UNITED STATES SENATE COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES PUBLIC

1. <u>Name:</u> State full name (include any former names used).

Rosemarie (Rosie) Hidalgo Rosemarie Hidalgo-McCabe (McCabe is my married name and I sometimes use the hyphenated last name outside the work context.

2. <u>Position:</u> State the position for which you have been nominated.

Director, Office on Violence Against Women, U.S. Department of Justice

3. <u>Address:</u> 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.

Eisenhower Executive Office Building 1650 17th St. NW, Room 173 Washington, DC 20500

4. **<u>Birthplace</u>**: State date and place of birth.

November 3, 1965; Washington, D.C.

5. <u>Education</u>: 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.

New York University School of Law, 1989 – 1993 Juris Doctor Degree received cum laude, May 1993

Georgetown University, 1984 – 1988 Bachelor of Arts received magna cum laude, May 1988

Study Abroad: Universidad de Sevilla, Sevilla, Spain (Jan. 1987 – May 1987)

6. <u>Employment Record</u>: 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.

March 2021 – Present Special Assistant to the President and Senior Advisor on Gender-Based Violence White House Executive Office of the President, Gender Policy Council Einstein Executive Office Building 1650 17th St NW Washington, D.C. 20500

February 2017 – February 2021 Senior Director of Public Policy Esperanza United (formerly Casa de Esperanza) Main office: 540 Fairview Avenue, St. Paul, MN 55104 [Worked in DC]

February 2017 – February 2018 Senior Policy Advisor (Consultant) National Resource Center on Domestic Violence Main office: 6041 Linglestown Road Harrisburg, PA 17112; [Worked in DC]

December 2014 – January 2017 Deputy Director for Policy Office on Violence Against Women U.S. Department of Justice 145 N Street, NE, Suite 10W.121, Washington, D.C. 20530

March 2009 – November 2014 National Director of Public Policy and Advocacy Esperanza United (formerly Casa de Esperanza) Main office: 540 Fairview Avenue St. Paul, MN 55104; worked in D.C.

October 2006 – March 2009 Director of Policy and Research National Latino Alliance for the Elimination of Domestic Violence (Alianza) P.O. Box 7886 Albuquerque, NM 87194; worked in DC

March 2004 – June 2006 Consultant World Bank Office, Dominican Republic Ave. Lope de Vega No. 29, Torre Novo-Centro, Piso 10 Santo Domingo, Dominican Republic

May 2002 – May 2006 Coordinator of the Department of Justice and Peace Centro Obra Social y Cultural Sopeña (OSCUS) – Dominican Republic Cayena 2, Buenos Aires de Herrera Santo Domingo, Dominican Republic

October 2000 – December 2001 Director of Projects and Policy & Interim Executive Director; National Latino Alliance for the Elimination of Domestic Violence (Alianza) Main Office was at Violence Intervention Program, Triborough Station, P.O. Box 1161 New York, NY 10035 [Worked in my home office in Virginia]

January 1999 – September 2000 National Project Director CLC & Associates, Inc. (Subsequently the National Latino Alliance for the Elimination of Domestic Violence) 1730 N Lynn St, Ste 502 Arlington, VA 22209

September 1995 – January 1999 Staff Attorney Legal Services of Northern Virginia 10700 Page Avenue Fairfax, Virginia 22030

September 1993 – September 1994 Staff Attorney The Door, A Center of Alternatives, Inc – Legal Services Center 555 Broome St, New York, NY 10013

September 1991 – July 1992 Legal Intern UNICEF, Dominican Republic Santo Domingo Dominican Republic

July – August 1991 Summer Legal Intern Children's Defense Fund 840 First Street NE Washington, D.C. 20002

May – June 1991 Summer Legal Intern Crowell and Moring, LLP 1001 Pennsylvania Avenue NW Washington, D.C. 20004

May – August 1990 Summer Legal Intern Juvenile Law Center 1800 JFK Blvd Philadelphia, PA 19103

7. <u>Military Service and Draft Status:</u> 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.

