

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

1. **Name:** State full name (include any former names used).

Kashyap Pramod Patel (Kash Patel)

2. **Position:** State the position for which you have been nominated.

Director, Federal Bureau of Investigation

3. **Address:** List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

919 Florida Avenue N.W., Suite 101
Washington, D.C. 20001

Residence: Las Vegas, Nevada

4. **Birthplace:** State date and place of birth.

1980; Queens, New York

5. **Education:** List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

2002 – 2005, Pace School of Law; J.D. (2005)

2004, University College London, Faculty of Laws; International Law Certificate (2004)

1998 – 2002, University of Richmond; B.A. (2002)

6. **Employment Record:** List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

VK Integrated Systems, Inc.
Director (April 2024 – Present)

110 Kapsia Way
Clarksville, TN 37040
Paid Position

Skeleton Coast, LLC
Managing Member (Nov. 2022 – Present)
919 Florida Avenue, N.W., Suite 101
Washington, D.C. 20001
Non-Paid Position

Based Apparel, LLC
Managing Member (July 2022 – December 2024)
41898 Beningbrough Place
Leesburg, VA 10176
Paid Position

Kash Foundation, Inc.
Director / Officer (April 2022 – Present)
Binnall Law Group
717 King Street, Suite 300
Alexandria, VA 22314
Non-Paid Position

Trump Media and Technology Group, Corp.
Director (March 2022 – Present)
401 North Cattleman Road, Suite 200
Sarasota, FL 34232
Non-Paid Position

Paytriots, Inc.
Director / Officer (April 2021 – Jan. 2023)
251 Little Falls Drive
Wilmington, DE 19808
Paid Position

Trishul, LLC
Managing Member (Feb. 2021 – Present)
919 Florida Avenue, N.W., Suite 101
Washington, D.C. 20001
Paid Position

Dal Forno, LLC
Managing Member (Feb. 2021 – Present)
919 Florida Avenue, N.W., Suite 101
Washington, D.C. 20001
Paid Position

U.S. Department of Defense – Office of the Secretary of Defense
Chief of Staff, Defense Department and Secretary of Defense (Nov. 2020 – Jan. 2021)
1000 Defense Pentagon
Washington, DC 20301
Paid Position

The White House – National Security Council
*Deputy Assistant to the President and Senior Director for Counterterrorism; Director
Multilateral Affairs* (Feb. 2019 – Nov. 2020)
1650 Pennsylvania Avenue, N.W.
Washington, DC 20502
Paid Position

Office of the Director of National Intelligence – Director’s Office
Principal Deputy to the Acting Director of National Intelligence (Feb. 2020 – June 2020)
1500 Tysons Mclean Drive, Liberty Crossing
McLean, VA 22102
Paid Position

U.S. House of Representatives – House Committee on Oversight and Government Reform
Senior Counsel (Jan. 2019 – Feb. 2019)
2157 Rayburn House Office Building
Washington, DC 20515
Paid Position

U.S. House of Representatives – House Permanent Select Committee on Intelligence
National Security Advisor (March 2018 – Jan. 2019)
Senior Counsel for Counterterrorism (April 2017 – March 2018)
U.S. Capitol Building, HVC-304
Washington, DC 20515
Paid Position

U.S. Department of Defense – Joint Interagency Task Force, National Capital Region
Dept. of Justice LNO to Joint Special Operations Command (March 2016 – April 2017)
950 Pennsylvania Avenue, N.W.
Washington, DC 20530
Paid Position

U.S. Department of Justice, National Security Division – Counter Terrorism Section
Trial Attorney (Jan. 2014 – April 2017)
950 Pennsylvania Avenue, N.W.
Washington, DC 20530
Paid Position

Federal Public Defender’s Office, Southern District of Florida
Assistant Federal Public Defender (Sept. 2009 – Jan. 2014)

150 West Flagler Street, Suite 1500
Miami, FL 33130
Paid Position

Miami-Dade Public Defender's Office
Assistant Public Defender (Apr. 2006 – Sept. 2009)
Clerk & Trainee (Aug. 2005 -Apr. 2006)
1320 NW14 Street
Miami, FL 33125
Paid Position

New York State Judicial Institute
Judicial Intern (Summer 2004)
78 North Broadway
White Plains, NY 10603
Non-Paid Position

