

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Patricia Tolliver Giles (née Patricia Denise Tolliver)

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

United States District Judge for the Eastern District of Virginia

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

United States Attorney's Office for the Eastern District of Virginia
2100 Jamieson Avenue
Alexandria, Virginia 22314

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

1973; West Point, New York

5. **Education**: List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

University of Virginia School of Law, 1995 – 1998; J.D., 1998
University of Virginia, 1991 – 1995; B.A. with distinction, 1995

6. **Employment Record**: List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

February 2003 – present
United States Attorney's Office for the Eastern District of Virginia
2100 Jamieson Avenue
Alexandria, Virginia 22314
Managing Assistant United States Attorney, Alexandria Division (2019 – present)
Assistant United States Attorney, Major Crimes Unit (2003 – 2019)

November 2011 – November 2014
USPTO Innovation Station Child Development Center, Inc.
500 Dulany Street
Alexandria, Virginia 22314
Member of the Board of Directors (uncompensated)

Spring 2006, 2007, 2008
George Washington University, Forensic Sciences Department
2036 H Street, Northwest
Washington, District of Columbia 20052
Assistant Professorial Lecturer

October 2000 – January 2003
Cooley Godward LLP
11951 Freedom Drive, Suite 1500
Reston, Virginia 20190
Associate

October 1998 – August 2000
The Honorable Gerald Bruce Lee
United States District Court for the Eastern District of Virginia
401 Courthouse Square
Alexandria, Virginia 22314
Law Clerk

August 1998 – October 1998
The Honorable Gerald Bruce Lee
Fairfax County Circuit Court
4110 Chain Bridge Road
Fairfax, Virginia 22030
Law Clerk

August 1997 – May 1998
University of Virginia – Office of Housing and Residence Life
425 Treehouse Drive
Charlottesville, Virginia 22904
Graduate Advisor

Fall 1997 – Spring 1998 (Academic Year)
United States Attorney's Office for the Western District of Virginia
255 West Main Street
Charlottesville, Virginia 22902
Law Student Intern

Summer 1997

Rees Broome PC (formerly Rees, Broome, Diaz)
1900 Gallows Road, Suite 700
Tysons Corner, Virginia 22182
Summer Associate

August 1996 – May 1997
University of Virginia – Office of Housing and Residence Life
425 Treehouse Drive
Charlottesville, Virginia 22904
Graduate Advisor

Summer 1996
Enterprise Corporation of the Delta (now Hope Enterprise Corporation)
4 Old River Place, Suite A
Jackson, Mississippi 39202
Legal Intern

Summer 1995
Shearman & Sterling
599 Lexington Avenue
New York, New York 10022
Summer Legal Assistant, Sponsors of Educational Opportunity (SEO)

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

I have not served in the military. I was not required to register for the selective service.

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

Executive Office of United States Attorneys, Director's Award for Superior Performance as an Assistant United States Attorney – Criminal (2020)

Washington Field Office, Federal Bureau of Investigation, Service Award (2018)

Letter of Recognition from the Office of the Attorney General for service on the Attorney General's Review Committee on Capital Cases (2014)

Virginia Trial Lawyers Trial Advocacy Award, University of Virginia School of Law Recipient (given to the graduating student chosen as the most outstanding in trial advocacy) (1998)

Certificate of Recognition for Outstanding Service to the United States Attorney's Office as a Law Student Intern (Western District of Virginia) (1997 – 1998)

Editorial Board Member, Virginia Journal of Social Policy and the Law (approximately 1997 – 1998)

Distinguished Majors Program, University of Virginia (1994 – 1995)

Intermediate Honors, University of Virginia (required being in the top twenty percent of the class by the end of the fourth semester) (1993)

Echols Scholar Program, University of Virginia, College of Arts and Sciences' honors program (selected as incoming first year based on academic achievement and leadership) (1991 – 1995)

I do not recall the names of all the scholarships that I received during college and law school, however, the list includes:

Henry A. Dudley Scholarship

University of Virginia Achievement Award Scholarship

National Achievement Scholarship Finalist

Twentieth Century Women's Club, Inc's Doretha Peanort Scholarship

Exchange Club Youth of the Year Scholarship

Hampton Alumnae Chapter of Delta Sigma Theta Sorority's Eva C. Mitchell Scholarship

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.

Federal Bar Association, Northern Virginia Chapter

George Mason Inn of Court

Northern Virginia Black Attorneys Association

Old Dominion Bar Association, Secretary (2000 – 2002)

Virginia State Bar Young Lawyers Conference

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.

Virginia, 1998

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 Fourth Circuit, 1999
United States District Court for the Eastern District of Virginia, 2000

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.

Alpha Kappa Alpha Sorority, Inc. (1992 – present)

USPTO Innovation Station Child Development Center, Inc. Board of Directors,
Member (2011 – 2014)

Since 2014, I have also been involved in the Parent Teacher Association at my local school.

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

Membership in Alpha Kappa Alpha Sorority, Incorporated is extended only to women. Alpha Kappa Alpha Sorority, Incorporated is an international service organization. With this exception, to the best of my knowledge, none of the

above listed organizations currently discriminate or have formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies.

