

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

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

Abigail (Gail) Slater (Conlon).

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

Assistant Attorney General for the Antitrust Division.

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.

215 A Street NE, Washington, DC 20002

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

Dublin, Ireland. December 10, 1971.

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.

1989-1993: Bachelor of Civil Law (BCL), University College Dublin (including one year study abroad in Wurzburg, Germany). Graduated 1993.

1994-1995: M. Juris, Oxford University. Graduated 1995.

1993-1996: LLM, University College Dublin. Graduated 1997.

1996-1997: College of Law Guildford, England. Legal Practice Course (certificate needed to become a Solicitor in England).

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.

Freshfields law firm, 65 Fleet Street, London, EC4Y 1HS, England. Associate from

1997-2004 (in the London, Brussels, and DC offices).

Federal Trade Commission, 600 Pennsylvania Avenue NW, Washington, DC 20001, Staff Attorney and later Attorney Advisor from 2004-2014.

Internet Association, 1333 H Street NW, Suite 200, Washington, DC 20005, VP Legal & Regulatory Policy and later General Counsel, 2014-2018.

White House National Economic Council, EEOB, 1650 17th Street NW, Washington, DC 20006, Special Assistant to the President for Economic Policy, 2018-2019.

Fox Corporation, 101 Constitution Avenue NW, Washington, DC 20001, SVP Policy & Strategy, 2019-2022.

Roku Inc., 1173 Coleman Avenue, San Jose, California 95110, VP Public Policy, 2022-2023.

Senator JD Vance, 288 Russell Senate Office Building, Washington, DC 20510, Economic Policy Advisor, 2024.

Trump-Vance Transition (volunteer and consultant), 1601 Forum Place Suite 403, West Palm Beach, FL 33401

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.

N/A.

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.

University College Dublin: First Class Honors undergraduate and postgraduate level in law; Open Post Graduate Scholarship in Law; Jurisprudence Class Prize, 1993.

Chairman's Award for work on the Cephalon case, Federal Trade Commission, 2012.

Ireland Funds, Washington DC annual gala, Leadership in Government Award, 2019.

9. **Bar Associations:** List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

American Bar Association, Section of Antitrust Law, 2011-2024. Leadership roles on the following committees:

- Trade, Sports, and Professional Associations Committee;
- Privacy and Information Security Committee;
- U.S. Comments & Policy Committee.

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.

- Solicitor in England & Wales, admitted in 1999.
- New York Bar, admitted in 2004.
- District of Columbia Bar, admitted in 2024.

- 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.

N/A.

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.

Transatlantic High Level Working Group on Content Moderation Online and Freedom of Expression (TWG); member 2019-2020

State Department, International Digital Economy and Telecommunication Advisory Committee; member 2020-21.

- b. Indicate whether any of these organizations listed in response to 11 a 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.

N/A.

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 only on the Internet. Supply four (4) copies of all published material to the Committee.

University of Pennsylvania Law School Regulatory Review, University of Pennsylvania Law School, Regulatory Review, Why “Big Data” is a Big Deal, November 6, 2023
<https://www.theregreview.org/2023/11/06/slatter-why-big-data-is-a-big-deal/>

City Journal, Amazon’s Threshold Issues, October 12, 2023, <https://www.city-journal.org/article/amazons-threshold-issues>

University of Pennsylvania Law School, Regulatory Review, The Dawn of a New Era for Copyright Online (with Brad Watts), April 12, 2021
<https://www.theregreview.org/2021/04/12/slatter-watts-dawn-new-era-copyright-online/>

University of Pennsylvania Law School Regulatory Review, EARN IT Act Calls Internet Content Moderation Into Question, March 30, 2020
<https://www.theregreview.org/2020/03/30/slatter-earn-it-act-calls-internet-content-moderation-question/>

University of Pennsylvania Law School Regulatory Review, Will the White House’s AI Policies Lead to Permissionless Innovation, February 4, 2020,
<https://www.theregreview.org/2020/02/04/slatter-white-house-ai-policies-permissionless-innovation/>

University of Pennsylvania Law School Regulatory Review, The FTC and Net Neutrality’s Plan B, August 16, 2017, <https://www.theregreview.org/2017/08/16/slatter-ftc-net-neutrality/>

New York Times, Safe Harbors Online (letter to the editor), May 9, 2017,
<https://www.nytimes.com/2017/05/09/opinion/safe-harbor-online.html>

