

**UNITED STATES SENATE  
COMMITTEE ON THE JUDICIARY**

**QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES**

**PUBLIC**

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

Peter Eugene Deegan, Jr. (Pete Deegan)

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

United States Attorney, Northern District of Iowa

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

United States Attorney's Office  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401

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

1970; Port Huron, MI

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.

Wayne State University Law School, 1992-1995  
J.D., *cum laude*, May 1995

University of Notre Dame, 1988-1992  
B.A. in Philosophy, *cum laude*, May 1992

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.

2006 – present  
Assistant United States Attorney (Criminal Chief, 2015 – present)  
United States Attorney's Office

Northern District of Iowa  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
Paid

Spring Semester 2016  
Adjunct Faculty  
University of Iowa Law School  
280 Boyd Law Building  
Iowa City, IA 52242  
Paid

2011 – present  
Volunteer Presenter  
Iowa Donor Network  
550 Madison Ave N.  
North Liberty, IA 52317  
Unpaid

2011 – 2014  
Co-chairperson  
St. Matthew's Catholic Church Capital Campaign Committee  
2310 1st Avenue NE  
Cedar Rapids, IA 52402  
Unpaid

2008 – 2014  
Board Member (Board President, 2010 – 2014)  
St. Matthew's Catholic Church Board of Education  
2310 1st Ave NE  
Cedar Rapids, IA 52402  
Unpaid

2004 – 2006  
Assistant United States Attorney  
United States Attorney's Office  
Eastern District of Michigan  
211 W. Fort Street, Suite 2001  
Detroit, MI 48226  
Paid

1999 – 2004  
Assistant United States Attorney  
United States Attorney's Office  
Northern District of Iowa  
111 Seventh Avenue SE

Cedar Rapids, IA 52401  
Paid

1998 – 1999  
Special Assistant United States Attorney  
(employed through the Office of the Iowa Attorney General, Area Prosecutions Division)  
United States Attorney's Office  
Northern District of Iowa  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
Paid

1997 – 1998  
Associate Attorney  
Murphy, Smith & Polk, P.C.  
(now Ogletree, Deakins, Nash, Smoak & Stewart, P.C.)  
155 N. Wacker Drive, Suite 4300  
Chicago, IL 60606  
Paid

1995 – 1997  
Law Clerk, Honorable Lawrence P. Zatkoff  
United States District Court, Eastern District of Michigan  
231 W. Lafayette Boulevard  
Detroit, MI 48226  
Paid

1994 – 1995  
Summer Associate/Law Clerk  
Keller, Thoma, Schwarze, Schwarze, DuBay & Katz, P.C.  
(now Keller Thoma, P.C.)  
26555 Evergreen Road, Suite 1240  
Southfield, MI 48076  
Paid

1993 – 1994  
Law Clerk  
DeNardis, McCandless & Muller, P.C.  
(now DeNardis & Miller, P.C.)  
10 S. Main Street, Suite 307  
Mount Clemens, MI 48043  
Paid

Summer 1993  
Volunteer Legal Intern, Honorable Dorothy Comstock Riley  
Michigan Supreme Court

925 W. Ottawa Street  
Lansing, MI 48915  
Unpaid

Summer 1992  
Laborer  
Cotterman Company  
130 Seltzer Road  
Crosswell, MI 48422  
Paid

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

I have not served in the U.S. Military. I am registered for selective service.

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

2015 U.S. Department of Justice – Special Commendation for Outstanding Service in the Civil Division

2015 Council of the Inspectors General – Gaston L. Gianni, Jr. Better Government Award

2015 U.S. Food and Drug Administration Office of Criminal Investigations – Award for Distinguished Service

2014 U.S. Department of Justice – Director’s Award for Superior Performance by a Litigative Team

2010 United States Department of Agriculture – Honor Award for Excellence

2010 U.S. Immigration and Customs Enforcement Office of Investigations – Special Recognition Award

2010 Federal Bureau of Investigation – Certificate of Recognition

2004 West Central Organized Crime Drug Enforcement Task Force – Meritorious Achievement Award

2003 United States Marshals Service – Certificate of Appreciation

2001 Drug Enforcement Administration – Certificate of Appreciation for Outstanding Contributions in the Field of Drug Law Enforcement

2001 U.S. Department of Justice – Special Achievement Award

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.

