

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

1. **Name**: Full Name (include any former names used)

Benjamin Burgess Tucker; Benjamin B. Tucker

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

Deputy Director for State, Local and Tribal Affairs, Office of National Drug Control Policy, Executive Office of the President

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.

**One Pace Plaza
New York, New York 10038**



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

**January 4, 1951
Brooklyn, New York**

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.

**Fordham University School of Law, 8/77-5/81;
Degree awarded: Juris Doctor, 5/81**

**John Jay College of Criminal Justice, City University of New York, 1/70-6/77;
Degree awarded: Bachelor of Science, 6/77**

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.

Pace University

One Pace Plaza
New York NY 10038

Professor & Criminal Justice Coordinator *September 2004 to present*

Professor & Criminal Justice Coordinator *September 1999 –August 2002*

Note: on leave of absence from September 2002-June 2004

Estate of Harold L. King

Surrogate's Court, Suffolk County, State of New York
320 Center Drive
Riverhead New York 11901

Executor *August 2006-September 2009*

Estate of Edward Anderson

Surrogate's Court, Kings County, State of New York
2 Johnson Street
Brooklyn, New York 11201

Administrator *May 2007-September 2009*

The Urban Institute - Justice Policy Center

2100 M Street, NW
Washington, DC 20037

Consultant *June 2004 –December 2008*

Consultant *August 1999-September 2002*

New York City Department of Education

52 Chambers Street
New York, NY 10038

Chief Executive for School Safety and Planning *September 2002 to May 2004*

Benjamin B. Tucker and Associates

470 Montauk Highway
Southampton, New York, 11968

Management Consultant *August 1999 to September 2002*

Abt. Associates

55 Wheeler Street
Cambridge, MA 02138

Consultant *September 1999 –April 2001*

National Center for Victims of Crime

2000 M Street, NW
Washington DC 20036

Consultant *September 2000-August 2002*

U.S. Department of Justice/Office of Community Oriented Policing Services

1100 Vermont Avenue NW
Washington, DC 20530

Deputy Director for Operations September 1995 to June 1999

Center on Addiction and Substance Abuse at Columbia University (CASA)

152 West 57th Street

New York, New York 10019

Director of Field Operations/Senior Research Associate January 1994 to September 1995

**Substance Abuse Strategy Initiative Project, Wagner Graduate School of Public Service
New York University**

921 Broadway

New York, New York 10013

Operations Coordinator/Senior Research Associate January 1992 to January 1994

Manhattan Borough President's Office

1 Centre Street

New York, New York 10038

Chief of Operations January 1990 to June 1991

New York City Commission on Human Rights

52 Duane Street

New York, New York 10038

First Deputy Commissioner/Executive Director April 1989 to December 1989

Deputy Commissioner Community Relations May 1988 to April 1989

Mayor's Office of Operations

100 Church Street

New York, New York 10038

Deputy Assistant Director, Law Enforcement Services October 1986 to May 1988

New York City Police Department, Civilian Complaint Review Board

200 Park Avenue South

New York, New York 10003

Assistant Director July 1983 to July 1986

New York City Police Department, Office of the Deputy Commissioner of Legal Matters

One Police Plaza

New York, New York 10038

Legal Advisor January 1981 to July 1983

Sergeant July 1983-June 1991

Police Officer January 1972 to July 1983

Police Trainee/Precinct Service Officer November 1969 to January 1972

BOARDS:

The Urban Assembly School of Criminal Justice
4200 16th Avenue
Brooklyn, NY 11204
Advisory Board Member 2/09-9/09

Center for Alternative Sentencing and Employment Services (CASES)
360 Broadway
New York, NY 10013
Trustee, 08/99; 09/05- 8/09

New York City Criminal Justice Agency (CJA)
52 Duane Street
New York, NY 10007
Director, 09/04-8/09

Atterbury Hills Landowners Association
PO Box
Southampton, NY 11969
Member 08/97-present
Director 09/03-9/07

Brooklyn Legal Services Corporation “A”
260 Broadway
Brooklyn, NY 11211
Advisory Board Member, 11/90-9/95
Director 09/00-2002

Fordham University School of Law Alumni Association
140 West 62nd Street
New York, NY 10023
Member 6/81-present

OTHER AFFILIATIONS

National Center for Victims of Crime
2000 M Street
Washington DC 20036
Committee member 2000 – 12/07

New York City Emergency Management Task Force
City Hall
New York, NY 10038
Member, 9/03-12/03

Yale Law School China Law Center
127 Wall Street

New Haven, CT 06520
Pro Bono Consultant, 6/01

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I registered for selective service and was eligible for the draft but never served in active duty because ultimately I was deferred given my employment in the New York City Police Department and my marital status.

