UNITED STATES SENATE

COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

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

Brandon Bonaparte Brown

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

United States Attorney for the Western District of Louisiana

3. <u>Address</u>: 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.

300 Fannin Street, Suite 3201 Shreveport, Louisiana 71101

Residence:

Haughton, Louisiana

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

1981; Monroe, Louisiana

5. <u>Education</u>: 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.

Southern University Law Center, 2004 – 2007 Juris Doctor - May 2007

Louisiana Tech University, 2002 – 2004 Master of Business Administration – May 2004

Louisiana Tech University, 1999 – 2002 Bachelor of Science-Computer Information Systems - May 2002

6. <u>Employment Record</u>: 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.

October 2018 – Present Assistant United States Attorney United States Attorney's Office, Western District of Louisiana 300 Fannin Street, Suite 3201 Shreveport, Louisiana 71101

March 2018 – September 2018 Associate Attorney Hammonds, Sills, Adkins & Guice, LLP 2431 South Acadian Thruway, Suite 600 Baton Rouge, Louisiana 70808

November 2012 – March 2018 Assistant United States Attorney United States Attorney's Office, Western District of Louisiana 300 Fannin Street, Suite 3201 Shreveport, Louisiana 71101

January 2009 – November 2012 Executive Board Member 4th Judicial District of Louisiana Bar Association Young Lawyer's Section 2400 Forsythe Avenue, Suite 2 Monroe, Louisiana 71201

October 2007 – November 2012 Assistant District Attorney Fourth Judicial District Attorney's Office 400 Saint John Street Monroe, Louisiana 71201

October 2007 – November 2012 Attorney at Law The Law Offices of Brandon B. Brown, LLC 702 Jackson Street Monroe, Louisiana 71201

July 2008 – November 2011 Agent/Member The Network of the Twin Cities, LLC 141 Desiard Street, Suite 315 Monroe, Louisiana 71201

August 2007 – October 2007 Law Clerk Fourth Judicial District Attorney's Office 400 Saint John Street Monroe, Louisiana 71201

August 2006 – May 2007 Research Assistant Southern University Law Center 2 Roosevelt Steptoe Drive, Suite 235 Baton Rouge, Louisiana 70813

May 2006 – August 2006 Law Clerk Gail N. McKay & Associates 6707 Perkins Road Baton Rouge, Louisiana 70808

May 2005 – May 2006 Research Assistant Southern University Law Center 2 Roosevelt Steptoe Drive, Suite 235 Baton Rouge, Louisiana 70813

March 2003 – May 2004 Graduate Assistant Louisiana Tech University 502 West Texas Avenue Ruston, Louisiana 71272

November 2002 – March 2003 Temporary Programmer CenturyTel 100 CenturyLink Drive Monroe, Louisiana 71202

7. <u>Military Service and Draft Status</u>: 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 have not served in the U.S. military. I have registered for selective service.

8. <u>Honors and Awards</u>: 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.

To the best of my recollection, I have received the following scholarships, honors and

special recognition for outstanding service or achievement:

Project Safe Neighborhood Achievement Award, U.S. Attorney's Office, 2019

Service Recognition, Bureau of Alcohol, Tobacco, Firearms and Explosives-Shreveport Resident Office, 2018

Service Recognition, Drug Enforcement Administration-Shreveport Resident Office, 2018

Kappa Man of the Year, Kappa Alpha Psi Fraternity, Inc. (Rayville (LA) Alumni Chapter), 2011

Moot Court Board, Southern University Law Center, 2006-2007

Tuition Scholarship, Southern University Law Center 2004-2007

Outstanding Performer, Southern University Law Center Black Law Student Association (BLSA) Mock Trial Competition Team, 2006

Computer Assisted Legal Instruction (CALI) Award Winner for Advanced Legal Writing, Southern University Law Center, Spring 2006

Voted "Most Professional", Delta Sigma Pi Professional Business Fraternity, 2002

Louisiana Taylor Opportunity Program for Students (TOPS) Award, 1999-2002

Essay Contest Winner, Top Ladies of Distinction, Inc. (Monroe, LA Chapter), 1999

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.