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.

None.

- 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.

None.

- 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.

None.

- 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.

May 16, 2021: Speaker, Page 1 Foundation, Virtual. I spoke with high school students about my job as an Assistant United States Attorney, the importance of public service, and the importance of making good decisions throughout life. I have no notes, transcript, or recording. Page 1 Foundation does not have a physical address.

November 9, 2020: Guest speaker, Introduction to the Legal System course, Marymount University, Virtual. Presentation supplied.

January 24, 2020: Speaker, Federal Bar Association Northern Virginia Chapter's Annual Introduction to the Federal Courthouse, Alexandria, Virginia. Notes supplied.

October 1, 2019: Presenter, "Federal Gang Prosecutions," Northern Virginia Criminal Justice Training Academy, Ashburn, Virginia. I used a PowerPoint for this presentation, but because the materials are law enforcement sensitive they are not provided.

September 13, 2019: Panelist, "Developing a Great Opening Statement that Will Shape the Themes of Your Case Even if You Never Go to Trial," Virginia Bar Association's 49th Annual Conference on Labor and Employment Law, Leesburg, Virginia. Notes supplied.

November 9, 2018: Invocation, Investiture of G. Zachary Terwilliger as the United States Attorney for the Eastern District of Virginia, Alexandria, Virginia. Notes supplied.

September 29, 2017: Speaker, Portrait Ceremony of the Honorable Gerald Bruce Lee, United States District Judge, Alexandria, Virginia. Notes supplied.

November 2015 (I do not recall the specific day): Speaker, The George Washington University Law School, Washington, District of Columbia. I first spoke with students in the Career Center and later members of the Black Law Students Association about the United States Attorney's Office for the Eastern District of Virginia. I have no notes, transcript, or recording. The George Washington University Law School is located at 2000 H Street, Northwest, Suite 203, Washington, District of Columbia 20052.

October 22, 2014: Remarks, Diverse Partners Network Reception, Washington, D.C. I briefly spoke with a group of summer associates about the hiring process and work performed at the United States Attorney's Office for the Eastern District of Virginia. Notes supplied.

April 15, 2013: Speaker, Just the Beginning Foundation, Alexandria, Virginia. I do not recall my remarks but typically when I speak to youth, I focus on explaining my career path. I have no notes, transcript, or recording. The address for Just the Beginning Foundation is 70 West Madison Street, Chicago, Illinois 60602.

November 30, 2011: Panelist, Civil Rights Summit, Northern Virginia Criminal Justice Training Academy, Ashburn, Virginia. I provided remarks on issues that arise in prosecuting sex trafficking cases with juvenile victims. I have no notes,

transcript, or recording. The address for the Northern Virginia Criminal Justice Training Academy is 45299 Research Place, Ashburn, Virginia 20147.

November 2011 (Estimate): Speaker, Upward Bound Career Day, Old Dominion University, Norfolk, Virginia. I spoke with Upward Bound students about my career path as a law clerk, civil attorney in private practice, and federal prosecutor. I have no notes, transcript, or recording. The address for Upward Bound, Old Dominion University is Student Success Center, Room 2006, Norfolk, Virginia 23529.

July 20, 2010: Just the Beginning Foundation Summer Legal Institute Mock Trial, Alexandria, Virginia. I have no notes, transcript, or recording. After the presentation of the mock trial, the lawyers typically speak with students about their career paths. The address for Just the Beginning Foundation is 70 West Madison Street, Chicago, Illinois 60602.

2007 – 2010: Virginia State Bar Professionalism Course. As a member of the Virginia State Bar's professionalism faculty, I spoke with new admittees about the importance of civility and professionalism in their practice. I have no notes, transcript, or recording. The address for the Virginia State Bar is 1111 East Main Street, Suite 700, Richmond, Virginia 23219.

November 15, 2007; November 3, 2005; October 27, 2005: Speaker, National Youth Leadership Forum, Tysons Corner, Virginia. Notes supplied.

October 29, 2007: When searching through my electronic records, I recovered a file entitled "Outline for Immigration and Criminal Gang Presentation." The file is date stamped October 28, 2007, and corresponds to a hand-written notation on my calendar "Gang Presentation." I do not recall presenting to any group either within or outside of the U.S. Attorney's Office. A copy of the outline is attached.

Fall 2007 (Estimate): Presenter, Governor's Prevention Comes First Conference. I do not recall the remarks that I made. I have no notes, transcript, or recording. The Governor's Prevention Comes First Conference does not have a physical address.

December 2006 (Estimate): FBI Academy, New Agent Training, Quantico, Virginia. I participated in a training exercise for new agents by conducting a mock cross-examination of the trainees. After the exercise, I also provided feedback to the trainees. I have no notes, transcript, or recording. The address of the FBI Academy is 1 Range Road, Quantico, Virginia 22135.

September 2006 (Estimate): Panelist, Issues Regarding Witness Protection. This was a conference for law enforcement officers sponsored by the FBI National Academy. I do not recall the location of the conference. The panel discussed various issues concerning witness protection. I used notes for this presentation,

but because the materials are law enforcement sensitive they are not provided.