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.

Drug Enforcement Agency - Award in recognition for support and collaboration to increase drug awareness, September 19, 2006

Oxford Roundtable on Criminal Law – invited participant in residence, Oxford England March, 2006

Attorney General of the United States- certificate in recognition of service as a member of the Senior Executive Service, 1999.

Proclamation from the President of the Borough of Manhattan – in recognition and appreciation of his service to the people of Manhattan- I now Proclaim June 28, 1991 as “Ben Tucker Day” in the borough of Manhattan.

Mayor’s Award as a “Star” in the administration of Edward I. Koch – for dedicated service to the city of New York, 1989.

Fordham University School of Law Black American Law Students Association- Ruth Whitehead Whaley Award- in recognition of outstanding leadership, unselfish contribution and commitment to excellence. May, 1980

69th Precinct Community Council Award - for outstanding professionalism and service to the community. April 24, 1979

The National Conference of Christians and Jews Brotherhood Award – for outstanding service to the ideals of Brotherhood. May 21, 1978

69th Precinct Community Council Award – in recognition of activities furthering the growth and development of police community programs for more effective law enforcement. October 27, 1975

The New York Police Department Commendation medal – for outstanding police investigative work, resulting in the arrest of six gang members for the arson deaths of seven people. September, 1973

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.

Member, Brooklyn Bar Association September, 2000-present

This is merely a voluntary professional membership. (The Brooklyn Bar is a non-licensing professional association and membership is open to persons who are not admitted to practice.)

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.

I have never been admitted as a member of the Bar in any jurisdiction.

- 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.

I have never been admitted to practice before any court or administrative body.

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.

The Urban Assembly School of Criminal Justice
Advisory Board Member, 2/09-9/09

Pace University Board of Trustees
Student Affairs Committee Faculty Representative, 2/06- 8/09

Center for Alternative Sentencing and Employment Services (CASES)
Trustee, 8/99; 9/05- 8/09
Audit Committee member, 2005-present

New York City Criminal Justice Agency (CJA)
Director, 9/04-8/09

Atterbury Hills Landowners Association
Member, 08/97-present
Director, 9/03-9/07

Brooklyn Legal Services Corporation “A”
Advisory Board Member, 11/90-9/95
Director, 9/00-2002

Fordham University School of Law Alumni Association
Member, 6/81-present

American Society of Criminology
11/00-present

Pace University, Society of Fellows, 5/02-present

- 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 these organizations has engaged in discrimination 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, and 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.

TAB A:

1) Tucker, B.B. Book Review, (January, 2006), Police and Society, 3rd Edition, Roy Roberg, Kenneth Novak, and Gary Cordner.

2) Tucker, B. B. (March, 2004), Book Chapter: Crisis Planning and Management in New York City, School Safety and Security, Lessons in Danger, 54-61 OECD Publishing, Paris, France.

3) Tucker, B.B., Klein, J., and Young, L., (September, 2003), revised “Citywide Standards of Discipline and Intervention Measures” for the New York City Department of Education.

4) Tucker, B.B. (February, 2003), Abstract: Crisis Planning: Preparing for the Unexpected, International Conference on School Safety and Security, Paris, France.

5) Ryan, J. and Tucker, B.B. (August, 2002), “Proactive Management: Reflections on the Development and Implementation of a Model Protocol Responding to Stalking,” chapter submitted to the National Center for Victims of Crime for inclusion in a Report to the Office of Community Oriented Policing Services.

6) McDonald, D., Hayeslip, D. and Tucker B. (April, 2001), the Eisenhower Foundation Youth Safe Haven /Police Mini-Station Replication Initiative: An Assessment of Program Implementation (Report to the Bureau of Justice Assistance), Cambridge, MA: Abt Associates Inc.

