

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Roseann Ambrosia Ketchmark
Roseann Ambrosia Smith
Roseann Ambrosia Geffre
Roseann A.G. Smith
Roseann A.G. Ketchmark

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

United States District Court Judge for the Western District of Missouri

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.

U.S. Attorney's Office for the Western District of Missouri
400 East 9th Street
Suite 5510
Kansas City, Missouri 64106

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

1963; Lindsay, Oklahoma

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.

1987 – 1990, University of Kansas; J.D., 1990
1981 – 1986, University of Oklahoma; B.S., 1986

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.

2001 – present

U.S. Attorney's Office for the Western District of Missouri

400 East 9th Street, Suite 5510

Kansas City, Missouri 64106

Assistant United States Attorney (2010 – present)

Executive Assistant United States Attorney (March – June 2010)

First Assistant United States Attorney (2009 – 2010)

Assistant United States Attorney (2007 – 2009)

Executive Assistant United States Attorney (2006 – 2007)

First Assistant United States Attorney (2001 – 2006)

1995 – 2001

Platte County Prosecutor

328 Main, 3rd Floor

Platte City, Missouri 64079

First Assistant Prosecutor

1990 – 1995

Jackson County Prosecutor

415 East 12th Street, 7th Floor

Kansas City, Missouri 64106

Assistant Prosecutor (1990 – 1995)

Law Intern (January – September 1990)

Summer 1989

Johnson County District Attorney's Office

100 North Kansas Avenue

Olathe, Kansas 66061

(no payment received from services)

Law Intern

1988 – 1990

North Kansas City Hospital

2800 Hospital Drive

North Kansas City, Missouri 64116

Registered Nurse

1987 – 1988

Favorite Nurses

801 West 47th Street, Suite 419

Kansas City, Missouri 64112

Registered Nurse

1986 – 1987

Lindsay Municipal Hospital

1305 West Cherokee Street
Lindsay, Oklahoma 73052
Registered Nurse

Other Affiliations (uncompensated unless otherwise indicated):

2006 – present
Geffre's Travel Inn
300 Third Avenue SW
Lamoure, North Dakota 58458
Partner (25% ownership) (2006 – 2011)
Partner (50% ownership) (2011 – present)

2006 – present
Geffre's Travel Inn
401 Main Avenue
Oakes, North Dakota 58474
Partner (25% ownership) (2006 – 2011)
Partner (50% ownership) (2011 – present)

2002 – present
Synergy Services, Inc.
400 East 6th Street
Parkville, Missouri 64152
Children's Advocacy Center Advisory Board Member

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, and am not subject to the selective service registration requirement.

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.

Exceptional Service Award, National Association of Former U.S. Attorneys (2011)
"40 Under Forty" Community Leadership Award, Ingram's Business Magazine (2003)
Jackson County Prosecutor's Trial Attorney of the Year (1994)
Jackson County Prosecutor's Rookie of the Year (1991)
University of Oklahoma Outstanding Senior in the College of Nursing (1986)
University of Oklahoma "Big Woman on Campus" Leadership Award (1986)

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.

Association for Women Lawyers of Kansas City
Missouri Bar Association
Criminal Law and Procedure Committee (2002 – present)
Missouri Association of Prosecuting Attorneys
Platte County Bar Association

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.

Missouri, 1990
Kansas, 1991

On July 21, 1993, I requested removal from the Kansas Bar, when I realized I would not be practicing law in Kansas.

- 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. Court of Appeals for the Eighth Circuit, 2004

U.S. District Court for the Western District of Missouri, 2001

State of Kansas, 1991

State of Missouri, 1990

I am no longer admitted to practice in Kansas. On July 21, 1993, I requested removal from the Kansas Bar when I realized I would not be practicing law in Kansas.

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.

Jackson County Child Fatality Review Panel (1991 – 1995)

Jackson County Child Sexual Abuse Task Force (1990 – 1995)
Chair (1993 – 1995)

Missouri Department of Health and Senior Services, Center for Emergency Response and Terrorism, Federal Point of Dispensing (2011 – present)

Monticello Subdivision Swimming Pool Committee (2007 – 2009)

Northland Community Response Team (CRT) (1998 – present)

Park Hill Community Drug Task Force (1995 – 2001)
Tobacco Subcommittee (1995 – 2001)

Platte County Child Fatality Review Panel (1995 – 2001)
Chair (1995 – 2001)

U.S. Attorney's Anti-Terrorism Task Force (2003 – 2006)

Synergy Services, Inc. Children's Advocacy Center (CAC) (2002 – present)
Advisory Board

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a 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 the best of my knowledge, none of the organizations of which I am a member or have been a member 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.

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.

None.

- 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.

None.

- 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.

Letter of Support for Ann Hansbrough (Association for Women Lawyers of Kansas City, October 3, 2013). Copy supplied.

Application for Associate Circuit Judge, Sixth Circuit Judicial Commission (March 1, 2010). Copy supplied.

- 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.

In the past 24 years as an assistant prosecutor, I have periodically given presentations to law enforcement, probation, and parole officers. I usually speak on crimes against children and sexual assault. I do not know the specific dates I have given such presentations. I often do not speak from a prepared text, and I have not always retained any presentation notes I may have prepared. I have done my best to identify all items called for in this question, including a thorough review of my personal files and searches of publicly available electronic databases. I have located the following:

March 6, 2013: Guest Presenter, Career Share, English Landing Elementary School, Kansas City, MO. I spoke to the elementary students about a career in the legal field. PowerPoint supplied.

April 25, 2012: Presenter, Murder Trial of *U.S. v. Montgomery*, 2012 Kansas Association of Court Services Officers Spring Conference, Mayetta, KS.

PowerPoint (graphic autopsy photos omitted), last edited on April 21, 2011, supplied.

