

**UNITED STATES SENATE  
COMMITTEE ON THE JUDICIARY**

**QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES**

**PUBLIC**

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

**RESPONSE:** Preetinder (“Preet”) Singh Bharara

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

**RESPONSE:** United States Attorney for the Southern District of New York

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.

**RESPONSE:** Hart Senate Office Building 305, Washington DC 20510. I currently reside in Bethesda, Maryland.

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

**RESPONSE:** 1968; Ferozepur, India.

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.

**RESPONSE:** Columbia University School of Law, 1990-1993; J.D. received, 1993  
Harvard College, 1986-1990; A.B. received, 1990

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.

**RESPONSE:**

From February 2005 to the present, I have been Chief Counsel on Senator Charles E. Schumer’s Judiciary Committee staff. Address: Hart Senate Office Building 305, Washington, D.C. 20510.

From February 2000 to January 2005, I was an Assistant United States Attorney in the Southern District of New York. I served in the General Crimes, Narcotics, and Organized Crime/Terrorism units. Address: One Saint Andrew’s Plaza, New York, New York 10007.

Between 2003 and 2005, I was an adjunct Professor at Fordham University School of Law, where I taught a letter-graded legal research and writing course to first-year law students. Address: 140 W. 62<sup>nd</sup> Street, New York, New York, 10023.

From December 1996 to January 2000, I was a litigation associate in the New York office of Shereff Friedman Hoffman & Goodman, LLP (after a merger in approximately 1999, the firm became known as Swidler Berlin Shereff Friedman; that office is now part of the Dechert firm). Current address: 1095 Avenue of the Americas, New York, New York 10036.

From December 1993 to October 1996, I was a litigation associate in the New York office of Gibson Dunn & Crutcher, LLP. Address: 200 Park Avenue, New York, New York 10166.

During the first half of the summer of 1992, I was a summer associate in the New York office of Paul Weiss Rifkind Wharton & Garrison. Address: 1285 Avenue of the Americas, New York, New York 10019.

During the second half of the summer of 1992, I was a summer associate in the Los Angeles office of Gibson Dunn & Crutcher, LLP. Address: 333 South Grand Avenue, Los Angeles, California 90071.

During the summer of 1991, I was a summer associate in the Roseland, New Jersey, office of Lowenstein Sandler Fisher Kohl & Boylan. Address: 65 Livingston Avenue, Roseland, New Jersey 07068.

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.

RESPONSE: I have not served in the U.S. Military; I have 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.

RESPONSE:

Graduated *magna cum laude* in Government, Harvard College

Harvard College Scholarship

Editor, *Columbia Law Review*

In 2007, I was named South Asian Lawyer of the Year by the North American South Asian Bar Association based on my participation in the investigation of the U.S. Attorney firings at the Department of Justice.

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.

**RESPONSE:** I am currently a member of the North American South Asian Bar Association and have been since 2007. At various times between graduation from law school and 2005, I have also been a member of the New York County Lawyers Association, the New York City Bar Association, and the South Asian Bar Association of New York.

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.

**RESPONSE:** Bar of New York: 1994; Bar of New Jersey: 1993.

I am currently a member in good standing of both the New York bar and the New Jersey bar. I have been a member in good standing of the New York bar, without any lapse, since my admission in 1994, and I have relied on my New York bar membership for all purposes; I have never maintained an office in New Jersey nor relied upon my New Jersey bar admission.

In late 2007, I learned that my New Jersey license had lapsed in September 2006 for failure to pay dues. After confirming the lapse with New Jersey bar officials, in 2008 I tendered all outstanding dues and fees and petitioned for reinstatement with the Supreme Court of New Jersey, as provided under bar rules. Thereafter, the Court ordered my reinstatement as a member in good standing, retroactive to the date of revocation in September 2006. I had not known about the lapse until I happened upon an Internet posting and had not received notice from the State of New Jersey.

- 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.

**RESPONSE:** Southern District of New York: 1994; Eastern District of New York: 1998; Second Circuit: 2000.

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.

**RESPONSE:**

ASA Lofts (Coop Association of residential building where my family lived in New York City); Automatic member from 2001-2004, and Secretary, approximately 2002-2004

Mohican Swimming Pool Association, 2005

Bethesda Pool, 2006-2007

Merrimack Park Recreation Association, 2008-2009

(neighborhood pools to which our family has belonged in the summers)

Columbia Law School Association of Washington, D.C., 2005-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.

RESPONSE: None.

**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.

RESPONSE: *Corporations Cry Uncle and Their Employees Cry Foul: Rethinking Prosecutorial Pressure on Corporate Defendants*, 53 Am. Crim. L. Rev. 44 (2007).

*HUD, PACs, and Fat Cats: Confronting the Causes of Corruption*, Harvard Political Review (December 1989).

*The Human Agenda: A Worldwide Fight for Freedom*, Harvard Political Review (May 1989).

*Rationalizing Racism*, The Vision (The Harvard-Radcliffe Democrats Newsletter) (February 1989).

- 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.

RESPONSE: Not applicable.

- 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.

RESPONSE: Not applicable.

- 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.