4th Judicial District of Louisiana Bar Association Young Lawyer's Section Executive Board Member (2009-2012)

Louisiana State Bar Association

Shreveport Bar Association

Baton Rouge Bar Association

Federal Bar Association

Bar Association of the Fifth Federal Circuit

National Black Prosecutors Association

National District Attorney's Association

American Bar Association

National Black Law Student Association

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.

Louisiana, October 2007

There have been no lapses in membership.

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

United States Court of Appeals for the Fifth Circuit (March 2011) United States District Court for the Western District of Louisiana (July 2011) All state courts in Louisiana (October 2007)

There have been no lapses in membership.

11. Memberships:

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

Mount Canaan Missionary Baptist Church-Shreveport, LA (2014-Present)
Positions: Deacon Ministry Chairman's Council (July 2017-Present)
Deacon Ministry Secretary (January 2020-Present)

Kappa Alpha Psi Fraternity, Inc., Bossier City Alumni Chapter-Bossier City, LA (2013-Present)

Louisiana State Bar Association Leadership Class (2012-2013)

Twin City Art Foundation Board of Trustees-Monroe, LA (2010-2012)

Kappa Alpha Psi Fraternity, Inc., Rayville Alumni Chapter-Rayville, LA (2003-2012)

Polemarch (May 2010-November 2012) Vice Polemarch (September 2008-May 2010) Keeper of Records (September 2003-July 2004)

In addition, I have made financial contributions to charitable organizations over the years. Such organizations may list me as a member by virtue of my financial contribution. I have not listed above any organization to which I gave funds and did not otherwise participate in programmatic activities.

b. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminate 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.

None to my knowledge, except it should be noted that Kappa Alpha Psi Fraternity, Inc. is a historically African-American college fraternity, that also includes alumni chapters, with membership limited to only males. I have not taken action to change the organization's policy in this regard.

12. Published Writings and Public Statements:

a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

I have done my best to identify all books, articles, letters to the editor, editorial pieces and other published material, including through a review of my personal files and searches of publicly available electronic databases. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have not located any responsive materials.

b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

I have done my best to identify any reports, memoranda, policy statements I prepared or contributed to, including through a review of my personal files and

searches of publicly available electronic databases. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have not located any responsive materials.

c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your behalf to public bodies or public officials.

I have done my best to identify transcripts or recordings of all speeches or talks delivered, including through a review of my personal files and searches of publicly available electronic databases. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have not located any responsive materials.

d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

I have done my best to identify transcripts or recordings of all speeches or talks delivered, including through a review of my personal files and searches of publicly available electronic databases. I frequently speak without notes or speak from a handwritten outline. I did not retain the notes or handwritten outlines. Despite my searches, there may be other materials I have been unable to identify, find, or remember. I have located the following:

Norman Education Fund Scholarship Reception 205 Parkwood Boulevard West Monroe, Louisiana 71292 June 2011

I was invited to give a speech at a scholarship luncheon to a group of high school graduates that centered on being professional and establishing a good reputation their freshman year of college. I spoke without notes and there was no press coverage, recording or transcript of the speech of which I am aware.

Ouachita Parish Junior High School
5500 Blanks Street
Monroe, Louisiana 71203
November 2011
I spoke to a physical education class about my role as a state prosecutor. The gist

of the speech was to summarize the average day for me in the Ouachita Parish District Attorney's Office. I also highlighted a few of my most recent cases tried to verdict and discussed the perils of certain crimes that males their age frequently commit and the negative consequences that normally follow. I spoke without notes and there was no press coverage, recording or transcript of the speech of which I am aware.

Richwood High School 5901 Highway 165 Bypass Monroe, Louisiana 71202 October 2010

I addressed students at an honors breakfast and the gist of the speech was to encourage students to keep achieving in the classroom so they can hopefully pursue careers in the legal area and law enforcement. I spoke without notes and there was no press coverage, recording or transcript of the speech of which I am aware.

Swanson Correctional Center for Youth 4701 South Grand Street Monroe, Louisiana 71202 May 2008

I was one of several speakers at a local youth correctional center's graduation exercises. My speech/talk consisted of encouraging the youth to take advantage of their accomplishments, avoid future contact with law enforcement and have a positive impact on their respective local communities when released. I spoke without notes and there was no press coverage, recording or transcript of the speech of which I am aware.

e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

I have done my best to identify all interviews given, including through a review of my personal files, and searches of publicly available electronic databases. Despite my searches, there may be other materials that I have been unable to identify, find, or remember. I have located the following:

Newspaper article, *Jury quickly votes to convict man called a serial batterer*, THE NEWS STAR. Stacy Temple, July 27, 2011. Copy supplied.