Merit Selection Panel for United States Magistrate Judge, Sioux City, Iowa (January 2,

2017 Opening) – May 31, 2016 to August 23, 2016  
Iowa Bar Association (former member) – approximately 2013 to 2015  
Northern District of Iowa Historical Society – approximately 2012 to present  
Linn County Bar Association – approximately 2006 to present  
Federal Bar Association, Eastern District of Michigan Chapter (former member) –  
approximately 2004 to 2006  
American Bar Association (former member) – approximately 1995 to 1997  
Michigan Bar Association – approximately 1995 to present

My memberships to the Iowa Bar Association, Federal Bar Association in the Eastern District of Michigan and American Bar Association lapsed because I did not renew them.

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.

Michigan State Bar, Admitted November 15, 1995, Active status  
Illinois State Bar, Admitted November 6, 1997, Retired status effective 2001  
Iowa State Bar, Admitted January 10, 2013, Active status

I have no membership lapses.

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

U.S. Court of Appeals for the Sixth Circuit, Admitted August 14, 1997, Active status  
U.S. District Court for the Northern District of Illinois, Admitted December 18, 1997, Active status

I have no membership lapses.

In addition, although not admitted to practice, I have regularly practiced in the following courts under procedures allowing government attorneys to practice without special admission:

U.S. District Court for the Northern District of Iowa (1998 to present)  
U.S. Court of Appeals for the Eighth Circuit (approximately 1999 to present)  
U.S. District Court for the Eastern District of Michigan (2004 to 2006)

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.

100+ Who Care - Cedar Rapids Metro local charitable organization  
(<https://www.facebook.com/100WhoCareCR/>) (2015 to present)  
Notre Dame Club of Cedar Rapids/Iowa City (2007 to present; Admissions  
Volunteer Coordinator 2016 to present)  
Incorporated Society of Irish American Lawyers of Michigan (1995 to 1997 and  
2004 to 2006)  
National Association of Assistant United States Attorneys (2000 to 2012)

- 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.

When I first joined 100+ Who Care - Cedar Rapids Metro (local charitable organization – see <https://www.facebook.com/100WhoCareCR/>) – it was known as “100+ Men Who Care” and included only men. The group has since merged with the corresponding “100+ Women Who Care” to form one organization. Otherwise, to the best of my knowledge, none of the organizations discriminate on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies.

**12. Published Writings and Public Statements:**

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

Evidence, Eighteenth Annual Survey of Sixth Circuit Law 1997 Det. C.L. Mich. St. U. L. Rev. 587. Copy Supplied.

- 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 not prepared or contributed in the preparation of any reports, memoranda or policy statements on behalf of any bar association, committee, conference, or organization of which I was a member.

- 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.

I have not issued or provided any testimony, official statements or other communications relating to matters of public policy or legal interpretation to public bodies or public officials, and no one has done so on my behalf.

- 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.

June 19, 2017, Iowa State Bar Association Annual Meeting, Federal Practice Track, Criminal Law Panel – Des Moines, IA. Copy not available.  
Iowa State Bar Association  
625 E Court Avenue  
Des Moines, IA 50309

Panel discussion including federal prosecutors and defense counsel regarding federal violent crime enforcement, Johnson/Mathis decisions, discovery in federal criminal cases, and cooperator witness security.

April 4, 2017, Rockwell Collins' NCMA Seminar - Recognizing Human Trafficking – Cedar Rapids, IA. Copy supplied.

February 23, 2017, Federal CLE - Discovery Panel – Des Moines, IA. Copy supplied.

December 16, 2016, Iowa State Bar Association Federal Practice Seminar – panel discussion entitled Current Issues in Federal Criminal Practice – Des Moines, IA. Copy not available.  
Iowa State Bar Association  
625 E Court Avenue  
Des Moines, IA 50309

Panel discussion including federal prosecutors and defense counsel regarding cooperator protection, *Johnson/Mathis* decisions, illegal re-entry guidelines amendments, ex parte subpoena *duces tecum*, and white collar issues.

August 30, 2016, Bias Incident Forum Fort Dodge – Federal Hate Crimes – Fort Dodge, IA. Copy supplied.

May 24, 2016, Faegre Food and Ag Conference – Food Safety Panel – Indianapolis, IN. Copy supplied.

April 25, 2016, White Collar Crime Panel – Mt. Mercy University – Cedar Rapids, IA. Copy supplied.

Winter 2016, Northeast Iowa Bank Security Training – February 23, 2016 in Dubuque, IA, and March 2, 2016 in Waterloo, Iowa. Copies supplied.

Spring Semester 2016, Co-taught Federal White Collar Crime Course at the University of Iowa College of Law – Iowa City, IA. Copy not available.  
University of Iowa College of Law  
280 Boyd Law Building  
Iowa City, IA 52242

Taught two-hour classes to law students on the following topics: Fifth Amendment, Representation Issues, Mens Rea, Conspiracy, Bankruptcy and Tax Fraud, Money Laundering and Currency Reporting Crimes and Environmental Crimes.

