22. Unfiled Civil Settlements:

23. INS Detainees:

24. AUSAs Representation of Judges:
AGENDA

WEDNESDAY, DECEMBER, 13, 2000 – Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514- ; Fax: (202) 514- .
HOTEL: Ritz Carlton Hotel, Pentagon City (1250 South Hayes Street, Arlington, VA 22202) (703-415-5000)

1.  9:00 - 9:30

   Committee Business

   Mark T. Calloway, Director, EOUSA

2.  9:30 - 10:00

   Budget Update

   Mark T. Calloway, Director, EOUSA
   Theresa Bertucci, Principal Associate Director
   EOUSA
3.  10:00 - 10:45
   1) Retrospective Reimbursements
      of Jim Santelle, Principal Deputy Director
      Private Counsel Fees
      (Exhibit A)
      Robin Jacobsohn, Deputy Assistant Attorney General, Civil Division
      Helene Goldberg, Director
      Constitutional and Specialized Tort Litigation
      Civil Division
      Janet Craig, Legal Counsel, EOUSA
   2) Representation Request Approvals
      Conditioned on Investigative Cooperation
      (Exhibit B)

4.  10:45 - 11:00  BREAK

   -2-

5.  11:00 - 11:30
   Death Penalty Update
   USA Charles Tetzlaff (VT)
   Chair, Death Penalty Working Group

6.  11:30 - 12:00
   Proposed Criminal Rule Changes
   (Exhibit J)
   Chris Chaney, AUSA, Counsel to the Director Staff

8.  12:00 - 1:00  LUNCH

9.  1:00 - 3:00
   Memorializing Issues
   (Exhibit C)
   All
   USA Emily Sweeney (Video)
   USA Tom Monaghan
10. 3:00 - 3:30

Legislative Update: 530B
Robert Raben, Assistant Attorney General
Office of Legislative Affairs

11. 3:30 - 4:00

Southwest Border Update
USA José Rivera (AZ)
Richard Smith, AUSA, Counsel to the Director Staff

12. 4:00 - 4:30

Regulation on 530B (Exhibit K)
Claudia Flynn, Director, PRAO

13. 4:30 - 5:00

Community Outreach/ethical issues (Exhibit E)
Janet Craig, Legal Counsel, EOUSA
Jaime Pena, AUSA, Legal Counsel Staff

14. 5:00 - 5:30

Representation of Federal Judges (Exhibit I)
Janet Craig, Legal Counsel, EOUSA
Jim Santelle, Principal Deputy Director

THURSDAY, DECEMBER 14, 2000: Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514-; Fax: (202) 514-.

1. 9:00 -10:00
   Records Retention Policy and Current Guidelines
   Suzanne Little, Assistant Director
   FOIA Staff

   FOIA Litigation and Current Issues
   Jim Santelle, Principal Deputy Director
   (Exhibit H)

2. 10:00 - 10:20
   Department's Overtime Case
   Jim Santelle, Principal Deputy Director,
   EOUSA
   Virginia Howard, Coordinator for Defensive Litigation, Legal Programs Staff

3. 10:20 - 10:45
4. 10:45 - 11:15

Fairness in Law Enforcement

Richard Jerome
Deputy Associate Attorney General
Jennifer Prior
Associate Deputy Attorney General

5. 11:15 - 11:30

BOP Form: Notification by Sandi Moses, USA, Counsel to the Director
Outside Agencies to BOP Regarding Inmates of Greatest Concern

6. 11:30 - 12:00  
   ATF Pilot Project Update  
   (Video for Margaret Groban/ME)  
   Lisa Graves, Deputy Assistant Attorney General  
   Office of Policy Development  
   Margaret Groban, Violence Against Women Act Specialist, EOUSA  
   Sandi Moses, Counsel to the Director Staff

7. 12:00 - 1:00   L U N C H

8. 1:00 - 2:00   
   MEETING WITH THE DAG

9. 2:00 - 2:30  
   Grand Jury Training Update  
   Video/Bailie/Shackelford  
   Mike Bailie, Director, National Advocacy Center  
   Kelly Shackelford, Deputy Director  
   USA Donna Bucella (M/FL)

10. 2:30 - 3:15  
    Committee Business

11. 3:15 - 4:15  
    MEETING WITH AG

12. 4:15   Meeting Adjourned
1. Budget:

2. Confidential Informants:

3. Review of Critical Incident Plans:
4. Retrospective Reimbursements of Private Counsel Fees:

5. Representation Request Approvals Conditioned on Investigative Cooperation:

6. Death Penalty Update:

7. Proposed Amendments to Federal Rules of Practice and Procedure:
13. Records Retention Policy:

[Redacted]

14. Maydak:

[Redacted]

15. Privacy Act and Disclosure of Non-Public Settlement Agreements:

[Redacted]
16. Information Sharing in Health Care Matters:

17. Fairness in Law Enforcement:
18. Bureau of Prisons' Notification Form:

19. ATF Pilot Project on Domestic Violence:

20. Training at the National Advocacy Center (NAC):
AGENDA

MONDAY, JANUARY 8, 2001 – Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514- ; Fax: (202) 514- .
HOTEL: JW MARRIOTT, 1331 Pennsylvania Avenue (202) 393-2000

1. 9:00 - 9:30
   Committee Business
   USA Todd Jones, (MN) Chair
   Mark Calloway, Director, EOUSA
   Confidential Informant
   Guidelines Update
   USA Don Stern (MA)

2. 9:30 - 11:30
   Transition Report
   All

3. 11:30 - 12:15
   MEETING WITH THE ATTORNEY GENERAL

4. 12:15 - 12:45
   Budget Update
   Mark T. Calloway, Director, EOUSA
   Theresa Bertucci, Principal Associate Director
   EOUSA
   Steve Parent, Deputy Director
   Resource Management and Planning

5. 12:45 - 1:45  LUNCH
6. 1:45 - 2:15
  Prosecution Guidelines for Corporations (Handout) Sandi Moses, AUSA Counsel to the Director Staff

7. 2:15 - 2:30
  Review of Critical Incident Plans-Update Jim Santelle, Principal Deputy Director Sandi Moses, AUSA, Counsel to the Director Staff

8. 2:30 - 3:00
  Death Penalty Update USA Charles Tetzlaff (VT) Jim Santelle

9. 3:00 - 3:30
  Community Outreach Guidance Jim Santelle
  Representation of Federal Judges Janet Craig, Legal Counsel

10. 3:30 - 4:00
    Committee Business

11. 4:00 Meeting Adjourned

12. 5:30 - 7:00 All USA Reception in AG's Conference Room 5137.
Attorney General's Advisory Committee

Summary of Issues

January 8, 2001

1. Budget Update:

2. Transition Report:

3. Confidential Informant Guidelines:

4. Death Penalty Report:
5. Death Penalty Study:

6. Worst Case Scenario Reading Rooms:

7. Community Outreach Guidance:
8. Representation of Federal Judges:

9. Retrospective Reimbursements of Private Counsel Fees:

10. Guidelines on the Federal Prosecution of Corporations:
AGENDA

TUESDAY, FEBRUARY 27, 2001 – Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514-; Fax: (202) 514-.

HOTEL: RITZ CARLTON IN PENTAGON CITY, 1250 South Hayes Street, Arlington, VA (703-415-5000).

Meeting will begin at 1 p.m. on Tuesday, February 27, 2001

1. 1:00 - 1:30

   Committee Business
   AGAC Transition Report

   Mark Calloway, Director, EOUSA
   Denise O'Donnell, Vice Chair, AGAC

2. 1:30 - 2:00

   Budget Update
   Mark T. Calloway, Director, EOUSA
   Theresa Bertucci, Principal Associate Director
   EOUSA
   Steve Parent, Deputy Director
   Resource Management and Planning

3. 2:00 - 2:30

   Death Penalty Update
   Jim Santelle, Principal Deputy Director
   (Exhibit A)

   (Go to DAG’s Conference Room 4141 at 2:20)

4. 2:30 - 3:15

   Meeting with Acting Deputy Attorney General
5. 3:30 - 4:15

Meeting with the Attorney General

6. 4:15 - 4:30

Committee Business

7. 4:30 - 5:00

Implementation of CI Guidelines (Exhibit C)  
Jack Keeney, Acting Assistant Attorney General  
Criminal Division  
Frank Marine, Senior Litigation Counsel

8. 5:00 - 5:30


9. 6:30    AGAC Dinner (M & S Grill, 600 13th Street)

(Rev:2/27/01: 5:30 p. m.)

AGAC Meeting
Wednesday, February 28, 2001

Revised Agenda

WEDNESDAY, FEBRUARY 28, 2001 – Meeting will be held at Main Justice, AGAC Conference Room (2264). Phone: (202) 514- ; Fax: (202) 514- .
HOTEL: RITZ CARLTON IN PENTAGON CITY

1. 9:00 - 9:15

   Committee Business

2. 9:15 - 9:45

   Limited English Proficiency (LEP) Plan
   (Exhibit D)                Juan Milanes, Assistant Director
                             EEO Staff

3. 9:45 - 10:00

   Department's Overtime Compensation Case
   Jim Santelle, Principal Deputy Director
   Virginia Howard, Civil Defensive Litigation Coordinator, Legal Programs Staff

4. 10:00 - 10:15   BREAK

5. 10:15 - 10:45

   Media Bluesheets:
   (1) Comments on Requests for Investigations (Exhibit E);
   (2) Department Guidance for Conducting Press Conferences and Other Press Contacts (Exhibit F); and
   (3) Changes to Address 28 USC 530B (Exhibit G)

Lou DeFalaise, Counsel to the Director
6.  11:00 - 12:00

Special Program in Commemoration of National African American History Month

GREAT HALL – Attorney General John Ashcroft, Speaker

7.  12:00 - 1:00  L U N C H

8.  1:00 - 1:30

Alcatraz Demo

Siobhan Sperin, Assistant Director
Case Management Staff
Zal Azmi, Chief Information Officer
Information Technology Staffs

9.  1:30 - 2:00

Southwest Border/Sentencing Guideline Issue
(Exhibit H)

USA José Rivera (AZ)
Mike Horowitz, Chief-of-Staff
Criminal Division

10.  2:00 - 2:15

Customs Personal Search Policy
(Exhibit B)

Richard Smith, AUSA
Counsel to the Director Staff

11.  2:15 - 2:45

Suggestions for New USA Orientation

12.  2:45– Meeting Adjourned (tentative)
Attorney General's Advisory Committee

February 27-28, 2001

1. Transition:

2. Submission of Urgent Reports:

3. Budget:

4. Death Penalty:

5. Implementation of Confidential Informant Guidelines:
6. Sentencing Commission's Proposed Amendment to U.S.S.G. 2L1.2:
12. Customs Personal Search Policy:
DRAFT AGENDA       Attorney General's Advisory Committee

(Working draft: 5/17/10: 6 p.m.)              AGENDA

Tuesday, May 18, 2010:   AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514-1266, FAX (202) 514-1266.

1.  9:00 - 9:30
   Committee Business   USA B. Todd Jones, Chair, AGAC
   - ICE-SAUSA Update   H. Marshall Jarrett, Director, EOUSA
   (Exhibit A)
   - Allocation Update

2.  9:30 - 10:30
   EOUSA Issues
   Budget Update   H. Marshall Jarrett, Director, EOUSA
   2012 Budget Spring Call   Lisa Bevels, Chief Financial Officer
   Cap & Trade
   OCDETF positions
   General Services Administration
   DOJ Strategic Plan for   Tammy Reno
   FY 2010-2015   Assistant Counsel to the Director (Exhibit B/C)

3.  10:30 - 10:45 B R E A K

4.  10:45 - 12:30
   AGAC Issues
   (10:45) FBI's recording policy   Raj De, Deputy Assistant Attorney General
   (Exhibit I)
   Office of Legal Policy
   Christopher Schroeder, Assistant Attorney General
   Office of Legal Policy
(11:15) FBI's Recording Policy
   Joyce White Vance (N/AL)
   Chair, Criminal Practice Subcommittee

(12:00) OMB Subcommittee Report
   USA B. Todd Jones (MN)

5.  12:30 - 1:30 – WORKING LUNCH
   - Charging and Sentencing Memo
     USA B. Todd Jones (MN)
   - Strike Force Revamping
     USA Paul Fishman (NJ)
     USA Pat Fitzgerald (N/IL)

6.  1:30 - 2:00
   E-Discovery Forensics
   Mark Fleshman
   Chief Information Officer
   Executive Office for United States Attorneys

7.  2:00 - 2:45
   Grant Process
   Laurie Robinson
   Assistant Attorney General
   Office of Justice Programs
   USA Tim Heaphy (W/VA) (VTC)
   Chair, LECC/Victim/Community Issues Subcommittee

8.  2:45 - 3:30
   - Discovery Update
   USA Joyce White Vance (N/AL)
   Chair, Criminal Practice Subcommittee
   - Proposed USAM 9-5.001 -
   on Mandatory Training
   (Exhibit D)
   Andrew Goldsmith
   National Criminal Discovery Coordinator

9.  3:30 - 3:45  BREAK
9. 3:45 - 4:15
   Update on Protocol for InterAgency Coordination for CertainInternational Terrorism Cases USA Neil MacBride (E/VA)

9. 4:15 - 4:30
   FBI IP Teams Update USA Jenny Durkan (W/WA)Chair, Intellectual Property Subcommittee

10. 4:30 - 5:15
    Meet with Associate Attorney General

11. 5:15 - 5:30
    Legislative Movement on Hill Ron WeichAssistant Attorney GeneralOffice of Legislative Affairs

12. 5:30 - 5:45
    Diversity Management Plan for the Department of Justice (Exhibit E/F) Channing PhillipsDeputy Associate Attorney General for Diversity Management, the Departmental Selective Placement Coordinator for Disability Hiring, and Executive Director for the Attorney General's Diversity Management Advisory Council

    Suzanne Bell, Deputy Director for Legal Management

13. 6:15
    AGAC/EOUSA Dinner
Wednesday, May 19, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514-, FAX (202) 514-.

