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Description of document:	Department of Justice (DOJ) Office of Legislative Affairs (OLA) weekly memoranda to the Attorney General from September 1, 2006 to May 1, 2007
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Source of document:	Office of Information and Privacy Department of Justice Suite 11050 1425 New York Avenue, N.W. Washington, DC 20530-0001 Phone: (202) 514-FOIA

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U.S. Department of Justice

Office of Information and Privacy

Telephone: (202) 514-3642

Washington, D.C. 20530

JUL 14 2008

Re: OLA/07-R0508
CLM:TEH:GEB

This responds to your Freedom of Information Act request dated April 10, 2007, which was received in this Office on April 18, 2007, in which you requested the Office of Legislative Affairs weekly memoranda to the Attorney General from September 1, 2006 to the present. This response is being made on behalf of the Office of Legislative Affairs (OLA).

We conducted a records search in the Departmental Executive Secretariat, which maintains certain OLA records, and located thirty-nine documents, totaling seventy-nine pages, responsive to your request. I have determined that these documents are appropriate for release without excision and copies are enclosed.

Inasmuch as this constitutes a full grant of your request, I am closing your file in this Office.

Sincerely,

Carmen L. Mallon
Chief of Staff

Enclosures



U.S. Department of Justice

Office of Legislative Affairs

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EXECUTIVE SECRETARIAT

Office of the Assistant Attorney General

Washington, D.C. 20530

September 5, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: William E. Moschella *Wam*
Assistant Attorney General

SUBJECT: Weekly Report for September 4, 2006 – September 15, 2006

THE WEEK AHEAD

- ***Drug Enforcement***
On September 12, there will be a joint hearing held by the Senate Finance Committee and the Senate Caucus on International Narcotics entitled "Breaking the Meth Supply Chain: Law Enforcement Challenges." DEA Assistant Deputy Administrator Joe Rannazzisi and Chief Don Semesky are tentatively scheduled to testify.
- ***The Thompson Memorandum***
On September 12, Deputy Attorney General Paul McNulty will testify before the Senate Judiciary Committee at a hearing entitled "The Thompson Memorandum's Effect on the Right to Counsel in Corporate Investigations."
- ***Federal Bureaucracy***
On September 13, the Senate Judiciary Committee will hold a hearing regarding criticisms and perceived weaknesses in the Federal bureaucracy tasked with combating espionage and terrorism. No representatives from the Department of Justice will testify.
- ***US Attorneys Funding***
On September 13, Director of EOUSA Mike Battle and US Attorney Susan Brooks will testify before the Senate Judiciary Committee in a hearing regarding funding for US Attorneys.
- ***Counterterrorism***
On September 13, Assistant Director for Counterterrorism Joe Billy will testify before the House Permanent Select Committee on Intelligence in a closed hearing regarding the Intelligence Community's Counterterrorism Strategy and the DNI's Strategic Vision for the National Counterterrorism Center, Counter-Terrorism Committee, and National Joint Terrorism Task Force.

- ***FBI Oversight***

On September 14, Inspector General Glenn Fine and FBI Director Robert Mueller will testify before the House Appropriations Subcommittee on Science, the Departments of State, Justice, and Commerce and Related Agencies at a hearing regarding FBI oversight.

- ***Conference Attendance***

On September 14, the Committee on Homeland Security Subcommittee on Federal Financial Management, Government Information, and International Security will hold a hearing regarding the policies on conference attendance and support, budget ceilings, and overall trends in conference spending. A representative from the Department of Justice will testify.

THIS WEEK

- ***Oversight of Executive Compensation***

On September 6, Deputy Attorney General Paul McNulty will testify at a hearing of the Senate Finance Committee entitled "Executive Compensation: Backdating to the Future, Oversight of Current Issues Regarding Executive Compensation including Backdating of Stock Options, Tax Treatment of Executive Compensation, Retirement and Benefits."

- ***Terrorist Surveillance Program***

On September 6, Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury will testify before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security regarding statutory advisories for the Terrorist Surveillance Program.

- ***Health Care***

On September 6, Deputy Assistant Attorney General for the Antitrust Division Bruce McDonald will testify before the Senate Judiciary Committee at a hearing entitled "Examining Competition in Group Health Care."

- ***Nominations***

The Senate Judiciary Committee has noticed a nominations hearing for September 6. The Committee will consider the nominations of: Kent Jordan to be a United States Circuit Judge for the Third Circuit; Nora Barry Fisher, to be a U.S. District Judge for Western District of Pennsylvania; Sara Elizabeth Lioi, to be a U.S. District Judge for the District of Ohio; John Jarvey, to be a U.S. District Judge for the Southern District of Iowa; Lisa Wood, to be a U.S. District Judge for the Southern District of Georgia; and Marcia Howard, to be a U.S. District Judge for the Middle District of Florida.

There will be a roll call vote today, September 5 for the nomination of Kimberly Moore to be U.S. Circuit Judge for the Federal Circuit.

- ***Hamdan Legislation***

On September 7, Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury will testify before the House Armed Services Committee regarding Military Commissions and Tribunals.

- ***Senate Judiciary Committee Markup***

On September 7, the Senate Committee on the Judiciary is scheduled to mark up S. 2453, the "National Security Surveillance Act of 2006", and S. 3001, the "Foreign Intelligence Surveillance Improvement and Enhancement Act of 2006."

- ***House Judiciary Committee Markup***

On September 7, the House Committee on the Judiciary is scheduled to mark up H.R. 2679, the "Public Expression Act of 2005"; H.R. 5092, the "Bureau of Alcohol, Tobacco, Firearms, and Explosives (BATFE) Modernization and Reform Act of 2006"; H.R. 5005, the "Firearms Corrections and Improvements Act"; H.R. 1384, "Firearm Commerce Modernization Act"; H.R. 1415, the "NICS Improvement Act of 2005"; Motion to authorize the issuance of a subpoena to Secretary Elaine L. Chao, Department of Labor; and H.R. 5830, the "Wright Amendment Reform Act."

LAST WEEK

Congress was in recess.

- ***Federal Circuit Judges***
On September 20, Assistant Attorney General for the Office of Legal Policy Rachel Brand will testify before the Senate Judiciary Committee at a hearing regarding S. 1845, the Circuit Court of Appeals Restructuring and Modernization Act of 2005.
- ***Drugs from Columbia***
On September 21, there will be a joint hearing held by the House International Relations Western Hemisphere Subcommittee and the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security entitled "The Need for European Assistance in the Fight Against Illicit Drugs Coming from Columbia." A representative from the Drug Enforcement Agency will testify.
- ***Prisoner Re-entry Programs***
On September 21, Assistant Attorney General for the Office of Justice Programs Regina Schofield will testify before the Senate Judiciary Subcommittee on Corrections and Rehabilitation in a hearing regarding Federal Re-entry Resources Going to States.
- ***Nominations***
The Senate Judiciary Committee will hold a hearing on judicial nominations the week of September 18. The hearing date and list of nominees has not yet been finalized.
- ***D.C. Crime Lab***
The House Government Reform Committee plans to hold a hearing on the need for a separate DC crime lab on September 22. They plan to invite MPD Chief Ramsey, the Deputy Mayor for Public Safety, the U.S. Attorney for the District of Columbia and a representative of the Federal Bureau of Investigation.

THIS WEEK

- ***Drug Enforcement***
On September 12, Drug Enforcement Administration Assistant Deputy Administrator Joe Rannazzisi and Chief Don Semesky will testify before the Senate Finance Committee and the Senate Caucus on International Narcotics in a joint hearing entitled "Breaking the Methamphetamine Supply Chain: Law Enforcement Challenges."
- ***The Thompson Memorandum***
On September 12, Deputy Attorney General Paul McNulty will testify before the Senate Judiciary Committee at a hearing entitled "The Thompson Memorandum's Effect on the Right to Counsel in Corporate Investigations."
- ***Electronic Surveillance***
On September 12, Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury will testify before the House Judiciary Crime, Terrorism, and Homeland Security Subcommittee at a hearing regarding H.R. 5825, the Electronic Surveillance Modernization Act.

- ***Nominations***

The Senate Judiciary Committee has scheduled a hearing on judicial nominations for September 12 on the following nominations: Gregory K. Frizzell, to be a U.S. District Judge for the Northern District of Oklahoma; Lisa Godbey Wood, to be a U.S. District Judge for the Southern District of Georgia; Nora B. Fisher, to be a U.S. District Judge for the Western District of Pennsylvania; and Lawrence J. O'Neill, to be a U.S. District Judge for the Eastern District of California. The list of nominees on this hearing has not yet been finalized.

The Senate Homeland Security and Governmental Affairs Committee has scheduled a hearing on the nomination of Steve Conboy, to be the U.S. Marshal for D.C. Superior Court, for September 13.

- ***U.S. Attorneys Funding***

On September 13, Executive Office for United States Attorneys Director Mike Battle and U.S. Attorney Susan Brooks will testify before the Senate Judiciary Committee at a hearing entitled "Challenges Facing Today's Federal Prosecutors."

- ***Counterterrorism***

On September 13, Federal Bureau of Investigation Assistant Director for Counterterrorism Joe Billy will testify before the House Permanent Select Committee on Intelligence in a closed hearing regarding the Intelligence Community's Counterterrorism Strategy and the DNI's Strategic Vision for the National Counterterrorism Center, Counter-Terrorism Committee, and National Joint Terrorism Task Force.

- ***House Judiciary Committee Markup***

On September 13, the House Judiciary Committee is scheduled to mark up H.R. 5005, the Firearms Corrections and Improvement Act; H.R. 1384, the Firearm Commerce Modernization Act; H.R. 1415, the NICS Improvement Act of 2005; and H.R. 5830, the Wright Amendment Reform Act.

- ***Senate Judiciary Committee Markups***

On September 13, the Senate Judiciary Committee is scheduled to mark up the following legislation: S. 2453, the National Security Surveillance Act of 2006; S. 2455, the Terrorist Surveillance Act of 2006; S. 2468, a bill to provide standing for civil actions for declaratory and injunctive relief to persons who refrain from electronic communications through fear of being subject to warrantless electronic surveillance for foreign intelligence purposes, and for other purposes; and S. 3001, the Foreign Intelligence Surveillance Improvement Act of 2006.

On September 14, the Senate Judiciary Committee will mark up legislation held over during the September 7 markup and vote on pending judicial and executive nominations. The Committee will mark up S. 155, the Gang Prevention and Effective Deterrence Act of 2005; S. 2831, the Free Flow of Information Act; S. 1845, the Circuit Court of Appeals Restructuring and Modernization Act of 2005; and S. 2046, the National Methamphetamine Information Clearinghouse Act of 2005. The Committee will consider the nominations of: Terrence W. Boyle to be a U.S. Circuit Judge for the Fourth Circuit; William James Haynes II, to be a U.S. Circuit Judge for Fourth Circuit; William Gerry Myers III, to be a U.S. Circuit Judge for Ninth Circuit; Norman Randy Smith, to be a U.S. Circuit Judge for Ninth Circuit; Valerie L. Baker, to be a U.S. District Judge for the District of Puerto Rico; Francisco

Augusto Besosa, to be a U.S. District Judge for the District of Puerto Rico; Philip S. Gutierrez to be U.S. District Judge for the Central District of California; and Sharon Lynn Potter to be U.S. Attorney for the Northern District of West Virginia.

- ***FBI Oversight***

On September 14, Department of Justice Inspector General Glenn Fine and Federal Bureau of Investigation Director Robert Mueller will testify before the House Appropriations Subcommittee on Science, the Departments of State, Justice, and Commerce and Related Agencies at a hearing regarding FBI oversight.

- ***DOJ Management***

On September 14, Acting Assistant Attorney General for Administration Lee Lofthus will testify before the Senate Homeland Security and Governmental Affairs Subcommittee on Federal Financial Management, Government Information, and International Security regarding federal agencies and conference spending.

LAST WEEK

- ***Oversight of Executive Compensation***

On September 6, Deputy Attorney General Paul McNulty testified at a hearing before the Senate Finance Committee entitled, "Executive Compensation: Backdating to the Future, Oversight of Current Issues Regarding Executive Compensation including Backdating of Stock Options, Tax Treatment of Executive Compensation, Retirement and Benefits."

- ***Terrorist Surveillance Program***

On September 6, Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury testified before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security regarding statutory advisories for the Terrorist Surveillance Program.

- ***Health Care***

On September 6, Deputy Assistant Attorney General for the Antitrust Division Bruce McDonald testified before the Senate Judiciary Committee at a hearing entitled "Examining Competition in Group Health Care."

- ***Hamdan Legislation***

On September 7, Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury testified before the House Armed Services Committee regarding Military Commissions and Tribunals.

