

Christopher R. Cooper
5405 Potomac Avenue N.W.
Washington, DC 20016

January 6, 2014

Hon. Patrick J. Leahy
Chairman
Committee on the Judiciary
United States Senate
437 Russell Senate Building
Washington, DC 20510

Dear Mr. Chairman,

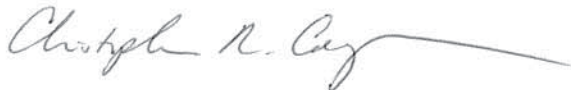
I have reviewed the Senate Questionnaire that I previously filed in connection with my nomination on August 1, 2013, to be a United States District Judge for the District of Columbia. Incorporating the additional information below, I certify that the information contained in that document is, to the best of my knowledge, true and accurate.

Question 11:

The approximate dates of my membership in the American Constitution Society were 2002 to 2006, not 1996 to 2006 as indicted in the Questionnaire.

I am also forwarding an updated Net Worth Statement and Financial Disclosure Report as requested in the Questionnaire. I thank the Committee for its consideration of my nomination.

Sincerely,

A handwritten signature in cursive script that reads "Christopher R. Cooper". The signature is written in black ink and has a long, sweeping horizontal line extending to the right.

Christopher R. Cooper

cc: Hon. Chuck Grassley
Ranking Member
Committee on the Judiciary
United States Senate
Washington, DC 20510

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Christopher Reid Cooper (generally known as Casey Cooper)

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

United States District Judge for the District of Columbia

3. **Address**: List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

Covington & Burling LLP
1201 Pennsylvania Avenue, NW
Washington, DC 20004

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

1966; Mobile, Alabama

5. **Education**: List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

1990 – 1993, Stanford Law School; J.D. (with distinction), 1993

1984 – 1988, Yale University; B.A. (*summa cum laude*), 1988

6. **Employment Record**: List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

September 2013 – present
Covington & Burling LLP
1201 Pennsylvania Avenue, NW
Washington, DC 20004
Partner

2012 – 2013
Covington & Burling LLP (UK)
265 Strand
London WC2R 1BH
United Kingdom
Partner

2010 – 2012
Baker Botts LLP (UK)
41 Lothbury
London EC2R 7HF
United Kingdom
Partner

2001 – 2010
Baker Botts LLP
1299 Pennsylvania Avenue, NW
Washington, DC 20004
Partner

1996 – 2000, June – July 1992
Miller, Cassidy, Larroca & Lewin (defunct, merged with Baker Botts)
2400 M Street, NW
Washington, DC 20037
Partner (2000)
Associate (1996 – 2000)
Summer Associate (June – July 1992)

1994 – 1996
United States Department of Justice
Office of the Deputy Attorney General
950 Pennsylvania Avenue, NW
Washington, DC 20530
Special Assistant to the Deputy Attorney General

1993 – 1994
United States Court of Appeals for the D.C. Circuit
333 Constitution Avenue, NW
Washington, DC 20001
Law clerk to Chief Judge Abner J. Mikva (now retired)

July 1992, June – July 1991
Heller, Ehrman, White & McAuliffe LLP (defunct)
333 Bush Street

San Francisco, CA 94104
Summer Associate

July – August 1991
NAACP Legal Defense and Educational Fund, Inc.
1444 I Street, NW
Washington, DC 20005
Summer Intern

1988 – 1990
Strategic Planning Associates (now Oliver Wyman Company)
2400 N Street, NW
Washington, DC 20036
Research Analyst

Other affiliations:

1988 – present
Christian Benevolent Funeral Home, Inc.
201 North Hamilton Street
Mobile, AL 36603
Director (1988 – present)
Chairman (1994 – present)
President (1994 – 2006)

2004 – present
1208 Broad Street LLC
617 Majorca Avenue
Altamonte Springs, FL 32714
Partner

2001 – 2006
Cultural Tourism DC
(uncompensated)
1250 H Street, NW
Washington, DC 20005
Advisory Board

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

I have not served in the military. I timely registered for selective service.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

Recognized in Legal 500 UK for Fraud – Corporate Crime (2012)

Recognized as a Washington, DC “Super Lawyer” (2007 – 2010)

Washingtonian Magazine, 40 Top Lawyers Under 40 (2006)

Stanford Law Review, President (1992 – 1993)

Yale University, Roosevelt R. Chapman Award for community service (1988)

Phi Beta Kappa (1987)

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

American Bar Association

Criminal Justice Committee

District of Columbia Bar

National Association of Criminal Defense Attorneys

I have not held any offices in the organizations listed above.

