

15. Intelligence Sharing:

[REDACTED]

16. Local Law Enforcement Project:

[REDACTED]

17. Medical Records Privacy:

[REDACTED]

18. Forensic Action Plan:

[REDACTED]

19. Introductions:

[REDACTED]

20. Hyde Amendment Claims:

[REDACTED]

21. Department's Overtime Compensation Case:

[REDACTED]

22. Unfiled Civil Settlements:

[REDACTED]

23. INS Detainees:

[REDACTED]

24. AUSAs Representation of Judges:

[REDACTED]

(Draft: 12/12/00)  
5:00 p.m.

Attorney General's Advisory Committee  
December 13-14, 2000

## AGENDA

**WEDNESDAY, DECEMBER, 13, 2000 – Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514-████; Fax: (202) 514-████.**  
**HOTEL: Ritz Carlton Hotel, Pentagon City (1250 South Hayes Street, Arlington, VA 22202)**  
**(703-415-5000)**

1. 9:00 - 9:30

Committee Business

M  
a  
r  
k  
T.  
C  
a  
l  
l  
o  
w  
a  
y  
,  
D  
i  
r  
e  
c  
t  
o  
r,  
E  
O  
U  
S  
A

USA B. Todd Jones, (MN) Chair

2. 9:30 - 10:00

Budget Update

Mark T. Calloway, Director, EOUSA  
Theresa Bertucci, Principal Associate Director  
EOUSA

3. 10:00 - 10:45

1) Retrospective Reimbursements of Jim Santelle, Principal Deputy Director  
Private Counsel Fees Robin Jacobsohn, Deputy Assistant  
(Exhibit A) Attorney General, Civil

Division

Helene Goldberg, Director

Constitutional and Specialized Tort Litigation

Civil Division

Janet Craig, Legal Counsel, EOUSA

2) Representation Request Approvals  
Conditioned on Investigative  
Cooperation  
(Exhibit B)

4. 10:45 - 11:00 **B R E A K**

-2-

5. 11:00 - 11:30

Death Penalty Update

USA Charles Tetzlaff (VT)  
Chair, Death Penalty Working Group

6. 11:30 - 12:00

Proposed Criminal Rule Changes Chris Chaney, AUSA, Counsel to the Director Staff  
(Exhibit J)

8. 12:00 - 1:00 **LUNCH**

9. 1:00 - 3:00

Memorializing Issues  
(Exhibit C)

All  
USA Emily Sweeney (**Video**)  
USA Tom Monaghan

**(Work in 5 minute break)**

USA Paul Warner  
USA Kate Pflaumer  
USA Redding Pitt

10. 3:00 - 3:30

Legislative Update:  
530B

Robert Raben, Assistant  
Attorney General  
Office of Legislative Affairs

11. 3:30 - 4:00

Southwest Border Update

USA José Rivera (AZ)  
Richard Smith, AUSA, Counsel to the Director Staff

-3-

12. 4:00 - 4:30

Regulation on 530B  
(Exhibit K)

Claudia Flynn, Director, PRAO

13. 4:30 - 5:00

Community Outreach/ethical  
issues (Exhibit E)

Janet Craig, Legal Counsel, EOUSA  
Jaime Pena, AUSA, Legal Counsel Staff

14. 5:00 - 5:30

Representation of Federal  
Judges (Exhibit I)

Janet Craig, Legal Counsel, EOUSA  
Jim Santelle, Principal Deputy Director

15. **6:30 Dinner: Les Halles De Paris, 1201 Pennsylvania Avenue, Washington, DC (walkable from Main Justice).**

-4-

**THURSDAY, DECEMBER 14, 2000: Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514-████; Fax: (202) 514-████.**

1. 9:00 -10:00

Records Retention Policy  
and Current Guidelines

FOIA Litigation and  
Current Issues  
(Exhibit H)

Suzanne Little, Assistant Director  
FOIA Staff  
Jim Santelle, Principal Deputy Director

2. 10:00 - 10:20

Department's Overtime Case

Jim Santelle, Principal Deputy Director,  
EOUSA  
Virginia Howard, Coordinator for Defensive  
Litigation, Legal Programs Staff

3. 10:20 - 10:45

Information Sharing in Health  
Care Fraud

(Exhibit F)

USA Charles Tetzlaff (VT)  
Chair, Health Care Fraud  
Subcommittee

**(Work in 5 minute break)**

4. 10:45 - 11:15

Fairness in Law Enforcement

Richard Jerome  
Deputy Associate Attorney General  
Jennifer Prior  
Associate Deputy Attorney General

-5-

5. 11:15 - 11:30

BOP Form: Notification by

Sa  
nd  
i  
M  
os  
es,  
A  
U  
S  
A,  
C  
ou  
ns  
el  
to  
th  
e  
Di  
re  
ct  
or

Outside Agencies to BOP  
Regarding Inmates of Greatest  
Concern

6. 11:30 - 12:00

ATF Pilot Project Update

**(Video for Margaret Groban/ME)**

Lisa Graves, Deputy Assistant Attorney General  
Office of Policy Development

Margaret Groban, Violence Against Women Act  
Specialist, EOUSA

Sandi Moses, Counsel to the Director Staff

7. 12:00 - 1:00 **LUNCH**

8. 1:00 - 2:00

**MEETING WITH THE DAG**

9. 2:00 - 2:30

Grand Jury Training Update

**Video/Bailie/Shackelford**

Mike Bailie, Director, National Advocacy  
Center

Kelly Shackelford, Deputy Director

USA Donna Bucella (M/FL)

10. 2:30 - 3:15

Committee Business

11. 3:15 - 4:15

**MEETING WITH AG**

12. 4:15 Meeting Adjourned



Attorney General's Advisory Committee

December 13-14, 2000

1. Budget:

[REDACTED]

2. Confidential Informants:

[REDACTED]

3. Review of Critical Incident Plans:

[REDACTED]

4. Retrospective Reimbursements of Private Counsel Fees:

[REDACTED]

5. Representation Request Approvals Conditioned on Investigative Cooperation:

[REDACTED]

6. Death Penalty Update:

[REDACTED]

7. Proposed Amendments to Federal Rules of Practice and Procedure:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

8. Legislative Update:

[REDACTED]

9. Memorializing Issues:

[REDACTED]

10. Regulation on 530B:

[REDACTED]

[REDACTED]

11. Community Outreach/Ethical Issues:

[REDACTED]

12. Representation of Federal Judges:

[REDACTED]

[REDACTED]

13. Records Retention Policy:

[REDACTED]

14. Maydak:

[REDACTED]

15. Privacy Act and Disclosure of Non-Public Settlement Agreements:

[REDACTED]

[REDACTED]

16. Information Sharing in Health Care Matters:

[REDACTED]

17. Fairness in Law Enforcement:

[REDACTED]

[REDACTED]

18. Bueau of Prisons' Notification Form:

[REDACTED]

19. ATF Pilot Project on Domestic Violence:

[REDACTED]

20. Training at the National Advocacy Center (NAC):

[REDACTED]

(Draft: 1/5/01)  
10:30 a.m.

Attorney General's Advisory Committee  
January 8, 2001

## **AGENDA**

**MONDAY, JANUARY 8, 2001 – Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514-████; Fax: (202) 514-████.**  
**HOTEL: JW MARRIOTT, 1331 Pennsylvania Avenue (202) 393-2000**

1. 9:00 - 9:30

Committee Business

USA Todd Jones, (MN) Chair  
Mark Calloway, Director, EOUSA

Confidential Informant  
Guidelines Update

USA Don Stern (MA)

2. 9:30 - 11:30

Transition Report

All

3. 11:30 - 12:15

### **MEETING WITH THE ATTORNEY GENERAL**

4. 12:15 - 12:45

Budget Update

Mark T. Calloway, Director, EOUSA  
Theresa Bertucci, Principal Associate Director  
EOUSA  
Steve Parent, Deputy Director  
Resource Management and Planning

5. 12:45 - 1:45 **LUNCH**



6. 1:45 - 2:15

Prosecution Guidelines for Corporations  
(Handout)

Sandi Moses, AUSA  
Counsel to the Director Staff

7. 2:15 - 2:30

Review of Critical Incident Plans-Update

Jim Santelle, Principal Deputy Director  
Sandi Moses, AUSA, Counsel to the  
Director Staff

8. 2:30 - 3:00

Death Penalty Update

USA Charles Tetzlaff (VT)  
Jim Santelle

9. 3:00 - 3:30

Community Outreach Guidance  
Representation of Federal Judges

Jim Santelle  
Janet Craig, Legal Counsel

10. 3:30 - 4:00

Committee Business

11. 4:00 Meeting Adjourned

12. 5:30 - 7:00      **All USA Reception in AG's Conference Room 5137.**

Attorney General's Advisory Committee

Summary of Issues

January 8, 2001

1. Budget Update:

[REDACTED]

2. Transition Report:

[REDACTED]

3. Confidential Informant Guidelines:

[REDACTED]

4. Death Penalty Report:

[REDACTED]

[REDACTED]

5. Death Penalty Study:

[REDACTED]

6. Worst Case Scenario Reading Rooms:

[REDACTED]

7. Community Outreach Guidance:

[REDACTED]

8. Representation of Federal Judges:

[REDACTED]

9. Retrospective Reimbursements of Private Counsel Fees:

[REDACTED]

10. Guidelines on the Federal Prosecution of Corporations:

[REDACTED]

(Draft: 2/27/01  
5:30 p.m.)

Attorney General's Advisory Committee  
February 27-28, 2001

## **AGENDA**

**TUESDAY, FEBRUARY 27, 2001 – Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514-████; Fax: (202) 514-████.**  
**HOTEL: RITZ CARLTON IN PENTAGON CITY, 1250 South Hayes Street, Arlington, VA (703-415-5000).**

**Meeting will begin at 1 p.m. on Tuesday, February 27, 2001**

1. 1:00 - 1:30

Committee Business  
AGAC Transition Report

Mark Calloway, Director, EOUSA  
Denise O'Donnell, Vice Chair, AGAC

2. 1:30 - 2:00

Budget Update

Mark T. Calloway, Director, EOUSA  
Theresa Bertucci, Principal Associate Director  
EOUSA  
Steve Parent, Deputy Director  
Resource Management and Planning

3. 2:00 - 2:30

Death Penalty Update  
(Exhibit A)

Jim Santelle, Principal Deputy Director

**(Go to DAG's Conference Room 4141 at 2:20)**

4. 2:30 - 3:15

**Meeting with Acting Deputy Attorney General**

**(3:15-3:30 Go to AG's Conference Room 5137)**

5. 3:30 - 4:15

**Meeting with the Attorney General**

6. 4:15 - 4:30

Committee Business

7. 4:30 - 5:00

Implementation of CI Guidelines  
(Exhibit C)

Jack Keeney,  
Acting Assistant Attorney General  
Criminal Division  
Frank Marine, Senior Litigation Counsel

8. 5:00 - 5:30

9. 6:30      **AGAC Dinner (M & S Grill, 600 13<sup>th</sup> Street)**

**(Rev:2/27/01: 5:30 p. m.)**

**AGAC Meeting**

Wednesday, February 28, 2001

**Revised Agenda**

**WEDNESDAY, FEBRUARY 28, 2001 – Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514-████; Fax: (202) 514-████.**  
**HOTEL: RITZ CARLTON IN PENTAGON CITY**

1. 9:00 - 9:15

Committee Business

2. 9:15 - 9:45

Limited English Proficiency (LEP) Plan  
(Exhibit D)

Juan Milanes, Assistant Director  
EEO Staff

3. 9:45 - 10:00

Department's Overtime  
Compensation Case

Jim Santelle, Principal Deputy Director  
Virginia Howard, Civil Defensive Litigation  
Coordinator, Legal Programs Staff

4. 10:00 - 10:15    **B R E A K**

5. 10:15 - 10:45

Media Bluesheets:  
(1) Comments on Requests for  
Investigations (Exhibit E);  
(2) Department Guidance  
for Conducting Press Conferences and  
Other Press Contacts (Exhibit F); and  
(3) Changes to Address 28 USC 530B  
(Exhibit G)

Lou DeFalaize, Counsel to the Director

6. 11:00 - 12:00

**Special Program in Commemoration of National African American History Month**

**GREAT HALL – Attorney General John Ashcroft, Speaker**

7. 12:00 - 1:00     **L U N C H**

8. 1:00 - 1:30

Alcatraz Demo

Siobhan Sperin, Assistant Director  
Case Management Staff  
Zal Azmi, Chief Information Officer  
Information Technology Staffs

9. 1:30 - 2:00

Southwest Border/Sentencing Guideline  
Issue  
(Exhibit H)

USA José Rivera (AZ)  
Mike Horowitz, Chief-of-Staff  
Criminal Division

10. 2:00 - 2:15

Customs Personal Search Policy  
(Exhibit B)

Richard Smith, AUSA  
Counsel to the Director Staff

11. 2:15 - 2:45

Suggestions for New USA Orientation

12. 2:45– Meeting Adjourned (tentative)



Attorney General's Advisory Committee

February 27-28, 2001

1. Transition:

[REDACTED]

2. Submission of Urgent Reports:

[REDACTED]

3. Budget:

[REDACTED]

[REDACTED]

[REDACTED]

4. Death Penalty:

[REDACTED]

5. Implementation of Confidential Informant Guidelines:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6. Sentencing Commission's Proposed Amendment to U.S.S.G. 2L1.2:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7. Department's Overtime Compensation Case:

[REDACTED]

8. Expungement Under 18 U.S.C., Section 3607:

[REDACTED]

9. Project Alcatraz Demonstration:

[REDACTED]

[REDACTED]

10. Media Bluesheets:

[REDACTED]

11. New United States Attorney Orientation:

[REDACTED]

1)

2)

3)

4)

5)

6)

7)

[REDACTED]

8)

9)

10)

12. Customs Personal Search Policy:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**DRAFT AGENDA**      **Attorney General's Advisory Committee**

**(Working draft: 5/17/10: 6 p.m.)**

**AGENDA**

**Tuesday, May 18, 2010:    AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514-████, FAX (202) 514-████.**

1. 9:00 - 9:30

Committee Business  
- ICE-SAUSA Update  
  (Exhibit A)  
- Allocation Update

USA B. Todd Jones, Chair, AGAC  
H. Marshall Jarrett, Director, EOUSA

2. 9:30 - 10:30

EOUSA Issues

Budget Update  
2012 Budget Spring Call  
Cap & Trade  
OCDETF positions

H. Marshall Jarrett, Director, EOUSA  
Lisa Bevels, Chief Financial Officer

General Services Administration

DOJ Strategic Plan for  
FY 2010-2015    (Exhibit B/C)

Tammy Reno  
Assistant Counsel to the Director

3. 10:30 - 10:45 B R E A K

4. 10:45 - 12:30

AGAC Issues

(10:45) FBI's recording policy  
  (Exhibit I)

Raj De, Deputy Assistant Attorney General  
Office of Legal Policy  
Christopher Schroeder, Assistant Attorney General  
Office of Legal Policy

- |                                      |  |
|--------------------------------------|--|
| (11:15) FBI's Recording Policy       | Joyce White Vance (N/AL)<br>Chair, Criminal Practice Subcommittee                          |
| (12:00 )- OMB Subcommittee Report    | USA B. Todd Jones (MN)   |
| 5. 12:30 - 1:30 – WORKING LUNCH      |  |
| - Charging and Sentencing Memo       | USA B. Todd Jones (MN)   |
| - Strike Force Revamping             | USA Paul Fishman (NJ)<br>USA Pat Fitzgerald (N/IL)   |
| 6. 1:30 - 2:00                       |  |
| E-Discovery Forensics                | Mark Fleshman<br>Chief Information Officer<br>Executive Office for United States Attorneys |
| 7. 2:00 - 2:45                       |  |
| Grant Process                        | Laurie Robinson<br>Assistant Attorney General<br>Office of Justice Programs                |
|                                      | USA Tim Heaphy (W/VA) (VTC)<br>Chair, LECC/Victim/Community Issues Subcommittee            |
| 8. 2:45 - 3:30                       |  |
| - Discovery Update                   | USA Joyce White Vance (N/AL)   |
| - Proposed USAM 9-5.001 -            | Chair, Criminal Practice Subcommittee  |
| on Mandatory Training<br>(Exhibit D) | Andrew Goldsmith<br>National Criminal Discovery Coordinator                                |
| 9. 3:30 - 3:45 B R E A K             |  |

9. 3:45 - 4:15

Update on Protocol for Inter  
Agency Coordination for Certain  
International Terrorism Cases

USA Neil MacBride (E/VA)

