

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Stephanie Marie Rose
Stephanie Marie King (nee)

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

United States District Judge for the Southern District of Iowa

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.

401 First Street S.E.
Suite 400
Cedar Rapids, Iowa 52401

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

1972; Topeka, Kansas

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.

1994 – 1996; University of Iowa College of Law; J.D. (with High Distinction), 1996

1991 – 1994; University of Iowa; B.A. (with Highest Distinction and Honors), 1994

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.

1996 – Present

U.S. Attorney's Office – Northern District of Iowa
401 First Street S.E., Suite 400
Cedar Rapids, Iowa 52401

U.S. Attorney (2009 – Present)

Deputy Criminal Chief (2008 – 2009)

Assistant United States Attorney (1999 – 2008)

Iowa Assistant Attorney General *designated as* Special Assistant United States Attorney
(1997 – 1999)

Law Clerk (Fall 1996)

Spring 1997

National Computer System (NCS) Pearson
7405 Irish Drive S.W.
Cedar Rapids, Iowa 52404
Professional Test Scorer

Summer 1996

Bradley & Riley, P.C.
2007 First Avenue S.E.
Cedar Rapids, Iowa 52402
Law Clerk

Spring 1996

University of Iowa School of Journalism and Mass Communications
100 Adler Journalism Building
Iowa City, Iowa 52242
Teaching Assistant

Other Affiliations (uncompensated):

1998 – 1999

Iowa Volunteer Lawyer's Project
Legal Services Corporation of Iowa
1111 Ninth Street, Suite 230
Des Moines, Iowa 50314
Volunteer lawyer (represented domestic violence victims)

1996 – 1998

Court Appointed Special Advocate
6th Judicial District of Iowa
Cedar Rapids, Iowa 52401
Volunteer lawyer (represented the interests of abused and neglected children)

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 United States Military. I have not registered for 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.

Mason City High School Distinguished Alumni Award (2011)

Patriotic Employer Award, awarded by The National Committee for Employer Support of the Guard and Reserve (2011)

Department of Justice Director's Award for Superior Performance by a Litigative Team (2009)

Organized Crime Drug Enforcement Task Force (OCDETF) National Award:
Outstanding Innovative Pharmaceutical Investigation (2009)

West Central OCDETF Meritorious Achievement Awards (2002, 2003, 2009)

U.S. Department of Justice Certificates of Appreciation (19 occasions) (1999 – 2009)

Inducted as Fellow, Iowa Academy of Trial Lawyers (2008)

U.S. Department of Justice Certificate of Commendation (2006)

U.S. Department of Justice Special Achievement Award (2004)

Citation for Outstanding Appellate Litigation (2004)

Department of Justice Director's Award for Superior Performance by an Assistant United States Attorney (2001)

Federal Bureau of Investigations Recognition Award (1999)

Drug Enforcement Administration Certificate of Appreciation (1999)

U.S. Department of Justice Employee Volunteer Service Award (1999)

State of Iowa Governor's Volunteer Award (1997)

Order of the Coif (1997)

University of Iowa College of Law Faculty Award for Client Services (1997)

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.

Attorney General's Advisory Committee

8th Circuit Representative (2010 – Present)

Office of Management & Budget Subcommittee

Small District Representative (2010 – Present)

Investment Review Board, Chair (2010 – Present)

Resource Allocation Working Group, Small District Representative (2010 – Present)

Controlled Substances and Asset Forfeiture Working Group (2010 – Present)

Criminal Practices Subcommittee (2010 – Present)

Court Appointed Special Advocates (1996 – 1998)

Dean Mason Ladd Inns of Court (approx. 2003 – 2004)
 Department of Justice Case Management System Executive Steering Committee
 (2011 – Present)
 Iowa Academy of Trial Lawyers, Fellow (2008 – Present)
 Iowa State Bar Association (1997 – Present)
 Iowa Volunteer Lawyer’s Project (1998 – 1999)
 Linn County Bar Association (approx. 1997 – 2000)
 Midwest High-Intensity Drug Trafficking Area
 Fiscal & Planning Board
 Chairman (2011 – present)
 U.S. Attorney Representative (2010 – 2011)
 Executive Board (2009 – present)
 Vice-Chair (2011 – present)
 United States Attorney General’s National Online Drug Diversion Working Group
 (2007 – 2009)
 United States District Court for the Northern District of Iowa Blue Ribbon Panel for
 Criminal Cases (2007 – Present)

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.

Iowa, 1997

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 Eighth Circuit, 1997

United States District Court for the Northern District of Iowa, 1997

Iowa State Courts, 1997

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.

Center Point/Urbana Community Schools Community Advisory Board (2001 – 2002)

Center Point/Urbana Parent Teacher Organization (2001 – Present)

St. Andrews Place Homeowner's Association (1997 – 2002)

- 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.

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.

Jason Pepper Hardly a 'Small Time' Dealer, Des Moines Register, Dec. 27, 2010. Copy supplied.

With Rubashkin Sentencing, Prosecutor Speaks Out about Case, Cedar Rapids Gazette, June 23, 2010. Copy supplied.

The remaining materials I have written during my legal career have been documents internal to the Department of Justice. Because the materials are either privileged, constitute attorney work product, or are law enforcement sensitive, I have not supplied copies of these materials.

Just prior to my graduation from college (1994), my sociology honors thesis was published in a sociology journal the name of which I no longer recall. That thesis was titled "Building a Better Bridge: Using Ethnomethodology to Link Macro and Micro Sociology." I have been unable to obtain a copy of this thesis.

Prior to law school, I worked as a journalist. I was a staff writer for the *Globe Gazette* in Mason City, Iowa (1989 – 1991), and wrote freelance articles for the

Globe Gazette and *Daily Iowan* (Iowa City, Iowa) during college (1991 – 1994). In these various capacities, I would have authored numerous articles about sporting events, public interest news, and similar pieces. I was also a featured columnist during college (1992) in the *Mid-States Racing News* (Webster City, Iowa). That monthly column, titled “From the Winner’s Circle,” focused on dirt track racing. I have been unable to obtain copies of these articles.

Finally, I was the Editor of the University of Iowa Honors Program Newsletter from 1992 to 1994. As part of my job duties, I wrote, designed, formatted, printed, and mailed out a monthly newsletter to all University of Iowa honors students. I have been unable to obtain copies of these newsletters.

- 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 never prepared any reports, memoranda, or policy statements for any bar association, committee, conference, or organization outside my work for the Department of Justice. Because any materials I prepared for the Department of Justice are either privileged, constitute attorney work product, or are law enforcement sensitive, I have not supplied copies of these materials.

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

On June 1, 2011, I testified before the United States Sentencing Commission at a hearing on retroactive application of the proposed amendment to the Federal Sentencing Guidelines implementing the Fair Sentencing Act of 2010. My opening statement, prepared written statement, and transcript of the hearing are supplied.

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

I have done my best to identify all items called for in this question, including a thorough review of my personal files and searches of publicly available electronic databases. A summary of all speeches, remarks, and lectures I have located follows.

January 6, 2012: I presented a Department of Justice seal and made remarks at a farewell event for ICE Special Agent Eric Spalding. I have no notes, transcript or recording. The event was held at the Guaranty Bank Building, 300 Eighth Street Court, Fairfax, Iowa 52228.

