

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR NON-JUDICIAL NOMINEES

PUBLIC

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

Steven Michael Dettelbach.

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

United States Attorney for the Northern District of Ohio.

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.

Baker & Hostetler LLP
1900 East 9th Street
3200 National City Center
Cleveland, Ohio 44114

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

1965; Cleveland, Ohio.

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.

Harvard Law School (1988-1991); J.D., June 1991

Dartmouth College (1984-1988); A.B., June, 1988

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.

Ohio Ethics Commission (Commissioner: 2008-present)
8 East Long Street, 10th Floor
Columbus, Ohio 43215-2940

Baker & Hostetler, LLP (Partner: 2006-Present)
1900 East 9th Street
3200 National City Center
Cleveland, Ohio 44114

Anti Defamation League, Ohio/Allegheny Region
(Board member: Civil rights committee: 2006-present)
505 Terminal Tower
Cleveland, Ohio 44113

Montefiore Home (Board member: 2008-Present)
One David Myers Parkway
Beachwood, Ohio 44122

InterAct Cleveland (Board member: 2005-2008)
1688 Fulton Rd
Cleveland, Ohio 44113

Cleveland Marshall College of Law (Adjunct Faculty, 2005) (Advanced course: White Collar Crime.)
2121 Euclid Avenue. LB 138
Cleveland, Ohio 44115

United States Attorney's Office, Cleveland, Ohio (Assistant United States Attorney: Organized Crime and Corruption Strike Force: 2003-2006)
901 W. Superior Ave.
Suite 400, Stokes United States Courthouse
Cleveland, Ohio 44113

United States Senate Committee on the Judiciary (Counsel on Detail from DOJ: 2001-2003 (Leahy Staff))
224 Dirksen Senate Office Building
Washington, D.C. 20510

United States Attorney's Office, Maryland (Assistant United States Attorney, 1997-1999; Deputy Chief, Southern Division, 1999-2001)
U.S. Courthouse, Suite 400
6500 Cherrywood Lane
Greenbelt, Maryland 20770

United States Department of Justice, Civil Rights Division, Criminal Section (Trial Attorney, 1992-1996: Acting Deputy Chief: 1996-1997)
United States Department of Justice, Civil Rights Division
950 Pennsylvania Avenue, N.W. (Criminal Section: PHB)
Washington, D.C. 20530

United States Attorney's Office, Washington, D.C. (Special Assistant United States Attorney: 1993)

555 Fourth Street, N.W.
Washington, D.C. 20530

Chambers of Hon. Stanley Sporkin (Law Clerk: 1991-92)

United States Courthouse, District of Columbia (former address)
4th & Constitution Avenue, N.W.
Washington, D.C. 20530

United States Attorney's Office, Boston, Massachusetts (Intern during law school: 1989-90)

John Joseph Moakley United States Federal Courthouse
1 Courthouse Way, Suite 9200
Boston, MA 02210

Harvard Law School (Legal Methods Instructor/Research Assistant: 1989-1990)

Griswold Hall
1525 Massachusetts Avenue
Cambridge, MA. 02138

Jones Day (Summer Associate, 1991)

901 Lakeside Avenue
Cleveland, Ohio 44114

Zukerman, Speader, LLP (Summer Associate: 1990)

1800 M Street, NW
Suite 1000
Washington, D.C. 20036-5807

United States Department of Justice, Civil Rights Division, Housing and Civil Enforcement Section

(Summer Law Clerk: 1990)
United States Department of Justice, Civil Rights Division
950 Pennsylvania Avenue, N.W. (NWB)
Washington, D.C. 20530

Sidley & Austin (Summer Associate: 1989)

Chicago Office: June-July
One South Dearborn
Chicago, Illinois 60603
and

D.C. Office (July-August)
1501 K St NW # 600
Washington, DC 20005

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 have registered for selective serve as required by law.

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.

Forty Under Forty: Crain's Cleveland Business: Class of 2005.

Financial Crimes Prosecutor of the Year. International Society of Financial Crime Investigators as well as Mid-Atlantic Chapter: 1998.

U.S. Department of Justice Special Achievement Awards for Superior Performance (multiple years).

- Civil Rights Division (Assistant Attorney General Deval Patrick)
- United States Attorney's Office, District of Maryland (United States Attorney Lynne A. Battaglia)
- United States Attorney's Office, Northern District of Ohio (United States Attorney Gregory A. White)

Letters of commendation and awards for service as federal prosecutor from:

- U.S. Attorney General Janet Reno (four times)
- Director, Federal Bureau of Investigation (Louis Freeh)
- Special Agent in Charge Gerald Mack: Cleveland FBI Field Office
- United States Postal Inspection Service ("exemplary performance")
- Prince George's County Maryland: Chief's Award (for conviction of "numerous armed repeat offenders")
- Various United States Attorneys (including D. R.I, (Sheldon Whitehouse), S.D. Ala., D. Mass. (Donald Stern))

Harvard Civil Rights and Civil Liberties Law Review: Selected as Senior Notes Editor

Dartmouth College Community Health Service Award, 1988(for founding Responsible Aids Information at Dartmouth (R.A.I.D.)).

Rufus Choate Scholar, Dartmouth College

9. **Bar Associations**: List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

- American Bar Association
- Cleveland Metropolitan Bar Association
- Edward Bennett Williams Inn of Court
- John Manos Inn of Court
- Norman S. Minor Bar Association
- D.C. Bar Association (Criminal Law Steering Committee, 1997-1999)
- Governor's Task Force on Ohio Campus Safety (2007: Chair of Working Group on Law Enforcement Response)
- Strickland-Fisher Transition Team: Chair of Review panel on Ohio Ethics Commission (2006)
- Ohio Attorney General Transition agency review team (2006).
- Obama-Biden transition: Outside advisor on Department of Justice related issues and chair of outside advisor group (December 2008- January 2009).

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.

Ohio: Admitted November 18, 1991 – (Inactive status 1995–2003 as did not live in State of Ohio.) Current status: Active member.

District of Columbia: Admitted January 10, 1994. No lapses in membership.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

United States District Court for the Northern District of Ohio – Admitted August 15, 2006. No lapses in membership.

United States District Court for the District of Maryland – Admitted January 18, 2000; (Allowed membership to lapse as practice changed location when moved to Cleveland, Ohio.)

United States Court of Appeals for the Fourth Circuit – Admitted June 2, 1997. No lapses in membership/

11. **Memberships:**

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held.

Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

- Park Synagogue, Cleveland Heights, Ohio. (member, 2003-Present, Chair of Social Action Committee, 2003-2006)

- Montefiore Home (Jewish affiliated nursing home), 2008- Present. (Board member and Chair of Government Relations Committee).

- Jewish Community Federation of Cleveland: Member, Government and Community Relations Committees. (Government Relations Committee, 2008 - Present) (Community Relations Committee, 2009)

- Greater Cleveland Interreligious Partners in Action ("InterAct Cleveland"). Board member: 2005-2008: Vice Chair of Board; 2008.

- American Constitution Society: 2006-2009,(member).

- National Jewish Democratic Council, Cleveland Ohio Chapter Chair, 2008-2009.

- Anti Defamation League, Ohio and Allegheny Regional Board member: and Member of Civil Rights Committee 2006-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.

Park Synagogue is a Jewish temple.

Montefiore Home is a Jewish affiliated nursing home that serviced only Jewish residents when I came onto the Board last year. I supported and voted for a change in that policy, which was in fact changed in January 2009.

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.

- Recent Development, 24 Harvard Civil Rights- Civil Liberties law Review, (1990), Forfeiting the Right to Counsel -- *United States v. Monsanto*, 109. S. Ct.

2657 (1989) and *Caplin & Drysdale Chartered v. United States*, 109 S. Ct. 2646 (1989).

- Invited Contributor, *Beyond a Reasonable Doubt: Letters and Essays from the Famous and Infamous on the True Definition of Guilt in America*, Larry King (ed.), Phoenix Books (2006). See Steve Dettelbach, *When The State Helps the Underdog: The Promise of Power in the United States*.

- Steven Dettelbach & S. Jeanine Conley, *White Collar Crime Reporter: Knock, Knock! The Rep. William Jefferson Search case and its Implications in the Attorney-Client Context*, June 12, 2006.

- Steven M. Dettelbach & Beryl A. Howell, *Legal Times, Return to Sender: Justice Department Lawyers Should Review National Security Letters Before FBI Delivery*, Volume XXX No. 27, July 2, 2007.

- Washington Post, November 13, 2003. *Home Sweet Home*, A. 21, Steven Dettelbach.

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

None.

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

None.

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

I am a frequent speaker regarding criminal law and other matters and have been for many years. The list below, while not every speech I have ever given, is my best attempt to reconstruct my public speaking engagements. I do not speak from prepared texts, rather using rough notes which I do not retain. I have included power point presentations that I have used during certain such presentations where I still have them. Not all the addresses have a formal title, as set forth.

Date: December 18, 2008 Title: No Formal Title of Speech

Sponsoring Group:
Norman S. Minor Bar Association
P.O. Box 5961
Cleveland, Ohio 44101

Location:
Carl Stokes, United States Court House
901 West Superior Avenue
Cleveland, Ohio 44113

Summary: Spoke to predominantly African American Bar association about importance of public service for lawyers and opportunities for same, focusing on my experience as a federal prosecutor in Cleveland.

Dates: December, 2006, 2007 and 2008. Trial Evidence for the Ohio Practitioner, Practical Considerations of Judicial Notice, Presumptions and Inferences, Relevance, and Collateral Evidence.

Sponsoring Group:
Ohio State Bar Association
1700 Lake Shore Drive
Columbus OH, 43204

Location: The Forum – One Cleveland Center, Cleveland, Ohio

Summary: Continuing legal education program for trial lawyers. Did presentations each year on several of the Rules of Evidence (relevance, unfair prejudice, judicial notice, inadmissibility of settlement negotiations, remedial measures and collateral evidence) and various legal and practical considerations inn their application to trial practice.

Date: October, 2008 NJDC-RJC Forum on Election Issues

Sponsoring Group:
Temple Emmanuel Social Action Committee

4545 Brainard Road,,
Orange Village, Ohio

Location of Speech: 4545 Brainard Road, Orange Village, Ohio

Summary: Represented NJDC as Cleveland Chapter Chair in debate on issues of relevance to Jewish community in 2008 presidential election.

Dates: Various, Fall of 2008: No title. Obama related campaign events.

Locations: Various houses and locations in and around Cleveland, Ohio.

Summary: Spoke as volunteer on over 10 occasions at various private “coffees” or other private gatherings on matters of import in upcoming presidential election in support of President Obama.

**Date: October 1, 2008 The Investigation and Trial of a White Collar Case:
Navigating Around The Land Mines**

Sponsoring Group:
Florida Bar Association
651 E. Jefferson Street
Tallahassee, FL 32399-2300

Location of Speech: John Adam Courthouse, 1 Pemberton Square, Boston, MA

Summary: Spoke as member of panel for continuing legal education event for Florida Bar Association on white collar criminal investigations and tactical and legal considerations in responding to the same.

Date: July 30, 2008 White Collar Crime – What’s Hot?

Sponsoring Group:
Beachwood Chamber of Commerce
23230 Chagrin Boulevard, Suite 900
Beachwood, Ohio 44122-5474

Location of Speech: Sheraton Hotel, 23230 Chagrin Boulevard, Suite 900,
Beachwood, Ohio

Summary: Lunch speech to small business group on matters relating to white collar crime and enforcement trends and efforts.

**Date: December 13, 2007 Opening, Closing and Rebuttal: Tips for
Effective Jury Argument.**

Sponsoring Group:
Cleveland Metropolitan Bar Association
1301 East Ninth Street, 2nd Level
Cleveland, Ohio 44114

Location of Speech: Cleveland Bar Association

Summary: Continuing Legal Education speech on effective advocacy in jury trials, focusing on counsel's opportunities during a trial to address the jury.

Date: November 30, 2007 Sarbanes-Oxley Certification Requirements

Sponsoring Group:
Practicing Law Institute and Executive Enterprise Institute
810 Seventh Avenue
New York, NY 10019

Location of Speech: New York, NY

Summary: Gave continuing legal education speech to in house and outside counsel and auditors on origin, purpose and import of the various certification requirements contained in and effected by the Sarbanes-Oxley Act. (same presentation was given in various locations and on various dates as set forth below).

Date: October 5, 2007 Outsourcing the Prosecution: Compliance Programs and Independent Monitors

Sponsoring Group:
Edward Bennett Williams American Inn of Court
United States Court of Appeals for the DC Circuit
333 Constitution Ave NW, Room 5108
Washington, DC 20001-2852

Location of Speech: U.S Courthouse in Washington, D.C.

Summary: Moderated panel on use of monitors by the Department of Justice as part of deferred prosecution agreements and various considerations in negotiating such deferred prosecution agreements.

Date: July 2007 The Defense Perspective (AUSA/Agent Training)

Sponsoring Group:
United States Attorney's Office for the Northern District of Ohio
901 W. Superior Avenue
United States Courthouse, Suite 400
Cleveland, Ohio 44113

Location:
NASA Glenn Research Center
21000 Brookpark Road
Cleveland, Ohio 44135

Summary: Invited by USAO to speak to AUSA's and agents on current trends in white collar defense perspective in federal criminal enforcement.

Date: May 17, 2007 Sarbanes-Oxley Certification Requirements

Sponsoring Group:
Practicing Law Institute and Executive Enterprise Institute
810 Seventh Avenue
New York, NY 10019

Location of Speech: Chicago, Illinois

Summary: Gave continuing legal education speech to in house and outside counsel and auditors on origin, purpose and import of the various certification requirements contained in and effected by the Sarbanes-Oxley Act (same as described elsewhere).

Date: April 19, 2007 E-Discovery: Managing Compliance and Risk Challenges

Sponsoring Group:
Ethics & Compliance Officer Association (ECO)
411 Waverley Oaks Road
Suite 324
Waltham, Massachusetts 02452

Location of Speech: Weston Hotel, Palm Beach, Florida

Summary: Panel at ECOA sponsor's forum on compliance related risks and issues created by E-Discovery both in government investigations and private litigation. Focus was on application of normal quality control standards and principles in a compliance program to document retention and production efforts.

Date: March 27, 2007 Are America's Corporations Under Siege by Federal Prosecutors and Law Enforcement Agencies?"

Sponsoring Group:
Annual Joint Session of Northeast Ohio Inns of Court
On White Collar Crime (John W. Manos Inn of Court)

Location of Speech: Cleveland, Ohio

Summary: On panel that discussed issues that included the waiver of attorney-client privilege in government investigations as well as the role of the corporate defense attorney in dealing with the prosecutors and regulators in such matters.

Date: January 26, 2007

**Symposium on Current Issues dealing with
Supreme Court decision in *Brady v. Maryland***

Sponsoring Group:
Case Western Reserve Law School
11075 East Boulevard
Cleveland, OH 44106-7148

Location of Speech: Case Western Reserve University
Law School Moot Courtroom

Summary: Presented views on recent developments in criminal law, specifically with respect to the landmark Supreme Court decision in *Brady v. Maryland*. My panel related to the application of Brady doctrine to the use and misuse of "jail house snitches."

Date: December 7, 2006:

Sarbanes-Oxley Certification Requirements

Sponsoring Group:
Practicing Law Institute and Executive Enterprise Institute
810 Seventh Avenue
New York, NY 10019

Location of Speech: Orlando, Florida

Summary: Gave continuing legal education speech to in house and outside counsel and auditors on origin, purpose and import of the various certification requirements contained in and effected by the Sarbanes-Oxley Act (same as elsewhere).

Date: December 4, 2006

**Investigating, Prosecuting and Defending Public
Corruption Charges: Handling High-Profile
Criminal Matter**

Sponsoring Group:
Cleveland Metropolitan Bar Association
Sponsoring Group:
Cleveland Metropolitan Bar Association
1301 East Ninth Street, 2nd Level
Cleveland, Ohio 44114

Location of Speech:
Cleveland Metropolitan Bar Association

1301 East Ninth Street, 2nd Level
Cleveland, Ohio 44114

Summary: I addressed the Cleveland Bar Association's White Collar Crime Institute, "White Collar Crime: Prosecution and Defense," which featured several prominent white collar defense attorneys, prosecutors and law enforcement agents. I was the moderator and a panelist for the session described by the above title.

Date: November 10, 2006: Hackers and Slackers Beware: Preventing and Responding to Data Breaches and Data Theft

Sponsoring Group:
Cleveland Metropolitan Bar Association
1301 East Ninth Street, 2nd Level
Cleveland, Ohio 44114

Location of Speech:
Cleveland Metropolitan Bar Association
1301 East Ninth Street, 2nd Level
Cleveland, Ohio 44114

Summary: Part of continuing legal education panel on preventing and responding to computer data breaches in both criminal and civil contexts. Speech dealt with encryption issues and interplay between civil and criminal procedures in dealing with data breach issues.

Date: October 17, 2006 Panelist after Premier of "Quiet Revolution"

Sponsoring Group:
Northeast Ohio Chapter of the American Constitution Society

Location of Speech:
Law Offices of Calfee, Halter & Griswold
1400 Key Bank Center
800 Superior Avenue
Cleveland, Ohio 44114-2688

Summary: "Quiet Revolution," a documentary by the Alliance For Justice which traces the rise and impact of conservative scholars, lawyers and judges on American law and public policy. After the viewing I participated in a panel discussion regarding judicial nomination and confirmation practices over the past two decades.

Date: July 12, 2006 ADL Summer Speaker Series for Young Leadership Division

Sponsoring Group:
Anti Defamation League, Ohio/Allegheny Region

505 Terminal Tower
Cleveland, Ohio 44113

Location of Speech:
Shaker Nature Center
2600 S Park Blvd
Cleveland, OH 44120

Summary: Part of panel for summer speaker series. Panel focused on issues in balancing civil liberties and national securities goals in anti-terrorism efforts.

Date: January 2006 **No formal title: Sarbanes Oxley Issues**

Sponsoring Group
Ohio Eighth District court of Appeals
Annual Conference

Location of Speech:
Holiday Inn Conference Center
Westlake, Ohio

Summary: Appeared as part of a panel representing United States Attorney's Office on discussion of issues involving white collar criminal enforcement after passage of Sarbanes-Oxley Act.

Dates: November 2004 and 2005 **No formal title: Hate Crimes Panel(s)**

Sponsoring Group:
United States Attorney's Office, Northern District of Ohio
Hate Crimes Working Group

Location:
NASA Glenn Research Center
21000 Brookpark Road
Cleveland, Ohio 44135

Summary: Served on panel on hate crimes enforcement at annual training conference for law enforcement and community groups sponsored by United States Attorneys Office as part of Hate Crimes Working Group activities. Panel used hypothetical facts to discuss issues that arise when potential hate crimes are investigated and prosecuted in both the state and federal systems.

Date: December 2005 **USA Patriot Act: Myths and Realities**

Sponsoring Group:
Ohio Prosecuting Attorney's Association

Location of Speech:
Hyatt Capitol Square
Columbus, Ohio

Summary: Appeared as representative of United States Attorney's office for continuing legal education event to annual convention of state prosecutors. Spoke on law enforcement topics and matters, including in relation to the USA Patriot Act. Used DOJ prepared presentation materials.

Date: 2005 **USA Patriot Act: Myths and Realities**

Sponsoring Group:
Ohio Association of Chief's of Police
6277 Riverside Dr., Ste. 2N –
Dublin, OH 43017

Location of Speech:
Salt Fork State Park

Summary: Appeared as representative of United States Attorney's office to address annual convention of state law enforcement managers. Spoke on law enforcement topics and matters, including in relation to the USA Patriot Act. Used DOJ prepared presentation materials.

Date: 2005 (date unknown) **Sarbanes Oxley**

Sponsoring Group
Ohio State Bar Association
Annual Conference

Location of Speech: Columbus, Ohio

Summary: Appeared as part of a panel representing United States Attorney's Office on discussion of issues involving white collar criminal enforcement after passage of Sarbanes-Oxley Act.

Date: 2004 **The Sound of Ideas USA Patriot Act Program**

Sponsoring Group:
WCPN
1375 Euclid Avenue.
Cleveland, Ohio

Location of Speech:

WCPN studios
1375 Euclid Avenue.
Cleveland, Ohio

Summary: Participated as representative of United States Attorney's office in radio forum discussing and debating facets of USA PATRIOT Act and other anti-terrorism enforcement efforts.

Date: 2004 (exact date unknown) No formal title: Patriot Act Forum

Sponsoring Group:
WBGU-PBS
245 Troup Ave.
Bowling Green, OH 43403

Location of Speech:
WBGU-PBS studios
245 Troup Ave.
Bowling Green, OH 43403

Summary: Participated as representative of United States Attorney's office in televised forum discussing and debating facets of USA PATRIOT Act and other anti-terrorism enforcement efforts (video being provided)..

Date: December 2004 Cleveland Bar Association Litigation Institute

Sponsoring Group:
Cleveland Metropolitan Bar Association
1301 East Ninth Street, 2nd Level
Cleveland, Ohio 44114

Location of Speech:
Cleveland Metropolitan Bar Association
1301 East Ninth Street, 2nd Level
Cleveland, Ohio 44114

Summary: Appeared as representative of United States Attorney's office for continuing legal education event as part of panel discussion on law enforcement topics and matters, including in relation to the USA Patriot Act.

Date: October 28, 2002 No formal Title: The Sarbanes-Oxley Act

Sponsoring Group:
Stanford University Law School
559 Nathan Abbott Way
Stanford, CA 94305

Location of Speech:
Lecture Hall at
Stanford University Law School
559 Nathan Abbott Way
Stanford, CA 94305

Summary: Spoke to students at Stanford Law School on then recently passed Sarbanes-Oxley Act and philosophy and purposes of same based on service as staff person on Senate Judiciary Committee. Appeared in official capacity.

Dates: 1997-2006

**Training at the Department of Justice National
Advocacy Institute**

Sponsoring Group:
United States department of Justice
National Advocacy Center (NAC)

Location:
NAC
Columbia, South Carolina and off site conferences (one in New Orleans, La.)

Summary: During these dates of my employment with the Department of Justice, I was invited to and did, on at least five occasions, present at various training courses aimed at DOJ employees and other law enforcement personnel held at the NAC. Among the topics I taught were human trafficking enforcement, prosecution of color of law cases and hate crimes enforcement. I have no records of the dates or precise topics of these training sessions. My role was more often than not that of a moderator on various panels.

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

I have done my best to identify all items called for in this question, including through a review of my personal files and searches of publicly available electronic databases. I have located the following:

The Dartmouth, Anya Perret, "Alum. Recommended for U.S. attorney post," 3/10/09

Plain Dealer, n/a, "Steve Dettelbach rises to the top for U.S. attorney post," 3/8/09

KGO/Newstalk Radio, n/a, "Illinois Governor Blagojevich indicted," 12/11/08

Legal Times, Mike Scarcella, "Now Convicted, Stevens Looks to Nov. 4," 11/3/08

The Cleveland Jewish News, Ellen Schur Brown, "Debate between Jewish politicians gets loud," 10/31/08

CNN Radio, n/a "Stevens Guilty Verdict," 10/27/08

KGO Newstalk Radio, n/a, "Jury Deliberation in Stevens Trial," 10/23/08

AP, Tom Hays, "Stevens appears ready to take witness stand," 10/16/08

USA Today, Matt Kelley, "Stevens trial to continue despite errors by prosecution," 10/3/08

The Cleveland Jewish News, Janet Dery, "White collar crime field surging, says expert," 8/29/08

AP, Corey Williams, "Plea deal may be Detroit mayor's best option," 8/28/08

AP, n/a, "Detroit Mayor May Not Survive Scandal," 8/28/08

Traverse City Record Eagle, n/a, "Deal for Kilpatrick is possible," 8/28/08

Crain's Cleveland Business, Jay Miller, "Private-party ethics issues arise in county prob wake," 8/4/08

Financial Week, Nicholas Rummell, "House bill would extract more info from mining, energy companies," 5/16/08

Plain Dealer, Damian Guevara, "Appeals court upholds Nate Gray conviction," 4/2/08

El Nuevo Dia, n/a, "It Is More Difficult To Prove Intent," 3/29/08

The New York Times, Helene Cooper, "Passport Files of 3 Candidates Were Pried Into," 3/22/08

Jewish Telegraphic Agency, Ron Kampeas, "Obama fights for Jewish votes in Ohio," 2/25/08

KGO Newstalk Radio, n/a, "White-Collar Crime & the Political Process," 12/10/07

Plain Dealer, John Caniglia, "Ohio's Morford not likely choice to become next attorney general," 8/28/07

Los Angeles Times, Richard B. Schmitt, "U.S. attorney is at center of brewing storm - If lawmakers hold administration figures in contempt, Jeffrey Taylor could be pitted against his bosses," 8/22/07

Plain Dealer, John Caniglia, "Traficant prosecutor fills in as deputy AG," 7/19/07

AP, Jeffrey Gold, "Through decades in power, James managed to avoid charges," 7/12/07

KGO Newstalk Radio, n/a, "Democrats Call for 'No-Confidence' Vote on Gonzales," 5/18/07

U.S. News & World Report, Chitra Ragavan, "Getting in Deeper... Another week reveals more lapses in judgment by the Bush team," 5/20/07

The Washington Post, Ruben Castaneda, "Appeal Is Delayed Because Transcripts Might Contain Secrets," 4/28/07

The Hill, Susan Crabtree and Elana Schor, "N.M.'s Domenici, Wilson face more questions about Iglesias," 4/3/07

The Wall Street Journal, Karen Richardson, "The Secret Life Of an Informant," 10/21/06

The Baltimore Sun, Brent Jones, "Lies, Cover-Up Alleged," 10/2/06

St. Louis Post-Dispatch, Kevin McDermott, "Blagojevich inquiry has parallels to Ryan case," 9/8/06

Investment News, Riva Froymovich, "Lay's estate may be in the clear," 8/18/06

Cleveland Jewish News, Steve Dettelbach, "Clarifying his comments at ADL program," 8/3/06

Crain's Cleveland Business, Jay Miller, "Steven Dettelbach; Assistant U.S. Attorney Organized Crime and Public Corruption Task Force, Age 39," 11/21/05

Cleveland Magazine, Erick Trickey, "Scenes & Secrets: Nate Gray on Trial," 9/28/05

The Houston Chronicle, Dan Feldstein, "Ex-city official tells court 5 companies gave her gifts; Corruption trial in Ohio focuses on Houston angle," 6/23/05

The State Journal-Register, Chris Detro, "Miller takes oath as central Illinois' new U.S. attorney," 7/2/02

Chicago Daily Law Bulletin, Randy Squires, "On Monday, it's official: top fed in central Illinois," 6/28/02

Chicago Daily Law Bulletin, Daniel C. Vock, "'Outsider' tapped for mid-state prosecutor," 9/10/01

The Washington Post, Ruben Castaneda, "1 Officer Guilty, 1 Acquitted In pr. George's Dog Attack," 8/16/01

AP, Stephen Manning, "Officer found guilty of setting police dog on homeless men," 8/15/01

The Washington Post, Ruben Castaneda, "2nd Trial Begins in Pr. George's Dog Attack," 8/2/01

Plain Dealer, Mark Rollenhagen, "Guilty Plea In Cross Incident," 11/15/96

The New York Times, n/a, "Dartmouth Journal; 'AIDS Road Show' Stoking a Feud," 3/16/88

The New York Times, Thomas Morgan, "At Dartmouth, A Helping Candor," 11/8/87

Bloomberg Radio, n/a, "Simply Put: Contempt of Congress Citations Against Former White House Staff," 7/25/07 [no copies or transcripts available]

Bloomberg Radio, "Simply Put: Bush Invokes Executive Privilege in Case of Fired U.S. Attorneys," 7/11/07 [no copies or transcripts available]

Bloomberg TV, n/a, "Money & Politics: Scooter Libby Sentence," 6/5/07 [no copies or transcripts available]

Bloomberg Radio, n/a, "Simply Put: Scooter Libby Sentence," 6/5/07 [no copies or transcripts available]

Bloomberg Radio, n/a, "Simply Put: Scooter Libby Verdict," 3/6/07 [no copies or transcripts available]

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.

Governor's Task Force on Campus Safety, Chairman, Law Enforcement Response Working Group, 2007. Selected by Governor Ted Strickland and Chancellor Eric Fingerhut to assist in Ohio campus safety initiative in wake of Virginia Tech tragedy. Led one of four groups and presented findings to Chancellor and at Campus Safety Summit.

Commissioner, Ohio Ethics Commission. Appointed by Governor Ted Strickland effective August 8, 2008.

- 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.

Volunteer: Strickland-Fisher Campaign in Ohio: 2006: General volunteer activities including policy related advice, fundraising and grassroots activities.

Volunteer: Obama for America, 2007-08: General campaign activities including membership in Government Reform and Criminal Law Policy Advisory Committees, fundraising, and voter protection/legal assistance and advice.

Volunteer: Metzenbaum for Senate, 1988. Handed out literature and other grassroots work,

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;

United States District Judge Stanley Sporkin,
United States District Court for the District of Columbia,
September, 1991 – September, 1992.

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

No.

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.

United States Department of Justice, Civil Rights Division, Criminal Section, 1992-1997.

- Trial Attorney, 1992-1996

- Acting Deputy Chief, 1996-1997

Address:

U.S. Department of Justice, Civil Rights Division
950 Pennsylvania Avenue, N.W.

Criminal Section, Patrick Henry Building
Washington, D.C. 20530

United States Attorney's Office for the District of Columbia, 1993

- Special Assistant United States Attorney

Address:

United States Attorney's Office for the District of Columbia
555 Fourth Street, N.W.

Washington, D.C. 20530

United States Attorney's Office for the District of Maryland,
Southern Division, 1997-2001.

- Assistant United States Attorney and Civil Rights Coordinator,
1997-1999.

- Deputy Chief, Southern Division, 1999-2001.

Address:
United States Attorney's Office for the District of
Maryland, Southern Division
400 United States Courthouse
6500 Cherrywood Lane
Greenbelt, Maryland 20770

United States Senate Committee on the Judiciary, 2001-2003.
- Served as Counsel, Detailed from Department of Justice to
Chairman/Ranking Member Senator Patrick J. Leahy.

Address:
United States Senate Judiciary Committee
224 Dirksen Senate Office Building
Washington, D.C. 20510

Cleveland Marshall College of Law, 2005.
- Adjunct faculty, teaching advanced course on White Collar Crime.

Address:
Cleveland Marshall College of Law
2121 Euclid Avenue. LB 138
Cleveland, Ohio 44115

United States Attorney's Office for the Northern District of Ohio.
- Assistant United States Attorney, 2003-2006. Organized Crime
and Corruption Strike Force

Address:
Office of the United States Attorney
Carl Stokes United States Courthouse
801 W. Superior Avenue, Suite 400
Cleveland, Ohio 44113

Baker Hostetler, LLP, 2006-Present
- Partner

Address:
Baker & Hostetler, LLP
3200 National City Center
1900 East 9th Street
Cleveland, Ohio 44114

- 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.

No, I have not served as a mediator or an arbitrator.

b. Describe:

- i. the general character of your law practice and indicate by date when its character has changed over the years.

1991-1992: Law clerk to federal judge.

1993: Prosecution of Washington, D.C. street crime in D.C. Superior Court (misdemeanor section).

1992-1997: Federal prosecutor and then manager in Civil Rights Division, focusing on involuntary servitude cases, hate crimes and complex police misconduct investigations.

1997-2001: Federal prosecutor and manager in branch United States Attorney's office with 20 Assistant United States Attorneys, primarily appearing before three federal judges and two magistrate judges. Investigated and prosecuted wide array of federal criminal matters, from complex narcotics cases to large scale fraud and corruption matters. Also ran office programs, including civil rights enforcement, joint state-federal violent crime initiatives and Food and Drug Administration relations.

2001-2003: Senate staffer on Judiciary Committee (Democratic staff). Focused on criminal law policy and Department of Justice oversight.

2003-2006: Federal prosecutor in Cleveland, Ohio. Focused on large scale and complex corruption cases, as well as, civil rights enforcement, but handled other cases as well. Organized Crime and Corruption Strike Force member. Office Hate Crimes coordinator.

2006- present: Partner in litigation department of international law firm. Focus of work was, until recently, corporate internal investigations as well as defending corporations and individuals in federal and state investigations and regulatory actions. Also handle complex civil litigation. As of March, 2009 ceased representing clients before the Department of Justice, so current practice is civil in nature.

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

For the majority of my career I was a federal prosecutor and public servant, and my client was the United States. As a partner at Baker & Hostetler, my clients are typically corporations and individuals who, until March, were under investigation, involved in cooperating in a white collar investigation, or who have decided to conduct an internal investigation

based on a suspicion of wrongdoing. For most of my career I focused on criminal law, although I now spend my time on complex civil litigation.

- 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.

- 1991-1992: As a law clerk, was in federal court daily as a requirement of my judge. As an observer, 100% litigation.

- 1993: As a local D.C. prosecutor, was in Superior Court daily. 100% litigation.

- 1992-1997: As a criminal civil rights prosecutor, was in federal court occasionally because nature of cases were long term, complex investigations. Appeared frequently before federal grand juries in numerous districts. The entire time that I served as a manager, I also carried a full docket of my own, so I continued to appear in court. 100% litigation.

- 1997-2001: As a federal prosecutor in Maryland, was in court frequently because case load was a mix of complex proactive investigations and reactive matters. The entire time that I served as a manager, I also carried a full docket of my own cases. 100% litigation.

- 2001-2003: As a Senate staff person, I did not appear in court at all. 0% litigation.

- 2003-2006: As a Strike Force attorney, I appeared in federal court occasionally, because the cases were complex, longer term investigations. When in trial, however, I appeared in court frequently. 100% litigation.

- 2006-Present: As a litigation partner at a large firm, I appear in court only occasionally, because my case load is a mix of complex criminal and civil matters as well as internal and confidential matters and advice that may not even be the subject of any formal court proceeding or litigation. 80% either in litigation or in anticipation of same.

- i. Indicate the percentage of your practice in:

1. federal courts; 75%
2. state courts of record; 15%
3. other courts;
4. administrative agencies; 10%

- ii. Indicate the percentage of your practice in:

1. civil proceedings; 10%
2. criminal proceedings. 90%

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

Between 25 and 45.**

In state court, sole counsel for all but my first two trials.
In federal court, lead counsel (or co-lead counsel) for all trials.

**As a prosecutor, especially in state court, these numbers are impossible to state with complete accuracy.

- i. What percentage of these trials were:
1. jury; 80%
 2. non-jury. 20%

- 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. Nate Gray, et. al. (and related cases, including United States v. Emmanuel Onunwor): Sixth Circuit Court of Appeals, Case Nos. 05-4482; 06-3209, April 2, 2008.

Summary: Represented the United States in a series of high profile corruption and fraud prosecutions covering municipal contracting in at least three states. Oversaw complex grand jury investigation and motions practice involving cutting edge issues regarding electronic surveillance law, as well as proper application of the federal anti-corruption statutes. First chaired three trials. Cases resulted in the conviction of eight defendants, including sitting Mayor of East Cleveland, Ohio, sitting Cleveland Councilman, Chief of Staff to Mayor of Houston, Texas and numerous business people. Prosecution resulted in convictions for all charged, and sentences ranging from probation to 15 years imprisonment.

(a) -the date of representation;

2003-2006

(b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the Northern District of Ohio
Judge James Gwin

(c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co Counsel

Benita Pearson: 330-252-6170
United States Magistrate Judge
480 United States Court House
Federal Building
Two South Main Street
Akron, Ohio 44308-1813

Opposing counsel

John S. Pyle: (Counsel for Mayor Onunwor): 216-696-6122
Gold & Pyle
526 Superior Avenue E. #1140
Cleveland, Ohio 44114

Robert C. Jenkins (Counsel for Gilbert Jackson): 504-586-1616
631 St. Charles Avenue
New Orleans, Louisiana 70130

William T. Whitaker: (Counsel for Nathaniel Gray): 330-762-0287
190 North Union Street, Ste 301
Akron, Ohio 44304

Jerome Emoff: 216-781-3434 (Counsel for Joe Jones)

50 Public Square #620
1300 Cleveland, Ohio 44114

United States v. Suni Manasurangkun, et. al. Case No. CR-95-714.

Summary: Known as the Thai Slavery case, this matter involved what was, at the time, the largest human trafficking case brought in United States history. Approximately seventy Thai women were found in a pre-dawn INS raid in El Monte, California, just outside Los Angeles, being held against their will in conditions amounting to captivity. The investigation included significant coordination between state, federal and international law enforcement agencies, including extensive activity in Thailand. Nine defendants were charged and seven convicted (two became fugitives) on charges including slavery, kidnapping, labor violations and immigration fraud. As part of their plea agreements, the defendants agreed to upward departures from the then-lower sentencing guidelines. This spurred significant, policy based revisions by the United States Sentencing Commission. All of the victims were afforded the opportunity to obtain a special S-Visa, and years later their success stories were reported when many became United States citizens.

(a) the date of representation;

1995-96

(b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the Central District of California,
Judge Audrey Collins

(c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Victim's Attorney:

Julie Su, Law Director, Asian Pacific Legal Foundation: 213-977-7500
1145 Wilshire Avenue, Second Floor
Los Angeles, California 90017

L.A. United States Attorney's Office (Co-Counsel):

Tom Warren (216) 861-7258
Baker & Hostetler
1900 East 9th Street
Suite 3200 National City Center
Cleveland, Ohio 44114

and

Michael Gennaco - 323-890-5360
Chief Attorney, County of Los Angeles Office of Independent Review
4900 South Eastern Avenue, Suite 204

Commerce, CA 90040

Lead Defense Counsel:
Joel Isaacson: 310-557-1188
1901 Avenue of the Stars Suite 615
Los Angeles, CA 90067

United States v. Walt Lucas, 157 F.3d 998 (5th Cir. 1998).

Summary: Handled civil rights investigation and prosecution of Warden of the Pearl River County, Mississippi Jail for sexually assaulting and/or raping several women inmates under his care, custody and control. Defendant pleaded guilty on the first day of trial. When the judge sentenced him to less time than the guidelines called for because, contrary to the defendant's written plea agreement, he found that the woman prisoner "consented," the Department of Justice pursued an appeal, and the sentence was reversed and remanded for sentencing as a rape case. This case involved extensive work in the Mississippi penal system on my part with inmates and guards as well as the handling of DNA evidence.

(a) the date of representation;

1997-1998

(b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the Southern District of Mississippi
Judge David Bramlette

(c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co counsel:
Jack C. Lacy: 601-663-7547 (Special AUSA)
United States Attorney's Office for the Southern District of Mississippi
188 East Capitol Street, # 500
Jackson, MS 39201

Opposing Counsel:
Richard Fitzpatrick
79 Quarter Horse Ln.
Poplarville, Mississippi
601-795-2206

United States v. Stephanie Mohr, et. al., 318 F.3d 316 (4th Cir. 2003)

Summary: Represented the United States in highly sensitive investigation and prosecution of Prince George's County, Maryland police officers and an FBI agent for abuse of homeless men with police canine and cover up. Case involved two trials and eventual convictions of two of the four officers charged, including canine handler and the on scene Police Sergeant. Cases of FBI agent and middle level supervisor resulted in a hung jury (followed by dismissal) and acquittal respectively. Evidence showed that canine handler arrived on scene, where two homeless Hispanic men were under arrest and compliant, and that supervisor was approached and asked, "Hey Sarge, got a new dog. Mind if it gets a bite?" prior to attack resulting in serious injuries to victims.

(a) the date of representation:

2001-2003

(b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the District of Maryland
Judge Deborah K. Chasanow

(c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co-Counsel (from DOJ, Civil Rights Division):

Alex Busansky, (202) 347-6776

Executive Director, Vera Institute of Justice (Washington Office)

1330 Connecticut Avenue NW, Suite B

Washington, DC 20036

Opposing counsel:

Robert Bonsib: 301-441-3000

Marcus & Bonsib LLC

6411 Ivy Lane, Suite 116

Greenbelt, Maryland 20770

Maury Epner: 301-762-5212

Miller, Miller & Canby

200-B Monroe Street

Rockville, Maryland 20850

William C. Brennan: (301) 850-7261

Brennan, Sullivan & McKenna

6305 Ivy Lane, Suite 707

Greenbelt, Maryland 20770

David Simpson 301-474-9634
6404 Ivy Lane, Ste 408
Greenbelt, Maryland 20770

United States v. Sam Litten: United States Court of Appeals for the Fourth Circuit, Case No. 98-4741 (1999).

Summary: Represented the United States in investigation and prosecution of real estate developer in complex bank fraud, bankruptcy fraud and contempt of court case. Case involved a series of transactions in which Litten, who had a stated net worth of \$13 million at the time of his chapter 11 bankruptcy filing, sought to deceive both his creditors and the appointed bankruptcy trustee. Litten's contempt charge stemmed from an incident when he physically blocked access to a court ordered auction of his 220 acre Chesapeake Bay front estate and then sabotaged the bidding through a surrogate. Litten was convicted on all counts and sentenced to just over three years in prison. I handled the case through all stages, from investigation through appeal.

(a) the date of representation;

1997-1999

(b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the District of Maryland
Judge Peter J. Messitte

(c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co Counsel:
Jan Paul Miller: 314-552-6365
Thompson & Coburn
One U.S. Bank Plaza
St. Louis, Maryland 63101

Opposing Counsel:
Michael CitaraManis: 301-344-0600
Assistant Federal Public Defender
6411 Ivy Lane, Suite 710
Greenbelt, Maryland 20770

United States v. Michael Budd (and related cases), 494 F. 3d 517 (6th Cir. 2008).

Summary: Represented the United States in investigation and prosecution of obstruction of justice and criminal civil rights violations based on a series of beatings at the Mahoning County Jail. At the time it was the largest successful jail based civil rights prosecution in United States

history. After two trials, I successfully prosecuted seven guards and supervisors including the second in command of the entire Mahoning county Sherriff's Department, Major Michael Budd. Budd had ordered the most serious beating in the case, and I was able to negotiate fair resolutions of the cases against the more junior guards in exchange for their testimony against Budd, who was their supervisor at the time.

(a) the date of representation;

2004-2006

(b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the Northern District of Ohio
Judge Lesley Wells

(c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co counsel

Kristy Parker: 202-514-3204

United States Department of Justice, Civil Rights Division

950 Pennsylvania Avenue, N.W. (Criminal Section: PHB)

Washington, D.C. 20530

Opposing counsel:

Martin E. Yavorcik: 330-744-7300

20 West Federal Plaza, Suite 2D

Youngstown, OH 44503

United States v. Akin Akinkoye et al, 174 F. 3d 451 (4th Cir. 1999).

Summary: Represented the United States in investigation and prosecution of Re/Max realtor who engaged in widespread identity fraud using information obtained from client files, among other things. The defendant and his accomplice were convicted at trial on all counts and Akinkoye was sentenced to between four and five years imprisonment. The case, which I handled from investigation through appeal, involved application of then new provisions of the access device identity theft provisions, as well as difficult confrontation clause (Bruton) and sentencing issues. I was selected by the International Association of Financial Crimes Investigators (as well as by the Mid Atlantic chapter) the Prosecutor of the Year based largely on my work in this case.

(a) the date of representation;

1997-1999

- (b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the District of Maryland
Judge Peter J. Messitte

- (c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co Counsel:
Jan Paul Miller: 314-552-6365
Thompson & Coburn
One U.S. Bank Plaza
St. Louis, Maryland 63101

Opposing Counsel:
George Petros: 301-423-1000
5849 Allentown Rd.
Suitland, Maryland 20746-4570

United States v. Alzanki, 54 F. 3d 994 (1st Cir. 1995).

Summary: Involuntary servitude prosecution of Kuwaiti couple living outside Boston based on their enslavement of a Sri Lankan born woman who lived in their home. Case involved then new testimony on a condition equivalent to battered woman's syndrome to answer potential defenses regarding why victim did not flee from her captors. Talal Alzanki was convicted and served a year in prison. I handled case from investigation, through the trial and appeal (argued by co-counsel on appeal).

- (a) the date of representation;

1993-1994

- (b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District court for the District of Massachusetts
Judge Ryan W. Zobel

- (c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co-Counsel:
S. Theodore Merritt: 617-748-3123
United States Attorney's Office

John Joseph Moakley
United States Federal Courthouse
1 Courthouse Way, Suite 9200
Boston, Massachusetts 02210

Opposing Counsel
Michael Collora: 617-371-1002
Dwyer & Collora, LLP
600 Atlantic Avenue - 12th Floor
Boston, Massachusetts 02210-2211

Judge F. Dennis Saylor: 508-929-9900
Donohue Federal Building
595 Main Street
Worcester, Massachusetts 01608

United States v. Norman Gore, (and related cases), Case No. 1:07 CR 543.

Summary: Represented United States in investigation and prosecution of a series of cases involving corruption and kickbacks by contractors and employees of the Cleveland Water Division. Case resulted in numerous convictions (about 10) and recovery of over \$2 million in restitution and forfeiture as well. I handled the case at all phases from covert and grand jury phases through pleas and sentencings, until I left the government for private practice.

(a) the date of representation;

2004-2006

(b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the Northern District of Ohio
Judge Patricia A. Gaughan

(c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co Counsel
Benita Pearson: 330-252-6170
United States Magistrate Judge
480 United States Court House
Federal Building
Two South Main Street
Akron, Ohio 44308-1813

Opposing Counsel:

Plato Cacheris (pre-indictment): 202-464-3300
1350 Connecticut Avenue, N.W. Suite 300
Washington, D.C. 20036

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.)

Key senate staff activities: As a Senate staff person working on the Judiciary Committee, I was significantly involved in the following matters:

- Sarbanes-Oxley Act: Senator Leahy was the primary author of certain provisions in this landmark corporate fraud legislation, especially those dealing with enforcement and litigation, and I was a senior staff member on this issue. As a key player on the Senate floor and as a conferee, Senator Leahy's staff assisted him in drafting the statutes themselves, negotiating the final versions and writing the legislative history throughout all phases of the process. Key statutory provisions contributed by Senator Leahy can be found in the Corporate Fraud and Criminal Accountability Act, S. 2010 (107th). They include: (1) the first ever broad based corporate whistleblower protections in federal law, (2) new document shredding and witness tampering provisions to mend holes in the previous scheme, (3) the first ever stand-alone federal crime of securities fraud and (4) bankruptcy reform aimed at collection of fraud related gains.

- Department of Justice Oversight: As Chairman of the Senate Judiciary Committee, Senator Leahy was a key player in the post 9/11 debate over the need to balance civil liberties and anti-terrorism concerns. As a career prosecutor I was able to assist in appropriate oversight activities.

Significant federal investigative activities not resulting in prosecution: As a federal prosecutor assigned complex and sensitive matters, I reviewed and investigated many cases that did *not* result in prosecution. My work in fairly and thoroughly reviewing and investigating such matters is as much a part of being a federal prosecutor as is handling the cases that were charged and tried. Confidentiality and secrecy concerns prohibit describing such decisions.

- Private representations not resulting in litigation: As a white collar defense attorney, the first goal in a representation is quite often to avoid indictment or litigation. My often confidential work in representing individuals and entities under investigation is a source of pride. I would hope this work will enhance my ability to evaluate cases from both sides.

William McGinty: 214-344-9220
614 W. Superior Avenue, #1300
Cleveland, Ohio 44113

James Wooley: 216-861-7517
Baker & Hostetler
1900 East 9th Street
3200 National City Center
Cleveland, Ohio 44114

Niki Schwartz: 216-696-7100
45 West Prospect Avenue, Suite 1616
Cleveland, Ohio 44115

United States v. Theodore Dizelos, Fourth Circuit Court of Appeals No. 99-4271 (2000):

Summary: Investigation and prosecution on large scale “chop shop” case spanning Maryland, Washington, D.C. and Virginia. Defendant convicted after trial and sentenced to 64 months imprisonment. Case involved approximately \$1 million in loss directly attributable to the defendant’s conduct. I handled all aspects of the case from the investigation phase through the trial and the appeal affirming all aspects of the conviction.

(a) the date of representation;

1997-1999

(b) the name of the court and the name of the judge or judges before whom the case was litigated; and

United States District Court for the District of Maryland
Judge Alex Williams

(c) The individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

Co Counsel
Brent Gurney: 202-663-6525
WilmerHale LLP.
1875 Pennsylvania Avenue, N.W.
Washington, D.C. 20006

Opposing counsel
Steve Reich: 212-830-7196
Manatt, Phelps & Phillips
7 Times Square
New York, New York 10036

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.

Cleveland Marshall College of Law, 2005.

- Adjunct faculty, teaching advanced course on White Collar Crime.

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.

If I am confirmed, I will resign from my position at Baker & Hostetler LLP and will receive a discretionary bonus of \$50,000. After my resignation, I will remain vested in the firm's 401(k) and KEOUGH plan, but neither I nor my firm will make any further contributions to them.

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.

No.

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).

Financial Disclosure report is attached.

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

See attached Net Worth Statement.

22. **Potential Conflicts of Interest:**

- a. Identify the family members or other persons, parties, affiliations, pending and categories of litigation, financial arrangements or other factors that are likely to present potential conflicts-of-interest when you first assume the position to which

you have been nominated. Explain how you would address any such conflict if it were to arise.

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

- 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 the ethics officials for 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.

Civic Service:

Public Office: I serve on the Ohio Ethics Commission, which meets once a month in Columbus, without compensation. (I turn back my allotted salary). I also must spend a about day of time each month reviewing the matters that will come before the Commission.

Voter Protection: I have been active in voter protection issues both as a lawyer and as an election observer in the 2006 and 2008 elections in Ohio since I left the government. I have volunteered significant legal time to these services (which heats up near to election season and takes several hours a day during that period.).

Governor's Task Force on Campus Safety, Chairman, Law Enforcement Response Working Group, 2007. Selected, and served without compensation, to assist in Ohio campus safety initiative in wake of Virginia Tech tragedy. Led one of four groups and presented findings to Chancellor and at Campus Safety Summit. (took about a week of time).

Strickland-Fisher Transition Team: Led Ohio Ethics Commission Review Team. (2 weeks work).

Charitable Activities:

I have spent significant personal time, for no compensation, assisting disadvantaged persons in and around the Cleveland area, although not always on legal matters. I have set forth a list of such activities:

- Board Member: Montefiore Home: Attend meetings several times a month on matters relating to administration of home for the elderly in Beachwood, Ohio. Serve as Chair of the Government Relations Committee for said Board.
- Volunteer: Ronald McDonald House, Rainbow Babies and Children's Hospital, Family Room. Taking turns with others in a synagogue group, I staff for three hours on Sunday nights a room at a children's hospital designed to provide comfort to family members who are in the midst of highly stressful family health crises.
- Park Synagogue Social Action Committee Chair (former): Chaired temple based group that assisted in food drives over the holiday season as well as other assistance aimed at disadvantaged in the community.
- InterAct Cleveland: Former Vice Chair of Board: Helped run group that puts on Homeless Stand Down, a three day event that feeds, provides direct services to and clothes hundreds of homeless people in Cleveland every year.
- Board Member: Anti Defamation League (ADL) Region: Serve on Board for local office (covering Ohio, Kentucky and Western Pennsylvania) for major civil rights organization. Attend meetings and also participate in community outreach activities.
- Jewish Community Federation of Cleveland: Active member on two boards (Community Relations and Government Relations) of largest Jewish based charitable organization in Ohio.

AFFIDAVIT

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

6-29-09
(DATE)

Steven M. Dettelbach
(NAME)

Joyce E. Kane
(NOTARY)

JOYCE E. KANE
Notary Public, State of Ohio
My Commission Expires Sept. 26, 2009