

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

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

John William Huber

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

United States Attorney for the District of Utah

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 of the United States Attorney for the District of Utah
185 South State Street, Suite 300
Salt Lake City, Utah 84111

Residence: Magna, Utah

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

1967; Salt Lake City, Utah

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.

- 1992 – 1995, The University of Utah, S.J. Quinney College of Law (received Juris Doctor in 1995)
- 1986 – 1989, The University of Utah, College of Humanities (received Bachelor of Arts (History) in 1989)

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.

- 2005 – Present¹ Office of the United States Attorney for the District of Utah
Acting First Assistant United States Attorney (present position)
Executive Assistant U.S. Attorney
Assistant United States Attorney
185 South State Street, Suite 300
Salt Lake City, Utah 84111
- 2002 – 2005² Office of the United States Attorney for the District of Utah
Special Assistant United States Attorney
185 South State Street, Suite 300
Salt Lake City, Utah 84111
- 1999 – 2004 West Valley City Corporation
Chief Prosecutor
3600 Constitution Boulevard
West Valley City, Utah 84120
- 2000 – 2004 Salt Lake County District Attorney
Special Deputy District Attorney
111 East Broadway, Suite 400
Salt Lake City, Utah 84111
- 1998 – 2000 State of Utah Third District Court
Administrative Office of the Courts
Judge Pro Tempore, Small Claims
450 South State Street
P.O. Box 140241
Salt Lake City, Utah 84114-0241
- 1996 – 1999 West Valley City Corporation
Deputy City Prosecutor
3600 Constitution Boulevard
West Valley City, Utah 84120
- 1996 – 2004 Utah Peace Officer Standards and Training Academy
Utah Department of Corrections Academy and
Salt Lake County Sheriff Academy
Adjunct Academy Instructor
9750 South 300 West
Sandy, Utah 84070

¹ On October 12, 2005 my position with the U.S. Attorney's Office converted from a compensated Special Assistant United States Attorney ("SAUSA") to a full-fledged Assistant United States Attorney ("AUSA").

² On April 16, 2002, I was appointed as a SAUSA, cross-designated and on loan from West Valley City in order to prosecute federal firearms violations. On January 25, 2004, I was appointed as a compensated SAUSA. At that time I resigned from my position with West Valley City Corporation to run the Utah Project Safe Neighborhood Task Force for the United States Attorney's Office.

- 1995 – 1996 Weber County Attorney’s Office
Deputy County Attorney
2380 Washington Boulevard
Ogden, Utah 84401
- 1994 – 1995 Weber County Attorney’s Office
Law Clerk
2380 Washington Boulevard
Ogden, Utah 84401
- 1991 – 1995 Ottowear Designs
Quality Control Manager & Sales
947 W. South Temple Street
Salt Lake City, Utah 84104
- 1989 – 1991 The Church of Jesus Christ of Latter-Day Saints
Volunteer Representative
Japan Fukuoka Mission
c/o 50 East North Temple Street
Salt Lake City, UT 84150

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

I have not served in the U.S. Military. I did register 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.

- Executive Office for United States Attorneys (EOUSA), Director’s Award for Superior Performance as an Assistant U.S. Attorney, *presented by U.S. Attorney General Eric Holder and EOUSA Director H. Marshall Jarrett*, 2010.
- U.S. Attorney General Award for Outstanding Contributions to Community Partnerships for Public Safety, *presented by U.S. Attorney General John Ashcroft*, 2004.
- Award of Appreciation for Outstanding Leadership in Investigation and Prosecution, presented by the Bureau of Land Management, 2011.
- Outstanding Performance Award for Prosecution Efforts, U.S. Department of the Interior, 2011.

- Award of Appreciation for Outstanding Leadership, Department of Homeland Security, Immigration and Customs Enforcement, National Gang Unit, 2010.
- U.S. Attorney Award for Outstanding Performance as Section Chief, 2009.
- U.S. Attorney Outstanding Leadership Award for Service as Utah Project Safe Neighborhoods Coordinator, 2007.
- Utah Department of Corrections Public Service Award for tenure as an adjunct instructor, 2004.
- United States Attorney and Utah Project Safe Neighborhoods Law Enforcement Partnership Award, 2003.
- West Valley City Corporation Employee of the Year Award, 2002.
- Certificate, Prosecutor Leadership Executive Program, National College of District Attorneys, 2000.
- Honors at The University of Utah S.J. Quinney College of Law, J.D. 1995: *William H. Leary Scholar*, 1994 – 1995.
- Undergraduate Honors at The University of Utah, B.S. 1989:
 - *Cum Laude*
 - President's Scholarship
 - Phi Beta Kappa Scholar
 - Phi Alpha Phi and Phi Alpha Theta (History) Honor Societies

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.

- President of the Utah Municipal Prosecutors Association, 1999 – 2000
- Board member of the Utah Prosecution Council, 2002 – 2004
- Board member of the Statewide Association of Public Attorneys of Utah, 1999 – 2000
- Board member of the Utah Division of the International Association for Identification, 2004

In addition, I am a member of the Federal Bar Association, Utah Chapter.

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.**

I was admitted to the Utah State Bar on October 17, 1995, and I have remained an active member in good standing since that time with 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.**

- Supreme Court of the State of Utah, October 17, 1995
- United States District Court for the District of Utah, October 17, 1995
- United States Court of Appeals for the Tenth Circuit, February 8, 2005

I have not had any 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.**

Ogden Pineview Yacht Club, member 2008 to present.