June 19, 2006: Lawyer Participant, National Judicial College Training, Capital Case Jury Selection. I served as the prosecutor in a mock jury selection for capital cases that was part of a training exercise for Virginia circuit court judges. I have no notes, transcript, or recording. The address for the National Judicial College is 1664 North Virginia Street, Reno, Nevada 89557.

May 24, 2004: Speaker, The National Honor Society Induction Ceremony, Kecoughtan High School, Hampton, Virginia. Speech supplied.

July 1999 – present: Kamp Kappa Street Law Program, Alexandria, Virginia. For the past twenty years, I have participated in annual mock trial presentations aiming to teach young boys about the legal system. While the format of the program has changed throughout the years, the mock trial typically occurs during the course of a morning. After the mock trial, the lawyers typically speak with the students about their career paths. I have no notes, transcript, or recording. Kamp Kappa is sponsored by the Alexandria-Fairfax Alumni Chapter of Kappa Alpha Psi, Inc., which is located at 6343 South Kings Highway, Alexandria, Virginia 22306.

June 1999 (approximately): Speaker, Upward Bound Graduating Class, Old Dominion University, Norfolk, Virginia. Speech supplied.

- 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.

None.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

I have not served as a judge.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment? _____
- i. Of these cases, approximately what percent were:
- | | |
|---------------|---------------------|
| jury trials: | _____% |
| bench trials: | _____% [total 100%] |
- ii. Of these cases, approximately what percent were:

civil proceedings: _____%
criminal proceedings: _____% [total 100%]

- b. Provide citations for all opinions you have written, including concurrences and dissents.
 - c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature of the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (4) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).
 - d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.
 - e. Provide a list of all cases in which certiorari was requested or granted.
 - f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.
 - h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.
14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have not served as a judge.

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal;
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

15. **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 held public offices. I have not had any unsuccessful candidacies for elective office or unsuccessful nominations for appointed office.

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

I have not held memberships in, or rendered services to, any political party or election committee.

16. **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;

From October 1998 to August 2000, I clerked for the Honorable Gerald Bruce Lee of the United States District Court for the Eastern District of Virginia.

From August 1998 to October 1998, I clerked for the Honorable Gerald

Bruce Lee in the Fairfax County Circuit Court.

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

I have never practiced alone.

- 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;

2000 – 2003
Cooley Godward LLP
11951 Freedom Drive, Suite # 1500
Reston, Virginia 20190
Associate

2003 – present
United States Attorney's Office for the Eastern District of Virginia
2100 Jamieson Avenue
Alexandria, Virginia 22314
Managing Assistant United States Attorney (2019 – present)
Assistant United States Attorney (2003 – 2019)

- 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 2000 to January 2003, I was an associate at Cooley Godward in the General Commercial Litigation Section. I drafted briefs and pleadings for state and federal court proceedings, conducted document reviews, drafted and responded to discovery requests, and counseled clients on litigation matters. My work included a wide variety of commercial cases in the areas of contracts, intellectual property, securities, and employment law. While at Cooley Godward, my work was 100 percent civil.

From February 2003 until January 2019, I served as an Assistant United States Attorney for the Eastern District of Virginia and was assigned to the Major Crimes Unit. During this time, 100% of my work was criminal. I

handled every aspect of my cases from investigation, grand jury proceedings, motions, trial, appeal, and habeas litigation. I tried approximately 22 cases to verdict in United States District Court and argued three cases before the United States Court of Appeals for the Fourth Circuit. I prosecuted a variety of cases, including violent crimes in aid of racketeering, bank and other commercial robberies, human trafficking, crimes against children, as well as firearm, immigration, and narcotics offenses. Most notably, I prosecuted a capital murder case against members of the violent street gang, MS-13, for killing a pregnant federal witness.

Since January 2019, I have served as Managing Assistant United States Attorney. In this role, I manage the day-to-day operations of the Alexandria Division of the U.S. Attorney's Office for the Eastern District of Virginia. I do not maintain an active criminal docket but occasionally handle post-conviction litigation and supervise the legal work of others.

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

While in private practice, I primarily represented companies involved in commercial disputes relating to contracts, intellectual property, securities, and employment law. Among other matters, I represented a company and its corporate directors and officers in a suit alleging securities fraud and common law fraud in state court; a company sued for breach of an employment contract in federal court; and a corporation sued in federal court for breach of a merger agreement and violation of state and federal securities laws.

During my tenure at the United States Attorney's Office, I have represented the United States in criminal litigation.

- 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.

All of my practice has been in litigation. Prior to my selection as Managing Assistant United States Attorney, I frequently appeared in court. As an Assistant United States Attorney for more than 16 years, I handled jury trials, guilty pleas, sentencing, suppression hearings, other substantive motions, and grand jury proceedings in the United States District Court for the Eastern District of Virginia. I also argued three cases before the United States Court of Appeals for the Fourth Circuit.

