

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Thomas Owen Rice

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

United States District Judge for the Eastern District of Washington

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.

United States Attorney's Office for the Eastern District of Washington
920 West Riverside Avenue, Suite 340
Spokane, Washington 99201

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

1960; Spokane, Washington

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.

1983 – 1986, Gonzaga University School of Law; J.D. (*magna cum laude*), 1986

1979 – 1983, Gonzaga University; B.B.A., 1983

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.

1987 – present

United States Attorney's Office for the Eastern District of Washington
920 West Riverside Avenue, Suite 340
Spokane, Washington 99201
First Assistant United States Attorney (2006 – present)

Criminal Chief (2003 – 2006)
Deputy Criminal Chief (2000 – 2003)
Assistant United States Attorney (1987 – present)

1986 – 1987
United States Department of Justice
Office of Special Litigation, Tax Division
555 Fourth Street, NW
Washington, D.C. 20001
Honors Program Trial Attorney

Summer 1986
Delay, Curran, Thompson & Pontarolo, PS
601 West Main, Suite 1212
Spokane, Washington 99201
Law Clerk

1984 – 1986
United States Attorney's Office for the Eastern District of Washington
920 West Riverside Avenue, Suite 340
Spokane, Washington 99201
Legal Intern

1977 – 1983
Rosauer's Supermarkets
1808 West Third Avenue
Spokane, Washington 99201
Box boy to Journeyman Clerk

Other Affiliations (Uncompensated):

1993 – 1997
Conservatory Ballet Theatre (non-profit, now dissolved)
Spokane, Washington
Secretary, Treasurer and Board Member

1985 – 1986
Gonzaga Law School Student Bar Association
721 North Cincinnati Street
Spokane, Washington 99202
Treasurer

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 military. I have registered for the selective service.

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

Performance Bonus Award (2009)
Sustained Superior Performance Award (2008)
Letter of Commendation from the Director of the Federal Bureau of Investigation (2007)
Sustained Superior Performance Award (2002)
Director's Award from Executive Office of the United States Attorneys (1998)
Letter of Commendation from Director of the Federal Bureau of Investigation (1998)
Sustained Superior Performance Award (1998)
Prosecutorial Award from Federal Law Enforcement Officers Association (1997)
Letter of Commendation from Director of the Federal Bureau of Investigation (1995)
Sustained Superior Performance Award (1994)
Sustained Superior Performance Award (1992)
Order of the Barristers (1986)
Linden Cup Moot Court Competition,
 Best Brief and 1st Place Orals (1986)
Phillip C. Jessup Moot Court Competition
 Regional Best Brief and 3rd Place Orals (1985)
American Jurisprudence Awards for Contracts
 Criminal Procedure and Federal Income Taxation (1984 – 1985)
Thomas More Scholarship (full law school tuition) (1983 – 1986)
Washington State Board of Accountancy, Certified Public Accounting Certificate (1983)

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.

American Bar Association
Federal Bar Association, Eastern District of Washington
Gonzaga Student Bar Association
Spokane County Bar Association
Washington State 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.

Washington, 1986

There has been no lapse 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.

Supreme Court of the United States, 1993

United States Court of Appeals for the Ninth Circuit, 1987

United States District Court for the Western District of Washington, 1992

United States District Court for the Eastern District of Washington, 1987

There have been no lapses in membership.

11. **Memberships:**

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

Conservatory Ballet Theatre

Secretary, Treasurer and Board Member (1993 – 1997)

Edgecliff SCOPE Weed and Seed

Vice-chair of Steering Committee (2006 – present)

Spokane Club (1996 – 1997, 2006 – present)

Washington State Joint Executive-Legislative Workgroup on Tribal Retrocession (2011)

- 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.

I understand that, prior to my membership in the Spokane Club, there were restrictive membership and use requirements, which were long ago removed. I would not have joined if the restrictions still existed. To the best of my knowledge, none of the other organizations listed in response to 11a above

currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin.

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.

None.

- 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.

Throughout my career, I have provided both formal and informal non-public training to law enforcement officers and other prosecutors. Although I conducted a thorough search of my calendars and records, I do not have a complete list of the meetings, conferences and training sessions in which I participated. My response below represents my best efforts to compile a list of speaking engagements that is as complete as possible, but there may be some events that I was unable to recall or locate.

May 17, 2011: 2011 Tribal Combined Annual Skills-Building Training. I provided welcoming remarks to the participants at the beginning of the conference. I have no notes, transcript or recording. The three day training was presented by Unified Solutions Tribal Community Development Group, Inc., 2164 East Broadway Road, Suite 200, Tempe, Arizona 85282, for the Department of Justice Office for Victims of Crime.

November 4, 2010: Remarks at retirement reception honoring former U.S. Attorney James A. McDevitt. I provided remarks and introduced speakers thanking Mr. McDevitt for his service as the U.S. Attorney. I have no notes, transcripts, or recording. The address of the U.S. Attorney's Office is 920 West Riverside Avenue, Suite 340, Spokane, Washington 99201.

October 27, 2010: Gonzaga University Law School, panel member for a hypothetical ethics exercise recorded by Professor DeWolf for his class, "Perspectives on the Law." Video supplied.

September 21, 2010: Affiliated Tribes of Northwest Indians 57th Annual Conference. During a morning session, I was a guest speaker on the Law and Order panel with the United States Attorney about the role of the United States Attorney's Office and the new Tribal Law and Order Act of 2010. I also attended and spoke during a Law & Justice Committee breakout session that afternoon on the same topic. The Law and Order panel was recorded, but I have been unable to obtain a copy of the video recording. My notes for both sessions and press coverage are supplied.

December 9, 2009: Criminal Discovery Professionalism Training. I provided professional responsibility training to the attorneys in the U.S. Attorney's Office. Powerpoint supplied.

June 15, 2009: Operation Pipeline/Convoy Criminal Highway Interdiction Training sponsored by El Paso Intelligence Center (EPIC), the Drug Enforcement Administration, and the Spokane County Sheriff's Office. I provided an update to federal search and seizure law. Notes supplied.

December 12, 2008: United States Attorney's Office Ethics. I provided professional responsibility training to the attorneys in the U.S. Attorney's Office. Powerpoint supplied.

February 23, 2006: Economic Crimes Training provided by the U.S. Attorney's Office to state and federal law enforcement agencies. I provided training concerning how to make a referral for prosecution and some of the office's prosecution guidelines for frequently used statutes. Some of the presentation materials contain law enforcement sensitive material; those that do not are supplied.

October 19, 2005: Fall Drug/Narcotics Supervisors Conference hosted by the Washington State Patrol. As the Criminal Chief at the time, I was a guest speaker to discuss the role and processes of the U.S. Attorney's Office. Notes supplied.

June 28, 2005: Inland Northwest Native Conference sponsored by the U.S. Attorney's Office, the Western Regional Institute for Community Oriented Public Safety, the FBI, and Partners with Families and Children. As the Criminal Chief at the time, I along with the First Assistant provided welcoming remarks and a greeting to the participants at the beginning of the conference. I have no notes, transcript, or recording. The address of the U.S. Attorney's Office is 920 West Riverside Avenue, Suite 340, Spokane, Washington 99201.

May 24, 2005: Federal, State and Local Law Enforcement Training Seminar provided by the U.S. Attorney's Office. I provided training regarding the use of pen registers and trap and trace devices. Powerpoint supplied.

April 4, 2005: Stevens County Republican Women's luncheon. As the Criminal Chief at the time, I was invited to speak about the Patriot Act and how it impacted law enforcement and citizens. I have no notes, transcript, or recording. The Stevens County Republican Women has no physical address.

March 10, 2005: Contracting Officer/Forest Service Representative Workshop sponsored by the United States Forest Service. I provided training concerning timber theft and an update to Constitutional law. Powerpoint supplied.

December 1, 2004: Basic Law Enforcement Academy Graduation. As the Criminal Chief at the time, I was a guest speaker offering congratulations on behalf of the United States Attorney's Office. Notes supplied.

November 18, 2004: Spokane Federal Executive Association meeting. As the Criminal Chief at the time, I was asked to speak about the Department of Justice Weed and Seed program and other community outreach programs. I have no notes, transcript, or recording. The Association has no physical address.