- 8. <u>Honors and Awards:</u> 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.
 - Georgetown University, Coakley Medal for Outstanding Leadership and Achievement (1988)
 - New York University School of Law, Root Tilden Snow Scholarship (1990)
 - New York University School of Law, Judge Eileen Schwartz Award for outstanding work in the field of children and the law (1993)
 - Skadden Arps Fellowship for public interest law upon graduation (1993)
 - American Bar Association Commission on Domestic & Sexual Violence, Recipient of 20/20 Vision Award for Trailblazing Advocacy Against Domestic and Sexual Violence (2015)
 - National LGBT Bar Association, Allies for Justice Award (2013)
 - Selected for President's Leadership Workshop during the Obama Administration (2015)

- National Coalition Against Domestic Violence, Voices Rising Policy Change Award (2018)
- 9. <u>Bar Associations</u>: 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.

Virginia Bar Association

District of Columbia Bar Association

Hispanic Bar Association

American Bar Association

• Appointed to serve on the ABA Commission on Domestic and Sexual Violence (2010-2013)

Hispanic Bar Association of Virginia

- President: June 2000 June 2001; President-Elect: June 1999 June 2000
- Vice-President: June 1998 June 1999; Chair of Legislative Committee: 1997 1998

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.

New York (1993 – 1998)

I voluntarily discontinued my membership in 1998 since I did not plan to practice in New York again.

Virginia (1994 – present)

Washington, DC (1998 - present)

Except as noted, 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.

None.

11. Memberships:

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.
 - National Task Force to End Sexual and Domestic Violence, Steering Committee member representing Casa de Esperanza (2009-2014; 2017-2021)
 - National Hispanic Leadership Agenda (2012-2014; 2017-2021) [Represented Casa de Esperanza as a coalition member; Latina Task Force co-chair]
 - Stonewall Manor Community Neighborhood Association, Board member (2019-2020)
 - Biden Foundation Advisory Council for Ending Violence Against Women (2018 2019)
 - Hispanics Against Abuse and Neglect, Arlington, VA [Board Member from 1999 2001; 2006 2010; 2013 2014 & Board President 2007 -2010]
 - National Network to End Domestic Violence, Policy Advisory Committee (2008-2010)
 - Our Lady of Good Counsel Catholic Church, Vienna, VA CCD teacher and lector (member until 2020)
- b. Indicate whether any of these organizations listed in response to 11(a) above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

To my knowledge, none of these organizations 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.

I have done my best to identify all books, articles, letters to the editor, editorial pieces and other published material, including through a review of my personal files and searches of publicly available electronic databases. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have located the following listed in **Attachment 12(a)**.

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

I have done my best to identify any reports, memorandum or policy statements prepared or to which I contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which I was or am a member. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have located the following listed in **Attachment 12(b)**.

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

I have done my best to identify any testimony, official statements, or other communications related, in whole or in part, to matters of public policy or legal interpretation, including through a review of my personal files and searches of publicly available electronic databases. I have located the following listed in **Attachment 12(c)**.

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.

I have done my best to identify transcripts or recordings of all speeches or talks

delivered, including through a review of my personal files and searches of publicly available electronic databases. I frequently speak without notes or speak from a handwritten outline. I did not retain the majority of the handwritten outlines and have attached all that I could find. Despite my searches, there may be other materials I have been unable to identify, find, or remember. I have located the following listed in **Attachment 12(d)**.

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

I have done my best to identify all interviews given, including through a review of my personal files, and searches of publicly available electronic databases. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have located the following listed in **Attachment 12(e)**.

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

Not applicable.

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.

Other than serving as a political appointee as Deputy Director for Policy at the Office on Violence Against Women within the U.S. Department of Justice (Dec. 2014 – Jan. 2017), I have not been appointed to or run for public office.

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

Biden Campaign, volunteer in Women's Policy Committee; Safety and Dignity Subcommittee (August 2020 – October 2020) [Unpaid.]

Biden-Harris Transition team, volunteer on Gender-Based Violence policy subcommittee to consolidate recommendations for the Domestic Policy Council

(November 2021 – December 2021) [Unpaid.]

14. Legal Career: Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:
 - i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have not served as clerk to a judge.

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

I have not practiced 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.

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May – August 1990 Summer Legal Intern Juvenile Law Center 1800 JFK Blvd Philadelphia, PA 19103

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 not served as a mediator or arbitrator in alternative dispute resolution proceedings.

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

I have not held any judicial office.

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

From 1993 – 1999 I worked for non-profit organizations and provided direct legal services to low-income individuals in civil legal matters.