March 7, 2011: Guest Speaker, Criminal Evidence, Lakeview Middle School, Kansas City, MO. PowerPoint supplied.

October 15, 2009: Presenter, Overview of the U.S. Department of Justice and the U.S. Attorney's Office for the Western District of Missouri, Rockhurst High School, Kansas City, MO. PowerPoint supplied.

March 11, 2009: Presenter, Murder Trial of *U.S. v. Montgomery*, Buchanan County Bar Meeting, St. Joseph, MO. I presented on the capital murder trial of *U.S. v. Montgomery*. I have no notes, transcript or recording, but the presentation would have been substantially similar to the one on September 26, 2008, for which a copy of the PowerPoint has been supplied.

February 9, 2009: Presenter, Criminal Justice System, University of Missouri – Kansas City, Kansas City, MO. I presented an overview of the criminal justice system to the Applied Criminal Procedure and Evidence Class. I have no notes, transcript or recording. The address of the University of Missouri – Kansas City is 5100 Rockhill Road, Kansas City, MO 64110.

January 19, 2009: Presenter, Murder Trial of *U.S. v. Montgomery*, Platte County Bar Quarterly Meeting, Kansas City, MO. I presented on the capital murder trial of *U.S. v. Montgomery*. I have no notes, transcript or recording, but the presentation would have been substantially similar to the one on September 26, 2008, for which a copy of the PowerPoint has been supplied.

September 26, 2008: Co-Presenter, Murder Trial of *U.S. v. Montgomery*, 2008 Osage County Court Services Conference, Melvern, KS. PowerPoint supplied (graphic autopsy photos omitted).

August 11, 2008: Co-Presenter, Murder Trial of *U.S. v. Montgomery*, 20th Annual Crimes Against Children Conference, hosted by the National Center for Missing and Exploited Children, Dallas, TX. PowerPoint supplied (graphic autopsy photos omitted).

April 10, 2008: Co-Presenter, Murder Trial of *U.S. v. Montgomery*, FBI National Academy Associates and Kansas City FBI Office, Wichita, KS. I presented on the capital murder trial of *U.S. v. Montgomery*. I have no notes, transcript or recording, but the presentation would have been substantially similar to the one on August 11, 2008, for which a copy of the PowerPoint has been supplied.

March 14, 2008: Co-Presenter, Murder Trial of *U.S. v. Montgomery*, Interstate Advisory Council for Missing and Exploited Children 2008 Annual Meeting,

Kansas City, MO. PowerPoint (graphic autopsy photos omitted), last edited on December 16, 2004, supplied.

August 29, 2005: Lecturer, Management Issues for AUSA Managers course, sponsored by the Department of Justice National Advocacy Center, Columbia, SC. Because the materials used at this training are law enforcement sensitive, they are not supplied.

June 29, 2005: Presenter, Media Relations, Kansas City Missouri Bar Association's CLE Seminar, Kansas City, MO. I prepared a PowerPoint presentation which lists me as presenter. My son was hospitalized that morning, and a co-worker presented the material in my place. Annotated PowerPoint supplied.

October 25, 2004: Presenter, Overview of the Department of Justice, Boy Scouts of America, Kansas City, MO. I presented an overview of the Department of Justice and the U.S. Attorney's Office for the Western District of Missouri. I have no notes, transcript, or recording. The address of the Boy Scouts is 10210 Holmes Road, Kansas City, MO 64131.

October 1, 2004: Presentation of retirement plaque on behalf of the U.S. Attorney's Office for the Western District of Missouri to Bureau of Prison Warden Hershberger, Hilton Hotel, Kansas City, KS. I have no notes, transcript or recording. The address of the U.S. Attorney's Office is 400 East 9th Street, Kansas City, MO 64106

May 15, 2003: Presentation of retirement plaque on behalf of the U.S. Attorney's Office for the Western District of Missouri to Bankruptcy Trustee Joel Pelofsky, Fedora's Restaurant, Kansas City, MO. I have no notes, transcript or recording. The address of the U.S. Attorney's Office is 400 East 9th Street, Kansas City, MO 64106

July 31, 2001: Lecturer, Opening Statements, Missouri Office of Prosecuting Attorneys' Trial School, Jefferson City, MO. Because the materials used at this training are law enforcement sensitive, they are not supplied.

January 18, 2001: Guest Presenter, Career Day, Lakeview Middle School, Kansas City, MO. I spoke to the middle school students about a career in the legal field. I have no notes, transcript or recording. The address of Lakeview Middle School is 6720 NW 64th Street, Kansas City, MO 64151.

January 10, 2001: Guest Presenter, Career Day, Congress Middle School, Kansas City, MO. I spoke to the students about a career in the legal field. I have no notes, transcript or recording. The address of Congress Middle School is 8150 North Congress Avenue, Kansas City, MO 64152.

January 2001: Instructor, National Trial Advocacy III School, National Advocacy Center, Columbia, South Carolina. Because the materials used at this training are law enforcement sensitive, they are not supplied.

December 2000: Instructor, National Trial Advocacy School, National Advocacy Center, Columbia, South Carolina. Because the materials used at this training are law enforcement sensitive, they are not supplied.

September 2000: Instructor, Missouri Office of Prosecuting Attorneys' Vehicular Homicide Trial School, Kansas City, Missouri. Because the materials used at this training are law enforcement sensitive, they are not supplied.

July 2000: Instructor, Missouri Office of Prosecuting Attorneys' Trial Advocacy School, Jefferson City, Missouri. Because the materials used at this training are law enforcement sensitive, they are not supplied.

March 21, 2000: Guest Presenter, Career Day, Park Hill South High School, Kansas City, MO. I spoke to the students about a career in the legal field. I have no notes, transcript or recording. The address of Park Hill South High School is 4500 NW River Park Drive, Kansas City, MO 64150.

