

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

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

Ignacia Soledad Moreno

Former Names Used: Ignacia S. Bish
Ignacia Moreno Bish

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

Assistant Attorney General, Environment and Natural Resources Division,
United States Department of Justice

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

Office Address: General Electric Company
319 Great Oaks Boulevard
Albany, NY 12203



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

May 8, 1961; Cartagena, Colombia

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.

Law School: New York University School of Law; 1987 to 1990
Juris Doctor, May 1990

College: New York University; 1978 to 1982 and 1985
B.A, February 1986

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.

BNA's *Environmental Due Diligence Guide*
1801 South Bell Street
Arlington, VA 22202
July 2008-Present; Advisory Board (*pro bono*)

Hispanic Forum Albany/Schenectady Hub
General Electric Company
1 River Road
Schenectady, New York 12345
December 2007-Present; Co-Leader Community Service Committee (*pro bono*)

General Electric Company
319 Great Oaks Boulevard
Albany, NY 12203
September 2006-Present;
Counsel, Northeast/Midwest Regions and International, Corporate Environmental Programs

Spriggs & Hollingsworth
1350 I Street, N.W.
Washington, DC 20005
October 2001-January 2004; Of Counsel
February 2004-September 2006; Partner

Washington Lawyers' Committee for Civil Rights and Urban Affairs
11 Dupont Circle, N.W., Suite 400
Washington, DC 20036
2007-Present, Board of Trustees (*pro bono*)
2003-2006; Board of Directors (*pro bono*)

Center for International Environmental Law
1350 Connecticut Avenue, N.W.
Washington, DC 20036
2004-Present; Board of Advisors (*pro bono*)

Lawcorps
1819 L Street, N.W.
Washington, DC 20036
June 2001-August 2001; Lawyer

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

United States Department of Justice
Environment and Natural Resources Division
950 Pennsylvania Avenue, N.W.
Washington, DC 20530
January 1994-January 1995; Special Assistant to the Assistant Attorney General
January 1995-January 2001; Counsel and then Principal Counsel to the Assistant Attorney General

Hogan & Hartson LLP
555 Thirteenth Street, N.W.
Washington, DC 20004
September 1990-January 1994; Associate

New York University School of Law, Professor Harvey Dale
40 Washington Square South
New York, NY 10012
October 1989-May 1990; Research Assistant

United States Attorney's Office, Southern District of New York
1 St. Andrew's Plaza
New York, NY 10013
January 1990-April 1990; Law Clerk/Legal Intern (law school clinic)

Kaye Scholer LLP
901 Fifteenth Street, N.W.
Washington, DC 20005
June 1989-August 1989; Summer Associate

New York University School of Law, Professor David Cohen
138 McDougal Street
New York, NY 10022
August 1988-May 1989; Teaching Assistant, Legal Research and Writing

United States Senate Committee on the Judiciary, Nominations Task Force
224 Dirksen Senate Office Building
Washington, DC 20510
June 1988-August 1988; Legal Intern for Senator Joseph Biden

Manhattan District Attorney's Office, Sex Crimes Prosecution Unit
1 Hogan Place
New York, NY 10013
August 1986-August 1987; Trial Preparation Assistant

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

Berkley Publishing Group

200 Madison Avenue

New York, NY 10016

November 1983-August 1986; Assistant to the Editorial Director; Assistant to the Publisher
January 1987-August 1987; Freelance Reader (Charter Books)

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.

None. Not required to register for selective service.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

Federal Hispanic Heritage Excellence Award for Partnership Building, 1999;

Special Commendation for Outstanding Service, awarded by the United States Department of Justice, Environment and Natural Resources Division, 1997;

Bronze Medal, awarded by the United States Environmental Protection Agency ("EPA") for Outstanding Service, Fourth International Conference on Environmental Enforcement and Compliance, Chiang Mai, Thailand, 1996;

Special Commendation for Outstanding Service, awarded by the United States Department of Justice, Environment and Natural Resources Division, 1996;

Latina Excellence Environment Award, awarded by *Hispanic Magazine*, 1996;

Bronze Medal, awarded by EPA for Outstanding Service in the development and implementation of a strategy to identify and mitigate transborder river pollution along the U.S.-Mexico border, 1995;

Selected as one of the 100 Most Influential Hispanics in the U.S. by *Hispanic Business Magazine*, 1995, based on accomplishments in environmental enforcement initiatives

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.

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

American Bar Association

1991-Present; Member

2006-2007; Planning Committee and Moderator and Speaker, 36th Annual Conference on Environmental Law (Keystone Conference)

2004-2005; Vice-Chair for Technology, Superfund and Natural Resource Damages Litigation Committee

2002-2003; Vice-Chair, 2003 Annual Meeting Planning Committee

2001-2002; Vice-Chair for Programs, International Environmental Law Committee, Section of Environment, Energy and Resources

2000-2001; Vice-Chair, International Environmental Law Committee, Section of International Law and Practice

District of Columbia Bar

1992-Present; Member

2002-2004; Special Committee on Multi-Jurisdictional Practice

2001; Nominations Committee

Hispanic Bar Association of the District of Columbia

1994-2006; Member

2004-2006; Advisory Board

1995-2002; Board of Directors

2000-2001; President

Hispanic National Bar Association

Mid-1990s (est.)-Present; Member

2008-Present; General Counsel

New York State Bar Association

2008-Present; Member

Virginia State Bar

1990-Present; Member

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.

Commonwealth of Virginia, admitted October 1990 (Active)

District of Columbia, admitted October 1992 (Active)

State of New York, admitted March 2008 (Active)

No lapses in membership.

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

United States Supreme Court, admitted March 1995

United States District Court for the District of Maryland, admitted June 1993

United States District Court for the District of Puerto Rico, admitted 1995

United States District Court for the District of Columbia, admitted December 2001

No lapses in membership.

11. **Memberships:**

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

Center for International Environmental Law
2004-Present; Board of Advisors (*pro bono*)

Washington Lawyers' Committee for Civil Rights and Urban Affairs
2007-Present, Board of Trustees (*pro bono*)
2003-2006; Board of Directors (*pro bono*)

BNA's *Environmental Due Diligence Guide*
2008-Present; Advisory Board (*pro bono*)

Hispanic Forum Albany/Schenectady Hub
December 2007-Present; Co-Leader Community Service Committee (*pro bono*)

Pinebush Elementary School Parent Teacher Association
2007-Present

Forest Hollow Swim Club, a pool facility in Annandale, Virginia
2002-2006 (est.); Member

I am a member of the Environmental Law Institute and the Wildlife Conservation Society by virtue of contributions. I was a member of the American Civil Liberties Union during the 1990s by virtue of contributions. I have been a member of Friends of the National Zoo and possibly other charitable or civic organizations by virtue of contributions.

