

March 9, 2001
New York Daily News
Leo Standora, Feds Eying L.I. Cop in Road-Strip Cases
Copy Attached

March 9, 2001
USA Today
Greg Farrell, \$50M 'Pump-and-Dump' Scam Nets 20 Arrests, FBI: 2 Men
Charged Have Mob Connections
Copy Attached

March 9, 2001
New York Daily News
Mike Claffey, 20 Brokers Indicted in New York
Copy Attached

March 8, 2001
CNNfn, Stock Fraud Scheme
03/08/2001
Transcript Attached

February 22, 2001
New York Times
Laura Mansnerus, New York's U.S. Attorneys Suddenly Lack Job Security
Copy Attached

February 16, 2001
New York Daily News
Robert Gearty, 4 Charged in Suffolk Eco-Terrorism Spree
Copy Attached

December 22, 2000
New York Daily News
Mike Claffey, U.S. Atty. in N.Y. Gets 4-Yr. Term
Copy Attached

December 22, 2000
New York Daily News
Robert Gearty, Hempstead Gang Nailed: Indictments Cap Year-Long Probe
Copy Attached

December 22, 2000
Associated Press
10 Men Are Indicted in a War Between Long Island Street Gangs
Copy Attached

November 29, 2000

Newsday

Graham Rayman, Reputed Mobsters Indicted in '88 Slaying

Copy Attached

November 29, 2000

New York Post

Christopher Francescani, Alleged Mob Crew Faces Racketeering Rap in Brooklyn

Copy Attached

November 17, 2000

New York Daily News

Mike Claffey, Feds Bust 53 in Car Crash Insure Scam

Copy Attached

November 17, 2000

Newsday

Graham Rayman, A Case of Accidents Waiting to Happen/Feds: Car Crashes Staged for Insurance Fraud

Copy Attached

October 26, 2000

Newsday

Graham Rayman, Cops in Drug Bust/Federal Prosecutors Say They Transported Cocaine, Heroin

Copy Attached

October 25, 2000

Associated Press

Tom Hays, Detectives Charged in Drug Conspiracy Case

Copy Attached

September 21, 2000

CNNfn, Mobsters on Wall Street

09/21/2000

Transcript Attached

September 1, 2000

Family Practice News

Denise Fulton, Swango Charged With Murders in New York

Copy Attached

July 14, 2000

ABC News, Medicine and Murder? Dr. Michael Swango Charged With Murder in Deaths of His Patients

Transcript Attached

July 12, 2000
Copley News Service
Tony Cappasso, SIU Grad Accused of Poisoning Patients Indicted
Copy Attached

July 12, 2000
New York Times
Michael Cooper, Former Doctor Charged in Death of 3 Patients
Copy Attached

July 12, 2000
Argus Leader (Sioux Falls, SD)
Jennifer Gerriets, A Trail of Tragedy
Copy Attached

June 28, 2000
Newsday
Patricia Hurtado, Defiant Stance: Schwarz Denies Guilt But Gets 15 Years in
Attach; 2 Others Get 5 Each
Copy Attached

June 27, 2000
National Public Radio, Sentencing of Officers Involved in the Assault of
Haitian Immigrant Abner Louima
Transcript Attached

June 22, 2000
Newsday
Patricia Hurtado, Guilty of Lying: Another Cop Falls in Louima Case
Copy Attached

June 1, 2000
New York Daily News
Mike Claffey, Brooklyn Man Pleads Guilty to Running Child-Porn Ring
Copy Attached

May 26, 2000
Newsday
Robert Kessler, LI Lawyer Gets Case of Jailed Scientist
Copy Attached

May 9, 2000
Newsday
Mae Cheng, Ex-Ins Supervisor Guilty: Convicted of Taking Bribes to Approve
Asylum Requests
Copy Attached

May 2, 2000
New York Daily News
Robert Gearty, Developers Hit in Lawsuit Apts. Called Not Accessible
Copy Attached

April 14, 2000
New York Daily News
Mike Claffey, 28 Busted in Fedex Pot Shipping Ring
Copy Attached

April 13, 2000
Associated Press
Michael Sniffen, Mexico-Jamaica Drug Ring Broken
Copy Attached

April 13, 2000
Associated Press
Lawrence Knutson, Drug Agents Break up Coast-to-Coast Mexican-Jamaican Ring
Copy Attached

April 6, 2000
New York Times
William Rashbaum, 18 Held as Members of Gangs That Sold Weapons and Drugs
Copy Attached

March 29, 2000
New York Voice
Borough Prez. Calls For Release on NYPD Findings
Copy Attached

March 13, 2000
Waste News
Cheryl McMullen, FBI Arrests NYC Mob-Connected Scrap Operator
Copy Attached

March 7, 2000
New York Daily News
Mike Claffey, Officers Found Guilty of Covering up Louima Attack
Copy Attached

March 6, 2000
Agence France Presse
New York Officers Guilty of Conspiring to Obstruct Justice in Louima Case
Copy Attached

March 3, 2000
Austin American-Statesman
Larry Neumeister, Russian, Italian Mobsters United in Stock Scam,
Investigators Say
Copy Attached