Newspaper article, *Man convicted for apartment fire*, THE NEWS STAR, Staci Parks, February 11, 2010. Copy supplied.

Newspaper article, *Man convicted of marijuana possession*, THE NEWS STAR. Staci Parks, September 22, 2010. Copy supplied.

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 not run for public office.

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

I am a member of the Democratic Party.

My brother has been the mayor of the town of Richwood, Louisiana, since 2016. Prior to his service as mayor, he was elected to the town's board of aldermen in 2010 and 2014. While he campaigned for office in 2010, 2014 and 2016, I assisted him in planning/strategy meetings and on various weekends with door-to-door canvassing.

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 not clerked for a judge.

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

The Law Offices of Brandon B. Brown, LLC 702 Jackson Street Monroe, LA 71201 October 2007-November 2012

I had a part time (20 hours per week or less) personal injury-based law practice. This work was performed during some weekday evenings and on weekends.

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.

October 2007 – November 2012 Assistant District Attorney Fourth Judicial District Attorney's Office 400 Saint John Street Monroe, Louisiana 71201

March 2018 – September 2018 Associate Attorney Hammonds, Sills, Adkins & Guice, LLP 2431 South Acadian Thruway, Suite 600 Baton Rouge, Louisiana 70808

November 2012 – March 2018; October 2018-Present Assistant United States Attorney United States Attorney's Office, Western District of Louisiana 300 Fannin Street, Suite 3201 Shreveport, Louisiana 71101

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

I have not served as a mediator or arbitrator.

b. Describe:

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

From October 2007 to September 2008, I served as an assistant district attorney at the 4th Judicial District Attorney's Office in Monroe, Louisiana, assigned to prosecute violations of Louisiana state misdemeanor offenses. In September 2008, I was promoted to the felony division of the office and prosecuted a wide range of state felony violations until my resignation in November 2012. During this period (October 2007-November 2012), I also maintained a part time personal injury based solo private law office. I resigned from the district attorney's office and dissolved my private law practice, when I accepted an Assistant United States Attorney position with the United States Department of Justice, which commenced in November 2012.

From November 2012 to March 2018, I was an Assistant United States Attorney for the Western District of Louisiana. I prosecuted a wide

variety of offenses that included white collar crimes, public corruption, firearms offenses, drug offenses, violent crimes and violations of our immigration laws. During the latter part of that time, I served as the district's Project Safe Neighborhood Coordinator.

In March 2018, I resigned to accept an associate attorney position with Hammonds, Sills, Adkins & Guice, LLP, a Baton Rouge, Louisiana, headquartered law firm with offices in Bossier City and Monroe, Louisiana. My practice consisted of general civil defense representing various state agencies and state school boards in risk management matters and litigation. My position entailed engaging in discovery and motion practice, conducting depositions and attempting to settle cases without our clients having to proceed to trial.

In October 2018, I accepted an offer to return to the Western District of Louisiana's United States Attorney's Office as an Assistant United States Attorney, at which I am presently serving. My practice since returning has mainly consisted of prosecuting violent crime, firearm offenses, narcotics violations, gang activity and I am the district's point of contact for our Organized Crime Drug Enforcement Task Force (OCDETF) team's Shreveport division.

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

With the exception of my part time law practice from 2007 to 2012 and my six months at Hammonds, Sills, Adkins & Guice, LLP, (Hammonds & Sills) I have represented the state of Louisiana and the United States government in violations of state and federal criminal law for the majority of my legal career. While maintaining my solo private practice, my practice consisted of handling civil personal injury claims for clients injured in vehicle accidents. During my time at Hammonds & Sills, I mainly defended local state school boards and state agencies when civil lawsuits had been filed against them.

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.

My practice has focused exclusively on litigation. As a prosecutor, my court appearances have been frequent. I have most frequently appeared in court in my current position as an Assistant United States Attorney and my former position as an assistant district attorney. My court appearances as a civil litigator at Hammonds & Sills were occasional and I never appeared in court while maintaining my private solo law practice.

i. Indicate the percentage of your practice in:

federal courts:
 state courts of record:
 other courts:
 administrative agencies:
 69%
 o%

ii. Indicate the percentage of your practice in:

civil proceedings: 4%
 criminal proceedings: 96%

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.