- 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.

To the best of my knowledge, none of the organizations discriminate or have discriminated on the basis of race, sex, religion or national origin.

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.

I have done my best to identify all items called for in this question, including through a review of my personal files and searches of publicly available electronic databases. I have located the following:

Toward a Free Trade Area of the Americas: A Chapter in the Trade, Investment, and Environment Debate, 33 TRENDS, NO. 2, ABA SECTION OF ENVIRONMENT, ENERGY, AND RESOURCES (November/December 2001) (co-author);

The Free Trade Area of the Americas Agreement and the Environment: Getting Beyond the Barricades, Tear Gas and Declarations, THE INTERNATIONAL ENVIRONMENTAL LAW COMMITTEE NEWSLETTER, ABA SECTION OF ENVIRONMENT, ENERGY, AND RESOURCES, Vol. 3, No. 4 (May 2001);

Free Trade and the Environment: The NAFTA, the NAAEC, and Implications for the Future, 12 TULANE ENVIRONMENTAL LAW JOURNAL 405 (Spring 1999) (co-author);

- 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.

I have done my best to identify all items called for in this question, including through a review of my personal files and searches of publicly available electronic databases. I have located the following:

Hispanic National Bar Association, Memorandum from Ignacia S. Moreno, General Counsel and Chair of the Elections Board, dated May 12, 2009;

"Separate and Unequal: The State of the District of Columbia Public Schools Fifty Years After *Brown* and *Bolling*," A Parents United for the D.C. Public Schools Civic Leader Advisory Committee Report, March 2005. I reviewed the report and contributed revisions as part of *pro bono* work for the Washington Lawyers' Committee for Civil Rights and Urban Affairs;

District of Columbia Bar Special Committee on Multijurisdictional Practice ("Special Committee") issued a unanimous Interim Report on February 6, 2004 and a unanimous Final Report and Recommendations on September 30, 2004 to the Board of Governors on Disciplinary System Issues. I was a member of the Special Committee from 2002 to 2004;

Hispanic Bar Association of the District of Columbia, Ignacia S. Moreno, President, Washington, DC, letter dated January 19, 2001, submitted to the Senate Judiciary Committee on the nomination of John Ashcroft to be Attorney General of the United States;

Hispanic Bar Association of the District of Columbia, Ignacia S. Moreno, President, Annual Report, January 2000 to January 2001, Presented at the Annual Meeting on January 25, 2001, Washington, DC;

“Language Barrier Problems in the Hispanic Community’s Contacts with the Metropolitan Police Department and the District of Columbia’s Court System,” 1991, a report prepared by Hogan & Hartson on behalf of the American Civil Liberties Union of the National Capital Area (co-author under the name Ignacia Moreno Bish). The report analyzed the interaction of the District of Columbia Latino community with the District of Columbia courts and police department.

- 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.

I have done my best to identify all items called for in this question, including through a review of my personal files and searches of publicly available electronic databases. I have located the following:

Organization of American States, “Final Report of the Second Regular Meeting of the Inter-American Committee on Sustainable Development,” Washington, DC, October 13-15, 1999, as a member of the United States delegation had significant involvement in the formulation and ultimate adoption of Inter-American Counsel for Integral Development (CIDI) Resolutions:

- (1) CIDI/CIDS/RES.4 (II-O/99) Hemispheric Network of Officials and Experts on Environmental Law, Enforcement, and Compliance; and
- (2) CIDI/CIDS/RES.6 (II-O/99) Inter-American Strategy for the Promotion of Public Participation in Decision-Making for Sustainable Development;

Statement on behalf of the United States at the Bi-national United States-Mexico Meeting, Mexico City, Mexico, June 3-4, 1999, regarding United States-Mexico commitments regarding cooperative environmental enforcement initiatives (no copy of statement found);

Report to the United States Senate Committee on the Judiciary titled “Redressing Impediments to Voting Facing Language Minorities: The Need to Reauthorize and Expand Section 203 of the Voting Rights Act,” March 4, 1992 (co-author, under the name Ignacia Moreno Bish) with transmittal letter to Senator Paul Simon, dated March 4, 1992;

Testimony before the United States Commission on Civil Rights, Mount Pleasant Hearing, January 29-31, 1992, Police-Community Relations Panel, on behalf of the American Civil Liberties Union of the National Capital Area regarding findings in a report I co-authored titled “Language Barrier Problems in the Hispanic Community’s Contacts with the Metropolitan Police Department and the District of Columbia’s Court System,” 1991 (under the name Ignacia Moreno Bish)

- 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.

I have done my best to identify all items called for in this question, including through a review of my personal files and searches of publicly available electronic databases. I have located the following:

American Bar Association, 36th Annual Conference on Environmental Law
Keystone, Colorado, March 8-11, 2007, moderated and co-presented panel
discussion on "Ethical Performance Standards: Management of Electronic and
Hard Copy Information":

- (1) Presentation titled "Management of Electronic and Hard Copy
Information;"
- (2) Presentation titled "Expert and Information Management Strategies;"

General Electric Company, Corporate Environmental Programs Remedial Staff
Meeting, Amelia Island, Florida, November 1, 2007, presenter on "Document and
Information Management Strategies" (presentation is not available because it is
proprietary, privileged and confidential; the topic is an overview of and advice on
electronic discovery compliance);

Hispanic National Bar Association Convention, Washington, DC, October 17,
2005, panel discussion on "Environmental Law & Our Communities—Corporate
Responsibility for Environmental Harm Abroad Under the Alien Tort Claims Act:
Does *Sosa* Close the Door?" (no notes or prepared text available; discussion of
United States Supreme Court ruling and litigation strategies);

Spriggs & Hollingsworth 17th Annual Private Seminar on Toxic Tort Litigation
and Current Strategies for Toxics and Pharmaceutical Defense, Washington,
DC, June 9-10, 2005, co-presenter on "Endocrine Disruptors Are Still Here, *Our
Stolen Future* Marches On" (presentation is not available because it is proprietary,
privileged and confidential; the topic is an overview of and advice on emerging
scientific research and its implications for litigation);