7) Tucker, B.B., How Do We Reduce Crime and Preserve Human Decency? The Role of Leadership in Policing For a Democratic Society, Fordham Urban Law Journal, Special Issue: The Challenge of Urban Policing, (December 2000):601-617.

8) Tucker, B.B. (July, 2000), Letter to the Editor, The New York Times: “A Social Contract, An Officer’s Duty.”

- 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.

TAB B:

The New York City Emergency Response Task Force Report: Enhancing New York City’s Emergency Preparedness-A Report to Mayor Michael R. Bloomberg (2003). I served as a Member of the Task Force and contributor to the report.

- 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.

TAB C:

1) Tucker, B.B. (September, 2003), Int. No. 490: “A Local Law to amend the Charter of the city of New York, in relation to requiring the Department of Education, in consultation with the New York City police Department, to install video security cameras at all entrances and exit doors of each New York city public school,” testimony presented at a joint committee hearing before the committees of Public Safety and Education, the City Council of the City of New York.

2) Tucker, B.B. (February, 2003), Oversight Hearing: Briefing on the Status and Activities of the New Office of School Safety and Planning, testimony presented at a joint committee hearing before the Public Safety and Education committees, the City Council of the City of New York.

3) Tucker, B.B. (March, 1988) Public policy testimony re: Int. No. 958: “urging passage of A Local Law proposing to address problems caused by the concentration of food vendors at certain locations within New York City.” Testimony presented before the City Council of the City of New York

- 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.

TAB D:

1) Keynote Address, (June, 2004), Erasmus Hall Campus, High School for Science and Mathematics Graduation ceremony.

The following constitutes a list of other talks, remarks, panel discussions, conferences and question and answer sessions in which I participated. I had no formal text or prepared remarks for these.

1) National Constitution Center, Philadelphia, PA, Roundtable discussion participant - 2/26-27/08

This event was sponsored by the newly formed John Jay College of Criminal Justice Leadership Academy. I was one of several experts invited to share ideas related to the academy’s core mission of developing a global forum and professional study for public safety executives in the public and private security sectors.

2) Co-Presenter (August 2006) Briefing Session for Polish National Police Executives, One Pace Plaza New York, NY 10038

This event was designed to provide an overview of the American policing system and the community policing philosophy to six visiting police executives from the Polish National Police.

3) Conference Host (October, 2006), U.S. State Department “Fighting International Crime” Roundtable, Office of International Leadership Program, One Pace Plaza, New York, New York

Pace University and the Department of Criminal Justice hosted this event by providing the space and refreshments. The program and content was organized and conducted by the State Department representatives.

4) Panelist, The Absence of Black and Latino Males in Academia: Reality or...? (October, 2006) The event was sponsored by the Pace University Office of Multicultural Affairs.

I was one of 4 or 5 panelists invited to participate in the discussion moderated by the director of the office of multicultural affairs. I had no prepared remarks and simply participated in the question-and-answer session.

5) Citation Reader, (May, 2006), honorary degree presented to the Hon. George Mitchell, at the Pace University undergraduate graduation ceremony, Radio City Music Hall, New York City.

I simply read the prepared text of the citation.

6) Opening remarks and host (May, 2006) for the “We Rise: A Celebration of the Nathaniel Project” event on behalf of the Center for Alternative Sentencing and Employment Services. One Pace Plaza New York New York. No prepared text.

In my capacity as a member of the board, I hosted the award ceremony at Pace University and made brief remarks welcoming the guests and introduced the President of the organization.

7) Dyson Annual Student Awards Ceremony (May 2006), read the charter of the Society of Fellows during closing ceremony. One Pace Plaza, New York New York.

I was invited to recite the contents of the charter as part of the closing of the award ceremony.

8) Panelist (Spring-Summer 2005), the NYC Mayoral Candidates series, hosted in partnership with Pace University Office of Government and Community Relations and the Citizen’s Crime Commission at Pace University, One Pace Plaza New York, New York.

I was one of four panelists who asked questions of the respective candidates following their presentations to the audience.