February 5, 2000: Lecturer, 2000 Platte County, Missouri, Police Officers Standards and Training, Platte City, MO. I do not recall the topic on which I presented. I have no notes, transcript or recording. The address of the Platte County Sheriff's Office is 415 3rd Street #10, Platte City, MO 64079.

February 2000: Instructor, National Trial Advocacy School, National Advocacy Center, Columbia, South Carolina. Because the materials used at this training are law enforcement sensitive, they are not supplied.

January 12, 2000: Guest Presenter, Northland Career Fair, Northland Career Center, Platte City, MO. I spoke to the students about a career in the legal field. I have no notes, transcript or recording. The address of Northland Career Center is 1801 Branch Street, Platte City, MO 64079.

November 10, 1999: Guest Presenter, Career Day, Platte County R-3 High School, Platte City, MO. I spoke to the high school students about a career in the legal field. I have no notes, transcript or recording. The address of Platte County R-3 High School is 1501 Branch Street, Platte City, MO 64079.

October 20, 1999: Guest Presenter, Career Day, Park Hill High School. I spoke to the high school students about a career in the legal field. I have no notes, transcript or recording. The address of Park Hill South High School is 7701 NW Barry Road, Kansas City, MO 64153.

September 1999: Instructor, Missouri Office of Prosecuting Attorneys' Vehicular Homicide Trial School, St. Peters, Missouri. Because the materials used at this training are law enforcement sensitive, they are not supplied.

August 1999: Instructor, Missouri Office of Prosecuting Attorneys' Trial Advocacy School, Jefferson City, Missouri. Because the materials used at this training are law enforcement sensitive, they are not supplied.

May 1999: Instructor, National Advanced Trial Advocacy School, National Advocacy Center, Columbia, South Carolina. Because the materials used at this training are law enforcement sensitive, they are not supplied.

September 1998: Instructor, Missouri Lethal Weapon Advanced Trial School, hosted by the Missouri Office of Prosecuting Attorneys, Kansas City, Missouri. Because the materials used at this training are law enforcement sensitive, they are not supplied.

July 28, 1998 and July 29, 1998: Lecturer, Sexual Crimes, 1998 Platte County, Missouri, Police Officers Standards and Training, Platte City, MO. This course was law enforcement sensitive, and I have no notes, transcript or recording.

July 1998: Instructor, Missouri Office of Prosecuting Attorneys' Trial Advocacy School, Jefferson City, Missouri. Because the materials used at this training are law enforcement sensitive, they are not supplied.

November 13, 1997: Guest Speaker, Criminal Law, Platte County R-3 High School, Platte City, MO. I spoke to the freshman class about criminal law and the criminal justice system. I have no notes, transcript or recording. The address of Platte County R-3 High School is 1501 Branch Street, Platte City, MO 64079.

September 13, 1997: Guest Speaker, Interviewing for Jobs, University of Missouri Extension – Platte County, Kansas City, MO. I spoke to the group regarding professionalism and interviewing for jobs. I have no notes, transcript or recording. The address of the Platte County Extension Center is 11724 NW Plaza Circle, Suite 300, Kansas City, MO 64153.

June 20, 1997: Guest Presenter, Prosecuting Child Sexual Abuse Cases, SafeHaven of Kansas City, Inc.'s 1997 In-Service event, Kansas City, MO. I discussed prosecuting child sexual abuse cases. I have no notes, transcript or recording. The address for SafeHaven is 400 East 6th Street, Parkville, MO 64152.

June 6, 1997: Guest Speaker, Criminal Warrants, Platte County Law Enforcement Breakfast, hosted by the Platte County Sheriff's Department, Kansas City, MO. I spoke about applications for arrest warrants and criminal charges. I

have no notes, transcript or recording. The address of the Platte County Sheriff's Office is 415 3rd Street #10, Platte City, MO 64079.

May 1997: Guest Speaker, Criminal Justice System, English Landing Elementary School, Kansas City, MO. I spoke to the elementary students about the criminal justice system. I have no notes, transcript or recording. The address for English Landing Elementary School is 6500 NW Klamm Drive, Kansas City, MO 64151.

March 27, 1997: Lecturer, Crimes Against Children, 1997 Platte County, Missouri, Police Officers Standards and Training, Platte City, MO. This course was law enforcement sensitive, and I have no notes, transcript or recording.

March 16 – 20, 1997: Lecturer, Cross-Examination, Missouri Office of Prosecuting Attorneys' Train the Trainers Course, St. Louis, MO. Because the materials used at this training are law enforcement sensitive, they are not supplied.

January 6, 1996: Guest Speaker, Current Trends in the Law, University of Missouri – Kansas City, Kansas City, MO. I spoke on current trends regarding rape shield, marital rape, and stalking. I have no notes, transcript or recording. The address of the University of Missouri – Kansas City is 5100 Rockhill Road, Kansas City, MO 64110.

September 9, 1994: Speaker, Legal/Medical Issues of Child Physical/Sexual Abuse, Children's Mercy Hospital 1994 Emergency Care of Children Workshop, Community Center for Health & Education, Kansas City, MO. I spoke on legal issues involving medical findings of child physical and sexual abuse. I have no notes, transcript or recording. The address of Children's Mercy Hospital is 2401 Gillham Road, Kansas City, Missouri 64108.

- 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.

As a former assistant prosecutor with the State of Missouri and as current Assistant U.S. Attorney, I occasionally have given interviews to local radio, television and print media reporters in my official capacity. I do not recall all the interviews I have given or the dates I have given interviews. The interviews most always have centered on a particular case that I was prosecuting. I have done my best to identify all items called for in this question, including a thorough review of my personal files and searches of publicly available electronic databases:

Frank Morris, *Interview, Former Grandview Mayor Remorseful At Fraud Sentencing*, KCUR FM 89.3 Radio Station (August 4, 2014). I have been unable

to obtain a transcript or recording of the interview, but an article with excerpts is supplied.