Spriggs & Hollingsworth 16th Annual Private Seminar on Toxic Tort Litigation and Current Strategies for Toxics and Pharmaceutical Defense, Washington, DC, May 18-19, 2004, ethics presentation "Managing Electronic Information – A Strategic Approach" (presentation is not available because it is proprietary, privileged and confidential; the topic is an overview of and ethics advice on electronic discovery compliance);

Inter-American Bar Association, 2003, panel discussion on "Corporate Environmental Responsibility and the Alien Tort Claims Act" (no notes or prepared text available; addressed application of the Alien Tort Claims Act to environmental claims);

- 2 Council for International Exchange of Scholars, Fulbright Visiting Scholar Conference, "The Global Environment: Challenges for the Future," speaker on panel discussion titled "Trade and the Environment," Washington, DC, March 25, 1999;

American Bar Association/Inter-American Bar Association Conference on Development, the Environment & Dispute Resolution in the Americas: New Directions for the Private Sector, Buenos Aires, Argentina, March 5-7, 1997 (no notes or prepared text available; panel presentation on new directions for the private sector in the areas of development, the environment, and dispute resolution in the Americas);

Introductory remarks for Consultation with Colombian Ministry of the Environment on the Design of a Compliance Strategy and Enforcement Program, Bogota, Colombia, October 1-3, 1997 (no notes or prepared text available; overview of the United States civil and criminal environmental enforcement programs);

As part of the United States delegation to the Fourth International Conference on Environmental Compliance and Enforcement in Chiang Mai, Thailand, April 22-26, 1996:

- 3 (1) Conducted a day-long workshop on principles of the United States federal environmental enforcement and compliance program, with a focus on designing management approaches, drafting enforceable requirements, designing an effective compliance and enforcement strategy, and developing a multi-stakeholder resolution to a complex enforcement problem based on a solid waste disposal case study (no notes or prepared text available; see workshop materials titled "Residential & Industrial (Solid) Waste Disposal, Technical Support Document" on Principles of Environmental Enforcement and Compliance);

- 4 (2) Co-facilitator for Special Topic and Institution-Building Workshop on the "Montreal Protocol: Enforcement of Chlorofluorocarbons (CFC) and Related Requirements;"

National Conference for Society of Women Environmental Professionals, Washington, DC, on or about 1995, (no notes or prepared text available; panel presentation on work-life balance and Department of Justice work-life policies);

Fourth International Conference for Women Environmental Professionals, Washington, DC, September 8-9, 1994, (no notes or prepared text available; panel presentation on the application of EPA's environmental audits policy and penalty immunity)

- 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.

I have done my best to identify all items called for in this question, including through a review of my personal files and searches of publicly available electronic databases. I have located the following:

Spanish-language talk radio show interview and question and answer session in 1987 regarding Manhattan District Attorney's Office, Sex Crimes Prosecution Unit services, as a part of public service outreach to Hispanic community in New York City (transcript not found);

Special Fox Broadcasting Company television news report regarding federal labor law and civil rights case brought on behalf of Mexican H2-B workers broadcast on August 14, 1992 (videotape not found);

Quoted in Las Cruces newspaper regarding United States Department of Justice investigation of safe drinking water issues at the Colonias in Las Cruces, New Mexico, 1995 (article not found)

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.

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

Appointed by President William J. Clinton to the United States Department of Justice, Environment and Natural Resources Division
January 1994-January 1995 - Special Assistant to the Assistant Attorney General
January 1995-January 2001 - Counsel and then Principal Counsel to the Assistant Attorney General

I have not been a candidate for elective office or been nominated previously for appointed office.

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

Mid-Manhattan New Democratic Club, New York, NY
1983-1988, Member;
1987-1988, Executive Secretary (volunteer);
1984, 1985, 1986, Member of Executive Committee (volunteer);
1985-1987, Member of Community Service Committee (volunteer)

New York County Democratic Committee, New York, NY
1985-1986, Member

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 clerk to a judge.

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

I have not practiced as a solo practitioner.

- 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.

Hogan & Hartson LLP
555 Thirteenth Street, N.W.
Washington, DC 20004
September 1990-January 1994; Associate

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

United States Department of Justice
Environment and Natural Resources Division
950 Pennsylvania Avenue, N.W.
Washington, DC 20530
Appointed by President Clinton:
January 1994-January 1995; Special Assistant to the Assistant Attorney General
January 1995-January 2001; Counsel and then Principal Counsel to the Assistant
Attorney General

Lawcorps
1819 L Street, N.W.
Washington, DC 20036
June 2001-August 2001; Lawyer

Spriggs & Hollingsworth
1350 I Street, N.W.
Washington, DC 20005
October 2001-January 2004; Of Counsel
February 2004-September 2006; Partner

General Electric Company
Corporate Environmental Programs
319 Great Oaks Boulevard
Albany, NY 12203
September 2006-Present;
Counsel, Northeast/Midwest Regions and International

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

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

b. Describe:

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

From 1990 to 1994, I was an Associate in the Washington, DC office of Hogan & Hartson LLP where I practiced with the firm's Environmental and Litigation Practice Groups. My environmental practice was focused on counseling clients on regulatory compliance matters under federal environmental laws, agency rulemakings, and administrative enforcement proceedings. My litigation practice involved all aspects of civil litigation

from pre-trial proceedings to trial. I also represented environmental organizations, civil liberties groups, and individuals on a *pro bono* basis on a variety of litigation and public policy matters.

From 1994 to 2001, I served as Special Assistant, Counsel and then Principal Counsel to the Assistant Attorney General for the Environment and Natural Resources Division ("Division"). In these positions I provided advice and counsel to the Assistant Attorney General on a wide variety of matters, participated in management of the Division, led significant environmental enforcement initiatives, expanded and managed the Division's international program, and represented the United States in international negotiations and litigation.

From 2001 to 2006, I was an Of Counsel and later Partner at the Washington, DC law firm of Spriggs & Hollingsworth, where I specialized in environmental and mass tort litigation with an emphasis on science-based advocacy.

From September 2006 to the present, I have been Counsel for the Northeast/Midwest Regions and International at the General Electric Company ("GE"). In this position, I oversee GE's compliance with federal and state environmental laws and ensure that it meets its consent decree, consent order, environmental permit, and private party obligations at legacy and acquired sites within my regions. I work with federal and state regulators and private parties to negotiate agreements for the investigation, remediation, and/or other resolution of environmental site conditions. I manage complex litigation and oversee outside environmental and litigation counsel. I work closely with members of the in-house technical project team on all of these matters.