March 3, 2000
ABC News, New York City Commissioner Howard Safir Discusses
Uncovering Stock Scam Run by US and Russian Mobsters
Transcript Attached

March 3, 2000
Newsday
Pete Bowles, 19 Charged in Stock Swindle: Feds Say Mob Musvled \$60m
Fraud
Copy Attached

March 2, 2000
CNBC, New York Attorney General Announces Indictments in Money
Laundering and Racketeering Scheme Involving the Mob
Transcript Attached

February 8, 2000
New York Daily News
Bill Farrell, New Courthouse Arising
Copy Attached

December 16, 1999
Associated Press
Tom Hays, GOP Fundraiser Indicted on Influence-Peddling Charges
Copy Attached

December 14, 1999
Associated Press
Tom Hays, Ex-New York Cop Gets 30 years in Prison for Brutal Attack
Copy Attached

September 24, 1999
Bloomberg News, Guilty Pleas in Stock Fraud
Copy Attached

July 21, 1999
New York Times
Christopher Wren, 7 Charged in Drug Scheme Said to Use Hasidic Couriers
Copy Attached

July 20, 1999
Associated Press
Seven Indicted in Ecstasy Smuggling Ring
Copy Attached

June 5, 1999
New York Times
Joseph Fried, Jury in Police Brutality Case Begins Deliberations
Copy Attached

May 31, 1999
News and Observer (Raleigh, NC)
John Sullivan, Prosecutor in Louima Case Recalls Her Durham Roots
Copy Attached

May 26, 1999
The Herald-Sun (Durham, NC)
Geoffrey Graybeal, Police Trial Just Another Case for Prosecutor
Copy Attached

May 22, 1997
New York Daily News
Robert Gearty, 19 Nabbed in L.I. Fraud Crackdown
Copy Attached

August 9, 1996
Newsday
Liam Plevin, U.S. Asks Judge / Go Easy on McNamara / Sentencing Today
for Former Auto Dealer
Copy Attached

October 3, 1995
New York Daily News
Sheila Feeney, Law's Still Easy To (Dead)Beat: Despite Court Orders, Bad
Dads Aren't at Top of the Feds' Most Wanted Lists
Copy Attached

March 16, 1995
Newsday
Liam Plevin, Setback for Aliperti Defense Judge: Jury Can't Hear of Acquittals
Copy Attached

January 29, 1995
Tampa Tribune
Dealer's Plea in Fraud May Be Bargain of His Life
Copy Attached

December 16, 1994

Newsday

Liam Plevin, Mac Selling Cars or Buying Votes? Defense Says He Made Money on the Deals

Copy Attached

December 14, 1994

Newsday

Liam Plevin, Low Key Lynch vs. Loud Defense

Copy Attached

October 12, 1994

Eye on Crime with Tom Schiliro

Interview on Role United States Attorney Office on Long Island

Video Attached

April 17, 1994

Newsday

Liam Plevin, Inside Long Island: The Brookhaven Corruption Case

Copy Attached

June 1993

ABA Journal

John Jenkins, Marked Woman: Heroin Kingpins Have Put Out Contracts on Prosecutor Cathy Palmer's Life. For Her, It's Business as Usual

Copy Attached

December 5, 1990

Newsday

Pete Bowles, 7 Indicted in Chinese Gang Terror

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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.

Office of the United States Attorney for the Eastern District of New York
1990 – 1999

Positions: Chief Assistant U.S. Attorney (“Chief Assistant” and “First Assistant” are used interchangeably within the Department); Deputy Chief and Chief, Long Island Division; Chief of Intake & Arraignments and Deputy Chief, General Crimes; Assistant U.S. Attorney

United States Attorney for the Eastern District of New York 1999 – 2001
(appointed 07/18/1999; sworn in 12/28/2000)
Appointed by President William J. Clinton

New York City Charter Revision Commission 2002
Appointed by Mayor Michael Bloomberg

New York State Commission on Public Integrity 2007 – 2010
Acting Chair February – May 2009
Appointed by Governor Eliot Spitzer

United States Attorney for the Eastern District of New York 2010 – present
(appointed 04/23/2010; sworn in 05/03/2010)
Appointed by President Barack H. Obama

I have never been a candidate for public office.

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

I am a registered Democrat for voting purposes.

I was a volunteer campaign worker for the Chris Owens for City Council (NYC) election campaign during the summer of 1989. I did general volunteer work, including reviewing petitions and election filings. The campaign concluded in the fall of 1989.

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 did not serve as a judicial law clerk.

- 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.