Varsity Club (University of Utah former athlete), member 2006 to present.

- b. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.**

None to my knowledge.

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.**

To the best of my knowledge, I have not written or edited any published materials.

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar**

association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

To the best of my knowledge, I have not prepared or contributed to such reports, memoranda or policy statements.

- 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.**

To the best of my knowledge, I have not provided such testimony, official statements or other communications.

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

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

- June 2002, Ogden, Utah. Presentation to Utah Prosecution Council (“UPC”)³ Annual Domestic Violence (“DV”) Conference. I offered a presentation of the best practices of the specialized DV prosecution efforts in West Valley City. Copy not available.
- June 2002, Logan, Utah. Presentation to the UPC Basic Prosecutor Course. I presented on the topic of driving under the influence (DUI) prosecutions. Copy not available.
- November 2002. West Valley City, UT. Presentation to the West Valley City Council. I offered a progress report for the first six months of the City Prosecutor’s Office partnership with the U.S. Attorney’s Office in combatting gun and gang violence that began March 2002. Copy not available.
- April 2003, St. George, Utah. Presentation to Annual Justice Court Judges Annual Conference. I discussed with the judges developments in DUI law.

³ UPC, P.O. Box 140841, Salt Lake City, UT 84114-0841, Telephone (801) 366-0202.

The conference was sponsored by the State of Utah Administrative Office of the Courts.⁴ Copy not available.

- March 2004, Sandy, Utah. Presentation to the Utah Gang Conference.⁵ I offered training and orientation to gang investigators in identifying potential cases for federal gun crime prosecutions. Copy not available.
- April 2004, Logan, Utah. Presentation to Utah Prosecution Council (UPC) Basic Prosecutor Course. I offered instruction to new prosecutors on using demonstrative evidence in trial. Copy not available.
- April 2004, Logan, Utah. Presentation to UPC Basic Prosecutor Course. I offered instruction to new prosecutors on common issues in DUI prosecutions. Copy not available.
- April 2004, Salt Lake City, Utah. Presentation to the Annual UPC Spring Conference. I presented on the topic of ethics and civility. Copy not available.
- April 2004, Salt Lake City, Utah. Spoke at Utah Crime Victims Conference.⁶ I informed attendees in a breakout session regarding the successes and strategies of Utah PSN. Copy not available.
- May 2004, Tooele, Utah. Presentation to the Utah Division of Wildlife Resources Annual Training for Law Enforcement Officers. I offered a search and seizure legal update. Copy not available.
- May 2004, San Antonio, Texas. PSN Regional Conference sponsored by DOJ. I was invited to highlight Utah PSN successes for other districts which were in attendance. Copy not available.
- June 2004, Kansas City, Missouri. National PSN Conference sponsored by DOJ. I was invited to present two topics in different breakout sessions. In one, I offered remarks on the impact of methamphetamine in PSN efforts to combat gun crime in Utah, and in the other I highlighted Utah PSN's model for assisting rural communities in identifying gun crime cases for federal prosecution. Copy not available.
- July 2004, Salt Lake City, Utah. I presented to the Salt Lake County Council during their study session regarding Utah PSN's partnerships with county agencies. Copy not available.
- September 2004, Salt Lake City, Utah. I participated in panel discussion organized by Salt Lake City Mayor on gun violence prevention. Copy not available.
- October 2004 to the present, Brigham Young University J. Reuben Clark Law School, Provo, Utah. Each October I have been invited by Professor Susan Griffith⁷ to be a guest speaker at her small group domestic violence course. She asks that I reflect on my experiences as a prosecutor, as well as the federal

⁴ 450 South State Street, P.O. Box 140241, Salt Lake City, Utah 84114-0241, Telephone (801) 578-3800.

⁵ Sponsored by the Unified Police Department, Salt Lake Area Gang Project, 3365 South 900 West, Salt Lake City, UT 84119, Telephone (801) 743-7000.

⁶ Sponsored by Utah Office for Victims of Crime, 350 East 500 South, Suite 200, Salt Lake City, UT 84111, Telephone (801) 238-2360.

⁷ Professor Susan Griffith, J. Reuben Clark Law School, 341 JRCB, BYU, Provo, UT 84602, Telephone (801) 422-3947.

firearms statutes that can assist in community efforts to hold domestic violence batterers responsible and keep victims safe. Copy supplied.

