

UNITED STATES SENATE  
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Jill Aiko Otake

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

United States District Judge for the District of Hawaii

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.

Office: United States Attorney's Office for the District of Hawaii  
300 Ala Moana Boulevard, Suite 6-100  
Honolulu, Hawaii 96850

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

1973; Honolulu, Hawaii

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.

1995 – 1998, University of Washington School of Law; J.D., 1998

1991 – 1995, Georgetown University; B.S. (*cum laude*), 1995

Fall 1993, St. Petersburg Gornyi Institute (study abroad program); no degree

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.

2014 – present

United States Attorney's Office for the District of Hawaii  
300 Ala Moana Boulevard, Suite 6-100

Honolulu, Hawaii 96850  
Acting Chief, Special Crimes Section (2017 – present)  
Deputy Chief, Special Crimes Section (2016 – 2017)  
Assistant United States Attorney (2014 – present)

2005 – 2014  
United States Attorney's Office for the Western District of Washington  
700 Stewart Street, Suite 5220  
Seattle, Washington 98112  
Co-Supervisor, General Crimes Unit (2013 – 2014)  
Deputy Supervisor, Terrorism and Violent Crimes Unit (2011 – 2013)  
Assistant United States Attorney (2005 – 2014)

Spring and Summer 2012  
Oregon Sexual Assault Task Force  
3625 River Road North, Suite 275  
Keizer, Oregon 97303  
Instructor

Summer 2007  
Seattle University School of Law  
901 12th Avenue  
Seattle, Washington 98122  
Adjunct Professor

2002 – 2005, 1998 – 2001, Summer 1997  
King County Prosecuting Attorney's Office  
W554 King County Courthouse  
516 Third Avenue  
Seattle, Washington 98104  
Deputy Prosecuting Attorney (1998 – 2001; 2002 – 2005)  
Intern (Summer 1997)

2001 – 2002  
The Honorable Simeon R. Acoba, Jr.  
Hawaii Supreme Court  
417 South King Street  
Honolulu, Hawaii 96813  
Law Clerk

Summer 1996  
Stanislaw Ashbaugh, LLP  
*Now Known as Ashbaugh Beal*  
701 Fifth Avenue  
Seattle, Washington 98104  
Summer Associate

Other Affiliations (uncompensated)

2004 – 2010

Asian Bar Association of Washington

Immediate Past President (2009)

Co-President (2008)

Chair, Judicial Evaluations Committee (2005)

*This organization does not have a physical address.*

April 2008

Russian American Rule of Law Consortium

85 Prim Road, Suite 202

Colchester, Vermont 05446

Instructor on Jury Trial Process

2006 – 2007

Joint Asian Judicial Evaluations Committee

Inaugural Chair (2006)

*This organization does not have a physical address.*

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 did not serve 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.

Fellow, Hawaii State Bar Association Leadership Institute (2016)

Internal Revenue Service Excellence Award (2015)

Federal Bureau of Investigation Certificate of Recognition (2015)

Top Cop Award (2015)

Special Recognition from Bureau of Alcohol, Tobacco, Firearms and Explosives (2014)

Special Recognition from Drug Enforcement Administration (2013)

Special Recognition from Bureau of Alcohol, Tobacco, Firearms and Explosives and City of Tukwila Police Department (2013)

Special Recognition from Seattle Police Department, King County Sheriff's Office, Department of Homeland Security, and Bureau of Alcohol, Tobacco, Firearms and Explosives (2012)

Special Recognition from United States Customs and Border Protection Bellingham Air and Marine Branch (2011)

United States Attorney's Office for the Western District of Washington Special Act Awards (2006 – 2011)

Special Recognition from Washington State Patrol (2010)

William L. Dwyer American Inn of Court (2006 – 2010)

James S. Burns American Inn of Court, Aloha Chapter (2001)

Service of Justice Award, Asian Bar Association of Washington (2000)

Philip L. Burton Memorial Scholarship, Loren Miller Bar Association (1998)

Order of the Barristers, University of Washington School of Law (1998)

Best Brief Award, University of Washington School of Law Mock Trial Competition (1997, 1998)

Moot Court Honor Board, University of Washington School of Law (1997 – 1998)

*Cum Laude* Graduate, Georgetown University (1998)

*Dobro Slovo* award, Georgetown University Russian Department (1998)

In addition, I have received numerous Time Off Awards from the United States Department of Justice for my trial work or work on collateral duties, such as creating the Mentorship Program for the United States Attorney's Office for the District of Hawaii.

