

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

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

Dena Janae King

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

United States Attorney, Western District of North Carolina

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, Western District of North Carolina
Department of Justice
227 West Trade Street, Suite 1650, Charlotte, NC 28202

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

1981; Charlotte, North Carolina

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.

Central Piedmont Community College, 2007
No degree received

North Carolina Central University, 2003-2006
J.D. – May 2006

North Carolina State University, 1999-2003
B.S. – May 2003

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.

September 2020 – Present
Deputy Criminal Chief
United States Attorney’s Office, Western District of North Carolina
227 West Trade Street, Suite 1650
Charlotte, NC 28202
Paid

June 2014 – September 2020
Assistant United States Attorney (June 2015 – September 2020)
Special Assistant United States Attorney (June 2014 – June 2015)
United States Attorney’s Office, Eastern District of North Carolina
150 Fayetteville Street, Suite 2100
Raleigh, NC 27601
Paid

June 2012 – June 2015
Adjunct Professor
ITT Technical Institute
3518 Westgate Drive, Suite 150
Durham, NC 27707
Paid

January 2009 – June 2014
Enforcement Attorney
North Carolina Department of the Secretary of State
4701 Atlantic Avenue, Suite 116
Raleigh, NC 27604
Paid

October 2006 – December 2008
Assistant District Attorney
Mecklenburg County District Attorney’s Office
700 East Trade Street
Charlotte, NC 28202
Paid

May 2005 – April 2006
Intern
Durham County Public Defender’s Office
510 South Dillard Street, Suite 4700
Durham, NC 27701
Unpaid

September 2004 – April 2005
Duke Addictions Study Intake Liaison
Duke University Medical Center

2213 Elba Street
Durham, NC 27705
Paid

May 2004 – August 2004
Law Clerk/ Intern
North Carolina Department of Justice/ Attorney General's Office
114 West Edenton Street
Raleigh, NC 27603
Unpaid

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 U.S. military. I am not subject to selective service registration requirements.

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.

Special Achievement Award for the Operation Carolina Blood Drive Gang Case, North Carolina Gang Investigators Association, 2021

Certificate of Appreciation for STAR (Striving To Achieve Recovery) Court Service, United States District Court, Eastern District of North Carolina, 2020

Assistant United States Attorney Appreciation Award for Prosecution of Narcotic and Violent Crime Offenders, Wilson Police Department, 2020

Assistant United States Attorney Certificate of Appreciation for Outstanding Assistance with Violent Crime Reduction, Rocky Mount Police Department, 2020

Recognition for Dedication to OCDETF Speedbump, North Carolina State Bureau of Investigation, 2020

Southern States Victim Assistance Conference Award, United States Department of Justice, 2019

Distinguished Service Medal, Raleigh Police Department, 2018

Merrick-Fisher-Spaulling Public Service Award, Durham Alumnae Chapter of Delta Sigma Theta Sorority, Inc., 2016

Exemplary Service as Parliamentarian, Durham Alumnae Chapter of Delta Sigma Theta Sorority, Inc., 2016

Delta Sigma Theta Sorority, Inc. South Atlantic Region's Advisor of the Year, 2015 – 2016

Exemplary Service as Nominating Chair, Durham Alumnae Chapter of Delta Sigma Theta Sorority, Inc., 2014

Outstanding Service Award, Durham Alumnae Chapter of Delta Sigma Theta Sorority, Inc., 2010-2012

Distinguished Soror Award, Mu Omicron Chapter of Delta Sigma Theta Sorority, Inc., 2010

Legacy Hall of Fame Award, South Mecklenburg High School, 2007

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, Eastern District of North Carolina
Service Committee Co-Chair (November 2017 – November 2019)

North Carolina State Bar

Wake County Bar Association

Mecklenburg County Bar Association

John S. Leary Bar Association

Capital City Lawyers 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.

North Carolina, August 2006

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 (August 2014)
United States District Court for the Eastern District of North Carolina
(August 2014)
United States District Court for the Western District of North Carolina
(September 2006)
All state courts in North Carolina (September 2006)

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.

National Association of Black Prosecutors (2021 – Present)
Democratic Women of Mecklenburg County (2021 – Present)
Black Political Caucus of Charlotte Mecklenburg (2021 – Present)
North Carolina 26th Judicial Bar (2020 – Present)
Durham Alumnae Delta House Board (2015 – 2020)
 Financial Secretary (October 2016 – October 2018)
North Carolina State University Alumni Association (2006 – 2019)
North Carolina State University National Diversity Advisory Board (2013 – 2015)
North Carolina Tenth Judicial Bar (2009 – 2020)
Delta Sigma Theta Sorority, Inc. (2001 – Present)
 Leadership DELTA Mentor (August 2020 – May 2021)
 South Atlantic Region’s Social Action Coordinator (August 2016 – Present)
 Investigative Task Force (August 2016 – May 2020)
 Delta Internal Development Trainer (August 2016 – May 2019)
 Membership Intake Trainer (August 2016 – May 2019)
 Durham Alumnae Chapter Parliamentarian (August 2014 – May 2020)
 Primary Advisor for Mu Omicron Chapter (August 2012 – May 2015)
 Durham Alumnae Chapter Nominating Committee Chair (August 2012 – May 2014)
 Secondary Advisor for the Mu Omicron Chapter (August 2010 – May 2012)
 Durham Alumnae Chapter Social Action Chair (August 2010 – May 2012)
 Jeanne Lucas Youth Political Awareness Program Chair (August 2009 – May 2012)

- b. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion

or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

To my knowledge, none of these organizations discriminates 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.

