

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

1. **Name:** State full name

Thomas Christian Albus

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

United States Attorney, Eastern District of Missouri

3. **Address:** List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

111 South 10th Street, 20th Floor
St. Louis, MO 63102

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

1972; Richmond Heights, MO

5. **Education:** List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

University of Missouri – Columbia
Columbia, MO
1994 – 1997
Juris Doctorate, May 1997

University of Missouri – St. Louis
Summer 1993

Georgetown University
Washington, D.C.
1990 – 1994
Bachelor of Arts, May 1994

6. **Employment Record:** List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation

from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

August 2025 – Present
Interim United States Attorney
United States Attorney’s Office for the Eastern District of Missouri
111 South 10th Street, 20th Floor
St. Louis, MO 63102

April 2020 – July 2025
Circuit Judge
State of Missouri, 21st Judicial Circuit
105 South Central
Clayton, MO 63105

January 2019 – April 2020
First Assistant Attorney General
Office of the Missouri Attorney General
207 West High Street
Jefferson City, MO 65102

January 2014 – Present
Adjunct Professor
Washington University School of Law
1 Brookings Drive
St. Louis, MO 63130

June 2002 – January 2019
Assistant United States Attorney
United States Attorney’s Office for the Eastern District of Missouri
111 South 10th Street, 20th Floor
St. Louis, MO 63102

January 2002 – June 2002
Special Assistant United States Attorney
United States Attorney’s Office for the Eastern District of Missouri
111 South 10th Street, 20th Floor
St. Louis, MO 63102

September 1999 – January 2002
Bryan Cave LLP – now known as Bryan Cave Leighton Paisner LLP
211 North Broadway, Suite 3600
St. Louis, MO 63102

August 1998 – August 1999
Law Clerk to Judge John C. Holstein (deceased)

Missouri Supreme Court
207 West High Street
Jefferson City, MO 65102

Law Clerk to Judge Lawrence G. Crahan (deceased)
Missouri Court of Appeals for Eastern District of Missouri
805 Olive Street
St. Louis, MO 63101
Intern (June 1996 – August 1996)
Law Clerk (September 1997 – September 1998)

June 1995 – August 1995
Law Clerk
McCarthy Leonard Kaemmerer, L.C.
825 Maryville Center Drive, Suite 300
Chesterfield, MO 63017

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I have not served in the military. I registered for selective service on June 14, 1990.

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

Special Achievement Award, U.S. Attorney's Office, 2006, 2009, 2013

FBI Recognition for outstanding service, 2012

Department of Treasury Award for outstanding service, 2011

Council of Inspectors General Award, 2013

Catholic Youth Council, outstanding volunteer award, 2021

9. **Bar Associations:** List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

Missouri Bar

National Association of Assistant United States Attorneys

Federal Bar Association, President of the St. Louis Chapter 2016 – 2017

Bar Association of Metropolitan St. Louis

Federalist Society
St. Louis County Bar Association

Lawyers Association of St. Louis

Missouri Athletic Club Lawyers Group, President

Theodore McMillian Inn of Court

St. Thomas More Society

10. **Bar and Court Admission:**

- a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

State of Missouri – 1997

State of Kansas, 1998 – 2002, took bar examination due to possibility of practicing in Kansas City area but I never practiced there, went inactive and ultimately allowed admission to lapse.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

United States District Court for Eastern District of Missouri, 2000

United States Court of Appeals for the Eighth Circuit, 2003

11. **Memberships:**

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

Mary Queen of Peace Catholic Church, 2005 – Present
Adult Spiritual Formation Committee, Athletic Association, Home and

School Committee, Men's Club

St. Louis University High School, 2010 – Present,
Alumni Board (President 2014), Father's Club (President 2021), Mock
Trial Coach, 2015 – Present, Reunion Committee

Missouri Athletic Club, Board of Governors, 2009 – 2012,
President of the Board, 2011 – 2012, Art Foundation, Chair 2016 – 2022,
President Missouri Athletic Club Lawyers Group

St. Louis Catholic Youth Council, Baseball District Chair 2013 – 2023

Georgetown Club of St. Louis

Join Hands East St. Louis

Big Brothers/Big Sisters of Eastern Missouri

- b. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

The Missouri Athletic Club first admitted women as members in 1989. I joined the club in 1997.