Pace School of Law
Student Assistant, Scholarly Research Law Department (June 2004 – May 2005)
Student Assistant, Law Student Activities Department (June 2004 – Dec. 2005)
Research Assistant to Professor James J. Fishman (Summer / Fall 2004)
78 North Broadway
White Plains, NY 10603
Paid Position

Helping Hand Movers
Employee (Summer 2004)
Chicago, IL
Paid Position

Chambers of Anthony Berry Q.C.
Judicial Pupil (Spring 2004)
9 Bedford Row
London WC1R 4AZ
Non-Paid Position

Honorable George W. Lindberg
Judicial Intern (Summer 2003)
U.S. District Court
219 S. Dearborn Street
Chicago, IL 60604
Non-Paid Position

Garden City Golf Club
Golf Caddy (Summers, 1997 – 2005)
315 Steward Avenue

Garden City, NY 11530
Paid Position

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I have not served in the U.S. Military. I have registered for selective service.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

U.S. Department of Defense, *Distinguished Public Service Award* (2021)

U.S. Department of Justice, *Assistant Attorney General Award for Excellence* (2017)

Central Intelligence Agency, *Exceptional Collector National HUMINT Award* (2015)

Pace School of Law, *Moot Court, Trial Advocacy Team, and Honor Board* (2004 – 2005)

American Bar Association, *Judicial Internship Opportunity Program Recipient* (2003)

Phi Alpha Theta National History Honors Society, *Member* (1999 – 2002)

Long Island Caddie Scholarship Fund, *Scholarship Recipient* (1998)

9. **Bar Associations:** List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

National Association of Criminal Defense Lawyers

Federal Association of Criminal Defense Lawyers

American Bar Association

North American South Asian Bar Association

Board Member & Chair of Criminal Section (2010 – 2014) (approx.)

10. **Bar and Court Admission:**

a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

Florida (Active: 2006 – 2013; Inactive: 2013 – Present)

New York (2012)

There have been no lapses in membership.

b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

Florida state courts (2006)

New York state courts (2012)

As indicated above, my membership in the Florida bar has been “inactive” since August 2013, and although I filed papers and made appearances in several federal courts on behalf of the United States, as a government lawyer I was exempt from the membership requirements in those federal courts.

Except as set forth above, there have been no lapses in membership.

11. **Memberships:**

a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Poodle Room, *Member* (2024 – Present)

Robert Trent Jones Golf Club, *Member* (2021 – Present)

Center for Renewing America, *Senior Fellow* (2022 – 2023) (approx.)

Miami Children’s Hospital, *Young Ambassador* (2012 – 2013)

University of Richmond, *Alumni Recruiting Director* (2006 – 2018) (approx.)

I have made financial contributions to charitable organizations over the years. I have not included in the list above any organizations to which I gave funds but did not otherwise participate in the organization’s activities, although the organization might consider or otherwise label me as a member by virtue of my financial contributions.

b. Indicate whether any of these organizations listed in response to 11 (a) above currently discriminate or formerly discriminated on the basis of race, sex, religion or

national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

None to my knowledge.

12. **Published Writings and Public Statements:**

a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

See Appendix 12.a.

b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

I, and persons acting on my behalf, have searched my records and publicly available electronic databases for reports, memoranda or policy statements I prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which I was or am a member. In addition to the publication identified below, I also prepared or contributed to the preparation of memoranda and reports in the course of my employment with the federal government, which belong to the federal government and are comprised of confidential information, classified information, and/or unclassified information that may individually or in compilation lead to the compromise of classified information or disclosure of operations security. Despite these searches, there might be additional reports, memoranda, or policy statements that neither I nor persons acting on my behalf have been able to identify, find, or recall.

Combatting Over-Classification and Weaponized Intelligence, Center for Renewing America, February 17, 2023.

c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your behalf to public bodies or public officials.

I and persons acting on my behalf have searched my records and publicly available electronic databases, and have identified the below unclassified/non-confidential testimony, official statements or other communications relating to matters of public policy or legal interpretation that I issued or provided or that others presented on my

behalf to public bodies or public officials. Despite these searches, and in addition to the testimony identified below, there might be other communications or testimony that are confidential, classified, and/or that neither I nor persons acting on my behalf have been able to identify, find, or recall.

Testimony before the Select Committee to Investigate the January 6th Attack on the U.S. Capitol, December 9, 2021.

d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

See Appendix 12.d.

e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

See Appendix 12.e.

f. If applicable, list all published judicial opinions that you have written, including concurrences and dissents. Supply the citations for all published judicial opinions to the Committee.