Since 1999 I have not provided direct legal services. From 1999 – 2002 and from 2006 to the present I have mainly been involved in public policy advocacy for national nonprofit organizations and policy development in government positions focused on addressing domestic violence and sexual assault.

From 2002-2006 I lived in the Dominican Republic when my husband was serving as the Deputy Director for Peace Corps in the DR. I did not have a law practice. During

that time, I worked as a consultant for the World Bank on programs to support lowincome families. I also volunteered at a community center to establish and coordinate a project focused on preventing and addressing domestic violence.

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

When I worked providing direct legal representation, my clients were low- income children, youth and families who needed assistance with civil legal matters. I focused mainly in the areas of special education, child welfare, disabilities, housing, emancipation, and family law matters, including issues of custody and domestic violence orders of protection.

- 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.
 - i. Indicate the percentage of your practice in:

When I was providing direct legal services from 1993 - 1999 I appeared in court occasionally (approximately 25% of my practice). Below is the breakdown of the kinds of cases I handled in court:

1. federal courts:	0%
2. state courts of record:	5% (Fairfax County Circuit Court)
3. other courts:	80%: (Juvenile and Domestic Relations
	District Court in Fairfax, Arlington and
	Alexandria; Housing Court in NYC)
4. administrative agencies:	15% (Social Security Administration
	hearings on disability cases; School
	Board on school suspensions/
	expulsions)

ii. Indicate the percentage of your practice in:

1.	civil proceedings:	100% civil proceedings

- 2. criminal proceedings: 0% criminal proceedings
- 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 tried one case in Fairfax Circuit Court to a final decision as associate counsel.

I tried three cases before administrative law judges of the Social Security Administration to a final decision as sole counsel.

i. What percentage of these trials were:

1.	jury	0%
2.	non-jury	100%

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.

N/A

- 15. <u>Litigation:</u> 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.

Below is a summary of some of the most significant cases that I litigated. I do not have citations or docket numbers for these cases, nor personally identifying information about the parties that I represented.

In 1997, I litigated a case in Fairfax County Circuit Court as associate counsel while working at Legal Services of Northern Virginia (LSNV). The case was a contested adoption matter in which the birth mother, who was a recent immigrant and did not speak English, alleged that she had been coerced into signing papers that gave her infant daughter up for adoption under fraudulent circumstances. We first had a 5-day trial in the Fairfax County Juvenile and Domestic Relations Court in which the judge ruled that the adoption was a result of fraud and coercion. The adoptive parents then appealed to the Fairfax County Circuit Court, which required a new trial since the lower court is not a court of record in Virginia. The new trial occurred many months later and the Circuit Court Judge ruled that the adoption was legal. An attorney with a private law firm ultimately took on the case pro bono as the lead counsel on appeal. I took a temporary leave from LSNV to provide assistance to the lead attorney as associate counsel on this

case on appeal. I cannot recall the docket number, the name of opposing counsel, or other case details. I have checked my own records and contacted former colleagues to locate this information, but my research and outreach has been unsuccessful.

- In 1998 I represented a survivor of domestic violence in Arlington Juvenile and Domestic Relations Court (JDR) seeking to change the custody and parenting plan after her former husband assaulted her when bringing the child back to her home after his weekend visitation with the child. The JDR court is not a court of record. I cannot recall the docket number, the name of opposing counsel, or other case details. I have checked my own records and contacted former colleagues to locate this information, but my research and outreach has been unsuccessful.
- In 1998 in Fairfax JDR Court, I represented a survivor of domestic violence in a custody matter in which her ex-husband refused to return the child to her mother and obtained custody from a Virginia judge without informing the judge that the mother already had been awarded custody in another state. I represented her in the matter and successfully vacated the Virginia custody order and arranged to have the child returned to her mother out of state and to get an order of protection. I cannot recall the docket number, the name of opposing counsel, or other case details. I have checked my own records and contacted former colleagues to locate this information, but my research and outreach has been unsuccessful.
- In 1994, while working at a center for at-risk youth in New York City, I represented a young adult who was facing eviction due to rental arrears as a result of his legal guardian stealing his survivor benefits following the death of his parents. The eviction was prevented, and I secured funds from the city to help pay the arrears under emergency circumstances. I cannot recall the docket number, the name of opposing counsel, or other case details. I have checked my own records and contacted former colleagues to locate this information, but my research and outreach has been unsuccessful.
- I represented various clients in the JDR courts in Fairfax, Arlington, and Alexandria on routine custody and child support matters but given the nature of these kinds of cases I do not recall their specific details.
- 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.)