November 30, 2011: I made congratulatory remarks during a retirement event for Senior United States Probation Officer Ann Vestle. I have no notes, transcript or recording. The event was sponsored by the Federal Court, 4200 C Street, Cedar Rapids, Iowa 52404.

November 21, 2011: I spoke to high school students following presentation of a Mason City High School Distinguished Alumni Award. The ceremony was sponsored by Mason City High School. A copy of my speech is supplied.

November 20, 2011: I spoke to community leaders, teachers, and students after accepting a Mason City High School Distinguished Alumni Award. The ceremony was sponsored by Mason City High School. A copy of my remarks is supplied.

November 3, 2011: Addressing School Violence Seminar, Dubuque, Iowa. I welcomed attendees to a seminar hosted by the Dubuque Sheriff's Office. A copy of my remarks is supplied.

October 4, 2011: 2011 Annual Law Enforcement Intelligence Network (LEIN) Conference, Johnston, Iowa. I welcomed attendees to LEIN's annual conference. A copy of my remarks is supplied.

July 19, 2011: Indian Country Conference. I welcomed attendees to the conference, which was held at the College of Saint Mary's, Omaha, Nebraska. A copy of my remarks is supplied.

May 23, 2011: Midwest Gang Investigators Association (MGIA) Annual Conference, Dubuque, Iowa. I gave luncheon remarks to attendees of the conference. A copy of my remarks is supplied.

May 10, 2011: Law Enforcement Coordinator's Conference, West Des Moines, Iowa. I presented the 2011 Law Enforcement Coordinator's Award to the Tri-County Drug Task Force. I have no notes, transcript or recording. The conference was sponsored by the United States Attorney's Offices for the Northern and Southern Districts of Iowa. The Northern District of Iowa United

States Attorney's Office is located at 401 First Street Southeast, Suite 400, Cedar Rapids, Iowa 52401.

May 9, 2011: Annual Law Enforcement Coordinator's Conference, West Des Moines, Iowa. I welcomed attendees to the Law Enforcement Coordinator's Conference. I have no notes, transcript or recording. The conference was sponsored by the United States Attorney's Offices for the Northern and Southern Districts of Iowa. The Northern District of Iowa United States Attorney's Office is located at 401 First Street Southeast, Suite 400, Cedar Rapids, Iowa 52401.

April 26, 2011: Guest Lecture Series. I gave a presentation entitled "My Journey to U.S. Attorney," to students at Iowa Central Community College as part of a guest lecture series. Presentation slides supplied.

April 21, 2011: I made congratulatory remarks during a retirement event for Chief United States Probation Officer Robert Askelson. I have no notes, transcript or recording. The event was sponsored by the Federal Court, 4200 C Street, Cedar Rapids, Iowa 52404.

April 14, 2011: I spoke at an event commemorating National Crime Victim Rights Week, Des Moines, Iowa. At the event, I presented the 2011 Law Enforcement Victim Single Service Award and spoke briefly about the importance of victim service providers. I have no notes, transcript, or recording. The event was sponsored by the Cedar Rapids Police Department, located at 505 First Street Southwest, Cedar Rapids, Iowa 52401.

March 5, 2011: I made congratulatory remarks at the promotion ceremony for Brigadier General Patrick J. Reinert, Cedar Rapids, Iowa. I have no notes, transcript or recording.

February 24, 2011: Iowa Academy of Trial Lawyer's Forty-Ninth Annual Seminar, Des Moines, Iowa. I partnered with a defense attorney to present a lecture entitled "Importance of Timely Pre-Indictment Intervention in Criminal Cases" to attendees of the seminar. Presentation slides supplied.

February 3, 2011: Criminal Justice Act (CJA) Brown Bag Luncheon, Cedar Rapids, Iowa. I presented a lecture entitled "BOP Computation of Time Served." Presentation slides supplied.

December 17, 2010: Iowa State Bar Association's 2010 Federal Practice Seminar, Des Moines, Iowa. I presented a lecture entitled "Issues in Federal Prosecution." Presentation slides and materials supplied.

December 3, 2010: I provided congratulatory remarks at the investiture of Kenneth Runde as U.S. Marshal for the Northern District of Iowa, Cedar Rapids, Iowa. A copy of my remarks is supplied.

November 13, 2010: Twenty-Eighth Annual University of Iowa College of Law Judge Roy L. Stephenson Trial Advocacy Competition Banquet, Iowa City, Iowa. I provided keynote remarks. A copy of my remarks is supplied.

October 21, 2010: Graduation Ceremony for the Thirty-Eighth Basic Class of the Cedar Rapids Regional Police Academy. I provided keynote remarks at the graduation ceremony. A copy of my remarks is supplied.

October 12, 2010: Hate Crimes Conference, Cedar Falls, Iowa. I gave welcoming remarks to attendees of the conference. A copy of my remarks is supplied.

October 5, 2010: Annual Law Enforcement Intelligence Network (LEIN) Conference, Johnston, Iowa. I welcomed attendees to the conference. A copy of my remarks is supplied.

September 10, 2010: Seventh Annual Protect Our Children Conference, Des Moines, Iowa. I gave closing remarks at the conference. A copy of my remarks is supplied.

August 20, 2010: I provided brief opening remarks regarding the role of my office to attendees of a regional law enforcement training program hosted by my office. I have no notes, transcript or recording. The event was sponsored by the United States Attorney's Office, 401 First Street Southeast, Suite 400, Cedar Rapids, Iowa 52401.

August 3, 2010: 2010 Appellate, Enforcement, and Protection Law Conference. I presented a lecture entitled "Perspectives of a U.S. Attorney," at the conference sponsored by U.S. Immigration & Customs Enforcement, 500 12th Street Southwest, Washington, DC 20536. Because law enforcement sensitive information was shared, the event was not recorded and the notes of my presentation are not available to the public.

July 8, 2010: Linn County Bar Association Annual Conference, Cedar Rapids, Iowa. I gave approximately 15 minutes of remarks related to my office's procedures and policies to a group of Linn County attorneys during a CLE event. A copy of my remarks is supplied.

June 17, 2010: Annual Civil Agency Meeting, West Des Moines, Iowa. I welcomed attendees to the meeting. A copy of my remarks is supplied.

June 9, 2010: I met with tribal leaders and members of the Sac & Fox of the Mississippi to discuss changes in office policy and practices regarding Indian country cases. I have no notes, transcript or recording. The event was sponsored by the United States Attorney's Office, 401 First Street Southeast, Suite 400, Cedar Rapids, Iowa 52401.

May 26, 2010: Case Progression Luncheon. I made general remarks regarding changes in USAO policies and practices. I have no notes, transcript or recording. The event was sponsored by the United States Attorney's Office, 401 First Street Southeast, Suite 400, Cedar Rapids, Iowa 52401.

May 13, 2010: Federal Criminal Law & Procedure Seminar. I made general remarks concerning changes in USAO policies and practices. I have no notes, transcript or recording. The seminar was sponsored by the Federal Public Defender of Iowa, 320 Third Street Southeast, Suite 200, Cedar Rapids, Iowa 52401.

May 11, 2010: Career Day. I spoke to students at Roosevelt Middle School, 300 Thirteenth Street Northwest, Cedar Rapids, Iowa 52405, regarding legal careers. I have no notes, transcript or recording.

