

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

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

Christopher Asher Wray (Chris Wray)

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.

King & Spalding LLP
1180 Peachtree Street, NE
Atlanta, Georgia 30309

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

1966; New York, 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.

1989 – 1992, Yale Law School; J.D., 1992

1985 – 1989, Yale University; B.A., 1989 (*cum laude* with Distinction in the Major)

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.

June 1991 – July 1991; June 1992; September 1993 – May 1997; August 2005 – present
King & Spalding LLP
1180 Peachtree Street, NE
Atlanta, Georgia 30309
Summer Associate (June 1991 – July 1991; June 1992)

Associate (September 1993 – May 1997)
Partner (August 2005 – present)

May 2001 – May 2005
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530
Associate Deputy Attorney General (May 2001 – September 2001)
Principal Associate Deputy Attorney General (September 2001 – June 2003)
Acting Assistant Attorney General, Criminal Division (June 2003 – September 2003)
Assistant Attorney General, Criminal Division (September 2003 – May 2005)

May 1997 – May 2001
U.S. Attorney's Office, Northern District of Georgia
Richard B. Russell Federal Building
75 Ted Turner Drive, SW, Suite 600
Atlanta, Georgia 30303
Assistant U.S. Attorney

June 1992 – June 1993
Hon. J. Michael Luttig (now retired)
U.S. Court of Appeals for the Fourth Circuit
Lewis F. Powell Jr. Courthouse & Annex
1100 East Main Street
Richmond, Virginia 23219
Law Clerk

July 1991 – August 1991
Davis Polk & Wardwell LLP
450 Lexington Avenue
New York, New York 10017
Summer Associate

January 1991 – May 1991
Professor Stephen L. Carter
Yale Law School
127 Wall Street
New Haven, Connecticut 06511
Research Assistant

June 1990 – August 1990
Howard Darby & Levin (now Covington & Burling LLP)
620 8th Avenue
New York, New York 10018
Summer Associate

June 1989
Association of Yale Alumni
Yale University
1201 Chapel Street
New Haven, Connecticut 06511
College Reunions Assistant

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.

Who's Who Legal, Expert in Investigations (2017)

Best Lawyers in America, Atlanta Lawyer of the Year – Criminal Defense: White Collar (2016)

National Law Journal Regulatory and Compliance Trailblazer (2015)

Washington, D.C. Super Lawyer – Criminal Defense: White Collar (2012 – 2013; 2015 – 2017)

Legal 500, U.S. Litigation – White-Collar Criminal Defense (2011 – 2016)

Georgia Super Lawyer – Criminal Defense: White Collar (2011 – 2015)

BTI Client Service All-Star (2011)

Best Lawyers in America (2010 – 2017)

Legal 500, M&A: Anti-Trust – Southeast (2009)

Chambers USA, Band 1 Attorney – Georgia, Litigation: White-Collar Crime & Government Investigations (2007 – 2017)

Who's Who in the East (2006 – 2009)

Who's Who in America (2006 – 2008)

Georgia Trend Magazine, Legal Elite – Criminal Law (2006 – 2007)

Who's Who in American Law (2005 – 2010)

Edmund J. Randolph Award, U.S. Department of Justice (2005)

IRS Commissioner's Award (2005)

International Association of Prosecutors, Certificate of Merit (2005)

FBI Letter of Commendation (1999)

U.S. Secret Service Letter of Commendation (1998)

U.S. Department of Justice Special Achievement Award (1998)

Central Atlanta Progress, Inc., award for pro bono contributions to its Public Safety Initiative (1996)

Executive Editor, YALE LAW JOURNAL (1991 – 1992)

Degree from Yale University conferred *cum laude* with Distinction in the Major (1989)

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.

Advisory Committee on Federal Rules of Criminal Procedure, *Ex Officio* Member (2003 – 2005)

Advisory Committee on Federal Rules of Evidence, *Ex Officio* Member (2001 – 2003)

Atlanta Bar Association (1994 – 1997) (approx.)

American Bar Association (1994 – 1997) (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.

District of Columbia, February 9, 2007

Georgia, November 3, 1993

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.

U.S. Supreme Court, November 1, 2004
U.S. Court of Appeals for the Fourth Circuit, November 7, 1993
U.S. Court of Appeals for the Fifth Circuit, June 24, 2015
U.S. Court of Appeals for the Eleventh Circuit, July 25, 1995
U.S. District Court for the District of Columbia, November 5, 2012
U.S. District Court for the Northern District of Georgia, January 20, 1994
Supreme Court of Georgia, November 4, 1993
Georgia Superior Court, November 3, 1993
District of Columbia Court of Appeals, February 9, 2007

According to the Clerk of Court for the District Court for the District of Columbia, as of approximately November, 2015, I am no longer admitted to practice before that court because I did not renew my admission. At no time have I filed papers or made an appearance before that court after my admission privileges had expired.

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

II. 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.

National Association of Former United States Attorneys (2013 – present)

World Affairs Council of Atlanta (2012)

Eleventh Circuit Historical Society (2007 – 2012)

Lead Director Network (2008 – 2017)

Edward Bennett Williams Inn of Court, Washington, DC (2008 – 2014)

Metropolitan Club, Washington, DC (2007 – present)

American Health Lawyers Association (2006 – 2016) (approx.)

International Association of Prosecutors, Executive Committee (2004 – 2005)

National Intellectual Property Law Enforcement Coordination Council, Co-Chair (2003 – 2004) (approx.)

All Saints' Episcopal Church, Chevy Chase, Maryland (2003 – 2005)

River Falls Community Center Association, Potomac, Maryland (2002 – 2005)

Wood Acres Citizens Association, Bethesda, Maryland (2002 – 2005)

Ausable Club, Saint Huberts, New York (2002 – present)

Joseph Henry Lumpkin American Inn of Court, Atlanta, Georgia (1999 – 2001)

Supreme Court Historical Society (1994)

Federalist Society for Law & Public Policy (1990 – present)

Cathedral of St. Philip, Atlanta, Georgia (1989 – 2002, 2005 – present)

I have made financial contributions to charitable organizations over the years. Some of those organizations may consider me a member by virtue of my financial contributions even though I did not otherwise participate in organization activities.

- b. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminate 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.

Based on research conducted as part of completing this questionnaire, I have come to understand that the Metropolitan Club previously had membership policies or practices that excluded minorities and women. I understand from that research that these policies have not been in place or practice for decades. At present and at all times since I sought membership and have been a member, the Metropolitan Club has not discriminated nor does it discriminate on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. To the best of my knowledge, none of the other organizations listed in my response to Question 11a currently discriminates 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.

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.

To my recollection and through searches of my records and publicly available databases by persons acting on my behalf, I and persons acting on my behalf have found the following works that I authored or co-authored:

Corporate Probation Under the New Organizational Sentencing Guidelines, 101 YALE L.J. 2017 (June 1992). Copy supplied.

Giving Compliance Programs Greater Effect, FULTON COUNTY DAILY REP. (Supp. June 23, 1994). Copy supplied.

Prosecuting Corporate Crimes, eJournal USA Economic Perspectives, U.S. Department of State Bureau of International Information Programs, p. 12 (February 2005). Copy supplied.

Corporate Criminal Prosecution in a Post-Enron World: The Thompson Memo in Theory and Practice, 43 AM. CRIM. L. REV. 1095 (Summer 2006). Copy supplied.

Strong D – On the Job: Health Care Opinion, CORPORATE COUNSEL (December 2006). Copy supplied.

Department of Justice Announces Revisions to Corporate Charging Guidelines, KING & SPALDING CLIENT ALERT (December, 13, 2006). Copy supplied.

Review of Never Again: Securing America and Restoring Justice, ENGAGE, Vol. 8, Issue 1, 157 (February 3, 2007). Copy supplied.

The Power of the Corporate Charging Decision over Corporate Conduct, 116 YALE L.J. POCKET PART 306 (March 19, 2007). Copy supplied.

Potential False Claims Act Liability for Federal "Bailout" Participants, KING & SPALDING CLIENT ALERT (November 19, 2008). Copy supplied.

Siemens Settling Multi-National Anti-Bribery Probe for \$1.6 Billion, KING & SPALDING CLIENT ALERT (December 22, 2008). Copy supplied.

New Enforcement Initiatives at the U.S. Securities and Exchange Commission, KING & SPALDING CLIENT ALERT (March 12, 2009). Copy supplied.

Recent Developments in the False Claims Act/Qui Tam Field, KING & SPALDING CLIENT ALERT (June 2, 2009). Copy supplied.

DOJ Issues FCPA Guidance on Free Product Promotions with Foreign Government Customers, KING & SPALDING CLIENT ALERT (August 12, 2009). Copy supplied.

DOJ Settles FCPA Case Involving Improper Foreign Payments to Both Government Officials and Private Companies, KING & SPALDING CLIENT ALERT (August 25, 2009). Copy supplied.

SEC's First FCPA Settlement of 2010 Provides Important Reminders for FCPA Compliance, KING & SPALDING CLIENT ALERT (January 28, 2010). Copy supplied.

DOJ Issues FCPA Guidance on Free Product Promotions with Foreign Government Customers, THE LAWYER'S BRIEF (February 25, 2010). Copy supplied.

DOJ Issues FCPA Guidance on Free Product Promotions with Foreign Government Customers, CORPORATE COUNSEL'S INTERNATIONAL ADVISER (May 1, 2010). Copy supplied.

Court Issues Significant Guidance Concerning When State-Owned Corporations May Constitute Foreign Government "Instrumentalities" Under FCPA, KING & SPALDING CLIENT ALERT (May 9, 2011). Copy supplied.

Breakdown of FCPA Guidance, KING & SPALDING CLIENT ALERT (December 3, 2012). Copy supplied.

Two New Developments in First Amendment Challenges to Off-Label Promotion: What's Next?, KING & SPALDING CLIENT ALERT (March 13, 2013). Copy supplied.

False Claims Act Update, KING & SPALDING CLIENT ALERT (September 18, 2014). Copy supplied.

Criminal Division Wants In On FCA Whistleblower Complaints, LAW360 (September 19, 2014). Copy supplied.

DOJ Hires Compliance Counsel to Assist in Charging Decisions, KING & SPALDING CLIENT ALERT (August 6, 2015). Copy supplied.

DOJ Announces New Policies Prioritizing Efforts to Pursue Individual Accountability for Corporate Wrongdoing, KING & SPALDING CLIENT ALERT (September 11, 2015). Copy supplied.

State AG Investigations and Enforcement: What to Expect in 2016, KING &

SPALDING CLIENT ALERT (January 8, 2016). Copy supplied.

DOJ Pilot Program: A Cap on Cooperation Credit?, KING & SPALDING CLIENT ALERT (April 12, 2016). Copy supplied.

DOJ Issues New Corporate Compliance Guidelines, KING & SPALDING CLIENT ALERT (February 28, 2017). Copy supplied.