9. 4:15 - 4:30

FBI IP Teams Update

USA Jenny Durkan (W/WA)  
Chair, Intellectual Property Subcommittee

10. 4:30 - 5:15

**Meet with Associate Attorney General**

11. 5:15 - 5:30

Legislative Movement on Hill

Ron Weich  
Assistant Attorney General  
Office of Legislative Affairs

12. 5:30 - 5:45

Diversity Management Plan  
for the Department of Justice  
(Exhibit E/F)

Channing Phillips  
Deputy Associate Attorney General for  
Diversity Management, the Departmental  
Selective Placement Coordinator for Disability  
Hiring, and Executive Director for the Attorney  
General's Diversity Management Advisory Council

Suzanne Bell, Deputy Director for  
Legal Management

13. 6:15

AGAC/EOUSA Dinner



**Wednesday, May 19, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514-■■■■, FAX (202) 514-■■■■.**

1. 9:00 - 9:45

**Action Item:**

Appellate Issues  
(Exhibit G /H)

USA Joyce White Vance (N/AL)  
Chair, Criminal Practice Subcommittee  
William Nardini, Appellate Chief (CT)  
Chair, Appellate Chiefs Working Group

2. 9:45 - 10:15

Arab and Muslim Outreach  
(Exhibit J/K)

Raj De, Deputy Assistant Attorney General  
Office of Legal Policy  
Christopher Shroeder, Assistant Attorney General  
Office of Legal Policy

3. 10:15 - 10:45

Civil Rights Update

Tom Perez, Assistant Attorney General  
Civil Rights Division

4. 10:45 - 11:00    B R E A K

5. 11:00 - 12:00

**Meet with the Acting Deputy Attorney General  
(4111)**

6. 12:00 - 1:15

Working Lunch  
- AGAC Issues (continued)  
- Phone Tree Issues  
- Issues for the Attorney General

7. 1:15 - 1:30

Office of Public Affairs

Melissa Schwartz  
Senior Public Affairs Officer  
Office of Public Affairs

8. 1:30 - 2:00

Civil Issues

Tony West  
Assistant Attorney General  
Civil Division

9. 2:00 - 2:30

HEAT Teams Update

Dan Villegas, Counsel  
Office of Legal and Victim Programs  
Patricia Connelly, HEAT Coordinator  
Office of Legal and Victim Programs

10. 2:30 - 3:50

Mexico Issues

Lanny Breuer, Assistant Attorney General  
Criminal Division

11. 3:50 - 4:00

Travel to AG's Office

**12. 3:00 - 4:00**

**Meet with the Attorney General  
(Room 5111)**

13. 4:00 - 5:00

Committee Business

14. 5:00 – Meeting Adjourns

|

Attorney General's Advisory Committee

May 18-19, 2010

Working Draft Document

Follow-up Issues

1. Charging and Sentencing Memo:

[REDACTED]

2. Expanded Violent Crime Initiative:

[REDACTED]

(Jones)

3. The Department's Diversity Management Plan:

[REDACTED]

(Bell)

4. Mandatory Training on Discovery Issues:

[REDACTED]

[REDACTED]

(Goldsmith/Beeman)

[illegible]

(Vance/Goldsmith)

[illegible]

7. FBI's Recording Policy: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED] [REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

(Vance/Jones)

8. 2012 Spring Call:

[REDACTED]

(Jones/Jarrett)

9. ICE SAUSA Program:

[REDACTED]

(Jarrett/Wong)

10. Protocol for Inter-Agency Coordination for Certain International Terrorism Cases:

[REDACTED]

(MacBride)

11. Grant Process:

[REDACTED]

[REDACTED]

(Villegas/Neal/Wong)

12. RAWG: [REDACTED]  
[REDACTED]  
[REDACTED]

13. Budget Update: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

(Jarrett/Bevels)

14. OCDETF Positions: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Neronha)

-5-

15. Cap & Trade: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

16. Department's Strategic Plan for FY 2010 - 2015: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Reno/Wong)

17. Appellate Issues: [REDACTED]  
[REDACTED]  
[REDACTED]

1) Appellate Supervision: [REDACTED]

[REDACTED]

2) Preparation of Appellate Briefs: [REDACTED]

[REDACTED]

3) Reviewing Appellate Briefs: [REDACTED]

[REDACTED]

4) Preparation for Oral Argument: [REDACTED]

[REDACTED]

5) Appellate Training: [REDACTED]

[REDACTED]

-6-

[REDACTED] (Nardini/Beeman)

18. Civil Rights Update: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Dettelbach)

19. HEAT Task Forces: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Connolly/Villegas)

20. Civil Issues: [REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED] (Witt)

21. Office of Public Affairs: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Jarrett/Wong)

-7-

22. Organized Crime Strike Force: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Fishman/Wong/Muschenheim)

23. E-Discovery Forensics: [REDACTED]  
[REDACTED]  
[REDACTED]  
(Jones/Fleshman)

24. Legislative Update: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Pings)

25. FBI Intellectual Property (IP) Teams: [REDACTED]  
[REDACTED]  
[REDACTED]  
(Durkan)

26. Child Exploitation Cases: [REDACTED]  
[REDACTED]  
[REDACTED]  
(Jarrett/Jones/Beeman)





**DRAFT AGENDA**      **Attorney General's Advisory Committee**

**(Working draft: 6/15/10: 10:30 a.m.)**

**AGENDA**

**Tuesday, June 22, 2010:    AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514-████, FAX (202) 514-████.**

1. 9:00 - 9:30

Committee Business

USA B. Todd Jones, Chair, AGAC  
H. Marshall Jarrett, Director, EOUSA

2. 9:30 - 10:15

Environmental Issues

Ignacia Moreno  
Assistant Attorney General  
Environment and Natural Resources Division

USA Mike Cotter (MT)  
Chair, Environmental Issues Subcommittee

3. 10:15 - 11:00

EOUSA Issues

Budget Update

H. Marshall Jarrett, Director, EOUSA  
Lisa Bevels, Chief Financial Officer

RAWG followup on OCDETF  
positions  
- Transparency

USA Peter Neronha (RI)  
Chair, RAWG

USA Comp Time for Travel

Jean Dunn, Assistant Director, Personnel

Communication Law Enforcement  
Coordination Staff

Tammy Reno, Assistant Counsel to the Director

4. 11:00 - 11:15 B R E A K

5. 11:15 - 12:30

AGAC Issues

Violent Crime Initiative

USA Tim Heaphy, Chair  
LECC/Victim/Community Issues Subcommittee

6. 12:30 - 1:30 WORKING LUNCH

AGAC Issues - Continued

- Update on FBI Taping

- District Visit by DOJ Official

USA Dennis Burke (AZ)

7. 1:30 - 2:30

AGAC Issues - Continued

8. 2:30 - 3:15

Discovery Update

USA Joyce White Vance (N/AL)

Co-Chair, Criminal Practice Subcommittee

USA Tristram Coffin (VT)

Co-Chair Criminal Practice Subcommittee

9. 3:15 - 3:30 B R E A K

10. 3:30 - 3:45

Arab and Muslim Outreach

USA Steve Dettelbach (N/OH), Chair

Civil Rights Subcommittee

Neil MacBride (E/VA), Chair

Terrorism and National Security Subcommittee

11. 3:45 - 4:15

Committee Business

12. 4:15 - 4:45

Rule of Law in Iraq and  
Afghanistan

Jim Baker

Associate Deputy Attorney General

13. 4:45 - 5:15

Relations with State and Local  
Law Enforcement Agencies

Portia Roberson, Director

Office of Intergovernmental Public Liaison

14. 5:15 - 5:30  
Committee Business
15. 5:30 - Nationals' Baseball – Game at 7:05 p.m.  
Transportation - Metro

**Wednesday, June 23, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514-████, FAX (202) 514-████.**

1. 9:00 - 9:30

Committee Business

2. 9:30 - 10:00

Child Porn Issues  
(Exhibit D/E)

Confirmed  
USA Carter Stewart (OH/S)  
Co-Chair, CEOS Working Group  
Francey Hakes  
National Coordinator for Child Exploitation and  
Intervention  
Tom Keith  
Project Safe Childhood Coordinator  
Office of Legal and Victims' Programs

3. 10:00 - 10:30

Parallel Proceedings  
(Exhibit A/B)

(VTC)  
USA Carmen Ortiz (MA)  
Chair, Health Care Fraud Subcommittee

USAOs Quarterly Meetings  
with regard to Health Care Fraud  
(Exhibit C)

Trish Connolly  
Health Care Fraud Coordinator  
Office of Legal Programs and Policy

4. 10:30 - 10:50

Arab and Muslim Outreach  
update

Christopher Shroeder, Assistant Attorney General  
Office of Legal Policy (OLP)  
Raj De, Deputy Assistant Attorney General (OLP)

5. 10:50 - 11:00 B R E A K

6. 11:00 - 12:00

(Confirmed)

**Meeting with the Acting Deputy Attorney General**

7. 12:00 - 1:30

WORKING LUNCH

- Phone Tree Issues
- Issues for the AG

8. 1:30 - 2:30

(Confirmed)

**Meeting with the Attorney General**

9. 2:30 - 2:45 B R E A K

10. 2:45 - 3:45

Arab and Muslim Outreach

Dennis McDonough  
Deputy Assistant to the President and  
Chief of Staff, National Security Council

Mike Leiter  
Director, National Counterterrorism Center

11. 3:45 - 4:00

Office of Public Affairs

Matthew Miller, Director  
Office of Public Affairs

**VTC - FROM NAC - Mike's Conference Room**

Melissa Schwartz  
Senior Public Affairs Officer

12. 4:00 - 5:00

**Meeting with Associate Attorney General**

13. 5:00 - 5:10

Committee Business

14. 5:10 - 5:25

**(ALL USA CALL IN: 1-877-628-████; Pass Code █████)**  
**CHAIR AND DIRECTOR'S REPORTS**

15. 5:30 - Meeting Adjourns

Attorney General's Advisory Committee

June 22-23, 2010

Draft Working Document

Follow-up/Summary

1. Budget Update:

[REDACTED]

[REDACTED]

[REDACTED]

2. EOUSA Issues:

- USA Travel: [REDACTED]

- Restored Leave: [REDACTED]

[REDACTED]



[REDACTED]

- Comp Time for USA Travel: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

- Communication Law Enforcement Coordination Staff: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

3. Resource Allocation Working Group (RAWG): [REDACTED]  
[REDACTED]  
[REDACTED]

4. Anti-Violence Strategy: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

5. Arab and Muslim Outreach: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

6. Environmental Crimes Conference: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Environment and Natural Resources Division (ENRD): [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

8. Rule of Law in Iraq and Afghanistan: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

9. FBI's Recording Policy: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

10. Discovery Update: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

11. Proposed Change to Rule 16: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

12. Child Pornography Cases: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

-7-

[REDACTED]

13. Parallel Proceedings: [REDACTED]

[REDACTED]

[REDACTED]

14. Regularly Scheduled Health Care Meetings: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

15. Office of Intergovernmental Public Liaison (OIPL): [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

**Attorney General's Advisory Committee**

**(Working draft: 7/8/10 3 p.m.)**

**AGENDA**

**Monday, July 12, 2010**

**8:00 a.m. - Meet at the Main Entrance of the Hilton Riverside to take vans to AGAC meeting. Vans will have AGAC sign in front. Meeting will be held at the National World War II Museum, 945 Magazine Street in the Purple Heart Board Room. Dress is business casual.**

1. 9:00 - 9:40

Committee Business  
- Budget Update

USA B. Todd Jones (MN), Chair, AGAC  
H. Marshall Jarrett, Director, EOUSA

2. 9:40 - 10:00

Office Management and Budget  
Subcommittee (OMB)

USA B. Todd Jones (MN), Chair  
OMB Subcommittee

3. 10:00 - 10:30

Anti-Violence Strategy

USA Tim Heaphy (W/VA), Chair  
LECC/Victims/Community Issues Subcommittee  
(LECC)

LECC Subcommittee Report  
(Exhibit F)

**4. 10:30 - 10:40     B R E A K**

5. 10:40 - 10:50

Violent Crime Subcommittee USA Pat Fitzgerald (N/IL), Chair  
(Exhibit C)

6. 10:50 - 11:00

Health Care Fraud Subcommittee     USA Paul Fishman (NJ)

7. 11:00 - 11:20

Controlled Substances Working  
Group

USA Flo Nakakuni (HI), Chair

8. 11:20 - 11:40

Terrorism and National Security  
Subcommittee

USA Neil MacBride (E/VA)

9. 11:40 - 12:00

Communications Law Enforcement All  
Staff, EOUSA (Exhibit E)

**10. 12:00 - 1:30 LUNCH**

11. 1:30 - 1:50

Cyber/Intellectual Property  
Subcommittee

USA Jenny Durkan (W/WA), Chair

12. 1:50 - 2:10

White Collar Crime Subcommittee

USA Preet Bharara (S/NY), Chair

13. 2:10 - 2:30

Civil Rights Subcommittee  
(Exhibit A)

USA Steve Dettelbach (N/OH), Chair

14. 2:30 - 2:50

Criminal Practice Subcommittee

USA Joyce White Vance (N/AL), Co-Chair  
Discovery, Case Management and Forensics

15. 2:50 - 3:10

Civil Chiefs Working Group

Jill Julian (S/IN), Chair



16. 3:10 - 3:30

Environmental Issues  
Subcommittee (Exhibit B)

USA Mike Cotter (MT), Chair

**17. 3:30 - 3:40      B R E A K**

18. 3:40 - 4:00

Native American Issues  
Subcommittee (Exhibit D)

USA Brendan Johnson (SD), Chair

19. 4:00 - 4:20

Border and Immigration Law  
Enforcement Subcommittee

USA Dennis Burke (AZ), Chair

20. 4:20 - 4:45

Committee Business

All

**21. 4:45 - Adjourn**

**4:45 p.m. - Vans will take group back to hotel.**

Attorney General's Advisory Committee

July 12, 2010  
New Orleans, Louisiana

Draft Working Document  
Follow-up/Summary

1. Budget Update:

[REDACTED]

2. Communications -Messaging

[REDACTED]

3. Update on USA Appointments (Updated as of 7/23/10):

[REDACTED]

4. Details to Iraq and Afghanistan:

[REDACTED]

5. Resource Allocation Working Group (RAWG):

[REDACTED]

6. Office Management and Budget Subcommittee (OMB):

[REDACTED]

[REDACTED]

7. International Crime:

[REDACTED] (Jones)

8. Anti-Violence Strategy:

[REDACTED]

(Heaphy/Jones)

[REDACTED]

[REDACTED]

(Macklin/Wong)

9. Arab/Muslim Outreach:

[REDACTED]

(Jones/Dettelbach)

10. Health Care Fraud Subcommittee:

[REDACTED]

(Ortiz)

[REDACTED]

(Ortiz/Connolly)

11. Controlled Substances and Asset Forfeiture Working Group:

[REDACTED]

||

(Nakakuni/Muschenheim)

12. Communications and Law Enforcement Coordination Staff (CLEC):

(Wong/Jones/Reno)

13. Civil Rights Subcommittee:

||

(Dettelbach)

(Jarrett/Wong)

14. Tool Kits: (Jarrett/Derden/Bailie/Hagen)

15. Proposed Change to Rule 16:

(Jones/Jarrett/Vance/Coffin)

(Vance/Goldsmith)

16. Cyber/Intellectual Property Subcommittee:

17. Civil Chiefs Working Group:

18. Environmental Issues Subcommittee:

(Cotter/Jones)

19. Native American Issues Subcommittee:

(Johnson/Hagen)

20. Terrorism and National Security Subcommittee: [REDACTED]

21. Emergency Support Functions: [REDACTED]

## **DRAFT AGENDA**

## **Attorney General's Advisory Committee**

**(Working draft: 9/9/10: 10:30 a.m.)**

### **AGENDA**

**Monday, September 13, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514-■■■■, FAX (202) 514-■■■■.**

1. 9:00 - 9:15

Committee Business

USA B. Todd Jones (MN), Chair, AGAC  
H. Marshall Jarrett, Director, EOUSA

2. 9:15 - 10:00

Discovery-Brady/Giglio

USA Joyce White Vance (N/AL)  
Andrew Goldsmith, National Criminal Discovery  
Coordinator  
John Haried, Assistant National Criminal Discovery  
Coordinator

3. 10:00 - 10:30

Criminal Issues

(Confirmed)  
Lanny Breuer  
Assistant Attorney General  
Criminal Division

4. 10:30 - 10:45 B R E A K

5. 10:45 - 11:15

OCDETF

Jim Dinan, Director, OCDETF

6. 11:15 - 12:00

EOUSA Issues

Budget Update

H. Marshall Jarrett, Director, EOUSA  
Lisa Bevels, Chief Financial Officer

7. 12:00 - 1:00

EOUSA Issues (Continued)

**Action Item**

ESF-13 Emergency Plan  
(Exhibit A)

Norm Wong, Counsel to the Director, Deputy Director  
Brit Featherston, Counsel for Emergency Management  
USA Jim Letten (E/LA)  
Bradley Smith, Counsel to the DAG  
Mark Michalic, Special Assistant to the DAG

(12:30) Establishment of Best Practices

Marshall Jarrett, Director, EOUSA

8. 1:00 - 2:00 WORKING LUNCH

AGAC Issues

OMB Report

USA Loretta Lynch (E/NY)

USA Conference

USA B. Todd Jones (MN), Chair

9. 2:00 - 3:00

Anti-Violence Initiative  
(Exhibit G)

USA Tim Heaphy, Chair  
LECC/Victim/Community Issues Subcommittee

10. 3:00 - 4:00

Arab/Muslim Outreach  
(Exhibit B/C)

USA Steve Dettelbach (N/OH), Chair  
Civil Rights Subcommittee

Human Trafficking Initiative  
(Exhibits D/E/F)



11. 4:00 - 4:30

Environment Crimes  
Enforcement Conference

**(VTC) - Tentative**

USA Mike Cotter, Chair, Environmental Issues  
Working Group  
USA Dwight Holton (OR)

12. 4:30 - 5:30

(Confirmed)

**Meet with Associate Attorney General**

13. 5:30 - Meeting Adjourns

**Tuesday, September 14, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice,  
Phone (202) 514-■■■■, FAX (202) 514-■■■■.**

1. 9:00 - 9:45

Mental Wellness

(Confirmed)

Ed Neunlist, LICSW

Assistant Director

Employee Assistance Program

Executive Office for United States Attorneys

Gregg Dwyer, M.D. Ed.D.