10. **Bar and Court Admission:**

- a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

California, 1994 (inactive)

District of Columbia, 1997

England and Wales, 2010 (Registered Foreign Lawyer)

There have been no lapses in membership, although as indicated, my membership in California is inactive.

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

United States District Court for the District of Columbia, 2003

United States District Court for the District of Maryland, 2002

I applied to practice in the District Court of Maryland in order to handle a litigated matter in that court. I allowed my admission to lapse after that matter concluded.

11. **Memberships:**

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

American Constitution Society for Law and Policy (approximately 1996 – 2006)

Cultural Tourism DC (2001 – 2006)
Advisory Board

Duke Ellington School of the Arts (approximately 1996 – 2010)
Ellington Fund Council (fundraising committee) (1996 – 2001)

Francis Scott Key Elementary School Parents Association (2006 – 2010)

Fraud Advisory Panel (UK) (2010 – 2011)

Jelleff Boys & Girls Club (1996 – 1997)
Youth basketball coach

LondonSports (youth sports league) (2011 – 2013)
Basketball coach

Palisades Citizens Association (1998 – 2010)

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

To the best of my knowledge, none of the organizations listed above discriminates, or has discriminated, on the basis of race, sex, religion or national

origin either through formal membership requirements or the practical implementation of membership policies.

12. Published Writings and Public Statements:

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

With Robert Amaee, *What Indian Firms Should Know About U.S. and U.K. Corruption Laws*, N. Y. Times, May 29, 2013. Copy supplied.

With Ashley M. Sprague, *How to Avoid the Dirty Side of Clean Energy*, Law360 (published by Portfolio Media, Inc.), May 23, 2013. Copy supplied.

With multiple co-authors, Covington & Burling Client Advisory, *Anti-Corruption Year in Review: 2012*, Feb. 2013. Copy supplied.

With multiple co-authors, Covington & Burling Client Advisory, *An Analysis of the FCPA Resource Guide*, Nov. 2012. Copy supplied.

With multiple co-authors, Covington & Burling Client Alert, *Anti-Corruption Mid-Year Review*, July 2012. Copy supplied.

With Robert Amaee and John P. Rupp, Covington & Burling Client Alert, *New Director Takes Helm at UK Serious Fraud Office*, Apr. 25, 2012. Copy supplied.

With multiple co-authors, Covington & Burling Client Alert, *Trends and Developments in Anti-Corruption Enforcement*, Feb. 2012. Copy supplied.

With Mark Miller and Robin Preston-Jones, Baker Botts Client Alert, *Six Years Jail For First Person Convicted Under U.K. Bribery Act*, Nov. 18, 2011. Copy supplied.

With Robin Preston-Jones, Baker Botts Client Alert, *UK Government Issues Draft Bribery Act Guidance*, Sept. 22, 2010. Copy supplied.

With Robin Preston-Jones, Randy Turk and Mike Barta, Baker Botts Client Alert, *UK Delays Implementation of New Bribery Act*, Feb. 2, 2011. Copy supplied.

President's Page, 45 Stan. L. Rev. (1992-1993). Copy supplied.

The Trial of Salieri, Script for Mock Trial Performed at San Francisco Symphony Orchestra Benefit Concert (Summer 1991). I do not have a copy of the script.

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

None.

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

None.

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

March 26, 2013: Speaker, TRACE International London Workshop, London, UK. Notes and PowerPoint supplied.

June 25, 2012: Panelist, C5 Sixth Advanced Forum on Anti-Corruption, London, UK. Notes supplied.

June 10, 2011: Panelist, International Bar Association, 14th Annual Transnational Crime Conference, *Hot Topics in International Complex Criminal Investigations*, Amsterdam, Netherlands. PowerPoint supplied.