May 10, 2010: Annual Law Enforcement Coordinators Conference, West Des Moines, Iowa. I welcomed attendees to the conference. A copy of my remarks is supplied.

May 5, 2010: Multi-State Victim Services Conference, Dubuque, Iowa. I presented the 2010 Law Enforcement Crime Victim Services Single Act Award during the conference. A copy of my remarks and press coverage are supplied.

May 5, 2010: Multi-State Victim Services Conference, Dubuque, Iowa. I welcomed attendees to the conference. A copy of my remarks is supplied.

April 18, 2010: Opening Ceremony, National Crime Victims' Rights Week. I gave general remarks during the ceremony, which kicked off at the Cedar Rapids Police Department. A copy of my remarks is supplied and a video recording is available at http://www.youtube.com/watch?v=SXea4VQ_uRg.

January 21, 2010 and January 14, 2010: Brown Bag Lunch Discussion, Federal Public Defender. I have no notes, transcript or recording. The address of the Federal Public Defender is 320 Third Street Southeast, Suite 200, Cedar Rapids, Iowa 52401.

January 17, 2010: Midwinter Osteopathic Family Practice Conference, Iowa Osteopathic Medical Association and Iowa Chapter of the ACOFP, Des Moines, Iowa. I presented a lecture entitled "Overview of Internet Pharmacy Operations and Regulations." Presentation slides supplied.

January 9, 2010: I made congratulatory remarks at a retirement event for State of Iowa Corrections Officer Steve Konarske, Cedar Rapids, Iowa. I have no notes, transcript or recording.

December 4, 2009: I gave remarks following my formal investiture as United States Attorney, Cedar Rapids, Iowa. A copy of my remarks is supplied.

October 23, 2009: I gave keynote remarks during the Investiture of Ian K. Thornhill as an Iowa District Court Judge, Cedar Rapids, Iowa. A copy of my remarks is supplied.

August 4, 2009: I presented a lecture entitled "Internet Prescribing" to students at the Des Moines University College of Osteopathic Medicine. Presentation slides supplied.

June 3, 2009: West Central Organized Crime Drug Enforcement Task Force (OCDETF) Annual Conference. I presented a lecture entitled "Internet Pharmacy Investigations" to attendees at the conference. The event was sponsored by West Central OCDETF, 111 South Tenth Street, Room 20.333, St. Louis, Missouri 63102. Because law enforcement sensitive information was shared, the event was not recorded and the notes of my presentation are not available to the public.

February 4, 2009: I presented a lecture entitled "Internet Pharmacy Investigations" at the Drug Enforcement Administration Quantico Training Facility. The training facility's mailing address is P.O. Box 1475, Quantico, Virginia 22124. Because law enforcement sensitive information was shared, the event was not recorded and the notes of my presentation are not available to the public.

May 28, 2008: I presented a lecture entitled "Internet Pharmacy Investigations" at the Department of Justice's National Advocacy Center, 1620 Pendleton Street, Columbia, South Carolina 29201. Because law enforcement sensitive information was shared, the event was not recorded and the notes of my presentation are not available to the public.

March 26, 2008: Iowa Association of Women Police Annual Conference, Dubuque, Iowa. I presented a lecture entitled "Internet Pharmacy Investigations." Because law enforcement sensitive information was shared, the event was not recorded and the notes of my presentation are not available to the public. The association does not have a physical address.

November 5, 2007: Iowa Gang Summit, Cedar Rapids, Iowa. I presented information to attendees regarding USAO intake of gang-related cases. Summit attendees included educators, community outreach providers, law enforcement personnel, juvenile and adult corrections, private security, and prosecutors. I have no notes, transcript or recording. The Summit was sponsored by the Midwest Gang Investigator's Association and the United States Attorney's Office for the Northern District of Iowa, located at 401 First Street Southeast, Cedar Rapids, Iowa 52401.

September 27, 2007: I presented a lecture entitled "Internet Pharmacy Investigations" to Drug Enforcement Administration agents and investigators, Scottsdale, Arizona. Because law enforcement sensitive information was shared, the event was not recorded and the notes of my presentation are not available to the public. The address of the DEA is Westmount Place, Suite 301, 3010 North Second Street, Phoenix, Arizona 85012.

May 9, 2007: I presented a lecture entitled "Internet Pharmacy Investigations" at the Department of Justice's National Advocacy Center, 1620 Pendleton Street, Columbia, South Carolina 29201. Because law enforcement sensitive information was shared, the event was not recorded and the notes of my presentation are not available to the public.

March 29, 2007: I presented a lecture entitled "Searching Pagers & Cell Phones" during regional law enforcement training, Peosta, Iowa. Presentation slides supplied.

November 30, 2006: I presented a lecture entitled "Internet Prescribing" to the Optimist Club of Cedar Rapids during their lunch-time chapter meeting. I used the same slides as those supplied for the August 4, 2009 event.

November 13, 2006: Iowa Gang Summit, Cedar Rapids, Iowa. I presented information to attendees regarding USAO intake of gang-related cases. Summit attendees included educators, community outreach providers, law enforcement personnel, juvenile and adult corrections, private security, and prosecutors. I have no notes, transcript or recording. The Summit was sponsored by the Midwest Gang Investigator's Association and the United States Attorney's Office for the Northern District of Iowa, located at 401 First Street Southeast, Cedar Rapids, Iowa 52401.

April 12, 2006: Multi-State Victim Services Conference, Dubuque, Iowa. I presented a lecture entitled "Drugs Don't Work." Presentation slides supplied.

March 3, 2006: I participated in a panel discussion with students at the University of Iowa College of Law about my experiences as a law student. I have no notes, transcript or recording. The address of the College of Law is 280 Boyd Law Building, Iowa City, Iowa 52422.

February 22, 2006: I presented a lecture entitled "Internet Prescribing" to students at the Des Moines University College of Osteopathic Medicine. I used the same slides as those supplied for the August 4, 2009 event.

February 16, 2006: I spoke to students during Career Day at the Center Point-Urbana Elementary School, located at 101 Palo Road, Center Point, Iowa 52213. I have no notes, transcript or recording.

February 3, 2006: I presented a lecture entitled "Internet Prescribing" to students at the University of Iowa College of Medicine. I used the same slides as those supplied for the August 4, 2009 event.

September 23, 2004: I summarized grand jury compliance responsibilities for legal support professionals in the Cedar Rapids community. I have no notes, transcript or recording. The event was sponsored by Klinger, Robinson, and Ford, LLP, 401 Old Marion Road Northeast, Cedar Rapids, Iowa 52402.

May 20, 2004: I presented the Iowa Bar Association Citizenship Award to a student graduating from the Center Point-Urbana High School, 145 Iowa Street, P.O. Box 296, Center Point, Iowa 52213. I have no notes, transcript or recording.

March 13, 2004: I presented a lecture entitled "Drugs Don't Work" to students at the Northeast Iowa Community College. I used the same slides as those supplied for the April 12, 2006 event.

April 18, 2003: I presented a lecture entitled "Drugs Don't Work" to staff at the Covenant Hospital, Waterloo, Iowa. I used the same slides as those supplied for the April 12, 2006 event.

February 18, 2003: I presented a lecture entitled "Drugs Don't Work" to staff at the Allen Hospital, Waterloo, Iowa. I used the same slides as those supplied for the April 12, 2006 event.