I have not served as a judge.

13. **Public Office, Political Activities and Affiliations:**

a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

Except for the above-identified positions I have held with the federal government and as an Assistant Public Defender for the Miami-Dade Public Defender's Office, I have not held any other public offices, nor have I had any unsuccessful candidacies for elective office, nor have I had any unsuccessful nominations for appointed office.

b. List all memberships and offices held in and services rendered, whether

compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

Between November 2022 and November 2024, I served as a surrogate for former President Donald J. Trump's campaign for reelection.

14. **Legal Career:** Answer each part separately.

a. Describe chronologically your law practice and legal experience after graduation from law school including:

i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have never served as a Law Clerk to a judge.

ii. whether you practiced alone, and if so, the addresses and dates;

I have never practiced law alone.

iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

Miami-Dade Public Defender's Office
Assistant Public Defender (Apr. 2006 – Sept. 2009)
Clerk & Trainee (Aug. 2005 -Apr. 2006)
1320 NW14 Street
Miami, FL 33125
Paid Position

Federal Public Defender's Office, Southern District of Florida
Assistant Federal Public Defender (Sept. 2009 – Jan. 2014)
150 West Flagler Street, Suite 1500
Miami, FL 33130
Paid Position

U.S. Department of Justice, National Security Division – Counter Terrorism
Section
Trial Attorney (Jan. 2014 – April 2017)
950 Pennsylvania Avenue, N.W.
Washington, DC 20530

U.S. Department of Defense – Joint Interagency Task Force, National Capital
Region

Dept. of Justice LNO to Joint Special Operations Command (March 2016 – April 2017).
950 Pennsylvania Avenue, N.W.
Washington, DC 20530

U.S. House of Representatives – House Permanent Select Committee on Intelligence
National Security Advisor (March 2018 – Jan. 2019)
Senior Counsel for Counterterrorism (April 2017 – March 2018)
U.S. Capitol Building, HVC-304
Washington, DC 20515

U.S. House of Representatives – House Committee on Oversight and Government Reform
Senior Counsel (Jan. 2019 – Feb. 2019)
2157 Rayburn House Office Building
Washington, DC 20515
Paid Position

iv. Whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

I have never served as a mediator or arbitrator in alternative dispute resolution proceedings.

v. Whether you have held any judicial office, including positions as an administrative law judge, on any U.S. federal, state, tribal, or local court and if so, please provide the name of the court, the jurisdiction of that court, whether the position was appointed or elected, and the dates of your service.

I have never held judicial office.

b. Describe:

i. the general character of your law practice and indicate by date when its character has changed over the years.

I have spent my entire legal career in public service.

I began my legal career in 2005 as an Assistant Public Defender at the Miami-Dade Public Defender's Office, where I tried approximately 45 jury trials to verdict, including cases involving serious felonies such as murder, armed trafficking, and kidnapping. From 2009 to 2014, I transitioned to the Federal Public Defender's Office for the Southern District of Florida. There, I continued

to litigate complex cases involving federal crimes, including international drug trafficking, murder, arson, firearms, and fraud.

In 2014, I joined the Department of Justice's National Security Division as a counterterrorism prosecutor and my practice transitioned to focus on national security and counterterrorism concerns. In this role, my focus expanded to include the prosecution of international terrorism cases, utilizing classified intelligence, and engaging with foreign governments to bring terrorists to justice. During this period, I prosecuted high-profile cases, including members of Al-Shabaab responsible for the 2010 World Cup Bombings, and collaborated on cases tied to the Benghazi attacks.

From 2016 to 2017, I served as a DOJ liaison to the Department of Defense's Joint Special Operations Command (JSOC), working alongside Tier 1 Special Forces operators, where I assisted with enabling international counterterrorism operations and fostering collaboration between military and civilian agencies. In 2017, I joined the House Permanent Select Committee on Intelligence (HPSCI) as Senior Counsel for Counterterrorism and later as National Security Advisor, where I was involved in overseeing intelligence operations and where I spearheaded the Committee's bipartisan investigation into Russian active measures, which included examining the origins and integrity of the FBI's Crossfire Hurricane investigation and the Department of Justice's application of Foreign Intelligence Surveillance Act (FISA) processes. This investigation revealed improper surveillance practices targeting members of the Trump campaign, significant misconduct including the suppression of information of innocence from the FISA court, and culminated in the Committee's 250-page "Report on Russian Active Measures" and the widely publicized "FISA Abuse Memo."