- ***Senate Judiciary Committee***

On September 7, at its Executive Business Meeting, the Senate Judiciary Committee approved by voice vote the nomination of George E.B. Holding to be U.S. Attorney for the Eastern District of North Carolina. The Committee also approved H.R. 1442, a bill to Complete the Codification of Title 46; and H.R. 866, a bill to make Technical Corrections to

the United States Code. All other nominees on the Committee agenda were held over. The Committee continued debate on the legislation on the TSP and voted to defeat two Feingold amendments to the Specter bill.

- *House Judiciary Committee Markups*

On September 7, the House Judiciary Committee approved H.R. 2679, the Public Expression Act of 2005 by voice vote after adopting a substitute amendment making this legislation applicable to cases in which federal government acted as a plaintiff as well as to both pending and future cases. The Committee also approved H.R. 5092, the Bureau of Alcohol, Tobacco, Firearms, and Explosives (BATFE) Modernization and Reform Act of 2006 by voice vote after adopting a substitute amendment that will distinguish between serious and minor violations by gun dealers and direct administrative law judges to review licensing decisions by the Bureau of Alcohol, Tobacco, Firearms and Explosives. The following items on the Committee's agenda were held over: H.R. 1384, the Firearm Commerce Modernization Act; H.R. 1415, the NICS Improvement Act of 2005; a motion to authorize the issuance of a subpoena to Secretary Elaine L. Chao, Department of Labor; and H.R. 5830, the Wright Amendment Reform Act.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

September 19, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: William E. Moschella *WEM*
Assistant Attorney General

SUBJECT: Weekly Report for September 18, 2006 – September 29, 2006

THE WEEK AHEAD

- ***Insider Trading***

On September 26, Associate Deputy Attorney General Ron Tenpas will testify before the Senate Judiciary Committee at a hearing entitled "Illegal Insider Trading: How Widespread is the Problem and is there Adequate Criminal Enforcement?"

- ***Nominations***

The Senate Judiciary Committee has noticed a nominations hearing for September 26. The list of nominees has not yet been finalized.

- ***Caller ID Spoofing Act***

On September 28, the House Judiciary Committee will hold a hearing regarding H.R. 5304, the Preventing Harassment through Outbound Number Enforcement Act. A representative from the Department of Justice will testify.

THIS WEEK

- ***Sexual Exploitation of Children***

On September 19, you testified before the Senate Committee on Banking, Housing and Urban Affairs at a hearing entitled "Combating Child Pornography by Eliminating Pornographers' Access to the Financial Payment System."

On September 19, Assistant Attorney General for the Criminal Division Alice Fisher testified before the Senate Committee on Commerce, Science, and Transportation at a hearing regarding Online Child Pornography.

- ***The Cost and Impact of Crime***

On September 19, Director of the Bureau of Justice Statistics Jeff Sedgwick and Director of the Bureau of Prisons Harley Lappin testified before the Senate Judiciary Committee at a hearing entitled "The Cost of Crime: Understanding the Financial and Human Impact of Criminal Activity."

- ***Nominations***

The Senate has entered into a time agreement for Tuesday, September 19, for five and a half hours of debate, to be followed by a vote, on the nomination of Alice Fisher, to be Assistant Attorney General for the Criminal Division.

On September 19, the Senate Judiciary Committee will hold a hearing on the following judicial nominations: Robert Jonker, Paul L. Maloney, and Janet Neff, all to be U.S. District Judges for the Western District of Michigan, and Leslie Southwick, to be a U.S. District Judge for the Southern District of Mississippi.

The Senate Judiciary Committee has also noticed a special business meeting for September 19 to vote on the following judicial nominations: Terrence W. Boyle, to be U.S. Circuit Judge for the Fourth Circuit; William James Haynes II, to be U.S. Circuit Judge for the Fourth Circuit; Kent A. Jordan, to be U.S. Circuit Judge for the Third Circuit; Peter D. Keisler, to be U.S. Circuit Judge for the District of Columbia Circuit; William Gerry Myers III, to be U.S. Circuit Judge for the Ninth Circuit; Norman Randy Smith, to be U.S. Circuit Judge for the Ninth Circuit; Valerie L. Baker, to be U.S. District Judge for the Central District of California; Francisco Augusto Besosa, to be U.S. District Judge for the District of Puerto Rico; Philip S. Gutierrez, to be U.S. District Judge for the Central District of California; Marcia Morales Howard, to be U.S. District Judge for the Middle District of Florida; John Alfred Jarvey, to be U.S. District Judge for the Southern District of Iowa; and Sara Elizabeth Lioi, to be U.S. District Judge for the Northern District of Ohio

- ***Prison Radicalization***

On September 19, Assistant Director of the Bureau of Prisons Office John Vanyur and Federal Bureau of Investigation Deputy Assistant Director for the Counterterrorism Division Donald Van Duyn will testify before the Senate Homeland Security and Governmental Affairs Committee at a hearing entitled "Prison Radicalization: Are Terrorist Cells Forming in U.S. Cell Blocks?"

On September 20, Federal Bureau of Investigation Deputy Assistant Director for the Counterterrorism Division Donald Van Duyn will testify before the House Homeland Security Subcommittee on Intelligence, Information Sharing and Terrorism Risk Assessment at a hearing entitled "Radicalization: Homeland Security Implications."

- ***Media Shield***

On September 20, Deputy Attorney General Paul McNulty will testify before the Senate Judiciary Committee at a hearing entitled "Reporters' Privilege Legislation: Preserving Effective Federal Law Enforcement."

- ***Federal Circuit Judges***

On September 20, Assistant Attorney General for the Office of Legal Policy Rachel Brand will testify before the Senate Judiciary Committee at a hearing entitled "Examining the

Proposal to Restructure the Ninth Circuit."

- ***Drugs from Columbia***

On September 21, Drug Enforcement Administration Chief of Operations Michael Braun will testify before the House International Relations Western Hemisphere Subcommittee and the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security at a joint hearing entitled "The Need for European Assistance in the Fight Against Illicit Drugs Coming from Columbia."

- ***Prisoner Reentry Programs***

On September 21, Assistant Attorney General for the Office of Justice Programs Regina Schofield will testify before the Senate Judiciary Subcommittee on Corrections and Rehabilitation at a hearing entitled "Oversight of Federal Assistance for Prisoner Rehabilitation and Reentry in Our States."

- ***D.C. Crime Lab***

The House Government Reform Committee plans to hold a hearing on the need for a separate DC crime lab on September 22. They plan to invite MPD Chief Ramsey, the Deputy Mayor for Public Safety, and the U.S. Attorney for the District of Columbia. Dr. Joseph DiZinno will testify on behalf of the Federal Bureau of Investigation.

LAST WEEK

- ***Drug Enforcement***

On September 12, Drug Enforcement Administration Assistant Deputy Administrator Joe Rannazzisi and Chief Don Semesky testified before the Senate Finance Committee and the Senate Caucus on International Narcotics in a joint hearing entitled "Breaking the Methamphetamine Supply Chain: Law Enforcement Challenges."

- ***The Thompson Memorandum***

On September 12, Deputy Attorney General Paul McNulty testified before the Senate Judiciary Committee at a hearing entitled "The Thompson Memorandum's Effect on the Right to Counsel in Corporate Investigations."

- ***Electronic Surveillance***

On September 12, Deputy Assistant Attorney General for the Office of Legal Counsel John Eisenberg testified before the House Judiciary Crime, Terrorism, and Homeland Security Subcommittee at a hearing regarding H.R. 5825, the Electronic Surveillance Modernization Act.

- ***Nominations***

The Senate Judiciary Committee held a hearing on judicial nominations on September 12 on the following nominations: Gregory K. Frizzell, to be a U.S. District Judge for the Northern District of Oklahoma; Lisa Godbey Wood, to be a U.S. District Judge for the Southern District of Georgia; Nora B. Fisher, to be a U.S. District Judge for the Western District of Pennsylvania; and Lawrence J. O'Neill, to be a U.S. District Judge for the Eastern District of California.

On September 13, the Senate Homeland Security and Governmental Affairs Committee held a hearing on the nomination of Steve Conboy, to be the U.S. Marshal for D.C. Superior Court.

- ***U.S. Attorneys Funding***

On September 13, Executive Office for United States Attorneys Director Mike Battle and U.S. Attorney Susan Brooks testified before the Senate Judiciary Committee at a hearing entitled "Challenges Facing Today's Federal Prosecutors."

- ***Counterterrorism***

On September 13, Federal Bureau of Investigation Assistant Director for Counterterrorism Joe Billy testified before the House Permanent Select Committee on Intelligence in a closed hearing regarding the Intelligence Community's Counterterrorism Strategy and the DNI's Strategic Vision for the National Counterterrorism Center, Counter-Terrorism Committee, and National Joint Terrorism Task Force.

- ***Military Commissions to Try Enemy Combatants***

On September 13, by a vote of 52-8, the House Armed Services Committee approved H.R. 6054, the Military Commissions Act of 2006.

- ***House Judiciary Committee Markups***

On September 13, the House Judiciary Committee reported out H.R. 5005, the Firearms Corrections and Improvement Act, and H.R. 5830, the Wright Amendment Reform Act with amendments. The Committee pulled H.R. 5825, the Electronic Surveillance Modernization Act from its agenda.

- ***Senate Judiciary Committee Markups***

On September 13, the Senate Judiciary Committee voted along party lines, 10-8, to approve three bills: S. 2453, the National Security Surveillance Act of 2006; S. 2455, the Terrorist Surveillance Act of 2006; and S. 3001, the Foreign Intelligence Surveillance Improvement Act of 2006. And the Committee defeated, 9-9, S. 2468, a bill to provide standing for civil actions for declaratory and injunctive relief to persons who refrain from electronic communications through fear of being subject to warrantless electronic surveillance for foreign intelligence purposes, and for other purposes.

On September 14, the Senate Judiciary Committee did not make quorum for their Executive Business Meeting.

- ***FBI Oversight***

On September 14, Department of Justice Inspector General Glenn Fine and Federal Bureau of Investigation Director Robert Mueller testified before the House Appropriations Subcommittee on Science, the Departments of State, Justice, and Commerce and Related Agencies at a hearing regarding FBI oversight.

- ***DOJ Management***

On September 14, Acting Assistant Attorney General for Administration Lee Lofthus testified before the Senate Homeland Security and Governmental Affairs Subcommittee on Federal Financial Management, Government Information, and International Security regarding federal agencies and conference spending.

- ***Conventions Approved by Senate***

On September 15, the Senate passed Treaty Doc. 109-6, the United Nations Convention Against Corruption and Treaty Doc. 109-3, the Protocol Amending Extradition Convention with Israel.

- ***Federal Prison Industries***

On September 14, the House passed H.R. 2965, the "Federal Prison Industries Competition in Contracting Act of 2006," which reforms the Federal Prison Industries program administered by the Department, by a vote of 362-57.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

September 26, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: William E. Moschella
Assistant Attorney General

SUBJECT: Weekly Report for September 25, 2006 – October 6, 2006

THE WEEK AHEAD

Congress is expected to be in recess.

THIS WEEK

- ***Insider Trading***

On September 26, Associate Deputy Attorney General Ron Tenpas testified before the Senate Judiciary Committee at a hearing entitled "Illegal Insider Trading: How Widespread is the Problem and is there Adequate Criminal Enforcement?"

- ***Nominations***

The Senate confirmed the nomination of Francisco Besosa, to be a U.S. District Judge for the District of Puerto Rico, on September 25 by a vote of 87-0.

The Senate Judiciary Committee is holding a judicial nominations hearing on September 26. The nominations on the agenda for that hearing are Michael Wallace, to be a U.S. Circuit Judge for the Fifth Circuit, and Vanessa Bryant, to be a U.S. District Judge for the District of Connecticut. In addition, there will be a panel of outside witnesses, to include representatives of the ABA and supporters of each of the nominees.

The Committee has scheduled a business meeting prior to the hearing on September 26. The agenda for the markup includes the following nominations: Terrence W. Boyle, to be U.S. Circuit Judge for the Fourth Circuit; William James Haynes II, to be U.S. Circuit Judge for the Fourth Circuit; Kent A. Jordan, to be U.S. Circuit Judge for the Third Circuit; Peter D. Keisler, to be U.S. Circuit Judge for the District of Columbia Circuit; William Gerry Myers III, to be U.S. Circuit Judge for the Ninth Circuit; Nora Barry Fischer, to be U.S. District

Judge for the Western District of Pennsylvania; Gregory Kent Frizzell, to be U.S. District Judge for the Northern District of Oklahoma; Marcia Morales Howard, to be U.S. District Judge for the Middle District of Florida; John Alfred Jarvey, to be U.S. District Judge for the Southern District of Iowa; Sara Elizabeth Lioi, to be U.S. District Judge for the Northern District of Ohio; and Lisa Godbey Wood, to be U.S. District Judge for the Southern District of Georgia.

