UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

   Thomas Michael Durkin

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

   United States District Judge for the Northern District of Illinois

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.

   Mayer Brown LLP
   71 South Wacker Drive
   Chicago, Illinois 60606

   Residence: Downers Grove, Illinois

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

   1953; Chicago, Illinois

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.

   1975 – 1978, DePaul University College of Law; J.D., with honors, 1978
   1971 – 1975, University of Illinois at Champaign-Urbana; B.S., with honors, 1975

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.

   1993 – present
   Mayer Brown LLP
   71 South Wacker Drive
   Chicago, Illinois 60606
   Partner

1996; 1998 – 2000; 2009
DePaul University College of Law
25 East Jackson Boulevard
Chicago, Illinois 60606
Adjunct Professor

1980 – 1993
United States Attorney's Office for the Northern District of Illinois
219 South Dearborn Street
Chicago, Illinois 60604
Assistant United States Attorney (1980 – 1993)
Deputy Chief, Special Prosecutions Division (1988)
Chief, Criminal Receiving and Appellate Division (1989)
Chief, Special Prosecutions Division (1990)
First Assistant United States Attorney (1991 – 1993)

1988 – 1991
The John Marshall Law School
315 South Plymouth Court
Chicago, Illinois 60604
Adjunct Professor

1978 – 1980
United States District Court for the Northern District of Illinois
219 South Dearborn Street
Chicago, Illinois 60604
Law Clerk to Judge Stanley J. Roszkowski

Summer 1978
Sloan & Connelly
111 West Washington, Suite 1020
Chicago, Illinois 60602
Law Clerk

Fall 1977
United States District Court for the Northern District of Illinois
219 South Dearborn Street
Chicago, Illinois 60604
Intern to Judge Stanley J. Roszkowski

Summer 1977
United States Attorney's Office for the Northern District of Illinois
219 South Dearborn Street
Chicago, Illinois 60604
Intern

Summer 1976
Federal Defender Program
55 East Monroe Street
Chicago, Illinois 60603
Intern

Summer 1975
Thomas W. Havey & Company
30 North LaSalle Street
Chicago, Illinois 60602
Payroll Auditor

Other Affiliations (uncompensated):

1999 – 2008
Legal Assistance Foundation
120 South LaSalle Street, Suite 900
Chicago, Illinois 60603
Board Member

1993 – 1997
Downers Grove Grade School District 58
1860 63rd Street
Downers Grove, Illinois 60516
School Board Member

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

   I have not served in the military. I have registered for 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.

   Selected for inclusion in *The Best Lawyers in America* (2008 – 2011)
   Listed in *Illinois Super Lawyers* (2005 – 2011)
   Recognized in *Chambers USA: America's Leading Lawyers for Business* (2004 – 2011)
   Selected by *Above the Law.com* as a Top Partner to Work For – Chicago (2010)
   Award for Excellence in Pro Bono Service, U.S. District Court for the Northern District of Illinois and the Federal Bar Association (2010)
   Chicagoland Chamber of Commerce Excellence in Law Enforcement Award (1993)
   U.S. Attorney General's John Marshall Award for Participation in Litigation (1991)

Fellow, American College of Trial Lawyers
Certified Public Accountant (1975)

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

American Bar Association
American College of Trial Lawyers
Legislative Committee (2007 – 2011)
Chicago Bar Association
Judicial Evaluation Committee (1993 – 1995)
Federal Bar Association
Illinois State Bar Association
Seventh Circuit Bar Association
Pro Bono and Public Service Committee (2010 – present)
Co-Chair, 2012 Annual Meeting (2011 – present)
U.S. District Court for the Northern District of Illinois
Magistrate Judge Merit Selection Panel (1994)

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.

Illinois (1978)

There have been no lapses in membership

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

United States Court of Appeals for the Seventh Circuit (1978)
United States Court of Appeals for the Federal Circuit (2000)
United States District Court for the Northern District of Illinois (1978)

There have been no lapses in membership.

11. **Memberships**:

a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held.

Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Chicago Board Options Exchange Nominating Committee (2004 – 2005)
Downers Grove Grade School District 58
School Board Member (1993 – 1997)
Legal Assistance Foundation (1999 – 2008)
Board Member (1999 – 2008)
Co-Chair, Annual Luncheon (2012)
Mayer Brown Pro Bono Committee (1996 – 2004)
Chairman (1996 – 2004)

b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

To the best of my knowledge, none of the organizations listed above currently discriminates 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.

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.

This list represents the published material I have identified through searches of my memory, my files, local newspaper archives, and Internet databases. I have tried my best to list all of them here, although there may be some that I have not been able to recall or identify.

With Elizabeth Herrington, Letter of Invitation to the Seventh Circuit Bar Association Annual Dinner in May 2012. Copy supplied.

With Vincent J. Connelly, *Defending Federal Grand Jury Investigations, in* Securities Investigations: Internal Civil and Criminal, Practising Law Institute (October 2011). Copy supplied.

With Alex C. Lakatos, *US Federal Indictments: The Current State of Play*, World Online Gambling Law Report (April 2011). Copy supplied.

With Anthony Alexis, Michael Bornhorst, and Schott Claffee, *Requests to Waive Corporate Attorney-Client Privilege: History and Analysis*, Mayer Brown LLP (2008). Copy supplied.

Crossing an Expert on Everything Except *his Opinion*, *in* Your Witness: Lessons on Cross-Examination and Life from Great Chicago Trial Lawyers, Law Bulletin Publishing Company (March 2008). Copy supplied.

With Amy Marlyse Burgert and Ryan P. Farley, *United States: Criminal Prosecutions and Offshore Operators*, World Online Gambling Law Report (July 2006). Copy supplied.

With J. Paul Forrester, *Doing the Right Thing*, Infrastructure Finance (August/September 1995). Copy supplied.

Guest Editorial: Two High Court Decisions Erode Immunity, Chicago Lawyer (August 1993). 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.

None.

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

February 27, 1993: Testimony before the Illinois Supreme Court Commission on the Administration of Justice in Cook County, Illinois (Solovy Commission). I testified about the Operation Gambat investigation of corruption in the Cook County courts and the resulting indictments and convictions. I have no notes, transcript or recording.

May 6, 1991: Remarks before the Downers Grove Grade School District 58 Board of Education. I have no notes, transcript or recording, but press coverage is supplied.

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.

This list represents the speeches and talks I have identified through searches of my memory, my files, local newspaper archives, and Internet databases. I have tried my best to list all of them here, although there may be some that I have not been able to recall or identify.

August 20, 2011: Presentation to Illinois Institute of Continuing Legal Education Seminar, "Ethics in the Cook County Court System: The History and Lessons of Greylord and GAMBAT," Springfield, Illinois. PowerPoint and video recording supplied.

July 11, 2011: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. PowerPoint supplied.

June 27, 2011: Panelist at American Conference Institute's 12th FCPA Boot Camp, "Third Party Auditing & Monitoring," Chicago, Illinois. PowerPoint supplied.

June 1, 2011: Mayer Brown Webinar presentation as part of In Focus Corporate Litigation WebSeries, "Strategic, Legal, and Ethical Issues in Providing Separate Counsel to Employees in Cartel Investigations," Chicago, Illinois. PowerPoint and audio recording supplied.

December 9, 2010: Global Financial Markets Initiative Teleconference, "FCPA Update: Congress Questions DOJ FCPA Enforcement Program," Chicago, Illinois. Audio recording supplied.

November 16-18, 2010: Presentations to the bar associations of Lima, Peru and Bogata, Columbia through the International Bar Association, "Foreign Corrupt Practices Act: Risks and Threats of Corruption and the Legal Profession," Lima, Peru and Bogota, Columbia. PowerPoint supplied.

July 14, 2010: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

May 18, 2010: Presentation to Navteq, "Foreign Corrupt Practices Act," Chicago, Illinois. PowerPoint supplied.

May 13, 2010: I spoke at the swearing-in of U.S. Magistrate Judge Sheila Finnegan, Chicago, Illinois. Transcript supplied.

March 19, 2010: Presentation at the Twentieth Annual DePaul Law Review Symposium, "Trial Technology," Chicago, Illinois. PowerPoint supplied.

February 17, 2010: Directors Roundtable, "World Recognition of Distinguished General Counsel," recognizing Marc S. Firestone, Executive Vice President, for Corporate & Legal Affairs, and General Counsel, Kraft Foods, Inc. I delivered a presentation on the Foreign Corrupt Practices Act. PowerPoint and transcript supplied.

January 26, 2010: Presentation to the Legal Department of Northern Trust on "Foreign Corrupt Practices Act: Focus on Financial Institutions," Chicago, Illinois. PowerPoint supplied.

December 4, 2009: Presentation at the FCPA/Fraud Conference sponsored by Crowe Horwath, "Foreign Corrupt Practices Act: Status Report on 2009 Enforcement Activity," Chicago, Illinois. PowerPoint with notes supplied.

October 6, 2009: I taught U.S. Magistrate Judge Michael Mason's John Marshall Law School class on settlements. I discussed plea discussions from the defense perspective. I have no notes, transcript or recording. The address of John Marshall Law School is 315 South Plymouth Court, Chicago, Illinois 60604.

June 17, 2009: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

May 8, 2009: Panelist on a CLE Program with U.S. District Judge Matthew Kennelly, Steve Weiss and Robert Clifford commenting on trial aspects of the movie "My Cousin Vinnie." I have no notes, transcript or recording, but an article describing the presentation is provided. The program was sponsored by the law firm of Schopf and Weiss LLP, One South Wacker Drive, 28th Floor, Chicago, Illinois 60606.

November 6, 2008: Presentation to the Illinois CPA Society, "Current Trends in Criminal Tax Enforcement," Rosemont, Illinois. PowerPoint supplied.

October 17, 2008: Presentation at the DePaul University College of Law, "Developments in the Practice of Handling Government Requests to Waive Privilege," Chicago, Illinois. PowerPoint supplied.

July 16, 2008: In Focus Corporate Litigation WebSeries, "Handling Government Requests to Waive Privilege," Chicago, Illinois. PowerPoint, white paper, and audio recording supplied.

June 27, 2008: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

October 8, 2007: Presentation to Navteq, "Foreign Corrupt Practices Act," Chicago, Illinois. PowerPoint supplied.

September 19, 2007: Presentation to John Deere, "Government and Internal Investigations: Identifying Issues and Avoiding Mistakes," Moline, Illinois. PowerPoint supplied.

July 27, 2007: Presentation to WMS Gaming, "Foreign Corrupt Practices Act," Waukegan, Illinois. PowerPoint supplied.

July 26, 2007: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

June 8, 2007: Joint presentation to clients and Mayer Brown lawyers with PriceWaterhouseCoopers, "Anti-Corruption & FCPA Considerations in Transactional Due Diligence," Chicago, Illinois. PowerPoint supplied.

March 20, 2007: Speaker at seminar for Mayer Brown lawyers conducted by Ernst & Young and Mayer Brown, "Conducting International Investigations," Chicago, Illinois. PowerPoint with notes supplied.

August 4, 2006: Panelist at "Online Gambling and the United States" conference in London, England, sponsored by World Online Gambling Law Report. I discussed recent indictments of online gambling companies and their owners. I have no notes, transcript or recording. The address of the World Online Gambling Law Report is 17 The Timber Yard, Drysdale Street, London, N1 6ND, United Kingdom.

June 29, 2006: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

May 11, 2006: Panelist on presentation to BellSouth Legal Department on "Corporate Perspective on Internal Investigations," Marietta, Georgia. Notes supplied.

June 21, 2005: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

December 14, 2004: Speaker at ABA Death Penalty Representation Project *pro bono* recruitment meeting. I have no notes, transcript or recording. The address of the ABA Death Penalty Representation Project is 740 15th Street NW, 8th Floor, Washington, DC 20005.

June 14, 2004: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

June 2, 2004: I delivered remarks and presented a Lifetime Achievement Award to Robert Helman at the Legal Assistance Foundation of Metropolitan Chicago annual luncheon. I have no notes, transcript or recording. The address of the Legal Assistance Foundation is 120 South LaSalle Street, Suite 900, Chicago, Illinois 60603.

June 26, 2003: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

May 22-23, 2003: Remarks at a Practising Law Institute seminar, Chicago, Illinois. I have no notes, transcript or recording, and have been unable to recall the topic of my remarks. The address of the PLI is 810 Seventh Avenue, 21st Floor, New York, New York 10019.

June 20, 2002: Presentation to Summer Associates at Mayer Brown LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

May 23, 2000: Excellence in Pro Bono Services Award Acceptance, Federal Bar Association and U.S. District Court for the Northern District of Illinois, Chicago, Illinois. I briefly thanked the FBA and District Court for the award. I have no notes, transcript or recording. The address of the FBA is Federal Center Plaza, P.O. Box 1200, Chicago, Illinois 60690. The address of the District Court is 219 South Dearborn Street, Chicago, Illinois 60604.

April 22, 1999: I spoke to clients at a Mayer Brown seminar on the Foreign Corrupt Practices Act. I have no notes, transcript or recording. The address of Mayer Brown is 71 South Wacker Drive, Chicago, Illinois 60606.

November 13, 1997: I spoke to my son's 8th grade class at Herrick Jr. High School about careers in the law. I have no notes, transcript or recording. The school is located at 4435 Middaugh Avenue, Downers Grove, Illinois 60515.

December 1995: Presentation about the U.S. criminal legal system to a group of visiting prosecutors from Poland. I have no notes, transcript or recording. The

presentation was held at Mayer Brown, 71 South Wacker Drive, Chicago, Illinois 60606.

Summer 1994 – Summer 2001: Presentation to Summer Associates at Mayer Brown, LLP, "Opening Statements," Chicago, Illinois. The PowerPoint is substantially similar to the one used in the July 11, 2011 presentation.

November 18, 1993: Panelist on an environmental law panel at Kent Law School discussing criminal environmental enforcement. I have no notes, transcript or recording. The address of the law school is 565 West Adams, Chicago, Illinois 60661.

October 13, 1993: Participated in a forum for candidates running for the Downers Grove District 58 School Board. I have no notes, transcript, or recording, but press coverage is supplied. The address of Downers Grove Grade School District 58 is 1860 63rd Street, Downers Grove, Illinois 60516.

February 1993: Remarks during a farewell reception hosted by the U.S. Attorney's Office for the Northern District of Illinois. I have no notes, transcript, or recording, but press coverage is supplied. The address of the U.S. Attorney's Office is 219 South Dearborn Street, Chicago, Illinois 60604.

August 17, 1992: Remarks at the U.S. Attorney's Office to visiting Russian court officials regarding the U.S. criminal legal system. I have no notes, transcript or recording. The address of the U.S. Attorney's Office is 219 South Dearborn Street, Chicago, Illinois 60604.

May 1, 1992: Remarks at the U.S. Attorney's Office to visiting Canadian Queens Counsel investigators regarding the U.S. criminal legal system. I have no notes, transcript or recording. The address of the U.S. Attorney's Office is 219 South Dearborn Street, Chicago, Illinois 60604.

April 29, 1992: Remarks at the U.S. Attorney's Office to visiting Taiwanese investigators regarding the U.S. criminal legal system. I have no notes, transcript or recording. The address of the U.S. Attorney's Office is 219 South Dearborn Street, Chicago, Illinois 60604.

March 3, 1992: Opening remarks regarding criminal enforcement priorities at the Environmental Protection Agency's Environmental Criminal Enforcement seminar. I have no notes, transcript or recording. The address of the Environmental Protection Agency is 77 West Jackson Boulevard, Chicago, Illinois 60604.

January 7, 1992: Speaker at FBI training seminar on dealing with informants, Quantico FBI training facility, Quantico, Virginia 22134. I have no notes, transcript or recording.

March 22, 1991: Evaluator at National Criminal Justice Trial Advocacy Competition, John Marshall Law School. I have no notes, transcript or recording. The address of the law school is 315 South Plymouth Court, Chicago, Illinois 60604.

May 18, 1990: Speaker at a seminar of the Criminal Investigation Division of the IRS regarding net worth method of proof in criminal tax prosecutions. I have no notes, transcript or recording. The address of the IRS is 230 South Dearborn Street, Chicago, Illinois 60604.

January 24, 1990: Speaker about jury selection to U.S. District Judge Marvin Aspen's Northwestern Law School class. I have no notes, transcript or recording. The address of the law school is 375 East Chicago Avenue, Chicago, Illinois 60611.

September 14, 1989: Speaker at DePaul Law School Career Day about careers in the government. I have no notes, transcript or recording. The address of the law school is 25 East Jackson Boulevard, Chicago, Illinois 60604.

February 1, 1989: Speaker at Northwestern University Law School seminar on federal criminal law enforcement. I have no notes, transcript or recording. The address of the law school is 375 East Chicago Avenue, Chicago, Illinois 60611.

1988 – 1993: On approximately four occasions, I was an instructor at the Department of Justice Advocacy Institute in Washington, D.C. All of the classes dealt with trial and appellate advocacy. I have no notes, transcript or recording. The address of the Department of Justice is 950 Pennsylvania Avenue, NW, Washington, DC 20530.

December 2, 1982: Presentation on Search and Seizure Requirements at a U.S. Department of Agriculture Training Seminar. I have no notes, transcript or recording. The address of the Department of Agriculture is 111 North Canal Street, Chicago, Illinois 60606.

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.

This list represents all interviews I have given to newspapers, magazines or other publications, or radio or television stations through searches of my memory, my files, local newspaper archives, and Internet databases. I have tried my best to list all of them here, although there may be some that I have not been able to recall or identify.

Tomoeh Murakami Tse, *Impact of Bail Denial to Madoff Deputy Debated*, Washington Post, Aug. 13, 2009 (quotes reprinted in multiple outlets). Copy supplied.

Tomoeh Murakami Tse, *Madoff Sentenced to 150 Years*, Washington Post, June 30, 2009 (quotes reprinted in multiple outlets). Copy supplied.

Diana B. Henriques, William K. Rashbaum and Zachery Kouwe, *Guilty Plea is Expected by Madoff*, New York Times, Mar. 7, 2009 (quotes reprinted in multiple outlets). Copy supplied.

Press Release, *Rep. Cross Appoints Tom Durkin as Special Counsel on Ethics*, Illinois General Assembly, Feb. 5, 2009. Copy supplied.

Bill Byrns, *Fitts Asks for More Prep Time*, Daily Journal (Kankakee, Illinois), July 20, 2008. Copy supplied.

Chuck Goudie, *One Lawman, Two Villages*, ABC 7 News, June 19, 2008. Copy supplied.

Jeffrey Meitrodt, *Top Cop Accused of Orchestrating Prostitution Scam*, Chicago Tribune, June 5, 2008. Copy supplied.

Nora Lockwood Tooher, *Veteran Trial Lawyer Discusses Taking Experts Down*, Lawyers Weekly USA, Apr. 7, 2008. Copy supplied.

Mary Wisniewski, *Hard to Find Jury of Lord Black's Peers*, Chicago Sun-Times, Mar. 14, 2007. Copy supplied.

Panelist on Chicago Tonight, WTTW-TV, discussing the trial of Conrad Black, Mar. 12, 2007. Transcript supplied.

Panelist on Chicago Tonight, WTTW-TV, discussing the arrest and indictment of 20th Ward Alderman Arenda Troutman, Jan. 11, 2007. Transcript supplied.

Mike Nolan, *Raising the Bar*, Daily Southtown, Sept. 3, 2006. Copy supplied.

OB Couple Plead Guilty to Wildlife Charges, The Doings, Apr. 27, 2006. Copy supplied.

Panelist on Chicago Tonight, WTTW-TV, discussing the verdict in the case against former Governor George Ryan, Apr. 17, 2006. Transcript supplied.

Michael Higgins, *Art Gallery Owner Admits Smuggling*, Chicago Tribune, Apr. 16, 2006. Copy supplied.

Natasha Korecki, *Art Gallery Owner Guilty in Bird Case: Items Had Feathers of Protected Species*, Chicago Sun-Times, Apr. 15, 2006. Copy supplied.

Panelist on Chicago Tonight, WTTW-TV, discussing the corruption trial of former Governor George Ryan, Mar. 27, 2006. Transcript supplied.

Jim Collins, *OB Couple Break Endangered Species Laws*, The Doings, Jan. 19, 2006. Copy supplied.

Rummana Hussain, *Art Gallery Facing Charges of Illegal Imports: Sold Artifacts Made from Endangered Species, Feds Say*, Chicago Sun-Times, Jan. 11, 2006. Copy supplied.

Rudolph Bush, *2 Charged in Smuggling Case*, Chicago Tribune, Jan. 11, 2006. Copy supplied.

Suburban Chicago Couple Indicted for Smuggling Endangered Animal Merchandise, Associated Press, Jan. 10, 2006. Copy supplied.

John Flynn Rooney, *A Family Name Widely Known in Chicago's Legal World*, Chicago Daily Law Bulletin, Nov. 25, 2005. Copy supplied.

Taped interview at Mayer Brown with reporter Carlos Hernandez of radio station WBEZ-FM regarding Bob Cooley and First Ward corruption, May 31, 2005. The interview never aired. I have no notes, transcript or recording.

Interview with Hillel Levin for an autobiography written by Robert Cooley with the assistance of Hillel Levin entitled, *When Corruption Was King*, Perseus Publishing, Oct. 2004. Excerpts of interview supplied.

David Jackson, *'A Death Wish'*, Chicago Tribune, Aug. 20, 2004. Copy supplied.

Alison Frankel, *Patrick Collins, 38*, American Lawyer, May 2003. Copy supplied.

Laurie Cohen, *Metra Gets Subpoena for Records*, Chicago Tribune, Apr. 13, 2002. Copy supplied.

Steven R. Strahler, *Chicago Observer*, Crain's Chicago Business, Feb. 21, 2000. Copy supplied.

Tony Gordon, *Harrah's Jumps into the Casino Battle*, Chicago Daily Herald, Nov. 25, 1999. Copy supplied.

Arian Campo-Flores, *The Pro Bono Prince*, American Lawyer, June 1999. Copy supplied.

James P. Miller, *SEC Suit Alleges Ex-Official of Antec Shared Inside Data*, Wall Street Journal, Oct. 2, 1997. Copy supplied.

Matt O'Connor, *Ex-Antec Chairman Broke Insider-Information Rules, SEC Says*, Chicago Tribune, Oct. 1, 1997. Copy supplied.

Panelist on Chicago Tonight, WTTW, discussing issues relating to prosecutorial misconduct, December 17, 1996. Video recording supplied.

Panelist on Chicago Tonight, WTTW, discussing issues relating to Operation Silver Shovel, January 10, 1996. Video recording supplied.

Darryl Van Duch, *Patrolling the Futures*, National Law Journal, Dec. 18, 1995. Copy supplied.

William Smith, *Chicago Corp. Suit Alleges ING Raided Futures Firm*, Chicago Sun-Times, Nov. 13, 1995. Copy supplied.

Maureen O'Donnell, *Reynolds to Take the Stand*, Chicago Sun-Times, July 16, 1995. Copy supplied.

Rick Wion, *Dist. 58 Eyes $3.6 Million Computer Upgrade*, Daily Herald, June 17, 1995. Copy supplied.

Laura McKee, *Durkin Brothers Succeed as Team Players*, Downers Grove Reporter, Feb. 24, 1995. Copy supplied.

Jan Crawford Greenburg, *Crime Measure Seen as Mainly Symbolic*, Chicago Tribune, Feb. 12, 1995. Copy supplied.

Andrew Martin, *Cruz Lands an All-Star Legal Defense Team*, Chicago Tribune, Sept. 20, 1994. Copy supplied.

Maureen O'Donnell, *Reynolds' Attorneys Have Character*, Chicago Sun-Times, Aug. 28, 1994. Copy supplied.

Campaign ad for Downers Grove District 58 School Board Candidacy, Oct. 25, 1993. Copy supplied.

Eight Seek Four Seats in Dist. 58, Suburban LIFE Graphic, Oct. 16, 1993. Copy supplied.

William H. Duvall III, *Eight Candidates Run for District 58 Board*, The Doings, Oct. 15, 1993. Copy supplied.

Cris Carmody, *The BNL Squeeze*, National Law Journal, May 3, 1993. Copy supplied.

Book 'em Rico, Futures Magazine, Feb. 1, 1993. Copy supplied.

Harvey Berkman, *Durkin Moves to Mayer, Brown & Platt as Dust From Roti Trial Settles*, Chicago Lawyer, Feb. 1993. Copy supplied.

Prosecutor Joins Loop Law Firm, Crain's Chicago Business, Jan. 25, 1993. Copy supplied.

William Grady, Bill Crawford, and John O'Brien, *Program to Strive for Youth Justice*, Chicago Tribune, Jan. 19, 1993. Copy supplied.

John Flynn Rooney, *Former Judges Prominent in Roti Trial*, Chicago Daily Law Bulletin, Jan. 18, 1993. Copy supplied.

Rosalind Rossi, *Roti Verdict Split: Guilty on 11 Counts, Acquitted of Murder Case Fix*, Chicago Sun-Times, Jan. 16, 1993. Copy supplied.

Rosalind Rossi, *1st Ward Trial Date Set Despite Marcy's Health*, Chicago Sun-Times, Nov. 21, 1992. Copy supplied.

Janet Kidd Stewart, *Court Upholds Most Soybean-Case Counts*, Chicago Sun-Times, Oct. 31, 1992. Copy supplied.

John O'Brien, *5 Indicted in Yugoslav Arms Case*, Chicago Tribune, Oct. 1, 1992. Copy supplied.

Greg Burns, *Traders Try Out New Hand Signal: 'Hello, George'*, Chicago Sun-Times, Dec. 11, 1991. Copy supplied.

Rosalind Rossi, *D'Arco Faces 45-yr. Term in Bribery Conviction*, Chicago Sun-Times, Dec. 8, 1991. Copy supplied.

Rosalind Rossi, *D'Arco Guilty in Bribe Case*, Chicago Sun-Times, Dec. 7, 1991. Copy supplied.

Matt O'Connor, *D'Arco Convicted of Bribe-Taking*, Chicago Tribune, Dec. 7, 1991. Copy supplied.

State Senator John D'Arco Convicted in Bribery, Corruption Trial, Associated Press, Dec. 7, 1991 (quotes reprinted in multiple outlets). Copy supplied.

Matt O'Connor, *Jury Plays Tape Until All Agree Shields is Guilty*, Chicago Tribune, Sept. 25, 1991. Copy supplied.

Rosalind Rossi, *Tale of the Tape – Shields Guilty: Jurors Convict Ex-Judge, Attorney of Bribery*, Chicago Sun-Times, Sept. 25, 1991. Copy supplied.

Rosalind Rossi, *Ex-Judge Shields Guilty of Bribery: Jurors Also Convict Lawyer Pat De Leo*, Chicago Sun-Times, Sept. 24, 1991. Copy supplied.

Matt O'Connor, *Trader Escapes Jail Term by Cooperating in Trial*, Chicago Tribune, June 15, 1991. Copy supplied.

Matt O'Connor, *8 Soybean Traders Sentenced to Jail*, Chicago Tribune, May 25, 1991. Copy supplied.

Tamara Starks, *Soybean Traders Sentenced to up to 37 Months in Prison*, Associated Press, May 24, 1991. Copy supplied.

John Gorman, *Ex-Prosecutor Charged with Tax Fraud*, Chicago Tribune, Apr. 18, 1991. Copy supplied.

David Jackson, John O'Brien, and Art Barnum, *Police Brutality: How Widespread is it?*, Chicago Tribune, Mar. 24, 1991. Copy supplied.

Laurie Cohen and William Grady, *A Hung Jury on Trading Probe's Effectiveness*, Chicago Tribune, Mar. 24, 1991. Copy supplied.

Mary Wisniewski, *Foreman Picks Team, Names Durkin 1st Assistant*, Daily Law Bulletin, Jan. 16, 1991. Copy supplied.

Scott McMurray, *More Traders Are Expected to Plead Guilty in Chicago Commodities Probe*, Wall Street Journal, Jan. 11, 1991. Copy supplied.

Charmain Kosek, *Chicago Political Figures Indicted,* United Press International, Dec. 20, 1990. Copy supplied.

John Gorman, *3 Plead Guilty in Juice Scam*, Chicago Tribune, Dec. 20, 1989. Copy supplied.

Art Petacque, *Walker's Time in Jail Was Constructive, Lawyer Says*, Chicago Sun-Times, June 23, 1989. Copy supplied.

Bernard Schoenburg, *Ex-Governor Released from Federal Prison in Minnesota*, Associated Press, June 23, 1989 (reprinted in multiple outlets). Copy supplied.

Marcella S. Kreiter, *Ex-Governor Freed from Federal Prison*, United Press International, June 22, 1989. Copy supplied.

Denise Gray, *December Treasury Contract Plunges 1 7/16*, Bond Buyer, Nov. 7, 1988. Copy supplied.

Deborah Nelson, *S&L Failure Cost: $23 Million*, Chicago Sun-Times, July 3, 1988. Copy supplied.

Jerry DeMuth, *Former Ill. Governor Sentenced in S&L Fraud*, National Mortgage News, Dec. 7, 1987. Copy supplied.

Former Illinois Governor Sentenced to 7 Years, United Press International, Nov. 20, 1987. Copy supplied.

Illinois Ex-Governor Given 7-Year Prison Term, Los Angeles Times, Nov. 20, 1987. Copy supplied.

William B. Crawford Jr., *Walker Sentenced to 7 Years*, Chicago Tribune, Nov. 20, 1987. Copy supplied.

William C. Hidlay, *Former Governor Sentenced to Seven Years in Prison*, Associated Press, Nov. 19, 1987. Copy supplied.

Maurice Possley, *Banker Gets Probation in Corruption Sting*, Chicago Tribune, Sept. 5, 1986. Copy supplied.

Lawyer Pleads Guilty to Not Reporting Income, Chicago Sun-Times, Apr. 9, 1986. Copy supplied.

Maurice Possley and Bill Barnhart, *3 Men Indicted in Jet-Set Drug Hoax*, Chicago Tribune, Jan. 31, 1986. Copy supplied.

Fugitive Lawyer Returned to City, Chicago Tribune, Apr. 26, 1985. Copy supplied.

Phillip J. O'Connor and Lloyd Green, *Complaints of Vote Fraud Mount*, Chicago Sun-Times, Feb. 23, 1983. Copy supplied.

3 Charged in Phony Marriages for Aliens, Associated Press, Aug. 20, 1982. Copy supplied.

13. **Judicial Office**: State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

I have not served as a judge.

a. Approximately how many cases have you presided over that have gone to verdict or judgment? _____

i. Of these, approximately what percent were:

jury trials: ___%
bench trials: ___% [total 100%]

civil proceedings: ___%
criminal proceedings: ___% [total 100%]

b. Provide citations for all opinions you have written, including concurrences and dissents.

c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).

d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.

e. Provide a list of all cases in which certiorari was requested or granted.

f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.

g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.

h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.

i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.

14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system

by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have not served as a judge.

a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;

b. a brief description of the asserted conflict of interest or other ground for recusal;

c. the procedure you followed in determining whether or not to recuse yourself;

d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

15. **Public Office, Political Activities and Affiliations**:

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

Member, District 58 School Board, Downers Grove, Illinois (1993 – 1998); appointed by the School Board to finish unexpired term and elected to four-year term in 1993.

I have had no 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.

In 2009, I was appointed by Illinois Representative Tom Cross (R-Oswego) to serve as Special Counsel to the House Republicans on Ethics. I held that position until 2010.

When my brother, Jim Durkin, ran for the U.S. Senate in 2002, I encouraged friends to contribute to his campaign, handed out some pamphlets at a train station one day, and also put up some yard signs.

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

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

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

From 1979 to 1980, I served as a law clerk to the Honorable Stanley J. Roszkowski, U.S. District Judge for the Northern District of Illinois.

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

I have not practiced law 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.

1980 – 1993
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Assistant United States Attorney (1980 – 1993)
Deputy Chief, Special Prosecutions Division (1988)
Chief, Criminal Receiving and Appellate Division (1989)
Chief, Special Prosecutions Division (1990)
First Assistant United States Attorney (1991 – 1993)

1993 – present
Mayer Brown LLP
71 South Wacker Drive
Chicago, IL 60606
Partner

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 in alternative dispute resolution proceedings.

b. Describe:

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

My law practice from 1980 to 1993 exclusively involved investigating and prosecuting federal criminal cases for the U.S. Attorney's Office. When I began working in the office, I primarily investigated, indicted and tried relatively straightforward bank robbery, postal theft, narcotics, immigration and firearms cases. I also prepared a number of appellate briefs and argued before the Seventh Circuit nearly a dozen times. My case load eventually developed into investigating and trying more complex cases, including large scale narcotics matters, commodities, securities and tax fraud, and political corruption.

Maintaining my own caseload, I also held a number of supervisory roles in the office. As a Deputy Chief of Special Prosecutions, I supervised a number of senior attorneys and reviewed their cases, all of which involved complex financial and political corruption investigations. As Chief of the Criminal Receiving and Appellate Division, I was responsible for the supervision and training of the office's newest attorneys, as well as overall supervision of all criminal appeals. As Chief of the Special Prosecutions Division, I had supervisory responsibility for all of the senior lawyers in the division, along with monitoring every major investigation and trial the office was handling. As First Assistant United States Attorney, I was generally responsible for the review and supervision of every criminal and civil matter in the office. In the absence of the U.S. Attorney, I served as Acting U.S. Attorney. Finally, in all of the senior level supervisory positions I held, I often was consulted on trial issues.

When I began at Mayer Brown in 1993, much of my practice focused on white collar criminal defense and internal investigations. The nature of my practice quickly changed to a mix of civil and criminal litigation. I began to handle patent litigation, and it has remained a part of my practice since, especially in the pharmaceutical patent area. I have primarily been involved in securities litigation, civil rights litigation, consumer class action litigation, product liability litigation and criminal defense. Much of the commercial litigation involves damage claims that often exceed $50 million. In my white collar criminal defense practice, I have conducted a large number of internal investigations. I have represented corporations and individuals in dealings with the Department of Justice, the SEC and the CFTC. My practice is

nationwide, and I have appeared in a number of federal and state courts outside of Chicago. In the patent and civil rights areas, I have represented both plaintiffs and defendants. In the securities, product liability, consumer and criminal areas, I have always represented defendants. My criminal practice primarily relates to white collar offenses, except for my pro bono clients. In that regard, I have represented clients who have been charged with a wide variety of offenses under Title 18, Title 21, and Title 26 of the U.S. Code.

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

While serving as an Assistant United States Attorney, I represented the United States in federal felony and misdemeanor prosecutions. While in private practice, I have often represented large corporations, including financial institutions such as JPMorgan Chase and CIBC; pharmaceutical and healthcare companies, such as Abbott Laboratories and Baxter Healthcare; and a number of international accounting firms, law firms, insurers, telecommunications companies, investment companies, and energy companies. I have also frequently represented individuals both in civil and criminal areas. In my pro bono cases, I have typically represented indigent defendants charged with various crimes, though I have also occasionally represented these individuals in civil matters.

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.

100% of my practice has been in litigation or litigation-related (*i.e.*, internal investigations). I have appeared in court frequently since 1980. As an Assistant United States Attorney, I appeared in court on a nearly daily basis. Since joining Mayer Brown in 1993, I have continued to appear in court frequently, though less so than as a prosecutor.

i. Indicate the percentage of your practice in:

1. federal courts:	80%
2. state courts of record:	10%
3. other courts:	0%
4. administrative agencies:	10%

ii. Indicate the percentage of your practice in:

1. civil proceedings:	60%
2. criminal proceedings:	40%

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 estimate that I have tried approximately 80 cases to verdict. Approximately 65 of those were when I was in the U.S. Attorney's Office, some lasting several months. In private practice, I have tried approximately 15 cases to verdict, with several jury trials lasting three months. The vast majority of these cases were tried in federal court. When at the U.S. Attorney's Office, my responsibilities were usually divided equally with a trial partner. To the extent there was a first chair (chief counsel) on the case, I was typically the first chair on all but my earliest cases. Since I have been in private practice, I have typically tried cases with other counsel, but I have always been chief counsel.

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 never appeared before the Supreme Court of the United States.

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

a. the date of representation;

b. the name of the court and the name of the judge or judges before whom the case was litigated; and

c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

1) *United States v. Marcy*, Case No. 90-CR-1045 (N.D. Ill. 1993). This five-week jury trial was held before the Honorable Marvin E. Aspen. One of the defendants was a Chicago alderman, while the other defendant was a First Ward political official. They were charged with causing the payment of bribes in a variety of court cases and administrative matters: 1) two organized crime murder cases; 2) an aggravated assault case where a police officer was nearly beaten to death; 3) a civil case pending in Cook County; and 4) a zoning dispute. I conducted the direct examination of the

undercover lawyer who recorded most of the incriminating conversations, the direct examination of several other government witnesses, and also the rebuttal argument. The defendant alderman was found guilty and was sentenced to prison. The other defendant became ill during trial, his case was severed, and he died before he could be re-tried.

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2) *United States v. Shields*, Case No. 90-CR-1044 (N.D. Ill. 1992), *aff'd*, 999 F.2d 1090 (7th Cir. 1993). This six-week jury trial was held before the Honorable Ilana D. Rovner. The defendants were the Presiding Judge of the Chancery Division of the Circuit Court of Cook County and an attorney. They were charged with extortion and tax charges. I gave the opening statement and rebuttal argument, conducted the direct examination of several government witnesses including the undercover attorney who recorded many of the incriminating conversations, and conducted the cross-examination of the judge. Both defendants were found guilty and sentenced to prison.

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Sam Banks (deceased)

3) *United States v. D'Arco*, Case No. 90-CR-1043 (N.D. Ill. 1992). I was the co-lead counsel. This six-week jury trial was held before the Honorable George W. Lindberg. The defendant was an Illinois state senator who received bribes to assure passage of certain legislation and to pay Cook County judges to affect the outcomes of cases. I gave the opening statement and rebuttal argument, conducted the direct examination of several government witnesses, and conducted the cross-examination of several defense witnesses. The defendant was found guilty and sentenced to prison.

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4) *United States v. Dempsey*, Case No. 89-CR-68 (N.D. Ill. 1991), 768 F. Supp. 1277 (N.D. Ill. 1991), *aff'd in part and rev'd in part*, *United States v. Ashman*, 979 F.2d 469 (7th Cir. 1992). This four-month jury trial involving illegal commodity trading in the soybean pit of the Chicago Board of Trade was held before the Honorable George M. Marovich. For several years, I and other AUSAs had supervised an FBI investigation where undercover FBI agents posed as commodity traders and gathered

evidence of illegal trading at the Chicago Board of Trade and Chicago Mercantile Exchange. Over 46 traders were eventually indicted. The largest of the indictments related to the soybean pit, where 21 traders were indicted. Ten of them went to trial. I gave the opening statement, conducted the direct examination of numerous witnesses including several cooperating witnesses and FBI agents, and cross-examined one of the two defendants who testified. All of the defendants were found guilty and sentenced to prison.

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5) *United States v. McDonnell*, Case No. 88-CR-199 (N.D. Ill. 1988). This three-week jury trial was held before the Honorable James H. Alesia. The case was part of the Operation Greylord investigation into official corruption in the Circuit Court of Cook County. The defendant was a Cook County judge who was accused of extorting attorneys to pay bribes to him, and then failing to pay taxes on those bribes. I conducted the direct examination of several convicted attorneys who were cooperating with the government, and conducted the direct examination of several IRS agents. I also gave the closing argument. The defendant was found guilty and sentenced to prison.

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Opposing Counsel:
Patrick Tuite (retired)

6) *Rufer v. Abbott Laboratories*, Case No. 99-2-27090-8SEA (Super. Ct. of Wash., King Co. 2001), *aff'd in part and vacated in part*, 118 Wash. App. 1080 (Wash. Ct. App. 2003), *aff'd in part and rev'd in part*, 114 P.3d 1182 (Wash. 2005). I was lead counsel representing Abbott Laboratories in this suit alleging that it manufactured a defective medical device that produced false positive test results in patients when used as a cancer marker. The three-month jury trial took place in state court in Seattle before the Honorable William Dowing. The jury heard over 50 witnesses, many dealing with expert scientific testimony on medical device manufacturing, immunoassay development, medical standard of care for diagnosis and treatment of gestational trophoblastic disease, and standard of care in laboratory testing. I gave the opening statement, most of the closing argument, and conducted direct and cross examinations of many of the scientific witnesses. The jury returned a $16 million verdict in favor of the plaintiff, allocating responsibility equally between Abbott and co-defendant University of Washington Medical Center. The verdict was affirmed on appeal.

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7) *Forest Labs. v. Abbott Labs.*, Case No. 96-CV-159 (W.D.N.Y. 1998), *aff'd*, 239 F.3d 1305 (Fed. Cir. 2001). I was the lead attorney representing Abbott Laboratories in a pharmaceutical patent case involving a product that treated neonatal respiratory distress syndrome. The three-month jury trial was held in Buffalo, New York, before the Honorable Richard Arcara. Abbott Laboratories was the assignee of a patent from the Japanese inventor of the product, which was a breakthrough in the treatment of prematurely born infants, most of whom died before the commercial embodiment of this invention became available. Abbott was sued by a company which sought a declaratory judgment that their commercial product did not infringe the Abbott patent. Extensive trial testimony of the inventor, experts in the fields of neonatology, physical chemistry, analytical chemistry, and other complex sciences were presented to the jury. I gave the opening statement, closing argument, and conducted direct and cross examinations of over a dozen witnesses. The jury returned a verdict in favor of Abbott. The verdict was reversed by the trial court, and that decision was affirmed by the Federal Circuit.

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New York, NY 10036
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Richard Barnes (Contact information unknown)

8) *United States v. Walker*, Case No. 87 CR 584 (N.D. Ill. 1987). I was the lead prosecutor in the grand jury investigation and indictment of former Illinois Governor Dan Walker. The case was heard by the Honorable Ann C. Williams. After Walker left office, he purchased a bank. Facing financial difficulties, but unable to borrow from his own bank, he arranged to have loans made in the names of his son and his former Naval Academy roommate. Once these individuals obtained the loan funds, they passed the money back to Walker. Walker was represented by Thomas Foran, the former U.S. Attorney for the Northern District of Illinois. After presenting evidence from the investigation to Walker's attorney, Walker entered into a plea agreement and pled guilty to bank fraud. I presented the sentencing argument for the government, and Walker was sentenced to prison.

Co-counsel:
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Paul Hastings LLP
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Opposing Counsel:
Tom Foran (deceased)

9) *Wells Fargo v. Evirobusiness, Inc.*, Case No. 04-L-1070L (Cook Co. Cir. Ct.). I was the lead attorney for CIBC in this one-month combined bench and jury trial before the Honorable Richard Goldberg. The subject matter related to breaches of warranties regarding commercial mortgage-backed securities. The amount of the underlying loan was over $11 million. I gave the opening and closing arguments, and conducted the direct examinations of my client's major witnesses and the cross-examinations of the chief witnesses for our opponents. The jury reached its verdict, where they allocated a small portion of the fault to my client, on October 15, 2010. The judge delivered his decision on August 22, 2011 for the bench portion of the case, finding for my client on some claims and against it on other claims.

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10) *Aventis Pharma v. Baxter Healthcare Corp.*, Case No. 06-CV-636 (D. Del. 2008). This pharmaceutical patent matter was heard as a private arbitration after it had been filed in federal court. On behalf of Baxter, I was the lead attorney, and I delivered the opening statement, closing argument and conducted direct examinations of several scientific witnesses, all of whom testified about the complex science relating to the development and characteristics of recombinant Factor VIII, a blood protein developed as a biological drug product to facilitate blood clotting in patients with hemophilia, as well as the historical and ongoing development of drug therapies for hemophilia. The results of the arbitration are confidential.

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

I have performed no lobbying activities.

The most significant legal activities I have pursued, other than trials listed in number 17, include the following:

I have argued approximately 12 cases before the Seventh Circuit and three cases before the Federal Circuit. I have written several dozen appellate briefs, and edited dozens more in my position as chief of the appellate section in the U.S. Attorney's Office.

I provided pro bono assistance to the Illinois House Impeachment Committee and the Special Prosecutor in the Illinois Senate relating to the impeachment and conviction of former Governor Rod Blagojevich. In particular, I led the effort to persuade the U.S. Attorney's Office to release certain tape recordings for use at the trial, and to make an FBI agent available to testify at the impeachment trial.

I have represented AT&T Mobility in a consumer class action involving over 32 million class members, making it one of the larger class actions ever litigated. The fairness hearing on a proposed settlement was heard by U.S. District Court Judge Amy J. St. Eve on March 10, 2011, and final approval of the settlement occurred on June 2, 2011.

As head of the Mayer Brown Pro Bono Committee, I organized our "Seventh Circuit Project," arranging for Mayer Brown attorneys to be appointed to represent indigent parties in both criminal and civil appeals before the Seventh Circuit. To date, Mayer Brown attorneys from around the country have been appointed to represent individuals in approximately 137 appeals. Mayer Brown received the inaugural Justice John Paul Stevens Law Firm Pro Bono Award from the Seventh Circuit Bar Association's Pro Bono and Public Bar Service Awards Committee in 2010.

Finally, as a panel attorney of the Federal Defender Program, I have represented dozens of indigent individuals either under investigation or charged with federal criminal offenses. I believe all of these matters have been significant. They afforded me the opportunity to represent individuals in federal criminal cases, which can occur infrequently in a large law firm practice. They also allowed me to train younger attorneys in the practice of federal criminal defense.

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

    DePaul Law School, Adjunct Professor, Advanced Criminal Procedure (1996, 1998 – 2000, 2009). Copy of most recent syllabus supplied.

    John Marshall Law School, Adjunct Professor, Trial Advocacy (1988 – 1991). I do not have a copy of the syllabus.

20. **Deferred Income/ Future Benefits**: List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or

customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

Upon leaving Mayer Brown, I would receive a payout of my capital contribution in the amount of approximately $360,000. This amount would be paid to me in a lump sum, typically about a year after my departure.

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

    None.

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

    See attached Financial Disclosure Report.

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

    See attached Net Worth Statement.

24. **Potential Conflicts of Interest**:

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

       Although four of my brothers are attorneys, only two are litigators, and they appear very infrequently in federal court. If they were to appear before me, I would recuse myself. Several Assistant U.S. Attorneys in the Northern District of Illinois are former Mayer Brown associates who I worked with on a number of cases at Mayer Brown. If they appeared before me, I would disclose that fact to the opposing side.

       While I would no longer have any financial interest in Mayer Brown LLP upon my resignation from the firm, due to my long financial and professional association with the firm I intend, for a period of at least a few years, to recuse myself from matters in which the firm represents any party.

       I do not anticipate that any other family members or other persons, parties, categories of litigation, and financial arrangements are likely to present potential

conflicts of interest. If confirmed, I would carefully and diligently review cases and parties to determine if any actual or potential conflicts of interest were present. I would adhere to the Code of Conduct for United States Judges, as well as other applicable canons and statutory provisions.

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

If confirmed, I would handle all matters involving actual or potential conflicts of interest through the careful and diligent application of the Code of Conduct for United States Judges, as well as other applicable canons and statutory provisions. Where necessary, I would recuse myself or ask that a case be reassigned to another judge in accordance with the policies and procedures of the court.

25. **Pro Bono Work**: An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

Since 1993, I have worked approximately 100 to 150 hours per year on pro bono matters.

I have done an extensive amount of criminal pro bono work since I left the U.S. Attorney's Office. I have volunteered for at least one Federal Defender "duty day" nearly every year since 1993. Typically, I will obtain five to ten new matters on such a day. Some matters have involved simply providing advice. A number were arrest cases where I have handled the matter from arrest to disposition, and in some cases, appeal.

I recently represented a defendant charged with murder by the Cook County State's Attorney's Office. This was not a capital case. A four-day jury trial was held April 25-28, 2011. The defendant was found guilty and sentenced to 22 years imprisonment. (187 hours)

I have also become involved in several pro bono cases through outside legal assistance organizations. For example, in 1995 to 1996, I, along with several other Mayer Brown attorneys, assisted in persuading the Cook County State's Attorney's office to vacate the conviction of a prisoner on death row based on actual innocence. He already had served nearly 28 years in jail when we obtained his release. We also represented him in his suit against the Cook County Sheriff's Office where the four plaintiffs shared a $36 million settlement. (59.50 hours)

In 2005 to 2006, I was involved in representing a Rwandan national arrested in Chicago who was accused by the International War Crimes Tribunal of being involved in the Rwandan genocide. I represented him in numerous dealings with the

International War Crimes Tribunal. He was unable to reach an agreement with the tribunal, and upon completion of a federal sentence for illegal entry into the United States, was deported to Rwanda to face murder charges. (93 hours)

For a number of years, I was the Chairman of the Pro Bono Committee at Mayer Brown. In that capacity, I organized the firm's efforts in providing pro bono legal assistance, while also personally participating in individual pro bono matters.

I served as a board member on the Legal Assistance Foundation for eight years.

Finally, over the years I have called several federal judges who are friends, asking them to appoint me to any case where they think a trial may occur and there is need for an appointed lawyer. I have received several appointments in this manner, including in 2009 representing a detained defendant who was charged with holding other prisoners hostage in a prisoners' bus in the basement of the federal building. He eventually pled guilty and was sentenced to prison. (71 hours)

26. **Selection Process**:

a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

Both Senator Durbin and Senator Kirk have selection committees which recommend candidates for nomination to the federal courts. On May 8, 2009, I submitted an application for the position of District Judge to the office of Senator Durbin. I was interviewed by representatives of his selection committee and then by the full committee in May and June 2009, respectively. On June 20, 2009, I was interviewed by Senator Durbin. On August 7, 2009, Senator Durbin forwarded my name to the President for consideration as a District Judge.

On March 18, 2011, I submitted an application for the position of District Judge to the office of Senator Kirk. I was interviewed by his selection committee on May 9, 2011. On May 27, 2011, I was interviewed by Senator Kirk. On July 5, 2011, Senator Kirk forwarded my name to the President for consideration as a District Judge.

Since December 1, 2011, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On February 2, 2012, I met with officials from the White House Counsel's Office and the Office of Legal Policy in

Washington, DC. On May 21, 2012, the President submitted my nomination to the Senate.

b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.

AO 10
Rev. 1/2012

FINANCIAL DISCLOSURE REPORT
NOMINATION FILING

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

1. Person Reporting (last name, first, middle initial)	2. Court or Organization	3. Date of Report
Durkin, Thomas M.	Northern District of Illinois	05/22/2012
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)	**5a. Report Type (check appropriate type)**	**6. Reporting Period**
District Court judge	☑ Nomination Date 05/21/2012 ☐ Initial ☐ Annual ☐ Final **5b.** ☐ Amended Report	01/01/2011 to 04/30/2012
7. Chambers or Office Address		
71 South Wacker Drive, Chicago, Illinois 60606		

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

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

☐ NONE *(No reportable positions.)*

	POSITION	NAME OF ORGANIZATION/ENTITY
1.	Partner	Mayer Brown LLP
2.		
3.		
4.		
5.		

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

☑ NONE *(No reportable agreements.)*

	DATE	PARTIES AND TERMS
1.		
2.		
3.		

Name of Person Reporting	Date of Report
Durkin, Thomas M.	05/22/2012

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of filing instructions.)*

A. Filer's Non-Investment Income

☐ NONE *(No reportable non-investment income.)*

DATE	SOURCE AND TYPE	INCOME (yours, not spouse's)
1. 2012	Self-employed (attorney)	$270,000.00
2. 2011	Self-employed (attorney)	$609,051.00
3. 2010	Self-employed (attorney)	$651,376.00
4.		

B. Spouse's Non-Investment Income - *If you were married during any portion of the reporting year, complete this section.*

(Dollar amount not required except for honoraria.)

☐ NONE *(No reportable non-investment income.)*

DATE	SOURCE AND TYPE
1. 2012	Bead Heaven- hourly worker
2. 2011	Bead Heaven-hourly worker
3.	
4.	

IV. REIMBURSEMENTS – *transportation, lodging, food, entertainment.*

(Includes those to spouse and dependent children, see pp. 25-27 of filing instructions.)

☐ NONE *(No reportable reimbursements.)*

SOURCE	DATES	LOCATION	PURPOSE	ITEMS PAID OR PROVIDED
1. exempt				
2.				
3.				
4.				
5.				

Name of Person Reporting	Date of Report
Durkin, Thomas M.	05/22/2012

V. GIFTS. *(Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.)*

☐ NONE *(No reportable gifts.)*

	SOURCE	DESCRIPTION	VALUE
1.	exempt		
2.			
3.			
4.			
5.			

VI. LIABILITIES. *(Includes those of spouse and dependent children; see pp. 32-33 of filing instructions.)*

☑ NONE *(No reportable liabilities.)*

	CREDITOR	DESCRIPTION	VALUE CODE
1.			
2.			
3.			
4.			
5.			

Name of Person Reporting	Date of Report
Durkin, Thomas M.	05/22/2012

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

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

A. Description of Assets (including trust assets). Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period (1) Amount Code 1 (A-H)	B. (2) Type (e.g., div., rent, or int.)	C. Gross value at end of reporting period (1) Value Code 2 (J-P)	C. (2) Value Method Code 3 (Q-W)	D. Transactions during reporting period (1) Type (e.g., buy, sell, redemption)	D. (2) Date mm/dd/yy	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	D. (5) Identity of buyer/seller (if private transaction)
1. Merrill Lynch Bank Deposit Program (cash account)	B	Interest	O	T	Exempt				
2. Los Angeles California Uni, CA General Obligation Muni Bond	C	Interest	K	T					
3. Toledo Ohio Cap IMPT, OH General Obligation Muni Bond		None	L	T					
4. Cocoa Fla WTR&SWR REV, FL Revenue Muni Bond	B	Interest	K	T					
5. Grand Rapids Mi Bldg AT, Pre-Refunded Muni Bond	B	Interest	K	T					
6. Miami-Dade CNTY FLA WTR, FL Revenue Muni Bond	C	Interest	K	T					
7. Michigan ST Grant, MI Revenue Muni Bond	C	Interest	K	T					
8. New Jersey Economic Dev, NJ Revenue Muni Bond		None	L	T					
9. New Jersey St Transn TR, NJ Revenue Muni Bond	B	Interest	K	T					
10. University Tex Univ REVS, TX Pre-Refunded Muni Bond	B	Interest	K	T					
11. AUD Australian Govt, Australian Dollar Bond Taxable	C	Interest	L	T					
12. BNY Capital Trust IV preferred stock	B	Interest	K	T					
13. Goldman Sachs Group Inc preferred stock	B	Interest	L	T					
14. JPMorgan Chase Cap XXIX preferred stock	A	Interest	K	T					
15 Wells Fargo Capital XI preferred stock	B	Interest	K	T					
16. IShares Gold Trust		None	K	T					
17. IShares Silver Trust		None	K	T					

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

Name of Person Reporting	Date of Report
Durkin, Thomas M.	05/22/2012

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

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

A. Description of Assets (including trust assets). Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period (1) Amount Code 1 (A-H)	B. (2) Type (e.g., div., rent, or int.)	C. Gross value at end of reporting period (1) Value Code 2 (J-P)	C. (2) Value Method Code 3 (Q-W)	D. Transactions during reporting period (1) Type (e.g., buy, sell, redemption)	D. (2) Date mm/dd/yy	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	D. (5) Identity of buyer/seller (if private transaction)
18. Lubbock Tex CTFS OBLIG, TX Pre-Refunded Muni Bond	A	Interest							
19. Massachusetts St Cons LN, MA Pre-Refunded Muni Bond	B	Interest							
20. Lakeview MI PUB Sch DT, MI Pre-Refunded Muni Bond	A	Interest							
21. ISHARES Russell 1000 Growth Index Fund	A	Dividend							
22. ISHARES Russell 1000 Value Index Fund	B	Dividend							
23. ISHARES Russell Midcap Value Index Fund	A	Dividend							
24. ISHARES MSCI EAFE Index Fund	A	Dividend							
25. ISHARES RS 2000 Growth Index Fund	A	Dividend							
26. ISHARES RS 2000 Value Index Fund	A	Dividend							
27. ISHARES MSCI Indonesia Investible Market Blackrock	A	Dividend							
28. ISHARES MSCI Bric Index Holding	A	Dividend							
29. ISHARES Russell Midcap Growth Index Fund	A	Dividend							
30. Dodge & Cox Stock Fund	B	Dividend	J	T					
31. Cavanal Hill Cash Management Fund Institutional Class	A	Dividend	N	T					
32. T Rowe Price Emerging Mkts Stk Fund	A	Dividend	J	T					
33. Vanguard Target Rtrmnt 2025 Fund	A	Dividend	K	T					
34. Harbor Capital Appreciation Fund	A	Dividend	J	T					

1. Income Gain Codes: (See Columns B1 and D4)
A =$1,000 or less
B =$1,001 - $2,500
C =$2,501 - $5,000
D =$5,001 - $15,000
E =$15,001 - $50,000
F =$50,001 - $100,000
G =$100,001 - $1,000,000
H1 =$1,000,001 - $5,000,000
H2 =More than $5,000,000

2. Value Codes (See Columns C1 and D3)
J =$15,000 or less
K =$15,001 - $50,000
L =$50,001 - $100,000
M =$100,001 - $250,000
N =$250,001 - $500,000
O =$500,001 - $1,000,000
P1 =$1,000,001 - $5,000,000
P2 =$5,000,001 - $25,000,000
P3 =$25,000,001 - $50,000,000
P4 =More than $50,000,000

3. Value Method Codes (See Column C2)
Q =Appraisal
R =Cost (Real Estate Only)
S =Assessment
T =Cash Market
U =Book Value
V =Other
W =Estimated

Name of Person Reporting	Date of Report
Durkin, Thomas M.	05/22/2012

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

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

A. Description of Assets (including trust assets). Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period (1) Amount Code 1 (A-H)	B. (2) Type (e.g., div., rent, or int.)	C. Gross value at end of reporting period (1) Value Code 2 (J-P)	C. (2) Value Method Code 3 (Q-W)	D. Transactions during reporting period (1) Type (e.g., buy, sell, redemption)	D. (2) Date mm/dd/yy	D. (3) Value Code 2 (J-P)	D. (4) Gain Code 1 (A-H)	D. (5) Identity of buyer/seller (if private transaction)
35. Vanguard Inst'l Index Fund	B	Dividend	J	T					
36. Vanguard Inflation Protect Sec Fund	D	Dividend	N	T					
37. Chase accounts (various cash accounts)	A	Interest	M	T					
38. Northern Trust account (cash account)		None	J	T					
39. Bank of America account (cash account)		None	J	T					
40. University of Iowa Credit Union account (cash account)		None	J	T					
41. Nikrud LLC		None	N	W					
42. Euro Pacific Growth R6 Fund	A	Dividend							
43. Invesco Constellation Fund		None	K	T					
44. JPMorgan TR II Liquid Assets - Money Market Fund		None	J	T					
45. Franklin Templeton Founding Funds Allocation Class A		None	J	T					
46. BlackRock Large Cap value(c share)		None	K	T					
47. Next Gen Client Direct Series, Principal Plus Port (c share)		None	K	T					
48.									

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

Name of Person Reporting	Date of Report
Durkin, Thomas M.	05/22/2012

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

Name of Person Reporting	Date of Report
Durkin, Thomas M.	05/22/2012

IX. CERTIFICATION.

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

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

Signature_____

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

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

FINANCIAL STATEMENT

NET WORTH

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

ASSETS				LIABILITIES			
Cash on hand and in banks		105	516	Notes payable to banks-secured			
U.S. Government securities				Notes payable to banks-unsecured			
Listed securities – see schedule	1	853	446	Notes payable to relatives		100	000
Unlisted securities – see schedule		458	343	Notes payable to others			
Accounts and notes receivable:				Accounts and bills due			
Due from relatives and friends				Unpaid income tax			
Due from others				Other unpaid income and interest			
Doubtful				Real estate mortgages payable			
Real estate owned – personal residence		650	000	Chattel mortgages and other liens payable			
Real estate mortgages receivable				Other debts-itemize:			
Autos and other personal property		40	000				
Cash value-life insurance							
Other assets itemize:							
Prepaid College Tuition Plus		1	087				
Corporate Bonds		55	210				
Municipal Bonds		358	616	Total liabilities		100	000
Mayer Brown Cash Balance Plan		897	856	Net Worth	4	320	074
Total Assets	4	420	074	Total liabilities and net worth	4	420	074
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor on leases or contracts		5	625	Are any assets pledged? (Add schedule)	No		
Legal Claims				Are you defendant in any suits or legal actions?	No		
Provision for Federal Income Tax				Have you ever taken bankruptcy?	No		
Other special debt							

FINANCIAL STATEMENT

NET WORTH SCHEDULES

Listed Securities	
BlackRock Large Cap Value Fund	$ 19,295
BNY Capital Trust IV stock	22,185
Cavanal Hill Cash Management Fund –Instl	463,534
Dodge & Cox Stock Fund	7,232
Franklin Templeton Founding Funds Alloc. Fund	9,989
Goldman Sachs Group Inc. stock	50,260
Harbor Capital Appreciation Fund	7,444
Invesco Constellation Fund	35,338
iShares Gold Trust	23,206
iShares Silver Trust	19,071
JPMorgan Chase Cap XXIX stock	25,800
JPMorgan Trust II Liquid Assets	8,427
Merrill Lynch Bank Deposit Program	687,435
Principal Plus Portfolio	31,070
T. Rowe Price Emerging Markets Stock Fund	6,794
Vanguard Inflation-Protected Securities Fund	376,625
Vanguard Institutional Index Fund	4,830
Vanguard Total Retirement 2025	32,069
Wells Fargo Capital XI stock	22,842
Total Listed Securities	$ 1,853,446

Unlisted Securities	
Mayer Brown Capital Contribution	$ 358,343
Nikrud LLC	100,000
Total Unlisted Securities	$ 458,343

AFFIDAVIT

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

5-21-2012
(Date)

Thomas Michael Durkin
(Name)

Monika Castiglioni
(Notary)

OFFICIAL SEAL
MONIKA CASTIGLIONI
Notary Public - State of Illinois
My Commission Expires Nov 29, 2014