In 2019, I began fulfilling leadership roles in various executive branch agencies. Initially, I joined the National Security Council as a Director of Multilateral Affairs and then became Director Deputy Assistant to the President and Senior Director for Counterterrorism, where I was responsible for formulating and implementing U.S. counterterrorism policy. In 2020, I also served as Deputy Director of National Intelligence and oversaw all 17 Intelligence Community agencies, prioritizing intelligence collection to focus on hard targets and global threats. Then, from 2020 to 2021, I served as Chief of Staff to the Secretary of Defense, overseeing a \$740 billion budget, managing 3+ million personnel, and leading efforts to enhance America's defense posture. In this role, I assisted with integrating policy and operations across the Department of Defense and synchronizing efforts with interagency and international partners.

Since leaving government service in 2021, I have continued to contribute to national security and legal discourse, and I established The Kash Foundation, a 501(c)(3) organization supporting veterans, law enforcement, and underserved communities.

ii. Your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

From 2005 to 2014, my clients were primarily individuals accused of serious crimes. As an Assistant Public Defender in Miami-Dade County and later as a Federal Public Defender in the Southern District of Florida, I represented clients facing charges ranging from drug trafficking and fraud to violent felonies such as murder and armed robbery. My specialization during this time was in criminal defense.

From 2014 onward, my client was the United States and its agencies. As a counterterrorism prosecutor at the Department of Justice's National Security Division, I represented the United States in prosecuting international terrorism cases. My specialization expanded to include the use of classified intelligence, international law, and counterterrorism strategy.

During my tenure as DOJ liaison to JSOC (2016-2017) and later as National Security Advisor to HPSCI (2017-2019), my role required representing and advising government agencies on sensitive intelligence and national security matters, including oversight of classified programs, strategic planning, and interagency collaboration.

In my roles at the National Security Council and the Department of Defense (2019-2021), I provided service to the President, senior administration officials, and the American public. My specialization focused on formulating and executing counterterrorism policies, overseeing military operations, and managing interagency coordination to safeguard national security.

c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

From 2005 to 2014, virtually all of my practice was in litigation. During this period, I appeared in court frequently, handling pretrial motions, conducting depositions, and trials. As an Assistant Public Defender and later as an Assistant Federal Public Defender, my court appearances were almost daily given the volume and complexity of the cases I managed as a public defender and federal defender.

From 2014 to 2017, as a prosecutor in the Department of Justice's National Security Division, my litigation activities accounted for approximately 70% of my practice. I appeared in court less frequently, primarily for high-profile terrorism cases and hearings requiring the use of classified information.

Between 2017 and 2021, my professional responsibilities shifted from legal counsel to a focus on oversight, policy, and strategic advisory roles. Litigation constituted approximately 20% of my activities during this period, primarily in my role

as Senior Counsel for the HPSCI, and my remaining responsibilities involved less courtroom advocacy and more interagency coordination and legislative engagement in my subsequent positions within the federal government.

i. Indicate the percentage of your practice in:

- | | | |
|----|--------------------------|-----|
| 1. | federal courts: | 50% |
| 2. | state courts of record: | 50% |
| 3. | other courts: | 0% |
| 4. | administrative agencies: | 0% |

ii. Indicate the percentage of your practice in:

- | | | |
|----|-----------------------|---------|
| 1. | civil proceedings: | Nominal |
| 2. | criminal proceedings: | >99% |

d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

As an Assistant Public Defender with the Miami-Dade Public Defender's Office, I tried approximately 45 cases to verdict, judgment or final decision as lead counsel or co-lead counsel, and I have tried approximately 20 cases to verdict, judgment or final decision as lead counsel or co-lead counsel as an Assistant Federal Public Defender for the Federal Public Defender's Office or Trial Attorney for the U.S. Department of Justice. I have tried one case as sole counsel in federal court.

i. What percentage of these trials were:

- | | | |
|----|-----------|-----|
| 1. | jury: | 98% |
| 2. | non-jury: | 2% |

e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

None.