09/1984 – 02/1990
Cahill Gordon & Reindel
80 Pine Street
New York, NY 10005
Litigation Associate

09/2000 – 12/2000
St. John's University School of Law
8000 Utopia Parkway
Jamaica, NY 11439
Adjunct Professor

03/1990 – 05/2001
Office of the United States Attorney
Eastern District of New York
271 Cadman Plaza East
Brooklyn, NY 11201
United States Attorney 1999 – 2001
(appointed 07/18/1999; sworn in 12/28/2000)

Other Positions: Chief Assistant U.S. Attorney (“Chief Assistant” and “First Assistant” are used interchangeably); Deputy Chief and Chief, Long Island Division; Chief, Intake & Arraignments & Deputy Chief, General Crimes; Assistant U.S. Attorney

07/2005 – 07/2007
United Nations International Criminal Tribunal for Rwanda
Arusha International Conference Centre
P.O. Box 6016
Arusha, Tanzania
Counsel to the Prosecutor (pro bono appointment while with Hogan & Hartson LLP)

01/2002 – 05/2010
Hogan & Hartson LLP
875 Third Avenue
New York, NY 10022
Partner

05/2010 – present
(appointed 04/23/2010; sworn in 05/03/2010)
Office of the United States Attorney
Eastern District of New York
271 Cadman Plaza East
Brooklyn, NY 11201
United States Attorney

Please see Question 6 for non-profit and other board service.

- 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 never 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.

In my current practice as U.S. Attorney (2010 – present), I manage all aspects of the office, including the legal practice (both civil and criminal) and administrative matters. I maintain a relationship with the bench and the defense bar. I also interact with Department officials on policy issues.

My practice at Hogan & Hartson (2002 – 2010) was primarily white collar criminal defense and counseling. I counseled and spoke on issues involving the Foreign Corrupt Practices Act (FCPA). I represented individuals and entities before Department, the SEC, and other investigative bodies, conducted internal investigations and worked on civil matters involving antitrust and employment issues.

In my first tenure at the U.S. Attorney's Office (1990 – 2001), I handled narcotics, money laundering, violent crime, public corruption and civil rights cases. I also served as a supervisor within the office and handled community affairs, policy and management issues. As U.S. Attorney during this tenure, I managed all aspects of the office, including the legal practice (both civil and criminal) and administrative matters. I maintained a relationship with the bench and the defense bar, and interacted with Department officials on policy issues.

While an associate at Cahill Gordon (1984 – 1990), I researched and wrote memoranda of law, took and defended depositions, and engaged in discovery practice. It was a commercial civil practice.

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

My only current client is the United States. My current responsibilities are supervisory and managerial. When I previously litigated cases in the office, my practice was exclusively criminal.

My client base at Hogan & Hartson contained individuals as well as corporate entities. The business entities were varied and included pharmaceutical companies, a communications entity, automotive companies, airlines, accounting firms, and defense contracting firms.

The clients of Cahill Gordon were primarily business entities, ranging from securities firms to a television network. My practice was general and varied within the litigation department.

- 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.

As U.S. Attorney (both tenures), I have not litigated directly, although all pleadings are in my name. My practice has been managerial and supervisory.

At Hogan & Hartson, my practice was primarily litigation, and included internal investigations and subject matter counseling. I appeared in court occasionally.

In my prior positions in the Office of the United States Attorney for the Eastern District of New York, when I litigated matters, my practice was 100% criminal.

At Cahill Gordon, my practice was exclusively litigation. I appeared in court only occasionally.

- i. Indicate the percentage of your practice in:

1. federal courts;
2. state courts of record;
3. other courts;
4. administrative agencies

During both my tenures in the United States Attorney's Office, my practice has been 100% in federal court.

At Hogan & Hartson, my practice was 95% in federal court and 5% before other administrative agencies.

At Cahill Gordon, my practice was 100% in state court.

- ii. Indicate the percentage of your practice in:

1. civil proceedings;
2. criminal proceedings.

As United States Attorney, my current responsibilities are divided approximately evenly between the civil (40%) and criminal (40%) practice of the office with the remainder of my time (20%) focused on the administrative functions of the office. When I litigated matters in the office, my practice was 100% criminal.

My practice at Hogan & Hartson was 95% criminal and 5% civil.

My practice at Cahill Gordon was 100% civil.

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

I have tried 13 cases to verdict, including one at Cahill Gordon and 12 at the U.S. Attorney's Office. At Cahill Gordon, I was associate counsel. At the U.S. Attorney's Office, I second chaired my first trial, and in other trials I was lead counsel or part of the trial team.

In addition, while at Hogan, I served as Ethics Counsel to the New York City Council Committee on Standards and Ethics and served as lead counsel in the Committee's administrative hearing charging a New York City Councilman with sexual harassment.

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

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

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

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

Hearings and Trials

1. In the Matter of Alan Jennings 04 CSE 001

This matter involved an investigation and hearing before the New York City Council Committee on Standards and Ethics on allegations of sexual harassment, improper termination and inappropriate conduct against then-Councilman Jennings involving two

former staffers and two City Council employees. Two female former staffers of the Councilman testified that he both made inappropriate comments to them and touched them inappropriately, as well as directed them to perform menial housekeeping tasks at his home. To one of the staffers, a grandmother, the Councilman presented a travel souvenir depicting a phallic symbol. When the second staffer wrote to complain of her treatment by him, the Councilman terminated her employment. The hearing ran from October 2004 through February 2005 with numerous breaks in testimony. I served as Counsel to the Ethics Committee and presented the case against Councilman Jennings. I prepared the case, handled numerous witnesses and exhibits, and delivered the opening and closing arguments. The Committee found that Councilman Jennings had engaged in sexual harassment and recommended he be censured by the full New York City Council, which recommendation was adopted.