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.

American Bar Association (2016 – present)

Asian Bar Association of Washington (2004 – 2010)

Immediate Past President (2009)

Co-President (2008)

Chair, Judicial Evaluations Committee (2005)

Hawaii State Bar Association Professional Responsibility and Risk Management  
Committee (2017 – present)  
Co-Chair (2017 – present)

Hawaii Women Lawyers (2016 – present)  
Mentor (2017 – present)

James S. Burns American Inn of Court, Aloha Chapter (2001)

Joint Asian Judicial Evaluations Committee (2006 – 2007)  
Inaugural Chair (2006)

National Asian Pacific American Bar Association (2004 – 2010; 2016 – present)

United States District Court for the District of Hawaii's Chief United States Probation  
Officer Selection Committee (2016)

William L. Dwyer American Inn of Court (2006 – 2010)

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.

Washington, 1998  
Hawaii, 2015

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 Ninth Circuit, 2005  
United States District Court for the District of Hawaii, 2014  
United States District Court for the Eastern District of Washington, 2011  
United States District Court for the Western District of Washington, 2005  
Hawaii Supreme Court, 2015  
Washington State Supreme Court, 1998

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.

Hawaii Violent Crimes/Safe Streets Task Force (2016 – present)

- 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.

To the best of my knowledge, none of the organizations listed above currently 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.

The following are press releases for which I have offered input, edited, or authored, in my role as an Assistant United States Attorney.

Press Release, United States Attorney's Office for the District of Hawaii, Honolulu Husband and Wife Sentenced to 24 Months in Prison for Filing False Tax Returns (Oct. 20, 2017). Copy supplied.

Press Release, United States Attorney's Office for the District of Hawaii, Christopher Fox Arrested for Various Internet Crimes Against Children (Aug. 30, 2017). Copy supplied.

Press Release, United States Attorney's Office for the District of Hawaii, Former Federal Prison Guard Sentenced to One Year in Prison for Lying to Federal Agents Investigating His Inappropriate Behavior with Inmates (June 2, 2017). Copy supplied.

Press Release, United States Attorney's Office for the District of Hawaii, Complaint Filed and Initial Appearance Held for Anil Uskanli (May 22, 2017). Copy supplied.

Press Release, United States Attorney's Office for the District of Hawaii, University of the Nations CFO Pleads Guilty to Wire Fraud (May 15, 2017). Copy supplied.

Press Release, United States Attorney's Office for the District of Hawaii, Prison Gang Member Sentenced to Over 17 Years in Prison (Nov. 12, 2015). Copy supplied.

Press Release, United States Attorney's Office for the District of Hawaii, Honolulu Man Indicted for Murder of Wife (Nov. 4, 2015). Copy supplied.