University of Pennsylvania Law School Regulatory Review, Why We Need Encryption Now More Than Ever, January 31, 2017 <https://www.theregreview.org/2017/01/31/slatter-encryption-now-more-than-ever/>

Ireland must fight the Apple tax case, and it must fight to win, September 6, 2016, Silicon Republic, <https://www.siliconrepublic.com/technology/apple-tax-ireland-eu-opinion>

University of Pennsylvania Law School Regulatory Review, Solving the Apple FBI Dispute, February 25, 2016, <https://www.theregreview.org/2016/02/25/slatter-fbi-apple-dispute/>

University of Pennsylvania Law School Regulatory Review, The Tremor, Quake, and Aftershock of EU Privacy Norms, February 2, 2016,
<https://www.theregreview.org/2016/02/02/slatter-eu-privacy-norms-us/>

University of Pennsylvania Law School Regulatory Review, Digital Copyright Reaches the Supreme Court (Perhaps), January 4, 2016, <https://www.theregreview.org/2016/01/04/slatter-digital-copyright-scotus/>

University of Pennsylvania Law School Regulatory Review, The Costs and Benefits of Data Brokers, June 19, 2014, <https://www.theregreview.org/2014/06/19/19-slatter-costs-and-benefits-of-data-brokers/>

University of Pennsylvania Law School Regulatory Review, House Bill Would Limit FDA Oversight of Health Apps, November 18, 2013 <https://www.theregreview.org/2013/11/18/18-slatter-healthcare-apps/>

Concurrences, Pay-for-delay settlements in the United States: An Overview of Leading Cases, October 31, 2013 <https://www.concurrences.com/en/bulletin/special-issues/patent-settlements/Foreword-Special-Issue-US-Pay-for>

University of Pennsylvania Law School Regulatory Review, The Tennis Channel v. Comcast: Game Over?, July 8, 2013, <https://www.theregreview.org/2013/07/08/08-slatter-tennis-channel/>

Concurrences, Gil Ohano (Cisco) : Life at the IP/Antitrust Intersection, May 2013, <https://www.concurrences.com/en/review/issues/no-2-2013/interview/gil-ohana-cisco-life-at-the-ip-antitrust-intersection-51602>

University of Pennsylvania Law School Regulatory Review, Patent Trolls: No Fairytale Ending in Sight?, March 25, 2013, <https://www.theregreview.org/2013/03/25/25-slatter-patent-trolls/>

William E. Kovacic: An Antitrust Tribute Liber Amicorum (co-editor), December 12, 2012, <https://www.amazon.com/William-Kovacic-Antitrust-Tribute-Amicorum/dp/1939007402>

University of Pennsylvania Law School Regulatory Review, Smartphone Patent Wars: The Role for Import Bans, July 31, 2012, <https://www.theregreview.org/2012/07/31/smartphone-patent-wars-the-role-for-import-bans/>

University of Pennsylvania Law School Regulatory Review, The Apple E-Books Litigation: A Page Turner, May 3, 2012, <https://www.theregreview.org/2012/05/03/the-apple-e-books-litigation-a-page-turner/>

Concurrences, Digital Wars by Charles Arthur (book review), April, 2012, <https://www.concurrences.com/en/review/issues/no-3-2012/livres/digital-wars-apple-google-microsoft-and-the-battle-for-the-internet-charles>

University of Pennsylvania Law School Regulatory Review, House Holds Hearing on the Impact of an EU Privacy Regulation, September 21, 2011, <https://www.theregreview.org/2011/09/21/house-holds-hearing-on-the-impact-of-an-eu-privacy-regulation/>

University of Pennsylvania Law School Regulatory Review, Federal Judge Rejects amended Google Book Settlement, May 31, 2011, <https://www.theregreview.org/2011/05/31/federal-judge-rejects-amended-google-books-settlement>

University of Pennsylvania Law School Regulatory Review, FTC Issues Pay for Delay Report, May 17, 2011, <https://www.theregreview.org/2011/05/17/ftc-issues-pay-for-delay-report/>

University of Pennsylvania Law School Regulatory Review, Google, Microsoft, and Monopoly Probe: Does Attitude Mean Anything? April 15, 2011, <https://www.theregreview.org/2011/04/15/google-microsoft-and-monopoly-probe-does-attitude-mean-anything/>

University of Pennsylvania Law School Regulatory Review, Loses Bid to Block Labcorp-Westcliff Merger, April 5, 2011, <https://www.theregreview.org/2011/04/05/ftc-loses-bid-to-block-labcorp-westcliff-merger/>

- 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.