While an Assistant U.S. Attorney in the Western District of Louisiana and an Assistant District Attorney in the 4th Judicial District of Louisiana, 100% of my felony trials were before a jury. During my terms of service, I tried approximately 35 jury cases to verdict, with approximately 22 being lead counsel and approximately 13 as co-counsel.

I did not try any cases to verdict while in private practice.

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

I have not practiced before the Supreme Court.

- 15. <u>Litigation</u>: Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:
 - a. the date of representation;
 - b. the name of the court and the name of the judge or judges before whom the case was litigated; and
 - c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

1. United States v. Glen A. Miller

Case No. 12-cr-00144 United States District Court for the Western District of Louisiana The Honorable Robert G. James 2012-2013

This was my first federal jury trial and I was lead counsel. A business owner's information technology contractor stole blank checks from the bookkeeper, negotiated them, and deposited the checks into his personal account ultimately embezzling approximately \$100,000 from the business. The grand jury returned an indictment charging the defendant with bank fraud. The defendant proceeded to trial, arguing that the bookkeeper gave him permission to complete and negotiate the checks. He was convicted on all counts and sentenced to 18 months imprisonment, 5 years supervised release and ordered to make full restitution. The defendant's conviction and sentence was affirmed on appeal. I was lead counsel in this matter handling 100% of the trial responsibilities, including witness and exhibit preparation, the opening statement, the direct and cross examination of all witnesses, and the closing argument.

Co-Counsel:

Mary J. Mudrick United States Attorney's Office Western District of Louisiana 300 Fannin Street, Suite 3201 Shreveport, Louisiana 71101 (318) 676-3600

Opposing Counsel:

Charles L. Kincade (Deceased)

2. State of Louisiana v. Matt Banks

Case No. 09-F1627 4th Judicial District Court of Louisiana The Honorable C. Wendell Manning 2008-2012

I served as trial counsel in this double murder case tried by jury in 2010. In 2003, Banks went to his estranged girlfriend's home, bludgeoned her and her brother to death, then set the house on fire. An eyewitness came forward in 2009 stating that he observed Banks leaving the scene immediately before seeing smoke emanating from the house in question. Mr. Banks' conviction and sentence of life in prison was affirmed on appeal. I was co-counsel in this matter handling approximately one half of the trial responsibilities. More specifically, I prepared witnesses for trial, jointly developed the trial strategy with my co-counsel,

questioned potential jurors for jury selection and conducted direct examinations of witnesses. I also assisted in the drafting of the state's appellate brief.

Co-Counsel:

Neal G. Johnson Attorney at Law 1815 Roselawn Avenue Monroe, Louisiana 71201 (318) 512-9196

Opposing Counsel:

Charles L. Kincade (Deceased)

James Edward Beal Louisiana Appellate Project 308a Polk Avenue Jonesboro, Louisiana 71251 (318) 259-2391

3. <u>State of Louisiana v. Willie Lee Cook</u>

Case No. 11-F0957 4th Judicial District Court of Louisiana The Honorable C. Wendell Manning 2010-2012

I served as trial counsel in aggravated incest case in which the defendant raped his step granddaughter, after previously being convicted of raping biological daughter. The defendant was convicted and at sentencing, adjudicated a fourth felony offender, resulting in a mandatory term of life imprisonment. The defendant's conviction and sentence of life in prison was affirmed on appeal. I was co-counsel in this matter handling approximately one half of the trial responsibilities. More specifically, I prepared witnesses for trial, jointly developed the trial strategy with my co-counsel, questioned potential jurors for jury selection and conducted direct examinations of witnesses, including the victim.

Co-Counsel:

Neal G. Johnson Attorney at Law 1815 Roselawn Avenue Monroe, Louisiana 71201 (318) 512-9196

Opposing Counsel:

James E. Ross, Jr. Attorney at Law 602 North 5th Street Monroe, Louisiana 71201 (318) 322-8776

Holli Herrle-Castillo Louisiana Appellate Project 1805 Lafayette Street Gretna, Louisiana 70053 (504) 371-8279

4. United States v. Thomas Steven Sanders

Case No. 11-F0957 United States District Court for the Western District of Louisiana The Honorable Dee D. Drell 2013-Present

I served as trial counsel in the Western District of Louisiana's first capital case. The defendant was charged with interstate kidnapping resulting in death and using and committing murder through the use of a firearm during and in relation to a crime of violence. The defendant kidnapped a mother and daughter and proceeded to kill the mother in an Arizona desert. Subsequently, the defendant drove the daughter across the country into the Western District of Louisiana where he killed her in a remote wooded area. The defendant was convicted by jury and the jury sentenced him to death. The conviction and sentence are currently on appeal. I was co-counsel in this matter handling approximately 40% of the trial responsibilities. More specifically, I prepared witnesses for trial, assisted in the research and drafting of pretrial motions and responses to motions, jointly developed the trial strategy with my co-counsel and conducted direct examinations of witnesses.

Co-Counsel:

William J. Flanagan (former Assistant United States Attorney) Attorney at Law 944 Unadilla Street Shreveport, Louisiana 71106 (318) 525-6735

Julie Mosley United States Department of Justice Criminal Division-Capital Case Section 1331 F Street, N.W., 3rd Floor Washington, D.C. 20530 (202) 305-4575

Opposing Counsel:

Rebecca L. Hudsmith Federal Public Defender Middle and Western Districts of Louisiana 102 Versailles Boulevard, Suite 816 Lafayette, Louisiana 70501 (337) 262-6336

Cristie Gautreaux Gibbens Assistant Federal Public Defender Western District of Louisiana 102 Versailles Boulevard, Suite 816 Lafayette, Louisiana 70501 (337) 262-6336

Ansel Martin Stroud, III (Retired) Attorney at Law 10019 Winding Ridge Drive Shreveport, Louisiana 71106 (318) 464-2740

5. State of Louisiana v. Edward Lee Harris

Case No. 09-F2122 4th Judicial District Court of Louisiana The Honorable Wilson Rambo 2008-2011

I was trial counsel in case where the mayor of a small municipality made improper payments to himself and town employees during his last hours in office after losing a bid for reelection. The defendant was charged with and convicted of malfeasance in office. He was sentenced to five years' probation and ordered to pay restitution in the amount of \$65,360. The conviction and sentence were confirmed on appeal. I was co-counsel in this matter handling approximately one half of the trial responsibilities. More specifically, I prepared witnesses for trial, questioned potential jurors for jury selection, jointly developed the trial strategy with my co-counsel, and conducted direct and cross examinations of witnesses. I also assisted in the drafting of the state's appellate brief.

Co-Counsel:

Neal G. Johnson Attorney at Law 1815 Roselawn Avenue Monroe, Louisiana 71201 (318) 512-9196

Opposing Counsel:

Charles L. Kincade (Deceased)

6. <u>United States v. Tracy Marler</u>

Case No. 16-cr-00040 United States District Court for the Western District of Louisiana The Honorable Dee D. Drell 2014-2017

I served as the trial counsel in this Veteran's Administration benefit embezzlement case. The defendant withdrew over \$100,000 from a bank account that he jointly held with a deceased woman who was receiving benefits on behalf of her deceased husband who had served in the military. After the woman died, the defendant began withdrawing Veteran's Affairs payments to which he was not entitled. The defendant claimed he thought the checks were annuity payments from a small insurance policy that decedent named him as beneficiary. After issuing grand jury subpoenas to the relevant banks and insurance company and analyzing the returns in the pre-charging phase, the case was presented to the grand jury and it returned an indictment charging the defendant with Theft of Government Property. The defendant's conviction and sentence were affirmed on appeal. I was sole counsel in this matter, and as such I supervised the investigation pre-indictment, presented the case to the grand jury, prepared witnesses for trial, questioned potential jurors for jury selection, gave the opening statement, conducted the direct examination of witnesses and gave the closing argument.