As a line Assistant United States Attorney from February 2003 until January 2019, my work was 100 percent in federal criminal practice. As an associate at

Cooley Godward from October 2000 to January 2003, my work was 100 percent civil and was both in state court and federal court.

i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|-----|
| 1. federal courts: | 98% |
| 2. state courts of record: | 2% |
| 3. other courts: | 0% |
| 4. administrative agencies: | 0% |

ii. Indicate the percentage of your practice in:

- | | |
|--------------------------|-----|
| 1. civil proceedings: | 15% |
| 2. criminal proceedings: | 85% |

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

I have tried approximately 22 cases to verdict in District Court. In all but approximately five of these, I served as chief counsel. In the remaining five, I was associate counsel.

i. What percentage of these trials were:

- | | |
|--------------|------|
| 1. jury: | 100% |
| 2. non-jury: | 0% |

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

I have never practiced before the Supreme Court of the United States.

17. **Litigation:** Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

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

principal counsel for each of the other parties.

1. *United States v. Lazo, Guadron-Rodriguez, Treminio-Tobar, Benitez Pereira, Flores-Maravilla, Velasquez Guevara, Viera-Gonzalez, Centeno, Sanchez*, 816 F. App'x 752 (4th Cir. May 28, 2020) (Thacker, Harris, Richardson, JJ.); Criminal No. 1:16cr209 (O'Grady, J.); Dates of Representation: 2016 – present

I served as the lead prosecutor in this case against nine members and associates of MS-13. Several defendants were charged for their respective roles in the kidnapping and murder of an 18-year-old who was targeted because the defendants believed he was a member of the rival 18th Street gang. They lured the victim into their vehicle under the guise of going to a party. Instead, they transported him from Leesburg, Virginia to a secluded area in West Virginia where they beat, restrained, and then stabbed him more than 50 times. Prior to this murder, several of the defendants had also engaged in a conspiracy to extort another victim, threatening to harm him or his family unless he made regular extortion payments to the gang. The indictment charged conspiracy to use interstate facilities to carry out extortion; use of interstate facilities to carry out extortion; conspiracy to commit kidnapping; conspiracy to commit kidnapping and murder in aid of racketeering; kidnapping resulting in death; and accessory after the fact. Nine defendants were indicted; three pleaded guilty and the remaining six proceeded to trial. I handled several pre-trial motions, including successfully opposing a motion to suppress. The trial lasted approximately one month. I delivered the opening statement and conducted the direct examination of several witnesses, including cooperating gang members, law enforcement, a computer forensic expert, and lay witnesses. I cross-examined three defendants. In March 2018, the defendants were convicted of all charges. All of those involved in the murder received life sentences. All convictions were affirmed on appeal.

Co-counsel

Morris R. Parker, Jr., Esq.

United States Attorney's Office, Eastern District of Virginia
2100 Jamieson Avenue
Alexandria, VA 22314
(703) 299-3821

Tobias D. Tobler, Esq. (then Assistant United States Attorney – Eastern District of Virginia)

Pacifica Law Group, LLP
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Seattle, WA 98101
(206) 602-1215

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Alexandria, VA 22314

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1300 I Street, Northwest, Suite 400
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4120 Leonard Drive
Fairfax, VA 22030
(703) 879-6650

Counsel for Defendant Treminio-Tobar

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Alexandria, VA 22314
(703) 683-2020

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Alexandria, VA 22314
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Counsel for Defendant Flores-Maravilla

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Counsel for Defendant Viera-Gonzalez

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William Collins Brennan, Jr., Esq.
Brennan, McKenna & Lawlor, Chtd.
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Greenbelt, MD 20770
(240) 219-8980

Counsel for Defendant Centeno

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Jeffrey Zimmerman, Esq.
Jeffrey Zimmerman, PLLC
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Alexandria, VA 22314
(703) 548-8911

Counsel for Defendant Sanchez

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Petrovich & Walsh, PLC
10605 Judicial Drive, Suite A-5
Fairfax, VA 22030

(703) 934-9191

2. *United States v. Maynes*, 880 F.3d 110 (4th Cir. 2018) (Wilkinson, Shedd, Diaz, JJ.); Criminal No. 1:15cr336 (O’Grady, J.); Dates of Representation: 2016 – 2017

Defendant Maynes was the leader of Horse Block Pimpin, a sex trafficking organization responsible for trafficking countless women and even some juveniles in Virginia and nationwide. Defendant Maynes, along with two family members who were separately prosecuted, targeted women who were homeless, drug addicted, had young children, or who had lost custody of their children. The men would routinely induce women to work for them by making false promises of financial assistance or a better life. They would then isolate the women geographically and socially, use violence and drugs to control them, and even withhold access to their children until they reached a daily quota of sex acts. This was a two-year investigation conducted by another prosecutor, who transferred to a new office. I was then assigned as lead prosecutor, and provided only two months to learn the case and prepare for Defendant Maynes’ trial. I delivered the opening statement and rebuttal argument, conducted the direct examination of several witnesses, and cross-examined the defendant. After a four-day jury trial, Defendant Maynes was convicted of conspiracy to commit sex trafficking and four counts of sex trafficking by force, fraud, and coercion. After trial, the Court appointed new counsel for Defendant Maynes. I drafted and argued the oppositions to Defendant Maynes’ post-trial motions, including a motion for judgment of acquittal. His motions were denied, and he was sentenced to 35 years’ imprisonment.

