

**UNITED STATES SENATE  
COMMITTEE ON THE JUDICIARY**

**QUESTIONNAIRE FOR JUDICIAL NOMINEES**

**PUBLIC**

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

Gregory Howard Woods III

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

United States District Judge for the Southern District of New York

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

United States Department of Energy  
1000 Independence Avenue, S.W.  
Washington, DC 20585

Residence: New York, New York

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

1969; Lewes, Delaware

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.

1992 – 1995, Yale Law School; J.D., 1995

1987 – 1991, Williams College; B.A. (*magna cum laude* with Honors), 1991

Summer 1988, University of Pennsylvania; no degree

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.

2012 – present  
United States Department of Energy  
1000 Independence Avenue, S.W.  
Washington, DC 20585  
General Counsel

2009 – 2012  
United States Department of Transportation  
1200 New Jersey Avenue, S.E.  
Washington, DC 20540  
Deputy General Counsel

1998 – 2009  
Debevoise & Plimpton LLP  
919 Third Avenue  
New York, New York 10022  
Equity Partner (2004 – 2009)  
Associate (1998 – 2004)

1995 – 1998  
United States Department of Justice  
Civil Division, Commercial Litigation Branch, Civil Fraud Section  
950 Pennsylvania Avenue, N.W.  
Washington, DC 20530  
Law Clerk (1995)  
Trial Attorney (1995-1998)

Summer 1994  
Philadelphia District Attorney's Office  
1421 Arch Street  
Philadelphia, Pennsylvania 19102  
Legal Intern

August 1994  
Professor Carlos Nino  
Centro de Estudios Institucionales  
Av. Puerredon 538, Fifth Floor  
Buenos Aires, Argentina  
Research Assistant

Summer 1993  
Dechert Price & Rhoads  
1717 Arch Street  
Philadelphia, Pennsylvania 19103  
Summer Associate

1992  
Germantown Historical Society  
5503 Germantown Avenue  
Philadelphia, Pennsylvania 19144  
Community Service Fellow

September 1991 – February 1992  
Philadelphia Museum of Art  
26th & Benjamin Franklin Parkway  
Philadelphia, Pennsylvania 19130  
Admissions Employee

Other Affiliations (uncompensated):

2004 – 2007, 2011 – 2012  
Williams College  
880 Main Street  
Williamstown, Massachusetts 01267  
Trustee (2011 – 2012)  
Tyng Bequest Administrator (2004 – 2007)

2009 – 2012  
Union Settlement Association  
237 East 104th Street  
New York, New York 10029  
Director

2007 – 2009  
Practicing Attorneys for Law Students Program, Inc.  
42 West 44th Street  
New York, New York 10036  
Director

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 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.

United States Department of Transportation, Secretary's Partnering for Excellence Award (2010)

United States Department of Transportation, General Counsel's Team Awards (2010)

United States Department of Transportation, Senior Executive Service (2009)

Ranked in "Band Three" in "Banking and Finance" in Chambers USA (2009)

BTI Client Service All-Star Team for Corporate Transactions (2008)

Ranked as an "up and coming" lawyer in "Banking and Finance" in Chambers USA (2007, 2008)

Ranked as a leading lawyer in "Securitization and Derivatives" in Legal 500 United States (2007)

Yale Law School, The Thurman Arnold Appellate Competition Prize for the Best Oralist in Moot Court (1995)

Yale Law School, The Potter Stewart Appellate Competition Prize for Best Overall Written and Oral Advocacy in Moot Court (1995)

Yale Law Journal, Slating Committee Member (1995)

Yale Law Journal, Essays Editor (1994)

Samuel S. Fels Fund Community Service Fellowship (1994)

Williams College, Class of 1960 Scholar in Art History (1991)

Williams College, Carl E. Weston Prize for Distinction in Art (1991)

Williams College, Deans List (1988 – 1991)

Williams College, Stephen Tyng Scholar (1987 – 1991)

Mellon Foundation Undergraduate Fellow in the Humanities (1989, 1990)

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

New York City Bar Association  
Banking Law Committee (2003 – 2006)  
Committee on Minorities in the Profession (2006 – 2009)

New York State Bar Association

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.

Pennsylvania, 1995 (inactive)  
New York, 2000

There have been no lapses in membership.

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

Supreme Court of the United States, 2010

There have been no lapses in membership.

11. **Memberships:**

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

Practicing Attorneys for Law Students Program, Inc.  
Board Member (2007 – 2009)

Union Settlement Association  
Board Member (2009 – 2012)

Williams College  
Tyng Bequest Administrator (2004 – 2007)  
Trustee (2011 – 2012)

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization

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

To the best of my knowledge, none of the organizations listed above currently discriminates or formerly discriminated on the basis of race, sex, religion or national origin, either through formal membership requirements or the practical implementation of membership policies.

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

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

*Deconstructing Equal and Ratable Security Clauses*, in THE PRIVATE EQUITY REP. (Debevoise & Plimpton LLP, New York, N.Y.), Winter 2009. Copy supplied.