- October 2004, Ogden, Utah. Participated in Domestic Violence Seminar for Law Enforcement and Victim Advocacy Professionals. I offered remarks on using federal firearms statutes to help even the playing field for domestic violence victims who have suffered years of abuse at the hands of their batterers. Copy not available.
- November 2004, Salt Lake City, Utah. Participated in 2nd Annual Drug Endangered Children Conference.⁸ My topic in a breakout panel session was “Using firearms in furtherance of drug trafficking operations.” Copy not available.
- March 2005, Sandy, Utah. 2005 Utah Gang Conference. I presented on the topic of targeting top offenders using Utah PSN’s “Operation Predator” which sought out gang members and other career criminals who qualified for enhanced penalties under the Armed Career Criminal Act. Copy not available.
- April 2005, Layton, Utah. I made remarks on domestic violence to Davis Citizens’ Coalition Against Violence. Copy not available.
- October 2005, Reno, Nevada. 15th Annual National Conference on Domestic Violence, sponsored by the National College of District Attorneys. I participated in a panel entitled “Federal Prosecution of Domestic Violence Cases & Forfeiture of Firearms: Collaboration Tools for Federal, State, and Local Agencies.” Copy not available.
- May 2006, Layton, Utah. UPC and U.S. Attorney co-sponsored “State & Federal Coordination Conference.” I offered remarks to police officers and prosecutors on Utah PSN’s strategies to prosecute restricted persons for federal firearms law violations. Copy not available.
- May 2006, Denver, Colorado. National PSN Conference sponsored by DOJ. I highlighted Utah PSN’s successes at a national gathering. Copy not available.
- June 2006, Park City, Utah. UPC Domestic Violence Training Event. I offered remarks on the impact of the Supreme Court’s *Crawford* hearsay decision. Copy not available.
- January 2007, St. George, Utah. Presentation to the Utah Gang Investigator Association. I offered training in conducting historical investigations that may result in viable federal prosecution using the RICO statute. Copy supplied.
- February 2007, Salt Lake City, Utah. Provided training for U.S. Probation Officers. Copy not available.
- May 2007, Cedar City, Utah. Annual Conference for the Utah Bureau of Criminal Information. Gave remarks on success of Utah PSN in apprehending and prosecuting armed felons. Copy not available.
- July 2007, Ogden, Utah. Key Note address to UPC conference for the Utah Prosecutorial Assistants Association. The speech was titled “Utah

⁸ Conference Chair M. Searcy, 100 North Medical Drive, Salt Lake City, UT 84113, Telephone (801) 588-4060.

- Prosecutorial Assistant – The Real Power of Attorney.” Copy not available.
- September 2007, Salt Lake City, Utah. 20th Annual Conference on Child Abuse & Family Violence. In a breakout session, I offered insight into Utah PSN’s success in addressing domestic violence dynamics using federal firearms laws. Copy supplied.
 - September 2007, Atlanta, Georgia. National PSN Conference sponsored by DOJ. I participated on a panel discussion of “Creating and Maintaining an Effective PSN Task Force.” Copy not available.
 - November 2007, West Valley City, Utah. Presentation to Gang Summit for Investigators. I offered training in conducting historical investigations that may result in viable federal prosecution using the Racketeer Influenced and Corrupt Organizations Act (RICO) statute. Copy not available.
 - February 2008, Draper, Utah. Presentation at Fred House Training Academy in using federal firearms laws against domestic violence offenders in the state court system. Copy not available.
 - June 2008, Salt Lake City, Utah. Presentation to Regional PSN Gang Violence Conference. I co-presented with Salt Lake Deputy District Attorney regarding state and federal criminal statutes that could be used to address violent gang crime in Utah. Copy not available.
 - April 2011, Salt Lake City, Utah. U.S. Attorney’s Office and FBI Training for Law Enforcement Officers. I offered training on strategies to for prosecuting sovereign citizen and anti-government extremists. Copy not available.
 - August 2011, Salt Lake City, Utah. Presentation to UPC training event. I offered training on the familiar topic of federal firearm restrictions and domestic violence offenders. Copy not available.
 - October 2011, Magna, Utah. I offered motivational remarks to Cyprus High School Homecoming Assembly. Copy not available.
 - September 2012, St. George, Utah. Presentation to the Utah Sheriffs Association on legal authorities for federal land management agencies to conduct law enforcement activities. Copy not available.
 - January 2014, Las Vegas, Nevada. Regional Training for BLM, Bureau of Reclamation, and Forest Service Law Enforcement Officers. Copy supplied.
 - June 2014, Ogden, Utah. Training Seminar for Forest Service Officers in preparation for the Rainbow Family Gathering in the Uinta National Forest in July, 2014. Copy supplied.
 - July 2008 – July 2014⁹, Salt Lake City, Utah. Master of ceremonies at annual Counter-Terrorism Conference Co-Sponsored by U.S. Attorney’s Office. Copy not available.
 - September 2014, Magna, Utah. I offered motivational remarks to Cyprus High School Homecoming Assembly. Copy not available.
 - March 2015, St. George, Utah. I offered remarks at the Utah Chiefs of Police Association annual banquet. Copy supplied.

⁹ The conference was not held in 2013.

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

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

- *"Hole in Gun Control Law Lets Mentally Ill Through,"* April 11, 2000, New York Times. Copy supplied.
- *"Rampage Killers: Looking for Signs,"* 2000, A&E Investigative Reports broadcast program. Copy supplied.
- *"Should traffic cases be decriminalized?"* June 17, 2000, Deseret News. Copy supplied.
- *"W.V. devising big plans for its own justice court,"* July 4, 2000, Deseret News. Copy supplied.
- *"Jazz center charged in road-rage incident,"* November 10, 2000, Deseret News. Copy supplied.
- *"Charges filed against Polynice,"* November 11, 2000, Salt Lake Tribune. Copy supplied.
- *"Polynice laughs off charges,"* November 11, 2000, Deseret News. Copy supplied.
- *"NBA update,"* November, 2000, Wire Reports. Copy supplied.
- *"Jazz center faces misdemeanor charges in traffic altercation,"* November 15, 2000, Associated Press. Copy supplied.
- *"W.V. to get tougher on abusers: Federal grant aimed at giving stiffer sentences,"* February 5, 2002, Deseret News. Copy supplied.
- *"Grant May Toughen Gun-Crime Penalties in West Valley City,"* February 22, 2002, Salt Lake Tribune. Copy supplied.
- *"Former Jazz player could face arrest,"* March 7, 2003, Deseret News. Copy supplied.
- *"Repeat DUI convict gets 5-year term,"* March 8, 2003, Deseret News. Copy supplied.
- *"West Valley wins against drunk drivers,"* March 13, 2003, The Magna Times, West Valley News & Kearns Post. Copy supplied.
- *"Ex-Jazz Center Polynice Begins 2-Day Jail Term,"* April 16, 2003, Salt Lake Tribune. Copy supplied.
- *"WVC Defender Caseload Swells,"* June 14, 2003, Salt Lake Tribune. Copy supplied.
- *"Court considers jailing abuser . . .,"* July 21, 2003, Salt Lake Tribune. Copy supplied.
- *"Group is fighting domestic violence,"* May 20, 2004, Davis County Clipper.