9) Conference Presenter (November 2003), U.S Department of Education, 400 Maryland Avenue, SW Washington DC 20202

This is an annual conference hosted by the U.S Department of Education bringing together several of the chief executives in charge of school safety and security from cities across the country. I offered remarks describing an overview of the structure and function of the newly formed office of school safety and planning in the New York City Department of Education.

10) Tucker, B. (March, 2002), Panelist at the Center for Excellence Forum entitled “Terrorism and Society”; question-and-answer session.

This was a panel designed to engage the audience of students in the discussion of the various issues raised by the impact of terrorism in a democratic society.

11) Tucker, B. (November, 2000), presentation/briefing on Community Policing Philosophy, Policy and Operations to a visiting delegation from the People’s Republic of China, National People’s Congress, at the request of the Yale Law School China Law Center, No prepared text.

This session consisted of an overview of the community policing philosophy and examples of how various jurisdictions throughout the U.S. have implemented and applied it. Pace WTC Institute, Two World Trade Center, New York, New York.

12) Guest lecturer (May, 2000), “The history of policing and gun control in America,” presented to the Society of Fellows of Dyson College, Pace University, One Pace Plaza, New York, New York.

I provided an overview of the issues related to the development of policing in America and the role of police in gun control.

13) Panelist (March, 2000), at the forum sponsored by the Center for Multicultural Affairs at Pace University entitled: “One Death...Multiple Truths: The Diallo Verdict”, No prepared remarks, question-and-answer session. Pace University, One Pace Plaza, New York, New York.

I was one of several panelists invited to offer comments and field questions from students concerning the controversial shooting of an African immigrant who was mistakenly shot and killed by New York City police officers.

14) Featured presenter, (February, 2000), New York State Regional Community Policing Institute, Community Policing Domestic Violence Conference, John Jay College of Criminal Justice, New York, New York.

I was invited to speak as the former Deputy Director for Operations in the Office of Community Oriented Policing Services, U.S. Department of Justice, who over saw the establishment of the Regional Community Policing Institutes (RCPIs). I offered brief comments on the intent and purpose for the RCPIs and congratulated John Jay on the work of its RCPI in the area of Domestic Violence.

15) Panelist/Discussant (November, 1996), the National Evaluation of “COPS ON THE BEAT”, at the American Society of Criminology Annual Meeting, Chicago Illinois.

I was one of three or four panelists offering comment and fielding questions concerning the evaluation, in my capacity as the Deputy Director for Operations in the Office of Community Oriented Policing Services, U.S. Department of Justice.

- 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.

TAB E: I have not kept records of interviews but a search of public databases has been conducted. Below are a list of cites, and the actual text of the interviews or quotes and attributions are attached at TAB E.

- 1. March 2007, *Criminalizing the Classroom The Over-Policing of New York City Schools*. New York Civil Liberties Union Report.**
- 2. October 18, 2006, “Office of Multicultural Affairs’ Symposium Questions Societal, Educational Structures” *New York Times***
- 3. April 28, 2004 “Metro Briefing New York Manhattan: School Safety Chief Quits,” *New York Times***
- 4. October 10, 2003, “Union Cites Growing Violence on Teachers” *New York Times***
- 5. August 29, 2003, “New Student Discipline Code Gets Mostly Positive Response” *New York Times***

6. August 19, 2003, "List of Dangerous' Schools Lists Few, Puzzling Many," *New York Times*
7. July 2003, "NYC's Newest Safety Plan: New Schools for Troublemakers," *District Administration*
8. April 23, 2003, "Plan to Remove Rowdy Pupils From Classes Is Short of Goal," *New York Times*
9. February 28, 2003, "City to Open Centers for Disruptive Students." *New York Times*
10. January 29, 2003, "Senior Officials Sent Packing in Overhaul of City's Schools" *New York Times*
11. December 19, 2002, "New York City Establishes Foundation to Turn Education System Around,"
Mayor Michael Bloomberg Outlines Education Accomplishments in 2002,
Press Conference
12. November 26, 2002, "School Chancellor Plans New Trouble for Troublemakers," *New York Times*
13. November 6, 2002, "Metal Detectors Making Students Late, if Not Safer," *New York Times*
14. October 24, 2002, "City Schools Announce Plan to Add 285 Security Guards," *New York Times*
15. October 9, 2002, "Criminal justice professor leaves, missed by students,"
Pace Press
16. October 4, 2002 "Chancellor Hires old Clinton cronies," *The Daily News*
17. September 19, 2002, "Mike's Mission," *The New York Post*
18. September 18, 2002, "Comp stat to Tackle HS Crime," *The Daily News*
19. September 18, 2002, "School Security Plan: Closer Ties With Police," *Newsday*
20. September 18, 2002, "When It Comes to School Discipline, Bloomberg's Motto is Safety First" *New York Times*
21. September 17, 2002, "Benjamin B. Tucker Appointed Chief Executive of Office of School Safety and Planning," Mayor Michael R. Bloomberg and Schools Chancellor Joel I. Klein Announce Creation of New Office of School Safety and School Safe Initiative.

