

USAEO-Candidates

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:46 PM
To: USAEO-Candidates
Cc: Nowacki, John (USAEO)
Subject: RE: Interview

Debbie, Thank you for the email. My resume is at home, but I will email it tomorrow. Our VTC Contact in the Eastern District is Elaine Dawson at 501 340 2644. Thanks, Tim

From: USAEO-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAEO)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-teleconference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,
Debbie

Deborah L. Hardos
Management and Program Analyst
Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523
Washington, D.C. 20530-0001
Ph 202-616-2840
Fax 202-616-2278

USAE0-Candidates

From: USAE0-Candidates
Sent: Tuesday, November 14, 2006 4:47 PM
To: Griffin, Tim (USAARE)
Subject: RE: Interview

Tomorrow is fine.
Thanks, Tim.

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:46 PM
To: USAE0-Candidates
Cc: Nowacki, John (USAE0)
Subject: RE: Interview

Debbie, Thank you for the email. My resume is at home, but I will email it tomorrow. Our VTC Contact in the Eastern District is Elaine Dawson at 501 340 2644. Thanks, Tim

From: USAE0-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAE0)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-teleconference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,
Debbie

Deborah L. Hardos
Management and Program Analyst
Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523

Washington, D.C. 20530-0001
Ph 202-616-2840
Fax 202-616-2278

Tracking:

Recipient
Griffin, Tim (USAARE)

Read
Read: 11/14/2006 4:51 PM

USAEO-Candidates

From: Nowacki, John (USAEO)
Sent: Tuesday, November 14, 2006 4:48 PM
To: Griffin, Tim (USAARE); USAEO-Candidates
Subject: RE: Interview

Tim -- In addition to your résumé, if you have a sort of narrative bio, would you please forward that as well?

Thanks very much.
John

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:46 PM
To: USAEO-Candidates
Cc: Nowacki, John (USAEO)
Subject: RE: Interview

Debbie, Thank you for the email. My resume is at home, but I will email it tomorrow. Our VTC Contact in the Eastern District is Elaine Dawson at 501 340 2644. Thanks, Tim

From: USAEO-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAEO)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-teleconference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,
Debbie

Deborah L. Hardos
Management and Program Analyst

Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523
Washington, D.C. 20530-0001
Ph 202-616-2840
Fax 202-616-2278

USAEO-Candidates

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:53 PM
To: USAEO-Candidates
Subject: RE: Interview

Thanks, TG

From: USAEO-Candidates
Sent: Tuesday, November 14, 2006 3:47 PM
To: Griffin, Tim (USAARE)
Subject: RE: Interview

Tomorrow is fine.
Thanks, Tim.

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:46 PM
To: USAEO-Candidates
Cc: Nowacki, John (USAEO)
Subject: RE: Interview

Debbie, Thank you for the email. My resume is at home, but I will email it tomorrow. Our VTC Contact in the Eastern District is Elaine Dawson at 501 340 2644. Thanks, Tim

From: USAEO-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAEO)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-conference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,

Debbie

**Deborah L. Hardos
Management and Program Analyst
Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523
Washington, D.C. 20530-0001
Ph 202-616-2840
Fax 202-616-2278**

USAE0-Candidates

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:53 PM
To: USAE0-Candidates
Cc: Nowacki, John (USAE0)
Subject: RE: Interview

Debbie, I was just speaking with Monica, and I reminded her that I will be in town for the Project Safe Childhood conference 4-6 December. She suggested that we conduct the interview in person then. Is that a possibility? Thanks, TG

From: USAE0-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAE0)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-teleconference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,
Debbie

Deborah L. Hardos
Management and Program Analyst
Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523
Washington, D.C. 20530-0001
Ph 202-616-2840
Fax 202-616-2278

USAEO-Candidates

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:53 PM
To: Nowacki, John (USAEO); USAEO-Candidates
Subject: RE: Interview

No problem. Thanks, TG

From: Nowacki, John (USAEO)
Sent: Tuesday, November 14, 2006 3:48 PM
To: Griffin, Tim (USAARE); USAEO-Candidates
Subject: RE: Interview

Tim -- In addition to your résumé, if you have a sort of narrative bio, would you please forward that as well?

Thanks very much.
John

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:46 PM
To: USAEO-Candidates
Cc: Nowacki, John (USAEO)
Subject: RE: Interview

Debbie, Thank you for the email. My resume is at home, but I will email it tomorrow. Our VTC Contact in the Eastern District is Elaine Dawson at 501 340 2644. Thanks, Tim

From: USAEO-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAEO)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-teleconference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,
Debbie

Deborah L. Hardos
Management and Program Analyst
Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523
Washington, D.C. 20530-0001
Ph 202-616-2840
Fax 202-616-2278

USAE0-Candidates

From: USAE0-Candidates
Sent: Tuesday, November 14, 2006 4:56 PM
To: Griffin, Tim (USAARE)
Subject: RE: Interview

I'll check and get back to you.

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:53 PM
To: USAE0-Candidates
Cc: Nowacki, John (USAE0)
Subject: RE: Interview

Debbie, I was just speaking with Monica, and I reminded her that I will be in town for the Project Safe Childhood conference 4-6 December. She suggested that we conduct the interview in person then. Is that a possibility? Thanks, TG

From: USAE0-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAE0)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-teleconference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,
Debbie

Deborah L. Hardos
Management and Program Analyst
Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523
Washington, D.C. 20530-0001

Ph 202-616-2840
Fax 202-616-2278

Tracking:

Recipient
Griffin, Tim (USAARE)

Read
Read: 11/14/2006 4:58 PM

USAE0-Candidates

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:59 PM
To: USAE0-Candidates
Subject: RE: Interview

Great. Thanks, TG

From: USAE0-Candidates
Sent: Tuesday, November 14, 2006 3:56 PM
To: Griffin, Tim (USAARE)
Subject: RE: Interview

I'll check and get back to you.

From: Griffin, Tim (USAARE)
Sent: Tuesday, November 14, 2006 4:53 PM
To: USAE0-Candidates
Cc: Nowacki, John (USAE0)
Subject: RE: Interview

Debbie, I was just speaking with Monica, and I reminded her that I will be in town for the Project Safe Childhood conference 4-6 December. She suggested that we conduct the interview in person then. Is that a possibility? Thanks, TG

From: USAE0-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAE0)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-teleconference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,
Debbie

Deborah L. Hardos
Management and Program Analyst
Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523
Washington, D.C. 20530-0001
Ph 202-616-2840
Fax 202-616-2278

USAEO-Candidates

From: Griffin, Tim (USAARE)
Sent: Wednesday, November 15, 2006 4:26 PM
To: USAEO-Candidates
Cc: Nowacki, John (USAEO)
Subject: RE: Interview

Attachments: bio2006.doc; dojresume.doc

Please find the attached resume and narrative bio. Let me know if you need additional information.
Thank you, TG



bio2006.doc (37
KB)



dojresume.doc (81
KB)

From: USAEO-Candidates
Sent: Tuesday, November 14, 2006 3:42 PM
To: Griffin, Tim (USAARE)
Cc: Nowacki, John (USAEO)
Subject: Interview

Dear Tim:

Representatives from the U.S. Department of Justice would like to interview you for the position of interim United States Attorney for the Eastern District of Arkansas. The interview, which will last about one-half hour, is scheduled on Friday, December 8, at 10:00am EST via video-teleconference.

Your interview will be conducted by:

Monica M. Goodling
Senior Counsel to the Attorney General

David Margolis
Associate Deputy Attorney General

Michael A. Battle
Director, EOUSA

~~Please confirm receipt of this email with a copy of your updated resume and the VTC Contact in your district.~~

If you have any questions, please call me or John Nowacki on 202/514-2121.

Thank you,
Debbie

Deborah L. Hardos
Management and Program Analyst
Executive Office for United States Attorneys
950 Pennsylvania Avenue, Room 2523
Washington, D.C. 20530-0001
Ph 202-616-2840

Fax 202-616-2278

JOHN TIMOTHY "TIM" GRIFFIN

In September 2006, Tim Griffin was named Counselor to the Assistant Attorney General, Criminal Division, at the U.S. Department of Justice in Washington, D.C. and was immediately detailed to Little Rock, Arkansas, where he is serving as a Special Assistant U.S. Attorney in the Eastern District of Arkansas.

