

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Fernando Lazaro Aenlle-Rocha

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

United States District Judge for the Central District of California

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.

Office: Los Angeles Superior Court
Stanley Mosk Courthouse
111 North Hill Street
Los Angeles, California 90012

Residence: La Cañada Flintridge, California

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

1961; Havana, Cuba

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

1983 – 1986, University of California, Berkeley School of Law; J.D., 1986

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

6. **Employment Record:** List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

2017 – present
Los Angeles Superior Court

Stanley Mosk Courthouse
111 North Hill Street
Los Angeles, California 90012
Judge

2005 – 2017
White & Case LLP
555 South Flower Street, 27th Floor
Los Angeles, California 90071
Partner

2000 – 2005
McDermott, Will & Emery LLP
2049 Century Park East, 38th Floor
Los Angeles, California 90067
Partner

1999 – 2000
Stephan, Oringer, Richman & Theodora PC
1840 Century Park East, Suite 500
Los Angeles, California 90067
Associate

1994 – 1999
United States Attorney's Office for the Central District of California
Criminal Division
312 North Spring Street, 12th Floor
Los Angeles, California 90012
Assistant United States Attorney

1990 – 1994
United States Attorney's Office for the Southern District of Florida
Criminal Division
99 North East 4th Street
Miami, Florida 33132
Assistant United States Attorney

1987 – 1990
Los Angeles County District Attorney's Office
211 West Temple Street, Suite 2000
Los Angeles, California 90012
Deputy District Attorney

Non-profit organizations (uncompensated)

2015 – present

Twelve Oaks Foundation
2820 Sycamore Avenue
Glendale, California 91214
Treasurer (2015 – 2017)
Director (2015 – present)

2006 – present
Mexican American Bar Foundation
c/o Martorell Law APC
Howard Hughes Center
6100 Center Drive, Suite 1130
Los Angeles, California 90045
President (2008 – 2016)
Trustee (2006 – present)

2012 – 2014; 2000 – 2006
La Cañada Flintridge Educational Foundation
4490 Cornishon Avenue, Number 211
La Cañada Flintridge, California 91011
Vice President (2001 – 2005)
Director (2000 – 2006; 2012 – 2014)

2009 – 2011
La Cañada High School Music Parents Association
4463 Oak Grove Drive
La Cañada Flintridge, California 91011
Co-President

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 did not serve in the military. I registered for the selective service upon turning 18.

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.

Catholic Archdiocese of Los Angeles, Certificate of Appreciation (2018)

Best Lawyers in America, Criminal Defense: White-Collar (2010 – 2017)

Southern California Super Lawyers, Criminal Defense: White-Collar (2005 – 2017)

White & Case Pro Bono Award (2011, 2012, 2014)

La Cañada Unified School District, Golden Apple Award (2011)

U.S. Department of Justice, Director's Award for Superior Performance as an Assistant United States Attorney (1998)

Federal Bureau of Investigation Commendation (1998)

United States Customs Service Commendation (1998)

Drug Enforcement Administration Commendation (1998)

Internal Revenue Service Commendation (1998)

United States Pretrial Services Office Commendation (1998)

U.S. Department of Justice Volunteer Service Award (1996)

U.S. Department of Justice, Outstanding Performance (1993)

Federal Bureau of Investigation Commendation (1992)

County of Los Angeles Department of Animal Care and Control Commendation (1988)

University of California, Berkeley School of Law Minority Fellowship (1983 – 1985)

University of California, Berkeley School of Law Moot Court Board (1984 – 1986)

University of California, Berkeley School of Law Moot Court Commendation for Written and Oral Advocacy (1984)

Princeton University Parker D. Handy 1879 Memorial Scholarship (1982 – 1983)

Princeton University Woodrow Wilson School Thesis Research Award (1982)

Princeton University Class of 1924 Scholarship (1981 – 1982)

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 (2000 – 2017)

Criminal Justice Section

West Coast White Collar Crime Committee

Director (2010 – 2017)

Member (2000 – 2017)

Association of Business Trial Lawyers (2005 – 2017)

Association of Former Assistant United States Attorneys for the Central District of California (1999 – 2017)

Annual Reception Committee (1999 – 2017)

California Judges Association (2017 – present)

Civil Law and Procedure Committee (2019 – present)

Judicial Fairness Coalition Committee (2019 – present)

California Latino Judges Association (2018 – present)

California Minority Counsel Program (2004 – 2008)

Civil Jury Project at NYU School of Law; Judicial Advisor (2019 – present)

Los Angeles Superior Court

Civil and Small Claims Court Committee (2019 – present)

Ethics Committee (2017 – 2019)

Diversity Committee (2017 – present)

Community Outreach Committee (2017 – present)

State Bar of California (2003 – 2006)

Criminal Law Section

Executive Committee

United States Magistrate Judge Merit Selection Panel for the Central District of California (2012 – 2017)

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.

California, 1987

Florida, 1987

Since June 2017, when I began serving as a judge of a court of record, I have not been considered a licensee of the California State Bar.

I have been an inactive member of the Florida Bar since approximately 1994.

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

special admission to practice.

Supreme Court of the United States, 2013
United States Court of Appeals for the Ninth Circuit, 1995
United States District Court for the Central District of California, 1990
United States District Court for the Northern District of California, 2001
United States District Court for the Southern District of California, 2011
United States Court of International Trade, 2015
Supreme Court of California, 1987
Supreme Court of Florida, 1987

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.

La Cañada Flintridge Educational Foundation (2012 – 2014; 2000 – 2006)
Vice President (2001 – 2005)
Director (2012 – 2014; 2000 – 2006)

La Cañada High School Music Parents Association (2009 – 2011)
Co-President

La Cañada Flintridge Country Club (approximately 1996 – 2005)

The Catholic Archdiocese of Los Angeles (2005 – 2017)
Clergy Misconduct Oversight Board
Chair (2010 – 2017)
Board member (2005 – 2017)

Chancery Club of Los Angeles (2012 – present)

Mexican American Bar Foundation (2006 – present)
President (2008 – 2016)
Trustee (2006 – present)

Princeton University Alumni Schools Committee (1996 – 2017)
Co-chair, South Los Angeles County Region (2014 – 2017)
Chair, South Los Angeles County Region (2005 – 2014)
Member (1996 – 2017)

Princeton University, Class of 1983 (2008 – 2013)

Officer-at-Large

Twelve Oaks Foundation (2015 – present)

Treasurer (2015 – 2017)

Director (2015 – present)

- 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.

As an undergraduate, I was a member from 1981 to 1983 of the all-male University Cottage Club, an "eating club" at Princeton University. The eating club consisted of men from the junior and senior classes. The year after I graduated, the club became co-educational.

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.

With Dean Barclay, David Bond, Darryl Lew, Gregory Spak & Luca Winer, *And Up to Twenty Years: The Criminalization of U.S. Customs Violations*, Law 360, July 2015. Copy supplied.

Stock Option Backdating: What It Means for Your Company, Workspan, May 2007. Copy supplied.

Stock Option Backdating: Crossing the Line, California Litigation Report, February 2007. Copy supplied.

The Stock Option Backdating Scandal: Taking Steps to Avoid Prosecution, 30 NACD Directors Monthly, no. 12, December 2006, at 10-11. I do not have a copy. It was reprinted in the February 2007 issue of the California Litigation Report.

The USA Patriot Act and Correspondent Banking, Los Angeles Lawyer, September 2002. 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.

Citizen's Commission on Jail Violence, *Report of the Citizen's Commission on Jail Violence*, Chapter 5 (2012). Copy supplied.

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

None.

- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

June 2009 – June 2016: Speaker, "President's Message, Remarks, and Presentation of Award Recipients," Annual Gala, Mexican American Bar Foundation, Biltmore Hotel, Los Angeles, California. Copies supplied of the *President's Message* for 2010, 2012, 2013, 2015, and 2016. I do not have copies of the *President's Message* for 2009, 2011, and 2014. Copies supplied of the *President's Remarks* for 2011, 2012, and 2016. I do not have copies of the *President's Remarks* for 2009, 2010, 2013, 2014, and 2015. Copies supplied of the *Presentation of Professional Achievement Award* for 2012 and 2016. I do not have copies of the *Presentation of Corporate Diversity Award* for 2010 or the *Presentation of Professional Achievement Award* for 2015. The address of the Mexican American Bar Foundation is c/o Martorell Law APC, Howard Hughes Center, 6100 Center Drive, Suite 1130, Los Angeles, California 90045.

March 2019: Speaker, "Dialogues on Freedom," Eagle Rock High School, Constitutional Rights Foundation. I spoke to two classes of middle school and

high school students regarding my family's flight from Cuba, my education, my career as an attorney and judge, and the Bill of Rights. I have no notes, transcript, or recording. The address of the Constitutional Rights Foundation is 601 South Kingsley Drive, Los Angeles, California 90005.