October 7, 2002: I presented information regarding terrorism issues for law enforcement officers during regional training held at the Regional Training Center, 6602 Allison Avenue, Sioux City, Iowa 51111. Because law enforcement sensitive information was shared, the event was not recorded and the notes of my presentation are not available to the public.

September 18, 2002: I presented an overview of federal gun statutes to state and local law enforcement officers, Waterloo, Iowa. I have no notes, transcript or recording. The presentation was sponsored by the Black Hawk County Sheriff's Office, 225 East Sixth Street, Waterloo, Iowa 50703.

February 15, 2001: I made a brief presentation and participated in a question and answer session with prospective law students attending a visitation day at the University of Iowa College of Law, 280 Boyd Law Building, Iowa City, Iowa 52242. I have no notes, transcript or recording.

December 4, 1999: I served as one of several judges for a high school mock trial competition. I have no notes, transcript or recording. The competition was held at the Linn County Courthouse, located at 51 Third Avenue, Cedar Rapids, Iowa 52401.

March 20, 1998: I spoke to high school students regarding methamphetamine dangers and prosecutions. I have no notes, transcript or recording, but press coverage is supplied. The speaking events occurred at Centerville High School, located at 600 CHS Drive, Centerville, Iowa 52544.

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

I have done my best to identify all items called for in this question, including a thorough review of my personal files and searches of publicly available electronic databases. In my official capacity as U.S. Attorney, I periodically give interviews to local radio, television and print media reporters. I do not recall all the interviews I have given or the dates on which I gave those interviews. The interviews have centered on a particular case my office was prosecuting, law enforcement initiatives, debt collection efforts, or award announcements. I have located the following press conferences, formal interviews, and press releases listed below:

Trish Mehaffey, *Rose Picked for Federal Bench*, The Gazette, Feb. 3, 2012. Copy supplied.

Trish Mehaffey, *Sen. Harkin Says Stephanie Rose Will Be Nominated as Next Federal Judge*, The Gazette, Feb. 3, 2012. Copy supplied.

Press release, re-printed in multiple outlets, *Iowa Insurance Agent to Pay US to Resolve False Claims Allegations on the Federal Crop Insurance Program*, United States Attorney's Office for the Northern District of Iowa, Dec. 9, 2011. Copy supplied.

Press release, re-printed in multiple outlets, *Elementary School Principal Sentenced to 30 Years in Prison for Producing Child Pornography*, United States Attorney's Office for the Northern District of Iowa, Nov. 21, 2011. Copy supplied.

Deb Nicklay, *MCHS Honors Distinguished Alumni*, Globe Gazette, Nov. 21, 2011. Copy supplied.

November 21, 2011: I was interviewed by KGLO Radio News Director Robert Fisher at the Mason City High School, 1700 Fourth Street Southeast, Mason City, Iowa 52401. The interview related to my selection for a Mason City High School Distinguished Alumni Award. I have been unable to obtain a transcript or recording of the interview.

Press release, re-printed in multiple outlets, *U.S. Attorney's Office Collects \$5,936,084 in Civil & Criminal Actions in FY 2011*, United States Attorney's Office for the Northern District of Iowa, Nov. 18, 2011. Copy supplied.

Press release, re-printed in multiple outlets, *Justice Department Settles Housing Discrimination Lawsuit in Waterloo, Iowa*, Department of Justice, Sept. 21, 2011. Copy supplied.

Press release, re-printed in multiple outlets, *Vinton Couple Sentenced [to] Prison on Federal Immigration, Tax and Fraud Charges and Will Forfeit More than \$1.5 Million in Assets*, United States Attorney's Office for the Northern District of Iowa, Aug. 1, 2011. Copy supplied.

May 12, 2011: I was interviewed by Sue Danielson of the WHO Iowa Radio Network, located at 400 First Street S.E., Cedar Rapids, Iowa 52401. The focus of the interview was online safety for children. I have been unable to obtain a transcript or recording of the interview. However, I utilized my notes from the press conference that took place earlier in the day, and they are supplied.

May 12, 2011: I held a press conference at the Franklin Middle School, 300 Twentieth Street Northeast, Cedar Rapids, Iowa 52402. The focus of the press conference was online safety for children. I have been unable to obtain a transcript or recording of the press conference, but my notes are supplied.

Press release, *Child Pornography Sentences Highlight Internet Dangers to Children*, United States Attorney's Office for the Northern District of Iowa, May 12, 2011. Copy supplied.

Press release, *Former Police Chief of Parkersburg, Iowa Receives Victim Service Award*, United States Attorney's Office for the Southern District of Iowa, Apr. 14, 2011. Copy supplied.

Trish Mehaffey, *Assistant U.S. Attorney Bob Teig Retires*, The Gazette, Apr. 2, 2011. Copy supplied.

Press release, *United States Attorney Recognized for Extraordinary Support of Employees in the Military*, United States Attorney for the Northern District of Iowa, Mar. 31, 2011. Copy supplied.

Trish Mehaffey, *U.S. Attorney Reflects on Complicated Cases*, The Gazette, Dec. 27, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *U.S. Attorneys' Offices Contribute to \$6.68 Billion in Civil and Criminal Collections in Fiscal Year 2010*, United States Attorney's Office for the Northern District of Iowa, Dec. 16, 2010. Copy supplied.

December 13, 2010: I held a press conference at the Washington High School, Cedar Rapids, Iowa, announcing the sentence in *United States v. Roegner*. I have been unable to obtain a transcript or recording of the press conference, but my notes and press coverage are supplied.

Press release, *Principals and Law Enforcement Warn of Dangers of "Sexting,"* United States Attorney's Office for the Northern District of Iowa, Dec. 13, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *'Sextortion' Lands Man in Federal Prison*, United States Attorney's Office for the Northern District of Iowa, Dec. 13, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Guardians of Innocence: Iowa Awarded More Than \$460,000 to Fight Sexual Predators Targeting Children*, Iowa Department of Public Safety, Dec. 10, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Sioux City Federal Prosecutor Returns from Duty in Iraq*, United States Attorney's Office for the Northern District of Iowa, Dec. 9, 2010. Copy supplied.

Rami Fakhoury, *United States: Compliance Risks of Restructuring to Avoid the H-1B/L-1 Surcharge*, Mondaq Business Briefing, Nov. 4, 2010. Copy supplied.

Federal Prosecutors to Handle Any Election Fraud, Associated Press, Nov. 1, 2010. Copy supplied.

Deadline Nears [for] Absentee Ballot Request in Iowa, Associated Press, Oct. 28, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Domestic Violence Awareness Month*, United States Attorney's Office for the Northern District of Iowa, Oct. 19, 2010. Copy supplied.

Press release, *Department of Justice Holds Hate Crimes Conference in Cedar Falls*, United States Attorney's Office for the Northern District of Iowa, Oct. 12, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Cedar Rapids Landlord Sentenced to 20 Years for Mail Fraud, Tax Fraud, and Perjury*, United States Attorney's Office for the Northern District of Iowa, Sept. 27, 2010. Copy supplied.

Lee Rood, *Misconduct Cases Taint Justice in Iowa*, Des Moines Register, Sept. 24, 2010. Copy supplied.

September 20, 2010: I was interviewed by Iowa Public Radio regarding Internet safety guidelines and tips for children and parents. The interview took place at Iowa Public Radio's Iowa City office, located at 710 Clinton Street, Iowa City, Iowa 52242. I have been unable to obtain a transcript or recording of the interview.