15. **Litigation:** Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

a. the date of representation;

b. the name of the court and the name of the judge or judges before whom the case was litigated; and

c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

1. *Uganda World Cup Bombings*, High Court of Uganda (2015 – 2016)

In July 2010, Kampala, Uganda, experienced devastating suicide bombings targeting crowds watching the FIFA World Cup Final at two locations: the Kyadondo Rugby Club and the Ethiopian Village restaurant. These attacks resulted in 74 deaths and 85 injuries, including the death of an American citizen and the serious injury of another. The Somalia-based Islamist group al-Shabaab claimed responsibility.

As a trial attorney in the U.S. Department of Justice's National Security Division, I was assigned by the Department to assist the Ugandan prosecution team and was responsible for, among other things, coordinating U.S.-based assistance in the investigation and prosecution of individuals involved in these bombings, which ultimately led to the successful prosecution and conviction of 15 members of al-Shabaab, holding them accountable for their roles in the attacks. In recognition of my contributions to this case, I received the Department of Justice's Assistant Attorney General Award for Excellence in 2017.

2. *United States v. Alonso*, Case No. 1:12-cr-20486-JAL (S.D. Fla.) (Lenard, J.) (2012-2013).

This case involved allegations of encouraging and inducing aliens to enter the United States in violation of 8 U.S.C. § 1324(a)(1)(A)(iv). The government charged Mr. Alonso in a 17-count indictment alleging that on October 29, 2008, he knowingly encouraged and induced 17 named individuals, including three minors, to enter and reside in the United States unlawfully.

I represented Mr. Alonso as his Federal Public Defender following his arrest in July 2012. Throughout the proceedings, I engaged in extensive pretrial litigation, including filing motions to take foreign depositions and to dismiss the indictment for pre-indictment delay. The case involved complex issues related to foreign evidence and witness testimony, requiring multiple continuances to address these matters. After extensive negotiations and pretrial proceedings spanning approximately nine months, the government ultimately moved to dismiss all charges. On April 25, 2013, the court granted the government's motion and dismissed the indictment without prejudice.

Co-Counsel:

Vincent Peter Farina
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Miami, FL 33130

(305) 530-7000

Principal Counsel for the United States:

Anna E. Steel
United States Attorney's Office
99 N.E. 4th Street
Miami, FL 33132
(305) 961-9136

Jaime A. Raich
United States Attorney's Office
99 N.E. 4th Street
Miami, FL 33132
(305) 961-9124

3. *United States v. Buitrago*, Case No. 1:10-cr-20798-MGC (S.D. Fla.) (Cooke, J.) (2011 - 2013)

Salazar Buitrago was charged with three federal drug trafficking offenses: conspiracy to manufacture and distribute cocaine, direct manufacture and distribution of cocaine, and conspiracy to possess with intent to distribute cocaine on board U.S. registered aircraft. Each count involved five kilograms or more of cocaine and carried a potential life sentence.

I represented Mr. Buitrago during pretrial proceedings and through trial. As part of my representation, I traveled to Colombia and met with the Colombian National Police. I discovered the government had failed to disclose *Brady* material, including information about payments made by the Drug Enforcement Administration to Colombian police officers who were key witnesses in the case. When this information came to light during trial testimony, Judge Cooke expressed serious concerns about the prosecution's conduct, particularly regarding the handling of *Brady* discovery.

After four days of trial, on May 23, 2013, Mr. Buitrago entered into a plea agreement to a single count of conspiracy and the government dismissed the remaining counts against him, including manufacturing and distribution charges under 21 U.S.C. § 959 and conspiracy to possess with intent to distribute under 21 U.S.C. § 963. Mr. Buitrago was sentenced to 36 months of imprisonment, which essentially amounted to credit for time already served, followed by three years of supervised release, and was ordered to pay a \$100 special assessment.

Co-Counsel:

Helaine Blythe Batoff
Federal Public Defender's Office
150 W. Flagler Street, Suite 1700
Miami, FL 33130
(305) 530-7000

Paul Maury Korchin
Federal Public Defender's Office
150 W Flagler Street
Miami, FL 33130-1556
(305) 536-6900

Principal Counsel for the United States:

Andrea G. Hoffman
United States Attorney's Office
151 Meeting Street, Suite 200
Charleston, SC 29401
(843) 727-4381

Lynn M. Kirkpatrick
United States Attorney's Office
99 NE 4th Street
Miami, FL 33132
(305) 961-9239

4. *United States v. Brooks*, Case No. 0:11-cr-60018-CMA (S.D. Fla.) (Altonaga, J.) (2011)

The case involved allegations of possession with intent to distribute cocaine base under 21 U.S.C. §§ 841(a) and 841(b)(1)(B). The government alleged that Mr. Brooks possessed and intended to distribute five or more grams of cocaine base ("crack cocaine").