Copy not available.

- “*Gun convictions aid effort against domestic violence*,” October 18, 2004, Salt Lake Tribune. Copy supplied.
- “*‘Predator’ stalks most violent*,” January 24, 2005, Salt Lake Tribune. Copy supplied.
- “*Robbery Plot With River Escape Foiled*,” December 6, 2006, KUTV.com. Copy supplied.
- “*Bank robbery plot didn’t float, police allege*,” December 6, 2006, Salt Lake Tribune. Copy supplied.
- “*Guilty plea in robbery scheme*,” April 11, 2007, Salt Lake Tribune. Copy supplied.
- “*Man Accused of Selling Gun to Trolley Square Shooter Released from Jail*,” May 18, 2007, KSL.com. Copy supplied.
- “*Animal rights activist pleads guilty to arsons*,” July 7, 2011, Deseret News. Copy supplied.
- “*City Prosecutor’s office receives award for its partnership in gun cases*,” August, 2007, West Valley Journal. Copy supplied.
- “*Suspect in Trolley Square Case to Remain in Custody*,” August 29, 2007, KSL.com. Copy supplied.
- “*Talovic gun case: Release revoked*,” August 30, 2007, Salt Lake Tribune. Copy supplied.
- “*Man who sold gun to Trolley killer guilty*,” November 2, 2007, Salt Lake Tribune. Copy supplied.
- “*Man Charged With Lying About Weapon Pleads Guilty*,” November 5, 2007, KSL.com. Copy supplied.
- “*3rd man pleads guilty in gun sale*,” November 6, 2007, Deseret Morning News. Copy supplied.
- “*Trolley gun supplier gets probation*,” November 6, 2007, Salt Lake Tribune. Copy supplied.
- “*Polygamy may eclipse threat charges*,” November 11, 2007, Deseret News. Copy supplied.
- “*15-month sentence in Trolley case*,” January 15, 2008, Deseret Morning News. Copy supplied.
- “*Prison time for man who sold gun to Trolley Square Massacre killer*,” January 15, 2008, Salt Lake Tribune. Copy supplied.
- “*Report: Riverton man knew of toxin*,” April 30, 2008, Salt Lake Tribune. Copy supplied.
- “*Seller of Trolley gun in court*,” May 22, 2008, Deseret News. Copy supplied.
- “*Man gets 4 years in federal prison for FBI hoax*,” June 9, 2008, Salt Lake Tribune. Copy supplied.
- “*Tholen pleads guilty to involvement in ricin case*,” August 11, 2008, ABC 4 News. Copy supplied.
- “*Cousin who knew about ricin gets 2 years probation*,” October 22, 2008, KSL.com. Copy supplied.

- *“Riverton man sentenced to probation in ricin case,”* October 23, 2008, Salt Lake Tribune. Copy supplied.
- *“Probation for Utahans who lied about ricin,”* October 23, 2008, Deseret News. Copy supplied.
- *“Man who knew of cousin’s ricin gets probation,”* October 23, 2008, Associated Press. Copy supplied.
- *“Judge Wants Stiffer Sentence For Mink Farm ‘Act of Terror’,”* November 12, 2009, KUTV.com. Copy supplied.
- *“Activist at Utah oil auction to assert new defense,”* December 1, 2009, KSL.com/Associated Press. Copy supplied.
- *“Bogus bidder could have another defense,”* December 2, 2009, Salt Lake Tribune. Copy supplied.
- *“Feds working to reduce gun and gang violence in Utah,”* January 26, 2010, KSL.com. Copy supplied.
- *“Somali shop owner charged with lying about son with possible terrorist link,”* August 17, 2010, Deseret News. Copy supplied.
- *“Prosecutor honored for making community safer,”* December 27, 2010, Salt Lake Tribune. Copy supplied.
- *“Prosecutor earns national honor for keeping Utah safe,”* December 30, 2010, Salt Lake Tribune. Copy supplied.
- *“Animal rights activist pleads guilty to Salt Lake area arsons,”* July 6, 2011, Deseret News. Copy supplied.
- *“Animal rights activist pleads guilty in Utah fires,”* July 6, 2011, Denver Post/Associated Press. Copy supplied.
- *“This is not Rosa Parks,”* July 27, 2011, Deseret News. Copy not available.
- *“Suspect in 2012 crime spree takes plea deal,”* March 1, 2013, FOX13now.com. Copy supplied.
- *“Feds, state officials fight immigration services scam,”* January 22, 2014, KSL.com and Deseret News. Copy supplied.
- *“Overcoming Utah immigrants’ mistrust aided criminal case,”* May 13, 2014, Salt Lake Tribune. Copy supplied.
- *“Government brings court to Rainbow Family,”* July 1, 2014, KTVX Channel 4 Television. Copy supplied.