May 27, 2011: Speaker, Lex Mundi Summit, *Compliance Challenges Facing General Counsel*, Amsterdam, Netherlands. I delivered a speech on managing internal investigations. I have no notes, transcript, or recording. The address of Lex Mundi is 2100 West Loop South, Suite 1000, Houston, TX 77027.

September 30, 2010: Panelist, C5 European Forum on Fraud, Asset Tracing & Recovery, London, UK. PowerPoint supplied.

May 2008: Panel Moderator, National Association of Criminal Defense Lawyers (NACDL) Spring Meeting, New York City, NY. I moderated a panel discussion

on defending multi-jurisdictional investigations. I have no notes, transcript, or recording. The address of NACDL is 1660 L Street NW, Washington DC 20036.

April 2002: Speaker, District of Columbia Bar Trial Practice Series, Washington, D.C. I spoke on the introduction and use of demonstrative evidence and the handling of expert witnesses. I have no notes, transcript, or recording. The address of the DC Bar is 1101 K Street NW, Suite 200, Washington DC 20005.

1996: Speaker, U.S. Department of Justice Conference for Child Support Enforcement Coordinators, San Diego, CA. I addressed a group of Assistant United States Attorneys and other personnel from various United States Attorney Offices on the Department's child support enforcement initiatives. I do not have any recordings or notes of my remarks. As I recall, the conference was organized by the Department of Justice, Executive Office of United States Attorneys, 950 Pennsylvania Avenue NW, Washington DC, 20530.

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

Covington & Burling Press Release, *Casey Cooper Joins Covington, Expands Global Anti-Corruption Practice*, Feb. 2, 2012. Copy supplied.

Jonathan Russell & Katherine Rushton, *Criminal Action Risk for Murdoch*, Daily Telegraph (UK), Jan. 21, 2012. Copy supplied.

Jonathan Russell & Katherine Rushton, *News Corp Executives Could Face US Legal Action*, The Telegraph (UK), Jan. 20, 2012. Copy supplied.

Trinity Preparatory School Alumni Magazine, *Class Notes*, Spring 2011. Copy supplied.

Emma L. Carew, *After the Fire Comes the Adjuster*, Wash. Post, Aug. 22, 2009. Copy supplied (reprinted in multiple outlets).

Ian Thoms, *Northwest Blaze Renews D.C. Water Worries*, The Current, Aug. 5, 2009. Copy supplied (reprinted in multiple outlets).

David Montgomery & DeNeen Brown, *Fire Scorches the City's Cultural Landscape, Too*, Wash. Post, July 31, 2009. Copy supplied (reprinted in multiple outlets).

Debbi Wilgoren, Theola Labbe-Debose & Clarence Williams, *Blaze Guts Arts Patron's Mansion*, Express, July 31-August 2, 2009. Copy supplied.

Kim Isaac Eisler, *Young Guns, 40 Lawyers Under 40*, Washingtonian, July 2006. Copy supplied.

Jared Mueller, *Noted Lawyer Represents Lacrosse Families, Boosters*, The Chronicle, Apr. 26, 2006. Copy supplied.

Craig Unger, *Saving the Saudis*, Vanity Fair, Oct. 2003. Copy supplied (reprinted in multiple outlets).

Saudra Torry, *Too Often, Women Don't Go to the Head of the Class*, Wash. Post, Feb. 27, 1995. Copy supplied.

Allison Becker, *Stanford Law Students Face 12% Tuition Jump*, The Recorder, May 19, 1992. Copy supplied.

Stanford News Service Press Release, *Christopher Cooper Elected President of Stanford Law Review*, Apr. 20, 1992. Copy supplied.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

I have not held judicial office.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment? _____

- i. Of these, approximately what percent were:

jury trials: _____%
bench trials: _____% [total 100%]

civil proceedings: _____%
criminal proceedings: _____% [total 100%]

- b. Provide citations for all opinions you have written, including concurrences and dissents.
- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).
- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that

were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.

- e. Provide a list of all cases in which certiorari was requested or granted.
 - f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.
 - h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.
14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have not been a judge.

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

15. Public Office, Political Activities and Affiliations:

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

I have not held public office. I have had no unsuccessful candidacies for public office or unsuccessful nominations for appointed office.