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

At Hogan & Hartson LLP, I represented individuals, manufacturers, and other corporate clients. I also represented environmental organizations, civil liberties groups and individuals on a *pro bono* basis.

While I served at the United States Department of Justice, Environment and Natural Resources Division, I represented the United States of America in environmental enforcement and defensive matters, as well as in international negotiations and the development of bi-lateral and tri-lateral enforcement initiatives. Federal client agencies included EPA, the Department of the Interior, the Department of Commerce (National Marine Fisheries Service), the Department of Energy, and the Office of the United States Trade Representative, among others. I also served as the Division's liaison to the United States Attorneys.

At Spriggs & Hollingsworth, I represented corporate clients in civil litigation matters, specializing in environmental and mass tort litigation.

Currently, I am in-house counsel and represent the General Electric Company in addressing environmental matters.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

Approximately 50% of my practice to date has involved litigation. While I was at Hogan & Hartson LLP (1990-1994), I appeared in court frequently. During my tenure at the United States Department of Justice (1994-2001), I appeared in court occasionally. At Spriggs & Hollingsworth (2001-2006), I appeared in court occasionally. At General Electric (2006-present), I appear in court rarely.

- i. Indicate the percentage of your practice in:

1. federal courts; 95%
2. state courts of record; 5%
3. other courts; 0%
4. administrative agencies; 0%

- ii. Indicate the percentage of your practice in:

1. civil proceedings; 99%
2. criminal proceedings; 1%

- 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 was co-counsel in a seven-day bench trial to verdict. As in-house counsel, I entered an appearance and managed a week-long bench trial to verdict.

- i. What percentage of these trials were:

1. jury; 0%
2. non-jury; 100%

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

I am admitted to, but do not have a practice before the United States Supreme Court.

I contributed to an *amicus* brief filed before the United States Supreme Court in *Immigration and Naturalization Service v. National Center for Immigrants' Rights*, No. 90-1090 (July 12, 1991), on behalf of the American Bar Association.

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.

- (1) Allgood v. General Motors Corp., No. 1:02-cv-1077, 2006 U.S. Dist. LEXIS 70764 (S.D. Ind. Sept. 18, 2006). Co-counsel in representation of General Motors in a complex mass tort case brought by private parties seeking hundreds of millions of dollars in damages for an alternative clean-up to an ongoing EPA-approved clean-up under a Comprehensive Environmental Response, Compensation and Liability Act ("CERCLA") administrative order on consent and a Resource Conservation and Recovery Act corrective action agreement, as well as personal injury and property damage claims. In this multi-firm case, I was principally responsible for formulating and implementing all aspects of a successful science-based expert defense strategy, including identifying and retaining a nationally-renowned expert team, and developing expert testimony in the areas of environmental remediation, standard of care, toxicology, epidemiology, and medical monitoring/occupational health. I also took expert depositions, drafted *Daubert* and dispositive motions, and provided advice and counsel to General Motor's technical project managers and consultants on ongoing remediation issues related to the litigation. General Motor's summary judgment and *Daubert* motions were substantially granted.

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

United States District Court for the Southern District of Indiana
United States District Court Judge David F. Hamilton

Co-counsel:

Martin C. Calhoun, Esq.
Frank Leone, Esq.
Katharine R. Latimer, Esq.
Spriggs & Hollingsworth
1350 I Street, N.W.
Washington, DC 20004
(202) 898-5800

Bruce A. Featherstone, Esq. (coordinating counsel)
Frank C. Porada, Esq.
Featherstone DeSisto LLP
600 17th Street, Suite 2400S
Denver, CO 80202
(303) 626-7125

W. Ray Persons, Esq.
Douglas W. Gilfillan, Esq.
King & Spalding LLP
1180 Peachtree Street, NE
Atlanta, GA 30309
(404) 572-4600

Lee B. McTurnan, Esq.
McTurnan & Turner
10 West Market Street
Indianapolis, IN 46204
(317) 464-8181

Counsel for Plaintiffs:

Jay P. Kennedy, Esq.
Kroger, Gardis & Regas LLP
111 Monument Circle, Suite 900
Indianapolis, IN 46204
(317) 692-9000

- (2) Arias v. DynCorp, 517 F. Supp. 2d 221 (D.D.C. 2007). Co-counsel for DynCorp in a civil action brought by foreign nationals against DynCorp, a government contractor for the United States Department of State, under the Alien Tort Claims Act, other statutes, and federal and state common law. The complaint alleged personal injury and property damages

resulting from the aerial spraying of an herbicide approved by EPA and the United States Department of Agriculture for eradication of coca in fields in southern Colombia. Co-counsel and I worked closely with the Department of State in formulating a defense and filing a motion to dismiss on jurisdictional grounds in 2001, which was supported by a declaration of an Assistant Secretary of State. Thereafter, we filed a motion that stayed discovery pending a ruling on the motion to dismiss, which ensured the protection of then-sensitive and classified information relating to the implementation of the congressionally-approved Plan Colombia. DynCorp's motion to dismiss was denied after I left Spriggs & Hollingsworth in 2006.

United States District Court for the District of Columbia
United States District Court Judge Richard W. Roberts

Co-counsel:

Joe G. Hollingsworth, Esq.
Katharine R. Latimer, Esq.
Eric G. Lasker, Esq.
Spriggs & Hollingsworth
1350 I Street, N.W.
Washington, DC 20004
(202) 898-5800

Counsel for Plaintiffs:

Terry Collingsworth, Esq.
Conrad & Scherer
731 8th Street, S.E.
Washington, DC 20003
(202) 543-4001

- (3) Arreola, et al. v. Philip J. Harrington & Son, et al., C.A. No. L-91-1934 (bench trial on July 6-14, 1992). In this case, co-counsel and I represented 15 Mexican nationals in a civil action brought against their employer, a Maryland seafood processing plant, and North Carolina labor contractors. After a seven-day trial, the court ruled that the defendants had violated the minimum wage, overtime wage, and retaliatory discharge provisions of the Fair Labor Standards Act. The court also ruled that the plaintiffs' working conditions and wages were significantly worse than those of other workers at the same plant, that this disparity was due to the plaintiffs' ethnicity, and that this constituted a violation of plaintiffs' civil rights under 42 U.S.C. § 1981. The defendants were held liable for more than \$400,000 in damages, attorneys' fees and costs. I was involved in all aspects of the case from drafting initial pleadings, examining and cross-examining witnesses at trial, and filing post-trial briefs.