Tim recently completed a year of active duty in the U.S. Army. He is in his 10th year as an officer in the U.S. Army Reserve, Judge Advocate General's (JAG) Corps and holds the rank of Major. In September 2005, Tim was mobilized to active duty to serve as an Army prosecutor at Fort Campbell, Kentucky, the home of the 101st Airborne Division (Air Assault). At Fort Campbell, he prosecuted 40 criminal cases. One of those cases, U.S. v. Mikel, drew national interest after Private Mikel attempted to murder his platoon sergeant and fired upon his unit's early morning formation. Private Mikel pleaded guilty to attempted murder and was sentenced to 25 years in prison.

In May 2006, Tim was assigned to the 501st Special Troops Battalion (STB), 101st Airborne Division and sent to serve in Iraq. From May through August 2006, he served as an Army JAG with the 101st Airborne Division in Mosul, Iraq, as a member of the 172d Stryker Brigade Combat Team (SBCT) Brigade Operational Law Team (BOLT), for which he was awarded the Combat Action Badge and the Army Commendation Medal.

When he was called to active duty in September 2005, Tim was serving as Special Assistant to the President and Deputy Director, Office of Political Affairs at the White House. In that capacity, he advised President George W. Bush and Vice-President Richard B. Cheney and organized and coordinated support for the President's agenda, including the nomination of Judge John Roberts to be Chief Justice of the U.S. Supreme Court.

Prior to joining the White House staff, he served as Research Director and Deputy Communications Director for the Republican National Committee (RNC) where he oversaw research for the 2004 presidential campaign. Tim and his staff of approximately 30 provided research materials to the Bush-Cheney re-election campaign, the RNC, the press, and political activists.

From 2001-2002, Tim served as a political appointee at the U.S. Department of Justice where he was Special Assistant to the Assistant Attorney General, Michael Chertoff, the Criminal Division Chief. In the summer of 2001, AAG Chertoff granted Tim a year detail as a Special Assistant U.S. Attorney at the U.S. Attorney's Office for the Eastern District of Arkansas in Little Rock. While in Little Rock, Tim prosecuted a variety of federal cases with an emphasis on firearm and drug cases. He also organized the Eastern District's Project Safe Neighborhoods (PSN), the Bush Administration's initiative to reduce firearm-related violence by ~~promoting close cooperation between state and federal law enforcement, and served as the PSN coordinator.~~

Prior to joining DOJ, Tim served as RNC Deputy Research Director for the 2000 presidential campaign and as a legal advisor to the Bush-Cheney Recount Team in Florida. Tim has also served as Senior Counsel to the Government Reform Committee, U.S. House of Representatives; Associate Independent Counsel, In Re: Housing and Urban Development (HUD) Secretary Henry Cisneros; and as an associate attorney with the New Orleans law firm of Jones, Walker.

Tim is a member of the Arkansas and Louisiana bars. He is a *cum laude* graduate of both Hendrix College in Conway, Arkansas, where he received his B.A., and Tulane Law School in New Orleans, Louisiana, where he received his J.D. He also attended graduate school at Pembroke College, Oxford University, in Oxford, England. Tim was born in Charlotte, North Carolina, was raised in Magnolia, Arkansas, and now resides in Little Rock, Arkansas, with his wife, Elizabeth.

EOUSA00000018

J. TIMOTHY GRIFFIN

EDUCATION

Tulane University Law School. New Orleans, Louisiana. Juris Doctor, *cum laude*, May 1994. Cumulative G.P.A.: 3.25/4.00; Rank: 80/319, Top 25%. Common law and civil law curricula. Legal Research and Writing grade: A.

- Senior Fellow, Legal Research and Writing Program. Taught first year law students legal research and writing.
- Volunteer, The New Orleans Free Tutoring Program, Inc.

Oxford University, Pembroke College. Oxford, England. Graduate School, British and European History, 1990-1991.

- Under-secretary and Treasurer, Oxford University Clay Pigeon Shooting Club.

Hendrix College. Conway, Arkansas. Bachelor of Arts in Economics and Business, *cum laude*, June 1990. Cumulative G.P.A.: Major 3.79/4.00, Overall 3.78/4.00; Rank: 22/210, Top 10%.

- Oxford Overseas Study Course, September 1988-May 1989, Oxford, England.

LEGAL EXPERIENCE

Counselor to the Assistant Attorney General. Criminal Division, U.S. Department of Justice. Washington, D.C. and Little Rock, Arkansas. September 2006-present.

- Serving as a Special Assistant U.S. Attorney, Eastern District of Arkansas, September 2006-present.

Trial Counsel, U.S. Army JAG Corps. Criminal Law Branch, Office of the Staff Judge Advocate. Fort Campbell, Kentucky, September 2005-May 2006; August-September 2006.

- Successfully prosecuted U.S. v. Mikel, involving a soldier's attempted murder of his platoon sergeant.
- Provided legal advice to E Co., 1st and 3rd Brigade Combat Teams, 101st Airborne Division (Air Assault)(R)(P).
- Prosecuted 40 Army criminal cases at courts-martial and federal criminal cases as a Special Assistant U.S. Attorney, Western District of Kentucky and Middle District of Tennessee, and handled 90 administrative separations.

Brigade Judge Advocate, U.S. Army Judge Advocate General's (JAG) Corps. Operation Iraqi Freedom. Task Force Band of Brothers. 501st STB, 101st Airborne Division (Air Assault). Mosul, Iraq, May-August 2006.

- Served on the Brigade Operational Law Team (BOLT), 172d Stryker Brigade Combat Team, FOB Marez, Iraq.
- Provided legal advice on various topics, including financial investigations, rules of engagement, and rule of law.

Special Assistant to the Assistant Attorney General. Criminal Division, U.S. Department of Justice. Washington, D.C. and Little Rock, Arkansas. March 2001-June 2002.

- Tracked issues for Assistant Attorney General Michael Chertoff and worked with the Office of International Affairs (OLA) on matters involving extradition, provisional arrest and mutual legal assistance treaties (MLATs).
- Prosecuted federal firearm and drug cases and served as the coordinator for Project Safe Neighborhoods, a strategy to reduce firearm-related violence through cooperation between state and federal law enforcement, as a Special Assistant U.S. Attorney, Eastern District of Arkansas, in Little Rock, September 2001-June 2002.

Senior Investigative Counsel. Committee on Government Reform, U.S. House of Representatives. Washington, D.C. January 1997-February 1998; June 1998-September 1999.

- Developed hearing series entitled "National Problems, Local Solutions: Federalism at Work" to highlight innovative and successful reforms at the state and local levels, including: "Fighting Crime in the Trenches," featuring New York City Mayor Rudolph Giuliani, and "Tax Reform in the States."
- Pursuant to the Committee's campaign finance investigation, interviewed Johnny Chung and played key role in hearing detailing his illegal political contributions; organized, supervised and conducted the financial investigation of individuals and entities; interviewed witnesses; drafted subpoenas; and briefed Speaker of the House Newt Gingrich.

Associate Independent Counsel. U.S. Office of Independent Counsel David M. Barrett. *In re: Henry G. Cisneros, Secretary of Housing and Urban Development (HUD)*. Washington, D.C. September 1995-January 1997.

- Interviewed numerous witnesses with the F.B.I. and supervised the execution of a search warrant.
- Drafted subpoenas and pleadings and questioned witnesses before a federal grand jury.

EOUSA00000019

Associate Attorney. General Litigation Section. Jones, Walker, Waechter, Poitevent, Carrere & Denegre, L.L.P. New Orleans, Louisiana. September 1994-September 1995.

- Drafted legal memoranda and pleadings and conducted depositions.

ADDITIONAL WORK EXPERIENCE

Special Assistant to the President and Deputy Director. Office of Political Affairs, The White House. Washington, D.C. April-September 2005. On military leave after mobilization to active duty, September 2005-September 2006.

- Advised President George W. Bush and Vice-President Richard B. Cheney.
- Organized and coordinated support for the President's agenda, including the nomination of Judge John Roberts to be Chief Justice of the U.S. Supreme Court.

Research Director and Deputy Communications Director. 2004 Presidential Campaign, Republican National Committee (RNC). Washington, D.C. June 2002-December 2004.

- Briefed Vice-President Richard B. Cheney and other Bush-Cheney 2004 (BC04) and RNC senior staff.
- Managed RNC Research, the primary research resource for BC04, with over 25 staff.
- Worked daily with BC04 senior staff on campaign and press strategy, ad development and debate preparation.

Deputy Research Director. 2000 Presidential Campaign, Republican National Committee (RNC). Washington, D.C. September 1999-February 2001.

- Managed RNC Research, the primary research resource for Bush-Cheney 2000 (BC00), with over 30 staff.
- Served as legal advisor in Volusia and Brevard Counties for BC00 Florida Recount Team.

SUMMARY OF MILITARY SERVICE

Major. JAG Corps, U.S. Army Reserve. Commissioned First Lieutenant, June 1996.

- Served on active duty in Mosul, Iraq with the 101st Airborne Division (Air Assault), and at Fort Campbell, Kentucky, September 2005-September 2006.
- Authorized to wear 101st Airborne Division (Air Assault) "Screaming Eagle" combat patch.
- **Medals, Ribbons and Badges:** Army Commendation Medal with Five Oak Leaf Clusters; Army Achievement Medal with Four Oak Leaf Clusters; Army Reserve Components Achievement Medal with Two Oak Leaf Clusters; National Defense Service Medal; Iraq Campaign Medal; Global War on Terrorism Service Medal; Armed Forces Reserve Medal with Bronze Hourglass and "M" Devices; Army Service Ribbon; and Army Reserve Overseas Training Ribbon with "3" Device; and Combat Action Badge.

ACTIVITIES AND ASSOCIATIONS

Arkansas Bar Association. Little Rock, Arkansas. **Member.** 1995-present. Annual Meeting Subcommittee on Technology, 2002. Admitted to Arkansas Bar, April 26, 1995.

The Federalist Society for Law and Public Policy Studies. Washington, D.C. 1991-present. **President,** New Orleans Lawyers Chapter, February-August 1995; **President,** 1993-1994, **Vice President,** 1992-1993, and **Treasurer,** 1991-1992, Tulane Law School Chapter.

Friends of Central Arkansas Libraries (FOCAL). Little Rock, Arkansas. **Life Member.**

Florence Crittenton Services, Inc. Little Rock, Arkansas. **Member.** Board of Directors, 2001-2002.

Louisiana State Bar Association. New Orleans, Louisiana. **Member.** Admitted October 7, 1994. Currently inactive.

The Oxford Union Society. Oxford, England. **Member.** 1990-present.

Pulaski County Bar Association. Little Rock, Arkansas. **Member,** 2001-2002. **Co-chair,** Law School Liaison Committee, 2001-2002.

Reserve Officers Association. Washington, D.C. **Life Member.**



U.S. Department of Justice

United States Attorney
Western District of Washington

700 Stewart Street, Suite 5220
Seattle, Washington 98101-1271

Tel: (206) 553-7970
Fax: (206) 553-2054

December 14, 2006

Hon. Alberto Gonzalez
Attorney General of the United States
950 Pennsylvania Ave. N.W., Room 5111
Washington, D.C. 20530

Dear Judge Gonzalez:


I have today submitted to the President my resignation as United States Attorney for the Western District of Washington, effective midnight January 26, 2007.

It has been a privilege to serve with you and the many talented men and women of the U.S. Department of Justice. I am particularly proud of the accomplishments of the prosecutors, trial attorneys and support staff whom I have been honored to lead in this District. Together, we have helped to secure our nation from terrorism, international drug crime, violent criminals and corporate fraud.

We have reestablished the unifying role of the United States Attorney as the chief federal law enforcement official with the responsibility to advance the priorities of the President and the Attorney General. In doing so, this District has experienced dramatic increases in investigations and prosecutions within these priorities, including the extensive use of Title III wiretaps and unprecedented law enforcement information sharing through the innovative Law Enforcement Information Exchange (LEIX). The expansion of this program under the leadership of U.S. Attorneys and the Attorney General's Advisory Committee ranks among my most satisfying and rewarding endeavors, and I hope and trust the Department will continue to lead this critical effort to combat terrorism and organized crime that transcends jurisdictional boundaries.

I have been privileged to know you longer than most of our colleagues. I deeply admire your service as Texas Supreme Court Justice and White House Counsel, and am grateful for your support and friendship during my prior service at Legal Services Corporation and as United States Attorney. You have my best wishes for every continued success, and to you and all of your family I send my prayers for a joyous Christmas and all of the blessings of the New Year.

Sincerely,


John McKay
United States Attorney

EOUSA000000021



U.S. Department of Justice

United States Attorney
Western District of Washington

700 Stewart Street, Suite 5220
Seattle, Washington 98101-1271

Tel: (206) 553-7970
Fax: (206) 553-2054

December 14, 2006

The President
The White House
Washington, D.C. 20500

Dear Mr. President:

I hereby submit my resignation as United States Attorney for the Western District of Washington, effective midnight January 26, 2007.

It has been my privilege to serve with you during these challenging times for our country. I am deeply appreciative of your faith and confidence in me and our District's talented prosecutors, trial attorneys, support staff and law enforcement personnel as we have worked to secure this district from terrorism and violent crime.

As always, you are in my prayers as you continue to lead our country, and to these I add my wishes to you, Mrs. Bush and all of your family for a happy and joyous Christmas.

Sincerely,

John McKay
United States Attorney

EOUSA000000022



U. S. Department of Justice

United States Attorney
District of Arizona

3 Renaissance Square
40 North Central Avenue, Suite 1200
Phoenix, Arizona 85004-4408

(602) 514-7300
FAX (602) 514-7670

December 18, 2006

The Attorney General
United States Department of Justice
Main Justice Building, Room 5111
950 Pennsylvania Avenue, NW
Washington, DC 20530

Dear Mr. Attorney General:

I am hereby submitting my resignation as United States Attorney for the District of Arizona of the United States, effective midnight January 31, 2007. It has been a great honor and privilege to have served as a United States Attorney.

Serving the United States as a United States Attorney has been the highest honor and most fulfilling duty of my public career.

I wish you the best of luck and success.

Sincerely yours,

PAUL K. CHARLTON
United States Attorney
District of Arizona



U. S. Department of Justice

United States Attorney
District of Arizona

2 Renaissance Square
40 North Central Avenue, Suite 1200
Phoenix, Arizona 85004-4408

(602) 514-7500
FAX (602) 514-7670

December 18, 2006

The President
The White House
Washington, DC 20500

Dear Mr. President:

I am hereby submitting my resignation as United States Attorney for the District of Arizona of the United States, effective midnight January 31, 2007.

I deeply appreciate the opportunity you have given me to serve as United States Attorney. I wish you and your administration the best of luck and success.

Sincerely yours,

PAUL K. CHARLTON
United States Attorney
District of Arizona

000024



U.S. Department of Justice

United States Attorney
Eastern District of Arkansas

425 W. Capitol Avenue, Suite 500
Little Rock, Arkansas 72201

December 19, 2006

Attorney General Alberto R. Gonzales
United States Department of Justice
Main Justice Building, Room 5111
950 Pennsylvania Avenue, NW
Washington, DC 20530

Dear Judge Gonzales:

I am hereby submitting my resignation as United States Attorney for the Eastern District of Arkansas, effective ten o'clock in the morning (10:00 a.m.) December 20, 2006. It has been a great honor and privilege to have served these past five years as a United States Attorney by Presidential appointment.

Serving the United States as a United States Attorney has been the highest honor and most fulfilling duty of my career. Thank you for your support and the support of the Department of Justice during my tenure. Your visit to my district in July 2005 inspired our entire staff. On a personal level, I enjoyed that opportunity to get to know you a little better. Your leadership has been marvelous.

I deeply appreciate the opportunity to have served as the United States Attorney for the Eastern District of the United States. I wish you the best of luck and success.

Sincerely,

Bud Cummins
United States Attorney
Eastern District of Arkansas

BC/clb

000025

12/20/2006 15:28 FAX

005



U.S. Department of Justice

United States Attorney
Eastern District of Arkansas

425 W. Capitol Avenue, Suite 500
Little Rock, Arkansas 72201

December 19, 2006

The Honorable George W. Bush
President of the United States
The White House
Washington, DC 20500

Dear Mr. President:

I am hereby submitting my resignation as United States Attorney for the Eastern District of Arkansas, effective ten o'clock in the morning (10:00 a.m.) December 20, 2006.

I deeply appreciate the opportunity to have served as United States Attorney for five years. I wish you and your administration the best of luck and success.