Assistant Professor and Director

Sexual Behaviors Evaluation, Research and Treatment  
Clinic and Laboratory

Department of Neuropsychiatry and Behavioral  
Science

University of South Carolina, School of Medicine

**(By VTC)**

USA Carter Stewart (S/OH), Chair

CEOS Working Group

2. 9:45 - 10:15

Legislative Update

(Confirmed)

Ron Weich

Assistant Attorney General

Office of Legislative Affairs

3. 10:15 - 10:45

Civil Issues

(Confirmed)

Tony West

Assistant Attorney General

Civil Division

4. 10:45 - 11:00      **BREAK**

5. 11:00 - 11:30

Capital Crimes - Death  
Penalty Protocol (Exhibit H)

(Confirmed)

Kevin Carwile, Chief, Capital Crimes Unit  
Greg Andres, Deputy Assistant Attorney General  
Criminal Division

6. 11:30 - 11:45

Global Justice Information  
Sharing Initiative

Susan DeWitt, National Security and  
National Security Coordinator

7. 11:45 - 1:00 WORKING LUNCH

AGAC Issues (Continued)

FBI Taping Update

USA Joyce Vance (N/AL)

8. 1:00 - 1:30

Cyber Issues

USA Jenny Durkan (W/WA)  
Chair, Cyber/Intellectual Property Subcommittee

9. 1:30 - 2:30

**Meet with the Attorney General**

10. 2:30 - 3:00

New Tribal Law Enforcement Act

Leslie Hagen  
National Indian Country Training Coordinator

11. 3:00 - 3:20

Equal Opportunity Enforcement

Jason Osborne, Assistant Director, EEO Staff, EOUSA

12. 3:20 - 4:00

Committee Business

13. 4:00 - 5:00

(Confirmed)

**Meet with Deputy Attorney General**

14. 5:00 - 5:15

Committee Business

15. 5:15 - 5:30

**(ALL USA CALL IN: 1-877-628-████; Pass Code █████)**  
**CHAIR AND DIRECTOR'S REPORTS**

16. 5:30

Meeting Adjourns

(Draft - Working Document)  
September 21, 2010

- [REDACTED]

[REDACTED]

(Jones/Heaphy)

[REDACTED]

(Cotter/Holton)

6. Budget Update: [REDACTED]

(Bevels)

7. Best Practices: [REDACTED]

(Virginia Howard)

8. OCDETF: [REDACTED]

(Jarrett/Bevels)

9. Resource Allocation Working Group (RAWG): [REDACTED]

(Neronha)

10. Office Management and Budget Subcommittee Report: USA Loretta Lynch (E/NY), Chair of the OMB Subcommittee, reported that much of the recent OMB meeting focused on the budget. She advised that two recommendations will be coming to the AGAC in October for approval. The first clarifies USAM 3-4.360 USA Leave Policy with regard to the United States

Attorneys approving 8-hours of administrative leave for eight hours of excused absence per employee in response to situations where normal work operations are interrupted by events beyond the control of management or employees; the second is a proposed change to USAM 3-4.300 C: Filling Confidential Positions to the USAs to more clearly define the position and that the position must be filled on a non-permanent basis.. USA Lynch advised that the Administrative Officers (AOs) are reviewing the USAO secured parking issue.

Other issues discussed included: the Audit and Review process; implementation of an automated system for foreign and USA Travel; restored annual leave policy and the cost associated with restored leave when a person leaves the office; the favorable results EOUSA received on a recent OPM survey; a proposed Administrative Professional Development Program which will create a cadre of individuals well-qualified to compete for AO vacancies in the districts; a proposed study on the Administrative Functions of the USAOs; the adoption of priorities of the Investment Review Board; update on E-VOIP; update on rent and space reductions; security issues, and a new records disposition schedule for USAOs. (Lynch)

11. Arab and Muslim Outreach:

[REDACTED]

(Dettelbach/Susan DeWitt)

12. Human Trafficking Initiative:

[REDACTED]

(Dettelbach/Susan DeWitt)

13. ESF-13 Emergency Plan:

[REDACTED]

[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
(Wong/Featherston)

14. Update on Discovery-Brady/Giglio: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
(Vance/Goldsmith)

15. Proposed Amendment to Rule 16: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

(Goldsmith)

16. FBI's Recording Policy: [REDACTED]  
[REDACTED]  
[REDACTED]

(Vance)

17. Death Penalty Issues: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]



(Fitzgerald)

18. Cyber Issues:

19. Mental Wellness:

(Stewart)

20. Equal Employment Opportunity:

(Osborne)

-6-

21. Legislative Update:

[REDACTED]

22. Sentencing Commission's Proposal on Crack Cocaine:

[REDACTED]

(Jones/Lang)

23. Civil Issues:

[REDACTED]

24. Criminal Issues:

[REDACTED]

[REDACTED]

[REDACTED]

25. Global Justice Information Sharing Initiative:

[REDACTED]

(Jones/DeWitt)

26. New Tribal Law Enforcement Act:

[REDACTED]

(Leslie Hagen)

27. Communications Position in EOUSA:

[REDACTED]

(Reno/Wong)

**DRAFT AGENDA**      **Attorney General's Advisory Committee**

**(Working draft: 10/27/10: 5:30 p.m.)**

**AGENDA**

**Thursday, October 28, 2010:    AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-■■■■, FAX (202) 252-252-■■■■**

1. 8:15 - 11:45

**Meet in AGAC I (2266) at 8 a.m. for travel to the Fusion Center. Bus will depart DOJ at 8:15 a.m.**

AGAC Visit to OCDETF Fusion Center/IOC-II  
Vienna, VA

2. 11:45 - 1:00 (Lunch on Own)

3. 1:00 - 2:00

EOUSA Issues

Budget Update

H. Marshall Jarrett, Director, EOUSA  
Lisa Bevels, Chief Financial Officer

(1:30) Foundations of Leadership

Mike Bailie  
Director  
Office of Legal Education

(1:50) USA Website Template

Norm Wong, Deputy Director  
Counsel to the Director

4. 2:00 - 2:45

Evidence-Based Prosecution  
For Crime Prevention  
(Exhibit A)

Dr. Lawrence W. Sherman  
Wolfson Professor of Criminology at the  
Institute of Criminology at Cambridge University

5. 2:45 - 3:00 BREAK

6. 3:00 - 3:30

Office of Public Affairs (OPA)

Matthew Miller, Director, OPA  
Jessica Smith, Senior Public Affairs Specialist, OPA

7. 3:30 - 4:15

AGAC Issues

(3:30) Forensics

USA Jenny Durkan (W/WA), Chair  
Cyber/Intellectual Property Subcommittee

(3:50) USAM - Title 10 --  
National Security

USA Neil MacBride (E/VA), Chair  
Terrorism/National Security Subcommittee

8. 4:15 - 5:00

**Meeting with the DAG**

9. 5:00 - Meeting Adjourns

10. 5:00 - 7:00

Reception - Great Hall  
DOJ Association of Black Attorneys  
20<sup>th</sup> Anniversary Celebration  
(Attorney General is being honored.)

**Friday, October 29, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) (202) 252-■■■■, FAX (202) 252-252-■■■■.**

1. 8:30 - 9:40

Committee Business

- |  |   |
|--|---|
| (8:30) - USA Conference                            | USA B. Todd Jones (MN)                                      |
| (9:00) - Arab/Muslim Outreach Update               | USA Steve Dettelbach (N/NY)                                 |
| (9:20) - E-Discovery Communications<br>Memo Update | Andrew Goldsmith<br>National Criminal Discovery Coordinator |
| (9:40) - Travel to Great Hall)                     |   |

2. 10:00 - 11:00

Human Trafficking Kickoff Great Hall	All
---	-----

3. 11:00 - 1:00

Executive Session

(11:45 a.m.) WORKING LUNCH - Rotunda

4. 1:00 - 1:30

OPR	Mary Patrice Brown Acting Counsel Office of Professional Responsibility
-----	---

5. 1:30 - 2:30

(Confirmed)

**Meet with the Associate Attorney General**

6. 2:30 - 3:00

**EOUSA Action Items:**

Leave Policy -

USAM 3-4.360 (Exhibit B)

USA Secretary Appointments -

USAM 3-4.300 (Exhibit C)

Pete McSwain

Chief of Policy and Special Program Division

Personnel Staff

7. 3:00 - 4:00

**Meet with the Attorney General**

8. 4:00 - 4:15 BREAK

9. 4:15 - 5:00

IG Issues

Glen Fine

Inspector General

Department of Justice

10. 5:00 - 5:15

Committee Business

11. 5:15 - 5:30

**(ALL USA CALL IN: 1-877-628-██████; Pass Code ██████)**

**CHAIR AND DIRECTOR'S REPORTS**

12. 5:30 - Meeting Adjourns

Attorney General's Advisory Committee Meeting

Summary of Issues

October 28-29, 2010

Draft Working Document

(Follow-up 11/3/10/rev. 11/24/10)

1. Meeting with the Attorney General:

[REDACTED]

2. Meeting with the Acting Deputy Attorney General:

[REDACTED]

- [REDACTED]

- [REDACTED]

- [REDACTED]

- [REDACTED]

- [REDACTED]

(Bharara)



3. Meeting with the Associate Attorney General: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

4. Budget Update: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

5. OCDETF Fusion Center and IOC II: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED] (Joyce Vance)  
[REDACTED]

6 Arab and Muslim Outreach: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

7. Cyber Issues: [REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]

- [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

- [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

8. E-Discovery Communications: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

9. Foundations of Leadership: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

10. Office of Public Affairs (OPA):

[REDACTED]

[REDACTED]

11. Human Trafficking Kickoff:

[REDACTED]

12. Office of Professional Responsibility (OPR):

[REDACTED]

[REDACTED]

13. USA Leave Policy and Schedule C Secretaries: The revised policy on USAM 3-4.360 which clarifies the policy on excused absences approved by the United States Attorney and a revised USAM 3-4.300 which eliminates an “exceptional service appointing authority” with regard to Schedule C Secretaries has been referred to the OMB Subcommittee. (Loretta Lynch)

14. Evidence-Based Prosecution for Crime Prevention:



**Attorney General's Advisory Committee**  
**November 15, 2010**  
**Renaissance Washington, DC Dupont Circle Hotel**  
**Potomac Room**

(Draft: 11/12/10:1 p.m.)

**1. 9:00 - 9:45**

AUSA Mental Wellness; USA Carter Stewart (S/OH), Co-Chair  
Broadening the PSC Initiative CEOS Working Group  
to Account for all Federal  
Crimes Relating to the Sexual  
Exploitation of Children  
(Exhibits A/B)

**2. 9:45 - 10:10**

Sentencing in Indian Country USA Brendan Johnson (SD)  
Chair, NAIS Subcommittee

**3. 10:10 - 10:20**

Title 10 - National Security USA Neil MacBride (E/VA)  
Chair, Terrorism and National Security Subcommittee

**4. 10:20 -10:35 B R E A K**

**5. 10:35 - 11:45**

Administrative Issues Marshall Jarrett, Director  
USA Travel Report  
Office Size Groups

Budget Issues Marshall Jarrett, Director  
(Exhibit C) Lisa Bevels, Chief Operating Officer

(11:15) VERA/VSIP Jean Dunn, Assistant Director, Personnel Staff

6. 11:45 - 12:15

Parallel Proceedings  
(Exhibit D/E)

Mike Hertz, Deputy Assistant Attorney General  
for Commercial Litigation

Patricia Connolly, Health Care Fraud Coordinator  
Executive Office for United States Attorneys

7. 12:15 - 12:30

Guidance on the Use of  
Race Working Group  
(Exhibit F/G)

USA Steve Dettelbach (N/OH)  
Chair, Civil Rights Subcommittee

8. 12:30 - 12:45

Participation by USAOs in  
Post-Incarceration Reentry  
Programs (Exhibit H)

Dave Smith, Counsel for Legal Initiatives

8. 12:30 Meeting Adjourns



Attorney General's Advisory Committee  
November 15, 2010

Summary/Followup

| Draft Working Document  
(11/24/10)

1. Budget Issues:

[REDACTED]

[REDACTED]

[REDACTED]

(Jarrett)

2. AGAC Budget: The Committee discussed the AGAC budget and the need to decrease the number of in-person meetings. The Committee discussed various options to include, Go-to-Meeting, VTC, and teleconferencing. The OMB Subcommittee will be working with Director Jarrett and Todd Jones, Chair of the Committee to address. (Lynch/Jones/Jarrett)

3. USA Travel:

[REDACTED]

(Gugulis/Bevels)

4. District Size Designations:

[REDACTED]

[REDACTED]  
(Jarrett/Bevels)

5. AUSA Mental Wellness: [REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

(Stewart)

6. Broadening the PSC Initiative: [REDACTED]  
[REDACTED]

\_\_\_\_\_

7. USAM Title 10, National Security: [REDACTED]

\_\_\_\_\_. (Neil MacBride)

8. Coordination of Parallel Criminal, Civil and Administrative Proceedings: [REDACTED]

(Patricia Connolly)

9. Post-Incarceration Reentry Programs: [REDACTED]

(Dave Smith)

10. Indian Country Overview:

[REDACTED]

(Johnson)

11. Guidance n the Use of Race Working Group: [REDACTED]

[REDACTED] (Jones)

**DRAFT AGENDA      Attorney General's Advisory Committee**

**(Working draft: 12/7/10: 6 p.m.)**

**AGENDA**

**Wednesday, December 8, 2010 - ROTUNDA 8:30 - 10:30; ROTUNDA FOR LUNCH;  
COMMAND CENTER IN THE AFTERNOON (6<sup>TH</sup> Floor).**

1. 8:30 - 10:00

**Meet in Rotunda (Cafeteria) – Pick up breakfast in Cafeteria and bring with you.**

**Committee Business**

- 2011 Issues for the Attorney General
- Circuit Reports

2. 10:00 - 10:30 (In Rotunda)

Financial Fraud  
Enforcement Task Force  
(FFETF)

Robb Adkins, Executive Director, FFETF

3. 10:30 - 12:30

**(Travel to Great Hall – USAs with Award Recipients Join Group behind blue curtain.)**

**Director's Awards - 11:00 - 12:30**

4. 12:30 - 1:30 - **Working Lunch – Rotunda**

- Circuit Reports (Continued)

5. **1:30 - 2:30**

**Meeting with the Attorney General**

6. **2:30 - 4:30 – Meeting continued in Command Center (Room 6100, 6<sup>th</sup> Floor)**

## **EOUSA Issues**

- |   |  |
|---|--|
| - Case Initiation Reporting System                  | Norm Wong, Deputy Director and Counsel to the Director   |
| - AGAC and Subcommittee Reporting Protocols to ODAG | Terry Derden, Principal Deputy Director and Chief of Staff   |
| - Completion of Security Clearance for New USAs     | Kathy Gugulis, Deputy Director for Administration and Management<br>Bernie Delia, Special Counsel  |
| - Expansion of 1811 Investigator Positions          | Kathy Gugulis, Deputy Director for Administration and Management<br>Tim George, Assistant Director, Security Staff<br>Jay Macklin, General Counsel |
| - Budget  | H. Marshall Jarrett, Director  |
| - Cost Savings Measures                             | Lisa Bevels, Chief Financial Officer   |
| - Eliminating Term Positions                        |  |
| - Hiring Freeze                                     |  |
| - VERA/VSIP   |  |
| - Furloughs - Voluntary                             |  |
| - Furloughs - Involuntary                           |  |
| - AD Pay Cut  |  |
| - RIF   |  |

7. 4:30 - 5:30 Meeting Adjourns

(202) 252-████, FAX (202) 252-252-████.

