge, Central District of California, Federal Bar Association The Federal Lawyer (September, 2009) (co-author)

Boomers in the Dock: Age and Sentencing Mitigation, ALM Business Crimes Bulletin (December, 2008)

Bringing Sentencing Sanity to Operation Malicious Mortgage, ALM Business Crimes Bulletin (September, 2008)

Gaining the Upper Hand in Arguing “Loss” in Securities Fraud Cases, NACDL The Champion Magazine (September, 2008)

“Loss” in the Air Will Not Do, ALM Business Crimes Bulletin (April, 2008)

Attorney-Client Intimacy - Too Hot to Handle?, Vol. 27, No. 6, LACBA Update (June/July 2007)

Supervising Outside Agents in a ‘Blame the Lawyers’ World, Vol. 26, No. 7, LACBA Update (August, 2006)

Combating Governmental Interference With Witnesses, Vol. 33, No. 1, CACJ Forum (2006)

No Duty to Rat in California, Vol. 25, No. 7, LACBA Update (August, 2005)

The Problem of Prosecutorial Vouching, Vol. 32, No. 4, CACJ Forum (2005)

Ninth Circuit Affirms Prosecutors’ Plenary Duty to Investigate Potential Brady/Giglio Evidence, Vol. 28, No. 3, CACJ Forum (2001)

Shabazz Case Illustrates the Havoc Caused by Paid Informers, published letter to the Editor, New York Times, Opinion (March 30, 1995)

LECTURES & APPEARANCES

Los Angeles CJA Indigent Defense Panel Appellate Training Program (5/2/15) -
“Professional Responsibility & the Criminal Defense Function”

Federal Bar Association, Ninth Annual Bankruptcy Ethics Symposium (12/13/13) - “An
Ethics Conversation With Evan Jenness”

Association of Federal Defense Attorneys Webinar (9/25/13) - “Ethical Issues in Criminal
Defense Practice 2013”

Association of Federal Defense Attorneys Webinar (6/27/12) - “Ethical Issues in Criminal
Defense Practice 2012”

American Bar Association Annual White-Collar Crime Conference - Miami, Florida
(3/1/12) - “Ethical Pitfalls and Blunders in White Collar Practice” (panelist)

University of Southern California Law School - Los Angeles, California (2/13/12) -
“Ethical Issues in Criminal Defense Representation” (LLM program lecture)

Westlaw Webinar (1/24/12) - “Driving the Guidelines Off the Cliff: Issues for Tax,
Securities and Mortgage Fraud, and Money Laundering Cases”

Federal Defender Services of Idaho - Boise, Idaho (9/23/11) - “Professional
Responsibility & Ethics for Criminal Defense Counsel”

NACDL Annual Conference - Denver, Colorado (8/5/11) – “On the Edge of the Ethical
Cliff: When Prosecutors Go Too Far” (co-speaker)

LACBA Annual Ethics Symposium (1/29/11) – “The Two C’s - Conflicts &
Confidentiality” (co-speaker Diane Karpman, Esq.)

LACBA, Protecting Client Confidences Against Homeland Security Searches of Laptop
Contents When Traveling Across Borders (12/08/2010) - “Border Searches and Privacy
Issues” (panelist)

Federal Bar Association, Sixth Annual Bankruptcy Ethics Symposium (12/03/10) -
“California’s New Proposed Rules of Professional Conduct”

NACDL Annual White Collar Crime Conference (10/1/10) - “Making Ends Meet:
Obtaining Insurance Advancement & Indemnity in White Collar Cases” (co-speaker)

Advanced Federal Criminal Law Seminar - St. Louis, Missouri (06/24/10) - “Federal
Sentencing Update 2009-2010”

NACDL Winter Seminar - Aspen, Colorado (1/11/10) - "A Sentencing Update & a View From the Bench" (panelist)

LACBA Ethics 2010: Keeping Current in a World of Change (1/09/10) - "What to Do When the Attorney-Client Relationship Ends" (co-speaker)