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 materials that I have been unable to identify, find, or remember. I have not located any 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, or policy statements I have prepared or contributed to, including through a review of my personal files and searches of publicly available electronic databases. I have not located any responsive documents.

- 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 any testimony, official statements, or other communications related, in whole or in part, to matters of public policy or legal interpretation, including through a review of my personal files and searches of publicly available electronic databases. I have not located any responsive communications.

- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered

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

The Woman's Club of Raleigh
3300 Woman's Club Drive, Raleigh, NC 27612
January 28, 2020

I moderated a discussion with law enforcement, a community member, and a substance abuse treatment provider regarding drug addiction and drug treatment. I spoke without notes and there was no press coverage or transcript of the speech of which I am aware.

The Rocky Mount Mills
1151 Falls Road, Rocky Mount, NC 27804
January 15, 2020

I moderated a discussion with law enforcement, a community member, and a substance abuse treatment provider regarding drug addiction and drug treatment. I spoke without notes. The Rocky Mount Telegram attended the event and published an article in the Rocky Mount Telegram regarding the event on January 16, 2020 entitled "Event Takes Aim at Opioid Epidemic." A copy of the article is supplied.

Silver Mount Baptist Church
501 West Arrowood Road, Charlotte, NC 28217
November 23, 2019

I spoke to members of the Silver Mount Baptist Church about how to understand the anointing. I did not retain any notes and there was no press coverage. A video recording of the speech is supplied.

Southern States Victim Assistance Training Conference
3030 Holiday Drive, Fort Lauderdale, FL 33316
August 27 – 29, 2019

I moderated a panel discussion entitled "Heroin Education Action Team (HEAT) From Victim to Advocate: The Experience of Families Affected by the Opioid Epidemic," which discussed opioid use and overdose. I also led a discussion during a break-out session on "HEAT: Heroin Education Action Team: A Victim-Centered Outreach Program in North Carolina," which focused on the development of partnerships amongst members of the community, law enforcement and substance abuse treatment specialists. I spoke without notes and there was no press coverage or transcript of the panel discussion or break-out session of which I am aware.

Perry Memorial Library
205 Breckenridge Street, Henderson, NC 27536
August 14, 2019

I moderated a discussion with law enforcement, a community member, and a substance abuse treatment provider regarding drug addiction and drug treatment. I spoke without notes and there was no press coverage or transcript of the speech.

Wilson Technical Community College
902 Herring Avenue East, Wilson, NC 27893
July 24, 2019

I moderated a discussion with law enforcement, a community member, and a substance abuse treatment provider regarding drug addiction and drug treatment. I spoke without notes and there was no press coverage or transcript of the speech.

Johnson C. Smith University
100 Beatties Ford Road, Charlotte, NC 28216
March 29, 2019

I participated in a panel discussion at the 10th Annual Crime, Justice, and Law Week” Criminal Justice Professional Symposium sponsored by Johnson C. Smith University’s Criminology Program. I spoke to criminal justice students about the role of a prosecutor in the criminal justice system. I spoke without notes and there was no press coverage or transcript of the panel discussion of which I am aware.

Silver Mount Baptist Church
501 West Arrowood Road, Charlotte, NC 28217
February 10, 2019

I participated in a Black History Month program at Silver Mount Baptist Church and provided a speech on “A Moment in Black History.” I spoke of notable black women in history. There was no press coverage of this speech of which I am aware. A video recording of the speech is supplied.

United States Courthouse Annex
215 Evans Street, Greenville, NC 27858
January 24, 2019

I provided congratulatory remarks on behalf of the United States Attorney’s Office in the Eastern District of North Carolina at the first STAR (Striving To Achieve Recovery) Reentry and Drug Court graduation, which honored a participant that successfully completed all of the program’s requirements. There was no press coverage or transcript of this speech of which I am aware.

Terry Sanford Federal Building
310 New Bern Avenue, Raleigh, NC 27601
October 1, 2017

I provided congratulatory remarks on behalf of the United States Attorney’s Office in the Eastern District of North Carolina at the HOPE (Helping Offenders

Pursue Excellence) Reentry and Drug Court graduation, which honored a participant that successfully completed all of the program's requirements. There was no press coverage or transcript of this speech of which I am aware.

Federal Correctional Complex- Butner
Old North Carolina Highway 75, Butner, NC 27509
April 27, 2017

I participated in the Resource Fair sponsored by the Reentry Affairs Division of the Bureau of Prisons in Butner, North Carolina whereby I spoke with federal inmates about preparing for their return to society at the end of their incarceration. I spoke without notes and there was no press coverage or transcript of this speech of which I am aware.