12. Published Writings and Public Statements:

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

The Case of Nancy Zanone and Joseph Arbeiter: High-Profile Crime Shapes Juvenile Criminal Law in Missouri, 71 St. L. B. J. No. 1 (2024).

<https://www.bamsl.org/?pg=StLouisLawyerBlog&blAction=showEntry&blogEntry=112505>.

Federal Law Enforcement Battles Organized Crime, 1980-1990, St. Louis B. J. No. 1 (2023).

<https://www.bamsl.org/?pg=BarJournalBlog&blAction=showEntry&blogEntry=93631>.

Judge James M. Douglas and the Election of 1938 69 St. L. B. J. No.1 (2022).

<https://www.bamsl.org/?pg=BarJournalBlog&fAuthor=3407249>.

A Review of White Collar Jurisprudence from the Eighth Circuit Court of Appeals, 2008-2018, 65 St.L. B.J. No. 1 (2018).

Legal Battles in Missouri's War on Methamphetamine, 59 J. Mo. B. (2003).

Missouri and the Evolving Concept of Design Defect, 56 J. Mo. B. (2000).

Head 'Em Off at the Impasse: A Victory for Management in the War to Implement its "Last Best Offer," 1996 J. Disp. Resol. 429 (1996).

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

I have done my best to identify any reports, memoranda, or policy statements I have prepared or contributed to, including through a review of my personal files and searches of publicly available electronic databases. I have been unable to locate relevant materials.

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

In 2019, while serving as First Assistant Attorney General of Missouri, I testified in favor of proposed legislation that would expand the original jurisdiction of the Attorney General to prosecute homicide cases in certain situations. The testimony was before a committee of the Missouri Senate. I did not provide written testimony and do not believe an official transcript of the testimony was recorded or prepared. The proposed legislation was not passed.

In 2001, while working for the predecessor firm of Bryan Cave Leighton Paisner, I testified in favor of a corporate law bill sponsored by the Missouri Bar. The testimony was before a committee of the Missouri House of Representatives. I did not provide written testimony and do not believe an official transcript of the testimony was recorded or prepared. To the best of my recollection, the proposed legislation which related to technical changes to the Missouri corporate code successfully passed.

- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the

date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

I have spoken at numerous panels and continuing education presentations as a lawyer and a judge. I do not prepare written speeches or notes. The presentations related to professionalism for younger lawyers, best practices for trial lawyers and litigators, or topics in white collar crime. I have attempted to list as many as possible from my personal CLE records below.

Criminal Tax Forecast, St. Louis Federal Bar Association, panelist, 2025

Discussion of criminal tax trends and important cases

Federal Bar Association, St. Louis Chapter
c/o Federal Bar Association, 4250 N. Fairfax Dr., Suite 301, Arlington, Virginia
22203

St. Louis Organized Crime Battles of the 1980s, St. Louis County Bar Association, moderator, 2025

Discussion of important historical “mob” cases handled by the U.S. Attorney’s Office for E.D. Missouri in the 1980s

St. Louis County Bar Assn, P.O. Box 16591, Clayton, Missouri 63105

Objections at trial and avoiding waiver in civil litigation, St. Louis County Bar Association, panelist, 2024

Trial procedures and preservation of error from perspective of judges

St. Louis County Bar Assn, P.O. Box 16591, Clayton, Missouri 63105

Supreme Court term round-up, St. Louis Federal Bar Association, moderator, 2023

Major decisions of U.S. Supreme Court – introductions/master of ceremonies

Federal Bar Association, St. Louis Chapter
c/o Federal Bar Association, 4250 N. Fairfax Dr., Suite 301, Arlington, Virginia
22203