In addition to the above publications, I also served as Executive Editor of the Yale Law Journal from 1991 to 1992. In that capacity, I oversaw the editing and publication of eight issues. Copies of these issues are supplied.

- 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.

To my recollection and through searches of my records and publicly available databases by persons acting on my behalf, I and persons acting on my behalf have found the following reports, memoranda or policy statements I prepared or contributed in the preparation of.

National Intellectual Property Law Enforcement Coordination Council 2003 Annual Report (2003). Copy supplied.

Memorandum regarding Principles of Federal Prosecution of Business Organizations (January 20, 2003). Copy supplied.

First Year Report to the President, Corporate Fraud Task Force (July 23, 2003). Copy supplied.

Memorandum regarding Response to Draft Report Reviewing Critical Incident Response Plans of United States Attorneys' Offices (November 10, 2003). Copy supplied.

Second Year Report to the President, Corporate Fraud Task Force (July 20, 2004). Copy supplied.

Report of the Department of Justice's Task Force on Intellectual Property (October 2004). Copy supplied.

Annual Report of U.S. Department of Justice Criminal Division (December 23, 2004). Copy supplied.

Memorandum regarding the Increasing Role of the Offices of Inspector General, and Uniform Advice of Rights Forms for Interviews of Government Employees (May 6, 2005). Copy supplied.

Project Safe Neighborhoods, America's Network Against Gun Violence. Copy supplied.

I served as an *ex officio* member of the Advisory Committee on the Federal Rules of Evidence from 2001 to 2003. Copies of the Committee's reports and minutes from meetings I attended are supplied. Agenda books are available at <http://www.uscourts.gov/rules-policies/records-and-archives-rules-committees>.

I served as an *ex officio* member of the Advisory Committee on Federal Rules of Criminal Procedure from 2003 to 2005. During that time a designee attended meetings of the Committee on my behalf except for the meeting held April 4-5, 2005. Minutes from that meeting are supplied. Committee reports, minutes, and agenda books from all meetings of the committee are available at <http://www.uscourts.gov/rules-policies/records-and-archives-rules-committees>.

- 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.

To my recollection and through searches of my records and publicly available databases by persons acting on my behalf, I and persons acting on my behalf have found the following 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.

Briefing to Committee staff of the U.S. Senate Committee on the Judiciary regarding the Federal Bureau of Investigations Reform Act of 2002 (January 22, 2002). Copy supplied.

Testimony to the U.S. Senate Committee on the Judiciary regarding Christopher A. Wray, Nominee to be Assistant Attorney General, Criminal Division, Department of Justice (June 25, 2003). Copy supplied.

Testimony to the United States Senate Committee on the Judiciary regarding Protecting Our National Security from Terrorist Attacks: A Review of Criminal Terrorism Investigations and Prosecutions (October 21, 2003). Copy supplied.

Testimony to the United States Senate Committee on the Judiciary regarding Counterfeiting and Theft of Tangible Intellectual Property: Challenges and Solutions (March 23, 2004). Copy supplied.

Testimony to the United States Senate Committee on the Judiciary regarding Oversight Hearing: Aiding Terrorists – An Examination of the Material Support Statute (May 5, 2004). Copy supplied.

United States Senate statements on introduced bills and joint resolutions concerning S. 2555 and October 21, 2003 testimony (June 22, 2004). Copy supplied.

Testimony before the United States Sentencing Commission Concerning the Future of Federal Sentencing (November 17, 2004). Copy supplied.

Statement before the United States House of Representatives Subcommittee on Crime, Terrorism and Homeland Security Committee on the Judiciary concerning Federal Sentencing after *Booker* (February 10, 2005). Copy supplied.

Letter to the U.S. Senate Committee on the Judiciary Supporting the Nomination of Eric Holder for Attorney General of the United States (January 14, 2009). Copy supplied.

Letter to the U.S. Senate Committee on the Judiciary Supporting the Nomination of Michael Horowitz as Inspector General, Department of Justice (October 17, 2011). Copy supplied.

Letter to the U.S. Senate Committee on the Judiciary Supporting the Nomination of James Comey for Director of the FBI (July 8, 2013). Copy supplied.

Letter to the U.S. Senate Committee on Homeland Security & Government Affairs Supporting the Nomination of John Roth for Inspector General, Department of Homeland Security (December 13, 2013). Copy supplied.

Letter to the U.S. Senate Committee on the Judiciary Supporting the Nomination of Leslie Caldwell as Assistant Attorney General, Department of Justice (December 30, 2013). Copy supplied.

Letter to the U.S. Senate Committee on the Judiciary Supporting the Nomination of Sally Yates as Deputy Attorney General, Department of Justice (March 19, 2015). Copy supplied.

Letter to the U.S. Senate Committee on the Judiciary Supporting the Nomination of Jefferson Sessions as Attorney General, Department of Justice (December 12, 2016). Copy supplied.

Letter to the U.S. Senate Committee on the Judiciary Supporting the Nomination of Rod Rosenstein as Deputy Attorney General, Department of Justice (March 3, 2017). Copy supplied.

Letter to the U.S. Senate Committee on the Judiciary Supporting the Nomination of Rachel Brand as Associate Attorney General, Department of Justice (March 3, 2017). Copy supplied.

To my recollection, I also joined letters in support of James Comey to be Deputy Attorney General; Courtney Elwood to be General Counsel of the Central Intelligence Agency, and Sigal Mandelker to be Under Secretary for Terrorism and Financial Crimes. Based on searches of my records and publically available databases, conducted by me and persons acting on my behalf, I have been unable to locate copies of these letters.

- 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.

To my recollection and through searches of my records and publicly available databases, I and persons acting on my behalf have identified the following speeches or talks that I delivered. Where copies of remarks or notes are supplied, those documents reflect my remarks as prepared; the actual content of the remarks may have varied during delivery.

November 11, 2001: Remarks regarding Project Safe Neighborhoods, Annual U.S. Attorneys' Conference, Washington, DC. I have no notes, transcript, or recording of these remarks. The address for the Executive Office for United States Attorneys is 950 Pennsylvania Avenue, NW, Room 2242, Washington, DC 20530-0001.

May 13, 2002: Keynote remarks, "Project Safe Neighborhoods," 8th Annual Gatlinburg Law Enforcement Conference, Gatlinburg, Tennessee. I have no notes, transcript, or recording of these remarks. The address for the U.S. Department of Justice is 950 Pennsylvania Avenue, NW, Washington, DC 20530.

February 7, 2003: Remarks regarding Corporate Fraud Enforcement, 12th Annual White-Collar Crime Conference, Atlanta, Georgia. Prepared remarks supplied.

August 10, 2003: Remarks regarding Terrorism, International Association of Prosecutors, Washington, DC. Prepared remarks supplied.

September 16, 2003: Remarks regarding Identity Theft at United States Postal Inspection Service Press Conference, Washington, DC. Prepared remarks supplied.

September 23 – 24, 2003: Remarks at Ballot Access and Voting Integrity Initiative Symposium for District Election Officers, Washington, D.C. I have no notes, transcript, or recording of these remarks. The address for the U.S. Department of Justice is 950 Pennsylvania Avenue, NW, Washington, DC 20530.

October 22, 2003: Remarks regarding the role of the Criminal Division and the importance of coordination in terrorism matters to the USA/SAC Conference, Philadelphia, Pennsylvania. Prepared remarks supplied.

November 4, 2003: Remarks at Press Conference – Indictment Concerning Fraud at HealthSouth, U.S. Department of Justice, Washington, DC. Transcript supplied. Representative press reports supplied.

November 24, 2003: Remarks regarding the Role of the Federal Prosecutor to the American University Washington School of Law Class, Washington, DC. Prepared remarks supplied.

December 12, 2003: Remarks regarding Corporate Fraud Initiative at the Corporate Counsel Institute, Georgia State Bar, Atlanta, Georgia. Prepared remarks supplied.

February 5, 2004: Remarks regarding the Corporate Charging Decision to the Corporate Fraud Coordinators Conference National Advocacy Center (NAC), South Carolina. Prepared remarks supplied.

March 3, 2004: Remarks regarding the future of the Organized Crime Program to the U.S. Department of Justice Organized Crime Strike Force Chiefs' Conference, New Orleans, Louisiana. Prepared remarks supplied.

March 6, 2004: Remarks regarding real-time enforcement and communities as force multipliers to the American College of Trial Lawyers, Phoenix, Arizona. Prepared remarks supplied.

June 16, 2004: Remarks regarding program success at the Project Safe Neighborhoods Conference, Kansas City, Missouri. Prepared remarks supplied.

June 17, 2004: Remarks at the DEA Special Operations Division building dedication and 10th anniversary, Chantilly, Virginia. Prepared remarks supplied.

July 14, 2004: Remarks regarding *Moussaoui* to the 9-11 Victims/Families, Boston, Massachusetts, also broadcast *via* CCTV to Los Angeles, California and Washington, DC. Prepared remarks supplied.

July 16, 2004: Remarks regarding terrorism and *Blakely* to the Eighth Circuit Judicial Conference, Rapid City, South Dakota. Prepared remarks supplied.

July 17, 2004: Remarks regarding human trafficking to the Domestic Trafficking Conference, Tampa, Florida. Prepared remarks supplied.

July 20, 2004: Remarks regarding drug enforcement to the OCDETF National Conference, Washington, DC. Prepared remarks supplied.

July 21, 2004: Remarks regarding Ballot Access and Voting Integrity Initiative to the U.S. Department of Justice 2004 Voting Integrity Symposium, Washington, DC. Prepared remarks supplied.

July 21, 2004: Remarks at Press Conference – Indictment in Cyber Crime Case. U.S. Department of Justice, Washington, DC. Transcript supplied.

September 1, 2004: Remarks regarding the Corporate Fraud Task Force to the Corporate Fraud Conference, Atlanta, Georgia. Prepared remarks supplied.

September 2, 2004: Remarks regarding the Corporate Fraud Task Force to the Association of Certified Fraud Examiners, Mid-South Chapter, Memphis, Tennessee. Prepared remarks supplied.

September 9, 2004: Remarks regarding the role of the jury in the United States federal criminal justice system to the International Association of Prosecutors, (remarks delivered from Washington, DC; conference was held in Seoul, Korea – I did not attend the conference in person). Prepared remarks supplied.

September 20, 2004: Remarks at the Roll-Out of the President's DNA Initiative, Charlotte, North Carolina. Prepared remarks supplied.

September 21, 2004: Remarks at the Roll-Out of the President's DNA Initiative, Columbia, South Carolina. Prepared remarks supplied.

September 22, 2004: Remarks regarding efforts in the investigation and prosecution of terrorists to Leadership Atlanta, Atlanta, Georgia. Prepared remarks supplied.

October 4, 2004: Remarks regarding cooperation between public safety officers to the Cobb County Chamber of Commerce, Marietta, Georgia. Prepared remarks supplied.