1. 9:00 - 9:45
   **Action Item:**
   Appellate Issues
   (Exhibit G /H)
   USA Joyce White Vance (N/AL)
   Chair, Criminal Practice Subcommittee
   William Nardini, Appellate Chief (CT)
   Chair, Appellate Chiefs Working Group

2. 9:45 - 10:15
   Arab and Muslim Outreach
   (Exhibit J/K)
   Raj De, Deputy Assistant Attorney General
   Office of Legal Policy
   Christopher Shroeder, Assistant Attorney General
   Office of Legal Policy

3. 10:15 - 10:45
   Civil Rights Update
   Tom Perez, Assistant Attorney General
   Civil Rights Division

4. 10:45 - 11:00  
   **B R E A K**

5. 11:00 - 12:00
   **Meet with the Acting Deputy Attorney General**
   (4111)

6. 12:00 - 1:15
   Working Lunch
   - AGAC Issues (continued)
   - Phone Tree Issues
   - Issues for the Attorney General
7. 1:15 - 1:30
   Office of Public Affairs
   Melissa Schwartz
   Senior Public Affairs Officer
   Office of Public Affairs

8. 1:30 - 2:00
   Civil Issues
   Tony West
   Assistant Attorney General
   Civil Division

9. 2:00 - 2:30
   HEAT Teams Update
   Dan Villegas, Counsel
   Office of Legal and Victim Programs
   Patricia Connelly, HEAT Coordinator
   Office of Legal and Victim Programs

10. 2:30 - 3:50
    Mexico Issues
    Lanny Breuer, Assistant Attorney General
    Criminal Division

11. 3:50 - 4:00
    Travel to AG's Office

12. 3:00 - 4:00
    Meet with the Attorney General
    (Room 5111)

13. 4:00 - 5:00
    Committee Business

14. 5:00 – Meeting Adjourns
Working Draft Document

Follow-up Issues

1. Charging and Sentencing Memo:

2. Expanded Violent Crime Initiative:

   (Jones)

3. Department's Diversity Management Plan:

   (Bell)

4. Mandatory Training on Discovery Issues:
5. **Discovery:** (Goldsmith/Beeman)

6. **Arab and Muslim Outreach:** (Vance/Goldsmith)

7. **FBI's Recording Policy:** (Jones/DeWitt/De/Dettelbach)
8. 2012 Spring Call:

9. ICE SAUSA Program:

10. Protocol for Inter-Agency Coordination for Certain International Terrorism Cases:

11. Grant Process:
12. RAWG:

13. Budget Update:

14. OCDETF Positions:

15. Cap & Trade:

16. Department’s Strategic Plan for FY 2010 - 2015:

17. Appellate Issues:

1) Appellate Supervision:
2) Preparation of Appellate Briefs:

3) Reviewing Appellate Briefs:

4) Preparation for Oral Argument:

5) Appellate Training:

18. Civil Rights Update: (Nardini/Beeman)

19. HEAT Task Forces: (Dettelbach)

20. Civil Issues: (Connolly/Villegas)
21. Office of Public Affairs: (Jarrett/Wong)

22. Organized Crime Strike Force: (Fishman/Wong/Muschenheim)

23. E-Discovery Forensics: (Jones/Fleshman)

24. Legislative Update: (Pings)

25. FBI Intellectual Property (IP) Teams: (Durkan)

26. Child Exploitation Cases: (Jarrett/Jones/Beeman)
DRAFT AGENDA

Attorney General's Advisory Committee

(Working draft: 6/15/10: 10:30 a.m.)

AGENDA

Tuesday, June 22, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514- , FAX (202) 514-.

1. 9:00 - 9:30
   Committee Business  USA B. Todd Jones, Chair, AGAC
                        H. Marshall Jarrett, Director, EOUSA

2. 9:30 - 10:15
   Environmental Issues  Ignacia Moreno
                        Assistant Attorney General
                        Environment and Natural Resources Division
                        USA Mike Cotter (MT)
                        Chair, Environmental Issues Subcommittee

3. 10:15 - 11:00
   EOUSA Issues  H. Marshall Jarrett, Director, EOUSA
                 Lisa Bevels, Chief Financial Officer
                 USA Peter Neronha (RI)
                 Chair, RAWG
                 USA Comp Time for Travel  Jean Dunn, Assistant Director, Personnel
                 Communication Law Enforcement Coordination Staff  Tammy Reno, Assistant Counsel to the Director

4. 11:00 - 11:15 BREAK

5. 11:15 - 12:30
   AGAC Issues  USA Tim Heaphy, Chair
                LECC/Victim/Community Issues Subcommittee
6. 12:30 - 1:30  WORKING LUNCH

   AGAC Issues - Continued
   - Update on FBI Taping
   - District Visit by DOJ Official  USA Dennis Burke (AZ)

7. 1:30 - 2:30

   AGAC Issues - Continued

8. 2:30 - 3:15

   Discovery Update  USA Joyce White Vance (N/AL)
   Co-Chair, Criminal Practice Subcommittee
   USA Tristram Coffin (VT)
   Co-Chair Criminal Practice Subcommittee

9. 3:15 - 3:30  BREAK

10. 3:30 - 3:45

    Arab and Muslim Outreach  USA Steve Dettelbach (N/OH), Chair
    Civil Rights Subcommittee
    Neil MacBride (E/VA), Chair
    Terrorism and National Security Subcommittee

11. 3:45 - 4:15

    Committee Business

12. 4:15 - 4:45

    Rule of Law in Iraq and Afghanistan  Jim Baker
    Associate Deputy Attorney General

13. 4:45 - 5:15

    Relations with State and Local Law Enforcement Agencies  Portia Roberson, Director
    Office of Intergovernmental Public Liaison
14.  5:15 - 5:30
    Committee Business

15.  5:30  - Nationals' Baseball – Game at 7:05 p.m.
    Transportation - Metro
Wednesday, June 23, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514- - main phone number, FAX (202) 514- - main fax number.

1. 9:00 - 9:30
   Committee Business

2. 9:30 - 10:00
   Confirmed
   Child Porn Issues
   (Exhibit D/E)
   USA Carter Stewart (OH/S)
   Co-Chair, CEOS Working Group
   Francey Hakes
   National Coordinator for Child Exploitation and Intervention
   Tom Keith
   Project Safe Childhood Coordinator
   Office of Legal and Victims' Programs

3. 10:00 - 10:30
   (VTC)
   Parallel Proceedings
   (Exhibit A/B)
   USA Carmen Ortiz (MA)
   Chair, Health Care Fraud Subcommittee
   USAOs Quarterly Meetings
   with regard to Health Care Fraud
   (Exhibit C)
   Trish Connolly
   Health Care Fraud Coordinator
   Office of Legal Programs and Policy

4. 10:30 - 10:50
   Arab and Muslim Outreach
   update
   Christopher Shroeder, Assistant Attorney General
   Office of Legal Policy (OLP)
   Raj De, Deputy Assistant Attorney General (OLP)

5. 10:50 - 11:00  B R E A K

6. 11:00 - 12:00
   (Confirmed)
   Meeting with the Acting Deputy Attorney General
7. 12:00 - 1:30

WORKING LUNCH

- Phone Tree Issues
- Issues for the AG

8. 1:30 - 2:30
(Confirmed)
Meeting with the Attorney General

9. 2:30 - 2:45B RE A K

10. 2:45 - 3:45

Arab and Muslim Outreach
Dennis McDonough
Deputy Assistant to the President and
Chief of Staff, National Security Council

Mike Leiter
Director, National Counterterrorism Center

11. 3:45 - 4:00

Office of Public Affairs
Matthew Miller, Director
Office of Public Affairs

VTC - FROM NAC - Mike's Conference Room
Melissa Schwartz
Senior Public Affairs Officer

12. 4:00 - 5:00

Meeting with Associate Attorney General

13. 5:00 - 5:10

Committee Business
14. 5:10 - 5:25

(ALL USA CALL IN: 1-877-628- ; Pass Code )

CHAIR AND DIRECTOR'S REPORTS

15. 5:30 - Meeting Adjourns
Follow-up/Summary

1. **Budget Update:**
   - [Redacted text]

   - [Redacted text]

   - [Redacted text]

   - [Redacted text]

2. **EOUSA Issues:**
   - **USA Travel:** [Redacted text]
   - **Restored Leave:** [Redacted text]
Comp Time for USA Travel:

Communication Law Enforcement Coordination Staff:


4. Anti-Violence Strategy:
5. Arab and Muslim Outreach:

...
6. Environmental Crimes Conference:

7. Environment and Natural Resources Division (ENRD):

8. Rule of Law in Iraq and Afghanistan:

9. FBI’s Recording Policy:

10. Discovery Update:
11. Proposed Change to Rule 16:

Child Pornography Cases:
14. Regularly Scheduled Health Care Meetings:

15. Office of Intergovernmental Public Liaison (OIPL):
Attorney General's Advisory Committee

(Working draft: 7/8/10 3 p.m.)

AGENDA

Monday, July 12, 2010

8:00 a.m. - Meet at the Main Entrance of the Hilton Riverside to take vans to AGAC meeting. Vans will have AGAC sign in front. Meeting will be held at the National World War II Museum, 945 Magazine Street in the Purple Heart Board Room. Dress is business casual.

1. 9:00 - 9:40
   Committee Business USA B. Todd Jones (MN), Chair, AGAC
   - Budget Update H. Marshall Jarrett, Director, EOUSA

2. 9:40 - 10:00
   Office Management and Budget USA B. Todd Jones (MN), Chair
   Subcommittee (OMB) OMB Subcommittee

3. 10:00 - 10:30
   Anti-Violence Strategy USA Tim Heaphy (W/VA), Chair
   LECC/Victims/Community Issues Subcommittee (LECC)

   LECC Subcommittee Report
   (Exhibit F)

4. 10:30 - 10:40 BREAK

5. 10:40 - 10:50
   Violent Crime Subcommittee USA Pat Fitzgerald (N/IL), Chair
   (Exhibit C)

6. 10:50 - 11:00
   Health Care Fraud Subcommittee USA Paul Fishman (NJ)
7. 11:00 - 11:20
   Controlled Substances Working Group USA Flo Nakakuni (HI), Chair

8. 11:20 - 11:40
   Terrorism and National Security Subcommittee USA Neil MacBride (E/VA)

9. 11:40 - 12:00
   Communications Law Enforcement All Staff, EOUSA (Exhibit E)

10. 12:00 - 1:30 LUNCH

11. 1:30 - 1:50
    Cyber/Intellectual Property Subcommittee USA Jenny Durkan (W/WA), Chair

12. 1:50 - 2:10
    White Collar Crime Subcommittee USA Preet Bharara (S/NY), Chair

13. 2:10 - 2:30
    Civil Rights Subcommittee (Exhibit A) USA Steve Dettelbach (N/OH), Chair

14. 2:30 - 2:50
    Criminal Practice Subcommittee USA Joyce White Vance (N/AL), Co-Chair
    Discovery, Case Management and Forensics

15. 2:50 - 3:10
    Civil Chiefs Working Group Jill Julian (S/IN), Chair
16.  3:10 - 3:30

   Environmental Issues          USA Mike Cotter (MT), Chair
   Subcommittee (Exhibit B)

17.  3:30 - 3:40   B R E A K

18.  3:40 - 4:00

   Native American Issues        USA Brendan Johnson (SD), Chair
   Subcommittee (Exhibit D)

19.  4:00 - 4:20

   Border and Immigration Law    USA Dennis Burke (AZ), Chair
   Enforcement Subcommittee

20.  4:20 - 4:45

   Committee Business            All

21.  4:45 - Adjourn

4:45 p.m. - Vans will take group back to hotel.
1. Budget Update:

2. Communications -Messaging

3. Update on USA Appointments (Updated as of 7/23/10):

4. Details to Iraq and Afghanistan:

5. Resource Allocation Working Group (RAWG):

6. Office Management and Budget Subcommittee (OMB):

7. International Crime:
   (Jones)
8. Anti-Violence Strategy:

9. Arab/Muslim Outreach:

10. Health Care Fraud Subcommittee:

11. Controlled Substances and Asset Forfeiture Working Group:
12. Communications and Law Enforcement Coordination Staff (CLEC):

13. Civil Rights Subcommittee:

(Nakakuni/Muschenheim)

(Wong/Jones/Reno)

(Dettelbach)
14. Tool Kits: (Jarrett/Wong)

15. Proposed Change to Rule 16: (Jarrett/Derden/Bailie/Hagen)


17. Civil Chiefs Working Group: (Vance/Crowley)

18. Environmental Issues Subcommittee: (Cotter/Jones)

20. Terrorism and National Security Subcommittee:

21. Emergency Support Functions:
DRAFT AGENDA  Attorney General's Advisory Committee

AGENDA

Monday, September 13, 2010:  AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514- , FAX (202) 514-.