Discussion of “To Kill a Mockingbird” with St. Louis County Circuit Court, 2023

Legal issues in great work of American literature

St. Louis County Bar Assn, P.O. Box 16591, Clayton, Missouri 63105

Host of St. Louis County Young Lawyers Academy, Discussions of advocacy and professionalism, multiple presentations 2022 – 2024

Discussions of professional development, interacting with the Court and substantive law survey for young lawyers

St. Louis County Circuit Court, 105 S. Central, Clayton, Missouri 63105

Supreme Court term round-up, St. Louis Federal Bar Association, moderator, 2021

Federal Bar Association, St. Louis Chapter
c/o Federal Bar Association, 4250 N. Fairfax Dr., Suite 301, Arlington, Virginia 22203

Attorney General's Office Fall Conference: presentations on trial advocacy and case auditing, 2019

Office of the Missouri Attorney General, 207 W. High St., Jefferson City, Missouri 65101

Discovery refresher and annual ethics training, in-house presentation at U.S. Attorney's Office, 2015, 2016, 2017 and 2018.

U.S. Attorney's Office, 111 S. 10th St., St. Louis, Missouri 63102

Fraud Investigations, in-house presentation at U.S. Attorney's Office, 2015

U.S. Attorney's Office, 111 S. 10th St., St. Louis, Missouri 63102

Criminal Discovery Obligations, in-house presentation at U.S. Attorney's Office, 2014

U.S. Attorney's Office, 111 S. 10th St., St. Louis, Missouri 63102

Criminal Tax Prosecutions, in-house presentation at U.S. Attorney's Office, 2014

U.S. Attorney's Office, 111 S. 10th St., St. Louis, Missouri 63102

Presentation to the Theodore McMillian Inn of Court of on trial practice, 2010

Theodore McMillian Inn of Court, c/o American Inns of Court, 225 Reinekers

Lane, Suite 770, Alexandria, Virginia 22314

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

From 2002 to 2019, I served as an Assistant United States Attorney and prosecuted hundreds of criminal cases. From 2017 to 2019, part of my supervisory duties were helping with press matters for the office. On numerous occasions, perhaps more than fifty times, I communicated with the press on office matters. Usually, I was not quoted. On some occasions, perhaps between ten and twenty times, I was quoted in a newspaper article or gave remarks that were included in a broadcast relating to the case. In all cases, the remarks related to a particular criminal prosecution. I have attempted to list as many such reports as I could find.

“Assistant U.S. Attorney Tom Albus to serve as First Assistant Attorney General under Schmitt,” December 18, 2018, *Missouri Times*.
<https://themissouritimes.com/assistant-u-s-attorney-tom-albus-to-serve-as-first-assistant-attorney-general-under-schmitt/>.

“Former Honda Store Manager sentenced to prison for kickbacks,” December 5, 2017, Automotive News.
<https://www.autonews.com/article/20171206/RETAIL/171209838/former-honda-store-manager-sentenced-to-prison-for-kickbacks/>.

“Missouri AG gives report on allegations of clergy abuse in the Roman Catholic Church,” September 15, 2019, KSDK Channel 5.
<https://www.youtube.com/watch?v=ad1sBUZ7PzQ>.

“First Alert 4 Exclusive: One-on-one with Missouri’s new US Attorney,” August 22, 2025.
<https://www.firstalert4.com/2025/08/23/first-alert-4-exclusive-one-on-one-with-missouris-new-us-attorney/>.

13. Public Office, Political Activities and Affiliations:

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

2002 – 2004, Member, St. Louis Planning Commission. Nominated by Charlie Dooley, St. Louis County Executive.

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

June 1994 – August 1994, unpaid volunteer, Raymond Gruender for St. Louis County Prosecuting Attorney.

14. **Legal Career:** Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:

- i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have not practiced alone.