October 6, 2004: Remarks regarding computer and intellectual property crime to the Computer and Telecommunications Coordinator Conference, New York, New York. Prepared remarks supplied.

November 11, 2004: Remarks regarding "The Patriot Act: A Three-Year Retrospective" to Federalist Society Panel, Washington, DC. Prepared remarks and press report supplied.

November 23, 2004: Remarks regarding D.C. Task Force on Trafficking of Persons, U.S. Attorney's Office for the District of Columbia, Washington, DC. Prepared remarks supplied.

November 29, 2004: Public debate with Honorable John S. Martin regarding Crime and Punishment: Federal Sentencing Guidelines, presented by Justice Talking (discontinued on June 30, 2008), Philadelphia, Pennsylvania. Recording available at <http://justicetalking.org/ShowPage.aspx?ShowID=464>.

January 12, 2005: Remarks at Press conference –Sentencing Guidelines, U.S. Department of Justice, Washington, DC. Video of the remarks is available at <https://www.c-span.org/video/?185140-1/sentencing-guidelines>. Representative press reports are supplied.

January 18, 2005: Remarks at Press Conference – A Guilty Plea from the Defendant in the Iraqi Oil-For-Food Investigation, U.S. Department of Justice, Washington, DC. Transcript supplied.

February 4, 2005: Remarks regarding the Induction of David E. Nahmias as U.S. Attorney for the Northern District of Georgia, Atlanta, Georgia. Prepared remarks supplied.

February 23, 2005: Remarks regarding terrorism at ATAC Conference, National Advocacy Center, Columbia, South Carolina. Prepared remarks supplied.

February 25, 2005: Remarks regarding Corporate Fraud Task Force to the ABA White Collar Crime Luncheon, Washington, DC. Prepared remarks supplied.

March 4, 2005: Remarks regarding the gravity and threat of drug enterprises to the DEA Graduation Ceremony, Basic Agent Class No. 165, Quantico, Virginia. Prepared remarks supplied.

March 9, 2005: Remarks regarding violent street gangs to the 2005 Strike Force Chiefs' Conference, San Diego, California. Prepared remarks supplied.

April 22, 2005: Remarks at Press Conference – Guilty Pleas in Zacarias Moussaoi Case, Washington, DC. Transcript supplied.

May 10, 2005: Remarks regarding Factors that Prosecutors Consider Before Charging a Company, General Counsel Conference, Washington, DC. Prepared remarks supplied.

May 15, 2005: Remarks regarding Bank Prosecutions, NYBA Leadership Summit, White Sulphur Springs, West Virginia. Prepared remarks supplied.

September 14, 2005: Remarks regarding Corporate Fraud Initiative and Alternative Resolutions, Association of Corporate Counsel, Philadelphia, Pennsylvania. Prepared remarks supplied.

September 22, 2005: Remarks regarding Corporate Fraud Initiative, ICLE White Collar Crime Conference, Atlanta, Georgia. Prepared remarks supplied.

October 7, 2005: Remarks regarding Personal Liability for Directors, Vanderbilt Directors College, Nashville, Tennessee. Prepared remarks supplied.

November 10, 2005: Panelist, "Originalism and Criminal Law and Procedure." 2005 Federalist Society Lawyer's Convention, Washington, DC. Transcript supplied.

December 1, 2005: Remarks regarding Crisis Management, Corporate Counsel Institute, Atlanta, Georgia. Prepared remarks supplied.

January 17, 2006: Remarks regarding Overlooked Areas Where Companies Face Potential Criminal Liability, E-Learn – Potential Criminal Liability, via webcast. Prepared slides supplied.

March 30, 2006: Remarks at the Induction of Joseph F. Bianco as U.S. District Judge in the Eastern District of New York, U.S. Courthouse, Brooklyn, New York. I have no notes, transcript, or recording of these remarks. The address for the Eastern District of New York Courthouse is 225 Cadman Plaza East, Brooklyn, New York 11201

May 15, 2006: Remarks given at the FBI Memorial Service, Atlanta, Georgia. Prepared notes supplied.

April 25, 2006: Remarks at the Induction of John C. Richter as U.S. Attorney for the Western District of Oklahoma, U.S. Courthouse, Oklahoma City, Oklahoma. I have no notes, transcript, or recording of these remarks. The address for the U.S. Attorney's Office for the Western District of Oklahoma is 210 West Park Avenue, Suite 400, Oklahoma City, Oklahoma 73102.

September 14, 2006: Remarks regarding Foreign Corrupt Practices Act, PricewaterhouseCoopers, Atlanta, Georgia. I have no notes, transcript, or recording of these remarks. The address for PricewaterhouseCoopers in Atlanta is 1075 Peachtree Street, NE #2600, Atlanta, Georgia 30309.

October 18, 2006: Remarks regarding Changes in Enforcement Strategies, Chief

Legal Officers Association, Atlanta, Georgia. Prepared remarks supplied.

December 1, 2006: Remarks regarding Corporate Compliance and Governance, Corporate Counsel Institute, Atlanta, Georgia. Prepared notes supplied.

January 19, 2007: Remarks regarding the New Justice Department Guidelines for Corporate Prosecutions, Practising Law Institute, New York, New York. I have no notes, transcript, or recording of these remarks. The address for the Practising Law Institute is 1177 6th Avenue, New York, New York 10036.

February 15, 2007: Remarks regarding FCPA Law Overview and Government Expectations, PwC Leadership Forum, Scottsdale, Arizona. Prepared slides supplied.

March 27, 2008: Remarks regarding Corporate Compliance and Governance, PLI Corporate Compliance and Ethics Institute, Atlanta, Georgia. Prepared notes supplied.

April 24, 2008: Remarks regarding Corporate Compliance and Governance, PLI Corporate Compliance and Ethics Institute, San Francisco, California. A copy of my prepared notes is attached. I have no notes, transcript, or recording of these remarks. The address for the Practising Law Institute is 1177 6th Avenue, New York, New York 10036.

December 9, 2008: Remarks regarding Trends in International Government Investigations, Corporate Counsel Exchange, Huntington Beach, California. Prepared slides supplied.

January 30, 2009: Remarks regarding Fraud Priorities at the New Justice Department, White Collar Crime Conference, Atlanta, Georgia. Prepared notes supplied.

January 22, 2010: Remarks regarding Selected Criminal Division Prior Approvals/Notifications, Presentation to U.S. Attorney's Offices and Appeals to Main Justice, Atlanta, Georgia. I have no notes, transcript, or recording of these remarks. The address for the U.S. Attorney's Office for the Northern District of Georgia is 75 Spring Street, SW # 1800, Atlanta, Georgia 30303.

July 14, 2010: Remarks regarding Board Leadership During Investigations, Presentation to Lead Director Network, New York, New York. Summary of remarks supplied.

March 14, 2011: Remarks regarding Personal Liability for Corporate Violations, Health Law & Policy Forum, Atlanta, Georgia. Prepared slides supplied.

July 13, 2011: Q&A regarding Off-label Promotion Enforcement, Main Justice

Forum, Washington, DC. Prepared notes supplied.

October 7, 2011: Remarks regarding Non-Prosecution Agreements and Deferred Prosecution Agreements, Association of General Counsel, Washington, DC. Prepared notes supplied.

May 7, 2012: Remarks regarding Practical Considerations that Determine Criminal vs. Civil Dispositions, 7th Circuit Bar Association & Judicial Conference, Chicago, Illinois. I have no notes, transcript, or recording of these remarks. The address for the 7th Circuit Bar Association is 53 West Jackson Boulevard, Suite 1050, Chicago, Illinois 60604.

December 6, 2012: Remarks regarding Practical Anti-Corruption Compliance, PricewaterhouseCoopers SEC & Accounting Developments Seminar, Atlanta, Georgia. Prepared notes supplied.

September 20, 2013: Remarks regarding the “Nuts and Bolts” of Internal Corporate Investigations, ABA – FCPA Panel, Washington, DC. Prepared notes supplied.

September 30, 2013: Remarks regarding Anti-Money Laundering & Foreign Corrupt Practices Act, SIFMA Compliance & Legal Society, Charlotte, North Carolina. Prepared remarks supplied.

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- 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.

To my recollection and through searches of my records and publicly available databases by persons acting on my behalf, I and persons acting on my behalf have identified the following instances where I was interviewed by publications or press. On occasion during my tenure with the Department of Justice, I appeared at a press conference but did not provide any remarks. Those press conferences

are not listed because I did not provide any remarks. Moreover, it was not uncommon during my tenure with the Department of Justice for news stories to include statements by me that were taken from press releases issued by the Department. It was sometimes the case that multiple publications would use the same statement. In such instances I have included the news story from only one publication.

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Department of Justice: Justice Department Moves to Revoke U.S. Citizenship of Former Nazi Ghetto Policeman Who Shot Jews (January 8, 2004). Copy supplied.

Department of Justice: Government Purchasing Agent Sentenced for Unlawfully Accepting Salary Supplementation (January 13, 2004). Copy supplied.

Department of Justice: Media Advisory; Deputy Attorney General James Comey to Hold Press Conference (January 14, 2004). Copy supplied.

Department of Justice: Former Enron Chief Financial Officer Andrew Fastow Pleads Guilty to Conspiracy to Commit Securities and Wire Fraud, Agrees to Cooperate With Enron Investigation (January 14, 2004). Copy supplied.

Department of Justice: Nazi Collaborator Who Helped Lure Jews for Execution Departs United States (January 14, 2004). Copy supplied.

Department of Justice: Defendants Sentenced in Illegal Gun Straw Purchase Conspiracy (January 15, 2004). Copy supplied.

Department of Justice: Two Defendants in Virginia Jihad Case Plead Guilty to Weapons Charges, Will Cooperate With Ongoing Investigation (January 16, 2004). Copy supplied.

Department of Justice: Former Enron Chief Accounting Officer Richard Causey Indicted on Securities Fraud, Conspiracy Charges (January 22, 2004). Copy supplied.

Department of Justice: Former Vice President of Converse, Inc. Agrees to Plead Guilty in Just for Feet Investigation (January 22, 2004). Copy supplied.

Department of Justice: Former Oklahoma State Senator Gene Stipe Sentenced for Perjury, Conspiracy, and Federal Elections Violations (January 30, 2004). Copy supplied.

Department of Justice: Two Former Executives Agree to Plead Guilty in Just for Feet Investigation (February 2, 2004). Copy supplied.

Department of Justice: Three Defendants Charged With Making False Allegations Against FBI Special Agent in Charge in Detroit (February 5, 2004). Copy supplied.

Department of Justice: Three Defendants in "Portland Cell" Case Sentenced for Conspiring to Provide Services to the Taliban (February 9, 2004). Copy supplied.

Department of Justice: Earnest James Ujaama Sentenced for Conspiring to Supply Goods and Services to the Taliban (February 13, 2004). Copy supplied.

Department of Justice: 16th Defendant in Ongoing Chicago General Services Administration Corruption Probe Pleads Guilty (February 19, 2004). Copy supplied.