FBI: Criminal Pursuit, Maternal Instinct (Season 3, Episode 13) (July 10, 2012). Video recording supplied.

Missouri's Legal Leaders (Shook, Hardy & Bacon, Documentary Video Project, 2008). Video recording supplied.

Mark Morris, *Ex-Deputy Pleads Not Guilty In Mistreatment Of Suspect*, The Kansas City Star, May 28, 2008. Copy supplied.

Jesse Truesdale, *Adding Insult to Injury 18 Months After Car Was Stolen, Couple Dunned For Storage*, The Chieftain, January 31, 2007. Copy supplied.

Chris Grenz, *Bold Moves, Challenges Are Nothing New To Todd Graves*, The Kansas City Business Journal, January 22, 2007. Copy supplied.

Ivan Foley, *Platte City Motorcycle Cop Arrests Bank Robbers*, The Landmark, November 30, 2006. Copy supplied.

Press Release, U.S. Attorney's Office Western District of Missouri, "Rock Port Man Admits Falsifying Forms To Receive Wage While Also Receiving Disability," October 13, 2005. Copy supplied.

Mark Morris, *Former Judge Pleads Guilty*, The Kansas City Star, May 4, 2005. Copy supplied.

Shana Haines, *Former Local Man Gets 37 Years For Sodomy, Porn*, The Landmark, October 2, 2003. Copy supplied.

Young Leaders Unite, Ingram's Magazine, April 2003. Copy supplied.

William Allen, *Tyson Faces CWA Indictment?*, The St. Louis Post-Dispatch, December 27, 2001.

Firefighter Pleads Not Guilty To Arson Charges In Missouri, Associated Press, June 10, 2001. Copy supplied.

Benita Y. Williams, *Husband, Wife Get Decades In Prison*, The Kansas City Star, March 6, 2001. Copy supplied.

Tony Morton, *Let The Chips Fall*, Pitch, August 24, 2000. Copy supplied.

Cindy Eberling, *Woman Learns Car Was Used in Hoax Bomb Threat Was Left On Her Auto At KCI While She Was Away*, The Kansas City Star, August 12, 1998. Copy supplied.

Benita Y. Williams, *Man Accused Of Killing Officer Faces New Charges*, The Kansas City Star, March 4, 1998. Copy supplied.

Court TV, Fatal Sting: MO v. Albanese (Courtroom Television Network) (December 1997). The December 1997 murder trial of *State of Missouri v. Albanese*, in which I served as prosecutor, was broadcast live on television. I believe I was interviewed after the verdict was returned, but do not have any transcripts or recordings of the event.

Joe Lambe, *Chief Pleads Guilty On Calls Driving Time From KC To Town: A Clue To User Of Toll Psychic Hot Line*, The Kansas City Star, July 27, 1996. Copy supplied.

Jerina Copsey, *"Rising Star" Joins Prosecutor's Office*, The Landmark, April 27, 1995. Copy supplied.

Joe Lambe, *Child Witnesses Test The Skills Of Prosecution And Defense*, The Kansas City Star, March 15, 1995. Copy supplied.

Extreme Sex Abuse Case – Prison Time For Assault, Jackson County Advocate, April 14, 1994. Copy supplied.

Donald Bradley, *Infant Deaths: SIDS Or Homicide?*, The Kansas City Star, unknown date in 1994. Copy supplied.

Joe Lambe, *Dead Child's Mother Enters Guilty Plea*, The Kansas City Star, unknown date in 1994. Copy supplied.

Joe Lambe, *Incest Cases Are No-Win Situations*, The Kansas City Star, April 27, 1993. Copy supplied.

Joe Lambe, *Man Receives 140-Year Sentence*, The Kansas City Star, September 26, 1992. Copy supplied.

Karen Blakeman, *Life, 50 Years Is Term In Crimes Blamed On Gang*, The Kansas City Star, October 26, 1991. Copy supplied.

Joe Lambe, *Man Rejects Plea Offer, Then Gets 285 Years*, The Kansas City Star, October 3, 1991. Copy supplied.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

I have not held judicial office.

a. Approximately how many cases have you presided over that have gone to verdict or judgment? _____

i. Of these, approximately what percent were:

jury trials:	_____%
bench trials:	_____% [total 100%]
civil proceedings:	_____%
criminal proceedings:	_____% [total 100%]

b. Provide citations for all opinions you have written, including concurrences and dissents.

c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).

d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.

e. Provide a list of all cases in which certiorari was requested or granted.

f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.

g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.

h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.

- i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.

14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have not held judicial office.

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal;
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

15. **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.

I have not held public office. I have had no unsuccessful candidacies for public office or unsuccessful nominations for appointed office.

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

In 1992, I volunteered for President Clinton's first presidential campaign by going door-to-door to Democratic voters in St. Joseph, Missouri, to ask questions regarding their current candidate preferences.

Although perhaps not strictly responsive to this question, in 2000, I appeared as an extra in a campaign commercial for U.S. Representative Sam Graves for the Sixth Congressional District of Missouri. I was not identified in the advertisement, nor did I have a speaking role.

16. **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 a judicial law clerk.

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

I have never practiced as a solo practitioner.

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.