Press Release, United States Attorney's Office for the District of Hawaii, Former Corrections Officer Receives 97-Month Prison Sentence (Feb. 11, 2015). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Pierce County Man Sentenced to 14 Years in Prison for Plotting to Hire 'Hit Man' to Assassinate People in Vietnam (Mar. 14, 2014). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Owner and Operator of Crime Infested Tukwila Motel Sentenced: Dramatic Drop in Crime Follows Seizure of Motels (Mar. 11, 2014). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Owners and Operators of Crime Riddled Motels Plead Guilty; Forfeit Properties, Car and more than \$265,000 (Oct. 22, 2013). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Manager of Tukwila Motel Pleads Guilty to Maintaining a Drug Involved Premises (Oct. 18, 2013). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Skagit County Felon Sentenced to Long Prison Term for Possessing Guns and Body Armor: Man Has Previous Convictions for Assault and Drive By Shooting (Sept. 20, 2013). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Pierce County Man Pleads Guilty to Hiring 'Hit Man' to Assassinate People in Vietnam: Defendant Tried to Pay Undercover Federal Agents to Kill Seven People (Sept. 12, 2013). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Feds Seize Three Long-Time Problem Motels in Tukwila as Part of Year-Long Initiative: Owners and Managers Allegedly Facilitated and Profited from Drug Distribution and Prostitution (Aug. 27, 2013). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Leader of Whatcom County Drug Distribution Ring Pleads Guilty to Gun and Drug Crimes: Defendant Trafficked Meth and Heroin Throughout Whatcom County (Apr. 1, 2013). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Four Convicted in 'Sovereign Citizen' Investigation: Defendants Convicted by Juries in Two Separate Trials (Mar. 7, 2013). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Vancouver, Washington Man Sentenced to 8 Years in Prison for Burglary of Gun Store: Leader of Pair Who Stole and Sold 26 Firearms from Gun Store – Some Later Used in Crimes (July 23, 2012). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Skagit County Tax Defier Sentenced to 3+ Years in Prison for Assisting in the Filing of False Tax Returns: Defendant Also Possessed Multiple Firearms Despite Prohibition from Prior Felony Conviction (Feb. 1, 2012). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Feds Dismantle Meth and Heroin Trafficking Ring Based in Whatcom County: Ring's Leader Tied to Aryan Prison Gang; Distributed Drugs in Skagit, Whatcom and San Juan Counties (Dec. 22, 2011). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Two Vancouver, Washington Men Indicted for Gun Theft: Men Allegedly Broke into a Federally Licensed Gun Store and Stole 26 Firearms (Dec. 8, 2011). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Kirkland Man Sentenced to 40 Months in Prison for Threatening Public Officials: Associate of "Sovereign Citizen" Movement Claimed He Would Forcibly Arrest Mayor (Dec. 2, 2011). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Lynden Man Sentenced for Interfering with Pilot of Customs and Border Protection Helicopter: Defendant Intentionally Shined High Powered Spotlight, Temporarily Blinding Pilot (Aug. 4, 2011). Copy supplied.



Press Release, United States Attorney's Office for the Western District of Washington, Lynden Man Convicted for Interfering with Pilot of Border Patrol Helicopter: Defendant Intentionally Shined High Powered Spotlight, Blinding Pilot (Apr. 28, 2011). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Resident of Special Commitment Center Found Guilty of Drug Distribution Conspiracy, Witness Tampering: Defendant Manipulated Multiple Women, SCC Employee for His Scheme (Mar. 26, 2010). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Owner of Thai Ginger Restaurants Pleads Guilty to Immigration Fraud Scheme: Admits Arranging Sham Marriages to Obtain Citizenship for Workers and Relatives (Oct. 23, 2009). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Seven Residents of Special Commitment Center Indicted for Possession of Child Pornography: Prior Convictions Mean Sex Predators Face Mandatory Minimum Ten Years in Prison (Sept. 17, 2009). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Kent Immigration Consultant Pleads Guilty to Conspiracy to Commit Immigration Fraud: Defendant Advised Immigrants to Lie About Sexual Orientation (Apr. 28, 2009). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Tribal Member Pleads Guilty to Voluntary Manslaughter in Death of Infant Son: Admits He Threw Child Causing Fatal Head Injury (July 23, 2007). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Everett Man Sentenced to 51 Months in Prison for Grocery Store Arson: Pakistani Grocery Store Owner Tried to Make Fire Look Like Hate Crime (June 29, 2007). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Quinault Tribal Member Pleads Guilty in Connection with Kidnapping and Assault: Plea Agreement Calls for Five to Seven Year Prison Sentence (May 22, 2007). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Spokane Area Woman Who Purchased House as Part of Drug Tunnel Scheme Sentenced to Prison: Defendant Deposited Money in Smaller Amounts in an Attempt to Conceal Source of Funds (Feb. 23, 2007). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Everett Man Convicted of Arson Conspiracy: Grocery Owner Faked Hate Crime (Feb. 21, 2007). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Canadian Man Convicted of Cocaine Trafficking: Trucker Had More than 250 Pounds of Cocaine Hidden in Fuel Tanks (Jan. 18, 2007). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Canadian Woman Convicted of Smuggling Marijuana into U.S. by Boat: Woman is One of Four Defendants Charged in the Case – Three Remain Fugitives in Canada (Nov. 16, 2006). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Everett Man Convicted of Wire Fraud and Food Stamp Fraud: Specialty Grocery Owner Paid Cash for Food Stamps (July 27, 2006). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Lakewood Couple Indicted for Forced Labor and Harboring Alien: Couple Allegedly Forced Moroccan Niece to Work Long Hours for No Pay (Dec. 16, 2005). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, Auburn Man Sentenced to 25 Years in Prison for Methamphetamine Production Operated Meth Lab that Contaminated Rental Property and Endangered Children (Nov. 28, 2005). Copy supplied.