Opposing Counsel:

Cristie Gautreaux Gibbens Assistant Federal Public Defender 102 Versailles Boulevard, Suite 816 Lafayette, Louisiana 70501 (337) 262-6336

7. <u>United States v. Anderson Curtel Duke</u>

Case No. 18-cr-00343 United States District Court for the Western District of Louisiana The Honorable Donald E. Walter 2018-2020 I served as trial counsel in which the defendant, a known northeast Louisiana heroin and fentanyl distributor, was convicted of possessing fentanyl and heroin with intent to distribute. One of the alleged distributions resulted in the death of one of his customers. The defendant was acquitted of that count, but convicted for possession of the heroin and fentanyl he had on his person at the time of his arrest. He was sentenced to 24 years imprisonment. The defendant's conviction and sentence are on appeal. I was lead counsel in this matter handling approximately 70% of the trial responsibilities. More specifically, I supervised the pre-indictment investigation, presented the case to the grand jury, prepared discovery, prepared witnesses for trial, jointly developed the trial strategy with my co-counsel, questioned potential jurors for jury selection, gave the opening statement, conducted the direct examination of witnesses and gave the closing argument.

Co-Counsel:

Michelle Anderson Thompson (former Special Assistant United States Attorney) Louisiana Department of Justice 130 Desiard Street, Suite 812 Monroe, Louisiana 71201 (318) 362-5248

Opposing Counsel:

Michael L. Dubos Attorney at Law 1811 Tower Drive, Suite D Monroe, Louisiana 71201 (318) 322-1202

8. <u>United States v. Jeremiah J. Scott, et al.</u>

Case No. 15-cr-0062 United States District Court for the Western District of Louisiana The Honorable Elizabeth E. Foote 2014-2016

I served as sole counsel in wire fraud investigation resulting in the conviction of 10 individuals who participated in a multi-regional counterfeit credit card scheme in which multiple casino/gaming institutions were victimized. The defendants visited three local casinos and used counterfeit Bank of America credit cards at the ATMs inside the gaming areas to make a total of 53 cash advances. The cards displayed the names of the defendants, but the account numbers belonged to actual victims who had their credit card information stolen. All of the defendants were charged with conspiracy to commit wire fraud and substantive counts of wire fraud and all entered guilty pleas. Select defendants appealed their sentences, but all were affirmed. I was sole counsel in this matter, and as such

supervised the pre-indictment investigation, presented the case to the grand jury, prepared discovery and conducted plea and sentencing hearings. Several of the defendants lodged objections to the pre-sentence report, requiring the filing of sentencing memoranda and agent testimony at those sentencing hearings. The 10 defendants were sentenced collectively to 195 months imprisonment and ordered to make resolution joint and severally in the amount of \$61,438.86.

Opposing Counsel:

J. Broocks Greer, III Attorney at Law 839 Kings Highway, Suite 230 Shreveport, Louisiana 71104 (318) 671-4367

Ross Edward Shacklette Attorney at Law 90 Westerfield Street Bossier City, Louisiana 71111 (318) 222-3253

Patricia A. Gilley Gilley & Gilley 820 Jordan Street, Suite 206 Shreveport, Louisiana 71101 (318) 226-4989

Betty Lee Marak Assistant Federal Public Defender 300 Fannin Street, Suite 2199 Shreveport, Louisiana 71101

Charles H. Kammer, III Kammer and Huckaby 820 Jordan Street, Suite 480 Shreveport, Louisiana 71101 (318) 222-0293

Michael J. Vergis Attorney at Law 1701 Old Minden Road, Suite 17A Bossier City, Louisiana 71111 (318) 698-3724

Joseph W. Greenwald, Jr. Greenwald Law Firm

7591 Fern Avenue, Suite 1901 Shreveport, LA 71105 (318) 219-7867

Douglas Lee Harville The Harville Law Firm, LLC 400 Travis Street, Suite 405 Shreveport, Louisiana 71101 (318) 222-1701

James Craig Stevens Attorney at Law 333 Maggie Lane Shreveport, Louisiana 71106 (318) 861-4417

John C. Nickelson Nickelson Law, PLLC 7591 Fern Avenue, Suite 1403 Shreveport, Louisiana 71105 (318) 678-5786

9. United States v. Lakendria Nicole Goings, et al.

Case No. 18-cr-00343 United States District Court for the Western District of Louisiana The Honorable Terry A. Doughty 2018-2019