1990 – 1995

Jackson County Prosecutor
415 East 12th Street, 7th Floor
Kansas City, MO 64106
Assistant Prosecutor

1995 – 2001

Platte County Prosecutor
328 Main, 3rd Floor
Platte City, MO 64079
Assistant Prosecutor

2001 – present

U.S. Attorney's Office for the Western District of Missouri
400 East 9th Street, Suite 5510
Kansas City, MO 64106
First Assistant United States Attorney (2001 – 2006)
Executive Assistant United States Attorney (2006 – 2007)
Assistant United States Attorney (2007 – 2009)
First Assistant United States Attorney (2009 – 2010)
Executive Assistant United States Attorney (March – June 2010)
Assistant United States Attorney (2010 – present)

- 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.

b. Describe:

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

From 1990 to 1995, I served as an Assistant Prosecutor for Jackson County, Missouri. The vast majority of my work involved the prosecution of crimes against children and sexual assaults. I was lead attorney in at least 31 trials, 28 of which were tried to a jury.

From 1995 to 2001, I served as First Assistant Prosecutor for Platte County, Missouri. In addition to supervising a staff of seven attorneys, I was lead attorney in at least 44 trials, 35 of which were tried to a jury. I served as co-counsel in each of the seven homicide cases tried in Platte County during this time period. The other 37 trials in which I was involved included prosecutions of crimes against children, physical and sexual assault cases, and robbery.

In 2001, I became an Assistant United States Attorney for the Western District of Missouri. The first five years I served as First Assistant and worked closely on a daily basis with the U.S. Attorney and the administrative officer. As First Assistant I had a very limited caseload, as I was primarily involved in managing the office's \$12 million annual budget, personnel actions, hiring of attorneys and support staff, allocation of positions and office space, and supervising division chiefs, branch managers, unit managers, administrative officer and the public information officer. From 2003 to 2006, I also served on the U.S. Attorney's Anti-Terrorism Task Force (also known as the Terrorism Working Group), a federal, state and local law enforcement initiative that supported the district's mission to prevent and prosecute terrorism.

From 2006 to 2010, I continued to serve on the management team. The focus of my duties and position title, however, varied as to the needs of the U.S. Attorney. As Executive Assistant from 2006 to 2007, my major duties involved coordinating media and community events and organizing training conferences co-hosted by the U.S. Attorney's Office. As Executive Assistant in 2010 my major duty was to prepare our district for a national peer review evaluation.

In 2010, I joined the Fraud and Corruption Trial Team. I currently carry a criminal caseload involving matters such as tax evasion, bank fraud and public corruption. Because of my interest in civil law, in 2010 I also have worked on several cases involving medical malpractice and employment discrimination in the Civil Division. I participated in two medical malpractice mediations and one employment discrimination bench trial.

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

As an Assistant Jackson County Prosecutor, from 1990 until 1995, I represented the State of Missouri in criminal prosecutions. The majority of my caseload was in the Child Abuse and Sex Crimes Unit of the office. As First Assistant in the Platte County Prosecutor's Office, from 1995 until 2001, I represented the State of Missouri in criminal prosecutions. As an Assistant United States Attorney for the Western District of Missouri, from 2001 until the present, I have represented the United States in prosecuting criminal cases, defending the United States in civil cases, and collecting debts owed the federal government. Since 2010, I have specialized in the prosecution of federal fraud and corruption.

- 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.

Throughout my legal career, approximately 80% of my practice has been in litigation. As an assistant prosecutor for the State of Missouri, 100% of my practice involved criminal proceedings. I appeared in court on a daily basis for the State of Missouri. As First Assistant U.S. Attorney from 2001 to 2006 approximately 20% of my practice involved the oversight of both criminal and civil litigation. During this period I did not appear in court, but I did oversee the work of attorneys who did. Since 2006, approximately 90% of my practice has involved criminal proceedings and 10% has involved civil proceedings. I currently appear in court on a weekly basis.

- i. Indicate the percentage of your practice in:

- 1. federal courts: 30%
- 2. state courts of record: 70%
- 3. other courts: 0%
- 4. administrative agencies: 0%

- ii. Indicate the percentage of your practice in:

- 1. civil proceedings: 2%
- 2. criminal proceedings: 98%

- 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 approximately 120 cases to verdict. I served as chief counsel in over 75 of these cases and as associate counsel in the remaining cases.

- i. What percentage of these trials were:
- | | |
|--------------|-----|
| 1. jury: | 80% |
| 2. non-jury: | 20% |

- 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 not practiced before the Supreme Court of the United States.

17. **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. *State of Missouri v. Waters*, Crim. No. CR91-3850, 221 S.W.2d 416 (Mo. Ct. App. 2006), 855 S.W.2c 413 (Mo. Ct. App. 1993).

Mr. Waters was found guilty of sodomizing a 21-year-old woman after she voluntarily got into Mr. Waters' truck in an area known for its prostitution traffic. The victim initially gave inconsistent statements to the police about how she came to be in Mr. Waters' truck, but consistently described how Mr. Waters sodomized her with a variety of instruments, including a hammer handle and metal pole. Mr. Waters had a long criminal history of committing sexual assaults involving sodomizing victims with instruments, such as a broom handle. Mr. Waters did not testify at trial, and therefore his criminal history was not disclosed to the jury. Mr. Waters was convicted and sentenced to 30 years without parole. I served as

chief counsel in the case and was equally responsible for pre-trial matters, exhibits and jury instructions. At trial, I conducted approximately half the direct examinations and cross examinations of the witnesses, and I presented the second half of the closing argument.

Dates of Representation: August 1991 – February 1992

Court: Sixteenth Judicial Circuit Court of Missouri,
Jackson County

Judge: Hon. Lee Wells

Associate Counsel: Joseph Bednar
(Formerly at the Jackson County Prosecutor's
Office, Kansas City, Missouri)
Spencer Fane Britt & Browne, LLP
304 East High Street
Jefferson City, Missouri 65101-3237
(573) 634-8116

Opposing Counsel: Patrick J. Berrigan
Watson & Dameron
2500 Holmes Street
Kansas City, Missouri 64108
(816) 474-3350

2. *State of Missouri v. Blakey*, Crim. No. CR92-3712, 892 S.W.2d 827 (Mo. Ct. App. 1995).