- ***Online Child Pornography***

On September 26, Federal Bureau of Investigation Director of the Sex Offender Treatment Program Andres Hernandez will testify before the House Energy and Commerce Subcommittee on Oversight and Investigations at a hearing entitled "The Sexual Exploitation of Children over the Internet: The Face of a Child Predator and Other Issues."

On September 27, Federal Bureau of Investigation Assistant Director for the Cyber Division James E. Finch testified before the Commission on Security and Cooperation in Europe (the "Helsinki Commission") at a hearing chaired by Sen. Sam Brownback (R-KS) regarding Federal efforts to protect children from commercial sexual exploitation. The hearing will focus on international initiatives to combat child pornography and trafficking

- ***U.S. Refugee Admissions and Policy***

On September 27, Assistant Attorney General for the Office of Legal Policy Rachel Brand will provide a written statement for the Senate Judiciary Subcommittee on Immigration, Border Security, and Citizenship's hearing entitled "U.S. Refugee Admissions and Policy."

- ***Hezbollah***

On September 28, Federal Bureau of Investigation Counterterrorism Division International Terrorism Operations Section II Chief John Kavanagh will testify before the House International Relations Subcommittee on International Terrorism and Nonproliferation at a hearing entitled "Hezbollah's Global Reach."

LAST WEEK

- * ***Sexual Exploitation of Children***

On September 19, you testified before the Senate Committee on Banking, Housing and Urban Affairs at a hearing entitled "Combating Child Pornography by Eliminating Pornographers' Access to the Financial Payment System."

On September 19, Assistant Attorney General for the Criminal Division Alice Fisher testified before the Senate Committee on Commerce, Science, and Transportation at a hearing regarding Online Child Pornography.

On September 21, United States Attorney for the District of New Jersey Christopher J. Christie testified before the House Energy and Commerce Subcommittee on Oversight and Investigations, at the sixth in their series of hearings examining the sexual exploitation of children via the Internet.

- ***The Cost and Impact of Crime***

On September 19, Director of the Bureau of Justice Statistics Jeff Sedgwick and Director of the Bureau of Prisons Harley Lappin testified before the Senate Judiciary Committee at a hearing entitled "The Cost of Crime: Understanding the Financial and Human Impact of Criminal Activity."

- * ***Nominations***

On September 19, by a vote of 61-35, the Senate approved the nomination of Alice Fisher to be Assistant Attorney General for the Criminal Division.

On September 19, the Senate Judiciary Committee held a hearing on the following judicial nominations: Robert Jonker, Paul L. Maloney, and Janet Neff, all to be U.S. District Judges for the Western District of Michigan, and Leslie Southwick, to be a U.S. District Judge for the Southern District of Mississippi.

On September 21, the Senate, by voice vote, approved the nomination of Kenneth Wainstein, to be Assistant Attorney General for the National Security Division.

- ***Prison Radicalization***

On September 19, Assistant Director of the Bureau of Prisons Office John Vanyur and Federal Bureau of Investigation Deputy Assistant Director for the Counterterrorism Division Donald Van Duyn testified before the Senate Homeland Security and Governmental Affairs Committee at a hearing entitled "Prison Radicalization: Are Terrorist Cells Forming in U.S. Cell Blocks?"

On September 20, Federal Bureau of Investigation Deputy Assistant Director for the Counterterrorism Division Donald Van Duyn testified before the House Homeland Security Subcommittee on Intelligence, Information Sharing and Terrorism Risk Assessment at a hearing entitled "Radicalization: Homeland Security Implications."

- ***Media Shield***

On September 20, Deputy Attorney General Paul McNulty testified before the Senate Judiciary Committee at a hearing entitled "Reporters' Privilege Legislation: Preserving Effective Federal Law Enforcement."

- * ***Terrorist Surveillance Program***

On September 20, the House Intelligence Committee approved, by a voice vote 9-8, its version of H.R. 5825, the Foreign Intelligence Surveillance Act after adoption of a substitute amendment sponsored by Rep. Heather Wilson.

On September 20, the House Judiciary Committee approved, by a vote of 20-16, Rep. Wilson's bill after adopting several of its own amendments.

- ***Federal Circuit Judges***

On September 20, Assistant Attorney General for the Office of Legal Policy Rachel Brand testified before the Senate Judiciary Committee at a hearing entitled "Examining the Proposal to Restructure the Ninth Circuit."

- ***Senate Judiciary Committee Markup***

On September 21, the Senate Judiciary Committee approved the following nominations: Norman Randy Smith, to be U.S. Circuit Judge for the Ninth Circuit; Valerie L. Baker, to be U.S. District Judge for the Central District of California; Francisco Augusto Besosa, to be U.S. District Judge for the District of Puerto Rico; Philip S. Gutierrez, to be U.S. District Judge for the Central District of California; Lawrence Joseph O'Neill, to be the U.S. District Judge for the Eastern District of California; and Rodger A. Heaton to be a U.S. Attorney for the Central District of Illinois.

The Senate Judiciary Committee approved by voice vote S. 394, the Open Government Act of 2005, commonly referred to as the Freedom of Information Act

- ***Drugs from Columbia***

On September 21, Drug Enforcement Administration Chief of Operations Michael Braun testified before the House International Relations Western Hemisphere Subcommittee and the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security at a joint hearing entitled "The Need for European Assistance in the Fight Against Illicit Drugs Coming from Columbia."

- ***Prisoner Reentry Program***

On September 21, Assistant Attorney General for the Office of Justice Programs Regina Schofield testified before the Senate Judiciary Subcommittee on Corrections and Rehabilitation at a hearing entitled "Oversight of Federal Assistance for Prisoner Rehabilitation and Reentry in Our States."

- ***D.C. Crime Lab***

On September 22, United States Attorney for the District of Columbia Ken Wainstein, Federal Bureau of Investigation Director of Investigation Laboratory Dr. Joseph DiZinno, and D.C. Metropolitan Chief of Police Charles Ramsey testified before the House Government Reform Committee at a hearing entitled "CSI Washington: Does the District Need its Own Crime Lab?"



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

October 3, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHC*
Acting Assistant Attorney General

SUBJECT: Weekly Report for October 2, 2006 – October 13, 2006

RECEIVED
OFFICE OF JUDICIAL AFFAIRS
2006 OCT -3 PM 3:03
EXECUTIVE SECRETARIAT

THE WEEK AHEAD

Congress will be in recess.

THIS WEEK

Congress is in recess.

LAST WEEK

- ***Insider Trading***

On September 26, Associate Deputy Attorney General Ron Tenpas testified before the Senate Judiciary Committee at a hearing entitled "Illegal Insider Trading: How Widespread is the Problem and is there Adequate Criminal Enforcement?"

- ***Nominations***

The Senate confirmed the nomination of Francisco Besosa, to be a U.S. District Judge for the District of Puerto Rico, on September 25 by a vote of 87-0.

The Senate Judiciary Committee held a judicial nominations hearing on September 26. The nominations on the agenda were Michael Wallace, to be a U.S. Circuit Judge for the Fifth Circuit, and Vanessa Bryant, to be a U.S. District Judge for the District of Connecticut. In addition, there was a panel of outside witnesses, to include representatives of the American Bar Association and supporters of each of the nominees. Also on the 26th, the Committee approved the nominations of Kent Jordan, to be a U.S. Circuit Judge for the Third Circuit;

John Alfred Jarvey, to be U.S. District Judge for the Southern District of Iowa; and Sara Elizabeth Lioi, to be U.S. District Judge for the Northern District of Ohio.

On September 30, the Senate confirmed the following U.S. Attorney nominations: Rodger A Heaton; Central District of Illinois; Sharon Lynn Potter, Northern District of West Virginia; and Deborah Jean Johnson Rhodes, Southern District of Alabama.

The Senate returned the following Circuit Court nominees to the White House: Peter Keisler, Terrence Boyle, William Haynes, William Myers, Norman Randy Smith, and Michael Wallace. The Senate also returned the nomination of Steven Bradbury, to be Assistant Attorney General for the Office of Legal Counsel, to the White House.

- ***Online Child Pornography***

On September 26, Federal Bureau of Prisons Director of the Sex Offender Treatment Program Andres Hernandez testified before the House Energy and Commerce Subcommittee on Oversight and Investigations at a hearing entitled "Sexual Exploitation of Children over the Internet: The Face of a Child Predator and Other Issues."

On September 27, Federal Bureau of Investigation Assistant Director for the Cyber Division James E. Finch testified before the Commission on Security and Cooperation in Europe (the "Helsinki Commission") at a hearing chaired by Senator Sam Brownback (R-KS) regarding Federal efforts to protect children from commercial sexual exploitation. The hearing focused on international initiatives to combat child pornography and trafficking.

- ***U.S. Refugee Admissions and Policy***

On September 27, Assistant Attorney General for the Office of Legal Policy Rachel Brand provided a written statement for the Senate Judiciary Subcommittee on Immigration, Border Security, and Citizenship hearing entitled "U.S. Refugee Admissions and Policy."

- ***Hezbollah***

On September 28, Federal Bureau of Investigation Counterterrorism Division International Terrorism Operations Section II Chief John Kavanagh testified before the House International Relations Subcommittee on International Terrorism and Nonproliferation at a hearing entitled "Hezbollah's Global Reach."

- ***Terrorist Surveillance Program***

On September 28, the House passed, by a vote of 232-191, H.R. 5825, the Electronic Surveillance Modernization Act.

- ***Hamdan***

On September 28, the Senate passed, by a vote of 65-34, S. 3930, the Military Commissions Act of 2006. The House passed S. 3930 on September 29, clearing it for the President's signature.

- ***Senate Judiciary Committee Markup***

The Committee held a business meeting September 29 and approved the following nominations: Nora Barry Fischer, to be U.S. District Judge for the Western District of Pennsylvania; Gregory Kent Frizzell, to be U.S. District Judge for the Northern District of

Oklahoma; Marcia Morales Howard, to be U.S. District Judge for the Middle District of Florida; Lisa Godbey Wood, to be U.S. District Judge for the Southern District of Georgia; Sharon Lynn Potter to be a U.S. Attorney for the Northern District of West Virginia; and Deborah Jean Johnson Rhodes, to be a U.S. Attorney for the Southern District of Alabama.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

October 10, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHE*
Acting Assistant Attorney General

SUBJECT: Weekly Report for October 2, 2006 – October 13, 2006

THE WEEK AHEAD

Congress will be in recess.

THIS WEEK

Congress is in recess.

LAST WEEK

Congress was in recess.

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U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

October 16, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHC*
Acting Assistant Attorney General

SUBJECT: Weekly Report for October 16, 2006 – October 27, 2006

THE WEEK AHEAD

Congress will be in recess.

THIS WEEK

Congress is in recess.

LAST WEEK

Congress was in recess.

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U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

October 24, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHC*
Acting Assistant Attorney General

SUBJECT: Weekly Report for October 23, 2006 – November 3, 2006

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THE WEEK AHEAD

Congress will be in recess.

THIS WEEK

Congress is in recess.

LAST WEEK

Congress was in recess.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

November 7, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHC*
Acting Assistant Attorney General

SUBJECT: Weekly Report for November 6, 2006 – November 17, 2006

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THE WEEK AHEAD

- ***U.S. Shell Corporations***
On November 14, Associate Deputy Attorney General Stuart Nash will testify before the Senate Homeland Security and Governmental Affairs Permanent Subcommittee on Investigations at a hearing regarding U.S. shell corporations.
- ***Antitrust Concerns with the NFL Sunday Ticket***
The Senate Judiciary Committee will hold a hearing on November 14 regarding whether the Direct TV NFL Sunday Ticket is a collusive agreement for antitrust purposes. A representative from the Department of Justice may be invited to testify.
- ***Nominations***
On November 14, the Senate Judiciary Committee is expected to hold a confirmation hearing on the nomination of Bill Mercer to be Associate Attorney General.
- ***Caller ID Spoofing Act***
On November 15, the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security will hold a hearing regarding H.R. 5304, the Presenting Harassment through Outbound Number Enforcement Act. It has not been determined which Department official will testify at this hearing.
- ***Puerto Rico***
On November 15, Deputy Assistant Attorney General for the Office of Legal Counsel C. Kevin Marshall will testify before the Senate Energy and Natural Resources Committee at a hearing regarding the White House Report of December 2005 on Puerto Rico's status.

- ***Civil Rights Division***

On November 16, Acting Assistant Attorney General for the Civil Rights Division Wan Kim will testify before the Senate Judiciary Committee at a hearing entitled "Oversight of the Civil Rights Division."

THIS WEEK

Election Day is Tuesday, November 7.

LAST WEEK

Congress was in recess.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

November 14, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHC*
Acting Assistant Attorney General

SUBJECT: Weekly Report for November 13, 2006 – November 24, 2006

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EXECUTIVE SECRETARIAT

THE WEEK AHEAD

There is no activity to report at this time.