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

Volunteer for Obama For America: I was a co-host of a Lawyers for Obama breakfast at the Woolly Mammoth Theater in Washington, DC in the Spring of 2007. I served as a member of a Vice–Presidential candidate vetting team in the Summer of 2008. I canvassed in Pennsylvania and Virginia in the Fall of 2008. I served on the President-Elect’s Transition Team from November 2008 to January 2009 as a member of the Department of Justice Agency Review Team.

Volunteer and informal advisor to campaign of Peggy Cooper Cafritz for Chairman, District of Columbia Board of Education, 2000.

16. Legal Career: Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:
- i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

From 1993 to 1994, I clerked for then Chief Judge Abner J. Mikva, Circuit Judge of the United States Court of Appeals for the D.C. Circuit.

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

I have never practiced law alone.

- iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

1994 – 1996
United States Department of Justice
Office of the Deputy Attorney General
950 Pennsylvania Avenue, NW
Washington, DC 20530
Special Assistant to the Deputy Attorney General

1996 – 2000
Miller, Cassidy, Larroca & Lewin LLC (merged with Baker Botts in 2001)
2400 M Street, NW
Washington, DC 20037
Associate (1996 – 2000)
Partner (2000)

2001 – 2010
Baker Botts LLP
1299 Pennsylvania Avenue NW
Washington, DC 20004
Partner

2010 – 2012
Baker Botts LLP (UK)
41 Lothbury
London EC2R 7HF
United Kingdom
Partner

2012 – 2013
Covington & Burling LLP
265 Strand
London WC2R 1BH
United Kingdom
Partner

2013 – present
Covington & Burling LLP
1201 Pennsylvania Avenue NW
Washington, DC 20004
Partner

- iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

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

b. Describe:

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

Following my judicial clerkship in 1994, I served for two years in the United States Department of Justice as a Special Assistant to the Deputy Attorney General. My responsibilities in that position included supporting the Deputy Attorney General and other members of the Department's leadership in a range of areas, including legislative affairs, judicial candidate vetting, and professional responsibility.

From 1996 to 2000, I was an associate and partner in the Washington, DC law firm Miller, Cassidy, Larroca & Lewin LLC and, following the January 1, 2001 merger of Miller Cassidy with Baker Botts LLP, a partner in the Washington office of Baker Botts. My practice during that period involved a fairly even mix of civil and white-collar criminal litigation; grand jury and other government investigations; and internal corporate investigations. The matters that I handled during this period involved a wide range of substantive legal areas, including mail and wire fraud, securities fraud, money laundering, conspiracy, arms export controls, trade secrets, bribery and corruption, embezzlement, false advertising, insurance defense, real estate, employment law, breach of contract, international torts, and foreign sovereign immunity.

In August 2010, I transferred to Baker Botts' London office and, in February 2012, I joined the London office of Covington & Burling, where I practiced until September 2013. Upon relocating to London, I was not in a position to appear in court in the United States. While I remained involved in white-collar criminal defense matters, my practice in London focused primarily on representing clients in matters related to the Foreign Corrupt Practices Act and other international anti-corruption statutes. In that regard, I helped clients develop anti-corruption compliance policies and programs, advised clients on specific compliance issues, and conducted internal investigations of foreign bribery allegations. Over my career, I have conducted FCPA-related internal investigations in or involving some 20 foreign countries. In early September 2013, I joined Covington's DC office.

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

During my years of private practice, I have represented a combination of individual and organizational clients. My organizational clients have included corporations in a wide range of industries, non-profit entities, and

a trade association. My individual clients have included corporate executives, small business owners, foreign government officials, attorneys, labor union leaders, a state court judge, a former Congressional staff member and a former professional athlete.

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

I would estimate that approximately 90% of my practice has been in litigation, including cases involving government and internal investigations. I have appeared in court occasionally.

- i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|-----|
| 1. federal courts: | 85% |
| 2. state courts of record: | 15% |
| 3. other courts: | 0% |
| 4. administrative agencies: | 0% |

- ii. Indicate the percentage of your practice in:

- | | |
|--------------------------|-----|
| 1. civil proceedings: | 50% |
| 2. criminal proceedings: | 50% |

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

I have tried two cases to verdict as associate counsel.