Press release, *Recidivist Burglar Gets 15 Years with No Parole for Having Gun*, United States Attorney's Office for the Northern District of Iowa, Sept. 16, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *U.S. Department of Justice Releases First National Strategy for Child Exploitation Prevention and Interdiction: U.S. Attorney Sends Message to Kids, Parents, and Offenders*, United States Attorney's Office for the Northern District of Iowa, Aug. 2, 2010. Copy supplied.

Edwin Black, *Who's Got the Beef?*, Jerusalem Post, June 25, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Sholom Rubashkin Sentenced to 27 Years in Federal Prison*, United States Attorney's Office for the Northern District of Iowa, June 22, 2010. Copy supplied.

May 26, 2010: I held a press conference to present the 2010 Law Enforcement Award for Continuous Victim Service. The press conference was held at the Sioux City Police Department, located at 601 Douglas Street, Sioux City, Iowa 51101. I have been unable to obtain a transcript or recording of the press conference, but my notes are supplied.

Press release, re-printed in multiple outlets, *Man Who Threatened to Kill Estranged Wife Sentenced to 10 Years on Federal Firearms Convictions*, United States Attorney's Office for the Northern District of Iowa, May 12, 2010. Copy supplied.

May 10, 2010: I spoke during a press conference announcing Operation Northern S.T.A.R. The press conference was sponsored by the United States Marshals Service. I have been unable to obtain a transcript or recording of the press conference, but my notes are supplied.

Trish Mehaffey, *Former Cresco Pharmacist Sentenced to Prison*, The Gazette, May 8, 2010. Copy supplied.

Award-Winning Investigator on Catching a Cyber Predator, KWWL 7, May 5, 2010. Copy supplied.

April 21, 2010: I held a press conference to announce the designation of a Cedar Rapids Safe Streets Task Force. I have been unable to obtain a transcript or recording of the press conference, but my notes and press coverage are supplied.

Press release, *Law Enforcement Officials Introduce Safe Streets Task Force*, United States Attorney's Office for the Northern District of Iowa, Apr. 21, 2010. Copy supplied.

Trish Mehaffey, *Prosecutor to Target Porn, Drugs, Guns: Fraud Rises as Economy Sinks*, The Gazette, Apr. 19, 2010. Copy supplied.

Trish Mehaffey, *U.S. Attorney Rose Shares Her Priorities for the District*, The Gazette, Apr. 19, 2010. Copy supplied.

Press release, *Cedar Rapids Drug Task Force Recognized for Major Meth Investigation*, United States Attorney's Office for the Northern District of Iowa, Mar. 30, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Wrong Way on One-Way Street Leads Waterloo Felon to Federal Prison*, United States Attorney's Office for the Northern District of Iowa, Feb. 18, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Former Prosecutor Returns to U.S. Attorney's Office as First Assistant*, United States Attorney's Office for the Northern District of Iowa, Feb. 1, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Debtors Owing Money to the United States or Victims of Federal Crimes May Not Get Tax Refunds*, United States Attorney's Office for the Northern District of Iowa, Jan. 19, 2010. Copy supplied.

Press release, re-printed in multiple outlets, *Sioux City Hospital to Pay \$400,000 to Resolve False Claims Allegations*, United States Attorney's Office for the Northern District of Iowa, Dec. 2, 2009. Copy supplied.

Trish Mehaffey, *Material Witnesses in Agriprocessors Cases to Be Released: Deportation in Works*, The Gazette, Nov. 26, 2009. Copy supplied.

Press release, *New United States Attorney Sworn In*, United States Attorney's Office for the Northern District of Iowa, Nov. 24, 2009. Copy supplied.

Tresa Baldas, *New Law Targets Rogue Internet Pharmacies*, National Law Journal, June 29, 2009 (reprinted in multiple outlets). Copy supplied.

Courtney Blanchard, *2003 Internet Pharmacy Case Mushroomed*, Telegraph Herald, June 12, 2009. Copy supplied.

Jens Manuel Krogstad, *Harkin's Nominee for U.S. Attorney under Fire for Role in Postville Raid*, Waterloo Courier, Apr. 5, 2009 (reprinted in multiple outlets). Copy supplied.

Mary Pieper, *MCHS Grad Recommended for U.S. Attorney Post*, Globe Gazette, Apr. 3, 2009. Copy supplied.

Dave Rasdal, *Harkin Nominates Rose, Klinefeldt as Federal Prosecutors*, The Gazette, Mar. 13, 2009. Copy supplied.

Lynda Waddington, *Second Woman in State History Earns US Attorney Recommendation*, Iowa Independent, Mar. 13, 2009. Copy supplied.

Tony Leys, *Ex-Pharmacists in Dubuque Face Federal Charges*, Des Moines Register, Nov. 10, 2007. Copy supplied.

Jeff Reinitz, *Iowa Falls Couple Sentenced to Prison*, Waterloo Courier, Jan. 6, 2007 (reprinted in multiple outlets). Copy supplied.

Tony Leys, *Doctors Admit to Participating in Drug Scheme*, Des Moines Register, Dec. 23, 2006. Copy supplied.

Tony Leys, *U.S. Prosecutes Doctors in Internet Drug Ring; Prescriptions for People Physicians Never Met Went Through a Small Pharmacy in Dubuque*, Des Moines Register, Apr. 9, 2006. Copy supplied.

Doctors Plead Guilty to Running Internet Drug Operation, Associated Press, Mar. 25, 2006 (reprinted in multiple outlets). Copy supplied.

Tony Leys, *Pharmacist Faces Federal Drug Charge*, Des Moines Register, Apr. 1, 2005 (reprinted in multiple outlets). Copy supplied.

Decorah Man Sentenced in Morphine Case, Associated Press, Dec. 23, 2004. Copy supplied.

Former Police Officer Faces Competency Hearing Next Month, Associated Press, Dec. 20, 2004. Copy supplied.

Man Whose Daughter Shoots Deer Gets Prison Sentence on Firearm Charges, Associated Press, Sept. 7, 2004. Copy supplied.

Man Convicted of Selling Cocaine at Car Wash Sentenced, Associated Press, May 14, 2003. Copy supplied.

Key Figure in Waterloo Drug Investigation Sentenced to Life, Associated Press, Feb. 6, 2003. Copy supplied.

Man Convicted of Distributing Cocaine Used Car Wash as Front, Associated Press, Nov. 10, 2002. Copy supplied.

More Relatives of Shaken Baby Sent to Prison, Associated Press, July 21, 2000. Copy supplied.

Prosecutors Say Illegal Prescriptions Killed at Least Two, Associated Press, Oct. 9, 1999. Copy supplied.

Students Learn about Meth Consequences: Young Prosecutor Rose Receives Rare Opportunity, Daily Iowegian, Mar. 23, 1998. Copy supplied.

Staff, Dubuque Couple Pleads Guilty to Selling Methamphetamine, Telegraph Herald, Sept. 24, 1997. Copy 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 never held a 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 (3) 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 never been a judge.

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

15. **Public Office, Political Activities and Affiliations:**

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

I was appointed as the United States Attorney for the Northern District of Iowa on November 24, 2009, by President Barack Obama.

- 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 office in or rendered services to any political party or election committee. I have not held a position or played a role in a political campaign.