22. Summer 2000, "An Architect of Justice," *Pace Magazine*
23. March 2000, Magazine Article in *The American Lawyer*
24. September 22, 1995 , Press Announcement Office of Community Oriented Policing Services, U.S. Dept. of Justice
25. December 1989, "Messinger Picks 'Cabinet' Aides in Borough Post," *New York Times*
26. December 1989, "Messinger Staff of Manhattan Mosaic," *The New York Voice*
27. December 15, 1985, "Messinger fills 7 Cabinet Spots," *The Daily News*
28. September 15, 1985, "Fighting Use of Hearsay to Curb Abuse," *New York Times*
29. July 18, 1983, "Smelling Like Roses," *New York Post*
30. December 12, 1974, "Police-Youth Dialogue Program," *The Cansarie Courier*
31. 1973, New York Police Department, Field Services Bureau Publication
32. September 17, 1972, "Kids Write Off Graffiti Cleaner." *Daily News*

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.

I have never held any public office, either elected or appointed, in the past.

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

None.

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

- a. Describe chronologically your law practice and legal experience after graduation from law school including:

- i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have never served as a clerk to a judge.

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

I have never practiced as an attorney.

- 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.

Office of the Deputy Commissioner of Legal Matters

New York City police department

One Police Plaza

New York, New York 10038

Legal Advisor January 1981 to July 1983

New York City Police Department, Civilian Complaint Review Board

200 Park Avenue South

New York, New York 10003

Assistant Director July 1983 to July 1986

Mayor's Office of Operations

100 Church Street

New York, New York 10038

Deputy Assistant Director, Law Enforcement Services October 1986 to May 1988

New York City Commission on Human Rights

52 Duane Street

New York, New York 10038

First Deputy Commissioner/Executive Director April 1989 to December 1989

Deputy Commissioner of Community Relations May 1988 to April 1989

Substance Abuse Strategy Initiative Project, Wagner Graduate School of Public Service, New York University

921 Broadway

New York, New York 10013

Operations Coordinator/Senior Research Associate, January 1992 to January 1994

Center on Addiction and Substance Abuse at Columbia University (CASA)

152 West 57th Street

New York, New York 10019

Director of Field Operations/Senior Research Associate January 1994 to September 1995

U.S. Department of Justice, Office of Community Oriented Policing Services
1100 Vermont Avenue NW
Washington, DC 20530
Deputy Director for Operations *September 1995 to June 1999*

Benjamin B. Tucker and Associates
470 Montauk Highway
Southampton, New York, 11968
Management Consultant *August 1999 to September 2002*

New York City Department of Education
52 Chambers Street
New York, NY 10038
Chief Executive *September 2002 to May 2004*

Pace University
One Pace Plaza
New York NY 10038
Professor & Criminal Justice Coordinator *September 2004 to present*
Professor & Criminal Justice Coordinator *September 1999 –August 2002*
Note: on leave of absence from September 2002-June 2004

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

I have never served as a mediator or arbitrator 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.
- ii. your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

With respect to my legal work within the Office of the Deputy Commissioner of Legal Matters, my clients were members of the department, e.g., police officers and detectives performing patrol duties on the street as well their supervisors, who required assistance and answers to questions concerning substantive, procedural, and constitutional legal issues pertinent to ongoing investigations. I also conducted hearings to determine the merits of applications submitted by persons seeking to obtain a pistol license.