Department of Justice: Media Advisory; Deputy Attorney General James Comey to Hold Press Conference on the Enron Investigation (February 19, 2004). Copy supplied.

Department of Justice: Former Enron Chief Executive Officer Jeffrey K. Skilling Charged With Conspiracy, Securities Fraud, Insider Trading (February 19, 2004). Copy supplied.

Department of Justice: Former FBI Employee Sentenced in Ongoing Chicago General Services Administration Corruption Probe (February 23, 2004). Copy supplied.

Department of Justice: Federal Judge Revokes U.S. Citizenship of Former Nazi Concentration Camp Guard in St. Louis (February 25, 2004). Copy supplied.

Department of Justice: Former Executive Vice President of Just for Feet, Inc. Agrees to Plead Guilty (February 25, 2004). Copy supplied.

Department of Justice: FBI Legal Technician Pleads Guilty to Unlawfully Accessing the FBI's Computer System (February 26, 2004). Copy supplied.

Department of Justice: Enron Task Force Director Leslie Caldwell to Step Down, Andrew Weissmann Named Director; Several Top Fraud Prosecutors Join Team; Prosecutor Sam Buell to Depart (March 1, 2004). Copy supplied.

Department of Justice: Former HealthSouth Officers Charged in Fraud Conspiracy Involving Saudi Hospitals (March 2, 2004). Copy supplied.

Department of Justice: Defendants Convicted in Northern Virginia "Jihad" Trial (March 4, 2004). Copy supplied.

Department of Justice: Saudi National Charged With Conspiracy to Provide Material Support to Hamas and Other Violent Jihadists (March 4, 2004). Copy supplied.

Department of Justice: Christopher McQueen Arrested on Bank Fraud Indictment (March 12, 2004). Copy supplied.

Department of Justice: Court Upholds Deportation of Detroit-Area Nazi Collaborator Found Hiding Under Staircase (March 12, 2004). Copy supplied.

Department of Justice: Knott County, KY Judge Executive Sentenced on Vote-Buying Conspiracy Charges (March 16, 2004). Copy supplied.

Department of Justice: Court Upholds Deportation of Catskills Man Who Served as Nazi Camp Guard (March 24, 2004). Copy supplied.

Department of Justice: Reliant Energy Services, Inc. and Four of Its Officers Charged With Criminal Manipulation of California Electricity Market; San Francisco Grand Jury Returns Six-Count Indictment Against Houston-Based

Energy Company and Traders, Charging Conspiracy, Commodities Manipulation and Wire Fraud (April 8, 2004). Copy supplied.

Department of Justice: Two Charged and Another Pleads Guilty in Extortion Conspiracy Connected With Superaqueduct Construction Contracts in San Juan, Puerto Rico (April 8, 2004). Copy supplied.

Department of Justice: Randall Todd Royer and Ibrahim Ahmed Al-Hamidi Sentenced for Participation in Virginia Jihad Network (April 9, 2004). Copy supplied.

Department of Justice: Federal Judge Revokes Citizenship of New Jersey Man Who Served as Guard at Nazi Slave Labor Camps (April 14, 2004). Copy supplied.

Department of Justice: Intellectual Property Task Force Chairman David Israelite Announces Task Force Membership, Creation of Working Groups (April 21, 2004). Copy supplied.

Department of Justice: West Virginia Defendants Charged With Wire Fraud, Obstruction of Justice for Falsely Claiming to "Fix" Case (April 21, 2004). Copy supplied.

Department of Justice: Former Elected District Attorney of Winnebago County, Wisconsin, Pleads Guilty to Accepting Bribes to Fix Cases (April 26, 2004). Copy supplied.

Department of Justice: Appeals Court Affirms Ruling That John Demjamjuk Persecuted Jews as Nazi Guard (April 30, 2004). Copy supplied.

Department of Justice: Two U.S. State Department Employees Plead Guilty in Bribes-for-Visas Scheme (April 30, 2004). Copy supplied.

Department of Justice: West Virginia Defendant Pleads Guilty to Falsely Claiming to "Fix" Federal Case (May 4, 2004). Copy supplied.

Department of Justice: Former Enron Assistant Treasurer Lea Fastow Sentenced to 12 Months in Jail; Fastow Agrees to Cooperate With Government (May 6, 2004). Copy supplied.

Department of Justice: United States Announces RICO Charges Against Leadership of Colombia's Most Powerful Cocaine Cartel; State Department Announces Reward for Suspect Apprehension (May 6, 2004). Copy supplied.

Department of Justice: Departments of Justice, Homeland Security Announce Child Pornography File-Sharing Crackdown; Law Enforcement Initiative Targets Child Pornography Over Peer-to-Peer Networks (May 14, 2004). Copy supplied.

Department of Justice: Former FBI Biologist Pleads Guilty to Filing False DNA Laboratory Reports (May 18, 2004). Copy supplied.

Department of Justice: Fraudster Sentenced to Nearly Four Years in Prison in Internet "Phishing" Case; Spammer Posed as AOL and Paypal to Con Customers Into Providing Personal Information (May 18, 2004). Copy supplied.

Department of Justice: Charges Filed Against Former Executives of Enterasys Network Systems, Inc. (May 19, 2004). Copy supplied.

Department of Justice: Former Enron Executive Paula Rieker Pleads Guilty to Insider Trading, Agrees to Cooperate With Ongoing Probe (May 19, 2004). Copy supplied.

Department of Justice: Former Executive of Enterasys Network Systems Pleads Guilty (May 20, 2004). Copy supplied.

Department of Justice: Attorney Pleads Guilty to Filing False Tax Returns (May 25, 2004). Copy supplied.

Department of Justice: Former Aide Sentenced for Embezzlement from Senator Elizabeth Dole's Campaign (May 26, 2004). Copy supplied.

Department of Justice: Abu Hamza Arrested in London on Terrorism Charges Filed in the United States (May 27, 2004). Copy supplied.

Department of Justice: Court of Appeals Upholds Deportation Order Against Former Nazi Concentration Camp Guard (June 1, 2004). Copy supplied.

Department of Justice: Immigration Judge Orders New York Man Who Served as Guard at Nazi Labor Camp Deported to Ukraine (June 14, 2004). Copy supplied.

Department of Justice: Ohio Man Indicted for Providing Material Support to Al Qaeda, Falsely Obtaining and Using Travel Documents (June 14, 2004). Copy supplied.

Department of Justice: CIA Contractor Indicted for Assaulting Detainee Held at U.S. Base in Afghanistan (June 17, 2004). Copy supplied.

Department of Justice: Grand Jury in Houston Returns Superseding Indictment Against Former Executives at Enron and Merrill Lynch (June 23, 2004). Copy supplied.

Department of Justice: Hawaii Resident Pleads Guilty in Cambodian Adoption Conspiracy (June 23, 2004). Copy supplied.

Department of Justice: IRS Revenue Agent Charged With Conspiracy, Structuring, Causing the Failure to File Reports, and Bribery (June 24, 2004). Copy supplied.

Department of Justice: Papuan Separatist Charged With the Murders of Two Americans, Attempted Murders of Others During 2002 Ambush in Indonesia (June 24, 2004). Copy supplied.

Department of Justice: Former HealthSouth Officers Indicted in Connection With Bribery Involving Saudi Hospital (July 1, 2004). Copy supplied.

Department of Justice: Egyptian National Charged in International Alien Smuggling Conspiracy (July 2, 2004). Copy supplied.

Department of Justice: ABB Vetco Gray, Inc. and ABB Vetco Gray UK Ltd. Plead Guilty to Foreign Bribery Charges (July 6, 2004). Copy supplied.

Department of Justice: Former Enron Chairman and Chief Executive Officer Kenneth L. Lay Charged With Conspiracy, Fraud, False Statements; Money Laundering Charges Added Against Former CAO Richard Causey (July 8, 2004). Copy supplied.

Department of Justice: Florida Man Charged With Breaking Into Acxiom Computer Records; Intrusion and Theft of Data Result in Loss of More than \$7 Million (July 21, 2004). Copy supplied.

Department of Justice: Superseding Indictments Unsealed in Two Enron Cases (July 22, 2004). Copy supplied.

Department of Justice: Former Enron Broadband Chief Executive Officer Kenneth Rice Pleads Guilty to Securities Fraud and Cooperates in Investigation (July 30, 2004). Copy supplied.

Department of Justice: U.S. Announces Plea in Terrorism Financing Case; U.S. Citizen Agrees to Plead Guilty to Criminal Violations Including Violating Anti-Terrorism Sanctions Law (July 30, 2004). Copy supplied.

Department of Justice: Former Elected District Attorney Sentenced to Prison for Accepting Bribes to Fix Cases (August 2, 2004). Copy supplied.

Department of Justice: Justice Department Moves to Revoke U.S. Citizenship of Former Nazi Concentration Camp Guard (August 9, 2004). Copy supplied.

Department of Justice: Virgin Islands Senator Indicted On Fraud and Theft Charges (August 13, 2004). Copy supplied.

Department of Justice: Former Executive Of Enterasys Network Systems, Inc. Enters Guilty Plea (August 19, 2004). Copy supplied.

Department of Justice: Postal Inspector Pleads Guilty in Mail Fraud Case (August 20, 2004). Copy supplied.

Department of Justice: Attorney General Ashcroft Announces First Criminal Enforcement Action Against Peer-to-Peer Copyright Piracy (August 25, 2004). Copy supplied.

Department of Justice: Former Senior Enron Executive Mark Koenig Pleads Guilty to Securities Fraud, Agrees to Cooperate With Ongoing Probe (August 25, 2004). Copy supplied.

Department of Justice: Justice Department Announces Operation Web Snare Targeting Online Fraud and Crime (August 26, 2004). Copy supplied.

Department of Justice: Deportation Order Upheld In Case Of Former Nazi Concentration Camp Guard (August 30, 2004). Copy supplied.

Department of Justice: Former Enron Broadband Chief Operating Officer Kenneth Hannon Pleads Guilty To Criminal Fraud Conspiracy (August 31, 2004). Copy supplied.

Department of Justice: FARC Terrorist Indicted for 2003 Grenade Attack On Americans in Colombia (September 7, 2004). Copy supplied.

Department of Justice: Three Arrested In Conspiracy To Smuggle Aliens Into The United States From The Middle East (September 8, 2004). Copy supplied.

Department of Justice: Former Chief Executive Officer Of Enterasys Network Systems, Inc. Pleads Guilty In Fraud Scheme (September 15, 2004). Copy supplied.

Department of Justice: Two Defendants Charged in Florida With Providing Material Support To Terrorists (September 16, 2004). Copy supplied.

Department of Justice: Obstruction, Perjury Charges Added To Indictment of HealthSouth Founder and Former CEO Richard Scrushy (September 29, 2004). Copy supplied.

Department of Justice: British National Indicted for Conspiring With "Shoe Bomber" Richard Reid (October 4, 2004). Copy supplied.