Reentry Council Networking Forum
310 New Bern Avenue, Raleigh, NC 27601
March 29, 2017

I led a discussion with members of reentry councils throughout the Eastern District of North Carolina and community members regarding crime prevention and methods to assist individuals returning to the community following periods of incarceration. I spoke without notes and there was no press coverage or transcript of the speech.

Silver Mount Baptist Church
501 West Arrowood Road, Charlotte, NC 28217
June 26, 2016

I spoke during worship service at Silver Mount Baptist Church about amazing grace, utilizing the lyrics of the hymnal "Amazing Grace." There was no press coverage of this speech of which I am aware. A video recording of the speech is supplied.

North Carolina Highway Patrol Training Academy
3318 Garner Road, Raleigh, NC 27610
April 28, 2016

I served as the moderator for the "Conference on Reentry and Crime Prevention: A Strategic Initiative to Foster Community Partnerships" hosted by the United States Attorney's Office in the Eastern District of North Carolina. I discussed successful reentry efforts, crime prevention methods and how to develop community partnerships. I spoke without notes and there was no press coverage or transcript of this 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.

Downtown Charlotte, NC

September 21, 2008

I organized and led a field trip for the Silver Mount Baptist Church Rites of Passage Mentoring Group to attend a presidential support rally for President Barack Obama in Charlotte, NC. I was questioned by BlueNC about the importance of the event for our youth. My response is captured on a 42 second clip saved to YouTube at https://youtu.be/s1XGfa_fV_c as “Silver Mountain Baptist Church Group at Obama in Charlotte.” This clip was recorded by the “BlueNCtv.”

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 have not held a position or played a formal role in a political campaign.

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;

I have not 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.

October 2006 – December 2008

Assistant District Attorney
Mecklenburg County District Attorney's Office
700 East Trade Street
Charlotte, NC 28202

January 2009 – June 2014
Enforcement Attorney
North Carolina Department of the Secretary of State
4701 Atlantic Avenue, Suite 116
Raleigh, NC 27604

June 2012 – June 2015
Adjunct Professor
ITT Technical Institute
3518 Westgate Drive, Suite 150
Durham, NC 27707

June 2014 – June 2015
Special Assistant United States Attorney
June 2015 – September 2020
Assistant United States Attorney
United States Attorney's Office, Eastern District of North Carolina
150 Fayetteville Street, Suite 2100
Raleigh, NC 27601

September 2020 – Present
Deputy Criminal Chief
United States Attorney's Office, Western District of North Carolina
227 West Trade Street, Suite 1650
Charlotte, NC 28202

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

In 2006, I became an Assistant District Attorney at the Mecklenburg

County District Attorney's Office where my work consisted of the criminal prosecution of violations of North Carolina laws. I represented the state of North Carolina.

In 2009, I became an Enforcement Attorney at the North Carolina Department of the Secretary of States, where my work consisted of criminal and civil litigation, and administrative enforcement actions arising under the Securities Act, Investment Advisers Act, Commodities Act, Trademark Registration Act and Athlete Agents Act. My client was the state of North Carolina.

In 2014, I became a Special Assistant United States Attorney, where my work consisted of the federal prosecution of narcotic and violent crime offenses. I represented the United States in all aspects of federal prosecution such as initial appearances, detention hearings, pretrial hearings, arraignments, and sentencing. I drafted and filed appellate briefs before the Fourth Circuit Court of Appeals. While my position changed in 2015 to Assistant United States Attorney, the general character of my law practice remained the same.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.
 - i. Indicate the percentage of your practice in:
 - 1. federal courts; 0% (2006 – 2014); 100% (2014 – present)
 - 2. state courts of record; 100% (2006 – 2008); 60% (2009 – 2014); 0% (2014 – present)
 - 3. other courts; 0%
 - 4. administrative agencies 40% (2009 – 2014); 0% (all other years)

From October 2006 until December 2008, I worked as an Assistant District Attorney at the Mecklenburg County District Attorney's Office where 100% of my practice was in litigation. I appeared in court frequently.

From January 2009 until May 2014, I worked as an Enforcement Attorney at the North Carolina Department of the Secretary of State where 60% of my practice was in litigation. I appeared in court infrequently.

Beginning in June 2014, I began working at the United States Attorney's Office where 100% of my practice has been in litigation. From June 2014 until September 2020, I appeared in court frequently, approximately every day. Since October 2020, I have appeared in court infrequently,

approximately once a month.

ii. Indicate the percentage of your practice in:

1. civil proceedings; 40% (2009 – 2014); 0% (all other years)
2. criminal proceedings. 100% (2006 – 2008); 60% (2009 – 2014); 100% (2014 – present)

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. What percentage of these trials were:

1. jury; 8%
2. non-jury. 92%

I have tried 48 jury trials. I served as the sole counsel in 36 of those jury trials, chief counsel in 8 of those trials and associate counsel in 4 of those trials. I have tried 577 bench trials. I served as sole counsel in 527 of those bench trials, chief counsel in 40 of those trials and associate counsel in 10 trials.