Committee: Councilman Joel Rivera
250 Broadway 18th Floor
New York, NY 10007
212-788-6966

Councilmember Madeline Provenzano
(retired)

Councilmember Peter Vallone, Jr.
Currently: Special Assistant to the Commissioner of the Department of
Corrections and Community Supervision
22-45 31st Street
Long Island City, NY 11105
518-473-9400

Councilmember Melinda Katz
Currently: Queens Borough President
120-55 Queens Boulevard
Kew Gardens, NY 11424
718-286-2870

Councilmember David I. Weprin
Currently: New York State Assemblyman
185-06 Union Turnpike
Fresh Meadows, NY 11368
212-788-6984

Councilmember Diana Reyna
250 Broadway 17th Floor
New York, NY 10007
212-788-7095

Councilmember Phillip Reed
(deceased)

Councilmember William Perkins
Currently: New York State Senator
163 West 125th Street
Harlem State Office Building, Suite 912
New York, NY 10027
212-222-7315

Councilmember Andrew Lanza
Currently: New York State Senator
3845 Richmond Avenue Suite 2A
Staten Island, NY 10312
718-984-4073

Co-counsel: Anne Kelly
Assistant District Attorney
Office of the District Attorney
18th Judicial District
Robert A. Christenson Justice Center
400 Justice Way
Castle Rock, CO 80109
303-814-7100

Defense counsel: Robert Ellis
(deceased)

2. U.S. v. Volpe, et al. 98 CR 196 (EHN)

I worked on the criminal civil rights investigation and ultimately, the five-week trial in 1999 of four New York City police officers and one police sergeant on charges of conspiracy to violate civil rights, violation of civil rights, obstruction of justice, accessory after the fact and false statements. The lead defendant, Justin Volpe, was charged with the sexual assault, with an object, upon Haitian immigrant Abner Louima. The remaining defendants were involved in assisting or covering up the assault. Louima was arrested outside a Brooklyn nightclub after officers were called to the scene. During the disturbance, Volpe was struck by a civilian, whom officers incorrectly believed was Abner Louima. Upon his arrest, Louima was beaten in the police car on the way to the precinct, and ultimately taken to the police precinct where Volpe and Officer Schwarz took him into the bathroom and Schwarz subdued Louima as Volpe sodomized him with a broken broomstick. Louima needed several surgeries to repair the damage. The lead defendant Volpe pled guilty late in the trial; Schwarz was convicted after trial of sexual assault upon the victim; and the remaining three officers were acquitted. As part of the prosecution trial team, I worked on all aspects of the case, including the handling of numerous witnesses and exhibits, and delivered the rebuttal summation.

Judge: Honorable Eugene H. Nickerson (deceased)
Formerly United States District Judge
Eastern District of New York

Co-counsel: Alan M. Vinegrad
Covington & Burling
620 Eighth Avenue
New York, NY 10018
212-841-1022

Kenneth P. Thompson
Kings County District Attorney
350 Jay Street
Brooklyn, NY 11201
718-250-2000

Defense counsel: Marvyn M. Kornberg
125-10 Queens Boulevard
Kew Gardens, NY 11415
718-261-4400

counsel for
defendant Volpe

Stuart London
Worth, Longworth & London LLP
111 John Street Suite 640
New York, NY 10038
212-964-8038

counsel for
defendant Bruder

Stephen C. Worth
Worth, Longworth & London LLP
111 John Street Suite 640
New York, NY 10038
212-964-8038

counsel for
defendant Schwarz

Joseph Tacopina
Law Offices of Tacopina
275 Madison Avenue 35th Floor
New York, NY 10016
212-227-8877

counsel for
defendant Wiese

Russell Gioiella
Litman, Asche & Gioiella
45 Broadway 30th Floor
New York, NY 10006
212-908-4500

counsel for
defendant Wiese

John D. Patten
Cerrone & Geoghan
30 Vesey Street PH Suite
New York, NY 10007
212-962-1295

counsel for
defendant Bellomo

3. U.S. v Aliperti
94 CR 259 (DRH)

This matter involved the February 1996 re-trial of the defendant, a former member of Planning Board of Town of Brookhaven, on charges of extortion conspiracy, extortion, and perjury arising out of his acceptance of money and favors from Long Island real estate developer and auto dealer John McNamara. As the lead prosecutor in case, I handled multiple aspects of trial preparation and trial, including examination of witnesses and presentation of evidence. I delivered the opening and rebuttal summation. The defendant was acquitted of substantive extortion and the jury could not reach a verdict on the extortion conspiracy and perjury charges. The defendant ultimately pled guilty to charges of bank fraud and income tax evasion.

Judge: Honorable Denis R. Hurley
United States District Judge
Eastern District of New York
United States Courthouse
100 Federal Plaza
Central Islip, NY 11722
631-712-5650

Co-counsel: Honorable Edgardo Ramos
Thurgood Marshall U.S. Courthouse
40 Foley Square
New York, NY 10007
212-805-0294

Defense Counsel: Joel Winograd
Winograd & Winograd
450 Seventh Avenue
New York, NY 10123
212-268-6900

counsel for Aliperti

4. U.S v. Aliperti
94 CR 259 (DRH)

This case was the initial separate trial, in March of 1995, of defendant Aliperti on charges of extortion conspiracy, extortion and perjury arising out of his acceptance of money and favors from Long Island real estate developer and auto dealer John McNamara. Aliperti's case had been severed mid-trial in the initial trial of three defendants. As the lead prosecutor in the case, I handled multiple aspects of trial preparation and trial. The jury ultimately could not reach a verdict, and a mistrial was declared.

