

DIANNE FEINSTEIN  
CALIFORNIA



COMMITTEE ON APPROPRIATIONS  
COMMITTEE ON ENERGY AND NATURAL RESOURCES  
COMMITTEE ON THE JUDICIARY  
COMMITTEE ON RULES AND ADMINISTRATION  
SELECT COMMITTEE ON INTELLIGENCE

## United States Senate

WASHINGTON, DC 20510-0504

<http://feinstein.senate.gov>

June 15, 2006

Honorable Alberto Gonzales  
Department of Justice  
950 Pennsylvania Avenue, NW  
Washington, DC 20530

Dear Attorney General Gonzales:

During our meeting last week you asked if I had any concerns regarding the U.S. Attorneys in California. I want to follow up on that point and raise the issue of immigration related prosecutions in Southern California.

It has come to my attention that despite high apprehensions rates by Border Patrol agents along California's border with Mexico, prosecutions by the U.S. Attorney's Office Southern District of California appear to lag behind. A concern voiced by Border Patrol agents is that low prosecution rates have a demoralizing effect on the men and women patrolling our Nation's borders.

It is my understanding that the U.S. Attorney's Office Southern District of California may have some of the most restrictive prosecutorial guidelines nationwide for immigration cases, such that many Border Patrol agents end up not referring their cases. While I appreciate the possibility that this office could be overwhelmed with immigration related cases; I also want to stress the importance of vigorously prosecuting these types of cases so that California isn't viewed as an easy entry point for alien smugglers because there is no fear of prosecution if caught. I am concerned that lax prosecution can endanger the lives of Border Patrol agents, particularly if highly organized and violent smugglers move their operations to the area.

Therefore, I would appreciate responses to the following issues:

- Please provide me with an update, over a 5 year period of time, on the numbers of immigration related cases accepted and prosecuted by the

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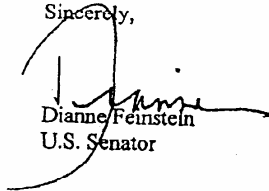
U.S. Attorney Southern District of California, particularly convictions under sections 1324 (alien smuggling), 1325 (improper entry by an alien), and 1326 (illegal re-entry after deportation) of the U.S. Code.

- What are your guidelines for the U.S. Attorney's Office Southern District of California? How do these guidelines differ from other border sectors nationwide?

By way of example, based on numbers provided to my office by the Bureau of Customs and Border Protection and the U.S. Sentencing Commission, in FY05 Border Patrol agents apprehended 182,908 aliens along the border between the U.S. and Mexico. Yet in 2005, the U.S. Attorney's office in Southern California convicted only 387 aliens for alien smuggling and 262 aliens for illegal re-entry after deportation. When looking at the rates of conviction from 2003 to 2005, the numbers of convictions fall by nearly half.

So I am concerned about these low numbers and I would like to know what steps can be taken to ensure that immigration violators are vigorously prosecuted. I appreciate your timely address of this issue and I look forward to working with you to ensure that our immigration laws are fully implemented and enforced.

Sincerely,



Dianne Feinstein  
U.S. Senator

BELL/MEADOR IN JOURNAL  
OF LAW AND POLITICS

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FROM VOLUME 9 of THE JOURNAL OF LAW AND POLITICS, beginning at page 247 (1992-1993)  
By Former Attorney General Griffin Bell and Daniel J. Meador, Assistant Attorney General  
in the Carter Administration

The major concern of the Attorney General in relation to U.S. Attorneys is to see to it that the government is represented effectively in every district by competent attorneys of integrity who are responsive to policies formulated by the Attorney General. The best way to achieve this is for the Attorney General to be able to select such persons and to have them serve only as long as they perform effectively and carry out those policies.

Reasonable minds, all equally dedicated to improving the process, can differ as to what method would produce the best results. In our view, placing the appointing power in the President alone or in the Attorney General alone would probably be an improvement over the present process. All things considered, however, we believe that the method most likely to produce the best results in the long run is to place the power of appointment and removal of U.S. Attorneys solely in the Attorney General. This method seems more promising than any other to assure high quality in the appointees, to minimize the stigma of political patronage surrounding these appointments, and to foster effective departmental management.

This conclusion rests on the legal and practical realities of the situation. ... the Attorney General discharges a large part of that responsibility ["take care that the laws be executed faithfully"] through the ninety-four U.S. Attorneys throughout the country. They must be persons in whom the Attorney General has complete confidence and who in turn are responsible to the Attorney General alone. U.S. Attorneys are major arms of the executive branch, and they should be entirely accountable to the constitutionally and statutorily ordained superior executive officers. Giving the Attorney General the power to hire and fire these subordinates provides the best guarantee of consistent and effective administration and enforcement of federal laws.

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SOUTH DAKOTA

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## **Bush appoints Steven Mullins as U.S. attorney**

**By Kevin Woster, Journal Staff Writer**

President Bush stepped in Monday to settle — at least temporarily — the tussle between three federal judges and the U.S. Department of Justice over who should serve as U.S. attorney in South Dakota.

In a late-afternoon announcement, Bush made a recess appointment of Steven Mullins as U.S. attorney. The appointment supercedes the previous appointment of Sioux Falls lawyer Mark Meierhenry that was made by U.S. District Judge Lawrence Piersol last month. And it affirms the interim appointment of Mullins last month by a federal judge in Oklahoma, who was acting at the request of the Justice Department.

Mullins had already taken charge of the U.S. attorney's office in Sioux Falls when he was ordered by U.S. Chief District Judge Karen Schreier of Rapid City to appear in court Jan. 17 to show why he rather than Meierhenry should have the job.

Brian Roehrkasse, a spokes-man for the Department of Justice in Washington, D.C., said Monday that the president's action settled the dispute.

"We have been working with the chief district court judge in South Dakota to ensure that a U.S. attorney with federal prosecutorial experience is in place," Roehrkasse said. "We're confident that Steve Mullins will be an excellent U.S. attorney and that he will ensure the office works hard to protect South Dakotans by prosecuting criminals and ensuring justice."

The president's action means that Mullins, formerly an assistant U.S. attorney in Oklahoma City, is the U.S. attorney for South Dakota. And because it came during a congressional recess, he will not have to face Senate confirmation for the remainder of the year.

The question of who will serve as U.S. attorney in the long term is still unclear, however. U.S. Sen. John Thune, R-S.D., would, by tradition, recommend a nominee for Bush to submit to the Senate for confirmation. Thune continues to work with the Department of Justice on that issue, spokesman Kyle Downey said Monday.

"The president acted to clear up this unnecessary dispute, which allows the U.S. attorney's office in South Dakota to continue doing its business," Downey said. "Sen. Thune and the Department of Justice remain in ongoing discussions regarding a permanent nomination."

The president's action appears to have settled the disagreement between the Department of Justice and Piersol, Schreier and U.S. District Judge Charles Kornmann of Aberdeen over the interim U.S. attorney. But it doesn't end discussion about whether politics was involved.

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All three judges are Democrats with long and extensive connections to the party. They were all recommended for the federal bench by former U.S. Sen. Tom Daschle, a Democrat. Piersol had in the past served as Daschle's attorney. Schreier is a past chairwoman of the South Dakota Democratic Party and once served as U.S. attorney, with Daschle's recommendation. Kommann has served as executive director of the state Democratic Party.

Downey addressed those connections indirectly last week when asked if the disagreement was based on politics.

"This is a separation-of- powers turf battle between the executive and judicial branches of government," he said. "And I hope politics wasn't involved — considering the background of the three judges."

Mullins succeeds Michelle Tapken, an assistant U.S. attorney appointed by the Justice Department for a 120-day interim term as U.S. attorney last year. Tapken eventually was appointed after former U.S. Attorney James McMahon left the job last February to return to private law practice in Sioux Falls.

Asked about the U.S. attorney dispute Monday during a stop in Rapid City, U.S. Sen. Tim Johnson, D-S.D., said the Department of Justice apparently was concerned about the need for a background check, something that could take weeks, on Meierhenry. "Apparently, there was a vetting issue," he said. "The Justice Department wanted somebody who would not have to go through the vetting process."

Johnson said some people assumed that Tapken would be nominated for the permanent U.S. attorney's job.

"Apparently, there was some potential conflict she would have to face, so they decided to go with someone else," Johnson said.

Johnson declined to say specifically what that conflict was. However, Tapken's son, Chris, was a partner with Rapid City native Dan Nelson, a long-time Thune friend, in the Dan Nelson Automotive Group. The business faltered and went bankrupt last year and was the subject of a consumer-fraud lawsuit by the state of Iowa.

The U.S. attorney's office in South Dakota last year issued a news release clarifying that if there was any federal investigation into the Dan Nelson business, it would be handled by Department of Justice officials outside of the U.S. attorney's office in South Dakota to assure there was no appearance of impropriety.

Contact Kevin Woster at 394-8413 or [kevin.woster@rapidcityjournal.com](mailto:kevin.woster@rapidcityjournal.com)

**[Print this story.](#)**

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**Thune aide: Prosecutor appointment settles dispute**

WASHINGTON A spokesman for Senator John Thune says President Bush's recess appointment of a U-S attorney for South Dakota settles a dispute over who will fill the job.

Today, Bush appointed Steven Mullins. The appointment was done during a congressional recess, which means Congress will not have to confirm Mullins for at least a year. He has been interim U-S attorney for South Dakota since last month.

Last month, a South Dakota federal judge named former state Attorney General Mark Meierhenry to the interim post. Two days later, Mullins was named as the interim prosecutor, and another federal judge wants him to show up for a hearing next month.

Thune spokesman Kyle Downey says Bush acted -- quote -- "to clear up this unnecessary dispute."

Downey says the appointment lets the U-S Attorney's Office continue doing its business.

He says Thune is talking with the Justice Department to find a permanent candidate for the post.

(By AP Writer Mary Clare Jalonick)

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(By AP Writer Mary Clare Jalonick)

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**VACANCIES AFTER AMENDMENT TO ATTORNEY GENERAL'S APPOINTMENT  
AUTHORITY:**

Since March 9, 2006, there have been 13 new USA vacancies that have arisen. They have been filled as noted below.