13. Public Office, Political Activities and Affiliations:

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

From approximately 2003 – 2005, I served as a neighborhood representative on the Magna Area Council (now known as Magna Town Council) in unincorporated

Salt Lake County, Utah. The Town Council meets monthly to consider zoning and development proposals in order to pass on recommendations to county boards which govern such requests. Typically, the Town Council member position is the subject of a non-partisan election. However, in my case there was no one to fill the position for my neighborhood, and so I volunteered to serve on the council at the encouragement of several neighbors.

- 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 never held a position in a party, nor have I ever rendered service in any political campaign for any candidate, platform or party. For voting purposes, I am a member of the Utah Republican Party.

14. Legal Career: Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:**

- i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;**

I have not served as a clerk to a judge.

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

While employed at West Valley City Corporation, from approximately 1997 – 2001, as a solo practitioner, I carried a small number of private practice matters with the approval of West Valley City officials. Within that part time private practice, I also assisted my wife on a number of matters in her solo practitioner family law practice – the Law Office of Lori Clayton Huber, then located at Kearns Building, 136 South Main Street, Suite 414, Salt Lake City, Utah 84101.

- 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.**

2005 – Present	Office of the United States Attorney District of Utah Acting First Assistant United States Attorney Executive Assistant United States Attorney Assistant United States Attorney
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185 South State Street, Suite 300
Salt Lake City, Utah 84111

- 2002 – 2005 Office of the United States Attorney
District of Utah
Special Assistant United States Attorney
185 South State Street, Suite 300
Salt Lake City, Utah 84111
- 1999 – 2004 West Valley City Corporation
Chief Prosecutor
3600 Constitution Boulevard
West Valley City, Utah 84120
- 2000 – 2004 Salt Lake County District Attorney
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111 East Broadway, Suite 400
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- 1998 – 2000 State of Utah Third District Court
Administrative Office of the Courts
Judge Pro Tempore, Small Claims
450 South State Street
P.O. Box 140241
Salt Lake City, Utah 84114-0241
- 1996 – 1999 West Valley City Corporation
Deputy City Prosecutor
3600 Constitution Boulevard
West Valley City, Utah 84120
- 1996 – 2004 Utah Peace Officer Standards and Training
Academy, Utah Department of Corrections
Academy and Salt Lake County Sheriff Academy
Adjunct Academy Instructor
9750 South 300 West
Sandy, Utah 84092
- 1995 – 1996 Weber County Attorney's Office
Deputy County Attorney
2380 Washington Boulevard
Ogden, Utah 84401

- 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.

The Weber County Attorney's Office recruited me during law school in 1994 to work as a law clerk, specializing in research and writing relating to Fourth and Fifth Amendment issues. In 1995, I began work in that office as a deputy county attorney. I acquired specialized training and experience in investigating and prosecuting sex crimes against children, as well as interdicting juvenile participation in violent street gangs in Ogden, Utah.

In 1996, I joined the prosecutor office at West Valley City Corporation, where I personally prosecuted hundreds of matters each year in an intense, high volume office. I conducted multiple trials and evidentiary hearings on a weekly basis. In 1999, I was promoted to Chief Prosecutor and supervised deputy prosecutors, investigators, victim advocates and support staff. During my tenure as Chief Prosecutor, I established a partnership with the Salt Lake County District Attorney for specialized felony DUI prosecutions. While Chief Prosecutor, I also established a specialized court calendar and prosecutor & investigator team to address disturbing domestic violence trends. In those efforts, I set a model for innovative prosecutions designed to fully utilize the rules of evidence so that domestic violence crime victims were less traumatized by the judicial process.

While employed at West Valley City Corporation from 1996 – 2001, I carried a small number of private practice matters with the approval and encouragement of West Valley City officials. Within that private practice, I also assisted my wife on a limited number of matters in her sole practitioner family law practice, the Law Office of Lori Clayton Huber.

In 2002, as the West Valley City Chief Prosecutor I forged the 13 year ongoing partnership between the United States Attorney and West Valley City to address gun and gang crime on the west side of Salt Lake County. As a result of these efforts, full time office space is allocated at the U.S. Attorney's Office for a city prosecutor to work as Special Assistant U.S. Attorney.

In 2004, the United States Attorney recruited me to run the federal gun crime prosecution team at the U.S. Attorney's Office, known as Utah Project Safe Neighborhoods. I led a task force comprised of federal, state,

and local law enforcement agencies focused on charging federal gun offenses to reduce the impact of violent crime in Utah's communities, with an emphasis on defendants with a history of domestic violence or gang involvement.

In 2007, I was appointed by the United States Attorney to be the Anti-Terrorism Advisory Council Coordinator, or ATAC. In that capacity, I lead counter-terrorism investigations and prosecutions in Utah. I have secured convictions against domestic terrorism defendants, including animal rights extremists and leaders in the sovereign citizen movement.

From 2007 – 2011, I served as the Chief of the National Security Section in the U.S. Attorney's Office, and supervised a team of as many as 10 prosecutors as well as paralegals and support personnel in an energized unit tasked with investigating and prosecuting a wide variety of federal offenses ranging from immigration-related crimes to identity theft, as well as white collar and bank fraud crimes.