1. 9:00 - 9:15
   Committee Business
   USA B. Todd Jones (MN), Chair, AGAC
   H. Marshall Jarrett, Director, EOUSA

2. 9:15 - 10:00
   Discovery-Brady/Giglio
   USA Joyce White Vance (N/AL)
   Andrew Goldsmith, National Criminal Discovery Coordinator
   John Haried, Assistant National Criminal Discovery Coordinator

3. 10:00 - 10:30
   Criminal Issues
   (Confirmed)
   Lanny Breuer
   Assistant Attorney General
   Criminal Division

4. 10:30 - 10:45 B R E A K

5. 10:45 - 11:15
   OCDETF
   Jim Dinan, Director, OCDETF

6. 11:15 - 12:00
   EOUSA Issues
   Budget Update
   H. Marshall Jarrett, Director, EOUSA
   Lisa Bevels, Chief Financial Officer
7. 12:00 - 1:00  

**EOUSA Issues (Continued)**

**Action Item**

ESF-13 Emergency Plan  
(Exhibit A)

Norm Wong, Counsel to the Director, Deputy Director  
Brit Featherston, Counsel for Emergency Management  
USA Jim Letten (E/LA)  
Bradley Smith, Counsel to the DAG  
Mark Michalic, Special Assistant to the DAG

(12:30) Establishment of Best Practices  
Marshall Jarrett, Director, EOUSA

8. 1:00 - 2:00  WORKING LUNCH

**AGAC Issues**

OMB Report  
USA Loretta Lynch (E/NY)

USA Conference  
USA B. Todd Jones (MN), Chair

9. 2:00 - 3:00

Anti-Violence Initiative  
(Exhibit G)  
USA Tim Heaphy, Chair  
LECC/Victim/Community Issues Subcommittee

10. 3:00 - 4:00

Arab/Muslim Outreach  
(Exhibit B/C)  
USA Steve Dettelbach (N/OH), Chair  
Civil Rights Subcommittee

Human Trafficking Initiative  
(Exhibits D/E/F)
11. 4:00 - 4:30  (VTC) - Tentative
    Environment Crimes
    Enforcement Conference
    USA Mike Cotter, Chair, Environmental Issues
    Working Group
    USA Dwight Holton (OR)

12. 4:30 - 5:30
    (Confirmed)
    Meet with Associate Attorney General

13. 5:30 - Meeting Adjourns
Tuesday, September 14, 2010:    AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 514- , FAX (202) 514-.

1.  9:00 - 9:45  
   Mental Wellness  
   (Confirmed)  
   Ed Neunlist, LICSW  
   Assistant Director  
   Employee Assistance Program  
   Executive Office for United States Attorneys  
   Gregg Dwyer, M.D. Ed.D.  
   Assistant Professor and Director  
   Sexual Behaviors Evaluation, Research and Treatment  
   Clinic and Laboratory  
   Department of Neuropsychiatry and Behavioral  
   Science  
   University of South Carolina, School of Medicine  
   (By VTC)  
   USA Carter Stewart (S/OH), Chair  
   CEOS Working Group

2.  9:45 - 10:15  
   Legislative Update  
   (Confirmed)  
   Ron Weich  
   Assistant Attorney General  
   Office of Legislative Affairs

3.  10:15 - 10:45  
   Civil Issues  
   (Confirmed)  
   Tony West  
   Assistant Attorney General  
   Civil Division

4.  10:45 - 11:00  
   BREAK
5.  11:00 - 11:30  (Confirmed)
   Capital Crimes - Death  Kevin Carwile, Chief, Capital Crimes Unit
   Penalty Protocol (Exhibit H)  Greg Andres, Deputy Assistant Attorney General
   Criminal Division

6.  11:30 - 11:45
   Global Justice Information  Susan DeWitt, National Security and
   Sharing Initiative  National Security Coordinator

7.  11:45 - 1:00  WORKING LUNCH
   AGAC Issues (Continued)
   FBI Taping Update  USA Joyce Vance (N/AL)

8.  1:00 - 1:30
   Cyber Issues  USA Jenny Durkan (W/WA)
   Chair, Cyber/Intellectual Property Subcommittee

9.  1:30 - 2:30
   **Meet with the Attorney General**

10. 2:30 - 3:00
    New Tribal Law Enforcement Act  Leslie Hagen
    National Indian Country Training Coordinator

11.  3:00 - 3:20
    Equal Opportunity Enforcement  Jason Osborne, Assistant Director, EEO Staff, EOUSA

12.  3:20 - 4:00
    Committee Business
13. 4:00 - 5:00
   (Confirmed)
   Meet with Deputy Attorney General

14. 5:00 - 5:15
   Committee Business

15. 5:15 - 5:30

   (ALL USA CALL IN: 1-877-628- ; Pass Code )
   CHAIR AND DIRECTOR’S REPORTS

16. 5:30
   Meeting Adjourns
1. Urgent Reports: The following report is time sensitive, please notify the DAG or AG staff with a phone call. (Wong)

2. Contacts with the White House: (Wong)

3. DOJ visits to Districts: (Jarrett)

4. DNA Policy: 

5. United States Attorneys' National Conference and Environmental Crimes Enforcement Conference: 

   (Redacted text continues)
6. Budget Update: (Bevels)

7. Best Practices: (Virginia Howard)

8. OCDET: (Jarrett/Bevels)


10. Office Management and Budget Subcommittee Report: USA Loretta Lynch (E/NY), Chair of the OMB Subcommittee, reported that much of the recent OMB meeting focused on the budget. She advised that two recommendations will be coming to the AGAC in October for approval. The first clarifies USAM 3-4.360 USA Leave Policy with regard to the United States
Attorneys approving 8-hours of administrative leave for eight hours of excused absence per employee in response to situations where normal work operations are interrupted by events beyond the control of management or employees; the second is a proposed change to USAM 3-4.300 C: Filling Confidential Positions to the USAs to more clearly define the position and that the position must be filled on a non-permanent basis. USA Lynch advised that the Administrative Officers (AOs) are reviewing the USAO secured parking issue.

Other issues discussed included: the Audit and Review process; implementation of an automated system for foreign and USA Travel; restored annual leave policy and the cost associated with restored leave when a person leaves the office; the favorable results EOUUSA received on a recent OPM survey; a proposed Administrative Professional Development Program which will create a cadre of individuals well-qualified to compete for AO vacancies in the districts; a proposed study on the Administrative Functions of the USAOs; the adoption of priorities of the Investment Review Board; update on E-VOIP; update on rent and space reductions; security issues, and a new records disposition schedule for USAOs. (Lynch)

11. Arab and Muslim Outreach:

(Dettelbach/Susan DeWitt)

12. Human Trafficking Initiative:

(Dettelbach/Susan DeWitt)

13. ESF-13 Emergency Plan:
14. Update on Discovery-Brady/Giglio:

(Vance/Goldsmith)

15. Proposed Amendment to Rule 16:

(Goldsmith)

16. FBI's Recording Policy:

(Vance)

17. Death Penalty Issues:
18. Cyber Issues:

19. Mental Wellness:

20. Equal Employment Opportunity:

21. Legislative Update:
22. Sentencing Commission's Proposal on Crack Cocaine:

23. Civil Issues:

24. Criminal Issues:
25. Global Justice Information Sharing Initiative: (Jones/DeWitt)

26. New Tribal Law Enforcement Act: (Leslie Hagen)

27. Communications Position in EOUSA: (Reno/Wong)
Thursday, October 28, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-

1. 8:15 - 11:45

Meet in AGAC I (2266) at 8 a.m. for travel to the Fusion Center. Bus will depart DOJ at 8:15 a.m.

AGAC Visit to OCDETF Fusion Center/IOC-II
Vienna, VA

2. 11:45 - 1:00 (Lunch on Own)

3. 1:00 - 2:00

EOUSA Issues

Budget Update H. Marshall Jarrett, Director, EOUSA
Lisa Bevels, Chief Financial Officer

(1:30) Foundations of Leadership Mike Bailie
Director
Office of Legal Education

(1:50) USA Website Template Norm Wong, Deputy Director
Counsel to the Director

4. 2:00 - 2:45

Evidence-Based Prosecution For Crime Prevention Dr. Lawrence W. Sherman
(Exhibit A) Wolfson Professor of Criminology at the
Institute of Criminology at Cambridge University

5. 2:45 - 3:00 BREAK

6. 3:00 - 3:30

Office of Public Affairs (OPA) Matthew Miller, Director, OPA
Jessica Smith, Senior Public Affairs Specialist, OPA
7. 3:30 - 4:15

AGAC Issues

(3:30) Forensics
USA Jenny Durkan (W/WA), Chair
Cyber/Intellectual Property Subcommittee

(3:50) USAM - Title 10 --
National Security
USA Neil MacBride (E/VA), Chair
Terrorism/National Security Subcommittee

8. 4:15 - 5:00

Meeting with the DAG

9. 5:00 - Meeting Adjourns

10. 5:00 - 7:00

Reception - Great Hall
DOJ Association of Black Attorneys
20th Anniversary Celebration
(Attorney General is being honored.)
Friday, October 29, 2010: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-252.

1. 8:30 - 9:40
   Committee Business
   
   (8:30) - USA Conference USA B. Todd Jones (MN)
   (9:00) - Arab/Muslim Outreach Update USA Steve Dettelbach (N/NY)
   (9:20) - E-Discovery Communications Memo Update Andrew Goldsmith National Criminal Discovery Coordinator
   (9:40) - Travel to Great Hall)

2. 10:00 - 11:00
   Human Trafficking Kickoff All Great Hall

3. 11:00 - 1:00
   Executive Session

   (11:45 a.m.) WORKING LUNCH - Rotunda

4. 1:00 - 1:30
   OPR Mary Patrice Brown
   Acting Counsel
   Office of Professional Responsibility

5. 1:30 - 2:30
   (Confirmed)
   Meet with the Associate Attorney General
6. 2:30 - 3:00

**EOUSA Action Items:**

- Leave Policy - Pete McSwain
  - USAM 3-4.360 (Exhibit B) Chief of Policy and Special Program Division
- USA Secretary Appointments - Personnel Staff
  - USAM 3-4.300 (Exhibit C)

7. 3:00 - 4:00

**Meet with the Attorney General**

8. 4:00 - 4:15 BREAK

9. 4:15 - 5:00

IG Issues Glen Fine
- Inspector General
  - Department of Justice

10. 5:00 - 5:15

Committee Business

11. 5:15 - 5:30

(ALL USA CALL IN: 1-877-628- ; Pass Code)

**CHAIR AND DIRECTOR'S REPORTS**

12. 5:30 - Meeting Adjourns
Attorney General's Advisory Committee Meeting

Summary of Issues

October 28-29, 2010

Draft Working Document
(Follow-up 11/3/10/rev. 11/24/10)

1. Meeting with the Attorney General:

2. Meeting with the Acting Deputy Attorney General:

(Bharara)
3. Meeting with the Associate Attorney General:

4. Budget Update:
5. OCDETF Fusion Center and IOC II:

6. Arab and Muslim Outreach:

7. Cyber Issues:

(Joyce Vance)
8. E-Discovery Communications:

9. Foundations of Leadership:
10. Office of Public Affairs (OPA)

11. Human Trafficking Kickoff:

12. Office of Professional Responsibility (OPR)
13. **USA Leave Policy and Schedule C Secretaries:** The revised policy on USAM 3-4.360 which clarifies the policy on excused absences approved by the United States Attorney and a revised USAM 3-4.300 which eliminates an “exceptional service appointing authority” with regard to Schedule C Secretaries has been referred to the OMB Subcommittee. (Loretta Lynch)