I served as trial counsel in which two defendants robbed three rural north Louisiana parishes. After the last robbery, one of the defendants discharged a firearm at a sheriff's deputy during a high-speed chase while fleeing the scene. The defendants were apprehended shortly thereafter and charged with two counts of bank robbery, one count of credit union robbery and three counts of using, carrying, brandishing and discharging a firearm during a crime of violence. One of the defendants was also charged with two counts of felon in possession of a firearm. The defendants were convicted at trial, collectively sentenced to 831 months imprisonment and ordered to joint and severally make restitution in the amount of \$41,203 to the victims of the first two robberies. Fortunately, the cash stolen from the third victim was recovered from the defendants' vehicle after the apprehension. Convictions and sentences were affirmed on appeal. I was cocounsel in this matter handling approximately 60% of the trial responsibilities. More specifically, I prepared witnesses for trial, prepared exhibits for trial, jointly developed the trial strategy with my co-counsel, questioned potential jurors for jury selection and conducted the direct examination of witnesses.

Co-Counsel:

John Aaron Crawford United States Attorney's Office Western District of Louisiana 300 Fannin Street, Suite 3201 Shreveport, Louisiana 71101 (318) 676-3600

Opposing Counsel:

Michael L. Dubos Attorney at Law 1811 Tower Drive, Suite D Monroe, Louisiana 71201 (318) 322-1202

10. Jacqueline Antoine v. Dorothy Jackson, et al

Case No. 665344
19th Judicial District Court of Louisiana
The Honorable Wilson Fields
2018

I represented a Southern University Law Center employee who was accused of causing damages to an estate through the alleged fraudulent drafting of a will in her public capacity. Exceptions of prescription and no right of action were granted, resulting in a dismissal of the case. The judgment was affirmed on appeal. I drafted the exceptions that were ultimately granted by the court.

Co-Counsel:

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Opposing Counsel:

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16. <u>Legal Activities</u>: 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.)

I have not engaged in any lobbying activity on behalf of clients or organizations.

In 2017, I was appointed the Project Safe Neighborhoods Coordinator in the Western District of Louisiana and was challenged by the United States Attorney to reinvigorate the program after the number of firearm offenses prosecuted in the district significantly declined. To address the decline, I created and directed two task forces in the Monroe and Shreveport divisions comprised of federal and state law enforcement agencies and state prosecutors with the goal of investigating and prosecuting the most violent offenders in the district. The Lafayette, Alexandria and Lake Charles divisions likewise formed task forces with the same mission. Over the next year, the Western District of Louisiana had one of the highest percentage increases in federal firearm violation prosecutions nationwide. The violent crime rates in the Shreveport, Monroe and Alexandria divisions subsequently decreased in 2018-19 as a result of the men and women who participated on these task forces. The task forces are still active and in the process of developing fresh, creative strategies to combat violent crime, while continuing to employ some of the strategies we implemented in 2017.

17. <u>Teaching</u>: 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.

I have not taught any courses.

18. <u>Deferred Income/ Future Benefits</u>: 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.

I have no arrangements in the future to be compensated for any financial or business interest.

19. <u>Outside Commitments During Service</u>: Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service? If so, explain.

None.

20. <u>Sources of Income</u>: 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 my SF-278 as provided by the Office of Government Ethics.

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

See attached Net Worth Statement.

22. Potential Conflicts of Interest:

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

During the nomination process, I consulted with the Department of Justice's ethics office and Designated Ethics Officer to identify any potential conflicts. If I am confirmed, I will continue to consult with that office and will recuse myself from any matter in which recusal is required.

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

If I am confirmed, any potential conflict of interest will be resolved in accordance with the terms of an ethics agreement that I have entered with the Department's designated agency ethics official. If confirmed, I will continue to consult with the Department of Justice's ethics office and will recuse myself from any matter in which recusal is required.

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

During my early time as an AUSA, I served as a judge in the local high school moot court competition through the Shreveport Bar Association. Additionally, I attended

training sessions for the Southern University Laboratory School's mock trial team while in law school. Additionally, most of my career has been dedicated to the public through my service as a prosecutor in the 4th Judicial District of Louisiana's District Attorney office and the Western District of Louisiana's United States Attorney's Office. Lastly, I have been active in a variety of community service/volunteer efforts for the disadvantaged through my local church and Kappa Alpha Psi Fraternity, Inc. This includes feeding the homeless during holiday seasons, mentoring at risk youth, teaching Sunday school on weekly basis and serving as a children and youth leader in my local church.