THIS WEEK

- ***U.S. Shell Corporations***
On November 14, Associate Deputy Attorney General Stuart Nash testified before the Senate Homeland Security and Governmental Affairs Permanent Subcommittee on Investigations at a hearing entitled "Failure to Identify Company Owners Impedes Law Enforcement."
- ***Nominations***
On November 14, the Senate Judiciary Committee held a hearing on the nomination of Thomas Hardiman, to be a U.S. Circuit Judge for the Third Circuit Court of Appeals.
- ***Caller ID Spoofing Act***
On November 15, Deputy Assistant Attorney General for the Criminal Division Barry Sabin will testify before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security at a hearing regarding H.R. 5304, the Preventing Harassment through Outbound Number Enforcement Act.
- ***Puerto Rico***
On November 15, Deputy Assistant Attorney General for the Office of Legal Counsel C. Kevin Marshall will testify before the Senate Energy and Natural Resources Committee at a hearing regarding the White House Report of December 2005 on Puerto Rico's status.

- ****Civil Rights Division***

On November 16, Assistant Attorney General for the Civil Rights Division Wan Kim will testify before the Senate Judiciary Committee at a hearing entitled "Oversight of the Civil Rights Division."

- ***Indian Health Care***

On November 16, Deputy Assistant Attorney General for the Civil Division Rick Bekner will testify before the Senate Committee on Indian Affairs and the Senate Committee on Health, Education, Labor and Pensions at a joint hearing regarding improving Indian health care for the 21st century.

LAST WEEK

Congress was in recess.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

November 17, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHC*
Acting Assistant Attorney General

SUBJECT: Weekly Report for November 20, 2006 – December 1, 2006

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EXECUTIVE SECRETARIAT

THE WEEK AHEAD

There is no activity to report at this time.

THIS WEEK

Due to the Thanksgiving holiday, Congress is not expected to be in session.

LAST WEEK

- ***U.S. Shell Corporations***

On November 14, Associate Deputy Attorney General Stuart Nash testified before the Senate Homeland Security and Governmental Affairs Permanent Subcommittee on Investigations at a hearing entitled "Failure to Identify Company Owners Impedes Law Enforcement."

- ***Nominations***

On November 14, the Senate Judiciary Committee held a hearing on the nomination of Thomas Hardiman, to be a U.S. Circuit Judge for the Third Circuit Court of Appeals.

On November 16, the Senate confirmed the nomination of Stephen Conboy, to be U.S. Marshal for D.C. Superior Court.

- ***Caller ID Spoofing Act***

On November 15, Deputy Assistant Attorney General for the Criminal Division Barry Sabin testified before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland

Security at a hearing regarding H.R. 5304, the Preventing Harassment through Outbound Number Enforcement Act.

- ***Puerto Rico***

On November 15, Deputy Assistant Attorney General for the Office of Legal Counsel C. Kevin Marshall testified before the Senate Energy and Natural Resources Committee at a hearing regarding the White House Report of December 2005 on Puerto Rico's status.

- ****Civil Rights Division***

On November 16, Assistant Attorney General for the Civil Rights Division Wan Kim testified before the Senate Judiciary Committee at a hearing entitled "Oversight of the Civil Rights Division."

U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

November 28, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHC*
Acting Assistant Attorney General

SUBJECT: Weekly Report for November 27, 2006 – December 8, 2006

THE WEEK AHEAD

- ***Insider Trading***
On December 5, Associate Deputy Attorney General Ron Tenpas will testify before the Senate Judiciary Committee at a hearing regarding insider trading investigations and enforcement.
- ***FBI Oversight***
On December 6, Federal Bureau of Investigation Director Robert Mueller will testify before the Senate Judiciary Committee at a hearing regarding FBI Oversight.
- ***Bankruptcy Fraud***
On December 6, Acting Director of the Executive Office for U.S. Trustees Clifford White will testify before the Senate Judiciary Committee at a hearing entitled "Oversight of the Implementation of the Bankruptcy Abuse Prevention and Consumer Protection Act."

THIS WEEK

Congress is not in session.

LAST WEEK

Congress was not in session.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

December 5, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger
Acting Assistant Attorney General

SUBJECT: Weekly Report for December 4, 2006 – December 15, 2006

THE WEEK AHEAD

There is no activity to report at this time.

THIS WEEK

- ***Insider Trading***
On December 5, Associate Deputy Attorney General Ron Tenpas testified before the Senate Judiciary Committee at a hearing entitled "Examining Enforcement of Criminal Insider Trading and Hedge Fund Activity."
- ***FBI Oversight***
On December 6, Federal Bureau of Investigation Director Robert Mueller will testify before the Senate Judiciary Committee at a hearing entitled "FBI Oversight."
- ***Bankruptcy Fraud***
On December 6, Acting Director of the Executive Office for U.S. Trustees Clifford White will testify before the Senate Judiciary Committee at a hearing entitled "Oversight of the Implementation of the Bankruptcy Abuse Prevention and Consumer Protection Act."

LAST WEEK

Congress was not in session.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

December 12, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHE*
Acting Assistant Attorney General

SUBJECT: Weekly Report for December 11, 2006 – December 22, 2006

THE WEEK AHEAD

There is no activity to report at this time. The 110th Congress will convene on January 4, 2007.

THIS WEEK

There is no activity to report at this time.

LAST WEEK

- ***Insider Trading***
On December 5, Associate Deputy Attorney General Ron Tenpas testified before the Senate Judiciary Committee at a hearing entitled "Examining Enforcement of Criminal Insider Trading and Hedge Fund Activity."
- ***FBI Oversight***
On December 6, Federal Bureau of Investigation Director Robert Mueller testified before the Senate Judiciary Committee at a hearing entitled "FBI Oversight."
- ***Bankruptcy Fraud***
On December 6, Acting Director of the Executive Office for U.S. Trustees Clifford White testified before the Senate Judiciary Committee at a hearing entitled "Oversight of the Implementation of the Bankruptcy Abuse Prevention and Consumer Protection Act."

- *Nominations*

On December 8, the Senate confirmed the nominations of Kent Jordan, to be a U.S. Circuit Judge for the Third Circuit Court of Appeals, and Rachel Paulose, to be U.S. Attorney for the District of Minnesota.

The House and Senate both adjourned Sine Die.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

December 22, 2006

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHC*
Acting Assistant Attorney General

SUBJECT: Weekly Report for December 25, 2006 – January 5, 2006

THE WEEK AHEAD

The 110th Congress will convene on January 4, 2007.

- *Department of Justice Oversight*

Incoming Chairman Leahy intends to schedule a Department of Justice oversight hearing for January at which you will testify. The tentative date is January 18, 2007.

THIS WEEK

There is no activity to report.

LAST WEEK

There was no activity to report.

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Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

January 3, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: James H. Clinger *JHE*
Acting Assistant Attorney General

SUBJECT: Weekly Report for January 1, 2007 – January 12, 2007

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THE WEEK AHEAD

- *Department of Justice Oversight*
Incoming Chairman Leahy intends to schedule a Department of Justice oversight hearing for January at which you will testify. The tentative date is January 18, 2007.

THIS WEEK

The 110th Congress will convene on January 4, 2007.

LAST WEEK

There was no activity to report.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

January 9, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Rebecca Seidel *RS*
Deputy Assistant Attorney General

SUBJECT: Weekly Report for January 8, 2007 – January 19, 2007

THE WEEK AHEAD

- ***Department of Justice Oversight***
Incoming Chairman Leahy has scheduled a Department of Justice oversight hearing for January 18, 2007 at which you will testify.

THIS WEEK

- ***Threat Assessment***
On January 11, Federal Bureau of Investigation Director Robert Mueller will testify before the Senate Select Committee on Intelligence at a hearing entitled "World Wide Threat Assessment."

LAST WEEK

The 110th Congress convened on January 4, 2007.



U.S. Department of Justice

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Office of the Assistant Attorney General

Washington, D.C. 20530

January 16, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling ^{RAH}
Acting Assistant Attorney General

SUBJECT: Weekly Report for January 15, 2007 – January 26, 2007

THE WEEK AHEAD

- ***Intelligence Reform***
On January 25, Federal Bureau of Investigation Deputy Director John Pistole will testify before the Senate Select Committee on Intelligence at a hearing entitled "Intelligence Reform (IRTPA)."

THIS WEEK

- ***Department of Justice Oversight***
Incoming Chairman Leahy has scheduled a Department of Justice oversight hearing for January 18, 2007 at which you will testify.

LAST WEEK

- ***Threat Assessment***
On January 11, Federal Bureau of Investigation Director Robert Mueller testified before the Senate Select Committee on Intelligence at a hearing entitled "World Wide Threat Assessment."



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

January 23, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling ^{RAH}
Acting Assistant Attorney General

SUBJECT: Weekly Report for January 22, 2007 – February 2, 2007

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THE WEEK AHEAD

There is nothing to report at this time.

THIS WEEK

- ***Intelligence Reform***
On January 25, Federal Bureau of Investigation Deputy Director John Pistole will testify before the Senate Select Committee on Intelligence at a hearing entitled "Intelligence Reform (IRTPA)."
- ***Senate Judiciary Committee Markup***
On January 25, the Senate Judiciary Committee is scheduled to markup S. 214, To Amend Chapter 25 of Title 28, To Preserve the Independence of U.S. Attorneys.
- ***Nominations***
On January 25, the Senate Judiciary Committee meeting agenda will also include the following nominations: Lisa Godbey Wood, to be U.S. District Judge for the Southern District of Georgia; Philip S. Gutierrez, to be U.S. District Judge for the Central District of California; Valerie L. Baker, to be U.S. District Judge for the Central District of California; Lawrence Joseph O'Neill, to be U.S. District Judge for the Eastern District of California; and Gregory Kent Frizzell, to be U.S. District Judge for the Northern District of Oklahoma.
- ***Foreign Language Strategy***
On January 25, Federal Bureau of Investigation Director of the National Virtual Translation Center Everett Jordan will testify before the Senate Homeland Security Subcommittee on Government Management, the Federal Workforce and the District of Columbia at a hearing

entitled "Lost in Translation: A Review of the Federal Government's Efforts to Develop a Foreign Language Strategy."

LAST WEEK

- *Department of Justice Oversight*
Chairman Leahy held a Department of Justice oversight hearing on January 18, 2007, at which you testified.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

January 30, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling *RAH*
Acting Assistant Attorney General

SUBJECT: Weekly Report for January 29, 2007 – February 9, 2007

THE WEEK AHEAD

• **Genocide**

On February 5, Deputy Assistant Attorney General for the Criminal Division Sigal Mandelker will testify before the Senate Judiciary Subcommittee on Human Rights and the Law at a hearing entitled "Genocide and the Rule of Law."

• **Nominations**

The Senate Judiciary Committee has also noticed a confirmation hearing on pending judicial nominations for February 6. The list of nominations has not yet been finalized.

• **Anti-Spoofing Act**

On February 6, Deputy Assistant Attorney General for the Criminal Division Barry Sabin will testify before the House Judiciary Committee at a hearing regarding H.R. ____, the Preventing Harassment through Outbound Number Enforcement Act.

• ***United States Attorneys**

On February 7, Deputy Attorney General Paul McNulty will testify before the Senate Judiciary Committee at a hearing entitled "Is the DOJ Politicizing the Hiring and Firing of U.S. Attorneys?"

• **NICS**

On January 8, the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security will hold a hearing regarding H.R. 297, the NICS Improvement Act of 2007. A representative from the Federal Bureau of Investigation will testify.

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- ***Court Security***

On January 8, the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security will hold a hearing regarding the Court Security Act of 2007. A representative from the Department of Justice will testify.

- ***GWOT Supplemental***

On January 8, the House Select Intelligence Oversight Panel of the Committee on Appropriations will hold a closed hearing regarding the Global War on Terror (GWOT) Supplemental for 2007. A representative from the Federal Bureau of Investigation will testify.

- ***Health Care Fraud***

On February 9, Associate Deputy Attorney General Ron Tenpas will testify before the House Oversight and Government Reform Committee at a hearing regarding health care fraud and drug pricing.

THIS WEEK

- ****Presidential Signing Statements***

On January 31, Deputy Assistant Attorney General for the Office of Legal Counsel John Elwood will testify before the House Judiciary Committee at a hearing entitled "Presidential Signing Statements under the Bush Administration: A Threat to Checks and Balances and the Rule of Law?"

LAST WEEK

- ***Intelligence Reform***

On January 25, Federal Bureau of Investigation Deputy Director John Pistole testified before the Senate Select Committee on Intelligence at a hearing entitled "Intelligence Reform (IRTPA)."