Co-counsel

The Honorable Michael J. Frank (then Assistant United States Attorney – Eastern District of Virginia)

United States Magistrate Judge

United States District Court for the Northern District of Florida

30 West Government Street

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3. *United States v. Lewis, Dicks*, 614 F. App'x 628 (4th Cir. June 17, 2015) (Shedd, Floyd, Thacker, JJ.); Criminal No. 1:14cr15 (O'Grady, J.); Dates of Representation: 2014 – 2017

I was the lead prosecutor in this case. In November 2013, Defendant Lewis, along with an accomplice, robbed a tobacco store. During the robbery, Defendant Lewis shot the cashier in the head. Although severely injured and permanently disabled, the victim survived. Three days later, Defendant Lewis, along with Defendant Dicks and two other conspirators, robbed a Safeway grocery store. During the course of the robbery, Defendant Lewis disarmed a customer of his personal firearm. Then, before fleeing the store, Defendant Lewis shot at this same customer as the customer was kneeling on the floor with his arms raised. Although the robbers wore masks, surveillance footage showed all four men casing the store the day before the robbery. Defendant Lewis pleaded guilty to two counts of using a firearm during and in relation to a crime of violence, and was sentenced to 35 years' imprisonment. Defendant Dicks proceeded to trial. I delivered the opening statement and rebuttal argument, and conducted the direct examination of several witnesses. After a three-day jury trial, Defendant Dicks was convicted of conspiracy to obstruct commerce by robbery, and was sentenced to 12 years' imprisonment. Defendant Dicks appealed his conviction. I wrote the appellate brief. His conviction was affirmed.

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4. *United States v. Reed, Winston, Cannon, Dyer*, 780 F.3d 260 (4th Cir. 2015) (Floyd, Agee, Diaz, JJ.); Criminal No. 1:13cr48 (Hilton, J.); Dates of Representation: 2013 – 2017

I was the lead prosecutor in the case against Defendants Reed, Winston, Dyer, and Cannon. The men were part of a neighborhood crew responsible for a series of armed robberies in Virginia and Maryland. During the robberies, the men were always masked and armed with semiautomatic firearms. They were captured after they robbed a federal credit union in Northern Virginia and law enforcement traced the GPS devices hidden in the stolen money. At the time of their arrest, several of the men were also under investigation for murdering a witness in Maryland, and shooting the witness's two-year-old child in the process. In the Eastern District of Virginia, the defendants were indicted and tried for Hobbs Act conspiracy, three counts of Hobbs Act robbery, robbery of a credit union, multiple counts of using a firearm during and in relation to a crime of violence, and being convicted felons in possession of firearms. At trial, the government offered close to 50 witnesses. I conducted the direct examination of numerous witnesses, including experts in the following fields: mitochondrial DNA, nuclear DNA, microscopic hair comparison, fingerprints, and firearms. I also delivered the opening statement and rebuttal argument. After a four-day jury trial, the defendants were convicted on all counts, and each was sentenced to 60 years of imprisonment. They appealed their convictions. I wrote a portion of the appellate brief. The defendants' convictions were affirmed.

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5. *United States v. Garcia-Guinea, Zuniga-Perez, Escobar, Florian, Ramos Perez*,
Criminal No. 1:11cr212 (Lee, J.); Dates of Representation: 2011 – 2017

From August 2010 through March 2011, the defendants were responsible for numerous armed robberies and an attempted armed robbery of businesses in Prince William and Fairfax counties as well as numerous robberies in Maryland. The group targeted small stores that primarily served the Latin American community and also conducted money transfers. All of the robberies created a dangerous situation as the defendants were armed. However, two were particularly dangerous because shots were fired at a store employee and a store owner who briefly pursued the robbers. All of the defendants, with the exception of Defendant Garcia-Guinea, were in the midst of plotting to rob a bank in Pennsylvania when they became the targets of an undercover investigation in Washington, D.C. I served as the lead prosecutor in the Virginia case. All of the defendants, with the exception of Defendant Florian, pleaded guilty prior to the trial. At Defendant Florian's trial, I delivered the opening statement, and conducted the direct examination of several cooperating witnesses, law enforcement officers, and victims. After a two-week trial, Defendant Florian was convicted of conspiracy. He did not appeal his conviction.

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6. *United States v. Juarez-Santamaria*, 513 F. App'x 306 (4th Cir. Mar. 8, 2013) (Traxler, Keenan, Thacker, JJ.); Criminal No. 1:11cr217 (O'Grady, J. (trial); Ellis, J. (pretrial)); Dates of Representation: 2010 – 2013

I served as lead counsel in the prosecution of Defendant Juarez-Santamaria for sex trafficking a minor, transportation of a minor for the purpose of prostitution, and conspiracy. Defendant Juarez-Santamaria, a member of the transnational gang MS-13, prostituted a 12-year-old girl. The victim was a runaway, who had turned to Defendant Juarez-Santamaria for help. Instead, he prostituted the victim in Virginia, Washington, D.C., and Maryland. On the first night, Defendant Juarez-Santamaria took her to a gas station where she was required to have sex with five men on a dirty mattress. At trial, I gave the opening statement, conducted the direct examination of the juvenile victim and several other witnesses, and made the rebuttal argument. After a two-day jury trial, Defendant Juarez-Santamaria was convicted, and later sentenced to life imprisonment. The defendant appealed his conviction. I co-authored the appellate brief and argued the appeal before the Fourth Circuit. His conviction was affirmed.