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 argued orally before the Supreme Court.

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

- 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. Demetrice Regus Devine

Case No. 5:16-CR-12-D-1

United States District Court for the Eastern District of North Carolina

The Honorable James C. Dever III
2016-2020

Demetrice Devine was the highest ranking member of the Black Mob Gangstas and founder of Donald Gee Family Blood gang in North Carolina. Devine led and instructed racketeering activities such as murders, assaults, robberies and drug trafficking. Devine directed members of his gang to shoot a 16 year old rival gang member, who died from gunshot wounds. He also ordered a gang member to shoot a person who provided information to law enforcement regarding the murder of the 16 year old. Devine presided over gang “beat-in” initiations and personally assaulted gang members that questioned the loyalty of the gang. Devine conspired with others to threaten and silence gang members that had been provided subpoenas to testify in a federal proceeding.

I served as chief counsel in the prosecution of Demetrice Devine and during the trial I specifically handled the direct examination of fourteen witnesses, which included a combination of law enforcement, civilian witnesses, such as one of the deceased victim’s mother and the other deceased victim’s father, co-conspirators, and cooperating defendants. After cross-examination, I handled the re-direct examination of these witnesses. I handled the closing argument during the trial, rebuttal argument and argued during the sentencing hearing. During the trial, I assisted in the development of swift risk mitigation when witnesses were threatened. Before, during and after the trial, I coordinated closely with the United States Marshal’s Service regarding the separation of Devine from cooperating defendants, and other witnesses for the safety of all in custody individuals involved in the case. Prior to the trial, I oversaw the discovery production of hundreds of thousands of documents, videos of gang meetings, controlled buys, and audio recordings of jail telephone calls. I assisted in the research and writing of pre-trial motions, as well as the response to pre-trial motions. I assisted in the development of proposed jury instructions, voir dire, special verdict form, and a trial brief. I frequently communicated and met with the families of the victims to keep them apprised of the status of the case.

After a federal jury trial, Devine was convicted of conspiracy to participate in a pattern of racketeering, murder in aid of racketeering, murder with a firearm during and in relation to a crime of violence, conspiracy to distribute and possess with the intent to distribute cocaine base crack, cocaine and marijuana, and conspiracy to commit witness tampering. On April 22, 2020, Devine was sentenced to four consecutive life sentences to run consecutively followed by 240 months.

Co-Counsel:

Scott Lemmon
United States Attorney’s Office, Eastern District of North Carolina
150 Fayetteville Street, Suite 2100

Raleigh, NC 27601
(919) 812-9687

Christina Taylor
Department of Justice's Organized Crime and Gang Section
1301 New York Avenue, NW Suite 700
Washington, DC 20005
(202) 679-1034

Opposing Counsel:

Mark E. Edwards
PO Box 51295
Durham, NC 27727
(919) 688-9555

2, United States v. Brandon Jowan Mangum

Case No. 5:16-CR-12-D-6
United States District Court for the Eastern District of North Carolina
The Honorable James C. Dever III
2016-2020

I served as the chief counsel in the prosecution of Brandon Mangum who was a high-ranking Black Mob Gangstas and Donald Gee Family Blood gang member that conspired with others to shoot and kill an 18 year old rival gang member as the victim sat on his front porch beside the victim's father. The victim was killed because he refused to pay money to Mangum's gang. In addition to the violent acts, Mangum also sold drugs on behalf of the gang.

During the trial I specifically handled the direct examination of fourteen witnesses, which included a combination of law enforcement, civilian witnesses, such as one of the deceased victim's mother and the other deceased victim's father, co-conspirators, and cooperating defendants. After cross-examination, I handled the re-direct examination of these witnesses. I handled the closing argument during the trial, rebuttal argument, and argued during the sentencing hearing. During the trial, I assisted in the development of swift risk mitigation when witnesses were threatened. Before, during and after the trial, I coordinated closely with the United States Marshal's Service regarding the separation of Devine from cooperating defendants, and other witnesses for the safety of all in custody individuals involved in the case. Prior to the trial, I oversaw the discovery production of hundreds of thousands of documents, videos of gang meetings, controlled buys, and audio recordings of jail telephone calls. I assisted in the research and writing of pre-trial motions, as well as the response to pre-trial motions filed by Mangum. I assisted in the development of proposed jury instructions, voir dire, special verdict form, and a trial brief. I frequently communicated and met with the families of the victims to keep them apprised of

the status of the case.

After a federal jury trial, Mangum was convicted of conspiracy to participate in a pattern of racketeering, murder in aid of racketeering, murder with a firearm during and in relation to a crime of violence, and conspiracy to distribute and possess with intent to distribute cocaine and marijuana. On June 22, 2020, Mangum was sentenced to three consecutive life sentences plus 240 months, followed by supervised release.