1. 9:00 - 9:15

Committee Business

2. 9:15 - 10:15

EOUSA Issues (Continued)

H. Marshall Jarrett, Director  
EOUSA

- Technology Update  
- USA Virtual Meeting and  
Equipment

Mark Fleshman, Chief Information Officer

**3. 10:15 - 10:30 B R E A K**

4. 10:30 - 11:15

Use of Race Working Group  
(Exhibit A/B)

USA Steve Dettelbach (N/OH), Chair  
Civil Rights Subcommittee

Christopher Schroeder, Assistant Attorney General  
Office of Legal Policy

5. 11:15 - 11:45

Financial Fraud

Tony West, Assistant Attorney General  
Civil Division

6. 11:45 - 12:15

Committee Business

- Update on Arab/Muslim Training

USA Steve Dettelbach (N/OH), Chair  
Civil Rights Subcommittee

**7. 12:15 - 1:30 Working Lunch – Executive Session  
(Rotunda)**

-4-

8. 1:30 - 2:15

Administrative Officers  
Working Group

John Fonville, Administrative Officer (SC)  
Chair, Administrative Officer's Working Group

9. 2:15 - 3:00

Title 10 - National Security  
National Security Conference

USA Neil MacBride (E/VA), Chair  
Terrorism and National Security Subcommittee

10. 3:00 - 4:00

**Associate Attorney General**  
- Anti-Violence Strategy  
- Indian Country

11. **4:00 - 4:15 B R E A K**

12. 4:15 - 5:00

Application of the Fair  
Sentencing Act of 2010  
(Exhibits C/D/E/F)

Jonathan Wroblewski, Senior Counsel to the  
Assistant Attorney General, Criminal Division

13. 5:00 - 5:30

Committee Business

14. 5:30 - Meeting Adjourns



**(Peter Neronha - by VTC)**

1. 9:00 - 9:45

Inspector General

Glen Fine, Inspector General

2. 9:45 - 10:00

Committee Business

3. **10:00 - 11:00**

**Meeting with the Acting Deputy Attorney General**

4. 11:00 - 11:15    B R E A K

5. 11:15 - 11:45

Financial Fraud

Lanny Breuer, Assistant Attorney General  
Criminal Division

6. 11:45 - 12:00

Committee Business

7. 12:00 - 12:15

**(ALL USA CALL IN: 1-877-628-████; Pass Code █████)**  
**CHAIR AND DIRECTOR'S REPORTS**

8. 12:15 Meeting Adjourns

Attorney General's Advisory Committee Meeting

Summary of Issues

1. Meeting with the Attorney General:

- **Immigration**

- **Indian Country**

- **Financial fraud**

- **Gangs and guns**

2. Meeting with the Acting Deputy Attorney General:

[REDACTED]

(Jarrett)

3. Meeting with the Associate Attorney General:

[REDACTED]

4. 2011 Budget:

[REDACTED]

[REDACTED]

(Jarrett/Bevels/Gugulis)

5. Case Initiating Reporting Systems:

[REDACTED]

6. Security Clearances for New USAs:

[REDACTED]

(Delia)

7. Expansion of 1811 Investigators: Norm Wong advised that the Acting Deputy Attorney General has asked if the USAOs want to expand 1811s in the districts. The 1811s are criminal investigators which gives them full law enforcement benefits to included retirement; 1810s are civil investigators.. The group discussed concerns with training, deadly force policy, costs, and the liability factors. **The Committee created a small working group (Preet Bharara, Loretta Lynch and Paul Fishman) to work with EOUSA to develop a policy.** (Bharara/Lynch/Fishman)

8. Death Penalty Protocol:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

(Fitzgerald)

9. Financial Fraud Enforcement Task Force (FFETF):

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

(Adkins/Wagner)

10. Arab and Muslim Outreach:

[REDACTED]

(Dettelbach, DeWitt)

11. Use of Race Working Group:

[REDACTED]

[REDACTED]

(Dettelbach)

12. Title 10, National Security:

[REDACTED]

(MacBride/DeWitt)

13. National Security Conference:

[REDACTED]

(Susan DeWitt)

14. Application of the Fair Sentencing Act:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

15 Use of I-Pads: [REDACTED]

(Fleshman/Rose)

[REDACTED]

16. USA Virtual Meeting: [REDACTED]

17. Civil Issues: [REDACTED]



[REDACTED]

(Jones/Jillian)

18 Inspector General:

[REDACTED]

19. Administrative Officers Working Group:

[REDACTED]

[REDACTED]

(Fonville)

## **DRAFT AGENDA**

## **Attorney General's Advisory Committee**

**(Working draft: 1/18/11: 9:30 a.m.)**

## **AGENDA**

**Wednesday, January 19, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-■■■■, FAX (202) 252-252-■■■■**

**1. 9:00 - 9:30**

Committee Business

USA B. Todd Jones (MN), Chair

**2. 9:30 - 10:15**

Messaging  
- Anticipated Policy  
Announcements

Norm Wong, Deputy Director and  
Counsel to the Director  
Tammy Reno, Acting Assistant Director  
of the Communications and Law Enforcement  
Coordination Staff (CLEC)  
Ashley McGowan, Management Analyst, CLEC

**3. 10:15 - 10:30**

AGAC Issues

- USAM Title 10
- National Security Conference

USA Neil MacBride (E/VA)  
Chair, Terrorism and National Security Subcommittee

**4. 10:30 - 10:45    B R E A K**

**5. 10:45 - 12:00**

AGAC Issues Continued

- Update on Fair Sentencing Act
- Amendments to Sentencing  
Guidelines (Exhibits E-M)
- Circuit Reports

USA Joyce Vance (N/AL), Co-Chair, Criminal  
Practice Subcommittee

6. 12:00 - 1:30 WORKING LUNCH – Rotunda (Please pick up lunch from cafeteria line and bring to Rotunda.)

- Circuit Reports (Continued)

7. 1:30 - 2:30

EOUSA Issues

Budget

Terry Derden, Chief of Staff and Principal Deputy Director

Lisa Bevels, Chief Financial Officer, EOUSA  
(Confirmed)

8. 2:15 - 3:30

EOUSA/OMB Issues

**Action Items**

- Schedule Cs/USAM 3-4.300  
(Exhibit A)

USA Loretta Lynch (E/NY), Chair, OMB

- Leave Policy/USAM 3-4.630  
(Exhibit B)

- Travel Regulation/USAM 3-8.700  
(Exhibit C)

9. 3:30 - 3:45 B R E A K

10. 3:45 - 4:15

(Confirmed)

Office of Professional  
Responsibility

Robin Ashton, Counsel  
Office of Professional Responsibility

11. 4:15 - 4:30

Committee Business

12. 4:30 - 5:00

Anti-Gang Initiative

(Confirmed)

Lanny Breuer, Assistant Attorney General  
Criminal Division  
James Trusty, Acting Chief, Gang Unit

13. 5:00 - 5:30

- Updates on Arab Muslim Outreach  
- Use of Race Working Group  
(Exhibits O/P/Q)

USA Steve Dettelbach (N/OH)  
Chair, Civil Rights Subcommittee

**Thursday, January 20, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) (202) 252-█, FAX (202) 252-252-█.**

1. 9:00 - 9:45

Arab/Muslim and Use of Race  
Working Group Update

Christopher Schroeder, Assistant Attorney General  
Office of Legal Policy

2. 9:45 - 10:15

Circuit Reports (Continued)

3. 10:15 - 10:30 BREAK

4. 10:30 - 11:00

Legislative Update

(Confirmed)  
Ron Weich, Assistant Attorney General  
Office of Legislative Affairs  
Anne Pings, Legislative Counsel, EOUSA

5. 11:00 - 11:30

Professional Misconduct  
Review Unit (PMRU)

(Confirmed)  
Kevin Ohlson, Chief, PRMU

6. 11:30 - 12:00

Circuit Reports (Continued)

7. **12:00 - 1:30 Working Lunch – Executive Session  
(Rotunda) (Please pick up lunch from cafeteria line and bring to Rotunda)**

8. 1:30 - 2:00

Office of International Affairs and      Norm Wong, Counsel to the Director, Deputy Director  
Mutual Legal Assistance Treaties  
(MLATS)

9. 2:00 - 3:00

(Confirmed)

**Meet with the Associate Attorney General**

10. 3:00 - 3:30

Committee Business

11. 3:30 - 4:00

Committee Business

12. 4:00 - 5:00

(Confirmed)

**Meet with the Deputy Attorney General**

13. 5:00 - 5:30

Committee Business

**Friday, January 21, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) (202) 252-█, FAX (202) 252-252-█.**

1. 9:00 - 9:30

(Confirmed)

Project Safe Childhood (PSC) USA Carter Stewart (N/OH), Co-Chair  
Expansion (Exhibit T) CEOS Working Group

2. 9:30 - 10:15

(Confirmed)

Attorney General's Guidelines USA Tim Heaphy (W/VA), Chair  
for Victim/Witness Assistance LECC/Victim/Community Issues Subcommittee  
(Exhibit R-S)

3. 10:15 - 10:30 B R E A K

4. 10:30 - 11:00

Committee Business

5. 11:00 - 12:00

(Confirmed)

**Meet with the Attorney General**

6. 12:00 - 12:30

Committee Business

7. 12:30 - 12:45

**(ALL USA CALL IN: 1-877-628-█; Pass Code █)**  
**CHAIR AND DIRECTOR'S REPORTS**

8. 12:45 - 2:00 Lunch on Own

9. 2:00 - 2:30 - Travel to Great Hall

10. 2:30 - 3:30

**RFK Anniversary Celebration in Great Hall**





Attorney General's Advisory Committee Meeting

Summary of Issues

January 19-21, 2012

Working Document:

(Draft Summary/Followup: 1/24/11)

1. Meeting with the Attorney General:

[REDACTED]

(Jones/Fishman/Jarrett)

2. Meeting with the Deputy Attorney General (DAG):

[REDACTED]

(Jones/Fishman/Jarrett)

3. Meeting with the Associate:

[REDACTED]

[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Jones/Fishman/ Jarrett)

4. Report of the Attorney General's Advisory Committee – January 2011: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED] (Jones)

5. 2011 Budget: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Bevels/Kline)

6. VERA/VSIP: Ms. Bevels and Loretta Lynch, Chair of the OMB Subcommittee, reported that **the VERA/VSIP was approved by OPM for FY 11 – 20% of allocated FTE per USAO/EOUSA may be granted (50% attorneys; 30% GS-901; GS950; Paralegal specialists; GS 986, legal Asst; and 20% other occupations.**

Some positions were excluded in VERA/VSIP request: SES in EOUSA; AUSAs, AD-21-28 (none are eligible); entry level trainee positions (GS 4/5/6 and GS 5/7); contract specialists, GS 1102. Proposed exclusions include: Administrative Officers, GS 341-13/14/15; Human Resource Officers/Specialists, GS-201-13/14/15; Supervisory AUSAs, AD-31-39 (Two-thirds excluded; one third of allocated supervisory FTE per district eligible in FY 11).

**Members of the Committee discussed who will pay for the VERA/VSIP. The AGAC adopted the recommendation that the \$25,000 Voluntary Separation Incentive Payment**

**(VSIP) would be funded from the USAs “community” fund and the cost of the lump sum leave payment would be paid for by the USAO’s district budget allocation.** (Bevels/Kline)

7. OMB Issues: As chair of the OMB Subcommittee, USA Lynch presented proposed changes to USAM 3-4.300 with regard to Schedule C secretaries; USAM 3-4.630 on Leave Policy; and USAM 3-8.700 on revised travel regulations. **All three proposals**

were adopted. Please see page 8 - 10 for changes. (Gugulis/McSwain/Bevels)

8 USA Messaging:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

-4-

[REDACTED]

[REDACTED] (Reno/McGowan/Wong)

9. Implementation of the Fair Sentencing Act:

[REDACTED]

[REDACTED] [REDACTED]  
[REDACTED] (Vance/Coffin/Smith)

10. Amendments to the Sentencing Guidelines: [REDACTED]  
[REDACTED] [REDACTED] [REDACTED]  
[REDACTED] [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED] [REDACTED]  
[REDACTED] [REDACTED]  
(Joyce Vance/Dave Smith)

11. Arab and Muslim Outreach and Use of Race Working Group: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Dettelbach/DeWitt)

12. Use of Race Working Group and Arab and Muslim Outreach: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED] [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

(Schroeder/Dettelbach/DeWitt)

13. Expansion of the Project Safe Childhood (PSC) Initiative: [REDACTED]

[REDACTED]

[REDACTED]

(Carter Stewart/Tom Keith)

14. USAM Title 10 – National Security: [REDACTED]

[REDACTED]

(Neil MacBride and Susan DeWitt)

15. National Security Conference: [REDACTED]

[REDACTED]

(Susan DeWitt)

16. Anti-Gang Initiative: [REDACTED]

[REDACTED]

[REDACTED] (Shappert)

17. OIA/MLATS: [REDACTED]  
[REDACTED]  
[REDACTED] (Wong)

18. Attorney General's Guidelines for Victim Witness Assistance: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]

19. Office of Professional Responsibility:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Derden/Ashton)

20. Professional Misconduct Review Unit (PMRU):

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

-8-

[REDACTED]  
[REDACTED]  
(Ohlson)

21. Legislative Update:

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Pings/Weich)

22. USAM 3-4.360, USA Leave Policy: USA Loretta Lynch (E/NY), Chair of the OMB Subcommittee reported on a proposed change to USAM 3-4.360 USA Leave Policy. Joining the discussion was Pete McSwain, Chief, Policy and Special Programs Division. Mr. McSwain advised that there was a need to clarify the policy on excused absences, i.e., administrative leave. An excused absence is when an employee is in a pay status, but not working; for example, voting, blood donations, or other authorized purpose such as a military funeral. **Ms. Lynch advised that the proposed revised policy was adopted by the OMB Subcommittee.**

The updated language states:

“Excused absence may be approved on an individual or a group basis to meet emergency situations, and may be granted for employee participation in activities that promote the mission of the Department of Justice.

“1. Delegation. United States Attorneys may approve, deny and cancel excused absence for employees to participate in specific EOUSA or Department of Justice-approved activities up to the published limits for each authorized activity, e.g., voting and blood donation. This authority may be delegated to appropriate supervisory levels within the USAO. United States Attorneys may approve up to one work day of excused absence per employee in response to situations where normal work operations are interrupted by events beyond the control of management or employees, e.g., emergency conditions caused by extreme weather conditions, fire, floods, local holidays, or serious interruption to public transportation services. This authority may be redelegated to appropriate supervisory levels within the USAO, not to exceed one hour to first-level supervisors.”

USA leave policy is also set forth in USAP 3-4.360.001. (Gugulis/McSwain)

-9-

23. USAM 3-4.300 Schedule C Secretaries: Ms. Lynch also presented a proposed change to USAM 3-4.300 with regard to USA Secretary Appointments which was adopted by the OMB Subcommittee. The current policy references use of Schedule C appointment, 5 CFR 213.3301, an excepted service appointing authority which is no longer an option because it will not receive the approval by the Department. The language was changed to delete the reference to Schedule C and that all positions must be filled on a non-permanent basis.

The revised language states:

“One position requiring, as a primary assignment, an unusually high level of mutual trust with the United States Attorney, e.g., the Secretary to the United States Attorney, must be filled on a non-permanent basis, e.g.:

- Time-limited appointment;
- Time-limited promotion; or
- Reassignment.

The Advisory Committee adopted the proposed change. (Gugulis/McSwain)

23. USA Travel, USAM 3-8.700

1) Travel Authorizations:

-





[REDACTED]

Staff for filing.