Mr. Blakey was convicted of severely assaulting his boyfriend, who was mentally disabled, drug-addicted, deaf, and mute. The nerve damage from the assault impaired the victim's already limited ability to sign with his hands. Mr. Blakey was convicted and sentenced to a 10-year term of imprisonment. I served as chief counsel in the case and was equally responsible for pre-trial matters, exhibits and jury instructions. At trial, I conducted approximately half the direct examinations and cross examinations of the witnesses, and I presented the second half of the closing argument.

Dates of Representation: June 1992 – August 1993

Court: Sixteenth Judicial Circuit Court of Missouri,
Jackson County

Judge: Hon. Michael Coburn (deceased)

Associate Counsel: Daniel C. Miller
(Formerly at the Jackson County Prosecutor's
Office, Kansas City, Missouri)
Solo Practitioner
618 SE 4th Street
Lee's Summit, Missouri 64063
(816) 875-0470

Opposing Counsel: I believe counsel was an assistant with the
Jackson County Public Defender's Office
Oak Tower Building – 20th Floor
324 East 11th Street
Kansas City, Missouri 64106
(816) 889-2099

3. *State of Missouri v. Ashley*, Crim. No. CR92-1832, 940 S.W.2d 927 (Mo.App 1997).

Mr. Ashley burglarized a home of a woman with three small children. Mr. Ashley woke the woman and then choked, kicked, repeatedly stabbed, and raped her. Mr. Ashley's DNA matched bodily fluid samples obtained from the crime scene. Mr. Ashley was convicted by a jury and sentenced to life plus 130 years in prison. I believe I served as co-counsel in the case and was equally responsible for pre-trial matters, exhibits and jury instructions. At trial, I believe I conducted approximately half the direct examinations and cross examinations of the witnesses, and I presented the second half of the closing argument. According to *The Kansas City Star*, this was the first criminal trial in Kansas City, Missouri, that utilized DNA science as evidence.

Dates of Representation: April 1992 – February 1994

Court: Sixteenth Judicial Circuit Court of Missouri,
Jackson County

Judge: Hon. Michael Coburn (deceased)

Associate Counsel: I believe I had a second-chair with me during trial,
but I cannot recall his or her name.

Opposing Counsel: Kenton M. Hall
(Formerly at the Jackson County Public Defender's
Office)
Solo Practitioner
926 Cherry Street
Kansas City, Missouri 64106
(816) 472-3528

Leon M. Munday
Jackson County Public Defender's Office
Oak Tower Building – 20th Floor
324 East 11th Street
Kansas City, Missouri 64106

4. *State of Missouri v. Propheter*, Crim. No. CR94-0697, 949 S.W.2d 284 (Mo. Ct. App. 1997).

Mr. Propheter suffocated his three year-old son and threw the body off a bridge into the Platte River. The boy's body was never found, and there was no physical evidence of a crime or foul play. Although Mr. Propheter made admissions, it was challenging to overcome the criminal law principal known as the *corpus delicti* rule, which sets forth that a confession, standing alone, is insufficient evidence to convict a defendant. Mr. Propheter was found guilty and sentenced to life without parole. I served as co-counsel in the case and was equally responsible for pre-trial matters, exhibits and jury instructions. At trial, I conducted approximately half the direct examinations and cross examinations of the witnesses, and I presented the second half of the closing argument.

Date of Representation: February 1994 – August 1997

Court: Sixteenth Judicial Circuit of Missouri,
Jackson County

Judge: Hon. William Roberts

Co-Counsel: Daniel C. Miller
(Formerly at the Jackson County Prosecutor's
Office, Kansas City, Missouri)
Solo Practitioner
618 SE 4th Street
Lee's Summit, Missouri 64063
(816) 875-0470

Opposing Counsel: Charles M. Rogers
Wyrsh Hobbs & Mirakian, P.C.
1000 Walnut Street
Kansas City, Missouri 64106
(816) 221-0080

5. *State of Missouri v. Cook*, Crim. No. 95CF01248, 5 S.W.3d 572 (Mo. Ct. App. 1999).

The defendant, Mr. Cook, had a history of mental illness. Five months before the charged offense, police were called to Mr. Cook's home because he believed that he was cutting the devil out of his hand. Following his release from a mental facility, he shot and killed a young woman in an apartment courtyard as she was returning home from dinner with her parents. The defense presented eight mental experts in an attempt to show that Mr. Cook was not guilty by reason of insanity at the time of the offense. The prosecution team presented one mental health expert to refute the insanity defense. The jury agreed with the prosecution and found the defendant guilty of murder in the second degree. He was sentenced to two life sentences. I served as a member of a three-attorney trial team and was equally responsible for pre-trial matters, exhibits and jury instructions. At trial, I conducted approximately half the direct examinations and cross examinations of the witnesses, and I presented half of the closing argument.

Dates of Representation: August 1995 – December 1999

Court: Sixth Judicial Circuit Court of Missouri,
Platte County

Judge: Hon. Ward B. Stuckey

Co-Counsel: Todd P. Graves
(Formerly at the Platte County Prosecutor's Office,
Platte City, Missouri)
Graves Garrett, LLC
1100 Main, Suite #2700
Kansas City, Missouri 64105
(816) 256-3181

David M. Ketchmark
(Formerly at the Platte County Prosecutor's Office,
Platte City, Missouri)
U.S. Attorney's Office Western District of Missouri
400 East 9th Street
Kansas City, Missouri 64106
(816) 426-3122

Opposing Counsel: Patrick J. Berrigan
Watson & Dameron
2500 Holmes Street
Kansas City, Missouri 64108
(816) 474-3350

6. *State of Missouri v. Albanese*, Crim. No. 97CF00023, 70 S.W.3d (Mo. Ct. App. 2002), 9 S.W.3d 39 (Mo. Ct. App. 2000).