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

1997 – 1998, Chief Judge Lawrence G. Crahan (deceased), Missouri Court of Appeals for the Eastern District of Missouri, St. Louis.

1998 – 1999, Judge John C. Holstein (deceased), Missouri Supreme Court, Jefferson City.

- iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

Bryan Cave, LLP – now known as Bryan Cave Leighton Paisner – Associate, 1999 – 2002, St. Louis, Missouri – Commercial Litigation and Products Liability.

- iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

I have not served as a mediator or arbitrator.

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

your service.

Circuit Judge, State of Missouri, Twenty-First Judicial Circuit (St. Louis County), state court of general jurisdiction, appointed by Governor Michael Parson April 2020 until July 31, 2025. Resigned to become Interim U.S. Attorney for the Eastern District of Missouri.

b. Describe:

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

After clerking for two appellate judges in the Missouri Courts, I worked for a large commercial law firm in commercial litigation and products liability for three years.

In 2002, I joined the United States Attorney's Office. For seventeen years, I prosecuted a wide variety of federal crimes from simple street crimes to complex multi-million-dollar fraud and tax matters. I tried numerous jury trials as first chair and briefed and argued numerous appeals in the Court of Appeals for the Eighth Circuit. Ultimately, I was named Senior Litigation Counsel with responsibility for officewide training and law student interns while maintaining by docket of cases.

In 2019, I left the U.S. Attorney's Office to assist Eric Schmitt, who at that time had been appointed Attorney General of the State of Missouri, as his First Assistant. In that position, I was responsible for all legal work in the office.

In 2020, I was appointed Circuit Judge in St. Louis County, Missouri. St. Louis County is the largest and busiest judicial circuit in Missouri. I presided over thousands of civil and criminal cases and numerous jury trials.

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

In my time in private practice, my clients were generally businesses of various sizes. Of course, while a prosecutor, assistant attorney general and judge I did not have individual clients.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

- i. Indicate the percentage of your practice in:

1. federal courts: 75%
2. state courts of record: 25%
3. other courts:
4. administrative agencies:

ii. Indicate the percentage of your practice in:

1. civil proceedings: 15%
2. criminal proceedings: 85%

d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel. I have fifteen cases to verdict as an attorney and presided over 33 cases to verdict as a judge.

i. What percentage of these trials were:

1. Jury: 75%
2. non-jury: 25%

e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

I have not argued orally before the Supreme Court.

15. **Litigation**: Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

- a. the date of representation;
- b. the name of the court and the name of the judge or judges before whom the case was litigated; and
- c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

(1) United States v. Quinn, 1:04-CR-00026-SNLJ-1
January 15 – July 27, 2004
U.S. District Court, E.D. Missouri
Judge E. Richard Webber (retired)
Counsel for the government

This jury trial involved an individual identified by an extensive undercover operation investigating cocaine and heroin trafficking in Charleston, Missouri. Mr. Quinn was the only one of many who went to trial. He was enhanced as a prior offender, found guilty by the jury and sentenced to ten years imprisonment.

Counsel for Defendant
Jeffrey Rosenswank
7736 Oxford Place
Rancho Cucamonga, CA 91730
(818) 378-2545

(2) United States v. Mustafa Redzic, 1:07-CR-00110-ERW-1

June 21, 2007 – June 18, 2008
U.S. District Court. E.D. Missouri
Judge E. Richard Webber (retired)
Counsel for the government

This jury trial involved the owner of a truck driving school who bribed an examiner to award commercial driving licenses to non-English speaking applicants who would, absent the corrupted tester's assistance, be unable to pass the examination. I tried the case with the United States Attorney. The case was affirmed on appeal after the U.S. Supreme Court handed down *Skilling v. United States*, which dealt with the constitutional extent of "honest services" fraud prosecutions. *United States v. Redzic* 569 F.3d 841 (8th Cir. 2010). I briefed and argued the appeal as well.