Press Release, United States Attorney's Office for the Western District of Washington, California Man Sentenced to 100 Months in Prison As Member of Large Drug Conspiracy (July 15, 2005). Copy supplied.

- 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.

November 18, 2017: Moderator, "Quality of Life Panel," Hawaii Supreme Court Rule 1.14 Professionalism Course, University of Hawaii William S. Richardson Law School, Honolulu, Hawaii. Notes supplied.

June 10, 2017: Moderator, "Quality of Life Panel," Hawaii Supreme Court Rule 1.14 Professionalism Course, University of Hawaii William S. Richardson Law School, Honolulu, Hawaii. Notes supplied.

March 21, 2017: Speaker, Sacred Hearts Academy Field Trip and Mock Trial, Federal Courthouse, Honolulu, Hawaii. I spoke regarding how I became a prosecutor and my role as a prosecutor. I also assisted the students with their mock trial. I have no notes, transcripts, or recordings.

March 7, 2017: Guest Speaker, American Crime and Punishment Class, The Evergreen State College, Olympia, Washington. I appeared via Skype to explain the role of the prosecutor and to answer students' questions. I have no notes, transcripts, or recordings. The address for The Evergreen State College is 2700 Evergreen Parkway, Northwest, Olympia, Washington 98505.

January 12, 2017: Presenter, Federal Trial Academy, Closing Argument Demonstration, United States District Court, District of Hawaii. Slides supplied.

November 29, 2016: Guest Speaker, American Crime and Punishment Class, The Evergreen State College, Olympia, Washington. I appeared via Skype to explain the role of the prosecutor and to answer students' questions. I have no notes, transcripts, or recordings. The address for The Evergreen State College is 2700 Evergreen Parkway, Northwest, Olympia, Washington 98505.

October 18, 2016: Speaker, Sacred Hearts Academy Field Trip and Mock Trial, Federal Courthouse, Honolulu, Hawaii. I spoke regarding how I became a prosecutor and my role as a prosecutor. I also assisted the students with their mock trial. Recording supplied.

June 4, 2016: Presenter, "Criminal Law Breakout Session," Hawaii Supreme Court Rule 1.14 Professionalism Course, University of Hawaii William S. Richardson Law School. Slides supplied.

March 4, 2016: Reader and Speaker, Read Across America, Kalihi Waena Elementary School. I read books to children in the First, Second, and Third Grades and explained the job of a lawyer. I have no notes, transcripts, or recordings. The address of the Kalihi Waena Elementary School is 1240 Gulick Avenue, Honolulu, Hawaii 96819

April 29, 2015: Presenter, "Operation USO Family: RICO/VICAR," Inter-County Criminal Intelligence Unit Conference, Hawaii Prince Hotel. I presented the background of the investigation and prosecution of *United States v. Charlie Esera*. Due to the law enforcement-sensitive nature of this training, I cannot provide notes, transcripts, or recordings. The address of the Inter-County Criminal Intelligence Unit is care of the Honolulu Police Department, Attention: Acting Captain David Chang, 801 South Beretania Street, Honolulu, Hawaii 96813.

March 6, 2015: Reader and Speaker, Read Across America, Kalihi Waena Elementary School. I read books to children in the First, Second, and Third Grades and explained the job of a lawyer. I have no notes, transcripts, or recordings. The address of the Kalihi Waena Elementary School is 1240 Gulick Avenue, Honolulu, Hawaii 96819.

January 29, 2014: Presenter, "Cross-Cultural Lawyering," Seattle University School of Law. Slides supplied.

February 21, 2012: Guest Speaker, West Seattle Crime Prevention Council, Seattle Police Department Southwest Precinct, Seattle, WA. I spoke regarding the results of a 90-day gun and drug initiative in West Seattle. I have no notes, transcripts, or recordings. Press coverage supplied. The address of the West Seattle Crime Prevention Council is Seattle Police Department Southwest Precinct, 2300 Southwest Webster, Seattle, Washington 98106.