July 15, 2015, Human Trafficking Conference – Federal Prosecution of Human Trafficking Cases - Independence, IA. Copy supplied.

June 9, 2015, ABA Food and Device Conference – Food Safety Panel – Omaha, NE. Copy supplied.

April 23, 2015, Iowa Bankers Association Two-Day BSA/AML Compliance School – Des Moines, IA. Copy supplied.

January 12, 2015, Federal Child Exploitation Panel – Mt. Mercy University - Cedar Rapids, IA. Copy not available.  
Mt. Mercy University  
1330 Elmhurst Drive NE  
Cedar Rapids, IA 52402

Panel presentation to criminal justice class regarding federal child exploitation cases, areas of federal jurisdiction, most common cases,

investigative techniques and challenges.

January 7, 2013, Sex Offense Panel – Mt. Mercy University – Cedar Rapids, IA.  
Copy not available.

Mt. Mercy University  
1330 Elmhurst Drive NE  
Cedar Rapids, IA 52402

Panel presentation to criminal justice class regarding investigation and prosecution of sex offense cases. Panel also included a state prosecutor and police investigator.

January 11, 2012, Sex Offense Prosecution Panel – Mt. Mercy University – Cedar Rapids, IA. Copy not available.

Mt. Mercy University  
1330 Elmhurst Drive NE  
Cedar Rapids, IA 52402

Panel presentation to criminal justice class regarding investigation and prosecution of sex offense cases. Panel also included a state prosecutor and police investigator.

July 21, 2011, Kaplan University White Collar Crime Course – Business Fraud and Federal Prosecution – Cedar Rapids, IA. Copy supplied.

January 18, 2011, Risk Management Association Eastern Iowa Chapter - Financial Institution Fraud – Cedar Rapids, IA. Copy supplied.

September 16, 2010, National Center for Victims of Crime National Conference New Orleans – panel presentation on Federal Role and Coordination in Child Pornography Cases (*Rager* case study) – New Orleans, LA. Copy supplied.

May 7, 2009, Institute of Internal Auditors Heartland-Iowa Chapter - Business Fraud and Referrals for Federal Prosecution – Cedar Rapids, IA. Copy supplied.

2007 – 2009, approximately 25 Internet Safety Presentations to Iowa middle and high school students, teachers and parents using materials from [www.NetSmartz.org](http://www.NetSmartz.org). The presentations were given primarily in the greater Eastern Iowa area.

- 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.

I have done my best to identify all items called for in this question, including

through review of my personal files and searches of publically available electronic databases. I have located the following:

May 27, 2016, gun press conference comments (Waterloo/Cedar Falls Courier). Copy supplied.

February 23, 2016, report from Wasendorf interview (KWWL Online). Copy supplied.

July 5, 2015, Ethical Perspectives on The News sentencing reform panel (KCRG-TV). Interview found at: <https://www.youtube.com/watch?v=tmgSwOHxpLw>

April 13, 2015, DeCoster press conference comments (Chicago Tribune). Copy supplied.

January 31, 2013, Wasendorf press conference comments (Cedar Rapids Gazette). Copy supplied.

February 1, 2013, Iowa Public Radio interview regarding Wasendorf (Iowa Public Radio). Interview found at: <https://iowapublicradio.org/post/monetary-fraud-science-books>.

June 6, 2014, American Greed episode regarding Wasendorf (CNBC). Interviews found at: <http://www.cnbc.com/2014/06/23/the-falcon-and-the-con-man.html> and <https://www.youtube.com/watch?v=uwIPOQEHjW8>

January 13, 2011, interview following Internet safety presentation (Vinton Today). Copy supplied.

June 22, 2010, Rubashkin press conference comments (Des Moines Register). Copy supplied.

May 5, 2010, comments from press event honoring investigators in Rager case (Sioux City Journal). Copy supplied.

April 23, 2008, Rager press conference comments (Associated Press/Fox News). Copy supplied.

**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.

I have not had any unsuccessful candidacies for elective office or unsuccessful nominations for appointed office.

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

I am a registered member of the Republican Party in Iowa.

As a small child in Michigan, I assisted in political campaigns for my grandfather and father. My father, Peter E. Deegan, was a Republican candidate for St. Clair County prosecutor in the 1970s and a nonpartisan candidate for St. Clair County Circuit Judge in 1980. My grandfather, Eugene E. Deegan, was a nonpartisan candidate for Sanilac County District Judge in the 1970s and 1980s. My involvement consisted of accompanying my father to events and helping distribute and assemble yard signs for both my father and grandfather.