Co-counsel

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7. *United States v. Lobo-Lopez, Amador*, 468 F. App'x 186 (4th Cir. Mar. 1, 2012) (Shedd, Diaz, Floyd, JJ.); Criminal No. 1:08cr194 (Ellis, J.); Dates of Representation: 2007 – 2014

Defendants Lobo-Lopez and Amador, two MS-13 members, fatally shot a young man who was a rival gang member. In the months preceding the victim's murder, the gang had been trying to locate the victim, who they believed was boldly advertising his allegiance to the 18th Street gang. The defendants were indicted for conspiracy to commit murder in aid of racketeering activity, murder in aid of racketeering activity, and use of a firearm during a crime of violence. I second-chaired the trial. I drafted and argued the United States' oppositions to several pre-trial motions, including a motion to suppress identification, a motion for exculpatory information, and several motions to compel. Defendant Amador pleaded guilty. At Defendant Lobo-Lopez's trial, I conducted the direct examination of several witnesses, and delivered the closing argument. After a six-day jury trial, Defendant Lobo-Lopez was convicted of all charges and sentenced to life imprisonment. He appealed his conviction. I wrote a portion of the appellate brief. Defendant Lobo-Lopez's conviction was affirmed.

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8. *United States v. Jennings*, 496 F.3d 344 (4th Cir. 2007) (Wilkinson, Niemeyer, Gregory, JJ.); Criminal No. 1:05cr559 (Ellis, J.); Dates of Representation: 2005 – 2007

Defendant Jennings was indicted for abusive sexual contact of a minor. Defendant Jennings molested a 13-year-old girl, who was flying unaccompanied on an overnight flight from California to Virginia. Prior to trial, the defendant moved to suppress his pre-Miranda and post-Miranda statements. I drafted and argued the opposition to the defendant's motion, which was denied. I second-chaired the trial, delivering the opening statement and conducting the direct examination of the minor victim as well as several other witnesses. Defendant Jennings was convicted and sentenced to six months' imprisonment, and he appealed. I drafted a portion of the brief and argued the appeal before the Fourth Circuit. The conviction was affirmed.

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9. *United States v. Kirlew, Fetters*, 291 F. App'x 536 (4th Cir. Sept. 5, 2008) (Wilkinson, Traxler, Gregory, JJ.); Criminal No. 1:07cr183 (Brinkema, J.); Dates of Representation: 2007 – 2008

In a span of two months following his release from prison, Defendant Kirlew engaged in a crime spree across several jurisdictions. He was arrested after a high-speed chase, during which he bailed out of a moving car. When he was apprehended after a foot chase, police recovered an empty gun holster in his pants and a gun and a bulletproof vest in the abandoned vehicle. Prior to the case being adopted for federal prosecution, Defendant Kirlew intimidated witnesses into signing statements claiming that they had never seen him with a gun or engaged in illegal activity. Defendant Fetters drafted some of the statements, and she pleaded guilty to obstruction of justice. Defendant Kirlew was indicted for being a convicted felon in possession of a firearm and a violent felon in possession of body armor. Defendant Kirlew's obstruction continued on the eve of trial when he threatened a key government witness after her grand jury testimony was disclosed in discovery. I was the lead prosecutor in Defendant Kirlew's prosecution. I drafted and argued the United States' opposition to the defendant's motion to exclude evidence. At trial, I examined several witnesses, and delivered the opening statement and rebuttal argument. Defendant Kirlew was convicted on all charges, and sentenced to 156 months' imprisonment, the statutory maximum. Defendant Kirlew appealed his conviction. I wrote the appellate brief. His conviction and sentence were affirmed.

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10. *United States v. Rivera, Grande, Cisneros, Orellana*, 353 F. Supp. 2d 623 (E.D. Va. 2005); 363 F. Supp. 2d 814 (E.D. Va. 2005); 363 F. Supp. 2d 827 (E.D. Va. 2005); 385 F. Supp. 2d 567 (E.D. Va. 2005); 405 F. Supp. 2d 662 (E.D. Va. 2005); 442 F. Supp. 2d 274 (E.D. Va. 2005); 213 F. App'x 155 (4th Cir. Dec. 21, 2006); 285 F. App'x 104 (4th Cir. July 28, 2008) (Lee, J.); Criminal No. 1:04cr283; Dates of