- i. What percentage of these trials were:

- | | |
|--------------|------|
| 1. jury: | 100% |
| 2. non-jury: | 0% |

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

I have not practiced before the Supreme Court of the United States.

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

case. Also state as to each case:

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

(1) *United States v. Singer et al.*, 05-cr-928 (D.S.C.) (Blatt, J.; Norton, C.J.; Carr, M.J.)

This case involved the investigation and indictment of ten former executives of a subsidiary of WebMD Corporation on federal fraud and money laundering charges. I represented the lead defendant from the beginning of the investigation in 2004 until 2010. During the investigation phase of the case, I was responsible for various areas of factual development and legal analysis. During the pre-trial phase of the case, I drafted and argued numerous substantive law and evidentiary motions, supervised the defense's accounting experts, and helped prepare the case for trial. Soon before trial, the government dismissed my client from the indictment pursuant to a deferred prosecution agreement that I helped negotiate. Thereafter, I was retained by one of the remaining defendants to assist his lead counsel at trial. Although a jury convicted the remaining defendants after a four-week trial in 2010, the court acquitted the defendants notwithstanding the jury's verdicts based on post-trial pleadings that I helped draft.

Judge Blatt and Magistrate Judge Carr handled the pre-trial phase of the case. Chief Judge Norton presided over the trial and post-trial proceedings.

Co-counsel

Randall J. Turk
R. Stan Mortensen
Baker Botts LLP
1299 Pennsylvania Avenue, NW
Washington, DC 20004
(202) 639-7700

Alexandra Walsh (formerly at Baker Botts)
Paul, Weiss, Rifkind, Wharton & Garrison
1201 K Street, NW
Washington, DC 20006
(202) 223-7300

John Simmons
Simmons Law Firm
1711 Pickens Street

Columbia, SC 29202
(803) 779-4600

Principal counsel for co-defendants

John Lauro
Lauro Law Firm
737 Third Avenue, 32nd Floor
New York, NY 10017
(646) 746-8659
(813) 222-8990 (Tampa office)

Gary Trombley
Trombley & Hanes, P.A.
707 North Franklin Street
Tampa, FL 33601
(813) 229-7918

Kevin J. Napper
Carlton Fields
4221 West Boy Scout Road
Tampa, FL 33607
(813) 229-4312

Dale R. Sisco
Dale R. Sisco, P.A.
1110 North Florida Avenue
Tampa, FL 33602
(813) 221-9763

William Jung
Jung & Sisco
Bank Of America Plaza
101 East Kennedy Boulevard., Suite 3920
Tampa, FL 33602
(813) 225-1988

Terree A. Bowers
Arent Fox
555 West Fifth Street, 48th Floor
Los Angeles, CA 90013
(213) 629-7400

John M. Fitzgibbons
The Law Offices of John M. Fitzgibbons
707 North Franklin Street, Suite 700

Tampa, FL 33602
(813) 221-8800

Timothy Broas
Winston & Strawn
1700 K Street, NW
Washington, DC 20006
(202) 282-5000

James Robinson (deceased)
Cadwalader, Wickersham & Taft
700 Sixth Street, NW
Washington, DC 20001
(202) 862-2200

Government counsel

Former AUSA Kevin F. McDonald
United States Magistrate Judge
300 East Washington Street, Suite 300
Greenville, SC 29601
(864) 241-2740

AUSA Eric Klumb
U.S. Department of Justice
950 Pennsylvania Avenue, NW
Washington, DC 20530
(202) 305-9200

AUSA Jason Cowley
U.S. Attorney's Office for the Southern District of New York
One Saint Andrews Plaza
New York City, NY 10007
(212) 637-2200

Former AUSA Jennifer Taylor
McDermott, Will & Emery
500 North Capitol Street, NW
Washington, DC 20001
(202) 756-8000

Former AUSA Wes Porter
Associate Professor of Law
Golden Gate University School of Law
536 Mission Street

San Francisco, CA 94105
(415) 442-6663

(2) *Burnett et al. v. Al Baraka Dev. Corp. et al.*, 02-civ-1616 (D.D.C.) (Robertson, J.); *In re Terrorist Attacks of Sept. 11, 2001*, 03-md-1570 (SDNY) (Casey, J.; Daniels, J.)