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 served as a law clerk to the Honorable Lawrence P. Zatkoff, U.S. District Court for the Eastern District of Michigan, 1995 – 1997.

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

I have not practiced alone.

- 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.

United States Attorney's Office  
Northern District of Iowa  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
Assistant United States Attorney, 2006 – Present

University of Iowa Law School  
280 Boyd Law Building

Iowa City, IA 52242  
Adjunct Faculty, Spring Semester 2016

United States Attorney's Office  
Eastern District of Michigan  
211 W. Fort Street, Suite 2001  
Detroit, MI 48226  
Assistant United States Attorney, 2004 – 2006

United States Attorney's Office  
Northern District of Iowa  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
Assistant United States Attorney, 1999 – 2004

United States Attorney's Office  
Northern District of Iowa  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
Special Assistant United States Attorney, 1998 – 1999  
(employed through the Office of the Iowa Attorney General, Area  
Prosecutions Division)

Murphy, Smith & Polk, P.C.  
(now Ogletree, Deakins, Nash, Smoak & Stewart, P.C.)  
155 N. Wacker Drive, Suite 4300  
Chicago, IL 60606  
Associate Attorney, 1997 – 1998

United States District Court, Eastern District of Michigan  
231 W. Lafayette Boulevard  
Detroit, MI 48226  
Law Clerk, Honorable Lawrence P. Zatkoff, 1995 – 1997

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

I have not served as a mediator or arbitrator.

b. Describe:

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

From 1995 to 1997, I served as a judicial law clerk, conducting legal

research and writing and preparing draft opinions.

From 1997 to 1998, as an associate attorney at a law firm in Chicago, I represented private clients in labor and employment matters. I appeared in court occasionally.

From 1998 to 1999, as a Special Assistant United States Attorney in the Sioux City branch office of the U.S. Attorney's Office for the Northern District of Iowa, I conducted grand jury investigations and prosecutions of narcotics cases, and I briefed and argued appeals. I appeared in court regularly.

From 1999 to 2001, as an Assistant United States Attorney in the Sioux City branch office, I conducted grand jury investigations and prosecutions of narcotics, firearms, and general criminal cases, and I briefed and argued appeals. I appeared in court regularly.

From 2001 to 2004, as an Assistant United States Attorney in the Cedar Rapids office of the U.S. Attorney's Office for the Northern District of Iowa, I conducted grand jury investigations and prosecutions of narcotics, firearms, and general criminal cases, and I briefed and argued appeals. I appeared in court regularly.

From 2004 to 2006, as an Assistant United States Attorney in the Detroit office of the U.S. Attorney's Office for the Eastern District of Michigan, I conducted grand jury investigations and prosecutions of general criminal cases, and I briefed and argued appeals. I appeared in court regularly.

From 2006 to 2015, as an Assistant United States Attorney in the Cedar Rapids office of the U.S. Attorney's Office for the Northern District of Iowa, I conducted grand jury investigations and prosecutions of general criminal cases, focusing on white collar, business crimes and child sexual exploitation crimes, and I briefed and argued appeals. I appeared in court regularly. I also supervised a small number of general criminal prosecutors.

From 2015 to the present, as the Criminal Chief in the U.S. Attorney's Office for the Northern District of Iowa, I oversee federal criminal litigation for the district and assist senior managers in managing the office and developing federal law enforcement strategies. I supervise several criminal prosecutors and support staff. I also coordinate extensively with local, state and federal law enforcement officials. I personally handle a small number of criminal matters and appear in court occasionally.

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

While in private practice in 1997 to 1998, my firm's typical clients were small businesses with fewer than 100 employees. I generally assisted in litigation of labor and employment-based disputes.

As a federal prosecutor, I have represented the United States in a full variety of criminal matters. I began my career prosecuting narcotics cases, and later, firearms, immigration and violent crime cases. As my career progressed, I was assigned fewer narcotics and firearms cases and took on responsibility for a more varied, complex docket. I was assigned to the general crimes unit in Detroit and developed expertise in fraud and smuggling cases, among others. After my return to the Northern District of Iowa, from about 2006 to 2015, I specialized in complex fraud, business crimes, and child sexual exploitation offenses. I have served as the Criminal Chief since the beginning of 2015.

- 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; 98%
    - 2. state courts of record; 1%
    - 3. other courts; 0%
    - 4. administrative agencies. 1%
  - ii. Indicate the percentage of your practice in:
    - 1. civil proceedings; 1%
    - 2. criminal proceedings. 99%
- d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

I have tried 21 criminal cases to verdict in federal district courts. I was sole counsel in 17 cases. I was co-lead/chief counsel in two cases. I was associate counsel in two cases.