Mr. Albanese was charged with felony-murder after an FBI drug sting went bad. This felony-murder case drew national attention because the FBI shot and killed Mr. Albanese's co-perpetrator in a motel room as Mr. Albanese waited outside in a get-away car. Mr. Albanese was charged with the death of his co-perpetrator even though an FBI agent was the shooter and Mr. Albanese was not present in the motel room during the shooting. The case was prosecuted under Missouri's felony murder law, which allows for accomplices to be held liable for any death that occurs during the commission of a felony, even if the deceased is another accomplice killed by law enforcement officials. Mr. Albanese was found guilty and sentenced to life. I served as a member of a three-attorney trial team and was equally responsible for pre-trial matters, exhibits and jury instructions. At trial, I conducted approximately half the direct examinations and cross examinations of the witnesses, and I presented half of the closing argument. This case received significant media attention and was broadcast live on *Court TV*.

Dates of Representation: January 1997 – October 2001

Court: Sixth Judicial Circuit Court of Missouri,
Platte County

Judge: Hon. Ward B. Stuckey

Co-Counsel: Todd P. Graves
(Formerly at the Platte County Prosecutor's Office,
Platte City, Missouri)
Graves Garrett, LLC
1100 Main, Suite #2700
Kansas City, Missouri 64105
(816) 256-3181

David M. Ketchmark
(Formerly at the Platte County Prosecutor's Office,
Platte City, Missouri)
U.S. Attorney's Office Western District of Missouri
400 East 9th Street
Kansas City, Missouri 64106
(816) 426-3122

Opposing Counsel: John P. O'Connor
Wagstaff & Cartmell
4740 Grand Avenue, Suite 300
Kansas City, Missouri 64112
(816) 701-1100

7. *State of Missouri v. Haley*, Crim. No. 99CF82015, 73 S.W.3d 746 (Mo. Ct. App.2002), 170 S.W.3d 429 (Mo. App. 2005).

Mr. Haley was convicted and sentenced to 27 years' incarceration for shooting a bouncer and a bystander at a nightclub, following a scuffle outside the club between nightclub bouncers and Mr. Haley, his cousin, and a friend. Both victims survived. Although the cousin confessed that he was the shooter to police, witnesses and victims identified Mr. Haley as the shooter, and the cousin eventually recanted his confession. I served as co-counsel in the case and was equally responsible for pre-trial matters, exhibits and jury instructions. During the trial, I conducted approximately half the direct examinations and cross examinations of the witnesses, and I presented the second half of the closing argument.

Dates of Representation: October 1999 – October 2001

Court: Sixth Judicial Circuit Court of Missouri,
Platte County

Judge: Hon. Owens Lee Hull

Co-Counsel: David M. Ketchmark
(Formerly at the Platte County Prosecutor's Office,
Platte City, Missouri)
U.S. Attorney's Office Western District of Missouri
400 East 9th Street
Kansas City, Missouri 64106
(816) 426-3122

Defense Counsel: Martin D. Warhurst
Solo Practitioner
1125 Grand Boulevard #704
Kansas City, Missouri 64106
(816) 472-0325

8. *Patterson v. United States*, Civ. No. 08-0520-CV-W-FJG.

In this civil case, Mrs. Patterson brought an employment discrimination case against her former employer, the Department of Veteran Affairs, Kansas City Medical Center. Mrs. Patterson alleged disability discrimination and retaliation for filing a union grievance after her termination following a one-year probationary period. The government argued that the only adverse employment action that was within the meaning of the discrimination laws was the removal of Mrs. Patterson at the end of her probationary period. The trial court found for the government and ruled that Mrs. Patterson's employment was terminated because

she was found to be undependable, not because of her alleged disabilities, nor because of protected activity. I was responsible for all pre-trial and trial matters.

Dates of Representation: January 2010 – October 2010

Court: U.S. District Court, Western District of Missouri

Judge: Hon. Fernando J. Gaitan, Jr.

Associate Counsel: Thomas M. Larson
U.S. Attorney's Office Western District of Missouri
400 East 9th Street
Kansas City, Missouri 64106
(816) 426-3122

Opposing Counsel: Mrs. Patterson, *Pro se*
(816) 889-2099

9. *United States v. Simonson*, Crim. No. 11-00224-RV-W-DW, 563 Fed.Appx. 514 (8th Cir. 2014)

Mr. Simonson and Mrs. Simonson were convicted by a federal jury for commission of an \$800,000 tax fraud scheme. I served as co-counsel in the case and focused my attention largely on Mrs. Simonson. At trial I was responsible for presenting the evidence uncovered during the investigation by the Treasury Inspector General for Tax Administration, while the lead attorney was responsible for presenting the evidence uncovered during the criminal investigation by the Internal Revenue Service. At the sentencing hearing, I was responsible for presenting evidence and arguments to justify Mrs. Simonson's 71-month prison term.

Date of Representation: March 2012 – December 2012

Court: U.S. District Court, Western District of Missouri

Judge: Hon. Dean Whipple

Chief Counsel: Daniel M. Nelson
U.S. Attorney's Office Western District of Missouri
400 East 9th Street
Kansas City, Missouri 64106
(816) 426-3122

Opposing Counsel: Mr. Simonson, *Pro se*
Mrs. Simonson, *Pro se*

10. *United States v. Montgomery*, Crim. No. 05-06002-01CR-SJ-GAF, 635 F.3d 1074 (8th Cir. 2011).

Mrs. Montgomery was found guilty and sentenced to death by a federal jury following a month-long trial. Mrs. Montgomery was found guilty of kidnapping an infant by cutting her from her mother's womb in order to claim her as her own child, and then taking the baby across the state line from Skidmore, Missouri, to Melvern, Kansas. The forensic computer evidence revealed that Mrs. Montgomery had targeted the mother for several months before the kidnapping. I served as a member of a three-attorney trial team, and was equally responsible for pre-trial matters, exhibits and jury instructions. At trial, I conducted the direct examinations and cross examinations of roughly half of the 92 witnesses. I also presented the first half of the closing argument during the guilt phase and the first half of the closing argument during the penalty phase. Additionally, I co-presented the government's appellate argument regarding Mrs. Montgomery's mental health issues at the Eighth Circuit. I am currently responding to the post-conviction motion for collateral relief pending before the district court. This case drew significant press attention because of the horrific nature of the crime and the use of computer forensics to demonstrate Mrs. Montgomery's state of mind, including her effort to learn how to perform a Caesarean section and her creation of a false Internet identity that she used to gain access into the victim's home.

Dates of Representation: December 2004 – present

Court: U.S. District Court, Western District of Missouri

Judge: Hon. Gary A. Fenner

Chief Counsel: Matt J. Whitworth, U.S. Magistrate Judge
(Formerly at the U.S. Attorney's Office
Western District of Missouri)
United States Courts, Western District of Missouri
80 Lafayette, Room 3114
Jefferson City, Missouri 65101
(517) 634-3418

Co-Counsel: Cynthia L. Cordes
(Formerly at the U.S. Attorney's Office
Western District of Missouri)
Husch Blackwell, LLP
4801 Main Street
Kansas City, Missouri 64112
(816) 983-8381

Opposing Counsel: John P. O'Connor
Wagstaff & Cartmell

4740 Grand Avenue, Suite 300
Kansas City, Missouri 64112
(816) 701-1100

Frederick A. Duchardt, Jr.
Solo Practitioner
P.O. Box 216
Trimble, Missouri 64492
(816) 213-0782

David Owen
(Formerly at the Federal Public Defender's Office
Western District of Missouri)
Solo Practitioner
718 Huntington Place
Highlands Ranch, Colorado 80126-4730
(303) 993-7092

18. **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 First Assistant in Platte County Prosecutor's Office, my major management and supervisory duties and responsibilities included supervising seven attorneys and assisting the elected prosecutor in creating and implementing policies and procedures, such as interactions with the media, utilizing the grand jury, and prosecution guidelines. Similarly, as First Assistant United States Attorney for the Western District of Missouri I had management and supervisory duties including the supervision of the Chief of the Civil Division and the Chief of the Criminal Division. As First Assistant I also was responsible for authorizing higher threshold items such as civil settlements, criminal plea agreements, and litigation expenditures.

I have never performed lobbying or registered as a lobbyist.

19. **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 held a teaching position.

20. **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.

My husband and I both have vested Thrift Savings Plans, from which we will be able to draw upon retirement. In addition, I expect to continue to receive income from Geffre's Travel Inn in Oakes, ND, in which I own a 50% interest, and Geffre's Travel Inn in LaMoure, ND, in which I also own a 50% interest.

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

I have no plans, commitments or agreements to pursue outside employment, with or without compensation, during my service.

22. **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 Financial Disclosure Report.

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

See Net Worth Statement.

24. **Potential Conflicts of Interest:**

- a. Identify the family members or other persons, parties, categories of litigation, and financial arrangements 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.

Should I be confirmed, I initially would have a conflict with cases and matters pending in the U.S. Attorney's office in which I have been involved. I would address any such conflict by working with the U.S. Attorney and the Clerk of the Court to ensure that I was not assigned any such cases. I also would have an ongoing conflict with any cases in which my husband, David Ketchmark, who is currently First Assistant in the U.S. Attorney's Office for the Western District of Missouri, is involved personally or has a supervisory role. It is unlikely that this

issue will arise frequently in his current position as First Assistant because he does not personally litigate or supervise many cases. I would address any such conflict by working with the U.S. Attorney and the Clerk of the Court to ensure that I was not assigned any such cases handled in any part by David Ketchmark. Finally, I would have a conflict with cases involving my brother-in-law, Michael Ketchmark, who is an attorney in the Kansas City Metropolitan area. I would address any conflict by working with the Clerk of the Court to ensure that I was not assigned any cases involving Michael Ketchmark and, if required by the Code of Conduct for United States Judges, also any cases involving his law firm Davis, Ketchmark, McCreight and Ivers, P.C.

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

If any matter were to arise that involved an actual or potential conflict of interest, I would handle it by careful and diligent application of the Code of Conduct for United States Judges, as well as other relevant canons and statutory provisions.

25. **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 workload, 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.

I have served on the advisory board of Synergy Services Child Advocacy Center (CAC) since its inception in 2002. The CAC exists to lessen the ill effects of sexual assault and violence through intervention, advocacy, education, and treatment by providing services free of charge to the Kansas City Northland communities. I have provided suggestions and input on a variety of issues, including record retention, the proper way to respond to subpoenas, and agency policy and procedure.

26. **Selection Process:**

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

On August 18, 2014, I was contacted by Senator Claire McCaskill to discuss my candidacy for a federal judicial position. On August 19, 2014, a staffer from Senator McCaskill's office notified me that my name would be sent to the White

House. Since August 28, 2014, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On October 1, 2014, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, D.C. On November 20, 2014, the President submitted my nomination to the Senate.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.

AFFIDAVIT

I, Roseann Ambrosia Ketchmark, do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

11/21/2014

(DATE)

R Ketchmark

(NAME)

Doreen Rogers

(NOTARY)

DOREEN ROGERS
Notary Public - Notary Seal
State of Missouri
Commissioned for Jackson County
My Commission Expires: June 11, 2018
Commission Number: 14434620