Representation: 2004 – 2008

This was a complex capital murder prosecution against four members of MS-13 for the murder of Brenda Paz, a pregnant federal witness. Ms. Paz was a runaway and a member of MS-13 who agreed to provide information about the gang to law enforcement. Ms. Paz was placed in the Witness Protection Program, but became lonely and returned to the gang. She was murdered because MS-13 was convinced that she had broken their code of silence. Her body was discovered along the banks of the Shenandoah River. At the time of her death, she was 16 weeks pregnant. I second-chaired this prosecution and trial. I handled the pre-trial death penalty motions and arguments, along with many other motions. The trial lasted two months. I conducted the direct examination of numerous witnesses, including the entomologist, several cooperating gang members, law enforcement officers, and other fact witnesses. I cross-examined one of the defendants. I also delivered the closing argument in the guilt phase of the trial, and the opening statement and closing argument in the penalty phase of the trial. The jury acquitted Defendants Orellana and Rivera (Defendant Rivera was already serving a life sentence for another murder). The jury convicted Defendants Grande and Cisneros, who were subsequently sentenced to life imprisonment. Neither appealed their convictions.

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18. **Legal Activities:** Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

As a line Assistant United States Attorney for more than 16 years, I devoted a substantial amount of time to the investigation of potential criminal matters to determine whether a federal offense had in fact been committed, and if so, what charges would be appropriate. In that capacity, I have led investigative teams comprised of federal and local law enforcement officers as well as fellow Assistant United States Attorneys. Over the years, I have presented countless matters to federal grand juries.

In addition to my case-related responsibilities, I also performed several collateral duties within my office and the Department of Justice. From 2007 to 2010, I served as the Alexandria Division's Project Safe Neighborhood Coordinator. In that role, I was the primary point of contact between the United States Attorney's Office and the Bureau of Alcohol, Tobacco, Firearms and Explosives, and was responsible for the intake of cases involving firearm offenses. I also lectured incoming classes of Special Assistant United States Attorneys on firearm violations and supervised their handling of firearm cases. From 2010 to 2016, I served as the Capital Case Coordinator for the Eastern District of Virginia. This required me to work with other federal prosecutors from all four divisions (Alexandria, Richmond, Newport News, and Norfolk) who were handling capital eligible prosecutions. I advised them on the protocol for capital eligible cases, assisted them in preparing the Office's submissions to the Department of Justice, and reviewed their indictments to ensure that the death eligible factors were properly charged. From 2012 to 2014, I was selected to serve as a member of the Attorney General's Review Committee on Capital Cases. This required me to assess capital eligible prosecutions from United States Attorneys' Offices from around the country.

Additionally, in 2010, I served as the Summer Intern Coordinator, hiring and supervising eight criminal interns in the Alexandria Division. In 2014 and 2016, I also served on the Hiring Committee.

In January 2019, I was selected to serve as the Managing Assistant United States Attorney (MAUSA) for the Alexandria Division of the United States Attorney's Office for the Eastern District of Virginia (EDVA). The Alexandria Division serves as EDVA's headquarters and is the largest division in the District. It is comprised of approximately 78 Assistant United States Attorneys, approximately 30 Special Assistant United States Attorneys, and 86 administrative and legal support personnel and contractors. As the MAUSA, I manage the day-to-day operations of the Alexandria Division; develop division policy and procedures; attend all unit meetings for the Criminal and Civil Divisions regarding pending cases and investigations; assess and ensure the proper allocation of resources and support needs; oversee the supervision and hiring of criminal legal support; participate in the hiring of Assistant United States Attorneys; directly supervise eleven individuals; participate in employee training and mentoring; and serve as a liaison between the United States Attorney's Office and the United States District Court for the Eastern District of Virginia, the United States Marshals Service, the United States Probation Office, and various federal and local agency partners.

During my first year as MAUSA, I helped manage the longest government shutdown in

recent history and prepared the office for a comprehensive evaluation of the United States Attorney's Office's legal and administrative operations by the Executive Office for United States Attorneys (EOUSA) under the Evaluation and Review System (EARS), which occurs approximately once every five years. This is a top to bottom audit of all facets of the United States Attorney's Office. In the last year and a half, I have been managing the Alexandria Division during the COVID-19 pandemic. I developed and implemented safety protocols for the office, revised existing procedures as court operations reduced and then reopened, and ensured that mission critical functions continued. In conjunction with the District Court, I implemented a plan for reconvening the Alexandria grand juries, including drafting prescreening questions, reconfiguring the grand jury space, and developing safety protocols and procedures to ensure the health and safety of the grand jurors and participants.

Because of these unprecedented times, my MAUSA responsibilities have necessarily focused on managerial and operational responsibilities. I, however, have continued substantive participation in casework as a continuation of my prior 16 years of service as a line AUSA, handling post-conviction litigation as well as supervising the legal work of others. In 2020, I was honored to receive an EOUSA Director's Award for Superior Performance as an Assistant United States Attorney-Criminal for leading the trial team in *United States v. Lazo, et al.*, which resulted in the conviction of nine members of MS-13 for a gang-related murder and extortion.

While MAUSA, I have also continued to serve in other roles within my office and the Department of Justice. I am co-chair of the District's Diversity Committee; a member of the District's recently-founded Committee on Race, Policing, and Prosecution; and a member of the Attorney General's Transnational Organized Crime Task Force, MS-13 Subcommittee.