Co-Counsel:

Scott Lemmon
United States Attorney's Office, Eastern District of North Carolina
150 Fayetteville Street, Suite 2100
Raleigh, NC 27601
(919) 812-9687

Christina Taylor
Department of Justice's Organized Crime and Gang Section
1301 New York Avenue, NW Suite 700
Washington, DC 20005
(202) 679-1034

Opposing Counsel:

Christian Emerson Dysart
Dysart, Willis, Houchin, and Hubbard PLLC
530 Hillsborough Street, Suite 200
Raleigh, NC 27603
(919) 747-8380

Meredith Woods Hubbard
Dysart, Willis, Houchin, and Hubbard PLLC
530 Hillsborough Street, Suite 200
Raleigh, NC 27603
(919) 747-8380

3. United States v. Terrence Denon Miller

Case No. 4:18-CR-54-FL
United States District Court for the Eastern District of North Carolina
The Honorable Louise W. Flanagan
2018-2020

Terrence Miller was a drug trafficker that conspired with others, distributed and possessed methamphetamine, cocaine and heroin while on probation with North Carolina Probation and Parole for a prior drug related offense. Law enforcement

executed several search warrants at Miller's home over the years where they repeatedly seized drugs, firearms and large amounts of United States currency.

I served as sole counsel in the prosecution of Terrence Miller, which began when I responded in writing and orally to a pretrial suppression motion. After prevailing on the suppression issue, I prepared the case for trial as the sole attorney for the Government. I prepared and filed the proposed voir dire, jury instructions, notice of expert witnesses, a proposed special verdict and a Notice of Intent to Introduce Other Evidence. I presented the case to a federal jury by providing the opening statement, questioning of all of the Government's witnesses, cross examination of the defendant, and provided the closing argument, as well as the rebuttal argument.

After a federal jury trial on August 20, 2020, Miller was convicted of conspiracy to distribute and possess with intent to distribute 50 grams or more of methamphetamine and a quantity of cocaine, and possession with the intent to distribute 50 grams or more of methamphetamine and a quantity of heroin. His sentencing is pending.

Opposing Counsel:

James M. Ayers II
Ayers & Haidit P.A.
307 Metcalf Street
PO Box 1544
New Bern, NC 28563

4. United States v. Brandon Duwayne Wright

Case No. 4:18-CR-00047-D

United States District Court for the Eastern District of North Carolina
The Honorable James C. Dever III
2018-2020

I served as sole counsel in the prosecution of Brandon Wright who was a drug trafficker that traveled from Atlanta, Georgia to Greenville, North Carolina to deliver five kilograms of crystal methamphetamine hidden in two large bags of dog food and a box of laundry detergent to a confidential informant. Wright's delivery of the drugs was captured on audio and video recordings.

I prepared the case for trial as the sole attorney for the Government. I prepared and filed the proposed voir dire, jury instructions, notice of expert witnesses, a proposed special verdict and a Notice of Intent to Introduce Other Evidence. I presented the case to a federal jury by providing the opening statement, questioning of all of the Government's witnesses, including civilian witnesses, cooperating defendants, and law enforcement, and provided the closing argument, as well as the rebuttal argument. I argued during the sentencing hearing and

provided insight to appellate lawyers regarding the evidence and trial in the development of the appellate response brief.

After a federal jury trial, Wright was convicted of conspiracy to distribute and possess with intent to distribute 50 grams or more of methamphetamine, and distribution and possession with the intent to distribute 50 grams or more of methamphetamine. On August 29, 2019, Wright was sentenced to 300 months imprisonment followed by 5 years supervised release.

Opposing Counsel:

Sean P. Vitrano
Vitrano Law and Mediation
PO Box 1498
Wake Forest, NC 27588
(919) 263-2003

5. United States v. Bondurant Akeem Ruffin

Case No. 5:16-CR-321-FL-1
United States District Court for the Eastern District of North Carolina
The Honorable Louise W. Flanagan
2018-2019

Law enforcement encountered Bondurant Ruffin while investigating a vehicle break-in. After utilizing a canine to track the suspect from the vehicle break-in, law enforcement saw Ruffin near a handicap ramp at a home. Close to Ruffin was a bag containing powder cocaine, cocaine base (crack), a digital scale, a spoon and packaging materials. Ruffin possessed a large sum of cash at the time.

I served as co-counsel in the prosecution of Ruffin and served as a trial trainer for a Special Assistant United States Attorney, who was handling his first trial as a federal prosecutor. I prepared the draft jury instructions, voir dire, notice of expert witnesses, and special verdict form. I assisted in the research and writing of a motion in limine. During the trial, I handled the opening statement and the direct examination of several witnesses, as well as, the re-direct examination. I handled the sentencing in the case.

After a federal jury trial, Ruffin was convicted of possession with intent to distribute 500 grams or more of cocaine and 28 grams or more of cocaine base (crack). On February 1, 2019, Ruffin was sentenced to 69 months imprisonment followed by 4 years supervised release.