United States District Court for the District of Maryland
United States District Court Judge Benson E. Legg

Co-counsel:

John C. Keeney, Jr., Esq.
L. Anthony Sutin, Esq. (deceased)
Hogan & Hartson LLP
555 Thirteenth Street, N.W.
Washington, DC 20004
(202) 637-5750

Counsel for Defendants:

Jane A. Canter, Esq.
Charles E. Chlan & Associates
109 Federal Street
Easton, MD 21601
(410) 820-0200

- (4) Brower v. Daley, 93 F. Supp. 2d 1071 (N.D. Cal. 2000), *aff'd*, Brower v. Evans, 257 F.3d 1058 (9th Cir. 2001). Co-counsel for the Department of Commerce and the National Marine Fisheries Service in defense of an Initial Finding on the impact on dolphin stocks of the purse seine tuna fishery in the Eastern Tropical Pacific Ocean. I handled case management issues, filed the Administrative record, and drafted the government's cross-motion for summary judgment with co-counsel. Summary judgment was granted to plaintiffs on their Administrative Procedure Act claim. The United States was granted summary judgment on plaintiffs' National Environmental Policy Act claim. Plaintiffs' motion for preliminary injunction denied as moot. I did not participate in the subsequent appeal, which was decided after I had left the Division at the conclusion of the Clinton Administration.

United States District Court for the Northern District of California
United States District Court Judge Thelton E. Henderson

Co-counsel:

Charles R. Shockey, Esq.
United States Department of Justice,
Environment and Natural Resources Division
501 I Street
Sacramento, CA 95814
(916) 930-2203

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

Counsel for Plaintiffs:

Joshua R. Floum, Esq.
(Formerly with Legal Strategies Group)
General Counsel and Corporate Secretary
Visa Inc.
P.O. Box 8999
San Francisco, CA 94128
(415) 932-2100

- (5) McKoy, et al. v. Wilson, CA No. 91-0702-LFO (1992-1993). Co-counsel in employment discrimination case against the National Archives on behalf of three African-American female employees. Following discovery and submittal of pre-trial filings, we achieved a very favorable settlement on behalf of the plaintiffs, including the payment of back pay, reinstatement of two of the plaintiffs, and reimbursement of legal fees. At the time, this was one of the highest settlements for individuals in a discrimination claim against the federal government.

United States District Court for the District of Columbia
United States District Court Judge Louis Oberdorfer

Co-counsel:

Robert B. Cave, Esq.
Martha R. Moffett, Esq. (no longer with firm)
Hogan & Hartson LLP
555 Thirteenth Street, N.W.
Washington, DC 20004
(202) 637-5692

Counsel for Don W. Wilson, United States Archivist:

Jeffrey T. Sprung, Esq.
Assistant United States Attorney
United States Attorney's Office for the District of Columbia
555 4th Street, N.W.
Washington, DC 20530
(202) 514-7566

- (6) Public Citizen v. Kantor, 864 F. Supp. 208 (D.D.C. 1994). Co-counsel in successful defense of a civil action to compel the Office of the United States Trade Representative to prepare an environmental impact statement for the Uruguay Round Agreement concluded by President William Clinton under the auspices of the General Agreement on Tariffs and Trade. Co-counsel and I drafted the government's motion for summary judgment, which the court granted.

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

United States District Court for the District of Columbia
United States District Court Judge John H. Pratt

Co-counsel:

Bradley M. Campbell, Esq.
(Formerly with United States Department of Justice
Environment and Natural Resources Division)
Bradley M. Campbell LLC
50 West State Street, Suite 1100
Trenton, NJ 08608
(609) 392-4500

Counsel for Public Citizen:

Alan B. Morrison, Esq.
(Formerly with Public Citizen Litigation Group)
The George Washington University Law School
2000 H Street, N.W.
Washington, DC 20052
(202) 994-6261

- (7) South Carolina Department of Health and Environmental Control v. Carolina Steel & Wire Corp., et al., C.A. No. 3-00-1759 (“South Lake”); South Carolina Department of Health and Environmental Control v. Western Atlas, Inc., et al., (“Hollis Road”), C.A. No. 3-00-1760 (2001 to 2003). Co-counsel in successful defense and settlement of two separate CERCLA cost recovery and natural resource damages actions and pendent claims under state law for alleged chlorinated solvent groundwater contamination brought by the South Carolina Department of Health and Environmental Control (“DHEC”). I conducted discovery, took and defended depositions, drafted *Daubert* and dispositive motions, argued pretrial motions, and drafted consent decrees. One case settled favorably after we established a divisibility defense. Following the filing of *Daubert* and dispositive motions, the second case settled favorably shortly before trial.

South Lake Case:

United States District Court for District of South Carolina
United States District Court Judge Margaret Seymour

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

Co-counsel:

Frank Leone, Esq.
Spriggs & Hollingsworth
1350 I Street, N.W.
Washington, DC 20004
(202) 898-5825

Counsel for Plaintiff DHEC:

Jessica J.O. King, Esq.
(Formerly with DHEC)
Ellis Lawhorne & Simms
1501 Main Street, 5th Floor
Columbia, SC 29201
(803) 212-4967

Counsel for Carolina Steel & Wire:

Joseph A. Rhodes, Jr., Esq.
Ogletree, Deakins, Nash, Smoak & Stewart, P.C.
300 North Main Street
Greenville, SC 29602
(864) 271-1300

Counsel for Monroe Systems for Business, Inc.:

Robert E. Stepp, Esq.
Sowell, Gray, Stepp & Laffitte, L.L.C.
1310 Gadsden Street
Columbia, South Carolina 29201-3002
(803) 231-7836

Counsel for Icon Identity Solutions (f/k/a Acme-Wiley, Inc.)

Elizabeth B. Partlow, Esq.
Ogletree, Deakins, Nash, Smoak & Stewart, P.C.
1320 Main Street, Suite 600
Columbia, South Carolina 29201-2881
(803) 252-1300

Hollis Road Case:

United States District Court for District of South Carolina
United States District Court Judge Matthew Perry

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

Co-counsel:

Frank Leone, Esq.
Spriggs & Hollingsworth
1350 I Street, N.W.
Washington, DC 20004
(202) 898-5825

Counsel for Plaintiff DHEC:

Jessica J.O. King, Esq.
(Formerly with DHEC)
Ellis Lawhorne & Simms
1501 Main Street, 5th Floor
Columbia, SC 29201
(803) 212-4967

Counsel for Defendant Safety Kleen:

Scott K. Ames, Esq.
Fennermore Craig, P.C.
3003 North Central Avenue, Suite 2600
Phoenix, AZ 85012-2913
(602) 916-5339

Counsel for Defendant Hoover:

John E. Cheatham, Esq.
Law Offices of John E. Cheatham, P.A.
P.O. Box 1345
Lexington, SC 29071
(803) 359-2828

- (8) United States v. General Electric Co., Case No. 06-CV-00354-PB (2006 to 2009). I managed the day-to-day defense of a cost-recovery action under CERCLA brought by the United States against the General Electric Company for the recovery of response costs under CERCLA in connection with the Fletcher Paintworks Superfund Site in Milford, New Hampshire. The court denied both parties' cross-motions for summary judgment and the case proceeded to trial in 2008. With co-counsel, I managed the phase I liability trial in which General Electric asserted the useful product defense. I oversaw all aspects of the litigation, including discovery, development of expert testimony, preparation of summary judgment filings, and a week-long trial in which I appeared. The court ruled in favor of the United States.

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

United States District Court for the District of New Hampshire
United States District Court Judge Paul J. Barbadoro

Co-Counsel:

Tom H. Hill, Esq.
General Electric Company
3135 Easton Turnpike
Fairfield, CT 06828
(203) 373-2685

Outside Counsel:

Peter A. Biagetti, Esq.
William ("Mo") Cowan, Esq.
Colin Van Dyke, Esq.
Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.
One Financial Center
Boston, MA 02111
(617) 542-6000

Counsel for the United States:

Catherine Adams Fiske, Esq.
Environmental Enforcement Section
United States Department of Justice
One Gateway Center, Suite 616
Newton, MA 02458
(617) 450-0444

Peter Flynn, Esq.
Laura J. Rowley, Esq.
Environmental Enforcement Section
United States Department of Justice
P.O. Box 7611
Washington, DC 20044
(202) 514-2000

- (9) United States of America v. Pedro Rivera, et al., Criminal No. 95-84 (HL) (1995 to 1996), criminal prosecution under the Clean Water Act of three corporate defendants and three individuals, who were responsible for causing an oil spill in Puerto Rico. I handled and litigated issues relating to the disposition and seizure of the assets of a highly integrated enterprise consisting of over 50 corporate entities that were wholly or partly owned by defendants. In consultation with co-counsel, I reviewed and made recommendations to the court on requests for disposition of assets

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

by defendants. I successfully opposed a motion to vacate the court's order under the All Writs Act and to transfer venue, which allowed the court to retain and exercise meaningful jurisdiction over the defendants' assets and avoid frustration of the court's ability to enter a judgment and impose penalties. I also participated in discovery and plea negotiations.

United States District Court for the District of Puerto Rico
United States District Court Judge Hector M. Laffitte

Co-counsel:

Charles A. De Monaco
(Formerly with United States Department of Justice,
Environment and Natural Resources Division)
Dickie, McCamey & Chilcote
Two PPG Place, Suite 400
Pittsburg, PA 15222
(412) 392-5328

Counsel for Defendants:

Jared B. Stamell, Esq.
Stamell & Schager, L.L.P
One Liberty Plaza, 35th Floor
New York, NY 10006
(212) 566-4047

Joseph C. Laws, Jr. Esq.
Federal Public Defender's Office
241 Franklin D. Roosevelt Avenue
Hato Rey, PR 00918
(787) 281-4922
Counsel for Pedro Rivera

Ramon Garcia, Esq.
P.O. Box 6113
San Juan, PR 00902
Do not have access to phone number for counsel
Counsel for Bunker Group Puerto Rico

Yolanda Collazo, Esq.
P.O. Box 6113
San Juan, PR 00902
Do not have access to phone number for counsel
Counsel for Bunker Group, Inc.

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

Jorge L. Arroyo, Esq. (Deceased)
Counsel for New England Marine Services

- (10) United States v. Rio Bravo Farms, Ltd., et al., EP 97 CA 146 (1995 to 1997). While in the Environment and Natural Resources Division, I coordinated a Federal-state interagency Safe Drinking Water Act ("SDWA") enforcement initiative to address contaminated drinking water sources at undeveloped sub-divisions along the U.S.-Mexico border. With the interagency team, I investigated and developed the legal and technical case and worked with Division lawyers who negotiated a consent decree that required El Paso developers to provide potable drinking water to the Colonias residents and pay certain costs associated with connecting residences to water lines. This was a precedent-setting action on which the Division relied in addressing subsequent SDWA matters.

United States District Court for the Western District of Texas
United States District Court Judge David Briones

Co-counsel:

James MacAyeal, Esq.
United States Department of Justice,
Environment and Natural Resources Division
700 D Street, N.W.
Washington, DC 20004
(202) 616-8777

Counsel for Rio Bravo Farms, Ltd., Pecotos Corp., Arthur H. Ivey, Jr.

Sanford Cox, Esq.
Sandford Cox Law Office
6006 N. Mesa, Suite 220
El Paso, TX 79902
(915) 581-3477

Counsel for Arthur H. Ivey, CDV Investments, Inc., Cuna Del Valle, Ltd.

Guy N. Fields, III, Esq.
Fields, Healy and Bagley, P.C.
601 Montana Avenue
El Paso, TX 79902
(915) 351-4000

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.)