I helped lead the defense strategy, successfully arguing key pretrial motions, including excluding evidence under Federal Rules of Evidence 404(b). After a five-day jury trial from June 20-28, 2011, the defendant was ultimately convicted on both counts, sentenced to 280 months of imprisonment and 8 years of supervised release, with a \$200 special assessment.

Co-Counsel:

Neison Max Marks
Federal Public Defender's Office
450 S. Australian Avenue, Suite 500
West Palm Beach, FL 33401
(561) 833-6288

Principal Counsel for the United States:

Cynthia R. Wood
United States Attorney's Office
99 N.E. 4th Street, Suite 400
Miami, FL 33132

(305) 961-9185

Terry Lindsey
United States Attorney's Office
500 E. Broward Blvd., 7th Floor
Fort Lauderdale, FL 33394
(954) 660-5696

5. *United States v. Maxime*, Case No. 1:09-cr-20470-JEM-2 (S.D. Fla.) (Martinez, J.)
(2009-2010)

This case involved charges of conspiracy to interfere with commerce by robbery (Hobbs Act violation) and possession of a firearm in furtherance of a crime of violence where death occurred. The government alleged that Mr. Maxime participated in the armed robbery and murder of a Dunbar security guard at the Dadeland Mall in Miami on December 1, 2008, resulting in the theft of approximately \$63,650.47 in cash and checks. The government initially sought enhanced penalties, including life imprisonment.

As co-counsel, I assisted with crafting and presenting pretrial motions, including motions to suppress evidence and exclude Rule 404(b) evidence, and participated in multiple evidentiary hearings. I collaborated with co-counsel to analyze forensic and eyewitness evidence and presented objections to the government's discovery disclosures. Mr. Maxime was ultimately convicted on charges of conspiracy to interfere with commerce, interference with commerce, and possession of a firearm in furtherance of a violent crime. He was sentenced to 20 years of imprisonment for the robbery-related charges and life imprisonment for the firearm offense.

Co-Counsel:

Jan Christopher Smith II
Federal Public Defender's Office
1 East Broward Boulevard, Suite 1100
Fort Lauderdale, FL 33301
(954) 356-7436

Steven Michael Potolsky
Steven M. Potolsky, P.A.
100 SE 2nd Street, Suite 3550
Miami, FL 33131
(305) 530-8090

Principal Counsel for the United States:

Anthony W. Lacosta
United States Attorney's Office
99 NE 4th Street
Miami, FL 33132

(305) 961-9280

Scott M. Edenfield
United States Attorney's Office
99 NE 4th Street
Miami, FL 33132
(305) 961-9086

6. *United States v. Comesana*, Case No. 1:11-cr-20254-CMA (S.D. Fla.) (Altonaga, J.) (2011)

This case involved allegations of conspiracy to make false statements to firearms dealers and dealing in firearms without a license in violation of 18 U.S.C. §§ 371, 924(a), and 922(a). The government alleged that Erik Comesana conspired with his co-defendant to make straw purchases of firearms and engage in unlicensed firearms dealing between October 2009 and March 2011.

I represented Mr. Comesana during pretrial proceedings, including bond hearings and initial arraignment. On June 30, 2011, the court dismissed all charges against Mr. Comesana upon the government's motion.

Co-Counsel:

Peter S. Heller
Law Offices of Peter S. Heller, P.A.
9100 South Dadeland Blvd., Suite 1702
Miami, FL 33156
(305) 284-8000

Principal Counsel for the United States:

Anthony W. Lacosta
United States Attorney's Office
99 NE 4th Street, 8th Floor
Miami, FL 33132
(305) 961-9280

7. *United States v. Sandoval*, Case No. 1:10-cr-20243-CMA (S.D. Fla.) (Altonaga, J.) (2010)

The case involved allegations of interstate theft from a carrier under 18 U.S.C. § 659. The government alleged that Mr. Sandoval was involved in the possession and attempted sale of approximately 6,000 Amazon Kindle electronic book readers that had been stolen from an interstate shipment of 12,000 Kindles with a total value of approximately \$2.5 million.