Sincerely,

Bud Cummins
United States Attorney
Eastern District of Arkansas

BC/elb

000026



U.S. Department of Justice

Carol C. Lam
United States Attorney
Southern District of California

(619) 557-5690
Fax (619) 557-5782

San Diego County Office
Federal Office Building
880 Front Street, Room 6293
San Diego, California 92101-8893

Imperial County Office
321 South Waterman Avenue
Room 204
El Centro, California 92243-2215

January 16, 2007

Honorable Alberto R. Gonzales
The Attorney General
United States Department of Justice
Main Justice Building, Room 5111
950 Pennsylvania Avenue, NW
Washington, D.C. 20530

Dear Mr. Attorney General:

I am hereby submitting my resignation as United States Attorney for the Southern District of California, effective midnight February 15, 2007. It has been a great honor and privilege to have served these past four years as a United States Attorney by Presidential appointment.

Serving the United States as a United States Attorney has been the highest honor and most fulfilling duty of my public career. I deeply appreciate the opportunity to have served as the United States Attorney for the Southern District of California. I wish you all the best.

Sincerely,

CAROL C. LAM
United States Attorney

000027



U.S. Department of Justice

Carol C. Lam
United States Attorney
Southern District of California

San Diego County Office
Federal Office Building
880 Front Street, Room 4293
San Diego, California 92101-8893

(619) 557-5690
Fax (619) 557-5782

Imperial County Office
121 South Waterman Avenue
Room 304
El Centro, California 92243-2215

January 16, 2007

The President
The White House
Washington, D.C. 20500

Dear Mr. President:

I am hereby submitting my resignation as United States Attorney for the Southern District of California, effective midnight February 15, 2007. It has been a great honor and privilege to have served these past four years as a United States Attorney under your appointment.

I deeply appreciate the opportunity to have served as the United States Attorney for the Southern District of California. I wish you and your administration the best of luck and success.

Sincerely,

CAROL C. LAM
United States Attorney

000028



U.S. Department of Justice

*United States Attorney
District of Nevada*

*Daniel G. Bogden
United States Attorney*

*333 Las Vegas Boulevard South
Suite 3000
Las Vegas, Nevada 89101*

*Telephone (702) 388-4336
FAX: (702) 388-6296*

January 17, 2007

The Attorney General
United States Department of Justice
Main Justice Building, Room 5111
950 Pennsylvania Avenue, NW
Washington, DC 20530

Dear Mr. Attorney General:

I am hereby submitting my resignation as United States Attorney for the District of Nevada, effective midnight February 28, 2007. It has been a great honor and privilege to have served the past five and one-half years as a United States Attorney, initially by appointment of Attorney General John Ashcroft and thereafter by Presidential appointment.

Serving the United States as a United States Attorney has been the highest honor and most fulfilling duty of my public career. Thank you for your support and the support of the Department of Justice during my tenure.

I deeply appreciate the opportunity to have served as the United States Attorney for the District of Nevada. I wish you the best of luck and success.

Sincerely,

DANIEL G. BOGDEN
United States Attorney
District of Nevada

000029



U.S. Department of Justice

United States Attorney
District of Nevada

Daniel G. Bogden
United States Attorney

333 Las Vegas Boulevard South
Suite 3000
Las Vegas, Nevada 89101

Telephone: (702) 388-6336
FAX: (702) 388-6296

January 17, 2007

The President
The White House
Washington, DC 20500

Dear Mr. President:

I am hereby submitting my resignation as United States Attorney for the District of Nevada, effective midnight February 28, 2007.

I deeply appreciate the outstanding opportunity to have served as United States Attorney. I wish you and your administration the best of luck and success.

Sincerely,

DANIEL G. BOGDEN
United States Attorney
District of Nevada

000030



U.S. Department of Justice

David C. Iglesias

United States Attorney
District of New Mexico

REPLY TO:
David C. Iglesias
Direct: (505) 224-1459

Post Office Box 607
Albuquerque, New Mexico 87103

(505) 346-7274
(505) 346-7224
FAX (505) 346-6883

January 17, 2007

Honorable Alberto Gonzales
The Attorney General
United States Department of Justice
Main Justice Building, Room 5111
950 Pennsylvania Ave., NW
Washington, DC 20530

Dear Mr. Attorney General:

I am hereby submitting my resignation as United States Attorney for the District of New Mexico, effective midnight February 28, 2007. It has been a great honor and privilege to have served these past five and a half years as a United States Attorney. I will never forget the simple kindness you afforded me when you were White House Counsel and you took the time to meet with me in December, 2001. This simple act spoke volumes of your character. As the son of an immigrant father from Panama, this job has been the culmination of the American dream.

It was a tremendous honor to serve for a trailblazer like yourself. Thank you for making the two trips out to New Mexico to visit with me and my office. I have loved this job and am honored to preside over the biggest corruption cases in New Mexico history. I have done my part to make New Mexico a better place and now I leave it to someone else to continue the struggle for justice.

I respectfully recommend FAUSA Larry Gomez to serve as Interim United States Attorney. He has loyally served this administration and has previously been Interim United States Attorney between the first Bush administration and Clinton administration.

I wish you the best in your future endeavors. Thank you for your service to our great country. When you leave office, I will be sending you a token of my appreciation—a hand-made mola my cousin in Panama made for you. I think you will like it. Vaya con Dios.

Sincerely,

D. C. Iglesias

DAVID C. IGLESIAS
United States Attorney
District of New Mexico

DCL:lg

000031



U.S. Department of Justice

David C. Iglesias

*United States Attorney
District of New Mexico*

REPLY TO:
David C. Iglesias
Direct: (505) 224-1459

Post Office Box 607
Albuquerque, New Mexico 87103
(505) 346-7274
(505) 346-7224
FAX (505) 346-6883

January 17, 2007

The President
The White House
Washington, DC 20500

Dear Mr. President:

I am hereby submitting my resignation as United States Attorney for the District of New Mexico, effective midnight February 28, 2007.

I knew when I first met you at the El Pinto restaurant in Albuquerque, New Mexico in the Summer of 2000, that I wanted to be part of your team. I deeply appreciate the opportunity to have served as United States Attorney and being part of your administration in a watershed period of America's history. Along with my service in the United States Navy, I count being U.S. Attorney as my greatest honor. Thank you for giving me a chance to give back to a country that has given me so much. As the son of an immigrant father from Panama, I know the American dream lives on.

I pray for you frequently and trust the Almighty grant you the wisdom of Solomon during the rest of your administration.

Very Respectfully,

D. C. Iglesias
DAVID C. IGLESIAS
United States Attorney
District of New Mexico

DCI:lg

000032



U.S. Department of Justice

1143072
DA

Margaret M. Chiara
United States Attorney
Western District of Michigan

5th Floor, The Law Building
330 Ionia Avenue, NW
Grand Rapids, Michigan 49503

Mailing Address:
United States Attorney's Office
Post Office Box 208
Grand Rapids, Michigan 49501-0208

Telephone (616) 456-2404
Facsimile (616) 456-2408

February 23, 2007

Attorney General Alberto Gonzales
United States Department of Justice
Main Justice Building, Room 5111
950 Pennsylvania Avenue, NW
Washington, DC 20530

Dear Attorney General Gonzales:

I am hereby submitting my resignation as United States Attorney for the Western District of Michigan. My resignation is effective midnight March 16, 2007.

It has been an honor to serve as United States Attorney for the past five years. I am proud of the many accomplishments we have achieved in the Western District of Michigan during my tenure.

Sincerely,

MARGARET M. CHIARA
United States Attorney

EOUSA000000033

Battle, Michael (USAEO)

From: Iglesias, David C. (USANM)
Sent: Thursday, February 08, 2007 4:17 PM
To: Battle, Michael (USAEO)
Subject: RE: Message to USAs

Buddy, we had super times and made a difference in our districts! I've got no regrets and bear no ill will towards anyone. I'll be announcing my next step in a couple of weeks.
Your friend always,
David

-----Original Message-----
From: Battle, Michael (USAEO)
Sent: Wednesday, February 07, 2007 8:31 PM
To: Iglesias, David C. (USANM)
Subject: RE: Message to USAs

David,
Thanks, hearing from means a lot to me. Hey, we had some good times didn't we? I wish you all the best, I will be watching. It's going to be exciting to see what you do next.
Take care, your friend for life.