Federal Bar Association, Sixth Annual Bankruptcy Ethics Symposium (12/18/09) - "Issues in Client Confidentiality" (panelist, moderator)

Disability Rights Legal Center, Loyola Law School (10/13/09) - "Ethics and Professional Responsibility"

NACDL Annual White Collar Crime Conference (10/1/09) - "More Jail, Less Justice - White Collar Sentencing Unhinged From Reality" (panelist)

NACDL Annual Meeting & Seminar (8/7/09) - "Ethical Post-Conviction in Light of Innocence" (panelist)

Los Angeles CJA Indigent Defense Panel Appellate Training Program (3/26/09) - "Ethical Dilemmas and Post-Conviction Responsibilities"

LACBA Ethics Symposium (1/10/09) - "Termination of the Attorney-Client Relationship" (co-speaker)

Federal Bar Association, Fifth Annual Bankruptcy Ethics Symposium (12/12/08) - "What's Up With Ethics?"

Los Angeles CJA Indigent Defense Panel Annual Training Program (11/22/08) - "Ethical Dilemmas and Post-Conviction Responsibilities" (co-speaker)

Los Angeles County Bar Association/Federal Bar Association (10/22/08) - "Federal Court Practice in the Central District of California - Changes, Trends and Updates" (panel moderator)

Administrative Office of the U.S. Courts, Federal Defender Services, Mobile, Alabama (10/17/08) - "Resolving Ethics Issues in Federal Criminal Defense Practice"

Los Angeles County Public Defender Training Program (10/2/08) - "Professional Responsibility & Criminal Defense"

Administrative Office of the U.S. Courts, Defender Services, Los Angeles, California (9/6/08) - "Ethical Issues Confronting Criminal Defense Attorneys" (panelist)

Los Angeles Federal Public Defender, Training Program for New Defenders (4/17/08) – “Ethics & Federal Defense Practice”

NACDL Winter Seminar - Aspen, Colorado (1/25/08) – “Strategies for Resolving Ethical Issues in Criminal Law – Issues From the Trenches of Criminal Defense Practice” (panelist)

LACBA Criminal Justice Section: Navigating the Federal Criminal Court Maze - A Nuts & Bolts Primer (1/19/07) – “Ethics in Federal Practice” (co-speaker)

LACBA Ethics 2007: Keeping Current in a World of Change (12/14/07) - “Ethics in Criminal Defense Practice” (co-speaker)

ABA West Coast Regional White Collar Crime Committee Annual Meeting (12/11/07) - “2007 Federal Sentencing Update”

NACDL Mid-Winter Conference - San Diego, California (2/23/07) – “Ethical Responsibility in the Technological Age”

LACBA CLE Seminar (2/15/07) – “Strategies for Managing Civil, Criminal and Ethical Risks for the Mid- and Large Sized Law Firm” (co-speaker)

NACDL Winter Seminar - Aspen, Colorado (1/25/07) – “Federal Sentencing Update” (panelist)

OTHER

Profiled in *Women Criminal Defense Attorneys*, “Women Criminal Defense Attorneys: Interview With Evan Jenness” (May, 2015)¹

Profiled in *California Super Lawyers*, “Tenacious E” (February, 2014)²

Speaker at the LACBA 2012 Outstanding Jurist Award Luncheon honoring the Hon. Audrey B. Collins, Chief Judge, Central District of California (5/11/12)

Featured lawyer in *Careers in Criminal Law*, by Ellen Brotman, “Criminal Defense isn’t

¹ Available at: <http://womenscriminaldefenseattorneys.com/women-criminal-defense-attorneys-interview-with-evan-jenness/>.

² Available at: <http://www.superlawyers.com/california-southern/article/tenacious-e/0bfb5be5-ccf5-4a84-84ed-8888a7b7ca9d.html>.

Something You Practice / Evan Jenness” (American Bar Association, 2010)

REFERENCES

Available upon request.