- i. What percentage of these trials were:
    - 1. jury; 100%
    - 2. non-jury. 0%
- e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your

practice.

I have not practiced before the Supreme Court of the United States.

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. Quality Egg, LLC et al.  
United States v. Quality Egg, LLC et al., 99 F.Supp.3d 920 (N.D. Iowa Apr. 14, 2015)  
U.S. District Court for the Northern District of Iowa  
Hon. Mark W. Bennett  
United States v. Austin DeCoster, et al., 828 F.3d 626 (8th Cir. 2016)  
U.S. Court of Appeals for the Eighth Circuit  
Hon. Diana E. Murphy, Hon. Raymond W. Gruender, Hon. C. Arlen Beam  
2010 – 2017

Co-counsel:  
Lisa K. Hsiao  
Trial Attorney  
Consumer Protection Branch  
U.S. Department of Justice  
450 5<sup>th</sup> Street, N.W., Suite 6400-South  
Washington, D.C. 20001  
(202) 532-4892

Christopher E. Parisi  
Special Assistant United States Attorney  
Eastern District of Pennsylvania  
615 Chestnut Street, Suite 1250  
Philadelphia, PA 19106  
(215) 861-8467

Principal Counsel for Opposing Party (Quality Egg, LLC and Austin “Jack” DeCoster):  
Thomas C. Green

Sidley Austin, LLP  
1501 K Street, N.W.  
Washington, D.C. 20005  
(202) 736-8069

Principal Counsel for Opposing Party (Peter DeCoster):  
Stuart Dornan  
Dornan, Troia, Howard, Breikreutz & Conway, P.C.  
1403 Farnam Street, Suite 232  
Omaha, NE 68102  
(402) 884-7044

Defendants were convicted of crimes related to a 2010 nationwide outbreak of salmonellosis that was linked to eggs produced by their company, Quality Egg, LLC. The U.S. Centers for Disease Control estimated the outbreak sickened approximately 56,000 consumers.

Jack and Peter DeCoster each pled guilty to one count of introducing adulterated food into interstate commerce. Quality Egg, LLC pled guilty to one count of bribery of a public official, one count of introducing a misbranded food into interstate commerce with intent to defraud, and one count of introducing adulterated food into interstate commerce. Jack and Peter DeCoster were each sentenced to three months' imprisonment and fined \$100,000. Quality Egg, LLC was fined \$6,790,000.

I was lead counsel for the government during the investigation, prosecution and sentencings (and played a limited role on appeal). In 2015, I received a Department of Justice Special Commendation for Outstanding Service in the Civil Division award for my work on the case.

2. United States v. Kevin Jauron  
14-CR-0128  
U.S. District Court for the Northern District of Iowa  
Hon. Linda R. Reade  
United States v. Kevin Andrew Jauron, 832 F.3d 859 (8th Cir. 2016)  
U.S. Court of Appeals for the Eighth Circuit  
Hon. Steven M. Colloton, Hon. Bobby E. Shepherd, Hon. James M. Moody, Jr., United States District Judge for the Eastern District of Arkansas, sitting by designation  
2014 - 2016

Principal Counsel for Opposing Party:  
John Dennis Jacobsen  
Jacobsen, Johnson & Wieszorek, PLC  
222 Third Avenue, SE, Suite 501  
Cedar Rapids, IA 52401  
(319) 286-1767

The defendant, a prior sex offender, plead guilty to crimes related to his sexual abuse and exploitation of five minor girls. He produced or caused the production of sexually explicit images of four of the victims and had sex with three of them. At least one of the child pornography videos the defendant produced depicted sadistic sexual conduct. The defendant pled guilty to one count of committing an offense involving a minor while being required to register as a sex offender. He was sentenced to 40 years' imprisonment.

I was counsel for the government during the investigation, prosecution, sentencing, and on appeal.

3. United States v. James Marvin Plower  
15-CR-0012  
U.S. District Court for the Northern District of Iowa  
Hon. Linda R. Reade  
2013 – 2015

Principal Counsel for Opposing Party:  
Melanie S. Keiper  
Assistant Federal Public Defender  
400 Locust Street, Suite 340  
Des Moines, IA 50309  
(515) 309-9610

The defendant was a deputy sheriff and volunteer firefighter. He set fire to his vacant home as part of a scheme to defraud his insurance company. His scheme caused a loss of more than \$150,000 to the insurance company. He pled guilty to mail fraud and using fire to commit a federal felony. He was sentenced to 13 years' imprisonment.