- a. Federal Implementation Plan to Address Visibility Impairment at the Grand Canyon National Park. While at Hogan & Hartson, I played an instrumental role in negotiating a Final Rule with EPA and industry representatives, on behalf of the Grand Canyon Trust, Environmental Defense Fund, and the Sierra Club, among others, whom we represented *pro bono*. The Final Rule recommended a 90% reduction in sulfur dioxide emissions at the Navajo Generating Station, which we negotiated as part of a memorandum of understanding. The final rule was more protective and cost-effective than EPA's original 70% emissions reduction proposal. EPA's rulemaking was upheld in a subsequent litigation brought by several Arizona irrigation districts in which I did not participate.
- b. I participated in each of the significant legal activities described below when I served at the Environment and Natural Resources Division of the United States Department of Justice:
 - (1) I worked with EPA to develop and implement a strategy to identify and mitigate pollution sources into the New River in California from American companies doing business in Mexico. I counseled EPA on its issuance of subpoenas to 100 companies and defended the issuance of the subpoenas in meetings with company representatives and counsel, resulting in near full compliance. I received a Bronze Medal from EPA for these efforts.
 - (2) I coordinated the development of the Environment and Natural Resources Division's guidance on and strategy for implementing President Clinton's Executive Order on environmental justice, and worked with the Department of Justice's environmental justice team regarding the same.
 - (3) As a member of an interagency team led by the Office of the United States Trade Representative and the Council on Environmental Quality, I participated in the drafting of Executive Order 13141 on Environmental Reviews of Trade Agreements and Implementing Guidelines. I represented the Department of Justice at principals' meetings to resolve significant policy issues, and participated with the Department's Office of Legal Counsel in the final Office of Management and Budget review of the Executive Order. I also participated in the drafting and adoption of Guidelines for the implementation of the Order.
 - (4) With colleagues from EPA and other affected agencies, I formulated United States Government defenses to citizen submissions made under the Article 14 and 15 Citizen Submission Process Under the NAFTA Environment Side Agreement (NAAEC) relating to NEPA and the Endangered Species Act.

- (5) As a member of the U.S. Delegation, I negotiated the terms of a proposed North American Transboundary Environmental Impact Assessment Agreement with Mexico and Canada before the North American Commission for Environmental Cooperation.
- (6) Declaration and Plan of Action for the Summit of the Americas on Sustainable Development in Santa Cruz, Bolivia ("Declaration and Plan of Action for the Bolivia Summit"). I was a member of the U.S. Delegation to the negotiations at the Organization of American States in Washington, D.C. of the Declaration and Plan of Action for the Bolivia Summit and a delegation member to the Presidential Summit in Santa Cruz, Bolivia in 1996. I negotiated commitments to (a) establish a hemispheric network of officials and experts in environmental enforcement to strengthen environmental laws, regulations and enforcement and (b) promote public participation in decision-making for sustainable development.
- (7) In order to abate pollution entering the United States from Mexico, I formulated cooperative enforcement initiatives that were implemented through negotiated annual work plans with enforcement officials from the Government of Mexico.

c. I have never engaged in lobbying activities on behalf of any client.

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.

Taught "U.S. and International Environmental Law," Fundamentals of U.S. and International Corporate Law Certificate Program, Universidad Autónoma de Guadalajara and Georgetown University School of Law in 1997 in Guadalajara, Mexico;

New York University School of Law, Legal Research and Writing Program, Teaching Assistant, 1988-1989

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.

Upon my resignation from General Electric ("GE"), I will forfeit my unvested GE Regular and Guaranteed Pension benefits, I will receive a lump sum payment of the amounts in my GE Personal Pension Account and Voluntary Pension Account, and I will receive a lump sum distribution of my investment in the GE Savings and Security Program. I also have unvested GE stock options and unvested GE restricted stock units ("RSUs") which begin to vest on July 24, 2009, if I am still employed at GE. The stock options and RSUs will be cancelled upon my resignation from GE.

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).

Please see responses to SF 278 Form.

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

See attached financial 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.

If confirmed as Assistant Attorney General, I will resign from my position as Counsel for the General Electric Company ("GE"). I have been granted unvested GE stock options and unvested GE restricted stock units which begin to vest on July 24, 2009. These unvested stock options and restricted stock units will be cancelled if I resign from GE prior to July 24, 2009. I also own stock in GE, but will ensure that the value of the stock does not exceed the amount of the *de minimis* exemption for matters affecting nonparties at 5 C.F.R. § 2640.202(b). Accordingly, I will not participate personally and substantially in any particular matter that has a direct and predictable effect on the financial interests of GE, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). For a period of

two years after my resignation from my position with GE, I will not participate personally and substantially in any particular matter involving specific parties in which GE is a party or represents a party unless I am first authorized to participate.

I will resign from my positions with the following organizations: the Hispanic National Bar Association, the Bureau of National Affairs, the Washington Lawyers' Committee for Civil Rights and Urban Affairs, and the Center for International Environmental Law. For a period of two years after my resignation from each of these organizations, I will not participate personally and substantially in any particular matter involving specific parties in which that organization is a party or represents a party, unless I am first authorized to participate.

I have been advised that because of the standard of conduct on impartiality at 5 C.F.R. § 2635.501, that I should seek advice before participating in any particular matter involving specific parties in which a member of my household has a financial interest or in which someone with whom I have a covered relationship is or represents a party.

In connection with the nomination process, I have consulted with the Office of Government Ethics and Department of Justice ethics officials 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 connection with the nomination process, I have consulted with the Office of Government Ethics and Department of Justice ethics officials 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.

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.

I am committed to public service and have performed a minimum of 50 hours of *pro bono* work every year since I graduated from law school. Representative charitable, volunteer, and *pro bono* work includes:

General Counsel, Hispanic National Bar Association, 2008-Present

Board of Advisors, Center for International Environmental Law, 2004-Present

Community Service Co-Leader, Hispanic Forum Schenectady Hub, General Electric Company, 2007- Present (community service projects include work with Junior Achievement at the Mont Pleasant Middle School, YMCA Black and Latino Youth Program, building housing with Habitat for Humanity, as well as organizing voter registration and Food Bank drives)

Co-Leader for Honduras Safe Water and Education Project, Hispanic Forum National Community Service Team, General Electric Company, 2008-Present

Board of Trustees, Washington Lawyers' Committee for Civil Rights and Urban Affairs, ("WLC"), 2007-Present, Board of Directors, WLC, 2003-2006 (Among other projects with the WLC, I led the "adoption" of middle schools in Washington, DC by my then-firm Spriggs & Hollingsworth and developed tutoring and mentoring programs in which more than 20 firm attorneys and staff participated.)