- ***Nominations***

On January 25, the Senate Judiciary Committee approved the following judicial nominations: Lisa Godbey Wood, to be U.S. District Judge for the Southern District of Georgia; Philip S. Gutierrez, to be U.S. District Judge for the Central District of California; Valerie L. Baker, to be U.S. District Judge for the Central District of California; Lawrence Joseph O'Neill, to be U.S. District Judge for the Eastern District of California; and Gregory Kent Frizzell, to be U.S. District Judge for the Northern District of Oklahoma.

- ***Foreign Language Strategy***

On January 25, Federal Bureau of Investigation Director of the National Virtual Translation Center Everette Jordan testified before the Senate Homeland Security Subcommittee on Government Management, the Federal Workforce and the District of Columbia at a hearing entitled "Lost in Translation: A Review of the Federal Government's Efforts to Develop a Foreign Language Strategy."



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

February 6, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling *RAH*
Acting Assistant Attorney General

SUBJECT: Weekly Report for February 5, 2007 – February 16, 2007

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EXECUTIVE SECRETARIAT

THE WEEK AHEAD

- *United States Attorneys*
On February 15, the House Judiciary Subcommittee on Commercial and Administrative Law will hold a hearing regarding the interim appointments of United States Attorneys. A representative from the Department of Justice will testify.
- *FOIA*
On February 15, Deputy Director of the Office of Information and Privacy Melanie Pustay will testify before the House Oversight and Government Reform Subcommittee on Information Policy, Census, and National Archives at a hearing entitled "The State of FOIA."

THIS WEEK

- *Genocide*
On February 5, Deputy Assistant Attorney General for the Criminal Division Sigal Mandelker testified before the Senate Judiciary Subcommittee on Human Rights and the Law at a hearing entitled "Genocide and the Rule of Law."
- **United States Attorneys*
On February 6, Deputy Attorney General Paul McNulty testified before the Senate Judiciary Committee at a hearing entitled "Is the DOJ Politicizing the Hiring and Firing of U.S. Attorneys?"

- ***Anti-Spoofing Act***

On February 6, Deputy Assistant Attorney General for the Criminal Division Barry Sabin will testify before the House Judiciary Committee at a hearing regarding H.R. 740, the Preventing Harassment through Outbound Number Enforcement Act.

- ***Nominations***

The Senate Judiciary Committee held a hearing on the following judicial nominations on February 6: John P. Bailey, to be a U.S. District Judge for the Northern District of West Virginia; and Otis D. Wright, II, and George H. Wu, both to be U.S. District Judges for the Central District of California.

- ***GWOT Supplemental***

On February 8, the House Select Intelligence Oversight Panel of the Committee on Appropriations will hold a closed hearing regarding the Global War on Terror (GWOT) Supplemental for 2007. A representative from the Federal Bureau of Investigation will testify.

- ***Health Care Fraud***

On February 9, Associate Deputy Attorney General Ron Tenpas will testify before the House Oversight and Government Reform Committee at a hearing entitled "Allegations of Waste, Fraud, and Abuse in Pharmaceutical Pricing: Financial Impacts on Federal Health Programs and the Federal Taxpayer"

LAST WEEK

- ****Presidential Signing Statements***

On January 31, Deputy Assistant Attorney General for the Office of Legal Counsel John Elwood testified before the House Judiciary Committee at a hearing entitled "Presidential Signing Statements under the Bush Administration: A Threat to Checks and Balances and the Rule of Law?"

- ***Nominations***

On January 30, the Senate confirmed the nominations of Lisa Godbey Wood, to be a U.S. District Judge for the Southern District of Florida and Philip S. Gutierrez, to be a U.S. District Judge for the Central District of California. On February 1, the Senate confirmed the nominations of Valerie L. Baker, to be a U.S. District Judge for the Central District of California; Lawrence J. O'Neill, to be a U.S. District Judge for the Eastern District of California; and Gregory K. Frizzell, to be a U.S. District Judge for the Northern District of Oklahoma.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

February 13, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling ^{LAH}
Acting Assistant Attorney General

SUBJECT: Weekly Report for February 12, 2007 – February 23, 2007

THE WEEK AHEAD

Congress will be in recess.

- **Juvenile Gangs**
On February 19, United States Attorney Patrick Meehan will testify before the Senate Judiciary Committee at a field hearing in Philadelphia, Pennsylvania regarding Juvenile Gangs.

THIS WEEK

- **Judicial Security and Independence Genocide**
On February 14, United States Marshals Service Director John F. Clark will provide a written statement for the Senate Judiciary Committee hearing entitled "Judicial Security and Independence."
- **FOIA**
On February 14, Deputy Director of the Office of Information and Privacy Melanie Pustay will testify before the House Oversight and Government Reform Subcommittee on Information Policy, Census, and National Archives at a hearing entitled "The State of FOIA."
- **Tribal Programs Budget Request**
On February 15, Assistant Attorney General for the Office of Justice Programs Regina Schofield will testify before the Senate Committee on Indian Affairs in a hearing entitled "Oversight Hearing on the President's Fiscal Year 2008 Budget Request for Tribal Programs."

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- ***Terrorist Surveillance Program***

On February 15, Assistant Attorney General for the National Security Division Kenneth Wainstein and Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury will testify before the Senate Select Committee on Intelligence at a closed hearing entitled "NSA Warrantless Surveillance Program."

LAST WEEK

- ***Genocide***

On February 5, Deputy Assistant Attorney General for the Criminal Division Sigal Mandelker testified before the Senate Judiciary Subcommittee on Human Rights and the Law at a hearing entitled "Genocide and the Rule of Law."

- ****United States Attorneys***

On February 6, Deputy Attorney General Paul McNulty testified before the Senate Judiciary Committee at a hearing entitled "Is the DOJ Politicizing the Hiring and Firing of U.S. Attorneys?" As a follow up to a request from Senator Charles Schumer during the hearing, Deputy Attorney General McNulty will brief Senate Judiciary Committee members further about the issue on February 14.

- ***Anti-Spoofing Act***

On February 6, Deputy Assistant Attorney General for the Criminal Division Barry Sabin testified before the House Judiciary Committee at a hearing regarding H.R. 740, the Preventing Harassment through Outbound Number Enforcement Act.

- ***Nominations***

On February 6, the Senate Judiciary Committee held a hearing on the following judicial nominations on February 6: John P. Bailey, to be a U.S. District Judge for the Northern District of West Virginia; and Otis D. Wright, II, and George H. Wu, both to be U.S. District Judges for the Central District of California.

On February 8, the Senate Judiciary Committee approved the following judicial nominations: Norman Randy Smith, to be U.S. Circuit Judge for the Ninth Circuit; Nora Barry Fischer, to be U.S. District Judge for the Western District of Pennsylvania; Marcia Morales Howard, to be U.S. District Judge for the Middle District of Florida; John Alfred Jarvey, to be U.S. District Judge for the Southern District of Iowa; and Sara Elizabeth Lioi, to be U.S. District Judge for the Northern District of Ohio.

- ***GWOT Supplemental***

On February 8, Federal Bureau of Investigation Assistant Director for the Finance Division and Chief Financial Officer Kevin Perkins testified before the House Select Intelligence Oversight Panel of the Committee on Appropriations at a closed hearing regarding the Global War on Terror (GWOT) Supplemental for 2007.

- ***Health Care Fraud***

On February 9, Associate Deputy Attorney General Ron Tenpas testified before the House Oversight and Government Reform Committee at a hearing entitled "Allegations of Waste, Fraud, and Abuse in Pharmaceutical Pricing: Financial Impacts on Federal Health Programs and the Federal Taxpayer."



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

February 20, 2007

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MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling ^{RAH}
Acting Assistant Attorney General

SUBJECT: Weekly Report for February 19, 2007 – March 2, 2007

THE WEEK AHEAD

- ***Repayment of Student Loans for Public Prosecutors***
On February 27, the Senate Judiciary Committee will hold a hearing regarding S. 442, the John R. Justice Prosecutors and Defenders Incentive Act of 2007.
- ***Prosecution of Border Patrol Agents***
The Senate Judiciary Committee has tentatively scheduled a hearing for February 27, regarding the prosecution of Border Patrol Agents Ignacio Ramos and Jose Compean. If this hearing is confirmed, a witness from the Department of Justice will testify.

THIS WEEK

Congress will be in recess.

- ***Juvenile Gangs***
On February 19, United States Attorney Patrick Meehan testified before the Senate Judiciary Committee at a field hearing in Philadelphia, Pennsylvania regarding Juvenile Gangs and Mentoring Programs.

LAST WEEK

- ***Judicial Security and Independence***

On February 14, United States Marshals Service Director John F. Clark provided a written statement for the Senate Judiciary Committee hearing entitled "Judicial Security and Independence."

- ***FOIA***

On February 14, Deputy Director of the Office of Information and Privacy Melanie Pustay testified before the House Oversight and Government Reform Subcommittee on Information Policy, Census, and National Archives at a hearing entitled "The State of FOIA."

- ***FY'07 DOJ Appropriations***

On February 14, by a vote of 81-15, the Senate passed H.J.Res. 20 which appropriates \$463.5 billion through September 30, 2007, for continuing projects and activities of the Federal Government. President Bush signed the bill into law on February 15.

- ***Nominations***

On February 14, the Senate confirmed the nomination of Nora Barry Fisher to be a U.S. District Judge for the Western District of Pennsylvania; on February 15, the Senate confirmed Norman Randy Smith to be a U.S. Circuit Judge for the Ninth Circuit and Marcia Morales Howard to be a U.S. District Judge for the Middle District of Florida.

The Senate Judiciary Committee approved the nominations of Dabney Friedrich and Beryl Howell to be members of the U.S. Sentencing Commission on February 15.

- ***Tribal Programs Budget Request***

On February 15, Assistant Attorney General for the Office of Justice Programs Regina Schofield testified before the Senate Committee on Indian Affairs in a hearing entitled "Oversight Hearing on the President's Fiscal Year 2008 Budget Request for Tribal Programs."

- ***Terrorist Surveillance Program***

On February 15, Assistant Attorney General for the National Security Division Kenneth Wainstein and Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury testified before the Senate Select Committee on Intelligence at a closed hearing entitled "NSA Warrantless Surveillance Program."



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

February 27, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling ^{RAH}
Acting Assistant Attorney General

SUBJECT: Weekly Report for February 26, 2007 – March 9, 2007

THE WEEK AHEAD

- ****United States Attorneys***

On March 6, Principal Associate Deputy Attorney General William Moschella will testify before the House Judiciary Subcommittee on Commercial and Administrative Law at a hearing regarding H.R. 580, Restoring Checks and Balances in the Confirmation Process of U.S. Attorneys.

- ****Antitrust Enforcement Agenda***

On March 7, Assistant Attorney General for the Antitrust Division Thomas Barnett will testify before the Senate Judiciary Subcommittee on Antitrust, Competition Policy and Consumer Rights at a hearing entitled "Oversight of the Antitrust Enforcement Agenda."

- ****Medicare and Health Care Fraud***

On March 8, United States Attorney for the Southern District of Florida Alex Acosta will testify before the House Ways and Means Subcommittee on Health and the House Ways and Means Subcommittee on Oversight at a joint hearing regarding Medicare and Health Care Fraud. A witness from the Department of Justice will testify.

- ****FY07 Supplemental Requests***

On March 8, the House Permanent Select Committee on Intelligence will hold a hearing regarding the FY'07 Supplemental Request for the NIP and MIP. A witness from the Federal Bureau of Investigation will testify.

On March 8, the Senate Select Committee on Intelligence will hold a hearing regarding the FY'07 Supplemental Request for the NIP and MIP. A witness from the Federal Bureau of Investigation will testify.

THIS WEEK

- ***Efficient Location Policy***

On February 27, Bureau of Alcohol, Tobacco, Firearms and Explosives Director of New Building Projects Mignon Anthony testified before the House Committee on Transportation and Infrastructure Subcommittee on Public Buildings, Economic Development, and Emergency Management at a hearing entitled "GSA Case Study: Efficient Location Policy."

- ***Repayment of Student Loans for Public Prosecutors***

On February 27, the Senate Judiciary Committee held a hearing regarding S. 442, the John R. Justice Prosecutors and Defenders Incentive Act of 2007.

- ***Nominations***

On March 1, the Senate Judiciary Committee will hold a business meeting. The agenda includes the following nominations: Thomas M. Hardiman, to be United States Circuit Judge for the Third Circuit; John Preston Bailey, to be U.S. District Judge for the Northern District of West Virginia; Otis D. Wright, II to be U.S. District Judge for the Central District of California; and George H. Wu to be U.S. District Judge for the Central District of California.

LAST WEEK

Congress was in recess.