RESPONSE:

I have done my best to identify speeches, talks, and panel discussions through searches of my personal files and electronic databases. I have located the following:

1. Panel discussion on the Myth of Moral Justice, hosted by the Bar Association of the City of New York, on April 26, 2004. The panel discussed some of the themes contained in the book of the same name by Fordham Law School professor Thane Rosenbaum. I do not have any text or notes of my remarks.
2. Panel discussion on Capitol Hill careers at the national convention of the North American South Asian Bar Association, in Washington D.C., on June 17, 2005. I do not have any text or notes of my remarks.
3. Panel discussion on the judicial nominations process moderated by Professor Charles Ogletree at Harvard Law School, on February 22, 2006. I do not have any text or notes of my remarks.
4. Speech to the Columbia Law School Alumni Association of the District of Columbia, in the Rayburn House Office Building, on March 15, 2006. I discussed generally my experiences as a staffer on the Senate Judiciary Committee, including references to work on legislation and judicial nominations.
5. Panel discussions entitled "Careers on the Hill" and "Roundtable on the Federal Judicial Confirmation Process," both at Columbia Law School, on April 17, 2006. The event was sponsored by the Center for Public Interest Law, the American Constitution Society, and the Federalist Society. I do not have any text or notes of my remarks.
6. Panel discussion on the recent Supreme Court Term and the future of the Supreme Court, at Rutgers Law School's Newark campus, on February 21, 2006. The event was jointly sponsored by the American Constitution Society and the Federalist Society.
7. Panel discussion on Capitol Hill Careers, at Columbia Law School, on March 1, 2007. I do not have any text or notes of my remarks.

8. Speech to the North American South Asian Bar Association, upon acceptance of South Asian Lawyer of the Year Award. The speech was given in San Francisco, California, on June 29, 2007.
  9. Panel discussion on Capitol Hill Careers at the Annual Convention of the American Constitution Society, in Washington, D.C., on July 26, 2007. I do not have any text or notes of my remarks.
  10. Remarks at a debate on Congressional Investigations and Executive Privilege opposite Professor Viet Dinh, at the Georgetown University Law Center, on September 13, 2007. The event was sponsored by the Federalist Society. The event, primarily for law students, included remarks about the legal justifications for invocations of executive privilege.
  11. Speech to the South Asian Bar Association of New York at its annual Leadership Gala, at the Cipriani Restaurant in New York, New York, on September 22, 2007.
  12. Panel discussion on legal and political issues of importance to Indian Americans, in Milpitas, California, on October 6, 2007. The event was sponsored by the Indo-American Council. I discussed the importance of public service and political participation by Indian-Americans and others. I do not have any text or notes of my remarks.
  13. Dinner Speech to the South Asian Bar Association of D.C., at the law firm of Schertler & Onorato, LLP, in Washington, D.C., on November 15, 2007. I discussed my participation in the Senate's investigation of the firings of United States Attorneys. I do not have any text or notes of my remarks.
  14. Remarks to students at Columbia Law School, on February 21, 2008. I discussed my participation in the Senate's investigation of the firings of United States Attorneys. I do not have any text or notes of my remarks.
  15. Remarks at an event entitled "A Post-Partisan Discussion with Preet Bharara and Viet Dinh" at Harvard Law School, in Cambridge, MA, on March 19, 2008. We discussed the possibilities for consensus and cooperation in law and policy in the coming years. The event was jointly sponsored by the Federalist Society and the American Constitution Society. I do not have any text or notes of my remarks.
  16. Remarks at Bi-Annual Criminal Justice Retreat: A Summit on the Prosecutorial Function, sponsored by the New York City Bar Association, in New York, New York, on April 12, 2008.
  17. Panel Discussion entitled "Nominating a Justice to the Court: the Process and the Politics," at Georgetown University Law Center, on June 13, 2008. The event was sponsored by Street Law, Inc.'s Supreme Court Summer Institute for Teachers. My co-panelist was Rachel Brand. I do not have any text or notes of my remarks.
- 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.

**RESPONSE:**

“This Lawyer Wants South Asians to Enter the Field of Law,” *The Indian Express*, July 13, 2007.

“Senate Legal Staffers Burning Midnight Oil,” *Chicago Tribune*, August 15, 2005.

“Bharara to Sit in on Roberts’ Nomination Hearing,” *India Abroad*, July 29, 2005.

**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.

**RESPONSE:** None.

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

**RESPONSE:** For several weeks in the summer of 1993, I volunteered with the campaign of Mark Green for Public Advocate in New York City. I performed general research, handed out leaflets, and occasionally drove the candidate to campaign events.

**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;

**RESPONSE:** I did not serve as a law clerk.

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

**RESPONSE:** I have not been a solo 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.

RESPONSE: From December 1993 to October 1996, I was a litigation associate in the New York office of Gibson, Dunn & Crutcher, LLP. Address: 200 Park Avenue, New York, New York 10166.

From December 1996 to January 2000, I was a litigation associate in the New York office of Shereff Friedman Hoffman & Goodman, LLP (after a merger in approximately 1999, the firm became known as Swidler Berlin Shereff Friedman; that office is now part of the Dechert firm). Address: 1095 Avenue of the Americas, New York, New York 10036.

From February 2000 to January 2005, I was an Assistant United States Attorney in the Southern District of New York. I served in the General Crimes, Narcotics, and Organized Crime/Terrorism units. Address: One Saint Andrew's Plaza, New York, New York 10007.

Between 2003 and 2005, I was an adjunct Professor at Fordham University School of Law, where I taught a letter-graded legal research and writing course to first-year law students. Address: 140 W. 62<sup>nd</sup> Street, New York, New York, 10023.

From February 2005 to the present, I have been Chief Counsel on Senator Charles E. Schumer's Judiciary Committee staff. Address: Hart Senate Office Building 305, Washington, D.C. 20510.

- 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.

RESPONSE: I have not served as a mediator or arbitrator in alternative dispute resolution proceedings.

b. Describe:

- i. the general character of your law practice and indicate by date when its character has changed over the years.
- ii. your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

RESPONSE: From December 1993 to January 2000, while I was a litigation associate in private practice, my practice focused on white-collar criminal defense, securities litigation, corporate disputes, antitrust matters, and appellate work. Typical clients included financial institutions, major corporations, and individuals charged with, or being investigated for, criminal activity.

