

## Eleventh Circuit Broadly Defines “Instrumentality” Under the Foreign Corrupt Practices Act

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On May 16, 2014, in *United States v. Esquenazi*, the United States Court of Appeals for the Eleventh Circuit interpreted the critical term “instrumentality” under the Foreign Corrupt Practices Act (the “FCPA”) to include an entity controlled by a foreign government which performs “a function the foreign government treats as its own.”

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