With respect to my legal work at the Civilian Complaint Review Board, I reviewed all case investigations for both substantive and legal sufficiency derived from citizen complaints against police officers alleging misconduct in the nature of use of force, abuse of authority, discourtesy, and ethnic slurs. When necessary, I conducted hearings and finally made recommendations to review board members based on the outcome of the investigations.

With respect to my legal work at the Mayor's Office of Operations, it generally involved the formulation, recommendation, and implementation of policy and legislation; I directed the city's law enforcement strategy to regulate practices of legal and illegal street vendors, bicycle traffic and sidewalk usage.

With respect to the other agencies and offices listed under paragraph 15, a, iii, above, I was not directly engaged in performing legal work but had responsibility for management decisions the implications of which did from time to time rest on legal considerations.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.
 - i. Indicate the percentage of your practice in:
 - 1. federal courts;
 - 2. state courts of record;
 - 3. other courts;
 - 4. administrative agencies

I have never practiced law.

- ii. Indicate the percentage of your practice in:
 - 1. civil proceedings;
 - 2. criminal proceedings.

I have never practiced law.

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

I have never practiced law.

- i. What percentage of these trials were:
 - 1. jury;
 - 2. non-jury.

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

I have never practiced law.

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:

I have never handled any litigation matters.

- 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.
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.)

With respect to my legal activities within the Office of the Deputy Commissioner of Legal Matters, New York City Police Department, essentially, my clients were members of the department, e.g. police officers and detectives performing patrol duties on the street as well their supervisors, who required assistance and answers to questions concerning substantive, procedural, and constitutional legal issues pertinent to ongoing investigations. I conducted hearings to determine the merits of applications submitted by persons seeking to obtain a pistol license. I drafted search warrant affidavits and supervised the drafting of the same by others. I conducted in-service training in the area of constitutional law for newly promoted detectives and supervisors.

With respect my legal work at the Civilian Complaint Review Board, New York City Police Department, I reviewed all case investigations for both substantive and legal sufficiency derived from citizen complaints against police officers alleging misconduct in the nature of use of force, abuse of authority, discourtesy, and ethnic slurs. When necessary, conducting hearings and finally made recommendations to review board members based on the outcome of the investigations.

My legal activities at the Mayor's Office of Operations, New York City, generally involved formulating and implementing policy and legislation in coordination with the office of the city's corporation counsel; I directed the city's law enforcement strategy to regulate practices of legal and illegal street vendors and other regulatory matters involving the use of public space.

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.

TAB F:

- 1. Criminal Justice 150 - Introduction to Criminal Justice –
Pace University, Spring 2009 Day Session, Spring 2009 Evening Session, Fall 2008 Day Session, Fall 2008 Evening Session, Spring 2008 Day Session, Spring 2008 Evening Session, Fall 2007 Day Session, Spring 2007 Day Session, Spring 2007 Evening Session, Fall 2006 Day Session, Spring 2006 Evening Session, Spring 2006 Day Session, Fall 2005 Evening Session**
An introduction to the concepts of administration of criminal justice and crime prevention in the United States.
- 2. Criminal Justice 240 - Comparative Criminal Justice Systems (On-line/Travel course)
Years taught – 2006**
A study of selected criminal justice systems around the world and their comparison to the American criminal justice process.
- 3. Criminal Justice 250 - Community Relations in the Criminal Justice system
Pace University, Spring 2009, Spring 2008, Spring 2006**
Exploration of the complexity of human relations as it affects the interactions of the criminal justice system within communities, involving police, prosecution, defense, judges, probation and corrections as they impact civil liberties.
- 4. Criminal Justice 255 - Structure and Function of Police Organization
Pace University, Fall 2008, Fall 2007, Fall 2006 Fall 2005**
Analysis of the role of police in the criminal justice system and the examination of fundamental principles in organization and administration.
- 5. Criminal Justice 341 - Management Science in Criminal Justice
Pace University, Fall 2004**
Explores management techniques, analysis and model building relating to criminal justice operations.
- 6. University 101 – Freshman Seminar: Introduction to University Community
Years taught –2008, 2007**

This a course required for all incoming freshmen. The course is organized around four key areas of student transition to college learning: liberal learning, self- reflection, advising, and educational planning.

