

Criminal Offenses
Conspiracy

Smith v. United States, 568 U.S. ___ (Jan. 9, 2013) (http://www.supremecourt.gov/opinions/12pdf/11-8976_k5fl.pdf). In a case involving federal drug and RICO conspiracy charges the Court held that allocating to the defendant the burden of proving withdrawal from the conspiracy does not violate the Due Process Clause. This rule remains intact even when withdrawal is the basis of a statute of limitations defense.