-----Original Message-----
From: Iglesias, David C. (USANM)
Sent: Wednesday, February 07, 2007 05:00 PM Eastern Standard Time
To: Battle, Michael (USAEO)
Subject: RE: Message to USAs

Mike: I wish you Godspeed and success, my friend. I really appreciate how you helped out my district during your tenure @ EOUSA and I don't envy some of your duties since I know you are a good and honorable man. Please look me up if you're ever in New Mexico.
Regards,
David

From: Battle, Michael (USAEO)
Sent: Wednesday, February 07, 2007 2:40 PM
To: USAEO-USAttorneysOnly
Subject: Message to USAs

Dear Friends:
I have mixed feelings in announcing that I will be leaving the Executive Office for United States Attorneys on March 16, 2007. As you all know, being the United States Attorney is the best job there is. To couple that with serving as Director of EOUSA is more than I could have ever imagined. I feel blessed for having had the opportunity to be your colleague whether during my tenure as a United States Attorney or as Director of EOUSA. As I noted to staff here at EOUSA, beginning with my arrival, I was consistently impressed with the talent and effort of each and every member of this organization. As I have said to many of you, if I had known then what I know now, I think I would have been better prepared for the challenges of being a United States Attorney. I relate this because I know first hand that the staff at EOUSA are dedicated to your success. I encourage you to continue to rely on EOUSA as a resource that supports your mission. I encourage you to The opportunity to serve as a United States Attorney and as the Director of EOUSA has been humbling for me as well. I feel that you represent the very best and brightest, and many of you, like myself, became a United States Attorney at a time when our country and all that it stands for had been viscosly attacked. Our charge was, and continues to be, to prevent that from ever happening again and to bring those responsible to justice. I know in my heart we will prevail.
I consider myself fortunate to have been your colleague. I wish you continued success as you serve the United States Attorney community, the Department, and the American people. Although I will miss working with you, EOUSA, the Department, and the unique challenges of a United States Attorney and Director of EOUSA, I am excited to return to the practice of

law. I have decided to join as a partner the law firm of Fulbright & Jaworski. My office is located at 801 Pennsylvania Avenue, N.W., Washington, DC; website: www.fulbright.com; phone number: (202) 662-0200. It has been an honor and privilege to serve with you. Thank you for all the kindnesses you have shown me. All the best.
Michael A. Battle

Battle, Michael (USAE0)

From: Lam, Carol (USACAS)
Sent: Friday, February 16, 2007 12:46 AM
To: USAE0-USAttorneysOnly
Subject: Contact information

Colleagues,

I'm signing off in a couple of hours, so I wanted to pass along my contact information. Thank you for your collegiality and comraderie. It has been a privilege serving with you.

Warm regards,

Carol

Contact information:

(cell)

(Beginning February 26, 2007):
Carol Lam
Senior Vice-President and Legal Counsel
QUALCOMM Incorporated
5775 Morehouse Drive
San Diego, CA 92121
clam@qualcomm.com
(858) 651-8384

Battle, Michael (USAEO)

From: carol lam;
Sent: Sunday, March 04, 2007 4:53 PM
To: Battle, Michael (USAEO)

Mike,

This is to inform you that I have been subpoenaed to testify before the House Committee on the Judiciary, Subcommittee on Administration and Commerce, on Tuesday, March 6 at 2 pm. I have also been asked to testify before the Senate Judiciary Committee at 10 am the same day.

Carol Lam

McGowan, Ashley (USAEO)

From: Hardos, Debbie (USAEO)
Sent: Wednesday, January 24, 2007 3:19 PM
To: Nowacki, John (USAEO); McGowan, Ashley (USAEO)
Subject: NM Resignation Letters

Attachments: Resignation Letters.pdf

I just received Iglesias's resignation letters effective 2/28/07. Attached are copies:


Resignation
Letters.pdf (45 KB...)



U.S. Department of Justice

David C. Iglesias

United States Attorney
District of New Mexico

REPLY TO:
David C. Iglesias
Direct: (505) 224-1459

Post Office Box 607
Albuquerque, New Mexico 87103
(505) 346-7274
(505) 346-7224
FAX (505) 346-6883

January 17, 2007

Honorable Alberto Gonzales
The Attorney General
United States Department of Justice
Main Justice Building, Room 5111
950 Pennsylvania Ave., NW
Washington, DC 20530

Dear Mr. Attorney General:

I am hereby submitting my resignation as United States Attorney for the District of New Mexico, effective midnight February 28, 2007. It has been a great honor and privilege to have served these past five and a half years as a United States Attorney. I will never forget the simple kindness you afforded me when you were White House Counsel and you took the time to meet with me in December, 2001. This simple act spoke volumes of your character. As the son of an immigrant father from Panama, this job has been the culmination of the American dream.

It was a tremendous honor to serve for a trailblazer like yourself. Thank you for making the two trips out to New Mexico to visit with me and my office. I have loved this job and am honored to preside over the biggest corruption cases in New Mexico history. I have done my part to make New Mexico a better place and now I leave it to someone else to continue the struggle for justice.

I respectfully recommend FAUSA Larry Gomez to serve as Interim United States Attorney. He has loyally served this administration and has previously been Interim United States Attorney between the first Bush administration and Clinton administration.

I wish you the best in your future endeavors. Thank you for your service to our great country. When you leave office, I will be sending you a token of my appreciation—a hand-made mola my cousin in Panama made for you. I think you will like it. Vaya con Dios.

Sincerely,

DAVID C. IGLESIAS
United States Attorney
District of New Mexico

DCL:lg

00039



U.S. Department of Justice

David C. Iglesias

*United States Attorney
District of New Mexico*

REPLY TO:
*David C. Iglesias
Direct: (505) 224-1459*

*Post Office Box 607
Albuquerque, New Mexico 87103*

*(505) 346-7274
(505) 346-7224
FAX (505) 346-6883*

January 17, 2007

The President
The White House
Washington, DC 20500

Dear Mr. President:

I am hereby submitting my resignation as United States Attorney for the District of New Mexico, effective midnight February 28, 2007.

I knew when I first met you at the El Pinto restaurant in Albuquerque, New Mexico in the Summer of 2000, that I wanted to be part of your team. I deeply appreciate the opportunity to have served as United States Attorney and being part of your administration in a watershed period of America's history. Along with my service in the United States Navy, I count being U.S. Attorney as my greatest honor. Thank you for giving me a chance to give back to a country that has given me so much. As the son of an immigrant father from Panama, I know the American dream lives on.

I pray for you frequently and trust the Almighty grant you the wisdom of Solomon during the rest of your administration.

Very Respectfully,

D. C. I.
DAVID C. IGLESIAS
United States Attorney
District of New Mexico

DCI:lg

000040

McGowan, Ashley (USAE0)

From: Hardos, Debbie (USAE0)
Sent: Friday, February 16, 2007 9:20 AM
To: McGowan, Ashley (USAE0)
Subject: Fw: Condensed Reason for Resignation for Daniel Bogden

Ash:
Pls add this to the info I gave you re: Bogden for John's review.
Thanks,
D

-----Original Message-----

From: Mann, Katherine (USAE0) <KMann@usa.doj.gov>
To: Hardos, Debbie (USAE0) <DHardos@usa.doj.gov>
CC: Dunn, Jean (USAE0) <JDunn@usa.doj.gov>; Smith, Mike (USAE0) <MSmith1@usa.doj.gov>
Sent: Fri Feb 16 09:07:11 2007
Subject: RE: Condensed Reason for Resignation for Daniel Bogden

Debbie,

I checked with Jean about changing the reason to "Term expired effective 10-28-05. Employee was in a holdover status."

Jean reminded me, we can't change the employee's reason for resignation. We can only condense it. Jean suggested a more condensed version, "Requested to step down."

Let me know if this is OK.

Thanks,

Kit

From: Hardos, Debbie (USAE0)
Sent: Tuesday, February 13, 2007 1:33 PM
To: Mann, Katherine (USAE0)
Subject: RE: Condensed Reason for Resignation for Daniel Bogden

Let's talk on Wednesday. How do USAs typically respond to this?

From: Mann, Katherine (USAE0)
Sent: Tuesday, February 13, 2007 10:07 AM
To: Hardos, Debbie (USAE0)
Cc: Blair, Tina (USAE0)
Subject: Condensed Reason for Resignation for Daniel Bogden

Debbie,

The paragraph will not fit on the SF-50. Can you check with John Nowacki to see if this condensed reason is OK?

"Received request from EOUSA Director to step down as U.S. Attorney."