Department of Justice: Former Enron Assistant Treasurer Timothy Despain Pleads Guilty To Fraud and Agrees To Cooperate (October 5, 2004). Copy supplied.

Department of Justice: Justice Department Announces "Operation Roaming Charge" Targeting International and Domestic Telemarketing Fraud (October 5, 2004). Copy supplied.

Department of Justice: Nashville Resident Arrested on Charges of Possessing Machine Guns in Plan for Jihad Attack (October 8, 2004). Copy supplied.

Department of Justice: Defendant Pleads Guilty In Case Involving Scheme To Defraud the U.S. Army In Seoul, South Korea (October 14, 2004). Copy supplied.

Department of Justice: Appeals Court Upholds Deportation of Nazi Criminal (October 21, 2004). Copy supplied.

Department of Justice: Two State Department Employees and One Co-Conspirator Sentenced for Widespread Bribes-for-Visas Scheme (October 22, 2004).

Department of Justice: Nineteen Individuals Indicted In Internet "Carding" Conspiracy; Shadowcrew Organization Called "One-Stop Online Marketplace for Identity Theft" (October 28, 2004). Copy supplied.

Department of Justice: Second FARC Terrorist Indicted for 2003 Grenade Attack on Americans in Colombia (October 28, 2004). Copy supplied.

Department of Justice: Ohio Couple Sentenced to Prison on Obscenity Charges (November 16, 2004). Copy supplied.

Department of Justice: Department of Justice Announces Human Trafficking Task Force In The District of Columbia and Grants for Law Enforcement to Fight Human Trafficking and Assist Victims; Washington D.C. Awarded \$450,000 Grant (November 23, 2004). Copy supplied.

Department of Justice: American International Group, Inc. Enters Into Agreements with the United States (November 30, 2004). Copy supplied.

Department of Justice: Invision Technologies, Inc. Enters Into Agreement with the United States (December 6, 2004). Copy supplied.

Department of Justice: New Orleans Resident Indicted On Federal Income Tax Evasion Charges (December 6, 2004). Copy supplied.

Department of Justice: American Online Charged With Aiding and Abetting Securities Fraud; Prosecution Deferred for Two Years; Company Agrees To Cooperate With Investigation, Pay \$210 Million; Four Individuals Agree To Plead Guilty (December 15, 2004). Copy supplied.

Department of Justice: Government Moves To Deport Nazi Death Camp Guard John Demjanjuk (December 17, 2004). Copy supplied.

Department of Justice: First "Operation Fastlink" Defendant Pleads Guilty To Online Software Piracy (December 22, 2004). Copy supplied.

Department of Justice: Justice Department Moves To Revoke U.S. Citizenship Of Former Nazi Policeman Who Assisted In Persecuting Jews (December 29, 2004). Copy supplied.

Department of Justice: High-Ranking Member of Colombia FARC Narco-Terrorist Organization Extradited To U.S. On Terrorism, Drug Charges (December 31, 2004). Copy supplied.

Department of Justice: Former Army and Air Force Exchange Service Project Manager and Private Contractor Plead Guilty To Honest Services Wire Fraud (January 5, 2005). Copy supplied.

Department of Justice: Monsanto Company Charged With Bribing Indonesian Government Official: Prosecution Deferred for Three Years; Company Agrees To Cooperate With Investigation, Retain Independent Compliance Expert, Pay \$1 Million Penalty (January 6, 2005). Copy supplied.

Department of Justice: West Virginia Defendant Sentenced To 10 Years for Falsely Claiming To "Fix" Federal Case (January 6, 2005). Copy supplied.

Department of Justice: Political Fundraiser David Rosen Indicted for Causing False Filings With Federal Election Commission (January 7, 2005). Copy supplied.

Department of Justice: Phoenix DEA Agent Pleads Guilty To Making False Statement (January 14, 2005). Copy supplied.

Department of Justice: Six Defendants Charged In Wide-Ranging Racketeering and Extortion Scheme (January 18, 2005). Copy supplied.

Department of Justice: New Jersey Postal Inspector Sentenced In Mail Fraud Case (January 21, 2005). Copy supplied.

Department of Justice: American Electric Power, Inc. To Pay \$30 Million Penalty To Resolve Criminal Allegations (January 26, 2005). Copy supplied.

Department of Justice: Defendant Pleads Guilty In Case Involving Bribery and Fraud Scheme In American Samoa (January 27, 2005). Copy supplied.

Department of Justice: Riggs Bank Enters Guilty Plea and Will Pay \$16 Million Fine for Criminal Failure To Report Numerous Suspicious Transactions (January 27, 2005). Copy supplied.

Department of Justice: Grangeville, Idaho Man Convicted Of Soliciting Murder Of Federal Officials (January 28, 2005). Copy supplied.

The United States Attorney's Office, Western District of Washington: Minnesota Man Sentenced to 18 Months in Prison for Creating and Unleashing a Variant of the MS Blaster Computer Worm (January 28, 2005). Copy supplied.

Department of Justice: St. Louis-Area Man Sentenced To Additional Five Years In Prison for Attacking An Assistant United States Attorney (February 8, 2005). Copy supplied.

Department of Justice: Former Lawyer Sentenced To 66 Months In Prison for Falsely Claiming To "Fix" Federal Case In West Virginia (February 10, 2005). Copy supplied.

Department of Justice: Final Three Visa Brokers Sentenced for Widespread International Bribes-for-Visas Scheme (February 11, 2005). Copy supplied.

Department of Justice: Ohio Man Pleads Guilty In Wide-Ranging Public Corruption and Fraud Scheme (February 25, 2005). Copy supplied.

Department of Justice: "Operation Fastlink" Defendant Pleads Guilty To Online Software Piracy (February 28, 2005). Copy supplied.

Department of Justice: Micrus Corporation Enters Into Agreement To Resolve Potential Foreign Corrupt Practices Act Liability (March 2, 2005). Copy supplied.

Department of Justice: High-Ranking Member of Colombian FARC Narco-Terrorist Organization Extradited to U.S. On Drug Charges (March 10, 2005). Copy supplied.

Department of Justice: Edward Wedelstedt, Others Indicted On Obscenity, Racketeering and Tax Charges (March 14, 2005). Copy supplied.

Department of Justice: Former KBR Employee and Subcontractor Charged With \$3.5 Million Government Contract Fraud In Kuwait (March 17, 2005). Copy supplied.

Department of Justice: Former National Security Advisor Samuel Berger Pleads Guilty To Knowingly Removing Classified Information From The National Archives (April 1, 2005). Copy supplied.

Department of Justice: Former Housing Finance Board Chairman Pleads Guilty To Submitting False Statements (April 7, 2005). Copy supplied.

Department of Justice: Charlotte FBI Chief Division Counsel Charged With Making False Statement (April 12, 2005). Copy supplied.

Department of Justice: Indiana Man Sentenced To 15 Years in Prison for Child Pornography High-Tech Distribution (April 12, 2005). Copy supplied.

Department of Justice: Leaders of Nationwide Illegal Alien Employee-Leasing Conspiracy Indicted (April 12, 2005). Copy supplied.

Department of Justice: Three British Nationals Indicted On Charges Of Conspiring To Use Weapons of Mass Destruction, Providing Material Support To Terrorists (April 12, 2005). Copy supplied.

Department of Justice: Former Senior Vice President of Mattel, Inc. Pleads Guilty To Causing The Submission Of False Statements (April 25, 2005). Copy supplied.

Department of Justice: Chinese National Pleads Guilty To Fraudulently Obtaining U.S. Citizenship; Defendant Agrees To Cooperate In Ongoing Investigation Into \$500 Million Bank Of China Embezzlement (April 26, 2005). Copy supplied.

Department of Justice: Oregon Man Pleads Guilty In International Sex Tourism Case (April 26, 2005). Copy supplied.

The U.S. Department of State's Bureau of Diplomatic Security: Former State Employee Plead Guilty To Receiving Illegal Benefits (April 29, 2005). Copy supplied.

Department of Justice: Former State Department Chief Consular Officer Pled Guilty To Receiving Illegal Benefits From Foreign Nationals (April 29, 2005). Copy supplied.

Department of Justice: Government Moves To Deport New York City Area Man For Involvement In Nazi Mass Murder of Jews (May 2, 2005). Copy supplied.

Department of Justice: Obscenity Prosecution Task Force Established To Investigate, Prosecute Purveyors Of Obscene Materials (May 5, 2005). Copy supplied.

Department of Justice: Statement of Christopher A. Wray (June 26, 2017). Copy supplied.

King & Spalding Press Releases

King & Spalding: Assistant Attorney General Christopher Wray Returns to King & Spalding (April 25, 2005). Copy supplied.

King & Spalding: Federal Prosecutor Joins King & Spalding's Government Investigations Practice (June 30, 2008). Copy supplied.

King & Spalding: King & Spalding Expands Government Investigations Practice in California (December 20, 2010). Copy supplied.

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.

May 1997 – May 2001: Assistant U.S. Attorney for the Northern District of Georgia; appointed by Attorney General Janet W. Reno

May 2001 – September 2001: Associate Deputy Attorney General; U.S. Department of Justice; appointed by Attorney General John D. Ashcroft

September 2001 – June 2003: Principal Associate Deputy Attorney General, U.S. Department of Justice; appointed by Attorney General John D. Ashcroft

June 2003 – September 2003: Acting Assistant Attorney General, Criminal Division, U.S. Department of Justice; appointed by President George W. Bush

September 2003 – May 2005: Assistant Attorney General, Criminal Division, U.S. Department of Justice; appointed by President George W. Bush, with the unanimous consent of the U.S. Senate

- 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.

“Lawyers for Fred” coalition in support of former Senator Fred Thompson’s 2008 presidential campaign.

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 clerked for Judge J. Michael Luttig, U.S. Court of Appeals for the Fourth Circuit from June 1992 to June 1993.

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.

September 1993 – May 1997; August 2005 – present
King & Spalding LLP
1180 Peachtree Street, NE
Atlanta, Georgia 30309
Associate (September 1993 – May 1997)
Partner (August 2005 – present)

May 1997 – May 2001
Office of the U.S. Attorney for the Northern District of Georgia
600 U.S. Courthouse
75 Spring Street
Atlanta, GA 30303
Assistant U.S. Attorney, Criminal Division

May 2001 – May 2005
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530
Associate Deputy Attorney General (May 2001 – September 2001)
Principal Associate Deputy Attorney General (September 2001 – June 2003)
Acting Assistant Attorney General, Criminal Division (June 2003 –

September 2003)

Assistant Attorney General, Criminal Division (September 2003 – May 2005)

- 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. I was, however, appointed by the U.S. District Court of the Eastern District of Tennessee as the Special Master in *United States ex rel. Martin v. Life Care Centers of America, Inc.*, No. 1:08-cv-251 to resolve a discovery dispute between the parties. On August 31, 2015, I issued a report and recommendation, to which neither the Department nor the defendant filed any objections, which the Court adopted in its entirety in an order dated September 22, 2015.

b. Describe:

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

I have focused my law practice on criminal law enforcement. As an associate at King & Spalding from 1993 to 1997, I worked with partners at the firm who were former federal prosecutors and senior Department of Justice officials, including Judge Griffin Bell and Larry Thompson. During that time, I conducted internal investigations of companies to ascertain whether federal laws had been broken, to assess compliance measures that existed or could be improved, and to advise the companies as to what remedial steps should be taken. In appropriate circumstances, I also engaged with enforcement authorities including the Department of Justice and state or local prosecutors regarding the activities in question.