October 27, 2011: Guest Speaker, White Center-South Delridge Community Safety Coalition Monthly Meeting. I spoke regarding the anticipated results of a 90-day gun and drug initiative in West Seattle. I have no notes, transcripts, or recordings. Press coverage supplied. The address of the White Center-South Delridge Community Safety Coalition is St. James Church, 9421 18th Avenue Southwest, Seattle, Washington 98106.

March 5, 2010: Presenter, "Dealing with Racial/Ethnic Bias in the Courtroom," Seattle University School of Law, Seattle, Washington. I presented the same material on another date but neither my co-presenter nor I have a record of that date. Slides and notes supplied.

Spring 2009: Speaker, Building Pacific Islander Leadership, University of Washington, Seattle, Washington. Slides and press coverage supplied.

November 20, 2008: Announcer, National Asian Pacific American Bar Association Conference, Seattle, Washington. Notes supplied.

July 29, 2008: Presenter, "Child Sexual Abuse – The First Responder's Role: Prosecution Issues and Recommendations," Tribal Police Training, Tulalip Tribes Police Department, Tulalip, Washington. I trained tribal police regarding best practices and how to avoid common mistakes in interacting with and/or interviewing children and families when addressing child sexual abuse allegations. Due to the law enforcement-sensitive nature of this training, I cannot provide notes, transcripts, or recordings. The address of the Tulalip Police Department is 6103 31st Avenue Northeast, Suite C, Tulalip, Washington 98271.

May 30, 2008: Panel Member, "Courtroom Bias: How Do Judges and Juries React to Diverse Counsel and Litigants," Statewide Diversity Conference, Seattle University School of Law, Seattle, Washington. Notes supplied.

September 28, 2007: Panelist, Oral Advocacy Breakout Session Panel, Washington Women Lawyers Leadership Symposium, Bell Harbor International Conference Center, Seattle, Washington. Notes supplied.

In addition to the above, I have spoken at numerous grade school and high school events but do not have records of those. Such presentations date back to 1999 and included topics such as career paths, the dangers of impaired driving, and the practice of law, generally.

Outside of wholly personal speeches or talks I may have given—for example, toasts, eulogies, and religious instruction or commentary—the above represents my best recollection of all speeches or talks I have delivered since high school.

- 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.

*Unruly Passenger aboard Hawaii Flight Prompted Bomb Scare: FBI*, REUTERS, May 22, 2017. Copy supplied.

*Ex-Guard, Inmate Convicted in Hawaii Gang Trial*, ASSOCIATED PRESS, Oct. 11, 2014. Copy supplied.

*Hate Groups on the Rise Nationally and Locally*, KOMO4 NEWS, Mar. 7, 2012.

Recording supplied.

*7 at Center for Sex Offenders After Prison Found with Child Porn*, NEWS TRIBUNE, Sept. 18, 2009. Internet story supplied.

*Restaurateur Paid Workers to Marry*, ASSOCIATED PRESS, June 23, 2009. Internet story supplied.

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 held judicial office.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment? \_\_\_\_\_

- i. Of these, approximately what percent were:

jury trials: \_\_\_\_\_ %  
bench trials: \_\_\_\_\_ % [total 100%]

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 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 held judicial office.

- 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.

None.

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

the campaign, including the candidate, dates of the campaign, your title and responsibilities.

None.

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 2001 to 2002, I served as a law clerk to the Honorable Simeon R. Acoba, Jr., Associate Justice of the Hawaii Supreme Court.

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

I have not practiced law 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.

2002 – 2005; 1998 – 2001; Summer 1997  
King County Prosecuting Attorney's Office  
W554 King County Courthouse  
516 Third Avenue  
Seattle, Washington 98104  
Deputy Prosecuting Attorney (1998 – 2001; 2002 – 2005)  
Intern (Summer 1997)

2005 – 2014  
United States Attorney's Office for the Western District of Washington  
700 Stewart Street, Suite 5220  
Seattle, Washington 98112  
Assistant United States Attorney

2014 – present  
United States Attorney's Office for the District of Hawaii  
300 Ala Moana Boulevard Suite 6-100  
Honolulu, Hawaii 96850  
Assistant United States Attorney

- 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.

Beginning in 1998, I served as a Deputy Prosecuting Attorney for the King County Prosecutor's Office. There, I tried a large number of cases to verdict and argued appeals.