From February 2000 to January 2005, while I was an Assistant U.S. Attorney, my practice consisted exclusively of criminal prosecution work. I managed cases involving mail fraud, wire fraud, securities fraud, RICO, money laundering, narcotics conspiracy, murder, armed robbery, and extortion, among other things. I tried numerous cases to verdict and

handled a number of appeals in the Second Circuit Court of Appeals. My only client during this time was the United States.

From January 31, 2005 to the present, I have been a counsel to the Senate Judiciary Committee. In that capacity, I have worked on a range of legislative and policy matters that come before the Committee, including crime legislation, counter-terrorism policy, judicial nominations, and oversight of the Justice Department.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.
- i. Indicate the percentage of your practice in:
    1. federal courts;
    2. state courts of record;
    3. other courts;
    4. administrative agencies
  - ii. Indicate the percentage of your practice in:
    1. civil proceedings;
    2. criminal proceedings.

RESPONSE:

From 1993 until 2000, while I was a litigation associate in private practice, virtually all of my practice was in litigation. As a very junior associate I appeared in court infrequently. As I became a more senior associate, I appeared in court more often to handle motions and the occasional appeal. I also took and defended scores of depositions during this period. I estimate that the percentage of my practice in federal court was 70 percent; 15 percent in state courts of record; and 15 percent in other forums, such as in arbitration and before administrative agencies, such as the Securities and Exchange Commission. I estimate that over that period, 75 percent of my practice was in civil proceedings and 25 percent in criminal proceedings.

From February 2000 to January 2005, while I was an Assistant U.S. Attorney, other than handling a small number of habeas corpus petitions which are docketed as civil matters, my entire practice consisted of criminal litigation in federal court. I appeared in court with great frequency, usually many times a week.

From January 31, 2005 to the present, while I have been a counsel to the Senate Judiciary Committee, I have not appeared in court. In connection with Committee investigative work, however, I have engaged substantially in what can be described as litigation with the Justice Department and the White House, including taking sworn testimony from witnesses, negotiating the scope and timing of discovery, and the issuance and enforcement of Committee subpoenas.

- 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.

RESPONSE: I tried 10 cases to verdict in U.S. District Court for the Southern District of New York as an Assistant United States Attorney. In two trials, I was sole counsel, with a more senior prosecutor supervising; in two trials, I served as the senior supervisory prosecutor; in the remaining six trials, I tried the case with a partner as co-counsel. In addition, as a litigation associate in private practice, I recall assisting in two non-jury trials for which I prepared briefs and helped to prepare witnesses, but did not speak in court.

ii. What percentage of these trials were:

1. jury: 9 trials (75%).
2. non-jury: 3 trials (25%).

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.

RESPONSE: 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.

1. **United States v. Chen Xiang, et al., 02 Cr. 271 (RCC)**

I represented the United States, with co-counsel, in the investigation and prosecution of a violent gang of armed robbers and extortionists, who were victimizing residents and businesses in the Chinatown section of Manhattan. Two of the defendants, Chen Xiang and Lin Xian Wu, were charged with robbing at gunpoint three businesses in New York's Chinatown and with conspiring to commit, and committing, an armed extortion of a Chinese businessman. In 2003, I tried the case before Judge Richard Conway Casey in the Southern District of New York. Both defendants were convicted by a jury. In September 2003, they were each sentenced to approximately 87 years in prison.

Co-counsel: Leslie C. Brown  
U.S. Attorney's Office, SDNY  
One Saint Andrews Plaza  
New York, New York 10007

(212) 637-2638

Opposing Counsel: Sanford Talkin (counsel for Lin Xian Wu)  
40 Exchange Place, Suite 1800  
New York, New York 10005  
(212) 482-0007

Ellyn I. Bank (counsel for Chen Xiang)  
805 Third Avenue  
New York, New York 10022

2. **United States v. John Castrillon, et al., 01 Cr. 192 (SHS)**  
**United States v. Luis Grajales, 01 Cr. 300 (JSM)**

In connection with what was dubbed Operation Matador by the DEA, I represented the United States, with co-counsel, in the investigation and prosecution of a large-scale heroin organization, based in Colombia and the United States. Over the course of time, that heroin organization smuggled into, and distributed within, the United States millions of dollars worth of heroin to networks in the New York City area. I tried three members of the conspiracy before Judge Sidney H. Stein in the Southern District of New York. John Castrillon, Jose Martinez, and Oscar Ramirez were all convicted by a jury in 2001; Castrillon and Martinez were sentenced to 120 months in prison, Ramirez to 78 months. I also handled the Government's response to defendants' appeals to the Second Circuit; all three convictions were affirmed. *See United States v. Castrillon*, 376 F.3d 46 (2d Cir. 2004); *United States v. Ramirez*, 104 Fed. Appx. 213 (2d Cir. 2004). Moreover, as part of Operation Matador, I handled the investigation and prosecution of Luis Grajales, who was a Colombian national responsible for overseeing aspects of the smuggling of heroin into the United States. Grajales pled guilty before Judge John S. Martin in the Southern District of New York and was sentenced to ten years in prison.

Co-counsel: David M. Rody  
United States Attorney's Office, SDNY  
One Saint Andrews Plaza  
New York, New York 10007  
(212) 637-2304

Opposing Counsel: Roy Kulcsar (counsel for John Castrillon)  
27 Union Square West, Suite 503  
New York, New York  
(212) 352-1700

Maurice H. Sercarz (counsel for Jose Martinez)  
Sercarz & Riopelle, LLP  
Carnegie Hall Tower  
152 W. 57<sup>th</sup> Street, 24<sup>th</sup> Floor  
New York, New York 10019  
(212) 586-4900

Edward Wilford (counsel for Oscar Ramirez)  
20 Vesey Street  
New York, New York 10007  
(212) 528-2741

B. Alan Seidler (counsel for Luis Grajales)  
127 S. Broadway  
Nyack, New York 10960  
(914) 358-3860

**3. United States v. Vincent Corrao, 04 Cr. 496 (SWK)**

I represented the United States, with co-counsel, in the investigation and prosecution of Vincent “Butch” Corrao, who was at various times an Associate, Solider, and Acting Capo in the Gambino organized crime family. Corrao, who supervised a crew of criminal associates, was charged with, among other things, extorting the owners and operators of legitimate businesses in the New York area, including a nightclub and a restaurant, and with running a lucrative illegal bookmaking business. Corrao pled guilty to racketeering conspiracy in 2005, and he was sentenced to 57 months in prison by Judge Shirley Wohl Kram in the Southern District of New York.

Co-counsel: Leslie C. Brown  
U.S. Attorney’s Office, SDNY  
One Saint Andrews Plaza  
New York, New York 10007  
(212) 637-2638

Opposing Counsel: Patrick Thomas Burke  
Burke, Miele & Golden, LLP  
100 Washington Avenue, P.O. Box 397  
Suffern, New York 10901  
(845) 357-7500

**4. United States v. Igor Kotlyar, et al., 03 Cr. 464 (LTS)**

I represented the United States in the investigation and prosecution of a group of defendants who had committed substantial securities fraud. Based on a lengthy investigation involving court-approved searches of the target broker-dealer and use of confidential informants, the Government in 2003 sought the indictment of seven individuals who had bilked dozens of unsuspecting investors out of millions of dollars in two fraudulent private placement offerings, among other schemes. The defendants had induced investors to buy stock in the sister company of broker-dealer Thomas Fletcher and Co. by falsely touting its investment in a promising software company and by falsely predicting an imminent (and lucrative) initial public offering. All defendants ultimately pled guilty and were sentenced by Judge Swain in the Southern District of New York to sentences ranging from home confinement to 37 months in prison.

Opposing Counsel: Michael Rosen (counsel for Igor Kotlyar)  
61 Broadway  
Suite 1105  
New York, New York 10006  
(212) 248-4068

Steven Cohen (counsel for fugitives Thaker and Voronchenko)  
Then – Kronish Lieb  
Now – Office of N.Y. Attorney General Andrew Cuomo

120 Broadway  
New York, New York 10271  
(212) 416-8000

Henry Mazurek (counsel for Alex Berg)  
Law Offices of Gerald L. Shargel  
570 Lexington Avenue, 16<sup>th</sup> Floor  
New York, New York 10022  
(212) 446-2330

Robert Altchiler (counsel for John Donadio)  
590 Madison Avenue, 21<sup>st</sup> Floor  
New York, New York 10027  
(212) 541-2422

Sanford Talkin (counsel for Pdraig McGlynn)  
40 Exchange Place, Suite 1800  
New York, New York 10005  
(212) 482-0007

Patrick F. Broderick (counsel for Gianfranco Carbonara)  
213-05 39<sup>th</sup> Avenue  
Bayside, New York 11361  
(718) 229-6070

5. **United States v. Wang Shao Feng et al., 04 Cr. 1206 (WHP)**  
**United States v. Lim Shang, et al., 04 Cr. 1205 (BSJ)**

In connection with what was dubbed Operation Panda, I represented the United States, with co-counsel, in the investigation and prosecution of several dozen members of two of the most powerful Chinese organized crime groups operating in New York City. I oversaw a two-year joint investigation by the Federal Bureau of Investigation (FBI), Immigration and Customs Enforcement (ICE), and the New York City Police Department (NYPD), which involved extensive use of wiretaps, search warrants, witness interviews, confidential informants, and other methods. Among other crimes, in 2004 members of the two groups were charged with attempting to murder, and conspiring to murder, five different victims. In total, 51 defendants were charged with wide-ranging criminal activity, including racketeering offenses (“RICO”), attempted murder, conspiracy to commit murder, extortion, conspiracy to commit extortion, alien smuggling, conspiracy to smuggle illegal aliens, conspiracy to take hostages, extortionate debt collection, conspiracy to use extortionate means to collect extensions of credit, money laundering, trafficking in counterfeit goods, and the operation of large-scale illegal gambling businesses. The Indictments also sought a total of \$11 million in forfeiture from the 16 defendants charged with RICO offenses. Based on evidence gathered during the investigation I supervised, after I left the U.S. Attorney’s Office, every non-fugitive defendant pled guilty in the Southern District of New York and was sentenced by Judge William H. Pauley or Judge Barbara S. Jones. They were given sentences ranging from time served to 151 months in prison.

Co-counsel: Jonathan Kolodner  
U.S. Attorney’s Office, SDNY  
One Saint Andrews Plaza  
New York, New York 10007

(212) 637-2561

Joon Kim  
Then – U.S. Attorney's Office  
Now – Cleary Gottlieb Steen & Hamilton LLP  
One Liberty Plaza  
New York, New York 10006  
(212) 225-2000

Opposing Counsel:

Eric Wayne Siegle (counsel for Wang Shao Feng)  
Siegle & Sims LLP  
217 Broadway, Suite 611  
New York, New York 10007  
(212) 406-0110

Lisa Scolari (counsel for Cao Hong)  
20 Vesey Street, Suite 400  
New York, New York 10007  
(212) 227-8899

Elizabeth Macedonio (counsel for Cao Wei)  
42-40 Bell Blvd., Suite 302  
Bayside, New York 11361  
(718) 279-3770

Denis Patrick Kelleher, Jr. (counsel for Chen Liang)  
Kelleher & Dunne LLP  
17 Battery Place, 11<sup>th</sup> Floor  
New York, New York 10004  
(212) 825-1700

Jonathan Marks (counsel for Zeng Zhen Jien)  
220 5<sup>th</sup> Avenue, 3<sup>rd</sup> Floor  
New York, New York 10001  
(212) 545-8008

Peter Quijano (counsel for Wei Chen)  
Quijano & Ennis, P.C.  
381 Park Avenue South, Suite 701  
New York, New York 10016  
(212) 686-8690

David Touger (counsel for Hong Di)  
Peluso & Touger  
70 Lafayette Street  
New York, New York 10013  
(212) 608-1234

Nancy Lee Ennis (counsel for Yi Tiang)  
Quijano & Ennis, P.C.  
381 Park Avenue South, Suite 701  
New York, New York 10016

(212) 686-0666

Robin Goldberger (counsel for Xun Wang)  
401 Broadway, Suite 300  
New York, New York 10013

James Montgomery (counsel for Wang Gang Yong)  
267 Fifth Avenue, Suite 601  
New York, New York 10016  
(212) 889-9828

Daniel Ollen (counsel for Lin Shan Ri)  
20 Vesey Street, Suite 1200  
New York, New York 10007  
(212) 619-1245

Gerald M. Labush (counsel for Lim Shang)  
711 Third Avenue  
New York, New York 10017  
(212) 286-1122

Marion Seltzer (counsel for Chen Sheng)  
1725 York Avenue, Suite 16b  
New York, New York 10128  
(212) 289-8798

David Duboulay (counsel for Yi Tian Zheng)  
401 Broadway  
New York, New York 10013  
(212) 966-3970

Bruce Barket (counsel for Li Yan)  
666 Old Country Road  
Garden City, New York 11530  
(516) 745-0101

Francisco Celedonio (counsel for Li Guo Qiu)  
401 Broadway, 25<sup>th</sup> Floor  
New York, New York 10013  
(212) 219-7533

Lawrence Feitell (counsel for Liang Shou Lin)  
225 Broadway, Suite 2020  
New York, New York 10007  
(212) 571-5711

Thomas Dunn (counsel for Ma Yu Dong)  
7 Dey Street, Suite 1101  
New York, New York 10007  
(212) 941-9940

Ellyn I. Bank (counsel for Zhang Xiu Qiao)

30 Vesey Street, Suite 100  
New York, New York 10007  
(212) 571-3980

John M. Burke (counsel for Wu Hua Yang)  
26 Court Street, Suite 1016  
Brooklyn, New York 11242  
(718) 875-3707

Michael H. Sporn (counsel for Lin Sui)  
299 Broadway, Suite 800  
New York, New York 10007  
(212) 791-1200

Don D. Buchwald (counsel for Qi Ming Chen)  
Kelley Drye & Warren  
101 Park Avenue  
New York, New York 10178  
(212) 661-0040

Jeremy Schneider (counsel for Qiu Xing Guo)  
Rothman, Schneider, Soloway & Stern, LLP  
100 Lafayette Street, Suite 501  
New York, New York 10013  
(212) 571-5500

Jeremy F. Orden (counsel for Wang Li Zhi)  
O'Bryan Baun Choen Cuebler Karamanian  
401 South Old Woodward, Suite 450  
Birmingham, Michigan 48009

Joyce London (counsel for Wang Yin)  
20 Vesey Street, Suite 400  
New York, New York 10007  
(212) 964-3700

Allan Paul Haber (counsel for Jian Qin Qu)  
111 Broadway, Suite 701  
New York, New York 10006  
(212) 233-4411

Howard Jacobs (counsel for Chin Ling Huang)  
401 Broadway  
New York, New York 10013  
(212) 431-3710

Joseph Schioppi (counsel for Wei Lin Shen)  
82-02 Grand Avenue  
Elmhurst, New York 11373  
(718) 899-0491

Margaret M. Shalley (counsel for Yi Dong)

Fasulo, Shalley & DiMaggio, LLP  
225 Broadway, Suite 715  
New York, New York 10007  
(212) 566-6212

Richard E. Signorelli (counsel for Xiang Zhang)  
799 Broadway, Suite 539  
New York, New York 10003  
(212) 254-4218

**6. United States v. German, et al., 03 Cr. 24 (LAP)**

In connection with what was dubbed Operation Tourniquet by the Federal Bureau of Investigation, I represented the United States, with co-counsel, in the investigation and prosecution of a large conspiracy of individuals engaged in a \$3 million health care fraud scheme involving bogus medical clinics, false medical claims, phony accidents, unnecessary medical procedures, and massive false billing. We oversaw a two-year FBI investigation involving wiretaps, search warrants, cooperating witnesses, and other law enforcement methods. In total, over a dozen defendants were ultimately charged with criminal activity in 2003, including mail fraud, wire fraud, and health care fraud. Based on evidence gathered during the investigation I helped to supervise, virtually every defendant charged pled guilty in the case pending before Judge Loretta A. Preska in the Southern District of New York. The defendants received sentences ranging from time served to 57 months in prison.

Co-counsel: Edward O'Callaghan  
Then – U.S. Attorney's Office, SDNY  
Now – Nixon Peabody LLP  
437 Madison Avenue  
New York, New York 10022  
(212) 940-3000

Opposing Counsel: James Armenakis, Esq. (counsel for Vladislav German)  
65 Bleeker Street  
New York, New York 10012  
(212) 228-2600

Joel Harvey Slomsky, Esq. (counsel for Vladislav German)  
30 South 17<sup>th</sup> Street, 12<sup>th</sup> Floor  
Philadelphia, PA 19103  
(215) 665-3417

Kenneth J. Kaplan, Esq. (counsel for Vladislav German)  
Kaplan & Katzberg  
767 Third Avenue, 26<sup>th</sup> Floor  
New York, New York 10017  
(212) 750-3100

Isabelle A. Kirshner, Esq. (counsel for Felix Mazurenko)  
Clayman & Rosenberg  
305 Madison Avenue, Suite 1301  
New York, New York 10165  
(212) 922-1080

David Touger, Esq. (counsel for Sabrina Wilson)  
Peluso & Touger  
70 Lafayette Street  
New York, New York 10013  
(212) 608-1234

Robert S. Dunn, Esq. (counsel for Grady Wilson)  
225 Broadway  
New York, New York 10007  
(212) 528-0898

Robert Koppelman, Esq. (counsel for Crystal Thomas)  
585 West End Avenue  
New York, New York 01024  
(212) 724-5115

David Lyle Stern, Esq. (counsel for Sami Ismail)  
Rothman, Schneider, Soloway & Stern L.L.P.  
70 Lafayette Street, 7<sup>th</sup> Floor  
New York, New York 10013  
(212) 571-5500

Robert S. Wolf, Esq. (counsel for Yelena Drobyak)  
Gersten, Savage, Kaplowitz, Wolf & Marcus L.L.P.  
101 East 52<sup>nd</sup> Street  
New York, New York 10022  
(212) 752-9700

Barry S. Zone (counsel for Yelena Drobyak)  
Gersten, Savage, Kaplowitz, Wolf & Marcus L.L.P.  
600 Lexington Avenue  
New York, New York 10022  
(212) 752-9700

Thomas Francis Dunn, Esq. (counsel for Yelena Dzinchveladze)  
7 Dey Street, Suite 1101  
New York, New York 10007  
(212) 941-9947

Loretta E. Lynch, Esq. (counsel for Horoshi Nakazawa)  
Cahill, Gordon & Reindel  
80 Pine Street  
New York, New York 10005  
(212) 701-3000

David Greenfield, Esq. (counsel for Kimberly Talerico)  
100 Lafayette Street, Suite 502  
New York, New York 10013  
(212) 481-9350

Barry M. Fallick, Esq. (counsel for Robert Mallela)

Rochman Platzer Fallick & Rosmarin  
666 Third Avenue  
New York, New York 10017  
(212) 697-4090

Winston Lee, Esq. (counsel for Evelyn Vales)  
20 Vesey Street, Suite 400  
New York, New York 10007  
(212) 964-2926

John H. Jacobs, Esq. (counsel for Charles Plank)  
260 Madison Avenue, 22<sup>nd</sup> Floor  
New York, New York 10016  
(212) 545-8087

Julia Paskaloff, Esq. (counsel for Oleg Osovsky)  
Law Office of Gary Tsirelman, P.C.  
4022 18<sup>th</sup> Avenue  
Brooklyn, New York 11218  
(718) 438-1200

Roland Gustaf Riopelle, Esq. (counsel for Oleg Osovsky)  
Sercarz & Riopelle L.L.P.  
152 West 57<sup>th</sup> Street, 24<sup>th</sup> Floor  
New York, New York 10019  
(212) 586-4900

7. **United States v. Bienvenido Mejia, 01 Cr. 150 (VM)**

I represented the United States, with co-counsel, in the investigation and prosecution of a large-scale cocaine distribution organization. Bienvenido Mejia and other members of the organization smuggled hundreds of kilograms of cocaine, worth millions of dollars, from the Dominican Republic into the United States, by secreting bricks of the drug within the doors of cargo shipping containers used in the delivery of produce to markets in the New York City area. We tried Bienvenido Mejia, the owner of a Bronx produce business, before Judge Victor Marrero in the Southern District of New York, in 2002. Mejia was convicted by a jury and sentenced in 2002 to 221 months in prison. The conviction was later vacated by the Second Circuit based solely on the District Court's inappropriate *ex parte* communication with the jury, done without consultation with counsel for either side, just prior to the returning of the guilty verdict. *See United States v. Mejia*, 356 F.3d 470 (2d Cir. 2004).

Co-counsel: Jeffrey A. Udell  
Then – U.S. Attorney's Office, SDNY  
Now – Olshan, Grundman, Frome, Rosenzweig & Wolosky, LLP  
Park Avenue Tower  
65 East 55<sup>th</sup> Street  
New York, New York 10022  
(212) 451-2222

Opposing Counsel: Albert J. Brackley  
85 Livingston  
Brooklyn, New York 11201

**8. Salovaara v. Eckert, 222 F.3d 19 (2d Cir. 2000)**

I represented, along with co-counsel, plaintiff-appellant Michael Salovaara and his lawyer, appellant Paul T. Shoemaker, in their appeal from the imposition of sanctions by the District Court in connection with a partnership dispute involving allegations of breach of fiduciary duty under the Employment Retirement Income Security Act (ERISA). The District Court had imposed approximately half a million dollars in sanctions and attorney's fees on appellants. I was principal drafter of the brief on appeal, in which we argued that the District Court had abused its discretion in imposing sanctions and awarding attorney's fees. In 2000, the Second Circuit Court of Appeals unanimously reversed the District Court's award of attorney's fees under ERISA and vacated all sanctions imposed under Rule 11 and 28 U.S.C. Section 1927.

Co-Counsel: Andrew Levander  
Dechert LLP  
1095 Avenue of the Americas  
New York, New York 10036  
(212) 698-3683

Guy Petrillo  
Then – Swidler Berlin Shereff Friedman  
Now – U.S. Attorney's Office, SDNY  
One Saint Andrew's Plaza  
New York, New York 10007  
(212) 637-2200

Opposing Counsel: Daniel A. Ross  
Stroock & Stroock & Lavan LLP  
180 Maiden Lane  
New York, New York 10038  
(212) 806-5400

**9. United States v. Juan Carlos Campuzano, 00 Cr. 1192 (CM)**

I represented the United States, with co-counsel, in the investigation and prosecution of Juan Carlos Campuzano for conspiracy to distribute heroin. The defendant had attempted to smuggle quantities of heroin from Colombia by hiding the substance in medical materials mailed to a co-conspirator in a hospital in White Plains, New York. I tried the case before Judge Colleen McMahon in the Southern District of New York. The defendant was convicted by a jury and sentenced in 2001 to 78 months in prison. I also represented the Government in the defendant's appeal before the Second Circuit. The conviction was affirmed. *See United States v. Campuzano*, 43 Fed. Appx. 433 (2d Cir. 2002).

Co-Counsel: William Silverman  
Then – U.S. Attorney's Office, SDNY  
Now – Greenberg Traurig, LLP  
200 Park Avenue  
New York, New York 10166  
(212) 801-3148

Opposing Counsel: Kerry Lawrence  
Briccetti, Calhoun & Lawrence, LLP  
81 Main Street, Suite 450  
White Plains, New York 10601  
(914) 946-5900

**10. Goodwin v. Live Entertainment, et al., Civ-15765 (1999 WL 64265) (V.C. Strine)**

I represented, along with co-counsel, defendant investment bank Houlihan Lokey Howard & Zukin (“Houlihan Lokey”) in a class action suit challenging the acquisition of Live Entertainment, Inc. (“Live”) by Bain Capital, Inc. The suit, brought in Delaware Chancery Court on behalf of Live’s shareholders, alleged that the defendant Live, its large shareholder Pioneer Electronics Corporation, and Houlihan Lokey had all breached their respective fiduciary duties and engaged in unfair dealing. Houlihan Lokey had served as the financial advisor that provided the fairness opinion incorporated into the merger proxy statement. In connection with our defense of Houlihan Lokey, I handled complex discovery, depositions, brief writing, and management of expert witnesses. I was the principal drafter of the brief in support of Houlihan Lokey’s summary judgment motion. Vice Chancellor Leo Strine granted summary judgment in favor of Houlihan Lokey and the other defendants in a written opinion in June 1999.

Co-Counsel: Claude M. Tusk  
Then – Shereff Friedman Hoffman & Goodman, LLP  
Now – Dechert LLP  
1095 Avenue of the Americas  
New York, New York 10036  
(212) 698-3612

Other Counsel: Jay W. Eisenhofer (counsel for plaintiff Goodwin)  
Grant & Eisenhofer P.A.  
1201 North Market Street  
Wilmington, Delaware 19801  
(302) 622-7000

James Ducayet (counsel for Live Entertainment)  
Sidley Austin LLP  
One South Dearborn  
Chicago, Illinois 60603  
(312) 853-7621

Kenneth Nachbar (counsel for Pioneer Electronic Corporation)  
Jessica Zeldin  
Morris, Nichols, Arsht & Tunnell LLP  
1201 North Market Street  
Wilmington, Delaware 19899  
(302) 658-9200

**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.)

**RESPONSE:** As Chief Counsel and Staff Director of the Administrative Oversight and the Courts Subcommittee, I supervised for the Subcommittee Chairman all criminal and other policy matters, including white-collar issues, violent crime, homeland security, counter-terrorism, and Congressional oversight of DOJ, FBI, and DEA.

In addition, I negotiated legislative language and drafted proposed legislation, committee reports, as well as committee and floor statements. Among other pieces of legislation during my tenure on the Committee, I helped to draft, negotiate, and guide to passage in the 110th Congress S. 431, the KIDS Act, a bill to protect children from sexual predators (Public Law 110-400), and the SAFE Act, a bill to increase reporting of child pornography offenses (Public Law 110-401).

In connection with the Senate Judiciary Committee's 2007 investigation of U.S. Attorney firings, I have engaged substantially in what can be described as litigation with the Justice Department and the White House, including taking sworn testimony from witnesses, negotiating the scope and timing of discovery, and the issuance and enforcement of Committee subpoenas. I formally appeared on behalf of the Committee to take recorded testimony from a number of DOJ officials.

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.

**RESPONSE:** Between 2003 and 2005, I was an adjunct Professor at Fordham University School of Law, where I taught a letter-graded legal research and writing course to first-year law students. I have not been able to locate a syllabus in my own files, and the law school has also been unable to locate one.

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.

**RESPONSE:** The only future benefits I expect to receive are from a federal government Thrift Savings Plan, which is listed on my Net Worth Statement.

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.

**RESPONSE:** I have no such plans, commitments, or agreements.

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).

RESPONSE: See attached copy of financial disclosure report (SF-278).

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

RESPONSE: See attached net worth statement and schedule of assets.

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.

RESPONSE: Because I have not worked on behalf of private clients in more than nine years and my wife does not work outside the home, no likely potential conflicts of interest come immediately to mind. As set forth below, if such a conflict were to arise, I would follow all relevant rules concerning conflicts of interest and, if confirmed, I would follow the guidance of ethics professionals at the Department of Justice.

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

RESPONSE: I will follow all relevant rules concerning conflicts of interest and, if confirmed, I will follow the guidance of ethics professionals at the Department of Justice. In the event of a potential conflict of interest, I will consult with the ethics officials in the Executive Office for United States Attorneys, 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.

RESPONSE:

Since February 2000, all of my legal work has been in public service. Prior to that, while in private practice, I spent substantial time engaged in *pro bono* legal work. Among others matters, I spent hundreds of hours participating in the following:

I, along with other lawyers at Gibson, Dunn & Crutcher, represented on a *pro bono* basis Paul Jolly, a state inmate who challenged his conditions of confinement, based on the Religious Freedom Restoration Act ("RFRA") and the Eighth Amendment to the

Constitution. The case is reported at *Jolly v. Coughlin*, 76 F.3d 468 (2d Cir. 1996), *aff'g Jolly v. Coughlin*, 894 F. Supp. 734 (S.D.N.Y. 1995).

Separately, I, along with other lawyers at Gibson, Dunn & Crutcher, represented on a *pro bono* basis several prison inmates in a challenge to the conditions of their confinement based on the Free Exercise Clause and RFRA. The case is reported at *Mohammad v. City of New York Dep't of Corrections*, 126 F.3d 119 (2d Cir. 1997); *Mohammad v. City of New York Dep't of Corrections*, 904 F. Supp. 161 (S.D.N.Y. 1995).

I also represented on a *pro bono* basis criminal defendant Richard Gilmore in his appeal to the First Department in New York. Gilmore, who had been convicted of robbery in the first degree and grand larceny in the fourth degree, challenged his conviction on a number of grounds, including faulty jury instructions. I drafted the brief and argued the appeal. The First Department affirmed the conviction. The case is reported at *People v. Gilmore*, 246 A.D.2d 444, 667 N.Y.S.2d 246 (1<sup>st</sup> Dep't NY 1998).

Finally, while in law school, I tutored disadvantaged students as part of Columbia Law School's Harlem Tutorial Program.

In my current capacity, I have frequently spoken to law students about the importance of public service and *pro bono* work.

## FINANCIAL STATEMENT

### NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

ASSETS		LIABILITIES	
Cash on hand and in banks	\$412,200	Notes payable to banks-secured	\$0
U.S. Government securities-add schedule	\$0	Notes payable to banks-unsecured	\$0
Listed securities-add schedule	\$393,400	Notes payable to relatives	\$0
Unlisted securities--add schedule	\$206,000	Notes payable to others	\$0
Accounts and notes receivable:	\$0	Accounts and bills due	\$0
Due from relatives and friends	\$0	Unpaid income tax	\$0
Due from others	\$0	Other unpaid income and interest	\$0
Doubtful	\$0	Real estate mortgages payable-add schedule (Wells Fargo)	\$550,000
Real estate owned-add schedule (Maryland Residence)	\$950,000	Chattel mortgages and other liens payable	\$0
Real estate mortgages receivable	\$0	Other debts-itemize:	\$0
Autos and other personal property	\$23,000		
Cash value-life insurance	\$63,700		
Other assets itemize:			
Children's college savings plans	\$89,300		
Thrift Savings Plan (12/31/08)	\$65,600		
		Total liabilities	\$550,000
		Net Worth	\$1,653,200
Total Assets	\$2,203,200	Total liabilities and net worth	\$2,203,200
CONTINGENT LIABILITIES		GENERAL INFORMATION	
As endorser, comaker or guarantor	\$0	Are any assets pledged? (Add schedule)	No
On leases or contracts	\$0	Are you defendant in any suits or legal actions?	No
Legal Claims	\$0	Have you ever taken bankruptcy?	No
Provision for Federal Income Tax	\$0		
Other special debt	\$0		

**Schedule of Assets (as of 4/30/09 unless otherwise indicated; (S) indicates assets held by Nominee's spouse)**

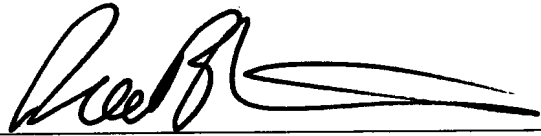
<b>Listed Securities – Mutual Funds</b>	
Dependents' SWPIX (Schwab S&P 500 Index)	\$26,100
SNXFX (Schwab 1000 Index Fund)	\$4,000
TBTBX (Turner New Enterprise Fund)	\$1,100
(S) FESGX (First Eagle Global Fund Class C)	\$46,200
(S) SHRAX (LMP Aggressive Growth A)	\$43,100
(S) SBLGX (LMP Large Cap Growth A)	\$37,000
(S) SMMCX (LMP Smith Barney Managed Municipal)	\$57,000
(S) NQS (Nuveen Select Quality Munic Fund Inc.)	\$18,300
(S) TWQ1Z (American Century Ultra)	\$4,300
(S) WOGSX (White Oak Growth Stock)	\$2,500
(S) AFTEX (Tax Exempt Bond Fund of America Class A)	\$15,200
(S) MNNAX (Munder Internet Fund)	\$4,000
(S) Scudder Multi-Market Income Trust	\$32,600
(S) PGROX (Dreyfus Premier Worldwide Growth Fund)	\$26,000
<b>Securities held in IRA accounts:</b>	
DGHCX (Allianz RDM Wellness D)	\$2,800
QQQQ (Nasdaq 100)	\$6,900
SWPIX (Schwab S&P 500 Index)	\$46,800
PRISX (T. Rowe Price Financial Services Fund)	\$8,700
TBTBX (Turner New Enterprise Fund)	\$4,200
(S) DGHCX (Allianz RDM Wellness D)	\$2,400
(S) SSMGX (Sit Small Capital Growth Fund)	\$4,200
<b>TOTAL LISTED SECURITIES:</b>	<b>\$393,400</b>
<b>Unlisted Securities</b>	
42,949 common shares of Diapers.com (recent valuation of \$4.80 per share)	\$206,000
<b>Real Estate Owned</b>	
Personal residence in Bethesda, MD	\$950,000
<b>Real Estate Mortgages Payable</b>	
Personal residence in Bethesda, MD Mortgagee: Wells Fargo	\$550,000

AFFIDAVIT

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

5/13/09

(DATE)



(NAME)



(NOTARY)

District of Columbia

Subscribed and sworn to before me this 13<sup>th</sup> day of

May, 2009



Notary Public

**NOTARY PUBLIC  
DISTRICT OF COLUMBIA**

**MY COMMISSION EXPIRES OCTOBER 14, 2013**