From 1997 to 2001, I was an Assistant U.S. Attorney in the Northern District of Georgia. I represented the United States in the investigation and prosecution of a wide range of violations of federal criminal law. I worked closely with fellow AUSAs, law enforcement agents from the FBI, DEA, ATF, IRS, Secret Service and other, federal, state, and local law enforcement officers in all of the common phases of federal criminal practice and law, including witness interviews, evidence collection and review, charging decisions, pre-trial practice and court proceedings, guilty pleas, jury trials, sentencings, and appeals. This included investigations and cases involving violent crime, drug trafficking, public corruption, and fraud.

In 2001, I was appointed as Associate Deputy Attorney General and

thereafter the Principal Associate Deputy Attorney General (“PADAG”). I served as the PADAG from 2001 to 2003. In that role, I served as the principal deputy to the Deputy Attorney General and was assigned management, coordination, and oversight responsibilities spanning the entire Department. My core portfolio focused on the FBI, all 93 U.S. Attorney’s Offices, and the Criminal Division, which at that time also included the sections responsible for counterterrorism, counterespionage, and cybercrime enforcement. Additionally, I had principal oversight on behalf of the Deputy Attorney General over the Justice Management Division, where I helped administer the Department’s approximately \$23 billion budget for over 125,000 employees, helped coordinate the Department’s Strategic Management Council, and represented the Department on the President’s Management Council.

In June 2003, I was appointed to lead the Criminal Division as the Acting Assistant Attorney General and then in August, following Senate confirmation by unanimous consent, as the Assistant Attorney General. As the head of the Nation’s largest federal prosecutor’s office, I led and managed over 400 prosecutors and over 900 total employees in nearly all areas of federal criminal law. At that time, the Criminal Division included the Counterterrorism and Counterespionage Sections that now reside in the Department’s National Security Division. The Criminal Division also included the Computer Crime and Intellectual Property, Fraud, Public Integrity, Narcotics and Dangerous Drugs, Organized Crime and Racketeering, and Asset Forfeiture and Money Laundering Sections, the Office of International Affairs, the Office of Enforcement Operations, and a number of other key criminal enforcement units.

Counterterrorism was the highest priority of the Criminal Division, along with other national security areas, especially counterespionage and cybersecurity. The Division also focused heavily on combating corporate fraud, sophisticated drug trafficking, human trafficking and child pornography, intellectual property piracy, domestic and foreign corruption, and gun violence. In overseeing investigations and cases in these areas, I worked closely with our federal law enforcement partners, especially with key senior officials at the FBI.

In 2005, I returned to private practice as a partner at King & Spalding LLP and the chair of the Special Matters and Government Investigations practice group. My practice at the firm has focused on leading investigation matters on behalf of companies, boards, and individuals involving U.S. Attorneys’ Offices in over twenty different districts around the country and nearly every litigating division of the Justice Department. Many of these matters also have included parallel proceedings by civil regulatory agencies and parallel class action or *qui tam* whistleblower litigation. The investigations have involved allegations and issues on a

wide-range of enforcement subject areas, including fraud, criminal tax, the Foreign Corrupt Practices Act, securities law, the Anti-Kickback Statute, and healthcare laws. The focus of my work in such matters has been to lead a team of lawyers to investigate the facts, apply the applicable law, advise the client about available options, and where appropriate and necessary, engage with federal prosecutors or other enforcement authorities regarding whether and to what extent the facts and law should give rise to action by the government against my client. Since my return to the firm, I have also served in other firm leadership capacities including on the firm's policy committee.

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

During my initial time in private practice (1993 to 1997), my typical former clients were companies or individual executives or professionals. I concentrated on internal corporate investigations, white-collar criminal matters, and complex litigation. I handled cases in the areas of health care fraud, defense procurement fraud, public and foreign corruption, bank fraud, False Claims Act *qui tam* litigation, and securities fraud. I represented clients in class actions, grand jury and administrative investigations, and litigation in federal and state trial and appellate courts. I also helped corporate clients design and implement compliance programs.

As a line prosecutor, Associate Deputy Attorney General, Principal Associate Deputy Attorney General, and Assistant Attorney General for the Criminal Division, my client was the United States. As a line prosecutor, I worked with a wide variety of federal law enforcement and regulatory agencies on specific investigations and prosecutions. Later, I worked with the FBI and a variety of DOJ components in overseeing investigations, prosecutions, and policy implementation within the Department. I also interacted extensively with counterparts in other federal departments and agencies.

Since returning to private practice, my clients have been corporations, boards of directors, audit committees, and, occasionally, individuals or professionals. My practice at the firm has focused on conducting investigations into matters involving the False Claims Act, criminal tax provisions, the Foreign Corrupt Practices Act, securities laws, and other laws and regulations. These investigations have been both domestic and international in scope and have ranged from targeted, discrete internal investigations to massive investigations across multiple components of global businesses in response to requests from multiple enforcement authorities. In my private practice, I have represented clients in matters involving more than twenty different U.S. Attorneys' Offices around the

country and nearly every litigating division of the Justice Department. My matters have also typically involved parallel proceedings by regulatory agencies and parallel class action or *qui tam* whistleblower litigation.

- 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.

While in private practice (1993 to 1997 and 2005 to present), I have appeared in court only occasionally, since much of that practice has been either pre-indictment in enforcement matters or consumed with briefing, discovery, and negotiations in civil litigation. From 1997 to 2001, however, I appeared in court very frequently (usually several times a week), as a federal prosecutor. While Associate Deputy Attorney General, Principal Associate Deputy Attorney General, and Assistant Attorney General for the Criminal Division (2001 to 2005), I appeared in court less frequently, but I had oversight responsibility for major criminal cases in the Department. During that time, I sometimes also appeared on behalf of the United States before appellate courts – including the U.S. Supreme Court – in support of the United States’ position on various matters.

- i. Indicate the percentage of your practice in:

1. federal courts:	90%
2. state courts of record:	7%
3. other courts:	0%
4. administrative agencies:	3%

- ii. Indicate the percentage of your practice in:

1. civil proceedings:	25%
2. criminal proceedings:	75%

- 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.

I have tried to conclusion nine (9) cases: two (2) as sole counsel, six (6) as chief counsel, and one (1) as associate counsel.

- i. What percentage of these trials were:

1. jury:	90%
2. non-jury:	10%

- 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.

I have argued one case before the Supreme Court, *Illinois v. Caballes*, 543 U.S. 405 (2005). In that appearance, I argued that the Fourth Amendment was not violated when a traffic stop was extended for the purpose of having a narcotics-detection dog examine the respondent's car. The Court agreed with the United States' position and held that the Fourth Amendment was not violated. A copy of the brief for the United States as *Amicus Curiae* Supporting Petitioner and a transcript of the oral argument is supplied.

As Acting Assistant Attorney General and Assistant Attorney General I joined as counsel of record in numerous Supreme Court cases and petitions for certiorari. I also signed three briefs as a former official with the Department of Justice. These briefs are listed below.

Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Arizona v. Gant* (July 3, 2003). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Illinois v. Lidster* (July 3, 2003). Copy supplied.

Brief for the United States, *United States v. Patane* (July 14, 2003). Copy supplied.

Petition for a Writ of Certiorari, *United State v. Benitez* (August 1, 2003). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Missouri v. Seibert* (August 4, 2003). Copy supplied.

Brief for the United States in Opposition, *Shwayder v. United States* (August 27, 2003). Copy supplied.

Brief for the United States in Opposition, *Young v. United States* (August 29, 2003). Copy supplied.

Brief for the United States in Opposition, *Espinoza v. United States* (September 1, 2003). Copy supplied.

Brief for the United States in Opposition, *Krilich v. United States* (September 2, 2003). Copy supplied.

Brief for the United States in Opposition, *Sabri v. United States* (September 5, 2003). Copy supplied.

Brief for the United States as *Amicus Curiae*, *Cravford v. Washington* (September 22, 2003). Copy supplied.

Brief for the United States, *Fellers v. United States* (September 26, 2003). Copy supplied.

Brief for the United States in Opposition, *Andrews v. United States* (October 20, 2003). Copy supplied.

Brief for the Respondent in Opposition, *Lewis v. Peterson* (October 24, 2003). Copy supplied.

Brief for the United States in Opposition, *Wilson v. United States* (October 27, 2003). Copy supplied.

Brief for the United States in Opposition, *Blackburn v. United States* (October 27, 2003). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Yarborough v. Alvarado* (November 14, 2003). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Iowa v. Tovar* (November 14, 2003). Copy supplied.

Brief for the United States, *United States v. Lara* (November 14, 2003). Copy supplied.

Petition for a Writ of Certiorari, *Ashcroft v. Seneca-Cayuga Tribe of Okla.*, (November 21, 2003). Copy supplied.

Petition for Writ of Certiorari, *United States v. Santee Sioux Tribe of Neb.*, (November 21, 2003). Copy supplied.

Brief for the United States, *United States v. Flores-Montano* (November 28, 2003). Copy supplied.

Brief for the Respondents in Opposition, *Hamdi v. Rumsfeld* (December 3, 2003). Copy supplied.

Brief for the United States in Opposition, *Shuster v. United States* (December 5, 2003). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Dretke v. Haley* (December 12, 2003). Copy supplied.

Brief for the United States in Opposition, *Schultz v. United States* (December 22, 2003). Copy supplied.

Brief for the United States in Opposition, *Knock v. United States*. (December 31, 2003). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Schriro v. Warr* (January 16, 2004). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Respondent, *Hiibel v. Sixth Judicial Dist. Ct of Nev.* (January 20, 2004). Copy supplied.

Brief for the United States, *Thornton v. United States* (January 22, 2004). Copy supplied.

Brief for the United States in Opposition, *Shelton v. United States* (January 23, 2004). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Respondent, *Blakely v. Washington* (January 23, 2004). Copy supplied.

Brief for the United States, *United States v. Benitez* (January 29, 2004). Copy supplied.

Brief for the United States in Opposition, *Goodine v. United States* (February 6, 2004). Copy supplied.

Brief for the United States in Opposition, *Egvaooje v. United States* (February 9, 2004). Copy supplied.

Brief for the United States in Opposition, *Pasquantino v. United States* (February 27, 2004). Copy supplied.

Brief for the United States in Opposition, *Rosario v. United States* (April 5, 2004). Copy supplied.