In 2011, United States Attorney David Barlow appointed me as the Executive Assistant United States Attorney, where I served as his principal advisor and as a member of the office's executive leadership team. Among varied duties, I am responsible for acting as the office liaison with federal, state, and local law enforcement organizations, as well as local government agencies. I oversee the office's training of law enforcement agencies, and maintain an active docket of counter-terrorism investigations and prosecutions. With David Barlow's departure from the office in July, 2014, I became the Acting First Assistant United States Attorney where I took on additional responsibilities related to the office budget, hiring, and resource management.

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

I am a career prosecutor and have served the public at the local, state and federal levels. It has been an honor to stand before a judge or jury, announce that I represent the United States of America, and advocate for the public good. My specialties have included criminal investigations and prosecutions involving:

- sex crimes against children and violent street gangs, during my time at the Weber County Attorney's Office;
- domestic violence and DUI, during my time at West Valley City; and
- violent street gangs, gun crime, narcotics distribution, immigration crime, identity theft, anti-government extremism, animal rights extremism, and domestic and international terrorism, during my time at the U.S. Attorney's Office.

As a prosecutor, I also regularly offer legal advice and counsel to law enforcement agents and their agencies regarding investigations, evidence collection, and enforcement policies and practices.

In my limited civil practice I have represented a municipality in an eminent domain jury trial, and a middle-aged couple in a personal injury jury trial. When I assisted my wife in her family law practice, I served as her co-counsel in three bench trials where we represented individuals in divorce and child custody proceedings in state court.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.**

My law practice has almost exclusively been in litigation. As a state court prosecutor for Weber County and West Valley City, I appeared in court on essentially a daily basis from 1995 to 2004. As the Chief Prosecutor in West Valley City, my court appearances lessened somewhat in their frequency because of administrative duties from 1999 to 2004. As an Assistant U.S. Attorney, the case load and the types of prosecutions resulted in less frequent court appearances than in state court. Nevertheless, prior to becoming a supervisor at the U.S. Attorney's Office, my court appearances were frequent during each week and almost daily from 2004 to 2007. My court appearances lessened with supervisory responsibilities, but I appeared in court multiple days each week from 2007 to 2011. In my current position as the Acting First AUSA, I make occasional court appearances.

- i. Indicate the percentage of your practice in:**

- 1. federal courts;**
- 2. state courts of record;**
- 3. other courts;**
- 4. administrative agencies**

Over the course of my career, I estimate that 60% of my practice has been in federal court and 40% in state court.

- ii. Indicate the percentage of your practice in:**

- 1. civil proceedings;**
- 2. criminal proceedings;**

As a career prosecutor, the vast majority of my practice has been in the criminal law arena. That being said, I have had considerable experience in civil and administrative proceedings. For example, I have tried two civil cases to jury verdict, three civil bench trials to

verdict, and an evidentiary administrative hearing to final decision by a civil service panel. In sum, I estimate that 90% of my practice has been in criminal proceedings, and 10% of my practice has been in civil proceedings.

- 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 approximated the number of cases that I have tried to verdict, judgment or final decision because of the large number of such cases. During my tenure at the Weber County Attorney's Office from 1995 to 1996, I tried as sole counsel approximately 30 bench trials. At West Valley City, from 1996 to 2004, I participated as sole counsel in approximately 3 bench trials each week, and approximately 4 jury trials each year. As a result, I estimate that I tried hundreds of bench trials during that period, and approximately 30 jury trials to verdict.

As a federal prosecutor, I have tried at least 11 jury trials to verdict, and in all but two of those trials I served as lead or sole counsel.

- i. What percentage of these trials were:**

- 1. jury; 15%**
- 2. non-jury; 85%**

- 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.

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

- a. the date of representation;**
- b. the name of the court and the name of the judge or judges before whom the case was litigated; and**
- c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.**

- ***United States v. DeChristopher, District of Utah (2009)***

2:09 CR 183; 695 F.3d 1082 (10th Cir. 2012)

Judge Dee Benson

Co-Counsel: Scott Romney
185 South State Street, Suite 300
Salt Lake City, UT 84111
(801) 524-5682

Opposing Counsel: Ronald Yengich
175 East 400 South, Suite 400
Salt Lake City, UT 84111
(801) 355-0320

Tim DeChristopher interfered with a Bureau of Land Management oil and gas lease auction in Salt Lake City as a matter of environmental protest, resulting in a \$1.8 million loss to the U.S. government. The prosecution generated substantial community involvement and national media interest. A jury convicted Mr. DeChristopher of all counts and Judge Benson sentenced him to two years in federal prison

- ***United States v. Bond, District of Utah (2010)***

2:10 CR 844

Judge Ted Stewart

Opposing Counsel: Nathan Crane
10 Exchange Place, 11th Floor
Salt Lake City, UT 84145
(801) 521-9000

Walter Bond committed two arsons in Salt Lake County in the name of animal rights. One arson was at a Tandy leather store, and the other at a restaurant targeted for serving *foie gras*. Contemporaneously, Mr. Bond also committed an arson in Denver, Colorado. The case was investigated by the FBI Joint Terrorism Task Force as a matter of domestic terrorism.

Upon conviction in Utah, Judge Stewart sentenced Mr. Bond to over seven years in prison, consecutive to the five years ordered in Colorado.

- ***United States v. Viehl and Hall, District of Utah (2009)***

2:09 CR 119

Judge Dee Benson

Opposing Counsel: Heather Harris
43 East 400 South
Salt Lake City, Utah 84111
(801) 220-0700

Grant "Bill" Morrison
352 East 900 South
Salt Lake City, UT 84111
(801) 359-7999

Defendants were convicted of releasing mink from a farm in Salt Lake County, and the prosecution was the first under the Animal Enterprise Terrorism Act in the State of Utah. The FBI Joint Terrorism Task Force cracked the case using cell phone ping data and a car key dropped at the crime scene. The farmer sustained over \$60,000 dollars in damage. Defendants each served approximately two years in prison and were ordered to pay restitution to the victim. Within the investigation, another animal rights activist was called to testify at the grand jury as a fact witness, but refused to testify. He was held in civil and criminal contempt, and served 10 months on the eventual criminal contempt conviction (*U.S. v. Halliday*, District Court no. 2:09 CR 413; 665 F.3d 1219 (10th Cir. 2011)).

- ***United States v. Tholen, District of Utah (2008)***

2:08 CR 183

Judge Tena Campbell

Opposing Counsel: Gregory Skordas
341 South Main, Suite 303
Salt Lake City, UT 84111
(801) 531-7444

Thomas Tholen failed to report his relative's production of the highly toxic substance ricin and concealed the same through an untruthful statement to the FBI. The multi-state investigation garnered national media interest because of the notorious substance and the extraordinary efforts involved in executing hazardous materials search warrants in Salt Lake County. Mr. Tholen was sentenced to two years of probation upon a guilty plea.

- ***United States v. Crespin, District of Utah (2007)***

1:07 CR 43; Tenth Circuit unpublished order number 08-4058

Judge Tena Campbell

Co-Counsel: Drew Yeates
185 South State Street, Suite 300
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(801) 524-5682

Opposing Counsel: Jamie Zenger
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Salt Lake City, UT 84101
(801) 524-4010

Ricky Ray Crespin was a member of a violent street gang when he discharged his firearm at a passing car in a central city neighborhood in Ogden, Utah. The jury convicted Mr. Crespin of being a felon in possession of a firearm. At sentencing, Judge Campbell

agreed with my recommendation to impose the maximum ten year term of imprisonment.

- ***United States v. Luke-Sanchez, et al., District of Utah (2005)***

2:05 CR 205; 483 F.3d 703 (10th Cir. 2007)

Judge Ted Stewart

Trial Co-Counsel: Eric Benson
36 South State Street, Suite 1400
Salt Lake City, UT 84111

Appellate Counsel: Diana Hagen
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Salt Lake City, UT 84111
(801) 524-5682

Opposing Counsel: Stephen McCaughey
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(801) 364-6474

Odi Luke-Sanchez was a prolific methamphetamine dealer. A Utah PSN and Bureau of Alcohol, Tobacco, Firearms and Explosives Task Force targeted him and arrested him in an undercover sting. He was convicted at a jury trial and sentenced to nearly twenty-five years in prison because of the amount of drugs and the guns involved in the transaction. The case afforded the Tenth Circuit an opportunity to develop the law further on the issue of trading drugs for guns in violation of Title 18, Section 924(c) of the United States Code.

- ***United States v. Martinez, District of Utah (2004)***

2:04 CR 409

Judge Dee Benson

Opposing Counsel: Chelsea Koch
175 East 400 South, Suite 400
Salt Lake City, UT 84111
(801) 355-0320

Abe Martinez is an Armed Career Criminal who also assaulted a corrections officer with a pencil to the face while in custody on the federal firearm charges. Upon conviction, Judge Benson sentenced him to 20 years imprisonment. Mr. Martinez is an example of the cases sought for prosecution while I served as coordinator of Utah PSN and its ancillary effort named "Operation Predator."

- ***United States v. Hunter, et al, District of Utah (2007)***

2:07 CR 307; *In Re Antrobus*, 563 F.3d 1092 (10th Cir. 2009)

Co-Counsel: Carlos Esqueda
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Other Counsel: Rebecca Skordas
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Salt Lake City, UT 84111
(801) 531-7444

This prosecution held the men responsible who had previously possessed and transferred one of the firearms used by the rampage shooter in the tragic 2006 Trolley Square mall shooting in Salt Lake City. Upon a guilty plea, the lead defendant was sentenced to 15 months imprisonment while the others received probation sentences after pleading guilty.

- ***United States v. Goff, District of Utah (2011)***

1:11 CR 060

Judge David Nuffer

Opposing Counsel: Edwin Wall
8 East Broadway, Suite 405
Salt Lake City, UT 84111
(801) 746-0900

Harvey Douglas Goff filed false liens in the amount of \$53 trillion on the residential property of state court judges, prosecutors, and police officers. After pleading guilty, the court sentenced Mr. Goff to 36 months in prison. His prosecution was one of a half dozen such so-called “sovereign citizen” cases that I have prosecuted in federal court.

- ***West Valley City v. Polynice, Utah Third District Court, (2000)***

001104214

Judge “Bud” Ellett and Judge Terry Christiansen

Opposing Counsel: Walter F. Bugden
445 East 200 South, Suite 150
Salt Lake City, UT 84111
(801) 467-1700

Olden Polynice was an NBA player for the Utah Jazz in 2000. After a Jazz practice at the team training facility in West Valley City, he used a commemorative police officer badge to threaten to arrest persons who had offended him with their driving pattern. The case garnered national sports media attention, and the victims suffered intense scrutiny and credibility challenges until others in the community stepped forward to report similar acts by Mr. Polynice toward them. He was convicted of impersonating a police officer and disorderly conduct, and eventually served several days in jail for violating the terms of his probation in the case.

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

Utah Project Safe Neighborhoods (“PSN”) garnered national recognition for its successes in coordinating multi-discipline efforts to curb gun crime in Utah. In 2004, as a Special Assistant U.S. Attorney, I was privileged to receive individual recognition from the United States Attorney General for my role in the project. I led a task force comprised of federal, state, and local law enforcement agencies focused on charging federal gun offenses. The task force focused on defendants with a history of domestic violence or gang involvement. Within PSN, I also initiated and administered Operation Predator – a program designed to go after armed career criminals with a history of violent crime and drug trafficking convictions. I coordinated outreach and intervention efforts with parolees to encourage deterrence of further criminal behavior, and helped ensure that education and re-entry needs were met. As for community outreach, I coordinated an award-winning media campaign designed to market Utah PSN’s message to its target audience of restricted persons, and partnered with sport shooting associations to promote gun safety. I took the initiative to personally travel to, and meet with, county attorneys and local law enforcement officials in all 29 Utah counties in order to better coordinate gun crime interdiction efforts. I established enduring partnerships between the offices of the U.S. Attorney and the Weber and Davis County Attorneys, as well as the West Valley City Prosecutor to allow cross-designation of state court prosecutors to litigate local gun crimes in federal court.

My legal work as the Anti-Terrorism Advisory Council (“ATAC”) Coordinator brings me great satisfaction. More specifically, I work intimately with the FBI Joint Terrorism

Task Force as well as the FBI's counter-espionage and counter-intelligence agents. Most of those agents' excellent work goes unnoticed in that their demanding investigations result in prosecutions less frequently than other law enforcement activity. Nevertheless, their excellent work within very strict legal confines keeps our nation safe and our nation's interests secure. As the ATAC Coordinator, I have been pleased to work with my team in sponsoring one of the best attended counter-terrorism and national security conferences in the nation.

While employed with West Valley City Corporation as the Chief Prosecutor from 1999 - 2004, I participated in lobbying efforts at the Utah State Legislature in a limited capacity. For example, West Valley City led an effort to decriminalize much of the state's traffic code in its enforcement within city boundaries. I served as the City's point person who participated in the Legislature's task force study of the issue.

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

From 1996 – 2004, I served as an adjunct instructor at Utah police and law enforcement academies, including the Utah Department of Corrections Academy, the Utah Peace Officer Standards and Training Academy, and the Salt Lake County Sheriff Corrections Academy. The regular courses I taught were Courtroom Evidence, and the Laws of Search & Seizure, and the curricula were focused on assisting the cadets in learning key points that would assist them in their career and help them pass their academy exams. The Courtroom Evidence course used the Federal Rules of Evidence and the Utah Rules of Evidence, while the Laws of Search & Seizure course relied upon current holdings of the Supreme Court and other high courts to teach the cadets the key points of the Fourth Amendment's application to their prospective work as law enforcement officers. I have supplied the standardized syllabi for the two courses as produced by the academies.

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

As a U.S. government employee, I participate in the Thrift Savings Plan.

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

None.

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

I earn a salary as a federal employee. For other information, see my SF-278 as provided by the Office of Government Ethics.

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

Please see attached Net Worth Statement.

22. Potential Conflicts of Interest:

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

In connection with the nomination process, I have consulted with the Office of Government Ethics and the Department of Justice's designated ethics official to identify potential conflicts of interest. Any potential conflicts of interest will be resolved in accordance with the terms of an ethics agreement I have entered into with the Department's designated ethics official.

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

In the event of a potential conflict of interest, I will consult with ethics officials in the Department of Justice.

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

I reside in a community of approximately 25,000 residents, of whom the majority are hard working families who earn lower than average incomes compared to others in Salt Lake County, Utah. Many households in my community rely on public or religious

welfare resources to provide basic necessities. To my knowledge, I am one of only four attorneys who reside in the community. As such, I am regularly called upon to offer *pro bono* initial consultations with neighbors for basic advice on where to seek relief or more information relating to their particular circumstances. I have advised neighbors on the basic criminal process in the state courts, recommended particular attorneys or legal services, recommended community or non-governmental agency services, and sought out copies of public records that may be difficult for the average person to obtain. I feel that my service is worthwhile in that I assist persons who feel as though they are in desperate circumstances and do not know where to turn.

In approximately 2005, I personally scheduled, coordinated and hosted an informative seminar designed for the sizeable Hispanic immigrant population in my community. I arranged for a local chapel to provide the space for the event. It was advertised through the faith community and by word of mouth. Over 200 Hispanic community members attended. An immigration law expert, who I recruited, volunteered to provide information in an orientation lecture format, and then graciously provided an extended question and answer session.

From approximately 1998 – 2000, I volunteered in an appointment as a judge *pro tempore* where I adjudicated small claims matters in the State of Utah's Third District Court, West Valley Department. The small claims court sessions were in the evening hours at times more convenient for the *pro se* litigants.