On September 10, 2001, I commenced a clerkship with the Honorable Simeon R. Acoba, Jr., Associate Justice of the Hawai'i Supreme Court.

In the Fall of 2002, I returned to the King County Prosecutor's Office, where I continued my trial work and supervised other prosecutors.

In 2005, I began serving as an Assistant United States Attorney in Seattle. I was assigned to the General Crimes Unit, where I handled a wide variety of cases. I then transitioned to the Terrorism and Violent Crimes Unit, eventually serving as Deputy Supervisor of the unit. For several months prior to leaving Seattle, I was Co-Supervisor of the General Crimes Unit.

In 2014, I joined the United States Attorney's Office for the District of Hawaii. My docket includes racketeering, violent crimes, civil rights violations, child exploitation, firearms crimes, and human trafficking, among others. I am now Acting Chief of the Special Crimes Section.

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

As a prosecutor, I do not have clients, other than the public. Listed above are the areas of law in which I have specialized.

- 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 have spent my entire career in litigation except for the one year when I served as a law clerk (2001–2002). I was in court frequently but for that year, when I did not appear in court at all.

- i. Indicate the percentage of your practice in:

1. federal courts: 74%
2. state courts of record: 26%
3. other courts: 0%
4. administrative agencies: 0%

ii. Indicate the percentage of your practice in:

1. civil proceedings: 5%
2. criminal proceedings: 95%

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.

A conservative estimate of the number of cases I have tried to verdict is 40. I served as sole counsel in approximately 20 of these, as lead or co-counsel in approximately 15 of these, and as associate counsel in approximately 5 of these.

i. What percentage of these trials were:

1. jury: 95%
2. non-jury: 5%

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 appeared 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:

- 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. Esera, et al.*, Nos. CR13-860LEK (D. Haw. Sept. 12, 2013); also Nos. CV16-297LEK, CV16-302LEK, CV16-316LEK, CV16-317LEK, CV16-331LEK, CV15-457LEK; *on appeal*, C.A. Nos. 15-00457, 15-10566.

On my first day at the U.S. Attorney's Office for the District of Hawaii, I was assigned as lead prosecutor to an eighteen-defendant racketeering case. The defendants were members or associates of a prison gang engaged in violent crime, drug smuggling, and tax fraud. Within four months, I had resolved by plea agreement nine of eleven remaining defendants' cases set for trial, and tried two defendants in a jury trial. I also filed responses to two appeal briefs and one habeas petition. The case was presided over at the trial level by United States District Judge Leslie E. Kobayashi. One of the appeals is currently pending before Circuit Judges Mary M. Schroeder, Dorothy W. Nelson, and M. Margaret McKeown of the United States Court of Appeals for the Ninth Circuit.

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Counsel for Defendant:

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2. *United States v. Dorsey, et. al.*, No. CR08-245RSL (W.D. Wash. July 10, 2008), *aff'd* 364 Fed. App'x 367 (9th Cir. 2010), 677 F.3d 944 (9th Cir. 2012)

The defendant shot a grand jury witness and her ten-year old son. The evidence against him was entirely circumstantial and we proved our case at trial primarily through cell phone tower records, a novel method of proof at the time. As a result, pretrial litigation included a *Daubert* hearing. I served as lead jury trial counsel, and briefed and argued both the interlocutory appeal and the trial appeal before the Ninth Circuit. Mr. Dorsey was sentenced to a term of forty-eight years in prison. The case was presided over by United States District Judge Robert S. Lasnik. The interlocutory appeal to the United States Court of Appeals for the Ninth Circuit heard by Circuit Judges Ronald M. Gould and Richard C. Tallman, and United States District Judge for the Southern District of California Roger T. Benitez, sitting by designation. The trial appeal to the Ninth Circuit was heard by Circuit Judges Mary M. Schroeder and Ronald M. Gould, and Chief United States District Judge for the District of Alaska Ralph R. Beistline, sitting by designation.