5) Premium Class Travel (Formerly First Class Travel)

[REDACTED]

(McCarter-Dadzie/Bevels/Gugulis)

**DRAFT AGENDA**      **Attorney General's Advisory Committee**

**(Working draft: 3/15/11: 8 a.m.)**

**AGENDA**

**Tuesday, March 15, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-■■■■, FAX (202) 252-252-■■■■**

1. 9:00 - 9:30

Committee Business

USA B. Todd Jones (MN), Chair

- National Security Conference  
National Counter Terrorism Center  
McLean, VA (March 29-30, 2011)
- Dinner with the DAG at  
Tysons Marriott --March 28 at 6 p.m.

2. 9:30 - 10:30

EOUSA Issues

Budget Update

H. Marshall Jarrett, Director, EOUSA  
Lisa Bevels, Chief Financial Officer, EOUSA

VERA-VSIP Update

Jean Dunn, Assistant Director, Personnel Staff

USA Attendance at Judicial  
Conferences

Marshall Jarrett

- Updates to the Travel USAM  
(Exhibit A)

Louisa McCarter-Dadzie  
Assistant Director, Audit and Review Staff  
Resource Management and Planning

3. 10:30 - 10:45 B R E A K

4. 10:45 - 11:15

Rule 16 Update (Exhibit D/E/F)

USA Joyce Vance (N/AL)

Betty Richardson  
Native American Issues Coordinator  
Indian Violent and Cyber Crimes Staff

A11

7. 12:00 - 1:30 **WORKING Lunch** (Pick up lunch in cafeteria and bring to Rotunda)  
(Executive Session)

Lapse in Funding/Contingency Plan H. Marshall Jarrett  
James McAtamney, Chief, Emergency Management

9. 2:30 - 2:45 BREAK

USA B. Todd Jones (MN), Chair

Norm Wong, Deputy Director and Counsel  
to the Director

Tammy Reno, Acting Assistant Director  
of the Communications and Law Enforcement  
Coordination Staff (CLEC)  
Ashley McGowan, Management Analyst, CLEC

11. 5:30 Meeting Adjourns

(202) 252-████, FAX (202) 252-252-████.

1. 9:00 - 9:45

Re-Entry Programs

Charles Gross, Senior Counsel to the Assistant Attorney General, Office of Legal Policy  
Miriam Vogel, Senior Counsel to the Deputy Attorney General  
Jonathan Wroblewski, Special Counsel to the Assistant Attorney General, Criminal Division

2. 9:45 - 10:45

**Meeting with the Deputy Attorney General**

3. 10:45 - 11:00            B R E A K

4. 11:00 - 11:30

- Update on Arab Muslim Outreach    USA Steve Dettelbach (N/OH), Chair  
Civil Rights Subcommittee

5. 11:30 - 11:45

Committee Business

6. 11:45 - 1:30    Working Lunch (Pick up lunch and bring to Rotunda)  
(Executive Session)

7. 1:30 - 2:00

Guidance for Performance Measures    USA Pat Fitzgerald (N/IL)  
for Organized Crime Program

8. 2:00 - 3:00

Circuit Reports (Continued)

-4-

9. 3:00 - 3:15    BREAK

10. 3:15 - 4:00

Computer Forensics - IT

USA Jenny Durkan (W/WA)

USA John Kacavas (NH) (**by VTC**)

Armando Bonilla, Senior Counsel to the Deputy  
Attorney General

11. 4:00 - 5:00

**Meeting with the Associate Attorney General**

12. 5:00 - 5:30

Committee Business

1. 9:00 - 9:45

IT Issues

Mark Fleshman, Chief Information Officer

2. 9:45 - 10:30

Legislative Update

Ron Weich, Assistant Attorney General  
Office of Legislative Affairs  
Anne Pings, Legislative Counsel, EOUSA

3. 10:30 - 10:45

Committee Business

4. 10:45 - 11:00 B R E A K

5. 11:00 - 12:00

**Meeting with Attorney General**

6. 12:00 - 12:30

Committee Business

7. 12:30 - 12:45

**(ALL USA CALL IN: 1-877-628-████; Pass Code █████)**  
**CHAIR AND DIRECTOR'S REPORTS**

8. 12:45 – Meeting Adjourns





Attorney General's Advisory Committee

March 15-17, 2011

Working Document  
(March 21, 2011)

1. Meeting with the Attorney General:

[REDACTED]

2. Meeting with the Deputy Attorney General:

[REDACTED]

[REDACTED]

3. Meeting with the Associate Attorney General:

[REDACTED]

4. National Security Conference:

(MacBride/De Witt)

5. 2011 Budget Update:

(Jarrett/Gugulis/Bevels)

6. Lapse in Funding/Contingency Plans:

(Jarrett/Gugulis/Bevels)

7. Hiring Freeze:

(Derden)

8. VERA/VSIP: [REDACTED]  
[REDACTED]  
(Gugulis/Dunn)

9. AG Awards: [REDACTED]  
[REDACTED] (Jarrett)

10. iPad 2: [REDACTED]  
[REDACTED]  
(Fleshman)

11. CJA: [REDACTED]  
[REDACTED]  
(Wong)

12. Judicial Conferences: [REDACTED]

(Jarrett)

13. New USA Public Weblink: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

14. Amendment to Rule 16:

[REDACTED]  
(Vance/Coffin)

15. Arab/Muslim Outreach:

[REDACTED]  
(Dettelbach/De Witt)

16. Re-Entry Programs:

[REDACTED]

[REDACTED]

(Vance)

17. Computer Forensics - IT: (Durkan)

18. Legislative Update: [REDACTED]

(Pings)

19. Indian Country: [REDACTED]

19. Indian Country: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

-6-

[REDACTED]

[REDACTED]  
(Johnson/Richardson)

20. Performance Measures for Organized Crime Program: [REDACTED]

[REDACTED]  
(Letten/Smith)

21. RAWG: [REDACTED]

22. Circuit Reports: [REDACTED]

First Circuit: [REDACTED]

Second Circuit: USA Loretta Lynch (E/NY) reported that the budget is on everyone's minds. In addition, the northern border USAs are involved in counter narcotics issues. There may be a possible conference. EOUSA is working on northern border narcotics trafficking issues; the USAs on the northern border are not receiving a lot of notice for input. On-going issues continue

-7-

with the 2<sup>nd</sup> circuit judges on the low sentencing in child pornography cases. Ms. Lynch referenced Judge Weinstein's draft opinion on why we should not be prosecuting child pornography; that a 5-year minimum is unconstitutional.

Third Circuit:

[REDACTED]

Fourth Circuit:

[REDACTED]

Fifth Circuit:

[REDACTED]

Sixth Circuit:

[REDACTED]

Seventh Circuit:

[REDACTED]

Eighth Circuit:

[REDACTED]

Ninth Circuit:

[REDACTED]

Ninth Circuit:

[REDACTED]

Tenth Circuit:

[REDACTED]

[REDACTED]

Eleventh Circuit: [REDACTED]

[REDACTED]

23. USAM Travel Changes: [REDACTED]

[REDACTED]

1) Blanket Travel Authorizations (USAM 3-8.710). [REDACTED]

[REDACTED]

2) Per Diem and Actual Subsistence (USAM 3-8.720): [REDACTED]

[REDACTED]

3) Premium Class Travel (USAM 3-8.740): [REDACTED]

[REDACTED]

(Gugulis/Bevels)



**DRAFT AGENDA**      **Attorney General's Advisory Committee**

**(Working draft: 4/26/11 – 11:45 a.m.)**

**AGENDA**

**Tuesday, May 3, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-████, FAX (202) 252-252-████**

1. 9:00 - 9:15

Committee Business

USA B. Todd Jones (MN), Chair

2. 9:15 - 10:00

EOUSA Issues

Budget Update

H. Marshall Jarrett, Director, EOUSA

Lisa Bevels, Chief Financial Officer, EOUSA

3. 10:00 - 10:30

OMB Subcommittee Report

USA Loretta Lynch (E/NY), Chair

OMB Subcommittee

4. 10:30 - 10:45    B R E A K

5. 10:45 - 11:00

EARS Study

Wayne Gibson

Chief of Planning, Evaluation and Performance

6. 11:00 - 11:45

Medical Marijuana

USAs Ben Wagner (E/CA); John Walsh (CO);

Jenny Durkan (W/WA); Peter Neronha (RI) and

Flo Nakakuni (HI/by phone)

7. 11:45 - 1:00    **WORKING Lunch (Pick up lunch in cafeteria and bring to Rotunda)**  
**(Executive Session)**

8. 1:00 - 1:30

Fair Sentencing Act  
(Exhibit A)

USA Joyce Vance, (N/AL)  
USA Tris Coffin (VT) (VTC)  
Co-Chairs, Criminal Practice Subcommittee

9. 1:30 - 2:30

- DOJ2.0/Messaging (update) B. Todd Jones  
(Exhibits B, C, D, E)

Tammy Reno, Acting Director, Communications  
and Law Enforcement Coordination Staff

10. 2:30 - 2:45

Professional Misconduct Review  
Unit

(Confirmed)  
Kevin Ohlson, Chief, Professional Misconduct  
Review Unit

11. 2:45 - 3:00      B R E A K

12. 3:00 - 4:00

DEA

(Confirmed)  
Michele Leonhart  
Administrator

(VTC)  
USA Florence Nakakuni (HI), Chair  
Controlled Substances and Asset Forfeiture  
Subcommittee

13. 4:00 - 4:30

Committee Business

- Arab/Muslim Outreach

USA Steve Dettelbach (N/OH), Chair  
Civil Rights Subcommittee

14. 4:30 - 5:15

iPad2 Tips and Q&As

(Confirmed)

Mark Fleshman, Chief Information Officer

15. 5:15 - 5:30

Committee Business

16 5:30 Meeting Adjourns

17. 6:00 Chairs Dinner  
Carmines (425 7<sup>th</sup> Street, NW)

**Wednesday, May 4, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-█, FAX (202) 252-252-█.**

1. 9:00 - 9:30

Committee Business

2. 9:30 - 10:30

Arab/Muslim Outreach

(Confirmed)

Quintan Wiktorowicz

Senior Director for Global Engagement

National Security Council Staff

The White House

(Confirmed)

Christopher Shroeder, Assistant Attorney General

Office of Legal Policy (OLP)

Elana Tyrangiel, Deputy Assistant Attorney General  
(OLP)

3. 10:30 - 10:45      B R E A K

4. 10:45 - 11:30

Circuit Reports

5. 11:30 - 12:45      Working Lunch (Pick up lunch and bring to Rotunda)  
(Executive Session)

6. 12:45 - 1:00

Committee Business

7. 1:00 - 2:00

(Confirmed)

**Meeting with the Associate Attorney General**

8. 2:00 - 3:00

Recusals/GCO Legal Advice

(Confirmed)

Jay Macklin, General Counsel

9. 3:00 - 3:15 BREAK

10. 3:15 - 3:30

Asset Forfeiture Operations  
Relating to Mexican Cartels

(Tentative)

Jennifer Shasky, Chief  
Asset Forfeiture and Money Laundering Section  
Criminal Division

(VTC)

USA Florence Nakakuni (HI), Chair  
Controlled Substances and Asset Forfeiture  
Subcommittee

11. 3:30 - 4:00

Committee Business

12. 4:00 - 5:00

(Confirmed)

**Meeting with the Deputy Attorney General**

13. 5:00 - 5:30

Committee Business

**Thursday, May 5, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-████, FAX (202) 252-252-████.**

1. 9:00 - 9:30

Committee Business

2. 9:30 - 10:15

Communications Between the  
USAOs, Criminal Division and  
Solicitor General's Office

(Confirmed)

Neal Katyal, Acting Solicitor General  
Patty Stemler, Chief, Appellate Section, Criminal  
Division

3. 10:15 - 10:45

Legislative Update

(Confirmed)

Ron Weich, Assistant Attorney General  
Office of Legislative Affairs  
Anne Pings, Legislative Counsel, EOUSA

4. 10:45 - 11:00 B R E A K

5. 11:00 - 12:00

**(Confirmed)**

**Meeting with Attorney General**

6. 12:00 - 12:30

Committee Business

7. 12:30 - 12:45

**(ALL USA CALL IN: 1-877-628-████; Pass Code █████)**  
**CHAIR AND DIRECTOR'S REPORTS**

8. 12:45 – Meeting Adjourns



**Wednesday, May 4, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-■■■■, FAX (202) 252-252-■■■■.**

1. 9:00 - 9:30

Committee Business

2. 9:30 - 10:30

Arab/Muslim Outreach

(Confirmed)

Quintan Wiktorowicz

Senior Director for Global Engagement

National Security Council Staff

The White House

(Confirmed)

Christopher Schroeder, Assistant Attorney General

Office of Legal Policy (OLP)

Elana Tyrangiel, Deputy Assistant Attorney General  
(OLP)

3. 10:30 - 10:45      B R E A K

4. 10:45 - 11:30

Circuit Reports

5. 11:30 - 1:00      Working Lunch (Pick up lunch and bring to Rotunda)  
(Executive Session)

6. 1:00 - 2:00

(Confirmed)

**Meeting with the Associate Attorney General**

7. 2:00 - 3:00

Recusals/GCO Legal Advice

(Confirmed)

Jay Macklin, General Counsel



8. 3:00 - 3:15          B R E A K

9. 3:15 - 3:45

- Arab/Muslim Outreach

USA Steve Dettelbach (N/OH), Chair  
Civil Rights Subcommittee   Arab/Muslim Outreach

Susan DeWitt, National Civil Rights Coordinator  
EOUSA

10. 3:45 - 4:00

Telework Policy

Jean Dunn, Assistant Director, Personnel Staff, EOUSA

11. 4:15 - 5:15

**(Confirmed)**  
**Meeting with the Deputy Attorney General**

12. 5:15 - 5:30

EARS Study

Wayne Gibson  
Chief of Planning, Evaluation and Performance

**Thursday, May 5, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-████, FAX (202) 252-252-████.**

1. 9:00 - 9:15

Asset Forfeiture Operation  
Relating to Mexican Cartels

(Confirmed)

Jennifer Shasky, Chief  
Asset Forfeiture and Money Laundering Section  
Criminal Division

USA Florence Nakakuni (HI), Chair **(by phone - (202-252-████))**  
Controlled Substances and Asset Forfeiture  
Subcommittee

2. 9:15 - 9:30

Committee Business

3. 9:30 - 10:15

Communications Between the  
USAOs, Criminal Division and  
Solicitor General's Office

(Confirmed)

Neal Katyal, Acting Solicitor General  
Patty Stemler, Chief, Appellate Section, Criminal  
Division

4. 10:15 - 10:45

Legislative Update

(Confirmed)

Ron Weich, Assistant Attorney General  
Office of Legislative Affairs  
Anne Pings, Legislative Counsel, EOUSA

5. 10:45 - 11:00 B R E A K

6. 11:00 - 12:00

**(Confirmed)**

**Meeting with Attorney General**

7. 12:00 - 12:30

Committee Business

8. 12:30 - 12:45

**(ALL USA CALL IN: 1-877-628-████; Pass Code █████)**  
**CHAIR AND DIRECTOR'S REPORTS**

9. 12:45 – Meeting Adjourns

Attorney General's Advisory Committee  
May 3-5, 2011

Summary

| Draft Working Document 5/13/11

1. FY 2011 - FY 2012 Budgets:

[REDACTED]

(Jarrett)

2. Messaging:

[REDACTED]

[REDACTED]

(Jones/Reno)

3. Arab/Muslim Outreach: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Dettelbach/De Witt)

4. Arab/Muslim Outreach – Quintan Wiktorowicz: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
(Dettelbach/De Witt)

5. Medical Marijuana: [REDACTED]

[REDACTED]

(AGAC Members/Wong

6. DEA: [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

7. Fair Sentencing Act:

-5-

(USAs Joyce Vance/Tris Coffin)

8. Recusals and General Counsel (GCO) Guidance:





[REDACTED] [REDACTED]  
[REDACTED] (Julian)

10. USA Communications with the Solicitor General and Criminal Appellate: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

-7-

[REDACTED] [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED] (Stemler)

11. Professional Misconduct Review Unit (PMRU): [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

12. Asset Forfeiture Operation Relating to Mexican Cartels: [REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED] (Shasky/Nakakuni)

13. Legislative Update: [REDACTED]

[REDACTED]

-8-

[REDACTED]  
(Pings)

14. Telework Policy: [REDACTED]

15. OMB Subcommittee Report: USA Loretta Lynch (E/NY), Chair, OMB Subcommittee, reported on the following:

USAM 3-4.410: Training for Supervisors: Ms. Lynch presented a proposed change to USAM 3-4.410: Training for Supervisors. The AGAC adopted the proposed revision which includes replacing Paragraph D. Training for Supervisors to include the following: 1) mentor employees; improve performance and productivity; conduct employee performance appraisals; and identify performance problems. See: [http://www.justice.gov/usao/eousa/foia\\_reading\\_room/usam/](http://www.justice.gov/usao/eousa/foia_reading_room/usam/)

Ms. Lynch reported that the USAOs need a \$1.23 million reduction in rent by September 30, 2011. The size of space allocated for both attorney and support is shrinking.