Brief for the United States in Opposition, *Calor v. United States* (April 9, 2004). Copy supplied.

Petition for a Writ of Certiorari, *United States v. Ingram* (May 6, 2004). Copy supplied.

Petition for a Writ of Certiorari, *United States v. Vargas-Duran* (May 7, 2004). Copy supplied.

Brief for the United States in Opposition, *Whitfield v. United States* (May 12, 2004). Copy supplied.

Brief for the United States in Opposition, *Hawkins v. United States* (May 19, 2004). Copy supplied.

Capital Case Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Florida v. Nixon* (May 19, 2004). Copy supplied.

Brief for the United States in Opposition, *Laton v. United States* (May 26, 2004). Copy supplied.

Brief for the United States, *Al-Marri v. Rumsfeld* (June 14, 2004). Copy supplied.

Brief for the United States in Opposition, *Barmes v. United States* (June 14, 2004). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioners, *Devenpeck v. Alford* (June 17, 2004). Copy supplied.

Brief for the United States in Opposition, *Fisher v. United States* (June 24, 2004). Copy supplied.

Brief for the United States in Opposition, *Johnson v. United States* (July 2, 2004). Copy supplied.

Petition for a Writ of Certiorari, *United States v. Booker* (July 21, 2004). Copy supplied.

Petition for a Writ of Certiorari Before Judgment to the United States Court of Appeals for the First Circuit, *United States v. Fanfan* (July 21, 2004). Copy supplied.

Brief for the United States, *Pasquantino v. United States* (August 3, 2004). Copy supplied.

Brief for the United States in Opposition, *LaFontaine v. United States* (August 13, 2004). Copy supplied.

Brief for the United States, *Small v. United States* (August 16, 2004). Copy supplied.

Brief for the United States in Opposition, *Mitrione v. United States* (August 17, 2004). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioners, *Muehler v. Mena* (August 30, 2004). Copy supplied.

Brief for the United States, *United States v. Booker* (September 1, 2004). Copy supplied.

Brief for the United States in Opposition, *Miller v. United States* (September 22, 2004). Copy supplied.

Brief for the United States in Opposition, *Lee v. United States* (September 24, 2004). Copy supplied.

Brief for the United States in Opposition, *Iacoboni v. United States* (October 7, 2004). Copy supplied.

Brief for the United States, *Shepard v. United States* (October 8, 2004). Copy supplied.

Brief for the United States, *Whitfield v. United States* (October 19, 2004). Copy supplied.

Brief for the United States, *Dodd v. United States* (October 20, 2004). Copy supplied.

Brief for the United States in Opposition, *Rybicki v. United States* (November 2, 2004). Copy supplied.

Brief for the United States in Opposition, *Arthur Andersen LLP v. United States* (December 8, 2004). Copy supplied.

Brief for the United States in Opposition, *Johnson v. United States* (December 17, 2004). Copy supplied.

Brief for the United States, *Johnson v. United States* (December 17, 2004). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Respondent, *Rompilla v. Beard* (December 17, 2004). Copy supplied.

Brief for the United States, *Small v. United States* (December 23, 2004). Copy supplied.

Brief for the United States in Opposition, *LeBrun v. United States* (January 12, 2005). Copy supplied.

Brief for the United States, *Roach v. United States* (January 25, 2005). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioners, *Wilkinson v. Austin* (January 28, 2005). Copy supplied.

Brief for the United States in Opposition, *Chaney v. United States* (February 17, 2005). Copy supplied.

Brief for the United States, *Dodd v. United States* (February 17, 2005). Copy supplied.

Joint Appendix, *Arthur Andersen LLP v. United States* (February 22, 2005). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Petitioner, *Mayle v. Felix* (February 22, 2005). Copy supplied.

Brief for the United States, *Grasso v. United States* (February 23, 2005). Copy supplied.

Brief for the United States, *Koonin v. United States* (February 24, 2005). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Respondent, *Medellin v. Dretke* (February 28, 2005). Copy supplied.

Brief for the United States as *Amicus Curiae* Supporting Respondent, *Gonzalez v. Crosby* (April 1, 2005). Copy supplied.

Petition for a Writ of Certiorari, *United States v. Maxwell* (April 14, 2005). Copy supplied.

Supplemental Response for the United States in Opposition, *Nunez v. United States* (April 15, 2005). Copy supplied.

Petition for a Writ of Certiorari, *United States v. Smith* (April 15, 2005). Copy supplied.

Petition for a Writ of Certiorari, *United States v. Grubbs* (April 21, 2005). Copy supplied.

Brief for the United States in Opposition, *Czichray v. United States* (April 25, 2005). Copy supplied.

Brief for *Amici Curiae* Former Senior Officials of the Department of Justice in Support of Respondent, *District of Columbia v. Heller* (February 11, 2008). Copy supplied.

Brief for *Amici Curiae* Former Federal Prosecutors and Senior Justice Department and Government Officials in Support of Respondent, *Georgiou v. United States* (July 27, 2015). Copy supplied.

Brief of *Amici Curiae* Former Justice Department Officials in Support of Petitioners, *Zubik v. Burwell* (January 11, 2016). Copy supplied.

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. *United States v. Robert Patrick Jarvis*, Case No. 1:99-CR-033 (N.D. Ga. Mar. 29, 1999).

I was co-counsel in this public corruption prosecution before U.S. District Judge Thomas W. Thrash Jr. in the Northern District of Georgia. The defendant was the longtime sheriff of a metropolitan Atlanta county, a former Atlanta Braves pitcher known as "The Little Bulldog." From 1997 to 1999, I helped oversee an investigation that included the FBI, IRS, and state investigators. The defendant pled guilty to mail fraud and received 15 months in prison.

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2. *United States v. Robert Ethan Miller, Jr.*, Case No. 1:97-CR-496 (N.D. Ga. Oct. 2, 1998), *aff'd*, Case No. 98-9501, 202 F.3d 287 (11th Cir. 1999).

I was the sole prosecutor in this counterfeiting and murder-for-hire case before U.S. District Judge Orinda D. Evans in the Northern District of Georgia. The defendant was the head of a counterfeiting ring who hired a hitman to murder a young woman who was a critical government witness. An undercover operation by federal and state agents disrupted the plot. After a jury trial, the defendant was convicted of all charges, including attempted witness murder, solicitation to commit witness murder, and counterfeiting. Before sentencing, the defendant attempted to escape by having weapons smuggled into the jail. Miller received a prison sentence of 40 years. I continued to handle the case on appeal, and the Eleventh Circuit summarily affirmed in all respects. (I was not able to identify through Pacer and Westlaw searches the members of the Eleventh Circuit panel, nor do I presently recall which members sat on the panel.)

Counsel for Defendant:

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3. *United States v. Ernest Patton a/k/a "Spanky"*, Case No. 1:94-CR-339 (N.D. Ga. Apr. 30, 1999), *aff'd* Case No. 99-11132, 247 F.3d 245 (11th Cir. 2001).

I was the lead prosecutor in this RICO case in front of U.S. District Judge J. Owen Forrester in the Northern District of Georgia. The defendant was the leader of a national drug ring that trafficked cocaine (both crack and powder), heroin, and marijuana. The defendant also hired a team of hitmen to murder a grand jury witness, whom they killed, shooting him 14 times at close range. Identified as a suspect on television, the defendant assumed a new identity and remained a fugitive for more than a year until he was arrested after a highway stop. After his first trial ended with a deadlocked jury, the defendant was convicted of both RICO and RICO conspiracy in his retrial. The judge sentenced Patton to 40 years in prison. I continued to handle the case on appeal, including oral argument, and the Eleventh Circuit affirmed both his conviction and sentence. (I was not able to identify through Pacer and Westlaw searches the members of the Eleventh Circuit panel, nor do I presently recall which members sat on the panel.)

Co-counsel:

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4. *United States v. Dayna Nicole Cummings Dunn*, Case No. 1:98-CR-262 (N.D. Ga. January 29, 1999).

I was the sole prosecutor in this kidnapping case before U.S. District Judge G. Ernest Tidwell in the Northern District of Georgia. The defendant kidnapped a five-month-old infant from a rural Georgia neighbor and, pretending the baby was hers, fled to Canada. There, the FBI, working closely with Canadian authorities, arrested her and recovered the infant, unharmed. The defendant pled guilty and received a prison sentence of approximately five years.

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5. *United States v. Patrick Jerome Brown*, Case No. 1:98-CR-539 (N.D. Ga. Oct. 26, 1999), *aff'd* Case No. 99-14432, 237 F.3d 635 (11th Cir. 2000), *cert. denied*, 532 U.S. 912 (2001).

I was the lead prosecutor in this armed bank robbery prosecution in front of then-U.S. District Judge Julie Carnes in the Northern District of Georgia. The defendant and his partner engaged in two armed bank robberies, the second of which culminated in a protracted gunfight, wounding a security guard and killing his partner. After a jury trial, the defendant was convicted of all counts and sentenced to 30 years in prison. I continued to handle the case on appeal, and the Eleventh Circuit summarily affirmed in all respects. (I was not able to identify through Pacer and Westlaw searches the members of the Eleventh Circuit panel, nor do I presently recall which members sat on the panel.)

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6. *United States v. Codell Juan Griffin, Frederick Deon Bracy a/k/a Frederick Boyer Taylor, David Lasean Jeffries, & Lolita Maria Hauser-Rios*, Case No. 1:99-CR-141, (N.D. Ga. January 17, 2001), *aff'd* Case No. 01-10410, 31 F. App'x 199 (11th Cir. Dec. 20, 2001).

I was the lead prosecutor in this gun-trafficking case in front of U.S. District Judge Jack T. Camp in the Northern District of Georgia. The defendants “straw purchased” and smuggled 112 guns from Atlanta to Detroit. Two of the defendants pled guilty and cooperated, and one went to trial, where the jury convicted her of all counts. The final defendant was killed in a robbery in Detroit. The other three defendants received prison sentences. Defendant Hauser-Rios appealed her sentence, and the Eleventh Circuit summarily affirmed. (I was not able to identify through Pacer and Westlaw searches the members of the Eleventh Circuit panel, nor do I presently recall which members sat on the panel.)

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7. *United States v. Raymond J. McClendon & Theresa A. Stanford*, Case No. 1:99-CR-462, (N.D. Ga. January 31, 2001), *aff'd* Case No. 01-10616, 44 F. App'x 944 (11th Cir. June 14, 2002), *reh'g denied*, 48 F. App'x 330 (11th Cir. Aug. 20, 2002), *cert. denied*, 537 U.S. 1173 (2003) and 538 U.S. 947 (2003).

