



The U.S. Supreme Court settled a circuit split over the appropriate remedy for instances when the government unconstitutionally prosecutes a criminal defendant in an improper venue, and before a jury drawn from the wrong district. Matthew Koerner discusses the ruling of *Smith v. U.S.*, which determined the government may re-prosecute the defendant, and doing so does not violate the U.S. Constitution's double jeopardy clause.

Authors



Matthew R. Koerner

Counsel

MKoerner@perkinscoie.com [602.351.8119](tel:602.351.8119)