March 2019: Speaker, "Empowering Future Leaders," Los Angeles Superior Court Young Women's Leadership Conference. I spoke to a group of high school students about professional networking and interview techniques. I have no notes, transcript, or recording. The address of the Los Angeles Superior Court is 111 North Hill Street, Los Angeles, California 90012.

March 29, 2016: Panelist, "U.S. DOJ and FCPA Updates and How They Affect Operations in Mexico: What to Expect of the New Compliance Counsel, Executive Liability post-Yates Memo and How its Reach Extends to Mexico," American Conference Institute's Third Mexico Summit on Anti-Corruption, Mexico City, Mexico. PowerPoint supplied.

March 24 – 25, 2015 (approximate): Panelist, "Uncovering Bribery Risks in Domestic and Cross-Border Mergers & Acquisitions: How to Conduct Effective Pre-Merger Due Diligence to Mitigate Potential Liabilities," American Conference Institute's Second Mexico Summit on Anti-Corruption, Mexico City, Mexico. I spoke to conference attendees about best practices in the area of anti-corruption compliance, the risks associated with purchasing assets abroad, and conducting effective pre-acquisition due diligence. I have no notes, transcript, or recording. The address of the American Conference Institute is 45 West 25th Street, 11th Floor, New York, New York 10010.

April 10, 2014: Panelist, "Troubles Abroad," Association of Corporate Counsel, San Francisco Bay Area Chapter, Third Annual Institute for Advanced Corporate Counsel, Burlingame, California. I spoke to conference attendees about the risks and exposure from multijurisdictional white-collar investigations, coordinated government investigations involving bribery and antitrust violations, enforcement trends and penalties, and risk mitigation strategies. I have no notes, transcript, or recording. The address of the Association of Corporate Counsel, San Francisco Bay Area Chapter, is 2010 El Camino Real, Suite 702, Santa Clara, California 95050.

October 14, 2013: Panelist, "Introduction to the Foreign Corrupt Practices Act: Understanding the FCPA and Ensuring FCPA Compliance," Arias & Muñoz, San Jose, Costa Rica. PowerPoint supplied.

October 27, 2010: Panelist, "Demystifying U.S. Anti-Money Laundering Laws," California Society of Certified Public Accountants, Los Angeles Chapter, Los Angeles, California. I spoke to attendees about federal anti-money laundering laws and enforcement. I have no notes, transcript, or recording. The address of the Los Angeles Chapter of the California Society of Certified Public Accountants

is 330 North Brand Boulevard, Suite 710, Glendale, California 91203.

September 15, 2010: Panelist, “Challenges and Opportunities in Managing Compliance Risk,” American Conference Institute’s Fifth Annual FCPA & Anti-Corruption Compliance Conference, San Francisco, California. I spoke to conference attendees about the U.S. Foreign Corrupt Practices Act and best practices in the area of anti-corruption compliance. I have no notes, transcript, or recording. The address of the American Conference Institute is 45 West 25th Street, 11th Floor, New York, New York 10010.

November 10 – 14, 2008 (approximate): Panelist, “Conducting an Internal Investigation,” Beacon Events, Corporate Ethics & FCPA Compliance Conference, Dubai, United Arab Emirates. I spoke to conference attendees about best practices in conducting internal investigations. I have no notes, transcript, or recording. Beacon’s address is 70 Gracechurch Street, 3rd Floor, London, United Kingdom EC3V 0XL.

November 10 – 14, 2008 (approximate): Panelist, “Building and Implementing an Effective Compliance Program: 8 Steps to Great Ethics Compliance,” Beacon Events, Corporate Ethics & FCPA Compliance Conference, Dubai, United Arab Emirates. I spoke to conference attendees about best practices in creating and maintaining effective internal corporate compliance programs. I have no notes, transcript, or recording. Beacon’s address is 70 Gracechurch Street, 3rd Floor, London, United Kingdom EC3V 0XL.

September 5, 2008: Panelist, “The Corporate Citizen in the Modern Enforcement World,” Hispanic National Bar Association’s 33rd Annual Convention, Los Angeles, California. I spoke to convention attendees about recent enforcement trends and best practices concerning corporate compliance. I have no notes, transcript, or recording. The address of the Hispanic National Bar Association is 1020 19th Street N.W., Suite 505, Washington, D.C. 20036.

September 4, 2008: Panelist, “Boiler Room: Hot Topics in Securities Laws,” Hispanic National Bar Association’s 33rd Annual Convention, Los Angeles, California. I spoke to convention attendees about recent securities enforcement trends and best practices concerning corporate compliance. I have no notes, transcript, or recording. The address of the Hispanic National Bar Association is 1020 19th Street N.W., Suite 505, Washington, D.C. 20036.

March 20, 2008: Panelist, “How Actions By Your Foreign Subsidiaries Can Lead To Criminal Liability in the U.S.,” American Electronics Association, Santa Clara, California. PowerPoint supplied.

October 6, 2007: Panelist, “Private Investigators: How Much Information Can a Lawyer Ask to Find? Technical Advances in Snooping and Security,” Association of Business Trial Lawyers, Napa, California. I spoke to conference attendees

concerning best practices in conducting corporate investigations. I have no notes, transcript, or recording. The address of the Association of Business Trial Lawyers is 8502 East Chapman Avenue, Suite 443, Orange, California 92869.

September 28, 2006: Panelist, "Civil and Criminal Liability in Performing Fraud Investigations," National Conference on Fraud and Litigation Services, American Institute of Certified Public Accountants, Las Vegas, Nevada. I spoke to attendees about the risks and potential liability arising from the performance of internal investigations. I have no notes, transcript, or recording. The address of the American Institute of Certified Public Accountants is 1211 Avenue of the Americas, New York, New York 10036.

2006: Panelist, "Liability of Accountants and Lawyers When Performing Internal Investigations," California Society of Certified Public Accountants, Los Angeles, California. I spoke to attendees about the risks and potential liability arising from the performance of internal investigations. I have no notes, transcript, or recording. The address of the Los Angeles Chapter of the California Society of Certified Public Accountants is 330 North Brand Boulevard, Suite 710, Glendale, California 91203.

2005: Panelist, "Criminal Issues Emerging in the Practice of Environmental Law," Criminal and Environmental Law Sections of the State Bar of California, Los Angeles, California. I spoke to attendees about criminal liability and enforcement issues in the area of environmental law. I have no notes, transcript, or recording. The address of the State Bar of California is 180 Howard Street, San Francisco, California 94105.

2005: Panelist, "Preservation of the Attorney-Client Privilege in the Corporate Setting," Minority Corporate Counsel Association, Chicago, Illinois. I spoke to conference attendees regarding the attorney-client privilege in the context of corporate internal investigations. I have no notes, transcript, or recording. The address of the Minority Corporate Counsel Association is 1111 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

2004: Panelist, "Financial Statements and Tax Fraud Conference," California CPA Education Foundation, Los Angeles and San Francisco, California. I spoke to conference attendees about best practices in internal fraud investigations. I have no notes, transcript, or recording. The address of the California CPA Education Foundation is 1710 Gilbreth Road, Burlingame, California 94010.

September 2003: Panelist, "The Impact of the USA Patriot Act," California Minority Counsel Program Business Development Conference, Los Angeles, California. I spoke to conference attendees about the USA Patriot Act and its impact on correspondent banking. I have no notes, transcript, or recording. The address of the California Minority Counsel Program is 1624 Franklin Street, Suite 1206, Oakland, California 94612.

2003: Panelist, "The Sentencing of Federal Fraud Offenses," California State Bar Convention, Anaheim, California. I spoke to convention attendees about the application of the federal sentencing guidelines to fraud offenses. I have no notes, transcript, or recording. The address of the State Bar of California is 180 Howard Street, San Francisco, California 94105.

October 26 and November 9, 1998: Speaker, "Jury Selection," Southwestern Law School. I spoke to two judicial delegations from the Argentine Federal Judges Association concerning the jury selection process in the United States. I have no notes, transcript, or recording. The address of Southwestern Law School is 3050 Wilshire Boulevard, Los Angeles, California 90010.

- 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.

Arin Mikailian, *Judicial Profile: Challenging Task*, Los Angeles Daily Journal, May 1, 2018. Copy supplied.

48 Notes, Oxford University Press, Sept. 9, 2016. Copy supplied.

Finding The Right Balance, White & Case Global Citizenship/Pro Bono, Mar. 1, 2016. Copy supplied.

Gilbert Jr. '09 Found Mentally Unfit To Stand Trial For Alleged Murder Of Father, Daily Princetonian, Princeton University, Sept. 23, 2015. Copy supplied.

Repaying A Debt To Princeton – And To The United States, Princeton University Office of Planned Giving, Mar. 26, 2015. Copy supplied.

Arthur Ochoa '95 Receives Mexican American Bar Foundation Professional Achievement Award, Yale Law School, June 20, 2014. Copy supplied.

Brittany Levine, *Be.group Responds To Lawsuit*, Glendale News-Press, Feb. 7, 2014. Copy supplied.

Jorge L. Ortiz, *Bonds' Sentence Latest In Saga – No End In Sight To Balco's Reach*, USA Today, Dec. 19, 2011. Copy supplied.

Daniel B. Wood, *Barry Bonds Isn't Going To Prison: Is He Being Punished Enough*, The Christian Science Monitor, Dec. 16, 2011. Copy supplied.

Kevin Kernan, *Verdict Confirms Bonds' Spot In Hall Of Shame*, New York Post, Apr. 14, 2011. Copy supplied.

John Letzing, *Barry Bonds Found Guilty On One Count*, MarketWatch, Apr. 13, 2011. Copy supplied.

Sean Gregory, *Barry Bonds' Verdict: A Mixed Bag For All*, Time, Apr. 13, 2011. Copy supplied.

Andrew Shortall, *Music Fundraiser Looking To Set Record*, La Cañada Valley Sun, Feb. 3, 2011. Copy supplied.

Andrew Shortall, *Couple Named As Golden Apple Winners*, Los Angeles Times, Jan. 26, 2011. Copy supplied.

Felix Salmon, *The Law and Theater of Insider Trading*, Reuters, Nov. 23, 2010. Copy supplied.

Peter Lattman and Azam Ahmed, *FBI Raids Offices In Wall Street Trading Inquiry*, New York Times, Nov. 23, 2010. Copy supplied.

Stuart Pfeifer and Nathan Olivarez-Giles, *Convicted Exec Might Avoid Prison*, Los Angeles Times, Oct. 16, 2010. Copy supplied.

Verizon Wireless Honored For Its Commitment To Diversity, Verizon Wireless, June 15, 2010. Copy supplied.

Tom Petrino, *Now, On To Bigger Targets*, Los Angeles Times, Apr. 22, 2010. Copy supplied.

Stuart Pfeifer and E. Scott Reckard, *Question of Intent Hampers Prosecution In Backdating Cases*, Los Angeles Times, Dec. 16, 2009. Copy supplied.

Walmart Supports Scholarships For Hispanic Law Students, Walmart News & Press, June 15, 2009. Copy supplied.

Police Investigate Redondo Shooting, Daily Breeze, Oct. 20, 1998. Copy supplied.

Jeff Wong, *Marijuana Advocate Seeks to Smoke Pending Trial*, Contra Costa Times, Feb. 12, 1998. Copy supplied.

David Houston, *Medical Pot Advocate Seeks Court Permission*, Daily Breeze, Feb. 12, 1998. Copy supplied.

Actor to Post Bail for Marijuana Suspect, Contra Costa Times, Aug. 7, 1997. Copy supplied.

Patricia A. Gonzalez, *Ex-Corona Man Guilty of Laundering Drug Money*, Press-Enterprise, July 4, 1997. Copy supplied.

Jaxon Van Derbeken, *6 Arrested in Laundering Ring*, Daily News of Los Angeles, Nov. 9, 1995. 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.

2017 – present
Los Angeles Superior Court
Judge

I currently serve as a judge of the Los Angeles Superior Court. I was appointed on May 22, 2017, by Governor Edmund G. (“Jerry”) Brown. I took the oath of office on June 29, 2017. In November 2018, I was elected by the citizens of Los Angeles County to a six-year term ending January 6, 2025. The Los Angeles Superior Court is a state trial court of general jurisdiction over state law matters in Los Angeles County, involving criminal, civil, family, probate, juvenile delinquency and dependency, and traffic cases.

From June 2017 to January 2019, I was assigned to criminal courts in Lancaster and East Los Angeles, California. I typically heard approximately 30 to 70 cases daily. I presided over misdemeanor arraignments, pretrial proceedings, felony preliminary hearings, discovery disputes, evidentiary, sentencing, probation violation, and post-conviction hearings, and felony and misdemeanor trials. I presided over 15 jury trials involving illegal firearm possession, domestic violence, child pornography, narcotics, child abuse, illegal land use, driving under the influence, hit-and-run, prostitution, human trafficking, and pimping. Since January 2019, I have been assigned to a civil court hearing unlawful detainer actions. Since then, I have presided over 27 civil trials – 12 jury and 15 bench.

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

I have presided over approximately 38 trials that have gone to verdict or judgment.

- i. Of these, approximately what percent were:

jury trials:	65%
bench trials:	35%
civil proceedings:	60%
criminal proceedings:	40%

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

Trial court rulings are generally not published. I have issued statements of decision in the following civil actions:

Natalia Perez v. Francisco Martinez, et al., Case No. 18STUD12622;
JDW Association LLC v. Youngshik Shin, Case No. 19STUD00748;
Farringdon One, LLC v. Sandra Hernandez, Case No. 19STUD02422;
7046 Hollywood, LLC v. Joey Evans, Case No. 19STUD04437;
Steven Llorens v. Mark Llorens, Case No. 19SMUD00994;
Roberto Cajina v. Akeem Kareem Bernard, Case No. 19CHUD00831;
VNN Properties, LLC v. Misael Vargas, et al., Case No. 18STUD12555; and
900 Wilshire Boulevard, LLC v. Ramin Farzam, Case No. 19SMCV00064.

- 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).

1. *People v. Anthony Gomez*, Case No. 5AV07341.

Defendant was charged with inflicting physical abuse on his girlfriend's two-year old son and attempting to dissuade witnesses from reporting the crime. Before trial, I conducted a hearing to determine the competency of the victim's three minor siblings, who were witnesses to the crimes. The jury convicted the defendant of the child abuse offense and acquitted him of the dissuasion charge.

Counsel for the People:

Stalacia Leggett
Deputy District Attorney
Office of the District Attorney
42011 4th Street West, Suite 3530
Lancaster, California 93534
(661) 974-7700

Counsel for Defendant:

Shawn Park
Deputy Alternate Public Defender
Office of the Alternate Public Defender
42011 4th Street West, Suite 1700
Lancaster, California 93534
(661) 974-7484

2. *People v. Allan Baylor*, Case No. MA070989.

Defendant, a convicted felon, was charged with possession of a firearm. Before

trial, I ruled on the admissibility of the defendant's prior convictions and post-arrest statements. The jury acquitted the defendant of the charge.

Counsel for the People:

Stalacia Leggett
Deputy District Attorney
Office of the District Attorney
42011 4th Street West, Suite 3530
Lancaster, California 93534
(661) 974-7700

Counsel for Defendant:

James Pinchak
Deputy Alternate Public Defender
Office of the Alternate Public Defender
42011 4th Street West, Suite 1700
Lancaster, California 93534
(661) 974-7484

3. *People v. Vincent David Valencia*, Case No. MA071045.

Defendant was charged with furnishing marijuana to a minor. The jury convicted the defendant of the charge.

Counsel for the People:

Abbigail Briones
Deputy District Attorney
Office of the District Attorney
42011 4th Street West, Suite 3530
Lancaster, California 93534
(661) 974-7700

Counsel for Defendant:

John Cho
Deputy Public Defender
Office of the Public Defender
42011 4th Street West, Suite 2570
Lancaster, California 93534
(661) 974-7411

4. *People v. Michael Anthony Ayala*, Case No. MA069885.

Defendant was charged with possession of methamphetamine and concentrated cannabis for sale. Before trial, I ruled on the admissibility of the defendant's prior uncharged conduct involving similar crimes. The jury convicted the defendant of the cannabis charge and hung 11 to 1 in favor of guilt on the methamphetamine

offense.

Counsel for the People:

Abbigail Briones
Deputy District Attorney
Office of the District Attorney
42011 4th Street West, Suite 3530
Lancaster, California 93534
(661) 974-7700

Counsel for Defendant:

Richard Chacon
965 North Vignes Street, Suite 10
Los Angeles, California 90012
(323) 497-9797

5. *People v. German Alvarez*, Case No. 6AN01213.

Defendant was charged with multiple counts of domestic violence against his girlfriend resulting in injury. Before trial, I ruled on the admissibility of the defendant's uncharged acts of domestic violence and character evidence. The jury acquitted the defendant of the charges.

Counsel for the People:

Stalacia Leggett
Deputy District Attorney
Office of the District Attorney
42011 4th Street West, Suite 3530
Lancaster, California 93534
(661) 974-7700

Counsel for Defendant:

Omar Boyan
Deputy Public Defender
Office of the Public Defender
42011 4th Street West, Suite 2570
Lancaster, California 93534
(661) 974-7420

6. *People v. Joseph Lee Townsend*, Case No. MA071039.

Defendant was charged with possession of child pornography. Before trial, I ruled on motions concerning the destruction of evidence, expert testimony, and the admissibility of prior convictions and uncharged conduct. The jury convicted the defendant of all charges and found his prior convictions to be true.

Counsel for the People:

Alexander Lara
Deputy District Attorney
Office of the District Attorney
42011 4th Street West, Suite 3530
Lancaster, California 93534
(661) 974-7700

Counsel for Defendant:

Amy Konstantelos
44818 Fern Avenue, Suite 102
Lancaster, California 93534
(661) 312-8422

7. *People v. Nicole Marie Kitchen*, Case No. 7AN02680.

Defendant was charged with possession of marijuana for sale. Before trial, I ruled on the admissibility of the defendant's prior felony and misdemeanor convictions, as well as her statements to the police. The jury convicted the defendant of the charged offense.

Counsel for the People:

Nina Elisseou
Deputy District Attorney
Office of the District Attorney
42011 4th Street West, Suite 3530
Lancaster, California 93534
(661) 974-7700

Counsel for Defendant:

Omar Boyan
Deputy Public Defender
Office of the Public Defender
42011 4th Street West, Suite 2570
Lancaster, California 93534
(661) 974-7420

8. *People v. Fabian Arroyo*, Case No. 7AN00952.

Defendant was charged with unlawful land use in violation of various Los Angeles County Zoning Codes. The People alleged the defendant maintained a vehicle storage yard, junk and salvage, an inaccessible garage, and inoperable vehicles on his residential property. Before trial, I ruled on motions to dismiss the action on equal protection and due process grounds, introduce expert testimony, and suppress evidence. The jury and the court acquitted the defendant of all charges.

Counsel for the People:

Karen Tandler
Deputy District Attorney
Office of the District Attorney
9425 Penfield Avenue, Suite 3200
Chatsworth, California 91311
(213) 393-2019

Counsel for Defendant:

Olaf Landsgaard
4171 Knox Avenue
Rosamond, California 93560
(661) 256-9271

9. *People v. Deshaun Kedrick Parker*, Case No. MA070440.

Defendant was charged with multiple counts of human trafficking, pimping, felon in possession of a firearm and ammunition, dissuading a witness, and failure to register as a sex offender. Before trial, I ruled on motions concerning the defendant's prior convictions and sex offenses, and the admission of the prior testimony of a victim the defendant had dissuaded from testifying at trial. The jury convicted the defendant of dissuading a witness, acquitted him of felon in possession of a firearm and ammunition, and hung on the human trafficking, pimping, and failure to register as a sex offender counts.

Counsel for the People:

Kirsten Brown
Deputy District Attorney
Office of the District Attorney
42011 4th Street West, Suite 3530
Lancaster, California 93534
(661) 974-7700

Counsel for Defendant:

Darold M. Shirwo
15130 Ventura Boulevard, Suite 322
Sherman Oaks, California 91403
(310) 278-2000

10. *K&B Property Management, Inc. v. Hank Leukart*, Case No. 19STUD00246.

Plaintiff filed an unlawful detainer action to evict defendant from his rent-controlled residence for failure to pay rent. Defendant asserted an affirmative defense of uninhabitability and failure to comply with the Los Angeles Rent

Control Stabilization Ordinance. The jury returned a verdict for the defendant. I entered judgment for the defendant and ordered the plaintiff to make repairs to the residence.

Counsel for Plaintiff:

Wayne Abb
9909 Topanga Canyon Boulevard, Number 346
Chatsworth, California 91311
(818) 760-8035

Counsel for Defendant:

Jonathan S. Segura
BASTA, Inc.
1545 Wilshire Boulevard, Suite 600
Los Angeles, California 90017
(213) 736-5050

- 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.

1. *Natalia Perez v. Francisco Martinez, et al.*, Case No. 18STUD12622.

Counsel for Plaintiff:

Frank H. Whitehead, III
4685 Tumbleweed Drive
Brighton, Colorado 80601
(310) 766-0188

Counsel for Defendants:

Christopher J. Lauria
1605 West Olympic Boulevard, Suite 9011
Los Angeles, California 90015
(213) 427-9742

2. *JDW Association LLC v. Youngshik Shin*, Case No. 19STUD00748.

Counsel for Plaintiff:

Allen R. King
4201 Wilshire Boulevard, Suite 207
Los Angeles, California 90010
(323) 933-9351

Counsel for Defendant:

Jeanette Alvarez-Webster

BASTA, Inc.
1545 Wilshire Boulevard, Suite 600
Los Angeles, California 90017
(213) 736-5050

3. *Farringdon One, LLC v. Sandra Hernandez*, Case No. 19STUD02422.

Counsel for Plaintiff:
Areg A. Sarkissian
Felman, Daggenhurst & El Dabe
13743 Ventura Boulevard, Suite 350
Sherman Oaks, California 91423
(818) 728-7920

Counsel for Defendant:
Self-represented party

4. *7046 Hollywood, LLC v. Joey Evans*, Case No. 19STUD04437.

Counsel for Plaintiff:
Matthew J. Hogan
Kimball, Tirey & St. John LLP
915 Wilshire Boulevard, Suite 1650
Los Angeles, California 90017
(213) 337-0050

Counsel for Defendant:
Self-represented party

5. *Steven Llorens v. Mark Llorens*, Case No. 19SMUD00994.

Counsel for Plaintiff:
Alex Swain
Dennis P. Block & Associates
5437 Laurel Canyon Boulevard, Second Floor
Valley Village, California 91607
(323) 938-2868

Counsel for Defendant:
David M. Karen
DK Law Group
3155 Old Conejo Road
Thousand Oaks, California 91320
(805) 498-1212

6. *Roberto Cajina v. Akeem Kareem Bernard, et al.*, Case No. 19CHUD00831.

Counsel for Plaintiff:

Vazgen Pogosyan
Dennis P. Block & Associates
5437 Laurel Canyon Boulevard, Second Floor
Valley Village, California 91607
(323) 938-2868

Counsel for Defendants:

Bryan Castorina
Law Offices of Bryan Castorina
13428 Maxella Avenue, Suite 502
Marina Del Rey, California 90292
(310) 438-7000

7. *VNN Properties, LLC v. Misael Vargas, et al.*, Case No. 18STUD12555.

Counsel for Plaintiff:

Lisa M. Howard
1112 Montana Avenue, Suite 465
Santa Monica, California 90403
(310) 310-8910

Isaac Aba
Law Offices of Rosario Perry
312 Pico Boulevard
Santa Monica, California 90405
(310) 394-9831

Counsel for Defendants:

Gina Hong
Noah Grynberg
Los Angeles Center for Community Law & Action
1137 North Westmoreland Avenue, Number 16
Los Angeles, California 90029
(909) 524-6505
(310) 866-7527

8. *900 Wilshire Boulevard, LLC v. Ramin Farzam*, Case No. 19SMCV00064

Counsel for Plaintiff:

William W. Steckbauer
Sean A. Topp
Steckbauer Weinhart, LLP
333 South Hope Street, 36th Floor
Los Angeles, California 90071

(213) 229-2868

Counsel for Defendant:

Dennis P. Riley
Mesisca, Riley, Kreitenberg LLP
644 South Figueroa Street, Suite 200
Los Angeles, California 90017
(213) 623-2300

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

None of my decisions have been appealed to the United States Supreme Court.

- 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.

Jimmy Ho v. Superior Court, Case No. 8ES02660, *vacated and remanded* by No. BS 175447. The defendant, who was out of custody, was charged with misdemeanor hit-and-run. The case had been continued several times at the defendant's request. The matter came before me for trial on December 4, 2018, the parties having previously agreed trial would commence within three days of that day. During the appearance, the People, through their assigned prosecutor, informed me that the victim, who was the sole witness to the crime, was out of the country and would return in less than one week. The prosecutor stated that the victim was cooperative and had been served with a trial subpoena via U.S. mail and electronic mail. The prosecutor then requested that the trial be continued by one week. The defendant, who was represented by counsel, objected.

Based on the prosecutor's representations, I found good cause to continue the trial by one week and granted the prosecutor's motion. Approximately two to three days later, the defendant filed a motion to dismiss and calendared the matter for hearing. In opposition, the People filed a declaration establishing the steps taken to secure the victim's appearance at trial consistent with the People's prior representations. Given the lack of changed circumstances, I denied the defendant's motion and did not alter the previously calendared trial date. At the conclusion of the hearing, the defendant moved for a continuance of the trial so he could seek a writ of mandate. I granted the defendant's motion.

On appeal, the Appellate Division of the Los Angeles Superior Court held that the prosecutor's failure to "file a declaration of due diligence [on December 4, 2018], and the representations to the court regarding the efforts of a third party to secure the attendance of the witness were not adequate to demonstrate good cause to continue the case." The appellate court vacated my order granting the

continuance and granted the defendant's motion to dismiss.

- 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.

As a trial judge on the Los Angeles Superior Court, all of my rulings are unpublished. Nearly all are issued from the bench during proceedings in open court. All of my rulings are summarized in minute orders drafted and filed by my judicial assistant. Those minute orders are stored electronically in the court's database. During criminal proceedings, court reporters transcribe my rulings verbatim. In civil proceedings, there are no court reporters (due to budgetary constraints). Instead, each civil courtroom is equipped with an audio recording system that records all proceedings.

- 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 have not issued any significant opinions on federal or state constitutional issues.

- 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.

I have not sat by designation on a federal court of appeals.

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:

- 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.

I review every case assigned to me to determine whether an actual or potential conflict of interest exists. If such a conflict were to exist, I would disclose it to the parties even if there may be no actual basis for recusal. To date, I have not been assigned any case that has raised an actual or potential conflict of interest.

In addition, California law provides two principal means of disqualifying a judge. Pursuant to Code of Civil Procedure section 170.6, each party is entitled to file one peremptory challenge against a judge during the life of a case. The challenge must be filed in a timely manner or it is waived as to that judge. I estimate that I have been the subject of a 170.6 challenge in my courtroom five or six times over the span of several thousand appearances. If a timely peremptory challenge is filed in my court, I grant the motion, as required by law, and immediately recuse myself. The case is then re-assigned to another bench officer. If a timely peremptory challenge were to be filed against me in another judge's courtroom – typically at the time the case is assigned to me – I would not necessarily know that a party had filed a peremptory challenge.

Additionally, pursuant to Code of Civil Procedure 170.1, a party is entitled to file a challenge for cause against a judge. To date, I have not been the subject of any cause challenge.

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.

None.

- 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.

None.

16. Legal Career: Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:
 - i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have not served as a clerk to a judge.

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

I have not 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.

2005 – 2017

White & Case LLP
555 South Flower Street, 27th Floor
Los Angeles, California 90071
Partner

2000 – 2005

McDermott, Will & Emery LLP
2049 Century Park East, 38th Floor
Los Angeles, California 90067
Partner

1999 – 2000

Stephan, Oringer, Richman & Theodora PC
1840 Century Park East, Suite 500
Los Angeles, California 90067
Associate

1994 – 1999

United States Attorney's Office for the Central District of California
Criminal Division
312 North Spring Street, 12th Floor
Los Angeles, California 90012
Assistant United States Attorney

1990 – 1994

United States Attorney's Office for the Southern District of Florida
Criminal Division
99 North East 4th Street
Miami, Florida 33132
Assistant United States Attorney

1987 – 1990

Los Angeles County District Attorney's Office
211 West Temple Street, Suite 2000

Los Angeles, California 90012
Deputy District Attorney

- 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.

Before being appointed a judge, I was a partner with two international law firms: White & Case LLP, from 2005 to 2017, and McDermott Will & Emery LLP, from 2000 to 2005. I resided in the Los Angeles office and was a member of the white-collar criminal defense practice group of each firm. From 2000 to 2017, my practice consisted of white-collar criminal defense and business litigation. My white-collar practice consisted of a mix of (1) internal investigations conducted on behalf of corporate clients who either sought to audit existing business practices or had uncovered potential misconduct and, in turn, needed to identify the extent of the wrongdoing, any consequential liability, and the identities of the wrongdoers, (2) the representation of executives, professionals, and companies who were witnesses, subjects, targets, or defendants in criminal and/or civil enforcement proceedings, and (3) anti-corruption compliance counsel to companies engaged in prospective cross-border mergers, acquisitions, sales, and financing.

My white-collar practice was largely preventative. A successful representation resulted in no criminal or civil enforcement action. To the extent an action was unavoidable, I strived to minimize my client's liability. In approximately 18 years of defense practice, only one white-collar client was convicted of a criminal offense. The rest resulted in no government action, prosecutorial declinations, the dismissal of charges, or negotiated settlements.

When conducting internal investigations, I served as fact finder and advisor to my client. Investigations typically required responding to allegations of impropriety by unidentified whistleblowers. This led to the gathering and reviewing of extensive electronic evidence – many times in other countries – and complying with complex foreign data protection laws. To the extent there were allegations of financial impropriety, I worked with forensic accountants to conduct transactional testing of the company's books and records, and internal controls. I also interviewed company personnel to

determine whether the allegations had merit. If they did, I counseled clients on remedial measures that should be taken to end the improper conduct and, if appropriate, to take action against culpable employees. I conducted investigations throughout the U.S., Latin America, and Asia. To the extent I conducted an investigation in Latin America, which I did multiple times, I did so entirely in Spanish, which facilitated the review of electronic evidence and the delicate communication with employees. A well-managed, thorough, independent investigation would typically reduce – if not eliminate – the government’s insistence on a parallel, more invasive investigation requiring the production of documentary and testimonial evidence.

Although the focus of my practice was in the area of white-collar criminal defense, I handled a number of civil actions during my 17 years with these two firms. Some of these actions grew out of the criminal matters I handled for clients. My civil litigation practice largely involved fraud claims and included a variety of cases in state and federal court involving claims for breach of contract, breach of fiduciary duty, fraud, breach of charitable trust, injunctive relief, and claims in equity. For example, I served as lead counsel in a \$20 million breach of contract action brought against my client, a real estate investor. I also served as co-counsel for two agencies of the French government in connection with a \$1 billion lawsuit brought against a number of parties involved in the rehabilitation of the Executive Life Insurance Company in the 1990s.

When handling such matters, I participated in all phases of the action, including written and oral discovery, motion practice, mediation, and settlement negotiations. Clients included small and large businesses, and fee-paying and pro bono individuals and entities. Typically, many millions of dollars were at stake. Given the financial risks associated with litigation, cases settled – often on the eve of trial. A number of these matters are described in greater detail later in this Questionnaire.

I also served as a Pro Bono Leader at White & Case and, as a result, had an active pro bono practice, which included bringing a civil action on behalf of a non-profit philanthropic organization that supported and operated an elderly care facility in a real estate dispute with the manager of the four-acre property that attempted to sell the property in violation of a charitable trust in effect since 1935, as well as serving as Deputy General Counsel to the Los Angeles County Citizens’ Commission on Jail Violence. A number of the pro bono matters I handled are also described in this Questionnaire.

I also served on the Diversity Committee and as an EEO officer at White & Case. As a member of the Diversity Committee, I worked to promote the recruitment, development, and promotion of diverse attorneys at the firm. I regularly participated in diversity events and on-campus recruitment to

promote diversity. I mentored diverse lawyers at the firm by providing opportunities to work on important matters for clients and through training. In my last year at the firm, I helped organize the firm's first-ever Diversity Week. As a result of our efforts on the Diversity Committee, White & Case was ranked the most diverse law firm in the U.S. for three consecutive years.

As EEO officer, I investigated and assessed allegations of discrimination and harassment in conjunction with the firm's general counsel. I conducted multiple investigations of alleged misconduct by White & Case lawyers. I interviewed numerous attorneys and staff members during each of those investigations. At the conclusion of each investigation, I determined whether misconduct had occurred, assessed the severity of the misconduct (if applicable), and recommended a course of action to the firm's general counsel.

From 1999 to 2000, I was an associate attorney at Stephan, Oringer, Richman & Theodora, P.C., a business and health care litigation boutique in Los Angeles, California. During my year at that firm, I defended clients in a number of civil actions in state and federal courts. I regularly represented hospitals, physicians, and physician groups under investigation by state and federal regulatory agencies. I also represented clients in appeals of billing audits, suspension of payments, and special claims review.

Before private practice, I was a state and federal prosecutor for approximately 12 years. I served for nine years as an Assistant United States Attorney (five years in the U.S. Attorney's Office for the Central District of California and four years in the U.S. Attorney's Office for the Southern District of Florida). I also served for three years as a Deputy District Attorney in the Los Angeles County District Attorney's Office.

Approximately two-thirds of my time as a federal prosecutor was spent as a member of the Organized Crime and Drug Enforcement Task Force where my practice was largely devoted to investigating, presenting for indictment, and trying large-scale organizations that were engaged in the international laundering of funds derived from illicit activities, as well as trafficking in substantial amounts of controlled substances. During my years as an Assistant United States Attorney, I conducted 11 jury trials, dozens of grand jury investigations, and hundreds of evidentiary, sentencing, and bail hearings. I also authored dozens of indictments, trial, appellate and habeas corpus briefs, search warrant and wiretap applications, and criminal complaints.

As a Deputy District Attorney, I served in the Major Fraud and Central Felony Trials units, where I prosecuted a variety of offenses, including various forms of fraud, theft, assault, robbery, firearm offenses, and murder.

In just over three years as a state prosecutor, I conducted as sole counsel 31 jury trials (including a month-long murder trial), three bench trials (including another murder trial), and hundreds of adversarial probable cause, evidentiary, sentencing, and probation revocation hearings.

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

From 1987 to 1990, I was a state prosecutor and represented the People of the State of California. During this period, I specialized in the enforcement of state criminal laws. From 1990 to 1999, I was a federal prosecutor and represented the United States of America. During this period, I specialized in the enforcement of federal criminal laws. From 1999 to 2017, I was in private practice and represented companies, executives, professionals, employees, and a diverse array of pro bono individual and non-profit entity clients. During this period, I specialized in white-collar criminal defense and commercial litigation.

- 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: 85%
- 2. state courts of record: 15%
- 3. other courts: 0%
- 4. administrative agencies: 0%

- ii. Indicate the percentage of your practice in:

- 1. civil proceedings: 45%
- 2. criminal proceedings: 55%

My 30-year practice, from 1987 to 2017, was devoted exclusively to litigation.

From 1987 through 1999, the years I served as a state and federal prosecutor, I appeared in court regularly. As a Deputy District Attorney, I appeared in court daily handling trials, and pretrial, probable cause, evidentiary, sentencing, and probation revocation hearings. During the period I served as a state prosecutor, I appeared exclusively in state court and all of the matters I handled were criminal.

During the nine years I served as an Assistant United States Attorney, from 1990 to 1999, court appearances varied from daily when in trial to once or twice per week with respect to bail, change of plea, sentencing, and probation revocation hearings. During that period, I appeared exclusively in federal court and all of the matters I handled were criminal.

During my 18 years in private practice, from 1999 to 2017, court appearances were less frequent than when I served as a prosecutor, averaging roughly four or five per year in state and federal court.

- 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.

As an attorney, I tried 41 cases to verdict or judgment. Thirty-seven of the 41 cases were tried to juries, and four were bench trials. I served as sole counsel in 36 of the 41 cases. Of the remaining five cases, I was chief counsel teamed with a junior prosecutor on one case and was co-counsel with a similarly experienced prosecutor on three cases. In the one remaining case, I was one of multiple attorneys trying the case. In that role, I examined lay and expert witnesses. In addition, I tried as sole counsel another five cases before juries that resulted in the guilty pleas of all defendants during the presentation of evidence.

- i. What percentage of these trials were:
 - 1. jury: 90%
 - 2. non-jury: 10%

- 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 appeared before the Supreme Court as pro bono counsel for amicus ECPAT International. From 2013 to 2015, I represented ECPAT International in connection with an amicus brief before the Supreme Court in support of victims of child pornography who were attempting to secure criminal restitution from individuals convicted of possessing child pornography. The action was styled *Doyle Randall Paroline v. Amy Unknown and United States*, No. 12-8561, 134 S. Ct. 1710 (2014). As counsel for an amicus, I did not participate in oral argument. A copy of the amicus brief is supplied.

- 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. *People v. Barajas*, Case No. A989538.

I served as sole counsel in the jury trial of an individual who shot two people outside a bar in East Los Angeles after being denied alcohol inside the bar because he was below the legal drinking age. The defendant killed one person and attempted to kill another. During trial, he presented an alibi defense, which consisted of five witnesses who claimed the defendant was elsewhere during the shooting. The jury trial lasted four weeks. The jury convicted the defendant of second-degree murder, attempted murder, the use of a firearm, and the infliction of great bodily injury. The court subsequently sentenced the defendant to a term of 27 years to life imprisonment.

Dates Involved: 1990

Court: Los Angeles Superior Court, Hon. William Pounders

Counsel for Defendant:
Fred Browne (deceased)

2. *United States v. Revello, et al.*, Case No. 90-817-Cr-Marcus, Court of Appeals No. 91-5499.

I served as sole counsel in the investigation, trial, and appeal of two individuals charged with distributing cocaine. At the time of their arrest, federal agents seized from their vehicles and residence 20 kilograms of cocaine and over \$340,000 in currency. A jury convicted both defendants of all counts. The convictions were contested and upheld on appeal.

Dates Involved: Approximately 1990 – 1993

Courts: United States District Court for the Southern District of Florida, Hon. Stanley Marcus; U.S. Court of Appeals for the Eleventh Circuit, Hon. Joseph W. Hatchett, Hon. R. Lanier Anderson, and Hon. George C. Young

Counsel for Defendants:
Vincent J. Flynn
1450 Brickell Bay Drive, Number 602
Miami, Florida 33131
(305) 858-1414

Walter A. Reynoso
2030 South Douglas Road, Number 214

Coral Gables, Florida 33134
(305) 441-8881

3. *United States v. Santacruz*, Case No. 93-163-Cr-Nesbitt.

I served as sole counsel in the investigation, indictment, and trial of an individual who was charged with laundering the illegal proceeds of Colombia's Cali drug cartel. In October 1991, the defendant collected \$340,000 in U.S. currency from a known narcotics trafficker and money launderer. The Defendant subsequently deposited the funds in cash and cashier's checks into a dummy corporate bank account at various banks to disguise the source of the monies. The Defendant collaborated throughout the commission of the offense with a cooperating witness, who recorded a number of incriminating statements made by the Defendant. At trial, during the presentation of evidence, the Defendant pleaded guilty to all charges.

Dates Involved: Approximately 1992 – 1994

Court: United States District Court for the Southern District of Florida, Hon. Lenore Nesbitt

Counsel for Defendant:

Hector L. Flores
(formerly with the Federal Public Defender's Office)
Barzee Flores LLP
40 North West 3rd Street
Miami, Florida 33128
(305) 374-3998

4. *United States v. Rayhani, et al.*, Case No. CR 95-984-JGD, Court of Appeals Nos. 98-50442, 98-50468.

I served as lead counsel in the investigation, indictment, and trial of six individuals charged with international money laundering. The lead defendant, who the Drug Enforcement Administration had named one of its top-ten "kingpins," facilitated the transportation of multi-ton amounts of heroin and morphine base, and arranged for the laundering of drug proceeds in Europe and the United States. The trial lasted ten weeks. The jury convicted the two lead defendants. Several defendants pleaded guilty prior to and during trial. The jury hung as to one defendant 11 to 1 in favor of guilt. That defendant subsequently pleaded guilty to another offense. The jury acquitted one defendant. Over \$2 million in illegal proceeds were forfeited from U.S. bank accounts. All contested convictions were upheld on appeal. Thereafter, the U.S. Department of Justice recognized our professional accomplishments and presented us with the "Director's Award" for superior performance.

Dates Involved: 1994 – 1999.

Courts: United States District Court for the Central District of California, Hon. John Davies; the United States Court of Appeals for the Ninth Circuit, Hon. Pamela Ann Rymer, Hon. M. Margaret McKeown, and Hon. Edward F. Shea

Co-counsel for the United States:

Barbara A. Masterson
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Co-counsel for Jafar Rayhani:

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Michael S. Evans
Law Offices of Michael S. Evans
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Los Angeles, California 90071
(310) 545-8192

Counsel for Sirouss Sadighi:

William T. Graysen (deceased)

Counsel for Mahmoud Kazerouni:

Mark Werksman
Werksman Jackson Hathaway & Quinn LLP
888 West Sixth Street, Fourth Floor
Los Angeles, California 90017
(213) 688-0460

Counsel for Ali Zarrabi:

Judith Rochlin
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(310) 473-6208

Counsel for Firouz Sepanlou:

Anthony P. Brooklier (deceased)

Counsel for Iraj Ghaffari:

Philip Deitch

Law Office of Philip Deitch
19360 Rinaldi Street, Suite 330
Porter Ranch, California 91326
(818) 531-2662

5. *United States v. Lane, et al.*, Case Nos. CR 94-629-JMI, CR 94-631-JMI, Court of Appeals Nos. 96-50329, 98-50482.

I served as sole counsel in the investigation, indictment, trial, and appeal of two individuals who were charged with and convicted of conspiracy and distribution of over 400 grams of cocaine base. A jury convicted one individual, and the second pleaded guilty thereafter. Both convictions were contested and upheld on appeal.

Dates Involved: 1995 – 1999.

Courts: United States District Court for the Central District of California, Hon. James Ideman; United States Court of Appeals for the Ninth Circuit, Hon. James Browning, Hon. Mary Schroeder, and Hon. Jane Restani

Counsel for Defendants:

Vincent J. Oliver
205 South Broadway, Suite 606
Los Angeles, California 90012
(213) 617-2307

W. Michael Mayock
Post Office Box 93521
Pasadena, California 91109
(626) 403-6782

6. *United States v. McWilliams, et al.*, Case No. CR 97-997-GHK.

I served as lead counsel in the investigation and prosecution of nine individuals involved in growing over 6,000 marijuana plants. Search warrants uncovered documentary evidence demonstrating the lead defendants intended to create a multi-million dollar, for-profit marijuana distribution business upon passage of a California initiative that would allow for the medicinal use of marijuana. At the time, this was a case of first impression regarding the supremacy of federal law and raised novel issues with respect to conditions of pretrial release, including whether individuals who claimed medical necessity could use marijuana while on bail awaiting trial. After extensive pretrial litigation, all defendants pleaded guilty pursuant to plea agreements.

Dates Involved: 1997 – 1999

Court: United States District Court for the Central District of California, Hon. George King

Co-counsel for the United States:

Mary Fulginiti
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(310) 980-8041

Counsel for Defendants:

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Paul E. Potter (deceased)

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Donald C. Randolph
Randolph & Associates
1717 Fourth Street, Third Floor
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7. *United States v. Credit Lyonnais, et al.*, Case No. CR No. 03-760-DT.

In conjunction with other partners at my firm, I represented several French government-owned entities that were charged with making false statements and omissions to the Board of Governors of the Federal Reserve System and the California Insurance Commissioner concerning the acquisition and sale of a junk bond portfolio and certain insurance assets of a California-based insurance company. Our clients entered into a pre-indictment criminal settlement agreement that resulted in the entry of a guilty plea by one of our clients and payment by the French government of \$375 million.

Dates Involved: 2000 – 2003

Court: United States District Court for the Central District of California, Hon. Dickran Tevrizian

Counsel for the United States:

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Jeffrey B. Isaacs
(formerly with the U.S. Attorney's Office)
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(213) 929-5533

Counsel for Artemis S.A., Francois Pinault, and Patricia Barbizet:

Bruce E. Yannett
Debevoise & Plimpton LLP
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New York, New York 10022
(212) 909-6495

Counsel for MAAF Assurances and MAAF VIE, S.A.:

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Janet Levine
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(310) 556-2700

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New York, New York 10006
(212) 225-2840

Counsel for Dominique Bazy:

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Jack DiCanio

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Counsel for Jean Francois Henin:

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Jones Day
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Los Angeles, California 90071
(213) 489-2858

Counsel for Jean Peyrelevade:

William R. Mitchelson, Jr.
Alston & Bird LLP
One Atlantic Center
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(404) 881-7661

Counsel for Eric Berloty:

Harlan A. Levy
Boies, Schiller & Flexner LLP
575 Lexington Avenue, 7th Floor
New York, New York 10022
(212) 446-2360

8. *Heritage Community Housing, Inc., et al. v. Mazzella, et al.*, Case No. ED CV 04-1088-VAP (SGLx); Court of Appeals Nos. 05-56877, 05-56946.

I served as lead counsel for the defendants in a civil action for breach of contract, fraud, and other torts. The district court granted summary judgment as to all claims in favor of my clients, expunged the lis pendens that had been lodged against their property, and ordered plaintiffs to pay a portion of my clients' attorney's fees.

Dates Involved: 2005 – 2006

Court: United States District Court for the Central District of California, Hon. Virginia Phillips

Co-counsel for Defendants Louis and Anne Mazzella:

Thomas E. Walley
(formerly with Good, Wildman, Hegness & Walley)
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(949) 679-8833

Heidi Stilb Lewis
Schuchert, Krieger, Truong, Spagnola & Klausner
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Irvine, California 92614
(949) 390-5270

Counsel for Plaintiff Heritage Community Housing, Inc.:

Thomas Pistone
(formerly with Pistone & Wolder LLP)
Pistone Law Group LLP
2020 Main Street, Suite 900
Irvine, California 92614
(949) 864-9660

9. *AIG Retirement Services, Inc. v. Altus Finance S.A., et al.*, Case No. CV 05-1035-FW (CWx); Court of Appeals Nos. 07-56019 and 07-56779.

In conjunction with other partners at my firm, I represented a French government-owned entity in a civil action for fraud, breach of contract, and interference with contractual rights concerning the acquisition and sale of certain insurance assets of a California-based insurance company. Plaintiff demanded over \$1 billion in damages. The district court granted summary judgment as to all claims in favor of our client and the other defendants. The U.S. Court of Appeals for the Ninth Circuit reversed. Litigation continued and, on the eve of trial, the parties entered into a confidential settlement agreement.

Dates Involved: 2005 – 2011

Courts: United States District Court for the Central District of California, Hon. John F. Walter; United States Court of Appeals for the Ninth Circuit, Hon. Raymond C. Fisher, Hon. Ronald M. Gould, and Hon. Morrison C. England, Jr.

Counsel for Plaintiff AIG Retirement Services, Inc., f/k/a SunAmerica Inc.:

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Los Angeles, California 90071
(213) 430-7274

Mark Holscher
Kirkland & Ellis LLP
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Los Angeles, California 90071
(213) 680-8190

Counsel for Defendants Artemis S.A., Artemis Finance S.N.C., and Aurora S.A.:

James P. Clark
(formerly with Gibson Dunn & Crutcher LLP)
Los Angeles City Attorney
Chief Deputy
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Fred W. Reinke
(formerly with Dewey & LeBoeuf LLP)
Dentons LLP
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Washington, D.C. 20006
(202) 496-7150

Counsel for Defendants MAAF Assurances and MAAF VIE, S.A.:

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(213) 892-2005

Susan M. St. Denis
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(310) 373-2757

Counsel for Defendant Crédit Lyonnais S.A.:

Lawrence B. Friedman
Avi Luft
Cleary, Gottlieb, Steen & Hamilton LLP
One Liberty Plaza
New York, New York 10006
(212) 225-2840/2432

10. *National Charity League, Inc., Glendale Chapter, et al. v. Jack W. Anderson, et al.*, Case No. EC061333.

I served as lead pro bono counsel for the plaintiff, a mother-daughter philanthropic organization, in a civil action to recover possession of a four-acre property that had served as a home for the elderly since the mid-1930s. After the prior management company unilaterally decided to close the home, forcing approximately 60 elderly residents to vacate, and attempted to sell the property for \$4 million, my law firm and I stepped in to stop the sale and filed suit. After extensive pretrial litigation and on

the eve of trial, the parties entered into a confidential settlement agreement that returned the home to its original purpose of serving the elderly.

Dates Involved: 2013 – 2015

Court: Los Angeles Superior Court, Hon. Laura Matz

Counsel for Defendant be.group:

Joshua B. Shayne
Kaufman Borgeest & Ryan LLP
23975 Park Sorrento, Suite 370
Calabasas, California 91302
(818) 961-8027

Counsel for Defendant Twelve Oaks Foundation:

Julianne Pinter
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(213) 237-2400
(415) 359-4800

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 participated in the following outside legal activities:

Since 2006, I have served as a trustee of the Mexican American Bar Foundation. From 2008 to 2016, I served as its President. The Mexican American Bar Foundation is a charitable non-profit organization composed of Latino lawyers and judges. The Foundation awards scholarships to deserving Latinos attending ABA-accredited law schools in the Los Angeles area. Most scholarship recipients come from low-income immigrant households. They are often the first in their families to pursue and secure higher education. As the Foundation's President, I led fundraising efforts and spearheaded the creation of an endowment and the recruitment of fellow trustees. Since its creation in 1991, the Foundation has awarded over \$2.7 million in scholarships and bar stipends. In 2016, my final year as President, we awarded \$287,000 in scholarships and bar stipends. The Foundation's website is www.themabf.org. Since my appointment to bench, I no longer engage in fundraising efforts.

From 2012 to 2017, I served as a member of the U.S. Magistrate Judge Merit Selection Panel. The panel is composed of attorneys who are responsible for reviewing, vetting, and interviewing applicants for the position of U.S. Magistrate Judge for the Central District of California. Upon concluding its work, the Panel submits its recommendations to the Chief Magistrate Judge and the District Judges, who make the final selection.

In 2012, I served as Deputy General Counsel to the Citizen's Commission on Jail Violence. The Commission was impaneled by the Los Angeles County Board of Supervisors to investigate and conduct public hearings concerning allegations of excessive use of force in the Los Angeles County Jails. As Deputy General Counsel, I managed a team of nine White & Case attorneys, interviewed numerous witnesses, presented sworn oral testimony to the Commission, and helped draft the chapter entitled "Culture" to the final "Report of the Citizen's Commission on Jail Violence." The Commission's efforts and those of its volunteer attorneys led to significant reforms inside the Los Angeles County jail system, the criminal convictions of the then Sheriff and Undersheriff, and the election of a new Sheriff.

Since 2012, I have been a member of the Chancery Club of Los Angeles, an association of attorneys founded in Los Angeles in 1925. I frequently attend Chancery Club luncheons and receptions. The Club's website is www.chanceryclub.com.