Co-counsel for the United States:

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Counsel for Defendant:  
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(206) 553-1100  
*Formerly of Mazzone and Cantor*

3. *United States v. Nguyen*, No. CR12-212RSL (W.D. Wash. July 19, 2012)

The defendant, a man under supervision by the United States Probation Office, sought to hire an assassin to kill his relatives in Vietnam. Upon learning this, the investigative team quickly introduced him to an undercover agent, in order to prevent the killings. I served as lead prosecutor on the investigation and litigation and traveled to Vietnam to conduct depositions of both Vietnamese civilians and members of the Vietnamese Ministry of Public Safety. After the depositions, Mr. Nguyen pleaded guilty and received a sentence of fourteen years. The case was presided over by United States District Judge Robert S. Lasnik.

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Counsel for Defendant:  
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(425) 259-4989

4. *United States v. Damas, et. al.*, No. CR14-177JMS (D. Haw. Feb. 5, 2014)

Due to a significant number of inmates at a state prison facility testing positive for methamphetamine, an investigation commenced into how the drugs were entering the facility. Through a Title III wiretap, it was discovered that the defendant, a guard at the facility, smuggled drugs into the prison by meeting with several inmates' friends and family outside of prison, in order to receive drugs and other contraband for delivery to inmates at the facility. I was assigned to this case after it was investigated and indicted and handled the negotiations and sentencing litigation in this matter. The defendant

pleaded guilty and received a sentence of 57 months in prison. The case was presided over by Chief United States District Judge J. Michael Seabright.

Counsel for Defendant:  
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5. *United States v. Jarlik-Bell, et. al.*, No. CR11-5407RBL (W.D. Wash. Aug. 10, 2011)

The defendant was a member of the Sovereign Assemblies, an anti-government group that had come to the attention of law enforcement in Western Washington when it started its own law enforcement arm and issued liens on the real properties of several chiefs of police. Like many members of the group, the defendant engaged in prolific tax fraud. The defendant also held himself out as a tax preparer, and his scheme resulted in more than \$700,000 in losses to the federal government. We proceeded to trial against the defendant on twenty-four counts of tax fraud and related crimes, including the assisting in the filing of false tax returns. The defendant chose to represent himself at trial. The jury returned guilty verdicts on all counts. The court ordered the defendant to serve a term of 97 months. The case was presided over by United States District Judge Ronald B. Leighton.

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Standby Counsel for Defendant:  
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6. *United States v. Bradford, et. al.*, No. CR09-205RSM (W.D. Wash. June 18, 2009)

The defendant executed a marriage fraud scheme by recruiting United States citizens to marry her employees, friends, and relatives who were Thai nationals, in exchange for tens of thousands of dollars. Upon learning of the scheme, Immigration and Customs Enforcement agents and I began an undercover investigation. The defendant pleaded guilty as charged to one count of Conspiracy to Commit Immigration Fraud and three counts of Fraud Relating to Immigration Documents. She was ordered to serve a term of six months. The case was presided over by Chief United States District Judge Ricardo S. Martinez.

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Counsel for Defendant:  
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7. *United States v. Decker*, No. CR08-366JLR (W.D. Wash. Nov. 5, 2008)

After a dispute with the victim, the defendant attacked the victim, splitting his scalp and knocking him unconscious. The defendant then zip-tied the victim, loaded him into the victim's van, and drove him from Washington to California. Once in California, the victim begged for his life, and the defendant left him inside the van near a hospital. The victim suffered extensive physical and psychological injuries. The defendant pleaded guilty as charged to kidnapping and received a sentence of 176 months. The case was presided over by United States District Judge James L. Robart.

Counsel for Defendant:  
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*Retired*

8. *United States v. Williams, et. al.*, No. CR 08-5601BHS (W.D. Wash. Aug. 21, 2008)

The defendant, a resident at the Special Commitment Center (SCC), a civil commitment facility for sexually violent predators, smuggled crack cocaine into the SCC and distributed it therein, by manipulating women he met on telephone chat lines and blackmailing them into obtaining drugs for him. The defendant was charged with Conspiracy to Distribute Crack Cocaine and Witness Tampering. We tried the case to a jury, who found the defendant guilty as charged. He received a sentence of 108 months. The case was presided over by United States District Judge Benjamin H. Settle.

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United States Attorney's Office

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Counsel for Defendant Williams:  
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9. *United States v Beauchman, et. al.*, No. CR04-572JLR (W.D. Wash. Dec. 22, 2004),  
*aff'd* 208 Fed. App'x 587 (9th Cir. 2006)

The defendant rented a lakefront house from a woman and turned it into a methamphetamine laboratory within a month after his lease started. The defendant proceeded to jury trial, where I served as second chair, and he was convicted of four drug and firearms counts. The Court imposed a term of twenty-five years in prison. The case was presided over by United States District Judge James L. Robart.