14. **Evidence-Based Prosecution for Crime Prevention:**
1. **9:00 - 9:45**

   AUSA Mental Wellness; USA Carter Stewart (S/OH), Co-Chair
   Broadening the PSC Initiative CEOS Working Group
   to Account for all Federal
   Crimes Relating to the Sexual
   Exploitation of Children
   (Exhibits A/B)

2. **9:45 - 10:10**

   Sentencing in Indian Country USA Brendan Johnson (SD)
   Chair, NAIS Subcommittee

3. **10:10 - 10:20**

   Title 10 - National Security USA Neil MacBride (E/VA)
   Chair, Terrorism and National Security Subcommittee

4. **10:20 - 10:35**  

   **BREAK**

5. **10:35 - 11:45**

   Administrative Issues Marshall Jarrett, Director
   USA Travel Report
   Office Size Groups
   Budget Issues Marshall Jarrett, Director
   (Exhibit C) Lisa Bevels, Chief Operating Officer

   **(11:15) VERA/VSIP** Jean Dunn, Assistant Director, Personnel Staff
6. **11:45 - 12:15**

   **Parallel Proceedings**
   (Exhibit D/E)

   Mike Hertz, Deputy Assistant Attorney General
   for Commercial Litigation

   Patricia Connolly, Health Care Fraud Coordinator
   Executive Office for United States Attorneys

7. **12:15 - 12:30**

   **Guidance on the Use of Race Working Group**
   (Exhibit F/G)

   USA Steve Dettelbach (N/OH)
   Chair, Civil Rights Subcommittee

8. **12:30 - 12:45**

   **Participation by USAOs in Post-Incarceration Reentry Programs**
   (Exhibit H)

   Dave Smith, Counsel for Legal Initiatives

8. **12:30** Meeting Adjourns
1. Budget Issues: (Ross/Bevels)

2. AGAC Budget: The Committee discussed the AGAC budget and the need to decrease the number of in-person meetings. The Committee discussed various options to include, Go-to-Meeting, VTC, and teleconferencing. The OMB Subcommittee will be working with Director Jarrett and Todd Jones, Chair of the Committee to address. (Lynch/Jones/Jarrett)

3. USA Travel: (Jarrett)

4. District Size Designations: (Jarrett)
5. AUSA Mental Wellness:

6. Broadening the PSC Initiative:

(Jarrett/Bevels)

(Stewart)
7. USAM Title 10, National Security: 

   (Stewart)

8. Coordination of Parallel Criminal, Civil and Administrative Proceedings: 

   (Neil MacBride)

9. Post-Incarceration Reentry Programs: 

   (Patricia Connolly)

10. Indian Country Overview: 

    (Dave Smith)

(Jones)
DRAFT AGENDA  Attorney General's Advisory Committee

AGENDA

(Working draft: 12/7/10: 6 p.m.)                  AGENDA

Wednesday, December 8, 2010 - ROTUNDA 8:30 - 10:30; ROTUNDA FOR LUNCH;
COMMAND CENTER IN THE AFTERNOON (6TH Floor).

1.  8:30 - 10:00

   Meet in Rotunda (Cafeteria) – Pick up breakfast in Cafeteria and bring with you.

   Committee Business

   - 2011 Issues for the Attorney General
   - Circuit Reports

2.  10:00 - 10:30 (In Rotunda)

   Financial Fraud    Robb Adkins, Executive Director, FFETF
   Enforcement Task Force (FFETF)

3.  10:30 - 12:30

   (Travel to Great Hall – USAs with Award Recipients Join Group behind blue curtain.)

   Director's Awards - 11:00 - 12:30

4.  12:30 - 1:30 - Working Lunch – Rotunda

   - Circuit Reports (Continued)

5.  1:30 - 2:30

   Meeting with the Attorney General

6.  2:30 - 4:30  – Meeting continued in Command Center (Room 6100, 6th Floor)
EOUSA Issues

- Case Initiation Reporting System
  Norm Wong, Deputy Director and Counsel to the Director

- AGAC and Subcommittee Reporting Protocols to ODAG
  Terry Derden, Principal Deputy Director and Chief of Staff

- Completion of Security Clearance for New USAs
  Kathy Gugulis, Deputy Director for Administration and Management
  Bernie Delia, Special Counsel

- Expansion of 1811 Investigator Positions
  Kathy Gugulis, Deputy Director for Administration and Management
  Tim George, Assistant Director, Security Staff
  Jay Macklin, General Counsel

- Budget
  - Cost Savings Measures
  - Eliminating Term Positions
  - Hiring Freeze
  - VERA/VSIP
  - Furloughs - Voluntary
  - Furloughs - Involuntary
  - AD Pay Cut
  - RIF

H. Marshall Jarrett, Director
Lisa Bevels, Chief Financial Officer

7. 4:30 - 5:30 Meeting Adjourns
1. 9:00 - 9:15
   Committee Business

2. 9:15 - 10:15
   - EOUUSA Issues (Continued) H. Marshall Jarrett, Director EOUUSA
     - Technology Update Mark Fleshman, Chief Information Officer
     - USA Virtual Meeting and Equipment

3. 10:15 - 10:30 BREAK

4. 10:30 - 11:15
   - Use of Race Working Group (Exhibit A/B) USA Steve Dettelbach (N/OH), Chair
     Civil Rights Subcommittee
     Christopher Schroeder, Assistant Attorney General
     Office of Legal Policy

5. 11:15 - 11:45
   Financial Fraud Tony West, Assistant Attorney General
   Civil Division

6. 11:45 - 12:15
   Committee Business
   - Update on Arab/Muslim Training USA Steve Dettelbach (N/OH), Chair
     Civil Rights Subcommittee

7. 12:15 - 1:30 Working Lunch – Executive Session (Rotunda)

8. 1:30 - 2:15
9.  2:15 - 3:00

Title 10 - National Security
National Security Conference

USA Neil MacBride (E/VA), Chair
Terrorism and National Security Subcommittee

10.  3:00 - 4:00

Associate Attorney General
- Anti-Violence Strategy
- Indian Country

11.  4:00 - 4:15  BREAK

12.  4:15 - 5:00

Application of the Fair Sentencing Act of 2010
(Exhibits C/D/E/F)

Jonathan Wroblewski, Senior Counsel to the Assistant Attorney General, Criminal Division

13.  5:00 - 5:30

Committee Business

14.  5:30 - Meeting Adjourns
1.  9:00 - 9:45
   Inspector General  Glen Fine, Inspector General

2.  9:45 - 10:00
   Committee Business

3.  **10:00 - 11:00**
   Meeting with the Acting Deputy Attorney General

4.  11:00 - 11:15  BREAK

5.  11:15 - 11:45
   Financial Fraud  Lanny Breuer, Assistant Attorney General
   Criminal Division

6.  11:45 - 12:00
   Committee Business

7.  12:00 - 12:15
   (ALL USA CALL IN: 1-877-628- ; Pass Code )
   CHAIR AND DIRECTOR’S REPORTS

8.  12:15  Meeting Adjourns
Attorney General's Advisory Committee Meeting

Summary of Issues

1. Meeting with the Attorney General:
   - Immigration
   - Indian Country
   - Financial fraud
   - Gangs and guns

2. Meeting with the Acting Deputy Attorney General:
3. Meeting with the Associate Attorney General:

4. 2011 Budget:
5. Case Initiating Reporting Systems:

6. Security Clearances for New USAs:

7. Expansion of 1811 Investigators: Norm Wong advised that the Acting Deputy Attorney General has asked if the USAOs want to expand 1811s in the districts. The 1811s are criminal investigators which give them full law enforcement benefits to included retirement; 1810s are civil investigators. The group discussed concerns with training, deadly force policy, costs, and the liability factors. The Committee created a small working group (Preet Bharara, Loretta Lynch and Paul Fishman) to work with EOUSA to develop a policy. (Bharara/Lynch/Fishman)

8. Death Penalty Protocol:
10. Arab and Muslim Outreach: [Redacted]

11. Use of Race Working Group: [Redacted]
12. Title 10, National Security:

13. National Security Conference:

14. Application of the Fair Sentencing Act:
15. Use of I-Pads: [Redacted]
(Fleshman/Rose)

16. USA Virtual Meeting: [Redacted]

17. Civil Issues: [Redacted]
(Jones/Jillian)

18 Inspector General:

19 Administrative Officers Working Group:

(Fonville)
AGENDA

Wednesday, January 19, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-252-252, FAX (202) 252-252-252

1. 9:00 - 9:30
   Committee Business
   USA B. Todd Jones (MN), Chair

2. 9:30 - 10:15
   Messaging
   Norm Wong, Deputy Director and Counsel to the Director
   - Anticipated Policy Announcements
   Tammy Reno, Acting Assistant Director of the Communications and Law Enforcement Coordination Staff (CLEC)
   Ashley McGowan, Management Analyst, CLEC

3. 10:15 - 10:30
   AGAC Issues
   USA Neil MacBride (E/VA)
   Chair, Terrorism and National Security Subcommittee
   - USAM Title 10
   - National Security Conference

4. 10:30 - 10:45  BREAK

5. 10:45 - 12:00
   AGAC Issues Continued
   USA Joyce Vance (N/AL), Co-Chair, Criminal Practice Subcommittee
   - Update on Fair Sentencing Act
   - Amendments to Sentencing Guidelines (Exhibits E-M)
   - Circuit Reports
6. 12:00 - 1:30  WORKING LUNCH  – Rotunda (Please pick up lunch from cafeteria line and bring to Rotunda.)

- Circuit Reports (Continued)

7. 1:30 - 2:30

EOUSA Issues

Budget          Terry Derden, Chief of Staff and Principal Deputy Director
Lisa Bevels, Chief Financial Officer, EOUSA
(Confirmed)

8. 2:15 - 3:30

EOUSA/OMB Issues

Action Items
- Schedule Cs/USAM 3-4.300  USA Loretta Lynch (E/NY), Chair, OMB (Exhibit A)
- Leave Policy/USAM 3-4.630 (Exhibit B)
- Travel Regulation/USAM 3-8.700 (Exhibit C)

9. 3:30 - 3:45  B R E A K

10. 3:45 - 4:15 (Confirmed)

   Office of Professional Responsibility  Robin Ashton, Counsel
   Office of Professional Responsibility

11. 4:15 - 4:30

   Committee Business
12. 4:30 - 5:00
   Anti-Gang Initiative
   Lanny Breuer, Assistant Attorney General
   Criminal Division
   James Trusty, Acting Chief, Gang Unit

(Confirmed)

13. 5:00 - 5:30
   - Updates on Arab Muslim Outreach  USA Steve Dettelbach (N/OH)
   - Use of Race Working Group     Chair, Civil Rights Subcommittee
     (Exhibits O/P/Q)

1. 9:00 - 9:45
   Arab/Muslim and Use of Race Christopher Schroeder, Assistant Attorney General
   Working Group Update Office of Legal Policy

2. 9:45 - 10:15
   Circuit Reports (Continued)

3. 10:15 - 10:30 BREAK

4. 10:30 - 11:00 (Confirmed)
   Legislative Update Ron Weich, Assistant Attorney General
   Office of Legislative Affairs
   Anne Pings, Legislative Counsel, EOUSA

5. 11:00 - 11:30 (Confirmed)
   Professional Misconduct Kevin Ohlson, Chief, PMRU
   Review Unit (PMRU)

6. 11:30 - 12:00
   Circuit Reports (Continued)

7. 12:00 - 1:30 Working Lunch – Executive Session
   (Rotunda) (Please pick up lunch from cafeteria line and bring to Rotunda)
8.  1:30 - 2:00
   Office of International Affairs and Norm Wong, Counsel to the Director, Deputy Director
   Mutual Legal Assistance Treaties (MLATS)

9.  2:00 - 3:00
    (Confirmed)
    Meet with the Associate Attorney General

10. 3:00 - 3:30
    Committee Business

11. 3:30 - 4:00
    Committee Business

12. 4:00 - 5:00
    (Confirmed)
    Meet with the Deputy Attorney General

13. 5:00 - 5:30
    Committee Business
Friday, January 21, 2011:   AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202)   (202) 252- , FAX (202) 252-252-.