April 15, 2004: Spokane Republican Women's luncheon. As the Criminal Chief at the time, I was invited to speak about the Patriot Act and how it impacted law enforcement and citizens. I have no notes, transcript, or recording. The Spokane Republic Women has no physical address.

October 16, 2002: Multi-Disciplinary Team Training provided by the U.S. Attorney's Office to tribal law enforcement and tribal representatives. I provided information about the U.S. Attorney's Office prosecution guidelines and common problems in prosecutions. Notes supplied.

September 14, 2000: Operation Jetway Interdiction Seminar sponsored by the Drug Enforcement Administration for state and federal law enforcement. I presented information regarding search and seizure issues. Notes supplied.

June 28-29, 1999: Asset Forfeiture/Equitable Sharing Conference provided by the U.S. Attorney's Office in Spokane the first day and Yakima the second day to state and federal law enforcement. I presented information regarding federal asset forfeiture overview of administrative and judicial forfeiture procedures, minimum net equity values to justify a forfeiture and punitive forfeitures, federal case law update including excessive fines, probable cause, seizure without a warrant and innocent spouses, equitable sharing updates, certifications and uses of funds. Outline supplied.

April 1, 1996: Asset Forfeiture Update for State, Local and Federal Agents provided by the U.S. Attorney's Office. I provided comprehensive asset forfeiture training to state, local and federal agents in Yakima, Washington. I have no notes, transcript or recording. The address of the U.S. Attorney's Office is 920 West Riverside, Suite 340, Spokane, Washington 99201.

June 16, 1994: Federal Asset Forfeiture/Equitable Sharing Conference provided by the U.S. Attorney's Office to state and federal law enforcement. I presented material regarding the introduction to forfeiture and Constitutional challenges. Notes supplied.

September 10, 1992: Washington State Narcotics Investigators Association (WSNIA) Fall Conference to state and federal law enforcement. I made a presentation about overcoming defense tactics. Notes supplied.

- 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.

During my entire career, news articles have occasionally attributed quotes to me that come from the pleadings which are publically filed or the public court proceedings. As the press officer for the United States Attorney's Office since 2006, I regularly talk to reporters about press releases and case developments. I do not have any copies of recordings nor do I have any transcripts of any interviews. I have searched the Internet, public databases and my own records in an effort to compile a list of interviews that is as complete as possible.

John Hanron, *Primitive Skills Guide Banned from Forest*, Methow Valley News, July 8, 2011. Copy supplied.

Sept. Trial Date Set for Twisp Family Accused of Killing Wolves, Other Federal Crimes, Northwest Sportsman, June 30, 2011. Copy supplied.

Kevin Gaboury, *Bomb Suspect Pleads Innocent*, Lewiston Morning Tribune, June 30, 2011. Copy supplied.

In Brief; Spokane Attorney is Pick for Federal Post, Spokesman Review, June 30, 2011. Copy supplied.

Barb Pacholik, *Dead GPS Thwarts Accused Drug Runners*, The Leader-Post, June 25, 2011. Copy supplied.

Andy Walgamott, *June 29 Arraignment for Twisp Residents Suspected of Wolf Poaching, Smuggling*, Northwest Sportsman, June 17, 2011. Copy supplied.

Ann McCreary, *Twisp Residents Indicted for Poaching Wolves, Smuggling*, Methow Valley News, June 15, 2011. Copy supplied.

Nicholas K. Geranios, *Parade Bombing Suspect's Trial Delayed to Aug. 22*, Associated Press, May 20, 2011. Copy supplied.

Thomas Clouse, *Lebret Faces Theft Charges*, Spokesman Review, May 19, 2011. Copy supplied.

More Raids on Marijuana Dispensaries in Spokane, Associated Press, May 19, 2011. Copy supplied.

Thomas Clouse, *Feds Raid More Spokane Marijuana Dispensaries*, Spokesman Review, May 18, 2011. Copy supplied.

Jonathan Martin, *King County, Seattle Officials Ask for Olympia to Fix Medical Marijuana Law*, Seattle Times, May 18, 2011. Copy supplied.

Mike Carter, *Man Injured in Bomb Blast Suspected of Terrorism Ties*, Seattle Times, May 14, 2011. Copy supplied.

Staff, *Clarkston Man Held without Bond on Federal Charge*, KLEW TV, May 13, 2011. Copy supplied.

Kevin Gaboury, *Feds Charge Man Injured in Blast*, Lewiston Morning Tribune, May 10, 2011. Copy supplied.

WA Man Accused of Manufacturing Explosive Device, Associated Press, May 10, 2011. Copy supplied.

Melissa Luck, *Clarkston Man Arrested on Federal Explosives Charge*, KXLY News, May 9, 2011 [re-printed in multiple outlets]. Copy supplied.

Tracei Dial, *FBI Arrests Clarkston Heights Man on Explosives Charge*, KLEW TV, May 9, 2011. Copy supplied. Related video available at <http://www.klewtv.com/news/local/121541609.html?tab=video>.

Nicholas Deshais, *The Death of Dispensaries*, The Inlander, May 5, 2011. Copy supplied.

Nicholas K. Geranios, *MLK Parade Bomb Suspect in WA Seeks Trial Delay*, Associated Press, May 3, 2011. Copy supplied.

Washington Governor Partially Vetoes Marijuana Bill Day after Federal Raids, MJ Business Update, Apr. 29, 2011. Copy supplied.

Chelsea Bannach, *Marijuana Outlets Raided*, Spokesman Review, Apr. 29, 2011. Copy supplied.

Keegan Hamilton, *Spokane Marijuana Dispensaries Raided*, Seattle Times, Apr. 29, 2011. Copy supplied.

Gene Johnson, *Agents Raid Wash. Medical Marijuana Dispensaries*, Associated Press, Apr. 29, 2011 [re-printed in multiple outlets]. Copy supplied.

Rob Kauder, *Authorities Raid Spokane Medical Marijuana Dispensaries*, KXLY News, Apr. 28, 2011. Copy supplied.

Nicholas K. Geranios, *MLK Parade Bomb Suspect Pleads Innocent to Charges*, Lewiston Morning Tribune, Apr. 26, 2011. Copy supplied.

Thomas Clouse, *Harpham Enters Plea on New Charges*, Spokesman Review, Apr. 26, 2011. Copy supplied.

Nicholas K. Geranios, *Wash. MLK Parade Bomb Suspect Pleads Not Guilty*, Associated Press, Apr. 25, 2011. Copy supplied.

Elaine Porterfield, *MLK Day Bomb Plot Suspect Pleads Innocent to Hate Crimes*, Reuters, Apr. 25, 2011. Copy supplied.

Thomas Clouse, *Nomination Near for Federal Judge*, Spokesman Review, Apr. 16, 2011. Copy supplied.

Keegan Hamilton, *Eastern Washington U.S. Attorney Michael Ormsby and his State Rep. Brother Timm on Opposite Sides of Medical-Marijuana Issue*, Seattle Weekly, Apr. 11, 2011. Copy supplied.

Meghann M. Cuniff, *Spokane Pot Shops on Federal Notice*, Spokesman Review, Apr. 7, 2011. Copy supplied.

Nicholas Deshais, *Justice Department Threatens Spokane Pot Dispensaries*, The Inlander, Apr. 6, 2011. Copy supplied.

Mike Carter, *Grand Jury Indicts Bomb Suspect*, Seattle Times, Mar. 23, 2011 [re-printed in multiple outlets]. Copy supplied.

Mary Swift, *Reunion after ICE Raid*, Daily Record, Mar. 21, 2011. Copy supplied.

Keegan Hamilton, *The War on Mexicans Strikes Ellensburg*, Seattle Weekly, Mar. 16, 2011. Copy supplied.

Jefferson Robbins, *'Ballcap Bandit' Gets Eight Years*, Wenatchee World, Mar. 5, 2011. Copy supplied.

Meghann M. Cuniff, *Hells Angels Hangout Raided*, Spokesman Review, Mar. 4, 2011. Copy supplied.

K.C. Mehaffey, *State Officials Investigating Wolf's Killing*, Wenatchee World, Feb. 24, 2011. Copy supplied.