-9-

Ms. Lynch also discussed proposed updates to the FY 2011 Information Technology (IT) Community Initiatives adopted by the OMB Subcommittee. Please see report by Mark Fleshman below.

16. 2011 Information Technology (IT) Community Initiatives:

Enterprise VoIP:

PC Refresh/Win7:

LIONS - Next Generation:

WebTA - Phase 2:

Virtual (V) Discovery/Storage as a Service:

Bandwidth:

WP to Word Migration:



**DRAFT AGENDA**      **Attorney General's Advisory Committee**

**(Working draft: 6/20/11: 1:30 p.m.)**

**AGENDA**

**Tuesday, June 21, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-████, FAX (202) 252-252-████**

**(Peter Neronha by VTC)**

1. 9:00 - 9:15

Committee Business

USA B. Todd Jones (MN), Chair

2. 9:15 - 10:00

EOUSA Issues

- Budget Update

H. Marshall Jarrett, Director, EOUSA

Lisa Bevels, Chief Financial Officer, EOUSA

- Unstaffed Trial Prep Locations

Ana Indovina, Assistant Director

Facilities and Support Services Staff

3. 10:00 - 10:30

Hiring Exemptions

**(VTC for USAs McQuade and Neronha)**

USA Peter Neronha (RI)

Chair, RAWG

USA Barbara McQuade (E/MI)

4. 10:30 - 10:45    B R E A K

5. 10:45 - 11:15

EARS Study

Wayne Gibson

Chief of Planning, Evaluation and Performance

6. 11:15 - 11:45

Medical Marijuana Update

All

7. 11:45 – 12:15

**Revised Urgent Report  
USAM 3-18.200 (Exhibit A)  
Action Item**

Norm Wong, Counsel to the Director/Deputy Director

8. 12:15 - 1:30      WORKING Lunch (Pick up lunch in cafeteria and bring to Rotunda)  
(Executive Session)

9. 1:30 - 2:00

AGAC Issues

- Fair Sentencing Act Update      USA Joyce Vance (N/AL)
- **USAM Update Title 6 -**      Jill Julian, Civil Chief (S/IN)  
  **(Exhibit B) Action Item**      Chair, Civil Chiefs Working Group

10. 2:00 - 2:30

9/11 Messaging      (Confirmed)  
                         Christopher Schroeder, Assistant Attorney General  
                         Office of Legal Policy (OLP)

11. 2:30 - 3:00

Firearm Background Checks      Norm Wong, Counsel to the Director/Deputy Director  
                         Chris Schroeder, Assistant Attorney General, OLP  
                         Robyn Thiemann, Deputy Assistant Attorney General,  
                         OLP  
                         Armando Bonilla, Senior Counsel to the  
                         Deputy Attorney General

12. 3:00 - 3:15      B R E A K

13. 3:15 - 4:00

USA's Role in Re-Entry Programs      USA Joyce Vance (N/AL), Co-Chair  
and Toolkit (Exhibit C)      Criminal Practice Subcommittee  
                         USA Tris Coffin (VT), Co-Chair (**by VTC**)  
                         Criminal Practice Subcommittee  
                         USA Tim Heaphy (W/VA), Chair  
                         LECC/Victim/Community Issues Subcommittee  
                         Dave Smith, Counsel, Legal Initiatives Staff, EOUSA  
                         Amy Solomon, Senior Advisor to the Assistant  
                         Attorney General, Office of Justice Programs

14. 4:00 - 4:15

Committee Business

15. 4:15 - 5:00

**(Confirmed)**

**Meet with Associate Attorney General**

16. 5:00 - 5:30

Circuit Reports

17. 6:00 Chairs Dinner

**Wednesday, June 22, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-█, FAX (202) 252-252-█.**

**(Peter Neronha by VTC)**

1. 8:45 - 9:00

Committee Business

2. 9:00 - 9:30

OJP Website on Crime Solutions

USA Tim Heaphy (W/VA), Chair  
LECC/Victim/Community Issues Subcommittee  
Laurie Robinson, Assistant Attorney General  
Office of Justice Programs (OJP)  
Phelan Wyrick, Ph.D, Senior Advisor  
Office of the Assistant Attorney General (OJP)

3. 9:30 - 10:00

USA Messaging for October and Beyond

Tammy Reno, Acting Director  
Communications and Law Enforcement Coordination Staff

4. 10:00 - 11:00

**(Confirmed)**

**Meeting with the Attorney General**

5. 11:00 - 11:30

Committee Business

6. 11:30 - 12:45

Working Lunch (Pick up lunch and bring to Rotunda)  
(Executive Session)



7. 12:45 - 1:00

Committee Business

8. 1:00 - 2:00

**(Confirmed)**

**Meet with the Deputy Attorney General**

9. 2:00 - 2:15

Committee Business

10. 2:15 - 2:30

**(All USA Call in: 1-877-628-7161; pass code 735869)**

**CHAIR AND DIRECTOR'S REPORTS**

11. 2:30 - 3:00

Bureau of Justice Assistance

**(Confirmed)**

Denise O'Donnell, Director  
Bureau of Justice Assistance  
Office of Justice Programs

12. 3:00 – 4:00

Circuit Reports

13. 4:00 – 4:20

Non Business Use of Internet

Suzanne Bell, Deputy Director for Legal Management  
Mark Fleshman, Chief Information Officer

14. 4:20 – 4:45

Civil Rights Civil Resource Guide  
Language Access Obligations  
(Exhibits E, F, G)

Susan De Witt, National Civil Rights Coordinator

15. 4:45 – 5:00

Committee Business

16. 5:00 Meeting Adjourns

Attorney General's Advisory Committee

June 21-22, 2011

Summary

(Draft Working Document  
June 27, 2011)

1. Meeting with the Attorney General (AG):

[REDACTED] Members briefed the AG on the upcoming United States Attorneys' National Conference which will be held at the National Advocacy Center (NAC) on October 25 – 27, 2011. There will be four blocks: White Collar Fraud (USAs Sally Yates (N/GA) and Preet Baraha (S/NY) taking the lead); Arab/Muslim Outreach (USAs Ben Wagner (E/CA) and Steve Dettelbach (N/OH), taking the lead); Criminal Justice Issues (USAs Joyce Vance (N/AL) and Tris Coffin (VT) taking the lead) and Office Management/Best practices (USAs Paul Fishman (NJ) and Loretta Lynch (E/NY) taking the lead).

[REDACTED]  
(Jarrett/Jones)

2. Meeting with the Deputy Attorney General (DAG):

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

3. Meeting with the Associate Attorney General:

[REDACTED]

4. USA Nominations:

[REDACTED]

5. FY 2011 – FY 2012 Budgets:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] (Bevels)

6. Hiring Exemptions:

[REDACTED]

(Neronha)

7. i-Pad Availability:

[REDACTED]

[REDACTED]  
(Fleshman/Jarrett)

8. e-VOIP Migration:

[REDACTED]  
(Fleshman/Jarrett)

9. Unstaffed Trial Prep Locations:

[REDACTED]  
(Indovina)

10. Urgent Report:

[REDACTED]  
(Wong)

11. Medical Marijuana:

[REDACTED]

(Wagner/Neronha/Walsh)

12. Fair Sentencing Act:

[REDACTED]

(Vance/Coffin)

13. 9/11 Messaging:

[REDACTED]

Witt)

(Dettelbach/De

14. USA Public Website Messaging:

[REDACTED]

[REDACTED]

(Reno)

15. USAs' Role in Re-entry Programs and Draft Toolkit:

[REDACTED]

(Heaphy/Smith)

16. Firearms National Instant Check Background System (NICS):

[REDACTED]



[REDACTED]

(Wong/Groban)

17. Non-Business Use of the Internet:

[REDACTED]

(Fleshman/Bell)

18. Evaluation and Review (EARS) Study:

[REDACTED]

[REDACTED]

(Gibson)

19. OJP Website on Crime Solutions:

[REDACTED]

[REDACTED]

20. Bureau of Justice Assistance:

[REDACTED]

[REDACTED]

21. Redemption After Judicial Sale:

[REDACTED]  
(Julian/Beeman)

22. Civil Rights Civil Resource Guide and Language Access Obligations:

[REDACTED]  
(De Witt)

23. Circuit Reports:

[REDACTED]



**DRAFT AGENDA      Attorney General's Advisory Committee**

**(Working draft: 7/22/11: 2:30 p.m.)                      AGENDA**

**Tuesday, July 26, 2011: HOLIDAY INN IN RAPID CITY, SD**

**(Continental Breakfast begins at 7 a.m. outside meeting rooms.)**

**1. 8:30 – 10:15 (Salon F-H)**

Committee Business	USA B. Todd Jones (MN), Chair Marshall Jarrett, Director, EOUSA
--------------------	--

AGAC/EOUSA Issues

- |                              |  |
|------------------------------|--|
| - Budget Update              | Marshall Jarrett, Director, EOUSA  |
| -                            |  |
| - Medical Marijuana update   | USA John Walsh (CO)  |
| (9:30 a.m.)                  |  |
| - Fair Sentencing Act update | USA Tristram Coffin (VT), Co-Chair<br>Criminal Practice Subcommittee (phone)<br>Call-in: 1-877-628-7161; passcode 735869;<br>Leader 775962 |
| - USA Conference update      | USA Todd Jones (MN), Chair   |

**2. 10:15 – 10:30 B R E A K**

**3. 10:30 – 11:00**

2010 Global Advisory Committee	USA Anne Tomkins (W/NC)
--------------------------------	-------------------------

**4. 11:00 – 11:30**

Request for Approval of Eagle Feathers' Policy (Exhibit A-C)	Ignacia Moreno, Assistant Attorney General Environment and Natural Resources Division (ENRD) Ethan Shenkman Deputy Assistant Attorney General, ENRD
---	--

**5. 11:30 – 12:30**

Committee Business

**6. 12:30 – 1:00**

**First Wave USA Conference Call**

Counter Violence Extremism  
(CVE) Paper

Quinton Wiktorowicz, Senior Director for  
Global Engagement, National Security Council Staff  
(1-877-628-██████; pass code ██████)

**7. 1:00 – 1:30 LUNCH ON YOUR OWN**

**8. 1:30 – 5:00 JOINT AGAC/NAIS SUBCOMMITTEE MEETING (Salon E)**

Attorney General's Advisory Committee

July 26, 2011

## Rapid City, South Dakota

(Draft Working Document (8/2/11))

- [illegible]

USA Conference: [REDACTED]  
[REDACTED]  
[REDACTED] (Jones)

6. Eagle Feathers' Policy:

[REDACTED]

(Moreno)



7. Recusals: [REDACTED]  
[REDACTED] (Jarrett)

(Confirmed)  
Richard Cordray  
Chief of Enforcement  
Consumer Financial Protection Bureau

7. 2:00 – 2:30

Legislative Update

(Confirmed)

Ron Weich, Assistant Attorney General  
Office of Legislative Affairs  
Anne Pings, Legislative Counsel, EOUSA

8. 2:30 – 3:00

- Update on Rule 6(e)
- Parallel Proceedings

Norm Wong  
Deputy Director and Counsel to the Director

9. 3:00 – 3:15    B R E A K

10. 3:15 – 4:15

Civil Issues

- Rule 6 (e) (Exhibit J)
- Other Issues TBD

(Confirmed)

Tony West, Assistant Attorney General  
Civil Division  
Joyce Branda, Director  
Commercial Litigation Branch, Civil Division  
Mike Hertz, Deputy Assistant Attorney General  
Civil Division

11. 4:15 – 5:00

**Action Item**

Fast Track (Exhibit A)

(Confirmed)

Michael Dreeben, Deputy Solicitor General  
Jessica Hertz, Counsel to the Deputy Attorney General  
Jonathan Wroblewski, Senior Counsel to the  
Assistant Attorney General, Criminal Division

12. 5:00 – 5:30

Committee Business

13. 6:00    AGAC Dinner (Carmines)

**Thursday, September 8, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-████, FAX (202) 252-252-████.**

1. 9:00 – 10:00

EOUSA Issues

- Budget Update                      H. Marshall Jarrett, Director, EOUSA  
   Lisa Bevels, Chief Financial Officer, EOUSA
- Fitness Facilities (Exhibit L)      Kathy Gugulis, Deputy Director for  
   Administration and Management

2. 10:00 – 10:15

**Action Item**

Private Counsel Management  
Standards (Exhibit D)

John Parker, Civil Chief (N/TX)  
Civil Chiefs Working Group  
Virginia Howard, Assistant Director  
Evaluation and Review Staff

3. 10:15 – 10:30    B R E A K

4. 10:30 – 11:00

**Action Item**

Draft National Criminal  
ESI Proposal (Exhibit I)

Andrew Goldsmith  
National Criminal Discovery Coordinator

5. 11:15 – 12:15

AGAC Issues (Continued)

6. 12:15 – 1:30 Working Lunch – Rotunda

Intelligence Gathering for  
Human Trafficking Cases

Donna Bucella  
Assistant Commissioner  
Office of Intelligence and Investigative Liaison  
(OIIL), Customs and Border Protection (CBP)  
Scott Foster  
Director, Analysis Division, OIIL, CBP

7. 1:30 – 2:00

Committee Business

9. 2:00 – 3:00

**Meeting with the Attorney General**

10. 3:00 – 3:15 B R E A K

11. 3:15 – 3:30

Revised Death Penalty Protocol  
(Exhibit E)

(Confirmed)  
Greg Andres  
Deputy Assistant Attorney General  
Kevin Carwile  
Chief, Capital Case Unit  
Criminal Division

12. 3:30 – 4:00

Committee Business

13. 4:00 – 5:00

(Confirmed)

**Meeting with the Deputy Attorney General**

14. 5:00 – 5:30

Committee Business

**Action Item**

- Increased Settlement Authority  
for USAs in Civil and Criminal  
Forfeiture Cases (Exhibit H)

Diane Kozub  
Asset Forfeiture and Money Laundering  
Coordinator, EOUSA

15. 5:30 – Meeting Adjourns

**Friday, September 9, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-████, FAX (202) 252-252-████**

1. 9:00 – 9:15

**9/11 Silent Vigil – RFK Courtyard**

2. 9:15 – 9:30

Committee Business

3. 9:30 – 10:15

Appellate Chiefs Working Group

Barbara Valliere, Appellate Chief (N/CA)  
Chair, Appellate Chiefs Working Group

4. 10:15 – 10:30 BREAK

5. 10:30 – 11:30

(Confirmed)

**Meeting with the Associate Attorney General**

6. 11:30 – 11:45

Committee Business

7. 11:45 – 12:00

**(All USA Call in: 1-877-628-████; pass code █████)**

**CHAIR AND DIRECTOR'S REPORTS**

8. 12:00

Meeting Adjourns

9. 12:00 – 2:00 Lunch on Your Own

10. 2:00 – 3:00

9/11 Event in Great Hall

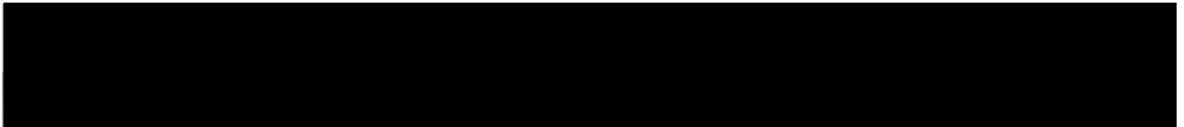
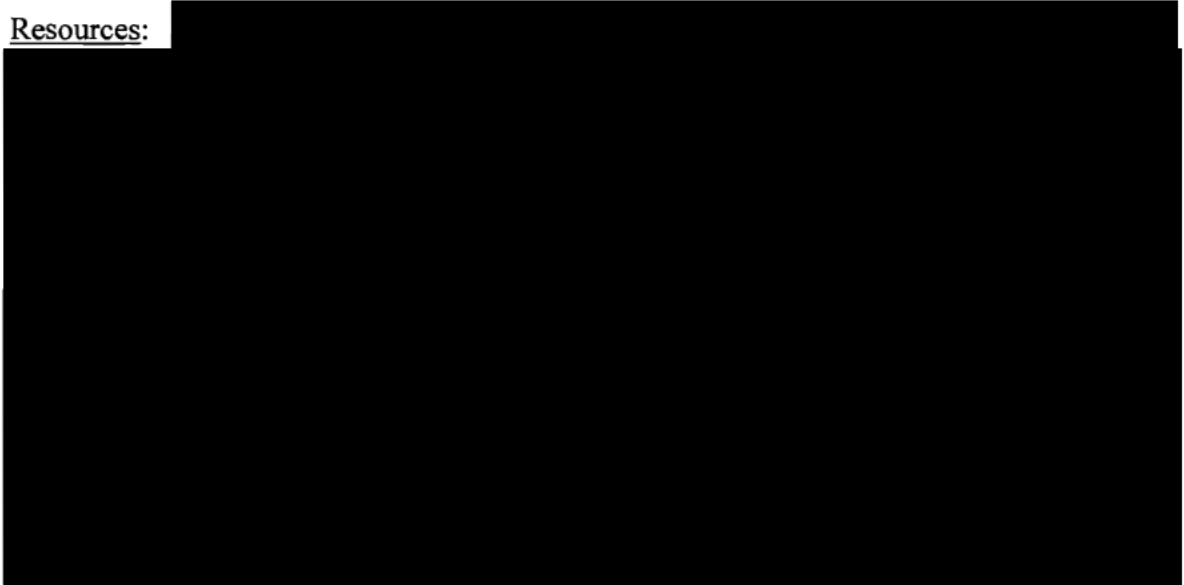
Attorney General's Advisory Committee Meeting