I conduct and coordinate both in-house and outside trainings for attorneys, agents, and legal support staff. For instance, in 2019, I conducted training on grand jury practice for new federal agents. On a bi-monthly basis, I conduct training on delivering effective opening statements to incoming attorneys in the Criminal Division of the United States Attorney's Office.

I have never performed lobbying activities or registered as a lobbyist.

19. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

For the spring semesters in 2006, 2007, and 2008, I taught Criminal Law III – Moot Court at The George Washington University, Forensic Sciences Department. The students were in the graduate program in the Forensic Sciences Department. The course taught them judicial procedure, the Federal Rules of Evidence, and how to testify in court as expert witnesses. I co-taught this course with another Assistant United States Attorney

with whom I divided the lectures during the semester. The major topics taught included relevance, hearsay and non-hearsay, exhibits, direct examination of experts, and impeachment procedures and methods. Syllabi supplied.

20. **Deferred Income/ Future Benefits**: List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

I have no deferred income or other future benefits (I do have a 401K with my former law firm that is named "Cooley LLP Salary Deferral and Profit Sharing Plan," which is managed by Charles Schwab and identified in my Financial Statement).

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

None.

22. **Sources of Income**: List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

When my nomination is formally submitted to the Senate, I will file my Financial Disclosure Report and will supplement this Questionnaire with a copy of that Report.

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

See attached Net Worth Statement.

24. **Potential Conflicts of Interest**:

- a. Identify the family members or other persons, parties, categories of litigation, and financial arrangements 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.

The only potential conflicts of interest I foresee are cases or investigations that I have handled, or was indirectly involved with, while the Managing Assistant United States Attorney and an Assistant United States Attorney in the Eastern District of Virginia. If confirmed, I would recuse from all such cases.

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

If confirmed, I would evaluate and resolve any potential conflicts of interest on a case by case basis following the Code of Conduct for United States Judges and the rules and standards regarding disqualification specified in 28 U.S.C. § 455. I would also consult relevant judicial decisions and published advisory opinions issued by the Judicial Conference's Committee on Codes of Conduct.

25. **Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

As an Assistant United States Attorney, my ability to participate in pro bono litigation work has been restricted. I was also prohibited as a law clerk. However, the volunteer activities below encompass all of my years of practice and my clerkship.

For the past 20 years, I have been an organizer and volunteer for the Kamp Kappa Street Law Program, which is led by Judge Gerald Bruce Lee. Kamp Kappa is a week-long camp for at-risk boys, ages 10 to 16, that provides positive outdoor and educational programs. The Street Law Program is one component of the camp and introduces the boys to the law via a mock trial. When I initially began with the Street Law Program, the attorney volunteers would travel to the camp and coach the boys, who served as the defense attorneys, prosecutors, witnesses, and judges. Then, on the final day, the boys would travel to the courthouse and present the mock trial. Several years ago, Kamp Kappa moved to a facility that was further away so we revised the program. The attorneys conduct the mock trial and the boys serve as the jurors. Since starting with the Street Law Program as a law clerk, I have worked with it every year and co-chair in organizing the event. I have recruited and organized the other volunteers, coached the students when they were serving in the various roles, and served as one of the attorneys for the trial. I also co-authored many of the fact patterns, which in addition to teaching the boys about the law also serves to teach life lessons.

Additionally, I have devoted significant time to volunteering at my child's school, both in the school library and assisting teachers with administrative tasks.

26. **Selection Process:**

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission

recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

On September 27, 2017, I submitted applications to Senators Warner and Kaine for consideration for the position of United States District Judge. On October 24, 2017, I interviewed with the Senators' independent panel of attorneys. On November 2, 2017, I interviewed with Senator Kaine. On November 14, 2017, I interviewed with Senator Warner. On December 21, 2017, Senator Warner advised me that he and Senator Kaine would be referring my name to former President Trump for consideration. On January 4, 2018, I interviewed with attorneys from the White House Counsel's Office.

On May 17, 2018, I submitted applications to Senators Warner and Kaine for consideration for the position of United States District Judge. I was advised that Senators Warner and Kaine referred my name to former President Trump for consideration.

On December 15, 2021, I submitted applications to Senators Warner and Kaine for consideration for the position of United States District Judge. On March 18, 2021, I interviewed with Senators Warner and Kaine's independent panel of attorneys. On April 7, 2021, I was advised that I was selected to have a second-round interview with Senator Warner and Senator Kaine. Subsequently, a representative of Senator Warner's office contacted me and said that since Senators Warner and Kaine had interviewed me previously when I applied for a judicial vacancy, they did not need to re-interview me. On April 26, 2021, I received a call from Senator Kaine advising that Senators Warner and Kaine were recommending me to President Biden.

On April 29, 2021, I was contacted by the White House Counsel's Office to schedule an interview. On April 30, 2021, I interviewed with attorneys from the White House Counsel's Office. Since May 3, 2021, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On June 30, 2021, the President announced his intent to nominate me.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.