**Senate Judiciary Committee**
**Hearing on "Preserving the Rule of Law in the Fight Against Terrorism"**
**Tuesday October 2, 2007**

**Questions Submitted by Senator Sheldon Whitehouse**

1. What was your role in analyzing the lawfulness of various interrogation techniques to be used by Department of Defense interrogators during your time in the Office of the General Counsel?

**Answer: I analyzed many questions related to the laws of war during my time in the Department of Defense, but I do not recall analyzing the lawfulness of interrogation techniques. In the Spring of 2004 I sat in on one meeting of the Department of Defense Working Group related to the law and policy of interrogation.**

2. Did you review or provide any advice related to the memo that, according to a *New Yorker* article by Jane Mayer, Secretary of Defense Rumsfeld approved on December 2, 2002, authorizing a variety of expanded interrogation techniques? If so, what was your reaction or advice with respect to that memo or decision?

**Answer: No.**