Counsel for Defendant
Arthur S. Margulis (deceased)
Mark Arnold (deceased)
William S. Margulis
7700 Bonhomme, Suite 750
Clayton, MO 63105
(314) 485-2264

Co-Counsel
Catherine L. Hanaway
Attorney General of Missouri (effective September 8, 2025)
207 West High Street
Jefferson City, MO 65101
(573) 751-3321

(3) United States v. Robert Voegtlin, 4:04-CR-00068-CEJ

February 5, 2004 – April 22, 2005
U.S. District Court, E.D. Missouri
Judge Carol E. Jackson (retired)
Counsel for the government

This case was a jury trial involving a methamphetamine manufacturing conspiracy. Voegtlin went to trial and was convicted through the testimony of law enforcement and his co-conspirators. At a contested sentencing hearing, the Defendant was found to have led the conspiracy and used a minor in the commission of a crime. His conviction and sentence were affirmed on appeal. I briefed and argued the appeal as well. *United States v. Voegtlin*, 436 F.3d 1004 (8th Cir. 2006).

Defense Counsel
JoAnn Trog
121 W. Adams
Kirkwood, MO 63122
(314) 821-9798

(4) United States v. Richard Drury, 4:05-CR-00033-ERW-1

January 19, 2005 – July 22, 2005
U.S. District Court, E.D. Missouri
Judge E. Richard Webber (retired)
Counsel for the government

This was a jury trial involving the fraudulent return of expired pharmaceuticals by an executive of a “reverse distributor” who convinced a number of pharmacists to falsely claim expired pharmaceuticals belonged to them. I tried the case with my colleague Carrie Constantin and the jury convicted the defendant of mail fraud and the conviction and restitution order were affirmed by the Court of Appeals by means of an unpublished decision. *United States v. Drury*, No. 05-3081 (April 24, 2006).

Defense Counsel
Brad Kessler
1401 South Brentwood Blvd.
St. Louis, MO 63144

Co-counsel
Carrie Costantin
100 South Central, 2nd Floor
Clayton, MO 63105
(314) 615-2600

(5) United States v. Donrico Humphrey, 4:05-CR-00139-CEJ-1

March 10, 2005 – November 21, 2005
U.S. District Court, E.D. Missouri
Judge Carol E. Jackson (retired)
Counsel for the government

This jury trial involved the leader of a conspiracy to commit identity theft and credit card fraud. I tried the case with my colleague Matt Schelp and presented the law enforcement

investigation and numerous members of the conspiracy testified against Humphrey. The jury convicted the defendant who was sentenced to more than ten years in prison. The conviction and sentence were affirmed by the Court of Appeals in an unpublished opinion. *United States v. Humphrey*, No. 05-4222 (8th Cir. November 13, 2006).

Defense Counsel
Bruce Simon (deceased)

Co-counsel
Matthew T. Schelp
111 South 10th Street, 16th Floor
St. Louis, MO 63102
(314) 244-7480

(6) United States v. Hayes et al.

June 29, 2005 – March 27, 2008
U.S. District Court, E.D. Missouri
Judge Catherine D. Perry
Counsel for the government

This jury trial, which I tried with my colleague Dorothy McMurtry, relating to an extensive health care fraud scheme which spanned several years and involved numerous coconspirators, many of whom were related to one another. The jury convicted Hayes and her aunt Gwen Silvers of health care fraud and making false statements relating to health care matters. The trial involved the testimony of numerous co-conspirators and there was a contested sentencing hearing. On appeal, the convictions and sentences of both defendants were affirmed.