For 4 of the 13 vacancies, the FAUSA in the district was selected to lead the office in an acting capacity under the Vacancies Reform Act. Those districts are:

- **Central District of California** – FAUSA George Cardona is acting USA;
- **Southern District of Illinois** – FAUSA Randy Massey is acting USA (Phillip Green was nominated last Congress, but he was not confirmed);
- **Eastern District of North Carolina** – FAUSA George Holding served as acting USA (Holding was nominated and confirmed);
- **Northern District of West Virginia** – FAUSA Rita Valdrini served as acting USA (Sharon Potter was nominated and confirmed).

For 1 vacancy, the Department first selected the FAUSA to lead the office under the VRA, but she retired a month later. At that point, the Department selected another employee to serve as interim USA 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”). This district is:

- **Northern District of Iowa** – FAUSA Judi Whetstine was acting USA until she retired and Matt Dummermuth was appointed interim USA.

For 8 of the 13 vacancies, the Department selected another Department employee to serve as interim USA until a nomination could be submitted to the Senate. Those districts are:

- **Eastern District of Virginia** – Pending nominee Chuck Rosenberg was appointed interim when incumbent USA resigned to be appointed Deputy Attorney General (Rosenberg was confirmed shortly thereafter);
- **Eastern District of Arkansas** – Tim Griffin was appointed interim USA when incumbent United States Attorney resigned;
- **District of Columbia** – Jeff Taylor was appointed interim USA when incumbent USA resigned to be appointed Assistant Attorney General for National Security;
- **District of Nebraska** – Joe Stecher was appointed interim USA when incumbent USA resigned to be appointed Chief Justice of Nebraska Supreme Court;
- **Middle District of Tennessee** – Craig Morford was appointed interim USA when incumbent USA resigned;
- **Western District of Missouri** – Brad Schlozman was appointed interim USA when incumbent USA and FAUSA resigned at the same time (John Wood was nominated);
- **Western District of Washington** – Jeff Sullivan was appointed interim USA when incumbent USA resigned; and
- **District of Arizona** – Dan Knauss was appointed interim USA when incumbent resigned.

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In addition the 9 uses of the AG's appointment authority noted above, there have been 3 additional uses since March 9, 2006, for vacancies that were created before that point. In total, the AG's appointment authority has been used 12 times since the authority was amended.

In 2 of the remaining cases, the FAUSA had been serving as acting USA under the VRA, but the VRA's 210-day period expired before a nomination could be made. Thereafter, the AG appointed that same 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

In the remaining case, the FAUSA had been serving as acting USA 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 USA until a nomination could be submitted to the Senate. That district is:

- **District of Alaska** – Nelson Cohen

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George S. Cardona

Education

- 1983-1986 Yale University, New Haven, CT J.D.  
C. Larue Munson Prize for clinical casework.
- 1978-1982 Yale University, New Haven, CT B.S. Physics  
Summa Cum Laude, Phi Beta Kappa.

Employment

- 7/02 to present United States Attorney's Office, Central District California  
Chief Assistant United States Attorney
- 1/02 to 6/02 Los Angeles City Attorney's Office  
Assistant City Attorney -- Chief, Criminal Branch
- 7/00 to 12/01 UCLA School of Law  
Lecturer in Law  
(Adjunct from 1/02 to present; teach Criminal Trial Advocacy one semester per year)
- 1/99 to 4/00 United States Attorney's Office, Central District California  
Assistant United States Attorney -- Chief, Criminal Division
- 11/98 to 1/99 United States Attorney's Office, Northern District California  
Assistant United States Attorney -- Chief, Appeals Section
- 1991 to 11/98 United States Attorney's Office, Central District California  
Assistant United States Attorney  
(3/98 to 11/98 Deputy Chief, Major Frauds Section)
- 1989-1991 Los Angeles County District Attorney's Office  
Deputy District Attorney -- Filing of criminal charges, motions and preliminary hearings,  
approximately 30 felony trials, including five murder trials and numerous trials involving  
drug and violent crimes.
- 1987-1989 Irell & Manella, Los Angeles, CA  
Associate, Tax Work Group -- Tax planning, tax related litigation in tax and bankruptcy  
courts, tax related transactional work including corporate startups and real estate  
partnerships.
- 1986-1987 Law Clerk -- The Honorable Dolores K. Sloviter, Third Circuit, United States Court of  
Appeals, Philadelphia, PA
- 1982-1983 Westinghouse Defense Electronics, Baltimore, MD  
Systems Engineer -- Software design for airborne radar system.

Bar Admissions California, Pennsylvania, Central District of California, and Ninth Circuit Court of Appeals

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## NELSON P. COHEN

### PROFESSIONAL EXPERIENCE

**July 1987 to present - Assistant United States Attorney, Western District of Pennsylvania**

April 2002 to present - Deputy Criminal Division Chief, White Collar Crime Section

April 1999 to April 2002 - Chief of White Collar Crime Section

August 2000 to October 2002 - Computer and Telecommunications Coordinator

January 1993 to present - Health Care Fraud Coordinator

March 1989 to January 1993 - Special Litigation Section/White Collar Crime Section

July 1987 to March 1989 - Civil Division with emphasis on defensive litigation

**June 1983 to June 1987 - Law Offices of Nelson P. Cohen, Anchorage, Alaska**

Civil litigation, personal injury and domestic relations

**June 1981 to June 1983 - Richmond and Associates, Anchorage, Alaska**

Civil litigation with emphasis on insurance defense trial work and appellate practice

**March 1977 to June 1981 - Assistant United States Attorney, District of Alaska**

Criminal and Civil Litigation with emphasis on drug prosecutions, medical malpractice defense and appellate practice

**September 1974 to June 1976 - Assistant District Attorney, Allegheny County, Pennsylvania**

Trial attorney for all felonies and misdemeanors with emphasis on robbery and homicide

### PROFESSIONAL ACTIVITIES

**Presenter; Continuing Legal Education Instructor**

Federal Law Enforcement Training Center, NCIS Special Agent Training (Presenter, 2004-2005)

National Health Care Anti-Fraud Association (Presenter, 1998-2002)

University of Pittsburgh School of Law (Presenter, 1996-2003)

Allegheny County Bar Association, Health Law Section (Presenter, 1998-99; CLE Instructor, 1997)

Federal Bar Association of Allegheny County (CLE Instructor, 1996)

Highmark Blue Cross Blue Shield Annual State Training Conference (Presenter, 1997-1998)

Allegheny County Bar Association Supervised Visitation Project, Indigent Divorce Project

**Admissions**

Pennsylvania, 1974; California, 1976 (presently inactive); and Alaska, 1980 (presently inactive)

### EDUCATION

**Duquesne University School of Law, 1971-1974**

Degree: Juris Doctor

Honors: Shalom Trial Moot Court Co-Champion, 1974; Gourley Cup Champion, 1974 (an Academy of Trial Lawyers trial moot court competition among the 3 area law schools)

Activities: Contributor to Juris, a law school quarterly

**University of Pittsburgh, 1966-1970**

Degree: Bachelor of Arts, Political Science Major, History and Psychology Minors

Honors: Druids, a scholastic and leadership honorary society

Activities: Inter-fraternity Council representative, Secretary and Pledge Trainer of Sigma Chi Fraternity; Intramural wrestling, football and softball

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# **JAMES R. (RUSS) DEDRICK**

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## Education and Experience

High School: **Dobyns-Bennett High School**  
Kingsport, Tennessee – Graduated 1965

College: **East Tennessee State University, Bachelor of Science (Honors)** 1969  
ROTC Scholarship, Scabbard and Blade Captain, Brigade Executive Officer and Commander, Pi Gamma Mu (Social Science), Phi Kappa Phi (Education), Dorm Counselor, Distinguished Military Graduate.

Law School: **University of Tennessee Law School, Doctor of Jurisprudence (Honors)** 1972  
Scholarship Recipient, Moot Court and Clinic Award, Prosecution Intern, U.S. Army Excess Leave Law School Program, Phi Delta Phi (legal).

Experience: **United States Army Judge Advocate General's Corps** 1972-1976  
Regular Army Captain  
18<sup>th</sup> Airborne Corps  
1<sup>st</sup> Cavalry Division – Deputy Staff Judge Advocate  
U.S. Army Outstanding JAG Officer of the Year - 1974  
Meritorious Service Medal, Army Commendation Medal

**Knox County District Attorney's Office** 1976-1983  
Assistant District Attorney  
Director, Career Criminal Unit (1979-1983)  
Trial prosecutor for Criminal Court, responsible for felony and misdemeanor cases and trials involving capital murder and other serious felony offenses.

**United States Attorney's Office** 1983 - Present  
Eastern District of Tennessee (EDTN) (1983-1992)  
Eastern District of North Carolina (EDNC) (1992-1993)  
Eastern District of Tennessee (1993-Present)  
\*Assistant United States Attorney - Organized Crime and Drug Enforcement Task Force (OCDETF) (EDTN) (1983-1989)  
\*First Assistant United States Attorney (EDTN) (1989-1992)  
\*First Assistant United States Attorney (EDNC) (1992-1993)  
\*United States Attorney (EDNC) (1993)  
\*First Assistant United States Attorney (EDTN) (1993-Present)  
\*United States Attorney (EDTN) (2001) (2005)  
\*Attorney General's Advisory Committee (1992-1995)  
Federal prosecutor for complex drug, corruption, white collar, tax, and other felony investigations and trials; established yearly training and conferences for law enforcement, victim advocates; established bi-annual intelligence analysis sessions for law enforcement; established South/East Tennessee Methamphetamine Task Force (1999-Present); Established Tennessee portion of Appalachia HIDTA (1996-Present); training on Drug Endangered Children (DEC) for 41 counties in East Tennessee (2004-2005); two Tennessee multi-discipline Methamphetamine Conferences (2003 and 2005); Established counter-terrorism initiative and Anti-terrorism Advisory Committee for EDTN (2001); developed EDTN Project Safe Neighborhoods program; and worked directly with

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community members and officials from the cities of Chattanooga, Cleveland, Knoxville, Bristol, Winchester, Johnson City, and Kingsport in development and implementation of Weed and Seed programs.