From 2002 to 2010, I successfully represented three senior officials of the government of Saudi Arabia in civil lawsuits brought by families and estates of victims of the September 11th terrorist attacks and numerous insurance companies. The first of these suits, *Burnett v. Al Baraka Dev. Corp. et al.*, was brought in the United States District Court for the District of Columbia. The *Burnett* case was later consolidated with more than ten other cases for pre-trial proceedings in the Southern District of New York under the federal multidistrict litigation rules. The cases were brought against over 200 separate defendants. My responsibilities in the case included developing factual and legal arguments; drafting and arguing pre-trial motions; helping coordinate the proceedings as a member of the defendants' executive committee; and assisting in the drafting of appellate briefs urging the affirmance of my clients' dismissals from the case.

Judge James Robertson, who presided over the *Burnett* case, granted a motion to dismiss one of my clients (the former Saudi Defense Minister) while the case was pending in the District of Columbia. See *Burnett et al. v. Al Baraka Dev. Corp. et al.*, 292 F.Supp.2d 9 (D.D.C. 2003). Judge Richard Conway Casey (now deceased) subsequently dismissed *Burnett* and the remaining cases against all three clients. See *In Re Terrorist Attacks on September 11, 2001*, 349 F.Supp.2d 765 (S.D.N.Y. 2005). Judge Casey's dismissals were upheld by the Second Circuit in *In re Terrorist Attacks on September 11, 2001*, 538 F.3d 71 (2d. Cir. 2008).

Co-counsel

William H. Jeffress, Jr.
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1299 Pennsylvania Avenue, NW
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(3) *United States v. Adams*, Cr. No. 03605 (E.D.La.) (Lemelle, J.)

From 1996 to 1998, while an associate at Miller, Cassidy, Larroca & Lewin, I represented Mr. Adams, a transactional attorney who stood trial on federal fraud and conspiracy charges in the Spring of 1998. The charges stemmed from Mr. Adams' representation of a group of insurance companies that had been placed in receivership by the State of Louisiana. I assisted with factual development, prepared witnesses, and drafted and argued pre-trial motions. I served as co-counsel at trial and conducted direct and cross examinations of several witnesses. Mr. Adams was convicted of one of the 16 counts against him. I subsequently prepared Mr. Adams' sentencing memorandum. Mr. Adams was sentenced to 48 months, rather than the 60 months sought by the government.

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(4) *WestRM–West Risk Markets, Ltd. v. XL Reinsurance America*, 02–cv–7344
(S.D.N.Y.) (Cedarbaum, J.)

The defendant in this case issued over \$13 million worth of surety bonds to guarantee payment of premiums under a group of property and casualty insurance policies. After the premium payments were embezzled by a secondary broker of the policies, the defendant was sued for payment under the surety bonds that it had issued. The defendant subsequently filed third-party fraud claims against the holder of the policies and its primary insurance consultant and his company, whom I represented. I led the clients' overall case strategy and supervised discovery and the pre-trial motions practice. The case concluded after the court granted our clients' motion for summary judgment.

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(5) *Angelo Gordon & Co., et al. v. Liberty TWSTY Bonds, et al.*, 02–cv–5146 (S.D.N.Y.)
(Daniels, J.)

In 2002, I represented Liberty Media Corporation and its Chairman against efforts by bondholders of a British cable television company to enjoin a tender offer by Liberty for

equity securities of the company. I drafted Liberty's successful opposition to the plaintiffs' preliminary injunction application and defended the depositions of several Liberty officers and directors. The plaintiffs dismissed the case after Liberty postponed the planned tender offer.

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(6) *Estate of Lesane v. Moore et al.*, 2004 CA 3361 R (D.C. Sup. Ct.) (Kravitz, J.)

This case involved a dispute between two sets of heirs over ownership of an office building in Washington DC. I represented the widow of one of the former owners of the building. I handled all aspects of the case along with a Baker Botts associate. The case settled during discovery and after mediation.

Co-counsel

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(7) Menotte, Trustee in Bankruptcy for Air Safety International LC v. Lockheed Martin Corp., No. CIO 99-10105 (9th Jud. Cir., Orange Co., FL) (Stroker, J.); *GMGRSST v. Lockheed Martin Corp.*, 02-cv-1442 (M.D.Fl.) (Presnell, J.)