Thanks,

Kit

Murphy, Sean (USAEO)

From: Sampson, Kyle
Sent: Monday, January 29, 2007 6:29 PM
To: Battle, Michael (USAEO); Nowacki, John (USAEO)
Cc: Hertling, Richard; Scott-Finan, Nancy; Goodling, Monica; Elston, Michael (ODAG)
Subject: RE: Independence of US Attorneys - testimony

Importance: High

Attachments: draft DAG testimony -- USAs hearing.doc



draft DAG
testimony -- USAs he.

Mike/John, here's my draft outline for DAG testimony at next week's hearing. Thanks for working on this. Look forward to seeing your draft. Thx.

-----Original Message-----

From: Hertling, Richard
Sent: Monday, January 29, 2007 6:21 PM
To: Sampson, Kyle; Scott-Finan, Nancy; Goodling, Monica
Subject: RE: Independence of US Attorneys - testimony

Oral statement will be 5 minutes, though the DAG could go longer. The written can be a longer still if necessary to cover the subject.

-----Original Message-----

From: Sampson, Kyle
Sent: Monday, January 29, 2007 6:18 PM
To: Scott-Finan, Nancy; Goodling, Monica
Cc: Hertling, Richard
Subject: RE: Independence of US Attorneys - testimony

Working on it.

You tell me: how long would the subcommittee want his statement to be?
10 minutes? 5?

-----Original Message-----

From: Scott-Finan, Nancy
Sent: Monday, January 29, 2007 6:12 PM
To: Sampson, Kyle; Goodling, Monica
Cc: Hertling, Richard

Subject: FW: Independence of US Attorneys - testimony

Kyle,

Do you have an outline already available? And, how long would you like the statement to be? Thanks.

Nancy

-----Original Message-----

From: Hertling, Richard
Sent: Monday, January 29, 2007 5:51 PM
To: Scott-Finan, Nancy; Seidel, Rebecca; Bounds, Ryan W (OLP)
Cc: Nowacki, John (USAEO)
Subject: RE: Independence of US Attorneys - testimony

EOUSA will take the initial stab at testimony following receipt of an outline from Kyle Sampson.

-----Original Message-----

From: Scott-Finan, Nancy
Sent: Monday, January 29, 2007 5:51 PM
To: Hertling, Richard; Seidel, Rebecca; Bounds, Ryan W (OLP)
Cc: Nowacki, John (USAEO)
Subject: RE: Independence of US Attorneys - testimony

Ryan, have you had a chance to check with Rachel?
Thanks.
Nancy

-----Original Message-----

From: Hertling, Richard
Sent: Monday, January 29, 2007 12:01 PM
To: Seidel, Rebecca; Bounds, Ryan W (OLP); Scott-Finan, Nancy
Cc: Nowacki, John (USAEO)
Subject: RE: Independence of US Attorneys - testimony

Whoever drafts it, the testimony needs to include a sentence stating that DOJ is currently reviewing the issue of whether the appointment of an interim US Attorney by the judicial branch is constitutional.

-----Original Message-----

From: Seidel, Rebecca
Sent: Monday, January 29, 2007 11:58 AM
To: Bounds, Ryan W (OLP); Scott-Finan, Nancy
Cc: Hertling, Richard; Nowacki, John (USAEO)
Subject: RE: Independence of US Attorneys - testimony
Importance: High

We have to figure out asap because the testimony needs to go into DOJ clearance TOMORROW (because we have to get to committee 48 hours in advance, so needs to get to Committee Monday, so OMB needs it Wed).

-----Original Message-----

From: Bounds, Ryan W (OLP)
Sent: Monday, January 29, 2007 11:56 AM
To: Seidel, Rebecca; Scott-Finan, Nancy
Cc: Hertling, Richard
Subject: RE: Independence of US Attorneys

I'll raise it with Rachel. She wanted to ensure that the person who is working on the views letter went back to the crime initiative ASAP, and there's no reason for OLP rather than EOUSA to work on drafting testimony if we're reassigning it to someone new anyway.

-----Original Message-----

From: Seidel, Rebecca
Sent: Monday, January 29, 2007 11:38 AM
To: Bounds, Ryan W (OLP); Scott-Finan, Nancy
Cc: Hertling, Richard
Subject: RE: Independence of US Attorneys

Richard thought OLP was doing both the views letter and the testimony, makes sense one can morph into the other.

-----Original Message-----

From: Bounds, Ryan W (OLP)
Sent: Monday, January 29, 2007 11:34 AM
To: Scott-Finan, Nancy
Cc: Seidel, Rebecca
Subject: Re: Independence of US Attorneys

I don't recall anything about any testimony, and OLP probably should not draft it anyway. (RAH was of the view that this was a good project for

EOUSA.) We'll be circulating a draft views letter today.
RWB

-----Original Message-----
From: Scott-Finan, Nancy
To: Bounds, Ryan W (OLP)
CC: Seidel, Rebecca
Sent: Mon Jan 29 11:29:56 2007
Subject: Independence of US Attorneys

Ryan,
How are we doing on the views letter and the testimony. It is my understanding that OLP is drafting both and that the DAG will be testifying. Under the Committee rules, since the hearing was noticed two weeks out, our testimony is due on the Hill a week from today. Thanks much.
Nancy

Draft Testimony for
Deputy Attorney General
Paul McNulty

Hearing before the Subcommittee on the Courts
Committee on the Judiciary
U.S. Senate

Wednesday, February 7, 2007

OUTLINE

- I. The role of the U.S. Attorney
 - Chief federal law enforcement officer in the district
 - Law enforcement/Prosecutor
 - Manager/executor of Administration's priorities
- II. U.S. Attorney appointments
 - History of U.S. Attorney appointments
 - Generally
 - In Bush Administration
 - Administration is committed to having Senate-confirmed U.S. Attorney in every district
 - Evidence of this
 - Examples
 - U.S. Attorneys serve at pleasure of the President
 - May be removed for any reason or no reasons
 - Appropriate reasons to remove (or ask or encourage to resign): malfeasance, management issues, etc.
 - Inappropriate reasons to remove (or ask or encourage to resign): to influence investigation or prosecution
- III. The Feinstein bill/interim U.S. Attorney appointments

 - ~~Amendment to § 546 was necessary and appropriate~~
 - Constitutional concerns
 - Practical/policy concerns
 - Administration's standard practice in making interim U.S. Attorney appointments
 - DOJ employee
 - Preferably someone from within the office (though exceptions where warranted)

EOUSA000000046

FACT SHEET: UNITED STATES ATTORNEY APPOINTMENTS

NOMINATIONS AFTER AMENDMENT TO ATTORNEY GENERAL'S APPOINTMENT AUTHORITY

Since March 9, 2006, when the Congress amended the Attorney General's authority to appoint interim United States Attorneys, the President has nominated 15 individuals to serve as United States Attorney. The 15 nominations are:

- Erik Peterson – Western District of Wisconsin;
- Charles Rosenberg – Eastern District of Virginia;
- Thomas Anderson – District of Vermont;
- Martin Jackley – District of South Dakota;
- Alexander Acosta – Southern District of Florida;
- Troy Eid – District of Colorado;
- Phillip Green – Southern District of Illinois;
- George Holding – Eastern District of North Carolina;
- Sharon Potter – Northern District of West Virginia;
- Brett Tolman – District of Utah;
- Rodger Heaton – Central District of Illinois;
- Deborah Rhodes – Southern District of Alabama;
- Rachel Paulose – District of Minnesota;
- John Wood – Western District of Missouri; and
- Rosa Rodriguez-Velez – District of Puerto Rico.

All but Phillip Green, John Wood, and Rosa Rodriguez-Velez have been confirmed by the Senate.

VACANCIES AFTER AMENDMENT TO ATTORNEY GENERAL'S APPOINTMENT AUTHORITY

Since March 9, 2006, there have been 11 new U.S. Attorney vacancies that have arisen. For five of the 11 vacancies, the First Assistant United States Attorney (FAUSA) in the district was selected to lead the office in an acting capacity under the Vacancies Reform Act, *see* 5 U.S.C. § 3345(a)(1) (first assistant may serve in acting capacity for 210 days unless a nomination is made). Those districts are:

- **Central District of California** – FAUSA George Cardona is acting United States Attorney (Cardona is not a candidate for presidential nomination; a nomination is not yet ready);
- **Southern District of Illinois** – FAUSA Randy Massey is acting United States Attorney (Massey is not a candidate for presidential nomination; a nomination was made last Congress, but confirmation did not occur);

EOUSA000000047

- **Northern District of Iowa** – FAUSA Judi Whetstine is acting United States Attorney (Whetstine is not a candidate for nomination and is retiring this month, necessitating an Attorney General appointment; nomination is not yet ready);
- **Eastern District of North Carolina** – FAUSA George Holding served as acting United States Attorney (Holding was nominated and confirmed);
- **Northern District of West Virginia** – FAUSA Rita Valdrini served as acting United States Attorney (Valdrini was not a candidate for presidential nomination; another individual was nominated and confirmed).