**United States Department of Justice**

1983 - Present

Conducts yearly orientation for new United States Attorneys; Evaluation and Review Program Team Leader and development of evaluation materials; Team Leader for evaluation of Executive Office for United States Attorneys, Department of Justice; developed leadership and management training for United States Attorneys and executive staff; mentor to United States Attorneys and Districts as assigned; Member of Security Working Group and developed security standards and District Office Security Program for all United States Attorney's Offices; Crisis Management Program Coordinator; International-National Law and Security Coordinator; Attorney General's Advisory Committee; Department of Justice Review Groups for Prosecution Guidelines and United States Attorneys' Manual Review and Tax Revision; Attorney Work Plan, Pay and Performance Revision; Attorney General's Advisory Subcommittees; Office Management and Budget Committee for United States Attorneys; budget development for United States Attorneys and Executive Office for United States Attorneys; and Advisor and Interim Principal Deputy to Director, Executive Office for United States Attorneys; frequent Instructor at National Advocacy Center (Department of Justice), Tennessee Bureau of Investigation Academy, and Federal Bureau of Investigation (Quantico).

**Awards and Recognitions**

International Narcotic Enforcement Officer's Association's Department of Justice Award (October 2005)

Executive Office for United States Attorneys Director's Awards for Excellence, Trial Litigation, and Management (4 Awards)

Law and Liberty Award - Knoxville Bar Association

OCDETF Prosecutor of the Year (1989)

**Organizations and Admissions**

Inns of Court - Hamilton Burnett Chapter

Concord United Methodist Church

Kiwanis Club of Knoxville - Distinguished President

Leadership Knoxville

Chairman of the Board, United Methodist Senior Care Asbury Systems

Knoxville Bar Association

Gideon's

Kiwanis Youth Camp

Boy Scouts of America Eagle Scout

Merit Badge Counselor

United States District Court, Eastern District of Tennessee

United States Court of Appeals for the Sixth Circuit

United States Courts of Military Appeals and Review

Tennessee Bar (1972-Present)

Tennessee Supreme Court (1972-Present)

**Personal**

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## I. TIMOTHY GRIFFIN

### EDUCATION

**Louisiana State 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., 1<sup>st</sup> and 3<sup>rd</sup> Brigade Combat Teams, 101<sup>st</sup> 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. 501<sup>st</sup> STB, 101<sup>st</sup> 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 (OIA) 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.

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**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 101<sup>st</sup> Airborne Division (Air Assault), and at Fort Campbell, Kentucky, September 2005-September 2006.
- Authorized to wear 101<sup>st</sup> 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.

**Armed Forces Officers Association.** Washington, D.C. Life Member.



GEORGE E. B. HOLDING

EXPERIENCE

First Assistant United States Attorney for the Eastern District of N. C., 2002-present  
Supervise all federal criminal prosecutions and civil litigation in N. C.'s 44 eastern counties. Manage 35 attorneys, 50 support staff, and an \$8 million budget.

Maupin Taylor, PA, Raleigh, N. C., 2001-2002  
Counsel

Senator Jesse Helms, Washington, D. C., 1999-2001  
Legislative Counsel for tax, business, and special projects.

Kilpatrick Stockton, LLP, Raleigh, N. C., 1997-1999  
Associate Attorney practicing in the areas of taxation and government relations.

U. S. District Judge Terrence W. Boyle, Eastern District of N. C., 1996-1997  
Law Clerk responsible for criminal and civil litigation.

EDUCATION

Wake Forest University School of Law, J.D., 1996  
Member of the Law Review, Moot Court, National Trial Team, and Federalist Society.

Wake Forest University, B.A., 1991  
Graduated with Honors in Classical Studies and Phillips Award for Classical Languages.

The Groton School, Groton, MA, 1986  
Graduated with honors.

PERSONAL NOTES

REFERENCES

The Honorable Frank D. Whitney, United States Attorney, E.D.N.C.  
The Honorable Terrence W. Boyle, United States District Judge, E.D.N.C.  
The Honorable I. Beverly Lake, Jr., Chief Justice of the N. C. Supreme Court  
The Honorable Rhoda Billings, Fmr. Chief Justice of the N. C. Supreme Court  
The Honorable Robinson Everett, Fmr. Chief Judge of the U. S. Court of Appeals for the Armed Services

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**DANIEL G. KNAUSS**

Residence:

Business:

**PROFESSIONAL EXPERIENCE**

February 2005 to Present

**CHIEF ASSISTANT UNITED STATES ATTORNEY**

Act on behalf of the United States Attorney during his absence and the absence of the First Assistant U.S. Attorney from the District with supervisory responsibility over the Tucson Office. Responsible for day-to-day management of the Tucson branch office staffed by 48 lawyers and 51 support staff.

July 1997 to February 2005

**ASSISTANT UNITED STATES ATTORNEY**

Civil Division, Tucson Branch Office. Represent the United States, its officers, and employees in Federal Tort Claims Act, constitutional torts, and employment discrimination matters.

July 1992 to June 1997

**FIRST ASSISTANT UNITED STATES ATTORNEY**

Act on behalf of the United States Attorney in her absence with supervisory responsibility for the District of Arizona. Serve as senior counsel to the U. S. Attorney. Responsible for management of the Tucson Branch Office staffed by 34 lawyers and 35 support staff. (In March 1996, assumed additional duties as Criminal Division Chief. Responsible for legal management of 26 criminal prosecutors.)

May 1992 to July 1992

**INTERIM UNITED STATES ATTORNEY, DISTRICT OF ARIZONA**

Served as United States Attorney for the District of Arizona during the transition between administrations. Also served on the Attorney General's Advisory Committee and participated in orientation seminars for new United States Attorneys.

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August 1985 to April 1992

**CHIEF ASSISTANT UNITED STATES ATTORNEY**

Act on behalf of the United States Attorney during her absence and the absence of the First Assistant U.S. Attorney from the District with supervisory responsibility over the Phoenix and Tucson Offices. Responsible for day-to-day management of the Tucson branch office staffed by 28 lawyers and 30 support staff. Carry a reduced civil and criminal caseload.

June 1982 to June 2000

**ATTORNEY EVALUATOR**

Served as a part-time Attorney Evaluator for the Executive Office for United States Attorneys, U.S. Dept. of Justice, Washington, D.C. In this capacity I conducted field evaluations of litigation, litigation management, and support activities of United States Attorney's offices in other districts throughout the country. I have conducted over 24 evaluations, serving as a Team Leader in twelve of those evaluations including the Middle and Southern Districts of Florida, the Central District of California, and the Western District of Texas.

May 1980 to August 1985

**FIRST ASSISTANT UNITED STATES ATTORNEY**

Managed the Tucson branch office staffed by 15 lawyers and 21 support personnel. This branch office handles a wide variety of federal criminal and civil litigation.

June 1974 to September 1981

**CHIEF OF THE CRIMINAL SECTION**

Responsible for management and supervision of four to eight criminal prosecutors investigating and prosecuting federal criminal offenses. I also carried my own criminal caseload.

September 1972 to June 1974

**ASSISTANT UNITED STATES ATTORNEY**

Criminal Section, Tucson branch office. I served as a criminal trial attorney prosecuting federal offenses including narcotics, fraud, violent crimes on Indian reservations, immigration and firearms offenses. I briefed and argued criminal appeals in the Ninth Circuit.

**COLLATERAL DUTIES**

From about 1990 to 1998, I served as the U.S. Attorney's International Affairs and National Security Coordinator. In that capacity I was responsible for coordinating responses to requests for judicial assistance from foreign countries pursuant to mutual legal assistance treaties and for advising other Assistant U.S. Attorneys when their cases involved classified material. On three occasions, I represented the U.S. Department of Justice in bi-national meetings with federal prosecutors from the Mexican Attorney General's office.

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I also serve as the Tucson U.S. Attorney's Office Designated Ethics Official. I advise staff on questions involving the Ethics In Government Act such as conflicts of interest and permissible outside activities. I also conduct annual staff training on government ethics regulations.

### **TEACHING**

1980/81/82/92/99

#### **Instructor and Group Leader**

for the Attorney General's Advocacy Institute's Criminal and Civil Trial Advocacy Courses in Washington, D.C. and the National Advocacy Center. Trained new Assistant U.S. Attorneys in criminal and civil trial advocacy skills.

1985 to 1987

#### **Adjunct Professor of Law**

University of Arizona College of Law. I taught basic trial practice skills to second and third year law students.

June 1985

#### **Faculty Member**

Criminal Law Seminar, State Bar of Arizona 52<sup>nd</sup> Annual Convention.

### **HONORS**

April 25, 1986

#### **Attorney General's Award for Distinguished Service**

Presented for successful prosecution of narcotics and white collar fraud cases and for administrative abilities as an office evaluator for the Executive Office for United States Attorneys and as implementor of the Victim-Witness program.

July 10, 1992

#### **Director's Award for Superior Performance In A Managerial Role**

April 1988

#### **United States Department of Justice, Office of Justice Programs, Certificate of Appreciation.**

For dedication, service, and advocacy on behalf of crime victims.

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August 1974, August 1983, June 1990, May 1991

**United States Department of Justice Special Achievement Award**

**EDUCATION**

Undergraduate:  
**Bachelor of Arts in Geography**  
University of Arizona June 1968

Law School:  
**Juris Doctor**  
University of Arizona June 1972

**BAR MEMBERSHIPS**

State Bar of Arizona  
United States District Court, District of Arizona  
United States Court of Appeals for the Ninth Circuit  
United States Supreme Court

**BIOGRAPHICAL**

Born, September 8, 1946, Cambridge, Massachusetts. Married; one child (twenty-one years old)

**REFERENCES**

Furnished upon request.

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**RANDY G. MASSEY**

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**EMPLOYMENT**

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ASSISTANT UNITED STATES ATTORNEY <i>USAO/ Southern District of Illinois</i>	MARCH 1991-PRESENT <i>Fairview Heights, Illinois</i>
Chief, OCDETF Chief, Criminal Division First Assistant United States Attorney	August 2002 - February 2004 February 2004 - Present October 2004 - Present
ASSISTANT STATE'S ATTORNEY <i>Madison County State's Attorney's Office</i>	1979-1991 <i>Edwardsville, Illinois</i>

Worked as an Assistant State's Attorney serving, at various times, in the Misdemeanor Division, the Juvenile Division, and the Felony Division. Felony prosecutions included two capital murder cases.

Served as Chief Deputy State's Attorney during the term of State's Attorney Dick Allen.