Judge: Honorable Denis R. Hurley
(see above)

Co-counsel: Honorable Edgardo Ramos
(see above)

Defense counsel: Paul Gianelli
Reynolds, Caronia, Gianelli, Hagney &
LaPinta LLP
35 Arkway Drive P.O. Box 1177
Happauge, NY 11788
631-231-1199

counsel for Aliperti

**5. U.S. v Aliperti, Losquadro & Zimmer
94 CR 259 (DRH)**

This was the initial trial in late 1994 of three former members of the Town of Brookhaven Planning and Town Board on charges of extortion and extortion conspiracy arising out of their receipt of cash and benefits from Long Island real estate developer and auto dealer John McNamara. The defendants were alleged to have received cash, cars and other benefits from McNamara in exchange for their votes in favor of his real estate projects when they came before their respective Planning and Town Boards. I was the lead prosecutor in the case, handling multiple aspects of trial preparation and trial. Defendant Aliperti was severed mid-trial, leading to the two above-referenced trials. Defendants Losquadro and Zimmer were acquitted.

Judge: Honorable Denis R. Hurley
(see above)

Co-counsel: Honorable Edgardo Ramos
(see above)

Defense Counsel: Paul Gianelli
(see above)

counsel for defendant
Aliperti

Benjamin Brafman
767 Third Avenue 26th Floor
New York, NY 10017
212-750-7800

counsel for defendant
Losquadro

Raymond Perini
Perini & Hoerger
1770 Motor Parkway
Hauppauge, NY 11749
631-232-2224

counsel for defendant
Zimmer

**6. U.S. v Bosah
92 CR 1199 (SJ)**

I was the lead prosecutor in this one-week trial in 1991 of two defendants charged with heroin importation conspiracy. The defendants, Nigerian immigrants who had settled in South Carolina, allegedly recruited young women of limited means and education to travel overseas and smuggle heroin back into the U.S. for them. The young women thought they were romantically involved with the defendants, but were being inveigled into the smuggling conspiracy instead. The defendants were acquitted.

Judge: Honorable Sterling Johnson
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Defense Counsel: John Patten
Cerrone & Geoghan
30 Vesey Street PH Suite
New York, NY 10007
212-962-1295

counsel for defendant
Bosah

David Hart Ely
(unable to locate current information)

counsel for defendant
Osakwe

**7. U.S. v Chung, et al.
90 CR 1019 (RR)**

In February 1992, I was part of the prosecution team for this eight-week trial of nine defendants, members of the Asian street gang known as The Green Dragons. The Green dragons were a violent gang, composed of young Asian boys who left their families and their schools to live in gang apartments. Led by an older Chinese gangster who used them as bodyguards and protection of his illegal gambling business, the Green Dragons also routinely extorted money from Chinese businesses in Queens, returning to commit murder and other acts of violence if they were denied. In one act of violent retribution, the gang kidnapped and murdered a young woman who had testified against them in a state grand jury and her then-boyfriend, a young man with no gang history or connections. They also plotted from prison to murder a homicide witness against them. The defendants were convicted of murder, extortion, and kidnapping under the RICO Act. As part of prosecution team, I handled the motion practice in the case, including transfer proceedings against juvenile defendants, and presented numerous witnesses and exhibits at trial. I delivered opening and main summation.

Judge: Honorable Reena Raggi
United States Court of Appeals for the Second Circuit
(formerly United States District Judge, Eastern District of New York)
225 Cadman Plaza East
Brooklyn, NY 11201
718-613-2490

Co-counsel: Catherine Palmer
Latham & Watkins
885 Third Avenue
New York, NY 10022
212-906-1335

Margaret Giordano Friedberg
Office of the U.S. Attorney for the Eastern District of New York
271 Cadman Plaza East
Brooklyn, NY 11201
718-254-7000

Defense counsel:	Michael Handwerker 280 Madison Avenue, Suite 1202 New York, NY 10016 212-679-1330	counsel for defendant Chung
------------------	--	--------------------------------

Susan Kellman 25 Eighth Avenue Brooklyn, NY 11217 718-783-8200	counsel for defendant Tran
---	-------------------------------

Lawrence Schoenbach 111 Broadway New York, NY 10006 212-346-2400	counsel for defendant Chan
---	-------------------------------

Gerald E. Bodell 36 W. 44 th Street New York, NY 10036 212-398-3778	counsel for defendant Ngo
---	------------------------------

Michael Padden Federal Defenders Services One Pierrepont Plaza 16th Floor Brooklyn, NY 11201 718-330-1200	counsel for defendant Wang
---	-------------------------------

Alan Drezin 26 Court Street Brooklyn, NY 11242 718-624-5553	counsel for defendant Kwok
--	-------------------------------

Bruce McIntyre (deceased)	counsel for defendant Wong
------------------------------	-------------------------------

Charles Lavine NY State Representative 70 Glen Street Suite 100 Glen Cove, NY 11542 516-676-0050	counsel for defendant Cheng
--	--------------------------------

Joel Cohen
128 Mott Street Suite 706
New York, NY 10013
212-571-8899

counsel for defendant
Ng

**8. U.S. v Farace
90 CR 387 (RJD)**

I was the lead prosecutor in this 1990 trial, wherein the defendant was convicted of narcotics conspiracy. The defendant Michael Farace lured a family friend and small time drug dealer to his neighborhood with a request to purchase cocaine. When the other dealer arrived, the defendant and his brother and cousin beat and robbed him of the drugs and his cash. The victim ultimately became an informant for the DEA. I handled all phases of the trial.