Co-Counsel:

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Opposing Counsel:

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Wright Criminal Defense
404 North Third Street, Suite 111
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6. United States v. Akin Sean El Precise Bey

Case No. 5:15-CR-00166-BR-1

United States District Court for the Eastern District of North Carolina
The Honorable W. Earl Britt
2015-2016

I served as co-counsel in the prosecution of Akin Bey. Bey conspired with others to kidnap a victim from the victim's home to rob the victim of money. The defendants broke into the victim's home and waited for the victim to return from an out of state trip. When the victim arrived home, the defendants attacked him, restrained him, and ransacked the victim's home looking for cash. The defendants then drove the victim to a storage unit where the victim was restrained further, held against his will, and tortured. The victim was eventually located by law enforcement in a different county from his home. The victim had sustained serious injuries such as a swollen eye, broken leg and ligature marks to his wrists and ankles where he had been restrained. A search of Bey's home at the time of his arrest uncovered \$55,000 in cash and six firearms. Bey was prohibited from possessing firearms as he had been previously convicted of a crime punishable by imprisonment for a term exceeding one year.

Prior to the trial, I assisted in the development of the draft jury instructions, voir dire, notice of expert witnesses, special verdict form, motion in limine, and notice of 404(b) evidence. During the trial, I handled the opening statement and the direct examination of Government witnesses, as well as, their re-direct examination.

After a federal jury trial, Bey was convicted of conspiracy to commit kidnapping, kidnapping and felon in possession. On October 5, 2016, Bey was sentenced to two concurrent life sentences and 120 months to run concurrently with the life sentences.

Co-Counsel:

Jonathan Holbrook

Former Special Assistant United States Attorney
Currently at the School of Government
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(919) 962-0942

Opposing Counsel:

Bey represented himself, but was appointed stand-by counsel.

Opposing Stand-by Counsel:

Suzanne Little (retired)
Former Federal Public Defender
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(919) 856-4236

Stephen Gordon
Federal Public Defender's Office
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7. United States v. George Lincoln Stanley, IV

Case No. 5:15-CR-00166-BR-2

United States District Court for the Eastern District of North Carolina
The Honorable W. Earl Britt
2015-2016

I served as co-counsel in the prosecution of George Stanley. Stanley conspired with others to kidnap a victim from the victim's home to rob the victim of money. The defendants broke into the victim's home and waited for the victim to return from an out of state trip. When the victim arrived home, the defendants attacked him, restrained him, and ransacked the victim's home looking for cash. The defendants then drove the victim to a storage unit where the victim was restrained, held, and tortured. The victim was eventually located by law enforcement but had sustained serious injuries such as a swollen eye, broken leg and ligature marks to his wrists and ankles where he had been restrained. Stanley had over \$21,000.00 cash in his pocket at the time of his arrest.

Prior to the trial, I assisted in the development of the draft jury instructions, voir dire, notice of expert witnesses, special verdict form, motion in limine, and notice of 404(b) evidence. During the trial, I handled the opening statement and the direct examination of Government witnesses, as well as, their re-direct examination. I argued during the sentencing hearing.

After a federal jury trial, Stanley was convicted of conspiracy to commit kidnapping and kidnapping. On June 6, 2016, Stanley was sentenced to two concurrent life sentences.

Co-Counsel:

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Opposing Counsel:

Rosemary Godwin
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8. United States v. Donald Jerome Parker

Case No. 5:15-CR-00073-H-1
United States District Court for the Eastern District of North Carolina
The Honorable Malcolm J. Howard
2015-2016

I served as the chief counsel in the prosecution of Donald Parker who was a drug trafficker that sold cocaine base (crack) and cocaine to a confidential informant several times during controlled buys.

I prepared and filed proposed voir dire, jury instructions, notice of expert witnesses and a proposed special verdict. I presented the case to a federal jury by providing the opening statement, questioning of all of the Government's witnesses, including civilian witnesses, law enforcement, and expert witnesses. I also argued the closing argument and rebuttal argument to the jury. I argued during the sentencing hearing.

After a federal jury trial, Parker was convicted of multiple counts of distribution of a quantity of cocaine base (crack) and distribution of 28 grams or more of cocaine base (crack). On March 9, 2016, Parker was sentenced to 60 months' imprisonment followed by 5 years supervised release.

Co-Counsel:

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Opposing Counsel:

Joseph L. Ross, II
Federal Public Defender's Office
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Marshall H. Ellis
Former Assistant Federal Public Defender
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9. State of North Carolina v. Shelby Dean Martin
North Carolina Superior Court, Iredell County
The Honorable Christopher Collier
2009-2011

Between 2004 and 2008, Martin collected over \$18.5 million from more than 100 investors promising return rates of up to 50 percent. Martin told investors he would utilize their money as venture capital for companies when instead he used the money from victims to pay returns to previous investors, commonly referred to as a Ponzi scheme. Neither Martin nor his companies, D. Martin Enterprises Inc., and DM Ventures LLC, were licensed to sell securities in North Carolina.

I drafted the language utilized in the indictment. I communicated with the victims in the case and kept them apprised of the status of the case. I negotiated the plea agreement with the defense attorney. I handled the arraignment when Martin pled guilty to 19 counts of securities fraud by an unregistered investment broker. I argued the sentencing and Martin was sentenced to a minimum of 58 months and

a maximum of 79 months.