Phil Ferolito and Mark Morey, *Immigration Bust*, Yakima Herald-Republic, Jan. 22, 2011. Copy supplied.

Shannon Dininny, *Ellensburg Residents Respond to Immigration Raids*, Associated Press, Jan. 22, 2011 [re-printed in multiple outlets]. Copy supplied.

Jefferson Robbins, *Robber of Three NCW Banks Pleads Guilty*, Wenatchee World, Dec. 15, 2010. Copy supplied.

Thomas Clouse, *Couple Sent to Prison for Tax Crimes*, Spokesman Review, Nov. 18, 2010. Copy supplied.

Jennifer Sullivan, *Ex-Customs Agent Avoids Prison for Importing Steroids*, Seattle Times, Nov. 2, 2010. Copy supplied.

Former ICE Agent Gets Probation for Importing Steroids, The Blotter, Nov. 1, 2010. Copy supplied.

Ross Courtney, *Gang Commission*, Yakima Herald-Republic, Oct. 20, 2010. Copy supplied.

Meghann A. Cuniff, *Alleged Drug Ring Associate Pleads Not Guilty to Charges*, Spokesman Review, Oct. 19, 2010. Copy supplied.

John Hanron, *Total of Six Arrested in Raids on Pot Grows*, Methow Valley News, Sept. 1, 2010. Copy supplied.

Staff, *In Brief: Marijuana Operation in Forest Nets Prison*, Spokesman Review, Aug. 7, 2010. Copy supplied.

K.C. Mehaffey, *Three Marijuana Growers Get Prison Time*, Wenatchee World, Aug. 7, 2010. Copy supplied.

Staff, *Woman Stopped at U.S. Border with Almost \$150,000 in Cash*, Vancouver Province, July 30, 2010. Copy supplied.

K.C. Mehaffey, *Man Arrested for Robberies Had History of Counterfeiting, Forgeries*, Wenatchee World, July 22, 2010. Copy supplied.

Robert Matas, *Abbotsford Man on Drug Charges in U.S. Granted Bail*, Globe and Mail, July 8, 2010. Copy supplied.

John Stucke, *Suspicious Powder Sets Off Scare in Two States*, Spokesman Review, June 15, 2010. Copy supplied.

John Stucke, *Physicians Clinic, Feds Settle*, Spokesman Review, June 8, 2010. Copy supplied.

Meghann M. Cuniff, *Motorcycle Gang Member's Release Appealed by Feds*, Spokesman Review, June 3, 2010. Copy supplied.

Michelle McNeil, *Wenatchee Man Gets 20 Years for Producing Child Pornography*, Wenatchee World, May 21, 2010. Copy supplied.

Philip Ferolito, *Couple that Stole Cultural Artifacts is Sentenced*, Yakima Herald-Republic, May 14, 2010. Copy supplied.

Tom Sowa, *More Hanford Fraud Alleged*, Spokesman Review, May 2, 2010. Copy supplied.

Meghan M. Cuniff, *Escapee in Custody after Chase*, Spokesman Review, Apr. 30, 2010. Copy supplied.

Officials Investigate Bomb Left at Federal Courthouse in Spokane, Lewiston Morning Tribune, Apr. 8, 2010. Copy supplied.

Thomas Clouse, *Bomb Found at U.S. Courthouse*, Spokesman Review, Apr. 8, 2010 [quotes re-printed in multiple outlets]. Copy supplied.

Bomb Left at Spokane Federal Building, Associated Press, Apr. 7, 2010 [re-printed in multiple outlets]. Copy supplied.

Annette Cary, *Developer Pleads Guilty to \$380,000 Scam*, Tri-City Herald, Mar. 26, 2010. Copy supplied.

Sam Cooper, *Salmon Arm Dad Pleads Guilty to Charges*, Vancouver Province, Feb. 11, 2010. Copy supplied.

K.C. Mehaffey, *Omak Shooting Suspect Turns Himself in to Cops*, Wenatchee World, Dec. 10, 2009. Copy supplied.

Marcy Stamper, *Second Trail Fee Case Dismissed*, Methow Valley News, Nov. 25, 2009. Copy supplied.

Targeted Sweep by Authorities in E. Washington, Associated Press, Nov. 21, 2009. Copy supplied.

Meghann M. Cuniff, *Inmate Granted Holiday Wish*, Spokesman Review, Nov. 18, 2009. Copy supplied.

Michele Mihalovich, *Big Pot Bust Cases Move to Federal Court*, Wenatchee World, Nov. 7, 2009. Copy supplied.

Marcy Stamper, *Judge Dismisses Trail Fee Case*, Methow Valley News, Oct. 29, 2009. Copy supplied.

Nicholas Deshais, *Pot(us) Proclamation*, The Inlander, Oct. 21, 2009. Copy supplied.

Paula Horton, *Justice Department to Probe Police Shooting*, Tri-City Herald, Oct. 6, 2009. Copy supplied.

John Hanron, *Local Man Convicted of Child Pornography*, Methow Valley News, Sept. 30, 2009. Copy supplied.

Paul Butler, *Multiple Drug Raids in Valley Last Week*, Methow Valley News, Sept. 2, 2009. Copy supplied.

Dee Riggs, *Grant Co. Men Charged with Possessing Grizzly Carcass*, Wenatchee World, Aug. 5, 2009 [re-printed on Aug. 8, 2009]. Copy supplied.

Joyce Campbell, *Wolf Poaching Investigation Continues*, Methow Valley News, June 24, 2009. Copy supplied.

Joyce Campbell, *Cows May Graze in Wolf Area*, Methow Valley News, June 10, 2009. Copy supplied.

Staff, *In Brief; Bankruptcy Fraud Leads to Prison*, Spokesman Review, May 15, 2009. Copy supplied.

K.C. Mehaffey, *Keller Man Gets Six Years in Prison for Murder of Cousin*, Wenatchee World, Apr. 30, 2009. Copy supplied.

Joyce Campbell, *Wolf Case Could Take Months to Process*, Methow Valley News, Apr. 8, 2009. Copy supplied.

Joyce Campbell, *Feds Looking at Three Twisp Locals in Wolf Kill Incident*, Methow Valley News, Apr. 1, 2009. Copy supplied.

Jody Lawrence-Turner, *Jail Suicide Victim Was B.C. Man Suspected of Transporting Pot*, Spokesman Review, Mar. 3, 2009. Copy supplied.

Pot Smuggling Suspect Hangs Self in Spokane Jail, Associated Press, Mar. 3, 2009 [re-printed in multiple outlets]. Copy supplied.

Bill Morlin, *20 Suspects Arrested in Marijuana Ring*, Spokesman Review, Feb. 27, 2009. Copy supplied.

25 Arrested in Pot Raids in Washington State, Associated Press, Feb. 27, 2009 [re-printed in multiple outlets]. Copy supplied.

Bill Morlin, *Feds Arresting Two Dozen in Drug Bust*, Spokesman Review, Feb. 26, 2009. Copy supplied.

Bill Morlin, *Women Convicted of Smuggling Monkey*, Spokesman Review, Dec. 9, 2008. Copy supplied.

Philip Ferolito, *Guest Worker Program*, Yakima Herald-Republic, Nov. 16, 2008 [re-printed in multiple outlets]. Copy supplied.

Paula Horton, *Drug Bust: 10 Arrested in Tri-Cities, Spokane Sweeps*, Tri-City Herald, Oct. 1, 2008 [re-printed in multiple outlets]. Copy supplied.

Bill Morlin, *Man Charged with Selling Artifacts, Remains*, Spokesman Review, Sept. 16, 2008. Copy supplied.

Jay Patrick, *Plea Deal: 10 Years in Prison for Child Porn*, Wenatchee World, Sept. 10, 2008 [quote re-printed in multiple outlets]. Copy supplied.

Melissa Klein and Susan Edelman, *Bachelor's Padded – Bigshots Here Bought Fraud Diplomas*, New York Post, Aug. 17, 2008. Copy supplied.

Russell Working and Jodi S. Cohen, *Cops on Bogus Diploma List*, Chicago Tribune, Aug. 5, 2008. Copy supplied.

Marcus Gilmer, *Illinois Professor Helps Feds Track, Crack Diploma Mill*, Chicagoist, Aug. 4, 2008 [re-printed in multiple outlets]. Copy supplied.

Ken Gousseau, *Hells Angel Set to Smuggle Marijuana: Police*, Prince Rupert Daily News, July 25, 2008. Copy supplied.

Diana Jean Schemo, *Diploma Mill Concerns Extend Beyond Fraud*, New York Times, June 29, 2008 [re-printed in multiple outlets]. Copy supplied.

Kristin M. Kraemer, *Alabama Man Now Faces Federal Charges in Kidnapping*, Tri-City Herald, June 25, 2008. Copy supplied.

Nicholas K. Geranios, *Fire Boss Pleads Guilty to Misdemeanors for 4 Crew Deaths*, Associated Press, Apr. 30, 2008 [re-printed in multiple outlets]. Copy supplied.

Philip Ferolito, *Shooting Victim*, Yakima Herald-Republic, Apr. 28, 2008. Copy supplied.

Bill Morlin, *Father, Son Accused of Swindling \$1.7 Million*, Spokesman Review, Apr. 25, 2008. Copy supplied.

Bill Morlin, *Spokane Fugitive Caught in Colorado*, Spokesman Review, Apr. 15, 2008. Copy supplied.

Bill Morlin, *Few Answers in Zehm Death*, Spokesman Review, Mar. 21, 2008. Copy supplied.

Sarah Antonacci, *Diploma Mills Pose Degrees of Danger*, State Journal-Register, Feb. 19, 2008. Copy supplied.

Staff, *Briefs*, Tri-City Herald, Jan. 18, 2008. Copy supplied.

Philip Ferolito, *Curator, Daughter Indicted in Tribal Museum Thefts*, Yakima Herald-Republic, Jan. 18, 2008. Copy supplied.

Tongan Cocaine Ringleader Fled to NZ in International Chase, PacNews, Dec. 7, 2007 [re-printed in multiple outlets]. Copy supplied.

Bill Morlin, *Fugitive Cocaine Distributor Sentenced*, Spokesman Review, Dec. 6, 2007. Copy supplied.

Andy Ivens, B.C. 'Pipeline' Smuggling South Koreans into U.S., Vancouver Province, Dec. 6, 2007. Copy supplied.

Cocaine Supplier who Fled for 12 Years Sentenced in Spokane WA, Associated Press, Dec. 6, 2007. Copy supplied.

David Cole, *Couple Charged with Fraud over Katrina Disaster Money*, Lewiston Morning Tribune, Nov. 10, 2007. Copy supplied.

Idaho Couple Sentenced for Smuggling Untaxed Cigarettes into WA, Associated Press, Oct. 23, 2007 [re-printed in multiple outlets]. Copy supplied.

Ex-Tri-City Man Arraigned on Child Pornography Charges, Tri-City Herald, Oct. 20, 2007. Copy supplied.

John K. Wiley, *Fugitive Arraigned after Return to U.S.*, Associated Press, Oct. 20, 2007 [re-printed in multiple outlets]. Copy supplied.

John K. Wiley, *Fugitive Accused in Videotaped Sex Attack on Daughter Arraigned*, Associated Press, Oct. 1, 2007 [two versions printed]. Copies supplied.

Bill Morlin, *Child Porn Suspect Extradited to Spokane*, Spokesman Review, Oct. 19, 2007. Copy supplied.

Staff, *Agencies Get Loot from Smuggling Case*, Spokesman Review, Aug. 31, 2007. Copy supplied.

Staff, *In Brief; Day Care Workers Accused of Theft*, Spokesman Review, Aug. 30, 2007. Copy supplied.

Leah Beth Ward, *Grand Jury Indicts Mattawa Day-Care Providers*, Yakima Herald-Republic, Aug. 30, 2007. Copy supplied.

John Craig, *Drug Case Hinges on Dubious Informer*, Spokesman Review, Aug. 19, 2007. Copy supplied.

Former Canadian Union Leader Sentenced in U.S. Cocaine Case, Associated Press, Aug. 2, 2007. Copy supplied.

US Cda Cocaine Smuggling, Broadcast News, Aug. 2, 2007. Copy supplied.

Bill Morlin, *Canadian Man to Serve 8 Years for Smuggling*, Spokesman Review, Aug. 2, 2007. Copy supplied.

David Carrigg, *Ex-B.C. Union Boss Gets 8 Years for Cocaine Bust*, Vancouver Province, July 31, 2007. Copy supplied.

Catherine Rolfsen, *Union Leader Gets 8 Years in U.S. Prison*, Vancouver Sun, July 31, 2007 [re-printed in multiple outlets]. Copy supplied.

Bill Morlin, *Indictment: Clinic Gave Abusers Painkillers*, Spokesman Review, June 21, 2007. Copy supplied.

Bill Morlin, *Guard Fired in Peeping Case*, Spokesman Review, June 20, 2007. Copy supplied.

Spokane Guard Fired Over Alleged Surveillance Camera Abuse, Associated Press, June 20, 2007. Copy supplied.

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Phil Ferolito, *Yakama Alcohol Sales Under Federal Probe*, Yakima Herald-Republic, May 28, 2007. Copy supplied.

Shannon Dininny, *U.S. Man Arrested in Hong Kong in Notorious Child Abuse Case*, Associated Press, May 3, 2007 [re-printed in multiple outlets]. Copy supplied.

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Suit Seeks to Enforce Ban on Yakama Reservation Booze Sales, Associated Press, Jan. 17, 2007. Copy supplied.

Andrew Silva, *Will Charges against Fire Commanders Impede Probes?*, Inland Valley Daily Bulletin, Jan. 12, 2007 [re-printed in multiple outlets]. Copy supplied.

Chris Bristol, *Fire Crew Boss Cited for Drugs*, Yakima Herald-Republic, Jan. 10, 2007. Copy supplied.

Grand Jury Indicts Lawyers on Theft, Bribery Charges, Associated Press, Dec. 14, 2006. Copy supplied.

John Trumbo, *2 Indicted in Dollars for Deals Case*, Tri-City Herald, Dec. 13, 2006. Copy supplied.

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Sandra McCulloch, *Courtenay Man Faces U.S. Drug Charges: Pilot Arrested, Jailed in Washington State after Carrying Out Suspected Marijuana Drop*, Times Colonist, Mar. 21, 2006. Copy supplied.

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K.C. Mehaffey, *Canadian Busted on Tribal Land with 220 Pounds of Marijuana*, Tri-City Herald, Mar. 18, 2006. Copy supplied.

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Bill Morlin, *Eight Indicted in Diploma Mill Scam*, Spokesman Review, Oct. 6, 2005 [re-printed in multiple outlets]. Copy supplied.

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Mark Jewell, *Stevens, Spokane Counties Share in Proceeds from Drug Investigation*, Associated Press, Sept. 29, 1999. Copy supplied.

Bill Morlin, *More Fraud Charges Filed against Leasx*, Spokesman Review, July 29, 1999. Copy supplied.

Bill Morlin, *Indictment Expanded in Lease Case*, Spokesman Review, June 25, 1999. Copy supplied.

Bob Egelko, *Convictions Upheld for Clinic, Newspaper Bombings, Bank Robberies*, Associated Press, May 21, 1999 [re-printed in multiple outlets]. Copy supplied.

Men Seek to Overturn Convictions in Bombings, Bank Robberies, Associated Press, Apr. 28, 1999 [re-printed in multiple outlets]. Copy supplied.

Bill Morlin, *Phineas Priest Bombers Appeal Convictions*, Spokesman Review, Apr. 28, 1999. Copy supplied.

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Bill Morlin, *Leasing Firm Execs Arraigned in Scams*, Spokesman Review, Mar. 3, 1999. Copy supplied.

Bill Morlin, *Man Surrenders to Face Fraud Charges*, Spokesman Review, Jan. 23, 1999. Copy supplied.

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Businessmen Accused of Bilking South Carolina Company, Associated Press, Jan. 21, 1999. Copy supplied.

Pat Sciuchetti, *Clients Say Valley Business Stole Trust Funds*, Spokesman Review, Oct. 13, 1998. Copy supplied.

Robin Rivers, *Spokane Man Pleads Guilty in Bank Fraud Case*, Spokesman Review, Sept. 22, 1998. Copy supplied.

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Malcom Ritter, *Chewed Gum, Worn Jeans Whisper Secrets to Criminal Investigators*, Associated Press, June 2, 1998. Copy supplied.

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Scott Sunde, *File Might Have Kept Killing Suspect Jailed*, Seattle Post-Intelligencer, Apr. 7, 1998. Copy supplied.

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Scott Sunde, *Deported; Suspect in Omak Slaying Sent Back to Mexico Twice*, Seattle Post-Intelligencer, Mar. 28, 1998. Copy supplied.

Bill Morlin, *Child Porn Suspect May Be Released*, Spokesman Review, Feb. 14, 1998. Copy supplied.

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Bill Morlin, *Doctor Jailed in Child-Porn Internet Case*, Spokesman Review, Feb. 10, 1998. Copy supplied.

Bill Morlin, *Bomber Sounds Warning before 55-Year Sentence*, Spokesman Review, Dec. 3, 1997 [quotes re-printed in multiple outlets]. Copy supplied.

Bill Morlin, *Fourth Bomber Convicted*, Spokesman Review, Oct. 1, 1997 [re-printed in multiple outlets]. Copy supplied.

Bill Morlin, *Ex-Coach Sent to Prison for Growing Marijuana*, Spokesman Review, Sept. 11, 1997. Copy supplied.

Bill Morlin, *Suspects in "Christian" Bank Thefts, Bombings Seek to Delay Trial*, Spokesman Review, Feb. 11, 1997. Copy supplied.

Staff, *3 Bombing Suspects Measured, Photographed without Incident*, Seattle Post-Intelligencer, Feb. 6, 1997. Copy supplied.

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Four Charged with Selling Illicit Meat, The Oregonian, Sept. 18, 1996. Copy supplied.

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More Admit Cocaine Sales Ring Roles, The Oregonian, Nov. 18, 1994. Copy supplied.

Counselor Fired after Drug Arrest, Associated Press, Oct. 7, 1994 [re-printed in multiple outlets]. Copy supplied.

James Mayor, *Roses and Mayors*, The Oregonian, Mar. 24, 1994. Copy supplied.

Double-Jeopardy Challenge Faces Drug-Forfeiture Laws, The Oregonian, Aug. 5, 1993. Copy supplied.

Freedom, Ranch Going Up in Smoke, Seattle Times, June 2, 1993. Copy supplied.

Ellis E. Conklin, *Rancher Who Had Lost Ground Succumbed to Lure of Drug Crop*, Seattle Post-Intelligencer, May 12, 1993. Copy supplied.

Rancher Takes Risk Too Many, The Oregonian, May 12, 1993. Copy supplied.

Staff, *Bank Robber Pleads Guilty to Carjacking*, Seattle Times, May 11, 1993. Copy supplied.

Man Draws Prison Term for Threat to Kill Agent, The Oregonian, Jan. 15, 1993. Copy supplied.

Staff, *Lawsuit Filed to Seize Property from Pot Bust*, Seattle Times, Sept. 12, 1992. Copy supplied.

Credit Union Aide Admits Fraud, The Oregonian, Dec. 10, 1990. Copy supplied.

Timothy Egan, *Thousands Plan Life Below, After Doomsday*, New York Times, Mar. 15, 1990. Copy supplied.

James L. Eng, *Montana Church Member Spared Jail Time for Illegal Weapons Purchase*, Associated Press, Dec. 2, 1989 [re-printed in multiple outlets]. Copy supplied.

Sect Member Expected to Enter Guilty Plea, The Oregonian, Oct. 12, 1989. Copy supplied.

Staff, *Sect's Security Chief Guilty of Conspiracy*, Seattle Times, Sept. 30, 1989 [re-printed in multiple outlets]. Copy supplied.

John K. Wiley, *Sect Leader Denies Urging Flock to Arm, Stockpile Weapons*, Associated Press, Aug. 16, 1989. Copy supplied.

Jury Returns Indictment on Gun Count, The Oregonian, July 27, 1989 [re-printed in multiple outlets]. Copy supplied.

Don Lattin, *Trouble in Paradise – Members of Sect Stockpiling Weapons*, San Francisco Chronicle, July 20, 1989 [re-printed in multiple outlets]. Copy supplied.

In addition, I do recall giving a television interview about a pending criminal bank fraud case in 1989, but I do not have a copy of that video.

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 served as a judge.

- 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 not had any 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.

I have not been a member, held office, or rendered services for any political party, election committee, or political campaign.

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 clerk to a judge.

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

I have not been a sole 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.

Summer 1986
Delay, Curran, Thompson & Pontarolo, PS
601 West Main, Suite 1212
Spokane, Washington 99201
Law Clerk

1986 – 1987
United States Department of Justice
Office of Special Litigation, Tax Division
555 Fourth Street, NW
Washington, D.C. 20001
Honors Program Trial Attorney

1987 – present
United States Attorney's Office for the Eastern District of Washington
920 West Riverside Avenue, Suite 340
Spokane, Washington 99201
First Assistant United States Attorney (2006 – present)
Criminal Chief (2003 – 2006)
Deputy Criminal Chief (2000 – 2003)
Assistant United States Attorney (1987 – 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 an arbitrator.

b. Describe:

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

During the summer of 1986, after I graduated from law school and while I was studying for the bar exam, I was a law clerk for a small law firm. After taking the bar exam, I moved to Washington, D.C. and began working for the Department of Justice, Tax Division in September 1986. My work centered upon curbing abusive tax shelter schemes. In the spring of 1987, I transferred to the United States Attorney's Office for the Eastern District of Washington. As an Assistant United States Attorney, I represent the United States of America in civil and criminal litigation in Federal court. I have personally handled all aspects of litigation involving eminent domain, property forfeiture, water rights, environmental regulation, medical malpractice, social security claims, habeas, bankruptcy, flooding, tax litigation and a host of tort cases from slip-and-fall to Constitutional torts. The breadth of my civil experience encompasses every stage of litigation, including pre-filing investigations, discovery (interrogatories and depositions), motions practice, trials, judgments, appeals and debt collection. I have prosecuted nearly every type of federal crime, including bank robbery, drug trafficking, firearm violations, money laundering, wire fraud, bank fraud, bombings, arson, bribery, tax evasion, and witness intimidation. I have handled all aspects of criminal cases, from grand jury proceedings through trial, sentencing and appeal. I have held numerous positions and performed various duties within the U.S. Attorney's Office, including First Assistant U.S. Attorney (2006 – present), Criminal Chief (2003 – 2006), Deputy Criminal Chief (2000 – 2003), professional responsibility officer (2006 – present), senior litigation counsel (2000 – 2002), criminal appellate brief reviewer, asset forfeiture attorney, computer fraud coordinator, money laundering contact, and Special Assistant United States Attorney for the Districts of Montana, Idaho, and the Western District of Washington. I also hold an appointment as a Special Attorney to the United States Attorney General to handle certain criminal cases outside the Eastern District of Washington.

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

Throughout my career, I have represented the United States of America. At the Tax Division of the Department of Justice, I specialized in abusive tax shelter litigation. When I began as an Assistant United States Attorney, I specialized in eminent domain and social security claims. Even though I have always maintained a broad variety of civil and criminal cases throughout my career, corresponding with collateral duty assignments, I have specialized in asset forfeiture, computer crimes, and money laundering. I have also specialized in all types of fraud cases throughout my career.

- 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.

Prior to 2003, I appeared in court frequently and my practice was completely litigation based. After being promoted to Criminal Chief in 2003, I appeared in court a moderate amount of time and after being promoted to First Assistant U.S. Attorney in 2006, I have appeared in court occasionally. As a supervisor, my practice has included more review of cases and litigation strategies while supervising and mentoring attorneys.

- i. Indicate the percentage of your practice in:
- | | |
|-----------------------------|-------|
| 1. federal courts: | 100 % |
| 2. state courts of record: | 0 % |
| 3. other courts: | 0 % |
| 4. administrative agencies: | 0 % |

- ii. Indicate the percentage of your practice in:
- | | |
|--------------------------|------|
| 1. civil proceedings: | 10 % |
| 2. criminal proceedings: | 90 % |

- 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 38 cases to final decision. I was the sole counsel in all those cases except six. In those six, I was lead counsel.

- i. What percentage of these trials were:
- | | |
|--------------|------|
| 1. jury: | 79 % |
| 2. non-jury: | 21 % |

- 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. *Richardson v. United States*, 943 F.2d 1107 (9th Cir. 1991), *cert. denied*, 503 U.S. 936 (1992); Eastern District of Washington, U.S. District Judge Robert McNichols.

This case involved a multi-million dollar claim for burn injuries sustained by two young men as they were moving irrigation pipe under a 115 kilovolt Bonneville Power (BPA) transmission line near Finley, Washington. I appeared as counsel in 1988, after the case was reversed by the Ninth Circuit a second time for a new trial. Coming into the case midstream, I had to learn everything about the case including all of the previous trial evidence and prepare the case for a third trial. I contended that the BPA could not be liable under the Federal Tort Claims Act for discretionary functions of the government that balanced the cost of safety devices with the risk of injury. Here the BPA chose to follow the National Electric Safety Code and not provide greater (more expensive) safety devices to protect from lightening induced electrical line arcs. Along with agency counsel Robert Jones, I presented the case for the third trial and advanced the discretionary function jurisdictional defense to liability. We prepared extensive expert testimony, from a lightning expert from the University of Florida, that the accident could not have been prevented by additional ground wires even if it occurred the way plaintiffs contended. We also presented detailed testimony concerning the economic and engineering considerations supporting the decision not to install additional ground wires. The district court ruled for the United States on the discretionary function defense, which was affirmed on appeal.

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 Unknown

Opposing counsel: David E. Williams for Plaintiff Richardson
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1177 Jadwin Avenue
Richland, Washington 99352
(509) 375-3470

Greg L. Tinker for Plaintiff Trapp
(deceased)

2. *United States v. King*, CR-93-016-WFN, CR-92-264-WFN, CR-92-265-WFN, CR-92-266-WFN, CR-92-292-WFN, CR-293-WFN, CR-92-294-WFN, Eastern District of Washington, U.S. District Judge William Fremming Nielsen.

In 1992, the FBI received information that the defendant was growing marijuana on his ranch outside Odessa, Washington. I orchestrated an extensive financial investigation while the FBI monitored the grow site to determine the conspirators involved and to determine the ultimate destination for the marijuana. By mid-August 1992, multiple search warrants were executed, over 6,000 marijuana plants were eradicated from the center of a circle irrigated corn field on the Bud King Ranch, and seven co-conspirators were arrested. Over a million dollars in assets were seized and forfeited and all of the defendants pleaded guilty and were sentenced to prison. At the time, it was the biggest seizure of marijuana in the Eastern District of Washington and one of the biggest forfeitures cases.

Opposing counsel: Richard P. Algeo for Defendant King
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Larry C. Stephenson for Defendant King
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3. *United States v. Paulsen*, CR-94-190 through CR-94-214, CR-94-217, CR-94-222 through CR-94-225, CR-94-236, CR-94-237, CR-94-248, CR-94-249, CR-94-252, CR-94-285, CR-96-184, *United States v. Young and Tamez*, 86 F.3d 944 (9th Cir. 1996), 89 F.3d 848 (table), 129 F.3d 129 (table), *cert. denied*, 118 S. Ct. 1688 (1998); U.S. District Judges Justin L. Quackenbush, William Fremming Nielsen, and Fred Van Sickle.

In 1992, the FBI enlisted me to lead a multi-agency investigation into a long-standing cocaine distribution ring that previously could not be infiltrated by local or federal attempts. For two years, I advised the FBI and regional drug task force during the investigation, I conducted an extensive grand jury investigation, and the agents recorded hundreds of conversations. In August 1994, the investigation culminated in my preparing about two dozen search warrants which were executed simultaneously with nearly 30 arrests. I presented a 127-count indictment to the grand jury. At the time, it was the largest law enforcement operation in the Eastern District of Washington. The case resulted in the conviction of 37 defendants, including three different sources of cocaine, one from California, a family from the Tri-Cities and an Electric City connection. The defendants included Paulsen and Larsen, who were jointly responsible for managing the distribution of hundreds of pounds of cocaine into the Spokane area

for years. All but two of the defendants pleaded guilty, including a physician's assistant, a stock broker, a car salesman, and two lawyers. Two defendants went to trial and AUSA Stephanie Lister and I tried those cases together in an eight-day jury trial. Both of those defendants were convicted; one was sentenced to ten years in prison and the other was sentenced to 20 years in prison. Nearly a million dollars in cars, cash and real property were forfeited.

Co-counsel at trial: Stephanie J. Lister, AUSA
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Opposing counsel: Rosanna Peterson for Defendant Alley
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4. *United States v. Merrell*, CR-96-257-WFN, CR-96-258-WFN, CR-96-259-WFN, CR-97-066-WFN, Eastern District of Washington, 182 F.3d 929 (table) (9th Cir.), *cert. denied*, 120 S. Ct. 266, 120 S. Ct. 516 (1999), U.S. District Judge William Fremming Nielsen.

On April 1, 1996, a U.S. Bank branch in Spokane was robbed and then blown up. As a diversion, another office building on the same street was blown up immediately before the robbery. It appeared three robbers were involved. I worked with the FBI and local law enforcement and conducted an extensive grand jury investigation. On July 16, 1996, the Planned Parenthood building was bombed as a diversion so the same U.S. Bank branch could be robbed again. This time, it appeared four robbers were involved. I continued to work with the FBI and the other agencies involved, and I negotiated a cooperation and immunity agreement with the attorney for an informant. By October 1996, the FBI had installed a closed circuit camera on the suspects' auto repair shop in Sandpoint, Idaho. One night, the suspects were observed leaving the shop in a suspicious manner and were followed by the FBI to a U.S. Bank branch in Portland, Oregon. The bank was contacted and ordered to lock its doors, which caused the suspects to abort their robbery attempt. They were followed back to Washington and three suspects were arrested completely by surprise in Union Gap. They were driving a stolen van and two Suburbans that were full of bank robbery gear, an arsenal of weapons, hand grenades, and disguises. Four search warrants were prepared and executed at the suspects' houses and auto repair shop. AUSAs Harrington and Lister were then assigned to help me with the cases. While preparing for grand jury and trial for the three robbers, we continued to work with the FBI to identify the fourth robber. AUSAs Harrington, Lister and I divided up the witnesses and tried the first case together. The case involved hundreds of exhibits and several expert witnesses, including an explosives expert, a computer expert, an ink expert, a firearm expert, and a chemist analyzing the lead pellets in the Planned Parenthood bomb. During the first trial, the fourth bank robber was arrested. The first trial lasted five weeks and resulted in a hung jury. AUSA Harrington and I conducted the second trial. All three defendants were convicted and sentenced to double life terms of incarceration. AUSA Harrington and I then conducted a third trial for the fourth bank robber. He was convicted of all the charges and sentenced to 55 years in prison. I handled all the appellate cases and continue to handle all the habeas challenges to their convictions.

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5. *United States v. Booth*, CR-99-018-EFS and CR-99-019-EFS, Eastern District of Washington, 309 F.3d 566 (9th Cir. 2002), U.S. District Judge Edward F. Shea.

Defendant Booth was convicted in the Eastern District of California for operating an advance fee fraud scheme. He was released from prison and moved to Spokane to serve his period of supervised release. He became involved with a company called LeasX which offered financing for equipment leases. He purchased the company and installed Defendant Bories as the President of the company. Between December 1997 and January 1999, Booth contracted with

five companies, several of whom were in financial difficulties, to find them a total of \$393.3 million in financing, sometimes promising funding within one or two days. LeasX received advance fees totaling nearly \$2 million. Although the advance fees were represented to be refundable if a satisfactory funding source was not secured, Booth and Bories spent all the advance fees on salaries for employees and for their own personal expenses, including, among other things, the rental of a jet airplane, automobile leases, jewelry, trips to Las Vegas, and professional golf lessons. Working with the FBI, I began an investigation when one of the customers complained about not receiving his promised financing. We uncovered the elaborate scheme Booth perpetrated all while being supervised by the Probation Office. I sought an indictment for wire fraud and nearly 100 counts of money laundering. After a 13-day jury trial, Booth was convicted of all the major counts and Bories was convicted of wire fraud. Both were sentenced to prison.