1.  9:00 - 9:30   (Confirmed)
   Project Safe Childhood (PSC)   USA Carter Stewart (N/OH), Co-Chair
   Expansion (Exhibit T)   CEOS Working Group

2.  9:30 - 10:15   (Confirmed)
   Attorney General's Guidelines for Victim/Witness Assistance (Exhibit R-S)
   USA Tim Heaphy (W/VA), Chair
   LECC/Victim/Community Issues Subcommittee

3.  10:15 - 10:30   B R E A K

4.  10:30 - 11:00
   Committee Business

5.  11:00 - 12:00   (Confirmed)
   Meet with the Attorney General

6  12:00 - 12:30
   Committee Business

7.  12:30 - 12:45
   (ALL USA CALL IN: 1-877-628- ; Pass Code)
   CHAIR AND DIRECTOR'S REPORTS

8.  12:45 - 2:00 Lunch on Own

9.  2:00 - 2:30 - Travel to Great Hall

10. 2:30 - 3:30
    RFK Anniversary Celebration in Great Hall
Attorney General’s Advisory Committee Meeting

Summary of Issues

January 19-21, 2012

Working Document:
(Draft Summary/Followup: 1/24/11)

1. Meeting with the Attorney General:

2. Meeting with the Deputy Attorney General (DAG):

3. Meeting with the Associate:

(jones/Fishman/Jarrett)
4. Report of the Attorney General’s Advisory Committee — January 2011:

5. 2011 Budget:

6. VERA/VSIP: Ms. Bevels and Loretta Lynch, Chair of the OMB Subcommittee, reported that the VERA/VSIP was approved by OPM for FY 11 — 20% of allocated FTE per USAO/EOUSA may be granted (50% attorneys; 30% GS-901; GS950; Paralegal specialists; GS 986, legal Asst; and 20% other occupations.

Some positions were excluded in VERA/VSIP request:  SES in EOUSA; AUSAs, AD-21-28 (none are eligible); entry level trainee positions (GS 4/5/6 and GS 5/7); contract specialists, GS 1102.  Proposed exclusions include: Administrative Officers, GS 341-13/14/15; Human Resource Officers/Specialists, GS-201-13/14/15; Supervisory AUSAs, AD-31-39 (Two-thirds excluded; one third of allocated supervisory FTE per district eligible in FY 11).

Members of the Committee discussed who will pay for the VERA/VSIP.  The AGAC adopted the recommendation that the $25,000 Voluntary Separation Incentive Payment (VSIP) would be funded from the USAs “community” fund and the cost of the lump sum leave payment would be paid for by the USAO’s district budget allocation.  

7. OMB Issues: As chair of the OMB Subcommittee, USA Lynch presented proposed changes to USAM 3-4.300 with regard to Schedule C secretaries; USAM 3-4.630 on Leave Policy; and USAM 3-8.700 on revised travel regulations.  All three proposals
were adopted. Please see page 8 - 10 for changes. (Gugulis/McSwain/Bevels)

8  USA Messaging:

9. Implementation of the Fair Sentencing Act:

(Reno/McGowan/Wong)
10. Amendments to the Sentencing Guidelines:

(Joyce Vance/Dave Smith)

11. Arab and Muslim Outreach and Use of Race Working Group:

(Dettelbach/DeWitt)

12. Use of Race Working Group and Arab and Muslim Outreach:

-5-
13. **Expansion of the Project Safe Childhood (PSC) Initiative:**

(Schroeder/Dettelbach/DeWitt)

14. **USAM Title 10 – National Security:**

(Neil MacBride and Susan DeWitt)

15. **National Security Conference:**

(Susan DeWitt)

16. **Anti-Gang Initiative:**
17. OIA/MLATS: (Shappert)

18. Attorney General’s Guidelines for Victim Witness Assistance: (Wong)
19. Office of Professional Responsibility: [Derden/Ashton]

20. Professional Misconduct Review Unit (PMRU): [Ohlson]

21. Legislative Update: [Pings/Weich]

22. USAM 3-4.360, USA Leave Policy: USA Loretta Lynch (E/NY), Chair of the OMB Subcommittee reported on a proposed change to USAM 3-4.360 USA Leave Policy. Joining the discussion was Pete McSwain, Chief, Policy and Special Programs Division. Mr. McSwain advised that there was a need to clarify the policy on excused absences, i.e., administrative leave. An excused absence is when an employee is in a pay status, but not working; for example, voting, blood donations, or other authorized purpose such as a military funeral. Ms. Lynch advised that the proposed revised policy was adopted by the OMB Subcommittee.

The updated language states:
“Excused absence may be approved on an individual or a group basis to meet emergency situations, and may be granted for employee participation in activities that promote the mission of the Department of Justice.

1. Delegation. United States Attorneys may approve, deny and cancel excused absence for employees to participate in specific EOUSA or Department of Justice-approved activities up to the published limits for each authorized activity, e.g., voting and blood donation. This authority may be delegated to appropriate supervisory levels within the USAO. United States Attorneys may approve up to one work day of excused absence per employee in response to situations where normal work operations are interrupted by events beyond the control of management or employees, e.g., emergency conditions caused by extreme weather conditions, fire, floods, local holidays, or serious interruption to public transportation services. This authority may be redelegated to appropriate supervisory levels within the USAO, not to exceed one hour to first-level supervisors.

USA leave policy is also set forth in USAP 3-4.360.001. (Gugulis/McSwain)

23. USAM 3-4.300 Schedule C Secretaries: Ms. Lynch also presented a proposed change to USAM 3-4.300 with regard to USA Secretary Appointments which was adopted by the OMB Subcommittee. The current policy references use of Schedule C appointment, 5 CFR 213.3301, an excepted service appointing authority which is no longer an option because it will not receive the approval by the Department. The language was changed to delete the reference to Schedule C and that all positions must be filled on a non-permanent basis.

The revised language states:

“One position requiring, as a primary assignment, an unusually high level of mutual trust with the United States Attorney, e.g., the Secretary to the United States Attorney, must be filled on a non-permanent basis, e.g.:

- Time-limited appointment;
- Time-limited promotion; or
- Reassignment.

The Advisory Committee adopted the proposed change. (Gugulis/McSwain)

23. USA Travel, USAM 3-8.700

1) Travel Authorizations:

-
2) Actual Substance

3) Payment of Travel Expenses and Advances:

4) Foreign Travel:
5) Premium Class Travel (Formerly First Class Travel)

(McCarter-Dadzie/Bevels/Gugulis)
DRAFT AGENDA  Attorney General's Advisory Committee

(Working draft: 3/15/11: 8 a.m.)

AGENDA

Tuesday, March 15, 2011:  AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-1

1.  9:00 - 9:30

   Committee Business   USA B. Todd Jones (MN), Chair

      - National Security Conference
        National Counter Terrorism Center
        McLean, VA (March 29-30, 2011)
      - Dinner with the DAG at
        Tysons Marriott --March 28 at 6 p.m.

2.  9:30 - 10:30

   EOUSA Issues

   Budget Update            H. Marshall Jarrett, Director, EOUSA
                            Lisa Bevels, Chief Financial Officer, EOUSA

   VERA-VSIP Update         Jean Dunn, Assistant Director, Personnel Staff

   USA Attendance at Judicial Conferences
                            Marshall Jarrett

      - Updates to the Travel USAM
        (Exhibit A)
        Louisa McCarter-Dadzie
        Assistant Director, Audit and Review Staff
        Resource Management and Planning

3.  10:30 - 10:45  B R E A K

4.  10:45 - 11:15

   Rule 16 Update (Exhibit D/E/F)   USA Joyce Vance (N/AL)
5.  11:15 - 11:30
   Indian Country
   Betty Richardson
   Native American Issues Coordinator
   Indian Violent and Cyber Crimes Staff

6.  11:30 - 12:00
   Circuit Reports
   All

7.  12:00 - 1:30
    WORKING Lunch (Pick up lunch in cafeteria and bring to Rotunda)
    (Executive Session)

8.  1:30 - 2:30
    Lapse in Funding/Contingency Plan
    H. Marshall Jarrett
    James McAtamney, Chief, Emergency Management

9.  2:30 - 2:45
    BREAK

10.  2:45 - 5:30
    18-Month Plan (Exhibit C)
    USA B. Todd Jones (MN), Chair
    USA Website Demo
    Norm Wong, Deputy Director and Counsel
to the Director
    Issue of the Month
    Tammy Reno, Acting Assistant Director
    of the Communications and Law Enforcement
    Coordination Staff (CLEC)
    Ashley McGowan, Management Analyst, CLEC

11.  5:30
    Meeting Adjourns

-3-

Wednesday, March 16, 2011:   AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone
1.  9:00 - 9:45

Re-Entry Programs
Charles Gross, Senior Counsel to the Assistant Attorney General, Office of Legal Policy
Miriam Vogel, Senior Counsel to the Deputy Attorney General
Jonathan Wroblewski, Special Counsel to the Assistant Attorney General, Criminal Division

2.  9:45 - 10:45

Meeting with the Deputy Attorney General

3.  10:45 - 11:00  BREAK

4.  11:00 - 11:30

- Update on Arab Muslim Outreach
  USA Steve Dettelbach (N/OH), Chair
  Civil Rights Subcommittee

5.  11:30 - 11:45

  Committee Business

6.  11:45 - 1:30  Working Lunch (Pick up lunch and bring to Rotunda)
  (Executive Session)

7.  1:30 - 2:00

  Guidance for Performance Measures
  USA Pat Fitzgerald (N/IL)
  for Organized Crime Program

8.  2:00 - 3:00

  Circuit Reports (Continued)
  

9.  3:00 - 3:15  BREAK
10.  3:15 - 4:00

Computer Forensics - IT
USA Jenny Durkan (W/WA)
USA John Kacavas (NH) **by VTC**
Armando Bonilla, Senior Counsel to the Deputy
Attorney General

11.  4:00 - 5:00

Meeting with the Associate Attorney General

12.  5:00 - 5:30

Committee Business

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1. 9:00 - 9:45
   IT Issues                        Mark Fleshman, Chief Information Officer

2. 9:45 - 10:30
   Legislative Update             Ron Weich, Assistant Attorney General
                                  Office of Legislative Affairs
                                  Anne Pings, Legislative Counsel, EOUSA

3. 10:30 - 10:45
   Committee Business

4. 10:45 - 11:00    B R E A K

5. 11:00 - 12:00
   Meeting with Attorney General

6. 12:00 - 12:30
   Committee Business

7. 12:30 - 12:45
   (ALL USA CALL IN: 1-877-628- ; Pass Code )
   CHAIR AND DIRECTOR'S REPORTS

8. 12:45 – Meeting Adjourns
Attorney General's Advisory Committee

March 15-17, 2011

Working Document
(March 21, 2011)

1. Meeting with the Attorney General:

2. Meeting with the Deputy Attorney General:

3. Meeting with the Associate Attorney General:
4. National Security Conference:

(MacBride/De Witt)

5. 2011 Budget Update:

(Jarrett/Gugulis/Bevels)

6. Lapse in Funding/Contingency Plans:

(Jarrett/Gugulis/Bevels)

7. Hiring Freeze:

(Derden)
8. VERA/VSIP: (Gugulis/Dunn)

9. AG Awards: (Jarrett)

10. iPad 2: (Fleshman)

11. CJA: (Wong)

12. Judicial Conferences: (Jarrett)

13. New USA Public Weblink:
14. Amendment to Rule 16: [Redacted]
   (Vance/Coffin)

15. Arab/Muslim Outreach: [Redacted]
   (Dettelbach/De Witt)

16. Re-Entry Programs: [Redacted]
20. Performance Measures for Organized Crime Program:

21. RAWG:

22. Circuit Reports:

First Circuit:

Second Circuit: USA Loretta Lynch (E/NY) reported that the budget is on everyone's minds. In addition, the northern border USAs are involved in counter narcotics issues. There may be a possible conference. EOUSAs is working on northern border narcotics trafficking issues; the USAs on the northern border are not receiving a lot of notice for input. On-going issues continue

-7-

with the 2nd circuit judges on the low sentencing in child pornography cases. Ms. Lynch referenced Judge Weinstein's draft opinion on why we should not be prosecuting child pornography; that a 5-year minimum is unconstitutional.
Eleventh Circuit:

23. **USAM Travel Changes:**

1) **Blanket Travel Authorizations** (USAM 3-8.710).

2) **Per Diem and Actual Subsistence** (USAM 3-8.720).

3) **Premium Class Travel** (USAM 3-8.740): (Gugulis/Bevels)
AGENDA

Tuesday, May 3, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-

1.  9:00 - 9:15
   Committee Business   USA B. Todd Jones (MN), Chair

2.  9:15 - 10:00
   EOUUSA Issues
   Budget Update   H. Marshall Jarrett, Director, EOUUSA
                   Lisa Bevels, Chief Financial Officer, EOUUSA

3.  10:00 - 10:30
   OMB Subcommittee Report   USA Loretta Lynch (E/NY), Chair
                              OMB Subcommitteee

4.  10:30 - 10:45   B R E A K

5.  10:45 - 11:00
   EARS Study   Wayne Gibson
                 Chief of Planning, Evaluation and Performance

6.  11:00 - 11:45
   Medical Marijuana   USAs Ben Wagner (E/CA); John Walsh (CO); Jenny Durkan (W/WA); Peter Neronha (RI) and Flo Nakakuni (HI/by phone)

7.  11:45 - 1:00   WORKING Lunch (Pick up lunch in cafeteria and bring to Rotunda) (Executive Session)
8.  1:00 - 1:30

    Fair Sentencing Act USA Joyce Vance, (N/AL)
    (Exhibit A) USA Tris Coffin (VT) (VTC)
    Co-Chairs, Criminal Practice Subcommittee

9.  1:30 - 2:30

    - DOJ2.0/Messaging (update) B. Todd Jones
      (Exhibits B, C, D, E) Tammy Reno, Acting Director, Communications
      and Law Enforcement Coordination Staff

10. 2:30 - 2:45

    (Confirmed)

    Professional Misconduct Review Unit Kevin Ohlson, Chief, Professional Misconduct
    Review Unit

11.  2:45 - 3:00  B R E A K

12.  3:00 - 4:00

    (Confirmed)

    DEA Michele Leonhart
    Administrator

    (VTC)
    USA Florence Nakakuni (HI), Chair
    Controlled Substances and Asset Forfeiture
    Subcommittee

13.  4:00 - 4:30

    Committee Business

    - Arab/Muslim Outreach USA Steve Dettelbach (N/OH), Chair
    Civil Rights Subcommittee
14.  4:30 - 5:15 (Confirmed)  
   iPad2 Tips and Q&As  Mark Fleshman, Chief Information Officer  

15.  5:15 - 5:30  
 Committee Business  

16  5:30  Meeting Adjourns  

17.  6:00  Chairs Dinner  
   Carmines (425 7th Street, NW)
Wednesday, May 4, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-.