From 2000 to 2002, I represented Lockheed Martin in a Florida case brought by the trustee in bankruptcy of a company that claimed that a Lockheed subsidiary had misappropriated its trade secrets in connection with a potential business relationship. I handled various aspects of the pre-trial proceedings and discovery, including taking and defending fact and expert depositions. The case concluded in 2002 after confidential mediation. After the conclusion of the initial lawsuit, an investor of the Utah company filed the federal lawsuit cited above based on similar facts. The plaintiff in that case dismissed the suit after we filed motions to dismiss on grounds of res judicata and collateral estoppel.

Co-counsel

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(8) *DAG Enterprises v. ExxonMobil Corp.*, 00-cv-182 (D.D.C.) (Walton, J.)

From approximately 2003 to 2006, I represented ExxonMobil Corp. in litigation brought by a District of Columbia-based business alleging that ExxonMobil improperly denied it an opportunity to submit a bid to purchase a package of gas stations that the Federal Trade Commission required Exxon to sell as a condition for approving Exxon's 1999 merger with Mobil. My role in the case primarily involved taking and defending the depositions of the parties' economic experts. The case settled after discovery.

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(9) *Cananwill v. Apartment Invstm't. & Mngm't. Co. et al.*, MRS–L–3549–02 (Sup. Ct. N.J., Morris Cnty.) (Harper, J.)

The plaintiff in this case financed premiums for property and casualty insurance policies issued to one of the largest real estate investment trusts in the country. After the premium payments under the policies were embezzled by a secondary broker of the policies, the plaintiff sought payment under the finance agreements against the policy holder and its primary insurance consultant and his company, whom I represented. I handled discovery and the mediation of the case before a former federal district judge. The case settled after mediation and further discovery.

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Mediator

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Blank Rome
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(10) *United States v. Thermo King Ireland, Ltd.*, 07cr296 (D.D.C.) (Leon, J.);
U.S. Sec. & Exch. Comm'n. v. Ingersoll Rand, 07cv1955 (D.D.C.) (Bates, J.)

These cases stemmed from a joint investigation by the Department of Justice and the SEC of Ingersoll Rand for alleged violations of the U.S. Foreign Corrupt Practices Act in the course of its participation in the United Nations Oil for Food Program in Iraq. The cases resulted in a deferred prosecution agreement (“DPA”) between Ingersoll Rand and the Justice Department under which the government agreed not to bring criminal charges against the company upon the expiration of the agreement in October 2010.

Although I was not involved in the underlying investigation or the negotiation of the DPA, I led a number of internal investigations for Ingersoll Rand during the pendency of the DPA and worked cooperatively with attorneys from the SEC to ensure that the company complied with its obligations under the agreement. The DPA expired in 2010 without further proceedings against the company.

Co-counsel

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

A significant portion of my practice over the years has involved representing clients in confidential, non-public grand jury and other governmental investigations, and conducting legally-privileged internal investigations into potential violations of law. Very few of these matters have resulted in publicly-filed litigation.

An example of this aspect of my practice – which I am at liberty to disclose because it was publicly disclosed in securities filings by my client’s parent corporation – is my

representation of Hughes Space & Communications Inc. (“Hughes”) in connection with a federal grand jury investigation in Washington, DC. The investigation centered on the work of an expert scientific panel – which included two Hughes engineers – that met on two occasions with Chinese engineers who were investigating the recent failure of a commercial satellite launch failure in China. The question under investigation was whether the work of the panel constituted an unlicensed “defense service” to the Chinese engineers under the applicable federal statute. Following a lengthy written submission to the U.S. Attorney’s Office for the District of Columbia and several meetings with prosecutors, the government declined to seek criminal charges against Hughes.

Many of the confidential internal investigations that I have conducted involve the Foreign Corrupt Practices Act or other international anti-corruption statutes. I have conducted investigations in or involving approximately 20 countries. I have also advised scores of companies on anti-corruption compliance in a range of settings.

I have also been actively involved in law firm management over my years of practice. From 2007 to 2009, I served on the nine-member executive committee of my former law firm, Baker Botts LLP, which is responsible for overseeing the management of all aspects of the firm. I also served on the firm’s strategic planning committee. From approximately 2004 to 2008, I served as chair of the hiring committee in Baker Botts’ Washington office, managing summer associate, associate, and lateral hiring.