Opposing counsel: Jeffry K. Finer for Defendant Booth
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Gerald R. Smith for Defendant Bories
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6. *United States v. Glynn*, CR-01-160-EFS, CR-01-161-EFS, CR-01-162-EFS, and CR-03-011-EFS, Eastern District of Washington, U.S. District Judge Edward F. Shea.

In July 2001 a bank was robbed in Spokane, Washington. On September 26, 2001, a cooperating witness (CW) told an FBI agent in Idaho that he/she knew the three people who robbed the bank, as well as many other banks in the United States based on statements they made to the CW. The CW said these three tried to recruit the CW to participate in future robberies. I worked with the FBI to obtain search and arrest warrants, and on September 29, 2001, all three individuals were arrested and search warrants were executed at their residences. Shotguns, latex masks, gloves, and other clothing were seized from the defendants' residences and cars, consistent with descriptions of items used in the bank robberies. The FBI agent then uncovered eleven unsolved takeover bank robberies which began in March 1998, and spanned seven states. The banks' losses exceeded \$1.2 million. Some of these robberies were profiled on America's Most Wanted television show which called them the "100 percent" robbers based upon statements the robbers made during the robberies. I negotiated global plea agreements encompassing the crimes in all the other districts and then one defendant waived venue and pleaded guilty to eleven bank robberies. The other two defendants also pleaded guilty to their roles in the

robberies. A fourth bank robber was later arrested in Florida in 2002, and pleaded guilty, too. All were sentenced to prison.

Opposing counsel: John T. Rodgers for Defendant D. Glynn
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7. *United States v. Martin*, CR-02-130-JLQ, CR-02-142-JLQ, and CR-02-143-JLQ, Eastern District of Washington, U.S. District Judge Justin L. Quackenbush.

On April 15, 2002, a tavern in Spokane, Washington burned down. The Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) and the Spokane Fire Department began an investigation and determined the fire was arson. The building was insured and the loss was determined to be \$281,000. A part-owner of the business and his bodyguard/bouncer were developed as suspects. However, the bodyguard had an alibi confirmed by his girlfriend, who testified to the alibi in front of the grand jury. Subsequent investigation by the ATF, the Spokane Fire investigator and the grand jury proceedings that I headed, proved her alibi false. I assisted in obtaining a search warrant for the bodyguard's house where incriminating evidence was located. The owner then confessed and pleaded guilty to conspiracy to commit mail fraud and arson of property used in interstate commerce, and use of fire to commit a federal felony. The girlfriend pleaded guilty to perjury. The bodyguard pleaded guilty to using fire to commit a federal felony and suborning perjury. All three were sentenced to prison.

Opposing counsel: David M. Miller for Defendant Martin
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Carlos Valero for Defendant Larson
Address unknown
No longer practicing law

Bevan Maxey for Defendant Riley
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8. *United States v. Jenny*, CR-02-190-WFN through CR-02-194-WFN,
Eastern District of Washington, U.S. District Judge William Fremming
Nielsen.

During 2002, the Drug Enforcement Administration became aware of allegations that two elderly women, Mrs. Erickson and Mrs. Jenny, were depositing large amounts of cash that smelled of marijuana into a bank account for their purported decorating business. I headed up a multi-agency investigation to determine where they were growing and who was involved. The investigation culminated in the execution of about eight search warrants and the arrest of the five people involved, including their two husbands and another person. Vacant houses in affluent neighborhoods were being used as grow houses. Nearly a million dollars in distribution proceeds and five upper middle class houses were seized and forfeited.

Opposing counsel: Patrick K. Stiley for Defendant F. Jenny
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9. *United States v. Perry*, CR-06-098-EFS, Eastern District of Washington,
U.S. District Judge Edward F. Shea.

The Federal Bureau of Investigation (FBI) received information that the elected mayor of Airway Heights, Washington, may have been bribed by defendant Moe, who sought to influence an admissions tax on the Spokane Raceway Park, which Moe operated and controlled. Airway Heights is a local government body that receives more than \$10,000 a year in federal assistance. I worked with the FBI on a lengthy grand jury investigation of the mayor's finances. Eventually, we discovered that Moe gave the mayor two loans secured by the mayor's home, one in October of 2002 and one in October of 2004. The then-former mayor was indicted for accepting bribes and Moe was indicted for bribing a public official. As the FBI and I were preparing for trial, the former mayor Perry pleaded guilty to accepting a bribe from Moe. Moe's case went to trial where the charges were dismissed by the Court.

Opposing counsel: Amy H. Rubin for Defendant Perry
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Mark Vovos for Defendant Moe
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10. *United States v. Ganley*, CR-10-183-JLR, Western District of
Washington, U.S. District Judge James L. Robart.

The Food and Drug Administration's Office of Criminal Investigations began an investigation when a package containing human growth hormone and steroids arrived in New York from Beijing, China in April 2008. It was discovered by Customs and Border Protection (CBP) Inspectors working the International Mail Facility at JFK Airport in New York. Further investigation revealed that defendant, who was a Special Agent with U.S. Immigration and Customs Enforcement (ICE) assigned to the Blaine, Washington office, surreptitiously sent three wire transfers to China and ordered the steroids using a false telephone number and fictitious address. To avoid any appearance of a conflict of interest with the United States Attorney's Office in the Western District of Washington, I was appointed as a Special Attorney to the Attorney General to prosecute the case. After reviewing the case with the agents, prior to indictment, I presented the

matter to Mr. Ganley's attorney and negotiated a felony plea to illegal importation of steroids. The defendant also agreed to immediately resign from his position with ICE.

Opposing counsel: John R. Crowley for Defendant Ganley
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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 a prosecutor, the decision to decline a case, the decision to charge and what to charge have a tremendous effect on the outcome of the proceeding. These decisions carry great consequence for not only the defendant, but also his or her family, the victims, as well as the public. My decision to seek a prosecution has never been lightly made as it committed resources and carried the power and prestige of a prosecution in the name of the United States. I have exercised these decisions for more than two decades.

As a manager within the office (Deputy Criminal Chief, Criminal Chief and now First Assistant) I have declined cases for all sorts of reasons, including cases presenting ethical issues or otherwise not in the best interest of the public. As the First Assistant, I continue to screen cases and give advice to less experienced AUSAs.

Additionally, I have been the United States Attorney's Office Professional Responsibility Officer (PRO) since March 2006. As the PRO, I am charged with giving ethics advice to all the other Assistant United States Attorneys. I regularly counsel attorneys that no conviction is more important than the ethics and reputation of the Government and its attorneys.

I have not performed any lobbying activities on behalf of any client or organization.

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 taught any courses.

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.

None.

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.

None.

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 attached Financial Disclosure Report.

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

See attached 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.

If confirmed, I would recuse myself from any cases in which I played any role as an Assistant United States Attorney. It is not likely that any other potential or actual conflicts would arise. However, if that were to occur, I would recuse myself according to the Code of Conduct for United States Judges as well as other relevant cannons and statutory provisions.

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

If confirmed, I will consult and apply the Code of Conduct for United States Judges as well as other relevant cannons 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.

Since March 2006, I have been the vice-chair of the Edgecliff SCOPE Weed and Seed site. This is a neighborhood organization in the Spokane Valley that partners with law enforcement and volunteers to combat crime and improve the community using the Department of Justice's Weed and Seed grant program. While this position is part of my official duties as an Assistant United States Attorney, I have also volunteered evenings and weekends to participate in Edgecliff functions and activities. I would estimate that I have volunteered 40 hours of my time.

From September 1993 to April 1997, I served as an unpaid Secretary, Treasurer and board member on the non-profit Conservatory Ballet Theatre. I was responsible for the finances and bookkeeping and I estimate I spent about 100 hours a year working on this endeavor.

During two years of law school, I was a Volunteer Income Tax Assistance (VITA) site coordinator. In that capacity, I worked with the IRS to obtain forms and materials and provided tax preparation assistance to low income and elderly persons by recruiting volunteers and staffing a VITA site during tax season. I would estimate I spent 40 to 60 hours each year working on this cause.

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.