Judge: Honorable Raymond J. Dearie
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201
718-613-2430

Defense Counsel: Peter Kircheimer
Federal Defenders Services
One Pierrepont Plaza 16th Floor
Brooklyn, NY 11201

counsel for Farace

**9. U.S. v Mincieli, et al
90 CR 242 (RR)**

I was the lead prosecutor in this five-week trial in 1990 of five defendants charged with conspiracy to purchase narcotics. The defendants, neighbors and relatives in their Staten Island community, decided to supplement their income by selling cocaine. They approached a bodybuilder and former drug colleague to obtain multiple kilos of cocaine for sale. The oldest defendant, in his sixties at the time, operated a bread delivery route on Staten Island, and planned to sell cocaine along his delivery route. Unbeknownst to the defendants, their former drug colleague had become an informant for the DEA, and agents were able to arrange a "reverse buy," wherein fake kilos of cocaine were delivered to the defendants. One of the defendants sent his wife with the money for the drugs, money that amounted to approximately their entire household income for the year. Three of the defendants, including the elderly bakery driver, were convicted; two were acquitted.

Judge: Honorable Reena Raggi
(see above)

Co-counsel: Ross Pearlson
Sills Cummis Zuckerman Radin Tischman Epstein & Gross
One Riverfront Plaza
Newark, NJ 07102
973-643-7000

Defense Counsel: Gerald J. DiChiara 3 Park Avenue, Suite 1501 New York, NY 10016 212-679-1958	counsel for defendant J. Mincieli
Gino Josh Singer 299 Broadway New York, NY 10007 212-227-6655	counsel for defendant J. Mincieli
Joseph Benfante 225 Broadway New York, NY 10007 212-227-4700	counsel for defendant Spallina
Albert Brackley 233 Broadway, Rm 801 New York, NY 10279 212-625-5884	counsel for defendant Zinnante
James Moriarty (unable to locate current information)	counsel for defendant F. Mincieli
Joseph Fallek, Sr. (retired)	counsel for defendant DiGiovanni

10. U.S. v. McNamara 92 CR 606 (ERK)

John McNamara was a real estate developer and car dealer in Suffolk County, New York, who was discovered to have defrauded the finance company of his auto dealership of over \$6 billion dollars. The fraud was simple, but lasted several years. McNamara created false documentation providing fictitious Vehicle Identification Numbers to his finance company GMAC, purportedly to obtain financing for customized vans he was purchasing for sale overseas. These vehicles were nonexistent, yet GMAC advanced billions of dollars of financing to McNamara before the fraud was discovered. A GMAC auditor ultimately noticed that McNamara was requesting financing and claiming overseas sales on a monthly basis of more customized vans than had been produced in a calendar year, a physical impossibility. It has been reported that McNamara's fraud was the inspiration for a similar scheme depicted in the Coen brothers' 1996 film " Fargo." In 1992, McNamara pled guilty to this large scale fraud and cooperated in the prosecutions of local politicians he had bribed to ensure favorable treatment of his real estate projects, many of which were financed with the proceeds of the fraud. I was the lead prosecutor in the political corruption investigations (see nos. 3-5 above) in which McNamara was the main cooperating witness. I spent significant time debriefing and preparing him to testify. I also handled his sentencing, which generated several contested Sentencing Guidelines issues. In 1996, McNamara received a sentence of five years and was ordered to pay restitution of over \$400 million.

Judge: Honorable Edward R. Korman
United States District Judge
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201
718-613-2477

Defense Counsel: G. Michael Bellinger
Carter Ledyard & Milburn, LLP
2 Wall Street
New York, NY 10005
212-732-3200

counsel for McNamara

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.)

Significant Matters (EDNY)

While I have not directly litigated as U.S. Attorney, I have supervised numerous significant matters that reflect matters of national significance. A representative sampling is below.