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

In or about 2003, I helped teach a “street law” class at Wilson High School in Washington, DC, over the course of approximately six weeks. My duties involved helping the students prepare for a mock trial exercise that took place in D.C. Superior Court. I do not have a syllabus for the course.

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

My law firm typically distributes a portion of its current year income to partners on a deferred basis. As a partner in the firm, I would be entitled to receive such deferred payments. I would expect to receive any such payments from the firm’s current fiscal year, which ends on September 30, by March 2014, and any payments for the following fiscal year by March 2015. Otherwise, I have no arrangements or expectations concerning future income or compensation.

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

No.

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

See attached Financial Disclosure Report.

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

See attached Net Worth Statement.

24. **Potential Conflicts of Interest:**

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

I would recuse myself from any litigation in which I participated as an attorney if confirmed. I also would recuse myself from any matters in which family members are directly involved. In particular, my wife is an attorney with U.S. Department of Justice's Office of International Affairs. My father-in-law is an attorney in private practice in Washington, DC, and has handled matters before the District Court. My brother-in-law is an Assistant Federal Public Defender in Washington and also handles matters before the District Court. I do not anticipate having any other potential conflicts of interest.

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

If confirmed, I would handle any matter presenting actual or potential conflicts of interest by applying the Code of Conduct for United States Judges and any other relevant ethical canons or rules.

25. **Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities,

listing specific instances and the amount of time devoted to each.

I have participated over the years in a number of community service and pro bono legal activities that have benefited the disadvantaged.

I have done considerable volunteer and pro bono work over the years for the Duke Ellington School of the Arts, which serves a largely low-income student body. My work for Duke Ellington has included serving on an Advisory Board of the school's fundraising arm; providing tutoring and college prep to students; and representing one of its students in a criminal juvenile action in D.C. Superior Court. I have also volunteered and served on benefit committees for See Forever, which operates the Maya Angelou Charter Schools in Washington and helped prepare students in a "street law" class at Wilson High School for a mock trial competition in D.C. Superior Court.

I have provided pro bono counsel to two non-profits that serve disadvantaged communities: College Summit, which offers programs to prepare low-income high school students for college, and Management Leadership for Tomorrow, which provides skills training to minority college students who are interested in careers in business.

I supervised two Baker Botts associates in their pro bono representation, as co-counsel with the D.C. Federal Defender's Office, of a defendant charged with fraud in federal court in Washington. The case resulted in a trial before Judge Walton. *See United States v. Davis*, 06-cr-196-1 (Walton, J.). I also supervised a Baker Botts associate's pro bono representation of domestic violence victims in Fairfax County (Virginia) Court.

When practicing in London, I provided reduced-fee representation to the American Jewish Joint Distribution Committee – a leading Jewish international humanitarian assistance organization. That work primarily entailed litigating an application to the European Commission for Human Rights challenging the illegal confiscation of a community center serving low-income Jewish residents in Moldova.

Finally, I recently provided pro bono representation to the Public International Law & Policy Group (PILPG) in connection with its work advising the Libyan National Assembly on drafting the country's new constitution.

26. **Selection Process:**

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

On April 10, 2013, I submitted an application to the District of Columbia Federal Law Enforcement Nominating Commission and was interviewed by the Commission on April 19, 2013. I was subsequently contacted by the office of Congresswoman Eleanor Holmes Norton, and I met with the Congresswoman on May 21, 2013 in Washington, D.C. On May 29, 2013, I was informed by the White House Counsel's Office that I was under consideration. Since that time, I have been in communication with officials from the Justice Department's Office of Legal Policy. On July 1, 2013, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, D.C. On August 1, 2013, the President submitted my nomination to the Senate.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.

AFFIDAVIT

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

August 5, 2013

(DATE)

Christopher R. Cooper

(NAME)

05 AUG 2013

Subscribed and sworn before me

Erin O'Connor
(NOTARY)
Erin O'Connor
Consul

UNITED STATES OF AMERICA
LONDON, ENGLAND
COMMISSION INDEFINITE