Defense Counsel
Ronald Jenkins
150 North Meramec, Suite 400
St. Louis, MO 63105
(314) 721-2525

Co-Counsel
Dorothy McMurtry (retired)

(7) United States v. McMullen et al., 4:06-CR-00098 CEJ-1

February 9, 2006 – November 22, 2006
U.S. District Court, E.D. Missouri
Judge Carol E. Jackson (retired)
Counsel for the government

This prosecution is emblematic of the wave of mortgage fraud cases I handled in the 2005 to 2009 era. McMullen and his co-conspirators including a crooked appraiser recruited straw buyers to sign paperwork for mortgage on homes whose value had been

inflated by the appraiser. Using the bogus representations of the straw buyers and the inflated appraisals, the group obtained numerous “cash-out” mortgages and walked away on “first payment defaults.” The scheme hampered the development of an up-and-coming neighborhood in south St. Louis and was lauded by municipal officials and investors supporting development in the area.

Defense Counsel
Clifford Schwartz (deceased)

Neil Bruntrager
225 South Meramec Avenue, Suite 1200
Clayton, MO 63105
(314) 646-0066

Terry Flanigan
133 South 11th Street, Suite 350
St. Louis, MO 63102
(314) 231-9552

(8) United States v. Higgs et al., 4:07-CR-00470-SNLJ-1

August 9, 2007 – September 24, 2009
U.S. District Court, E.D. Missouri
Judge Stephen N. Limbaugh, Jr.
Counsel for the government

This prosecution involved numerous elderly St. Louis area victims who were misled by promises of fortune in the deserts of Nevada. Higgs and his co-conspirators filed and resold worthless “placer claims” on non-metallic minerals in the Nevada desert and insisted the sand of Nevada was going to produce valuable agricultural commodities. I had to learn the particulars of mining law from an agent with the Bureau of Land Management and the investigators introduced an undercover agent to the investment company. Ultimately, Higgs and the president of his company pleaded guilty on the eve of trial and were sentenced to prison.

Defense Counsel
Stephen R. Welby
111 South 10th Street, 17th Floor
St. Louis, MO 63102
(314) 244-7640

Kevin F. O’Malley
10 South Broadway, Suite 2000
St. Louis, MO 63102
(314) 345-5467

Co-counsel

John M. Bodenhausen
111 South 10th Street, 15th Floor
St. Louis, MO 63102
(314) 244-7500

(9) United States v. McKanry, 4:08-CR-00365-CAS-1

June 12, 2008 – December 22, 2009
U.S. District Court, E.D. Missouri
Judge Charles A. Shaw (deceased)
Counsel for the government

This was a real estate investment fraud scheme that went to jury trial. I tried this case with my colleague the First Assistant United States Attorney Mike Reap. The case involved three individuals who created two sets of documents for real estate closings: the true price and the “sale price” presented to the lender. The difference between the two represented a spread of extra cash that the conspirators bled out of the deal at closing. The trial involved an extensive set of witnesses including co-conspirator testimony and evidence of a scheme to obstruct justice. At sentencing, the court found numerous sentencing enhancements presented by the prosecution. McKanry’s conviction and sentence, which I briefed and argued, was affirmed on an appeal by means of an opinion that is a comprehensive discussion of numerous points of white-collar law and procedure. *United States v. McKanry*, 628 F.3d 1010 (8th Cir. 2011).

Defense counsel

Paul D’Agrosa
111 South 10th St., 20th Floor
St. Louis, MO 63102
(314) 539-7700

David Bruns
225 South Meramec, Suite 1100
Clayton, MO 63105
(314) 832-0202

Freeman Bosley, Jr.
611 North 10th Street, Suite 300
St. Louis, MO 63101
(314) 621-1744

Daniel R. Brown
1900 Locust St., Suite 301
St. Louis, MO 63103
(314) 403-2377

(10) United States v. Jay Dunlap, 4:12-CR-00159-ERW

April 18, 2012 – July 31, 2013
U.S. District Court, E.D. Missouri
Judge E. Richard Webber (retired)
Counsel for the government
Defense Counsel
JoAnn Trog
121 West Adams
Kirkwood, MO 63122
(314) 821-1111

This investigation involved a string of business and real estate frauds and lead the investigative team across states and to restaurants, residential real estate and commercial real estate. The jury convicted the defendant of an equity stripping scheme whereby LLCs controlled by his friends borrowed against the supposed equity in properties. The jury convicted the defendant after trial and the court sentenced Dunlap to five years imprisonment.