Opposing Counsel:

Christopher Fialko
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Charlotte, NC 28203
(704) 458-5415

10. North Carolina Securities Division v. E*Trade Securities LLC

Final Consent Order File No. 08-SEC-0197
2008-2011

The Securities Division of the North Carolina Department of the Secretary of State represented North Carolina in the aftermath of the widespread failed auctions of auction rate securities (ARS) offered and sold by securities dealers. E*Trade had sold millions of dollars of ARS products. At the time of the February 2008 national ARS market freeze, there were 47 North Carolina investors holding \$8,375,000 in frozen ARS assets. Many of these investors received inaccurate and incomplete information when they purchased their securities. E*Trade failed to assess the suitability of the ARS products to investors, failed to supervise securities salesmen, and failed to conduct mandatory account reviews.

I participated in the mediation of the case and assisted in the drafting, negotiating and implementation of the Final Consent Order entered between the Securities Division of the North Carolina Department of the Secretary of State and E*Trade Securities LLC.

Co-Counsel:

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Anna Aiken
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Opposing Counsel:

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

In addition to my role as a prosecutor and the litigation responsibilities that accompany that position, I served as the Reentry Coordinator whereby I supervised the reentry team and led the coordination of the United States Attorney's Office in the Eastern District of North Carolina's initiatives to assist former offenders with reentry into the community after periods of incarceration. Within this capacity, I participated with two federal drug and reentry courts, H.O.P.E., Helping Offenders Pursue Excellence, Drug Court in Raleigh, North Carolina; and S.T.A.R., Striving To Achieve Recovery, Reentry Court located in Greenville, North Carolina. I was a part of the core team that assisted in the development of the S.T.A.R Drug Court. These reentry and drug courts enabled participants to manage and overcome their substance use and abuse issues using tools provided to them during their participation in the courts. I was a member of the drug and reentry court's teams, which also consisted of representatives from the United States Courts, Federal Public Defenders Office, United States Probation Office and substance abuse treatment providers. I attended frequent team staff meetings, whereby I joined with the other agency partners recommending rewards or sanctions for participants based upon their adherence to the program's rules, including sobriety, honesty, and substance abuse treatment. I spoke at graduation ceremonies of participants that successfully completed the program's requirements.

I worked closely with law enforcement, community members, and resource providers on the development and implementation of Focused Deterrence Notifications, also known as Call-Ins, within local communities. Through this systematic and thorough problem identification strategy designed to deter violence, gun and drug crimes, I worked closely with the other partners on a deterrence plan for chronic and repeat offenders. Individuals were "called-in" and provided a unified message regarding the specific impact of

violence in that community and provided support services such as introduction to resource providers for housing, vocational services, employment services, educational services, and substance abuse programming.

I strengthened our community outreach initiatives and attended local reentry council meetings throughout the Eastern District of North Carolina, which strengthened our reentry partnerships. I frequently traveled to different locations throughout the Eastern District of North Carolina, including Carteret, Craven and Pamlico, Cumberland, Johnston, New Hanover, Nash, Edgecombe and Wilson, Onslow and Jones, and Pitt counties, meeting each month with local reentry councils. The reentry councils were comprised of local resource providers that provided resources to members of the community with a focus on former offenders re-entering the community from incarceration.

After knowing the resources available within specific communities, I then traveled to the Federal Correctional Institution at Butner each quarter and met with incarcerated individuals that were six to twelve months away from being released into the community as a part of a prison in-reach program. During these meetings I explained how individuals could be successful upon reentering their communities despite their prior criminal convictions. I even provided them with the names of agencies that could provide them with necessary resources to assist with their success, such as housing, substance abuse counseling, employment, and education. I was constantly told by the incarcerated individuals that they had never seen a prosecutor take the time to visit them in prison and that they did know any other prosecutors that wanted to assist in their successful and crime-free transition back to the community. I spent significant time researching the needs of the incarcerated individuals and speaking with them about their life after incarceration.

Additionally, I assisted in the planning, implementation, and hosting of the Eastern District of North Carolina's first reentry and prevention conference, which brought together the community and partners from federal, state and local entities. In March 2017, I hosted the Eastern District of North Carolina's first reentry and prevention forums for members of our community and law enforcement. In April 2017, in conjunction with the United States Marshal's Service, I assisted in the hosting of an anti-gang crime prevention presentation to youth participants of the Pitt County Sheriff's Office Impact Program based in Greenville, North Carolina.

I also served as the Opioid Coordinator and led the H.E.A.T., Heroin Education Action Team, where I worked to reduce the growing harm to North Carolina families and communities caused by the opiate epidemic through education, prevention, training and prosecution. During our trainings, I utilized every opportunity to discuss the history of different types of drug use and abuse, its impact within our communities, and drug trends. I also discussed I attended grief counseling meetings with individuals that had suffered the loss of a family member to a drug overdose. I educated the community on the usage of drug abuse, regardless of the drug type, and preventative strategies. I assisted in the training and guidance for law enforcement and other Assistant United States Attorneys on

the prosecution of drug overdose investigations and prosecutions.