1. 9:00 - 9:30
   Committee Business

2. 9:30 - 10:30
   (Confirmed)
   Arab/Muslim Outreach
   Quintan Wiktorowicz
   Senior Director for Global Engagement
   National Security Council Staff
   The White House

   (Confirmed)
   Christopher Shroeder, Assistant Attorney General
   Office of Legal Policy (OLP)
   Elana Tyrangiel, Deputy Assistant Attorney General
   (OLP)

3. 10:30 - 10:45  BREAK

4. 10:45 - 11:30
   Circuit Reports

5. 11:30 - 12:45
   Working Lunch (Pick up lunch and bring to Rotunda)
   (Executive Session)

6. 12:45 - 1:00
   Committee Business

7. 1:00 - 2:00
   (Confirmed)
   Meeting with the Associate Attorney General
8. 2:00 - 3:00
   (Confirmed)
   Recusals/GCO Legal Advice  Jay Macklin, General Counsel

9. 3:00 - 3:15  BREAK

10. 3:15 - 3:30  (Tentative)
    Asset Forfeiture Operations  Jennifer Shasky, Chief
    Relating to Mexican Cartels  Asset Forfeiture and Money Laundering Section
    Criminal Division
    (VTC)
    USA Florence Nakakuni (HI), Chair
    Controlled Substances and Asset Forfeiture
    Subcommittee

11. 3:30 - 4:00
    Committee Business

12. 4:00 - 5:00  (Confirmed)
    Meeting with the Deputy Attorney General

13. 5:00 - 5:30
    Committee Business

1. 9:00 - 9:30
   Committee Business

2. 9:30 - 10:15
   Communications Between the Neal Katyal, Acting Solicitor General
   USAOs, Criminal Division and Patty Stemler, Chief, Appellate Section, Criminal
   Solicitor General's Office Division

3. 10:15 - 10:45
   Legislative Update Ron Weich, Assistant Attorney General
   (Confirmed)
   Office of Legislative Affairs
   Anne Pings, Legislative Counsel, EOUSA

4. 10:45 - 11:00 BREAK

5. 11:00 - 12:00
   Meeting with Attorney General
   (Confirmed)

6. 12:00 - 12:30
   Committee Business

7. 12:30 - 12:45
   (ALL USA CALL IN: 1-877-628- ; Pass Code )
   CHAIR AND DIRECTOR'S REPORTS

8. 12:45 – Meeting Adjourns
Wednesday, May 4, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-

1. 9:00 - 9:30
   Committee Business

2. 9:30 - 10:30
   Arab/Muslim Outreach
   Quintan Wiktorowicz
   Senior Director for Global Engagement
   National Security Council Staff
   The White House

   (Confirmed)
   Christopher Schroeder, Assistant Attorney General
   Office of Legal Policy (OLP)
   Elana Tyrangiel, Deputy Assistant Attorney General (OLP)

3. 10:30 - 10:45  BREAK

4. 10:45 - 11:30
   Circuit Reports

5. 11:30 - 1:00  Working Lunch (Pick up lunch and bring to Rotunda)
   (Executive Session)

6. 1:00 - 2:00
   (Confirmed)
   Meeting with the Associate Attorney General

7. 2:00 - 3:00
   Recusals/GCO Legal Advice
   Jay Macklin, General Counsel
8. 3:00 - 3:15  BREAK

9. 3:15 - 3:45
   - Arab/Muslim Outreach  USA Steve Dettelbach (N/OH), Chair
   Civil Rights Subcommittee  Arab/Muslim Outreach
   Susan DeWitt, National Civil Rights Coordinator
   EOUSA

10. 3:45 - 4:00
    Telework Policy  Jean Dunn, Assistant Director, Personnel Staff, EOUSA

11. 4:15 - 5:15
    (Confirmed)
    Meeting with the Deputy Attorney General

12. 5:15 - 5:30
    EARS Study  Wayne Gibson
    Chief of Planning, Evaluation and Performance
Thursday, May 5, 2011:  AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-.

1.  9:00 - 9:15 (Confirmed)
   Asset Forfeiture Operation
   Relating to Mexican Cartels
   Jennifer Shasky, Chief
   Asset Forfeiture and Money Laundering Section
   Criminal Division
   USA Florence Nakakuni (HI), Chair (by phone - (202-252- ))
   Controlled Substances and Asset Forfeiture Subcommittee

2.  9:15 - 9:30
    Committee Business

3.  9:30 - 10:15 (Confirmed)
    Communications Between the
    USAOs, Criminal Division and
    Solicitor General's Office
    Neal Katyal, Acting Solicitor General
    Patty Stemler, Chief, Appellate Section, Criminal
    Division

4.  10:15 - 10:45 (Confirmed)
    Legislative Update
    Ron Weich, Assistant Attorney General
    Office of Legislative Affairs
    Anne Pings, Legislative Counsel, EOUSA

5.  10:45 - 11:00 B R E A K

6.  11:00 - 12:00 (Confirmed)
    Meeting with Attorney General

7.  12:00 - 12:30
    Committee Business
8. 12:30 - 12:45

(ALL USA CALL IN: 1-877-628-; Pass Code )
CHAIR AND DIRECTOR'S REPORTS

9. 12:45 – Meeting Adjourns
1. FY 2011 - FY 2012 Budgets

2. Messaging

(jarrett)

(jones/Reno)
3. Arab/Muslim Outreach: [Dettelbach/De Witt]

4. Arab/Muslim Outreach – Quintan Wiktorowicz: [Dettelbach/De Witt]

5. Medical Marijuana:
6. DEA: [AGAC Members/Wong]
7. Fair Sentencing Act: [USAs Joyce Vance/Tris Coffin]

8. Recusals and General Counsel (GCO) Guidance: [USAs Joyce Vance/Tris Coffin]
9. Meeting with the Associate Attorney General:

[Text obscured]
10. USA Communications with the Solicitor General and Criminal Appellate:

11. Professional Misconduct Review Unit (PMRU):

12. Asset Forfeiture Operation Relating to Mexican Cartels:

13. Legislative Update:
14. Telework Policy:

OMB Subcommittee Report: USA Loretta Lynch (E/NY), Chair, OMB Subcommittee, reported on the following:

USAM 3-4.410: Training for Supervisors: Ms. Lynch presented a proposed change to USAM 3-4.410: Training for Supervisors. The AGAC adopted the proposed revision which includes replacing Paragraph D. Training for Supervisors to include the following: 1) mentor employees; improve performance and productivity; conduct employee performance appraisals; and identify performance problems. See: http://www.justice.gov/usao/eousa/foia_reading_room/usam/

Ms. Lynch reported that the USAOs need a $1.23 million reduction in rent by September 30, 2011. The size of space allocated for both attorney and support is shrinking.
Ms. Lynch also discussed proposed updates to the FY 2011 Information Technology (IT) Community Initiatives adopted by the OMB Subcommittee. Please see report by Mark Fleshman below.

16. 2011 Information Technology (IT) Community Initiatives:

- Enterprise VoIP:
- PC Refresh/Win7:
- LIONS - Next Generation:
- WebTA - Phase 2:
- Virtual (V) Discovery/Storage as a Service:
- Bandwith:
- WP to Word Migration:
DRAFT AGENDA  Attorney General's Advisory Committee

(Working draft: 6/20/11: 1:30 p.m.)

AGENDA

Tuesday, June 21, 2011:  AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-

(Peter Neronha by VTC)

1.  9:00 - 9:15
   Committee Business  USA B. Todd Jones (MN), Chair

2.  9:15 - 10:00
   EOUUSA Issues
   - Budget Update  H. Marshall Jarrett, Director, EOUUSA
   Lisa Bevels, Chief Financial Officer, EOUUSA
   - Unstaffed Trial Prep Locations  Ana Indovina, Assistant Director
   Facilities and Support Services Staff

3.  10:00 - 10:30
   (VTC for USAs McQuade and Neronha)
   Hiring Exemptions  USA Peter Neronha (RI)
   Chair, RAWG
   USA Barbara McQuade (E/MI)

4.  10:30 - 10:45  B R E A K

5.  10:45 - 11:15
   EARS Study  Wayne Gibson
   Chief of Planning, Evaluation and Performance

6.  11:15 - 11:45
   Medical Marijuana Update  All

7.  11:45 – 12:15
   Revised Urgent Report
   USAM 3-18.200 (Exhibit A)  Norm Wong, Counsel to the Director/Deputy Director
   Action Item
8. 12:15 - 1:30  WORKING Lunch (Pick up lunch in cafeteria and bring to Rotunda)  
(Executive Session)

9. 1:30 - 2:00

   AGAC Issues
   - Fair Sentencing Act Update  USA Joyce Vance (N/AL)
   - USAM Update Title 6 -  Jill Julian, Civil Chief (S/IN)
     (Exhibit B) Action Item  Chair, Civil Chiefs Working Group

10. 2:00 - 2:30

   (Confirmed)
   9/11 Messaging  Christopher Schroeder, Assistant Attorney General
   Office of Legal Policy (OLP)

11. 2:30 - 3:00

   Firearm Background Checks  Norm Wong, Counsel to the Director/Deputy Director
   Chris Schroeder, Assistant Attorney General, OLP
   Robyn Thiemann, Deputy Assistant Attorney General, OLP
   Armando Bonilla, Senior Counsel to the Deputy Attorney General

12. 3:00 - 3:15  BREAK

13. 3:15 - 4:00

   USA's Role in Re-Entry Programs and Toolkit (Exhibit C)  USA Joyce Vance (N/AL), Co-Chair
   Criminal Practice Subcommittee  USA Tris Coffin (VT), Co-Chair (by VTC)
   Criminal Practice Subcommittee  USA Tim Heaphy (W/VA), Chair
   LECC/Victim/Community Issues Subcommittee  Dave Smith, Counsel, Legal Initiatives Staff, EOUSA
   Amy Solomon, Senior Advisor to the Assistant Attorney General, Office of Justice Programs
14. 4:00 - 4:15
   Committee Business

15. 4:15 - 5:00
    (Confirmed)
    Meet with Associate Attorney General

16. 5:00 - 5:30
    Circuit Reports

17. 6:00  Chairs Dinner
Wednesday, June 22, 2011:   AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-.

(Peter Neronha by VTC)

1.  8:45 - 9:00

   Committee Business

2.  9:00 - 9:30

   OJP Website on Crime Solutions
   USA Tim Heaphy (W/VA), Chair
   LECC/Victim/Community Issues Subcommittee
   Laurie Robinson, Assistant Attorney General
   Office of Justice Programs (OJP)
   Phelan Wyrick, Ph.D, Senior Advisor
   Office of the Assistant Attorney General (OJP)

3.  9:30 - 10:00

   USA Messaging for October and Beyond
   Tammy Reno, Acting Director
   Communications and Law Enforcement Coordination Staff

4.  10:00 - 11:00

   (Confirmed)
   Meeting with the Attorney General

5.  11:00 - 11:30

   Committee Business

6.  11:30 - 12:45

   Working Lunch (Pick up lunch and bring to Rotunda)
   (Executive Session)
7.  12:45 - 1:00
   Committee Business

8.  1:00 - 2:00  
     (Confirmed)  
     Meet with the Deputy Attorney General

9.  2:00 - 2:15
   Committee Business

10. 2:15 - 2:30

     (All USA Call in: 1-877-628-7161; pass code 735869)
     CHAIR AND DIRECTOR'S REPORTS

11. 2:30 - 3:00

     Bureau of Justice Assistance  (Confirmed)
     Denise O'Donnell, Director
     Bureau of Justice Assistance
     Office of Justice Programs

12. 3:00 – 4:00

     Circuit Reports

13. 4:00 – 4:20

     Non Business Use of Internet  Suzanne Bell, Deputy Director for Legal Management
     Mark Fleshman, Chief Information Officer

14. 4:20 – 4:45

     Civil Rights Civil Resource Guide  Susan De Witt, National Civil Rights Coordinator
     Language Access Obligations
     (Exhibits E, F, G)
15. 4:45 – 5:00

Committee Business

16. 5:00 Meeting Adjourns
Attorney General’s Advisory Committee

June 21-22, 2011

Summary

(Draft Working Document
June 27, 2011)

1. Meeting with the Attorney General (AG):
   Members briefed the AG on the upcoming United States Attorneys’ National Conference which will be held at the National Advocacy Center (NAC) on October 25 – 27, 2011. There will be four blocks: White Collar Fraud (USAs Sally Yates (N/GA) and Preet Baraha (S/NY) taking the lead); Arab/Muslim Outreach (USAs Ben Wagner (E/CA) and Steve Dettelbach (N/OH), taking the lead); Criminal Justice Issues (USAs Joyce Vance (N/AL) and Tris Coffin (VT) taking the lead) and Office Management/Best practices (USAs Paul Fishman (NJ) and Loretta Lynch (E/NY) taking the lead).