My legal career was focused on providing direct legal representation to low-income clients in civil legal matters, primarily in issues of family law, such as orders of protection, custody, and child support. I also provided legal representation in housing matters to prevent eviction and in legal matters related to public benefits and access to education for children with

disabilities and other youth. Providing direct legal representation to youth and adults helped inform my subsequent advocacy work in matters of public policy.

I transitioned to public policy advocacy that primarily focused on developing, strengthening, and improving the implementation of policies to help survivors of domestic violence and sexual assault.

I served as the Director of Public Policy for Casa de Esperanza: National Latin@ Network for Healthy Families and Communities, a national resource center focused on policy, research, and training to improve access to services and safety for survivors. In that role, I also served on the Steering Committee of the National Task Force to End Sexual and Domestic Violence and was engaged in policy advocacy in in support of federal legislation to improve access to services and support for survivors of domestic violence and sexual assault. This included collaborating with other policy advocacy organizations to draft proposed legislation and engage in advocacy on Capitol Hill to reauthorize and strengthen the Family Violence Prevention and Services Act (FVPSA), which was enacted in 2010 and to reauthorize and expand protections in of the Violence Against Women Act (VAWA) that was enacted in 2013.

In 2013, I also advocated to strengthen protections for immigrant survivors and increase the number of U-visas available for victims of crime through immigration reform legislation. These amendments were included in the bill that passed the Senate, but the legislation did not pass the House. Most recently, from 2017-2020, I was involved in policy advocacy activities to renew and strengthen FVPSA and VAWA when it was time to reauthorize this legislation once again.

Most recently, from 2017-2020, I was involved in policy advocacy activities to renew and strengthen FVPSA and VAWA when it was time to reauthorize this legislation once again.

Throughout my career I have also been engaged in providing trainings and developing resources for attorneys and advocates who work at local, state, or national domestic violence and sexual assault organizations, as well as law enforcement and court personnel, to help them improve access to trauma-informed services and safety for survivors and better understand legal remedies and protections, particularly for immigrant survivors or those from marginalized or underserved communities.

From December 2014 until January 2017, I had the opportunity to serve as the Deputy Director for Policy at the Office on Violence Against Women at the Department of Justices. I was involved in the implementation of VAWA grant programs and the development of policies to increase access to safety and justice for survivors. This also included strengthening inter-agency collaboration and coordinating initiatives with the White House Council on Women and Girls, as well as with the White House Advisor on Violence Against Women. Since March of 2021, I have been serving as Special Assistant to the President and Senior Advisor on Gender-Based Violence in the White House Gender Policy Council, In that capacity, I had the opportunity to collaborate with the White House Office of Legislative Affairs, DOJ, and bipartisan Members of Congress, as well as engage with stakeholders, to secure the reauthorization of the Violence Against Women Act in 2022.

17. <u>Teaching:</u> 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.

18. <u>Deferred Income/ Future Benefits</u>: 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.

None.

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

None.

20. <u>Sources of Income:</u> 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).

Please see my SF-278 as provided by the Office of Government Ethics.

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

Please 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 and Designated Ethics Officers to identify any potential conflicts. If I am confirmed, I will continue to consult with that office and will recuse myself from any matter in which recusal is required.

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

If I am confirmed, any potential conflict of interest will be resolved in accordance with the terms of an ethics agreement that I have entered with the Department's designated agency ethics official. If confirmed, I will continue to consult with the Department of Justice's ethics office and will recuse myself from any matter in which recusal is required.

23. <u>Pro Bono Work:</u> 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.

During my career, I have provided a meaningful amount of legal representation to survivors of domestic violence and sexual assault, generally, as well as specific advocacy to improve access to safety and services for immigrant survivors, individuals with limited English proficiency, individuals from historically marginalized racial and ethnic minority communities, and for LGBTQ+ survivors through my work at non-profits and in the public sector; however, I have not represented clients beyond that limited scope.