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;

I have not served as a judicial law clerk.

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

I have never practiced as a sole practitioner.

- 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.

1996 – Present

U.S. Attorney's Office – Northern District of Iowa

401 First Street S.E., Suite 400

Cedar Rapids, Iowa 52401

U.S. Attorney (2009 – Present)

Deputy Criminal Chief (2008 – 2009)

Assistant United States Attorney (1999 – 2008)

Iowa Assistant Attorney General *designated as* Special Assistant
United States Attorney (1997 – 1999)
Law Clerk (Fall 1996)

- 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 never 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.

Following my graduation from law school, I was hired by the United States Attorney's Office for the Northern District of Iowa to prosecute federal cases. I served as a Special Assistant United States Attorney from 1997 to 1999, and as an Assistant United States Attorney from 1999 to 2009. During that time, I represented the United States in the investigation and prosecution of more than 800 federal criminal cases, including those involving guns, drugs, money laundering, immigration violations, armed robbery, transportation of hazardous chemicals, and the distribution of drugs resulting in death. I served as lead counsel in approximately 250 to 300 of those cases.

My regular and routine practice during those 12 years involved the following aspects of federal criminal law: (1) preparing search warrant applications; (2) conducting grand jury investigations; (3) drafting charging documents, including complaints, indictments, and informations; (4) presenting cases to the grand jury for consideration at the conclusion of the grand jury's investigation; (5) representing the United States in preliminary and detention hearings; (6) briefing and litigating criminal pre-trial motions, including suppression and discovery motions; (7) preparing discovery files; (8) negotiating plea agreements; (9) representing the United States at plea hearings; (10) representing the United States at trial; (11) handling the sentencing of any defendant convicted of a criminal offense; (12) representing the United States in any appeal that followed conviction and sentencing; and (13) responding to any post-trial relief motions filed by defendants convicted of criminal offenses.

I also handled approximately 45 federal civil cases, including post-conviction relief and asset forfeiture matters, as well as Freedom of Information Act and property return lawsuits.

In 2009, I was appointed to serve as the United States Attorney for the Northern District of Iowa. My duties as the U.S. Attorney have involved ensuring the office's policies and procedures are consistent with federal law and Department of Justice directives; overseeing the civil and criminal work completed by office staff; making final determinations regarding charging decisions, plea offers, and civil settlements; and leading the management team in a variety of non-legal matters, such as conducting budget reviews, making personnel decisions, and determining infrastructure needs.

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

My only client has been the United States Government. As a Special Assistant United States Attorney, Assistant United States Attorney, Deputy Criminal Chief, and United States Attorney I have represented the United States in the prosecution of criminal cases, defended the United States in civil cases, and collected debts owed to the federal government.

I have multiple areas of expertise. First, between 2005 and 2010, I served as the lead prosecutor in an Internet pharmacy case coordinated with 48 other United States Attorneys' Offices and 36 federal, state, and local agencies and regulatory bodies. I have taught Internet pharmacy investigations at Quantico, the National Advocacy Center, and at DEA-sponsored events. I have also served on the Attorney General's National Online Drug Diversion Working Group.

Second, for several years I served as the Northern District of Iowa's International Coordinator. As part of these duties, I coordinated extradition requests, requests for assistance from foreign countries, issues regarding foreign material witnesses, Vienna Convention notifications, and compliance with international treaty agreements on behalf of the United States.

Third, I also spent several years serving as the district's Anti-Gang Coordinator and, fourth, I was one of three Organized Crime Drug Enforcement Task Force attorneys for the District. These positions resulted in specialized training, experience, and additional responsibilities related to the prosecution of large-scale and complex criminal drug organizations.

- 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.

Throughout my legal career, 100% of my practice has been in litigation.

From 1997 to 2009, I appeared in federal court frequently.

After I became the United States Attorney in 2009, the focus of my practice became more administrative and my docket of cases was significantly reduced, leading to only occasional court appearances.

i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|-----|
| 1. federal courts: | 99% |
| 2. state courts of record: | ≤1% |
| 3. other courts: | ≤1% |
| 4. administrative agencies: | 0% |

ii. Indicate the percentage of your practice in:

- | | |
|--------------------------|-----|
| 1. civil proceedings: | 10% |
| 2. criminal proceedings: | 90% |

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

I have tried 33 cases to verdict. Of these, I was sole counsel on 20, chief counsel on 8, and associate counsel on 5.

i. What percentage of these trials were:

- | | |
|--------------|-----|
| 1. jury: | 97% |
| 2. non-jury: | 3% |

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

I have not practiced before the Supreme Court 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. Kroeger*, Case CR No. 98-2010 (N.D. Iowa); *United States v. Kroeger*, 229 F.3d 700 (8th Cir. 2000)

Kroeger was charged with manufacturing methamphetamine and the reckless endangerment of human life while doing so. The case stemmed from a methamphetamine fire that caused the evacuation of a city block, and caused injuries to firefighters and neighbors exposed to the chemical smoke from the fire. Kroeger was convicted on both counts following a two-day jury trial in May 1999. Kroeger's conviction was affirmed on appeal. His case was remanded for resentencing after the government discovered an error in the sentence during the appeal process and alerted the appellate court to the error. I was the sole prosecutor assigned to the trial and appeal.

Presiding Judge: The Honorable Michael J. Melloy
United States Court of Appeals for the Eighth Circuit
(Formerly United States District Judge)

Opposing Counsel: Charles Nadler
1625 Larimer Street, Unit 901
Denver, Colorado 80202
(303) 825-0585

2. *United States v. Shultice*, Case No. CR 98-54 (N.D. Iowa); *United States v. Shultice*, 2000 WL 34040842 (N.D. Iowa Apr. 4, 2000)

Shultice, a licensed psychiatrist, was charged with numerous counts of unlawfully distributing pain narcotics and psychiatric controlled substances. He was also charged with the distribution of controlled substances resulting in the death of two patients. Shultice was convicted following a month-long trial that commenced in September 1999. The jury returned special verdicts finding Shultice caused the death of the two patients. One of these special verdicts was set aside by the district court; the second finding of distribution causing death was affirmed. After the trial, Shultice attempted to contract for the murder of a government trial witness. An undercover agent posing as a hit man recorded this murder-for-hire effort, resulting in Shultice's guilty plea to new obstruction charges. Shultice did not appeal his conviction or sentence. I was the associate prosecutor assigned to the trial.

Presiding Judge: The Honorable Michael J. Melloy
United States Court of Appeals for the Eighth Circuit
(Formerly United States District Judge)

Co-Counsel: Assistant United States Attorney C.J. Williams
401 First Street S.E., Suite 400
Cedar Rapids, Iowa 52401
(319) 363-6333

Opposing Counsel: Alfred E. Willett
3600 First Avenue N.E.
Cedar Rapids, Iowa 52402
(319) 364-2467

3. *United States v. Titlbach, et al.*, Case No. CR 00-25 (N.D. Iowa); *United States v. Titlbach*, 300 F.3d 919 (8th Cir. 2002); *United States v. Titlbach*, 339 F.3d 692 (8th Cir. 2003)

A husband and wife were charged with conspiring to manufacture methamphetamine. The husband was also charged with distributing methamphetamine. Following a one-week trial in February/March 2001, both defendants were convicted on all counts. The husband was sentenced to life imprisonment. The wife received a lesser sentence. The convictions of each defendant were affirmed on appeal, as was the wife's 88-month sentence, and the husband's life sentence on one count. The husband's concurrent 960-month sentence on a second count was corrected following the appeal after the government noticed a technical error in the sentence and alerted the appellate court. I was chief counsel for the prosecution of the trial and appeal.