**EDUCATION**

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*Bachelor of Arts, with Honors, 1976*  
SOUTHERN ILLINOIS UNIVERSITY 1972 - 1976  
*Edwardsville, Illinois*

*Government (Major)*  
*Economics (Minor)*  
*History (Minor)*

*Juris Doctor, 1979*  
UNIVERSITY OF ILLINOIS 1976 - 1979  
*Champaign/Urbana, Illinois*

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**CRAIG S. MORFORD**

**LEGAL EXPERIENCE:**

**United States Attorneys Office (EDMI-Detroit) (100 lawyer office)**

United States Attorney–Appointed first by Attorney General Ashcroft and then by the EDMI District Court Judges to serve as interim United States Attorney due to an exigency caused by the abrupt resignation of the United States Attorney.  
*August 2004-March 2005*

Special Counsel to the Attorney General–Appointed by the Attorney General to supervise a Court-ordered post trial investigation of the government’s conduct in US v. Koubrti (the first post-September 11 terrorism case to proceed to trial) Based on the results of that investigation and my recommendation, the Court dismissed the convictions. The lead prosecutor in the case was subsequently indicted.  
*January 2004-January 2005*

**United States Attorneys Office (NDOH-Cleveland) (75 lawyer office)**

First Assistant United States Attorney – Supervise Civil and Criminal Divisions, including corporate and white collar crime, frauds, public corruption, narcotics, guns, organized crime and terrorism cases.  
*November 2003-August 2004; April 2005-present*

Criminal Chief – Supervised the Anti-terrorism, Public Corruption, Organized Crime, and Major Drug Sections of the US Attorney’s Office.  
*March 2003-November 2003*

Assistant United States Attorney, Organized Crime Unit – Investigated and prosecuted RICO and complex financial cases against members and associates of organized crime and corrupt public officials.  
*1990-2003*

**United States Department of Justice**

Special Attorney, Cleveland Organized Crime Strike Force (same duties as above).  
*1987-1990*

**Internal Revenue Service, Office of Chief Counsel**

Civil Trial Attorney specializing in litigation of tax matters. *1984-1987*

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### EDUCATION:

**Valparaiso University School of Law:** J.D. 1984  
1984 National Moot Court Competition (Regional Finalist-7th Circuit)  
1983 National Moot Court Competition

**Hope College:** B.A., Economics 1981  
Washington Honors Semester  
Internship – Senator Harrison Schmidt (R-NM)  
Internships – Kimberly-Clark Legal Counsel

### SIGNIFICANT CASES PROSECUTED:

**US v Traficant:** Convicted US Congressman James A. Traficant, Jr. and several associates of RICO, bribery, obstruction of justice and tax offenses. (2002)

**Operation Broken Bench:** Investigated systemic corruption within the Mahoning County judicial system. Convicted three judges, the County Prosecutor, and 7 lawyers. (2000)

**US v Strollo:** Convicted the Youngstown mafia boss and 50 associates of RICO, murder, bribery, gambling, tax and money laundering offenses; additional convictions included a police chief and two detectives, a city law director, a sheriff and his chief deputy, and a county engineer. (1999)

**US v Atkin:** Convicted a Cleveland lawyer of “rainmaking fraud” for bilking his client out of \$500,000 on the false claim he was using the money to bribe the Chief Judge of the United States District Court for the Northern District of Ohio; the judge was investigated and cleared. (1995)

**US v Sturman:** Convicted international Porn-Czar Reuben Sturman of multimillion dollar tax fraud conspiracy. (1989) Subsequently convicted Sturman and his wife of jury tampering (sex-for-acquittal scheme) during the 1989 trial. Also convicted four lawyers and a Swiss pornographer of conspiring with Sturman in a subsequent conspiracy to help him evade the \$28 million tax assessment which resulted from his 1989 conviction. (1994)

### HONORS and AWARDS:

American College of Trial Lawyers (Inducted as a Fellow on October 22, 2005 in Chicago, IL)  
Most Outstanding Assistant United States Attorney (Presented by the National Association of Former United States Attorneys in Boston, MA–October 2005)  
Attorney General’s Distinguished Service Award (Presented by Attorney General Alberto Gonzales in Washington, DC–August 2005)  
Attorney General’s Distinguished Service Award (Presented by Attorney General John Ashcroft in Washington, DC–August 2003)  
Director’s Awards for Superior Performance (Presented by Attorney General Janet Reno in Washington, DC–1996, 2000)  
Assistant United States Attorney of the Year (Presented by the Cleveland FBI–1999)

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**TEACHING and PROFESSIONAL ACTIVITIES:**

**International Law Enforcement Academy – U.S. State Department**

**Budapest, Hungary** (2000, 2001, 2002 and 2003)  
Combating Organized Crime/Corruption in Eastern Europe (Various Nations Attended)  
Instructor: Investigating and Prosecuting Organized Crime and Systemic Corruption

**Bangkok, Thailand** (2000, 2001 and 2002)  
Combating Systemic Corruption (10 Southeast Asia Nations Attended)  
Instructor and Course Organizer: Investigating Systemic Corruption

**Department of Justice Office of Overseas Prosecution Development and Training (OPDAT)**

**Bratislava, Slovak Republic** (2002)  
Organizer and Instructor of Seminar for Senior Slovak Officials on Combating Systemic  
Corruption in the former Communist controlled Slovak Republic

**Riga, Latvia** (2003)  
Organizer and Instructor of Seminar for Senior Latvian Officials on Combating Systemic  
Corruption in the former Soviet Republic of Latvia.

**Department of Justice Office of Legal Education**

**Advanced Public Corruption Conferences**  
Columbia, SC (2001, 2002, 2003, 2005 and 2006)  
Instructor: RICO and other Corruption-related topics

**Complex Crimes for Experienced Prosecutors Seminars**  
Columbia, SC (1999 & 2000)  
Instructor: Investigating and Prosecuting Complex RICO Cases

**The Investigative Roundtable on Traditional and  
Non-traditional Organized Crime Annual Conference**

Virginia Beach, Virginia  
Presenter: The RICO Act (1995 - 1998)  
Keynote Speaker (1999)

**PERSONAL:**

Date of Birth: 2-10-59  
Married 23 years  
4 Children

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**PROFILE**  
**ROSA EMILIA RODRIGUEZ-VELEZ**  
**FIRST ASSISTANT UNITED STATES ATTORNEY**  
**DISTRICT OF PUERTO RICO**

**Educational Background**

Ms. Rosa Emilia Rodríguez-Vélez graduated from the University of the Sacred Heart in 1973, and received her Juris Doctor Degree from the Interamerican University of Puerto Rico in 1977. She also holds a Masters Degree in Criminal Justice from the Interamerican University (*summa cum laude*).

**Legal Background**

**Puerto Rico Department of Justice**

In 1979, Ms. Rodríguez-Vélez was appointed by then Governor Carlos Romero-Barceló as Assistant District Attorney with the Puerto Rico Department of Justice. She tried numerous high profile cases as Assistant District Attorney and was assigned to a Specialized high profile Homicide courtroom for the last 2 years of her tenure. In 1987, she successfully prosecuted a member of the Macheteros organization charged with the murder of a federal witness. She held the position of Assistant District Attorney until 1988.

**United States Attorney's Office for the District of Puerto Rico**

**1988-1994**

In November 1988, Ms. Rodríguez-Vélez was named Assistant United States Attorney for the District of Puerto Rico. During this period she was assigned to the Criminal Division where she specialized in the prosecution of high profile drug trafficking, violent, and white collar crime cases including the carjacking-murder of José Jaime Pierluisi, Economic Advisor to Governor Pedro Rosselló.

**1994-Present**

Ms. Rodríguez-Vélez has held various management level positions at the United States Attorney's Office, and has been involved in the successful implementation of major initiatives to fight crime in Puerto Rico.

- **Violent Crime Coordinator for the District of Puerto Rico ( 1994-2002).** In this position she coordinated and implemented the district's successful Anti-Violent Crime Initiative which targeted violent gangs under the Violent Neighborhood Program.

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- **HIDTA Coordinator (1994-1996).** Ms. Rodríguez-Vélez was actively involved in the preparation of the initial Puerto Rico/U.S. Virgin Islands Threat Assessment and Conceptual Strategy report. This report resulted in the designation of Puerto Rico and the U.S. Virgin Islands as a High Intensity Drug Trafficking Area in November 1994. She coordinated the state and federal multi-agency efforts to develop the budget and start-up phase of the PR/USVI HIDTA.
- **Executive Assistant U.S. Attorney (December 1994-July 2002).** She was appointed to this position in 1994. Her duties as EOUSA included the supervision of the Administrative Division, the coordination of various initiatives mentioned above, including the Law Enforcement Coordinating Committee, the PR/USVI HIDTA, and the Violent Crime Initiative. Ms. Rodríguez-Vélez was also in charge of all office security matters (DOSM), press and media coordination, and she was the office *liaison* for all communications with the Justice Department main branch in Washington, D.C., as well as with other federal law enforcement agencies. During this time, Ms. Rodríguez-Vélez continued to litigate high-profile criminal matters. She was also the Acting Chief of the White Collar Crime Litigation Unit and acted as the Administrative Officer for a period of 6 months.
- **Acting Chief Civil Division (December 1995-February 1997).** In her tenure as Acting Chief of the Civil Division, Ms. Rodríguez-Vélez supervised the work of the Assistant U.S. Attorneys assigned to the Civil Division. The Civil Division defends the United States in a variety of matters, among others, Federal Tort Claims Act cases, discrimination cases arising out of violations of federal statutes, and *Bivens* actions. The Civil Division's Affirmative Civil Enforcement (ACE) program also prosecutes financial matters, federal program fraud cases and asset forfeiture cases, among others. Of particular significance during this period, Ms. Rodríguez-Vélez established and implemented an initiative under the Americans with Disabilities Act to improve the accessibility of the Old San Juan historic district.
- **First Assistant U.S. Attorney (July 2002 - Present).** United States Attorney Humberto S. García promoted Ms. Rodríguez-Vélez to this position in July 2002. She currently supervises the Criminal, Civil, Appellate and Administrative Divisions of the United States Attorney's Office, District of Puerto Rico. She continues to try criminal cases, including the 2002 successful prosecution of the Kmart Corporation for Hurricane Georges related fraud charges.
- **Caribbean Corridor Initiative (CCI) (2005).** Ms. Rodríguez-Vélez is the Coordinator for this initiative which was started in February 2005 as a high seas interdiction effort to combat large scale drug smuggling from source countries like Colombia and Venezuela into the Eastern Caribbean. CCI has seized several ships and over 10,000 kilograms of cocaine and heroin destined for sale and consumption in Puerto Rico and the mainland United States.

