

# BRETT L. TOLMAN

Attorney/Founder



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## PRACTICES

- Government Relations
- Lobbying
- Public Policy
- Corporate Compliance
- Government Investigations Defense
- False Claims Act Defense
- Whistleblower & Qui Tam
- Legislative & Regulatory Reform

## BAR ADMISSIONS

- 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

## SOCIAL PROFILES



@TolmanBrett

Mr. Tolman is the founder of The Tolman Group, a firm dedicated to State and Federal policy and advocacy. Mr. Tolman was previously at the Firm of Ray Quinney and Nebeker as a shareholder and Chair of the Firm's White Collar, Corporate Compliance, and Government Investigations Section.

Mr. Tolman is currently a national leader on criminal justice, national security, immigration, law enforcement, and Washington DC politics. He is a frequent contributor on Fox News, CNN, MSNBC, NewsMax and Bill O'Reilly's No Spin News.

Mr. Tolman was appointed by President George W. Bush in 2006 to be the United States Attorney for the District of Utah. Mr. Tolman held office for four years and prosecuted many high-profile cases such as the kidnapper of Elizabeth Smart who is serving a life sentence in federal prison. Mr. Tolman oversaw all civil and criminal cases brought by an office of over 100 people and a budget of nearly \$75 million. He supervised a wide range of investigations including simple and complex financial fraud, illegal distribution of Indian artifacts, immigration violations, large-scale drug distribution, violent crime, and other administrative and regulatory issues.

Prior to serving as US Attorney, Mr. Tolman served as Chief Legal Counsel for Crime and Terrorism to the United States Senate Judiciary Committee in Washington, DC. Mr. Tolman has extensive experience navigating complex legislation, 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 maintains an AV Preeminent rating with Martindale-Hubbell, which is the highest rating awarded to attorneys for professional competence and ethics. He has been included on the list of The Best Lawyers in America. He has also been selected for inclusion in Mountain States Super Lawyers 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.

## EDUCATION

- J. Reuben Clark Law School, Brigham Young University, J.D., *Cum Laude*, 1998
- BYU Law Review Board, Lead Note and Comment Editor (1997-1998)
- BYU Law Review Editor (1996-1997)
- Brigham Young University, B.A., English, 1994



## HIGHLIGHTS

- Selected by the Vera Institute of Justice as one of the most influential people in the Criminal Justice Movement (2018)
- Mr. Tolman is on several Boards of advocacy and policy groups in Washington DC and consults various organizations such as The Justice Action Network, The American Conservative Union and The Coalition for Public Safety
- Mr. Tolman currently advises the White House on various public policy issues including those affecting the criminal justice system
- Mr. Tolman was one of the original drafters and advocates for the passage of The First Step Act signed into law by President Trump in December, 2018

## PROFESSIONAL EXPERIENCE

- Shareholder, Ray, Quinney and Nebeker, PC, Salt Lake City, Utah (2010-2019)
- Adjunct Professor of Criminal Law, SJ Quinney College of Law, University of Utah (2010-2011)
- United States Attorney, District of Utah. Appointed by President Bush and confirmed by the United States Senate on July 23, 2006 (2006-2010)
- 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 (2003-2005)
- Assistant United States Attorney, United States Attorney, U.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)

## AFFILIATIONS/MEMBERSHIPS

- Member of the Prosecutors Advisory Council, ACUF
- Board Member of Due Process Institute
- Advisory Board Member of Council on Criminal Justice
- Advisory Board Member of Equestrian Coalition
- 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, U.S. Advisory Committee (2008-2009)
- Co-Chair, 2015 Interlaw Corporate Compliance, Fraud & Asset Recovery Special Business Team
- Co-Chair, Utah Unites for Marriage (2017)

## PUBLICATIONS

- First Step Act is Working, But the Criminal Justice System is Still Broken, Washington Times, October 19, 2019
- Justice Dept., Under Siege from Trump, Plows Ahead with His Agenda, NY Times, August 3, 2017
- Indictment dismissed against Utahn accused of exporting F-16 aircraft parts to Indonesia, Salt Lake Tribune, August 1, 2017
- Trump Should Reject Sessions' Stance on Sentencing Reform, Op-Ed, Real Clear Politics, June 28, 2017
- It's Not Soft on Crime to Improve Public Safety Outcomes in the Justice System, Op-Ed, Washington Examiner, May 20, 2017
- Attorney General Sessions Interviewing FBI Director Candidates, CNN, May 15, 2017 (Interview begins at 2:14)
- Reyes' Office Justified in Not Charging Federal Judge in 35-Year Old Case, Op-Ed, Salt Lake Tribune, March 22, 2016
- Fairness for All: Criminal Justice Reforms would Improve Law Enforcement and Public Safety, Op-Ed, Washington Times, December 1, 2015
- Presenter, 2015 Interlaw Annual Global Meeting, Barcelona, Spain, October 21, 2015
- Congressional Testimony in Hearing, Full Senate Judiciary Committee, S. 2123, Sentencing Reform and Corrections Act of 2015, October 19, 2015
- Presenter, "Enforcing State and Federal Laws Against Mortgage Fraud," 2015
- Congressional Testimony in Hearing, House Committee on Oversight and Government Reform, "Criminal Justice Reform – Part II," July 15, 2015
- 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

## PUBLICATIONS

- Congressional Testimony in Hearing, Senate Committee on the Judiciary, “Reevaluating the Effectiveness of Federal Mandatory Minimum Sentences,” September 18, 2013
- Congressional Testimony in 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)

## PUBLICATIONS

- Law Enforcement Partnerships—Getting along with the Feds, West Valley City 26<sup>th</sup> 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)