For six of the 11 vacancies, the Department selected another Department employee to serve as interim United States Attorney until a nomination could be submitted to the Senate, *see* 28 U.S.C. § 546(a) (“Attorney General may appoint a United States attorney for the district in which the office of United States attorney is vacant”). Those districts are:

- **Eastern District of Virginia** – Pending nominee Chuck Rosenberg was appointed interim United States Attorney when incumbent United States Attorney resigned to be appointed Deputy Attorney General (Rosenberg was confirmed shortly thereafter);
- **Eastern District of Arkansas** – Tim Griffin was appointed interim United States Attorney when incumbent United States Attorney resigned (Griffin has expressed interest in presidential nomination; nomination is not yet ready);
- **District of Columbia** – Jeff Taylor was appointed interim United States Attorney when incumbent United States Attorney resigned to be appointed Assistant Attorney General for the National Security Division (Taylor has expressed interest in presidential nomination; nomination is not yet ready);
- **District of Nebraska** – Joe Stecher was appointed interim United States Attorney when incumbent United States Attorney resigned to be appointed Chief Justice of Nebraska Supreme Court (Stecher has expressed interest in presidential nomination; nomination is not yet ready);
- **Middle District of Tennessee** – Craig Morford was appointed interim United States Attorney when incumbent United States Attorney resigned (Morford has expressed interest in presidential nomination; nomination is not yet ready); and
- **Western District of Missouri** – Brad Schlozman was appointed interim United States Attorney when incumbent United States Attorney and FAUSA resigned (Schlozman expressed interest in presidential appointment; someone else was nominated).

ATTORNEY GENERAL APPOINTMENTS AFTER AMENDMENT TO ATTORNEY GENERAL’S APPOINTMENT AUTHORITY

The Attorney General has exercised the authority to appoint interim United States Attorneys a total of nine times since the authority was amended in March 2006. In two of the nine cases, the FAUSA had been serving as acting United States Attorney under the Vacancies Reform Act (VRA), but the VRA’s 210-day period expired before a nomination could be made. Thereafter, the Attorney General appointed that same

EOUSA000000048

FAUSA to serve as interim United States Attorney. These districts include:

- **District of Puerto Rico** – Rosa Rodriguez-Velez (Rodriguez-Velez has been nominated); and
- **Eastern District of Tennessee** – Russ Dedrick (Dedrick has expressed interest in presidential nomination; nomination is not yet ready).

In one case, the FAUSA had been serving as acting United States Attorney under the VRA, but the VRA's 210-day period expired before a nomination could be made. Thereafter, the Attorney General appointed another Department employee to serve as interim United States Attorney until a nomination could be submitted to the Senate. That district is:

- **District of Alaska** – Nelson Cohen (Cohen is not a candidate for presidential nomination; nomination is not yet ready).

In the five remaining cases, the Department selected another Department employee to serve as interim United States Attorney until a nomination could be submitted to the Senate. Those districts are:

- **Eastern District of Virginia** – Pending nominee Chuck Rosenberg was appointed interim United States Attorney when incumbent United States Attorney resigned to be appointed Deputy Attorney General (Rosenberg was confirmed shortly thereafter);
- **Eastern District of Arkansas** – Tim Griffin was appointed interim United States Attorney when incumbent United States Attorney resigned (Griffin has expressed interest in presidential nomination; nomination is not yet ready);
- **District of Columbia** – Jeff Taylor was appointed interim United States Attorney when incumbent United States Attorney resigned to be appointed Assistant Attorney General for the National Security Division (Taylor has expressed interest in presidential nomination; nomination is not yet ready);
- **District of Nebraska** – Joe Stecher was appointed interim United States Attorney when incumbent United States Attorney resigned to be appointed Chief Justice of Nebraska Supreme Court (Stecher has expressed interest in presidential nomination; nomination is not yet ready);
- **Middle District of Tennessee** – Craig Morford was appointed interim United States Attorney when incumbent United States Attorney resigned (Morford has expressed interest in presidential nomination; nomination is not yet ready); and
- **Western District of Missouri** – Brad Schlozman was appointed interim United States Attorney when incumbent United States Attorney and FAUSA resigned (Schlozman expressed interest in presidential appointment; someone else was nominated).

EOUSA000000049

TALKING POINTS: U.S. ATTORNEY NOMINATIONS AND INTERIM APPOINTMENTS BY THE ATTORNEY GENERAL

Overview:

- In every single case, it is a goal of the Bush Administration to have a U.S. Attorney that is confirmed by the Senate. Use of the AG's appointment authority is in no way an attempt to circumvent the confirmation process. To the contrary, when a United States Attorney submits his or her resignation, the Administration has an obligation to ensure that someone is able to carry out the important function of leading a U.S. Attorney's office during the period when there is not a presidentially-nominated, senate-confirmed (PAS) U.S. Attorney. Whenever a U.S. Attorney vacancy arises, we consult with the home-state Senators about candidates for nomination.
- Our record since the AG-appointment authority was amended demonstrates we are committed to working with the Senate to nominate candidates for U.S. Attorney positions. Every single time that a United States Attorney vacancy has arisen, the President either has made a nomination or the Administration is working, in consultation with home-State Senators, to select candidates for nomination.
 - ✓ Specifically, since March 9, 2006 (when the AG's appointment authority was amended), the Administration has nominated 15 individuals to serve as U.S. Attorney (12 have been confirmed to date).

U.S. Attorneys Serve at the Pleasure of the President:

- United States Attorneys serve at the pleasure of the President, and whenever a vacancy occurs, we act to fill it in compliance with our obligations under the Constitution, the laws of the United States, and in consultation with the home-state Senators. The Senators have raised concerns based on a misunderstanding of the facts surrounding the resignations of a handful of U.S. Attorneys, each of whom have been in office for their full four year term or more.
- The Attorney General and the Deputy Attorney General are responsible for evaluating the performance the U.S. Attorneys and ensuring that they are leading their offices effectively. However, U.S. Attorneys are never removed, or asked or encouraged to resign, in an effort to retaliate against them or interfere with or inappropriately influence a particular investigation, criminal prosecution or civil case.

The Administration Must Ensure an Effective Transition When Vacancies Occur:

- When a United States Attorney has submitted his or her resignation, the Administration has -- in every single case -- consulted with home-state Senators regarding candidates for the Presidential nomination and Senate confirmation.

EOUSA000000050

The Administration is committed to nominating a candidate for Senate consideration everywhere a vacancy arises, as evidenced by the fact that there have been 125 confirmations of new U.S. Attorneys since January 20, 2001.

- With 93 U.S. Attorney positions across the country, the Department often averages between 8-15 vacancies at any given time. Because of the important work conducted by these offices, and the need to ensure that the office is being managed effectively and appropriately, the Department uses a range of options to ensure continuity of operations.
- In some cases, the First Assistant U.S. Attorney is an appropriate choice. However, in other cases, the First Assistant may not be an appropriate option for reasons including that he or she: resigns or retires at the same time as the outgoing U.S. Attorney; indicates that he/she does not want to serve as Acting U.S. Attorney; has ongoing or completed OPR or IG matters in their file, which may make his/her elevation to the Acting role inappropriate; or is subject of an unfavorable recommendation by the outgoing U.S. Attorney or otherwise does not enjoy the confidence of those responsible for ensuring ongoing operations and an appropriate transition until such time as a new U.S. Attorney is nominated and confirmed by the Senate. In those cases, the Attorney General has appointed another individual to lead the office during the transition.

The Administration Is Nominating Candidates for U.S. Attorney Positions:

- Since March 9, 2006, when the appointment authority was amended, the Administration has nominated 15 individuals for Senate consideration (12 have been confirmed to date).
- Since March 9, 2006, when the appointment authority was amended, 11 vacancies have been created. Of those 11 vacancies, the Administration nominated candidates to fill five of these positions (three were confirmed to date) and has interviewed candidates for the other six positions – all in consultation with home-state Senators.