I represented Mr. Sandoval through pretrial proceedings, including negotiating an

agreement in which Mr. Sandoval ultimately entered a plea of guilty to the single charge of possession of stolen cargo, for which he was sentenced to 30 months' imprisonment, three years of supervised release, a \$5,000 fine, and a \$100 special assessment.

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8. *United States v. Hamayel*, Case No. 1:10-cr-20685-DMM (S.D. Fla.) (Middlebrooks, J.) (2010–2011)

This case involved a single charge of conspiracy to possess stolen firearms, fully automatic firearms, and explosive materials under 18 U.S.C. § 371. The government alleged that Mr. Hamayel engaged in a conspiracy to procure and purchase weapons including M-16 rifles, AK-47s, grenades, silencers, and explosive devices between April and June 2009.

I represented Mr. Hamayel throughout pretrial proceedings, including detention hearings and arraignment, and facilitated a plea agreement under which he pleaded guilty to the conspiracy charge. Following extensive sentencing advocacy, Mr. Hamayel was sentenced to 48 months of imprisonment, 3 years of supervised release, and a \$100 special assessment.

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9. *United States v. Cortes-Castro*, Case No. 1:11-cr-20005-DPG (S.D. Fla.) (Gold, J., reassigned to Gayles, J.) (2011)

This case involved charges of sex trafficking by force, fraud or coercion under 18 U.S.C. §§ 1591 and 1594. The government alleged that Alberto Cortes-Castro participated in a conspiracy to traffic and prostitute undocumented Mexican women through force, fraud, and coercion between 1999 and 2010.

I represented Mr. Cortes-Castro throughout the proceedings, including initial appearance, arraignment, pretrial motions, and plea negotiations. Mr. Cortes-Castro entered a guilty plea on August 4, 2011, and on November 15, 2011, the court sentenced him to 180 months imprisonment, followed by 5 years of supervised release, and ordered restitution of \$1,239,200.00 jointly and severally with his co-defendants.

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10. *United States v. Keaton*, Case No. 1:11-cr-20663-CMA (S.D. Fla.) (Altonaga, J.) (2011)

This case arose from an April 2011 incident where Miami Police Department officers allegedly observed Mr. Keaton in the vicinity of the Liberty Square apartment complex. The government charged Mr. Keaton with possession of a firearm and ammunition by a felon, possession of controlled substances with intent to distribute, and possession of a firearm in furtherance of a drug-trafficking crime. I represented Mr. Keaton throughout the pretrial proceedings and the five-day jury trial in January 2012 in which the jury returned guilty verdicts on all three counts. Mr. Keaton was ultimately sentenced to 360 months imprisonment.

Co-Counsel:

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16. **Legal Activities:** Describe the most significant legal activities you have pursued including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

The most significant legal activities I have pursued have centered on matters of national security, law enforcement, the intelligence community, as well as government corruption and accountability. For example, my focus on these issues was exemplified in the investigation into Russian interference in the 2016 U.S. presidential election, colloquially known as “Russiagate.” During my tenure as Senior Counsel for Counterterrorism and later as National Security Advisor on the House Permanent Select Committee on Intelligence (HPSCI), I played a pivotal role in conducting one of the most high-profile and consequential congressional investigations in modern history.

I spearheaded the Committee’s bipartisan investigation into Russian active measures, which included examining the origins and integrity of the FBI’s Crossfire Hurricane investigation and the Department of Justice’s application of Foreign Intelligence Surveillance Act (FISA) processes. This investigation revealed improper surveillance practices targeting members of the Trump campaign, culminating in the Committee’s 250-page “Report on Russian Active Measures” and the widely publicized “FISA Abuse Memo.” These reports exposed significant misconduct, including the reliance on unverified information from the Steele Dossier in FISA warrant applications as well as the suppression of information of innocence.

My role also included managing the collection and analysis of hundreds of thousands of documents from intelligence agencies and private entities, conducting over 70 interviews with current and former senior government officials, and briefing more than 220 members of Congress on our findings. I was instrumental in developing investigative strategies that resulted in the national disclosure of critical information regarding surveillance abuses and improper investigative practices.

Beyond litigation-related matters, I engaged in substantial legal and policy work that did not involve court proceedings. For example, I oversaw sensitive legislative initiatives to strengthen oversight of intelligence and counterterrorism operations. I also worked to reform intelligence collection priorities to address transnational threats more effectively.