2. Meeting with the Deputy Attorney General (DAG):
   (Jarrett/Jones)
3. Meeting with the Associate Attorney General:

4. USA Nominations:

5. FY 2011 – FY 2012 Budgets:
6. Hiring Exemptions:

7. i-Pad Availability:
8. e-VOIP Migration:

(Fleshman/Jarrett)

9. Unstaffed Trial Prep Locations:

(Indovina)

10. Urgent Report:

(Wong)

11. Medical Marijuana:
15. USAs’ Role in Re-entry Programs and Draft Toolkit:

(Reno)

16. Firearms National Instant Check Background System (NICS):

(Heaphy/Smith)
17. Non-Business Use of the Internet:

(Wong/Groban)

18. Evaluation and Review (EARS) Study:

(Fleshman/Bell)
21. Redemption After Judicial Sale: (Julian/Beeman)

22. Civil Rights Civil Resource Guide and Language Access Obligations: (De Witt)

23. Circuit Reports:
DRAFT AGENDA  Attorney General's Advisory Committee

(Working draft: 7/22/11:  2:30 p.m.)

AGENDA

Tuesday, July 26, 2011:  HOLIDAY INN IN RAPID CITY, SD

(Continental Breakfast begins at 7 a.m. outside meeting rooms.)

1.  8:30 – 10:15 (Salon F-H)
   
   Committee Business   USA B. Todd Jones (MN), Chair
   Marshall Jarrett, Director, EOUSA
   
   AGAC/EOUSA Issues
   
   -   Budget Update   Marshall Jarrett, Director, EOUSA
   -
   -   Medical Marijuana update   USA John Walsh (CO)

   (9:30 a.m.)
   -   Fair Sentencing Act update   USA Tristram Coffin (VT), Co-Chair
      Criminal Practice Subcommittee (phone)
      Call-in:  1-877-628-7161; passcode 735869;
      Leader 775962

   -   USA Conference update   USA Todd Jones (MN), Chair

2.  10:15 – 10:30  B R E A K

3.  10:30 – 11:00

   2010 Global Advisory Committee   USA Anne Tomkins (W/NC)

4.  11:00 – 11:30

   Request for Approval of   Ignacia Moreno, Assistant Attorney General
   Eagle Feathers’ Policy (Exhibit A-C) Environment and Natural Resources Division (ENRD)
   Ethan Shenkman
   Deputy Assistant Attorney General, ENRD

5.  11:30 – 12:30

   Committee Business
6. 12:30 – 1:00

First Wave USA Conference Call

Counter Violence Extremism Quinton Wiktorowicz, Senior Director for
(CVE) Paper Global Engagement, National Security Council Staff
(1-877-628- ; pass code )

7. 1:00 – 1:30 LUNCH ON YOUR OWN

8. 1:30 – 5:00 JOINT AGAC/NAIS SUBCOMMITTEE MEETING (Salon E)
1. **Budget Update:**
   (Jarrett)

2. **Medical Marijuana:**
   (Jarrett)

3. **Fair Sentencing Act:**
   (Walsh)
4. USA Conference: (Coffin/Vance) (Jarrett/Wong)

5. 2010 Global Advisory Committee: (Jones) (Thompkins)

6. Eagle Feathers’ Policy: (Moreno)
7. **Recusals:**
   
   [Redacted] (Jarrett)
DRAFT AGENDA Attorney General's Advisory Committee

(Working draft: 9/6/11: 4 p.m.)

AGENDA

Wednesday, September 7, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-

1.  9:00 - 9:15
   Committee Business                      USA Paul J. Fishman (NJ), Chair

2.  9:15 – 11:00
   AGAC Issues
   - Medical Marijuana Update            USA John Walsh (CO), Chair
     (Exhibit F)                         Marijuana Enforcement Working Group
   - Retroactivity Application for       USA Joyce Vance (N/AL), Co-Chair
     Crack Offenses                      Criminal Practice Subcommittee
   - 9/11 Events
   - USA Conference
   - Circuit Reports                     All

3.  11:00 – 11:45                     (Confirmed)
   Executive Session Briefing            Steven Reich
                                         Associate Deputy Attorney General

4.  11:45 - 1:00                     WORKING LUNCH (Please pick up lunch and bring to Rotunda.)
                                      (Executive Session)

5.  1:00 – 1:15
   Committee Business

6.  1:15 – 2:00                     (Confirmed)
   Consumer Financial Protection        Richard Cordray
   Bureau (Exhibit K)                  Chief of Enforcement
                                         Consumer Financial Protection Bureau
7.  2:00 – 2:30
   (Confirmed)
   Legislative Update
   Ron Weich, Assistant Attorney General
   Office of Legislative Affairs
   Anne Pings, Legislative Counsel, EOUSA

8.  2:30 – 3:00
    - Update on Rule 6(e)  Norm Wong
    - Parallel Proceedings  Deputy Director and Counsel to the Director

9.  3:00 – 3:15   B R E A K

10.  3:15 – 4:15
    (Confirmed)
    Civil Issues
    Tony West, Assistant Attorney General
    - Rule 6 (e) (Exhibit J)  Civil Division
    - Other Issues TBD  Joyce Branda, Director
    Commercial Litigation Branch, Civil Division
    Mike Hertz, Deputy Assistant Attorney General
    Civil Division

11.  4:15 – 5:00
    Action Item
    Fast Track (Exhibit A)
    (Confirmed)
    Michael Dreeben, Deputy Solicitor General
    Jessica Hertz, Counsel to the Deputy Attorney General
    Jonathan Wroblewski, Senior Counsel to the
    Assistant Attorney General, Criminal Division

12.  5:00 – 5:30
    Committee Business

13.  6:00   AGAC Dinner (Carmines)
Thursday, September 8, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-.

1. 9:00 – 10:00

EOUSA Issues

- Budget Update H. Marshall Jarrett, Director, EOUSA
  Lisa Bevels, Chief Financial Officer, EOUSA

- Fitness Facilities (Exhibit L) Kathy Gugulis, Deputy Director for Administration and Management

2. 10:00 – 10:15

Action Item

Private Counsel Management Standards (Exhibit D) John Parker, Civil Chief (N/TX)
Civil Chiefs Working Group Virginia Howard, Assistant Director
Evaluation and Review Staff

3. 10:15 – 10:30 BREAK

4. 10:30 – 11:00

Action Item

Draft National Criminal ESI Proposal (Exhibit I) Andrew Goldsmith
National Criminal Discovery Coordinator

5. 11:15 – 12:15

AGAC Issues (Continued)
6. 12:15 – 1:30 Working Lunch – Rotunda

   Intelligence Gathering for Human Trafficking Cases
   Donna Bucella
   Assistant Commissioner
   Office of Intelligence and Investigative Liaison (OIIL), Customs and Border Protection (CBP)
   Scott Foster
   Director, Analysis Division, OIIL, CBP

7. 1:30 – 2:00

   Committee Business

9. 2:00 – 3:00

   Meeting with the Attorney General

10. 3:00 – 3:15 BREAK

11. 3:15 – 3:30 (Confirmed)

   Revised Death Penalty Protocol (Exhibit E)
   Greg Andres
   Deputy Assistant Attorney General
   Kevin Carwile
   Chief, Capital Case Unit
   Criminal Division

12. 3:30 – 4:00

   Committee Business

13. 4:00 – 5:00 (Confirmed)

   Meeting with the Deputy Attorney General

14. 5:00 – 5:30

   Committee Business

   **Action Item**
   - Increased Settlement Authority for USAs in Civil and Criminal Forfeiture Cases (Exhibit H)
   Diane Kozub
   Asset Forfeiture and Money Laundering Coordinator, EOUSA

15. 5:30 – Meeting Adjourns
Friday, September 9, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252- , FAX (202) 252-252-

1. 9:00 – 9:15

9/11 Silent Vigil – RFK Courtyard

2. 9:15 – 9:30

Committee Business

3. 9:30 – 10:15

Appointment Chiefs Working Group Barbara Valliere, Appellate Chief (N/CA) Chair, Appellate Chiefs Working Group

4. 10:15 – 10:30 BREAK

5. 10:30 – 11:30
(Confirmed)
Meeting with the Associate Attorney General

6. 11:30 – 11:45

Committee Business

7. 11:45 – 12:00

(All USA Call in: 1-877-628- ; pass code )
CHAIR AND DIRECTOR'S REPORTS

8. 12:00

Meeting Adjourns

9. 12:00 – 2:00 Lunch on Your Own

10. 2:00 – 3:00

9/11 Event in Great Hall
Attorney General’s Advisory Committee Meeting

September 7-9, 2011

(Draft Working Document)
Summary/Followup Issues: 9/16/11):

1. Resources:

2. FY 2011 - FY 2012 Budget:
3. New USAs:

4. Health and Fitness:

(Gugulis)

5. Reduction in Office Space:

(Gugulis)

6. Government Rates for Air Travel:

(EOUSA)

7. 9/11 Events:

8. Medical Marijuana Update:
9. Fast Track Program:
10. Implementation of Retroactivity Application for Crack Offenses:

(Vance/Coffin)


(Beeman)

12. United States Attorneys' Conference:

(Fishman/Lynch/Beeman)

13. Office of Intelligence and Investigative Liaison:
14. Consumer Financial Protection Bureau:
WCC Subcommittee, Matt Stegman

15. Rule 6(e):

(Fishman/John Parker)

16. Revised Death Penalty Protocol:

17. Legislative Update:
18. **Private Counsel Management Standards:**

(Parker/Howard)

19. **National Criminal Electronically Stored Information (ESI) Proposal:**

20. **Appellate Chiefs Working Group:**
21. Increasing Settlement Authority in Civil and Criminal Forfeiture Cases:

(Kozub/Parker)

22. Executive Session:

23. Circuit Reports:
Attorney General's Advisory Committee

October 5, 2011

(Issues/followup – draft working document-revised)

1. USA Conference: (Jarrett/Fishman)

2. Approval for Training: (Jarrett/Wilkinson)

3. Budget Update for 2012:

4. Publicizing our Numbers: (Wong)

5. Exemption Committee: (Fishman/Jarrett/Neronha)

6. Rule 6(e):
Issues:

1. Budget
2. Exemption Committee
3. Travel/Conferences
4. Advertising for Supervisory AUSAs
5. AUSA Allocation and Staffing Levels
6. Hiring from Other USAOs
7. Mortgage Fraud (Ben Wagner)
8. Medical Marijuana (John Walsh)
9. Fast Track (Ben Wagner/Jenny Durkan)
10. Child Protection Restitution
11. EARS
12. Communications Issues
13. Asset Forfeiture Fund
14. Request for Health Care Positions
15. Financial Recovery Press Rollout
16. Series of IT Changes (Ben Wagner)
17. Rule 6e – Tony West Proposal (John Parker)
18. Rule 6e – Disclosure of Historical Grand Jury Information (Joyce Vance)
19. Other Issues
Attorney General's Advisory Committee
October 24, 2011 – VTC


1. **Budget:**

2. **Exemption Committee:**

3. **Travel/Conferences:**

4. **Training:**

   (Jarrett/Bevels)

   (Jarrett/Wish)

   (Wilkinson)

   (Jarrett)
5. **Advertising for Temporary Supervisory AUSAs:**

(Fishman/Jarrett)

6. **AUSA Allocation and Staffing Levels:**
7. Hiring from Other USAOs:  
(Fishman/Jarrett)