7. Criminal and Constitutional Law

New York City Police Academy, 1979, 1980, 1981

I do not have the syllabi for the following courses that I taught. However, in many cases, the curriculum for these courses was virtually the same as the syllabi provided above and reflect similar content with respect to the reading and writing assignments.

Criminal Justice 150 - 1999, 2000, 2001

Criminal Justice 240 - 2008

Criminal Justice 250- 1999, 2000, 2001, 2005

Criminal Justice 255 -1999, 2000, 2001

University 101 – 2001

Criminal Justice 261 - Criminal Investigation

Year taught – 2000, 2001

An introduction to the techniques of investigation, theories of investigation, collection and preservation of evidence, laboratory analysis, interviews , admissions confessions, and searches.

Criminal Justice 341 - Management Science in Criminal Justice

Years taught- 1999, 2000, 2001

Explores management techniques, analysis and model building relating to criminal justice operations.

Criminal Justice 391 & 392- Internships in Criminal Justice

Years taught – 1999, 2000, 2001, 2004, 2005, 2006, 2007, 2008, and 2009

This is involves students working in a supervised placement in criminal justice, victim services and other not-for-profit agencies for a minimum of 120 hours. **I do not prepare or distribute syllabi for these courses.**

Criminal Justice 395 - Independent Study in Criminal Justice

Years taught - 2005

With the approval of the faculty member, department chairperson, and the academic dean Students may select a topic for guided research that is not part of the regular course offerings. **I did not prepare or distribute a syllabus for this course.**

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.

1. **Pension – New York Police Department Pension Fund Article 2 – 7/91-present. Currently receiving monthly payments and an annual variable supplement payment for overall annual amount of \$50,000.**
2. **Sergeant's Benevolent Association Annuity Fund– current value: \$20,117, may begin receiving benefits 7/2010.**
3. **Pace University 401k – current value: \$43,788, may begin receiving benefits 7/2010.**
4. **Thrift Savings Plan 401k/US Government – current value: \$68,000, may begin receiving benefits 7/2010.**
5. **National Center on Addiction and Substance Abuse at Columbia University 401k-current value: \$36,310, may begin receiving benefits 7/2010.**

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

No.

18. **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 the attached SF 278, Financial Disclosure

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

Please see attachment at TAB G

20. **Potential Conflicts of Interest:**

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

In connection with the nomination process, I have consulted with the Office of Government Ethics and the Office of National Drug Control Policy's designated agency ethics official to identify potential conflicts of interest.

Any potential conflicts of interest will be resolved in accordance with the terms of an ethics agreement that I have entered into with ONDCP'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 the Office of National Drug Control Policy's designated agency ethics official to identify potential conflicts of interest. Any potential conflicts of interest will be resolved in accordance with the terms of an ethics agreement that I have entered into with ONDCP's designated agency ethics official.

21. **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.

**The Urban Assembly School of Criminal Justice
Advisory Board Member, 2/09-present**

**Attend four board meetings a year, as well various events at the school during the school year.
Average 20-25 hours per year**

**Pace University Board of Trustees, Student Affairs Committee Faculty Representative,
2/06- present Attend two board meetings each year as well as various scheduled events. Average 10-12 hours per year.**

**Center for Alternative Sentencing and Employment Services (CASES)
Trustee, 8/99; 9/05- present**

**Audit Committee member, 2005-present
Attend two to four board meetings and three audit committee meetings per year, as well as scheduled special events. Average 16-20 hours per year.**

**New York City Criminal Justice Agency (CJA)
Director, 9/04-present**

Attend two to four board meetings per year. Average 6 hours per year.

Atterbury Hills Landowners Association

**Member, 08/97-present- Attend one board meeting per year. Average 2 hours per year
Director, 9/03-9/07 – Attended two board meetings per year. Averaged 6 hours per year.**

Brooklyn Legal Services Corporation "A"

Advisory Board Member, 11/90-9/95 Attended two Advisory board meetings per year, as well as special events. Average 10 -15 hours per year

Director, 9/2000-2002- Attended two board meetings per year. Averaged 6 hours per year.