With David W. Wicklund, *Defaulting Lender Provisions: Reforms to Benefit Everyone*, INT'L FIN. L. REV., February 2009. Copy supplied.

With David W. Wicklund, "Defaulting Lenders" *New Ideas for a New World*, in PRIVATE EQUITY ACQUISITION FINANCING SUMMIT 2009 (Practising Law Institute, New York, N.Y.) (2009). Copy supplied.

With Peter B. Alderman, William B. Beekman, David A. Brittenham, Paul D. Brusiloff & Pierre Mauge, *Delaware Chancery Court Blocks Realogy Exchange Offer*, CLIENT UPDATE (Debevoise & Plimpton LLP, New York, N.Y.), December 22, 2008. Copy supplied.

With David A. Brittenham, Richard F. Hahn & George E.B. Maguire, *Lehman Commercial Paper, Inc. Chapter 11 Filing*, CLIENT UPDATE (Debevoise & Plimpton LLP, New York, N.Y.), October 6, 2008. Copy supplied.

With David W. Wicklund, *Cracking the Crunch: Leveraging a Target's Existing Debt to Finance a Buy-Out*, PRATT'S J. BANKR. L., September 2008. Copy supplied.

With Andrew Sommer, *Tender Returns*, THE DEAL, July 2007. Copy supplied.

With Andrew Sommer, *The Tender Offer Returns: What Does It Mean for*

*Private Equity Buyers*, THE PRIVATE EQUITY REP. (Debevoise & Plimpton LLP, New York, N.Y.), Winter/Spring 2007. Copy supplied.

With David A. Brittenham, *Just in Case: Bridge Loan Nuts and Bolts in* DEBEVOISE & PLIMPTON LLP, THE PRIVATE EQUITY PRIMER (2006). Copy supplied.

With Paul Brusiloff & Eric Heller, *Rights that Second Lien Lenders Can Exert in Ch. 11*, DOW JONES DAILY BANKR. REV., August 2005. Copy supplied.

With Paul Brusiloff, *Second Lien Financing: A Ten-Point Primer for the Borrower (and its Sponsor) on Intercreditor Dynamics*, THE PRIVATE EQUITY REP. (Debevoise & Plimpton LLP, New York, N.Y.), July 2005. Copy supplied.

*How Securities Laws Could Trap US Bank Lenders*, INT'L FIN. L. REV., January 2005. Copy supplied.

With William B. Beekman & A. David Reynolds, *Revised Article 9 Enacted by New York State Legislature*, CLIENT UPDATE (Debevoise & Plimpton LLP, New York, N.Y.), June 22, 2001. 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.

Union Settlement Association, 2011 Annual Report. (I was not involved in the preparation of this report and did not review or approve it, but I served on the Board of Directors of the organization during a period covered by the report.) Copy supplied.

Union Settlement Association, 2010 Annual Report. (I was not involved in the preparation of this report, but I served on the Board of Directors of the organization during a period covered by the report.) Copy supplied.

Union Settlement Association, 2009 Annual Report. (I was not involved in the preparation of this report and did not review or approve it, but I served on the Board of Directors of the organization during a period covered by the report.) Copy supplied.

Committee on Minorities in the Profession, New York City Bar, *Best Practices Standards For the Recruitment, Retention, Development, and Advancement of Racial/Ethnic Minority Attorneys*, April 2008. 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.

Letter from Gregory H. Woods, General Counsel, Dep't of Energy, to The Honorable Lisa Madigan, Attorney General, State of Illinois (January 28, 2013). Copy supplied.

Letter from Gregory H. Woods, General Counsel, Dep't of Energy, to The Honorable William Sorrell, Attorney General, State of Vermont (January 25, 2013). Copy supplied.

Letter from Gregory H. Woods, General Counsel, Dep't of Energy, to Mr. Robert Weisenmiller, Chair, California Energy Commission (January 23, 2013). Copy supplied.

Letter from Gregory H. Woods, General Counsel, Dep't of Energy, to The Honorable Eric Schneiderman, Attorney General, State of New York (January 22, 2013). Copy supplied.

Letter from Gregory H. Woods, General Counsel, Dep't of Energy, to The Honorable Ellen F. Rosenblum, Attorney General, State of Oregon (January 22, 2013). Copy supplied.

Letter from Gregory H. Woods, General Counsel, Dep't of Energy, to The Honorable Martha Coakley, Attorney General, State of Massachusetts (January 22, 2013). Copy supplied.

Semiannual Regulatory Agenda, 78 Fed. Reg. 1570 (January 8, 2013). Copy supplied.

Energy Conservation Program for Consumer Products: Association of Home Appliance Manufacturers Petition for Reconsideration, 77 Fed. Reg. 76952 (December 31, 2012). Copy supplied.

Criteria and Procedures for Determining Eligibility for Access to Classified Matter or Special Nuclear Material: Technical Amendments, 77 Fed. Reg. 71689 (December 4, 2012) (to be codified at 10 C.F.R. Pt. 710). Copy supplied.