I served as a mentor for other Assistant United States Attorneys and legal interns within the Eastern District of North Carolina.

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

Introduction to Criminal Justice

ITT Technical Institute

2012 – 2015

This course provided an introduction to the criminal justice system by focusing on criminology, forensics, law enforcement, courts, and corrections. A syllabus for this course is provided.

Criminology

ITT Technical Institute

2012 – 2015

This course described the cause and control of crime. A syllabus for this course is provided.

Fundamentals of Law Enforcement

ITT Technical Institute

2012 – 2015

This course provided an overview of policing and law enforcement. A syllabus for this course is unavailable.

Criminal Justice Report Writing

ITT Technical Institute

2012 – 2015

This course described the report writing utilized within the criminal justice profession. A syllabus for this course is provided.

Investigations

ITT Technical Institute

2012 – 2015

This course described the process and procedures of investigating crimes and evidence collection. A syllabus for this course is unavailable.

Criminology and Forensic Technology Capstone Project

ITT Technical Institute

2012 – 2015

This was the final course of the Criminology and Forensic Technology Program and required a hands-on activity as well as a written final project. A syllabus for this course

is provided.

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

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

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

None

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

Please see my SF-278 as provided by the Office of Government Ethics.

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

Throughout my career I have been committed to public service and have a passion for mentoring others, as well as working with the youth. In recognition of this public service, I received the Merrick-Fisher-Spaulding Public Service Award.

Since 2020, I have served as a mentor for Leadership DELTA (Defining Emerging Leaders Through Advocacy) whereby I was paired with a college student as my mentee that is interested in becoming an attorney. My mentee and I communicated several hours each month regarding her campus studies and extra-curricular activities, successes, and struggles. I consistently provided her with guidance on multi-tasking, prioritizing, and preparing for life and work after college. I continue to interact with my mentee as she is applying to various law schools. In addition to our one-on-one communications, each month we would also meet for two hours with other mentors and mentees across the nation that were participants in the Leadership DELTA program.

In 2019, I served as a speaker for the annual Crime, Justice and Law Week program held at Johnson C. Smith University, which included a criminal justice symposium consisting of criminal justice and public safety professions that discussed their careers. As a result of this symposium, I gained several mentees that remain in constant contact with me about their pursuits to seek internships and careers within the criminal justice profession.

In 2017, I served as a mentor for the Raleigh Police Department's G.I.R.L.S Camp (previously known as Charm School). G.I.R.L.S. stands for Girls Inspiring Real Leadership and Sisterhood. This program targeted disadvantaged girls between the ages of 14-16 years old and focused on preparing them for their future and teaching them interpersonal growth skills. Several of the girls were interested in becoming attorneys and I worked with them on understanding the necessary steps to become an attorney. Many mentioned that I was the first and only attorney that they had ever met.

From 2010 until 2012, I served as the Chair of the Jeanne Lucas Youth Political Awareness Program. Based upon my service with this program, I received the Outstanding Service Award by the Durham Alumnae Chapter of Delta Sigma Theta

Sorority, Inc. in 2012. Within this program, I introduced high school students to the political process and the importance of advocacy. We met with the participants for four hours each month and discussed topics such as voting rights and voter mobilization, the branches of government, how legislation is created locally and nationally, and the history of politics in America. Local elected officials were invited to regularly speak with the students regarding their positions on the school board, county commission, and city council. The participants also attended the annual Meet the Candidates Forums, which I organized on behalf of the Durham Alumnae Chapter of Delta Sigma Theta Sorority, Inc.

I led the Rites of Passage Mentoring Program at Silver Mount Baptist Church, which focused on the development of youth between the ages of 10 and 18 years old. Within this program, I led monthly meetings and created activities to support the spiritual, mental and physical development of our youth. I organized educational outings to provide the youth with exposure to places and events that would impact them. For an example, I organized and took the youth on a tour of North Carolina Historically Black Colleges and Universities. I organized and led a trip to Atlanta, Georgia and we visited historical sites such as the Martin Luther King Jr. National Historical Park. I have maintained my mentoring role with many of these youth as I continue to speak with them weekly and provide them with wisdom and guidance.

I have been a decades long volunteer at Precious Child Academy. Ever since graduating from law school, I have spent time reading to the kids, playing with them, leading their talent shows, and creating analytical games to force them to think creatively. I lead discussions with the youth about making good decisions and the impact of making bad decisions. I also assist with their Career Day. I spend over 100 hours each year volunteering with Precious Child Academy.

I work one-on-one with young people, between the ages of 10 and 25, on their personal development, hygiene, peer pressure, controlling emotions, interpersonal relationships, saving money, and refraining from drug use and gang activity. With the older youth, I assist them in exploring internship opportunities, setting personal and professional goals, and preparing for college. I assist first generation college students with understanding the college application process and researching available scholarships. I review and provide feedback on college and scholarship essays. I continue to mentor these students post high school as they matriculate in college and/or the workforce. I engage in constant communication with them to help foster their development by teaching them interpersonal skills such as conflict resolution, building self-awareness and self-esteem.