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- **Puerto Rico / Virgin Islands HIDTA Chair (June 2006).** Ms. Rodríguez-Vélez was elected chair of the HIDTA Executive Board on May 3, 2006. The HIDTA Executive Board is composed of heads of federal and local law enforcement agencies in Puerto Rico. Her term will start in June 2006.

#### **Awards and Commendations**

During her years of public service, Ms. Rodríguez-Vélez has received numerous awards and commendations from both the Puerto Rico and United States Departments of Justice, as well as from state and federal law enforcement agencies, including the Federal Bureau of Investigation's Director Commendation Letter, which she received in 1987.

CHUCK ROSENBERG

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**EDUCATION:**

UNIVERSITY OF VIRGINIA  
Charlottesville, Virginia. Juris Doctor, 1990.

HARVARD UNIVERSITY  
Cambridge, Massachusetts. Master of Public Policy, 1985.

TUFTS UNIVERSITY  
Medford, Massachusetts. Bachelor of Arts, 1982. *Magna Cum Laude*.

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**EXPERIENCE:**

2/04-Pres. United States Department of Justice, Washington, D.C.  
CHIEF OF STAFF TO THE DEPUTY ATTORNEY GENERAL

Chief of Staff to Deputy Attorney General Jim Comey, who serves as the chief operating officer of the Department of Justice. Responsibilities include daily management of his office, and of a professional staff of 20 individuals who oversee the operation of the Department and its components (including the Criminal, Civil, Tax, Antitrust, Civil Rights and Environment and Natural Resources Divisions, the FBI, DEA, U.S. Marshals, ATF, and all of the U.S. Attorney's offices throughout the nation), and coordination of office resources and support personnel. Handle numerous complex and sensitive legal, policy, ethical and personnel matters on behalf of the Deputy Attorney General, and work closely with him and the Attorney General on matters related to national security and criminal law enforcement.

7/03-2/04 United States Department of Justice, Washington, D.C.  
COUNSELOR TO THE ATTORNEY GENERAL

Counselor to United States Attorney General John Ashcroft, responsible for legal and policy issues, including matters involving the National Security Council, the Central Intelligence Agency and the Department of Defense. Reported directly to the Attorney General daily regarding Department of Justice initiatives and efforts. Handled numerous sensitive matters on behalf of the Attorney General, including matters related to national security and criminal law enforcement. Attended regular meetings with the Attorney General, the Director of the FBI, and other agency heads, and monitored counterterrorism and national security initiatives for the Attorney General.

8/02-7/03 Federal Bureau of Investigation, Washington, D.C.  
COUNSEL TO THE DIRECTOR

Counsel to FBI Director Robert Mueller, on counterterrorism, counterintelligence, and national security matters. Served as a liaison between the Director's Office and other FBI components, the Justice Department, the Central Intelligence Agency, the National Security Council, as well as other agencies and departments of the U.S. Government, handling sensitive matters on behalf of the Director. Represented the Director, and spoke on his behalf, at meetings and conferences.

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- 10/00-8/02 Hunton & Williams, McLean, Virginia  
COUNSEL  
Conducted internal investigations for corporate clients. Litigated complex civil and criminal cases in state and federal court on behalf of individual and corporate clients.
- 10/91-10/00 United States Attorney's Office -- Eastern District of Virginia
- (3/99-10/00) • CRIMINAL SUPERVISOR - Major Crimes Section, Alexandria, Virginia  
Supervised Major Crimes Section attorneys, paralegals, and support staff, in prosecution of unit's cases, including espionage, murder, kidnapping, assault, bank robbery, counterfeiting, child pornography and immigration fraud. Responsible for intake, review of plea agreements, indictments, promulgation of office policies and operation of unit. Prosecuted full caseload.
- (10/96-3/99) • ASSISTANT UNITED STATES ATTORNEY - Major Crimes Section, Alexandria, Virginia  
Prosecuted numerous crimes in federal court, including kidnapping, murder and bank robbery. Responsible for all phases of investigation and prosecution: plea negotiations, grand jury investigation, indictment, pre-trial motions, trial, sentencing, post-trial proceedings and appeals. Briefed and argued numerous cases before the Fourth Circuit Court of Appeals.
- (5/94-10/96) • ASSISTANT UNITED STATES ATTORNEY - Fraud Section, Norfolk, Virginia  
Prosecuted myriad fraud offenses, including mail, wire, bankruptcy, credit card, tax and defense procurement fraud. Conducted complex white-collar fraud grand jury investigations as lead counsel.
- (10/91-5/94) • SPECIAL ASSISTANT UNITED STATES ATTORNEY - Fraud Section, Alexandria, Virginia  
Co-counseled extensive grand jury investigation that led to the indictment and conviction of three senior officials of the United Way of America. Assisted in the prosecution of Virginia fertility doctor Cecil Jacobson. Prosecuted various financial fraud crimes, including numerous criminal tax cases.
- 10/90-10/91 United States Department of Justice -- Tax Division, Washington, D.C.  
TRIAL ATTORNEY - Northern Criminal Enforcement Section  
Hired through the Attorney General's highly selective Honors Program. Prosecuted criminal tax and fraud cases in New York, Connecticut and Pennsylvania federal courts.
- 5/89-8/89 Willkie, Farr & Gallagher, Washington, D.C.  
SUMMER ASSOCIATE - Permanent Offer Extended.
- 7/85-12/86 United States Representative Jim Moody, Washington, D.C.  
LEGISLATIVE DIRECTOR
- 8/82-6/83 United States Representative Matthew McHugh, Washington, D.C.  
LEGISLATIVE STAFF ASSISTANT
- 5/81-9/81 Cross Country Bicyclist  
Organized and completed a 9500-mile bicycle trip around the United States, sponsored by Kiwanis International, which raised \$25,000 to support the Sidney Farber Cancer Institute.

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**OTHER:**

NBC News Analyst. Provided on-air commentary, as a paid legal analyst, on numerous NBC and MSNBC television shows, including *NBC Nightly News*, *The Today Show*, and *The Dan Abrams Report*. February – August 2002.

Guest Analyst. Provided on-air commentary on numerous national television shows, including *The NewsHour with Jim Lehrer* (PBS), *The Morning Show* (CBS), and *Fox and Friends* (Fox). December 2001 – February 2002.

Adjunct Professor, Criminal Law & Procedure and Evidence, The George Washington University, School of Forensic Science, Washington, D.C. 1997-2002.

Guest Lecturer/Instructor, FBI Academy, Quantico, Virginia.

Member, Board of Directors, Arlington Little League.

Coach, Arlington Little League; Arlington County Youth Basketball.

**NOTEWORTHY CASES AS A FEDERAL PROSECUTOR:**

**United States v. Charles Thomas Dickerson:** The Supreme Court, in *Dickerson v. United States*, 530 U.S. 428 (2000), held Congress could not set aside the constitutional rule announced in *Miranda*, reversing the Fourth Circuit and suppressing a voluntary post-arrest statement made by Dickerson to police. Dickerson was later convicted at trial, *sans* statement, on charges of bank robbery and conspiracy.

**United States v. Christopher Andaryl Wills:** Following dismissal of an indictment charging Wills with kidnapping and murder, the Fourth Circuit, in a case of first impression, reinstated the capital charge. The Court held, in conflict with another circuit, that federal jurisdiction is established under the kidnapping statute when a victim, unaccompanied by a defendant, is lured across a state line. *United States v. Wills*, 237 F.3d 174 (4<sup>th</sup> Cir. 2000). Wills was convicted at trial, and is serving a life sentence.

**United States v. Aldrich Hazen Ames:** Following Ames's guilty plea to espionage and his sentence of life imprisonment, the District Court ruled that his subsequent collateral attack on the conviction was not timely filed. The Fourth Circuit agreed and dismissed his appeal in *United States v. Ames*, 230 F.3d 1354 (4<sup>th</sup> Cir. 2000, unpublished).

**United States v. Terence Earl Davis:** Following conviction at trial for drug dealing and a drive-by shooting, the Fourth Circuit, in a case of first impression, affirmed the conviction, holding that Davis's discharge of a gun involved use of an "explosive" (the gunpowder necessary to propel the ammunition) within the meaning of the Sentencing Guidelines. *United States v. Davis*, 202 F.3d 212 (4<sup>th</sup> Cir. 2000).

**United States v. David Sheldon Boone:** Prosecuted and convicted former NSA crypto analyst for conspiracy to commit espionage, for selling top-secret documents to the KGB, and its successor, the SVRR, including information that detailed U.S. targeting of tactical nuclear weapons and our military's use of signals intelligence. Boone was sentenced to more than 24 years in prison. (1998).

**United States v. James Culpepper Pebworth:** Following conviction at trial for passing forged checks, the Fourth Circuit, in a case of first impression, affirmed the conviction, holding that the negotiated checks of a defunct corporation drawn on a defunct bank were nevertheless "implements ... particularly suited for making ... a forged security." *United States v. Pebworth*, 112 F.3d 168 (4<sup>th</sup> Cir. 1997).

**United Way of America Investigation:** Co-counseled an extensive grand jury investigation that examined the financial misconduct of senior Alexandria, Virginia-based United Way of America officials, including its former President and CEO, William Aramony, and that culminated in the indictment and conviction of Aramony and two others on charges of conspiracy, mail and tax fraud, and money laundering. (1992-1995).

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## BRADLEY J. SCHLOZMAN

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### EDUCATION

#### **The George Washington University Law School, Washington, DC**

- Juris Doctor with honors, May 1996
- Moot Court Board

#### **University of Pennsylvania, Philadelphia, PA**

- Bachelor of Arts in History, May 1993
- Magna Cum Laude with Special Distinction

### EXPERIENCE

#### **United States Department of Justice, Washington, DC**

- *United States Attorney, Western District of Missouri* Mar. 2006 – present

Appointed by Attorney General Alberto Gonzales to serve as interim United States Attorney. The Western District of Missouri is comprised of more than 50 Assistant United States Attorneys as well 50 staff members.

- *Principal Dep'y Ass't Att'y General for Civil Rights* Nov. 2005 – Mar. 2006
- *Acting Assistant Attorney General for Civil Rights* June 2005 – Nov. 2005
- *Deputy Assistant Attorney General for Civil Rights* May 2003 – June 2005

Supervise all activities and sections of the Civil Rights Division, which employs over 700 employees, including 356 attorneys. Represent the Division with members of Congress, other Executive Branch agencies, and state and local governments.

- *Counsel to the Deputy Attorney General* Nov. 2001 – May 2003  
Served as Deputy Attorney General's (DAG) liaison to the Civil Rights Division. Also assisted the DAG in wide array of special projects, including FBI reform, Bureau of Prisons management, supervision of U.S. Attorneys' Offices, and Justice Department personnel policies.
- *Legal Intern, U.S. Attorney's Office, W.D. Missouri* Summer 1994

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**Howrey Simon Arnold & White, Washington, DC**

- *Associate* Sept. 1999 – Nov. 2001  
Member of the firm's Supreme Court and Appellate Litigation Practice Group.  
Authored successful certiorari petition and merits briefs in *Cooper Industries v. Leatherman Tool Group*, a case argued before the Supreme Court in 2001

**Honorable Mary Beck Briscoe, U.S. Court of Appeals for the Tenth Circuit**

- *Judicial Law Clerk* Aug. 1998 – Aug. 1999

**Honorable G. Thomas VanBebber, U.S. District Court for the District of Kansas**

- *Judicial Law Clerk* Aug. 1996 – Aug. 1998

**PROFESSIONAL AFFILIATIONS**

Federalist Society; Republican Jewish Coalition. Admitted to the Bars of Missouri, Kansas, District of Columbia, U.S. Supreme Court, and U.S. Courts of Appeals for the First, Fourth, Eighth, Ninth, and Tenth Circuits

DAG000000385

**Joe W. Stecher**

**United States Attorney's  
Office-District of Nebraska  
1620 Dodge Street, Suite 1400  
Omaha, NE 68102  
(402) 661-3700**

**EMPLOYMENT**

October 2, 2006 - present	United States Attorney, District of Nebraska (interim)
March 2002 - present	Assistant United States Attorney, District of Nebraska
1999 - 2002	County Attorney, Dodge County, Nebraska
1990 - 1998	Chief Deputy County Attorney, Dodge County, Nebraska
1986 - 1990	Deputy County Attorney, Dodge County, Nebraska
1984 - 1986	Private Practice
1974 - 2002	Actively involved in farming
1974 - 1976	George A. Hormel Livestock Accounting and Cattle Buyer, Fremont, Nebraska

**EDUCATION**

1984	Jurist Doctoral Degree, University of Nebraska College of Law, Lincoln, Nebraska
1974	Bachelor of Science, Pre Law, Wayne State College, Wayne, Nebraska

**PROFESSIONAL EXPERIENCE AND COMMUNITY ACTIVITIES**

1996 - 2002	Director, Nebraska County Attorney's Association
1992 - 2002	Member, Nebraska County Attorney's Association Legislative Committee
1999 - 2002	Member, Nebraska Governor Johann's Committee regarding Agricultural Land Valuation
	Past Member, Nebraska Bar Judiciary Resources Commission
	Past Director, Hooper Farmer's Cooperative
	Past Vice-Chairman, Redeemer Lutheran Church Council, Hooper, Nebraska
1979 - 1984	District #89 School Board Member, Secretary

DAG000000386

## Joe W. Stecher

### HONORS

October 2005 Director's Award, Executive Office for the United States Attorney's Office, for Superior Performance as an Assistant United States Attorney

January 2005 Certificate of Appreciation for Outstanding Performance in the Trial of Criminal Cases in 2004, United States Attorney's Office, District of Nebraska

May 2002 Meritorious Achievement Award from the West Central Organized Crime and Drug Task Force, United States Department of Justice, for exemplary service in successful prosecution.

May 2000 United States Department of Justice Law Enforcement Coordination Committee Award for Advancing Justice and Cooperation in Nebraska Law Enforcement.

### REFERENCES

#### Judicial

Honorable Laurie Smith Camp  
U.S. District Judge  
111 S. 18<sup>th</sup> Plaza  
Omaha, NE 68102  
(402) 661-7321

Honorable F.A. Gossett III  
U.S. District Magistrate  
111 S. 18<sup>th</sup> Plaza  
Omaha, NE 68102  
(402) 661-7340

Honorable Michael G. Heavican  
Chief Justice, Nebr. Supreme Court  
State Capitol, #2214  
P.O. Box 98910  
Lincoln, NE 68509-8910

#### Professional

Warren R. Arganbright  
Attorney at Law  
111 E. 3<sup>rd</sup> Street  
Valentine, NE 69201-0067  
(402) 376-2088

Nicholas J. Lamme  
Attorney at Law  
81 West Fifth Street  
Fremont, NE 68025  
(402) 721-6160

Honorable W. Russell Bowie III  
District Judge  
1701 Farnam  
Omaha, NE 68183  
(402) 444-7015

#### Personal

Jack Vetter  
Vetter Health Services Inc.  
5020 South 118<sup>th</sup> Street  
Omaha, NE 68137  
(402) 895-3932

Joel Hargens  
First National Bank NE  
102 Main Street  
PO Box 26  
Hooper, NE 68031  
(402-654-3321)

Lowell Mueller  
27268 Co. Rd. 14  
Hooper, NE 68031  
(402) 654-3575

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# JEFFREY C. SULLIVAN

UNITED STATES ATTORNEY'S OFFICE  
700 STEWART ST., SUITE 5220  
SEATTLE, WA 98101-1271

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## PROFESSIONAL EXPERIENCE

UNITED STATES ATTORNEY'S OFFICE, SEATTLE, WA 2002-PRESENT

ASSISTANT UNITED STATES ATTORNEY  
CHIEF OF THE CRIMINAL DIVISION

OVERSEES AND MANAGES 55 CRIMINAL ATTORNEYS; MEETS REGULARLY WITH FEDERAL AGENCIES, INCLUDING ICE, FBI, AND DEA; MAKES CHARGING DECISIONS; COORDINATES WITH COUNTY PROSECUTORS REGARDING FEDERAL CHARGES; ADVISES U.S. ATTORNEY REGARDING CRIMINAL MATTERS; CHAIRS HIRING COMMITTEE FOR CIVIL AND CRIMINAL DIVISIONS.

YAKIMA COUNTY PROSECUTOR'S OFFICE, YAKIMA, WA 1975-2002

YAKIMA COUNTY PROSECUTOR

MANAGED THE LARGEST LAW FIRM IN EASTERN WASHINGTON OUTSIDE OF SPOKANE; TRIED OVER 100 JURY TRIALS; TRIED CASES RANGING FROM SIMPLE ASSAULT TO AGGRAVATED FIRST DEGREE MURDER; ARGUED DEATH PENALTY CASES; MANAGED COMPLEX CIVIL CASES; ARGUED TWO CASES BEFORE THE UNITED STATES SUPREME COURT; RE-ELECTED IN 1978, 1982, 1986, 1990, 1994, AND 1998.

LAW OFFICES OF JEFF SULLIVAN, YAKIMA, WA 1972-1975

SOLE PRACTITIONER

GENERAL PRACTICE, WHICH INCLUDED PUBLIC DEFENSE CONTRACTS.

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## EDUCATION

GONZAGA UNIVERSITY SCHOOL OF LAW, JD

MANAGING EDITOR, GONZAGA LAW REVIEW, 1970-71  
ASSISTANT MANAGING EDITOR, GONZAGA LAW REVIEW, 1969-70

GONZAGA UNIVERSITY, BA

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## ADMITTED TO PRACTICE LAW

FEDERAL COURT

WESTERN DISTRICT OF WASHINGTON  
EASTERN DISTRICT OF WASHINGTON  
NINTH CIRCUIT COURT OF APPEALS  
UNITED STATES SUPREME COURT

STATE OF WASHINGTON

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## MEMBERSHIPS

WASHINGTON STATE BAR ASSOCIATION, NOVEMBER 1971  
NATIONAL DISTRICT ATTORNEYS ASSOCIATION, JANUARY 1975  
WASHINGTON ASSOCIATION OF PROSECUTING ATTORNEYS, PRESIDENT 1979-80  
KING COUNTY BAR ASSOCIATION, MARCH 2002  
AMERICAN BAR ASSOCIATION, JULY 2002

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## APPOINTMENTS TO STATEWIDE BOARDS AND COMMISSIONS

GATES COMMISSION ON WASHINGTON TRIAL COURTS, APPOINTED BY CHIEF JUSTICE  
MEMBER, MINORITY AND JUSTICE COMMISSION OF THE WASHINGTON SUPREME COURT  
CHAIR, WASHINGTON SUPREME COURT SECURITY TASK FORCE  
CO-CHAIR, WASHINGTON STATE LAW AND JUSTICE COUNCIL  
MEMBER, SYSTEMS SUB COMMITTEE OF THE CHILD CARE COORDINATING COUNCIL  
PROSECUTOR TRAINING STANDARDS AND EDUCATION BOARD  
WASHINGTON CRIMINAL JUSTICE TRAINING COMMISSION  
WASHINGTON STATE JAIL COMMISSION  
WASHINGTON STATE DEATH INVESTIGATION COUNCIL  
ORGANIZED CRIME ADVISORY BOARD  
MEMBER, JUVENILE JUSTICE RACIAL DISPROPORTIONALITY WORKING GROUP  
MEMBER, COUNCIL ON FAMILIES, YOUTH AND JUSTICE  
WASHINGTON STATE BAR ASSOCIATION, BENCH BAR PRESS COMMITTEE  
CHAIR, VICTIM/WITNESS COMMITTEE, WA ASSOCIATION OF PROSECUTING ATTORNEYS  
CHAIR, MENTAL HEALTH COMMITTEE, WA ASSOCIATION OF PROSECUTING ATTORNEYS  
CO-CHAIR, LEGISLATIVE COMMITTEE, WA ASSOCIATION OF PROSECUTING ATTORNEYS

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## NATIONAL APPOINTMENTS

AMERICAN BAR ASSOCIATION, CRIMINAL JUSTICE STANDARDS COMMITTEE  
CHAIR, NATIONAL COMMITTEE OF THE NATL DIST. ATTORNEYS ASSOCIATION  
CHAIR, SUPPORT ENFORCEMENT COMMITTEE OF THE NATL DIST. ATTORNEYS ASSOCIATION  
MEMBER, VIOLENT CRIME WORKING GROUP, NATL DIST. ATTORNEYS ASSOCIATION  
VICE PRESIDENT, NATL DIST. ATTORNEYS ASSOCIATION  
BOARD OF DIRECTORS, NATL DIST. ATTORNEYS ASSOCIATION  
MEMBER, FIGHT CRIME INVEST IN KIDS

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## COMMUNITY INVOLVEMENT

BOARD OF DIRECTORS, SUCCESS BY SIX, CHAIRMAN POLICY AND LEGISLATION COMMITTEE  
BOARD OF DIRECTORS, HISPANIC ACADEMIC ACHIEVEMENT PROGRAM  
MEMBER, YAKIMA CO. COMMUNITY PUBLIC HEALTH AND SAFETY NETWORK STEERING COMMITTEE  
MEMBER, YAKIMA ROTARY CLUB  
SCHOOL BOARD, CARROLL HIGH SCHOOL  
AAU BASKETBALL COACH, BOYS AND GIRLS

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## MILITARY SERVICE

SERVICE: 1<sup>ST</sup> LT., U.S. ARMY, ACTIVE DUTY 1965 - 1967  
ASSIGNMENTS: INSTRUCTOR, U.S. ARMY INFANTRY SCHOOL  
COMBAT PLATOON LEADER AND EXECUTIVE OFFICER IN VIETNAM  
AWARDS: BRONZE STAR AND VIETNAM SERVICE MEDALS

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# Jeffrey A. Taylor

Jeffrey.Taylor2@usdoj.gov

## EXPERIENCE

**United States Department of Justice**, Washington, D.C.

Counselor to the Attorney General of the United States, 2002-present

Serve as senior advisor to Attorneys General John D. Ashcroft and Alberto R. Gonzales on national security, terrorism, criminal law, and death penalty matters. Oversee Department law enforcement operations conducted by U.S. Attorneys, the Criminal Division, the Office of Intelligence Policy and Review, the Federal Bureau of Investigation, and the Drug Enforcement Administration. Represent the Attorney General in interagency deliberations led by the National Security and Homeland Security Councils.

**United States Senate, Committee on the Judiciary**, Washington, D.C.

Majority Counsel, 1999-2002

Advised Chairman Orrin G. Hatch and Republican majority on criminal law, terrorism, and national security issues. Drafted provisions of the "Methamphetamine Anti-Proliferation Act," the "Civil Asset Forfeiture Reform Act," and the "USA PATRIOT Act." Supervised attorneys and staff of Majority Crime Unit.

**United States Attorney's Office, Southern District of California**, San Diego, California

Assistant United States Attorney, 1995-99

Prosecuted large-scale, international drug trafficking organizations. Conducted jury trials and briefed and argued appeals in the U.S. Court of Appeals for the Ninth Circuit. Supervised Assistant U.S. Attorneys in the Border Crimes Unit. Received Special Achievement Award for Sustained Superior Performance (1997), Special Act Award (1998), and DEA Award for Special Act or Service (1999).

**Latham & Watkins**, San Diego, California

Associate, 1992-95

Represented clients in environmental, intellectual property, and other commercial litigation and appeals.

**Chief Justice John C. Mowbray, Supreme Court of Nevada**, Carson City, Nevada

Law Clerk, 1991-92

Drafted and edited opinions, prepared bench memoranda, and conducted legal research.

**The Honorable Wally Herget, United States House of Representatives**, Redding, California

Field Representative, 1987

Handled casework involving constituents and federal agencies and represented the Congressman at community events.

## EDUCATION

**Harvard Law School**, Cambridge, Massachusetts, J.D., 1991

Honors: Winner, Williston Competition in Contract Negotiation and Drafting, 1989

Activities: Editor, *Harvard Journal of Law & Public Policy*

**Stanford University**, Stanford, California, A.B., History, 1987

Honors: Graduated with Distinction

*Phi Beta Kappa*

**Oxford University**, Oxford, England (Stanford Overseas Program, 1985-86)

## BAR MEMBERSHIP

California; Washington, D.C.

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## RITA R. VALDRINI

### Experience with the United States Attorney's Office, Northern District of West Virginia

November, 2001 to the present

#### First Assistant United States Attorney:

- Support and assist in implementing the programs and initiatives of the United States Attorney
- Oversee the operations and personnel administration of the district, including 3 branch offices, 20 attorneys and 31 support staff members
- Oversee the operations of the Criminal and Civil Divisions
- Serve as District Ethics Officer and Health Care Fraud Coordinator for the District
- Presently responsible for all incoming bankruptcy cases due to the necessary recusal of the Civil Chief who is expected to assume the position of District Bankruptcy Judge

1995 - 2001

#### Assistant United States Attorney in the Civil Division:

- Assumed primary responsibility for Affirmative Civil Enforcement cases
- Responsible for bankruptcy caseload and Financial Litigation Unit

1990 - 1995

#### Assistant United States Attorney in the Criminal Division:

- Primarily responsible for litigating white collar crime cases
- Also litigated drugs, gun and arson cases, as well as case involving murder of a federal witness
- Served as counsel or co-counsel on approximately 15 trials
- Authored numerous appellate briefs and argued before the Fourth Circuit Court of Appeals

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Experience with the U.S. Department of Labor,  
Office of Labor-Management Standards (OLMS)

1975 - 1988

Criminal Investigator:

Investigated and assisted USAOs in the Western District of Pennsylvania, Northern District of West Virginia, and the Southern District of West Virginia in prosecuting criminal labor law violations

1988 - 1990

Supervisor:

Supervised 7 field agents with support staff

Educational Background

1988

Graduated top third in class from Duquesne University School of Law, Pittsburgh, Pennsylvania

Honors: Order of the Barristers Award 1987 - 1988  
Won Duquesne's Appellate Moot Court Competition in  
Constitutional Criminal Procedure 1987  
Served as Vice Chairman of Duquesne's Appellate  
Moot Court Board 1987-1988  
Outstanding Achievement Award for participation in  
the Samuel J. Polsky National Appellate Moot  
Court Competition 1988  
Won Duquesne's Trial Moot Court Competition 1988

1981

Graduated *Magna Cum Laude* with a Master of Arts degree from St. Francis of Loretto College, Loretto, Pennsylvania

1973

Graduated *Summa Cum Laude* with a Bachelor of Arts degree in Secondary Education from the University of Pittsburgh, Pittsburgh, Pennsylvania

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RESUME  
Judith A. Whetstine

Department of Justice:

1993 to present: First Assistant US Attorney, ND IA  
Acting and Interim USA for portions of that time period

1990 -1993: Senior Litigation Counsel, ND IA

1988 - 1990: Criminal AUSA, ND IA

1986 - 1988: Civil Chief, ND CA

1982 - 1986: Civil AUSA, ND CA

1978 - 1981: AUSA, ND IA

Other:

1975 - 1978: Assistant Linn County Attorney

1973 - 1974: Assistant Cedar Rapids City Attorney

1972-1973: Clinic Supervisor, University of Iowa College of Law

Education:

JD, 1972 University of Iowa College of Law

MA, 1970 University of Iowa

BA, 1968 Wells College

Admissions to Practice:

State of Iowa: June 16, 1972

State of California: October 8, 1982

ND Iowa: August 31, 1972

ND California: January 4, 1982

Eighth Circuit Court of Appeals: October 24, 1978

Ninth Circuit Court of Appeals: February 22, 1982

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**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:

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

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

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## R. Alexander Acosta

### WORK EXPERIENCE

#### **ASSISTANT ATTORNEY GENERAL FOR CIVIL RIGHTS, U.S. DEPARTMENT OF JUSTICE**

Appointed by President George W. Bush, and confirmed by the Senate, to manage the Justice Department's Civil Rights Division. With nearly 350 attorneys and 800 staff, the Division enforces federal civil rights statutes, including those that prohibit discrimination on the basis of race, sex, disability, religion and national origin in education, employment, credit, housing, public accommodations, voting and certain federally funded and conducted programs. 2003-present.

#### **BOARD MEMBER, NATIONAL LABOR RELATIONS BOARD**

Appointed by President George W. Bush, and confirmed by the Senate, as one of five Members of this independent, quasi-judicial, federal agency responsible for administering and interpreting the National Labor Relations Act, the principal private-sector federal statute regulating labor relations. 2002-2003.

#### **PRINCIPAL DEPUTY ASSISTANT ATTORNEY GENERAL FOR CIVIL RIGHTS, U.S. DEPARTMENT OF JUSTICE**

Pending confirmation of the Assistant Attorney General, served as the administration's point of contact in the Division. Subsequently supervised implementation of key initiatives, including those concerning Executive Order 13166 (access by language minorities to government-funded services), Section 203 of the Voting Rights Act (access by language minorities to voting), and unlawful trafficking in persons. 2001-2002.

#### **SENIOR FELLOW / PROJECT DIRECTOR, ETHICS & PUBLIC POLICY CENTER**

A public policy project to examine the judiciary's role and impact. Addressed various groups, including the 20<sup>th</sup> Annual Heritage Foundation Meeting. Published editorials in the *Wall Street Journal* and other publications. 1997-2000.

#### **LITIGATION ASSOCIATE, KIRKLAND & ELLIS**

Focused on appellate litigation and on labor & employment issues. 1995-1997.

#### **LAW CLERK, U.S. COURT OF APPEALS FOR THE THIRD CIRCUIT**

Served as law clerk to the Honorable Samuel A. Alito. 1994-1995.

#### **INVESTMENT BANKING ANALYST, LEHMAN BROTHERS**

Specialized in Latin American privatizations. Major projects: privatization of the Venezuelan phone company (CANTV) and an analysis of government-owned industries for the Venezuelan Finance Ministry. 1990-1991.

### EDUCATION

**HARVARD LAW SCHOOL, J.D. cum laude, June 1994.**

*Journal of Law and Public Policy.* EXECUTIVE EDITOR.