I was counsel for the government during the investigation, prosecution and sentencing.

4. United States v. Jeffrey Kinseth  
13-CR-0051  
U.S. District Court for the Northern District of Iowa  
Hon. Linda R. Reade  
United States v. Jeffrey J. Kinseth, 599 Fed. Appx. 603 (8th Cir. 2014)  
U.S. Court of Appeals for the Eighth Circuit  
Hon. James B. Loken, Bright, Hon. Myron H. Bright, Hon. Raymond W. Gruender  
2012 – 2013

Principal Counsel for Opposing Party:  
Mark C. Meyer  
Kinnamon, Kinnamon, Russo, Meyer & Keegan  
425 2nd Street SE, Suite 1250  
Cedar Rapids, IA 52401  
(319) 365-7529

The defendant engaged in a classic Ponzi scheme, soliciting money from new investors to pay prior investors and keeping large sums of money for himself. As part of the scheme, he defrauded 13 victims out of more than \$1,000,000. Among the defendant's victims was a member of the clergy approaching retirement and a paraplegic. The defendant pled guilty to one count of wire fraud and was sentenced to 51 months' imprisonment.

I was counsel for the government during the prosecution, sentencing, and on appeal.

5. United States v. Lowell Gene Hancher  
12-CR-4090  
U.S. District Court for the Northern District of Iowa  
Hon. Mark W. Bennett  
2011 – 2012

Principal Counsel for Opposing Party:  
James H. Voyles  
Voyles, Zahn & Paul  
141 East Washington Street, Suite 300  
Indianapolis, IN 46204  
(317) 632-4463

The defendant pled guilty to wire fraud in connection with a purported plan to take a company public through a stock offering. He also pled guilty to securities fraud in connection with a purported plan to take a company private through a stock buyback. In total, he caused more than \$3,000,000 in loss to his victims. He was sentenced to 97 months' imprisonment.

I was counsel for the government during the prosecution and sentencing.

6. United States v. Russell Wasendorf  
12-CR-2012  
U.S. District Court for the Northern District of Iowa  
Hon. Linda R. Reade  
2012 – 2013

Co-counsel:  
Matthew J. Cole  
Assistant United States Attorney  
Northern District of Iowa  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
(319) 731-4019

Principal Counsel for Opposing Party:  
Jane L. Kelly (now Judge, Eighth Circuit Court of Appeals)

111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
(319) 423-6110

The defendant stole more than \$215,000,000 from customer segregated funds held in trust by his commodities futures business, Peregrine Financial Group, Inc. His crimes were committed over the course of nearly 20 years, and he caused a financial loss to more than 13,000 victims. He pled guilty to mail fraud, embezzlement of customer funds by a person registered under the Commodity Exchange Act, making false statements to the Commodity Futures Trading Commission, and making false statements to a futures association registered under the Commodity Exchange Act. He was sentenced to 50 years' imprisonment.

I was lead counsel during the investigation, prosecution and sentencing.

7. United States v. Sholom Rubashkin  
United States v. Rubashkin, 2010 WL 4362455 (N.D. Iowa Oct. 27, 2010)  
Rubashkin v. United States, 2017 WL 384277 (N.D. Iowa Jan. 26, 2017)  
U.S. District Court for the Northern District of Iowa  
Hon. Linda R. Reade  
United States v. Sholom Rubashkin, 655 F.3d 849 (8th Cir. 2011)  
U.S. Court of Appeals for the Eighth Circuit  
Hon. William J. Riley, Hon. Diana E. Murphy, Hon. Lavenski R. Smith  
2007 – 2017

Co-counsel:  
Matthew J. Cole  
Assistant United States Attorney  
Northern District of Iowa  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
(319) 731-4019

C.J. Williams (now Chief U.S. Magistrate Judge, Northern District of Iowa)  
111 Seventh Avenue SE  
Cedar Rapids, IA 52401  
(319) 286-2340

Principal Counsel for Opposing Party:  
Guy R. Cook (Trial)  
Grefe & Sidney, P.L.C.  
500 East Court Avenue, Suite 200  
Des Moines, IA 50309  
(515) 245-4300

Mark E. Weinhardt (Appeal)

The Weinhardt Law Firm  
2600 Grand Avenue, Suite 450  
Des Moines, IA 50312  
(515) 244-3100

Stephen H. Locher (Post-conviction)  
Belin McCormick, P.C.  
666 Walnut Street, Suite 2000  
(515) 283-4610

The defendant managed a slaughterhouse owned by his father. Approximately 75% of the business' employees were undocumented. The defendant financed fake immigration documents for some of the workers. He also defrauded the business' primary lender through a variety of means causing a loss of approximately \$26,000,000. A jury convicted defendant of several counts of fraud, money laundering and related offenses. He was sentenced to 27 years' imprisonment.