Presiding Judge: The Honorable Michael J. Melloy
United States Court of Appeals for the Eighth Circuit
(Formerly United States District Judge)

Co-Counsel: Assistant United States Attorney Matthew J. Cole
401 First Street S.E., Suite 400
Cedar Rapids, Iowa 52401
(319) 363-6333

Opposing Counsel: Clemens Erdahl (husband)
425 Second Street SE, Suite 1000
Cedar Rapids, Iowa 52401
(319) 369-6972

Wallace Taylor (wife)
Higley Building
118 Third Avenue S.E., Suite 326
Cedar Rapids, Iowa 52401
(319) 366-2428

4. *United States v. Sanders*, Case No. CR 98-55 (N.D. Iowa); *United States v. Sanders*, 341 F.3d 809 (8th Cir. 2003)

Sanders was charged in 1998 with conspiring to distribute methamphetamine and two substantive methamphetamine-related counts. Sanders' criminal activity involved the sale of large amounts of pseudoephedrine that he claimed to be methamphetamine, and the exchange of this pseudoephedrine "methamphetamine" for other types of controlled substances. Following a nearly three-year pretrial process during which Sanders fired six defense attorneys and filed numerous and varied pro se motions, Sanders was convicted in August 2001 after a one-week trial. His conviction was affirmed on appeal. The sentence, imposed in 2002, was reversed following a government appeal. Sanders was resentenced in April 2005. No appeal of the amended sentence was filed. I was chief counsel for the prosecution of the trial and appeal.

Presiding Judge: The Honorable Michael J. Melloy
United States Court of Appeals for the Eighth Circuit
(Formerly United States District Judge)

Co-Counsel: Assistant United States Attorney C.J. Williams
401 First Street S.E., Suite 400
Cedar Rapids, Iowa 52401
(319) 363-6333

Opposing Counsel: Alfred E. Willett
3600 First Avenue N.E.
Cedar Rapids, Iowa 52402
(319) 364-2467

5. *United States v. Jackson, et al.*, Case No. CR 00-2032 (N.D. Iowa); *United States v. Jackson, et al.*, 345 F.3d 638 (8th Cir. 2003)

Jackson, along with two co-defendants, was charged with a variety of crack cocaine, cocaine, and marijuana-related offenses, including conspiring to distribute large quantities of each drug. Jackson was also charged with conducting a continuing criminal enterprise. The investigation leading to the indictment of Jackson and his associates involved two wiretaps and a series of related prosecutions. Jackson and the others were convicted on all charges following a one-month trial in February 2002. Jackson received a life sentence. His co-defendants were sentenced to lesser sentences. The convictions and sentences of each defendant were affirmed on appeal. I was chief counsel for the prosecution of the trial and appeals.

Presiding Judge: The Honorable Michael J. Melloy
United States Court of Appeals for the Eighth Circuit
(Formerly United States District Judge)

Co-Counsel: Kandice A. Wilcox (former Assistant United States Attorney)
Office of Professional Responsibility
1425 New York Avenue, N.W.
Washington, D.C. 20530
(202) 514-0458

Opposing Counsel: Gerardo Gutierrez (Defendant Jackson)
53 West Jackson Boulevard, Suite 1122
Chicago, Illinois 60604
(312) 786-9970

Alfred E. Willett (Defendant Washington)
3600 First Avenue N.E.
Cedar Rapids, Iowa 52402
(319) 364-2467

Roger Sutton (Defendant Mabry)
119 North Jackson Street
Charles City, Iowa 50616
(641) 228-6010

6. *United States v. Rogers*, Case No. CR 02-2010 (N.D. Iowa); *United States v. Rogers*, 90 Fed. Appx. 478 (8th Cir. 2004)

Rogers used a car wash he owned in Waterloo, Iowa, to distribute significant quantities of crack cocaine. Rogers was charged with conspiring to distribute large quantities of crack, and with several distributions of crack cocaine. He was convicted on all charges following a three-day trial in November 2002, and was sentenced to 30 years' imprisonment. His conviction and sentence were affirmed on appeal. I was chief counsel for the prosecution of the trial and appeal.

Presiding Judge: The Honorable Ortrie D. Smith (sitting by designation)
United States District Court Judge
Western District of Missouri

Co-Counsel: Teresa K. Baumann, Assistant United States Attorney
401 First Street S.E., Suite 400
Cedar Rapids, Iowa 52401
(319) 363-6333

Opposing Counsel: Charles Nadler
1625 Larimer Street, Unit 901
Denver, Colorado 80202
(303) 825-0585

7. *United States v. Denton*, Case No. CR 02-2030 (N.D. Iowa); *United States v. Denton*, 434 F.3d 1104 (8th Cir. 2006)

Denton was an ex-police officer from Waterloo, Iowa, who became involved in the distribution of crack cocaine with a Waterloo gang known as The Clique. The Clique was responsible for the distribution of enormous quantities of crack cocaine in the late 1990s and early 2000s in Waterloo. Denton was convicted of conspiring to distribute crack cocaine, cocaine, and marijuana after a 3-day trial in February 2003. Denton was originally sentenced to life imprisonment, and his conviction and sentence were affirmed on appeal. The life sentence was later reduced pursuant to a retroactive application of the new crack cocaine sentencing guideline. I was sole counsel for the prosecution of the trial and appeal.

Presiding Judge: The Honorable Linda R. Reade
Chief United States District Court Judge
Northern District of Iowa

Opposing Counsel: Christopher Clausen
2414 South Second Street
Marshalltown, Iowa 50158
(641) 752-7757

8. *United States v. Thompson*, Case No. CR 03-3069 (N.D. Iowa); *United States v. Thompson*, 408 F.3d 994 (8th Cir. 2005)

Thompson was convicted following a one-day jury trial of possessing a firearm as an armed career criminal and possession of a sawed-off shotgun. Thompson committed a series of armed robberies of convenience stores in southern Minnesota and northern Iowa using a sawed-off shotgun. Thompson's 420-month sentence included an upward departure to reflect his underrepresented criminal history, which included numerous armed robberies, violent assaults, escapes from prison, and the rape of a young boy. Thompson's conviction and sentence were affirmed on appeal. I was sole counsel for the prosecution of the trial and appeal.