**HARVARD COLLEGE, B.A. magna cum laude in Economics, June 1990.**

**LANGUAGES:** Native Spanish Speaker

### PROFESSIONAL ACTIVITIES

#### **THE HARVARD LAW SCHOOL**

CHAIR, 10<sup>TH</sup> Year Reunion; Co-CHAIR, 5<sup>TH</sup> Year Reunion.

#### **THE FEDERALIST SOCIETY**

CHAIRMAN of the Disability Law Subcommittee, Labor Law Section. 1999-2001.

VICE CHAIRMAN of the Administrative Law Section. 1997-1999.

#### **THE GEORGE MASON LAW SCHOOL**

ADJUNCT PROFESSOR OF LAW. Taught Employment Discrimination Law, Disability-Based Discrimination Law and an Advanced Civil Rights Seminar. 1998-2001.

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THOMAS D. ANDERSON

**Employment Experience**

Admitted: Vermont Supreme Court (1985), United States District Court for the District of Vermont (1987), United States Court of Appeals for the Second Circuit, New York (1988)

**United States Department of Justice, Burlington, VT (1987-1996; 2001-present)**

***Assistant U.S. Attorney***

I am responsible for reviewing and authorizing most narcotics and drug prosecutions that are referred to the United States Attorney's Office by federal, state and local law enforcement. I work closely with federal and state drug investigators, including the DEA and the Vermont State Police Drug Task Forces, in identifying and targeting the highest level drug traffickers in Vermont. I am also the Dept. of Justice's lead attorney for the Organized Crime Drug Enforcement Task Force ("OCDETF"), which is responsible for coordinating multi-district drug and narcotics investigations. I generally have a case load of approximately fifty to sixty cases, with most cases involving multiple defendants. In each case, I am responsible for the overall investigation of the case, for presenting the case to the grand jury, and for prosecution of the case through trial, sentencing and appeal. In addition to my duties as the lead narcotics attorney, I am also responsible for the prosecution of immigration offenses occurring at the border (e.g., alien smuggling, illegal entry)

**Sheehy Furlong Rendall & Behm, Burlington, VT (1997-2001)**

***Partner (1998-2001)/Managing Partner (2000-2001)***

My practice primarily involved a wide range of commercial and business litigation. Our firm also had the honor and privilege of representing the State of Vermont in its litigation against the tobacco industry. A lesser percentage of my practice was devoted to representing existing clients and some referred clients in divorce proceedings in Family Court. From time-to-time, I represented defendants in United States District Court when requested to by the clerk's office. These generally were cases with significant conflict issues. Duties as managing partner included monthly financial reports, end of year financial reports and supervision of the office manager and associates.

**Vermont Attorney General's Office, Montpelier, VT (1993-1995)**

***Special Assistant Attorney General***

While an Assistant U.S. Attorney, I was appointed as a Special Assistant Attorney General and acted as lead attorney in the prosecution of several Northfield, VT police officers, including the chief of police, for assault and obstruction of justice.

**Orleans County State's Attorney, Newport, VT (1984-1987)**

***Deputy State's Attorney***

Responsibilities included the review and filing of criminal charges; prosecution of a wide range of criminal, juvenile delinquent and child neglect and abuse cases; researching and preparing appellate briefs; representation of State of Vermont before the Vermont Supreme Court.

**Education**

Seton Hall University School of Law, J.D., Class of 1984 (evening division)

St. Michael's College, B.A., Class of 1979

**Volunteer Activities**

Milton Planning Commission (1996-1999)

South Burlington Planning Commission (1999-2001)

Mater Christi School Board, (2001 to present) (Chairperson, 2004-present)

Rotary International, South Burlington (1998 to 2001)

**Personal**

Married; three children

DAG000000396



## Troy A. Eid

Shareholder  
Environmental  
Land Development  
Energy and Natural Resources  
Governmental Affairs

E-mail Troy Eid  
[www.gtlaw.com](http://www.gtlaw.com)

Greenberg Traurig, LLP  
Denver  
1200 17th Street  
Suite 2400  
Denver, CO 80202  
Telephone: (303) 572-6556  
Facsimile: (303) 572-6540

Troy A. Eid focuses his practice on land use and environmental law, Federal Indian law, Native American tribal law, business negotiations, and public law, including practice before local, state, tribal and federal administrative and regulatory agencies. Troy has been listed as one of "America's Leading Lawyers for Business" in environmental law by Chambers USA in its 2005 national rankings.

Troy served as lead counsel in representing one of the world's largest corporations in a national enforcement action by the U.S. Department of Justice and the Environmental Protection Agency alleging violations of the storm water provisions of the Clean Water Act at multiple construction sites across the country. Troy also has represented public and private employers in complex negotiations with various Indian Tribes and the federal government.

A member of the Navajo Nation bar, Troy has been certified by the National Institute for Trial Advocacy as a faculty instructor in Native American law practice and legal education.

Prior to joining Greenberg Traurig in 2003, Troy served for five years on the cabinet of Colorado Governor Bill Owens. As Governor Owens' first Chief Legal Counsel, Troy earned national attention for his role in reviewing the mass shootings at Columbine High School in 1999. He also oversaw the appointment of 34 state judges. Troy went on to serve as Secretary of Personnel and Administration, responsible for 70,000 state employees and \$9 billion in real estate, as well as finance, procurement, information technology, risk management, and other central support services.

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Troy's reputation as a reformer, and his role in co-chairing (with former Governor Richard Lamm) a statewide commission on reforming Colorado's civil service and contracting laws, prompted the United States Hispanic Chamber of Commerce to name him "Outstanding Government Advocate of the Year" for the Western United States. The *Rocky Mountain News* described as "visionary" Troy's leadership of a public-private partnership that has connected all rural Colorado counties to the Internet, bringing more than 1,000 public schools, libraries, town halls, law enforcement agencies, and hospitals on line.

#### **Areas of Experience**

- Business and governmental negotiations
- Energy
- Environmental Law
- Land use and development law
- Native American tribal law
- Federal Indian law
- Administrative and regulatory law
- Procurement and government contracting
- Insurance and risk management
- Governmental affairs, public law and legislation

#### **Previous Employment**

- Chief Operating Officer & General Counsel, InfoTEST International, an Internet applications development consortium founded by Hewlett-Packard Co. and including AT&T, Sprint, IBM, 3M, Harvard University and 60 corporations, universities and research laboratories, 1994-1998
- Associate, Holme Roberts & Owen LLP, Denver, Colorado, 1992-94
- Law Clerk to Judge Edith H. Jones, U.S. Court of Appeals for the Fifth Circuit, 1991-92

#### **Professional & Community Involvement**

- Advisory Board Member, Natural Resources Law Center, University of Colorado School of Law
- Member, Governor's Commission on Science and Technology
- Member, Colorado State Personnel Board
- Board of Directors, Latin American Educational Foundation
- Chairman, Colorado Board of Ethics
- Board Member, Legal Aid Foundation of Colorado
- Board Member, Denver Hispanic Chamber of Commerce
- Member, Colorado Bar Association
- Member, Navajo Nation Bar Association
- Member, American Law Institute

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### Articles, Publications & Lectures

- "Phase II Storm Water Regulation and Compliance in Colorado," presented in Colorado Springs, Colorado, December 7, 2005
- "The Navajo Nation Arbitration Act: Visions and Realities," presented in Window Rock, Arizona, December 8, 2005
- "Strategic Democracy-Building: How States Can Help" (co-authored with Governor Bill Owens), in Alexander T.J. Lennon, editor, *Winning Hearts and Minds: Using Soft Power to Undermine Terrorist Networks* (Massachusetts Institute of Technology Press, 2003), pp. 130-149
- "The European Union: A Brief Introduction," *The Colorado Lawyer*, May 2002
- "Judicial Independence and Accountability: The Case Against Electing Judges," *The Colorado Lawyer*, June 2001
- "The National Information Infrastructure: Democratizing the Millennium," speech to the Utah Governor's Conference on Economic Development, published in *Vital Speeches of the Day*, August 1995
- "The New Anti-Federalism: The Constitutionality of State-Imposed Limits on Congressional Terms of Office," 69 *University of Denver Law Review* 1 (co-authored with U.S. Rep. Jim Kolbe), 1992
- Comment, "A Fourth Amendment Approach to Compulsory Physical Examinations of Sex Offense Victims," 57 *University of Chicago Law Review* 873, 1990

### Awards & Recognition

- Listed, *Chambers & Partners USA Guide*, an annual listing of the leading business lawyers and law firms in the world, 2005-2006 edition
- *Government Advocate of the Year Award for the Western United States* (Region II), United States Hispanic Chamber of Commerce
- *Government Advocate of the Year Award*, Denver Hispanic Chamber of Commerce
- U.S.-Spain Young Leaders Program
- American Marshall Memorial Fellowship, German Marshall Fund of the United States
- Trans-Atlantic Forum, Bertelsmann Foundation-Center for Applied Policy Research, University of Munich (Germany)

### Education

- J.D., University of Chicago Law School, 1991
  - Associate Managing Editor, *The University of Chicago Law Review*
  - Awarded 1991 Bradley Fellowship in Law & Government
- A.B., Russian Language and Literature, Stanford University, 1986
  - Elected Editor-in-Chief & President, *The Stanford Daily*
  - Awarded 1986 John Gardner Public Service Fellowship
  - Honors Program, Stanford Center for National Security & Arms Control

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## Languages


- Russian (Conversational)

## Admitted to Practice

- Colorado
- Navajo Nation
- U.S. District Court for the District of Colorado
- U.S. Court of Appeals, Fifth Circuit

## Related Links

- [Greenberg Traurig LLP is Ranked in Chambers USA 2005](#)   
*Chambers & Partners*, July 2005
- [Troy Eid Shareholder of Greenberg Traurig LLP Denver Office Makes the 2005-2006 Chambers & Partners USA Guide](#)  
Press Release, June 14, 2005
- [Hudson to Head Greenberg Traurig's Denver Governmental Affairs Group](#)  
Press Release, December 3, 2004
- [Eid tapped for state personnel board](#)   
*Rocky Mountain News*, June 30, 2004
- [Greenberg Traurig LLP Continues Denver Expansion: Troy Eid Joins Firm As a Shareholder](#)  
Press Release, November 7, 2003

[Owens' ex-chief counsel to join Greenberg Traurig](#)   
*Rocky Mountain News*, October 1, 2003

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