I have not performed lobbying activities on behalf of any client or organization. My work has focused on legal, investigative, and policy-driven initiatives in the public interest, particularly within the context of safeguarding the integrity of U.S. intelligence and law enforcement practices.

This experience exemplifies my commitment to uncovering the truth, holding institutions accountable, and ensuring adherence to the rule of law, particularly in matters with profound implications for national security and public trust. My participation in these activities required a deep understanding of classified intelligence, interagency processes, and legislative frameworks, underscoring my ability to navigate complex and sensitive legal challenges at the highest levels of government.

17. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

I have never taught any courses.

18. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

I anticipate receiving a contracted percent of profits from Brave Books, LLC and Vigliano Associates, Ltd. for copyright royalties and licensing fees for my publication of various children's and adult books (*i.e.*, *The Plot Against The King* series and *Government Gangsters*). I also expect to receive a contracted percentage of distribution profits from WarRoom, LLC for production and distribution of a film based on my book, *Government Gangsters*. Because these royalty and licensing arrangements are contingent upon future sales and profitability, however, the exact amount and date of the associated receipts cannot be determined at this time.

19. **Outside Commitments During Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service? If so, explain.

No.

20. **Sources of Income:** List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

See OGE Form 278e.

21. **Statement of Net Worth:** Please complete the attached financial net worth statement in detail (add schedules as called for).

See attached Net Worth Statement.

22. **Potential Conflicts of Interest:**

a. Identify the family members or other persons, parties, affiliations, pending and categories of litigation, financial arrangements or other factors that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

In connection with the nomination process, I will cooperate with the Office of Government Ethics and the Department of Justice's designated agency ethics officials as needed

to identify any potential conflicts of Interest. If any potential conflicts of interest are identified, they would be resolved in accordance with the terms of an ethics agreement that I would enter into with the Department's designated agency ethics official. I am not aware of any other potential conflicts of interest.

b. Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

I will cooperate with the Office of Government Ethics and the Department of Justice's designated agency ethics officials as needed to identify any potential conflicts of Interest. If any potential conflicts of interest are identified, they would be resolved in accordance with the terms of an ethics agreement that I would enter into with the Department's designated agency ethics official.

23. **Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional work load, to find some time to participate in serving the *disadvantaged*." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each. If you are not an attorney, please use this opportunity to report significant charitable and volunteer work you may have done.

Throughout my legal and professional career, I have demonstrated a strong commitment to serving disadvantaged communities and advancing causes aligned with the ethical obligations outlined in Canon 2 of the American Bar Association's Code of Professional Responsibility. This dedication is evident in my work as a public defender, my charitable initiatives, and my extensive volunteer activities.

From 2005 to 2014, I served as an Assistant Public Defender in Miami-Dade County and later as a Federal Public Defender. In these roles, I provided legal defense for thousands of indigent clients facing serious criminal charges, including murder, armed robbery, and drug trafficking. Many of my clients were confronted with life-altering circumstances and lacked the resources to mount an adequate defense. Over the course of my tenure, I handled more than 60 jury trials and devoted thousands of hours to trial preparation, legal research, and witness engagement. By ensuring fair representation for these individuals, I upheld the principle of equal justice under the law and worked towards fulfilling my ethical duties as an attorney.

In addition to my professional responsibilities, I have actively contributed to community initiatives through charitable work. As the founder and president of The Kash Foundation, established in 2021, I have focused on supporting disadvantaged groups such as veterans, active-duty military personnel, and law enforcement officers. The foundation raises funds for legal defense, educational programs, and financial assistance for those facing systemic challenges in accessing resources. I have dedicated hundreds of hours to guiding the foundation's strategic initiatives and overseeing its operations, demonstrating my commitment to giving back to the community.

Beyond these formal roles, I have engaged in extensive volunteer work. From 2014 to

2019, I served as a youth ice hockey coach, dedicating weekends and evenings to mentoring young athletes and fostering discipline, teamwork, and confidence. Additionally, with my work as a board member of the North American South Asian Bar Association, I helped support diversity in the legal profession and mentor aspiring attorneys from underrepresented backgrounds.

These efforts reflect my strong belief in the importance of utilizing my skills and platform to serve those in need. Whether through direct legal representation, charitable initiatives, or volunteer work, I remain dedicated to fulfilling the ethical responsibility of giving back to the community and advancing causes that promote equal access to justice and opportunity.