“Freedom and Accountability” by the Transatlantic High Level Working Group on Content Moderation Online and Freedom of Expression (TWG), report published June 6, 2020. <https://www.annenbergpublicpolicycenter.org/feature/transatlantic-working-group-freedom-and-accountability/>

- 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.

The following are public comments or testimony submitted in my name on behalf of the Internet Association where I worked from 2014-2018. The views shared in the public comments and testimony reflect the member companies’ consensus position on a particular issue and are not necessarily my own views. However, I include them out of an abundance of caution. Please note that the Internet Association shuttered in 2021 and the website for the association is no longer readily accessible.

Internet Association Public Comments:

Letter to Senate Judiciary Committee Subcommittee on Antitrust regarding music licensing, March 2015, <https://web.archive.org/web/20211217114647/http://internetassociation.org/wp-content/uploads/2015/03/Internet-Association-Letter-On-Music-Licensing-031015.pdf>

Public comment on FTC sharing economy workshop, August 2015, <https://web.archive.org/web/20211217100318/https://internetassociation.org/files/internet-association-ftc-sharing-economy-working-group-8-3-15/>

Public comment to ICANN on the IANA transition, September 2015, <https://comments.ianacg.org/pdf/submission/submission103.pdf>

Ex-Parte filing with the FCC regarding a net neutrality meeting with the FCC, April 2017, <https://cdn.arstechnica.net/wp-content/uploads/2017/04/internet-association-net-neutrality-ex-parte.pdf>

Comments to the FCC regarding net neutrality, July 2017, <https://web.archive.org/web/20211217103010/https://internetassociation.org/wp-content/uploads/2017/07/IA-Net-Neutrality-Comments-Docket-17-108-F.pdf>

Reply comments to the FCC regarding net neutrality, August 2017, <https://web.archive.org/web/20211217103204/https://internetassociation.org/wp-content/uploads/2017/08/IA-Net-Neutrality-Reply-Comments-Docket-17-108.pdf>

Internet Association Congressional testimony:

House Energy & Commerce Committee, Legislative Hearing on 17 FTC Bills, <https://www.legistorm.com/directLink/hearingDownload/32611.pdf>, May 24, 2016,

Senate Committee on Commerce, Science, and Transportation, Hearing on S.1693, The Stop Enabling Sex Traffickers Act of 2017, <https://www.commerce.senate.gov/services/files/7fa310db-351d-4b3f-9766-8321917e211b>, 19 September 2017.

- 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.

The list below contains links to websites that explain the context for speeches and talks delivered by me following a good faith search online using available resources. In some cases, a video link is included, but in other cases neither a transcript nor video is available. I did not generally use prepared notes and have conducted a search for notes on the devices and computer storage systems available to me.

What Privacy? Conference panel on Making Privacy Policy, University of Pennsylvania Law School, January 2015, <https://www.law.upenn.edu/live/news/5243-panel-3-making-privacy-policy>,

Net Caucus Panel on the U.S./EU Safe Harbor, December 2015, <https://www.c-span.org/program/public-affairs-event/digital-privacy/418697>

American Library Association, Mid-Winter Meeting Boston, Should There Be a Right to Be Forgotten in the EU and the U.S.? January 2016
<https://americanlibrariesmagazine.org/blogs/the-scoop/should-there-be-a-right-to-be-forgotten/>,

ABA Antitrust Section Spring Meeting, Digital Single Market: Winners and Losers, April 2016, https://www.plmj.com/xms/files/v1/Eventos/2016/ABA_64th_Spring_Meeting.pdf (summary on page 28 of the program).

South School on Internet Governance, Organization of American States: Encryption and Privacy, the Apple San Bernardino case, April 2016,
<https://livestream.com/internetsociety/ssigoas>

GMU Law & Economics Center: EU and US Competition Policy, Big Data, and Privacy, June 2016, <https://masonlec.org/events/441/>

CyCon U.S., security research issues related to Bug Bounty programs, October 2016,
<https://www.youtube.com/watch?v=acWWT2R3LiI&list=PLtUuPz3a0Gz-PJOfb55O6jDZ68Ya9O9eS&index=15>

ITIF, Opt-In Requirements: The Hidden Red Tape of Privacy Laws, Information Technology and Information Foundation, October 2017, <https://itif.org/events/2017/10/12/opt-requirements-hidden-red-tape-privacy-laws/>,

NVCA VCs to DC Conference, The Trump Administration Approach to Tech Policy, May 2018, https://nvca.org/wp-content/uploads/2019/01/NVCA_VCs-To-DC_brochure_5-8-18_FINAL.pdf

Washington Post Technology 202 Live, November 2018,
<https://www.washingtonpost.com/washington-post-live/2018/11/08/transcript-technology-live/>

State of the Net, Content Moderation Online, January 2019,
<https://www.stateofthenet.org/speech-online-at-sotn-panels/>

The Future of Technology, Meridien Center for International Diplomacy, February, 2019,
<https://meridian.org/project/the-future-of-technology-insights-from-white-house-advisor-gail-slater>

American Bar Association Antitrust Section, Spring Meeting Chair's Showcase on Competition, Social Media and Digital Services, March 2019,
<https://www.americanbar.org/news/abanews/aba-news-archives/2019/03/aba-antitrust-spring-meeting-to-feature-top-officials-from-doj--/>

Ireland Funds Washington DC Awards Gala, Leadership in Government Award, March 2019
<https://www.youtube.com/watch?v=SFF1Mjq6vN0>

- 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.

Abigail Slater's Journey from Dublin to the White House, The Political Life Podcast, February 15, 2021, https://www.boomplay.com/episode/3194846#google_vignette

- f. If applicable, list all published judicial opinions that you have written, including concurrences and dissents. Supply the citations for all published judicial opinions to the Committee.

N/A.

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.

N/A.

- 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.

N/A.

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

- a. Describe chronologically your law practice and legal experience after graduation
- b. 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; N/A.

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

N/A.

- 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.

I did not clerk for a judge and I have never practiced law alone. I was a trainee at the law firm Freshfields (later Freshfields Bruckhuas Deringer) from 1997-1999 and an associate at the firm from 1999-2004. I worked at the firm's London, Brussels, and Washington DC offices. At the Federal Trade Commission from 2004-2014 I was a staff attorney and later attorney advisor to one of the FTC Commissioners (from 2011-2014).

- 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.

N/A.

- v. Whether you have held any judicial office, including positions as an administrative law judge, on any U.S. federal, state, tribal, or local court and if so, please provide the name of the court, the jurisdiction of that court, whether the position was appointed or elected, and the dates of your service.

N/A.

- c. Describe:

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

At the law firm Freshfields my first two years of practice were spent as a trainee Solicitor, meaning I rotated around different departments at the firm including corporate, litigation,

and antitrust. I also spent 18 months in the firm's Brussels office. After I qualified as a Solicitor in 1999, I practiced law in the firm's antitrust practice in London and Washington, DC. At the Federal Trade Commission, I was a staff attorney engaged in antitrust investigations and litigation for 7 years and an advisor to one of the FTC Commissioners for my final 3 years at the agency. In 2014, I went to work at the Internet Association where I worked on a variety of legal and policy matters including patents, privacy, and international trade. At the National Economic Council, my work related to inter agency priorities that furthered the administration's policy goals including 5G deployment. In the corporate work I did at Fox Corporation and Roku Inc. between 2019 and 2023, the work I did mostly related to public policy, as did my recent work in the Vance Senate office.

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

At Freshfields, the firm's antitrust clients were mostly corporations seeking merger clearances from antitrust agencies. At the trade association, the clients were the 40 member companies all of whom engaged in commerce over the internet. This role necessitated that I become a generalist and I was promoted to General Counsel based on my ability to handle a wide variety of legal issues. In corporate roles, my client was the individual company and the roles also varied in terms of issues covered. In public service, both as an antitrust specialist and as a generalist, I am proud to say that my client was the American people.

- d. 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.

Federal Trade Commission matters I worked on that went to litigation were mostly handled by trial lawyers brought on to cases headed to litigation. Therefore, my litigation experience relates to work done outside the courtroom.

1. Indicate the percentage of your practice in:
 1. federal courts:
 2. state courts of record:
 3. other courts:
 4. administrative agencies:

11. Indicate the percentage of your practice in:

1. civil proceedings: %
2. criminal proceedings: %

- e. 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.

L What percentage of these trials were:

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

- f. 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.

As VP for Legal & Regulatory Policy and later General Counsel for the Internet Association I ran an amicus brief program that included filing with the Supreme Court of the United States. The briefs were prepared by outside counsel on behalf of the member companies. I did not participate in any oral arguments before the Court.

Halo Electronics, Inc. v. Pulse Electronics, Inc., No. 14-1513, and Stryker Corp. v. Zimmer, Inc., No. 14-1520, Amicus Brief filed January 2016,
<https://www.scotusblog.com/wp-content/uploads/2016/01/14-1513-14-1520-bsac-Dell-Inc-et-al.pdf>

Samsung Electronics Co. Ltd. v. Apple Inc., No. 15-777, Amicus Brief filed June 2016,
<https://www.scotusblog.com/wp-content/uploads/2016/06/15-777tsacTheInternetAssociation.pdf>

Google, Inc., v. Alfonso Cioffi, et al. No. 16-200, Amicus Brief filed September 2016
(*unavailable online*)

Oil States Energy Services, LLC v. Greene's Energy Group, No. 16-712, Amicus Brief filed October 2017, <https://www.scotusblog.com/wp-content/uploads/2017/11/16-712-bsac-The-Internet-Association-et-al.pdf>

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:
- the date of representation;
 - the name of the court and the name of the judge or judges before whom the case was litigated; and
 - the individual name, addresses, and telephone numbers of co-counsel and of

principal counsel for each of the other parties.

Federal Trade Commission cases I worked on that went to litigation are listed below.

2007: Whole Foods/Wild Oats, merger litigation in United States District Court for the District of Columbia, Judge Paul Friedman presiding. I worked with the small team that investigated the matter and later on a much bigger team that litigated the case in district court. The case involved the merger of two supermarket chains that sold natural and organic foods. As investigators, we conducted depositions and oversaw document review. We also prepared memos recommending a case to the FTC Commissioners and the complaint the Commission filed. The complaint alleged that the proposed merger violated Section 7 of the Clayton Act by substantially lessening competition. During post-complaint discovery, my job was to oversee third party evidence, including conducting and defending depositions. I later worked on the team charged with the findings of fact and law we submitted to the court. The FTC lost its bid to secure a preliminary injunction enjoining the merger and the Commission appealed the decision to the DC Circuit. The DC Circuit ruled in favor of the FTC in 2008. The FTC lead attorney in the matter was Michael Franchak who still works for the agency at Constitution Center, 400 7th St SW Washington DC 20024. His phone number is (703) 967-7653.

2009: CCC/Mitchell, merger litigation in United States District Court for the District of Columbia, Judge Rosemary Collyer presiding. Like the Whole Foods case, this case involved an allegation that the merger between CCC and Mitchell violated Section 7 of the Clayton Act by substantially lessening competition in the market for software and workflow management systems used to assess car wreck damages for collision repair and insurance companies. I worked with the litigation team to conduct document discovery and write findings of fact and law. The FTC won its bid to secure a preliminary injunction enjoining the transaction. The FTC lead attorney on the case was Casey Triggs who has since retired. His phone number is (571) 217-1960.

2010: Cephalon non-merger litigation in the United States District Court for the Eastern District of Pennsylvania, Judge Mitchell Goldberg presiding. This case involved an allegation that Cephalon had violated Section 1 of the Sherman Act by colluding with 4 generic pharmaceutical companies to delay entry into a drug market, which kept prices to consumers artificially high. I worked with the litigation team to handle an expert witness in the case who had worked for a pharmaceutical company and could speak to the agreements between Cephalon and the generic drug companies. The FTC manager on the case was Markus Meier who has since retired. His phone number is (703) 851-6563.

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.)

Federal Trade Commission Investigations (pre-litigation investigations):

2005: Synopsys/Nassda merger investigation, lead attorney.

2005: Pitney Bowes/First Logic merger investigation, lead attorney.

2006: Brocade/McData merger investigation, lead attorney.

I also worked on dozens of non-public merger investigations conducting interviews, document review, and investigational hearings.

My lobbying activities were as a registered lobbyist for Roku, Inc. for whom I lobbied on some bills including the Big Tech digital competition bills that came before the Judiciary Committee as well as bills related to digital privacy in the 117th Congress.

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.

N/A.

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.

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.

I am a director on two non-profit boards. The first board is the non-profit Enough is Enough whose mission is to make the internet safer for children and family. The second board is the non-profit EdenSpring whose mission is to build the first shelter for trafficked women in the state of West Virginia. I intend to step down from both boards if confirmed.

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).

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

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

I am not aware of any potential conflicts of interest but will consult with DOJ ethics counsel to resolve any areas of concern.

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 work load, 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.

My husband and I donate to and volunteer at our parish church, St. Joseph's on Capitol Hill.