16. **Legal Activities:** Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

As a federal prosecutor I handled approximately 800 matters in the United States District Court for the Eastern District of Missouri including complex matters and matters that went on to make substantive law in the U.S. Court of Appeals that guided future white collar prosecutions.

As a state court judge, I presided over the case that resolved the political standoff as to the composition of the St. Louis County Council, litigation relating to the validity of an appointment to a St. Louis County central committee. I presided over complex commercial disputes, catastrophic injury cases and serious criminal matters. From 2022 through 2024, in addition to my usual docket, I presided over the St. Louis County Criminal Domestic Violence Court. This Court resolves criminal matters and supervises hundreds of domestic violence offenders on supervision to the court.

17. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

I have taught White Collar & Corporate Crime at Washington University since 2014. The course covers scheme to defraud, specific areas of substantive law including tax, internal investigations, computer evidence and crime as well as the federal sentencing

guidelines and sentencing process.

I have taught White Collar & Corporate Crime and a seminar on the Office of Attorney General at the University of Missouri-Columbia since 2024. The white-collar class mirror that Washington University syllabus. The seminar on the Office of the Attorney Generals surveys the offices various departments and the history of the office in Missouri since the election of John Danforth in 1968.

18. **Deferred Income/ Future Benefits**: List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

I expect to receive a pension from the State of Missouri at age 67.

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

I would continue teaching as an adjunct professor for no compensation but I understand that, if confirmed by the Senate, government rules and policies would prevent me from doing so. No other plans for outside employment.

20. **Sources of Income**: List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

1 – Salary serving as a judge in the State of Missouri (April 2020 – August 2025)

2 – Salary serving as Interim United States Attorney for Eastern District of Missouri (August 2025 – Present)

3 – Honorarium for teaching one class at Washington University School of Law (January – June 2025)

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

Please see attached Net Worth Statement.

22. **Potential Conflicts of Interest**:

- a. Identify the family members or other persons, parties, affiliations, pending and categories of litigation, financial arrangements or other factors that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

I am aware of no current conflicts of interest having served as Interim United States Attorney since August 1, 2025. Should one arise, I would seek guidance from the Justice Department, in the first instance, the District Ethics Officer, and meet by ethical obligations bearing the department's guidance in mind.

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

Please see answer to Question 22a.

23. **Pro Bono Work**: An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each. If you are not an attorney, please use this opportunity to report significant charitable and volunteer work you may have done.

One's ability to represent individual pro bono is limited as a federal prosecutor and state court judge but, by way of example:

While in private practice, I represented a claimant seeking compensation for Agent Orange exposure before the United States Court of Claims and the Federal Circuit – more than fifty hours.

While at the U.S. Attorney's Office, I sought and received special permission to represent litigants seeking orders of protection from domestic abuse in the Circuit Court of the City of St. Louis – more than fifty hours.

While at the U.S. Attorney's Office, I participated in numerous presentations to students visiting the courthouse and helped to plan a day long "camp" for students from the City of St. Louis School District – more than fifty hours

While at the U.S. Attorney's Office, I assisted in numerous naturalization ceremonies – more than ten hours

While at the U.S. Attorney's Office and as a Judge, I coached numerous high school mock trial teams and served as a judge during competitions – more than two hundred hours

While at the U.S. Attorney's Office and as a Judge, I served numerous bar associations including the Missouri Bar, Federal Bar Association, Bar Association of Metropolitan St. Louis, Lawyers Association and St. Louis County Bar Association and Judicial Conference of Missouri with committee work, meeting plannings and CLE presentations – more than two hundred hours.

AFFIDAVIT

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

Sept. 8, 2025
(DATE)

Thomas C. Arns
(NAME)



Julia Marie Hurst
(NOTARY)