Reducing Regulatory Burden, 77 Fed. Reg. 47328 (August 8, 2012) (request for information regarding existing regulations). Copy supplied.

Reducing Regulatory Burden, Notice of extension of public comment period, 77 Fed. Reg. 31548 (May 29, 2012). Copy supplied.



Reducing Regulatory Burden, 77 Fed. Reg. 28518 (May 15, 2012) (request for information). Copy supplied.

Testimony of Gregory H. Woods before the Senate Committee on Energy and Natural Resources regarding my nomination to be General Counsel of the U.S. Department of Energy, September 15, 2011. Transcript supplied and video of the hearing is available at <http://www.energy.senate.gov/public/index.cfm/hearings-and-business-meetings?ID=4a7889c1-c166-1a7e-4013-61954ff13064>.

Testimony of Gregory H. Woods, Deputy General Counsel, U.S. Department of Transportation, before the House Oversight and Government Reform Committee concerning the suspension and debarment actions at the Department of Transportation, March 18, 2010. Transcript supplied.

Letter from Bradley K. Sobel, Chair, Committee on Banking Law, New York City Bar, to the Federal Reserve Bank, requesting that the Board issue a final revision of its proposed interpretation and supervisory guidance on the Anti-Tying restrictions of Section 106 of the Bank Holding Act (March 31, 2006). Copy supplied.

Letter from Bradley K. Sobel, Chair, Committee on Banking Law, New York City Bar, to the Financial Accounting Standards Board, responding to request for information by the staff of the Financial Accounting Standards Board regarding setoff rights and isolation, (May 10, 2004). Copy supplied.

Letter from Bradley K. Sobel, Chair, Committee on Banking Law, New York City Bar, to the Board of Governors of the Federal Reserve System, commenting on the proposed interpretation and supervisory guidance on the Anti-Tying restrictions of Section 106 of the Bank Holding Act (September 30, 2003). Copy supplied.

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

December 3, 2012: Speaker, Remarks to National Association of State Energy Officials Board of Directors, Washington, DC. PowerPoint supplied.

March 3, 2011: Speaker, U.S. Department of Transportation, presentation on Final Rule under 49 CFR part 26, Washington, DC. Notes supplied.

November 4, 2010: Moderator, American Bar Association 2010 Administrative Law Conference, Washington, DC. I moderated a presentation on the Recovery Act. I have no notes, transcript or recording. The American Bar Association is located at 321 North Clark Street, Chicago, IL 60654.

September 27-28, 2010: Speaker, U.S. Department of Commerce, U.S./China Transparency Dialogue, Washington, DC. PowerPoint supplied.

July 16, 2010: Moderator, U.S. Department of Transportation, Innovative Finance for Surface Transportation, Washington, DC. I moderated a panel presentation regarding the Department's financing programs. I have no notes, transcript or recording. The U.S. Department of Transportation is located at 1200 New Jersey Avenue, S.E., Washington, DC 20590.

February 27, 2009: Speaker, Private Equity Acquisition Financing Summit, Practising Law Institute, New York, NY. PowerPoint Supplied.

November 13, 2008: Panelist, Practicing Attorneys for Law Students, "What You Can Do with a Law Degree," New York, NY. I was a panelist in a discussion about career opportunities for practicing and non-practicing attorneys. I have no notes, transcript or recording. Practicing Attorneys for Law Students is located at 42 West 44th Street, New York, NY 10036.

October 16, 2008: Panelist, National Black Law Students Association Annual Academic Retreat, Columbia Law School, New York, NY. As a panelist, I spoke with a group of primarily African-American law students regarding career development. I have no notes, transcript or recording. National Black Law Students Association is located at 1225 11th Street N.W., Washington, DC 20001.

January 29, 2008: Panelist, Practicing Attorneys for Law Students, "Pathways to Partnership," Kaye Scholer LLP, New York, NY. I was a panelist in a discussion regarding career development for associates of color at New York law schools. I have no notes, transcript or recording. Practicing Attorneys for Law Students is located at 42 West 44th Street, New York, NY 10036.

January 18, 2008: Speaker, Private Equity Acquisition Financing Summit, Practising Law Institute, New York, NY. PowerPoint supplied.

November 20, 2006: Speaker, Private Equity Acquisition Financing Summit, Practising Law Institute, New York, NY. PowerPoint supplied.

March 4, 2004: Speaker, Community Development Venture Capital Alliance, presentation on "Lender Liability: Issues and Answers," New York, NY. PowerPoint supplied.

November 2001: Panelist, International Bar Association, "Stockholders Agreements," Cancun, Mexico. I was a panelist for a discussion about stockholders agreements and comparable instruments in other countries. I discussed the form and structure of U.S. shareholders agreements and compared them with the comparable instruments described by the other panelists. I have no notes, transcript or recording. International Bar Association is located at 4th Floor, 10 St Bride Street, London EC4A 4AD, United Kingdom.

September 21, 2001: Speaker, "Introduction to Revised Article 9," Seminar hosted by Debevoise & Plimpton, New York, NY. PowerPoint supplied.

Approximately 2006 to 2008: Panelist, Practicing Attorneys for Law Students, Mock Interview Workshop, City Bar Association, New York, NY. As a panelist, I spoke in two separate years to a large audience of young lawyers regarding career opportunities as part of a panel discussion. I have no notes, transcript or recording. Practicing Attorneys for Law Students is located at 42 West 44 Street, New York, NY 10036.

I have also spoken at a number of hiring and career related events at law schools as a member of Debevoise & Plimpton's hiring committee. For several years, I participated in a panel presentation for Yale University undergraduates regarding careers in law, hosted by Debevoise & Plimpton. I have no notes, transcripts or recordings for these panels.

I have thoroughly searched on-line resources, my calendar and my memory to produce the list above and, to the best of my knowledge, the list is accurate and complete.

- 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.

While at Debevoise & Plimpton, I did a number of interviews with financial journalists, but it was not my practice to keep a record of all of the interviews. Most of the interviews that I can remember were related to particular deal structures and financing issues. I have included below all those articles that I could find after thoroughly searching on-line resources, my calendar and my memory.

*Still Half Full*, MERGERS & ACQUISITIONS, THE DEALMAKER'S JOURNAL, May 1, 2008. Copy supplied.

Daniel Andrews, *Down, But Not Out*, INT'L FIN. L. REV., October, 2007. Copy supplied.

*Great Inventions*, INT'L FIN. L. REV., December, 2006. Copy supplied.

David M. Toll, *Second-Lien Lenders: Noisy Partners in Chapter 11*, DOW JONES CORPORATE FILINGS ALERT, August 25, 2005. Copy supplied.

Broc Romanek, *The Risks of Loans Being Considered Securities*, TheCorporateCounsel.net, July 26, 2005. Audio recording supplied.

Date Uncertain: "Who Makes a Good Finance Lawyer?" Interview for the Debevoise & Plimpton LLP recruiting website. Copy supplied.

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

I have not held judicial office.

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

- i. Of these, approximately what percent were:

jury trials:	_____%
bench trials:	_____% [total 100%]
civil proceedings:	_____%
criminal proceedings:	_____% [total 100%]

- b. Provide citations for all opinions you have written, including concurrences and dissents.
- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).
- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.
- e. Provide a list of all cases in which certiorari was requested or granted.
- f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If

any of the opinions listed were not officially reported, provide copies of the opinions.

- g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.
  - h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.
  - i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.
14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have not held judicial office.

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal;
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

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

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

April 2012 – present: General Counsel, United States Department of Energy;  
appointed by President Barack Obama.

- 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.

Volunteer for Obama for America. I worked on get-out-the-vote efforts in Ohio from November 4 through November 6, 2012.

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 did not serve as a clerk for a judge.

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

I have never practiced alone.

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

1995 – 1998

United States Department of Justice  
Civil Division, Commercial Litigation Branch, Civil Fraud Section  
950 Pennsylvania Avenue, N.W.  
Washington, DC 20530  
Law Clerk (1995)  
Trial Attorney (1995.– 1998)

1998 – 2009

Debevoise & Plimpton LLP  
919 Third Avenue  
New York, New York 10022  
Equity Partner (2004 – 2009)  
Associate (1998 – 2004)

2009 – 2012

United States Department of Transportation  
1200 New Jersey Avenue, S.E.

Washington, DC 20540  
Deputy General Counsel

2012 – present  
United States Department of Energy  
1000 Independence Avenue, S.W.  
Washington, DC 20585  
General Counsel

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

I have not served as a mediator or arbitrator in an alternative dispute resolution proceeding.

b. Describe:

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

During my years at the Department of Justice, from 1995 to 1998, I was a civil litigator focused on prosecuting contract fraud actions under the False Claims Act. I also litigated a civil action against the directors and officers of a failed financial institution on behalf of the FDIC. In addition, I coordinated agency action under the Program Fraud Civil Remedies Act.

The character of my practice changed when I joined Debevoise & Plimpton in 1998 as a member of the firm's corporate department. At Debevoise, my practice was almost exclusively transactional, with the exception of pro bono matters. For most of my years as an associate at the firm, I worked on a broad variety of corporate transactions—mergers and acquisitions, joint ventures, and financing. During the later years of my practice as an associate, my practice focused more on financing transactions, and I devoted myself principally to finance and restructuring matters after becoming a partner in 2004.

The character of my practice changed again after I joined the Department of Transportation as Deputy General Counsel in August 2009. My practice at the Department of Transportation spanned the full spectrum of the legal and regulatory issues before the Department of Transportation, including litigation, rulemaking, acquisition and contracting matters, financial assistance, finance, legislation, ethics and employment matters.

In April 2012, I joined the Department of Energy as its General Counsel. My practice at the Department of Energy involves all of the legal and

regulatory issues before the Department of Energy, including litigation, rulemaking, acquisition and contracting matters, financial assistance, finance, legislation, ethics, employment matters, and intellectual property.

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

During my years at the Department of Justice, I was a civil litigator. Nearly all of the cases that I investigated and litigated arose under the False Claims Act. I also litigated a civil action against the directors and officers of a failed financial institution on behalf of the FDIC. In addition, I coordinated agency action under the Program Fraud Civil Remedies Act. The United States of America was my client.

At Debevoise & Plimpton, I represented a range of clients. The following is a select list of my typical clients during my later years at the firm for which I worked on publicly-disclosed transactions: Arcos Dorados, SA (the owner and operator of the McDonald's franchise in Latin America); Capital Group; The Carlyle Group; Clayton, Dubilier & Rice, Inc.; ING Barings; International Paper; iPayment Holdings; Iowa Telecommunications; Kelso & Company; Merrill Lynch Private Equity; Net Servicos de Comunicacao S.A. (Brazilian cable provider); New York City Investment Fund; Oaktree Capital Markets; Providence Equity Partners; Rank Group Limited; Remington Arms Company; TCW/Crescent Mezzanine Management; and Verizon

My practice at the Department of Transportation spanned the full spectrum of the legal and regulatory issues before the Department of Transportation, including litigation, rulemaking, acquisition and contracting matters, financial assistance, finance, legislation, ethics and employment matters. The Department of Transportation was my client.

My practice at the Department of Energy involves all of the legal and regulatory issues before the Department of Energy, including litigation, rulemaking, acquisition and contracting matters, financial assistance, finance, legislation, ethics, employment matters, intellectual property, and international law. The Department of Energy is my client.

- 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.

During my time at the Department of Justice, from 1995 through 1998, my practice was exclusively civil litigation, practicing before federal courts. I appeared in court occasionally during that time.



During my years at Debevoise & Plimpton, between 1998 and 2009, my practice focused on corporate matters. I was involved in two pro bono matters that involved litigation—one an asylum case before an immigration law judge and another matter representing a litigant as part of the Southern District's pro bono mediation program, in which a magistrate judge served as mediator. I also consulted periodically with respect to litigation led by other lawyers at the firm involving issues with respect to which I had expertise.

When I returned to government service, my client was first the Department of Transportation and is now the Department of Energy. My practice at these agencies involved the full spectrum of the legal and regulatory issues before them.

i. Indicate the percentage of your practice in:

- |                             |      |
|-----------------------------|------|
| 1. federal courts:          | 100% |
| 2. state courts of record:  | 0%   |
| 3. other courts:            | 0%   |
| 4. administrative agencies: | 0%   |

ii. Indicate the percentage of your practice in:

- |                          |      |
|--------------------------|------|
| 1. civil proceedings:    | 100% |
| 2. criminal proceedings: | 0%   |

- d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

I have not tried any cases. I settled all of the cases that I closed while at the Department of Justice.

As a summer intern at the Philadelphia District Attorney's Office during the summer of 1994, I tried portions of short misdemeanor cases and one juvenile felony case in bench trials under the supervision of Assistant District Attorneys.

i. What percentage of these trials were:

- |              |      |
|--------------|------|
| 1. jury:     | 0%   |
| 2. non-jury: | 100% |

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

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

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.

During my time in private practice, I was a transactional attorney. I have provided the contact information for opposing counsel and co-counsel outside of my firm in a number of more recent significant transactional matters below in response to Question 18. I have not been able to find a complete list of the cases that I handled as a trial attorney at the Department of Justice. I requested a list from a former colleague who still works at the Department of Justice but the list that I received is incomplete. Many of the cases assigned to me were filed under seal and, for many, the United States declined to intervene in the case. I am including below several of the cases that I can recall and that I have been able to confirm were not filed under seal or with respect to which the seal has been lifted or which are otherwise publicly available. I am not including references to investigations that did not lead to litigation and cases in which the United States ultimately declined to intervene. Given the passage of time, I do not have contact information for all of the lawyers involved in these cases, but I have included below the names and phone numbers of the lawyers whom I can recall.

1. Federal Deposit Insurance Corporation v. Beale, et al. (D. Mass., 94-40022, Gorton, J.)

I represented the Federal Deposit Insurance Corporation in a civil action alleging that the directors and executives of a failed financial institution had breached their fiduciary duties to that institution. I took responsibility for the case from a more senior trial attorney. I completed discovery for the case, and deposed most of the principal defendants. I negotiated settlements with the defendants. Opposing counsel included Jeffrey F. Jones, formerly of Edwards Angell Palmer & Dodge, now College Counsel for Williams College, 880 Main Street, Williamstown, MA 01267, (413) 597-4860. Co-counsel on the case was Rosemary Filou, now Trial Attorney, Securities and Exchange Commission, 100 F Street, N.E., Washington, DC 20549, (202) 551-4813.

2. United States ex rel. O’Keefe v. McDonnell Douglas Corporation (E.D. Mo., 93CV02188 GFG, Gunn, J.)

This case involved allegations that the defendant had intentionally inflated labor costs in connection with the Advanced Tactical Aircraft (the A-12). The case was significant both because of the amount of potential damages at issue and because a loss for the defendant carried with it the risk of suspension or debarment of the contractor at the cusp of its proposed acquisition by Boeing. I took principal responsibility for one set of allegations against the defendant. I investigated those allegations, working with a team of federal investigators. I conducted and defended a large number of depositions for the case and prepared the United States’ expert witness. I led settlement discussions for the case. I participated in the briefing of the case, and wrote the United States’ motion for summary judgment. I prepared the case for trial. We were poised to go to trial, but the judge passed away shortly before we were to begin and the trial was postponed. I left the Department of Justice before the case was resolved. Opposing counsel included Stephen H. Rovak, SNR Denton, One Metropolitan Square, Suite 3000, St. Louis, MO 63102, (314) 259-5886, and Roger K. Heidenreich, SNR Denton, One Metropolitan Square, Suite 3000, St. Louis, MO 63102, (314) 259-5805. Co-counsel and the senior Justice Department lawyer on the case was Stanley Alderson, Trial Attorney, United States Department of Justice. I could not locate his current contact information.

3. United States ex rel. Dobrowolski v. United Telecontrol Electronics (D.N.J.)

The plaintiff in this *qui tam* suit alleged that the defendant failed to inspect components for the Maverick missile launcher and disguised cracks in components of the missile system. Co-counsel was The Honorable Robert Kirsch, New Jersey Superior Court, Elizabethtown Plaza, Elizabeth, NJ 07207, (908) 659-4741. I do not recall the identity of opposing counsel.

4. United States ex rel. Willis v. Hughes Aircraft Co., et al. (S.D. Miss., No. 93-cv-693, Barbour, J.); United States ex rel. McDonald v. Hughes Aircraft Co., et al. (S.D. Miss., No. 94-cv-445, Barbour, J.)

The plaintiffs in these *qui tam* suits alleged that the defendant failed to properly test certain electronic components of the Mark 48 torpedo, which was used in U.S. submarines. I represented the United States in an action to recover damages for the alleged defects. I worked with investigators from the Defense Criminal Investigative Service and the Naval Criminal Investigative Service. I do not remember the details of the process, but I know that we ultimately negotiated a partial settlement with the defendants and that a share of the negotiated settlement was paid to the *qui tam* relator who originally referred the case. I do not recall the identity of opposing counsel.

5. United States ex rel. Fox v. Frazier, M.D., et al. (E.D. Wash., 95-cv-00274-AAM, McDonald, J.)

The relator in this *qui tam* suit alleged that the defendants, a group of nephrologists, routinely overbilled Medicare and Medicaid for dialysis. I was the principal attorney representing the United States in a civil action seeking damages against the defendants. I directed the investigation of the case with agents from the Secret Service. I led the United States' decision to intervene in the case and the unsealing of the complaint. Working together with the local United States Attorney's Office, I worked to settle the case against one of the defendants. I do not know the final disposition of the case with respect to the other defendants. I do not recall the identity of opposing counsel.

6. Asylum Matter

I represented an individual from an African country in a petition for asylum in a pro bono matter when I was at Debevoise & Plimpton. Our client was a political leader who had been tortured by the governing regime in his home country. The client legally entered the United States and petitioned for asylum. Co-counsel and I represented the client from inception through final resolution. The client was granted asylum after briefing and an administrative hearing. My co-counsel, another associate at my firm, and I interviewed the client and drafted the asylum petition. Co-counsel was Roderick Devlin, now of Greenberg Traurig, LLP, 200 Park Avenue, New York, NY 10166, (212) 627-0076.

7. Onodu v. Office of Domestic Violence and Emergency Intervention Services, A Subdivision of the Human Resources Administration (S.D.N.Y., 00cv9608-NRB-JCF, Buchwald, J.)

I represented an individual who alleged that he had been discriminated against by his employer. My client originally brought his case *pro se*. I negotiated a resolution of the case on behalf of my client after several mediation sessions. I believe that opposing counsel was Debbie Sharp, Counsel, New York City Law Department, 100 Church Street, New York, NY 10007, (212) 788-0908. The case was assigned to Magistrate Judge Francis, who acted as mediator.

8. Hearth, Patio & Barbecue Association, et al. v. United States Dep't of Energy, No. 10-1113 (D.C. Cir. filed Feb. 8, 2013) (Henderson, Brown and Randolph, JJ.)

This case involved a petition for review of two rules promulgated by the Department of Energy under the Energy Policy and Conservation Act in November 2011. The case raised the question of whether or not the Department appropriately included certain decorative products within the scope of its regulations. I participated in the decisions regarding the government's position in the litigation and am named on the briefs for the United States. Co-counsel were

H. Thomas Byron, U.S. Department of Justice, 950 Pennsylvania Avenue, N.W., Washington, DC 20530, (202) 514-8151; Steven Skubel, Assistant General Counsel at the Department of Energy, 1000 Independence Avenue, S.W., Washington, DC 20585, (202) 586-5579; and Daniel Cohen, Assistant General Counsel at the Department of Energy, 1000 Independence Avenue, S.W., Washington, DC 20585, (202) 586-9523. Opposing counsel included John A. Hodges, Eric Andreas and Thomas R. McCarthy, Wiley Rein LLP, 1776 K Street, N.W., Washington, DC 20006, (202) 719-7000; and Barton D. Day, William D. Blakely and Lauren DeSantis-Then, Polsinelli Shughart PC, 1152 15th Street, N.W., Washington, DC 20005 (202) 783-3300. I had no direct contact with opposing counsel in the case.

9. American Public Gas Association v. United States Dep't of Energy, No. 11-1485 (D.C. Cir.) (Henderson, Griffith and Kavanaugh, JJ.)

This case involves a petition for review of a direct final rule issued by the Department of Energy in October 2011. Among other things, the case questions the validity of the process used by the Department in finalizing this rule and alleges that the Department's action was arbitrary and capricious. I participated in the decisions regarding the government's position in the litigation and am named on the briefs for the United States. Co-counsel are H. Thomas Byron, U.S. Department of Justice, 950 Pennsylvania Avenue, N.W., Washington, DC 20530, (202) 514-8151; Steven Skubel, Assistant General Counsel at the Department of Energy, 1000 Independence Avenue, S.W., Washington, DC 20585, (202) 586-5579; and Daniel Cohen, Assistant General Counsel at the Department of Energy, 1000 Independence Avenue, S.W., Washington, DC 20585, (202) 586-9523. Opposing counsel included William T. Miller, Randolph Lee Elliott and Jeffrey K. Janicke, Miller, Balis & O'Neil, P.C., 1015 15th Street, N.W., Washington, DC 20005, (202) 296-2960. I had no direct contact with opposing counsel in the case.

10. North American Electric Reliability Corporation, 141 FERC 61,242 (December 20, 2012) (Commissioners: Jon Wellinohoff, Chairman; Philip D. Moeller, John R. Norris, Cheryl A. LaFleur and Tony T. Clark)

This matter involves the imposition by the North American Electric Reliability Corporation of a monetary penalty on the Southwestern Power Administration, a component of the Department of Energy. The matter raises questions of U.S. sovereign immunity. I participated in the decisions regarding the government's position in the litigation and the United States' petition for rehearing. Co-counsel are Eric Fygi, Deputy General Counsel at the Department of Energy, 1000 Independence Avenue, S.W., Washington, DC 20585, (202) 586-4219; and Steven Porter, Assistant General Counsel at the Department of Energy, 1000 Independence Avenue, S.W., Washington, DC 20585, (202) 586-4219.

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.)

United States Department of Justice

In addition to litigation matters that I personally handled, I also handled the investigation and resolution of a number of allegations of fraud that are not described above. Some of the investigations resulted in a determination that the United States would not intervene in the case. In my investigations, I coordinated the work of investigators from agency Inspector General's offices, DCIS, NCIS, the Secret Service and the FBI. In addition to cases for which I had primary responsibility, I also oversaw matters that were pursued directly by departments of the United States under the authority of the Program Fraud Civil Remedies Act.

Debevoise & Plimpton

During my time as a corporate lawyer, I worked on a number of significant transactions. Much of my practice as a partner involved representation of borrowers and lenders in financing transactions, but I also worked on a broad range of other matters, including joint ventures and mergers and acquisitions. Many of the transactions on which I worked were significant because of their size. They were also significant because of the novel legal and structuring issues involved in the transactions. For example, I represented The Carlyle Group in a number of transactions, including its acquisition of Booz Allen & Hamilton – one of the largest private acquisition financings to be completed in the immediate wake of the financial crisis. I also represented parties in a number of significant international transactions, including the transfer of the McDonalds' franchise in Latin America, which was awarded the M&A deal of the year award by LatinLawyer.

United States Department of Transportation

As Deputy General Counsel at the Department of Transportation, I had broad responsibilities with respect to the legal and regulatory affairs of the Department. The Office of General Counsel has units that deal with the Department's rulemaking authority, litigation, grant and procurement law, aviation law, international law, employment and personnel matters, ethics, the Freedom of Information Act, privacy matters and legislation. The office also enforces compliance with consumer protection and disability laws and regulations in the aviation industry. I developed experience in each of these units. For example, I worked on the Department's implementation of the Recovery Act. I also led teams on a number of particular initiatives and projects with significant legal implications, like the improvement of the Department's suspension and debarment proceedings, the Department's Open Government initiative, and specific

projects for which the Department provided funding, like the renovation and redevelopment of Denver's historic Union Station.

United States Department of Energy

As General Counsel at the Department of Energy, I have broad responsibilities with respect to the legal and regulatory affairs of the Department. The Office of General Counsel includes units that deal with the Department's regulations, litigation, grant and procurement law, international law, employment and personnel matters, ethics, the Freedom of Information Act, privacy matters, legislation, environmental law, intellectual property, and legal issues specific to fossil, electricity and nuclear energy. My office also enforces compliance with federal appliance standards. I have ultimate oversight responsibilities with respect to all of those areas.

I have not performed work as a lobbyist or registered as a lobbyist.

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 have not taught any courses.

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.