American Bar Association: Planning Committee and Moderator and Speaker, 36th Annual Conference on Environmental Law (Keystone Conference), 2006-2007; Vice-Chair for Technology, Superfund and Natural Resource Damages Litigation Committee, 2004-2005; Vice-Chair, 2003 Annual Meeting Planning Committee, 2002-2003; Vice-Chair for Programs, International Environmental Law Committee, Section of Environment, Energy and Resources, 2001-2002; Vice-Chair, International Environmental Law Committee, Section of International Law and Practice, 2000-2001

President, Hispanic Bar Association of the District of Columbia ("HBA-DC"), 2000-2001; Advisory Board, HBA-DC, 2004-2006; Board of Directors, HBA-DC, 1995-2002

District of Columbia Bar: Special Committee on Multi-Jurisdictional Practice, 2002-2004; Nominations Committee, 2001

Federal Implementation Plan to Address Visibility Impairment at the Grand Canyon National Park. While at Hogan & Hartson, I played an instrumental role in negotiating a final rule with EPA and industry representatives on behalf of the Grand Canyon Trust, Environmental Defense, and the Sierra Club, among others, whom we represented *pro bono*. The final rule recommended a 90% reduction in sulfur dioxide emissions at the Navajo Generating Station, which we negotiated as part of a memorandum of understanding. The final rule was more protective and cost-effective than EPA's original 70% emissions reduction proposal. EPA's rulemaking was upheld in a subsequent litigation by several Arizona irrigation districts in which I did not participate.

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

Contributed to the preparation of the report "Separate and Unequal: The State of the District of Columbia Public Schools Fifty Years After *Brown* and *Bolling*," A Parents United for the D.C. Public Schools Civic Leader Advisory Committee Report, March 2005

Co-authored Report to the United States Senate Committee on the Judiciary titled "Redressing Impediments to Voting Facing Language Minorities: The Need to Reauthorize and Expand Section 203 of the Voting Rights Act," March 4, 1992, on behalf of the Mexican-American Legal Defense and Educational Fund

Co-authored a report on "Language Barrier Problems in the Hispanic Community's Contacts with the Metropolitan Police Department and the District of Columbia's Court System," 1991, and testified before the United States Commission on Civil Rights regarding the findings in the report

Participated in the preparation of an *amicus* brief filed before the United States Supreme Court in *Immigration and Naturalization Service v. National Center for Immigrants' Rights*, No. 90-1090 (July 12, 1991), on behalf of the American Bar Association

Represented individual political asylum clients *pro bono*

Represented the Bankruptcy Trustee for the Latin American Investment Corporation and assisted in the recovery of assets belonging to Latinos in the District of Columbia metropolitan area

Co-drafted proposed licensing regulations for District of Columbia youth residential facilities

Coordinated and conducted "Street Law" programs at District of Columbia high schools and a middle school, and

Mentor youth through Junior Achievement and YMCA programs

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		112	000	Notes payable to banks-secured			0
U.S. Government securities-add schedule			0	Notes payable to banks-unsecured			0
Listed securities-add schedule		393	000	Notes payable to relatives			0
Unlisted securities--add schedule			0	Notes payable to others			0
Accounts and notes receivable:				Accounts and bills due			0
Due from relatives and friends		75	000	Unpaid income tax			0
Due from others			0	Other unpaid income and interest			0
Doubtful			0	Real estate mortgages payable-add schedule	332	000	
Real estate owned-add schedule		625	000	Chattel mortgages and other liens payable			0
Real estate mortgages receivable			0	Other debts-itemize:			0
Autos and other personal property		18	000				
Cash value-life insurance			0				
Other assets itemize:			0				
Retirement Accounts-see schedule		206	000				
				Total liabilities	332	000	
				Net Worth	1	097	000
Total Assets	1	429	000	Total liabilities and net worth	1	429	000
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor			0	Are any assets pledged? (Add schedule)			No

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

On leases or contracts			0	Are you defendant in any suits or legal actions?			No
Legal Claims			0	Have you ever taken bankruptcy?			No
Provision for Federal Income Tax			0				
Other special debt			0				

ADDED SCHEDULE OF ASSETS AND LIABILITIES FOR IGNACIA S. MORENO

Listed Securities

American High Income Trust Class F	\$ 10,000
Columbia Small Cap Value Fund I Class Z	\$ 8,000
Dodge & Cox International Fund	\$ 15,000
Eagle Capital Appreciation Trust Class A	\$ 31,000
Fidelity Advisor Leveraged Company Stock Fund Class I	\$ 17,000
Fidelity Advisor Municipal Fund Class I	\$ 19,000
General Electric Common	\$ 22,000
Harbor International Fund	\$ 47,000
J.P. Morgan U.S. Real Estate Fund Class A	\$ 19,000
Keeley Small Cap Value Fund Class A	\$ 7,000
Lazard Emerging Markets Equity Open (LZOEX)	\$ 15,000
Loomis Sayles Global Bond Fund Retail Class	\$ 10,000
MFS Research International Fund Class W	\$ 14,000
Prudential Financial, Inc. Common	\$ 1,000
T Rowe Price Dividend Growth	\$ 28,000
Vanguard Developed Markets Index Fund	\$ 33,000
Vanguard Inflation Protected Securities Fund	\$ 16,000
Vanguard 500 Index Fund Investor Shares	\$ 30,000
Vanguard Growth Index Fund Investor Shares	\$ 25,000
Vanguard Mid-Cap Stock Index Fund	\$ 16,000
The Cash Management Trust of America – Class A	<u>\$ 10,000</u>
Total	\$393,000

ADDED SCHEDULE OF ASSETS AND LIABILITIES FOR IGNACIA S. MORENO (Cont'd)

Retirement Accounts

Thrift Savings Plan—C Fund	\$ 63,000
Spriggs & Hollingsworth 401(k)	\$ 29,000
Hogan & Hartson 401(k)	\$ 34,000
General Electric Savings & Security Program	\$ 52,000
General Electric Pension Plan	\$ 17,000
IRA: Dreyfus General Money Market Fund	<u>\$ 11,000</u>
Total	\$206,000

Real Estate Owned

House in Guilderland, NY	\$350,000
Condominium in Alexandria, VA	\$275,000

Real Estate Mortgages Payable

Trustco Bank (Guilderland, NY property)	\$258,000
Astoria Federal Savings (Alexandria, VA property)	\$ 74,000

United States Senate Committee on the Judiciary
Ignacia S. Moreno Response to Questionnaire

AFFIDAVIT

I, Ignacia S. Moreno, do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

6/10/09

(DATE)

Ignacia S. Moreno

(NAME)

Maureen Young

(NOTARY)

MAUREEN YOUNG

Notary Public in the State of New York
Qualified in Saratoga County No. 01YD60784-0
My Commission Expires Dec. 19, 2011