I was co-lead/chief counsel for the government during the investigation, prosecution, sentencing, on appeal, and for post-conviction litigation. I received a 2014 Department of Justice Director's Award for my work on this and related cases.

8. United States v. Jean "Terry" Hoffert  
10-CR-3042  
U.S. District Court for the Northern District of Iowa  
Hon. Mark W. Bennett  
2010 – 2012

Principal Counsel for Opposing Party:  
Patrick T. Parry  
Forker and Parry  
705 Douglas Street, Suite 300  
Sioux City, IA 51101  
(712) 255-0189

The defendant, a real estate broker, stole mortgage loan proceeds received during real estate closings. In doing so, she failed to pay off prior mortgage loans on the properties. In order to hide her crimes, the defendant stole real estate loan proceeds from new victims to make payments on the prior loans. She caused more than \$300,000 in loss to her victims. She pled guilty to mail fraud and was sentenced to 57 months' imprisonment.

I was counsel for the government during the prosecution and sentencing.

9. United States v. Donald W. Rager  
07-CR-1011  
U.S. District Court for the Northern District of Iowa

Hon. Linda R. Reade  
2007 – 2008

Principal Counsel for Opposing Party:  
Anne Laverty  
1636 42nd Street NE  
Cedar Rapids, IA 52402  
(319) 395-9191

The defendant, a part-time police officer from Illinois, pled guilty to several crimes related to his sexual abuse of 14 different minor boys in Iowa and surrounding states. The defendant also watched while a man from London, England, sexually abused a 10-year-old boy and broadcast it live by webcam (the man from London and three others were later prosecuted by British authorities). The defendant was sentenced to 376 months' imprisonment.

I was counsel for the government during the investigation, prosecution and sentencing.

10. United States v. Albert Steven Bates et al.  
United States v. Albert Steven Bates et al., 2005 W.L. 2218902 (E.D. Mich. Sept. 13, 2005).  
U.S. District Court for the Eastern District of Michigan  
Hon. Arthur J. Tarnow  
United States v. Walter John Bates, 146 Fed. Appx. 795 (6th Cir. 2005)  
U.S. Court of Appeals for the Sixth Circuit  
Hon. Alan Eugene Norris, Hon. Martha Craig Daughtrey, Hon. Robert Leon Jordan,  
United States District Judge for the Eastern District of Tennessee, sitting by designation  
2004 – 2006

Co-counsel:  
Saima Mohsin (pretrial)  
Assistant United States Attorney  
211 W. Fort Street, Suite 2001  
Detroit, MI 48226  
(313) 226-9100

Daniel Hurley (trial)  
Assistant United States Attorney  
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Detroit, MI 48226  
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Principal Counsel for Opposing Party (Albert Bates):  
Joan E. Morgan  
2057 Orchard Lake Road  
Sylvan Lake, MI 48320

(248) 335-9157

Principal Counsel for Opposing Party (Walter Bates):

Carole M. Stanyar  
Law Offices of Carole M. Stanyar  
221 N. Main Street, Suite 300  
Ann Arbor, MI 48104  
(313) 819-3953

A jury convicted a Detroit police detective and his brother of crimes related to their conspiracy to rob 13 banks in the greater Detroit area. The detective was sentenced to 70 months' imprisonment and his brother was sentenced to 60 months' imprisonment.

I was assigned, post-indictment, to assist original government counsel on the case in litigating pretrial matters. I entered my appearance on April 16, 2004. I also served as government counsel in litigating a successful government interlocutory appeal of a pretrial ruling excluding evidence. Prior to trial, I became lead counsel for the government and another attorney was assigned to serve as co-lead government counsel. I served as co-lead counsel for the government during trial.

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.)

From 1995 to 1997, as a law clerk for a federal district judge in Detroit, I reviewed briefs, drafted orders, and assisted the court during trials. I also reviewed requests for injunctive relief, facilitated the resolution of discovery disputes in civil matters, and prepared bench memoranda for and assisted my assigned judge when he sat by designation on a panel of the Sixth Circuit Court of Appeals. During the second year of my clerkship, I trained the newly-hired junior law clerk.

From 1997 to 1998, as an associate at a private law firm in Chicago, I represented small businesses in labor and employment-related matters. I second-chaired arbitration hearings and one age discrimination matter before the Cook County Human Rights Commission. I made appearances in state and federal courts in Chicago. I also monitored a union election.