Senators Patty Murray and Maria Cantwell and Representative Doc Hastings formed a bi-partisan judicial selection committee to screen and recommend potential candidates in the Eastern District of Washington. After submitting my application on May 28, 2010, I was notified that I would be interviewed by the selection committee on September 18, 2010. In the meantime, I requested a judicial evaluation from the Minority Bar Associations of the State of Washington by submitting written materials on July 31, 2010, and participating in an interview on August 28, 2010. After my September 18, 2010, interview, the bi-partisan judicial selection committee recommended my candidacy, along with others, to

Senators Murray and Cantwell. On October 28, 2010, I met with Senator Murray's legislative assistant, Jason Park, and answered background questions. I was interviewed by Senator Murray on December 15, 2010. On December 17, 2010, Senators Murray and Cantwell forwarded my name, along with others, to the White House for consideration for nomination by the President.

Since December 17, 2010, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On January 25, 2011, I met with attorneys from the White House Counsel's Office and the Department of Justice in Washington, D.C. On June 29, 2011, 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.

FINANCIAL DISCLOSURE REPORT NOMINATION FILING

Report Required by the Ethics
in Government Act of 1978
(5 U.S.C. app. §§ 101-111)

1. Person Reporting (last name, first, middle initial) Rice, Thomas O.	2. Court or Organization U.S. District Court, Eastern District of Washington	3. Date of Report 06/30/2011
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. District Judge	5a. Report Type (check appropriate type) ☒ Nomination, Date 6/29/2011 ☐ Initial ☐ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 1/1/2010 to 6/30/2011
7. Chambers or Office Address U.S. Attorney's Office 920 West Riverside Avenue, Suite 340 Spokane, WA 99201	8. On the basis of the information contained in this Report and any modifications pertaining thereto, it is, in my opinion, in compliance with applicable laws and regulations. Reviewing Officer _____ Date _____	

IMPORTANT NOTES: The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information. Sign on last page.

I. POSITIONS. (Reporting individual only; see pp. 9-13 of filing instructions.)

☒ NONE (No reportable positions.)

POSITION	NAME OF ORGANIZATION/ENTITY
1. _____	_____
2. _____	_____
3. _____	_____
4. _____	_____
5. _____	_____

II. AGREEMENTS. (Reporting individual only; see pp. 14-16 of filing instructions.)

☒ NONE (No reportable agreements.)

DATE	PARTIES AND TERMS
1. _____	_____
2. _____	_____
3. _____	_____

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Rice, Thomas O.

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III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of filing instructions.)***A. Filer's Non-Investment Income**☒ **NONE** *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>INCOME</u> (yours, not spouse's)
1.		
2.		
3.		
4.		

B. Spouse's Non-Investment Income - *If you were married during any portion of the reporting year, complete this section.**(Dollar amount not required except for honoraria.)*☐ **NONE** *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1. 2010	Self-employed eBay sales
2. 2011	Self-employed eBay sales
3.	
4.	

IV. REIMBURSEMENTS – *transportation, lodging, food, entertainment.**(Includes those to spouse and dependent children; see pp. 25-27 of filing instructions.)*☐ **NONE** *(No reportable reimbursements.)*

<u>SOURCE</u>	<u>DATES</u>	<u>LOCATION</u>	<u>PURPOSE</u>	<u>ITEMS PAID OR PROVIDED</u>
1. Exempt				
2.				
3.				
4.				
5.				

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V. GIFTS. *(Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.)*☐ NONE *(No reportable gifts.)*

	<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
1.	Exempt		
2.			
3.			
4.			
5.			

VI. LIABILITIES. *(Includes those of spouse and dependent children; see pp. 32-33 of filing instructions.)*☒ NONE *(No reportable liabilities.)*

	<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE</u>
1.			
2.			
3.			
4.			
5.			

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Name of Person Reporting

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VII. INVESTMENTS and TRUSTS – Income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

☐ NONE (No reportable income, assets, or transactions.)

A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code 1 (A-H)	(2) Type (e.g., div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g., buy, sell, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. Numerica Credit Union (accounts)	A	Interest	L	T					
2. Schwab 1000 Index Fund		None	K	T					
3. Columbia Mid Cap Growth Z		None	K	T					
4. ING Growth and Income Portfolio I		None	J	T					
5. Fidelity VIP Growth Portfolio I		None	J	T					
6. ING T.Rowe Price Growth Equity Portfolio I		None	J	T					
7. ING Templeton Foreign Equity Portfolio I		None	J	T					
8. Undeveloped lot, Priest Lake, ID (2007 \$135,000)		None	M	R					
9.									
10.									
11.									
12.									
13.									
14.									
15.									
16.									
17.									

1. Income Gain Codes: (See Columns B1 and D4)	A = \$1,000 or less F = \$50,001 - \$100,000 J = \$15,000 or less N = \$250,001 - \$500,000 P3 = \$25,000,001 - \$50,000,000	B = \$1,001 - \$2,500 G = \$100,001 - \$1,000,000 K = \$15,001 - \$50,000 O = \$500,001 - \$1,000,000	C = \$2,501 - \$5,000 H1 = \$1,000,001 - \$5,000,000 L = \$50,001 - \$100,000 P1 = \$1,000,001 - \$5,000,000 P4 = More than \$50,000,000	D = \$5,001 - \$15,000 H2 = More than \$5,000,000 M = \$100,001 - \$250,000 P2 = \$5,000,001 - \$25,000,000	E = \$15,001 - \$50,000
2. Value Codes (See Columns C1 and D3)	Q = Appraisal U = Book Value	R = Cost (Real Estate Only) V = Other	S = Assessment W = Estimated	T = Cash Market	
3. Value Method Codes (See Column C2)					

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VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of Report.)*

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Name of Person Reporting

Rice, Thomas O.

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IX. CERTIFICATION.

I certify that all information given above (including information pertaining to my spouse and minor or dependent children, if any) is accurate, true, and complete to the best of my knowledge and belief, and that any information not reported was withheld because it met applicable statutory provisions permitting non-disclosure.

I further certify that earned income from outside employment and honoraria and the acceptance of gifts which have been reported are in compliance with the provisions of 5 U.S.C. app. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature



NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILFULLY FALSIFIES OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)

FILING INSTRUCTIONS

Mail signed original and 3 additional copies to:

Committee on Financial Disclosure
Administrative Office of the United States Courts
Suite 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544

FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

ASSETS				LIABILITIES			
Cash on hand and in banks		48	800	Notes payable to banks-secured			
U.S. Government securities				Notes payable to banks-unsecured			
Listed securities – see schedule		70	516	Notes payable to relatives			
Unlisted securities				Notes payable to others			
Accounts and notes receivable:				Accounts and bills due		8	000
Due from relatives and friends				Unpaid income tax			
Due from others				Other unpaid income and interest			
Doubtful				Real estate mortgages payable – personal residence		314	000
Real estate owned – see schedule		670	000	Chattel mortgages and other liens payable			
Real estate mortgages receivable				Other debts-itemize:			
Autos and other personal property		74	000				
Cash value-life insurance							
Other assets itemize:							
- Thrift Savings Plan		504	035				
				Total liabilities		322	000
				Net Worth	1	045	351
Total Assets	1	367	351	Total liabilities and net worth	1	367	351
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor on leases or contracts: co-signor on son's apartment for four more months.		2	300	Are any assets pledged? (Add schedule)	No		
Legal Claims				Are you defendant in any suits or legal actions?	No		
Provision for Federal Income Tax				Have you ever taken bankruptcy?	No		
Other special debt							

FINANCIAL STATEMENT

NET WORTH SCHEDULES

Listed Securities

Schwab 1000 Index Fund	\$37,805
Columbia Mid Cap Growth Z	26,845
ING Growth and Income Portfolio I	1,279
Fidelity VIP Growth Portfolio I	1,365
ING T. Rowe Price Growth Equity Portfolio I	1,641
ING Templeton Foreign Equity Portfolio I	1,581
Total Listed Securities	<u>\$70,516</u>

Real Estate Owned

Personal residence	\$540,000
Undeveloped lot	130,000
Total Real Estate Owned	<u>\$670,000</u>

AFFIDAVIT

I, Thomas Owen Rice, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

June 28, 2011
(DATE)

Thomas O. Rice
(NAME)

Debra Ann Doll
(NOTARY)