September 7-9, 2011

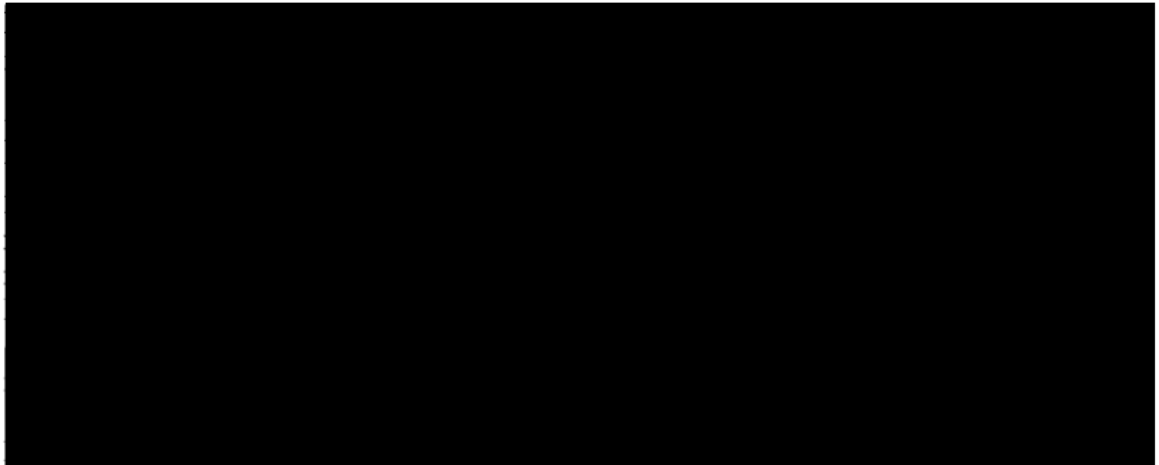
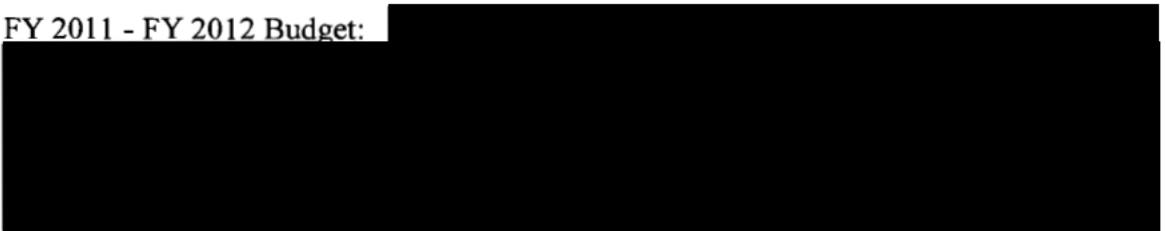
(Draft Working Document)

Summary/Followup Issues: 9/16/11):

1. Resources:



2. FY 2011 - FY 2012 Budget:



[REDACTED]  
(Gugulis/Bevels/Jarrett)

3. New USAs:

4. Health and Fitness:

(Gugulis)

5. Reduction in Office Space:

(Gugulis)

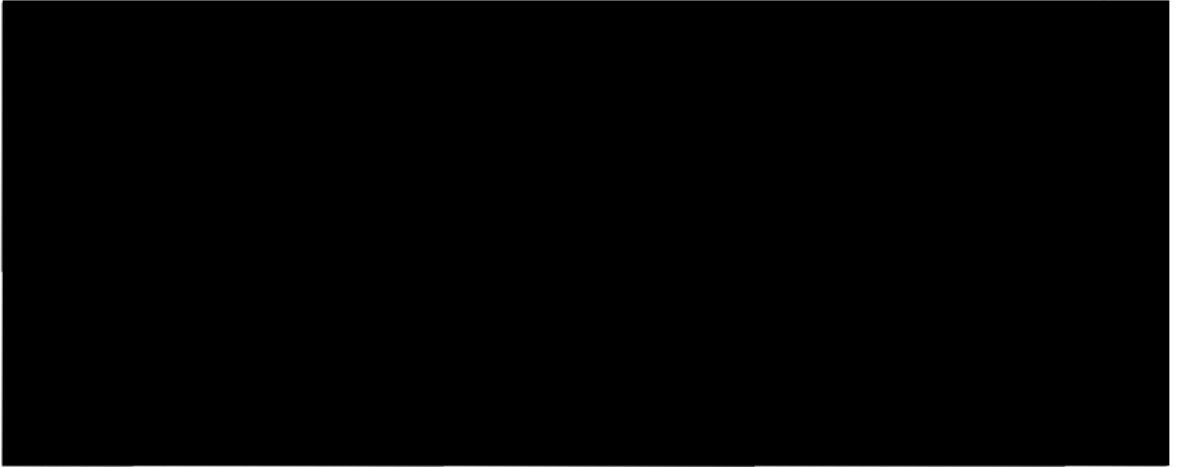
6. Government Rates for Air Travel:

(EOUSA)

7. 9/11 Events:

8. Medical Marijuana Update:





(Walsh)

9. Fast Track Program:



#### 10. Implementation of Retroactivity Application for Crack Offenses:

(Vance/Coffin)

## 11. Know Your Rights – A Guide to the United States Constitution:

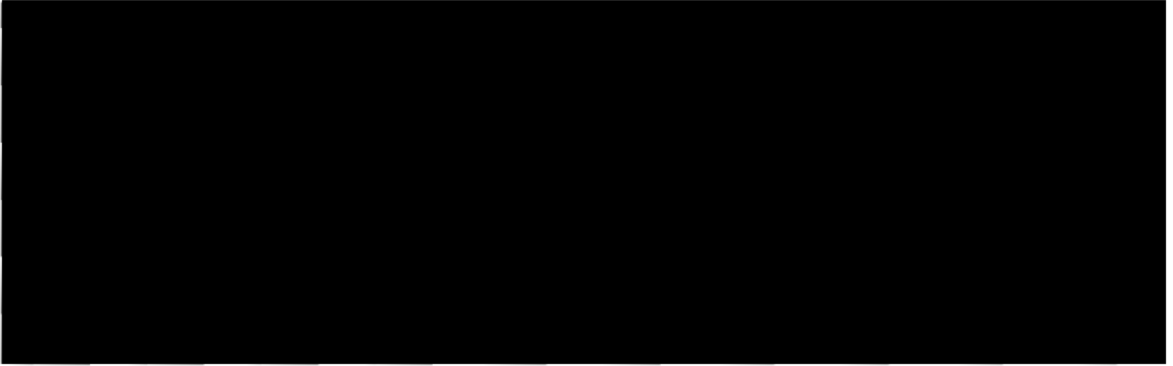
(Beeman)

12. United States Attorneys' Conference:

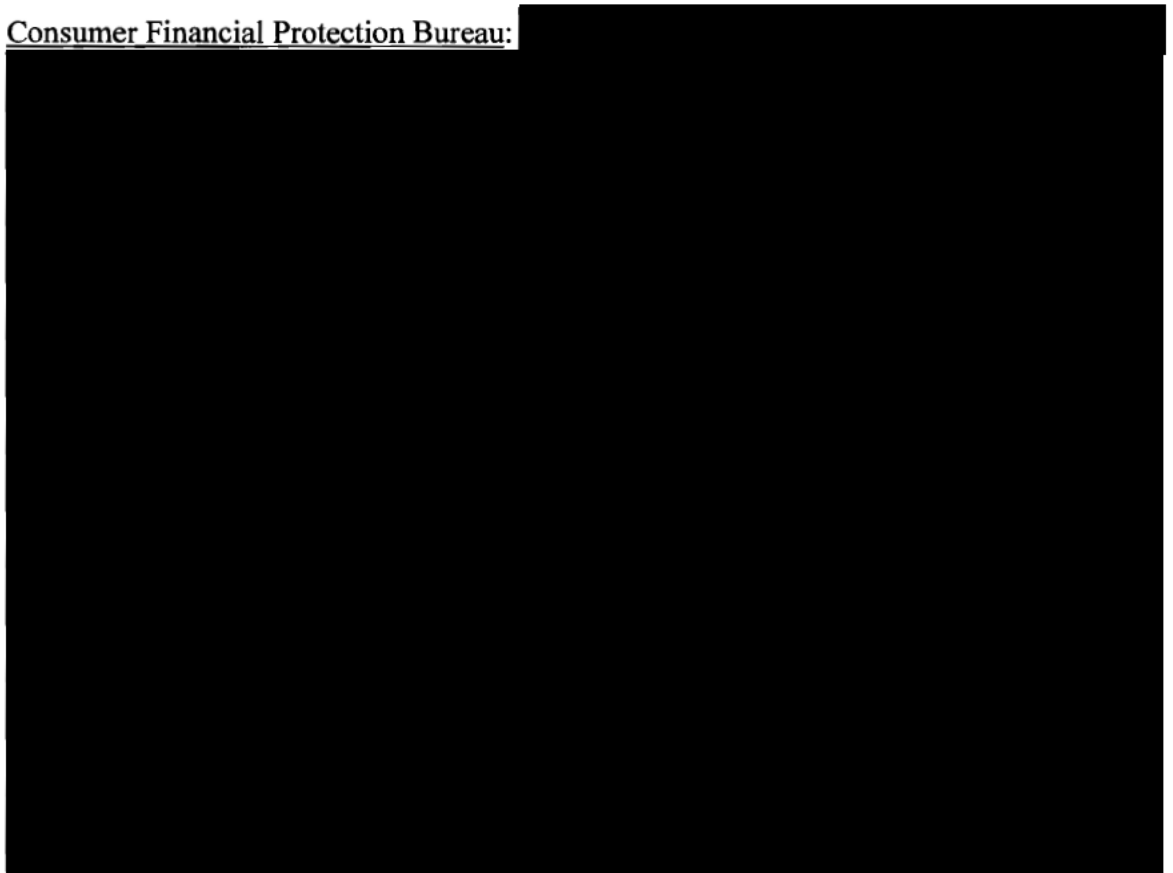
(Fishman/Lynch/Beeman)

**13. Office of Intelligence and Investigative Liaison:**

\_\_\_\_\_



14. Consumer Financial Protection Bureau:



[REDACTED]

(EOUSA, AGAC

WCC Subcommittee, Matt Stegman)

15. Rule 6(e):

[REDACTED]

(Fishman/John Parker)

16. Revised Death Penalty Protocol:

[REDACTED]

17. Legislative Update:

[REDACTED]

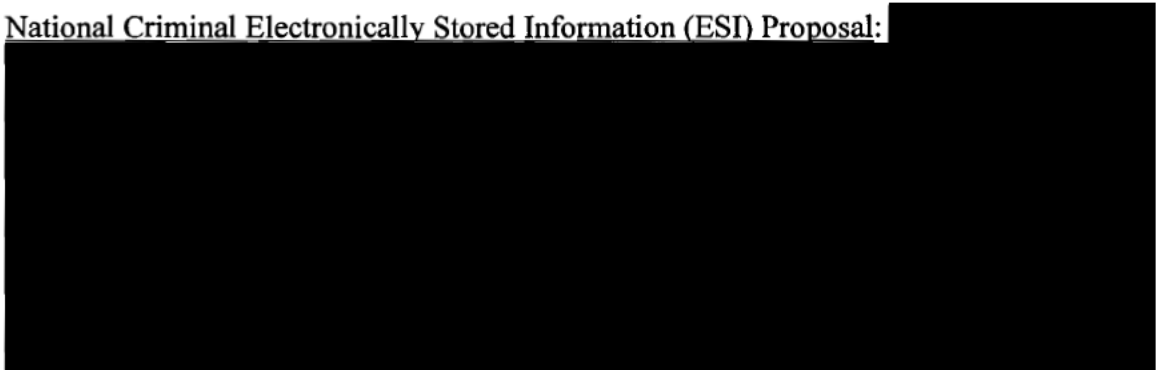


18. Private Counsel Management Standards:

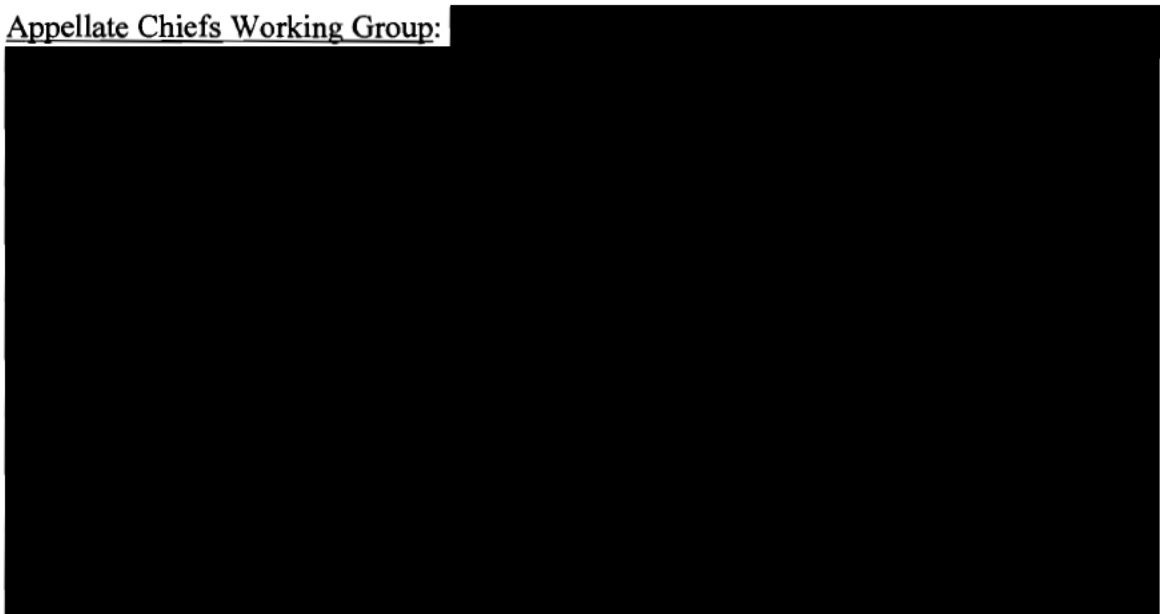


(Parker/Howard)

19. National Criminal Electronically Stored Information (ESI) Proposal:



20. Appellate Chiefs Working Group:



[REDACTED]  
(AGAC)

21. Increasing Settlement Authority in Civil and Criminal Forfeiture Cases:

[REDACTED]  
(Kozub/Parker)

22. Executive Session:

23. Circuit Reports:

- 
- 
- 
- 
- 
-



Attorney General's Advisory Committee

October 5, 2011

(Issues/followup – draft working document-revised)

1. USA Conference:

(Jarrett/Fishman)

2. Approval for Training:

(Jarrett/Wilkinson)

3. Budget Update for 2012:

4. Publicizing our Numbers:

(Wong)

5. Exemption Committee:

(Fishman/Jarrett/Neronha)

6. Rule 6(e):



[REDACTED]

(Vance/Coffin)

Attorney General's Advisory Committee

Monday, October 24, 2011: 1:30 p.m. – 4:30 p.m. EDT by VTC

Issues:

1. Budget
2. Exemption Committee
3. Travel/Conferences
4. Advertising for Supervisory AUSAs
5. AUSA Allocation and Staffing Levels
6. Hiring from Other USAOs
7. Mortgage Fraud (Ben Wagner)
8. Medical Marijuana (John Walsh)
9. Fast Track (Ben Wagner/Jenny Durkan)
10. Child Protection Restitution
11. EARS
12. Communications Issues
13. Asset Forfeiture Fund
14. Request for Health Care Positions
15. Financial Recovery Press Rollout
16. Series of IT Changes (Ben Wagner)
17. Rule 6e – Tony West Proposal (John Parker)
18. Rule 6e – Disclosure of Historical Grand Jury Information (Joyce Vance)
19. Other Issues

Attorney General's Advisory Committee

October 24, 2011 – VTC

(Followup Issues – Draft Working Document: 10/26/11 – rev)

1. Budget:

[REDACTED]

(Jarrett/Bevels)

2. Exemption Committee:

[REDACTED]

(Jarrett/Wish)

3. Travel/Conferences:

[REDACTED]

(Wilkinson)

4. Training:

[REDACTED]

(Jarrett)

5. Advertising for Temporary Supervisory AUSAs:

[REDACTED]

[REDACTED]

(Fishman/Jarrett)

6. AUSA Allocation and Staffing Levels:

[REDACTED]

[REDACTED]

(Fishman/Jarrett)

7. Hiring from Other USAOs:

[REDACTED]

(Jarrett/Fishman)

8. Medical Marijuana:

[REDACTED]

(Walsh)

9. Fast Track:

[REDACTED]

(Wagner/Durkan/Lang/Tsethlikai)

10. Child Protection Restitution:

[REDACTED]

(Fishman/Stewart/Dreeben)

11. EARS Program:

(Jarrett/Fishman)

12. Communications Issues:

(Fishman/Wong/Osiello)

13. Asset Forfeiture Fund:

(Wong/Nakakuni/Shasky)

14. Request for Health Care Positions –

(Fishman/Jarrett)

15. Mortgage Fraud:

(Wagner)

16. Financial Recovery:

(Wagner/Wong/Osiello)

17. Series of IT Changes:

(Jarrett/Fleshman)

18. Role of the Intelligence Specialists (IS):

(Wong/Smith/Hall/Dettelbach/MacBride)

19. Permitting Department Civil Attorneys Pursuing False Claims Act Matters Access to Grand Jury Materials without the Requirement of a Court Order:

(Parker)

20. Disclosure of Historical Grand Jury Information:

(Vance)

21. Contact with Component Heads:

(AGAC)

22. All USA Sharepoint:

[REDACTED]

(Jarrett/Fishman)

23. Hackers: [REDACTED]

(Jarrett/Fleshman)

24. Communities of Trust: [REDACTED]

(Fishman)



**DRAFT AGENDA**      **Attorney General's Advisory Committee**

**(Working draft: 12/6/11: 11 a.m. )**

**AGENDA**

**Tuesday, December 6, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-■■■■, FAX (202) 252-252-■■■■**

1. 1:00 – 1:30

- |   |  |
|---|--|
| Committee Business                              | USA Paul J. Fishman (NJ), Chair                        |
| - USA Conference                                |  |
| - Health Care Fraud Recovery Effort (Exhibit A) |  |
| - AUSA Allocation and Staffing Levels           | USA Paul J. Fishman (NJ)<br>Marshall Jarrett, Director |

2. 1:30 – 2:30 (7<sup>th</sup> Floor Conference Room)

ABA White Collar Dialogue Group  
(Exhibit F)

3. 2:30 – 2:45 B R E A K

4. 2:45 – 5:30

EOUSA Issues

- |                              |  |
|------------------------------|--|
| - Budget Update              | H. Marshall Jarrett, Director                          |
|                              | Lisa Bevels, Chief Financial Officer                   |
| - Exemption Committee Update | USA Peter Neronha (RI)                                 |
| - Travel/Conferences Update  | Lisa Bevels, Chief Financial Officer                   |
| - FBI Office Closures        | Norm Wong, Deputy Director and Counsel to the Director |

(4:15 – 5:15)

- |                      |  |
|----------------------|--|
| - IT Presentation    | Mark Fleshman, Chief Information Officer |
| - E-discovery        |  |
| - Remote Access 2012 |  |
| - Security of EVOIP  |  |

(5:15 – 5:30 )

- |  |  |
|--|--|
| - Role of the Intelligence Specialist (IS) | USA Neil MacBride, Chair<br>Terrorism and National Security Subcommittee |
|--|--|

5. 5:30 – Meeting Adjourns
6. 6:00 – AGAC Dinner – Gordon Biersch (900 F. Street, NW)

**Wednesday, December 7, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-█, FAX (202) 252-252-█**

1. 9:00 – 10:15

AGAC Issues

- OLC Opinions on the Wire Act and Nonimmigrant Alien Firearms Prohibitor      Matthew Axelrod, Associate Deputy Attorney General  
Cristina Rodriquez, Deputy Assistant Attorney General
- Hiring of Temporary Supervisory AUSAs (action item) (Exhibit J)      USA Paul Fishman (NJ)
- Update on Financial Recovery      USA Ben Wagner (E/CA)
- Electronic Communications Privacy Act (ECPA)      USA Jenny Durkan (W/WA)

2. 10:15 – 10:30    B R E A K

3. 10:30 – 11:00

- Arab/Muslim Outreach Update      USA Steve Dettelbach (N/OH), Chair,  
Civil Rights Subcommittee  
  
Christopher Schroeder, Assistant Attorney General  
Office of Legal Policy (OLP)  
Elana Tyrangiel, Deputy Assistant Attorney General  
(OLP)

4. 11:00 – 11:15

- ECPA      Christopher Schroeder  
Forensic Standards (Exhibit I)      Elana Tyrangiel

5. 11:15 – 12:00

- FBI Issues
- Recording Confessions

(Confirmed)  
Andrew Weissman  
FBI General Counsel

6. 12:00 - 1:15 WORKING LUNCH (Please pick up lunch and bring to Rotunda.)  
(Executive Session)

7. 1:15 – 2:00

Mortgage Fraud (Exhibit D)

(Confirmed)  
Michael Bresnick, Executive Director  
Financial Fraud Enforcement Task Force

8. 2:00 – 2:30

COPS

(Confirmed)  
Bernard Melekian, Director  
COPS Program

9. 2:30 – 3:00

Communities of Trust

(Confirmed by VTC)  
USA Anne Tomkins (W/NC)

10. 3:00 – 3:15 -- BREAK

11. 3:15 – 3:45

Legislative Update

(Confirmed)  
Ron Weich, Assistant Attorney General  
Office of Legislative Affairs  
Anne Pings, Legislative Counsel, EOUSA

12. 3:45 – 4:00

Medical Marijuana Update

USA John Walsh (CO), Chair  
Marijuana Enforcement Working Group

13. 4:00 – 4:30

Amendments to 18 U.S.C.  
Section 922(g)(9) (Exhibit G)  
(Action item)

(By VTC and Powerpoint)  
Jim Letten (E/LA), Chair  
Violent and Organized Crime Subcommittee  
Margaret Groban, Assistant United States Attorney,  
Office of Legal and Victims Policy

14. 4:30 – 5:30

**Meeting with the Deputy Attorney General**

15. 5:30 – Meeting Adjourned

**Thursday, December 8, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-█, FAX (202) 252-252-█**

1. 9:00 – 9:15

Committee Business

2. 9:15 – 10:00

Gun Programs (Exhibit H)

(Confirmed)

B. Todd Jones, Acting Director  
Bureau of Alcohol, Tobacco, Firearms and  
Explosives

3. 10:00 – 10:45

EARS Program

(Confirmed

Wayne Gibson  
Chief of Planning, Evaluation and Performance  
Bernard Delia, Acting Assistant Director, EARS

4. 10:45 – 11:00 B R E A K

5. 11:00 – 11:30

Messaging

(Confirmed)

David Ausiello, Assistant Director  
Communications Law Enforcement Coordination Staff

6. 11:30 – 11:45

Language Access Program  
(Exhibit E-non-action item)

USA Steve Dettelbach

7. 11:45 - 1:00 WORKING LUNCH (Please pick up lunch and bring to Rotunda.)  
(Executive Session)

8. 1:00 – 2:00

**Meeting with the Associate Attorney General**

9. 2:00 – 2:30
- |   |  |
|---|--|
| Declinations in Indian Country<br>(Exhibits B/C/C1 – action item) | USA Mike Cotter (MT), Chair<br>NAIS Working Group on Referrals and<br>Declinations in Indian Country |
|---|--|
10. 2:30 – 2:45
- |  |   |
|--|---|
| National Security Training for<br>USAs (action item) | USA Neil MacBride (E/VA), Chair<br>Terrorism and National Security Subcommittee |
|--|---|
11. 2:45 – 4:00
- |  |                       |
|--|-----------------------|
| <ul style="list-style-type: none"><li>- Fast Track Update</li><li>- New Business</li></ul> | USA Ben Wagner (E/CA) |
|--|-----------------------|
12. 4:00 – **Meeting Adjourns**

Attorney General's Advisory Committee

Summary

December 6 – 8, 2011

(Draft Working Document 12/31/11)

1. United States Attorneys' National Conference: [REDACTED]
2. FY 2012 Budget: [REDACTED]  
(Jarrett/Fishman)
3. Allocation of Resources: [REDACTED]  
(Jarrett/Fishman)
4. OMB Subcommittee Report: USA Loretta Lynch (E/NY) reported on the recent OMB Subcommittee meeting. She advised that with the monies that were rolled back from our /budget many IT projects were funded to include: \$22 million to award a non-severable contract for EVOIP; fully funding server virtualization; a complete replacement for PCs at \$20 million; \$2 million for copier/toner; and implementing web- TA (this will eventually replace USA-5) at a total cost of \$750,000. She also reported that the Administrative Staffing Study is complete. The USAOs will be able to review report. With regard to space, we have been asked to reduce our footprint and space utilization rates. OMB has asked for a reduction to 200 sq. ft. per person. EOUSA is also reviewing its government vehicle programs and the use/cost of SUVs. In addition, EOUSA is looking at security in the USAOs. The Security Staff is preparing a proper assessment of the guard force service. They are looking at how to be cost conscious as well as security



conscious. (Lynch)

5. Meeting with the Associate Attorney General:

[REDACTED]

6 Hiring of Temporary Supervisory AUSAs:

[REDACTED]

(Stephanie Finley/Suzanne Bell)

7 EARS Program:

[REDACTED]

- 1)
- 2)
- 3)
- 4)
- 5)
- 6)
- 7)

[REDACTED]

[REDACTED]

(Gibson/Delia)

8 Fast Track Program:

[REDACTED]

(Tsethlikai)

9 Medical Marijuana Update:

[REDACTED]

(Walsh)

10 Gun Programs:

[REDACTED]

11 IT Presentation:

[REDACTED]

(Fleshman)

12 OLC Opinions on the Wire Act and Non-immigrant Alien Firearms Prohibitor:

[REDACTED]

[REDACTED]

13 Electronic Communications Privacy Act:

[REDACTED]

[REDACTED]  
[REDACTED] (Durkan)

14 Arab/Muslim Outreach Update:

[REDACTED]  
[REDACTED] (Dettelbach)

15 Communities of Trust:

[REDACTED]  
[REDACTED] (Tompkins)

16 Forensic Standards at DOJ:

[REDACTED]

(Durkan)

17 Recording Confessions:

[REDACTED]

18. Mortgage Fraud:

[REDACTED]

[REDACTED]

19 Declinations in Indian Country:

[REDACTED]

. (Cotter/Johnson)

20 Proposed Amendment to 18 U.S.C. Section 922(g)(9):

[REDACTED]

21 National Security Training:

[REDACTED]

[REDACTED]  
(Jarrett/MacBride/De Witt)

22 Messaging:

[REDACTED]  
(Ausiello/Wong/Fishman)

23 COPS Program:

[REDACTED]

24. Role of the Intelligence Specialists:

[REDACTED]  
(MacBride/Smith)

25 Legislative Update:

[REDACTED]

[REDACTED] (Pings)

26. Language Access Program:

[REDACTED]

(Dettelbach/Killian)

27. Office Wide Recusal Policy:

[REDACTED]

28. Challenges to Immigration Laws:

Immigration Laws

[REDACTED]

(Vance)

29. Closing of FBI Field Offices:

[REDACTED]

(Wong)

30. ABA White Collar Dialogue Group: At the request of the Attorney General, the Advisory Committee met with the ABA White Collar Dialogue Group. Participating from the ABA were: Bruce Green (Fordham University); Scott R. Lassar (Sidley Austin LLP); Gary S. Licenberg (Bird, Marella, Boxer, Wolpert, Nessim, Drooks & Lincenberg); Michael Madigan (Orrick, Herrington & Sutcliffe, LLP); Jack Selden (BradleyArant Boult Cummings LLP); Donald K. Stern (Cooley Godward Kronish LLP); Greg Vega (Seltzer Caplan McMahon Vitek); Theodore V. Wells (Paul, Weiss, Rifkind, Wharton & Garrison LLP); Joe D. Whitley (Greenberg Traurig, LLP); and Steve Zipperstein (Verizon Wireless). The group discussed four areas:

- The obstruction warning letters accompanying grand jury subpoenas: Members of the ABA raised concern with the cover letter from prosecutors investigating the matter, noting a practice has grown of using these letters to imply that the recipient will be prosecuted for obstruction of justice if the receipt of the subpoena is disclosed. "Such a threat is both illegal and improper. The only people subject to grand jury secrecy requirements are grand jurors, government attorneys and grand jury personnel." It was noted that letters are not sent with every subpoena, just when you don't want the fact that the subpoena was received disclosed. A number of concerns were raised to include that "the individual does not know what to do, it has a chilling impact on the right to counsel; it is an



unconstitutional prior restraint of free speech; a company may be deterred from conducting an internal investigation or taking remedial measures to avoid future problems, and companies may believe they are prohibited from asking public disclosures that the company is under a criminal investigation, which disclosure might be required by the securities laws.” The ABA suggested that language be incorporated into the USAM to address this concern. Members of the committee asked how widespread a problem this is; members of the ABA noted it was widespread. The group discussed whether language should be on the letter; language should be included in accompanying letters; and how strong the language should be. The AGAC noted they would discuss an appropriate action.

- Pre-Indictment meetings with defense counsel: Members of the ABA raised the disparity among the districts in pre-indictment meetings noting the openness varies at the pre-indictment stage. Members of the ABA noted that this is not a concern with the more seasoned Assistant United States Attorneys (AUSAs), but with the newer ones. They suggested that AUSAs be given training in this area. Some members of the AGAC advised that they have brought defense counsel in to meet with their AUSAs for general discussions to include many issues and this helps the newer AUSAs in their dialogue with defense counsel. USA Fishman advised that he would raise this issue with the NAC.
- Responsible corporate officer (*Park*) cases: Members of the ABA raised concerns with the *Park Doctrine*, particularly with regard to the white collar and corporate bar. This issue arose recently in the health care fraud area. Under *Park* a responsible corporate official can be held liable for a first time misdemeanor (and possible subsequent felony) without proof that the corporate official acted with intent or even negligence, and even if such corporate official did not have any actual knowledge of, or participation in, the specific offense. This issue arose recently with the FDA which wants to use the *Park Doctrine* to increase its enforcement arsenal. Members of the ABA noted that this appears to be coming up more and more and in particular with regard to large settlement cases and their concern is whether the USAs are overusing the *Park Doctrine*. How can you settle without charging the individual criminally. Members of the ABA noted that the *Park Doctrine* is a powerful weapon and will spill over into the Company’s trying to comply. The Eastern District of Pennsylvania conducted a survey on *Park*, and noted that it is being used minimally. At this time, the Department is not taking any action or issuing any guidance on this.
- The Implementation of new discovery policies (Ogden Memo) in the USAOs: Members of the ABA were very complimentary with regard to the Ogden Memo. Members of the AGAC noted that this has had a real impact at the line level; people spend more time thinking about discovery. Members of the ABA noted that they will be having training on this. Members of the AGAC raised the *Stevens* case and emphasized that if defense counsel believes there is a discovery dispute, go to the USA first. USA Fishman advised that AUSAs have had extensive training on discovery issues. Members of the AGAC also raised that as we move into an electronic world, the same obligation rules will apply.
- Future meetings with the ABA Dialog Group: Members of the ABA thanked the AGAC and emphasized the importance of the two groups having future meetings. The AGAC agreed.

Attorney General's Advisory Committee Meeting

January 10-12, 2012

Summary

(Draft Working Document 1/23/12)

1. AUSAs Doing Good Work:

(Jarrett)

2. Meeting with the Deputy Attorney General:

(Fishman/Jarrett)

3. FY 2012 Budget: