

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

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

Leon Rodriguez

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

Director, U.S. Citizenship and Immigration Services, U.S. Department of Homeland Security

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.

U.S. Department of Health and Human Services
Office for Civil Rights
200 Independence Avenue SW
Washington, DC 20201

Home: Garrett Park, MD

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

1962; Brooklyn, NY

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.

- a. Boston College Law School, August 1985–May 1988, J.D., 1988
- b. Brown University, September 1980–June 1984, B.A., 1984

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.

- a. Director, U.S. Department of Health and Human Services, Office for Civil Rights, 200 Independence Avenue SW, Washington, DC 20201, September 2011-present
 - b. Deputy Assistant Attorney General/Chief of Staff, U.S. Department of Justice, Civil Rights Division, 900 Pennsylvania Avenue NW, Washington, DC 20001, January 2010–September 2011
 - c. Obama-Biden Transition Team for U.S. Department of Justice, 950 Pennsylvania Avenue, NW, Washington, DC 2053, November 2008 – January 2009
 - d. County Attorney, Office of the County Attorney for Montgomery County, Maryland, 101 Monroe Street, Rockville, MD 20850, May 2007–January 2010
 - e. Attorney Shareholder, Ober, Kaler, Grimes & Shriver, 1401 H Street NW, Washington, DC 20005, May 2001–May 2007
 - f. Assistant United States Attorney (includes Chief White Collar Crimes Section, June 1998-April 1999, First Assistant United States Attorney, April 1999-May 2001), U.S. Attorney's Office, U.S. Department of Justice, Western District of Pennsylvania, 633 U.S. Post Office & Courthouse, Pittsburgh, PA 15219, June 1997-May 2001
 - g. Trial Attorney, U.S. Department of Justice, Civil Rights Division, Criminal Section, 900 Pennsylvania Avenue NW, Washington, DC 20001, August 1994 – June 1997
 - h. Assistant District Attorney, Kings County District Attorney's Office, 350 Jay Street, Brooklyn, NY 11201, August 1988–July 1994 (includes cross-designation from 1993-1994 as a Special Assistant U.S. Attorney for the Eastern District of New York)
 - i. Law Clerk, Brown, Rudnick, Freed & Gesmer, One Financial Center, Boston, MA 02111, Summer 1987
 - j. Researcher, Boston College Law School, Holocaust Human Rights Research Project, 885 Centre Street, Newton, MA 02459, July 1986-May 1988 (intermittent)
 - k. Stock Clerk, Rody, Inc., 139 N.E. 1st Street, Miami, FL 33132, June 1986-July 1986
 - l. Door Guard, Boston College Law School Library, 885 Centre Street, Newton, MA 02459, January 1986-May 1986
 - m. Legal Assistant, New York County District Attorney's Office, One Hogan Place, New York, NY 10013, July 1984-July 1985
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 register for selective service. I did not serve in the U.S. Military.

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.

- a. Boston College Law School Susan Grant Desmarais Award for Public Service, May 1988
- b. Outstanding Health Care Litigator for 2004 by Nightingale Health Care News
- c. Maryland Hispanic Bar Association Leadership Award, 2007

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.

International Municipal Lawyers Association, May 2007-January 2010

Montgomery County Bar Association, 2006-2010

D.C. Circuit Court of Appeals, Advisory Committee on Admissions and Grievances, November 2006-June 2012

D.C. Hispanic Bar Association Foundation, Board Member, 2002 -2007

D.C. Bar Criminal Law and Individual Rights Section, 2002-2007

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.

April 12, 1989, New York – (Inactive since 2007 since I am not currently actively practicing in New York.)

March 8, 2002, Washington, DC

January 7, 2004, Maryland

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

United States Supreme Court, 1997

United States District Court for the Western District of Pennsylvania, 1997

United States District Court for the District of Columbia, 2002

United States Court of Appeals for the D.C. Circuit, 2008

United States District Court for the District of Maryland, August 3, 2009

Court of Appeals of Maryland, January 7, 2004

Court of Appeals of District of Columbia, Mar. 8, 2002

New York State Court of Appeals, April 12, 1989 (inactive)

None of the above memberships have lapsed.

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.
1. Board Member, Montgomery County Primary Care Coalition, December 2005–May 2007
 2. Board Member, CASA de Maryland Chair, Nominations Committee, November 2005–May 2007
 3. Jewish Community Center of Pittsburgh, August 1997-August 2001
 4. Jewish Community Center of Greater Washington, September 2003–November 2008
- b. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

None to my knowledge.

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.

Titles	Publishers	DATE
Constitutional and Statutory Limits for Cost-Benefit Analysis Pursuant to Executive Orders 12,291 and 12,498.	Boston College Environmental Affairs Law Review. 14:505	1988
"Health Care Fraud: No Longer 911 After 9/11?" (co-authored with Sanford V. Teplitzky)	CCH Health Care Compliance Letter	11/5/2001
"Competing Priorities" (co-authored with Sanford V. Teplitzky)	National Law Journal	12/10/2001
"Pleading with Prosecutors: A View from the Inside,"	Ober Kaler Health Law Alert	Summer 2001
"Master Class: Competing Priorities" (co-authored with Sanford V. Teplitzky)	OKGS Health Law Alert	Winter Spring 2002
"Sentencing Guidelines" (co-authored with Sanford V. Teplitzky)	National Law Journal	March, 2002

"Staying the Course: Guiding Your Company Through a Fraud Investigation"	OKGS Health Law Alert	Summer 2002
"Rare Step: DAB Sets Aside Nursing Home Termination"	OKGS Health Law Alert	Fall Winter 2002
"Fraud in Human Subject Research: A New Crop of Cases for Prosecutors?"	OKGS Health Law Alert	Fall Winter 2002
"Legislative Initiatives to Increase Federal Role in Policing Abuse and Neglect Cases in Long Term Care Facilities"	American Health Lawyer's Association LTC Advisor	Winter 2003
"Hospital Pleads Guilty After Ignoring Fraud"	OKGS Health Law Alert	Fall Winter 2003
"Attorney Liability for Internal Investigations Under Pennsylvania and Federal Law"	Chapter in Corporate Investigation: Role of the Attorney, Pennsylvania Bar Institute	2004
"Broader Corporate Sentencing Guidelines Coming"	OKGS Health Law Alert	Spring Summer 2004
"Criminal Investigations"	chapter in The Non-Profit Legal Landscape, Boardsource (with Martha P. Rogers, Esq.)	2004
"Don't Buy That Extra Shredder Just Yet: Document Retention After Andersen"	OKGS Health Law Alert	Fall 2005
"No Damages Element for False Claims Conspiracy" OKGS Health Law Alert, Fall 2005	OKGS Health Law Alert	Fall 2005
"Trailblazer Audit Alert Reveals Provider Identity Theft"	OKGS Health Law Alert	Spring 2005 (reprinted in Health Lawyers' Weekly, April 29, 2005)
"Supreme Court Declares Sentencing Guidelines Advisory" OKGS Health Law Alert, Spring 2005	OKGS Health Law Alert	Spring 2005
"Fraud and Abuse Issues in Long-Term Care", chapter in The Long-Term Care Handbook: Regulatory, Operational & Financial Guideposts (with Sanford V. Teplitzky, Esq. and Howard L. Sollins, Esq.)	American Health Lawyer's Association (with Sanford V. Teplitzky, Esq. and Howard L. Sollins, Esq.)	2005
"Bisig Widens Avenues of Recovery for FCA Relators"	OKGS Health Law Alert	Fall 2006
"More Courts Support FCA Actions Based on Kickbacks"	OKGS Health Law Alert	Spring 2006
Helping Americans Attain Optimal Health: The Affordable Care Act Delivering on its Promise	U.S. Department of Health & Human Services - Office of Minority Health https://minorityhealth.hhs.gov/npa/blog/BlogPost.aspx?BlogID=2405	4/17/2013
"Your Mobile Device and Health Information Privacy and Security"	Medscape http://www.medscape.org/viewarticle/810568	9/13/2013
"Understanding the Basics of HIPAA Security Risk Analysis and Risk Management"	Medscape http://www.medscape.org/viewarticle/810563	9/13/2013

Ending Discrimination in Health Care: New Tools from the Affordable Care Act

U.S. Department of Health & Human Services - AIDS.gov
<http://blog.aids.gov/2013/09/ending-discrimination-in-health-care-new-tools-from-the-affordable-care-act.html#sthash.0QuSPill.dpuf>

9/25/2013

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

None

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

DATE	TITLE	SUMMARY
7/26/07	Office of the County Attorney Memorandum, "Development Districts"	Memo to Montgomery County Executive and Montgomery County Council re: Clarksburg Town Center development district
7/30/07	Office of the County Attorney Memorandum, "Public Use of Ellsworth Drive"	Memo to Montgomery County Executive re: public use of Ellsworth Drive in Silver Spring, Maryland
9/12/08	Office of the County Attorney Memorandum, "Bill 25-08; Ambulance Fees - Health Insurance Reimbursement - Equal Protection"	Memo to Public Safety Committee of the Montgomery County Council re: question from Council staff about ambulance fees
5/4/09	Office of the County Attorney Memorandum, "Council's Role in Collective Bargaining--A Primer"	Memo to Montgomery County Council President providing a brief overview on the Council's role in collective bargaining
10/5/09	Office of the County Attorney Memorandum, "County Attorney Comments on Bill No. 33-09"	Memo to Montgomery County Council bill to authorize Inspector General to employ or retain an independent attorney
11/9/11	Statement of Leon Rodriguez, Director, Office for Civil Rights, U.S. Department of Health and Human Services	Testimony Before the Committee on the Judiciary Subcommittee on Privacy, Technology and the Law, United States Senate at a hearing entitled "Your Health and Your Privacy: Protecting Health Information in a Digital World" http://www.judiciary.senate.gov/pdf/11-11-9RodriguezTestimony.pdf

4/26/13	Statement of Leon Rodriguez, Director, Office for Civil Rights, U.S. Department of Health and Human Services	Testimony Before the Energy & Commerce Committee, Subcommittee on Oversight and Investigations, United States House of Representatives at a hearing entitled "Does HIPAA Help or Hinder Patient Care and Public Safety?" http://democrats.energycommerce.house.gov/sites/default/files/documents/Testimony-Rodriguez-OI-HIPAA-Patient-Care-Public-Safety-2013-4-26.pdf
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- 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.

Date	Place	Name of Group	Address of Group
April, 1996	Falls Church, VA	Congregation Rodef Shalom	2100 Westmoreland Street, Falls Church, Virginia 22043
November, 1996	American University, Washington, DC	American University	4400 Massachusetts Ave NW, Washington, DC 20016
November, 1996	Washington, DC	DC Public Access Cable Television	Office of Cable Television 3007 Tilden Street, NW, Pod-P Washington, DC 20008
2/1/1997	FBI Academy, Quantico, VA	Federal Bureau of Investigation	935 Pennsylvania Avenue, NW, Washington, D.C. 20535-0001
April, 1997	American University, Washington, DC	American University	4400 Massachusetts Ave NW, Washington, D.C., 20016
6/1/1999	Monroeville, PA,	Not available	Not available

November, 1999	Pittsburgh, PA	University of Pittsburgh School of Law	3900 Forbes Avenue, Pittsburgh, Pennsylvania, 15260
June, 2000	Seven Springs, PA	Allegheny County Bar Association	400 Koppers Building - 436 Seventh Ave. Pittsburgh, Pennsylvania 15219
September, 2000	Pittsburgh, PA	University of Pittsburgh School of Law	3900 Forbes Avenue, Pittsburgh, Pennsylvania, 15260
October, 2000	Pennsylvania	Pennsylvania Human Relations Commission	1101 S Front St, Harrisburg, PA
4/17/2000	Pennsylvania	Federal Bar Association, Western Pennsylvania Chapter	Goldsmith & Ogradowski, LLC 247 Fort Pitt Blvd 4th Floor Pittsburgh, PA 15222
4/17/2002	Maryland	American College of Health Care Administrators, Maryland Chapter	ACHCA PO Box 75060 Baltimore, MD 21275-5060
10/1/2002	Rocky Gap, Maryland	Health Facilities Association of Maryland	7060 Oakland Mills Rd, Columbia, MD 21046
12/8/2002	Las Vegas, NV	American College of Health Care Administrators	ACHCA PO Box 75060 Baltimore, MD 21275-5060
12/10/2002	Pasadena, CA	Mealey's Publications	Not available

4/10/2003	Not available	American Health Lawyer's Association	1620 Eye Street NW WDC 20006-4010
4/30/2003	Beacon Institute, Columbia, MD	National Association of Directors of Nursing Certification	Reed Hartman Tower, 11353 Reed Hartman Highway, Suite 210, Cincinnati OH 45241
9/30/2003	Ocean City, MD	Health Facilities Association of Maryland	7060 Oakland Mills Rd, Columbia, MD 21046
10/27/2003	Philadelphia, PA	Not available	Not available
11/25/2003	Columbia, MD	National Association of Directors of Nursing	Reed Hartman Tower, 11353 Reed Hartman Highway, Suite 210, Cincinnati OH 45241
2/13/2004	Mechanicsburg, PA	Pennsylvania Bar Institute	5080 Ritter Road Mechanicsburg PA 17055
2/19/2004	Pittsburgh, PA	Pennsylvania Bar Institute	5080 Ritter Road Mechanicsburg PA 17055
2/25/2004	Richmond, VA	Virginia Health Care Association	Richmond, Virginia 23227 st Laburnum Avenue, Suite 206 Richmond, Virginia 23227
5/13-14/2004	New Orleans, LA	American Bar Association	1050 Connecticut Ave. N.W., Suite 400, Washington, D.C. 20036

6/29/2004	Washington, DC	The District of Columbia Bar	1101 K Street NW, Suite 200, Washington DC 20005
9/29/2004	Ocean City, MD	Health Facilities Association of Maryland	7060 Oakland Mills Road Columbia MD
2/1/2005	Hotel Coronado, San Diego, CA	American Health Lawyer's Association	1620 Eye Street NW WDC 20006-4010
5/1/2005	Las Vegas, NV	American Bar Association	2112 W Laburnum Avenue Richmond VA 23227
7/11/2005	Washington, DC	Hispanics for a Judiciary	1640 Rhode Island Avenue, Suite 600 • Washington, DC 20036
10/17/2005	Mandarin Oriental, Washington, DC	Hispanic National Bar Association	1900 L Street NW, Suite 700, Washington, DC 20036
3/21/2006	Washington, DC	DC Health Care Association	1220 L Street, NW, Suite 100-242, Washington, DC 20005
5/4/2006	Philadelphia, PA	National Association of Criminal Defense Lawyers	1660 L St. NW, 12th Floor, Washington, DC 20036
5/25/2006	Richmond, VA	Virginia Health Care Association	8316 Arlington Blvd Ste 220 Fairfax, VA 22031

9/28/2006	Maryland	Health Facilities Association of Maryland	7060 Oakland Mills Road Columbia MD
4/1/2008	Washington, DC	International Municipal Lawyer's Association	7910 Woodmont Avenue • Suite 1440 • Bethesda, Maryland 20814
5/9/2008	Columbia, MD	Maryland Institute for Continuing Professional Education of Lawyers	520 W Fayette Street # 300 Baltimore, MD 21201-1756
9/16/2008	Las Vegas, NV	International Municipal Lawyer's Association	7910 Woodmont Avenue, Suite 1440, Bethesda, Maryland 20814
10/17/2008	Maryland	MD Department of Labor, Licensing and Regulation	500 North Calvert Street #401 Baltimore, MD 21202
4/15/2010	Mount St. Mary's University, Emmitsburg, MD	Mount St. Mary's University	16300 Old Emmitsburg Road, Emmitsburg, MD 21727
10/1/2010	Yale Law School, New Haven, CT	Yale Law School	127 Wall Street, New Haven, CT 06511
7/25/2011	Ocean City, MD	The Society for the Psychological Study of Social Issues	208 I St. NE, Washington, DC 20002-4340
9/12/2011	HHH, Washington, DC	Office of the National Coordinator for Health Information Technology (ONC), HHS	200 Independence Avenue S.W., Suite 745G, Washington, D.C. 20201

12/9/2011	Gallaudet University, Washington, DC	National Health Law Program	1444 I Street NW, Suite 1105, Washington, DC 20005
1/26/2012	OCR, Washington, DC	National Academy for State Health Policy	1233 20th Street, NW - Suite 303, Washington, DC 20036
2/9/2012	Orlando, FL	AHLA Hospital & Health Systems Law Institute	1620 Eye Street NW, Washington, DC 20006-4010
2/23/2012	San Diego, CA	American Bar Association	740 15th Street, NW, Washington, DC 20005
2/24/2012	Las Vegas, NV	Healthcare Information and Management Systems Society	33 West Monroe Street, Suite 1700, Chicago, IL 60603-5616
3/8/2012	Washington, DC	International Association of Privacy Professionals	75 Rochester Ave., Suite 4, Portsmouth, NH 03801
3/14/2012	OCR, Washington, DC	Embassy of Mexico	1911 Pennsylvania Ave NW Washington, DC 20006
3/19/2012	Washington, DC	Association of Asian Pacific Community Health Organizations	1400 Eye Street, NW, Suite 910, Washington, DC 20005
3/26/2012	Renaissance Downtown, Washington, DC	Health Care Conference Administrators	37 Tatoosh Key, Bellevue, WA 98006

5/2/2012	Lancaster, PA	Spanish American Civic Assn	545 Pershing Ave, Lancaster, PA 17602
6/4/2012	Baltimore Marriott Hotel, Baltimore, MD	National Disability Rights Network	900 Second Street, NE, Suite 211, Washington, DC 20002
6/4/2012	WH Conference Center, Washington, DC	Office of the National Coordinator for Health Information Technology (ONC), HHS	200 Independence Avenue S.W., Suite 729-D, Washington, D.C. 20201
6/6/2012	Pillsbury Winthrop Shaw Pittman, LLP, Washington, DC	EHealth Initiative	818 Connecticut Avenue, NW, Suite 500, Washington, DC 20006
6/7/2012	Reagan Bldg, Washington, DC	National Institute of Standards and Technology (NIST)	100 Bureau Dr Gaithersburg, MD 20899
6/8/2012	Atlanta, GA	Hispanic Health Coalition of Georgia, Inc.	2320 Perimeter Park Dr. 2nd Floor, Atlanta, (Chamblee) 30341
6/23/2012	Orlando, FL	National Association of Latino Elected & Appointed Officials	600 Pennsylvania Avenue, SE, Suite 230, Washington, DC 20003
6/26/2012	Rockville, MD	National Institute of Standards and Technology (NIST)	100 Bureau Dr Gaithersburg, MD 20899
6/27/2012	Orlando, FL	League of United Latin American Citizens	1133 19th Street, NW, Suite 1000 Washington, DC 20036

7/26/2012	Livermore, CA	White House Initiative on Educational Excellence for Hispanics	400 Maryland Ave. S.W., Room 4W108, Washington, DC 20202
8/8-9/2012	Denver, CO	2012 Pathways to Respecting American Civil Rights Conference	501 20 St., Greeley, Colorado, 80639
8/30/2012	Miami, FL	National Council of La Raza	1126 16th Street, NW, Suite 600, Washington, DC 20036-4845
9/11/2012	Washington, DC	Congressional Hispanic Caucus Institute	911 2nd Street, NE, Washington, D.C. 20002
9/12/2012	Washington, DC	Office of the National Coordinator for Health Information Technology (ONC), HHS	200 Independence Avenue S.W., Suite 729-D, Washington, D.C. 20201
9/19/2012	Detroit, MI	State Bar of Michigan Health Care Law Section	306 Townsend St, Lansing, MI 48933-2012
9/20/2012	Baltimore, MD	OCR's Olmstead Policy Academy	200 Independence Avenue S.W., Fifth Floor, Washington, D.C. 20201
10/11/2012	Washington, DC	Health Care Conference Administrators	37 Tatoosh Key, Bellevue, WA 98006
10/11/2012	Washington, DC	National Council of La Raza WH Briefing	1126 16th Street, NW, Suite 600, Washington, DC 20036-4845

11/14/2012	Alexandria, VA	National Association of State Mental Health Program Directors (NASMHPD) and National Association of State Directors of Developmental Disabilities Services	NASMHPD - 66 Canal Center Plaza, Suite 302, Alexandria, VA 22314 NASDDDS - 113 Oronoco Street, Alexandria, VA
11/28/2012	Webinar HHH Room 747D, HHS	Center for Faith-based and Neighborhood Partnerships	200 Independence Avenue, S.W. - Washington, D.C. 20201
12/4/2012	Marriott Wardman Park, Washington, DC	American Bar Association	740 15th Street, NW, Washington, DC 20005
12/10/2012	Webinar HHH Room 747D, Washington, DC	Center for Faith-based and Neighborhood Partnerships	200 Independence Avenue, S.W. - Washington, D.C. 20201
12/12/2012	Washington Marriot Wardman Park, Washington, DC	Office of the National Coordinator for Health Information Technology (ONC), HHS	200 Independence Avenue S.W., Suite 729-D, Washington, D.C. 20201
12/13/2012	Fairmont Copley Plaza, Boston, MA	HIMSS and Health IT News	33 West Monroe Street, Suite 1700, Chicago, IL 60603-5616
2/13/2013	JW Marriott, Washington, DC	League of United Latin American Citizens	1133 19th Street, NW, Suite 1000 Washington, DC 20036
2/19/2013	Ritz-Carlton, Washington, DC	HIPAA Summit	825 Eighth Avenue, 11th Floor, New York, NY 10019
2/22/2013	Marriott Miami Biscayne Bay, Miami, FL	American Bar Association	1050 Connecticut Ave. N.W., Suite 400, Washington, D.C. 20036

3/4/2013	Morial Convention Center, New Orleans, LA	Healthcare Information and Management Systems Society	33 West Monroe Street, Suite 1700, Chicago, IL 60603-5616
3/7/2013	Washington Marriott Wardman Park, Washington, DC	International Association of Privacy Professionals	75 Rochester Ave., Suite 4, Portsmouth, NH 03801
3/13/2013	Hilton Chicago, Chicago, IL	American College of Healthcare Executives	1 North Franklin, Suite 1700, Chicago, Illinois 60606-3529
3/22/2013	Renaissance Harborplace Hotel, Baltimore, MD	American Health Lawyers Association	1620 Eye Street NW, Washington, DC 20006-4010
4/22/2013	Ritz-Carlton, Washington, DC	National Minority Quality Forum	1200 New Hampshire Avenue, N.W. Suite 575 Washington, DC 20036
4/23/2013	White House EEOB, Washington, DC	Administration for Children and Families, HHS	370 L'Enfant Promenade, S.W., Washington, D.C. 20447
4/23/2013	Gaylord National, National Harbor, MD	Health Care Compliance Association	6500 Barrie Rd, Ste 250, Minneapolis, MN 55435
4/25/2013	White House EEOB, Washington, DC	National Hispanic Medical Association	1920 L St., NW, Suite 725, Washington, DC 20036
5/2/2013	Caribe Hilton Hotel, San Juan, PR	Health Care Compliance Association	6500 Barrie Rd, Ste 250, Minneapolis, MN 55435

5/14/2013	Las Vegas, NV	Workgroup for Electronic Data Interchange	1984 Isaac Newton Square, Suite 304, Reston, VA 20190
5/22/2013	Reagan Center, Washington, DC	National Institute of Standards and Technology (NIST)	100 Bureau Dr., Gaithersburg, MD 20899
6/6/2013	Georgetown Law Center, Washington, DC	Patient Privacy Rights Foundation	P.O. Box 248, Austin TX 78767
6/6/2013	EEOB, Washington, DC	Office of the National Coordinator for Health Information Technology (ONC), HHS	200 Independence Avenue S.W., Suite 729-D, Washington, D.C. 20201
6/18/2013	Microsoft Policy and Innovation Center, Washington DC	National Minority Quality Forum	1200 New Hampshire Avenue, N.W. Suite 575, Washington, DC 20036
6/20/2013	Westin City Center, Washington, DC	Association of American Medical Colleges	2450 N St NW, Washington, DC 20037
7/1/2013	Manchester Grand Hyatt, San Diego, CA	American Health Lawyers Association	1620 Eye Street NW, Washington, DC 20006-4010
7/11/2013	Veterans Administration HQ, Washington, DC	Human Rights Campaign	1640 Rhode Island Ave. N.W., Washington, DC 20036-3278
9/16/2013	HHS, Washington, DC	Office of the National Coordinator for Health Information Technology (ONC), HHS	200 Independence Avenue S.W., Suite 729-D, Washington, D.C. 20201
9/23/2013	Intercontinental Hotel, Boston, MA	HIMSS and Healthcare IT News	33 West Monroe Street, Suite 1700, Chicago, IL 60603-5616

- 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.

Date	Entity	Copy of Clips or Transcript where available
12/7/1993	New York Times	Clip online at http://www.nytimes.com/1993/12/07/nyregion/3-accused-of-running-mafia-betting-ring.html?pagewanted=all&src=pm
1/30/1994	New York Daily News	Hard copy available
1/24/1996	The Star-Ledger (Newark, New Jersey)	Hard copy available
12/1/1998	Pittsburgh Post-Gazette	Clip online at http://old.post-gazette.com/win/day6_2a.asp
9/11/1999	Philadelphia Inquirer	Clip online at http://articles.philly.com/1999-09-11/news/25487824_1_riverboat-gambling-seyfert-fbi-agents
6/6/2000	Pittsburgh Post-Gazette	Clip online at www.post-gazette.com/regionstate/20000606mbe3.asp
3/25/2001	Pittsburgh Post-Gazette	Clip online at http://old.post-gazette.com/regionstate/20010325rodriguez4.asp
4/19/2001	Pittsburgh Tribune-Review & TribLive.com	Clip online at http://triblive.com/x/valleyindependent/news/s_30400.html#axzz2fRVfyxtJ

4/19/2001	Associated Press State & Local Wire	Hard copy available
4/21/2003	The New Yorker	Clip online at http://www.newyorker.com/archive/2003/04/21/030421fa_fact_bowe
11/14/2003	Gale Group Inc.	Hard copy available
7/20/2005	BBCMundo.com	Clip online at http://news.bbc.co.uk/hi/spanish/international/newsid_4698000/4698669.stm
9/14/2005	Washington Daybook	Hard copy available
11/30/2005	BBCMundo.com	Clip online at http://news.bbc.co.uk/hi/spanish/international/newsid_4485000/4485668.stm
11/30/2005	BBCMundo.com	Clip online at http://news.bbc.co.uk/hi/spanish/international/newsid_4485000/4485668.stm
1/19/2006	EFE News Services (U.S.) Inc.	Hard copy available
1/26/2006	BBCMundo.com	Clip online at http://news.bbc.co.uk/hi/spanish/international/newsid_4649000/4649132.stm
5/1/2005	BBCMundo.com	Clip online at http://news.bbc.co.uk/hi/spanish/business/newsid_5018000/5018126.stm

7/31/2007	Washington Post	Clip online at http://www.washingtonpost.com/wp-dyn/content/article/2007/07/30/AR2007073001639.html
12/1/2007	The Baltimore Sun	Hard copy available
2/7/2008	Washington Post	Clip online at http://articles.washingtonpost.com/2008-02-07/news/36858735_1_affordable-units-county-officials-montgomery-county
2/25/2008	The Daily Record	Hard copy available
3/25/2008	Washington Post	Clip online at http://articles.washingtonpost.com/2008-03-25/news/36926758_1_wssc-montgomery-county-montgomery-council
8/5/2009	The Gazette (Maryland)	Clip online at http://ww2.gazette.net/stories/08052009/gaitnew210851_32537.shtml
3/30/2009	Washington Post	Clip online at http://www.washingtonpost.com/wp-dyn/content/article/2009/03/29/AR2009032901115.html
10/7/2009	The Examiner (Washington, DC)	Clip online at http://washingtonexaminer.com/state-not-cracking-down-on-fraud-officials-say/article/22196
Around 11/20/2009	Washington Post	Clip online at http://voices.washingtonpost.com/annapolis/2009/11/montgomery_council_member_invi.html
4/15/2010	Frederick News Post + Speech	Online at http://www.fredericknewspost.com/archive/article_6eb0b9ff-18f3-5910-86f3-ae40f64f836a.html
9/28/2011	New York Times	Report online at http://www.nytimes.com/2011/10/06/us/stanford-hospital-patient-data-breach-is-detailed.html?pagewanted=all&_r=0

9/30/2011	Bloomberg	Not available
10/3/2011	InfoRiskToday.com	Clip online at http://www.inforisktoday.com/interviews/interview-new-hipaa-enforcer-i-1258
12/8/2011	Boston Globe	Clip online at http://www.boston.com/2011/12/14/hipaa/cY2coNakiUsR4HGOEm4aTM/story.html
1/18/2012	Detroit Free Press	Abstract available
2/9/2012	WFTV-TV (ABC) Orlando	Television - no clip
2/9/2012	Orlando Business Journal	No story on site
2/9/2012	WTMO-TV (Telemundo Orlando & holaciudad.com)	No story on site
2/15/2012	Latino Voice Live - Reading, PA	Radio - no clip; TPs
3/15/2012	The Report on Medicare Compliance	No, subscription only newsletter
3/15/2012	U.S. News & World Report	Not available
3/23/2012	Mother Jones	Online at http://www.motherjones.com/politics/2012/03/tom-perez-justice-department-trayvon-martin
4/17/2012	Hispanic Roundtable	Transcript
4/17/2012	CNN en Espanol	Television - no clip
4/18/2012	Univision	Television - no clip

4/23/2012	New American Media	No links
5/2/2012	WLCHfm/Radio Centro - Harrisburg/Lancaster, PA	Radio - no clip
5/23/2012	Radio Bilingue Linea Abierta	Radio - no clip
8/3/2012	NBC Universal/MSNBC	Television - no clip
8/30/2012	Univision radio, WQBA 1140 AM, "Pedaliando con Bernie"	Radio - no clip
9/19/2012	Atlantic Information Services, Inc.	Blocked link at http://aishealth.com/blog/compliance/ocrs-new-era-monetary-enforcement-puts-covered-entities-notice
12/13/2012	HealthInfoSecurity, Information Security Media Group	Transcript online at http://www.healthcareinfosecurity.com/hipaa-audits-next-phase-a-5397
1/3/2013	Modern Healthcare	Clip online at http://www.modernhealthcare.com/article/20130105/PODCAST/301069999
1/4/2013	Information Week	Report online at http://www.informationweek.com/healthcare/security-privacy/healthcare-settlement-highlights-risk-an/240145682?queryText=leon rodriguez
1/22/2013	Modern Healthcare	Clip online at http://www.modernhealthcare.com/article/20130125/PODCAST/301259942
3/1/2013	Wall Street Journal	ASPA form - transcript; no article written
3/6/2013	Congressional Quarterly/Roll Call	ASPA form - transcript; not available (article)
3/20/2013	Health Data Management	ASPA form - transcript; blocked link http://www.healthdatamanagement.com/news/hipaa-privacy-security-breach-enforcement-audit-ocr-45871-1.html?techlabs=1
3/20/2013	CSO Magazine	report online at http://www.pcadvisor.co.uk/news/security/3447932/big-data-investigations-opportunity-and-risk/

4/4/2013	The Wall Street Journal	Blocked link at http://blogs.wsj.com/riskandcompliance/2013/04/12/qa-leon-rodriguez-of-the-department-of-health-and-human-services/ Transcript blocked at http://stream.wsj.com/story/latest-headlines/SS-2-63399/SS-2-210518/
4/25/2013	Caribbean Business, Puerto Rico	Report online at http://www.caribbeanbusinesspr.com/prnt_ed/news02.php?nw_id=8447&ct_id=10
5/21/2013	Univision	Television - no clip
6/25/2013	Aging Today	ASPA form; transcript at http://www.asaging.org/blog/hipaa-and-patient-privacy-conversation-leon-rodriguez
8/6/2013	Healthcare IT News	ASPA form - transcript; no article issued
9/1/2013	HealthLeaders	Hard copy available
9/23/2013	WCSH (NBC Portland ME)	Television - no clip

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

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.
 1. Director, Office for Civil Rights, U.S. Department of Health and Human Services, 2011-Present, appointed by HHS Secretary Kathleen Sebelius
 2. Deputy Assistant Attorney General/Chief of Staff, U.S. Department of Justice, Civil Rights Division, January 2010–September 2011, appointed by Attorney General Eric Holder
 3. County Attorney, Montgomery County, Maryland, 2007-2010, appointed by County Executive Isiah Leggett
- 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

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

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

I have not served as clerk to a judge.
 - ii. whether you practiced alone, and if so, the addresses and dates;

I have not practiced alone.
 - iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.
 - a. Deputy Assistant Attorney General/Chief of Staff, U.S. Department of Justice, Civil Rights Division, 900 Pennsylvania

Avenue NW, Washington, DC 20001, January 2010–September 2011

- b. County Attorney, Office of the County Attorney for Montgomery County, Maryland, 101 Monroe Street, Rockville, MD 20850, May 2007–January 2010
 - c. Attorney Shareholder, Ober, Kaler, Grimes & Shriver, 1401 H Street NW, Washington, DC 20005, May 2001-May 2007
 - d. Assistant United States Attorney (includes Chief White Collar Crimes Section, June 1998-April 1999, First Assistant United States Attorney, April 1999-May 2001) U.S. Attorney's Office, Western District of Pennsylvania, 633 U.S. Post Office & Courthouse, Pittsburgh, PA 15219, June 1997-May 2001
 - e. Trial Attorney, U.S. Department of Justice, Civil Rights Division, Criminal Section, 900 Pennsylvania Avenue NW, Washington, DC 20001, August 1994–June 1997
 - f. Assistant District Attorney, Kings County District Attorney's Office, 350 Jay Street, Brooklyn, NY 11201, August 1988–July 1994 (includes cross- designation from 1992-1994 as a Special Assistant U.S. Attorney for the Eastern District of New York)
 - g. Law Clerk, Brown, Rudnick, Freed & Gesmer, One Financial Center, Boston, MA 02111, Summer 1987
 - h. Researcher, Boston College Law School, Holocaust Human Rights Research Project, 885 Centre Street, Newton, MA, July 1986-May 1988 (intermittent)
 - i. Legal Assistant, New York County District Attorney's Office, One Hogan Place, New York, NY, July 1984-July 1985
- 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.

For the first thirteen years after I graduated from law school, I served as a prosecutor in three different jurisdictions – the Kings County District Attorney’s office in Brooklyn, NY, the Criminal Section of the U.S. Department of Justice Civil Rights Division, and the U.S. Attorney’s Office for the Western District of Pennsylvania in Pittsburgh, PA.

As an Assistant District Attorney in Brooklyn, NY, I spent my first six months handling a high-volume misdemeanor docket, along with general case intake responsibilities. The next six months were spent investigating major crimes in the Investigations Bureau, which I describe further below. I then spent two years as a trial prosecutor in the Sex Crimes/Special Victims Bureau, where I spent a portion of most days in court. Following that, I spent two years in the Organized Crime Bureau where I handled complex racketeering investigations, primarily focused on La Cosa Nostra organized crime. In conjunction with this posting, I was cross-designated as an Assistant U.S. Attorney for the Eastern District of New York. I was assigned in my last year to the newly created Official Corruption Unit in the District Attorney’s Office.

From 1994 to 1997, I worked for the Criminal Section of the U.S. Department of Justice Civil Rights Division, where I handled investigations and prosecutions of criminal civil rights cases throughout the United States, including cases of human trafficking, misconduct under of color of law, racial assault and arson.

From 1997 to 2001, I was an Assistant U.S. Attorney for the Western District of Pennsylvania, where I focused my prosecutions on white collar fraud matters, with a particular emphasis on health care fraud. As First Assistant U.S. Attorney, I oversaw the full range of criminal and civil litigation handled by the office.

From 2001 to 2007, I was an attorney in private practice concentrating on health care fraud and abuse compliance investigations and litigation, general white collar criminal practice, long-term care survey and certification litigation, and health professional licensure matters.

As County Attorney for Montgomery County, Maryland from 2007 to 2010, I oversaw all legal services provided to County government, including litigation, code enforcement, human resources, collective bargaining, land use regulation, legislative/regulatory drafting and transactional services.

As Deputy Assistant Attorney General and Chief of Staff for the Civil Rights Division of the Department of Justice in 2010 and 2011, I specifically supervised the Office of Special Counsel for Unfair Immigration-Related Employment Practices.

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

As an Assistant District Attorney, my client was the People of the State of New York. As an Assistant United States Attorney and Civil Rights Division attorney, my client was the United States.

During my time at Ober Kaler Grimes & Shriver, my clients included health care providers - physicians, hospitals and hospital systems, nursing homes, long-term care companies and laboratories. I also represented individuals and businesses on other white collar compliance matters.

As County Attorney, my client was Montgomery County, Maryland government.

- 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;
 - 2. state courts of record;
 - 3. other courts;
 - 4. administrative agencies
 - ii. Indicate the percentage of your practice in:
 - 1. civil proceedings;
 - 2. criminal proceedings.

Because of the different types of positions I have held, and to be as accurate as possible, I will describe the composition of my practice in each of the positions that I occupied during my active law practice. I would note in my current position, I am not acting as an attorney.

Deputy Assistant Attorney General/Chief of Staff, U.S. Department of Justice, Civil Rights Division, 900 Pennsylvania Avenue NW, Washington, DC 20001, January 2010–September 2011

In this position, I did not spend any time in tribunals. In my oversight role over the Office of the Special Counsel for Unfair Immigration-Related Employment Practices, I spent approximately 10% of my time overseeing civil matters that could be presented before administrative tribunals.

County Attorney, Office of the County Attorney for Montgomery County, Maryland, 101 Monroe Street, Rockville, MD 20850, May 2007–January 2010

In this position, I spent approximately 20% of my time overseeing civil litigation matters involving Montgomery County government, most of which were heard in the Montgomery County Circuit Court. I spent less than 1% of my time in each of Maryland State Court and United States District Court for the District of Maryland.

Attorney Shareholder, Ober, Kaler, Grimes & Shriver, 1401 H Street NW, Washington, DC 20005, May 2001–May 2007

In this position, I spent approximately 50% of my time handling matters that were either in federal courts or before federal grand juries. I also handled two matters that involved significant interaction with the Departmental Appeals Board of the U.S. Department of Health and Human Services, representing approximately 5% of my time. Approximately 50% of my practice was criminal and 50% was civil.

Assistant United States Attorney (includes Chief White Collar Crimes Section, June 1998–March 1999, First Assistant United States Attorney, March 1999–May 2001) U.S. Attorney's Office, Western District of Pennsylvania, 633 U.S. Post Office & Courthouse, Pittsburgh, PA 15219, June 1997–May 2001

My direct practice was criminal; however, my cases often involved parallel civil proceedings. For the first two years, my entire practice was in U.S. District Court for the Western District of Pennsylvania. During the second two years, I spent approximately 50% of my time overseeing civil and criminal matters in that same court.

Trial Attorney, U.S. Department of Justice, Civil Rights Division, Criminal Section, 900 Pennsylvania Avenue NW, Washington, DC 20001, August 1994–June 1997

In this position, my practice was exclusively in federal courts and grand juries throughout the United States.

Assistant District Attorney, Kings County District Attorney's Office, 350 Jay Street, Brooklyn, NY 11201, August 1988–June 1994

In this position, my practice was exclusively criminal and approximately 90% was in New York State Court at both the trial and appellate levels. I also spent approximately 20% of my time during 1992 and 1993 supporting Federal

prosecutors in U.S. District Court for the Eastern District of New York. As part of my collaboration with the U.S. Attorney's Office, I was formally cross-designated as an Assistant U.S. Attorney from 1993-1994.

- 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. (response forthcoming)
 - i. What percentage of these trials were:
 - 1. jury;
 - 2. non-jury.

I have tried a total of fifteen trial-level cases to verdict. All but one of these cases was before a jury. In eleven of the cases, I was sole trial counsel. In three of the cases, I served as co-counsel. In one of the cases, I was third-chair. All of these cases were criminal at either state or Federal levels.

In addition, I have handled a number of appeals, both dispositive and interlocutory. Also, I handled a number of pre-trial hearings and sentencing hearings as a criminal prosecutor.

- 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.

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

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

Kings County District Attorney's Office (Brooklyn, New York)

1. PSNY v. Anthony Deets and Hubert Ramos (Indictment No. 1629/89) –Trial of two individuals accused of raping a developmentally-disabled teenager. Case involved effective cross-examination of DNA expert offered by defense. Defendant Deets was sentenced to fifteen years incarceration; defendant Ramos to ten years. Trial ended in conviction, and defendants sentenced to terms of imprisonment. I was sole counsel.

a. 1990 and 1991

b. Supreme Court of the State of New York, County of Kings, Criminal Division,
Judge Anne Feldman

c. Counsel

Opposing counsel: (for Anthony Deets) Joyce David, 16 Court Street Tower Suite #
3604, Brooklyn, NY 11241, 718-875-2000 (for Hubert Ramos) Legal Aid Society, 111
Livingston Street, Brooklyn, NY, 718-722-3100

2. PSNY v. Andrew Garguilo, et al. (Indictment No. 10521/93) – Wiretap investigation, indictment and guilty plea of Genovese LCN family soldier and associates running multi-million dollar sports betting operation. Lead defendant Garguilo received a term of incarceration of three years and was required to forfeit \$1.5M. I was lead counsel.

a. 1992-1993

b. Supreme Court of the State of New York, County of Kings, Criminal Division,
Judge Marrus

c. Counsel

Co-counsel: Assistant District Attorney David Levine, now at 186 Joralemon Street,
Brooklyn, NY 11201, 718-875-1212)

Opposing counsel: (for Garguilo): Judd Bernstein, 1790 Broadway, New York, NY
10019, 212-974-2400

3. PSNY v. Gregory Scarpa, Sr. (Indictment No. 10037/92) – Indictment and guilty plea on firearms possession charges of Colombo LCN family soldier, involved in multiple murder conspiracies during internecine war in Colombo Family. Scarpa's arrest took him off the street for the rest of his life. He pled guilty to multiple possession charges which resulted in his incarceration in New York City jail for two years, which were then followed until his death by a term of federal incarceration. I was sole State counsel in the court proceedings, and in a related investigation of Scarpa organized crime activities.

a. 1992–1993

b. Supreme Court of the State of New York, County of Kings, Criminal Division,
Judge Norman George

c. Counsel

Opposing counsel: Steven Kartagener, 225 Broadway, Room 2700, New York, NY
10007, 212-732-9600

U.S. Department of Justice, Civil Rights Division, Criminal Section

4. United States v. Miguel Flores, Sebastian Gomez and Andres Ixcoy (Case. No. #: 2:96-cr-00806-DCN-1, 2, 3) – Indictment and pleas of individuals involved in enslavement of migrant workers in South Carolina and Florida. Flores and Gomez pled guilty to involuntary servitude counts, each receiving sentences of 180 months. I was co-counsel on this case.

- a. 1994-1997
- b. United States District Court for the District of South Carolina Judge David C. Norton
- c. Counsel
Co-counsel: Luis C. deBaca, currently Ambassador at large, Office to Monitor and Combat Trafficking in Person, U.S. Department of State, 202-312-9827, CDeBacaL@state.gov
Assistant U.S. Attorney Marshall Prince, U.S. Attorney's Office, District of South Carolina, 1441 Main Street Suite 500, Columbia, SC 29201, 803-929-3000, marshall.prince@usdoj.gov

Opposing counsel:
(defendant Flores) Diedreich P. Von Lehe III, P.O. Box 1140, Charleston, SC 29402, 843-853-0040, dvl@dvl-law.com
(defendant Gomez) William Lee Runyon, Jr., William L. Runyon Jr. Law Office, Number 3 Gamecock Avenue, Suite 303, Charleston, SC 29407, 843-571-3515, runyonwilliamjr1@bellsouth.net
(defendant Ixcoy) Ann Briks Walsh, Federal Public Defender's Office, P.O. Box 876, Charleston, SC 29402, 843-727-4148, ann_walsh@fd.org

5. United States v. Donald York, Brian Charles, Darryl Hamilton and Michael Brown (Case. No. # 2:95-cr-00071-WOB-1,2,3,4; E.D.Ky.) – Indictment and guilty pleas of individuals on federal civil rights charges arising out of racially-motivated arsons and other racially-motivated attacks in Covington, Kentucky. Defendants York, Charles, Hamilton and Brown were sentenced to terms of imprisonment of ninety-two months, fifty-one months, one hundred ten months, and 28 months, respectively I was co-counsel on this case.

a. 1994-1995

b. United States District Court for the Eastern District of Kentucky, Judge William O. Bertelsman

c. Counsel

Co-counsel:

Assistant U.S. Attorney, Fred Stine, currently Judge Fred Stine, Circuit Court, Campbell County, 330 York Street, Newport, KY 41071, 859-292-6303, FredStine@kycourts.net

Assistant U.S. Attorney Edwin J. Walbourn III, U.S. Attorney's Office-Ft. Mitchell, 207 Grandview Drive Suite 400, Ft. Mitchell, KY 41017-2762, 859-655-3204, Fax: 859-655-3212, E.J.Walbourn@usdoj.gov

Opposing counsel:

(defendant York) Dean A. Pisacano, Hellings & Pisacano, P.S.C. 214 E. Fourth Street Covington, KY 41011, 859-431-7202, Fax: 859-431-2194, deanpisacano@fuse.net

(defendant Hamilton) Darrell A. Cox, 401 Madison Avenue, Covington, KY 41011, 859-491-9088, Fax: 859-491-9854, darrellcox@fuse.net

(defendant Brown) Douglas S. Weigle, Bartlett & Weigle Co., L.P.A., 432 Walnut Street Suite 1100, Cincinnati, OH 45202, 513-241-3992, Fax: 513-241-1816, dweigle@bartlettlaw.com

(defendant Charles) David F. Fessler, Fessler, Schneider & Grimme, 14 N. Grand Avenue, Ft. Thomas, KY 41075, 859-291-9075, Fax: 859-291-9165, dfessler@fsgattorneys.com

6. United States v. Ramos-Velasquez, et al. (Case. No. # 3:97-cr-00057-DRD-1 - 16; D.P.R.) –This case involved civil rights charges arising out of the mass beating of over twenty maximum-security inmates by sixteen corrections officers in a prison in Rio Piedras, Puerto Rico. Other than two cooperating defendants, the fourteen remaining defendants ultimately pled guilty to obstruction of justice counts and were sentenced to five months incarceration and five month home detention, to be followed by a term of probation. I was lead counsel during the investigation and through the arraignment and initial conferences in the case.

a. 1994-1997

b. United States District Court for the District of Puerto Rico, Judge Daniel R. Dominguez

c. Counsel

Co-counsel:

William Ho-Gonzalez, currently Deputy Chief, U.S. Department of Justice, Criminal Division, Human Rights and Special Prosecutions Section, Washington, D.C., 202-305-0654, william.ho-gonzalez@usdoj.gov

Hiram Puig-Lugo, currently, Judge, Superior Court District of Columbia, 500 Indiana Avenue NW, Washington, D.C. 20001, 202-879-8370

Debra A. Carr, Director, Division of Policy, Planning and Program Development, U.S. Department of Labor, Office of Federal Contract Compliance Programs, Washington, D.C., 202-693-0104

Assistant U.S. Attorney Jeanette Mercado Rios, U.S. Attorney's Office, District of Puerto Rico, Chardon Tower, Suite 1201, 350 Carlos Chardon Street, San Juan, PR 00918, 787-766-5656

Opposing counsel:

(defendant Juan L. Velasquez-Ramos) Jorge L. Diaz-Reveron, Jorge L. Diaz Reveron Law Office, P.O. Box 191093, San Juan, PR 00919-1093, 787-510-3737, Fax: 787-712-5519, jdiazlaw@prtc.net

(Manuel Colon-Ortiz) Teodoro Mendez-Lebron, Mendez & Mendez Urb. Roosevelt 259 Ing. Ramon Ramos San Juan, PR 00918, 787-765-3920, Fax: 787-765-3933, tmendez_esq@onelinkpr.net

(Ramon De-Jesus-Velasquez): 07/15/1999, represented by Olga M. Shepard-De-Mari, 504 Carlota Matienzo, San Juan, PR 00918-3229, 787-758-4220, Fax: 787-765-8087, oshepard@prtc.net

(Jesus Echevarria-Rivera) Luis R. Rivera-Rodriguez, Luis Rafael Rivera Law Office, Capital Center Building Suite 401, 239 Arterial Hostos, San Juan, PR 00918, 787-763-1780

(Emeterio Lebron-Gonzalez) Carlos Perez-Olivo, 119-29 80th Road Kew Gardens, N.Y. 11415, 718-261-7695, Fax: 718-261-3482

(Edwin Lopez-Pabon) Benny F. Cerezo, Law Offices Benny Frankie Cerezo, 848 Hostos Avenue, Hyde Park, San Juan, PR 00927-4216, 787-758-8013, Fax: 787-758-8014, bfc@cerezo.com

(Felix J. Melendez-Benitez) Jose C. Romo-Matienzo, 504 Carlota Matienzo, San Juan, PR 00918-3229, 787-602-0262, Fax: 787-765-8087, jromo@microjuris.com

(Hector Ortiz-Gonzalez) Juan M. Masini-Soler, Juan Masini Soler Law Office, L & M Building Suite B, G-14 O'Neill Street., San Juan, PR 00918, 787-758-2090, Fax: 787-282-6049, masinilaw@prtc.net

(Luis Pagan-Conde) Ivan Dominguez-Perez, Dominguez Law Office, 652 Munoz Rivera Ave., Suite 3125, San Juan, PR 00918-4261, 787-250-0220, Fax: 787-250-0295, ivan7@prtc.net

(Jesus E. Quiles-Maldonado) Jose A. Suarez-Santa, Suarez Santa Law Office, P.O. Box 476, Guaynabo, PR 00969, 787-789-1212, Fax: 787-789-1212, j.suarezsanta@gmail.com

(Efrain Ramos-Lebron) Raul Santiago-Melendez, 432 Cesar Gonzalez, San Juan, PR 00918, 787-753-0800, Fax: 787-753-3590, santmel@coqui.net

(Jose Ramos-Montanez) Mariangela Tirado-Vales, Mariangela Tirado Vales Law Office, P.O. Box 194786, San Juan, PR 00919-4786, 787-767-2844, Fax: 787-767-2846, mtvlaw@gmail.com

(Luis Reyes-Lopez) Gabriel Hernandez-Rivera, Law Offices of Gabriel Hernandez Rivera, P.O. Box 19018, San Juan, PR 00910-1018, 787-721-5797, 787-472-7525, ghr_law@hotmail.com

(Carlos Rosa-Torres) Eric M. Quetglas-Jordan, Quetglas Law Office, P.O. Box 16606, San Juan, PR 00908-6606, 787-722-7745, Fax: 787-725-3970, eric@quetglaslaw.com
(Freddy Ruiz-Montanez) Luis A. Medina-Torres, Luis Medina Torres Law Office, P.O. Box 191191, San Juan, PR 00919-1191, 787-765-3795, Fax: 756-7087, lumedina@coqui.net

(Luis Sanchez-Molina) Jorge E. Rivera-Ortiz, Rivera Ortiz Law Office, P.O. Box 1845, Manati, PR 00674-1845, 787-306-2395/787-363-4733, jeroesq@aol.com

United States Attorney's Office, Western District of Pennsylvania

7. United States v. Lazarus Lemon (Case. No. CR 98-45, W.D. Pa.) – Indictment and conviction after trial of Pittsburgh area optometrist on false claims charges arising out of repeated billing for medically unnecessary services to Medicare and Medicaid. Due to his age, defendant was sentenced to a period of probation of sixty months and was required to make restitution to Medicare and Medicaid. I was lead counsel on this case.

a. 1997-1998

b. United States District Court for the Western District of Pennsylvania, Judge Gary L. Lancaster

c. Counsel

Co-counsel:

Richard Linzer, Pennsylvania Medicaid Fraud Control Unit, currently K & L Gates, 210 6th Avenue, Pittsburgh, PA, 412-355 6268

Opposing counsel:

Michael L. Rosenfield, 1808 Law & Finance Building, Pittsburgh, PA 15219, 412-521-2886

Milton Charles Grimes, 3774 West 54th Street, Los Angeles, CA 90043, 323-295-3023, miltgrim@aol.com

8. United States v. Central Ambulance Service, Inc. (Case. No. CR 99-151, W.D. Pa.) – Indictment and guilty pleas of large ambulance company in Western Pennsylvania and its husband and wife owners on false claims charges arising out of systematic billings to Medicare, Medicaid and CHAMPUS for medically unnecessary ambulance services. Defendant Margaret Sanvito was sentenced to a term of imprisonment of twelve months and one day; defendant Anthony Sanvito to a term of probation of three years. The entirety of the company's assets were forfeited to the United States. I was lead counsel on this case.

- a. 1997-1998
 - b. United States District Court for the Western District of Pennsylvania, Judge Gary L. Lancaster
 - c. Counsel
- Co-counsel:
Richard Linzer, Pennsylvania Medicaid Fraud Control Unit, currently K & L Gates, 210 6th Avenue, Pittsburgh, PA, 412-355-6268
- Opposing counsel:
Thomas R. Ceraso, 425 Finnin Road, New Kensington, PA 15068, 724-334-0922

9. United States v. John Gardner Black (Case. No. CR 99-203, W.D.Pa.) – Indictment and guilty plea on mail fraud and securities fraud charges against investment advisor who defrauded over fifty Pennsylvania school districts by overvaluing investments which he managed on their behalf. Total loss was \$70 million. Defendant was sentenced to a term of imprisonment of forty-one months, and was ordered to pay restitution in the amount of \$61.3M. I was lead counsel on this case

- a. 1997-2000
 - b. United States District Court for the Western District of Pennsylvania, Judge Donetta Ambrose
 - c. Counsel
- Co-counsel:
Assistant U.S. Attorney Robert Cessar, United States Attorney's Office, Western District of Pennsylvania, 700 Grant Street, Suite 4000, Pittsburgh, PA 15219, 412-894- 7329, Robert.cessar@usdoj.gov
- Opposing counsel:
Richard L. Scheff, Montgomery, McCracken, Walker & Rhoads, 123 Broad Street, 24th Floor, Philadelphia, PA 19109, 215 772-7502, rscheff@mmwr.com

Office of the County Attorney, Montgomery County, Maryland

10. Montgomery County, MD v. Barwood, Inc. (Case. No. 8:09-cv-00567-PJM, D.Md.) – As County Attorney, represented Montgomery County, MD as sole counsel at oral argument in appeal of bankruptcy court order which held that Montgomery County taxi regulations were preempted by the United States bankruptcy code. District Court reversed the holding of the bankruptcy court, finding that county taxi regulations were an exercise of the County's police powers which could not be preempted by the bankruptcy laws. I argued the case, while co-counsel prepared the brief.

- a. 2009
- b. United States District Court for the District of Maryland, Judge Peter J. Messitte
- c. Counsel

Co-counsel:

Deputy County Attorney John P. Markovs, Office of the County Attorney for Montgomery County, MD, 101 Monroe Street, Rockville, MD 20850, 240-777-6725, john.markovs@montgomerycountymd.gov

Associate County Attorney John P. Markovs, Office of the County Attorney for Montgomery County, MD, 101 Monroe Street, Rockville, MD 20850, 240-777-6700

Opposing counsel:

Alan M. Grochal, Tydings and Rosenberg, LLP, 100 E. Pratt Street, 26th Floor, Baltimore, MD 21202, 410-752- 9715, agrochal@tydingslaw.com

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

Kings County District Attorney's Office

1. Investigation of Colombo LCN Family Organized Crime – In 1992 and 1993, I was assigned to the Kings County DA's Organized Crime Bureau. A large portion of my time was dedicated to investigations arising out of the internecine war within the Colombo Organized Crime Family. My activities included drafting of search warrant and eavesdropping warrant applications, monitoring execution of eavesdropping warrants, prosecuting indictments, and directing the activities of NYPD and DA's office detectives involved in these cases. As part of this group of investigations, I was cross-designated as a Special Assistant United States Attorney for the Eastern District of New York.

2. Investigation of Gambino LCN Organized Crime Family – I was assigned to a high-level investigation of a senior Gambino family figure, involving preparation and supervision of eavesdropping warrant applications and supervising their implementation.

Ober, Kaler, Grimes & Shriver

3. Health Facilities Association of Maryland Report on Medicaid Eligibility Delays – Lead attorney in drafting report submitted to Maryland Governor Robert L. Ehrlich.
4. Representation of accounting firm executive in multi-target tax shelter fraud investigation – I was co-counsel during the investigation.
5. Represent correctional health vendor in resolving allegations by a state attorney general's office concerning Medicaid billing for health services rendered to prisoners – I was sole responsible attorney on this matter.
6. Representation of hospital related to potential violations of regulations under the Clinical Laboratory Improvement Amendments of 1988 and associated administrative resolution – I was sole responsible attorney on this matter.
7. Representation of hospital in resolution of investigation by Medicare, U.S. Department of Justice Civil Division, and U.S. Postal Inspection Service of alleged billing for medically unnecessary interventional cardiology services – I was sole responsible attorney on this matter.
8. Representation of nursing home in resolving investigation of failure of care health care fraud allegations – I was sole responsible attorney on this matter.

County Attorney, Montgomery County, Maryland

9. Fillmore Theatre Agreement – I served as lead counsel for the County in negotiation of an agreement with Lee Development Group, Inc. for conveyance of the previous J.C. Penney site in Silver Spring, MD, which was then leased by the County to Live Nation/Ticketmaster as site for the Silver Spring Fillmore Theater.
10. ARRA Audit Committee Montgomery County – In my role as County Attorney, I convened and led an audit committee whose role was to monitor implementation and utilization of ARRA grants.

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

I have not taught any courses.

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

None.

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

No.

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

See OGE 278.

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

See attached Financial Statement (Net Worth).

22. **Potential Conflicts of Interest:**

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

In connection with the nomination process, I have consulted with the Office of Government Ethics and the Department of Homeland Security's Designated Agency Ethics Official (DAEO) to identify potential conflicts of interest. Any potential conflicts of interest will be resolved in accordance with the terms of an ethics agreement that I have entered into with the Department's DAEO and that has been provided to this Committee. I am not aware of any other potential conflict of interest.

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

In the event of a potential conflict of interest, I would consult the Department's DAEO.

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

attorney, please use this opportunity to report significant charitable and volunteer work you may have done.

As an attorney in private practice from 2001 to 2007, I accepted court appointments at a substantially reduced fee in the U.S. District Court for the District of Columbia, devoting over 400 hours of service.

As an attorney in private practice from 2005 to 2007, I provided *pro bono* support to Legal and Human Resources Department of CASA de Maryland, on whose Board I was during that period, and also provided training on sexual harassment issues. These projects entailed approximately 100 hours of service.

Finally, I served on the Advisory Committee on Admissions and Grievances for the United States Circuit Court for the D.C. Circuit from 2006 to 2012, providing many hours of service in both committee meetings and reviewing cases and preparing opinions.