I was the lead prosecutor in this complex securities fraud and public corruption case against a prominent investment banker and the City of Atlanta's Investment Officer and assigned to U.S. District Judge Jack T. Camp in the Northern District of Georgia. The defendants schemed to defraud the City of approximately \$18 million by manipulating trades in the City's fixed-income portfolio and through a hidden conflict of interest. I worked closely with the FBI, SEC, and IRS on the matter. After a lengthy jury trial, both defendants were convicted of numerous mail fraud counts. McClendon received a prison sentence of nearly 7 years, and Stanford received a sentence of just under 4 years. Both defendants appealed to the Eleventh Circuit, which affirmed in all respects. (I was not able to identify through Pacer and Westlaw searches the members of the Eleventh Circuit panel, nor do I presently recall which members sat on the panel.)

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Counsel for Defendant Stanford:
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8. *United States v. Jay Scott Ballinger*, Case No. 2:99-CR-26 & No. 2:01-CR-032, 2001 U.S. Dist. LEXIS 20903 (N.D. Ga. 2001); 2001 U.S. Dist. LEXIS 209096 (N.D. Ga. 2001); 153 F. Supp. 2d 1361 (N.D. Ga. 2001), *rev'd*, 312 F.3d 1264 (11th Cir. 2002), 395 F.3d 1218 (11th Cir. 2005) (en banc).

I was the prosecutor in this serial church arson case in front of U.S. District Judge William C. O'Kelley in the Northern District of Georgia. The defendant was a "Luciferian" who traveled around the country burning down churches - more than 30 churches in 9 different states. The investigation required working closely with a rapidly-convened task force of federal, state, and local authorities, and with prosecutors around the country. The church arsons in Georgia were particularly serious, since one had killed a volunteer firefighter and severely injured three others. The defendant entered a conditional guilty plea, preserving his right to raise certain Commerce Clause issues on appeal. The judge sentenced Ballinger to life imprisonment. I continued to handle the case on appeal, including oral argument before the Eleventh Circuit panel [Judges Birch and Hill and Ninth Circuit Judge Hall, sitting by designation], which reversed on Commerce Clause grounds. Although I had by then left the U.S. Attorney's Office and become Assistant Attorney General, I asked to handle the *en banc* proceedings personally, including oral argument before the full Eleventh Circuit [Edmondson, Tjoflat, Anderson, Birch, Dubina, Black, Carnes, Barkett, Hull, Marcus, Wilson, Pryor]. The *en banc* court overturned the panel's decision and affirmed the conviction and sentence of the defendant.

Counsel for Defendant:
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9. *United States ex rel. Victoria Starr v. Janssen Pharmaceutica Products, L.P. (and related civil cases) and United States v. Janssen Pharmaceuticals, Inc.*, Case No.

2:13-cr-00605 (E.D. Pa. Nov. 3, 2013), Case Nos. 2:04-cv-01529, 2:04-cv-05184, 2:05-cv-05436, 2:10-cv-00098 (E.D. Pa. Dec. 31, 2013).

I was lead counsel for the defendants in parallel criminal and civil investigations into the promotion of Janssen Pharmaceuticals' antipsychotic medication Risperdal. The proceedings were assigned to U.S. District Judge Timothy J. Savage in the Eastern District of Pennsylvania. On behalf of Janssen Pharmaceuticals and Johnson & Johnson, I negotiated a plea agreement and a related civil settlement agreement with the Department of Justice. As part of the global resolution, Janssen Pharmaceuticals agreed to plead guilty to a misdemeanor misbranding offense, and the defendants paid a total of \$2.2 billion to resolve criminal and civil liability.

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10. *United States v. Credit Suisse AG*, No. 1:14-cr-00188, (E.D. Va. Nov. 21, 2014).

I was lead counsel for the defendant in a complex investigation into criminal tax violations by Credit Suisse before Chief Judge Rebecca Beach Smith of the U.S. District Court for the Eastern District of Virginia. On behalf of Credit Suisse AG, I negotiated a plea agreement with the U.S. Attorney Office for the Eastern District of Virginia and the U.S. Department of Justice Tax Division. As part of the global resolution, Credit Suisse agreed to plead guilty to conspiracy to commit offenses against the United States and pay \$2 billion to the Department of Justice.

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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.)

As the Principal Associate Deputy Attorney General (2001 – 2003), I had significant leadership, oversight and coordination responsibilities for several components of the Department of Justice. I focused primarily on issues, policies, operations, and initiatives relating to the Criminal Division, the U.S. Attorneys' Offices, and the FBI, devoting particular attention to counter-terrorism coordination, the President's Corporate Fraud Task Force, and Project Safe Neighborhoods. I served, for a number of months in 2001, on the Attorney General's Review Committee on Capital Cases. Finally, I represented

the Department on the President's Management Council, oversaw the implementation of the President's Management Agenda at the Department, and coordinated the work of the Department's own Strategic Management Council.

During my tenure as the Assistant Attorney General in charge of the Criminal Division (2003 – 2005), our highest priority was protecting America from the threat of terrorism and strengthening our national security. Leadership of the Counterterrorism and Counterespionage sections consumed the greatest portion of my time and attention during that period, working closely with U.S. Attorney's Offices around the country and with investigative agencies, especially the FBI. Some more significant counterterrorism matters during that stretch included the conviction of al Qaeda operative Zacarias Moussaoui for a conspiracy involving the 9/11 attacks; terrorist financing cases related to HAMAS in Dallas and Chicago; prosecutions of violent extremists from Lashkar-e-Taiba (LET) in Northern Virginia; the disruption of a terrorist plot in Columbus, Ohio; charges against a group for material support to the Palestinian Islamic Jihad (PIJ) terrorist group in Tampa; and cases against leaders of two Colombian narco-terrorist groups, the left-wing Fuerzas Armadas Revolucionarias de Colombia (FARC) and the right-wing Autodefensas Unidas de Colombia (AUC). We also worked closely with our British counterparts in Scotland Yard to assist them with UK charges against a group targeting various U.S. financial buildings. I am more limited in what I am permitted to describe regarding significant counterespionage matters during this time, but a few included the indictment (unsealed much later) of Marta Rita Velazquez with espionage for Cuba; and a number of successful investigations of agents of the former Iraqi regime's Iraqi Intelligence Service (IIS).

I also devoted a significant portion of my time as Assistant Attorney General to other criminal matters. In the area of corporate fraud, for example, I oversaw the work of the Enron Task Force, which during my tenure, brought cases against former Chairman Kenneth Lay, former CEO Jeffrey Skilling, and former CFO Andrew Fastow, among others. In the area of drug trafficking, I helped oversee a number of significant investigations of large and sophisticated international drug trafficking networks, culminating in the FARC and AUC cases mentioned above; charges against the leaders of one of Colombia's most powerful cocaine-trafficking organizations, the Norte Valle Cartel; and Operation Candy Box, a joint U.S.-Canadian takedown of over 100 people connected with the Wong Ze Wai organization's trafficking of MDMA (Ecstasy). In the area of cybercrime, we brought charges relating to the Axiom cyber-intrusion, at the time considered the largest theft of personal data to date; executed Operation Fastlink, at the time the most far-reaching and aggressive enforcement action ever undertaken against criminal data theft; executed Operation Gridlock, the first federal enforcement action ever taken against copyright theft on peer-to-peer networks; and pursued a number of initiatives against "phishing." We also brought a number of significant child pornography prosecutions. Finally, during my tenure, I oversaw a number of significant investigations in organized crime (including an increased emphasis of traditional organized crime resources against major gangs), public corruption (including the Jack Abramoff probe, which led ultimately to over 20 convictions), and human trafficking.

Upon my return to private practice in the second half of 2005, my most significant legal activities have been my leadership of our firm's Special Matters & Government Investigations group, and my representation of clients, mostly corporations, boards of directors, audit committees, and, occasionally, individuals or professionals in investigation matters. At the firm, I have led investigation matters involving U.S. Attorneys' Offices in over twenty different districts and nearly every litigating division of the Justice Department. The subject matters have spanned the False Claims Act, criminal tax provisions, the Foreign Corrupt Practices Act, securities laws, and other laws and regulations. Describing these matters in detail would risk breaching my duty of confidentiality to my clients. Of those where my representation is public, the more significant matters not already described include my representation of Credit Suisse in a 2009 global settlement relating to U.S. sanctions and the processing of wire transfers, my representation of Wachovia in a 2010 settlement relating to its relationships with payment processors, and my representation of Governor Chris Christie in investigations relating to the George Washington Bridge toll lane closings. Another significant and public matter is my selection and appointment by the U.S. District Court for the Eastern District of Tennessee as the Special Master, to review and help resolve a privilege dispute between the Department of Justice and the defendant in *United States ex rel. Martin v. Life Care Centers of America, Inc.*, Case No. 1:08-cv-251 (2015).

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 not taught any courses, but I have appeared on a panel on corporate prosecutions at the National Advocacy Center while Assistant Attorney General. I also appeared as a guest lecturer in a class taught by an attorney from the Public Integrity Section while Assistant Attorney General.

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 the following payments from King & Spalding LLP: I expect to receive a partnership distribution of \$880,000 (estimate) on July 17, 2017, reflecting my partnership share for the month of June 2017. Upon confirmation, I would immediately withdraw from the firm. If I continue as a partner with the firm the entire month of July 2017, I expect to receive a final payment of \$815,000 (estimate) immediately upon my withdrawal from the firm, reflecting my partnership share for the month of July 2017. That amount would be adjusted pro rata depending on the timing of confirmation and withdrawal. Also at the time of my withdrawal, I expect to receive the full return of my paid-in capital from King & Spalding LLP of \$1,270,000, if confirmation and withdrawal

occur by the end of July 2017. (That amount would increase by \$10,000 for any additional month before withdrawal, to reflect additional capital paid by me and therefore returned.). If I withdraw from King & Spalding LLP in 2017, I will not satisfy the vesting requirements to receive any defined benefit pension benefits specified in the partnership agreement.

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-278.

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.

During the nomination process, I consulted with the Department of Justice's ethics office. I will continue to consult with them if confirmed and will recuse myself from any matter in which it is required under the governing rules, regulations, and practices. 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 continue to consult with the Department of Justice's ethics office if confirmed and will recuse myself from any matter in which it is required.

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.

Approximately a third of my legal career has been devoted exclusively to public service, especially to victims of crime, as a prosecutor in the U.S. Attorney's Office in Atlanta and more recently with the Department of Justice in Washington, DC. While in private practice, my most significant pro bono work was on behalf of the public safety initiatives of Central Atlanta Progress, Inc., a not-for-profit community-service organization dedicated to downtown Atlanta. I devoted approximately 120 hours to this pro bono work.

I also developed a pro bono initiative at my firm, just recently launched, to focus on assisting victims of human trafficking in the Atlanta area. The project involved many months of research, working together with other King & Spalding lawyers, and relationship building with nonprofits and current and former members of the federal and state law enforcement communities. As a result, the firm is now collaborating with a leading nonprofit organization to assist foreign victims with T visas, as well as a local district attorney's office to assist with the prosecution of traffickers. The goal is that, as the initiative grows, it also will address other legal needs of human trafficking victims, such as obtaining protective orders and other rights advocacy.