If confirmed, I have no plans, commitments, or agreements to pursue outside employment, with or without compensation, during my service with the court.

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.

If confirmed, I would recuse myself from any case in which I had previously participated as an attorney. I would also recuse myself from matters involving the United States Department of Transportation and the United States Department of Energy where appropriate. I am unaware of any individuals, whether relatives or otherwise, who would be likely to present a conflict of interest. I would review, on a case-by-case basis, the existence of a potential conflict of interest arising from any personal or former client relationships or financial interests, and would apply generally applicable principles and rules concerning ethics and conflicts of interest in conducting such an inquiry and assessing whether a recusal is warranted.

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

I would consult applicable rules, canons, and decisions addressing conflicts of interest, including 28 U.S.C. § 455 and the Code of Conduct for United States Judges, and any other materials addressing conflicts of interest and appearances of conflicts of interest, with an eye toward developing a general framework to be applied in any case, supplemented by case-specific supplemental inquiries where warranted.

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.

Because I have worked in government service for the last several years, my pro bono activities have been restricted. Until April 2012, however, I was a board member of The Union Settlement Association, which is a broad-based social services organization that serves East Harlem. I was also a board member of Williams College, a non-profit liberal arts college in Williamstown, Massachusetts, until April 2012. I did not provide either of



these organizations with legal representation, but I did devote time and resources to the organizations and their missions.

When I was a partner at Debevoise & Plimpton, I devoted a significant amount of time to working with Practicing Attorneys for Law Students (PALS), an organization devoted to serving the needs of minority law students in the New York area law schools. During the time that I worked with PALS, the program expanded to provide more support and instruction to young associates at New York's law firms. In addition to my service as a board member of the organization, I worked to get Debevoise lawyers involved in PALS' programs as mentors and to assist the program in its annual career day. While I was at Debevoise, I spoke with students who were targeted by PALS about navigating life as a law student and succeeding as an associate in New York law firms.

I worked on a number of pro bono matters, some in which I acted as principal attorney, some in which I was the supervising and sponsoring partner. In my most recent significant pro bono matter as a partner at Debevoise & Plimpton, I acted as counsel to the New York City Investment Fund, a subsidiary of the Partnership for New York City, to provide a loan to the Freelancers Union. Over the course of my time as a partner, I spent significant time working for the New York City Investment Fund to help it raise new financing to invest in small New York City businesses located in the City's empowerment zones and other developing areas, at deeply discounted rates.

I also spent time on a variety of other transactional non-profit work. For example, I worked with the Community Development Venture Capital Alliance, a coalition of "double bottom-line" investors, who make investments in community businesses both to develop the community and to make a profit. I also put together a team and worked to incorporate and establish a non-profit organization to provide mentoring and supporting services to teenagers in inner cities throughout the United States. I was the sponsoring partner for three other not-for-profit formation and tax exemption applications. I also worked on at least eight other pro bono matters in a consulting role, generally dedicating a small amount of time with respect to specific questions. Most of those projects involved relatively small investments of my time, but provided leverage for the firm's associates to provide pro bono service.

As an associate at Debevoise, I was a member of the firm's pro bono committee and helped coordinate pro bono opportunities for other associates at the firm and to implement the firm's pro bono policies. I devoted a significant amount of my hours representing an applicant for asylum referred to the firm by Human Rights First, which ultimately resulted in the approval of the asylum request. I also represented a client referred to me through the Southern District's mediation project, leading to a settlement and dismissal of the underlying claim.

**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.

In early 2011, I contacted Senator Schumer's office regarding my interest in pursuing a judicial appointment. That spring, I submitted my application to the Senator's Judicial Screening Committee and was interviewed by the Committee in New York, New York on May 23, 2011. In late May or early June 2011, I interviewed with Senator Schumer's staff in Washington, DC, and on June 10, 2011, I interviewed with the Senator in New York, New York. On August 2, 2011, the President submitted my nomination to be General Counsel for the Department of Energy, and I was not recommended to fill the then-current judicial vacancies.

In mid-February 2013, Senator Schumer's office contacted me and inquired if I was still interested in serving in the judiciary. On February 26, 2013, Senator Schumer's office informed me that the Senator had decided to recommend me for nomination. Since February 28, 2013, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On April 5, 2013, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, DC. On May 9, 2013, the President submitted my nomination to the Senate.

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

No.

AFFIDAVIT

I, Gregory H. Woods, do swear  
that the information provided in this statement is, to the best  
of my knowledge, true and accurate.

May 14, 2013  
(DATE)

[Signature]  
(NAME)

The foregoing instrument was acknowledged  
before me this 14<sup>th</sup> day of MAY 2013,  
by GREGORY H. WOODS,  
known to me to be the person(s) whose name(s) are  
subscribed to within the instrument and acknowledged  
execution of the same for the purpose therein contained.

[Signature]  
Notary Public, State/County of DISTRICT OF COLUMBIA  
My commission expires: 08/31/2015

SYLVIA J. TURNER  
Notary Public, District of Columbia  
My Commission Expires August 31, 2015