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10. *United States v. Czinege*, No. CR06-109JLR (W.D. Wash. Mar. 29, 2006)

The defendant was stopped attempting to cross into Canada from the United States while driving a tractor trailer. Customs officers discovered a discrepancy in his vehicle's fuel tanks, which led to the discovery of 115 kilograms (more than 250 pounds) of cocaine, with an estimated wholesale value of \$1.8 million. He was charged with a drug trafficking crime and we took the case to trial, where the defendant claimed a duress defense. The defendant was found guilty and received a sentence of 120 months. The case was presided over by United States District Judge James L. Robart.

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Counsel for Defendant:  
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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.)

I advise federal agents regarding Fourth, Fifth, and Sixth Amendment matters, including, but not limited to search warrants, interrogations, and undercover and overt contacts with targets of investigations. I collaborate with law enforcement regarding investigative strategies, such as the determination of targets of investigation and the methods of investigation to employ for the most effective outcome.

I also meet with victims of crimes to explain to them the criminal justice system, what they can expect in the course of the court process, and what my role is. I spend a significant amount of time answering questions from both law enforcement and civilians regarding their cases, including legal questions ranging from statute of limitations concerns to sentencing guidelines calculations.

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.

In the Summer of 2007, I taught a course at the Seattle University Law School on Trial Advocacy. The purpose of the course was to teach students the basics of trial (*voir dire*, opening statement, direct examination, cross examination, objections, and closing argument). The students performed mock trials based on a case scenario that I wrote. I did not keep a copy of the syllabus. The address of the Seattle University School of Law is 901 12th Avenue Seattle, Washington 98122.



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.

None.

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.

I have no plans, commitments, or agreements to pursue outside employment in the future.

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).

See attached Financial Disclosure 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.

My brother frequently appears in federal court. If confirmed, I would recuse myself from all of his cases and all of his firm's cases and follow the rules outlined in 28 U.S.C. § 455, regarding judicial disqualification.

I would also recuse myself from cases in which the United States Attorney's Office appears as a party and in which I "participated as counsel, adviser, or material witness concerning the proceeding or expressed an opinion regarding the merits of the particular case in controversy." 28 U.S.C. § 455(b)(3). I would also follow the policies of the district court, and all other rules regarding conflicts of interest.

- 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 rely on 28 U.S.C. § 455, Canon 3 of the Code of Conduct for United States Judges, and any and all other laws, rules, and practices governing such circumstances the policies of the district court. I would also employ any conflict-screening process utilized by the court.

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.

Since 2016, I have served as a volunteer attorney for Volunteer Legal Services Hawaii I consult with indigent clients in brief 45-minute sessions regarding matters that they may have in state district court (e.g., landlord-tenant disputes or credit issues). On average I volunteer one evening or half-day timeframe every other month.

In 2012, I was recruited to work with the Oregon Sexual Assault Task Force because it formed an outreach program to Native American communities, and I had prosecuted numerous Indian Country cases. My role was to serve as an instructor to multi-disciplinary teams hoping to effectively address the trauma associated with sexual assault in Indian Country. I was compensated for some of my time and uncompensated for some.

Earlier in my career, I worked as a volunteer at Seattle's International District Legal Clinic. This involved advising indigent and immigrant individuals about where they could turn for legal advice. Working with interpreters on many occasions, I listened to the individual's legal issue and then would try to find resources for him or her. I do not have a record of the frequency of this work.

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 March 15, 2015, Senators Hirono and Schatz announced the creation of a Federal Judicial Selection Commission, comprised of seven members. I applied

and was interviewed by the Commission on May 9, 2015. I then interviewed with Senator Hirono on May 26, 2015 and Senator Schatz on May 28, 2015.

In April 2017, I was contacted by the Office of the White House Counsel to schedule an interview in Washington, D.C. On May 8, 2017, I interviewed with attorneys from the White House Counsel's Office and the Office of Legal Policy at the Department of Justice in Washington, D.C. Since that time, I have been in contact with officials from the White House and the Office of Legal Policy. On December 21, 2017, the President submitted my nomination to the Senate.

- 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.