1. *U.S. v. Nafis*. 12 CR 00720 (CBA). The defendant Nafis, a Bangladeshi national, traveled to the United States in January 2012 intending to fight violent jihad. Once in the United States, he attempted to recruit multiple individuals to form a terrorist cell. An undercover FBI agent posing as an al Qaeda facilitator was able to connect with Nafis, who shared his plans to target a high-ranking U.S. official and a government building. Nafis ultimately decided to plant a bomb at the Federal Reserve Bank of New York building, even after being warned it would cause significant damage and potential loss of life. Nafis assembled a 1,000 pound bomb, using inert material supplied by the undercover agent, planted it at the Federal Reserve Bank building, and went to a nearby location and attempted to detonate the bomb. Nafis pleaded guilty to attempting to use a weapon of mass destruction and in 2013, received a sentence of 30 years.
2. *U.S. v. Lopez-Perez, et al.* 11 CR 199 (CBA). The Eastern District of New York has a strong record in human trafficking cases. This case, along with several others involved several defendants, all Mexican nationals, who lured young women into relationships and then trafficked them into the New York area and forced them into prostitution. The women were beaten and sexually assaulted by the defendants and often their children were held in Mexico to ensure compliance with the scheme. We have prosecuted a number of these defendants, and have worked with the government of Mexico as well as United States based non-governmental organizations to reunite the children, held as human collateral, with their mothers.

3. *U.S. v. Espada*. 10 CR 985 (FB). The lead defendant, Pedro Espada Jr., was a former New York State Senate Majority Leader who also ran a federally-funded healthcare clinic in a poor neighborhood of the Bronx, New York. Rather than use the over \$1 million in federal funds he received to run the clinic and buy medicine, syringes, and equipment, Espada lived an extravagant lifestyle and purchased luxury cars, expensive vacations and meals, spa treatments, and other luxuries for himself and his family. Espada was convicted in 2012 for theft of federal funds from the clinic and for lying on his 2005 personal tax return. In 2013, Espada was sentenced to five years imprisonment and ordered to pay restitution.
4. *U.S. v. Cosmo*. 09 CR 255 (DRH). In 2010, the defendant Nicholas Cosmo pled guilty to mail and wire fraud charges stemming from his Ponzi scheme in which he defrauded approximately 3,000 investors out of over \$195 million. Cosmo ran two companies that purported to invest in commercial loans, but in reality were used to fleece their investors. In 2011, Cosmo was sentenced to 25 years imprisonment.

International Criminal Tribunal for Rwanda

One of my most significant and rewarding legal activities was my work with the Tribunal. From 2001 – 2005, I was part of a group of New York lawyers who taught a NITA-based trial advocacy workshop at the Tribunal for the Office of the Prosecutor. In the summer of 2005, the Chief of Prosecutions and the Prosecutor asked me to conduct an investigation into allegations of witness tampering and obstruction of justice at the Tribunal. Witnesses had recanted their testimony during the appellate process and were indicating that Tribunal staff may have been involved in earlier coercion of testimony, hence the need for outside counsel. I spent much of the summer of 2005 in Tanzania, where the Tribunal was located, and Rwanda, where most of the victims still reside. I interviewed numerous genocide survivors. Based on this work, I presented recommendations to the Prosecutor. One of the recanting witnesses was ultimately charged with perjury before the Tribunal. I was planning to try the case against him when he pled guilty.

Internal Investigations

I conducted internal investigations for Hogan & Hartson clients that have resulted in resolution of matters and changes in internal policies.

I conducted an internal investigation for a defense contracting client into FCPA issues in African operations. I coordinated witness interviews both in the U.S. and overseas, as well as overseas document production. I was deeply involved in negotiations (concluded by another firm) with government regulators.

I have conducted internal investigations for a pharmaceutical company client into issues of earnings manipulation as well as promotional practices.

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.

October 2012, International Criminal Court (ICC). Taught NITA-based trial advocacy workshop to prosecution trial team at ICC. Focused on case development and witness examinations. Copy Unavailable.

June 2009, Hogan & Hartson. Taught Litigation Junior Associate Training on Witness and Client Interviews. Copy Attached (notes also utilized in May 2007).

2006 – 2008, Hogan & Hartson. Conducted CLE and client presentations on Foreign Corrupt Practices Act (FCPA). Copy Attached (utilized outline provided numerous times).

May 2005, Hogan & Hartson. Taught CLE program on FCPA. Copy Attached.

2001 – 2005, International Criminal Tribunal for Rwanda (ICTR). Taught NITA-based trial advocacy program to prosecutors at ICTR once a year from 2001 – 2005. Copy Attached (utilized outline provided, revised annually, for the program).

Fall 2000, Adjunct Professor St. Johns University School of Law. Taught NITA-based trial advocacy course. Copy Attached.

October 2000, International Law Enforcement Academy (ILEA), Budapest Hungary. Taught course on U.S. Federal law enforcement principles along with two FBI agents. I no longer have the materials from this course.

1992 – 1998, Department of Justice National Advocacy Center. Taught numerous criminal trial advocacy courses through the National Advocacy Center. I no longer have the materials from these 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, except that as a U.S. Government employee, I participate in the Thrift Savings Plan.

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.

None.

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).

I earn a salary as a federal employee. For other information, see my SF-278 as provided by the Office of Government Ethics.

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

See attached net worth statement.

22. **Potential Conflicts of Interest**:

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

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

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

In the event of a potential conflict of interest, I will consult with ethics officials in the Department of Justice.