Presiding Judge: The Honorable Linda R. Reade
Chief United States District Court Judge
Northern District of Iowa

Opposing Counsel: John Bishop
222 Third Avenue S.E., #299
Cedar Rapids, Iowa 52401
(319) 398-0343

9. *United States v. Birbragher, et al.*, Case No. CR 07-1023 (N.D. Iowa); *United States v. Birbragher*, 603 F.3d 478 (8th Cir. 2010); *United States v. Kanner*, 603 F.3d 530 (8th Cir. 2010)

Defendants Birbragher and Kanner were the owners of Pharmacom, a Florida company that distributed controlled substances based on drug orders placed by Internet customers through the website www.buymeds.com. Defendant Lopez was one of the many physicians employed by Pharmacom to review the drug orders. The physicians approved drug orders without developing a patient relationship with the customers – who typically resided in states outside of where the physicians were licensed to practice medicine. Pharmacists, including Defendant Bouchey, employed by Pharmacom filled the orders and shipped the controlled substances to customers throughout the United States. Over the course of the charged conspiracy, Pharmacom dispensed over 12 million pills illegally, earning approximately \$41 million. With the exception of one doctor who remains a fugitive, each of the five defendants in the case entered guilty pleas. The case was indicted in November 2007, and the last guilty pleas were entered in August 2008. The case took nearly six years to complete. The prosecution required coordination with 48 other federal districts, as well as with 36 separate federal, state, and local regulatory bodies and agencies. Birbragher’s and Kanner’s convictions were affirmed on appeal. Birbragher also challenged his sentence on appeal, which was also affirmed. I was chief counsel for the prosecution of the case and handled both appeals.

Presiding Judge: The Honorable Linda R. Reade
Chief United States District Court Judge
Northern District of Iowa

Co-Counsel: Assistant United States Attorney Matthew J. Cole
401 First Street S.E., Suite 400
Cedar Rapids, Iowa 52401
(319) 363-6333

Opposing Counsel: Alfredo Parrish (Birbragher)
2910 Grand Avenue
Des Moines, Iowa 50312
(515) 284-5737

Alan Ross (Kanner)
Lawyers Plaza, Fourth Floor
2550 Southwest Third Avenue
Miami, Florida 80129
(305) 858-9550

Michael Lahammer (Lopez)
210 Second Street S.E., Suite 810
Cedar Rapids, Iowa 52401
(319) 364-1140

Raphael Scheetz (Bouche)
1921 51st Street N.E.
Cedar Rapids, Iowa 52402
(319) 378-7416

10. *United States v. Medical Web Services*, Case No. CR 08-1318 (N.D. Iowa)

Medical Web Services was a corporation doing business in Sunrise, Florida, that distributed controlled substances based on drug orders placed by Internet customers through approximately 175 hosted websites. Defendants Ancier, Baron, Roman-Torres, and Trever were among many physicians employed by Medical Web Services to review the drug orders. These physicians approved drug orders without developing a patient relationship with the customers – who typically resided in states outside of where the physicians were licensed to practice medicine. Defendant Spears stole the identity of another doctor and used it to approve drug orders on Medical Web Services' behalf. Over the course of the charged conspiracy, Medical Web Services dispensed over 14 million pills, earning nearly \$41 million. The case was indicted in August 2008. Medical Web Services and all but one individual defendant entered guilty pleas. Defendant Trever signed a pre-trial diversion agreement. The case concluded in the fall of 2009.

As with the prosecution of Pharmacom, prosecution of this case took nearly six years, and required coordination with 48 other federal districts, as well as with 36 separate federal, state, and local regulatory bodies and agencies. I was sole counsel for the prosecution of the case.

Presiding Judge: The Honorable Linda R. Reade
Chief United States District Court Judge
Northern District of Iowa

Opposing Counsel: Leon Spies (Medical Web Services)
312 East College Street, Suite 216
Iowa City, Iowa 52240
(319) 337-4193

Michael Lahammer (Ancier)
210 Second Street S.E., Suite 810
Cedar Rapids, Iowa 52401
(319) 364-1140

Patrick J. Kelly (Baron)
2535 Tech Drive, Suite 206
Bettendorf, Iowa 52722
(563) 332-3920

Alfredo Parrish (Rodriguez-Schmidt)
2910 Grand Avenue
Des Moines, Iowa 50312
(515) 284-5737

Stanley Roush (Roman-Torres)
5250 North Park Place N.E., Suite 101
Cedar Rapids, Iowa 52402
(319) 363-2921

Leslie Stokke (Trever)
225 Second Street S.E., Suite 310
Cedar Rapids, Iowa 52401
(319) 364-8580

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.)

The majority of my legal activities have involved cases that have progressed to trial, or involved litigation of some type. In addition to these activities, I have served on a variety of committees that have tackled special projects. For instance, I worked with defense attorneys and private practitioners as part of the Northern District of Iowa's Blue Ribbon Panel to rework the district's jury questionnaires and address discovery practices. I also served on working groups assigned to coordinate nationwide efforts in the area of Internet pharmacy prosecutions.

As a United States Attorney, I have served on the Attorney General's Advisory Committee, and a number of its subcommittees and working groups. These groups have helped formulate Department of Justice administrative procedures necessitated by budget restrictions and reductions, considered and made recommendations regarding the development of practical IT solutions for the Department of Justice, and advised senior leadership at the Department regarding the allocation of scarce personnel resources.

Finally, I have served as part of the Midwest High-Intensity Drug Trafficking Area ("HIDTA") Executive Committee and Fiscal and Planning Committee, representing the

interests of eight Midwest districts in the development and implementation of HIDTA policies and procedures.

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.

I have not taught any courses.

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.

The only future benefits I expect to receive are from a federal government Thrift Savings Plan.

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, with or without compensation, during my service.

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.

Because any appointment would involve a different district from the one in which I have practiced since 1997, I do not anticipate any conflicts of interest. To the extent any Northern District of Iowa cases that were pending while I was United States Attorney are transferred to the Southern District of Iowa due to recusals or change of venue requests, I would address such conflicts by working with the Clerk of the Court to ensure I was not assigned to those matters.

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

If any matter were to arise that involved an actual or potential conflict of interest, I would handle it by careful and diligent application of the Code of Conduct for United States Judges as well as other relevant canons and statutory provisions.

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.

The entirety of my work for the United States Attorney's Office is dedicated public service. In addition to this paid employment, I have also worked *pro bono* to represent abused and neglected children in the juvenile court system. I served for over two years as a Court Appointed Special Advocate. During this time, I was responsible for monitoring Child in Need of Assistance cases pending in state court. I visited with children removed from their parents' care due to neglect or abuse, coordinated with treatment counselors and physicians, worked with *guardians ad litem* to ensure the children's best interests were being represented, and assisted in moving cases toward reuniting families, or finalizing the termination of parental rights, as quickly as possible.

I have also represented the interests of domestic violence victims in criminal contempt proceedings involving the violation of no-contact orders. In those matters, I served as the domestic violence victims' advocate at the court and worked with county attorneys to obtain criminal contempt convictions and sentences, as appropriate.

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.

To my knowledge, my jurisdiction does not have a selection committee.

On May 9, 2011, I learned that District Judge Robert Pratt was preparing to take senior status. After consulting with the Department of Justice's General Counsel, on May 26, 2011, I sent a letter to U.S. Senator Tom Harkin advising him that I was interested in being considered for Judge Pratt's position. On July 6, 2011, Senator Harkin's staff sent me his Application for Judicial Recommendation. On August 23, 2011, I was interviewed by three members of Senator Harkin's staff. On September 16, 2011, I was interviewed by Senator Harkin. On October 6, 2011, I was notified by Senator Harkin that I was among three names being sent to the White House for consideration.

Since October 12, 2011, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On December 6, 2011, I met with officials from the White House Counsel's Office and the Department of Justice in Washington, DC. On February 2, 2012, 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.

AFFIDAVIT

I, Stephanie M. Rose, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

2/6/12
(DATE)

Stephanie M. Rose
(NAME)

Linda Mersch
(NOTARY)