From 1999 to 2017, I served on the Reception Committee of the Association of Former Assistant United States Attorneys for the Central District of California. The committee is responsible for organizing and hosting an annual reception for former Assistant U.S. Attorneys in Los Angeles.

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

I currently teach a one-semester trial advocacy class with a fellow judge at the University of Southern California Gould School of Law. I began teaching the course in August 2019. The course is intended to help students develop advocacy skills to be used in trial. A copy of the syllabus is supplied.

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

None.

21. **Outside Commitments During Court Service:** Do you have any plans, commitments,

or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

I have committed to teach trial advocacy to law students at the University of Southern California Gould School of Law from August to December 2019.

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.

The only potential conflict of interest of which I am aware is my previous association with the law firms where I have worked as well as the non-profit organizations on whose boards I have served. I would address any other potential areas of conflict on a case-by-case basis. To identify parties which present an actual or potential conflict of interest and to address any conflict that were to arise, I would consult with the Code of Conduct for United States Judges, 28 U.S.C. section 455, and the relevant rules, practices, procedures, and personnel of the U.S. District Court, the U.S. Circuit Court of Appeal for the Ninth Circuit, the Administrative Office of the United States Courts, and the Judicial Conference Committee responsible for advising on such conflicts.

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

If confirmed, I will review each case for any actual or potential conflict of interest following all applicable laws, rules, and guidelines, including 28 U.S.C. section 455 and Canon 3 of the Code of Conduct for United States Judges.

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.

I served as a Pro Bono Leader at White & Case. In that role, I regularly provided legal services to pro bono clients. I also encouraged partners and associates to provide pro bono legal services and oversaw the handling of pro bono matters by other attorneys. During my last three years at the firm, 100% of all attorneys in the Los Angeles office provided a minimum of 20 hours of pro bono services – the only office in the White & Case network to achieve that distinction. In 2010, 2011, 2013, and 2015, I devoted more than 100 hours each year to pro bono service. In two of those years, I exceeded 200 hours. Other years, I provided a minimum of twenty hours. Below is a summary of a number of the matters I handled or oversaw.

In 2017, I represented defendant Martha Salas and her former business in a civil personal injury action styled *Lawana Monday, et al. v. LA Luxury Limobus, LLC*, Case No. BC592814, in the Los Angeles Superior Court. The plaintiffs alleged injuries arising from a car accident involving Mrs. Salas’ former business and demanded \$280,000 in damages. White & Case accepted the matter because the claims were meritless and appeared to constitute a fraud upon the court. Mrs. Salas, who was a receptionist, lacked the resources to retain counsel. The plaintiffs dismissed the action after I left the firm.

In 2015 and 2016, I oversaw the filing of several clemency petitions pursuant to White & Case’s participation in the Clemency Project. To harmonize federal prison sentences in light of modifications over the years to the U.S. Sentencing Guidelines, the U.S. Department of Justice encouraged law firms to represent federal inmates in petitions to reduce sentences that were lengthier at the time those inmates were sentenced than they would have been if sentenced at that time. I worked with a number of attorneys at White & Case to evaluate the sentences of numerous inmates and, when appropriate, to help the attorneys file petitions for reductions of sentence with the U.S. Pardon Attorney for the U.S. Department of Justice.

From 2013 to 2015, I represented the National Charity League, Inc., Glendale Chapter (“NCL Glendale”), a mother-daughter philanthropic organization, in a civil action concerning a property that had been used as a home for the elderly since the mid-1930s. Since the 1960s, NCL Glendale had provided financial support and volunteer services to the property and its residents. From 1976 through 2002, NCL Glendale managed and operated the home. In 2002, NCL Glendale hired a professional management company to operate the home. In 2013, the management company unilaterally decided to close the home, forcing approximately 60 elderly residents to vacate, and attempted to sell the property for \$4 million. My law firm and I stepped in to stop the sale and filed suit. After extensive pretrial litigation, and on the eve of trial, the parties entered into a confidential settlement agreement that returned the property to its original purpose. Following the settlement, NCL Glendale asked me to serve on the board of the reconstituted non-profit foundation. I agreed to do so and have served in a volunteer capacity since approximately October 2015. I initially served as the foundation’s

treasurer. In that role, I managed the foundation's bank account and paid its bills. Following my appointment to the Los Angeles Superior Court, I resigned as treasurer and remained a director. The home reopened in 2017 and is currently housing and serving more than 20 seniors.

From 2013 to 2014, I served as counsel to ECPAT International in connection with the drafting and filing of a U.S. Supreme Court amicus brief in support of victims of child pornography who were attempting to secure criminal restitution from individuals convicted of possessing child pornography.

In 2012, I served as Deputy General Counsel to the Citizen's Commission on Jail Violence. The Commission was impaneled by the Los Angeles County Board of Supervisors to investigate and conduct public hearings concerning allegations of excessive use of force in the Los Angeles County Jails. As Deputy General Counsel, I managed a team of nine White & Case attorneys, interviewed numerous witnesses, presented sworn oral testimony to the Commission, and helped draft the chapter entitled "Culture" to the final "Report of the Citizen's Commission on Jail Violence." The Commission's efforts and those of its volunteer attorneys led to significant reforms inside the Los Angeles County jail system, the criminal convictions of the then Sheriff and Undersheriff, and the election of a new Sheriff.

From 2005 to 2012, White & Case represented the Log Cabin Republicans in a civil action challenging the constitutionality of the federal law known as "Don't Ask, Don't Tell," which prohibited gay men and women from serving openly in the U.S. military. On the eve of trial in 2010, after a partner assigned to the matter unexpectedly resigned, I joined the trial team. I handled multiple motions in limine and conducted the examination of lay and expert witnesses at trial. After the conclusion of the bench trial, the district court ruled in favor of our client and held the statute to be unconstitutional in violation of the equal protection and due process clauses of the Fifth Amendment. The statute was later repealed. The action was styled *Log Cabin Republicans v. United States, et al.*, Case No. ED CV 04-8425-VAP (C.D. Cal.).

From 2010 to 2011, I represented the Eugene A. Obregon Congressional Medal of Honor Memorial Foundation and its president and founder, William Lansford, a World War II veteran, in a civil action brought by a sculptor who alleged breach of contract in connection with the erection of a wall honoring Congressional Medal of Honor recipients in Los Angeles. The plaintiff alleged he was not paid in full for his services. On behalf of the Foundation, the contracting party, we filed counterclaims alleging breach of contract arising from poor workmanship. Before the initiation of discovery, the parties agreed to voluntary mediation. The mediation was successful, and the action settled. The action was styled *Jose Luis Gonzalez, et al. v. William D. Lansford, et al.*, Case No. BC446733, Los Angeles Superior Court.

In 2008, I represented Julian Escuti in an appeal of an order entered in connection with a labor dispute as a result of the non-payment of wages. The action settled in 2009. The action was styled *Escuti v. Cruz*, Case No. 08E10660, Los Angeles Superior Court.

In 2007, I represented Anita Juarez in a felony DUI involving a traffic accident with injuries. The action was filed in Los Angeles Superior Court and prosecuted in the San Fernando Courthouse. I negotiated a favorable plea agreement with the District Attorney's Office on behalf of my client. The action was styled *People v. Anita Juarez*. I have been unable to locate the case number.

In approximately 2003, I represented Laura Peña in her efforts to transfer custody of her three minor children to her brother and sister-in-law. Ms. Peña, who had been diagnosed with cancer and eventually passed away during the representation, was estranged from her husband, who resided in Mexico. I petitioned the Los Angeles Superior Court, Probate Division, on behalf of Laura's family, for the transfer of guardianship and represented her family in a contested hearing. The matter was referred to me by Public Counsel, a public interest law firm based in Los Angeles. My former law firm maintained the file. As a result, I do not have the case caption or number.

In 2000, I served as Counsel to the Rampart Independent Review Panel, which was created to examine police misconduct in the aftermath of the Rampart scandal.

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.

On May 17, 2017, I submitted an application to Senator Feinstein's Judicial Advisory Committee. The Committee subsequently invited me for an interview. The interview occurred in November 2017, in Los Angeles. On June 17, 2018, I submitted an application to Senator Harris's Judicial Advisory Committee. Later in June 2018, I interviewed with David Casey, Senator Feinstein's Judicial Advisory Process Statewide Chair, in San Diego. Senator Harris's Committee subsequently invited me for an interview. That interview occurred in August 2018, in Los Angeles. On February 5, 2019, I received a call from White House staff to schedule a date to interview. I attended an interview with White House and Department of Justice staff on February 19, 2019. Since the interview, I have continued to have intermittent communications with the White House Counsel's Office and the Department of Justice. On August 28, 2019, White House staff informed me that the President intended to nominate me. On October 1, 2019, White House staff informed me the President had nominated me and would be submitting 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.