The 11 Vacancies Were Filled on an Interim Basis Using a Range of Authorities, in Order To Ensure an Effective and Smooth Transition:

- In 5 cases, the First Assistant was selected to lead the office and took over under the Vacancy Reform Act's provision at: 5 U.S.C. § 3345(a)(1). That authority is limited to 210 days, unless a nomination is made during that period.
- In 5 cases, the Department selected another Department employee to serve as interim under AG appointment until such time as a nomination is submitted to the Senate.

EOUSA000000051

- In 1 case, the First Assistant resigned at the same time as the U.S. Attorney, creating a need for an interim until such time as a nomination is submitted to the Senate.

Amending the Statute Was Necessary:

- Last year's amendment to the Attorney General's appointment authority was necessary and appropriate.
 - We are aware of no other federal agency where federal judges, members of a separate branch of government and not the head of the agency, appoint interim staff on behalf of the agency.
 - Prior to the amendment, the Attorney General could appoint an interim United States Attorney for only 120 days; thereafter, the district court was authorized to appoint an interim United States Attorney. In cases where a Senate-confirmed United States Attorney could not be appointed within 120 days, the limitation on the Attorney General's appointment authority resulted in numerous, recurring problems.
 - The statute was amended for several reasons:
 - 1) The previous provision was constitutionally-suspect;
 - 2) Some district courts – recognizing the oddity of members of one branch of government appointing officers of another and the conflicts inherent in the appointment of an interim United States Attorney who would then have many matters before the court – refused to exercise the court appointment authority, thereby requiring the Attorney General to make successive, 120-day appointments;
 - 3) Other district courts – ignoring the oddity and the inherent conflicts – sought to appoint as interim United States Attorney wholly unacceptable candidates who did not have the appropriate experience or the necessary clearances.
 - Because the Administration is committed to having a Senate-confirmed United States Attorney in all districts, changing the law to restore the limitations on the Attorney General's appointment authority is unnecessary.
-

EOUSA000000052

Murphy, Sean (USAE0)

From: Sampson, Kyle
Sent: Monday, January 29, 2007 6:50 PM
To: Nowacki, John (USAE0)
Subject: FW: US Attorney appointments
Attachments: US Attorney Talking Points.doc; US Attorney language.doc

John, wanted you to have this – for the draft DAG testimony.

From: Mercer, William W
Sent: Monday, January 29, 2007 1:17 PM
To: Moschella, William
Cc: McNulty, Paul J; Sampson, Kyle; Elston, Michael (ODAG)
Subject: FW: US Attorney appointments

I promised some talkers based upon the Bell/Meador and Wiener articles. Here they are.

From: O'Quinn, John C
Sent: Friday, January 26, 2007 2:52 PM
To: Mercer, William W
Cc: McDonald, Esther Slater
Subject: US Attorney appointments

Bill,

Attached are 2 pages of talking points on why the AG and not courts should be appointing interim US Attorneys. Also attached is a 1 page proposal that would make the appointment of interim US Attorneys by the AG more or less consistent with the appointment of persons as "acting" under the Vacancies Reform Act. It would give the AG a lot of breathing space on appointing interim US Attorneys, but make it so that appointments were not indefinite; it would also give the Senate incentive to act on nominations. Note a different approach to consider – if section 546 were simply repealed altogether, that the provisions of the Vacancies Reform Act would apply (5 USC 3345), and the President could simply name acting US Attorneys just as he does with other nominated/confirmed executive branch positions.

<<US Attorney Talking Points.doc>> <<US Attorney language.doc>>

John C. O'Quinn
Deputy Associate Attorney General
950 Penn Ave, NW, Room 5722
Washington, DC 20530
202 514-9500
John.C.O'Quinn@usdoj.gov

3/9/2007

EOUSA000000053

Murphy, Sean (USAE0)

From: Nowacki, John (USAE0)
Sent: Monday, January 29, 2007 7:06 PM
To: Murphy, Sean (USAE0)
Subject: FW: Independence of US Attorneys - testimony

Importance: High

Attachments: draft DAG testimony -- USAs hearing.doc



draft DAG
testimony -- USAs he.

-----Original Message-----

From: Sampson, Kyle
Sent: Monday, January 29, 2007 6:29 PM
To: Battle, Michael (USAE0); Nowacki, John (USAE0)
Cc: Hertling, Richard; Scott-Finan, Nancy; Goodling, Monica; Elston, Michael (ODAG)
Subject: RE: Independence of US Attorneys - testimony
Importance: High

Mike/John, here's my draft outline for DAG testimony at next week's hearing. Thanks for working on this. Look forward to seeing your draft. Thx.

-----Original Message-----

From: Hertling, Richard
Sent: Monday, January 29, 2007 6:21 PM
To: Sampson, Kyle; Scott-Finan, Nancy; Goodling, Monica
Subject: RE: Independence of US Attorneys - testimony

Oral statement will be 5 minutes, though the DAG could go longer. The written can be a longer still if necessary to cover the subject.

-----Original Message-----

From: Sampson, Kyle
Sent: Monday, January 29, 2007 6:18 PM
To: Scott-Finan, Nancy; Goodling, Monica
Cc: Hertling, Richard
Subject: RE: Independence of US Attorneys - testimony

Working on it.

You tell me: how long would the subcommittee want his statement to be?
10 minutes? 5?

-----Original Message-----

From: Scott-Finan, Nancy
Sent: Monday, January 29, 2007 6:12 PM
To: Sampson, Kyle; Goodling, Monica
Cc: Hertling, Richard
Subject: FW: Independence of US Attorneys - testimony

Kyle,
Do you have an outline already available? And, how long would you like the statement to be? Thanks.
Nancy

-----Original Message-----

From: Hertling, Richard
Sent: Monday, January 29, 2007 5:51 PM
To: Scott-Finan, Nancy; Seidel, Rebecca; Bounds, Ryan W (OLP)
Cc: Nowacki, John (USAEO)
Subject: RE: Independence of US Attorneys - testimony

EOUSA will take the initial stab at testimony following receipt of an outline from Kyle Sampson.

-----Original Message-----

From: Scott-Finan, Nancy
Sent: Monday, January 29, 2007 5:51 PM
To: Hertling, Richard; Seidel, Rebecca; Bounds, Ryan W (OLP)
Cc: Nowacki, John (USAEO)
Subject: RE: Independence of US Attorneys - testimony

Ryan, have you had a chance to check with Rachel?
Thanks.
Nancy

-----Original Message-----

From: Hertling, Richard
Sent: Monday, January 29, 2007 12:01 PM
To: Seidel, Rebecca; Bounds, Ryan W (OLP); Scott-Finan, Nancy
Cc: Nowacki, John (USAEO)
Subject: RE: Independence of US Attorneys - testimony

Whoever drafts it, the testimony needs to include a sentence stating that DOJ is currently reviewing the issue of whether the appointment of an interim US Attorney by the judicial branch is constitutional.

-----Original Message-----

From: Seidel, Rebecca
Sent: Monday, January 29, 2007 11:58 AM
To: Bounds, Ryan W (OLP); Scott-Finan, Nancy
Cc: Hertling, Richard; Nowacki, John (USAEO)
Subject: RE: Independence of US Attorneys - testimony
Importance: High

We have to figure out asap because the testimony needs to go into DOJ clearance TOMORROW (because we have to get to committee 48 hours in advance, so needs to get to Committee Monday, so OMB needs it Wed).

-----Original Message-----

From: Bounds, Ryan W (OLP)
Sent: Monday, January 29, 2007 11:56 AM
To: Seidel, Rebecca; Scott-Finan, Nancy
Cc: Hertling, Richard
Subject: RE: Independence of US Attorneys

I'll raise it with Rachel. She wanted to ensure that the person who is working on the views letter went back to the crime initiative ASAP, and there's no reason for OLP rather than EOUSA to work on drafting testimony if we're reassigning it to someone new anyway.

-----Original Message-----

From: Seidel, Rebecca
Sent: Monday, January 29, 2007 11:38 AM
To: Bounds, Ryan W (OLP); Scott-Finan, Nancy
Cc: Hertling, Richard
Subject: RE: Independence of US Attorneys

Richard thought OLP was doing both the views letter and the testimony, makes sense one can morph into the other.

-----Original Message-----

From: Bounds, Ryan W (OLP)