- ***Juvenile Gangs***

On February 19, United States Attorney Patrick Meehan testified before the Senate Judiciary Committee at a field hearing in Philadelphia, Pennsylvania regarding Juvenile Gangs and Mentoring Programs.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

March 6, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling *RAH*
Acting Assistant Attorney General

SUBJECT: Weekly Report for March 5, 2007 – March 16, 2007

RECEIVED
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OFFICE OF THE ATTORNEY GENERAL

THE WEEK AHEAD

- *Human Intelligence*

On March 13, Federal Bureau of Investigation Executive Assistant Director for the National Security Branch Willie Hulon will testify before the Senate Select Committee on Intelligence at a hearing regarding Human Intelligence Programs in the Intelligence Community.

THIS WEEK

- **United States Attorneys*

On March 6, the Senate Judiciary Committee held a hearing entitled "Part II – Preserving Prosecutorial Independence: Is the Department of Justice Politicizing the Hiring and Firing of U.S. Attorneys?" The Department of Justice was not asked to testify at this hearing.

On March 6, Principal Associate Deputy Attorney General William Moschella will testify before the House Judiciary Subcommittee on Commercial and Administrative Law at a hearing entitled "H.R. 580, Restoring Checks and Balances in the Confirmation Process of U.S. Attorneys."

- *National Intelligence Program Budget*

On March 6, Federal Bureau of Investigation Associate Executive Assistant Director for the National Security Branch Phil Mudd will testify before the House Permanent Select Committee on Intelligence at a hearing regarding the FY2008 National Intelligence Program Budget.

- ***Antitrust Oversight***

On March 7, Assistant Attorney General for the Antitrust Division Thomas Barnett will testify before the Senate Judiciary Subcommittee on Antitrust, Competition Policy and Consumer Rights at a hearing entitled "Oversight of the Enforcement of the Antitrust Laws."

- ***Voting Deception***

On March 7, the House Judiciary Committee will hold a hearing entitled "Protecting the Right to Vote: Election Deception and Irregularities in Recent Federal Elections." The Department of Justice has not been asked to testify at this hearing.

- ***Senate Judiciary Committee Markup***

The Senate Judiciary Committee has noticed an executive business meeting for March 8. The agenda includes the following bills: S. 236, the Federal Agency Data Mining Reporting Act of 2007; S. 261, the Animal Fighting Prohibition Enforcement Act of 2007; S. 376, the Law Enforcement Officers Safety Act of 2007; S. 231, a bill to authorize the Edward Byrne Memorial Justice Assistance Grant Program; S. 368, the COPS Improvements Act of 2007; and S. 627, the Safe Babies Act.

The agenda also includes the nominations of Thomas M. Hardiman to be United States Circuit Judge for the Third Circuit and Vanessa Lynne Bryant to be U.S. District Judge for the District of Connecticut.

- ****McNulty Memorandum***

On March 8, Acting Deputy Assistant Attorney General Barry Sabin will testify before the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security at a hearing regarding "The McNulty Memorandum's Effect on the Right to Counsel in Corporate Investigations."

- ***Indian Health Care***

On March 8, Deputy Assistant Attorney General for the Civil Division C. Frederick Beckner III will testify before the Senate Indian Affairs Committee at a hearing regarding the Indian Health Care Improvement Act.

- ***Medicare and Health Care Fraud***

On March 8, the United States Attorney for the Southern District of Florida Alex Acosta will testify before the House Ways and Means Subcommittee on Health and on Oversight at a joint hearing regarding Medicare and Health Care Fraud.

- ***FY07 Supplemental Requests***

On March 8, the House Permanent Select Committee on Intelligence will hold a hearing regarding the FY'07 Supplemental Request for the NIP and MIP. A witness from the Federal Bureau of Investigation will testify.

On March 8, the Senate Select Committee on Intelligence will hold a hearing regarding the FY'07 Supplemental Request for the NIP and MIP. A witness from the Federal Bureau of Investigation will testify.

LAST WEEK

- ***Repayment of Student Loans for Public Prosecutors***

On February 27, the Senate Judiciary Committee held a hearing entitled "Strengthening Our Criminal Justice System: the John R. Justice Prosecutors and Defenders Incentive Act of 2007."

On March 1, the Senate Judiciary Committee approved by voice vote S. 442, the John R. Justice Prosecutors and Defenders Incentive Act of 2007 with amendments from Senator Durbin on juvenile delinquency and fair allocation of programs, Senator Hatch requiring a study of the impact of law school accreditation requirements, and Senator Cardin basing allocations on ability to pay.

- ***Efficient Location Policy***

On February 27, Bureau of Alcohol, Tobacco, Firearms and Explosives Director of New Building Projects Mignon Anthony testified before the House Committee on Transportation and Infrastructure Subcommittee on Public Buildings, Economic Development, and Emergency Management at a hearing entitled "GSA Case Study: Efficient Location Policy."

- ***Judicial Disclosure***

On February 28, the House Judiciary Committee approved by voice vote H.R. 1130, the Judicial Disclosure Responsibility Act.

- ***Nominations***

On February 28, the Senate confirmed the nominations of Dabney Friedrich and Beryl Howell to be Members of the U.S. Sentencing Commission.

On March 1, the Senate Judiciary Committee approved the nominations of John Preston Bailey, to be U.S. District Judge for the Northern District of West Virginia; Otis D. Wright, II to be U.S. District Judge for the Central District of California; and George H. Wu to be U.S. District Judge for the Central District of California. The nomination of Thomas M. Hardiman, to be U.S. Circuit Judge for the Third Circuit was held.

- ***Court Security***

On March 1, the Senate Judiciary Committee approved by voice vote S. 378, the Court Security Improvement Act of 2007 with a Kyl amendment to deauthorize the twelfth seat in the D.C Circuit and reassign it to the Ninth Circuit.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

March 13, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling
Acting Assistant Attorney General

SUBJECT: Weekly Report for March 12, 2007 - March 23, 2007

THE WEEK AHEAD

- ***Combating War Profiteering***
On March 20, Acting Deputy Assistant Attorney General for the Criminal Division Barry Sabin will testify before the Senate Judiciary Committee at a hearing entitled "Combating War Profiteering: Are We Doing Enough to Investigate and Prosecute Contracting Fraud and Abuse in Iraq?"
- ***National Security Letters***
On March 20, Federal Bureau of Investigation General Counsel Valerie Caproni will testify before the Senate Judiciary Committee at a hearing regarding the Office of the Inspector General's Report on National Security Letters.
- ***Identity Theft***
On March 21, Associate Deputy Attorney General Ron Tenpas will testify before the Senate Judiciary Subcommittee on Terrorism, Technology, and Homeland Security at a hearing entitled "Identity Theft: Innovative Solutions for an Evolving Problem."
- ***FY 2008 Appropriations***
On March 22, you will testify before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies in a hearing regarding Department of Justice appropriations for FY 2008.

On March 22, Drug Enforcement Administration Administrator Karen Tandy and Bureau of Alcohol, Tobacco, Firearms and Explosives Acting Director Michael J. Sullivan will testify before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies in a hearing regarding Drug Enforcement Administration and Alcohol, Tobacco, Firearms and Explosives appropriations for FY 2008.

- ***Unsolved Civil Rights Crime***

On March 22, the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security will hold hearing regarding the Emmitt Till Unsolved Civil Rights Crime Act. The Department of Justice was not asked to testify at this hearing.

- ***Civil Rights Division Oversight***

On March 22, Assistant Attorney General for the Civil Rights Division Wan Kim will testify before the House Judiciary Committee at a hearing entitled "Civil Rights Division Oversight."

THIS WEEK

- ***Human Intelligence***

On March 13, Federal Bureau of Investigation Executive Assistant Director for the National Security Branch Willic T. Hulon testified before the Senate Select Committee on Intelligence at a closed hearing regarding Human Intelligence Programs in the Intelligence Community.

- ***Nominations***

On March 13, the Senate Judiciary Committee will hold a nominations hearing on the following nominations: Halil Suleyman Ozerden, to be U.S. District Judge for the Southern District of Mississippi; Benjamin Hale Settle, to be U.S. District Judge for the Western District of Washington and Frederick J. Kapala, to be U.S. District Judge for the Northern District of Illinois.

LAST WEEK

- ***United States Attorneys***

On March 6, the Senate Judiciary Committee held a hearing entitled "Part II – Preserving Prosecutorial Independence: Is the Department of Justice Politicizing the Hiring and Firing of U.S. Attorneys?" The Department of Justice was not asked to testify at this hearing.

March 6, Principal Associate Deputy Attorney General William Moschella testified before the House Judiciary Subcommittee on Commercial and Administrative Law at a hearing entitled "H.R. 580, Restoring Checks and Balances in the Confirmation Process of U.S. Attorneys."

- ***National Intelligence Program Budget***

On March 6, Federal Bureau of Investigation Associate Executive Assistant Director for the National Security Branch Phil Mudd appeared before the House Permanent Select Committee on Intelligence at a hearing regarding the FY2008 National Intelligence Program Budget.

- ***Antitrust Oversight***

On March 7, Assistant Attorney General for the Antitrust Division Thomas Barnett testified before the Senate Judiciary Subcommittee on Antitrust, Competition Policy and Consumer Rights at a hearing entitled "Oversight of the Enforcement of the Antitrust Laws."

- ***Voting Deception***

On March 7, the House Judiciary Committee held a hearing entitled "Protecting the Right to Vote: Election Deception and Irregularities in Recent Federal Elections." The Department of Justice was not asked to testify at this hearing.

- ***Nominations***

On March 8, the Senate Judiciary Committee approved the nominations of Thomas M. Hardiman to be United States Circuit Judge for the Third Circuit and Vanessa Lynne Bryant to be U.S. District Judge for the District of Connecticut.

The Senate approved the nominations of John Alfred Jarvey to be a U.S. District Judge for the Southern District of Iowa and Sara Elizabeth Lioi to be a U.S. District Judge for the Northern District of Ohio.

- ***McNulty Memorandum***

On March 8, Acting Deputy Assistant Attorney General Barry Sabin testified before the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security at a hearing regarding "The McNulty Memorandum's Effect on the Right to Counsel in Corporate Investigations."

- ***Indian Health Care***

On March 8, Deputy Assistant Attorney General for the Civil Division C. Frederick Beckner III testified before the Senate Indian Affairs Committee at a hearing regarding the Indian Health Care Improvement Act.

- ***Medicare and Health Care Fraud***

On March 8, United States Attorney for the Southern District of Florida Alex Acosta will testify before the House Ways and Means Subcommittee on Health and the Subcommittee on Oversight in a hearing regarding Medicare and Health Care Fraud.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

March 20, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling *RAH*
Acting Assistant Attorney General

SUBJECT: Weekly Report for March 19, 2007 – March 30, 2007

THE WEEK AHEAD

- ***Human Trafficking***
On March 26, Deputy Assistant Attorney General for the Civil Rights Division Grace Chung Becker will testify before the Senate Judiciary Subcommittee on Human Rights and the Law at a hearing entitled "Legal Options to Stop Human Trafficking."
- ***FBI Oversight***
On March 27, Federal Bureau of Investigation Director Robert Mueller will testify before the Senate Judiciary Committee at a hearing entitled "Oversight of the Federal Bureau of Investigation."
- ***FY 2008 Appropriations***
On March 27, Assistant Attorney General for the Office of Justice Programs and Office of Community Oriented Policing Services Director Carl Peed will testify before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies at a hearing regarding State and Local Grant Appropriations for Fiscal Year 2008.

On March 27, United States Marshals Service Director John Clark, Federal Bureau of Prisons Director Harley Lappin and Office of the Detention Federal Trustee Stacia Hylton will testify before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies at a hearing regarding United States Marshals Service, Bureau of Prisons, and Office of the Detention Trustee Appropriations for Fiscal Year 2008.

On March 27, Principal Associate Deputy Attorney General William Moschella, Principal Deputy Assistant Attorney General for the Civil Division Jeff Bucholtz, and Assistant Attorney General Ken Wainstein will testify before the House Appropriations Subcommittee

on Commerce, Justice, Science and Other Related Agencies at a hearing regarding National Security Division Appropriations for Fiscal Year 2008.

On March 28, Chief Information Officer Vance Hitch will testify before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies at a hearing regarding Justice Information Sharing Technology/Narrowband Appropriations for Fiscal Year 2008.

- ***National Security Letters***

On March 28, Federal Bureau of Investigation General Counsel Valerie Caproni and an additional witness from the Department of Justice will testify before the Senate Judiciary Committee at a hearing regarding the Office of the Inspector General's Report on the Federal Bureau of Investigation's use of National Security Letters.

- ***Cobell Settlement***

On March 29, Associate Attorney General Bill Mercer will testify before the Senate Indian Affairs Committee at a hearing regarding the Cobell Legislative Settlement Proposal.

- ***Presidential Pardon Process***

On March 29, Pardon Attorney Roger Adams will testify before the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security at a hearing regarding the Presidential Pardon Process.

THIS WEEK

- ***Combating War Profiteering***

On March 20, Acting Deputy Assistant Attorney General for the Criminal Division Barry Sabin testified before the Senate Judiciary Committee at a hearing entitled "Combating War Profiteering: Are We Doing Enough to Investigate and Prosecute Contracting Fraud and Abuse in Iraq?"

- ***National Security Letters***

On March 20, Inspector General Glenn A. Fine and Federal Bureau of Investigation General Counsel Valerie Caproni testified before the Senate Judiciary Committee at a hearing regarding the Office of the Inspector General's Report on National Security Letters.

On March 21, Inspector General Glenn A. Fine will testified before the Senate Judiciary Committee at a hearing entitled "Misuse of Patriot Act Powers: The Inspector General's Findings of Improper Use of the National Security Letters by the FBI." No one from the Federal Bureau of Investigation was asked to testify at this hearing.

- ***S. 214, Preserving United States Attorneys Independence Act of 2007***

On March 20, in the Senate, the Kyl Amendment to repeal the interim U.S. Attorney authority statute leaving the Vacancies Act to address the appointment authority was defeated by a vote of 40-56.

The Sessions Amendment to limit the court's authority by requiring the court to appoint an

employee of the Department of Justice or federal law enforcement officer, requiring the court to give the Attorney General seven days' notice of the identity of the appointee, and prohibiting the appointment of any person under investigation by the Inspector General of a federal department or agency was defeated by a vote of 47-50.

S. 214 was subsequently approved by a vote of 94-2, with Senators Bond and Hagel voting against the legislation.

- ***Identity Theft***

On March 21, Associate Deputy Attorney General Ron Tenpas will testify before the Senate Judiciary Subcommittee on Terrorism, Technology, and Homeland Security at a hearing entitled "Identity Theft: Innovative Solutions for an Evolving Problem."

- ***Civil Rights Division Oversight***

On March 22, Assistant Attorney General for the Civil Rights Division Wan Kim will testify before the House Judiciary Committee at a hearing entitled "Civil Rights Division Oversight."

LAST WEEK

- ***Human Intelligence***

On March 13, Federal Bureau of Investigation Executive Assistant Director for the National Security Branch Willie T. Hulon testified before the Senate Select Committee on Intelligence at a closed hearing regarding Human Intelligence Programs in the Intelligence Community.

- ***Nominations***

On March 13, the Senate Judiciary Committee held a nominations hearing on the following nominations: Halil Suleyman Ozerden, to be U.S. District Judge for the Southern District of Mississippi; Benjamin Hale Settle, to be U.S. District Judge for the Western District of Washington and Frederick J. Kapala, to be U.S. District Judge for the Northern District of Illinois.

On March 15, the Senate confirmed the following nominations: Thomas Hardiman, to be a U.S. Circuit Judge for the Third Circuit; John P. Bailey, to be a U.S. District Judge for the Northern District of West Virginia; and Otis D. Wright, II, to be a U.S. District Judge for the Central District of California.

- ***Senate Judiciary Committee Markup***

On March 15, at its Executive Business Meeting, the Senate Judiciary Committee approved the authority to issue subpoenas in connection with the investigation into replacement of U.S. Attorneys.

At the March 15 meeting the Committee also approved the following legislation: S. 261, the Animal Fighting Prohibition Enforcement Act of 2007; S.231, a bill to authorize the Edward Byrne Memorial Justice Assistance Grant Program, with a vote of 18 yeas and one pass; S. 368, the COPS Improvement Act of 2007; S. 627, the Safe Babies Act; and S. 863, the Emergency and Disaster Assistance Fraud Penalty Enhancement Act of 2007. And the

Committee approved the nomination of John Wood, to be U.S. Attorney for the Western District of Missouri.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

March 27, 2007

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MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling *RAH*
Acting Assistant Attorney General

SUBJECT: Weekly Report for March 26, 2007 – April 6, 2007

THE WEEK AHEAD

Congress will be in recess.

- **Radicalization**
On April 5, Federal Bureau of Investigation Assistant Director in Charge J. Stephen Tidwell will testify at a field hearing entitled "Radicalization, Information Sharing and Community Outreach: Protecting the Homeland from Homegrown Terror." Bureau of Prisons Assistant Director of the Correctional Programs Division John Vanyur will provide a written statement.

THIS WEEK

- **Human Trafficking**
On March 26, Deputy Assistant Attorney General for the Civil Rights Division Grace Chung Becker testified before the Senate Judiciary Subcommittee on Human Rights and the Law at a hearing entitled "Legal Options to Stop Human Trafficking."
- **FBI Oversight**
On March 27, Federal Bureau of Investigation Director Robert Mueller testified before the Senate Judiciary Committee at a hearing entitled "Oversight of the Federal Bureau of Investigation."
- **FY 2008 Appropriations**
On March 27, Office of Violence Against Women Acting Director Mary Beth Buchanan, Assistant Attorney General for the Office of Justice Programs Regina B. Schofield and

Office of Community Oriented Policing Services Director Carl Peed will testify before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies at a hearing regarding State and Local Grant Appropriations for Fiscal Year 2008.

On March 27, United States Marshals Service Director John Clark, Federal Bureau of Prisons Director Harley Lappin and Office of the Detention Federal Trustee Stacia Hylton will testify before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies at a hearing regarding United States Marshals Service, Bureau of Prisons, and Office of the Detention Trustee Appropriations for Fiscal Year 2008.

- ***Cruise Ship Crimes***

On March 27, Federal Bureau of Investigation Deputy Assistant Director Salvador Hernandez will testify before the House Transportation and Infrastructure Subcommittee on Coast Guard and Maritime Transportation at a hearing regarding crimes against Americans on cruise ships.

- ***Domestic Intelligence***

On March 27, Federal Bureau of Investigation Executive Assistant Director for the National Security Branch Willie T. Hulon and Drug Enforcement Administration Intelligence Division Assistant Administrator Anthony P. Placido will testify before the House Permanent Select Committee on Intelligence at a closed hearing regarding the integration of domestic intelligence.

- ***National Security Letters***

On March 28, Inspector General Glenn A. Fine, Assistant Attorney General for the National Security Division Kenneth Wainstein, and Federal Bureau of Investigation Deputy Director John S. Pistole will testify before the House Permanent Select Committee on Intelligence at an open hearing regarding the Office of the Inspector General's Report on the Federal Bureau of Investigation's use of National Security Letters.

- ***Cobell Settlement***

On March 29, Associate Attorney General William W. Mercer will testify before the Senate Indian Affairs Committee at a hearing regarding the Cobell Legislative Settlement Proposal.

- ***Presidential Pardon Process***

On March 29, Pardon Attorney Roger Adams will testify before the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security at a hearing regarding the Presidential Pardon Process.

LAST WEEK

- ***Combating War Profiteering***

On March 20, Acting Deputy Assistant Attorney General for the Criminal Division Barry Sabin testified before the Senate Judiciary Committee at a hearing entitled "Combating War Profiteering: Are We Doing Enough to Investigate and Prosecute Contracting Fraud and Abuse in Iraq?"

- ****National Security Letters***

On March 20, Inspector General Glenn A. Fine and Federal Bureau of Investigation General Counsel Valerie Caproni testified before the Senate Judiciary Committee at a hearing regarding the Office of the Inspector General's Report on National Security Letters.

On March 21, Inspector General Glenn A. Fine will testified before the Senate Judiciary Committee at a hearing entitled "Misuse of Patriot Act Powers: The Inspector General's Findings of Improper Use of the National Security Letters by the FBI." No one from the Federal Bureau of Investigation was asked to testify at this hearing.

- ****S. 214, Preserving United States Attorneys Independence Act of 2007***

On March 20, in the Senate, the Kyl Amendment to repeal the interim U.S. Attorney authority statute leaving the Vacancies Act to address the appointment authority was defeated by a vote of 40-56.

The Sessions Amendment to limit the court's authority by requiring the court to appoint an employee of the Department of Justice or federal law enforcement officer, requiring the court to give the Attorney General seven days' notice of the identity of the appointee, and prohibiting the appointment of any person under investigation by the Inspector General of a federal department or agency was defeated by a vote of 47-50.

S. 214 was subsequently approved by a vote of 94-2, with Senators Bond and Hagel voting against the legislation. The House approved its companion bill H.R. 80 on March 26.

- ***Identity Theft***

On March 21, Associate Deputy Attorney General Ron Tenpas testified before the Senate Judiciary Subcommittee on Terrorism, Technology, and Homeland Security at a hearing entitled "Identity Theft: Innovative Solutions for an Evolving Problem."

- ***Civil Rights Division Oversight***

On March 22, Assistant Attorney General for the Civil Rights Division Wan Kim testified before the House Judiciary Committee at a hearing entitled "Civil Rights Division Oversight."



U.S. Department of Justice

Office of Legislative Affairs

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Washington, D.C. 20530

April 3, 2007

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EXECUTIVE SECRETARIAT

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling ^{RAH}
Acting Assistant Attorney General

SUBJECT: Weekly Report for April 2, 2007 – April 13, 2007

THE WEEK AHEAD

- **Post-Katrina Efforts**
On April 10, United States Attorney for the Eastern District of Louisiana Jim Letten will testify before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security at a field hearing in New Orleans, Louisiana regarding Post-Katrina Efforts.
- **Tax Enforcement**
On April 12, Assistant Attorney General for the Tax Division Eileen O'Connor will testify before the Senate Finance Committee at a hearing regarding a tax enforcement issue.
- **DOJ Appropriations**
On April 12, you will testify before the Senate Appropriations Subcommittee on Commerce, Justice, Science and Related Agencies at a hearing regarding the Department of Justice Fiscal Year 2008 Appropriations.

THIS WEEK

Congress will be in recess.

- **Radicalization**
On April 5, Federal Bureau of Investigation Assistant Director in Charge J. Stephen Tidwell will testify at a field hearing entitled "Radicalization, Information Sharing and Community Outreach: Protecting the Homeland from Homegrown Terror." Bureau of Prisons Assistant Director of the Correctional Programs Division John Vanyur will provide a written statement.

LAST WEEK

- ***Human Trafficking***

On March 26, Deputy Assistant Attorney General for the Civil Rights Division Grace Chung Becker testified before the Senate Judiciary Subcommittee on Human Rights and the Law at a hearing entitled "Legal Options to Stop Human Trafficking."

- ***FBI Oversight***

On March 27, Federal Bureau of Investigation Director Robert Mueller testified before the Senate Judiciary Committee at a hearing entitled "Oversight of the Federal Bureau of Investigation."

- ***FY 2008 Appropriations***

On March 27, Office of Violence Against Women Acting Director Mary Beth Buchanan, Assistant Attorney General for the Office of Justice Programs Regina B. Schofield and Office of Community Oriented Policing Services Director Carl Peed testified before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies at a hearing regarding State and Local Grant Appropriations for Fiscal Year 2008.

On March 27, United States Marshals Service Director John Clark, Federal Bureau of Prisons Director Harley Lappin and Office of the Detention Federal Trustee Stacia Hylton testified before the House Appropriations Subcommittee on Commerce, Justice, Science and Other Related Agencies at a hearing regarding United States Marshals Service, Bureau of Prisons, and Office of the Detention Trustee Appropriations for Fiscal Year 2008.

- ***Cruise Ship Crimes***

On March 27, Federal Bureau of Investigation Deputy Assistant Director Salvador Hernandez testified before the House Transportation and Infrastructure Subcommittee on Coast Guard and Maritime Transportation at a hearing regarding crimes against Americans on cruise ships.

- ***Domestic Intelligence***

On March 27, Federal Bureau of Investigation Executive Assistant Director for the National Security Branch Willie T. Hulon and Drug Enforcement Administration Intelligence Division Assistant Administrator Anthony P. Placido testified before the House Permanent Select Committee on Intelligence at a closed hearing regarding the integration of domestic intelligence.

- ***National Security Letters***

On March 28, Inspector General Glenn A. Fine, Assistant Attorney General for the National Security Division Kenneth Wainstein, and Federal Bureau of Investigation Deputy Director John S. Pistole testified before the House Permanent Select Committee on Intelligence at an open hearing regarding the Office of the Inspector General's Report on the Federal Bureau of Investigation's use of National Security Letters.

- ***Cobell Settlement***

On March 29, Associate Attorney General William W. Mercer testified before the Senate Indian Affairs Committee at a hearing regarding the Cobell Legislative Settlement Proposal.

- ***United States Attorney Firings***

On March 29, former Chief of Staff to the Attorney General D. Kyle Sampson testified before the Senate Judiciary Committee at a hearing entitled "Preserving Prosecutorial Independence: Is the Department of Justice Politicizing the Hiring and Firing of U.S. Attorneys?--Part III."



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 10, 2007

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EXECUTIVE SECRETARIAT

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling *RAH*
Acting Assistant Attorney General

SUBJECT: Weekly Report for April 9, 2007 – April 20, 2007

THE WEEK AHEAD

- ***Department Oversight***
On April 17, you will testify before the Senate Judiciary Committee at a hearing regarding Oversight of the Department of Justice.
- ***FISA Modernization***
On April 17, Assistant Attorney General for the National Security Division Kenneth Wainstein will testify before the Senate Select Committee on Intelligence at a hearing regarding FISA Modernization.
- ***Medicare Program Efficiency***
On April 18, the House Energy and Commerce Subcommittee on Health will hold a hearing regarding Medicare Program Efficiency and Integrity. A representative from the Department will testify.
- ***Hate Crimes***
On April 18, the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security will hold a hearing regarding Hate Crimes legislation and a markup on April 19. No one from the Department has been invited to testify at this hearing.
- ***Telecom Carrier Liability***
On April 19, Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury and Deputy Assistant Attorney General for the Civil Division Carl Nichols will testify before the Senate Select Committee on Intelligence at a closed hearing regarding the Terrorist Surveillance Program and Telecom Carrier Liability.

- ***Appropriations***

On April 19, Drug Enforcement Administration Administrator Karen P. Tandy, Bureau of Alcohol, Tobacco, Firearms and Explosives Acting Director Michael J. Sullivan, and United States Marshals Service Director John F. Clark will testify before the Senate Appropriations Subcommittee on Commerce, Justice, Science and Related Agencies at a hearing regarding FY 2008 Appropriations for the Drug Enforcement Administration, Bureau of Alcohol, Tobacco, Firearms and Explosives and United States Marshals Service.

THIS WEEK

- ***Post-Katrina Efforts***

On April 10, United States Attorney for the Eastern District of Louisiana Jim Letten testified before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security at a field hearing in New Orleans, Louisiana entitled "The Katrina Impact on Crime and the Criminal Justice System in New Orleans."

- ***Nominations***

On April 11, the Senate Judiciary Committee will hold a Judicial Nominations hearing. The following nominations are on the agenda: Debra Ann Livingston, to be United States Circuit Judge for the Second Circuit; Roslyn Renee Mauskopf, to be a United States District Judge for the Eastern District of New York; Richard Sullivan, to be a United States District Judge for the Southern District of New York; and Joseph S. Van Bokkelen, to be a United States District Judge for the Northern District of Indiana.

- ***Tax Enforcement***

On April 12, Assistant Attorney General for the Tax Division Eileen O'Connor will testify before the Senate Finance Committee at a hearing entitled "Filing Your Taxes: An Ounce of Prevention is Worth a Pound of Cure."

- ***Closed Hearing***

On April 12, Acting Assistant Attorney General for the Office of Legal Counsel Steven G. Bradbury will testify before the Senate Select Committee on Intelligence at a closed hearing regarding a "closed hearing" matter.

LAST WEEK

Congress was in recess.

- ***Radicalization***

On April 5, Federal Bureau of Investigation Assistant Director in Charge J. Stephen Tidwell testified at a field hearing entitled "Radicalization, Information Sharing and Community Outreach: Protecting the Homeland from Homegrown Terror." Bureau of Prisons Assistant Director of the Correctional Programs Division John Vanyur provided a written statement.



U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

April 17, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling
Acting Assistant Attorney General

SUBJECT: Weekly Report for April 16, 2007 – April 27, 2007

THE WEEK AHEAD

- ***Iraqi Security Forces***

On April 25, the House Armed Services Subcommittee on Oversight and Investigations will hold a hearing regarding contracting issues relating to the Iraqi Security Forces. A representative from the Department will testify at this hearing.

- ***Appropriations***

On April 26, Federal Bureau of Investigation Director Robert Mueller will testify before the Senate Appropriations Subcommittee on Commerce, Justice, Science and Related Agencies at a hearing regarding FY 2008 Appropriations for the Federal Bureau of Investigation.

THIS WEEK

- ***Medicare Program Efficiency***

On April 18, Senior Counsel to the Deputy Attorney General and Special Counsel for Health Care Fraud Daniel S. Fridman will testify before the House Energy and Commerce Subcommittee on Health at a hearing entitled "Medicare Program Efficiency and Integrity."

- ***Hate Crimes***

On April 17, the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security will hold a hearing regarding Hate Crimes legislation. The Committee will markup this legislation on April 19. No one from the Department has been invited to testify at the April 17 hearing.

- ***Department Oversight***

On April 19, you will testify before the Senate Judiciary Committee at a hearing regarding Oversight of the Department of Justice.

- ***Telecom Carrier Liability***

On April 19, Acting Assistant Attorney General for the Office of Legal Counsel Steve Bradbury and Deputy Assistant Attorney General for the Civil Division Carl Nichols will testify before the Senate Select Committee on Intelligence at a closed hearing regarding the Terrorist Surveillance Program and Telecom Carrier Liability.

- ***Appropriations***

On April 19, Drug Enforcement Administration Administrator Karen P. Tandy, Bureau of Alcohol, Tobacco, Firearms and Explosives Acting Director Michael J. Sullivan, and United States Marshals Service Director John F. Clark will testify before the Senate Appropriations Subcommittee on Commerce, Justice, Science and Related Agencies at a hearing regarding FY 2008 Appropriations for the Drug Enforcement Administration, Bureau of Alcohol, Tobacco, Firearms and Explosives and United States Marshals Service.

LAST WEEK

- ***Post-Katrina Efforts***

On April 10, United States Attorney for the Eastern District of Louisiana Jim Letten testified before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security at a field hearing in New Orleans, Louisiana entitled "The Katrina Impact on Crime and the Criminal Justice System in New Orleans."

- ***Nominations***

On April 11, the Senate Judiciary Committee held a Judicial Nominations hearing on the following nominations: Debra Ann Livingston, to be United States Circuit Judge for the Second Circuit; Roslyn Renee Mauskopf, to be a United States District Judge for the Eastern District of New York; Richard Sullivan, to be a United States District Judge for the Southern District of New York; and Joseph S. Van Bokkelen, to be a United States District Judge for the Northern District of Indiana.

- ***Senate Judiciary Committee Markup***

On April 12, the Senate Judiciary Committee authorized subpoenas for DOJ and White House documents; they authorized subpoenas relating to Will Moschella and Scott Jennings but held over the authorization for subpoena on Sara Taylor. During the debate Senator Kyl made clear that the authorization was for documents only and not the Attorney General and that the Attorney General's appearance next week for testimony is not in response to the subpoena. Chairman Leahy did mention that the Attorney General had not responded to all of the Questions for the Record from the January hearing.

Additionally, the Committee approved the nomination of Halil Ozerden, to be United States District Judge for the Southern District of Mississippi. They held over the following nominations: Frederick J. Kapala, to be a United States District Judge for the Northern District of Illinois; Benjamin Hale Settle, to be a United States District Judge for the

Western District of Washington; and Robert Gideon Howard, Jr. to be a United States Marshall for the Eastern District of Washington

- ***Tax Enforcement***

On April 12, Assistant Attorney General for the Tax Division Eileen O'Connor will testify before the Senate Finance Committee at a hearing entitled "Filing Your Taxes: An Ounce of Prevention is Worth a Pound of Cure."

- ***Closed Hearing***

On April 12, Acting Assistant Attorney General for the Office of Legal Counsel Steven G. Bradbury will testify before the Senate Select Committee on Intelligence at a closed hearing regarding a "closed hearing" matter.

- ***Iraqi Security Forces***

On April 25, the House Armed Services Subcommittee on Oversight and Investigations will hold a hearing regarding contracting issues relating to the Iraqi Security Forces. A representative from the Department will testify at this hearing.

- ***Classification of Government Information***

On April 26, Federal Bureau of Investigation Director for the Directorate of Intelligence Wayne M. Murphy will testify before the House Homeland Security Subcommittee on Intelligence, Information Sharing, and Terrorism Risk Assessment at a hearing entitled "The Over-Classification and Pseudo-Classification of Government Information: The Response of the Program Manager of the Information Sharing Environment."

- ***Criminal Background Checks***

On April 26, Senior Counsel for the Office of Legal Policy Frank Campbell will testify before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security at a hearing entitled "Employer Access to Criminal Background Checks: The Need for Efficiency and Accuracy."

- ***Appropriations***

On April 26, Federal Bureau of Investigation Director Robert S. Mueller will testify before the Senate Appropriations Subcommittee on Commerce, Justice, Science and Related Agencies at a hearing regarding FY 2008 Appropriations for the Federal Bureau of Investigation.

LAST WEEK

- ***Hate Crimes***

On April 17, the House Judiciary Subcommittee on Crime, Terrorism and Homeland Security held a hearing regarding Hate Crimes legislation. The Committee marked up this legislation on April 19. No one from the Department was invited to testify at the April 17 hearing.

- ***Medicare Program Efficiency***

On April 18, Senior Counsel to the Deputy Attorney General and Special Counsel for Health Care Fraud Daniel S. Fridman testified before the House Energy and Commerce Subcommittee on Health at a hearing entitled "Medicare Program Efficiency and Integrity."

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- *Appropriations*

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U.S. Department of Justice

Office of Legislative Affairs

Office of the Assistant Attorney General

Washington, D.C. 20530

May 1, 2007

MEMORANDUM FOR THE ATTORNEY GENERAL

FROM: Richard A. Hertling *RAH*
Acting Assistant Attorney General

SUBJECT: Weekly Report for April 30, 2007 – May 11, 2007

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EXECUTIVE SECRETARIAT

THE WEEK AHEAD

- ***Appropriations***
On May 9, you will testify before the Senate Appropriations Subcommittee on Commerce, Justice, Science and Related Agencies at a hearing regarding FY 2008 appropriations for the Department of Justice.
- ***Department Oversight***
On May 10, you will testify before the House Judiciary Committee at a hearing regarding Department of Justice Oversight.
- ***Bureau of Alcohol, Tobacco, Firearms and Explosives***
On May 10, the Senate Judiciary Committee will hold a confirmation hearing for Michael Sullivan to be Director of the Bureau of Alcohol, Tobacco, Firearms and Explosives.
- ***National Security Letters***
On May 10, Federal Bureau of Investigation Valerie Caproni will testify before the Senate Select Committee on Intelligence at a hearing regarding National Security Letters.
- ***Radicalization***
On May 10, the Senate Homeland Security and Governmental Affairs Committee will hold a hearing regarding how the USG is addressing the problem of radicalization. A witness from the Federal Bureau of Investigation will testify.
- ***National Instant Check System***
On May 10, the House Domestic Policy Subcommittee on Oversight and Government Reform will hold a hearing regarding the National Instant Check Program. Representatives from the Federal Bureau of Investigation and from the Bureau of Alcohol, Tobacco, Firearms and Explosives will testify.

THIS WEEK

- ***FISA Modernization***

On May 1, Assistant Attorney General for the National Security Division Kenneth Wainstein will testify before the Senate Select Committee on Intelligence at a hearing regarding FISA Modernization.

- ***Hawaiian Government***

On May 3, Principal Deputy Associate Attorney General Gregory Katsas will testify before the Senate Indian Affairs Committee at a hearing regarding S. 310, the Native Hawaiian Government Reorganization Act.

LAST WEEK

- ***Violent Crime Rates***

On April 24, Senior Counsel to the Deputy Attorney General Mark Epley testified before the House Judiciary Subcommittee on Crime, Terrorism, and Homeland Security at a hearing entitled "Reduction of Federal Funding for Law Enforcement and its Impact on Violent Crime Rates."

- ***Nominations***

On April 24, the Senate confirmed the nomination of Halil Suleyman Ozerden, to be a U.S. District Judge for the Southern District of Mississippi, by a vote of 95-0.

On April 26, the Senate confirmed John R. Hackman, to be U.S. Marshal for the Eastern District of Virginia, and Robert G. Howard to be U.S. Marshal for the Eastern District of Arkansas.

- ***Senate Judiciary Committee Markup***

On April 25, the Senate Judiciary Committee held an executive business meeting. The Committee approved by voice vote the following legislation: S. 119, the War Profiteering Prevention Act of 2007, after approving a Leahy amendment; S. 735, Terrorist Hoax Improvements Act of 2007; H.R. 740, Preventing Harassment through Outbound Number Enforcement (PHONE) Act of 2007, after a substitute was approved and there is a Kyl amendment to be worked out on the floor; and S. 879, No Oil Producing and Exporting Cartels Act of 2007. Additionally the Committee approved the following nominations by voice vote: Frederick J. Kapala, to be a U.S. District Judge for the Northern District of Illinois; Benjamin Hale Settle, to be a U.S. District Judge for the Western District of Washington; Robert G. Howard, Jr., to be U.S. Marshal for the Eastern District of Arkansas; and John Roberts Hackman, to be U.S. Marshal for the Eastern District of Virginia

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