From 1998 to 2001, as a federal prosecutor in Sioux City, Iowa, I prosecuted methamphetamine manufacturing, distribution and conspiracy cases, other narcotics cases, firearms cases, and a small number of other general crimes matters. I conducted grand jury investigations as lead counsel or second chair, tried several jury trials as sole government counsel, and wrote appellate briefs and argued appeals (including one

government appeal) before the Eighth Circuit Court of Appeals.

From 2001 to 2004, as a federal prosecutor in Cedar Rapids, Iowa, I prosecuted narcotics, firearms, and increasingly complex general crimes matters. I served as sole government counsel for several jury trials and appeals, assisted a new prosecutor as second chair at trial, and mentored a new federal prosecutor.

From 2004 to 2006, as a federal prosecutor in Detroit, I was assigned to the general crimes unit. I handled an increasingly complex caseload, including alien smuggling, medical device smuggling, and fraud matters. I led increasingly complex grand jury investigations and tried two jury trials. I served as co-counsel for the government in the prosecution of a Detroit police detective and his brother for bank robbery. I prosecuted a successful interlocutory government appeal in that case and became co-lead/chief government counsel at trial. While at the U.S. Attorney's Office in Detroit, I served on ad hoc committees making hiring recommendations and served on the Clerk or Court's advisory committee for the implementation of an electronic document filing system.

From 2006 through 2014, after returning to the U.S. Attorney's Office in Cedar Rapids, I prosecuted general crime matters, child sexual exploitation cases, and complex white collar and business crimes. I conducted grand jury investigations and, as appropriate, prosecutions of health care, banking, investment, and federal program fraud cases. I prosecuted the two largest fraud financial fraud cases in the history of the district, including a \$215,000,000 fraud committed by the owner Peregrine Financial Group, Inc. I co-led the investigation and prosecution of a large-scale criminal immigration enforcement action and the subsequent prosecution of several employer-personnel for alien harboring-related offenses. I led the investigation and prosecution of crimes related to the largest food-borne salmonella outbreak in the nation's history. During more complex white collar matters, I regularly interacted with a variety of law enforcement and regulatory agencies and stakeholders from parallel bankruptcy, civil, and administrative proceedings.

During this same period of time, I took on increasing responsibility for the management of the office. I served as the general crimes coordinator and supervised a small number of general crimes prosecutors. I was the office's public information officer, criminal health care fraud coordinator, Violence Against Women Act point of contact, and identity theft point of contact. I continued to mentor newer prosecutors and took an increasing role in hiring.

Near the end of 2014/beginning of 2015, I became the Criminal Chief for the U.S. Attorney's Office for the Northern District of Iowa. As criminal chief, I assist in the general management of the office and supervise a deputy criminal chief, several criminal prosecutors, and several criminal support staff. I also set routine policies and procedures for the management of the criminal division, oversee intake and assignment of new criminal cases, and approve or delegate the approval of the majority of charging and disposition decisions in criminal cases. I participate in decisions related to resource allocation and hiring. I also regularly interact with law enforcement agents and

supervisors, conduct training for law enforcement, and conduct outreach to community members.

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.

During the spring semester of 2016, I co-taught a course at the University of Iowa Law School in Iowa City, Iowa. The title of the course was Federal White Collar Crime. I taught classes covering the following topics: Fifth Amendment, Representation Issues, Mens Rea, Conspiracy, Bankruptcy and Tax Fraud, Money Laundering and Currency Reporting Crimes and Environmental Crimes. Syllabus supplied.

I have also served as a volunteer visiting instructor for trial advocacy courses at the University of Notre Dame Law School. Syllabus not available.

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.

None.

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.

No.

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).

Financial Disclosure report is attached.

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

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.

In connection with the nomination process, I have consulted with the Office of Government Ethics and the Department of Justice's designated agency ethics official to identify potential conflicts of interest. Any potential conflict of interest will be resolved in accordance with the terms of an ethics agreement that I have entered with the Department's designated agency ethics official.

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

In the event of a potential conflict of interest, I will consult with the ethics officials in the Executive Office for United States Attorneys, Department of Justice.

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.

I have been a criminal prosecutor since 1998 and a large portion of my work directly benefits disadvantaged persons. In addition to my official duties, I have given presentations to local criminal justice students and served as a visiting instructor at the University of Notre Dame law school, all without compensation. I am a dues-paying member of the Linn County (Iowa) Bar Association; an organization that contributes a significant portion of its revenue to organizations that provide free legal services to community members (Iowa Legal Aid and Kids First Law Center).