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

Since returning to government in 2010, I have devoted a significant portion of my administrative time to expanding the U.S. Attorney's Office's (EDNY) community outreach efforts. I have consolidated outreach efforts into a Community Outreach Committee, which meets with me once a month to discuss our ongoing efforts to work with schools and community groups. We seek to provide role models to students who would not otherwise be exposed to the law and promote understanding of the work of the office. We also participate in a re-entry program based in Brownsville, New York. In 2013, I instituted a requirement that every attorney participate in one community outreach event a year. Most participate in several. The U.S. Attorney's Office (EDNY) is also supportive of the diversion and alternatives to incarceration programs of the United States District Court for the Eastern District of New York.

Prior to rejoining the office, I devoted significant pro bono time to both teaching and conducting an investigation at the ICTR. While my firm required each attorney complete at least 20 annual hours of pro bono work per year, for my Tribunal investigative work I provided over 400 hours of pro bono work, with the firm's acquiescence and support.

In addition, in 2009, I provided approximately 20 hours of pro bono representation to a New York City organization devoted to assisting LGBT youth.

FINANCIAL STATEMENT

NET WORTH

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

ASSETS			LIABILITIES		
Cash on hand and in banks	250	000	Notes payable to banks-secured	51	000
U.S. Government securities-add schedule			Notes payable to banks-unsecured	17	000
Listed securities-add schedule	893	200	Notes payable to relatives		
Unlisted securities-add schedule			Notes payable to others		
Accounts and notes receivable:			Accounts and bills due	51	000
Due from relatives and friends			Unpaid income tax		
Due from others			Other unpaid income and interest		
Doubtful			Real estate mortgages payable-add schedule	95	000
Real estate owned-add schedule	220	000	Chattel mortgages and other liens payable		
Real estate mortgages receivable			Other debts-itemize:		
Autos and other personal property	50	000	Loan outstanding against 401(K) (Spouse)	46	900
Cash value-life insurance					
Other assets itemize:					
Thrift Savings Plan	7	300			
			Total liabilities	267	900
			Net Worth	1	152 600
Total Assets	1	420 500	Total liabilities and net worth	1	420 500
CONTINGENT LIABILITIES			GENERAL INFORMATION		
As endorser, comaker or guarantor			Are any assets pledged? (Add schedule)	No	
On leases or contracts	none		Are you defendant in any suits or legal actions?	No	
Legal Claims	none		Have you ever taken bankruptcy?	No	
Provision for Federal Income Tax	none				
Other special debt	none				

FINANCIAL STATEMENT

NET WORTH SCHEDULES

Listed Securities

iShares Core MSCI Emerging Markets ETF	\$ 30,800
iShares Trust Russell Midcap ETF	19,100
SPDR S&P Emerging Asia Pacific ETF	16,000
SPDR S&P 500 ETF TR	125,800
Baird Midcap Fund Institutional Class	34,700
Chartwell Small Cap Value I Share	21,000
FMI Large Cap Fund	73,300
Gabelli Small Cap Growth Fund Class I	20,600
John Hancock Disciplined Value Mid Cap Fund Class I	37,200
Mainstay ICAP International Fund Class I	48,400
Manning & Napier FD Inc. World Opportunities SRS	39,100
Riverpark/Wedgewood Institutional Funds	75,700
Vanguard Bd Index FD Inc. Total Bond Mkt ETF	64,800
Vanguard Charlotte FDS Total Int'l Bd Index FD ETF CL	31,800
JP Morgan Core Bond Fund Select	17,700
Oppenheimer Sr. Floating Rate FD Class Y	14,900
Templeton Global Bond Adv	17,100
Virtus Multi-Sector Short Term Bond Fund Class I	25,600
AQR Managed Futures Strategy Fund Class I	11,700
Blackrock Global Long/Short Credit Fund I	13,800
CBRE Clarion Long/Short Fund Institutional Class	9,200
John Hancock Global Absolute Retn Strategies CL I	19,800
Mainstay Marketfield Fund Class I	7,200
Riverpark Long/Short Opportunity Fund Class Inst'l	6,400
Robeco Boston Partners Global L/S Fund Class Inst'l	11,400
W&R Advisors Science and Technology Fund Class A	6,000
Waddell & Reed Adv Fd New Concepts A	11,000
Blackrock Lifepath 2025 Fund Defined Contribution	69,000
AMCAP Fund	2,500
American High-Income Trust	2,700
EuroPacific Growth Fund	3,700
International Bond Fund of America	4,500
The Investment Company of America	3,800
New World Fund	3,600
Short-Term Bond Fund of America	7,700 ¹

TOTAL	\$893,200
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¹ Seven holdings (AMCAP Fund, American High-Income Trust, EuroPacific Growth Fund, International Bond Fund of America, The Investment Company of America, New World Fund, and Short-Term Bond Fund of America) were aggregated on OGE Form 278 on page 8 as "Collegebound Fund CBF – Age Based Aggressive 1993-1995."

FINANCIAL STATEMENT

NET WORTH SCHEDULES

Real Estate Owned

Vacation residence (Hewitt, NJ)	\$220,000
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Real Estate Mortgages Payable

Vacation residence (Hewitt, NJ)	\$95,000
Mortgagee: Quicken Loans	

AFFIDAVIT

I, Loretta E. Lynch, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

12/01/2014
(DATE)

Loretta E. Lynch
(NAME)

Kimberly J. Sasser
(NOTARY)