8. Medical Marijuana:  
(Jarrett/Fishman)

9. Fast Track:  
(Walsh)

10. Child Protection Restitution:  
(Fishman/Stewart/Dreeben)
11. EARS Program: 
(Jarrett/Fishman)

12. Communications Issues:
(Fishman/Wong/Osiello)

13. Asset Forfeiture Fund:
(Wong/Nakakuni/Shasky)

14. Request for Health Care Positions – 
(Fishman/Jarrett)

15. Mortgage Fraud: 

16. Financial Recovery: 
(Wagner/Wong/Osiello)
17. Series of IT Changes: 

(Jarrett/Fleshman)

18. Role of the Intelligence Specialists (IS): 

(Wong/Smith/Hall/Dettelbach/MacBride)

19. Permitting Department Civil Attorneys Pursuing False Claims Act Matters Access to Grand Jury Materials without the Requirement of a Court Order: 

(Parker)

20. Disclosure of Historical Grand Jury Information: 

(Vance)

21. Contact with Component Heads: 

22. All USA Sharepoint:
23. Hackers: (Jarrett/Fishman)

24. Communities of Trust: (Fishman)
1. 1:00 – 1:30

   Committee Business USA Paul J. Fishman (NJ), Chair
   - USA Conference
   - Health Care Fraud Recovery Effort (Exhibit A)
   - AUSA Allocation and Staffing Levels USA Paul J. Fishman (NJ)

2. 1:30 – 2:30 (7th Floor Conference Room)

   ABA White Collar Dialogue Group (Exhibit F)

3. 2:30 – 2:45 BREAK

4. 2:45 – 5:30

   EOUSA Issues
   - Budget Update H. Marshall Jarrett, Director
     Lisa Bevels, Chief Financial Officer
   - Exemption Committee Update USA Peter Neronha (RI)
     Lisa Bevels, Chief Financial Officer
   - Travel/Conferences Update Norm Wong, Deputy Director and Counsel to the Director
   - FBI Office Closures

   (4:15 – 5:15)
   - IT Presentation Mark Fleshman, Chief Information Officer
     - E-discovery
     - Remote Access 2012
     - Security of EVOIP

   (5:15 – 5:30)
   - Role of the Intelligence Specialist (IS) USA Neil MacBride, Chair
     Terrorism and National Security Subcommittee
5.  5:30 – Meeting Adjourns

6.  6:00 – AGAC Dinner – Gordon Biersch (900 F. Street, NW)
1. 9:00 – 10:15

**AGAC Issues**

- OLC Opinions on the Wire Act and Nonimmigrant Alien Firearms Prohibitor
  Matthew Axelrod, Associate Deputy Attorney General
  Cristina Rodriquez, Deputy Assistant Attorney General

- Hiring of Temporary Supervisory AUSAs (action item)
  USA Paul Fishman (NJ)
  (Exhibit J)

- Update on Financial Recovery
  USA Ben Wagner (E/CA)

- Electronic Communications Privacy Act (ECPA)
  USA Jenny Durkan (W/WA)

2. 10:15 – 10:30  B R E A K

3. 10:30 – 11:00

**Arab/Muslim Outreach Update**

USA Steve Dettelbach (N/OH), Chair,
Civil Rights Subcommittee

Christopher Schroeder, Assistant Attorney General
Office of Legal Policy (OLP)
Elana Tyrangiel, Deputy Assistant Attorney General
(OLP)

4. 11:00 – 11:15

**ECPA**

Forensic Standards (Exhibit I)

Christopher Schroeder
Elana Tyrangiel
5. 11:15 – 12:00  
   - FBI Issues  Andrew Weissman  
   - Recording Confessions  FBI General Counsel

6. 12:00 - 1:15  WORKING LUNCH (Please pick up lunch and bring to Rotunda.)  
   (Executive Session)

7. 1:15 – 2:00  
   Mortgage Fraud (Exhibit D)  Michael Bresnick, Executive Director  
   Financial Fraud Enforcement Task Force

8. 2:00 – 2:30  
   COPS  Bernard Melekian, Director  
   COPS Program

9. 2:30 – 3:00  
   Communities of Trust  USA Anne Tomkins (W/NC)

10. 3:00 – 3:15  -- BREAK

11. 3:15 – 3:45  
   Legislative Update  Ron Weich, Assistant Attorney General  
   Office of Legislative Affairs  
   Anne Pings, Legislative Counsel, EOUSA

12. 3:45 – 4:00  
   Medical Marijuana Update  USA John Walsh (CO), Chair  
   Marijuana Enforcement Working Group
13. 4:00 – 4:30

Amendments to 18 U.S.C. Section 922(g)(9) (Exhibit G) (Action item)

(By VTC and Powerpoint)
Jim Letten (E/LA), Chair
Violent and Organized Crime Subcommittee
Margaret Groban, Assistant United States Attorney,
Office of Legal and Victims Policy

14. 4:30 – 5:30

Meeting with the Deputy Attorney General

15. 5:30 – Meeting Adjourned
Thursday, December 8, 2011: AGAC CONFERENCE ROOM – 2266 - Main Justice, Phone (202) 252-###, FAX (202) 252-252-###

1. 9:00 – 9:15
   Committee Business

2. 9:15 – 10:00  (Confirmed)
   Gun Programs (Exhibit H)
   B. Todd Jones, Acting Director
   Bureau of Alcohol, Tobacco, Firearms and Explosives

3. 10:00 – 10:45  (Confirmed)
   EARS Program
   Wayne Gibson
   Chief of Planning, Evaluation and Performance
   Bernard Delia, Acting Assistant Director, EARS

4. 10:45 – 11:00  BREAK

5. 11:00 – 11:30  (Confirmed)
   Messaging
   David Ausiello, Assistant Director
   Communications Law Enforcement Coordination Staff

6. 11:30 – 11:45
   Language Access Program  (Exhibit E-non-action item)
   USA Steve Dettelbach

7. 11:45 - 1:00  WORKING LUNCH (Please pick up lunch and bring to Rotunda.)
   (Executive Session)

8. 1:00 – 2:00  
   Meeting with the Associate Attorney General
9.  2:00 – 2:30
   Declinations in Indian Country USA Mike Cotter (MT), Chair
   (Exhibits B/C/C1 – action item) NAIS Working Group on Referrals and
   Declinations in Indian Country

10.  2:30 – 2:45
    National Security Training for USA Neil MacBride (E/VA), Chair
    USAs (action item) Terrorism and National Security Subcommittee

11.  2:45 – 4:00
    - Fast Track Update USA Ben Wagner (E/CA)
    - New Business

12.  4:00 – Meeting Adjourns
Attorney General’s Advisory Committee

Summary

December 6 – 8, 2011

(Draft Working Document 12/31/11)

1. United States Attorneys’ National Conference:

2. FY 2012 Budget:

3. Allocation of Resources:

4. OMB Subcommittee Report: USA Loretta Lynch (E/NY) reported on the recent OMB Subcommittee meeting. She advised that with the monies that were rolled back from our budget many IT projects were funded to include: $22 million to award a non-severable contract for EVOIP; fully funding server virtualization; a complete replacement for PCs at $20 million; $2 million for copier/toner; and implementing web- TA (this will eventually replace USA-5) at a total cost of $750,000. She also reported that the Administrative Staffing Study is complete. The USAOs will be able to review report.

With regard to space, we have been asked to reduce our footprint and space utilization rates. OMB has asked for a reduction to 200 sq. ft. per person. EOUUSA is also reviewing its government vehicle programs and the use/cost of SUVs. In addition, EOUUSA is looking at security in the USAOs. The Security Staff is preparing a proper assessment of the guard force service. They are looking at how to be cost conscious as well as security
conscious. (Lynch)

5. Meeting with the Associate Attorney General:

6. Hiring of Temporary Supervisory AUSAs:

   (Stephanie Finley/Suzanne Bell)

7. EARS Program:

   1) 
   2) 
   3) 
   4) 
   5) 
   6) 
   7) 

   (Gibson/Delia)
8  Fast Track Program:  

(Tsethlikai)

9  Medical Marijuana Update:  

(Walsh)

10 Gun Programs:

11 IT Presentation:

(Fleshman)
14 Arab/Muslim Outreach Update: 

(Durkan)

15 Communities of Trust: 

(Dettelbach)

16 Forensic Standards at DOJ: 

(Tompkins)
18. Mortgage Fraud: 

17. Recording Confessions: (Durkan)
Declinations in Indian Country:

Proposed Amendment to 18 U.S.C. Section 922(g)(9):

National Security Training:
22 Messaging:

23 COPS Program:

24 Role of the Intelligence Specialists:

25 Legislative Update:
26. Language Access Program:

27. Office Wide Recusal Policy:

28. Challenges to Immigration Laws:

29. Closing of FBI Field Offices:

30. ABA White Collar Dialogue Group: At the request of the Attorney General, the Advisory Committee met with the ABA White Collar Dialogue Group. Participating from the ABA were: Bruce Green (Fordham University); Scott R. Lassar (Sidley Austin LLP); Gary S. Licenberg (Bird, Marella, Boxer, Wolpert, Nessin, Drooks & Linenberg); Michael Madigan (Orrick, Herrington & Sutcliffe, LLP); Jack Selden (BradleyArant Boult Cummings LLP); Donald K. Stern (Cooley Godward Kronish LLP); Greg Vega (Seltzer Caplan McMahon Vitek); Theodore V. Wells (Paul, Weiss, Rifkind, Wharton & Garrison LLP); Joe D. Whitley (Greenberg Traurig, LLP); and Steve Zipperstein (Verizon Wireless). The group discussed four areas:

- The obstruction warning letters accompanying grand jury subpoenas: Members of the ABA raised concern with the cover letter from prosecutors investigating the matter, noting a practice has grown of using these letters to imply that the recipient will be prosecuted for obstruction of justice if the receipt of the subpoena is disclosed. “Such a threat is both illegal and improper. The only people subject to grand jury secrecy requirements are grand jurors, government attorneys and grand jury personnel.” It was noted that letters are not sent with every subpoena, just when you don’t want the fact that the subpoena was received disclosed. A number of concerns were raised to include that “the individual does not know what to do, it has a chilling impact on the right to counsel; it is an
unconstitutional prior restraint of free speech; a company may be deterred from conducting an internal investigation or taking remedial measures to avoid future problems, and companies may believe they are prohibited from asking public disclosures that the company is under a criminal investigation, which disclosure might be required by the securities laws.” The ABA suggested that language be incorporated into the USAM to address this concern. Members of the committee asked how widespread a problem this is; members of the ABA noted is was widespread. The group discussed whether language should be on the letter; language should in included in an accompanying letters; and how strong the language should be. The AGAC noted they would discuss an appropriate action.

- **Pre-Indictment meetings with defense counsel**: Members of the ABA raised the disparity among the districts in pre-indictment meetings noting the openness varies at the pre-indictment stage. Members of the ABA noted that this is not a concern with the more seasoned Assistant United States Attorneys (AUSAs), but with the newer ones. They suggested that AUSAs be given training in this area. Some members of the AGAC advised that they have brought defense counsel in to meet with their AUSAs for general discussions to include many issues and this helps the newer AUSAs in their dialogue with defense counsel. USA Fishman advised that he would raise this issue with the NAC.

- **Responsible corporate officer (Park) cases**: Members of the ABA raised concerns with the Park Doctrine, particularly with regard to the white collar and corporate bar. This issue arose recently in the health care fraud area. Under Park a responsible corporate official can be held liable for a first time misdemeanor (and possible subsequent felony) without proof that the corporate official acted with intent or even negligence, and even if such corporate official did not have any actual knowledge of, or participation in, the specific offense. This issue arose recently with the FDA which wants to use the Park Doctrine to increase its enforcement arsenal. Members of the ABA noted that this appears to be coming up more and more and in particularly with regard to large settlement cases and their concern is whether the USAs are overusing the Park Doctrine. How can you settle without charging the individual criminally. Members of the ABA noted that the Park Doctrine is a powerful weapon and will spill over into the Company’s trying to comply. The Eastern District of Pennsylvania conducted a survey on Park, and noted that it is being used minimally. At this time, the Department is not taking any action or issuing any guidance on this.

- **The Implementation of new discovery policies (Ogden Memo) in the USAOs**: Members of the ABA were very complimentary with regard to the Ogden Memo. Members of the AGAC noted that this has had a real impact at the line level; people spend more time thinking about discovery. Members of the ABA noted that they will be having training on this. Members of the AGAC raised the Stevens case and emphasized that if defense counsel believes there is a discovery dispute, go to the USA first. USA Fishman advised that AUSAs have had extensive training on discovery issues. Members of the AGAC also raised that as we move into an electronic world, the same obligation rules will apply.

- **Future meetings with the ABA Dialog Group**: Members of the ABA thanked the AGAC and emphasized the importance of the two groups having future meetings. The AGAC agreed.
Attorney General's Advisory Committee Meeting

January 10-12, 2012

Summary

(Draft Working Document 1/23/12)

1. AUSAs Doing Good Work: (Jarrett)

2. Meeting with the Deputy Attorney General: (Fishman/Jarrett)

3. FY 2012 Budget: