

November 14, 2011

Dear Mr. Cazenave,

It is our pleasure to submit this proposal to serve as the Independent Monitoring Team for the New Orleans Police Department. Like New Orleans itself, our team reflects a diverse assembly of thoughtful professionals who share a belief that greatness is achieved not through a homogenous collection of like-minded individuals, but rather through a diverse collection of open-minded team members working to achieve one goal.

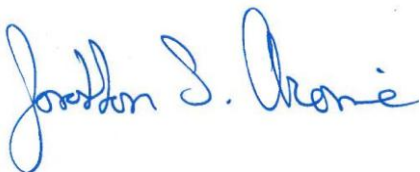
To that end, our team brings together some of the most experienced and most respected professionals in the country, including two sitting police chiefs (Chief Theron Bowman and Chief Bob McNeilly), two former police chiefs (Chief Mary Ann Viverette and Chief Dennis Nowicki), two leading academics (Professors Geoff Alpert and Alejandro del Carmen), and one of the country's prominent law firms (Sheppard Mullin Richter & Hampton). I will serve as lead monitor and primary contract, and I can be reached at the following address:

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At the end of the day, the success of any monitoring project depends, in large part, upon the credibility of the monitoring team. When we ultimately put our names on the final monitoring report that states that the New Orleans Police Department has met all its obligations under the Consent Decree, we will be saying to the City, the police department, the Department of Justice, and the community of New Orleans that the NOPD is a changed department. We all look forward to working closely with the City and the Department to make that goal a reality.

Thank you for considering our proposal.

Sincerely,



Jonathan S. Aronie
SHEPPARD, MULLIN, RICHTER & HAMPTON, LLP

Sheppard Mullin's Response to:

Request For Proposal To Serve As Consent Decree Court Monitor
Of The New Orleans Police Department

November 2012



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I. Executive Summary

New Orleans is unique. Its long history, rich culture, and colorful traditions are known from coast to coast. The City's contributions to art, music, and the culinary arts are celebrated worldwide. And the pride and loyalty of its citizenry is legendary. Yet, there historically has been another side to the City – one of crime, unemployment, historic corruption, and growing civil discontent.

Unquestionably, the obstacles the City has faced over the years have been heartbreaking by any standard. From Hurricane Betsy in 1965 to Hurricane Katrina in 2005, New Orleans has faced its share of adversity. But some of its obstacles have been laid down by the hand of man rather than by the hand of nature.

The history of the New Orleans Police Department is one such example. As the Department of Justice found in its March 16, 2011 Investigation of the New Orleans Police Department (“Report”) “the NOPD has long been a troubled agency.” Even considering the notable strides the City has made in recent years, solving the agency's problems will take time, discipline, and patience. It also will take a special kind of monitoring team.

The Sheppard Mullin monitoring team offers the New Orleans Police Department, the City of New Orleans, and the Department of Justice the objectivity and credibility of a prominent national law firm, the on-the-ground perspective of four of the country's most respected police chiefs, and the collective years of law enforcement research of two of the nation's leading academics.

Our team's collective experiences have taught us that there are certain ingredients to being an effective police monitor. They include:

El grupo de Sheppard Mullin ofrece a la policia de New Orleans, la Ciudad de New Orleans, y el Departamento de Justicia, la objetividad y credibilidad de unos de los mas famosos bufetes de abogados a nivel nacional. Tambien le ofrece la perspectiva de cuatro de los mas respetados jefes de policia acompañado por prestigiosos academicos en el area de la Constitucion enfocada en la perspectiva policial.

- An international law firm with significant experience leading large, complex projects, including public monitoring.
- An objective, credible lead monitor with no political agenda who is not afraid of making tough decisions, and whose objectivity, energy, commitment, and credibility are unquestioned.
- Veteran police officers who understand from personal experience the challenges of police work and the criticality of constitutional policing.
- Academic experts who have spent a lifetime studying the very issues identified in the Consent Decree within a variety of police agencies across

the globe.

- Racial, ethnic, religious, cultural, geographic, gender, and experiential diversity.

Our proposed monitoring team combines each of these ingredients; and (if you will forgive the local reference from an outsider), like a good gumbo, does so in such a way that the combination transcends the individual elements. The Sheppard Mullin monitoring team offers the New Orleans Police Department, the City of New Orleans, and the Department of Justice the

objectivity and credibility of a prominent international law firm, the on-the-ground perspective of four of the country’s most respected police chiefs, and the collective years of law enforcement research of two of the nation’s leading academics. The breadth of our team’s expertise also gives us the flexibility to adapt as the City’s compliance with the Consent Decree progresses. The focus of a monitoring effort necessarily evolves over time. Issues that are troublesome at the outset get resolved, while new hurdles present themselves over time. The size, depth and expertise of our team give us the ability to react seamlessly to anything thrown our way.

Part of what gives us this flexibility is the impressive span of our collective policing and monitoring experiences. Whether as police officers, police monitors, or academics, our team will bring to the New Orleans Consent Decree experience working in cities of all shapes and sizes from coast to coast.

As Figure 1 illustrates, we have led or monitored police departments in communities varying in population, size, and economics.

Our Cities Highlight The Depth Of Our Experience

	<i>CITY POP.</i>	<i>CITY AREA</i>	<i>MEDIAN INCOME</i>	<i>SWORN PERSONNEL</i>
Charlotte, NC	751,087	297.7 sq mi	\$46,975	1,600
Arlington, TX	365,438	99.7 sq mi	\$47,622	789
Indianapolis	785,597	365.1 sq mi	\$40,051	1,582
Pittsburg	312,000	55.5 sq mi	\$28,588	1,036
Gaithersburg	57,934	26.1 sq mi	\$59,879	54
Chicago, IL	2,707,120	234 sq mi	\$38,625	12,244
Joliet, IL	147,433	62.11 sq mi	\$47,761	210
Washington, DC	617,996	61.4 sq mi	\$58,526	3,742

	<i>CITY POP.</i>	<i>CITY AREA</i>	<i>MEDIAN INCOME</i>	<i>SWORN PERSONNEL</i>
U.S. Virgin Islands	109,750	133.73 sq mi	\$24,704	475

With 1,425 officers covering 170 square miles, and a post-Katrina population of more than 367,000, New Orleans falls right in the heart of our collective past experience.

The monitoring team collectively has held every major position in a police department. Stated simply, one would be hard-pressed to come up with something that we have not dealt with before. Indeed, it is important to note that our team not only has monitored police departments, but we have been monitored. Specifically, Chief Robert McNeilly served as police chief in Pittsburgh throughout its Consent Decree with the Department of Justice.

Our experiences not only are broad and varied, but they are directly relevant to the issues identified by the Department of Justice and incorporated into the Consent Decree. The following list provides just a few illustrative examples:

Use of Force. Every one of our police practices experts brings to the team extensive experience dealing with use of force issues. Moreover, few academic experts in the United States have studied use of force issues more extensively than Professor Geoffrey Alpert. Professor Alpert has been conducting research on use of force issues for more than 25 years. He has published more than 100 journal articles and 15 books. His book *Understanding Police Use of Force: Officers, Suspects, and Reciprocity* is a standard text nation-wide. Professor Alpert also recently completed a major study on police officer decision making funded by the National Institute of Justice.

Officer Involved Shootings. As with use of force issues generally, every one of our police experts also has extensive experience dealing with officer-involved shootings. For example, since retiring from the Charlotte Police Department in 1999, Chief Dennis Nowicki has become a leading authority on all manner of police use of force issues, including officer involved shootings. Chief Nowicki is an expert in many aspects of use of force training, including the “decision-point analysis” process for reviewing police-involved shootings. His lead role on the District of Columbia Metropolitan Police Department and U.S. Virgin Islands monitoring teams involved extensive work on use of force issues.

Violence Against Women. As its first female president, Chief Mary Ann Viverette was instrumental to the International Association of Chiefs of Police’s publication of the first “*Law Enforcement Guide to Identify and Investigation To The Crime of Human Trafficking,*” an industry-standard guide to help officers identify, respond to, and investigate violence against woman among other

trafficking crimes. Chief Viverette also was integral in establishing the National Law Enforcement Institute on Violence Against Women, an organization that helps improve response to crimes such as sexual assault, stalking, and human trafficking.

Discriminatory Policing. Professor Alejandro del Carmen is at the forefront of this critical issue. He is considered to be the leading expert in Texas on racial profiling. He is the author of what often is considered the leading treatise on the subject, *Racial Profiling in America*, a standard text in criminology departments in colleges across the country. Professor del Carmen has trained all chiefs of police in Texas on this topic since 2001 and has spent 14 years researching and training on the topic. He also has published several manuscripts on racial profiling in internationally recognized reference journals.

Community Policing. Chief Theron Bowman is widely recognized as a trailblazer in the nation's collective march toward appreciating the benefits of community policing. Employing what he terms "geographic policing," Chief Bowman long ago turned his city of Arlington, Texas into a model for police/citizen partnerships. In addition, the COPS office has recognized Dennis Nowicki for strategic, innovative leadership in problem-oriented policing. Chief Nowicki incorporated best practices from exemplary departments from across the country into the Charlotte-Mecklenburg Police Department in many ways, including creating a year-long residency in the organization for University of Wisconsin Professor Herman Goldstein, the father of problem-oriented policing.

Early Intervention Systems. Chief McNeilly led the effort to develop and implement an Early Intervention System in Pittsburgh. Indeed, according to PERF, Chief McNeilly "pioneered the development of an early warning system [in Pittsburgh] to alert department managers about problem employees who needed to be counseled or disciplined. Chief McNeilly's work made the Pittsburgh Bureau of Police a model for reform that has been studied by police leaders all across the country."

Policies and procedures. Every member of our team has extensive experience drafting, reviewing, and implementing policies and procedures involving all walks of policing. Additionally, Chief Viverette continues to be deeply enmeshed in policies and procedures through her active involvement as a certified assessor for CALEA.

Technical Assistance. Our entire team has experience providing technical assistance to the law enforcement community. Our police practices experts, where requested by New Orleans, are well-situated to offer assistance in every area covered by the Consent Decree.

This, of course, is just a sample of the experiences and expertise that comes with our many years of policing.

Just as our police experts bring to the table incomparable police experience, Sheppard Mullin attorneys bring to the table the finely-tuned skills of a team of preeminent lawyers with years of experience working with large public and private sector organizations and guiding them through any number of complex sets of rules and regulations. Jonathan Aronie, for example, has guided countless corporations through the maze of federal rules, regulations, and statutes that govern federal contractors. He also is a recognized leader in conducting internal investigations and working with companies reporting suspected wrongdoing to the federal law enforcement community. Indeed, Mr. Aronie is one of the co-authors of the ABA's *Guide to the Mandatory Disclosure Rule* – an extensive project in which multiple federal law enforcement agencies and the Department of Justice civil fraud division were involved. Likewise, former AUSA Peter Morris and nationally recognized Labor and Employment counsel Tracey Kennedy have developed, implemented, and assessed a wide range of compliance programs and internal control systems. Moreover, Jonathan, Peter, and Tracey all have served as monitors in the past. Jonathan served as the Deputy Independent Monitor over the District of Columbia Consent Decree. Tracey was retained by the County of Los Angeles to monitor the discriminatory hiring practices of the Sheriff's Department as part of a long standing consent decree. Peter monitored the Los Angeles County Fire Department following a state-mandated investigation in 1992.

It also is worth noting that our entire team are strong believers in the process the Department of Justice Civil Rights Division has developed over the years to help police departments respect the Constitution, adhere to the rule of law, overcome bias, ensure accountability to become safer, more effective, and more trusted public agencies. We believe that the Department has it right when it says that “systematic violations of civil rights erode public confidence” and make policing “more difficult, less safe, and less effective.”

In short, our team is well constituted -- and committed -- to help the New Orleans Police Department comply with the Consent Decree, emerge from the Decree without delay, and achieve its goal of rebuilding a department that is the worthy of the City of New Orleans.

II. Role of the Independent Monitor

The Independent Monitor (the “Monitor”) has a very broad and important role: “To assess and report whether the requirements of [the Consent Decree] have been implemented, and whether this implementation is resulting in the constitutional and professional treatment of individuals by NOPD.” Yet, the role of the Monitor is also limited in scope as the Monitor only has “the duties, responsibilities, and authority conferred by the [Consent Decree].”

El grupo de monitoreo servira la mision vital de asegurarse que las polisas y procesos nuevos sean adaptados con el proposito de ayudar a la ciudad y el departamento de policia. Sin embargo, esto no sera el unico proposito. El monitoreo vital que el grupo proveera sera una componente en el efuerzo del grupo.

The City of New Orleans has already made notable steps forward in addressing policy and procedural deficiencies. As noted in the Consent Decree, many police officers have expressed their desire to continue reforms that began under the City's current Mayor and Police Superintendent. The Monitoring Team will serve a vital function in ensuring that newly adopted policies and procedures help the City and the Police Department to continue moving forward, but

the Monitor will not do so alone. The vital oversight that the Monitor provides will be one peg in a continuing team effort. Working in concert with the City of New Orleans, the NOPD, the Office of the Independent Police Monitor (“IPM”), community stakeholders and the Department Of Justice (“DOJ”), the Monitor must balance both the specific requirements established by the Consent Decree and the more general responsibilities for overseeing the implementation of those requirements against the need to respect the limits built into the monitor’s role.

At the outset of monitoring, we contemplate a phase of intensive education to learn the background facts and issues relating to the investigation conducted by the DOJ. During this period, we plan to meet with, and gain the perspectives of the Civil Rights Division, the NOPD, the FOP, the PANO, the IPM, the City Council, the Mayor’s Office, and interested community organizations, including, among many others, the New Orleans branch of the NAACP. In order to conduct the monitoring activities effectively, we will gather information from, and earn the trust of, the key people associated with these institutions. As part of this process, we will build upon the achievements and progress that has been accomplished by the NOPD.

Second, the monitoring team will promptly determine the current status of the implementation efforts of the City on the various aspects of the Consent Decree.

Third, the monitoring team would develop methods for obtaining access to the information – documentary and electronic – necessary to perform the specific tasks assigned to the monitoring team, including conducting compliance reviews and audits and conducting assessments to measure whether implementation of the Consent Decree is resulting in constitutional policing. Where it would prove cost effective, we would try to develop means of connecting with NOPD databases directly to expedite the flow of information. We also would seek to establish an e-mail network that would facilitate communication between the monitoring team and the relevant city agencies – including the NOPD, the IPM, the City Council, and the Mayor’s Office – as well as among the members of the monitoring team itself.

Fourth, during the initial 90 days of the monitorship, the monitoring team would formulate detailed short-term and medium-term monitoring plans that include the mandatory elements of the monitoring team’s responsibilities as well as additional monitoring tasks that have a high priority based on the information gathered during the education phase. Within 120 days of assuming duties, the monitoring team will review and recommend any changes to the Outcome Assessments as required by the Consent Decree. The monitoring plan obviously will be modified and supplemented continuously throughout the life of the project based upon the monitoring team’s activities and the identification of issues and concerns.

I would lead the monitoring team and would continue to play the leadership role in the project throughout its duration. The other members of the team would include partners, associates, legal assistants, and administrative support personnel from Sheppard Mullin. In addition to the Sheppard Mullin personnel, I have assembled a cadre of police practices experts from across the country to ensure that our team is second to none in terms of local law enforcement expertise. This team includes

- Former IACP President and Gaithersburg, Maryland’s Chief Mary Ann Viverette (ret.)

- Charlotte-Mcklenburg’s Chief Dennis Nowicki (ret.)
- Arlington, Texas’ Chief Theron “T” Bowman, and
- Former Pittsburg, PA Chief Robert McNeilly.

Additionally, the team includes two well-respected police practices experts, Professor Geoffrey Alpert and Professor Alejandro del Carmen.

Our team also would consider employing the data analytics expertise of a college or university selected in conjunction with the City, the NOPD, and the Department of Justice should the need arise. This work could include data collection, data analysis, and technical consulting services in connection with the aspects of the Consent Decree relating to Outcome Assessments. While the options for the entity serving this function are extensive, we would start the discussion by considering experts from the Universities from which our team members come (*i.e.*, University of South Carolina, where Professor Alpert teaches, or the University of Texas, where Professor del Carmen teaches). All personnel would report directly to me.

III. Personnel

While the City and DOJ will be engaging Sheppard Mullin Richter & Hampton LLP, I personally would bear the primary responsibility for carrying out the monitoring functions described in the Consent Decree. At the outset, my team and I would need to spend considerable time familiarizing ourselves with the substance of the issues that will need to be addressed. While I am confident that we have assembled an exceptional monitoring team, after initial orientation we may need to select additional Sheppard Mullin personnel who will be involved in the monitoring project, and recruit additional outside personnel that we (in consultation with the City, the NOPD, and the DOJ) determine necessary to carry out the responsibilities spelled out in the Consent Decree, and create the infrastructure necessary to do the work.

I am resident in Sheppard Mullin’s Washington, DC offices and am well aware that this project will require a substantial commitment of time from my colleagues and me. We are prepared to spend whatever time is necessary to ensure that this project is a success. A project leader, however, is only as good as the project team, and we believe that we have put together an exceptional team that is as committed as Sheppard Mullin is to this project. While Sheppard Mullin (and I personally) will be intimately involved in almost every aspect of the team’s activities, we will be supported a group of professions that is second to none:

A. Our Monitoring Team

Our team brings together the best of the academic, legal, and law enforcement communities.

The Law Enforcement Community

Our team brings together some of the most experienced police experts in the country. Collectively our officers have held every rank within a police department, from patrol officer to chief.



The Academic Community

Few academics have earned a greater, more deserving reputation for their practical police practice expertise than Professors Alpert and del Carmen. Both professors bring to the team years of scholarship and actual, boots-on-the-ground experience working with police departments.



The Legal Community

The overlap between policing, monitoring, and the law is readily apparent. Our legal team includes experienced legal practitioners with years of experience handling a range of legal issues relevant to the monitoring effort.



Additionally, after meeting with the City, the DOJ, and various other stakeholders and community members, we plan to identify and partner with a local New Orleans law firm to

establish a 24/7 presence in New Orleans. This presence not only will serve as a location to coordinate meetings that may be better held outside of a Government building, but it also will serve as a local brick and mortar building where local residents can visit to learn more about the monitorship and submit questions, comments, or complaints. The partnership with the local law firm also will provide us with useful familiarity with any local laws, policies, and rules governing police practices unique to New Orleans. *While we could have identified such an individual/firm in advance of the submission of our proposal, we strongly believe that the NOPD, the City, and the Department of Justice will be best served by having a say in the selection of this local resource.*

* * *

B. Our Officers

Chief Theron “T” Bowman currently serves as the Chief of Police of Arlington Texas where he has held the post since 1999. Dr. Bowman received his Ph.D. in Urban and Public Administration from the University of Texas at Arlington and has served on the faculty of three universities teaching sociology, Criminology, and Criminal Justice courses. Dr. Bowman has been recognized by the African American Peace Officer Association as “Officer of the Year” and has received a Proclamation of Achievement from both the Texas State Senate and the U.S. House of Representatives.

Chief Robert McNeilly is the current chief of Elizabeth Township, Pennsylvania. Prior to moving to Elizabeth City, Chief McNeilly served as Chief of Police of Pittsburgh, PA from April 1996 to January 2006. Chief McNeilly led the department through a U.S. Department of Justice consent decree in the mid-1990s, resulting in his department reaching substantial compliance and being released from the consent decree monitoring. He was also active as a United States Coast Guard Reserves Chief Petty Officer from 1987 to 2011, and also is a United States Marine Corps veteran.

Chief Dennis Nowicki is a senior law-enforcement professional whose career spans over thirty-five years of public service. Retiring as Chief of Police for Charlotte-Mecklenburg, North Carolina in 1999, Mr. Nowicki has also served as Chief of Police for Joliet, Illinois, Executive Director of the Illinois Criminal Justice Authority, and twenty-six years with the Chicago Police Department, attaining the rank of Deputy Superintendent. Since retiring from Charlotte-Mecklenburg, he served as the executive director of a COPS funded regional community policing training institute and, more recently, has concentrated his work on assisting police departments and DOJ in matters relating to managing police use of force.

Chief Mary Ann Viverette served as Chief of Gaithersburg, Maryland for 21 years. As the first female president of the International Association of Chiefs of Police, Chief Viverette led the agency through organizational change, while embracing the diversity of the community, and while facing the dramatic changes the population faced. In addition to serving on the Maryland Chiefs of Police Training Committee for over a decade, Chief Viverette, as a pioneer woman police chief, was often called upon to speak on issues affecting women and minorities in law enforcement. She conducted dozens of training sessions on the recruitment of women and

minorities over a fifteen year period and has served as an Investigator with the Department of Justice.

C. Our Academic Experts

Dr. Geoffrey Alpert is a Professor in the Department of Criminology and Criminal Justice at the University of South Carolina and an Adjunct Professor at the Centre for Excellence in Policing and Security, Griffith University in Brisbane, Australia. He is an internationally recognized criminologist who specializes in research and training on the evaluation of high-risk police activities, including the use of force, deadly force, pursuit driving, racial profiling and accountability systems

Dr. Alejandro del Carmen currently is a professor and chair of the Department of Criminology and Criminal Justice at the University of Texas at Arlington. Dr. del Carmen earned a Ph.D. in criminology and criminal justice from Florida State University in 1997. His research interests include law enforcement, racial profiling, crime prevention and corrections. Dr. del Carmen has published over twenty-five refereed academic manuscripts in internationally recognized journals. His most recent book is titled *Racial Profiling in America* (2008), Prentice Hall Publishing.

D. The Sheppard Mullin's Legal Team

While full biographies can be found at Tab IV to this proposal, a brief description of our Sheppard Mullin experience and expertise is set forth below.

Jonathan Aronie is a partner in Sheppard Mullin's Government's Contract and Internal Investigations Practice. Since 1994, Jonathan has conducted countless complex internal investigations for a wide range of Fortune 500 companies. Prior to private practice, Jonathan served as a law clerk to the Honorable Patricia Wynn, DC Superior Court, where he spent most of his time in the Juvenile Crimes division. Jonathan previously served as the Deputy Independent Monitor over the District of Columbia Metropolitan Police Department. Jonathan is a graduate of Duke University School of Law. He is cleared at the highest levels and frequently handles cases involving national security issues.

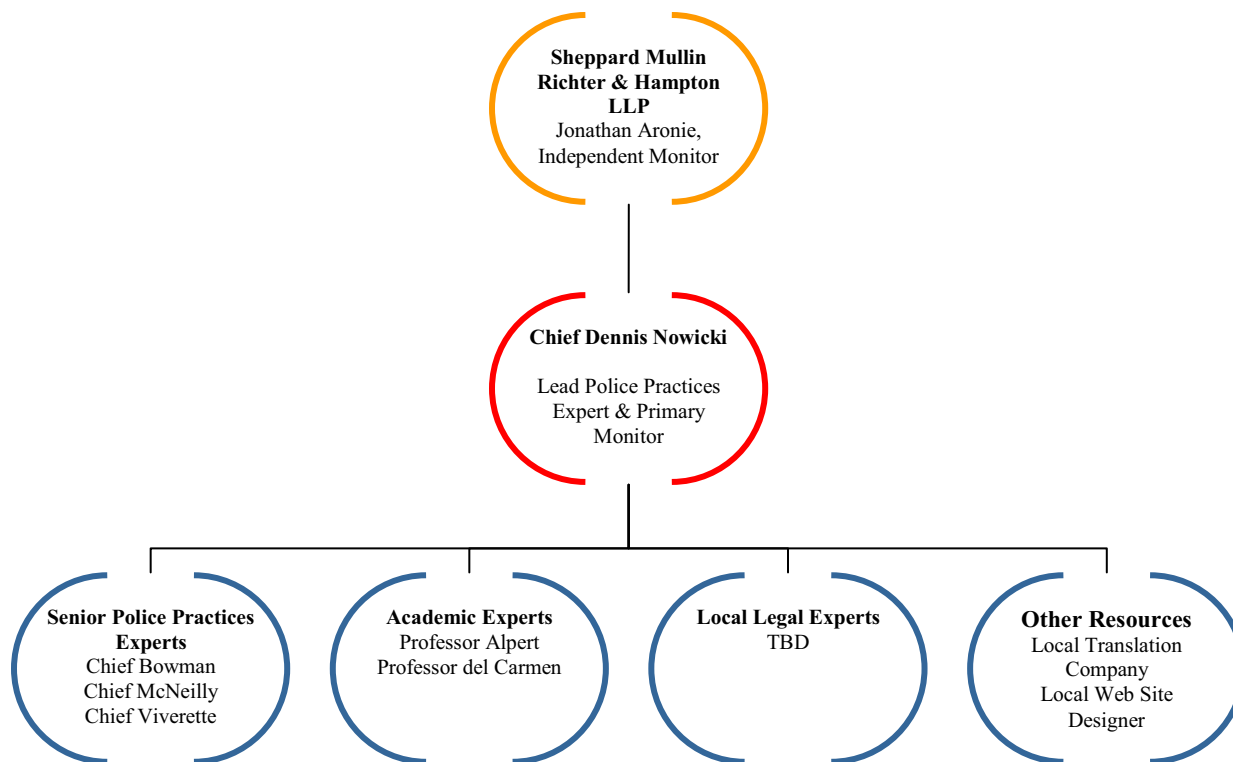
Tracey Kennedy is a partner in Sheppard Mullin's Litigation and Labor & Employment Practice Groups, working out of New York and Los Angeles. Tracey has extensive experience working in the area of race, gender, and other forms of discrimination cases, and has extensive experience working with employee unions. In the late 1990s, Tracey was retained by the County of Los Angeles to monitor the discriminatory hiring practices of the Sheriff's Department. Tracey has been named one of the country's "top woman litigators" by the *Daily Journal*.

Peter Morris is a partner in Sheppard Mullin's Government Contracts and Internal Investigations Practice Group. Prior to moving into private practice, Peter served an Assistant United States Attorney for the Central District of California, where he led multiple fraud task forces. Peter has extensive experience working with federal and state law enforcement agencies, and was involved in monitoring the Los Angeles Fire Department following a state-mandated investigation in 1992. Peter is a graduate of Harvard Law School where he served on the Harvard Civil Rights & Civil Liberties Law Review.

Julien Bowers is an associate in Sheppard Mullin’s Washington, DC office. He focuses his practice of helping corporations through complex corporate transactions. Prior to joining Sheppard Mullin, Julien served as an intelligence analyst for the Defense Intelligence Agency where he spent time in Iraq investigating and analyzing complex matters relating to national security.

E. The Monitoring Team’s Organization Chart

Many members of our team know one another well and have worked together for years in any number of contexts, including other monitorships, IACP Committees, Technical Assistance projects, etc. While our team certainly has an organization structure, we will function as a seamless unit. In part, our ability to do this flows from the fact that we are a team of humble individuals. We all understand that we are servants to the City, the NOPD, the Department of Justice, and the people of New Orleans. Our ceaseless focus on this key point allows us to spend less time worrying about internal lines of command, and more time getting the job done. That being said, here is our expected organizational chart showing the lines of responsibility and reporting for the Consent Decree Court Monitor:



IV. Qualifications

The qualifications of our proposed team are second to none. Our police practices experts have served in every position within a police organization. They have developed, overseen, and taken training programs in community policing, problem-oriented policing, and use of force investigations. They have developed monitoring programs, served as monitors, and, importantly,

been monitored. The specific qualifications of the various team members have been summarized above and are set forth in more detail in the accompanying biographies. Additionally, here is a brief summary of some of the more relevant qualifications.

- We have extensive experience in law enforcement practices, including training, community policing, problem-oriented policing, and complaint and use of force investigations. Our academic experts have taught these topics to students and police departments across the United States, and our police chiefs have lived these topics every day of their lengthy careers.
- We have monitored, audited, evaluated, and otherwise reviewed public and corporate organizations, including settlements, consent decrees, and court orders. As noted above, our qualifications in this regard include monitoring or supporting the monitoring of the District of Columbia Consent Decree, the Virgin Islands Consent Decree, the Los Angeles County Sheriff's Office Consent Decree, and serving as the Chief throughout the life of the Pittsburgh Consent Decree.
- We have served as certified assessor for the *Commission for Accreditation for Law Enforcement*. CALEA was created as a police credentialing body in 1979 by the four major law enforcement executive associations - IACP, PERF, NOBLE and NSA. CALEA's goal was to establish a body of professional standards and develop an accreditation process to administer its initial credentialing program. Our team is intimately familiar with the CALEA standards, and is well positioned to incorporate them into our monitoring activities. Chief Mary Ann Viverette has over two decades of experience with CALEA. She has been a CALEA certified assessor since 1988. In addition to accrediting her own agency five times, she also served as a CALEA Commissioner for over five years. During this time, she reviewed hundreds of agencies for accreditation.
- We have dealt with institutional transformation and change management, and have evaluated the breadth and depth of organizational change, including the development of outcome measures within police departments and within major corporations.
- We have developed, implemented, overseen, and lived through the development of flexible but durable continuous quality improvement infrastructure.
- We have dealt with litigations, mediations, and a multitude of other dispute resolutions. Our qualifications in this area are varied and include disputes between police departments and unions, departments and community members, major organizations and shareholders, Government and corporations, and much more.
- We have relevant experience in conducting statistical and data analysis in a wide range of situations, including law enforcement Early Intervention Systems, corporate Affirmative Action Programs, and much more. Additionally, our team brings to this issue qualifications from within the law enforcement community, the academic community, and the corporate community.

- While our team would not describe themselves as information technology or data management experts, we have extensive experience working with the appropriate experts to help make our various organizations more effective, more efficient, and more accessible. Our qualifications in this regard also extend to prior Consent Decree monitorships, all of which involved significant IT and Data Management components. For example, both Mr. Aronie and Dennis Nowicki monitored the development of the Personnel Performance Management System in the District of Columbia.
- Our qualifications for dealing with government agencies, municipalities, and collective bargaining units are unimpeachable. Our police practices experts have spent years working through precisely these issues from their early years as patrol officers to their later years as police chiefs. Our academic experts bring to the table impressive experience working with a wide range of constituencies within the public academic communities, as well as guiding police departments through the very same issues. And our legal experts deal with Government entities day in and day out.
- Our team has significant experience working with diverse communities, including limited-English proficient communities. Approximately 49% of the citizens of Gaithersburg, Maryland, for example, where Chief Viverette served, speak languages other than English in their homes. Arlington, Texas, where Chief Bowman still serves as Chief, sees approximately 31% of the adult populations speaking a language other than English in their homes. Our team also is multi-lingual. Professor del Carmen speaks fluent Spanish, which is especially important since, in the words of Governing Magazine, “the overall population of New Orleans is still about 20 percent down from what it was before the hurricane. But the Latino population has skyrocketed. Census figures show that 33,000 Hispanics have moved in since the storm, a 57 percent increase in the last decade.” Additionally, our team has partnered with a local New Orleans small business translation firm with local experts in Spanish and Vietnamese, among other languages. Sheppard Mullin also has attorneys and staff who speak and write fluent Albanian, Armenian, Chinese, Dutch, Farsi, French, German, Hindi, Japanese, Korean, Russian, Spanish, and more.
- We are not from New Orleans, but our team’s geographic, gender, racial, political, religious, and experiential diversity positions us well to understand New Orleans. This diversity coupled with our ability to “listen more than we talk,” will position us well to gain a thorough understanding of the local community. Additionally, some of our team are close neighbors to New Orleans. Chief Bowman is a lifelong resident of Texas, and currently serves as the Chief in Arlington, Texas. Professor del Carmen lives in Texas as well, where he is a professor at the University of Texas in Arlington. Professor Alpert sits nearby in South Carolina where he teaches at the University of South Carolina. Chief Mary Ann Viverette also lives in South Carolina. Moreover, as explained elsewhere in this proposal, our team will work with the City, the NOPD, and the Department of Justice

No somos de New Orleans pero debido a la diversidad, política, religiosidad y diversidad de nuestro equipo, entendemos bien a New Orleans. Nuestra diversidad acompañada con nuestra habilidad de "escuchar más que hablar" nos da la postura para entender a toda la comunidad.

to supplement our team with whatever local resources and experts we collectively believe will be important.

- We have significant experience creating, evaluating, monitoring, and living with civilian oversight mechanisms. As key members of the monitoring team in the District of Columbia, for example, we worked closely with the Office of Citizen Complaint Review.
- Our team has deep experience reviewing, interpreting, applying, and complying with federal and state laws, policies, and rules governing police practices. Our qualifications in this regard range from being police officers, police chiefs, federal prosecutors, defense lawyers, academics, civil rights attorneys, and criminologists. Chief Bowman alone has reviewed hundreds of police and sheriff department policies and best practices over the course of his career. Our other chiefs are similarly experienced in this area. While we would not hold ourselves out as experts in Louisiana law, as described elsewhere in this proposal, we propose to partner with a local legal expert who is.
- Our entire team has a long tradition of undertaking and completing complex projects within deadlines and on budget. Whether the countless projects that the attorneys of Sheppard Mullin perform for our Fortune 500 clients, the important research projects that our professors have undertaken within their very budget-conscious public universities, or the countless departmental improvement projects undertaken by our police chiefs over the years, we understand timelines, budgets, and client expectations.
- The City, the NOPD, and the Department of Justice can rest assured that the Sheppard Mullin team is well qualified when it comes to court proceedings. Indeed, it probably is fair to say that few people know more about preparing for and participating in court proceedings than attorneys. One of our team members alone (AUSA Peter Morris) has conducted more than 30 trials as a federal prosecutor and defense attorney. In short, our team has extensive experience dealing with Courts, Boards, and other dispute resolution tribunals within all three branches of the Federal Government, as well as the state and local level. Additionally, our police practice experts also bring to the team significant court experience as witnesses and/or experts.
- To say that our team is qualified to write reports for a broad variety of stakeholders is an understatement. In the corporate world, we write reports on issues worth billions of dollars to a wide range of stakeholders, including corporate law departments, senior management, internal audit entities, and the Board of Directors. As police officers, we have written reports to our officers, our City managers, and our citizens. As academics, we regularly write reports to our colleagues, our peers, our managements, and our research sponsors. Our entire team has spent our careers using the written word to make the complex understandable. Our collective experience has taught us three simple rules when it comes to writing:

- Write in plain English.
- Be concise.
- Be practical.

We have applied these rules to countless publications throughout the years. Mr. Aronie, for example, was the primary author of each of the monitoring reports published by the District of Columbia monitoring team during his tenure as Deputy Independent Monitor. Chief Nowicki likewise played a lead role in drafting the reports in both DC and the U.S. Virgin Islands. Outside of the realm of policing, Mr. Aronie is the author of a leading book in a certain area of federal contracting, is one of the co-authors of the highly-regarded *ABA Guide to the Mandatory Disclosure Rule*, and has written a large number of significant, privileged reports for a wide range of Fortune 500 corporations. Other members of the team have even more impressive “literary” accomplishments. Professor Alpert has written more than 100 journal articles and 15 books, including *Understanding Police Use of Force: Officers, Suspects, and Reciprocity* (2005), and Professor del Carmen is the author of *Racial Profiling in America* (2008).

We look forward to applying these skills to the many reports (*e.g.*, the Quarterly Reports, Status Reports, and Comprehensive Assessment) contemplated by the Consent Decree.

* * *

In short, while we have no doubt that the City, the NOPD, and the Department of Justice will see proposals from a multitude of qualified teams; one would be hard-pressed to identify a team with more extensive and relevant qualifications than our team offers.

V. References

Our proposed monitoring team has had extensive experience working with police departments across the United States and the world. The following lists just a few illustrations of our experience for reference purposes.

Office of the Independent Monitor For The District of Columbia Police Department

In January 1999, District of Columbia formally asked the Justice Department to examine the range of policies, practices and procedures related to use of deadly force by MPD officers and to investigate all officer-involved shootings over the previous 10 years. The result of that examination was a Memorandum of Agreement signed in June 2001. In April 2002, the District of Columbia, the MPD, and the Department of Justice selected Mr. Aronie’s prior law firm to serve as Independent Monitor pursuant to that MOA. Mr. Aronie served as the team’s Deputy Monitor (first informally and then formally) throughout his tenure with his prior firm. Chief Nowicki served as the team’s lead police practices expert.

References

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Office of the Independent Monitor For The U.S. Virgin Islands Police Department

In March 2004, the Department of Justice initiated an investigation of an alleged pattern or practice of excessive force throughout the Virgin Islands Police Department (VIPD) under the Violent Crime Control and Law Enforcement Act of 1994 leading to entry of a consent decree in March 2009. In its investigation, DOJ, in conjunction with two police practices consultants, conducted a detailed fact-finding review including ride-alongs, interviews with Virgin Island officials, VIPD command staff, supervisors, and police officers and review of more than 25,000 pages of documents. Chief Dennis Nowicki played a lead role in the Virgin Islands monitorship.

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Department of Justice Investigation of New Orleans Police Department

From May 2010 to March 2011, the U.S. Department of Justice investigated the New Orleans Police Department. The investigation resulted into entry of a proposed Consent Decree on July 24, 2012. Chief Theron Bowman served as a police practices expert in support of the DOJ's investigation in the areas of biased policing, community relations, arrests, searches and seizures, and recruitment and selection.

References

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Pattern & Practice Investigation, Lorain, Ohio

On November 20, 2008, the U.S. Department of Justice initiated an investigation of the City of Lorain, Ohio Police Department, pursuant to the Violent Crime Control and Law Enforcement Act of 1994. The investigation focused on whether the LPD engaged in a pattern or practice of use of excessive force. The investigation considered: (1) whether there is a pattern or practice of the excessive use of force in the course of routine public safety activities; and (2) whether there is a pattern or practice of sexual abuse by officers of female citizens under the color of law. Chief Mary Ann Viverette played a role in this investigation. The Technical Assistance letter came out in July 2012.

References

Jonas Geissler

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202.353.8866

Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA)

The Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA) was created as a police credentialing body in 1979 by the four major law enforcement executive associations - IACP, PERF, NOBLE and NSA. CALEA is an internationally recognized organization with over 700 accredited agencies. Chief Mary Ann Viverette has over two decades of experience with CALEA. Chief Viverette has been a CALEA certified assessor since 1988. In addition to accrediting her own agency five times, she also served as a CALEA Commissioner for over five years. During this time, she reviewed hundreds of agencies for accreditation. Chief Viverette is recognized by CALEA staff as an expert in the field of accreditation.

References

Sylvester Daughtry

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Various Corporate Clients

In addition to serving as Deputy Independent Monitor for the District of Columbia Metropolitan Police Department, Mr. Aronie also has played a lead role in investigations and reviews for a number of Fortune 500 corporate clients, including Northrop Grumman, Altegrity, WW Grainger, Staples, and many more. When the additional members of the Sheppard Mullin team are considered, the breadth of investigatory experiences grows significantly. While the details of these engagements are privileged and, thus, cannot be summarized here, the following individuals (among many others) can be contacted for general comments.

References

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VI. Proposed Activities

Every monitoring effort involves a mix of objective and subjective assessments. And different assessments call for different tools. Objective assessments -- *e.g.*, what is the ratio of arrest rates for African-American males to white males? -- call for one set of tools. Subjective assessments - *e.g.*, is that policy well drafted so as to ensure constitutional policing? -- calls for another. This section describes some of the tools that our team expects to apply in both contexts.

Deciding which tool to use in a given situation, however, calls for an understanding of context, an appreciation of the consequences of one's choices, and a good dose of judgment. It also calls for a monitoring structure that ensures discipline, efficiency, and consistency. To that end, our team combines

- Experienced experts committed to a common goal,
- A strong lead monitor who knows how to transform multiple inputs into a collective final decision, and
- The credibility of a prominent national firm to stand behind the monitor's decision.

Supplementing this structure, is a set of guiding principles that every member of our monitoring team embraces and to which every member will adhere.

Guiding Principle #1

A monitoring team's first task is to understand the scope of its responsibilities. It is not the monitor's job to engage in policing, or even to tell the agency being monitored how to police (unless asked). Except where requested to provide technical assistance by the City or the Department of Justice, it is the monitor's job *to monitor compliance with the terms of the Consent Decree*. Nothing more, nothing less. This simple first Guiding Principle instructs our entire approach to monitoring.

Guiding Principle #2

Of course, deciding how to interpret and implement a Consent Decree calls for judgment. Notwithstanding the best intentions of the City and the Department of Justice, a Consent Decree -- like any contract, regulation, statute, or other written set of rules -- cannot address every issue and every eventuality that might arise during the course of the effort. Thus, our team's second Guiding Principle is *to ensure that the New Orleans Police Department always knows what is required of it*. Where requirements are unclear or subject to multiple interpretations, our team is committed promptly to working with all parties to secure the necessary clarity. In this role, our team can serve as an extremely useful resource to work out

Our Guiding Principles

Principle #1

We will respect our limited role.

Principle #2

We will make sure NOPD always knows what is required of it.

Principle #3

We will be open and transparent.

any differences of opinion between the City and the DOJ regarding the meaning or extent of any element of the Consent Decree.

Guiding Principle #3

Our third Guiding Principle is *to be as open and transparent as possible*, consistent with our role as monitor. Our team believes strongly in “no surprises.” Thus, if we do our job, neither the City of New Orleans nor the Department of Justice ever will be surprised by a finding in one of our reports. To this end, we will schedule regular “debriefs” with the City and/or the Department of Justice.

Each of these three foregoing Guiding Principles will be effective because, among other things, we listen. While our team will bring extensive experience to the job of Independent Monitor, we understand that we do not know everything. The first rule in any significant undertaking such as this is to close your mouth and open your ears and eyes. Rest assured we understand and take to heart the aphorism that if you listen more than you talk, you will learn much more.

* * *

With that as background, we offer the following thoughts regarding how we expect we would go about monitoring compliance with the key terms of the Consent Decree.

First, during the initial 90 days of the monitorship, the monitoring team will formulate detailed short-term and medium-term monitoring plans that include the mandatory elements of the monitoring team’s responsibilities as well as additional monitoring tasks that have a high priority based on the information gathered during the education phase. Within 120 days of assuming duties, the monitoring team will review and recommend any changes to the Outcome Assessments as required by the Consent Decree. The monitoring plan obviously will be modified and supplemented continuously throughout the life of the project based upon the progress by NOPD, monitoring team’s activities, and the identification of issues and concerns.

A. Use of force

Police use of force is a relatively rare event. It is estimated that police officers use some level of force in less than 1% of their encounters with citizens. Nevertheless, when the police use force on citizens, it must be reasonable and justified. Whether the force is minimal and involves no serious injury, or is deadly, it must be scrutinized and reviewed to make sure it is appropriate and proportional to the threat, and limited to the least amount required to accomplish a legitimate police mission.

Police use of force is the most controversial action that can be taken against citizens. When the use of force is perceived as excessive or unnecessary it can create divisions between the police and the public and can destroy the trust or confidence that the public has with the police.

Police use of force includes hands-on applications, less-lethal weapons, and the use of deadly force. Each type of application requires

- A clear policy,
- Strong training,
- Supervision, and
- Accountability systems.

It is our approach to review and assess each component of the management plan, including use of force reporting systems, and to make sure each is appropriate to reduce and eventually eliminate unnecessary and excessive force. Our goal is to support the creation of a management system to understand when and where the use of force is necessary to control violent suspects and when violence-reduction techniques can be put in place to reduce the nature and extent of force without putting officers' safety and welfare at risk.

B. Stops, Searches and Arrests

Protecting the citizens of New Orleans' Fourth Amendment rights will be a critical focus of the Monitoring Team. The Department of Justice Report found that there was

reasonable cause to believe that NOPD officers violate the Fourth Amendment by engaging in a pattern or practice of stopping, searching, and arresting individuals without the requisite reasonable suspicion or probable cause.

The Report identified three specific areas of concern:

- Inadequate policies and training,
- An organizational focus on arrests, and
- A failure to properly justify stops, searches, and arrests.

The Monitoring Team will ensure that NOPD addresses each of these critical areas of concern.

The Monitoring Team will ensure that the NOPD carefully reviews and revises its policies, procedures, and training program to teach officers effectively the proper constitutional standards for arrests, stops, and searches. This effort will include supporting the installation of a year-round training program to be monitored by members of the Monitoring Team who have thorough knowledge of Fourth Amendment issues. Our collective knowledge in this regard flows from our years of prosecuting criminal cases for the federal Government (Peter Morris), studying and teaching the Fourth Amendment at the university level (Professors Alpert and del Carmen), and living the Fourth Amendment as police chiefs (Chiefs Nowicki, Viverette, Bowman, and McNeilly).

The Monitoring Team also will keep an eye on the NOPD's over emphasis on statistics – namely the raw number of Field Interview Cards generated and arrests made. Although these can be useful indicators of departmental performance, as the DOJ Report identified, over-reliance on

these measures can result in officers making unwarranted stops and arrests. The Monitoring Team will observe the NOPD's COMSAT meetings to make sure that the Department alters its focus from the *quantity of arrests* to the *quality of arrests*.

We are confident that the Monitoring Team's efforts under the previous two areas of concern directly will reduce the number of improper stops, searches, and arrests. The Monitoring Team will review and analyze thoroughly Incident and Arrest reports to ensure that officers are displaying the basic foundational knowledge necessary to perform their duties within constitutional limits, and that the mandate of the Consent Decree is being achieved.

C. Discriminatory Policing (Race, Ethnicity, National Origin, Gender, LGBT Status)

It is beyond dispute that discriminatory practices should have no place in policing. The law, ethics, and culture of our society make this clear. The fact remains, however, that discrimination persist in organizations, corporations, and police departments across the country.

Not only does discrimination persist, but it extends well beyond race. In fact, recent litigation suggests that discriminatory police practices extend to individuals of almost any class that is not part of the ethnic, religious, gender, and sexual orientation mainstream. As the Department of Justice found in its investigation, New Orleans is not immune from this blight.

Our team's approach is guided by our countless years of both practical and academic experience studying, dealing with, fighting against, and living through discrimination in policing. Our team is made up of individuals who have authored books and academic articles in internationally recognized journals on topics ranging from racial profiling to discrimination and gender inequality in policing.

But our experience is not limited to living on the "police officer" side of discrimination. Our team understands what it is like to be discriminated against; what it is like to be treated as less than a full person because of your gender, or religion, or language, or skin color. Professor del Carmen, a Hispanic American who fled war torn Nicaragua as a child, understands first-hand the feeling of being treated different simply because of language or ethnicity. Chief Viverette understands what it feels like to be discriminated against simply because of gender. Chief Bowman knows what it is like to be a black American who gets pulled over by an officer for no apparent reason while driving. And those of us, who have not experienced discrimination first hand, have experienced it through the eyes and tears of colleagues, friends, and/or family members.

In short, our hands-on experience in the field coupled with our impressive academic credentials – some of which focus precisely on the topic of discrimination and racism in policing – demonstrate that our team is uniquely capable of addressing and monitoring this critical issue. Our experiences in life demonstrate that our team fully understands the issue on a personal level as well.

D. Recruitment

The role recruitment plays in the success of any organization is beyond question. Police Departments are no different. In fact, because police officers have the ability to deprive citizens

of their Constitutional rights, recruitment is even more important in law enforcement than it is in many other organizations. Meeting the challenge of recruiting the right officers – and enough of them – at a time when budgets are being cut and citizens are complaining about their taxes, of course, is no easy challenge. But it is not an insurmountable challenge.

The benefits of effective recruitment policies are obvious, and include lower personnel turnover, fewer disciplinary problems, higher morale, better community relations, more efficient and effective services, and significant long-term cost savings. The employment of highly qualified personnel is a key to the operational effectiveness of any police agency.

The New Orleans Police Department must refocus its efforts on identifying, screening, and hiring the best available candidates to serve the people of New Orleans. The Department's focus must be on looking for the best applicants, not merely eliminating the least qualified applicants. Beyond this simple concept, the New Orleans Police Department must embrace a vital philosophical shift in the way it thinks about recruiting. The Department must embrace the benefits of being an equal opportunity employer and strive to remove barriers that prevent applicants from being treated fairly. The Department also must seek to be representative of the service community relative to its ethnic and gender composition.

To this end, our team will work with the NOPD and monitor the enhancements to its recruitment and applicant assessment program and recruitment plan. We will help ensure that all members assigned to recruitment activities are trained and have skills and knowledge in all relevant areas, including, at a minimum, department career opportunities; agency salaries, benefits, training; federal and state compliance guidelines; knowledge of community needs; cultural awareness; record-keeping systems; model recruitment programs; guidelines that disqualify candidates; and agency medical requirements.

Our team includes four experienced Chiefs of Police who have decades of experience in the recruitment and selection of qualified personnel, and two academics who have studied the topic extensively. While different jurisdictions obviously differ in their needs and in the most effective ways to identify qualified candidates, basic accepted principles exist that cut across jurisdictional differences. In short, there are best practices that will work for New Orleans just as they have worked for the other cities in which they have been implemented, be the city of Pittsburgh (where Chief McNeilly guided his Department through a DOJ Consent Decree), Washington, DC (where Chief Nowicki and Mr. Aronie monitored the City's compliance with a Consent Decree), or Los Angeles (where Ms. Kennedy supported the monitoring of the Sheriff's Department following the DOJ's discrimination investigation).

Our team members are well-versed in recruitment issues and effective national models of recruitment for police agencies. We are well situated to provide technical assistance to the NOPD to supplement the work the Department already has done in this area, and to monitor the Department's implementation of an enhanced recruitment program.

E. Training (In-Service and Recruit)

The DOJ investigation concluded that

the training NOPD has for the past several years provided to its officers is severely deficient in nearly every respect, compromising officer and public safety, effective crime reduction, and the credibility and reputation of the Department as a whole.

Shortcomings at the recruit, field, and in-service stages of training have left NOPD officers ill-equipped to perform their duties in a safe, constitutional, and respectful manner.

Both the Findings Letter and the Consent Decree highlight the failures, and the Consent Decree sets out specific requirements for training. It is important to keep in mind, of course, that not all performance failures can be attributed to training deficiencies. But training is an essential human resource management activity. Areas of knowledge and performance deficiencies highlighted by the DOJ investigation that will benefit from a training response include the following:

- Use of force
- Tactics to avoid using force
- Firearms recertification
- Oleoresin Capsicum (“O.C.”) spray
- Baton
- Hand-to-hand encounters
- Proper legal standards for stops, searches, or arrests
- How to properly carry out stops, searches, and arrests
- How to identify and articulate suspicion based on behavior and other permissible factors
- For supervisors, how to most effectively evaluate employees’ performance
- Field supervisors, how to conducting misconduct investigations
- Community- and problem-oriented policing principles
- Custodial interrogation
- Canine training

Additionally, the DOJ investigation found that written testing to determine whether officers understand the policies and relevant law, or performance testing to determine whether they can properly use and apply approved physical control techniques and weapons is lacking. Likewise, there is a lack of adequate record keeping in virtually all aspects of officer training.

Our team's collective experience tells us (and academic research confirms) that the key components of an effective training program include the following:

- Ongoing “needs assessments” that include, among other factors, surveys of officers, early intervention system data analysis, and performance appraisals. The training commander must communicate frequently and directly with, among others, the patrol deputy superintendent, internal affairs director, legal officer, and planning director. Input from external source such as the community, city attorney, Parish prosecutor, and Federal law enforcement should also be sought on an ongoing bases.
- Selection, training, and certification of quality instructors who, themselves, have demonstrated high levels of acceptable, constitutional policing behavior. Ongoing instructor evaluation and recertification is an essential part of an effective training program.
- Development, quality control, and maintenance of training objectives and lesson plans, to include a standardized lesson plan format, scheduled reviews and updates, review by competent legal counsel, and review by subject matter experts.
- Training delivery that makes use of student and/or topic suitable delivery techniques and employs adult learning theory. For example, in-service officers may require a different delivery approach from recruits. Depending on the topic, training can be delivered through lectures, demonstrations, discussions, case studies, role playing, simulations, or other means.
- Measuring the effectiveness of each training program and course is an essential part of an effective training program. Assessment can be in the form of a written or oral exam, physical skills test, or practicum.
- Maintaining training records. This includes records of each employees training attendance and assessments, as well as instructor certifications and evaluations. It also includes a repository of every course and lesson plan that is part of the NOPD training programs.

According to the DOJ Report, NOPD rank-and-file and leadership acknowledged that training systems are in need of repair, and the Superintendent has prioritized the wholesale remaking of training in his organizational strategy to improve NOPD. The Department likely already has begun making positive strides in this area.

In the way of monitoring activities, the monitoring team initially will collect and review all Consent Decree related training documents including, but not limited to, existing or revised training manuals, course curricula, lesson plans, training aides (*e.g.*, handouts, videos, or case studies), video recordings of training sessions if available, course evaluations, attendance records, test scores, course evaluations, trainer evaluations, trainer selection records, trainer certifications, training bulletins, FTO selection records, FTO performance evaluations, and probationary officer daily logs, and evaluations. As revisions and improvements are made in the Department's training program, we will obtain and review copies of all updates. In addition,

members of the monitoring team will audit (something that worked extremely well in the context of the District of Columbia and the Virgin Islands Consent Decrees) recruit and in-service training classes to assess the quality of the instructor's teaching methods and delivery and compliance with NOPD approved polices, the law and the lesson plan. We will give feedback to NOPD staff along the way.

F. Supervision

In any complex organization, the deficiencies manifested on the ground often reflect deficiencies in supervision. This is true in major commercial corporations, and it is true in police departments. In the words of the IACP, “[p]olice executives throughout the country recognize that the first-line supervisor plays a critical role in virtually every aspect of the modern police agency.” A study conducted by the Major Cities Chiefs in conjunction with the FBI National Academy in 1997, entitled “Critical Issues in first line supervision,” made the point as well. Accordingly, Consent Decrees and Memoranda of Understanding almost always include provisions to address this critical issue, and the New Orleans Consent Decree is no exception.

Ensuring effective police supervision, however, is not a simple task. It is a multi-faceted project that requires a holistic view of the organization. An effective supervision program must encompass the following elements:

- The selection process
- Training
- Management of the supervisors
- Discipline
- A review/monitoring process for the supervisors and the officers under their supervision

Since police managers generally come from within the ranks of the supervisors, inadequate attention to their selection and training eventually results in larger department problems.

Our team's focus on this “critical issue” will involve monitoring the NOPD's supervision efforts at all levels, including the selection process, the development/enhancement of policies and procedures, training, performance evaluations, and an early intervention system to assess supervisors' and officers' performance. Our team has extensive hands-on and academic experience dealing with exactly these issues across the nation.

G. Early Intervention Systems

Early Warning or Intervention Systems “(EIS)” are administrative tools designed to reduce officer misconduct and enhance accountability. They are data-driven programs designed to identify officers whose behavior appears to be problematic and to subject those officers' behavior to close scrutiny to determine if there are any patterns or re-occurring practices that need some form of intervention. The officers who receive intervention will be evaluated over time to determine whether the intervention helped them with their behavior and actions.

Early identification systems are based on the idea that a small number of officers are responsible for a large number of problems, and these officers are the ones who need to be watched and/or corrected. It is the purpose of the EIS is to help officers improve their performance.

The critical aspects of EIS include the ways in which officers are identified, the nature and extent of the intervention, and how the officers are evaluated after exposure to the program. Police departments must have an EIS that discriminates the problematic officer from those who are high performers. An effective EIS is one of several management tools that have been shown beyond dispute to reduce misconduct and increase the quality of services delivered to the public.

Our team is well positioned to support and monitor the incorporation of an effective EIS into the NOPD's professional development reporting and monitoring system. We have supported and/or monitored similar efforts in the District of Columbia, the U.S. Virgin Islands, Los Angeles County, and Pittsburgh. Our monitoring programs also will help the NOPD identify appropriate interventions for officers and develop a method to evaluate the success of those interventions.

H. Secondary employment (currently known as "Paid Details")

Secondary employment (also known as extra-duty details or paid details) can be an important economic supplement for law enforcement officers struggling to make ends meet in a very difficult economy. Secondary employment, however, also often is the source of lawsuits against a police department, especially when these details involve working for a business serving alcoholic beverages. Without question, the issue of secondary employment is not a simple one, and it is not one for which there is only one solution.

Secondary employment can be conducted safely and effectively with certain conditions.

- The details should be screened by the chief's office to exclude those that would be improper.
- Policies should be enacted to stipulate what officers can and cannot do while working a detail, especially those at businesses serving alcoholic beverages.
- A method to ensure supervision needs to be established.
- A system to monitor officer assignment and the number of hours they work should be established.
- The early intervention system should include the monitoring of officers' secondary employment, complaints and lawsuits (especially those associated with those details), use of sick leave (especially prior to or following details), use of force (especially connected with off duty details), arrests (especially connected with off duty details) and other factors.

Our staff has the experience – as officers, Chief's, monitors, and academics – to provide guidance regarding this controversial issue, and to monitor the effective implementation of a successful secondary employment program.

I. Performance Evaluations and Promotions

The NOPD Consent Decree states that

The NOPD evaluation and promotional practices are deficient to the point that it may be impossible to correct patterns of constitutional misconduct without also correcting the failings of these systems. As they currently function, NOPD's performance evaluation systems erode public confidence in the Department and facilitate officers' unconstitutional conduct.

Obviously, this deficiency must be remedied. The purposes of an effective performance evaluation system is to standardize the nature of the personnel decision making process, to assure the public that the Department's personnel are qualified to carry out their assigned duties, and to provide incumbents with the necessary incentive to eliminate inappropriate behaviors and maximize appropriate behaviors.

To achieve these objectives, a law enforcement agency must be able to depend on satisfactory work performance by all employees. There is a direct relationship between performance evaluations, promotions, and the effective recruitment of qualified personnel. The relationship is based on the fact that the nature and quality of an employee's performance has a bearing on his/her working life in the department, on the manner in which he/she relates to management, and on his/her assignments and promotions.

In order for the NOPD to make significant strides in these areas, it is critical that the principles of an effective performance evaluation process be implemented promptly. Our monitoring team has the expertise to support the Department's efforts to identify model performance evaluation systems that have been effective in other large agencies. We have done exactly this in our own Departments, for other departments as monitors, and for corporate clients as attorneys.

Once an effective performance evaluation system is in place, employees will begin to trust the evaluation system. This will lead to increased job satisfaction and increased public trust. It further will aid the Department in preparing a more valid job task analysis for promotional processes. It also will help protect the Department against future court challenges.

J. Misconduct Complaint Intake and Investigations

Complaints are expressions of dissatisfaction about the conduct of a member of a police agency. Complaints can be generated by members of the organization or by the citizens the organization serves. Historically, many agencies have created barriers to those wanting to file complaints. But over the years, agencies have learned that complaints are a key to improvement. They should be welcomed rather than avoided.

Our team strongly believes that effective Constitutional policing requires an effective process for encouraging, processing, and responding to complaints. Complaints should be accepted in a variety of forms – written, electronic, and oral. They should be welcomed whether attributable to the complainant or whether filed anonymously. Additionally, all members of the organization should be trained in how to take complaints from citizens in a manner that gives the citizen

confidence that the Department (a) is interested and (b) will take action. The agency also must have an effective tracking system to notify the complainant that his/her complaint has been filed, the process that will be followed, and the status of the complaint.

The benefits of an effective complaint process are many. It identifies small problems before they become big problems. It increases citizen confidence in the Department, which leads to more effective policing. It reduces law suits. And more. For New Orleans, it also will help the City meet its other obligations under the Consent Decree. For example, one IACP Report in 2005 concluded as follows:

As an external accountability mechanism, citizen complaints can provide valuable information regarding racial profiling for at least three reasons. First, the citizen complaints may expose isolated incidents of racial profiling that would otherwise remain hidden within aggregate statistics. For instance, racial profiling by a few officers might be masked by overall patterns of equal enforcement within a department's stop-and-search data. Second, citizen complaint will allow law enforcement officials to assess the extent to which perceptions of racial bias exist in different communities or geographic sectors. The more that officials know about where perceptions of racial bias exist, the better they can use this information to inform internal training, community outreach, and community education programs. Finally, citizen complaints can be tracked alongside stop-and-search data as a way of validating or cross-checking trends. While citizen complaint data serve this useful role, it is important to remember that merely counting complaints of racial profiling is not necessarily a statistically reliable gauge of racial profiling itself. Not all persons complain and complaint activity is affected by how open and accessible a department's complaint process is to the community.

This IACP has it exactly right, and its conclusions highlight the interconnectedness of the various elements of the New Orleans Consent Decree. (Incidentally, our team members Chief Nowicki, Chief McNeilly, and Chief Viverette all played a role in this and other similar IACP projects.)

In contrast to the benefits of an effective complaint system, as the New Orleans Police Department has seen first-hand, the failure to properly handle complaints – whether in terms of the taking, the investigating, or the remedying – easily can lead to an erosion of citizens' faith in a Department. It also can lead to an increase in lawsuits and investigations by other City agencies.

The International Association of Chiefs of Police conducted a study in 2005 regarding a department's handling of citizen complaints. The study made multiple recommendations to ensure that adequate investigations are conducted following citizen complaints. These recommendations, some of which are summarized below, align with our Team's view of the issue, and will guide our monitoring of the Department's efforts in this area.

- Once a complaint is filed, it must be considered and investigated.
- Internal investigations should be assigned to professional compliance or internal affairs units.
- Determining the proper investigator is an important part of the planning process.
- Investigations should not be conducted in isolation.
- There must be identified standards for comparison to allow management to draw appropriate and fair conclusions. These standards are not intended to constrain the investigator, but rather as criteria that should be assessed when judging whether or not the investigator's efforts were reasonable as it applies to the specific matter under investigation.

In short, an effective citizen complaint process, including the investigation of the complaint itself, must reflect the concern of the organization and must be responsive to the needs of the organization, the members of the community, the City of New Orleans and other stakeholders.

Our team has extensive experience dealing with complaint programs in a variety of contexts. Chief McNeilly, for example, implemented a successful enhanced citizen complaint process in Pittsburgh in connection with the Consent Decree through which he successfully navigated his department. Chief Nowicki and Mr. Aronie monitored the District of Columbia's compliance with the citizen complaint elements of the Consent Decree. Chief Bowman and Chief Viverette both have managed citizen complaint programs in their departments and as consultants for other departments. Professors Alpert and del Carmen have studied the issue extensively. In fact, Professor Alpert provided instrumental guidance to the Northeastern University Institute on Race and Justice and its 2005 publication of its Report entitled "Enhancing Citizen Participation in the Review of Complaints and Use of Force in the Boston Police Department." On the corporate side, Mr. Aronie, Mr. Morris, and Ms. Kennedy all have assisted major commercial organizations implement, assess, and review internal complaint and investigation programs. For example, following the publication of the federal "Mandatory Disclosure Rule" that impacted all federal contractors in 2008, Mr. Aronie developed and implemented an extensive internal reporting program for an international Fortune 250 defense contractor.

We submit that our team is well qualified and has the experience necessary to help the New Orleans Police Department be successful in this area.

K. Community Engagement

In the Consent Decree, the NOPD agrees to "promote and strengthen partnerships within the community, and to engage constructively with the community" One way NOPD will do this is through its embrace of "community policing." In the words of the DOJ COPS program, "community policing" is

is a philosophy that promotes organizational strategies, which support the systematic use of partnerships and problem-solving

techniques, to proactively address the immediate conditions that give rise to public safety issues such as crime, social disorder, and fear of crime.

It is a philosophy that our team not only understands and embraces, but that our team has had great success with.

Rather than trying to reword what the DOJ COPS publications already has described so well, let us simply quote here from the COPS publication *Community Policing Defined*, which described the key components of community policing as follows:

- **Community Partnerships**
Collaborative partnerships between the law enforcement agency and the individuals and organizations they serve to develop solutions to problems and increase trust in police.
- **Organizational Transformation**
The alignment of organizational management, structure, personnel, and information systems to support community partnerships and proactive problem solving.
- **Problem Solving**
The process of engaging in the proactive and systematic examination of identified problems to develop and evaluate effective responses.

When properly implemented, community policing is extremely effective in promoting constitutional policing, building trust, and protecting citizens and officers alike. As the DOJ noted in its investigation, however, NOPD's

policies, training, and tactics support neither a community policing orientation, nor the ultimate goal of proactive addressing problems to reduce and prevent crime, rather than reacting to it.

Obviously, this is something that must change.

The City of New Orleans is to be commended in that it has already started to implement its "Rebuilding the New Orleans Police Department 65 Point Plan" to reform the Department, which includes prioritizing community policing. This includes community outreach programs to minority communities such as the "El Protector" program, which offers bilingual support to Latinos on public safety issues. But, while NOPD has made strides in prioritizing community policing, several tasks remain uncompleted.

The Consent Decree specifically contemplates that the Monitor will:

- Develop a baseline of measures on public satisfaction with policing, attitudes among police personnel, and the quality of police-citizen encounters.
- Design, conduct, and analyze baseline and subsequent biennial surveys of a representative sample of City residents, police personnel, and detained arrestees.

- Review and consider prior law enforcement surveys in New Orleans and other cities, as well as current.

The COPS office recognized Dennis Nowicki for strategic, innovative leadership in problem-oriented policing. Mr. Nowicki brought ideas from the outside world in to the Charlotte-Mecklenburg police department in many ways, including a year-long residency in the organization for the University of Wisconsin's Professor Herman Goldstein, the father of problem-oriented policing. More recently, he was part of a BJA Executive Session on Police leadership that included a focus on sustaining Community Problem Oriented Policing in today's economy.

Similarly Professor Alpert and del Carmen both are well suited to support these and other related elements of the Consent Decree. Additionally, our team of police chiefs brings to the table firsthand experience in developing effective community policing practices, policies, and procedures. For example, under Chief Mary Ann Viverette, the Gaithersburg, Maryland police department adopted the philosophy of community policing early in its development. Chief Viverette trained police employees, city employees, and community members in problem solving with the police department. As a result of the agency's success in community and problem-oriented policing, the City won a U.S. Conference of Mayors "Livability Award" in 1995 for its broad-based community policing programs.

L. Officer Assistance and Support Services

Employee assistance programs have been a part of police department human resources management for decades. Police departments across the country have in place effective programs that help employees deal with traumatic incidents and personal problems such as the disease of alcoholism, mental or emotional illness, marital or family stress, financial or legal problems. Yet the DOJ investigation concluded that "a comprehensive system of officer assistance and support services for NOPD officers has never been in place, and that efforts to create a system have been faltering."

Studies have shown that police managers and supervisors spend a large portion of their time dealing with problem employees, that is, employees who consistently fail to meet the organization's behavior and performance expectations. Though in most agencies individuals of this ilk make up a small minority of the total workforce, they consume a large part of first line supervision and internal control time and resources. Often, the problem employee is experiencing personal problems that, if addressed, can be overcome, resulting in improved workplace behavior.

The NOPD should have systems to respond to problem employees, making them both voluntary and involuntary, depending upon the circumstances. The intent of these programs is to identify problems at the earliest possible moment, to motivate the employee to seek help, and to direct the employee to the most appropriate source of assistance in resolving personal difficulties and restoring acceptable job performance. Employees who voluntarily seek help should be confident that all program records are confidential except in those cases where the counselor is legally obligated to notify the appropriate authority in order that action can be taken to protect those who may be in danger, such as child abuse or the threat of harm to the employee or others.

Such programs generally provide an array of services, including, but not limited to:

- Traumatic incident stress management
- Crisis intervention services,
- Alcohol abuse support service and prevention training,
- Peer support,
- Individual counseling
- Marriage and couples counseling,
- Family crisis intervention,
- Grief counseling,
- Gambling & Debt Management

Our team has significant experience implementing, overseeing, and evaluating successful programs across the country. We have done this in our own departments, and have helped other agencies do it in theirs. Under Chief Nowicki's leadership, for example, the Chicago Police Department became one of the first large departments to hire a full time EAP coordinator with a doctorate in psychology/profession counseling. Chief Nowicki also established an in-house alcohol abuse intervention program staffed with two police officers who were recovering alcoholics. Our other team members have similar success stories within their various organizations. In short, we have the skill and experience to support the NOPD's implementation of an effective system through effective monitoring and by offering technical assistance, where requested.

M. Transparency and Oversight

The concepts of transparency and oversight are important to police professionals as well as the community at large. Recent events suggest that when police departments are not transparent before the community, citizens lose faith and confidence in police officers. That is, they start to doubt the ability of the police to resolve and, at times, prevent, crime. If confidence is lost, the effectiveness of policing comes into question, and public safety (and officer safety) suffers. Restated, police officers are not able to perform their duties with any degree of effectiveness.

An oft-cited consequence of the loss of confidence of citizens towards the police is an increase in citizen fear of crime. Studies show that the fear of crime in a community increases dramatically when confidence in police officers (due to lack of transparency) erodes. One of the possible remedies for this particular phenomenon is better oversight over and more transparency into police activities.

Our team is prepared and able to monitor the NOPD's efforts to increase transparency and build the confidence of the community it serves. We also have the skills, experience, and expertise to

provide the Department with any guidance it needs in creating an environment where transparency is expected, required, and obtained. We have had great successes handling similar projects as chiefs, academics, monitors, and corporate counsel where we regularly work with our large clients to implement comprehensive internal compliance programs that will pass muster with cognizant federal auditors, agents, and DOJ fraud counsel.

N. Interrogation Practices

DOJ's review identified numerous instances where NOPD's interrogation policies offered little guidance on the appropriate methods of conducting interrogations. One example is in the area of custodial interrogations that are an integral part of any law enforcement agency. When conducted correctly and in accordance with a detained individual's Constitutional rights, reliable confessions may be obtained resulting in a higher rate of convictions. Deficiencies in an agency's custodial interrogations, however, can lead to a complete disregard for a detainee's Constitutional rights or worse – the conviction of an innocent individual. As noted by the DOJ, "NOPD's policies about what constitutes a constitutional interrogation are inadequate."

The DOJ also found that "[d]ocumentation of interrogations is poor due to a number of deficient practices and systems," including lack of dedicated space and video recording equipment, destruction of notes of unrecorded interrogations by police officers, and inadequate preservation of taped interviews. Additionally, DOJ found that interrogation practices taught to newly recruited police officers often differed from what is practiced in reality. This disconnect has led many NOPD officers to classify custodial interrogations as the "pre-interview" phase and the interrogation as the "interview" or "confession" stage." In reality, however, under *Miranda*, all of these phases are part of the custodial interrogation no matter how they are classified by NOPD.

DOJ identified several issues that have led to many of the flaws in NOPD's interrogation practices and policies. These issues include the following:

- Lack of discussion of the basic purpose and importance of conducting interrogations in NOPD's policies.
- The policies do not provide any legal references or constitutional standards to place the rules and procedures of interrogation into context.
- The rules and procedures regarding adherence to legal safeguards are inadequate.
- The policies do not include any express prohibitions on interrogation methods, such as physical violence or threats of harm.
- The policies do not express the importance of documentation of the interrogations and do not set forth procedures for documentation.

Our Monitoring Team will conduct a comprehensive assessment of NOPD's interrogation practices, policies, and procedures to further identify deficiencies (and best practices) in NOPD's interrogation practices. This review will cover policies and procedures taught to police officers

as well as how those policies and procedures actually are implemented by the police officers in the field. Our assessment also will include a review of police academy instruction materials, review of interrogation policies, interviews with police academy instructors, visits to classrooms, interviews with detectives, and interviews with patrol officers.

O. Photographic Lineups

Law enforcement agencies around the world have long recognized that there is room for improvement in eyewitness identification procedures. Eye witness identifications can be inherently unreliable because of stress, age, cross-racial identifications and a host of other factors experienced by victims of crimes and witnesses. Police departments across the United States have sought to implement eyewitness identification procedures that are most likely to lead to the identification of the guilty and are least likely to result in a false identification of an innocent suspect. Our Monitoring Team is well positioned to offer valuable insight into the process and to assist NOPD with implementing DOJ's recommendations from the Consent Decree as well as best practices throughout the law enforcement community.

Finally, a word here should be said about the importance of "replicability" – or, to use an actual English phrase, the ability to replicate methodology for future use.

The Consortium for Police Leadership in Equity at UCLA and the Police Executive Research Forum (PERF) recently sponsored meetings with the U.S. Department of Justice Civil Rights Division in Washington, DC. The PERF meeting, *Lessons Learned from Consent Decrees and Federal Investigations of Local Police Agencies*, specifically addressed the relationship between the police and the attorneys who manage the Consent Decrees. Both meetings, however, included police chiefs who were currently or had been under Consent Decrees, and lawyers from the Civil Rights Division. Both sessions made clear that the ability to replicate the findings of research conducted by or for the police agency and the ability to replicate the findings generated by the Civil Rights Division are critical to the trust and confidence of the police and the monitoring process.

Our team recognizes that one of the most important aspects of any project such as this is the ability to replicate the methodology that we apply to our task. Proper replication by others will ensure the credibility of our work product. Accordingly, our team will be careful to explain and document the methodology of our work, and to ensure the "replicability" of the data we collect and the methods we used to analyze them. In other words, we will be transparent with our methods and approaches to everything we do.

VII. Potential Conflict or Bias

Sheppard Mullin is a large international firm of more than 600 attorneys. We litigate on behalf of clients against the United States Department of Justice and other federal agencies frequently. We also litigate on the same side as and enter into joint defense agreements with the United States. I am aware of no conflicts of interest or potential conflicts of interest that bear on my ability — or the ability of Sheppard, Mullin, Richter, & Hampton — to do the work required of the Independent Monitor.

The members of the Monitoring Team have worked closely with the Department of Justice and other Government agencies as advisors, monitors, and/or experts in the past. Chief Nowicki, for example, was on the monitoring team in the District of Columbia and the U.S. Virgin Islands. Chief Bowman, for example, currently serves the U.S. Department of Justice Civil Rights Division as a police practices expert in Internal Affairs, Community Policing, Use of Force, Recruiting, and Discrimination. Dr. Bowman also has worked with the U.S. Department of Justice Civil Rights Division to provide consultative services in New Orleans. Other members of the proposed monitor team have served in similar roles with the U.S. Department of Justice and other justice/law enforcement organizations.

VIII. Local Presence

Constitutional Policing impacts the lives of the local community every day. Constitutional Policing, however, is not a local issue. It is a national issue that calls for a national perspective and national experience. To that end, we have put together a team that will bring to New Orleans experience from across the United States, from large cities to small towns, from wealthy communities to the most underserved poor neighborhoods. While we are not resident in New Orleans, it will not take us long to know New Orleans.

Policies, procedures, and internal controls all must meet well-settled Constitutional mandates, but they also must align with the unique culture of the community being served.

That being said, we do believe that a local presence will be helpful not only to us, but to the City, the NOPD, and the community. We know from experience that a process laid upon a community wholly from the outside is doomed to fail. There are a number of different ways to ensure Constitutional Policing, and one size definitely does not fit all. Policies, procedures, and internal controls all must meet well-settled Constitutional mandates, but they also must align with the unique culture of the community being served. This truth is no less so in the corporate world where the Sheppard Mullin team has extensive experience developing, implementing, and reviewing complex internal control programs to ensure compliance with federal regulations in the areas of Government Contracting, Healthcare, Banking, International Trade, and much more.

To help ensure that the details of our monitoring plan will be effective in New Orleans, we plan to undertake the following activities to ensure a credible and effective local presence:

- First, our team will be spending a significant amount of time in New Orleans throughout the term of the monitorship, but especially in the first year. Our team is large enough to ensure that we have consistent, week-by-week, senior “boots on the ground” in the City.
- Second, soon after assuming our role as Independent Monitor, our team will meet with and seek input from local leaders, Government stakeholders, religious leaders, and other community stakeholders. In the District of Columbia, for example, we met with the local chapter of the National Association for the Advanced of Colored People, the local Police Union, and many other local leaders early in the process and received invaluable insight and input into our proposed monitoring activities.

- Third, after meeting with the City, the DOJ, and various other stakeholders and community members, we contemplate identifying and partnering with a local New Orleans law firm to establish a 24/7 physical presence in New Orleans. This presence not only will serve as a location to coordinate meetings that may be better held outside of a Government building, but it also will serve as a local brick and mortar building that local residents can visit to learn more about the monitorship and submit questions, comments, or complaints. The partnership with the local law firm also will provide us with useful familiarity with any local laws, policies, and rules governing police practices unique to New Orleans. *While we could have identified such an individual/firm in advance of the submission of our proposal, we strongly believe that the NOPD, the City, and the Department of Justice will be best served by having a say in the selection of this local resource.*
- Fourth, to ensure not only a local presence, but maximum local involvement, we have partnered with a New Orleans translation company to ensure that our key reports, our website, and other communications are accessible to community members who do not speak English as their first language, including Spanish and Vietnamese.
- Fifth, we plan to establish additional partnerships with other local businesses to support our local activities. For example, we already have developed an informal partnership with a local New Orleans reproduction company to handle the production and circulation of our various reports and communications and a New Orleans web design company to ensure that our Office of the Independent Monitor website is accessible, effective, and consistent with the culture of the local community.

In short, while our team is not from New Orleans, we will not be a stranger to New Orleans. Indeed, Chief Bowman already has spent significant time working with the City of New Orleans. Specifically, Chief Bowman assessed the linguistic capacity of line employees in terms of the number of multilingual peace officers and staff who interact with the public, languages spoken within the agency by multilingual peace officers and staff who interact with the public, and the level of language proficiency (written and oral) of multilingual peace officers and staff who interacted with the public.

Hoạt Động Cảnh Sát theo Hiến Pháp ảnh hưởng đến cuộc sống của cộng đồng địa phương mỗi ngày. Tuy nhiên, Hoạt Động Cảnh Sát theo Hiến Pháp không phải là vấn đề địa phương. Đây là vấn đề quốc gia đòi hỏi quan điểm quốc gia và trải nghiệm quốc gia

IX. Price Proposal

One does not prepare a price proposal in a vacuum. One prepares a price proposal in the context of a host of contextual factors, each of which bears upon what that proposal ultimately will look like. In this case, the context in which we prepared our price proposal was an ongoing national recession, growing economic uncertainty, and a struggling local economy that will be required to

foot the bill for the monitoring effort at a time where, quite frankly, it can least afford to take on additional expenses.

Against this background, our team has strived mightily to provide exceptional value to the people of New Orleans at a sensible cost. To accomplish this:

- Sheppard Mullin is taking this project on as a public interest matter, and, accordingly, has proposed significant reduced rates for this project.
- Each police officer has agreed to accept a reduction to his/her standard billing rate.
- Our academic experts also have agreed to reduce their standard rates for this project as well.

Additionally, it should not be overlooked that our prior experiences working with the Department of Justice and with other cities on other monitorships has given us a wealth of experiences and materials that we can draw from without having to “reinvent the wheel.”

Please see the attached Price Proposal at Tab III for more information on this subject.

Additionally, please note that Sheppard Mullin is committed to working closely with the City, the Police Department, and the Department of Justice to promptly negotiate and finalize an appropriate Professional Services Contract following selection of the monitor. In addition to other things that may be of importance to the parties, a mutually agreeable contract will have to cover bi-lateral indemnity issues and assurances regarding potential future conflicts of interest in light of the significant case work that Sheppard Mullin currently has and will have in the future adverse to the Department of Justice and other Government agencies.

X. DBE Plan

Our team fully embraces the City’s commitment to maximizing opportunities for disadvantaged business enterprises, and we are committed to doing our part to help the City live up to that commitment. To that end, we have organized a team that readily will meet the City’s DBE goal of allocating 35% of the contract award to disadvantaged businesses. Our monitoring team’s DBE participation plan will be administered by Jonathan Aronie. Contract funds will be allocated to the following businesses (as well as other local businesses yet to be identified).

- **Theron L. Bowman Inc.** was started in 1998 by Chief Theron Bowman. Chief Bowman has expanded his firm’s work to include expert police operational analyses, use of force studies, internal affairs studies, expert testimony, management and efficiency studies, and police officer training. The company’s DBE certification is approved and maintained through the North Central Texas Regional Certification Agency.
- **Professor Alejandro del Carmen** is the sole owner of his consulting firm which provides expert advice on a wide range of law enforcement topics including racial profiling and crime prevention. Professor del Carmen is of Hispanic origin. He is a first generation immigrant and speaks Spanish fluently. Dr. del Carmen is submitting his DBE application concurrent with this proposal.

- **The McNeilly Group, LLC** is an Arab-American, woman owned small business providing consulting services on all matters of law enforcement policies and procedures. The McNeilly Group is submitting its DBE application concurrent with this proposal.
- **Bilingual Resource Group** is a New Orleans based, 100% woman owned and minority owned small business providing translation services. The company was established in 2006 after the notorious hurricane Katrina had hit the southern parts of Louisiana and Mississippi states. The dire need to rebuild the infrastructure and re-instate normal lives of people encouraged a large influx of Hispanic and other non-English speaking population to the area, thus, creating more pronounced need for better communication and understanding of different languages and cultures. The Bilingual Resource Group has submitted its DBE application concurrent with this proposal.
- **CAD Printing, LLC** in conjunction with a web designer will provide various printing and advertising materials and assist with development of the Office of the Independent Monitor website. Both CAD Printing and our web developer already are New Orleans certified DBE vendors.
- While not a certified DBE, **Chief Mary Ann Viverette** is the sole owner and manager of her consulting firm – a woman-owned small business.

Additionally, our team is committed to exploring different and/or additional partnerships with other qualified DBEs based upon the recommendations of the City, the NOPD, and the Department of Justice.

We anticipate the breakdown of work to fall along the following lines. Upon award of the monitoring contract we will work with the city to tailor this breakdown as necessary.

<i>DBE Business</i>	<i>Percentage of Contract</i>	<i>Dollar Amount</i>
Theron L. Bowman Inc.	12.1%	\$950,000
McNeilly Group, LLC	12.1%	\$950,000
Bilingual Resource Group	.6%	\$50,000
CAD Printing, LLC & Web Design	.15%	\$7,000
Dr. Alejandro del Carmen	7.65%	\$600,000
TBD DBE for local services	2.4%	\$188,000
Total:	35%	\$2,745,000

TAB 1

CONFLICT OF INTEREST DISCLOSURE AFFIDAVIT

~~STATE OF~~ Washington

~~PARISH/COUNTY OF~~ District of Columbia

Before me, the undersigned authority, came and appeared Jonathan S. Aronie, who, being first duly sworn, deposed and said that:

1. He/She is the Partner and authorized representative of Sheppard Mullin Richter & Hampton, hereafter called "Respondent."

2. The Respondent submits the attached Proposal in response to the Request for Proposals ("RFP") to serve as the Consent Decree Court Monitor of the New Orleans Police Department.

3. The Respondent hereby states that a conflict of interest [*Mark the appropriate line.*]:

- Exists
- May exist
- Does not exist

in connection with this RFP which might impair Respondent's ability to perform if awarded the Professional Services contract. A conflict of interest includes any familial or business relationships that the Respondent, the proposed subcontractors, and/or their principals have with City of New Orleans' officials or employees.

[Note: If a conflict(s) of interest exists and/or may exist, attach a letter describing the nature of the conflict or potential conflict, the parties involved, and why there is or may be a conflict.]

Sheppard Mullin Richter & Hampton

Name of Respondent


Respondent Representative (Signature)

Jonathan S. Aronie

(Print or type name)

1300 I Street NW, 11th Floor East
Washington, DC 20005

(Address)

Sworn to and subscribed before me, Latarsha M. Baggett, Notary Public, this 14th day of November, 2012.

Latarsha M. Baggett

Notary Public (signature)
Notary ID#/Bar Roll #
State of Washington, DC
Parish/County of _____

LATARSHA BAGGOTT
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires April 30, 2015

Tab 2

IDENTIFICATION OF SUBCONTRACTORS

~~STATE OF~~ Washington

~~PARISH/COUNTY OF~~ District of Columbia

Before me, the undersigned authority, came and appeared Jonathan S. Aronie, who, being first duly sworn, deposed and said that:

1. He/She is the Partner and authorized representative of Sheppard Mullin Richter & Hampton, hereafter called "Respondent."

2. Respondent submits the attached Proposal in response to the Request for Proposals to serve as the Consent Decree Court Monitor of the New Orleans Police Department.

3. The Respondent hereby identifies the following persons, natural or artificial, who are retained by Respondent at the time the attached Proposal is submitted and who are expected to perform work as subcontractors in connection with the Respondent's work. Respondent hereby acknowledges and agrees that when new subcontractors not previously named are added to the Project, they must be promptly identified consistent with the RFP and the requirements of the Consent Decree in this matter.

List Subcontractors:

See Attachment
Person(s) and Company Name (if applicable)

[Please attach additional pages if necessary.]

Sheppard Mullin Richter & Hampton
Name of Respondent

Jonathan S. Aronie
Respondent Representative (Signature)

Jonathan S. Aronie
(Print or type name)

1300 I Street NW, 11th Floor East
Washington, DC 20005
(Address)

Response to question number 3, Identification of Subcontractors

Sheppard Mullin Richter & Hampton plans to execute engagement letters with the following experts, or their companies, should the monitorship contract be awarded to Sheppard Mullin. Additionally, Sheppard Mullin plans to execute additional engagement letters with other experts upon consultation with the City, the NOPD, and the Department of Justice.

Professor Geoff Alpert
Professor Alejandro Del Carmen
Chief Dennis Nowicki
Chief Mary Ann Viverette
Chief Robert McNeilly
Chief Theron Bowman

Sworn to and subscribed before me, Latarsha M. Baggott, Notary Public, this 14th day of November, 2012.

L. M. Baggott
Notary Public (signature)
Notary ID#/Bar Roll #
State of Washington, D.C.
Parish/County of _____



LATARSHA BAGGOTT
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires April 30, 2015

TAB 3

OUR APPROACH TO COST

Excellence Within Reach

In order to provide New Orleans the experience and expertise of our monitoring team at a fair and reasonable price, Sheppard Mullin and its affiliated experts will offer their services at significantly discounted hourly rates. The firm will charge the time spent by its professional personnel at a blended rate of \$425 per hour for senior attorneys and \$350 per hour for junior attorneys – regardless of the individual’s normal billable rate.¹ These rates are significantly below our standard commercial rates, which range from \$495 to \$895 for senior attorneys and from \$285 to \$655 for junior attorneys. Mr. Aronie’s standard 2013 hourly rate, for example, is \$640. Similarly, Ms. Kennedy’s 2013 hourly rate is \$610. Paralegals taking part in this project will be billed at \$100 per hour, which is below most of their normal billing rates as well.

We intend to utilize a billing rate structure for the other members of our team that is equally advantageous to New Orleans. To this end, we intend to partner with a local university for statistics and database experts, and we anticipate that these experts will be billed at a rate of \$250 per hour. This is significantly below the rates typically charged by individuals in the private sector with similar skills. We will bill our police experts at \$200 per hour in the first year, except for Chief Dennis Nowicki who, as our team’s Deputy Monitor and lead police practices expert, will receive \$250 per hour.

The majority of the work being performed by the monitoring team will occur off-site, *i.e.* outside the city of New Orleans. The monitoring team, however, fully intends to meet all contractual requirements to have an ongoing physical presence within the city. The exact number of hours that will be spent in specific locations cannot be determined until a detailed work plan has been prepared with the city. As such, and because the rates for all personnel are not dependent upon the location where the services are being performed, the cost estimate includes only the number of hours per labor category without an on-site/off-site breakdown.

Ancillary expenses, such as photocopying, telephone calls, legal research, translation services, web site design/maintenance, and travel expenses, will be billed at actual cost (or our best estimate of actual cost, where the actual cost is unknown). Team members will be traveling to New Orleans from various locations across the country, and, as the exact number of trips is dependent upon the needs of the city, estimate trip numbers and average travel costs have been used in compiling the estimated price for this project. Additionally, we do not expect to incur any expenses for the leasing of local office space or the rental of local meeting facilities.

¹ All of the rates in our proposal, including attorney rates, are subject to an anticipated 5% escalation each year. The rates included in the detailed estimate include this escalation.

The ultimate cost of our team’s activities will be driven, in part, by the actions of the City and the Police Department. The monitoring team will be required to provide certain services, such as technical assistance, to the extent required. Thus, the preparation of a detailed, definitive budget at this early stage is not possible. Nonetheless, the attached projected Budget Templates set forth our best estimate of the total cost of this project for years one through four.

In summary, we estimate the cost of this project to the City of New Orleans to be as follows:

	Labor Subtotals	Travel & ODC	Totals
Year 1 Estimate	\$ 1,626,375.00	\$ 412,590.00	\$ 2,038,965.00
Year 2 Estimate	\$ 1,870,268.75	\$ 160,520.00	\$ 2,030,788.75
Year 3 Estimate	\$ 1,821,023.75	\$ 126,005.00	\$ 1,947,028.75
Year 4 Estimate	\$ 1,772,513.75	\$ 91,490.00	\$ 1,864,003.75
Total Year 1-4 Estimate	\$ 7,090,181.25	\$ 790,605.00	\$ 7,880,786.25

Since our team will not have any one-time fixed costs that “will be incurred regardless of the duration of the contract” (as referenced in Attachment A of the Request for Proposals), the total estimated cost of this project can be derived simply by adding the estimated costs of years one through four.

Under this proposal, regardless of the estimates detailed above and hereafter, and assuming neither the City nor the Department of Justice do not expand the requirements beyond the scope of the Consent Decree and this proposal, or beyond the four year term of the contract, we are prepared to cap the total cost of the contract at \$8.9 million.

**BUDGET TEMPLATE
YEAR 1 OF 4**

	Policy Review			Technical Assistance			Training Assessment			Incident Review			Report Writing			Base Year Total	
Direct Labor***	R	H	D	R	H	D	R	H	D	R	H	D	R	H	D		
Senior Staff	\$425.00	175.00	\$ 74,375.00	\$425.00	175.00	\$ 74,375.00	\$ 425.00	125.00	\$ 53,125.00	\$ 425.00	125.00	\$ 53,125.00	\$ 425.00	175.00	\$ 74,375.00		
Junior Staff	\$350.00	175.00	\$ 61,250.00	\$350.00	175.00	\$ 61,250.00	\$ 350.00	100.00	\$ 35,000.00	\$ 350.00	100.00	\$ 35,000.00	\$ 350.00	175.00	\$ 61,250.00		
Local Counsel	\$350.00		\$ -	\$350.00	50.00	\$ 17,500.00	\$ 350.00			\$ 350.00			\$ 350.00	20.00	\$ 7,000.00		
Paralegal Staff	\$100.00		\$ -	\$100.00	75.00	\$ 7,500.00	\$ 100.00			\$ 100.00	100.00	\$ 10,000.00	\$ 100.00	75.00	\$ 7,500.00		
Deputy Monitor	\$250.00	200.00	\$ 50,000.00	\$250.00	150.00	\$ 37,500.00	\$ 250.00	100.00	\$ 25,000.00	\$ 250.00	350.00	\$ 87,500.00	\$ 250.00	50.00	\$ 12,500.00		
Police Experts	\$200.00	600.00	\$ 120,000.00	\$200.00	550.00	\$ 110,000.00	\$ 200.00	300.00	\$ 60,000.00	\$ 200.00	800.00	\$ 160,000.00	\$ 200.00	100.00	\$ 20,000.00		
Academic Experts	\$250.00	325.00	\$ 81,250.00	\$250.00	275.00	\$ 68,750.00	\$ 250.00	200.00	\$ 50,000.00	\$ 250.00	100.00	\$ 25,000.00	\$ 250.00	50.00	\$ 12,500.00		
Statistics Experts	\$250.00	80.00	\$ 20,000.00	\$250.00	10.00	\$ 2,500.00	\$ 250.00	80.00	\$ 20,000.00	\$ 250.00	100.00	\$ 25,000.00	\$ 250.00	25.00	\$ 6,250.00		
Total Labor Hours****		1555			1460			905			1675			670		6,265.00	
Total Labor Dollars	\$		406,875.00	\$		379,375.00	\$		243,125.00	\$		395,625.00	\$		201,375.00	\$ 1,626,375.00	
Fringe Benefit		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -	
Total Labor	\$		406,875.00	\$		379,375.00	\$		243,125.00	\$		395,625.00	\$		201,375.00	\$ 1,626,375.00	
Office Space		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -	
ODCs	\$		-	\$		-	\$		-	\$		12,480.00	\$		12,480.00	\$ 24,960.00	
Travel	\$		-	\$		-	\$		-	\$		-	\$		-	\$ 387,630.00	
Subcontractors		<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			\$ -
Overhead		n/a*			n/a*			n/a*			n/a*			n/a*			\$ -
Fee/Profit		n/a*			n/a*			n/a*			n/a*			n/a*			\$ -
Total Price**	\$		406,875.00	\$		379,375.00	\$		243,125.00	\$		408,105.00	\$		213,855.00	\$ 2,038,965.00	

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**BUDGET TEMPLATE
YEAR 2 OF 4**

	Policy Review			Technical Assistance			Training Assessment			Incident Review			Report Writing			Base Year Total
Direct Labor***	R	H	D	R	H	D	R	H	D	R	H	D	R	H	D	
Senior Staff	\$446.25	175.00	\$ 78,093.75	\$446.25	125.00	\$ 55,781.25	\$ 446.25	100.00	\$ 44,625.00	\$ 446.25	300.00	\$ 133,875.00	\$ 446.25	215.00	\$ 95,943.75	
Junior Staff	\$367.50	175.00	\$ 64,312.50	\$367.50	75.00	\$ 27,562.50	\$ 367.50	100.00	\$ 36,750.00	\$ 367.50	300.00	\$ 110,250.00	\$ 367.50	215.00	\$ 79,012.50	
Local Counsel	\$350.00		\$ -	\$350.00	50.00	\$ 17,500.00	\$ 350.00		\$ -	\$ 350.00		\$ -	\$ 350.00	20.00	\$ 7,000.00	
Paralegal Staff	\$105.00		\$ -	\$105.00	75.00	\$ 7,875.00	\$ 105.00	-	\$ -	\$ 105.00	100.00	\$ 10,500.00	\$ 105.00	75.00	\$ 7,875.00	
Deputy Monitor	\$262.50	200.00	\$ 52,500.00	\$262.50	100.00	\$ 26,250.00	\$ 262.50	100.00	\$ 26,250.00	\$ 262.50	450.00	\$ 118,125.00	\$ 262.50	100.00	\$ 26,250.00	
Police Experts	\$210.00	500.00	\$ 105,000.00	\$210.00	300.00	\$ 63,000.00	\$ 210.00	200.00	\$ 42,000.00	\$ 210.00	1,300.00	\$ 273,000.00	\$ 210.00	150.00	\$ 31,500.00	
Academic Experts	\$262.50	200.00	\$ 52,500.00	\$262.50	200.00	\$ 52,500.00	\$ 262.50	150.00	\$ 39,375.00	\$ 262.50	100.00	\$ 26,250.00	\$ 262.50	75.00	\$ 19,687.50	
Statistics Experts	\$262.50	80.00	\$ 21,000.00	\$262.50	50.00	\$ 13,125.00	\$ 262.50	150.00	\$ 39,375.00	\$ 262.50	150.00	\$ 39,375.00	\$ 262.50	100.00	\$ 26,250.00	
Total Labor Hours****		1330			975			800			2700			950		6,755.00
Total Labor Dollars	\$		373,406.25	\$		263,593.75	\$		228,375.00	\$		711,375.00	\$		293,518.75	\$ 1,870,268.75
Fringe Benefit		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -
Total Labor	\$		373,406.25	\$		263,593.75	\$		228,375.00	\$		711,375.00	\$		293,518.75	\$ 1,870,268.75
Office Space		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -
ODCs	\$		-	\$		-	\$		-	\$		11,230.00	\$		11,230.00	\$ 22,460.00
Travel				\$		-	\$		-				\$		-	\$ 138,060.00
Subcontractors		<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>		\$ -
Overhead		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -
Fee/Profit		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -
Total Price**	\$		373,406.25	\$		263,593.75	\$		228,375.00	\$		722,605.00	\$		304,748.75	\$ 2,030,788.75

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**BUDGET TEMPLATE
YEAR 3 OF 4**

	Policy Review			Technical Assistance			Training Assessment			Incident Review			Report Writing			Base Year Total	
Direct Labor***	R	H	D	R	H	D	R	H	D	R	H	D	R	H	D		
Senior Staff	\$468.56	175.00	\$ 81,998.44	\$468.56	75.00	\$ 35,142.19	\$ 468.56	100.00	\$ 46,856.25	\$ 468.56	300.00	\$ 140,568.75	\$ 468.56	230.00	\$ 107,769.38		
Junior Staff	\$385.88	175.00	\$ 67,528.13	\$385.88	75.00	\$ 28,940.63	\$ 385.88	100.00	\$ 38,587.50	\$ 385.88	300.00	\$ 115,762.50	\$ 385.88	230.00	\$ 88,751.25		
Local Counsel	\$350.00			\$350.00	50.00	\$ 17,500.00	\$ 350.00			\$ 350.00			\$ 350.00	20.00	\$ 7,000.00		
Paralegal Staff	\$110.25		\$ -	\$110.25	75.00	\$ 8,268.75	\$ 110.25	-	\$ -	\$ 110.25	100.00	\$ 11,025.00	\$ 110.25	100.00	\$ 11,025.00		
Deputy Monitor	\$275.63	200.00	\$ 55,125.00	\$275.63	150.00	\$ 41,343.75	\$ 275.63	100.00	\$ 27,562.50	\$ 275.63	400.00	\$ 110,250.00	\$ 275.63	100.00	\$ 27,562.50		
Police Experts	\$220.50	350.00	\$ 77,175.00	\$220.50	325.00	\$ 71,662.50	\$ 220.50	200.00	\$ 44,100.00	\$ 220.50	1,200.00	\$ 264,600.00	\$ 220.50	200.00	\$ 44,100.00		
Academic Experts	\$275.63	100.00	\$ 27,562.50	\$275.63	75.00	\$ 20,671.88	\$ 275.63	150.00	\$ 41,343.75	\$ 275.63	100.00	\$ 27,562.50	\$ 275.63	75.00	\$ 20,671.88		
Statistics Experts	\$275.63	80.00	\$ 22,050.00	\$275.63	50.00	\$ 13,781.25	\$ 275.63	80.00	\$ 22,050.00	\$ 275.63	150.00	\$ 41,343.75	\$ 275.63	50.00	\$ 13,781.25		
Total Labor Hours****		1080			875			730			2550			1005		6,240.00	
Total Labor Dollars	\$		331,439.06	\$		237,310.94	\$		220,500.00	\$		711,112.50	\$		320,661.25	\$ 1,821,023.75	
Fringe Benefit		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -	
Total Labor	\$		331,439.06	\$		237,310.94	\$		220,500.00	\$		711,112.50	\$		320,661.25	\$ 1,821,023.75	
Office Space		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -	
ODCs	\$		-	\$		-	\$		-	\$		11,230.00	\$		11,230.00	\$ 22,460.00	
Travel	\$		-	\$		-	\$		-	\$		-	\$		-	\$ 103,545.00	
Subcontractors		<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			\$ -
Overhead		n/a*			n/a*			n/a*			n/a*			n/a*			\$ -
Fee/Profit		n/a*			n/a*			n/a*			n/a*			n/a*			\$ -
Total Price**	\$		331,439.06	\$		237,310.94	\$		220,500.00	\$		722,342.50	\$		331,891.25	\$ 1,947,028.75	

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H = Hours
D = Dollars (Rate x Hours = Dollars)

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**BUDGET TEMPLATE
YEAR 4 OF 4**

	Policy Review			Technical Assistance			Training Assessment			Incident Review			Report Writing			Base Year Total	
Direct Labor***	R	H	D	R	H	D	R	H	D	R	H	D	R	H	D		
Senior Staff	\$491.99	175.00	\$ 86,098.36	\$491.99	75.00	\$ 36,899.30	\$ 491.99	50.00	\$ 24,599.53	\$ 491.99	300.00	\$ 147,597.19	\$ 491.99	200.00	\$ 98,398.13		
Junior Staff	\$405.17	175.00	\$ 70,904.53	\$405.17	75.00	\$ 30,387.66	\$ 405.17	50.00	\$ 20,258.44	\$ 405.17	300.00	\$ 121,550.63	\$ 405.17	200.00	\$ 81,033.75		
Local Counsel	\$350.00			\$350.00	50.00	\$ 17,500.00	\$ 350.00			\$ 350.00			\$ 350.00	20.00	\$ 7,000.00		
Paralegal Staff	\$115.76		\$ -	\$115.76	75.00	\$ 8,682.19	\$ 115.76	-	\$ -	\$ 115.76	100.00	\$ 11,576.25	\$ 115.76	50.00	\$ 5,788.13		
Deputy Monitor	\$289.41	200.00	\$ 57,881.25	\$289.41	150.00	\$ 43,410.94	\$ 289.41	100.00	\$ 28,940.63	\$ 289.41	400.00	\$ 115,762.50	\$ 289.41	100.00	\$ 28,940.63		
Police Experts	\$231.53	250.00	\$ 57,881.25	\$231.53	325.00	\$ 75,245.63	\$ 231.53	200.00	\$ 46,305.00	\$ 231.53	1,150.00	\$ 266,253.75	\$ 231.53	150.00	\$ 34,728.75		
Academic Experts	\$289.41	100.00	\$ 28,940.63	\$289.41	75.00	\$ 21,705.47	\$ 289.41	150.00	\$ 43,410.94	\$ 289.41	100.00	\$ 28,940.63	\$ 289.41	50.00	\$ 14,470.31		
Statistics Experts	\$289.41	80.00	\$ 23,152.50	\$289.41	50.00	\$ 14,470.31	\$ 289.41	80.00	\$ 23,152.50	\$ 289.41	150.00	\$ 43,410.94	\$ 289.41	25.00	\$ 7,235.16		
Total Labor Hours****		980			875			630			2500			795		5,780.00	
Total Labor Dollars	\$		324,858.52	\$		248,301.48	\$		186,667.03	\$		735,091.88	\$		277,594.84	\$ 1,772,513.75	
Fringe Benefit		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -	
Total Labor	\$		324,858.52	\$		248,301.48	\$		186,667.03	\$		735,091.88	\$		277,594.84	\$ 1,772,513.75	
Office Space		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -	
ODCs	\$		-	\$		-	\$		-	\$		11,230.00	\$		11,230.00	\$ 22,460.00	
Travel	\$		-	\$		-	\$		-	\$		-	\$		-	\$ 69,030.00	
Subcontractors		<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			<i>see direct labor above</i>			\$ -
Overhead		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -	
Fee/Profit		n/a*			n/a*			n/a*			n/a*			n/a*		\$ -	
Total Price**	\$		324,858.52	\$		248,301.48	\$		186,667.03	\$		746,321.88	\$		288,824.84	\$ 1,864,003.75	

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 **All figures are estimates.
 ***Direct Labor Rates reflect discounts from commercial rates.
 ****The allocation of hours are estimates, and may be adjusted based on the detailed work plan to be prepared with the City.

Tab 4

RESUME

Theron L. Bowman, Ph.D.

2921 Collard Road
Arlington, Texas 76017
Work: (817) 459-5702

Professional Objective: To revolutionize modern policing by developing, implementing and perfecting innovative policing strategies.

Education

Doctor of Philosophy, Urban and Public Administration

Topic: *The Predictive Value of Policies In Determining Police Officer Actions*

University of Texas at Arlington, 1997

Professional Experience

City of Arlington

Deputy City Manager and Public Safety Director over Police, Fire, Parks and Recreation, Libraries, Code Complainace and Animal Services (October 2012 to present; Interim- April to October 2012, March 2006 to January 2007)

Arlington Police Department

Police Chief (1999 to 2012)

2011 MLB World Series Public Safety Coordinator

Superbowl XLV Public Safety Executive Committee Chair, *Event Date February 6, 2011*

2010 NBA All Star Game Public Safety Coordinator

2010 MLB World Series Public Safety Coordinator

Disciplines include Law Enforcement, Emergency Operations, Fire and EMS, All Hazards Critical Incident Response and Prevention

Assistant Chief, Operations Bureau (1997 to 1999)

Command East, West, and North Divisions of Patrol and Investigations; Central Investigations, Special Operations, Tactical, Traffic Division, and Municipal Jail

Deputy Chief, East Arlington Bureau (1996 to 1997)

Administrative Services Bureau (1993 to 1996)

Command Internal Affairs, Community Affairs, Crime Prevention, Youth Services, Recruit and In-Service Training, Police Hiring and Recruiting, Media Relations, Police Chaplain's Office, Citizen's On Patrol, and the Citizen's Police Academy

Patrol Supervisor and Watch Commander (1991 to 1993)

Community Affairs Division Commander (1990 to 1991)

Police Personnel, Recruiting and Hiring Supervisor (1988 to 1990)

Police Officer: Recruiter (1987 to 1988); **Patrol Field Training Officer** (1985 to 1987)

Tactical Team Officer (1985 to 1987); **Vice and Narcotics Detective** (1983 to 1985)

1990 to present **Lecturer, Instructor, Adjunct Professor and Visiting Fellow**

Texas Christian University, Texas Wesleyan University,
University of Texas-Arlington, Tarrant County Jr. College and Western
Illinois University (ILESTB)

1998 to 2012 **Technical Advisor to CIVPOL International Police Task Forces**

DynCorp Aerospace Corporation, Fort Worth, Texas
AAR Global Solutions, Grand Prairie, Texas

RESUME

Theron L. Bowman, Ph.D.

2921 Collard Road
Arlington, Texas 76017
Work: (817) 459-5702

Professional Accomplishments

International Policing

- International Police Practices Expert- US Department of Justice
- Lecturer and Instructor- International Division of IACP- Belo Horizonte and Federal District, *Brazil*
- Team member- Terrorism Training- West Bank and Palestinian Territories, *Israel*
- Executive Committee- International Association of Chiefs of Police
- National Executive Institute- *Scotland*
- Trainer and CivPol Technical Advisor- *Iraq, Afghanistan, Sudan, Haiti, Kosovo, Bosnia, Jordan, Palestinian Authority*

Youth Crime, Victimization and Education

- Created the Youth Services section to address special needs and issues involving youth and the schools.
- Planned and co-coordinated the City's Youth and Family Commission.

Community Affairs

- Commanded the newly created Community Affairs Division.
- Developed and implemented community policing and problem solving strategies for support personnel.
- Managed Crime Prevention Unit that was voted the "best in the world."
- Co-created the Community Partnership Team concept for City of Arlington.

Workforce Diversification

- Developed, structured, implemented and supervised recruiting and hiring strategies that minimized employee turnover and exponentially increased female and minority hiring without adverse impact, employee morale problems, or lowering employment standards.
- Increased minority and female employment to levels at or above the service area.
- Increased minority participation in lateral transfer and promotional processes.
- Instructed city wide courses on workforce diversification.

Public Finance

- Managed successful four million dollar bond election campaign for new public safety building.

Construction Projects

- Managed new building construction planning for satellite Public Safety building.
- Managed \$1.5 million Training Academy renovation project.

Policing Strategies

- **Created and led an internal team that developed the world's first rational model of predictive policing using high-level analytics and geospatial modeling**
- Developed hierarchical structure, reporting relationship, and policing philosophies for newly created patrol division.

RESUME

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- Coined term “Predictive Policing” in 2005 New York City Meeting
- Developed and implemented “Geographic Community Policing” model in newly created patrol division, followed by city wide adoption and implementation.
- Designed and implemented the City’s first patrol division four day work week.
- Developed a model that reduced midnight shift response times by twenty percent without additional resources.

Accreditation

- Developed, implemented and managed numerous mandatory standards which resulted in the police department, telecommunications and training academy initial and ongoing accreditations by the Commission on Accreditation for Law Enforcement Agencies and the crime lab ASCLD accreditation.
- Led the Arlington Police Department to receiving a “Gold Standard Accreditation With Excellence” award, designating the department as the “best of the best.”.

Leadership

- Created and maintained a leadership culture that has led to more than fifty former employees’ appointments to law enforcement and private sector CEO and COO positions.

Class Room

- Created courses and curriculum in Criminal Justice Personnel Management, International Policing and Contemporary Policing Issues
- Taught Sociology classes in Theory of Urban Societies and Urban Social Problems
- Graduate level Criminal Justice Classes include Administration of Justice, Advanced Law Enforcement, Community Policing, International Policing and Contemporary Policing Issues
- Undergraduate level Criminal Justice Classes include Personnel Administration, Terrorism, Police and the Community, Police In A Free Society, Internship in Policing and Introduction to Criminal Justice
- Special Topics courses include Police Internal Affairs, Police Recruiting, Preparing for the Future, Leadership and Police Administration

Research

- Co-Creator and member of Unmanned Aerial Systems Consortium to facilitate UAS research and development and catalyze economic development opportunities
- Site partner with Police Foundation on 2010 Shift Study
- Created fellowship program with the University of Texas at Arlington Criminal Justice department to implement “teaching police department” concept
- Partnered with UTA Engineering department to obtain an NSF grant for study of wave forms and bandwidth compression technology

RESUME

Theron L. Bowman, Ph.D.

2921 Collard Road
Arlington, Texas 76017
Work: (817) 459-5702

• Professional Publications and Reports

Bowman, Theron L.

- 2012 "Higher Education," *Police and Society*, Oxford University Press, p 464.
- 2012 "A Chief's Perspective," *Selecting a Police Chief: A Handbook for Local Government*, ICMA (In Print).
- 2010 "Understanding and Mitigating Identity Theft," *Inside the Minds*, Aspatore Books.
- 2008 "Change, Professionalism and the Hiring Process," *Police Officer Stress*. Pearson Prentice Hall, pp. 374-376.
- 2006 "The Chief's Perspective: Demolishing the Recruitment Myth," *The Police Chief*. August, p. 22-23.
- 2004 "With Authority Comes Responsibility: Building Solid Accountability Systems," *Crime & Justice International*. July/August, p. 27-28.
- 2003/04 "Police Partnerships: Creating Communities, Building Leaders," *Texas Police Chief*. Winter, p. 19-22.
- 2003 "Preparing and Mobilizing the Community for a Future Terrorist Event," Community Policing Consortium, Internal Resource and Training Document, December.
- 2003 "A Symbiotic Relationship," *Texas Police Chief*. Summer, p.22-23.
- 2003 "Diversity, Education, and Professionalism: Arlington's Path to Excellence in Community Policing," IACP South American Conference, Belo Horizonte, Brazil, and Brasilia, Brazil, July.
- 2003 "Educate to Elevate," *Crime & Justice International*. March, p. 26-27.
- 2002 "Educate to Elevate – Academics 'have pushed our department to a new level of professionalism and innovation,' Community Policing Consortium *Community Links* magazine. August, p.11.
- 2002 "Educate to Elevate – Academics 'have pushed our department to a new level of professionalism and innovation,' *Texas Police Journal*. November, p. 15-17.
- 2002 "Internet Database Puts Arlington Police Statistics at Public's Fingertips," *Police Chief* magazine. June, p. 56.
- 2002 "Toll of Terrorism," Community Policing Consortium *Community Links* magazine. March, p. 1.
- 2001 "Diversity, Education, and Professionalism: Arlington's Path to Excellence in Policing," Heritage Foundation Heritage Lectures. October.
- 1994 "Domestic Violence Against Women, The Police, and Politicians," United States House of Representatives Subcommittee On Violence Against Women.
- 1993 "Staff Study of the Arlington Police Department Training Division," Arlington Police Department.
- 1993 "Arlington Police Department Personnel Allocation Experiment," Arlington Police Department.
- 1992 "Should the Federal Government Subsidize Private Carriers?: Cost-Benefit Analysis of Private Express Park and Ride Service," Federal Transit Authority.
- 1992 "Arlington Police Department Citizen's Survey," Arlington Police Department.

RESUME

Theron L. Bowman, Ph.D.

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Arlington, Texas 76017
Work: (817) 459-5702

- 1991 "A Comprehensive Recruitment Plan for the Arlington Police Department: A Five Year Prospectus," Arlington Police Department.
1990 "The Effects of Civil Service on the Hiring Process," *Texas Police Star*. December.

Professional Publications and Reports

Continued

- 1990 "Marketing the Polytechnic Heights Neighborhood," Neighborhood Housing Services of Fort Worth.
1989 "Mission 90's and Recruiting: Crisis or Opportunity?" Arlington Police Department.
1989 "Professionals In Our Profession," *Texas Police Journal*. April.

Recent Presentations

"The Future of Unmanned Vehicles in Law Enforcement," TAAC Conference, Albuquerque, NM (2011); AUVSI Conference, Huntsville, AL (2012).
"How Prison Reentry and Cyclical Crime is Impacting Public Safety," Regional UMC Conference, Arlington, TX (2010)
"Prevent to Predict," BJA First National Conference on Predictive Policing, Los Angeles, CA (2009).
"Recruitment, Retention, and Discover Policing" IACP Annual Conference, San Diego, CA (2008).

Professional Activities

Graduate, 25th Session of the FBI National Executive Institute (2002)

Graduate, 186th Session of the FBI National Academy

Graduate, Senior Management Institute for Police

Seminar Facilitator:

"Managing Diversity at Work," City of Arlington, Texas (August 1993 to present) and 31st Management College, Southwest Legal Institute, Dallas, Texas (1995).

"Managing Community Policing," 31st Management College, Institute of Law Enforcement Administration, Dallas, Texas (1995-2009).

"Successful Strategies for Promotion," North Central Texas Council of Government Regional Police Academy, Arlington, Texas (1995 to present).

"Focus 2000: Preparing for Success," Metropolitan Council of Churches (1994 to present).

"Oral Presentations," Dallas Area Rapid Transit (September, 1994)

"Crisis With Our Youth," Delta Sigma Theta Conference (1994)

Police Promotional Candidate Assessor

Accreditation Assessor:

Commission on Accreditation of Law Enforcement Agencies (1994 to present).

RESUME

Theron L. Bowman, Ph.D.

2921 Collard Road
Arlington, Texas 76017
Work: (817) 459-5702

Professional Affiliations

Academy of Criminal Justice Sciences
American Society of Public Administrators
Arlington Public Library Foundation Board of Directors (2001 to 2007)
Commission on Accreditation for Law Enforcement Agencies
 CALEA Commissioner (January 2006 to Present)
International Association of Chiefs of Police:
 Executive Committee (2000 to Present)
 Foundation Board (2001 to 2010)
 Financial Review Committee (2006 to Present)
 Diversity Coordinating Panel (2006 to 2007)
 Narcotics and Dangerous Drugs Committee (2008 to Present)
John Jay College of Criminal Justice of the City University of New York
 Advisory Board of the Christian Regenhard Center for Emergency Response Studies
 (2009 to Present)
Leadership Arlington Board of Directors (2005-06)
Metropolitan Operations Support and Analytical Intelligence Center – “Fusion Center”
 Advisory Board (2007)
NAACP Building Safe Communities Advisory Committee (2011-12)
National Organization of Black Law Enforcement Executives
National Association for the Advancement of Colored People
National Black Police Association
North Texas Council of Governments
 Law Enforcement Analysis Portal (LEAP) Governing Committee (2006 – Chair)
**North Texas Super Bowl XLV Regional Public Safety Executive Committee Chair
(2009 - 2011)**
Office of the Governor – Appointee
 Evacuation Task Force – Transportation and Logistics (2005/2006)
Police Executive Research Forum
Pi Alpha Alpha- National Honor Society for Public Administration
Texas Intelligence Council (Governor’s Office of Homeland Security)
 Chair (2005 to 2010)
Texas Police Association
Texas Police Chiefs Executive Committee – Regional Director (1999 to 2005)
Texas Regional Center for Policing Innovation (Governing Board Chair 2008 to present)
The Institute for Law Enforcement Administration (2004 to Present)
 Advisory Board – Vice Chair (2005-2010); Chair (2010 to present)
UTA Center for Criminal Justice Research and Training – Board of Directors (2007 to present)
UTA School of Social Work Advisory Council (2001 to 2008)

RESUME

Theron L. Bowman, Ph.D.

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Arlington, Texas 76017
Work: (817) 459-5702

Community Service

Ambassadors Christian Academy (K - 12) Advisory Board
Arlington Federal Credit Union Supervisory Board
American Heart Association Arlington Division Board of Directors
Arlington Human Service Planners Families and Youth Planning Council
Arlington City Council Youth Activities Committee
Boys and Girls Club of Arlington - Board of Directors (2009)
Dispute Resolution Services of Tarrant County Board of Directors
Fort Worth Human Services, Inc. (CDC) Board of Directors (Chairman)
Greater Mount Tabor Baptist Church, Fort Worth, Texas (Deacon)
Junior League of Arlington Community Advisory Committee
Law Enforcement Television Network Advisory Board
Leadership Arlington and Youth Leadership Arlington
Levitt Pavilion Arlington – Director (2007 to Present)
Martin Luther King, Jr. Celebration Committee Chair 2003 and 2006
North Central Texas Council of Government Criminal Justice Policy Development Committee
North Central Texas Major Case Investigation Team (MCIT) Board of Directors (2011)
Rotary International – Rotary Club of Arlington South (President, Treasurer)
Tarrant County Community Aids Partnership Advisory Board
Tarrant County Youth Collaboration Board of Directors (2005-2008)
 Social Capital Task Force (2005)
United Way of America – Community Impact Committee
United Way of Metropolitan Tarrant County Board of Directors (Vice Chair), Community Initiatives and Allocation Division Cabinet (Chair), Quality Coordinating Committee, Nominations, and Hercules Award Subcommittees, Partnership Review Subcommittee (Chair, YMCA Committee; Management Consultant, Sickle Cell Anemia Foundation, Boys Scouts of America), Education Development Subcommittee

Professional Recognitions

Arlington Muslim Community Leadership Award (2009)
Leadership Arlington – Sally Kallam Award (2008)
University of Texas at Arlington's Distinguished Alumni (2006)
Police Executive Research Forum's Gary P. Hayes Award (2004)
Outstanding Local Leader Award (2003)
 John Ben Shepperd Public Leadership Institute
Arlington Life Shelter's Heroes of the Homeless (2000)
W.E.B. Dubois Award for Leadership, Delta Mu Chapter of Sigma Pi Phi, Inc. (1999)
University Scholar - The University of Texas at Arlington (1998)
Harold Washington Heritage Award for Government Service - NAACP (1995)
Career Achievement Award - Blacks in Government, Fort Worth, Texas (1994)
Police Officer of the Year – Optimist, Arlington, Texas (2000); African American Peace Officers Association of Arlington (1992)

ROBERT W. MCNEILLY

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McKeesport, PA 15135
Work Phone 412-751-7325
Home Phone 412-751-3529
Email: rwmcneilly@aol.com

WORK EXPERIENCE:

January 2006 - Present: The McNeilly Group, LLC

Police Management Accountability

- Policy Development/Review - Management Accountability - Early Intervention Systems - Training

July 2006 - Present: Elizabeth Township Police Department, Chief of Police

Employer - Elizabeth Township Commissioners 412-751-3399

As Chief Executive Officer of the Elizabeth Township Police Department, responsible for 12 employees involved in patrol and investigations.

1996 - January 2006: PITTSBURGH BUREAU OF POLICE, Chief of Police

Employer - City of Pittsburgh; Supervisor:

**Mayor Tom Murphy; 2210 PERRYVILLE AVE; PITTSBURGH, PA 15214
412-231-0410**

As Chief Executive Officer of the Pittsburgh Bureau of Police, responsible for approximately 1,000 employees (900 sworn officers) involved in patrol, investigations, training, and administration. Extensive involvement with outside agencies to include: various county, state, and federal law enforcement, correctional, and judicial agencies and regional educational and training institutions.

DUTIES & ACCOMPLISHMENTS

- Led the Bureau of Police through a Consent Decree between the Department of Justice and the City of Pittsburgh.
 - Reached compliance within **2 ½ years** and released from the Consent Decree within **5 ½ years**. (The **quickest** compliance rate and **earliest** release from a Consent Decree since 1996.)
- Maintained the **lowest** crime rates in the City of Pittsburgh in the prior **35 years**.
 - **(The City of Pittsburgh maintains one of the lowest crime rates per capita in the nation.)**
- Oversaw the downsizing of the Pittsburgh Bureau of Police from 1,275 officers in 1995 to 900 officers in 2004.
 - Low crime rates continued to be maintained with no sacrifice of core services.
- Oversaw the computerization of the Pittsburgh Bureau of Police. Developed a computerized personnel performance system that has been recognized nationally with a Webber/Seavey Award from the International Association of Chiefs of Police and Motorola.
- Developed innovative policies, training and techniques as illustrated with another Webber/Seavey Award for an Oral Drug Extraction Technique. (A technique to remove drug evidence from the mouth of a drug dealer with minimal associated dangers to officers and suspects.)
- Directed the Bureau of Police through process of certification with Institute of Ethics.
- Implemented annual training in cultural diversity, ethics, and communication skills for all sworn officers.

- Participated extensively and successfully in joint operations with federal, state, county, and local law enforcement by coordinating investigations through the “Law Enforcement Agency Directors”, the “Joint Terrorism Task Force”, the “Anti-Terrorism Task Force”, “Operation Target”, and “Project Safe Neighborhoods”.
- Implemented new management procedures that significantly reduced police involved vehicle accidents (344 in 1995 compared with 132 in 2003) with associated decreases in lawsuits/claims filed against the Pittsburgh Police and a decrease in settlements/awards of similar dramatic reductions.
- Directed use of new forms (use of force, search and seizure, traffic stops, personnel performance evaluations) to capture data to manage police performance.

1990 – 1996 PITTSBURGH BUREAU OF POLICE: Police Commander

- Assigned to Zone Two Patrol Station 7/94 – 4/96. Assigned to Night Watch 8/92 – 6/94 and 6/90 – 3/92. Assigned to Traffic Division 3/92 – 8/92.

1987 – 1990 PITTSBURGH BUREAU OF POLICE: Police Lieutenant

- Responsibilities involved all facets of shift management and administration including deployment of personnel: Traffic Division, 1/90 – 6/90 and Zone One Patrol, 10/87 – 1/90

1984 – 1987 PITTSBURGH BUREAU OF POLICE: Police Sergeant

- Varying assignments that included: Special Operations Division (SWAT) – 8/85 – 10/87; Warrant Office and Communications – 3/84 – 8/85; and Zone Six Patrol Station – 1/84 – 3/84.

1979 – 1984 PITTSBURGH BUREAU OF POLICE: Plainclothes Officer

- Plainclothes officer in Strip District Zone and South Side Zone.

1977 – 1979 PITTSBURGH BUREAU OF POLICE: Police Officer

- Assigned to South Side Zone. Worked foot patrol, patrol car duties and police wagon duties.

1972 – 1977 Pittsburgh and Lake Erie Railroad

- Worked as a trainman, rail yard clerk and in various positions in the Accounting Department including accounts receivable, accounts payable, payroll, and supplies/stores.

EDUCATION:

- Graduate work, Public Policy Management: University of Pittsburgh; Pittsburgh, Pa. (1999-2001)
- BA, Psychology (Cum Laude): **Duquesne University**; Pittsburgh, Pa. (1972-1980, part-time)
- Thiel College; Greenville, Pa. (1969-1970)

SPECIAL TRAINING

- Police Pistol and Shotgun Firearms Instructor, Monroeville, Pa. (5/09)
- US Secret Service Dignitary Protection; Washington D.C. (8/05)
- Law Enforcement Exchange Program; Terrorism training; Jerusalem and Tel Aviv, Israel (4/05)
- Advanced Tactical Management; International Association of Chiefs of Police (2001)
- National Executive Institute; Federal Bureau of Investigations Academy, Quantico, Va. (1997)
- Senior Management Institute for Police; Police Executive Research Forum, Boston, MA. (1996)
- Command Institute for Police Executives; Pennsylvania Chiefs of Police, (1996)
- Emergency Management; National Fire/Emergency Management Academy, Emmitsburg, MD. (1996)
- Police Instructor; Municipal Police Officer Education and Training Commission (1993)

- Firearms Instructor; United States Coast Guard (1989)
- Police Rifle Instructor School; Allegheny County Police Academy/NRA (1987)
- Law Enforcement Supervision; Pennsylvania State University (1986)

AWARDS

- Coast Guard Commendation Award; US Coast Guard, 2011
- Leadership Award; Police Executive Research Forum, 2003
- Coast Guard Achievement Award (District 8 enlisted person of the year); US Coast Guard, 2002
- Meritorious Service Award; Mayor of the City of Pittsburgh, 2000
- Cooperation in Investigations; Drug Enforcement Administration, 2000
- Leadership Award; Western Pennsylvania Chiefs of Police, 1998
- Leadership Award; American Society of Industrial Security, 1996
- Leadership Award; Pittsburgh School Police, 1996
- Leadership Award; Fraternal Order of Police, 1996

ASSOCIATIONS

- Police Executive Research Forum, 1996 – present (Treasurer, 2003-2005)
- Major Cities Chiefs, 1996 - 2006 (East Coast Executive Board member 2001-2003)
- National Executive Institute Associate, 1997 – present (FBI Academy Graduate Association)
- International Association of Chiefs of Police, 1996 – present
- Pennsylvania Chiefs of Police, 1996 – present
- Western Pennsylvania Chiefs of Police, 1994 – present
- Allegheny County Chiefs of Police, 1996 – present

COMMITTEES

- Homelessness Committee member; Pittsburgh and Allegheny County (2000 – 2004)
- Advisory Board member; Allegheny County Community College (2002 – 2006)
- State and Local Advisory Board; National Office for Domestic Preparedness (1999 - 2002)
- Advisory member (Police Executive Research Forum representative); Federal Law Enforcement Training Center (2004 – 2006)

WORKING GROUP MEMBER

- DOJ – Civil Rights Division; Office of Justice Programs (8/2004)
- Terrorist Alert Policy Project; Major Cities Chiefs (4/2004)
- Critical issues in policing; Police Executive Research Forum (3/2004)
- DOJ Civil Rights Investigations; US Attorney Janet Reno (11/2000)

PRESENTATIONS

- 2011 International Conference on Innovative Solutions for Law Enforcement – Accountability (5/11)
- New Jersey Law Enforcement Accreditation Annual Meeting – Accountability (10/08)
- Minnesota Chiefs of Police - Early Intervention Systems, (4/07)
- Upper Mid-West Community Policing Institute, Minneapolis, MN – Innovations in Accountability (1/06)
- IACP workshop presenter – Internal Affairs Investigations and Early Intervention Systems, (9/05)

- Fourth National Symposium on Racial Profiling and Traffic Stops, Northwestern University (4/05)
- Third National Symposium on Racial Profiling and Traffic Stops; Northwestern University (9/03)
- National Symposium on Racial Profiling and Traffic Stops; Northwestern University (9/2000)
- Police Traffic Stops Summit; IACP - Washington, DC (9/2000)
- Deadly Force, Race, and Disorder; Police Executive Research Forum Annual Meeting (5/97)

COMMUNITY SERVICE

- Elizabeth Township Rotary Club - member
- Elizabeth Township Area Emergency Medical Services - Board of Directors
- Womansplace - Board of Directors
- Regional Trail Committee - Board of Directors

MILITARY

- **Currently possess "Secret" Clearance**
- United States Coast Guard Reserves (Chief Petty Officer - Retired); 6/1/1987 to 2/12/11
- United States Marine Corps (Lance Corporal, Infantry); 6/1970 - 6/1972
- USCG Active duty following 9/11/01 (9/2001 - 1/2002), commencement of Iraqi offensive (3/2003 - 7/2003), New Orleans post-hurricane salvage operations (5/2006 - 6/2006)

HOBBIES

- Tae Kwon Do (third-degree black belt), Judo (brown belt)

PERSONAL

- Spouse; Catherine ~ City of Pittsburgh, Bureau of Police ~ Commander, Zone Three (Allentown)

Dennis E. Nowicki
4N400 S. Robert Frost Circle
St. Charles, IL 60175

Employment: Independent consultant on police practices, 1999 – Present.

Member of the Monitoring Team, US Virgin Islands VIPD/USDOJ Consent Decree – January 2010 to Present.

Working for the Lafayette Group, Inc. as a contract employee to the US Department of Homeland Security, I served as the Region 5 Coordinator for the Interoperable Communications Technical Assistance Program (ICTAP) 2005 – 2010.

Member of the Monitoring Team, Memorandum of Agreement between the Washington, DC Metropolitan Police Department and the U.S. Department of Justice. 2002 – 2008.

Expert Witness Consultant to the U.S. Department of Justice, Civil Rights Division, Special Litigation Section. Assisted DOJ/CRD in pattern and practice investigations in several police departments, including Washington DC, Los Angeles, Cincinnati, Cleveland, Virgin Islands, Mt. Prospect, Highland Park and Harvey – 1999 to 2011.

Director, Institute for Public Safety Partnerships, University of Illinois at Chicago, 2003 B 2005

Partner, Police Executive Services, Inc., 2001 - 2005

Director, Center for Public Service & Leadership, Pfeiffer University Charlotte, 1999 - 2001.

Chief of Police, Charlotte-Mecklenburg Police Department, Charlotte, NC - 1994 - 1999.

Executive Director, Illinois Criminal Justice Information Authority - 1992 to 1994.

Chief of Police, Joliet, Illinois Police Department - 1989 to 1992.

Chicago Police Department - 1964 to 1989.

Experience: Since 1999 I have served as a consultant on police practices, concentrating on managing use of force and technology applications.

As a member of the monitoring team for the US Virgin Islands/Department of Justice Consent Decree, I continue to both assess compliance with best practices in policing and provide technical assistance on managing use of force. I have instructed VIPD executive staff on James Fyfe's decision point analysis and am assisting them in incorporating the approach to improve use of force related training and supervision in the department.

As an ICTAP Regional Coordinator, I assisted urban areas in their development of Tactical Interoperable Communications Plans and States in the development of Strategic Communications Interoperability Plans.

The Institute for Public Safety Partnership provided training and technical assistance in a broad

range of public safety areas, including managing use of force, problem oriented policing, homeland security, cultural competency, volunteers in police service, and avoiding bias based policing.

I served as a member of the Independent Monitor's team for the DC Metropolitan Police Department/ Department of Justice MOA. In addition to assessing compliance, I provided technical assistance to MPD's Force Investigation Team (FIT) and Executive Staff on constructive methods of review of use of force events, using the decision point analysis approach developed by Professor James Fyfe.

As an Expert Witness Consultant to the U.S. Department of Justice, Civil Rights Division, Special Litigation Section I assisted DOJ/CRD in pattern and practice investigations in several police departments, including Washington DC, Los Angeles, Cincinnati, Cleveland, Virgin Islands, Mt. Prospect, Highland Park and Harvey – 1999 to Present.

I also have worked with: KPMG, LLP on police practices audits; Atlanta, GA on Internal Affairs; Las Vegas, NV on police agency organization; Joliet, IL on use of force; Denver, CO on use of force; and the National Institute of Justice, Office of Science and Technology on applying emerging technology to policing.

As the Director, Institute for Public Safety Partnerships, University of Illinois at Chicago, a COPS funded regional training institute, I worked with small and medium size police departments to develop and deliver an array of in-service training programs, including courses to bring about improved management of use of force within their departments.

As Director, Center for Public Service & Leadership and member of the faculty of Pfeiffer University I developed a customized educational program that promoted servant leadership in the greater Charlotte region. I assisted in the development of a team MBA for public sector managers. I also taught courses in the criminal justice degree program.

As Chief of Police, Charlotte-Mecklenburg Police Department, Charlotte, North Carolina I led a police department of 1850 members serving the City of Charlotte and County of Mecklenburg, North Carolina with a population of 625,000.

I was appointed by Illinois Governor Jim Edgar to direct the State's criminal justice planning agency responsible for disbursing and monitoring Federal funds, developing/operating information systems for local criminal justice agencies, auditing criminal history records, conducting research/evaluation of criminal justice system functionality, and long range planning.

As the Chief of Police, Joliet, IL Police Department I led a police agency of 191 sworn and 43 civilian employees.

As a Deputy Superintendent with the Chicago Police Department, Bureau of Administration Service I managed the following nine divisions: Internal Affairs, Finance, Auditing and Internal Controls, Personnel, Training, Research and Development, Data Systems, Management and Labor Affairs, and Professional Counseling.

In my 26 years with the Chicago Police Department I rose through the ranks, starting as a patrol

officer and receiving career service promotions to detective, sergeant, lieutenant and captain. Assignments included patrol, tactical, investigative and administrative duties. Also served as Commander, Youth Division, and Commanding Officer, Area Two Property Crimes Detective Unit.

Education: MASTER OF SCIENCE with Distinction, Management of Public Service, DePaul U., Chicago, IL, 1979.

BACHELOR OF SCIENCE with Honors, Personnel Management, Northwestern U., Evanston, IL, 1977.

Notable Competencies: •Associate Professor, Pfeiffer U., Misenheimer, NC. Taught undergraduate criminal justice courses.

•Adjunct Faculty, Roosevelt University, Chicago, IL. Taught public sector labor relations in the Master of Public Administration Program, 1985-89.

•Adjunct Faculty, DePaul University, Chicago. Taught public policy development in Master, Management of Public Service Program, 1983 to 1986.

•Frequent lecturer for universities, professional associations and community organizations - currently

Board/Committee Memberships: •Member and Chair of the Fire and Police Commission of the Village of Campton Hills, IL. 2007 – Present

•Member of Major Cities Internal Affairs Roundtable, 2005 – 2007.

•Vice President, Police Executive Research Forum, an international organization of over 500 college educated police chiefs of larger agencies, 1995 -1999.

•National Community Oriented Policing Services Resource Board, Department of Justice, 1994 - 2000.

•National Institute of Justice, Technical and Policy Assessment Executive Panel - 1995 to Present. Advisor to NIJ=s technology development and evaluation program.

•International Association Chiefs of Police, Narcotics and Dangerous Drugs Committee, 1990 – 2000

•Board of Directors, Smart Start of Mecklenburg County - 1998 to 2000.

•Law Enforcement & Corrections Technology Advisory Committee, National Institute of Justice, 1997 to 1999.

•Board of Directors. Charlotte Merchants Foundation - 1998 to 2000.

•National Task Force on Court Automation and Integration, Bureau of Justice Assistance, 1998-1999.

Professional Associations: •International Association of Chiefs of Police, Professional Standards Committee, 2003 B 2009.

•Advisory Committee to the National Center for State and Local Law Enforcement Training. Federal Law Enforcement Training Center, US Department of Treasury, 1991 - 1998.

•Harvard Executive Session on Drugs and Community Policing, San Diego, CA and Cambridge, MA, 1990 - 1991; A series of three sessions bringing senior practitioners and scholars together for tough examination of nationally and locally important police policy issues.

•National Advisory Task Force, US Justice Department, Study of Police Use of Excessive Force, 1991 - 1993.

•Advisor to Police Executive Research Forum's project on Minority Recruitment and Retention in Police Organizations, 1989 - 1990.

•Advisory Board, Police Executive Research Forum, Study of Police-Involved Shootings in the United States, 1990 - 1994.

•Advisory Board, National Institute of Justice's Comprehensive Analysis of Community Policing Strategies, 1991 - 1994.

•International Association of Chiefs of Police, Training Committee, 1989 -1992.

- Illinois Association of Chiefs of Police, Legislative Committee. 1990 -1992.
- XChairman, Board of Directors, Cooperative Police Assistance Team of Will County, IL, 1989 - 1992, Chairman 1991 -1992.
- Policy Board of Joliet Metropolitan Area Narcotics Squad, 1989 - 1992.
- Consultant to Illinois State Police. Completed a management analysis of their employee assistance program, 1988.
- Public safety consultant to the Chicago Park District, 1986 to 1988.
- Elected Member, FBI/NCIC Advisory Policy Board, NCIC 2000 Project, 1985 -1986.
- Member, FBI/NCIC North Central Regional Data Policy Working Group, 1980 -1986.
- Member, Public Agency Administration Advisory Council, University of Illinois at Chicago. Advisory group to graduate program in public administration, 1981 - 1986.
- Consultant, Working with the Management Practitioners Group, 1984 - 1992.
- Advisor, Mayor's Committee on E911 Communications, Boston, MA, 1985.
- Advisor, American Bar Foundation, Criminal Justice Policy Issues, 1982 - 1987.
- Advisor, Office of Juvenile Justice and Delinquency Prevention, Washington, DC, "Strategies: Improvement of System's Response to the Serious and Violent Juvenile Offender," 1982.
- Advisor, Harvard University's Kennedy School of Government, "Issues in Criminal Justice: Criminal Incapacitation," 1982.
- Member, Illinois Juvenile Justice Advisory Council. Appointed by Governor to 4 year term, 1979 - 1983.

Publications:

- Human Resource Management, (2004) In William Geller (ed.) Local Government Police Management, ICMA
- Fostering Integrity, (2004) In William Geller (ed.) Local Government Police Management, ICMA.
- Mixed Messages, (1998) In Geoffrey P. Alpert & Alex Piquero (ed.) Community Policing: Contemporary Readings, Prospect Heights, IL, Waveland Press.
- Community Collaboration and Public Agency Partnerships, (1992) In Parks and Recreation in the 21st Century: Chapter Two, The James Foundation.
- Human Resource Development and Management, (1991) In William Geller (ed.) Local Government Police Management, International City Management Association.
- Mandatory Police Evaluations: The Chicago Model, (1987) The Police Chief.
- Suppose Police Agencies Were Really Serious About Police Planning, (1988) in National Association of Police Planners Annual Journal.
- Police Officer Drug Abuse: An Issue of Public Safety, (1986) The Police Chief.
- Diversion 'To': Juvenile Diversion in Illinois, Springfield, IL. 1979.
- Monthly columnist in magazine of the Illinois Association of Chiefs of Police, 1992-1994.

Mary Ann Viverette
4507 Waters Edge Court
North Myrtle Beach, SC 29582

Professional Experience:

Municipal Government/Gaithersburg, MD Police Department – 1979/2007

Over 25 years of in-depth experience in municipal government, holding all ranks in the Gaithersburg Police Department until my appointment as Chief of Police in 1986. As Chief of Police, was responsible for providing service to a diverse and challenging city of 60,000 residents. Responsible for major organizational transformation by instituting significant personnel, operational, and service-related initiatives, improving training curriculums, building regional coalitions and developing a successful city-wide community policing philosophy. The agency received the US Conference of Mayors “Livability Award” in 1995 for its broad-based community policing programs. Experienced in grant writing, project management, internal affairs, recruitment, selection and promotion, and the wide range of vital administrative and managerial functions required of a Department Head. As Chief of Police, led the agency to International accreditation five times through the Commission on Accreditation for Law Enforcement Agencies, with the last assessment designation as a “Flagship” model agency by CALEA (1993-2007).

Professional Accomplishments:

International Association of Chiefs of Police - IACP, President (2005-2006).

Served in a leadership position as a member of the Board of Officers from 1999 - 2007. The IACP is the oldest and largest law enforcement leadership organization in the world with over 21,000 members. As a long-term Civil Rights Committee member, reviewed civil rights law enforcement policies from agencies throughout the nation, initiated legislative recommendations and resolutions on civil rights issues, and reviewed and awarded police departments across the nation for civil rights programs reflective of best practices.

Commission on Accreditation for Law Enforcement Agencies (CALEA) –

CALEA is the premier accrediting body for professional law enforcement agencies internationally. CALEA strives to improve delivery of police services by constant review and revision of over 400 law enforcement standards reflective of best practices in the profession.

Served as a Commissioner and also as a Chairperson of the Standards Review and Interpretation Committee for five years and assisted with writing and re-writing the international body of standards throughout a fifteen year period. Reviewed hundreds of agencies for CALEA accreditation throughout the United States over a twenty-year period as a Team Leader and Commissioner. Upon retirement now serves as a certified CALEA assessor and consultant.

Maryland Chiefs of Police Association - Executive Committee member and Training Committee member (1993- 2006).

Education:

University of Maryland, University College, College Park, MD.

Master of Science, Human Resource Management, 1998

Bachelor of Science, Law Enforcement/Criminology, 1986

FBI National Academy, 1988, Session 155, Quantico, VA.

Presentations/Keynote Speaker/Panelist –

- Spoke with the President and Vice-President of the United States releasing police grants for an additional 100,000 community policing officers;
- Addressed participants of the Million Mom March in Washington DC while representing IACP on violence against youth;
- Testified before the US Senate and US Congress on national issues related to identity theft and the national assault weapons ban;
- Appeared several times on “Good Morning America,” addressing topical issues in law enforcement;
- Provided keynote speeches to a number of State Police Chiefs organizations and graduating classes, including the FBI National Academy.
- Consultant for private organizations and the U.S. Department of Justice, performing management studies of U.S. police agencies and participating in promotional assessment center and promotional testing design for a major U.S. city and Trinidad and Tobago, (2007-present).

Professional Associations:

- International Association of Chiefs of Police, 1993-present.
- Maryland Chiefs of Police Association, 1986-2007.
- National Association of Women Law Enforcement Executives, 1995-present.
- Leadership Montgomery, Class of 1995
- Victim Services Advisory Board, IACP, 2003-2006.
- National Law Enforcement Museum Advisory Board, 2004-2007.
- Fight Crime Invest in Kids, Maryland Advisory Board, 2000-2007.
- Gaithersburg Kiwanis Club, 1994-1999.
- Heroes for Children - Board of Officers, Guardian ad Litem, 2011-present.

Awards:

- 25 Outstanding Business Women of Montgomery County, 2005
- Outstanding Service Award, Gaithersburg-Germantown Chamber of Commerce, 2005
- Woman Law Enforcement Officer of the Year – 2006 NAWLEE
- Distinguished Alumni Award – 2006 Academy of the Holy Cross, Kensington, MD
- Conference of Mayors Livability Award – Community Policing, 1995

CURRICULUM VITAE
November 2012

NAME: Geoffrey P. Alpert

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University of South Carolina
Columbia, SC 29208
Phone: (803) 777-6424 Cell: (803) 446.4139 Fax (803) 777-7319
e-mail: geoffa@mailbox.sc.edu

<u>EDUCATION:</u>	Ph.D.	Washington State University	1975
		University of Oregon Law School	1974-1975
	M.A.	University of Oregon	1970
	B.A.	University of Oregon	1969

AWARDS & FELLOWSHIPS:

University of South Carolina Russell Research Award for Outstanding Research and Scholarship, 2012.

Academy of Criminal Justice Sciences, Bruce Smith Award for Outstanding Contributions to Criminal Justice. 2009.

University of South Carolina Alpha Chapter of Mortar Board, Excellence in Teaching, 2006 - 2007.

University of South Carolina Alpha Chapter of Mortar Board, Excellence in Teaching, 2000 - 2001.

University of South Carolina Educational Foundation Research Award, 1995.

Police Development and Training Fellowship, German Marshall Fund, Republic of Germany, 1992.

Senior Research Scholar, Bureau of Justice Statistics, Washington, DC. 1991.

Directeur d'Etudes Associe, Maison des Sciences de L'Homme, Paris, France. 1985 - 1987.

ADMINISTRATIVE EXPERIENCE:

Chair, Department of Criminology and Criminal Justice. University of South Carolina. Columbia, South Carolina. 2002 – 2007.

Director of Research, College of Criminal Justice. University of South Carolina. Columbia, South Carolina. 1999 - 2002.

Director, Criminal Justice Program, Department of Sociology, University of Miami, Coral Gables, Florida. 1985 - 1988.

Director, Center for Study of Law and Society, University of Miami, Coral Gables, Florida. 1981 - 1988.

Legal Ombudsman, Lane County District Attorney's Office, Eugene, Oregon. 1978 - 1981.

Coordinator, Victim/Witness Bureau, El Paso County District Attorney's Office, Colorado Springs, Colorado. 1979.

Director of Research, Georgia Department of Corrections, Atlanta, Georgia. 1971 - 1972.

TEACHING EXPERIENCE:

Professor, Department of Criminology and Criminal Justice, College of Criminal Justice, University of South Carolina, Columbia, South Carolina. August, 1988 - Present.

Professor of Sociology, University of Miami, Coral Gables, Florida, 1985 - 1988.

Associate Professor of Sociology, University of Miami, Coral Gables, Florida. 1981 - 1985.

Assistant Professor of Sociology and Public Administration, University of Colorado, Colorado Springs, 1978 - 1979.

Assistant Professor of Sociology and Political Economy, School of Social Sciences, The University of Texas at Dallas, Richardson, Texas. 1975 - 1977.

Teaching Assistant, Department of Sociology, Washington State University, Pullman, Washington. 1972 - 1976.

Instructor, Department of Sociology, Georgia State University, Atlanta, Georgia. 1971 - 1972.

RESEARCH EXPERIENCE:

Principal Investigator, Evidence Based Solutions to Reduce Law Enforcement Officer Vehicular Crashes. Bureau of Justice Assistance. 2012 – present.

Adjunct Professor, Centre for the Excellence in Policing and Security, Griffith University, Brisbane, Australia. 2011 – 2014.

Co-Principal Investigator, Evidence Reducing Police Officer Crashes. National Institute of Justice. 2011 – present.

Principal Investigator, Building Bridges between Police Researchers and Practitioners: Agents of Change in a Complex World. National Institute of Justice. 2009 – present.

Principal Investigator, Perceptions of the Organization and Violence of Gangs. Bureau of Justice Assistance. 2008 – 2011.

Principal Investigator, A Multi-Method Evaluation of Police Use of Force Outcomes. National Institute of Justice. 2005 – 2009.

Academic Affiliate, The Analysis Group. Development of a Methodology for Analysis of Los Angeles Police Department Pedestrian and Motor Vehicle Stop Data. Los Angeles, CA. 2004 - 2007.

Principal Investigator, Assessing Police Officers' Decision Making and Discretion. National Institute of Justice. 2002 - 2005.

Principal Investigator, Investigating Racial Profiling in the Miami-Dade Police Department. Miami-Dade County. 2000 - 2005.

Co-Principal Investigator, The Effect of Community Policing on Urban Violence. American Statistical Association and Bureau of Justice Statistics. 2000 - 2002.

Associate Project Director, Promoting Police Accountability. Office of Community Oriented Policing Services. 2000 - 2003.

Principal Investigator, The Lexington County Domestic Violence Court: A Partnership and Evaluation. National Institute of Justice. 2000 - 2003.

Principal Investigator, An Analysis of the Force Factor: Measuring Police Use of Force Relative to Suspect Resistance. National Institute of Justice. 1998 - 2001.

Member, Olympic Research Group. Atlanta Committee for the Olympic Games. 1996.

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The Impact of Mariels and other Entrants on South Florida. Final Report of the Grand Jury, Dade County, Florida (Spring 1982).

BOOK REVIEWS:

American Journal of Police
Contemporary Sociology
Criminology
Criminal Justice Review
Journal of Criminal Law and Criminology
Sociology: Reviews of New Books

EDITORIAL EXPERIENCE:

Issue Editor, Police Practice and Research	2011
Editorial Board, <u>The Justice System Journal</u>	1994 - 1998
Associate Editorial Consultant, <u>Journal of Criminal Law and Criminology</u>	1990 - 1998
Editorial Board, <u>American Journal of Criminal Justice</u> .	1989 -
1998 Contributing Editor, <u>Criminal Law Bulletin</u> .	1987 -
1995	
Board of Editors, <u>Sociological Inquiry</u> .	1987 - 1998
Associate Editor, <u>Criminology</u> .	1980 - 1984.
Advisory Board, <u>Police Liability Review</u> .	1989 - 1998.
Advisory Board, <u>Annual Editions: Criminal Justice</u> (Dushkin).	1988 - 1994.
Editor, <u>Georgia Journal of Corrections</u> .	1971 - 1972.
Editor, <u>American Journal of Police</u>	1995 - 1997.
Associate Editor, <u>Justice Quarterly</u>	1995 - 1998.

Editor, <u>Policing: An International Journal of Police Strategies and Management</u>	1997 - 1999.
Associate Editor, <u>Justice Research and Policy</u>	1998 - 2001
Editorial Board, <u>Encyclopedia of Law Enforcement</u>	2004 – 2005.
Executive Board, <u>Journal of Crime and Delinquency</u>	2000 – present.
Series Editor, Wadsworth Publishing	2000 - 2007.

Special Reader:

<u>American Journal of Criminal Justice</u>	<u>Police Quarterly</u>
<u>American Journal of Police</u>	<u>Law and Society Review</u>
<u>American Journal of Sociology</u>	<u>Sociological Inquiry</u>
<u>American Sociological Review</u>	<u>Sociological Focus</u>
<u>Crime & Public Policy</u>	<u>Social Problems</u>
<u>Criminal Justice and Behavior</u>	<u>Social Science Quarterly</u>
<u>Criminology: An International Journal</u>	Cambridge University Press
<u>Journal of Crime and Delinquency</u>	McGraw Hill Publishing Company
<u>Journal of Criminal Justice</u>	Praeger Press
<u>Journal of Justice Issues</u>	Sage Publications
<u>Journal of Research in Crime and Delinquency</u>	Wadsworth Publishing
<u>Journal of Quantitative Criminology</u>	West Publications
<u>Judicature</u>	
<u>Justice Quarterly</u>	
<u>Justice System Journal</u>	
<u>Law and Human Behavior</u>	

SELECTED PROFESSIONAL ACTIVITIES:

Invited Participant, Civil Rights Investigations of Local Police. PERF. Washington, DC, October 2012.

Presenter, Consortium for Police Leadership in Equity/Department of Justice Conference: A Measure of Justice. Washington, DC, August 2012.

Conducted Electronic Weapons, Car Crashes, and Pursuits. Australian Institute of Criminology Canberra, Australia. July 2012.

Distortions in Memory after Police Shootings and other Critical Incidents. Australian Research Council, Centre for Excellence in Policing and Security. Griffith University, Brisbane, Australia July 2012.

Keynote Speaker, Police Integrity Forum, Crime and Misconduct Commission, Queensland State Government. Brisbane, Australia. June 2012.

Use of Force Research and American Policing. Management and Staff, Ethical Standards Command, Queensland Police Service. Brisbane, Australia. May 2012.

Contemporary Issues in American Policing, and Developing Researcher-Practitioner Relationships, Senior Staff, Queensland Police Service. Brisbane, Australia. June 2012

Presenter, California POST Officer Crash Reduction Initiative. National Officer Safety and Wellness Group. April 2012. Washington, DC.

Keynote Speaker, 2012 Civil Rights Conference. United States Attorney's Office Northern District of Ohio and Cleveland FBI. Understanding Police Use of Force. April 2012. Cleveland, OH.

Presented Testimony, Travis County, Texas Grand Jury. February 2012. Austin, Texas.

Presenter, Defense Research Institute, Civil Rights and Governmental Tort Liability Seminar. February 2012. Miami, Florida.

Invited Participant, Symposium on Police Use of Force. International Association of Chiefs of Police. Alexandria, VA, May 2011.

Presenter, Gang Affiliation and the Student Athlete. Senior Leadership Group, National Collegiate Athletic Association (NCAA), Indianapolis, IN. April, 2011.

Panelist, Criminal Justice Research and Policing Strategies for Safer Communities. Congressional Briefing. March 24, 2011.

Instructor, FBI National Academy. FBI Academy, Quantico, VA. February 2011.

Advisor, Symposium on Police use of Force. International Association of Chiefs of Police and Office of Community Oriented Policing Services. Washington, DC. January 2011.

Advisor, Queensland Police Service Project on Risk Assessment and Decision Making. Australian Research Council (ARC) Centre of Excellence in Policing and Security (CEPS). Griffith University. Brisbane, Australia. December 2010.

Keynote Speaker. Police Use of Force Conference. Institute for Law Enforcement Administration, The Center for American and International Law. Plano, Texas. September 2010.

Invited Participant, Conducted Energy Devices: Guidelines for Policy and Practice. Police Executive Research Forum. Philadelphia, PA. August 2010.

Instructor, FBI National Academy. FBI Academy, Quantico, VA. August 2010.

Presenter, International Police Executive Symposium. Developing and Managing Communication Systems for Major Special Events: An American Nightmare. Malta. March 2010.

Member, International Association of Chiefs of Police. Research Advisory Committee. 2010 – present.

Presenter, Shelby County (Tennessee) Sheriff's Office. Managing Officer's Behavior: Early

Identification Systems and Beyond. December 2009.

Presenter, Caruth Police Institute, Dallas Police Department, Managing Officer's Actions and Behavior: Policies and Liability. December 2009.

Advisor, New York State Police-on-Police Shootings Task Force. New York. 2009 – 1010.

Instructor, FBI National Academy. FBI Academy, Quantico, VA. August 2009.

Member, California POST California Vehicle Operations Training Advisory Council. 2008 – present.

Invited Participant, Annual Meeting of the Police Executive Research Forum. Washington, DC, March 2009.

Invited Participant, Linking Local Law Enforcement Internal Affairs Practices and Community Trust Building: City Managers/Mayors Roundtable. International Association of Chiefs of Police. October 2008.

Instructor, FBI National Academy. FBI Academy, Quantico, VA. May 2008.

Member, International Association of Chiefs of Police, Committee on Use of Force. 2008 – 2009.

Presenter, Suing and Defending the Police. Annual Meeting of the Police Executive Research Forum. Miami, April 2008.

Keynote Speaker, Seattle Police Department. Investigating and Evaluating a Police Pursuit: Reducing Exposure and Liability. Seattle, WA. February 2008.

Keynote Speaker, Washington State Criminal Justice Training Commission. Offender Pursuit Seminar. Bothell, WA. February 2008.

Presenter, Charleston Police Department. Seminar for Pursuit Management. Charleston, SC. February 2008.

Instructor, FBI National Academy. FBI Academy, Quantico, VA. December 2007.

Presenter, The Charleston Area Crime Summit. North Charleston, SC. November 2007.

Presenter, To Protect and to Serve ... Police and Policing in an Age of Terrorism and Beyond. Ministry of Public Security and National Institute of Justice. Jerusalem, Israel. October 2007.

Presenter, Police Driver Trainers' Seminar. Peel Regional Police, Brampton, Ontario Canada. August 2007.

Presenter, Major Cities Chiefs of Police Task Force on Internal Affairs. Dallas, TX. May 2007.

Instructor, FBI National Academy. FBI Academy, Quantico, VA. May 2007.

Presenter, Scott v Harris: The Supreme Court revisits police use of deadly force. Annual Meeting of the Police Executive Research Forum. Chicago. April 2007.

Consultant, Advisory Committee on Police Standards (Racial Profiling). State of New Jersey. January, 2007.

Member, Research Advisory Committee, Police Foundation. Washington, DC. 2007 – present.

Invited Participant, Workshop on Policing Research. National Institute of Justice. Washington, DC. November 2006.

Presenter, New Developments in Criminal Justice and Crime Prevention Conference, University of Shanghai, Shanghai, China. October, 2006.

Instructor, Early Identification Systems. International Association of Chiefs of Police. Maple Grove, MN. September 2006.

Instructor, Police Use of Force and Pursuits. Pharr, TX. Police Department. June, 2006.

Instructor, FBI National Academy. FBI Academy, Quantico, VA. May 2006.

Instructor, National Summit on Police Use of Force. Institute for Law Enforcement Administration. Plano, TX. January 2006.

Invited Participant, Strategies for Resolving Conflict and Minimizing the Use of Force. PERF, San Diego, CA. December 2005.

Senior Advisor, Major Cities Chiefs of Police Task Force on Internal Affairs. Los Angeles, CA. 2005 – 2008.

Invited Participant, Symposium on Conducted Electronic Devices. PERF, Houston, TX. October 2005.

Guest Editor, Police Quarterly. Vol. 8 Number 3, September 2005.

Invited Participant, 14th World Congress of Criminology. University of Pennsylvania. Philadelphia, PA. August 2005.

Invited Participant, Less-Lethal Technology Symposium. U.S. Department of Justice. Washington, DC. April 2005.

Member, South Carolina Law Enforcement Training Advisory Council. Department of Public

Safety. Columbia, South Carolina. 2005 – 2006.

Invited Participant, Best Practices in Managing Police Use of Force. Los Angeles Police Department. Los Angeles, CA. March 2005.

Presenter, Early Identification Systems: A Changing Paradigm. Internal Affairs. Institute for Law Enforcement Administration. Plano, TX. November 2004.

Presenter, By the Numbers: How to Analyze Race Data from Vehicle Stops. Kansas City, Police Executive Research Forum. August 2004.

Presenter, The Annual Conference on Criminal Justice Research and Evaluation. Washington, DC. July 2004.

Presenter, Pursuit Driving, Executive Management Program. Northwestern University Center for Public Safety. May 2004.

Consultant, Coroner's Office. Inquest on Police Pursuit Driving. Quebec, Canada. 2004.

Presenter, Western Regional Racially Biased Policing Summit. Sacramento Police Department. Sacramento, CA. February 2004.

Panelist, Pursuit Driving Training Symposium. Federal Law Enforcement Training Center. Glynco, GA. (Sites throughout the United States) 2002 - 2004.

Consultant, Citizen Advisory Panel on Pursuit Policy. Orlando Police Department. Orlando, FL. December 2003.

Presenter, Enrichment Retreat. Royal Bahamas Police Force. Nassau. November 2003.

Presenter, The Annual Conference on Racial Profiling. Northwestern University. Chicago. November 2003.

Presenter, The Annual Conference on Criminal Justice Research and Evaluation. Washington, DC. July 2003.

Invited Participant, Minority Trust and Confidence in the Police. National Institute of Justice. Washington, DC. July 2003.

Presenter, Community Oriented Police Services Annual Meeting. Washington, DC: June 2003.

Presenter, Promoting Cooperative Strategies to Prevent Racial Profiling. Sacramento Police Department. Sacramento, CA. June 2003.

Presenter, Confronting Racial Profiling in the 21st. Century: New Challenges and Implications for Racial Justice. Northeastern University. Boston, MA. March 2003.

Moderator and Panel Member, Racial Profiling Conference, The Foley Institute for Public Policy and Public Service. Washington State University. February 2003.

Presenter, Pursuit Driving. Rocky Mountain Criminal Justice Conference. Gatlinburg, TN. November 2002.

Invited Participant, Minority Trust and Confidence in the Police. National Institute of Justice. Washington, DC. October 2002.

Panelist, Racial Profiling. Smith College, Northhampton, MA. September 2002.

Presenter, State Bar of Texas Suing and Defending Governmental Entities Course. Galveston, TX. August 2002.

Panelist, Excessive Force Demonstration. State Bar of Texas Suing and Defending Governmental Entities Course. Galveston, TX. August 2002.

Presenter, Annual Convention of the Association of Trial Lawyers of America. Atlanta, GA. August 2002.

Presenter, Committee to Review Research on Police Policy and Practices. National Research Council. Washington, DC. April 2002.

Presenter, Racial Profiling: Setting the Research Agenda. Center for Studies in Criminology and Law. University of Florida. October 2001.

Presenter, Racial Profiling, Bureau of Justice Statistics/Justice Research & Statistics Association Annual Meeting. New Orleans, LA October 2001.

Presenter, Early Warning Systems and the Police. Pasadena, California Police Department, October 2001.

Presenter, "Pursuit Driving - Dynamics and Liability." High Liability Trainers' Conference. Florida Department of Law Enforcement. Orlando, FL. August 2001.

Presenter, The Annual Conference on Criminal Justice Research and Evaluation. National Institute of Justice. Washington, D.C. July 2001.

Academic Community Liaison, National Commission on Law Enforcement Integrity. 2001 - 2005.

Invited Participant, Ethics and Integrity Curriculum Development. Office of Community Oriented Policing Services. Washington, DC: May 2001.

Presenter, Early Warning Systems and the Police. School of Professional Studies, Johns Hopkins

University. Baltimore, MD. April 2001.

Panelist, Pursuit Driver Training Symposium. Federal Law Enforcement Training Center. Glynco, GA. March 2001.

Presenter, Speed Enforcement/Aggressive Driving Conference. Institute of Police Technology and Management. Orlando, FL. March 2001.

Invited Participant: Early Warning System Curricula Development Meeting. Regional Community Policing Institute for New England. Boston Police Department. Boston, MA: January 2001.

Presenter, Working Session on Police Practices. Department of Justice. Washington, DC: November 2000.

Presenter, The Annual Conference on Criminal Justice Research and Evaluation. National Institute of Justice. July 2000.

Invited Participant: Police Pursuit Issues for Managers and Supervisors: Curriculum Development Conference. Federal Law Enforcement Training Center. Glynco, GA. May 2000.

Presenter, Police Use of Force in Miami-Dade County, Florida. Miami-Dade County Criminal Justice Council. Miami, FL: November 1999.

Presenter and Moderator, Building Accountability into Police Operations. Department of Justice. Washington, DC: November 1999.

Presenter, The Annual Conference on Criminal Justice Research and Evaluation. National Institute of Justice. July 1999.

Invited Participant: Homicide Clearance Rate Project. Implementation Group Meeting. Justice Research and Statistics Association. Washington, DC. May 1999.

Presenter, Less than Lethal Force: A Safe and Reasonable Response to Suspect Resistance, Law Enforcement Applications of Non-Lethal Weapons. Quantico, VA. May 1999.

Presenter, Measuring Police Use of Force Relative to Suspect Resistance. International Association of Chiefs of Police Annual Conference. Salt Lake City, October 1998.

Presenter, The Annual Conference on Criminal Justice Research and Evaluation. National Institute of Justice. July 1998.

Keynote Speaker, Seminar on Risk Management: Police Use of Deadly Force and Pursuit Driving. Southwestern Law Enforcement Institute. Dallas, Texas. November 1995, May 1996, May 1998.

Presenter, Locally Initiated Research Partnership Program Conference. National Institute of Justice.

February 1998.

Presenter, Pursuit Policy and Practice. International Association of Women Police Conference. Dallas, November 1997.

Presenter, Meeting the Challenges of Crime and Justice: The Annual Conference on Criminal Justice Research and Evaluation. Office of Justice Programs, Department of Justice. Washington, DC: July 1997.

Presenter, Locally Initiated Research Partnership Program Conference. National Institute of Justice. January 1997.

Faculty, Southwestern Law Enforcement Institute Management College. Dallas, Texas. January 1977.

Presenter, State and Local Partnership Training for Criminal Justice. Bureau of Justice Assistance. January 1997.

Presenter, Lessons Learned from the 1996 Olympic Games. Special Events Planning and Management Symposium. Metro-Dade Police Department. September 1996.

Member, National Criminal Justice Network Consumer Advisory Network. 1996.

Presenter, and Workshop Director, Building a Safer Society: The Annual Conference on Criminal Justice Research and Evaluation. Office of Justice Programs, Department of Justice. Washington, DC: August 1996.

Police in Pursuit: Policy and Practice. Research in Progress Series (Video). National Institute of Justice. July 1996.

Presenter, Use-of-Force Cluster Conference. National Institute of Justice. Washington, DC: April 1996.

Discussant, Measuring What Matters, National Institute of Justice. Washington, DC: November 1995, May 1996.

Presenter, Police Pursuits and the Use of Force: Recognizing and Managing "the Pucker Factor." The Annual Conference on Criminal Justice Research and Evaluation. National Institute of Justice. Washington, DC. July 1995.

Invited Participant, Police Use of Force Focus Group. National Institute of Justice/Bureau of Justice Statistics. Washington, DC: May 1995.

Presenter, Hi-Risk Police Activities and Managing Their Risks. South Carolina Sheriff's Association. May 1995.

Presenter, Police Pursuits. Making Policy Decisions. Transportation Research Board. Washington, DC. January 1995.

Invited Participant, Strategic Planning Workshop: Developing a Police Research and Evaluation Agenda. National Institute of Justice. December 1994.

Presenter, Special Events Planning and Management Symposium. Metropolitan Police Institute. Miami, October 1994.

Invited Participant, Justice Research & Statistics Association Annual Meeting. Atlanta, October 1994.

Pursuit Driving and Risk Assessment Seminar. Indiana Police Chiefs Association. Anderson, IN. September 1994.

Principal Evaluator, State Evaluation Capacity Building Program. National Institute of Justice. 1992-Present.

Invited Participant, Focus Groups Sessions on Community Policing and the Crime Bill. National Institute of Justice, Washington, DC. July - August 1994.

Presenter, Use of Force and Pursuit Risks, Southeastern Campus Safety Institute. Long Beach, Mississippi, August 1994.

Invited Speaker, South Carolina City and County Management Association Annual Meeting, Hilton Head, July 1994.

Member, Pursuit Guidelines Development Advisory Committee, California Peace Officer Standards and Training, 1994.

Facilitator, Pursuit Policy Workshop. Criminal Justice Institute, St. Petersburg Community College. February 1994.

Presenter, Frontiers of Legal Thought Conference. Duke Law School. Durham, North Carolina. January 1994.

Keynote Speaker, Seminar on Risk Management: Police Use of Deadly Force and Pursuit Driving. Southwestern Law Enforcement Institute. Dallas, Texas. May 1993.

Keynote Address, Police Vehicle Pursuits: Policy Implications and Liability. Illinois State University and the Traffic Institute, Northwestern University. Normal, IL. April 1993.

Invited Lecturer, Institute of Criminology, Cambridge University. Cambridge, England. March 1993.

Presenter, Reducing the Risk of Emergency Vehicle Operations, Risk Management Services, South Carolina Budget and Control Board. Columbia, South Carolina. December 1992.

Invited Participant, Bureau of Justice Statistics/ Justice Research and Statistics Association 1992 Annual Conference. New Orleans, September 1992.

Testimony on police pursuit to United States House of Representatives, Committee on Government Operations Sub-Committee on Government Information Justice and Agriculture. July 1992.

Faculty, Graduate Course on Victimology. The Free University. Amsterdam, July 1992.

Invited Participant, Annual Conference on Evaluating Drug Initiatives. Washington, DC. July 1992.

Curriculum Development for the Bachelor's Degree in Law Enforcement. State of Minnesota 1992.

Testimony on police pursuit to the House Safety Committee, State of Massachusetts, March 1992.

Developing a Decentralized Police Department from a National Police Force. Presented to Bundeskriminalamt Wiesbaden, Germany. March 1992.

Managing a Community-Oriented Police Department. Presentation to the Wiesbaden Police. March 1992.

Testimony on police pursuit to the Senate Transportation Committee, State of Pennsylvania. February 1992.

Pursuit Driving Policy Development Seminar. Texas Commission on Peace Officer Standards and Training. Austin, TX. May and November 1991.

Keynote Speaker, Risk Management and Pursuit Driving. Texas Municipal League. Arlington, Texas. August 1991.

Invited Participant, National Field Study on Gangs and Gang Violence. U.S. Department of Justice. Dallas, June 1991.

The Importance of Data Quality for Practice and Research. National Conference on Improving the Quality of Criminal History Records. Washington, DC. June 1991.

Keynote Speaker, Training Versus Education in Law Enforcement. Virginia Criminal Justice Educators Annual Conference. Leesburg, VA. May 1991.

Pursuit Driving and Risk Assessment Seminar. Indiana Police Chiefs Association. Jasper, IN. April 1991.

Invited Participant, Attorney General's Summit on Law Enforcement Responses to Violent Crime: Public Safety in the Nineties. Washington, DC. March 1991.

Matching Structure to Objective. Law Enforcement Management Institute of The Texas Commission on Law Enforcement Officer Standards and Education. San Antonio, Texas. February 1991.

Managing Risk: The Case of Pursuit Driving. National A.L.E.R.T. Conference. Columbia, SC. February 1991.

Invited Speaker, Risk Assessment, Pursuit Driving and Police Use of Deadly Force. South Carolina Association of Counties. Columbia, December 1990.

Invited Speaker, Pursuit Driving: Analyzing Risk. National Municipal Lawyers Organization. Boston, September 1990.

Keynote Speaker, Police Pursuit Driving. Texas Municipal League. San Antonio, TX. July 1990.

Consultant, Monroe County (Florida) Sheriff's Department, Key West, FL. June - July 1990.

Keynote Speaker, Seminars on Pursuit Driving. Southwestern Law Enforcement Institute. 1989 - 1990.

Commencement Speaker, Charleston County Police Academy, Charleston, SC. September 1989.

Consultant, Duval County (FL) Grand Jury. April - July 1989.

Invited Speaker, Civil Disorders and Police Use of Deadly Force, Southwestern Law Enforcement Institute, Dallas, Texas, March 1989.

Invited Participant, Cross-Gender Supervision, National Academy of Corrections, Boulder. December 1988.

Invited Participant, Workshop on Communities and Crime Control, National Research Council, Miami. January 1988.

Conferecier, La Maison des Sciences de L'Homme, Paris. December 1987.

Invited Speaker, Criminal Law Section, Annual Meeting of the Oregon State Bar. Seaside, Oregon. September 1987.

Board of Directors, Adolescent Chemical Dependency Program. Dade County, Florida. 1987 - 1988.

Keynote Speaker, Sports and Violence. The American College of Sports Medicine. Las Vegas. May 1987.

Keynote Research Address, Police Pursuit Seminar. Empirical Determinants of Police Pursuits. The Police Foundation. Los Angeles. March 1987.

Educational Consultant, G. Gordon Liddy Institute of Corporate Security and Private Investigation. Miami, Florida. 1986.

Consultant, Dade County (Florida) Grand Jury. February, 1982 - August 1986.

Board of Directors, Citizens' Crime Commission. Miami, Florida. March 1985 - August 1988.

Member, Dade County Community Task Force on Jury Selection. May 1984 - December 1984.

Member, Dade County Mayor's Committee to Develop an Action Plan for Social and Economic Development for the Black Community. May 1983 - January 1984.

Member, City of Miami Blue-Ribbon Committee to Study Racial Unrest. Jan. 1983 - July 1984.

Invited Speaker, John Jay College of Criminal Justice. New York. Police Use of Deadly Force in Miami. April 1984.

Consultant, Florida Department of Corrections, Tallahassee, Florida. January 1982 - June 1984.

Consultant and Trainer, National Street Law Institute, Georgetown University Law Center, Washington, DC. 1982 - 1984.

Member, Dallas Criminal Justice Task Force, Dallas, TX. October 1975 - December 1977.

COURSES TAUGHT:

Graduate

Criminal Justice
Social Control
Criminology
Formal Organizations
Juvenile Delinquency
Law and Society
Policing in America
Research Methods
Politics of Crime

Undergraduate

Criminal Justice
Corrections
Criminology
Juvenile Delinquency
Law and Society
Police and the Community
Social problems
Sociology of Organizations
Survey Research Methods

Law Enforcement

Accountability Systems
Police Use of Force
Police Use of Deadly Force
Performance Measures
Pursuit Driving Decisions
Report Writing
Ethics and Integrity

PROFESSIONAL ASSOCIATIONS:

Academy of Criminal Justice Sciences
Publications Committee
Chair, Publications Committee
Editorial Selection Committee

2009 – 2010
2010 - 2011
2009 – 2010

Chair, Bruce Smith Award Committee	2010 – 2011
Ad Hoc Policy Committee	2010 - 2012
American Bar Association	
Committee on Corrections	1980
American Sociological Association	
American Society of Criminology	
Student Affairs Committee	1989-1990
Publications Committee	1985-1986
Site Selection Committee	1984-1985
Chair, Site Selection Committee	1983-1984
Chair, Local Arrangements Committee	1978
Committee on Criminal Justice Education	1977-1978
Membership Committee	1975-1977
Program Committee	1995-1997
Statewide Policy Committee	1995- 1997
National Policy Committee	1996- 1998
Bloch Award Committee	2009-2010
Chair, Bloch Award Committee	2010-2011
International Association of Chiefs of Police	
Ethics Training Sub-Committee	1997-1999
Justice Research and Statistics Association	
Board of Directors	2004-2005
Western Society of Criminology	
Vice-President	1979-1980
Executive Secretary	1977-1978
Chair, Program Committee	1976-1977

Alejandro del Carmen, Ph.D.

Education

Ph.D. Criminology, Florida State University, 1997.

M.S. Criminology, Florida State University, 1993.

B.S. Criminal Justice, Florida International University, 1991.

Courses Taught: Criminological Theory, Law Enforcement, Research Methods, Criminal Justice, Corrections, Courts, Victimology, Law and Society, Terrorism.

Areas of Interest

Teaching: Minorities and Crime, Terrorism, Criminology, Corrections, Penology, Criminal Justice, Theory, Deviance, Research Methods, Comparative Criminal Justice Systems.

Research: Racial Profiling, Race, Ethnicity and Crime, Homeland Security, Profiling, Law Enforcement, Corrections, Criminal Justice Educational Issues, CPTED, Penology, Crime Prevention, Juvenile Delinquency.

Academic Employment

Professor

University of Texas at Arlington, Department of Criminology and Criminal Justice, 2009-present.

Chair

University of Texas at Arlington, Department of Criminology and Criminal Justice, 2007-present.

Interim Chair

University of Texas at Arlington, Department of Criminology and Criminal Justice, 2006-2007.

Associate Professor (tenured):

University of Texas at Arlington, Department of Criminology and Criminal Justice, 2002-2009

Assistant Professor:

University of Texas at Arlington, Department of Criminology and Criminal Justice, 1998-2002.

Interim Director:

Center for Mexican-American Studies (CMAS). The University of Texas at Arlington. 2003-2005.

Editor:

ACJS Today. The official newsletter of the Academy of Criminal Justice Sciences (ACJS). 2003-2006.

Graduate Advisor:

University of Texas at Arlington, Department of Criminology and Criminal Justice, 2001-2006.

Director:

The Center of Criminal Justice Research and Training, 1998-2006.

Research Associate

UTA's Center for Mexican American Studies, 2000-2003.
Arlington Police Department, 1999-2003, 2006.

Instructor

The Law Enforcement Management Institute of Texas (LEMIT), 2001-present.

Instructor

The Arlington Police Department Training Academy, 1998-2002.

Assistant Professor:

Drury College, Department of Behavioral Sciences, 1997-98.

Adjunct Professor/Instructor:

Tallahassee Community College, Department of Criminal Justice, 1996-97.

Adjunct Professor/Instructor:

Florida State University, School of Criminology and Criminal Justice, 1994-96.

Adjunct Professor/Instructor:

Florida A&M University, Department of Criminal Justice, 1996.

Program Coordinator:

University of the West Indies and The Florida State University's School of Criminology and Criminal Justice, 1996-97.

Research Assistant:

The Office of the Attorney General of Florida and the Florida State University's School of Criminology and Criminal Justice, 1995-96. Evaluation of Next Step Programs in Florida Schools. Project Supervisor: Anthony Pate.

Assistant Editor:

Brown and Benchmark Publishing Company, 1996-97.

Researcher:

The Florida State University's Congress of Graduate Students, 1994.

Graduate Assistant:

The Florida State University, School of Criminology and Criminal Justice, 1992-93.

Academic Publications**Books:**

del Carmen, A. (2008). Racial Profiling. Prentice Hall Publishing.

del Carmen, A. 2000, 2004. Corrections. (2nd Edition) Atomic Dog Publishing.

Bing, R. and del Carmen, A. 2000. Race and Crime. Coursewise Publishing.

del Carmen, A. 1999. Criminal Justice Perspectives. Coursewise Publishing.

Refereed Journal Articles:

Gann, C., Sarver, R., Saver, M., & del Carmen, A. (2012). *Perceptions of Alcohol Consumption: An Examination of Undergraduate Students' Perception of Harmful Alcohol Consumption as a Social Problem and its Relationship with Crime*. Southwest Journal of Criminal Justice. Vol. 8, No. 2: 159-171.

Kenworthy, J. B., Barden, M. A., Diamond, S., & del Carmen, A. (2011). *Ingroup Identification as a Moderator of Racial Bias in a Shoot—No Shoot Decision Task*. Group Processes & Intergroup Relations (Sage Journal), 14:311-318.

Gould, L., Fowler, S., and del Carmen, A. (2010). *Faculty Employment Trends in Criminology and Criminal Justice*, Journal of Criminal Justice Education, (Lead Article) 22(4) 1-20.

del Carmen, A., Rodriguez, J. J., Dobbs, R., Smith, R., Butler, R., & Sarver, R., (2009). *In Their Own Words: A Study of Gang Members Through their Own Perspective*, Journal of Gang Research, 16, 57-76.

Daza, Jason, Fowler, Shannon K., Del Carmen, Alejandro (2009). *Attitudes Toward Illegal Immigration and their Impact on Support for Immigration Policies*. Law Enforcement Executive Forum, 9(2), 75-90.

Dobbs, R.R., Waid, C.A., and del Carmen, A. (2009). *Students' Perceptions of Online Courses: The Effect of Online Course Experience*. Quarterly Review of Distance Education, 10(1), 9-26.

Hamblet, S., del Carmen, A., Polk, O.E., “*The Death Penalty Through the Lenses of Criminology and Criminal Justice Students and Non-CRCJ Students*.” Southwest Journal of Criminal Justice. Fall, 2008.

Henderson, L., Dobbs, R. and del Carmen, A. “*Law Enforcement Officers’ Knowledge and Perception of Family Violence*”. Law Enforcement Executive Forum. Volume 8, No. 4. 2008.

Stickels, J., Michelsen, B., del Carmen, A. “*Elected Texas District and County Attorneys’ Perception of Crime Victim Involvement in Criminal Prosecutions*”. Forthcoming in the Texas Wesleyan Law Review. Fall, 2008.

Fateme, K.M., del Carmen, A., Dobbs, R., Whitehead, M. “*Muslim American Perspectives of the Global War on Terror: An Explanatory Analysis*”. Forthcoming (lead article) in Criminal Justice Studies: A Critical Journal of Crime, Law and Society. Volume 21, No 1. Fall, 2008.

Slotsve, T., del Carmen, A., Sarver, M., Villareal-Watkins, R. “*Television Violence and Aggression: A Retrospective Study*”. The Southwest Journal of Criminal Justice. Spring, 2008. Volume 5, No. 1. pp. 22-49.

del Carmen, A., Green-Taylor, H., A., Nation, D. “*Women in Policing in Texas: An Attitudinal Analysis*”. Criminal Justice Studies: A Critical Journal of Crime, Law and Society. Vol. 20, No. 3. 2007. pp. 281-294.

Sanfinder, Lorene, M., Polk, E.O., and del Carmen, A. “*Police Use of Force: Does Gender Make a Difference*”. The Law Enforcement Executive Forum. Vol. 7. No. 6. September, 2007. pp.135-148.

Myers, K., del Carmen, A., and Polk, E.O. “*Funded Federal Grant Proposals in Law Enforcement: An Overview of Commonalities and Jurisdictional Issues*”. The Law Enforcement Executive Forum. Vol. 7, No. 5, July, 2007. pp. 21-42.

Copeland, C., Dobbs, R., and del Carmen, A. "Re-Examining the Perceived Relations Between Police Officers and Security Personnel". The Law Enforcement Executive Forum Vol. 7, No. 4, May, 2007. pp. 151-163.

Luken, J., Dobbs, R., and del Carmen, A. "*Vehicle Cues and Perceptions of Driver Characteristics: A Comparative Analysis of Police Officers and College Students*". The Southwest Journal of Criminal Justice. Vol 3. No. 2. pp. 130-153. 2006.

del Carmen, A., Butler, R., and Odo, J. "*Criminology and Criminal Justice Through the Lenses of the Law Enforcement Community: An Attitudinal Assessment.*" Criminal Justice Studies: A Critical Journal of Crime, Law and Society. Vol. 19, No. 2. pp. 209-222. 2006.

Santiago, S., Stickels, J., and del Carmen, A. "*Recruitment of Law Enforcement Agents: An Evaluation of Current Police Officer Perception of Recruitment Protocol and Procedure*". The Journal of Security Administration. 2006.

Ikner, M., Ahmad, J., and del Carmen, A. "Vehicle Cues and Racial Profiling: Police Officers' Perception of Vehicles and Drivers". The Southwest Journal of Criminal Justice. Vol. 2, No. 2, 2005. pp. 82-100.

Heffner, Kari, Ahmad, Janice, and del Carmen, Alejandro. "*Probation Officers and Sex Offenders: An Examination of Personality Traits.*" Criminal Justice Studies: A Critical Journal of Crime, Law and Society. Vol. 18, No. 2, June 2005. pp. 197-210.

del Carmen, A. and Guevara, L. "Police Officers on Two-Officer Units: A Study of Attitudinal Responses towards a Patrol Experiment". Policing: An International Journal of Police Strategies and Management. Vol. 26, No. 1, 2003. pp. 144-161.

Morris, R., del Carmen, A., and Odo, Jonathan. "Fear of Terrorism on Campus: An Analysis of Fear Variables Among Criminology/Criminal Justice Majors and Non-Majors". Journal of Security Administration. Vol. 25, No. 2 (December, 2002). pp. 29-46.

Hensarling, F. M. and del Carmen, A. "*The 'I' and 'Me' of Criminology and Criminal Justice Students: Symbolic Interaction in an Educational Setting*". The Journal of Criminal Justice Education. Vol. 13, No. 2 (Fall, 2002), pp. 351-368.

Taylor Greene, H. and del Carmen, A. "*Female Police Officers in Texas: Perceptions of Colleagues and Stress*" Policing: An International Journal of Police Strategies and Management. Vol. 25, No. 2 (2002).

Odell, P., Korgen, K., and del Carmen, A. "Recent Trends in Faculty Employment in Sociology." The American Sociologist. Volume 32, number 4 (winter 2001), pp. 98-106.

del Carmen, A. and Bing, R. "*The Community Policing Response to the Implementation of a Racial Profiling Evaluation Program (TSDP): A Pre- and Post- Attitudinal Assessment*". Journal of Community Policing. Vol. 11, No. 3 (Fall, 2001).

del Carmen, A. and Polk, E. "*Faculty Employment in Criminology and Criminal Justice: Trends and Patterns*". Journal of Criminal Justice Education. Vol. 12, No. 1 (Spring, 2001).

del Carmen, A. and Vardalis, J. "*A Descriptive Analysis of Racial Profiling in a Community Policing Environment*". Journal of Community Policing. Vol. 1, No. 3. (Spring, 2001).

del Carmen, A. and Bing, R. "*Academic Productivity of African Americans in Criminology and Criminal Justice*". Journal of Criminal Justice Education. Vol. 11, No. 2. (Fall, 2000).

del Carmen, A., Polk, E., Segal, Caryl., and Bing, Robert., L. "*Fear of Crime on Campus: Examining Fear Variables of CRCJ Majors and Nonmajors in Pre- and Post-Serious Crime Environments*". Journal of Security Administration. Vol. 23, No. 1 (June, 2000).

del Carmen, A. and Robinson, M. "*Crime Prevention Through Environmental Design and Consumption Control in the United States*". The Howard Journal of Criminal Justice. Vol. 39, No. 3 (August, 2000).

Duhart, Detis T. and del Carmen, A. "*A Quantitative Analysis of the Role of Higher Education in Law Enforcement and its Impact on Police Performance and Career Paths*". The Journal of Community Policing. Vol. 1, No. 2 (Autumn, 1999).

Robinson, M. and del Carmen, A. 1999. "*Re-Engineering (Downsizing), Corporate Security, and Loss Prevention*". Security Journal. Vol. 12, No. 2.

del Carmen, A. and Stretesky, P. 1997. "*Environmental Characteristics Associated with Theft from Vehicles in Campus Parking Lots*". The Journal of Security Administration. Vol. 20, No. 2.

Edited Contributions:

del Carmen, A. "La Ameza del Terrorismo en los Estados Unidos: La Respuesta Emocional de una Nacion en Guerra" in *El Gigante Dormido* edited by Tomas Calvo Buezas. Vol. 241. (2006). Pgs. 89-98.

del Carmen, A. "*The Criminal Justice System in Central America*". The Encyclopedia of Criminology. (Summer, 2005) Dearborn Press.

del Carmen, A. “*The Domestic Response to Terrorist Attacks on America: An Operational and Legal Assessment*” in Terrorism: An Interdisciplinary Perspective. (2002) edited by Robert Jucha. Wadsworth Publishing.

del Carmen, A. and Bing, R. “*Thoughts on Race, Crime, and Criminal Justice: A Black Perspective*”. in Race and Crime Perspectives. 2000, Coursewise Publishing.

del Carmen, A. et al. 1999. “*Hispanics: The New Irish in the American Criminal Justice System?*” in Criminal Justice Perspectives. Coursewise Publishing. 141-144.

del Carmen, A., Pate, A., and Jordan, T. 1996. “*The Florida ‘Next Step’ Program: Ten Case Studies*”. The Florida Department of Law Enforcement. (FDLE).

Reviews:

del Carmen, A. 1996. Review: *Arnold’s Goldstein’s “The Ecology of Aggression”*. Journal of Social Pathology. 2, 3: 113-129.

del Carmen, A. 1995. Review: *William Selke’s “Prisons in Crisis”*. Journal of Social Pathology. 1, 2: 208-212.

del Carmen, A. 1999. Corrections. (author). Correspondence course currently offered by the University of Florida.

del Carmen, A. 1999. Introduction to Criminal Justice. (revision). Correspondence course currently offered by the University of Florida.

del Carmen, A. 1998. Criminology. (author). Correspondence course currently offered by the University of Florida.

del Carmen, A. 1999. The Courts. (revision). Correspondence course currently offered by the University of Florida.

del Carmen, A. 1991. “*Welcome to the End of Human Dignity*”. The Journal of Social Secrets. Vol. 1, 47-50.

Other Academic Contributions:

Instructors’ Manuals

del Carmen, A., for Gaines, L., Southerland, M., Angell, J., and Worrall, John. (2003). Police Administration (2nd ed.). McGraw-Hill Publishing.

del Carmen, A. for Silverman, Ira. J. (2001) Corrections: A Comprehensive View. (2nd ed.) Wadsworth Publishing.

Reading Supplement

del Carmen, A., (2003). Terrorism: An Interdisciplinary Perspective. (2nd ed.) Wadsworth Publishing.

Presentations

del Carmen, A. et al., "Rejuvenating Neighborhoods: The Effect of Weed and Seed Program of North Texas Area Experiment". Presented at the American Society of Criminology Annual Meeting in Washington, D.C., November, 2011.

Rodriguez, J.J., del Carmen, A., Phillips, S.J., Butler, R., and Markham-Shaw, C. "*The Impact of Transnationalism: Mara Salvatrucha and a Found Identity*". Presented at the European Society of Criminology in Leige, Belgium. September 8-11, 2010.

Rodriguez, J.J., del Carmen, A., and Butler, R. "*Transnationalism: Law Enforcement Perceptions of Gang Activity on the Texas/Mexico Border*". Presented at the European Society of Criminology in Ljubljana, Slovenia. September 9-12, 2009.

del Carmen, A. et., al.. "*Hiring and Retaining a Successful Academic Chair: Strategies and Techniques*". Presented at the Academy of Criminal Justice Sciences Annual Meeting in Boston, MA., March, 2009.

del Carmen, A. et., al.. "*Innovative Strategies for Classroom and Web Based Criminal Justice Instruction*". Presented at the Academy of Criminal Justice Sciences Annual Meeting in Boston, MA., March, 2009.

del Carmen, A., et., al. "*In Their Own Words: A Study of Gang Members Through Their Own Perspective*". Presented at the European Society of Criminology in Edinburgh, UK. September 2-5, 2008.

Mobley, S., del Carmen, A., "*Identifying Juror Bias: Using the Pretrial Juror Attitude Questionnaire for More Effective Voir Dire*". Presented at the Academy of Criminal Justice Sciences Annual Meeting in Cincinnati, OH. March, 2008.

Dobbs, R., del Carmen, A., "*Perceptions and Possibilities of Distance Learning*". Presented at the American Society of Criminology annual conference. Atlanta, GA. November, 2007.

Stickels, J., and del Carmen, A., et. al., "*Criminal Defense Attorneys in Texas: An Attitudinal Assessment on Victim Participation*". Presented at the Academy of Criminal Justice and Sciences annual conference. Seattle, WA. March, 2007.

del Carmen, A., et. al., *Criminal Justice Education in Cyberspace: Maintaining Academic Integrity in an On-line Environment*. Presented at the Academy of Criminal Justice and Sciences annual conference. Seattle, WA. March, 2007.

Stickels, J., and del Carmen, A. "Victim Participation in the Criminal Justice System" Presented at The Academy of Criminal Justice Sciences annual conference. Baltimore, MD. March, 2006.

Henderson, L., and del Carmen, A. "Attitudes Towards Family Violence: A Law Enforcement Perspective". Presented at The Academy of Criminal Justice Sciences annual conference. Baltimore, MD. 2006.

del Carmen, A. "*La Amenaza del Terrorismo en Estados Unidos: La Respuesta Emocional de Una Nacion en Guerra*". Presented at the Universidad Complutense de Madrid, Spain. June 6, 2005.

del Carmen, A. "*Perception as Practice: Is Profiling a Proxy for Criminal Behavior?*" Panel Chair. The Academy of Criminal Justice Sciences annual conference. Chicago, IL. March, 2005.

del Carmen, A., Ikner, M. "*Racial Bias Measured: A Study Relevant to Police Office Perception of Drivers in Large Metropolitan Setting*". Presented at The Academy of Criminal Justice Sciences annual conference Chicago, IL. March, 2005.

del Carmen, A. and Price, J.R. "*Selective and Non-Selective Traffic Enforcement in an Urban Police Setting: Is Racial Profiling a Matter of Choice?*". Presented at the Academy of Criminal Justice Sciences conference in Las Vegas, NV. March, 2004.

del Carmen, A., Ahmad, J., Bing, R. "*Racial Profiling in Texas: Lessons Learned*". Presented at the Academy of Criminal Justice Sciences conference in Las Vegas, NV. March, 2004.

del Carmen, A. and Borre, K. "*Critical Analysis of U.S. Bioterrorism Preparedness*". Presented at the Academy of Criminal Justice Sciences conference in Boston, MA. March 6, 2003.

Butler, R., and del Carmen, A. "*Alcohol and the Law on the Navajo Nation*". Presented at the Academy of Criminal Justice Sciences conference in Boston, MA. March 5, 2003.

del Carmen, A., Guevara, L., and Bing, R. "*Measuring Racial Profiling in a Community Policing Setting: A Multivariate Analysis*" Presented at the American Society of Criminology annual conference, Chicago, IL. November 13, 2002.

del Carmen, A., and Butler, R. "*Criminology and Criminal Justice Through the Lenses of the Law Enforcement Community: An Attitudinal Assessment*". Presented at the Academy of Criminal Justice Sciences annual conference, Anaheim, CA. March 6, 2001.

del Carmen, A., and Polk, E. *“Administrative, Organizational, and Community Policing: Expectations vs. Accomplishments”*. Presented at the Academy of Criminal Justice Sciences annual conference, Anaheim, CA. March 8, 2001.

del Carmen, A., *“Making Classes More Memorable: Using Service Learning to Enhance Criminal Justice Courses”*. Moderator. Academy of Criminal Justice Sciences annual conference, Anaheim, CA. March 8, 2001.

del Carmen, A. *“Burglaries and CPTED: A Residence and Neighborhood Assessment”*. Presented at the American Society of Criminology annual conference, Atlanta, GA. November 7, 2001.

del Carmen, A. *“Crime Prevention Through Environmental Design”*. Panel Chair. The American Society of Criminology. Atlanta, GA. Nov. 7, 2001.

Taylor-Greene, H., and del Carmen, A. *“Through the Lenses of Minority Female Officers: An Attitudinal Analysis”*. Presented at the American Society of Criminology annual conference, Atlanta, GA. November 7, 2001

del Carmen, A. *“Police Perceptions”*. Panel Chair. The Academy of Criminal Justice Sciences annual conference. Washington D.C. April 4, 2001.

del Carmen, A., and Bing, R. *“Driving While Black in the Law Enforcement Community: An Attitudinal Assessment”*. Presented at the Academy of Criminal Justice Sciences annual conference. Washington D.C. April 4, 2001.

del Carmen, A., and Hensarling, M. *“The “I” and the “ME” of Criminology and Criminal Justice Students: Symbolic Interaction in an Educational Setting”*. Presented at the Academy of Criminal Justice Sciences annual conference, Washington D.C. April 4, 2001.

Taylor-Greene, H. and del Carmen, A. *“Female Police Officers in Texas: Analysis and Trends ”*. Presented at the American Society of Criminology annual conference. San Francisco, CA. November 2000.

del Carmen, A. and Polk, O. Elmer. *“Specialization in Criminology and Criminal Justice: Trends and Patterns”*. Presented at the annual meeting of the Academy of Criminal Justice Sciences, in New Orleans, LA. March, 2000.

del Carmen, A. and Polk, O. Elmer. *“Fear of Crime on Campus-Comparing CRCJ and Non-Majors in a Pre and Post Traumatic Event Environment”*. Presented at the annual meeting of the South Western Association of Criminal Justice, in Fort Worth, Texas, October 1999.

del Carmen, A. and Bing, R. “*Academic Productivity of African Americans in Criminology and Criminal Justice: Does Race Matter?*”? Presented at the annual meeting of the Academy of Criminal Justice Sciences, in Orlando, Florida, March 1999.

del Carmen, A. “*An Analysis of the Implementation of Crime Prevention Through Environmental Design (CPTED) Techniques in the United States During the Immigration Era*”. Presented at the annual meeting of the American Society of Criminology, in Washington, D.C. November, 1998.

Robinson, M. and del Carmen, A. “*Downsizing, Corporate Security, and Loss Prevention*”. Presented at the annual meeting of the Academy of Criminal Justice Sciences, in Albuquerque, March 1998.

del Carmen, A. and Robinson, M. “*The Relationship of Student Sporadic Activity to Selected Types of Victimization in “on” and “off” Campus Settings*”. Presented at the annual meeting of the American Society of Criminology, Chicago, November 1996.

del Carmen, A. and Stretesky, P. “*Crime on Campus*”. Presented at the annual meeting of the Academy of Criminal Justice and Sciences, Boston, March 1995.

Community Service

Mansfield P.D. TCLEOSE Board, 2011-2012

Leadership Arlington Board Member, 2007-08.

Arlington Libraries One Book Presentation. 2008.

Leadership Arlington. 2006-2007.

Girls Incorporated, Board Member. Fort Worth, Texas. 2004-2005.

“One Book, One Arlington” Book Reviewer/Presenter. 2004.

Guest Speaker, McNair Scholarship Recipients. The University of Texas at Arlington. April 21, 2001.

Guest Speaker, Graduation Ceremony, The Arlington Hispanic Citizens Police Academy. Arlington City Hall, December 7, 2000.

Guest Speaker, Brainstorm: A Law Enforcement and Brain Injury Seminar. Vandergriff Community Center, Arlington, Texas. October 18, 2000.

Arlington Police Academy Advisory Board Member, 1998-present.

Facilitator, Tarrant County Criminal Justice Planning Group's Annual Summit-
"Emerging Trends in Criminal Justice". September 24, 1999.

Tarrant County Criminal Justice Planning Committee, 1999-present.

Advisor on Crime Mapping for the Star Telegram, 1999.

North Texas Coordinator for the Texas Prison Research Project, conducted by the Texas
A&M Public Policy Research Institute, 1998.

Media Coverage

Newspaper/Magazine Interviews:

"Black-Brown Divide Saps Political Clout". USA TODAY. Pg. 9A. Friday, March 28,
2008.

"NFL Crime and Punishment" San Diego Union Tribune. Pg. 1A. Sunday, April 22,
2007.

"Murders Fall, Rapes Rise in '06" Dallas Morning News. Pgs. 1A, 2A. Wednesday,
January 3, 2007.

"Violence in a Pennsylvania School". Univision, Channel 23, Dallas, Texas.
October 2, 2006.

"School Shootings in the U.S." WB Channel 33, Dallas, Texas. October 2, 2006.

"Top Officers Wary of Bill to Localize Enforcement". Fort Worth Star Telegram. Pgs.
1A, 10A. Saturday, September 23, 2006.

"Dallas Rebuilding Scandalized Police Department to Better Tackle Crime". Associated
Press. (July 8, 2006). Published in Fox News.com (July 13, 2006), Forbes Magazine.com
(July 13, 2006), Austin Statesman (July 10, 2006), Dallas Morning News (July 10,
2006), Bryan-College Station Eagle (July 13, 2006), San Angelo Standard Times (July 8,
2006).

"Dallas Crime Ranking Played Down". Dallas Morning News. Pgs. 1A, A14. Saturday,
April 22, 2006.

"Drop in Crime Rate Makes Shopping Safer". Arlington Star Telegram. Pg. 1BB, 10BB.
Sunday, March 26, 2006.

"Desafuero es un Ataque y un Retroceso, Segun Expertos". La Estrella. Pg. 1A.
Saturday, April 9, 2005.

"Police Cut Use of Force; Ethnic Gap Remains". Austin American-Statesman. Pgs. A1, A16. Sunday, November 28, 2004.

"City's Image is Safe". The Dallas Morning News. Pgs. 1B. Wednesday, November 17, 2004.

"Panel Cites Lack of Data in Not Drawing Conclusion". The Dallas Morning News. Pgs. 1A, 6A. Friday, July 2, 2004.

"Study Disputes Profiling". The Dallas Morning News. Pgs. 1A, 2A. Tuesday, June 22, 2004.

"Kunkle Unfazed by Perils of Chief's Post". The Dallas Morning News. Pgs. 1A, 2A. Monday, June 21, 2004.

"New Chief Steps into Challenging Role". The Dallas Morning News. Pgs.3A. Monday, June 21, 2004.

"Police Press Summer Traffic Crackdown". The Greenville News. Pg. 3B. Friday, June 18, 2004.

"Bouncer Describes Shooting at Club". The Greenville News. Pgs. 1B, 4B. Tuesday, March 30, 2004.

"Amber Alert Quickly Spread Info Nationwide". The Greenville News. Pgs. A1, A8. Wednesday, March 24, 2004.

"Profiling Report Details Searches". The Dallas Morning News. Pg. 1. Saturday, March 6, 2004.

"Data on Stops by Police Suggest Racial Disparity". The Star Telegram. Pgs. 1A, 10A. Wednesday, March 3, 2004.

"Policing Themselves". Austin Statesman. Pgs. A1, A6, A7. Tuesday, January 27, 2004.

"The Escalation of Fatal Force". Austin Statesman. Pgs. A1, A6. Monday, January 26, 2004.

"Blacks Bear the Brunt When Police Use Force". Austin Statesman. Pg. 1A. Sunday, January 25, 2004.

"Job Involves Region's Safety". Arlington Star Telegram. Pgs. 1BB, 15BB. Sunday, November 16, 2003.

"Spitting, Smoking Can Land You in Jail". The Greenville News. 1A, 7A. Monday, November 3, 2003.

"Do Crime Stats Reflect Reality?" Dallas Morning News. Pgs. 1B, 8B. Sunday, August 3, 2003.

"Arlington Crime Rate Down 5.9%". Arlington Star Telegram. Pgs. 1A, 13A. Tuesday, June 17, 2003.

"Diversity Blues". Arlington Star Telegram. Pgs. 1B, 9B. Thursday, May 1, 2003.

"Report: Blacks Pulled Over at Higher Rate". Mesquite Morning News. Pgs. 1T, 2T. Thursday, March 13, 2003.

"UT Offers Breakdown of ID Checks". Austin American-Statesman. Pgs. B1, B5. Tuesday, February 25, 2003.

"Problems Anticipated with Profiling Report". The Arlington Star-Telegram. Pgs. 1A, 11A. Monday, February 24, 2003.

"Violent Crime Down, but Dallas High on FBI List". The Dallas Morning News. Pgs. 13A, 14A. Monday, January 6, 2003.

"Arlington Man Faces Review of Death Sentence". The Dallas Morning News. Pgs. 1A, 10A. Tuesday, October 8, 2002.

"Cops and Nurses: Making the Personal and Professional Connection". Forensic Nurse. October/November, 2002. Pgs. 21-23.

"Crime Focus Can Lead to Parental Panic, Experts Warn". The Oklahoman. Pgs. 1A, 7A. Monday, August 26, 2002.

"DA's Office Looking Into Subpoena Use: Procedure Unusual in Criminal Cases". The Dallas Morning News. Pgs. 1Y, 9Y. Thursday, July 4, 2002.

"Hispanics Searched More Often: Views Differ on Whether Traffic Stop Data Signal Racial Profiling". The Dallas Morning News. Pgs. 1Y, 8Y. Saturday, May 4, 2002.

"Chief's Plan Has Mixed Results". The Arlington Star-Telegram. Pgs. 1B, 6B. Thursday, April 11, 2002.

"Residents Reduce Crime, Study Finds". The Arlington Star-Telegram. Pgs. 1BB, 9BB. Sunday, July 22, 2001.

"Cincinnati Riot Mirrors L.A., Miami". The Cincinnati Enquirer. Pg. A5. Saturday, April 14, 2001.

"Quiet Streets Best Remedy for Tired Cops". The Cincinnati Enquirer. Pg. A7. Friday, April 13, 2001.

"Traffic Stop Statistics Find Some Differences". Arlington Star-Telegram. Pg. 1A (front page). Thursday, March 29, 2001.

"Mother of Intervention". Arlington Star-Telegram. Pg. 1A. (front page). Thursday, December 28, 2000.

"Sage City Anti-Crime Program Provokes Backlash". Arlington Star-Telegram. Pg. 8B. Sunday, September 17, 2000.

"State Investigating Boot Camp in Mansfield". Arlington Star-Telegram. Pg. 1B, 6B. Monday, August 7, 2000.

"Parties to Unite Residents in Fighting Crime". Arlington Star-Telegram. Pg. 1B, 6B. August 7, 2000.

"Parties to Unite Residents in Fighting Crime" Arlington Morning News. Pg. 1A (front page). July 31, 2000.

"Police Surveys Puts Face on City's Homeless Population". Arlington Star-Telegram. Pg. 1B and 11B. May 13, 2000.

"Crime Tax Faces Test in May". Fort Worth Star-Telegram. Pg. 1A. (front page). February 27, 2000.

"Research is Latest Weapon in Crime-Fighting Arsenal". Arlington Star Telegram. Pg. 7B. November 24, 1999.

"Panel Discussion Focuses on Crime Prevention". Arlington Star-Telegram. Pg. 1B. September 25, 1999.

"A Call for Vigilance". Fort Worth Star-Telegram. Pgs. 1A, 11A. August 23, 1999.

"Arlington Crime Rate has Dropped by a Third". Arlington Star Telegram. Pgs. 1A, 24A and 25A. August 22, 1999.

"Lots More Tickets, Fewer Wrecks". Springfield Newsleader. (front page). Pg. 1C., April 4, 1998.

"Students Design Courthouse Model for National Competition". The Drury Mirror. Vol. 112, Issue 18., April 3, 1998.

“Drury Receives Gift of Law Library from Charles M. Le Compte”. Drury Lane. Vol. 9, No. 1, Spring 1998.

“Citizens Fighting Crime in the Area”. Springfield Newsleader. Pg. 1B., February 16, 1998.

“Assessing the Accusations”. Springfield Newsleader. (front page). Pg. 1C., February 1, 1998.

“Federal Report on Stalking Released”. The Drury Mirror. Vol. 112, Issue 11., January 23, 1998.

“Class Examines Campus Safety”. The Drury Mirror. Vol. 12, Issue 8, November 14, 1997.

Television/Radio Interviews:

“The Virginia Tech Massacre”. Channel 39, Dallas, Texas. Wednesday, April 25, 2007.

“The Role of DNA in Criminal Cases”. Univision, Channel 23, Dallas, Texas. Tuesday, February 12, 2007.

“Explaining Bank Robberies”. Univision, Channel 23, Dallas, Texas. Tuesday, January 16, 2007.

“September 11th—5 Years Later”. Telemundo. Channel 39, Dallas, Texas. Monday, September 11, 2006.

“The Growth of the Hispanic Population in the U.S.” Telemundo. Channel 39. Dallas, Texas. Monday, August 28, 2006.

“Bryan Police Department Makes Racial Profiling Presentation to Council”. KBTX. Channel 3, Bryan, Texas. Tuesday, February 22, 2005.

“Tyler Racial Profiling Committee’s Report”. ABC. Channel 7, Tyler, Texas. Thursday, July 1, 2004.

“Supreme Court Law Impacts Hispanics in the Community”. Telemundo. Channel 39. Dallas, Texas. Monday, June 25, 2004.

“Mothers Killing Children: An Expert’s View”. Telemundo. Channel 39. Dallas, Texas. Friday, January 30, 2004.

“Rise of Violence in the Metroplex”. Telemundo. Channel 39. Dallas, Texas. Wednesday, July 17, 2003.

"Crime Rate Figures Released". Telemundo. Channel 39. Dallas, Texas. Tuesday, June 17, 2003.

"Statistics Reveal More About Racial Profiling". ABC. Channel 8, Dallas, Texas. Monday, March 3, 2003.

"Racial Profiling Data". CBS. Channel 12, Sherman, Texas. Monday, February 17, 2003.

"Retail Thefts During the Holiday Season". KRLD News Radio 1080. Monday, December 2, 2002.

"Children that Kill". Univision, Channel 23, Dallas, Texas. November 15, 2002.

"Violent Crime Rates Increase". KRLD News Radio 1080. Tuesday, October 29, 2002.

"Profiling the Washington D.C. Sniper". NBC, Channel 5, Dallas/Fort Worth, Texas. October 24, 2002.

"The Washington D.C. Sniper: An In-Depth Analysis". Univision, Channel 23, Dallas, Texas. October 24, 2002.

"A Profile of the Washington D.C. Sniper". Telemundo, Channel 39, Dallas, Texas. October 24, 2002.

"Hate Crimes Against the Latino Community". Univision, Channel 23, Dallas, Texas. April 6, 2002.

"Finding an Impartial Jury in the Yates Case". Univision, Channel 23, Dallas, Texas. January 7, 2002.

"Racial Profiling". NBC, Channel 5, Dallas/Fort Worth, Texas, December 6, 2001.

"Profiling a Serial Rapist". Univision, Channel 23. Dallas, Texas. January 25, 2000.

"Violent Crime Declines in the United States". Univision, Channel 23. Dallas, Texas. January 12, 2000.

"Deadly Shooting in a Fort Worth Baptist Church". Univision, Channel 23. Dallas, Texas. September 17, 1999.

"The Hunt for the Railroad Killer". Univision, Channel 23, Dallas. Texas. July 14, 1999.

"A Profile of a Serial Killer". Univision, Channel 23, Dallas, Texas. June 22, 1999.

“In-Depth Analysis of the Controversy Surrounding the White House”. KY-3 Television Station. Springfield, MO. February 3, 1998.

Activities/Participation

Faculty Mentoring Program 2010-2011.

Institute for Law Enforcement Administration (ILEA) Board Member. (2009-2012).

Campus Safety Committee. 2007-08.

NCAA Program Review, Committee Member. 2006-07.

IRB Board Member, 2006-07.

Chair, College of Liberal Arts Tenure and Promotion Committee, 2004, 2005.

Chair, Faculty Search Committee. UTA Criminology and Criminal Justice Department. 2000-2001; 2002-2003, 2003-2004.

Member, Department of Criminology and Criminal Justice Faculty Search Committee, 2005.

Faculty Senate, The University of Texas at Arlington. 1998-2004.

Parliamentarian, Faculty Senate—The University of Texas at Arlington, 2001-2002.

Presidential Advisory Council, Faculty Senate—The University of Texas at Arlington, 2001-2003.

Chair, Election Committee-Faculty Senate, The University of Texas at Arlington, 2001

Chair, Committee on Graduate Studies, Criminology and Criminal Justice Program. The University of Texas at Arlington. 1999-2001.

Library Committee, Criminology and Criminal Justice Program. The University of Texas at Arlington. 1998-present.

Curriculum Committee, Criminology and Criminal Justice Program. The University of Texas at Arlington. 1998-present.

Adjunct Review Committee, Criminology and Criminal Justice Program. The University of Texas at Arlington. 2000.

Unit Effectiveness Plan, Criminology and Criminal Justice Program. The University of Texas at Arlington. 1999-present.

Self Study Program Committee, Criminology and Criminal Justice Program. The University of Texas at Arlington. 1999-2000.

Y2K Committee, The University of Texas at Arlington. 1998-2000.

Advisor, Alpha Phi Sigma Criminal Justice Honor Society, The University of Texas at Arlington, 1998-2002. 2003-present.

Graduate Program Admission's Committee, Criminology and Criminal Justice Graduate Program. The University of Texas at Arlington, 1998-present.

Student Grievance Committee. College of Liberal Arts, The University of Texas at Arlington, 1999-2000.

University Ethics Committee, The University of Texas at Arlington, 1998-1999.

Reviewer for McGraw Hill, Prentice Hall, Wadsworth, and Aspen Publishing, 1998-current.

Editorial Board Member, Perspectives: Criminology. by Steven Copper. Coursewise Publishing, 2000.

Editorial Board Member, Stand! Crime and Criminology. By Steven Cooper. Coursewise Publishing, 2000.

Campus Security Advisor, Florida State University, 1994-95.

Congress of Graduate Students, Florida State University, 1993-95.

Judicial Officer of the Congress of Graduate Students, Florida State University, 1994-95.

President of the Hispanic Graduate Students' Association, 1994-95.

In-Progress

Article:

del Carmen, A., Davis, J., and Jeong, S. (Status: In-Progress). "*The Identity of Criminologists in the 21st. Century*".

Rodriguez, J. J., Eve, R., del Carmen, A. Vasquez, A., & Hart, W. (Status: In-Progress). "*Transnationalism: Law enforcement's perception of Gang Activity on the Texas/Mexico Border*".

Presentations:

del Carmen, A. et al., “*North Texas Weed and Seed Evaluation: Lessons Learned*” to be presented at the annual meeting of the American Criminal Justice Association to be held in NYC, March, 2012.

del Carmen, A., et al., “*The Identity of Criminologist in the 21st Century*”, to be presented at the annual meeting of the European Society of Criminology to be held in Bilbao, Spain. September, 2012.

Awards

“*Inicia el Trayecto Award*”. The University of Texas at Arlington, 2006.

Outstanding Advisor Award. The National Academic Advising Association. 2005.

Outstanding Graduate Advisor Award. The University of Texas at Arlington, 2005.

Girls Incorporated. *Strong Man Award*. Fort Worth Texas. 2004.

Nominee, *Outstanding Academic Advisor Award*, The University of Texas at Arlington, 2002.

Gertrude Golladay Outstanding Teaching Award, College of Liberal Arts. The University of Texas at Arlington. March, 2001.

Nominee, Chancellor Award for Academic Excellence, College of Liberal Arts. The University of Texas at Arlington. February, 2001.

Staff Appreciation Award, University of Texas at Arlington, April, 2000.

Piper Award Nominee, College of Liberal Arts. February, 2000.

Recognition for Outstanding Service (awarded by Representative Glenn Lewis). Sept. 24, 1999.

Outstanding Faculty Member, Alpha Chi Omega. 1999-2000.



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OVERVIEW

Jonathan S. Aronie is the co-Administrative Partner of the Washington, D.C. office and a partner in the Government Contracts Practice Group. Mr. Aronie counsels and represents large and small clients in some of the country's largest and most prominent classified and unclassified Government contracts matters, including bid protests, claims, self-disclosures, internal investigations, and DOJ investigations.

Areas of Practice

Mr. Aronie's experience includes litigating under the qui tam provisions of the False Claims Act, developing and implementing corporate compliance programs, conducting internal investigations (proactive and defensive), and providing advice on the FAR Mandatory Disclosure Rules as well as a variety of federal regulatory and statutory matters, including those relating to the Multiple Award Schedule Program. He frequently represents clients before the Department of Justice, the Government Accountability Office, the General Services Administration, and other defense and civilian agencies. Additionally, Mr. Aronie is cleared at the highest levels (TS/SCI) and counsels and defends clients in classified national security matters.

Mr. Aronie has authored more than 60 articles and co-authored what is regarded by many as the leading treatise on the GSA Multiple Award Schedule Program, published by ThompsonWest. He also is a regular speaker at national and international forums and CLE programs. He is an active member of the Public Contracts section of the ABA, and recently served on the ABA Task Force charged with drafting formal guidance regarding the FAR Mandatory Disclosure Rule.

Mr. Aronie's significant matters include:

- Protest of Air Force award of \$15 billion Combat Search & Rescue (CSAR) aircraft to the Boeing Company
- Defense of Navy award of \$1.2 billion Broad Area Maritime Surveillance (BAMS) contract to Northrop Grumman against GAO protest
- Defense of GSA Schedule contractor in post-award audit and civil fraud investigation conducted by GSA OIG Investigations Division
- Pursuit of civil Court of Federal Claims suit against Department of Interior challenging unlawful Termination for Default of civilian contractor
- Implementation of comprehensive Mandatory Disclosure compliance program for Fortune 100 defense contractor
- Defense of Fortune 100 defense contractor in \$300 million False Claims Act law suit pursued by Department of Justice
- Defense of multiple GSA Schedule IT contractors in False Claim Act lawsuit brought by a competitor whistleblower

As part of Mr. Aronie's internal investigation practice, he previously served as the Deputy Independent Monitor over the Metropolitan Police Department, a position

PRACTICE AREAS

- Government Contracts, Investigations & International Trade
- White Collar Defense and Corporate Investigations

INDUSTRIES

- Aerospace and Defense
- Automotive
- Digital Business
- Food and Beverage
- Healthcare
- Maritime
- Retail

created as a result of an agreement between the United States Department of Justice and the District of Columbia.

EDUCATION

- J.D., Duke University, 1993
- B.A., Brandeis University, 1990, *with honors*

CLERKSHIPS

- Law clerk to the Honorable Patricia A. Wynn, District of Columbia Superior Court. During this one-year clerkship, Mr. Aronie divided his time between the court's civil division and juvenile criminal division

ADMISSIONS

- District of Columbia
- Maryland

HONORS

- Selected as a member of the PCI Board of Advisors
- Selected as an official delegate, District of Columbia Judicial Conference, five times

ARTICLES

Books

- *GSA Schedule Handbook*, Second edition, Thomson West, 2010 (John W. Chierichella, Jonathan S. Aronie)
- *Guide to the Mandatory Disclosure Rule: Issues, Guidelines, and Best Practices*, American Bar Association, January 2010 (Co-Author and Chapter Editor)
- *GSA Schedule Handbook*, First edition, Thomson West, 2009 (John W. Chierichella, Jonathan S. Aronie)
- *Multiple Award Schedule Contracting*, Third edition, Thomson West, 2009 (John W. Chierichella, Jonathan S. Aronie)
- *Multiple Award Schedule Contracting*, Second edition, Xlibris Corporation, July 2006 (John W. Chierichella, Jonathan S. Aronie)
- *Multiple Award Schedule Contracting*, Xlibris Corporation, May 2002 (John W. Chierichella, Jonathan S. Aronie)

Blogs

- "What Happens In Vegas Doesn't Seem To Stay In Vegas: A Different Take on GSA's Recent Woes," governmentcontractslawblog.com, October 24, 2012
- "Federal Courts Begin to Lose Patience With Opportunistic Relators," *The Coalition for Government Procurement Far and Beyond Blog*, May 23, 2012 (Jonathan S. Aronie, Christopher M. Loveland)
- "Another U.S. District Court Follows The Lead Of The D.C. Circuit In Addressing The "First-To-File Bar" Circuit Split And Pushes Back Against An Opportunistic Relator," governmentcontractslawblog.com, May 14, 2012
- "From Attestation Reviews To Examinations: The GSA OIG Expands The Scope Of Its Pre-Award Audits," governmentcontractslawblog.com, April 18, 2011
- "Did A Butterfly Just Flap Its Wings? The Potential Industry-Wide Consequences of the SBA's Recent Suspension Of A Premier IT Contractor," governmentcontractslawblog.com, October 7, 2010
- "Finally, A Ruling That Applies Some Common Sense To The False Claims Act," governmentcontractslawblog.com, May 12, 2010
- "When Does A Free Item NOT Fall Below The Micro-Purchase Threshold?" governmentcontractslawblog.com, May 12, 2010
- "The First 100 Days," governmentcontractslawblog.com, March 19, 2009

- "FAR Proposes Mandatory Contractor Codes of Ethics and Business Conduct," governmentcontractslawblog.com, September 20, 2007

Articles

- "Case Study: Sandager V. Dell Marketing," *Law360*, May 17, 2012
- "Regulatory Relay," *The Deal*, December 15, 2008
- "Conquering Uncertainty in an Indefinite World: A Survey of Disputes Arising Under IDIQ Contracts," *Public Contract Law Journal*, May 27, 2008
- "The Eagle and the Arrow," *Federal Computer Week*, May 12, 2008
- "Aronie: The Danger of Discounts," *Federal Computer Week*, November 5, 2007
- "Changing Answers to a Longstanding Test Question (or what the new T&M rule means to us)," *Off the Shelf*, January 2007 (Jonathan S. Aronie, Marko W. Kipa)
- "Multiple Award Maze," January 12, 2007
- "It's All About the Rules," *Security Management*, November 2006 (co-author)
- "The Profit Margin: GSA's Inspector General Squeezes Profit Margins of Vendors Selling Services Under Schedule Contracts," *Federal Computer Week*, July 31, 2006
- "Set a rouge to catch a rogue - why Canada should think before following in the United States' footsteps," *Summit*, June, 2006
- "Keep GSA Schedules Humming," *Federal Computer Week*, March 20, 2006
- "In Search Of A Better Audit-A Proposal For Instilling Greater Consistency And Transparency In The GSA IG Audit Process," *The Government Contractor*, February 15, 2006
- "Don't be a target: Using the False Claims Act as a weapon has moved to the GSA schedules," *Federal Computer Week*, November 7, 2005
- "That's 'Dee' To My Friends," *Federal Computer Week*, July 11, 2005
- "Image is Everything -- Never Forget Contract Compliance," *The Secrets of Schedule Sales Success* by Bill Gormley and Larry Allen, Xlibris 2005, Chapter 5 (John W. Chierichella, Jonathan S. Aronie)
- "Foolish Consistency, Some people hide behind the 'this is the way we always do it' shield," *Federal Computer Week*, April 18, 2005
- "Paying the Subcontractors," *Federal Computer Week*, February 21, 2005
- "The Lesson of Time," *Federal Computer Week*, December 6, 2004
- "Service Contracting: An Integrated Approach," National Contract Management Association, 2004 NCMA (book) (Jonathan S. Aronie, contributing author)
- "The Simple Made Complex," *Federal Computer Week*, August 23, 2004
- "Contractors' Thorny Position," *Federal Computer Week*, June 28, 2004
- "Defining Small by Committee," *Federal Computer Week*, April 19, 2004
- "Gone In 60 Seconds," *Federal Computer Week*, February 23, 2004
- "Selling to Prime Contractors Under the Multiple Award Schedule Program," *Off the Shelf*, Vol. XXX, No. 2, February 2004
- "Learning from the Past," *Federal Computer Week*, January 26, 2004
- "A Controversial Clause," *Federal Computer Week*, November 17, 2003
- "See You In Court," *Federal Computer Week*, October 13, 2003
- "Discussing Debarment," *Federal Computer Week*, September 9, 2003
- "Fudging on Fees," *Federal Computer Week*, August 25, 2003
- "Advice to Contractor: Be Compliant," *Federal Computer Week*, July 28, 2003
- "Advice and Appeals," *Federal Computer Week*, June 23, 2003
- "No Guarantees," *Federal Computer Week*, May 26, 2003
- "Survey of Recent MAS Protest Decisions," *Off the Shelf*, May 2003 (James J. McCullough, Jonathan S. Aronie)

- “Small-Business Confusion,” *Federal Computer Week*, April 14, 2003
- “The SARA Clause,” *Federal Computer Week*, March 17, 2003
- “Cooperative Buying Overdue,” *Federal Computer Week*, February 24, 2003
- “Effective Selling under GSA’s Multiple Award Schedule Program,” *Insight*, May 2002 (John W. Chierichella, Jonathan S. Aronie)
- “The Baby and the Bathwater - Procurement Policy Gone Wrong,” *Government Contract Audit Report*, Spring 2002 (John W. Chierichella, Jonathan S. Aronie, Abram J. Pafford)
- “A Section 508 Survival Guide,” *Off The Shelf*, Vol.26, No.8, (Special Section), September 2001
- “Section 508 Accessibility: The ‘Undue Burden’ Exception,” *Contract Management*, August 2001 (James J. McCullough, Jonathan S. Aronie, Abram J. Pafford)
- “The New Section 508 Accessibility Rules: Threshold Compliance Issues for Both Federal Agencies and Contractors,” *Federal Contracts Report*, Vol. 75, No. 21 , May 22, 2001 (James J. McCullough, Jonathan S. Aronie, Abram J. Pafford)
- “Feature Article: Final FAR Rules Governing EIT Accessibility Answer Some Questions, Raise Others,” *Government Contracts Alert*, April 30, 2001 (James J. McCullough, Jonathan S. Aronie)
- “Unwary Rabbits Beware: IDIQ Means Never Having to Say You’re Sorry,” *Government Contract Audit Report*, February 2001 (John W. Chierichella, Jonathan S. Aronie)
- *Developments in Administrative Law and Regulatory Practice 1999-2000*, ABA Section of Administrative Law and Regulatory Practice, (Public Contracts and Procurement), February 2001 (John W. Chierichella, Jonathan S. Aronie)
- *Domestic & Foreign Product Preferences*, Briefing Papers, Second Series, December 2000 (John W. Chierichella, Jonathan S. Aronie, Andrew Skowronek)
- “When is Information Confidential? The Government and Courts’ Ongoing Tug-of-War over FOIA’s Exemption 4 Leaves Contracts Professionals in a Bind,” *Contract Management*, November 2000 (Jonathan S. Aronie, John W. Chierichella, James J. McCullough)
- “The Government’s Assault of FOIA Exemption 4: Do You Know Where Your Data Are?,” *Off The Shelf*, October 2000 (John W. Chierichella, Jonathan S. Aronie, James J. McCullough)
- *Feature Comment: Understanding DSCA’s New FMF Guidelines*, *The Government Contractor*, August 30, 2000 (William H. Taft IV, Jonathan S. Aronie)
- “Access Board Issues Draft Regulations Implementing Section 508,” *Government Contracts Alert*, April 30, 2000 (James J. McCullough, Jonathan S. Aronie)
- “Check or Checkmate? OFPP’s Recent Decision Affirming the Legality of GSA’s Post-Award Audit Clause,” *Contract Management*, December 1999 (James J. McCullough, Jonathan S. Aronie)
- “GSA Multiple Award Schedule at the Crossroads: OFPP Affirms Legality of Examination of Records and Price Adjustment Clauses,” *Government Contracts Alert*, October 29, 1999 (James J. McCullough, Jonathan S. Aronie)
- “Multiple-Award Schedule Contracts: The Good, the Bad, the Ugly,” *Washington Technology*, August 30, 1999
- “Open Market, Insert Foot,” *Federal Computer Week*, August 30, 1999
- “The Dark Side Revisited: A Few Thoughts on GEIA’s Petition to the OFPP,” *Off the Shelf*, July 1999
- “Disputing a Commercial KO,” *Legal Times*, April 26, 1999 (John W. Chierichella, Jonathan S. Aronie)
- “Ethics/Compliance Programs for Government Contractors: An Idea of Biblical Proportions,” *Off the Shelf*, December 1998
- “GSA’s MAS Program: Look Before You Leap,” *Federal Computer Week*, August 10, 1998

- "GSA IG Audits—You Can't Afford to Be Unprepared," *Off the Shelf*, August 1998 (John W. Chierichella, Jonathan S. Aronie)
- "GSA's Revised MAS IT Solicitation—It's Not Quite Commercial," *National Contract Management Association On Line Magazine*, May 15, 1998
- "Solid Footing for D.C. Real Estate," *The Washington Lawyer*, November/December 1997

SPEECHES

- "The Mandatory Disclosure Requirements," Federal Publications Seminars, Washington, DC, October 26, 2012
- "The Nuts and Bolts of the GSA/VA MAS Ordering Procedures," The Coalition for Government Procurement 2012 Fall Conference, Arlington, VA, October 24-25, 2012
- "Advanced Issues in Multiple Award Schedule Contracting," Federal Publications Seminars, Washington, DC, October 24-25, 2012
- "The More Things Change, The More They Stay The Same, Or How I Learned To Stop Worrying And Love Government Contracts," Annual Law Conference, Charleston, SC, October 18, 2012
- "Legal Update: Recent Development in Case Law and Regulation (aka The Rogers)," The Coalition for Government Procurement 2012 Spring Conference, Falls Church, VA, April 26-27, 2012
- "Government Contracting Compliance Pitfalls & How to Avoid or Overcome Them," MAPI Government Contracts Council Meeting, New Orleans, LA, April 26-27, 2012
- "Advanced Issues in Multiple Award Schedule Contracting," Federal Publications Seminars, Las Vegas, NV, March 7-8, 2012
- "The Innovation Locomotion," GSA's Facilities Maintenance and Hardware Acquisition Center 13th Annual Industry Event, St. Louis, MO, February 28, 2012
- "Standing Clear of the Third Rail: A Few Reminders About the Importance of Compliance," Alliance for Quality Business Solution Training Conference and Partnership Meeting, Fort Worth, TX, February 22, 2012
- "Four Eyes, Two Views, One Truth—Perspectives on the Myths and Realities of GSA Schedule Audits," The Coalition for Government Procurement 2011 Fall Conference, Arlington, VA, October 28, 2011
- "The Mandatory Disclosure Requirements," Federal Publications Seminars, Washington, DC, October 28, 2011
- "Legal Update: Recent Development in Case Law and Regulation," The Coalition for Government Procurement 2011 Spring Conference, Arlington, VA, March 17, 2011
- "Government Contracts Compliance," GSA Greater Southwest Acquisition Center, Alliance for Quality Business Solutions, "Be Ahead of the Game: Posturing for Success and Future Sustainability," Ft. Worth, Texas, February 8-10, 2011
- "Mandatory Disclosure Rule Update," The Aerospace General Counsel's Group, Kiawah, South Carolina, November 4, 2010
- "The Mandatory Disclosure Requirements," Federal Publications Seminars, Washington, DC, October 27-29, 2010
- "Government Contracting 101: The Risks of Having Uncle Sam as a Customer," Third Thursday Emerging Company Webinars, August 19, 2010
- "Advanced Issues in Multiple Award Schedule Contracting: Compliance, Audits and Risk Avoidance," Federal Publications Seminars, Arlington, VA, June 15-16, 2010
- "GSA Schedule Contracting: How to Keep More of the Money That You Make," GSA Expo 2010, Orlando, May 2010 (co-taught with Larry Allen)
- "Contractor Mandatory Disclosure," Federal Offices of Inspectors General (OIG) Roundtable, Arlington, Virginia, November 13, 2009
- "REWARD How Do You Keep More of What You Make?," The Coalition for Government Procurement 2009 Conference, November 4, 2009

- "To Disclose or Not Disclose - That is the Question," Greater Southwest Acquisition Center's Alliance for Quality Business Solutions Training Conference & Partnership Meeting, October 28, 2009
- "Advanced Issues in Multiple Award Schedule Contracting: Compliance, Audits and Risk Avoidance," Federal Publications Seminars, Washington, DC, October 21-22, 2009
- "Advanced Issues in Multiple Award Schedule Contracting: Compliance, Audits and Risk Avoidance," Federal Publications Seminars, Huntsville, AL, September 22-23, 2009
- "The FAR Mandatory Disclosure Rule: What Have We Learned Since Dec 12th?," 48th Annual National Seminar on Government Contracts, September 16, 2009
- "Advanced Issues in Multiple Award Schedule Contracting," Federal Publications Seminars, Arlington, VA, June 16, 2009
- "Good Governance," 2009 Public Procurement Conference of the Americas, April 27-29, 2009
- "Contractor Business Ethics Compliance Program and Disclosure Requirements," Federal Publications One Day Seminar, March 10, 2009
- "Contractor Business Ethics," Compliance Program Workshop, December 16, 2008
- "Understanding Your Obligations Under The New FAR Mandatory Disclosure Rule," ThompsonReuters Webcast, December 8, 2008
- "I Owe The Government How Much?!?," The Coalition for Government Procurement 2008 Fall Conference, Arlington, VA, October 22, 2008
- "Legal Forecast: How Will The New Regs Affect Your Business," The Coalition for Government Procurement 2008 Spring Conference, McLean, Virginia, May 28, 2008
- "Growing Your Government Business Without Losing Your Legal Shirt," GSA Expo, Anaheim, California, April 2008
- "E-mail - Life and Liability with an Unforgiving Send Key," The Coalition For Government Procurement Premier Partner Luncheon, December 13, 2007
- "Teaming Agreements and Advanced Subcontracting," Washington, DC, December 12, 2007
- "E-mail - Life and Liability with an Unforgiving Send Key," NCMA, November 12, 2007
- "Advanced Issues in Multiple Award Schedule Contracting," NCMA 26th Annual Government Contract Management Conference, Bethesda, Maryland, November 8, 2007
- "Five Key Areas of GSA Schedule Contracting," NCMA Rio Grande Annual "Nuts, Bolts, and Beyond" Conference, Kirtland Air Force Base, October 24, 2007
- "Kickbacks, Bribes, OCIs & Other Procurement Integrity Violations: Staying in Line with the Government's Ethical Requirements," Panel Moderator, ACI National Forum on Government Contracts Litigation and Investigations, Washington, DC, October 23, 2007
- "Negotiating With Your Contracting Officer," The Coalition for Government Procurement Premier Partner Quarterly Conference, Washington, DC, October 2, 2007
- "Advanced Issues in Multiple Award Schedule Contracting," Federal Publications Seminars, Washington, DC, September 17-18, 2007
- "Teaming Agreements and Advanced Subcontracting," Las Vegas, NV, September, 2007
- "Complying With The Ts & Cs of Your Contract," Dallas, TX, July 3, 2007
- "From The CGP Balcony: An Irreverent Procurement Update," The Coalition For Government Procurement 2007 Spring Conference, June 21, 2007
- "Advanced Issues in Multiple Award Schedule Contracting," Las Vegas, NV, June 12, 2007
- "Government Contracts in M&A Due Diligence: Caveat Emptor et Vendor," ACC San Francisco Bay Area Chapter, May 9-10, 2007

- "The Trade Agreements Act (Why All The Fuss?)," Bearing Specialists Association 2007 Convention, Marco Island, TX, May 4, 2007
- "Advanced Issues In Multiple Award Schedule Contracting," NCMA's World Congress, Dallas, TX, April 24, 2007
- "GSA Schedule Contracting - The More Things Change, The More They Stay The Same," NCMA's World Congress, Dallas, TX, April 24, 2007
- "Surviving a Government Audit," National Forum on Government Contracting Compliance for Commercial Companies, Washington, DC, March 28, 2007
- "Foreign Contractors and the U.S. Federal Procurement System," Washington, DC, June 20, 2006
- "Advanced Issues in Multiple Award Schedule Contracting," Federal Publications Seminars, Washington, DC, June 6-7, 2006
- "GSA Multiple Award Schedule Contracting: What You Don't Know CAN Hurt You," The Huntsville Chapter of National Contract Management Association, May 4, 2006
- "Tales from the Dark Side - Government Contractors Horror Stories and Lessons We Can Learn From Them," Security Institute Program - The Government Security Market, Washington, DC, April 25, 2006
- "Government Contract Terms and Conditions: Comply or Die," GSA Facilities and Maintenance Center's 2006 Industry Day, March 28, 2006
- "Case Studies of What To Do & What Not To Do in Government Contracting," The Coalition for Government Procurement 2005 Fall Conference, Arlington, VA, November 9, 2005
- "The Inside Scoop on Selling to the Government Through the GSA Schedule: How to Drive Revenue While Minimizing Risk," Ingram Micro/GovEd Alliance Fall 2005 Invitational Conference, Santa Ana, CA, November 2-4, 2005
- Government Procurement Conference of the Americas, Atlanta, GA, November 2, 2005
- "University of Minnesota 44th Annual National Seminar on Government Contracts," Saint Paul, MN, October 26-28, 2005
- "The False Claims Act: It's Not Just for Defense Contractors Anymore," The Coalition for Government Procurement Premier Partner Quarterly Seminar, Washington, DC, October 21, 2005 (Aronie and Perry)
- "The Federal False Claims Act: Bringing Your Competitors, Whistleblowers, and the Federal Government Together to Sue You," ACC-A San Francisco Bay Area Chapter, San Francisco, CA, September 29, 2005
- "Post-Award Audits, Scope Reviews & Contract Compliance: Is This Any Way To Treat A Contractor?," The Coalition for Government Procurement, Arlington, VA, June 2005
- "The Fun is Just Beginning," NCMA, Fairfax, VA, June 2005
- "I May Have My MAS- Now What?," GSA Expo 2005, May 24, 2005
- "GSA Schedule T&Cs: Comply or Die," NCMA World Congress 2005, Phoenix, AZ, April 2005
- "Advanced Issues in Multiple Award Schedule Contracting," Federal Publications Seminars, Las Vegas, NV, December 1-2, 2004
- Ingram Micro 2004 GovEd Alliance Conference November 3-4, 2004
- "1st Annual Hemispheric Government Procurement Conference," Panel Moderator, Legal Issues in Cross Border Government Contracting, Vancouver, British Columbia, Canada, November 16-17, 2004
- "Advanced Issues in Multiple Award Schedule Contracting," Federal Publications Seminars, Washington, DC, November 8-9, 2004
- "GSA Multiple Award Schedule – Realizing Benefits, Minimizing Risks," Ingram Micro 2004 GovEd Alliance Invitational, Las Vegas, NV, November 2004
- "The Government Marketplace," Keynote Speaker, Greensboro, NC, August 25, 2004

- “Riding the Homeland Security Bandwagon – Part II,” The Security Institute, Washington, DC, July 27, 2004 (Jonathan S. Aronie, Louis D. Victorino, Bob Lindseth)
- “Secrets of Schedules Success,” GSA Expo, Orlando, Florida, May 10, 2004
- “Government Contracting: Recognizing the Benefits While Avoiding the Pitfalls,” National Contract Management Association World Congress, Orlando, Florida, April 26, 2004
- “Riding the Homeland Security Bandwagon: A Look at the Benefits and Risks of Contracting with the Federal Government,” The Security Institute, Washington, DC, February 4, 2004
- “When Bad Things Happen to Good People,” The Coalition for Government Procurement 2004 Spring Conference (Jonathan S. Aronie, Roscoe C. Howard, Jr.)
- “Understanding Bid Protests,” The Coalition for Government Procurement Premier Partner Event, Washington, D.C., September 10, 2003 (Jonathan S. Aronie, Anne B. Perry)
- “Contract Compliance, Federal Audits, and the Civil False Claims Act,” National Contract Management Association, Washington, DC, June 14, 2003 (Louis D. Victorino, Jonathan S. Aronie)
- “Secrets of Schedules Success,” GSA Expo, San Antonio, TX, May 6, 2003
- “Contract Compliance: A View from Private Practice Attorneys,” The Coalition for Government Procurement 2003 Winter Seminar, Arlington, VA, January 30, 2003
- “Suspensions, Audits, Contract Compliance, and More,” The Coalition for Government Procurement 2002 Fall Conference, Washington, D.C., October 23, 2002
- “Multiple Award Schedule Contracting,” National Contract Management Association, World Congress, Long Beach, CA, July 24, 2002
- “Government Contracts for the Non-Government Contracts Lawyer,” Santa Clara County Bar Association, Santa Clara, CA, June 13, 2002
- “Teaming Agreements: The Good, The Bad and The Ugly,” National Contract Management Association South Bay Chapter, Los Angeles, CA, November 14, 2000 (John W. Chierichella, John T. Boese, Louis D. Victorino, Anne Bluth Perry, Jonathan S. Aronie)

EVENTS

- Third Thursday Emerging Company Webinar



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PRACTICE AREAS

- Labor and Employment
- Litigation

INDUSTRIES

- Education
- Entertainment, Media and Technology
- Healthcare
- Hospitality
- Retail

OVERVIEW

Tracey A. Kennedy is a partner in the Labor and Employment Practice Group in the firm's Los Angeles and New York offices.

Areas of Practice

Ms. Kennedy is responsible for all aspects of employment litigation matters on behalf of employers and management.

An experienced trial attorney, she has tried to verdict in state and federal court employment matters such as age, race, sex and disability discrimination, sexual and racial harassment, retaliation, and wrongful termination. Ms. Kennedy has also tried to verdict wage and hour class actions. Ms. Kennedy provides preventive counseling to clients concerning personnel and employment matters. Ms. Kennedy has lectured state-wide on personnel practices, employment discrimination, retaliation, sexual harassment, and wrongful termination.

Ms. Kennedy also has experience in labor issues such as union organizing, labor negotiations, and labor arbitrations.

EDUCATION

- J.D., University of Texas at Austin, 1990
- B.A., University of Texas, 1987

ADMISSIONS

- California
- District of Nebraska
- New York
- Ninth Circuit
- Texas
- U.S. District Court for the Central, Northern and Eastern Districts of California
- U.S. District Court for the Southern District of Texas

EXPERIENCE

June, 1989 - Jury Trial (14 days)

Court: Riverside County Superior Court (Hon. Hanks)
Case: Misdemeanor Possession
Role: First Chair Prosecutor (certified law clerk)
Verdict: Guilty

March, 1991 - Bench Trial (5 days)

Court: Los Angeles County Superior Court (Hon. D. Janavs)

Case: Breach of Construction Contract and Settlement Agreement
Role: Lead Trial Attorney
Verdict: Defense

November, 1993 - Jury Trial (14 days)

Court: Los Angeles County Superior Court (Hon. Bernard Kaufman)
Case: Wrongful Termination and Retaliation
Role: Second Chair
Verdict: Hung Jury

May, 1996 - Jury Trial (14 days)

Court: Los Angeles County Superior Court (Hon. Valerie Baker)
Case: Race Discrimination and Breach of Contract (27 year employee)
Role: Second Chair
Verdict: Defense Verdict as to Race Discrimination; Plaintiff Verdict as to Breach of Contract

August, 1996 - Jury Trial (14 days)

Court: Los Angeles County Superior Court (Hon. Judith Chirlin)
Case: Race Discrimination and Breach of Contract
Role: Second Chair
Verdict: Defense Verdict as to Race Discrimination; Plaintiff Verdict as to Breach of Contract

April, 1998 - Jury Trial (25 days)

Court: Los Angeles County Superior Court (Hon. Alexander Williams)
Case: Wrongful Termination, Violation of Fair Credit Reporting Act, Retaliation, and Race Discrimination
Role: Second Chair
Verdict: Plaintiff Verdict as to Wrongful Termination and Violation of FCRA; Defense Verdict as to Discrimination and Retaliation

August, 1998 - Jury Trial (7 days)

Court: United States District Court, Central District (Hon. Audrey Collins)
Case: Age Discrimination (Three plaintiffs)
Role: Co-counsel
Verdict: Defense (as to all plaintiffs)

October, 1998 - Jury Trial (4 days)

Court: Los Angeles County Superior Court (Hon. Richard Kalustian)
Case: Sexual Harassment and Retaliation
Role: Lead Trial Attorney
Verdict: Plaintiff (verdict was less than half of settlement offer)

February, 1999 - Jury Trial (8 days)

Court: Los Angeles County Superior Court (Hon. James Dunn)
Case: Age Discrimination and Breach of Contract
Role: Co-Counsel
Verdict: Defense

June, 1999 - Jury Trial (14 days)

Court: Tulare County Superior Court (Hon. Patrick O'Hara)
Case: Race and Age Discrimination and Breach of Contract
Role: Lead Trial Attorney
Verdict: Defense

November, 1999 - Jury Trial (7 days)

Court: United States District Court, Central District (Hon. William Rea)
Case: Race Discrimination and Retaliation
Role: Co-Counsel
Verdict: Defense

January, 2000 - Bench Trial (6 days)

Court: United States District Court, Central District (Hon. Laughlin Waters)
Case: Race and National Origin Discrimination, Race and National Origin Harassment and Retaliation
Role: Lead Trial Attorney
Verdict: Defense

March, 2000 - Bench Trial (5 days)

Court: Los Angeles County Superior Court (Hon. Joseph R. Kalin)
Case: Breach of Written Employment Contract for Chief Financial Officer
Role: Lead Trial Attorney
Verdict: Plaintiff (fraud claims and individuals dismissed before trial)

September, 2000 - Jury Trial (5 days)

Court: Los Angeles Superior Court (Hon. Coleman Swart)
Case: Breach of Implied Contract and Age and Sex Discrimination
Role: Lead Trial Attorney
Verdict: Defense

August, 2001 - Bench Trial (4 days)

Court: Los Angeles County Superior Court (Hon. James L. Wright)
Case: Medical Condition and Disability Discrimination and Overtime Pay
Role: Lead Trial Attorney
Verdict: Defense

November, 2002 -Jury Trial (10 days)

Court: Los Angeles County Superior Court (Hon. Ralph Dau)
Case: Race Retaliation (three plaintiffs)
Role: Lead Trial Attorney
Verdict: Defense Verdict as to two Plaintiffs; Plaintiff verdict as to retaliation in violation of public policy

March, 2003 - Jury Trial (10 days)

Court: Los Angeles County Superior Court (Hon. Alan Buckner)
Case: Retaliation, Age Association Discrimination, Medical Condition Association Discrimination, Breach of Contract
Role: Lead Trial Attorney
Verdict: Plaintiff Verdict as to Retaliation and Breach of Contract; Defense Verdict as to all other claims.

August, 2003 - Jury Trial (10 days)

Court: Los Angeles County Superior Court (Hon. Paul Gutman)
Case: Age and Gender Harassment, Age and Gender Discrimination, Unequal Pay (Gender Based), Failure to Promote, Breach of Contract
Role: Lead Trial Attorney
Verdict: Plaintiff Verdict on gender harassment; Defense Verdict as to all other claims

September, 2005 - Jury Trial (25 days)

Court: San Bernardino County Superior Court (Hon. Ben Kayashima)
Case: Disability Discrimination, Violation of the California Family Rights Act, Breach of Contract
Role: Lead Trial Attorney
Verdict: Defense Verdict

January, 2006 - Jury Trial (19 days)

Court: Los Angeles County Superior Court (Hon. Victor Persón)
Case: Retaliation (Violation of Labor Code § 1102.5)
Role: Lead Trial Attorney
Verdict: Defense Verdict

May, 2008 - Jury Trial (24 days)

Court: Orange County Superior Court (Hon. Peter Polos)

Case: Gender Discrimination and Harassment, Retaliation, Loss of Consortium
Role: Lead Trial Attorney
Verdict: Defense Verdict

July, 2008 - Bench Trial (1 day)

Court: Los Angeles Superior Court (Hon. Louis Lavin)
Case: Wage penalties
Role: Lead Trial Attorney
Verdict: Defense Verdict

August, 2008 - Bench Trial (9 days)

Court: Los Angeles County Superior Court (Hon. Susan Bryant-Deason)
Case: National Origin Discrimination and Harassment
Role: Lead Trial Attorney
Verdict: Settlement (during trial)

March, 2009 - Trial (8 days)

Court: Los Angeles County Superior Court (Hon. Zaven Sinanian)
Case: Pregnancy Discrimination, Pregnancy Harassment and Retaliation
Role: Lead Trial Attorney
Verdict: Defense Verdict

August 2009 - Trial (8 days)

Court: Orange County Superior Court (Hon. Richard Luesebrink)
Case: Disability Discrimination, Harassment, Retaliation, Failure to Accommodate
Role: Lead Trial Attorney
Verdict: Defense Verdict

September 2009—Bench Trial (10 days)

Court: Los Angeles County Superior Court (Hon. William MacLaughlin)
Case: Wage and Hour Class Action (Exemption) (Business & Profession Code § 17200)
Role: Lead Trial Attorney
Verdict: Defense Verdict January 2010

December 2009 – Jury Trial (8 days)

Court: Orange County Superior Court (Hon. Franz Miller)
Case: Overtime (Exemption) and Meal/Rest Period
Role: Co-Counsel
Verdict: Defense Verdict

February 2010 - Jury Trial (10 days)

Court: Los Angeles County Superior Court (Hon. Ronald Sohigian)
Case: Disability discrimination
Role: Lead Trial Attorney
Verdict: Plaintiff verdict - New trial granted

August 2010 - Jury Trial (10 days)

Court: Santa Rosa County Superior Court (Hon. Mark Tansil)
Role: Co-Counsel
Case: Sexual Harassment and Retaliation
Verdict: Plaintiff Verdict

October 2010 - Jury Trial (10 days)

Court: San Francisco Superior Court (Hon. Charlene P. Kiesselbach)
Case: Wrongful Termination and Reimbursement (Labor Code section 2802)
Role: Co-Counsel
Verdict: Defense Verdict

March 2011 - Jury Trial (15 days)

Court: Los Angeles County Superior Court (Hon. David Milton)
Case: Civil Stalking, Wrongful Termination, Sexual Harassment

Role: Lead Trial Attorney
Verdict: Plaintiff

October 2011 - Jury Trial (6 days)

Court: Los Angeles County Superior Court (Hon. Louis Meisinger)
Case: Retaliation, Wrongful Termination, Failure to Prevent Retaliation
Role: Co-Lead Counsel
Verdict: Defense

December 2011

Court: Los Angeles Superior Court (Hon. A. Khan)
Case: CFRA Harassment Discrimination and Retaliation
Role: Lead trial attorney
Plaintiff Verdict: retaliation, negligence
Defense Verdict: harassment, Kin Care, associational, discrimination, punitive damages (on appeal)

Reported Cases

Cloud v. Northrop Grumman, 67 Cal. App. 4th 995 (1998)

Louie Lu v. Hawaiian Gardens Casino, 50 Cal. 4th 592 (2010)

HONORS

- Recognized as a Leading Employment Lawyer in USA, *11th edition PLC Employment Multijurisdictional Guide*, 2012
- Top Women Litigators, *Daily Journal*, 2009, 2010
- Named one of The Nation's Most Powerful Employment Attorneys -- Up-and-Comers by *Human Resource Executive*, 2011
- Southern California Super Lawyer, 2009, 2010, 2011, 2012
- Top Labor & Employment Lawyers, *Chambers & Partners*, 2009, 2010, 2011, 2012
- Recognized, Labor and Employment Litigation, *Legal 500*, 2011, 2012
- Top Labor & Employment Lawyers, *Daily Journal*, 2010, 2012
- Top Ten Employment Defense Attorney, *Daily Journal*, 2009

MEMBERSHIPS

- Member, Association of Southern California Defense Counsel
- Member, American Board of Trial Advocates
- American Trial Lawyers Association
- Former Member of the Executive Committee, Labor & Employment Law Section, Los Angeles County Bar Association
- Former Chair and Co-Chair, Barristers Sports Project Committee
- Former Member, Barristers Executive Committee
- Former Co-Chair, Barristers South Central Legal Services Committee
- Former Associate Editor, California Labor and Employment Law Quarterly
- Former Executive Committee Member, Labor and Employment Law Section, Beverly Hills Bar Association

ARTICLES

- Logging a String of Big Wins in Labor & Employment, *Daily Journal*, February 9, 2011
- Employment Defense - Tracey Kennedy, *Daily Journal*, July 14, 2010
- Top 2010 Women Litigators, *Daily Journal*, May 12, 2010
- Top Labor Attorney - Tracey Kennedy, *The Los Angeles Daily Journal*, July 15, 2009

- 2009 - Top Women Litigators, *Daily Journal*, May 13, 2009
- New Disability Law, December 26, 2000
- If It's Done Right, You Too, Can Be An At Will Employer, November 1, 2000

SPEECHES

- Ms. Kennedy has lectured state wide on personnel practices, employment discrimination, harassment, wrongful termination, unfair business practices, and trial practice and techniques.
- Featured Legal Commentator, 2010-2012 National Association of Health Care Recruiters

EVENTS

- 2012 Employment Discrimination and Personnel Relations Laws - San Francisco, Orange County, Pasadena and Los Angeles
- 2011 Employment Discrimination And Personnel Relations Laws - San Francisco, Orange County, Pasadena and Los Angeles
- 2010 Employment Discrimination and Personnel Relations Laws Series - Los Angeles, Orange County, San Francisco and Pasadena
- 2010 Langston Bar Association Labor & Employment Seminar for New Attorneys
- 2009 Employment Discrimination and Personnel Relations Laws Series - Los Angeles, Orange County, San Francisco and Pasadena
- 2008 Employment Discrimination and Personnel Relations Laws Series - Los Angeles, Orange County, San Francisco and Pasadena



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PRACTICE AREAS

- Government Contracts, Investigations & International Trade
- White Collar Defense and Corporate Investigations

INDUSTRIES

- Healthcare

OVERVIEW

Mr. Morris is a partner in the Government Contracts and Regulated Industries practice group in the firm's Los Angeles office.

Areas of Practice

Mr. Morris is a litigator whose practice focuses primarily on white-collar defense, complex business litigation, healthcare matters and securities litigation. He has extensive experience in defending companies and individuals in a wide range of federal prosecutions, including securities fraud, bank fraud, health care fraud, bribery, money laundering, tax evasion and environmental crimes.

Mr. Morris is an experienced trial lawyer who has tried 23 civil and criminal cases representing plaintiffs and defendants.

Before joining Sheppard Mullin, Mr. Morris was a founding partner of another law firm and, earlier, held senior positions with two other firms. From 1994 to 1996, Peter held a full-time faculty appointment with the School of Law of the University of California at Los Angeles. He also served as an Assistant United States Attorney in the Criminal Division of the U.S. Attorney's Office (1988–1991). He is AV Peer Review Rated.

EDUCATION

- J.D., Harvard Law School, 1986, *cum laude*, Managing Editor, *Harvard Civil Rights-Civil Liberties Law Review*
- A.B., Cornell University, 1983, *cum laude, with distinction, Phi Beta Kappa*

ADMISSIONS

- U.S. District Court, District of Massachusetts, 2010
- U.S. District Court, Eastern District of Louisiana, 2004
- U.S. Supreme Court, 2002
- U.S. District Court, Eastern District of Michigan, 2000
- U.S. Court of Appeals, Ninth Circuit, 1989
- U.S. District Court, Central District of California, 1987
- California, 1986

EXPERIENCE

Notable Engagements

White Collar Criminal Defense

- Represent an executive of a major Japanese corporation in a federal criminal investigation involving price fixing of electronic auto parts.

- Represent current and former executives of Broadcom in federal criminal and SEC investigations into options pricing practices.
- Represent a major Greek shipping company in a federal criminal case involving the discharge of pollutants into US waters.
- Represent a major defense contractor in a federal investigation into cost accounting practices.
- Represent a company in a federal criminal investigation into consumer fraud, mislabeling and customs violations.
- Represent an officer of Homestore in federal criminal and SEC cases involving a scheme to inflate on-line advertising revenues through a series of fraudulent round-trip transactions.
- Represent physicians in federal criminal and FTC cases involving fraudulent representations regarding nutritional products.
- Represent the target of a federal criminal case involving Milberg Weiss's secret, illegal payments to plaintiffs in securities class-action lawsuits.
- Represent defense contractors in federal criminal investigations into FCPA violations.

Civil Business and Tort Litigation

- Represent plaintiffs in litigation against insurance companies for unlawful termination of professional disability policies.
- Represent major health care insurance companies in litigation against physicians for fraudulent billing practices.
- Represent plaintiffs and defendants in civil fraud, breach of fiduciary duty, breach of contract, securities fraud and other complex business litigation.

HONORS

- Top Litigation: White-Collar Crime & Government Investigations Lawyers, Chambers & Partners, 2009, 2010, 2011
- Southern California Super Lawyer, 2012

ARTICLES

- Sheppard Mullin Signs Six from Mayer Brown, *The Recorder*, January 5, 2009

Government Contracts Law Blog Articles

- "New FCA Rules Put Lenders and Brokers Directly in Their Gun Sights", August 12, 2009

White Collar Defense Blog Articles

- "No Strings Attached: The Latest Expansion of the Lacey Act," January 19, 2012

EVENTS

- Antitrust and Anti-Corruption Enforcement: What Every International Company Needs to Know



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OVERVIEW

Mr. Bowers is an associate in the Corporate & Securities, Real Estate, and Government Contracts groups in the firm's Washington, D.C. office.

Areas of Practice

Mr. Bowers has a wide-ranging practice, which includes corporate & real estate, litigation, and internal investigations. Mr. Bowers routinely counsels U.S. real estate investors in all aspects of the acquisition, financing, and leasing of commercial properties domestically and abroad. Mr. Bowers' corporate practice includes mergers and acquisitions, venture capital, corporate finance and regulatory compliance. Mr. Bowers has also represented clients in all aspects of civil litigation, including internal investigations. Additionally, Mr. Bowers represented numerous clients in criminal court as part of the Georgetown Law Juvenile Justice Clinic.

Prior to beginning his legal career, Mr. Bowers worked for the Department of Defense on a wide range of political and national security issues while serving as an all-source analyst covering Afghanistan and counter-terrorism related issues. Mr. Bowers drafted numerous reports and briefed senior leaders of the Department of Defense on related issues.

EDUCATION

- J.D., Georgetown University Law Center, 2010
- B.A., Georgetown University, 2004

ADMISSIONS

- Virginia
- District of Columbia

MEMBERSHIPS

- Member, Virginia State Bar
- Member, Virginia Bar Association
- Member, American Bar Association
- Member, National Bar Association

PRACTICE AREAS

- Corporate
- Real Estate
- Government Contracts, Investigations & International Trade
- Litigation

INDUSTRIES

- Aerospace and Defense
- Entertainment, Media and Technology
- Financial Services
- Private Equity



DAVID L. DOUGLASS

Partner

Washington, DC
1300 I Street, N.W.
11th Floor East
Washington, DC 20005

Tel: 202.469.4909
Fax: 202.312.9448
ddouglass@sheppardmullin.com

PRACTICE AREAS

- Government Contracts, Investigations & International Trade

OVERVIEW

Mr. David Douglass is a partner in the Government Contracts, Investigations & International Trade Practice Group in the firm's Washington, D.C. office.

Areas of Practice

David Douglass is an experienced trial attorney whose practice focuses on defending companies and corporate executives facing civil and criminal investigations and litigation. David specializes in defending pharmaceutical and medical device companies, health care providers and government contractors in civil and criminal investigations and litigation, including trials. David is currently Chair of the American Bar Association Health Law Section. He is also a fellow in the American College of Trial Attorneys.

The American College of Trial Lawyers is composed of the best of the trial bar from the United States and Canada. Fellowship is extended by invitation only and only after careful investigation, to those experienced trial lawyers who have mastered the art of advocacy and whose professional careers have been marked by the highest standards of ethical conduct, professionalism, civility and collegiality. Membership in the College cannot exceed one percent of the total lawyer population of any state or province.

David has been trial counsel in over 20 federal court trials, including Washington, D.C., Virginia, Maryland and New York. Among his trial accomplishments, in 2006 he successfully defended the first False Claims Act lawsuit brought against a private contractor, Custer Battles LLC, for work performed for the Coalition Provisional Authority in Iraq. He also obtained a favorable verdict for his client, Health Care Services Corporation (formerly Blue Cross Blue Shield of Texas) in the first state, indirect-purchaser, antitrust action to proceed to trial.

David has also lead two high-profile government investigations. In 1994 he served as Executive Director of the White House Security Review, ordered by the Secretary of the Treasury in the wake of a small plane crash on the White House Lawn. In 1993 he served as Assistant Director of the Treasury Department's investigation of the raid on the Branch Davidian compound in Waco, Texas. National media outlets praised the investigative report as a "Courageous, Candid evaluation." (The Los Angeles Times). "Brutally Detailed." (The New York Times). "No punches have been pulled." (The Sacramento Bee). Despite an unsparing critique, an ATF manager stated "Could spur the reinventing of a better Bureau." (as quoted in the Washington Post).

EDUCATION

- J.D., Harvard Law School, 1985, *cum laude*
- B.A., Yale University, 1981

ADMISSIONS

- District of Columbia
- Massachusetts
- U.S. Court of Federal Claims

EXPERIENCE

- Counsel for Boston Scientific in defense of False Claims Act litigation against predecessor company.
- Successful defense of corporate executive who was a target in investigation of alleged export control violations.
- 2006: Successful trial defense of defendant in the first qui tam trial arising from contracting in Iraq. (Federal Court, Eastern District of Virginia)
- 2005: Jury verdict on behalf of Health Care Services Corporation in the first indirect-purchaser antitrust case to proceed to trial. (Federal Court, District of Columbia)
- 2003: Successful defense of a national health care provider against allegations of violations of the Medicaid Rebate Statute. (No indictment sought)
- 2002: Trial defense of individual charged with violation of the Arms Export Control Act. (Federal Court, District of Maryland, Baltimore Division)

HONORS

- American College of Trial Lawyers
- *Super Lawyers*, 2007, 2010

MEMBERSHIPS

- American Bar Association: Health Law Section, Fraud and Abuse Interest Group - Vice Chair; Administrative Law Section, Criminal Process Committee - Member and former Co-Chair
- DRI - The Voice of the Defense Bar: Government Enforcement and Corporate Compliance Committee - Chair
- The Bar Association of the District of Columbia
- National Bar Association

ARTICLES

- Co-author, "What Is a General Counsel to Do?" In-House Defense Quarterly, Winter 2013
- Author, "Qui Tam Litigation Defense: Three Dimensional Chess," American Bar Association's Litigating FCA Cases Teleconference, February 2011
- Author, "The (Ir)Responsible Corporate Officer Doctrine and Contemporary Corporate Compliance: Protecting Responsible Corporate Officers from Irresponsible Prosecution," American Conference Institute's 15th Anniversary Drug & Medical Device Litigation, December 2010
- Author, "Litigating Civil Cases in the Shadow of a Criminal Investigation," DRI Business Litigation and Intellectual Property Seminar, April 2010
- Author, "Understanding and Accommodating the Department of Justice' Evolving Policies Concerning Cooperation and Waiver of the Attorney-Client Privilege in Directing Effective Internal Investigations," ABA National Institute on Internal Investigations, May 2009
- Co-author, "Recent Developments in Corporate "Cooperation" Credit: Opening Pandora's Box or Slamming The Privilege Waiver Lid Shut," March 2009
- Co-author, "The Corporate Attorney-Client Privilege: Preserving Privacy in the Age of Transparency," The Joan Fullam Irick Privacy Project III (IADC), 2007
- Author, "U.S. Supreme Court Issues Important Ruling on the "Original Source" Requirement," Qui Tam Litigation Alert, March 28, 2007
- Co-author, "Healthcare Fraud Enforcement Trends & Developments," Andrews White-Collar Crime Reporter, February 27, 2007
- Co-author, "Exceptions to the McNulty Memo: Do They Render the Revisions Illusory?" Andrews White-Collar Crime Reporter, February 27, 2007

SPEECHES

- Panelist, Strafford Webinars, "Qui Tam Actions: Managing Whistleblower Suits for Class Action Counsel," February 7, 2013
- American Bar Association Health Law Section's 12th Annual Conference on Emerging Issues in Healthcare Law, "Fraud and Abuse Enforcement Update," February 2011
- American Bar Association's Litigating FCA Cases Teleconference, "Qui Tam Litigation Defense: Three Dimensional Chess," February 2011
- Law Education Institute's 28th Annual National CLE Conference, "Health Care Reform in Practice: Federal and State Health Care Fraud Prosecutions," January 2011
- American Conference Institute's 15th Anniversary Drug & Medical Device Litigation Program, "Managing the New Threat that Individual Corporate Officer Liability Poses to Pharmaceutical Companies," December 2010
- DRI's Business Litigation and Intellectual Property Seminar, "Litigating Civil Cases in the Shadow of a Criminal Investigation," April 2010
- IPOA EuroConference 2010: Risk Management in Conflict and Post-Conflict Zones, "Key issues in establishing compliance protocols to manage risk in volatile environments," April 2010
- Panelist, ABA National Institute on Health Care Fraud, "Mediating Health Care Fraud Cases," May 2009
- Panelist, National Institute on Internal Corporate Investigations and In-House Counsel, May 2009
- Panelist, ABA Business Law Section, "Aftermath of the Financial Meltdown: - Analyzing Future Litigation and Compliance Issues," April 2009
- Law Education Institute, Health Law Program, "Representing Medical Device and Other Supplier Companies," January 2009
- Panelist, 6th Annual National Institute on Civil False Claims Act and Qui Tam Enforcement, Recent Developments on Damages and Penalties Panel
- Panelist, ABA Health Law Section Teleconference, "Blakely and the Federal Sentencing Guidelines: You Can Almost Go Home Again. The Importance of the Supreme Court's Landmark Decision in the Booker and Fanfan Cases," February 2005

McNEILLY, CATHERINE R.

Home: 701 Fernhill Avenue Pittsburgh, PA 15226-1300

Work Phone: 412.488.8327 Home Phone: 412.341.8066 Cell Phone: 412.251.1217

Personal Email: crmcneilly@aol.com

PROFILE

- * Accomplished, experienced career **law enforcement** professional with solid and proven background in Police Management.
 - * Strong emphasis in researching and **writing** Policy and Procedures.
 - * Exceptional reputation and work ethic that exceeds objectiveness and **integrity**.
 - * Practical and realistic manager with extraordinary organizational skills.
 - * Complete, thorough and prompt in ability to submit projects and meet deadlines.
 - * Excellent written communications skills.
 - * Unique ability to motivate and unite others.
-

EDUCATION

- | | |
|---|---|
| ◆ Master of Science Information Technology – Carnegie Mellon University | <i>September 2000 – Present (12 credits earned to date)</i> |
| ◆ M.P.A. Master of Public Administration, University of Pittsburgh | <i>May 1990</i> |
| ◆ B.A. Administration of Justice, University of Pittsburgh | <i>May 1981</i> |
| ◆ A.S., Corrections Administration | <i>May 1978</i> |
| ◆ Community College of Allegheny County | <i>May, 1976</i> |
| ◆ St. Basil High School | |
-

CAREER HISTORY

Over 34 years of service (date of hire – July 17, 1978 at 19 years of age ~ youngest person ever hired)

CITY OF PITTSBURGH BUREAU OF POLICE

July 1992 - present

Commander

- ◆ Served as “Night Watch” **Commander** responsible for overseeing citywide patrol operations on the afternoon shift.
- ◆ **Commanded** the Pittsburgh Police Training Academy
- ◆ **First female to command a patrol zone – Commander** – South Side (Zone 3) where I am **presently** assigned, and North Side (Zone 1) twice.
- ◆ **First female to command Special Deployment Division** with direct oversight of Traffic, SWAT and Mounted Patrol personnel and operations.
- ◆ Served ~ on two occasions ~ in **command** of Research & Planning Division of the Administration Branch of the Pittsburgh Bureau of Police ~ which involves Special Events Planning, Crime Analysis and **Criminal Intelligence Units**.
- ◆ **Developed & implemented complete overhaul of policies and procedures** for the Bureau of Police

CAREER HISTORY

(continued . . .)

October 1987 - July, 1992

CITY OF PITTSBURGH BUREAU OF POLICE

Lieutenant

- ♦ **First female appointed to position of Lieutenant in history of Bureau of Police**
- ♦ Supervised patrol shifts
- ♦ Served as Field Training Supervisor
- ♦ Served as Administrative Aide to Chief of Police

CITY OF PITTSBURGH BUREAU OF POLICE

1985- 1987

Detective

- ♦ Arson Investigator
- ♦ Designed first database for case management investigative files.

PROFESSIONAL:

1980 - Present

- ♦ Graduate ~ 204th Session ~ **U.S. Secret Service Dignitary Protection Seminar** (May 2010)
- ♦ Graduate of the 191st Session of the **FBI National Academy** (December 1997).
- ♦ Graduate of the **“Police Supervisor In-Service Training Institute” (POSIT)** (Jan. 1991)
- ♦ Graduate of the **“Police Executive Development Institute” (POLEX)** (May 12, 1989)
- ♦ Presented at the Annual Training Conferences of the International Association of Chiefs of Police, Major City Chiefs, Ohio Chiefs of Police Association and for many other police organizations.
- ♦ Certified by the State of Pennsylvania Municipal Police Officer’s Education and Training Commission as an instructor for Basic Recruit and In-Service Training.
- ♦ Served as member of course development committee for MPOETC in 1997 In-Service

Training:

- ♦ 1985 - Served as a Field Training Officer (FTO) for the Pittsburgh Bureau of Police
- ♦ 1986 - Completed “Instructor Development” Training sponsored by the FBI at Pittsburgh.
- ♦ 1990 - Served as a Field Training Supervisor for the Pittsburgh Bureau of Police
- ♦ 1995 - Served as an Instructor for IUP Criminal Justice Training Center in “Cultural Diversity Awareness.”
- ♦ 1996 - Served as part of the Mandatory In-Service Course Development Committee for statewide training conducted that year.
- ♦ 1998 – Instructed the 151st Session of “POLEX” for Penn State University.
- ♦ 1998 - Served as an Instructor for IUP Criminal Justice Training Center in “Emotional Health.”
- ♦ 1998 - Co-instructed at University of Pittsburgh “Introduction to Law Enforcement.”

DIRECT SUPERVISOR

- ♦ Assistant Chief of Operations Maurita Bryant
Pittsburgh Bureau of Police ~ 1203 Western Avenue ~ Pittsburgh PA 15233
Phone - 412.323.7814

PERSONAL

- ♦ **Married ~ 20 years to Chief Robert W. McNeilly – Elizabeth Township Police Department**
- ♦ **Proficient computer skills** with several software products.
- ♦ **Emphasis** in Windows; Microsoft Office: Word, Excel, PowerPoint, and Access.
- ♦ Member, **Western PA Chiefs of Police**
- ♦ Member, **PA Chiefs of Police**
- ♦ Member of **International Association of Chiefs of Police**
- ♦ Member of **FBINAA**



Office of Supplier Diversity
EQUAL BUSINESS OPPORTUNITY PROGRAMS

Mitchell J. Landrieu, Mayor

**STATE & LOCAL
DISADVANTAGED BUSINESS ENTERPRISE
CERTIFICATION APPLICATION**

DEL CARMEN CONSULTING, LLC
Applicant Firm

DR. ALEX del CARMEN 817-681-7840
Contact Person Telephone

OFFICE USE ONLY	DATE
Initial Application Received	
Additional Information Requested	
Additional Information Received	
Site Visit Completed	
Panel Review	
Certified Denied (Circle One)	
Appeal Review	
Certified Denied (Circle One) Upon Appeal	

Revised: November 2012

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Types of Schools Attended

What type of school did you attend - **public, private, parochial, or home school** - during:

- Public Elementary School
- Public Middle/Junior High School
- Public High School

Education Level

What is the **highest educational level** you attained?

- Not a high school graduate
- High school graduate
- G.E.D.
- Some schooling beyond high school
- Vocational, trade, or technical diploma
- Associates degree
- College degree
- Some schooling beyond college
- Master's degree
- Doctorate degree (PhD, MD, JD, EdD, or DBA)

Household Contribution

Was it necessary for you to work outside of your home during your high school years? If yes, explain.

- No Yes | If yes, explain to help my parents' income

College Financial Aid

Did you receive financial aid while in college or for vocational educational training? If yes, indicate all types of aid that apply.

- I financed my own education
- My parent(s)/guardian(s) financed my education
- Scholarships
- Grants
- Loans
- Work Study

Disability

Do you have a disability that substantially limits one or more of your major life activities? If so, describe the disability and the manner in which it interferes with the performance of ordinary, day-to-day tasks. [Please provide a letter from a doctor or other documentation confirming your disability.]

Native Language

Is English your native language English? If no, please indicate the age you began speaking English.

- No Yes | Age 13
- Do you speak with an accent? No Yes

Household Income

Please indicate your total year-end household income for each of the last three (3) years. Provide copies of your personal Federal and state income tax returns for each of those years.

Year 20 <u>09</u>	Year 20 <u>10</u>	Year 20 <u>11</u>
<u>\$119,000</u>	<u>\$119,000</u>	<u>\$120,000</u>

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Home Ownership

Do you own the home in which you reside?

No Yes

If yes, state the purchase price of the home, the date of purchase and the present mortgage balance.

Purchase Price: \$325,000 Date Purchased (Mo./Yr.): 11/09 Mortgage Balance: 0

Other Business Ownership

Do you hold an ownership interest in any other business? If yes, name the business, describe the type of goods or services sold, your percentage (%) of ownership in the business and if the business is active or inactive.

No Yes | Business Name _____ | Active Inactive

Types of Goods/Services Sold _____ (%) Ownership _____

Officer or Director

Are you an officer or director of any business other than the business which is the subject of this application?

No Yes | If yes, list the company and position.

Company _____ Position _____

Net Worth

What is your personal net worth (assets less debts) as of the date of this application? Please provide a personal net worth statement as of the date of this application.

Personal Net Worth \$ 500,000

Denied Personal Loan or Mortgage

Have you ever been denied a personal loan or mortgage when you believe you were qualified to obtain it? If so, please explain below or in a separate, confidential statement. Also, please provide a sworn affidavit of a third party who can verify this denial.

No Yes

Denied Admission to a School or University

Have you ever been denied admission to a school or university when you believe you were qualified for admission? If so, please explain below or in a separate, confidential statement. Also, please provide a sworn affidavit of a third party who can verify this denial.

No Yes

Organizational Memberships

To what business, fraternal or social organizations do you belong?

KNIGHTS OF COLUMBUS

Denied Membership to a Club or Social Organization

Have you ever been denied membership in a club or social organization? If yes, you can describe the discriminatory conduct below or in a separate, confidential statement.

No Yes

Denied Employment

Have you ever been denied employment or a promotional opportunity when you believe you were qualified? If yes, describe the unfair treatment/discriminatory conduct below or in a separate, confidential state

No Yes

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Owner's Name

Please Print Neatly (First, Middle Initial, Last)

~~XXXXXXXXXXXX~~ ^{SARA} del CARMEN

Spouse's Experience and Qualifications

Please provide a brief summary of your experience and qualifications for the responsibilities given to you within the firm (if any). Attach a separate sheet if necessary.

Household

Did you reside in a single parent or single guardian home while in high school?

No ___ Yes ___ If yes, how long? ___

Parent(s)/Guardian(s) Occupation(s)

Please state the occupation of each parent or guardian with whom you resided during high school?

Father Teacher Mother Teacher

Guardian #1 _____ Guardian #2 _____

Parent(s)/Guardian(s) Education Level

Please indicate the education level achieved by each parent or guardian with whom you resided while in high school (e.g., not a high school graduate, high school graduate, some schooling beyond high school, trade school/community college graduate, college graduate, master's degree, PhD, JD, or MD).

Father MASTERS Mother MASTERS

Guardian #1 _____

Guardian #2 _____

Public or Subsidized Housing

Did you reside in public or subsidized housing (e.g., Section 8) for more than one year during high school?

No ___ Yes ___ If yes, how long? ___

Public Assistance

Did your family receive any of the following forms of public assistance for more than one year while you were growing up? Check all that apply.

___ AFDC (Aid to Families with Dependent Children)

___ Medicaid

___ SSI (Supplemental Social Security Income)

___ Food Stamps

Size of Family

What was the size of your family while growing up?

4 # of adults 2 # of children

Relationship of adults (married, unmarried, other) MARRIED

Family's Income

What was your family's income for each of your high school years?

1st Year \$60,000 2nd Year \$61,000 3rd Year \$61,000 4th Year \$70,000

IMPORTANT: You must answer this question to the best of your knowledge.

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Types of Schools Attended

What type of school did you attend - **public, private, parochial, or home school** - during:

- Public Elementary School
- Public Middle/Junior High School
- Public High School

Education Level

What is the **highest educational level** you attained?

- Not a high school graduate
- High school graduate
- G.E.D.
- Some schooling beyond high school
- Vocational, trade, or technical diploma
- Associates degree
- College degree
- Some schooling beyond college
- Master's degree
- Doctorate degree (PhD, MD, JD, EdD, or DBA)

Household Contribution

Was it necessary for you to work outside of your home during your high school years? If yes, explain.

No Yes | If yes, explain TO SUPPLEMENT PARENTS' INCOME

College Financial Aid

Did you receive financial aid while in college or for vocational educational training? If yes, indicate all types of aid that apply.

- I financed my own education
- My parent(s)/guardian(s) financed my education
- Scholarships
- Grants
- Loans
- Work Study

Disability

Do you have a disability that substantially limits one or more of your major life activities? If so, describe the disability and the manner in which it interferes with the performance of ordinary, day-to-day tasks. [Please provide a letter from a doctor or other documentation confirming your disability.]

Native Language

Is English your native language English? If no, please indicate the age you began speaking English.

No Yes | Age _____

Do you speak with an accent? No Yes

Household Income

Please indicate your total year-end household income for each of the last three (3) years. Provide copies of your personal Federal and state income tax returns for each of those years.

Year 20 <u>09</u>	Year 20 <u>10</u>	Year 20 <u>12</u>
\$ <u>60,000</u>	\$ <u>70,000</u>	\$ <u>75,000</u>

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Home Ownership

Do you own the home in which you reside?

No Yes

If yes, state the purchase price of the home, the date of purchase and the present mortgage balance.

Purchase Price: _____ Date Purchased (Mo./Yr.): _____ Mortgage Balance: _____

Other Business Ownership

Do you hold an ownership interest in any other business? If yes, name the business, describe the type of goods or services sold, your percentage (%) of ownership in the business and if the business is active or inactive.

No Yes | Business Name _____ | Active Inactive

Types of Goods/Services Sold _____ (%) Ownership _____

Officer or Director

Are you an officer or director of any business other than the business which is the subject of this application?

No Yes | If yes, list the company and position.

Company _____ Position _____

Net Worth

What is your personal net worth (assets less debts) as of the date of this application? Please provide a personal net worth statement as of the date of this application.

Personal Net Worth \$ _____

Denied Personal Loan or Mortgage

Have you ever been denied a personal loan or mortgage when you believe you were qualified to obtain it? If so, please explain below or in a separate, confidential statement. Also, please provide a sworn affidavit of a third party who can verify this denial.

No Yes

Denied Admission to a School or University

Have you ever been denied admission to a school or university when you believe you were qualified for admission? If so, please explain below or in a separate, confidential statement. Also, please provide a sworn affidavit of a third party who can verify this denial.

No Yes

Organizational Memberships

To what business, fraternal or social organizations do you belong?

Denied Membership to a Club or Social Organization

Have you ever been denied membership in a club or social organization? If yes, you can describe the discriminatory conduct below or in a separate, confidential statement.

No Yes

Denied Employment


Have you ever been denied employment or a promotional opportunity when you believe you were qualified? If yes, describe the unfair treatment/discriminatory conduct below or in a separate, confidential state

No Yes

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

AFFIDAVIT

"The undersigned swears that the foregoing statements are true and correct and include all material information necessary to identify and explain the operations of _____ (Applicant Company's Name) as well as the ownership thereof. Further, the undersigned agrees to provide, through the prime contractor or, if no prime, directly to the City of New Orleans, current, complete and accurate information regarding actual work performed on the project, the payment therefore, and any proposed changes, of the foregoing arrangements and to permit the audit and examination of books, records, and files of the named firm. Any material misrepresentation will be grounds for terminating any contract which may be awarded and for initiating action under Federal and State laws concerning false statements."

Signature 

Name (Print or Type) Alex del Carmen

Title CEO

Date 11-14-12

Corporate Seal (Where appropriate)

Date _____

State of _____

Parish/County of _____

On this _____ day of _____, 20____, before me appeared (name) _____ to me personally known, who, being duly sworn, did execute the foregoing affidavit, and did state that he or she was properly authorized by (name of applicant firm) _____ to execute this affidavit and did so as his or her free act and deed.

Notary Public _____

Commission Expires _____

(Seal)

Note: If, after filing this Schedule A and before the work of the firm is completed on the contract covered by the SLDBE Program, there is any significant change in the information submitted, you must inform the f New Orleans of the change through the prime contractor or, if no prime contractor is involved, inform the City of New Orleans directly.



Office of Supplier Diversity
EQUAL BUSINESS OPPORTUNITY PROGRAMS

Mitchell J. Landrieu, Mayor

STATE & LOCAL
DISADVANTAGED BUSINESS ENTERPRISE
CERTIFICATION APPLICATION

The McNeilly Group, LLC

Applicant Firm

Catherine R. McNeilly

Contact Person

412-341-8066

Telephone

OFFICE USE ONLY	DATE
Initial Application Received	
Additional Information Requested	
Additional Information Received	
Site Visit Completed	
Panel Review	
Certified Denied (Circle One)	
Appeal Review	
Certified Denied (Circle One) Upon Appeal	

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Program

Certification Application Instructions

A. Introduction

The City of New Orleans implements the **State and Local Disadvantaged Business Enterprise Program** (hereinafter referred to as the 'SLDBE Program' or 'the Program') as a race- and gender-neutral program to provide for the participation of businesses owned by socially and economically disadvantaged persons to participate in contracting opportunities with the City of New Orleans.

In 2003, the City of New Orleans joined with the New Orleans Aviation Board (NOAB) and the Sewerage & Water Board of New Orleans (SWB) in a Cooperative Endeavor Agreement (CEA) to participate in the SLDBE Program. In 2004, Harrah's Jazz Casino of New Orleans (Harrah's) joined the CEA. The CEA authorizes reciprocity for any firm that is certified through any of the CEA member agencies. If your firm is SLDBE certified through the NOAB, the SWB or Harrah's, you do not have to complete the City's SLDBE application because your firm has already been granted certification reciprocity as a SLDBE certified firm.

B. Who Qualifies for the SLDBE Program

A business may qualify for the SLDBE Program if it is determined that the firm's ability to compete in the business world has been restricted due to industry practices, limited access to capital and/or restricted credit opportunities that are beyond the firm's control. A business may also qualify as a SLDBE certified firm if it is owned, operated and controlled by:

1. One or more socially and economically disadvantaged person(s) and
2. That person or those persons own, operate and control at least 51% of the company.

The SLDBE Program is a race- and gender-neutral program that does not presume social and economic disadvantage. The applicant must demonstrate both social and economic disadvantage to qualify for the program.

An eligible SLDBE firm must be an independent business in which the ownership and control by a socially and economically disadvantaged person is real, substantial and continuing. The SLDBE owner(s) must share in the risks and profits commensurate with their ownership interests. The owner(s) of the SLDBE firm must possess the power to direct or cause the direction of day-to-day management and major decisions of the firm. There can be no restrictions in the bylaws, operating agreement or other document which prevents the SLDBE owner(s) from making a business decision without the corporation or vote of any non-SLDBE owner. If non-SLDBE owners of the firm are disproportionately responsible for the operation of the firm, the firm cannot be considered an SLDBE.

C. Certification Procedures

The City of New Orleans will only certify those businesses which are at least 51% owned, operated and controlled by a person who is socially and economically disadvantaged. Each firm wishing to be certified as a SLDBE must complete and submit one (1) original and four (4) copies of the SLDBE application along with all of the required supporting documents to the Office of Supplier Diversity. A firm must also undergo an on-site visit before the application is submitted to the SLDBE Certification Panel for consideration of approval.

The City of New Orleans' Office of Supplier Diversity will take the following steps in gathering and/or verifying information needed for evaluation of an application for certification:

1. Perform an on-site visit at the office of the firm and to any job site(s) at which the firm is working at the time of application.
2. Obtain the resume(s) and work history of the principal owner(s) of the firm and personally interview the principal(s).
3. Analyze the ownership of stock in the firm if it is a corporation.
4. Analyze the partnership agreement, articles or incorporation/organization, and/or joint venture agreement.
5. Analyze the bonding and financial capacity of the firm.
6. Determine the work history of the firm, including contracts it has received and work it has completed.
7. Obtain or complete a list of equipment owned or available to the firm and the licenses of the firm and its key personnel to perform the work it seeks to do as part of the SLDBE Program.
8. Obtain a statement from the firm of the type of work it intends to perform as part of the SLDBE Program.

D. The SLDBE Certification Panel

After the Office of Supplier Diversity has conducted an on-site visit and obtained all required documents, the Office will submit the application and supporting documents to the Certification Panel for consideration as a SLDBE certified firm. The Certification Panel is an independent panel consisting of at least three (3) individuals who are qualified with doctorate degrees in economics, sociology, social work, or related fields.

The decision as to whether a firm can be certified as a SLDBE firm will be made solely by the Certification Panel. The Certification Panel shall set its own rules for the conduct of its meetings, the dates and times thereof and agenda for each meeting.

The Certification Panel shall notify the Office of Supplier Diversity of its decisions. Upon receipt of the findings and decisions of the Certification Panel, the Office of Supplier Diversity shall give written notification to the applicant of the Certification Panel's decision and set out any further steps the applicant has to take, if necessary. If certification is denied, the written notification shall notify applicant of the appeal procedure.

E. Appeals of Certification Denials

Any firm which believes that it has been wrongly denied certification as a SLDBE firm may file an appeal with the Certification Panel for a review of the denial and present information and written to the Certification Panel.

The appeal shall be written, dated, signed and filed no later than ten (10) business days after the date of the letter of notification from the Office of Supplier Diversity. Said appeals should be addressed to:

City of New Orleans
Office of Supplier Diversity
Equal Business Opportunity Programs
Attn: Certification Officer
1340 Poydras, 10th Floor
New Orleans, LA 70112

Third parties who have reason to believe a firm has been wrongly granted certification may so advise the Certification Panel in writing. The Certification Panel may deny the firm in question eligibility to participate as a SLDBE on any City of New Orleans contract let pending investigation of the allegation.

The firm to which certification was denied will have the opportunity to respond in writing and to present information, documents, and written and/or oral arguments to the Certification Panel. After reviewing the materials and documents presented along with written and/or oral arguments, the Certification Panel shall render a decision.

F. Decertification Procedures

Whenever the City of New Orleans has reason to believe that a currently certified firm is no longer eligible, the firm will be afforded due process prior to revoking its eligibility. The steps to be used are:

1. A letter will be sent to the firm, stating that the SLDBE Program is contemplating decertification.
2. A brief description of the reasons for the proposed action will be included.
3. The firm will be given an opportunity to respond in writing to present information and arguments.
4. The decision will be based on the entire record.

These procedures are included in the SLDBE Program to ensure fairness, provide due process to SLDBE firms whose state has been challenged, and to prevent unnecessary litigation. When the City of New Orleans completes a decertification, it shall, in writing, advise the firm that an appeal may be filed within ten (10) days of the decision with the Certification Panel. An appeal must be in writing, dated and signed. The appeal should be sent to:

City of New Orleans
Office of Supplier Diversity
Equal Business Opportunity Programs
Attn: Certification Officer
1340 Poydras, 10th Floor
New Orleans, LA 70112

G. Completing the SLDBE Certification Application

1. Answer all questions on Schedule A- Business Questionnaire completely.
2. Answer all questions on Schedule B- Owner's Questionnaire completely. Each owner claiming social and economic disadvantage must complete a separate Schedule B.
3. Each owner's spouse must answer all questions on Schedule C- Owner's Spouse Questionnaire. Each owner claiming social and economic disadvantage must have his/her spouse complete a separate Schedule C. If you are unmarried, you do not have to complete Schedule C.
4. Each owner claiming social and economic disadvantage must complete a Personal Financial Statement.
5. Complete, sign and have notarized Schedule D- Affidavit.
6. Supply all relevant items on the Supporting Documents Checklist. If an item on the checklist does not apply to your firm, indicate so.
7. Submit the SLDBE Certification Application and supporting documentation to:

City of New Orleans
Office of Supplier Diversity
Equal Business Opportunity Programs
Attn: Certification Officer
1340 Poydras, 10th Floor
New Orleans, LA 70112

H. Supplemental Information/Instructions

All required forms are available for download at www.nola.gov.

This SLDBE certification application is a PDF fill-in form. You must have Adobe Acrobat Reader 4.0 or higher to fill-in the forms. You can download Adobe Acrobat for free at www.Adobe.com.

If you need additional space to answer any of the questions in the application, you may do so on a separate page.

If you need assistance completing the application or have questions about the SLDBE certification application, you may contact the City of New Orleans' Office of Supplier Diversity at (504) 658-4200.

This application was revised in November 2012 and replaces all previous versions.



Office of Supplier Diversity

EQUAL BUSINESS OPPORTUNITY PROGRAMS

City of New Orleans State & Local

Disadvantaged Business Enterprise (SLDBE) Certification Application

CONFIDENTIALITY OF APPLICATION DOCUMENTS

BE IT KNOWN that the City of New Orleans, the Sewerage and Water Board of New Orleans, the New Orleans Aviation Board, and Harrah's Jazz Casino of New Orleans declare and designate:

All business, financial and proprietary records, personal background information, data or research work reflecting written memorialized or oral information relating to the proprietary records of the business, business practices, or personal history of the applicant is private and the undersigned entity communicates such information with the expectation and on the condition that it be used and maintained on a confidential basis only, and not be disclosed to any unauthorized person, persons, entity, or entities.

DESIGNATING ENTITY- CITY OF NEW ORLEANS

**STATE & LOCAL
DISADVANTAGED BUSINESS ENTERPRISE (SLDBE)
CERTIFICATION APPLICATION**

COMPLETING THE APPLICATION

THIS APPLICATION IS A PDF FILL-IN DOCUMENT. YOU MAY COMPLETE THE APPLICATION ON YOUR COMPUTER BY TYPING IN YOUR ANSWERS FOR EACH SECTION.

YOU MUST HAVE ADOBE READER, ADOBE PROFESSIONAL, OR A PDF SOFTWARE PROGRAM THAT ALLOWS YOU TO COMPLETE (FILL IN) THE APPLICATION ON YOUR COMPUTER. YOU CAN DOWNLOAD A FREE COPY OF ADOBE READER AT WWW.ADOBE.COM.

IT IS HIGHLY RECOMMENDED THAT YOU COMPLETE THE SLDBE APPLICATION USING ADOBE READER, ADOBE PROFESSIONAL, OR A PDF SOFTWARE PROGRAM THAT ALLOWS YOU TO COMPLETE (FILL IN) THE APPLICATION ON YOUR COMPUTER SO THAT YOU CAN SAVE AND/OR EDIT YOUR APPLICATION AND SO THAT THERE IS NO DELAY IN COMPLETING A REVIEW OF YOUR APPLICATION DUE TO ISSUES OF NEATNESS WITH HANDWRITTEN APPLICATIONS.

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Supplier/Vendor Contact Information

Company Name: The McNeilly Group, LLC

Doing Business As (DBA) Name: Catherine R. McNeilly

ADDRESS 701 Fernhill Avenue Pittsburgh, PA 15226- 1300

Street Address: 701 Fernhill Avenue Room/Floor/Suite: _____

City: Pittsburgh State (Province or Region): PA

Zip Code: 15226 Parish (County): Allegheny

Website(s): N/A

CONTACT PERSON

Contact Name: Catherine R. McNeilly

Business Phone Number (ext.): 412-341-8066 Fax Number: 412-341-8066

Cell Phone: 412-251-1217 e-Mail Address: crmcneilly@aol.com

Website: N/A

Supplier/Vendor Profile

Federal Tax ID Number: 20-4162722 Number of Years in Business: -6-

D&B DUNS Number¹: 830969601

Ownership Type: _____ C- Corp.; _____ S- Corp.; X LLC; _____ Partnership;

_____ Sole Proprietorship; _____ Joint Venture; _____ Limited Liability Partnership

Supplier/Vender Industry Codes

List the North American Industry Classification System (NAICS) Codes for products/services your firm provides. If you are a construction concern, also list all Construction CSI Codes. (Up to 10 each)

NAICS Description ²	Code	Construction CSI Description ³	Code
Human Resources Consulting	541612		

¹ You can receive a free D&B DUNS Number at www.dnb.com.

² You can search for your NAICS Codes at www.census.gov.

³ You can search for your Construction CSI Codes at www.constructionnotebook.com.

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Supplier/Vendor General Information

Describe the nature of your business (e.g., manufacturing, distribution, retail concern, etc.)

Consulting - providing advice and assistance to law enforcement agencies in personnel policies, practices, and procedures.

Areas of certification

In what area(s) do you desire to become certified? (Note: Refer to NAICS Codes/Construction CSI Codes)

541612

Locations

Identify the locations in which your firm does business (e.g., countries, states, parishes/counties)

All states within United States of America;

SLDBE Certification

- Has the firm ever applied for SLDBE certification with the City of New Orleans, Sewerage & Water Board of New Orleans, the New Orleans Aviation Board or Harrah's Jazz Casino of New Orleans?

No Yes ; If YES, state the year of the application and whether or not it was approved, denied or approved on appeal.

- Has your firm ever operated under another name? No Yes

If yes specify the firm name(s), services provided, the type of ownership and the disposition of the application.

Ownership

Identify all those who own 5% or more of the firm. Provide the name, title, years of ownership, ownership percentage and voting percentage.

- 1) Name Catherine R. McNeilly Title Owner
Years as Owner 6 Ownership % 51% Voting % _____
- 2) Name Robert W. McNeilly Title Owner
Years as Owner 6 Ownership % 49% Voting % _____
- 3) Name _____ Title _____
Years as Owner _____ Ownership % _____ Voting % _____
- 4) Name _____ Title _____
Years as Owner _____ Ownership % _____ Voting % _____
- 5) Name _____ Title _____
Years as Owner _____ Ownership % _____ Voting % _____

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Management

- Who is primarily responsible for making **FINANCIAL DECISIONS** for the company?
Name Catherine R. McNeilly Title Owner
- Who is primarily responsible for making **MANAGEMENT DECISIONS** for the company?
Name Catherine R. McNeilly Title Owner
- Who is primarily responsible for preparing **BIDS AND ESTIMATES** for the company?
Name Robert W. McNeilly Title Owner
- Who is primarily responsible for **MARKETING AND SALES** for the company?
Name Catherine R. McNeilly Title Owner
- Who is primarily responsible for **HIRING AND FIRING OF PERSONNEL** for the company?
Name Robert W. McNeilly, Jr. Title Owner
- Who is primarily responsible for **PURCHASING** for the company?
Name Catherine R. McNeilly Title Owner
- Who is primarily responsible for **FIELD OPERATIONS** for the company?
Name Robert W. McNeilly, Jr. Title Owner

Non-SLDBE Owner(s)

If you believe that one or more owners are not disadvantaged, list the contributions of money, equipment, real estate or expertise of each of the non-disadvantaged owners.

- Non-SLDBE Owner:
Name N/A Title _____
Contribution(s) to the firm: _____
- Non-SLDBE Owner:
Name N/A Title _____
Contribution(s) to the firm: _____
- Non-SLDBE Owner:
Name N/A Title _____
Contribution(s) to the firm: _____

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Financial Information

Stock Options or Ownership Options. Describe or attach a copy of any stock options or ownership options that are outstanding, and any agreements between owners or between owners and third parties which restrict the ownership or control of the disadvantaged owners. Attach a separate sheet if necessary.

N/A

Loan Agreements. Describe all loan agreements evidencing loans by the firm. List any loans by the firm to any and all owners from any owner to the firm. Submit copies of all loan agreements.

N/A

Business Relationships. Identify any owner or manager of the applicant firm who is or has been an employee, board member, partner or owner of another firm that has ownership interest in or a present business relationship with the firm. Present business relationships include shared space, equipment, financing, or employees as well as both firms having some of the same owners. List persons in the firm who are currently working for any other business which has a relationship with this firm, including interaction on a full-time basis as an owner, partner, employee or consultant. Attach a separate sheet if necessary.

N/A

Bankruptcy. Has your firm applied for reorganization under Chapter 11 and/or liquidation under Chapter 7 of the U.S. Bankruptcy Code within the last three (3) years? No Yes (If yes, provide documentation)

Credit Available to Your Firm. Describe the bank credit, loans, or lines of credit available to your firm. Please specify the amount, lending entity and maturity date. Attach a separate sheet if necessary.

N/A

Gross Receipts

Provide the Gross Income, Pre-Tax Net Income and Gross Profit Percentage for each of the last three (3) years. Include copies of the firm's Federal Income Tax Returns for the past three years, plus the firm's current balance sheet and income statement (< 90-days old).

(2010, 2011 - ATTACHED)

Year Ending (20XX)	Gross Income (GI)	Pre-Tax Net Income (PTNI)	Gross Profit % PTNI ÷ GI = Gross Profit %

Licenses

Are you authorized to do business in Louisiana, including having all necessary local business licenses?

State	Type	License Number	City/Parish/County
N/A	N/A	N/A	N/A

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Bonding Capacity

Does your company have a performance surety bond? If yes, please specify bonding company's name and the aggregate surety bonding limit. Attach a separate sheet if necessary.

No Yes | Surety Co. _____ Bonding Limit \$ _____

Credit, Mortgage or Loan Denial

Has your business ever experienced discrimination or unfair treatment by a bank or other financial institution for which you believe the business was qualified? If yes, explain. Please provide a copy of the document showing denial of the loan and/or credit. Attach a separate sheet if necessary.

No Yes | Explanation: _____

Unfair Treatment by a Financial Institution

Has your business ever experienced discrimination or unfair treatment by a bank or other financial institution? If so, describe the conduct. Attach a separate sheet if necessary.

No Yes | Explanation: _____

Unfair Treatment with a Contractor

Has your firm ever experienced discrimination or unfair treatment in dealing with a contractor? If so, describe the conduct. Attach a separate sheet if necessary.

No Yes | Explanation: _____

Unfair Treatment by a Bonding Company

Has your business ever experienced discrimination or unfair treatment by a bonding company? If so, describe the conduct. Attach a separate sheet if necessary.

No Yes | Explanation: _____

Contracting History

Describe your company's contracting history over the past three (3) years, including the percentage of work performed for non-governmental entities. Attach a separate sheet if necessary.

Description of the Contract	Gov't Sector	Private Sector
City of Buffalo, NY - Management of Police Department consulting	X	
Subject matter expert (Police) for U.S. DOJ (Civil Rights Div.) Cities of Easton, Pa.; Harvey, Ill.; Buffalo, NY	X	
Penn State University, police consultant to the Trinidad Police Services; Trinidad/Tobago		X
Percentage(%) of Government Sector and Private Sector Contracts		

Bids Submitted

Please list previous successful, unsuccessful or rejected bids submitted by your company over the last three (3) years. Attach a separate sheet if necessary.

Bid (Agency/Company, Date, Amount)	Successful/Unsuccessful/Rejected
City of Buffalo PD	Successful
U.S. Department of Justice	Successful
Penn State University	Successful
Niagara Falls, NY (Police Department consultant)	Unsuccessful

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Work as a Prime Contractor

List jobs on which your company has performed as a prime contractor over the past three (3) years. Attach a separate sheet if necessary.

<i>Description of the Job. Include The name of the project owner, location, scope, & duration.</i>
1) City of Buffalo (Police Department) Buffalo, NY; advise PD mgmt - 3 years
2)
3)
4)
5)

Equipment

Please list all major equipment owned or leased by your company. Attach a separate sheet if necessary.

Asset/Equipment Description	Placed in Service	FMV
N/A	N/A	N/A

Certifications

Has your firm ever applied, been granted or been denied DBE certification by the following agencies?

Agency	Applied For On	Pending	Granted	Denied
Sewerage & Water Board	N/A	N/A	N/A	N/A
City of New Orleans	N/A	N/A	N/A	N/A
Regional Transit Authority	N/A	N/A	N/A	N/A
Recovery School District of New Orleans	N/A	N/A	N/A	N/A
New Orleans International Airport	N/A	N/A	N/A	N/A
Housing Authority of New Orleans	N/A	N/A	N/A	N/A
U.S. DOTD- Louisiana Unified Certification Program	N/A	N/A	N/A	N/A
U.S. Small Business Administration	N/A	N/A	N/A	N/A
Other	N/A	N/A	N/A	N/A

If you were certified or denied, name the certifying authority, date and circumstances of such certification or denial. Attach a separate sheet if necessary.

Employee Information

How many people are employed by your firm?

Full-Time: _____ Part-Time or Seasonal: 2

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Owner's Name

Please Print Neatly (First, Middle Initial, Last)

CATHERINE R. MONEELY

Owner's Experience and Qualifications

Please provide a brief summary of your experience and qualifications for the responsibilities given to you within the firm. Attach a separate sheet if necessary.

RESUME ATTACHED

Household

Did you reside in a single parent or single guardian home while in high school?

X No Yes If yes, how long?

Parent(s)/Guardian(s) Occupation(s)

Please state the occupation of each parent or guardian with whom you resided during high school?

Father Millwright Mother Housewife

Guardian #1 Guardian #2

Parent(s)/Guardian(s) Education Level

Please indicate the education level achieved by each parent or guardian with whom you resided while in high school (e.g., not a high school graduate, high school graduate, some schooling beyond high school, trade school/community college graduate, college graduate, master's degree, PhD, JD, or MD).

Father Not HS Graduate Mother Not HS Graduate

Guardian #1

Guardian #2

Public or Subsidized Housing

Did you reside in public or subsidized housing (e.g., Section 8) for more than one year during high school?

X No Yes If yes, how long?

Public Assistance

Did your family receive any of the following forms of public assistance for more than one year while you were growing up? Check all that apply.

AFDC (Aid to Families with Dependent Children) Medicaid

SSI (Supplemental Social Security Income) Food Stamps

Size of Family

What was the size of your family while growing up?

2 # of adults 3 # of children

Relationship of adults (married, unmarried, other) Married

Family's Income

What was your family's income for each of your high school years?

1st Year Unknown 2nd Year Unknown 3rd Year Unknown 4th Year Unknown

IMPORTANT: You must answer this question to the best of your knowledge.

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Types of Schools Attended

What type of school did you attend - **public, private, parochial, or home school** - during:

- Parochial _____ Elementary School
- Parochial _____ Middle/Junior High School
- Parochial _____ High School

Education Level

What is the **highest educational level** you attained?

- _____ Not a high school graduate
- _____ High school graduate
- _____ G.E.D.
- _____ Some schooling beyond high school
- _____ Vocational, trade, or technical diploma
- _____ Associates degree
- _____ College degree
- _____ Some schooling beyond college
- _____ Master's degree
- _____ Doctorate degree (PhD, MD, JD, EdD, or DBA)

Household Contribution

Was it necessary for you to work outside of your home during your high school years? If yes, explain.

No _____ Yes | If yes, explain N/A

College Financial Aid

Did you receive financial aid while in college or for vocational educational training? If yes, indicate all types of aid that apply.

- I financed my own education
- _____ My parent(s)/guardian(s) financed my education
- _____ Scholarships
- _____ Grants
- _____ Loans
- _____ Work Study

Disability

Do you have a disability that substantially limits one or more of your major life activities? If so, describe the disability and the manner in which it interferes with the performance of ordinary, day-to-day tasks. [Please provide a letter from a doctor or other documentation confirming your disability.]

A I TOUGHT DIED WITH MULTIPLE SCLEROSIS IN 2001 - IT DOES NOT LIMIT ONE MORE OF MY MLA (BT THIS TIME).

Native Language

Is English your native language English? If no, please indicate the age you began speaking English.

_____ No Yes | Age _____
 Do you speak with an accent? No _____ Yes

Household Income

Please indicate your total year-end household income for each of the last three (3) years. Provide copies of your personal Federal and state income tax returns for each of those years.

Year 20 _____	Year 20 ¹⁰ _____	Year 20 ¹¹ _____
	\$202,376	\$207,638

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application**Home Ownership**

Do you own the home in which you reside?

 No Yes

If yes, state the purchase price of the home, the date of purchase and the present mortgage balance.

Purchase Price: \$119,000 Date Purchased (Mo./Yr.): 7/1991 Mortgage Balance: N/A**Other Business Ownership**

Do you hold an ownership interest in any other business? If yes, name the business, describe the type of goods or services sold, your percentage (%) of ownership in the business and if the business is active or inactive.

 No Yes | Business Name N/A | Active Inactive

Types of Goods/Services Sold _____ (%) Ownership _____

Officer or Director

Are you an officer or director of any business other than the business which is the subject of this application?

 No Yes | If yes, list the company and position.Company N/A Position N/A**Net Worth**

What is your personal net worth (assets less debts) as of the date of this application? Please provide a personal net worth statement as of the date of this application.

Personal Net Worth \$ \$400,000**Denied Personal Loan or Mortgage**

Have you ever been denied a personal loan or mortgage when you believe you were qualified to obtain it? If so, please explain below or in a separate, confidential statement. Also, please provide a sworn affidavit of a third party who can verify this denial.

 No Yes**Denied Admission to a School or University**

Have you ever been denied admission to a school or university when you believe you were qualified for admission? If so, please explain below or in a separate, confidential statement. Also, please provide a sworn affidavit of a third party who can verify this denial.

 No Yes**Organizational Memberships**

To what business, fraternal or social organizations do you belong?

Denied Membership to a Club or Social Organization

Have you ever been denied membership in a club or social organization? If yes, you can describe the discriminatory conduct below or in a separate, confidential statement.

 No Yes**Denied Employment**

Have you ever been denied employment or a promotional opportunity when you believe you were qualified? If yes, describe the unfair treatment/discriminatory conduct below or in a separate, confidential state

 No Yes

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Owner's Name

Please Print Neatly (First, Middle Initial, Last)

ROBERT W. MANLEY, JR.

Spouse's Experience and Qualifications

Please provide a brief summary of your experience and qualifications for the responsibilities given to you within the firm (if any). Attach a separate sheet if necessary.

Household

Did you reside in a single parent or single guardian home while in high school?

X No Yes If yes, how long?

Parent(s)/Guardian(s) Occupation(s)

Please state the occupation of each parent or guardian with whom you resided during high school?

Father Railroad Trainman Mother Registered Nurse

Guardian #1 Guardian #2

Parent(s)/Guardian(s) Education Level

Please indicate the education level achieved by each parent or guardian with whom you resided while in high school (e.g., not a high school graduate, high school graduate, some schooling beyond high school, trade school/community college graduate, college graduate, master's degree, PhD, JD, or MD).

Father High school graduate Mother graduated nursing school

Guardian #1

Guardian #2

Public or Subsidized Housing

Did you reside in public or subsidized housing (e.g., Section 8) for more than one year during high school?

X No Yes If yes, how long? N/A

Public Assistance

Did your family receive any of the following forms of public assistance for more than one year while you were growing up? Check all that apply.

AFDC (Aid to Families with Dependent Children) Medicaid SSI (Supplemental Social Security Income) Food Stamps

Size of Family

What was the size of your family while growing up?

2 # of adults 5 # of children

Relationship of adults (married, unmarried, other) Married

Family's Income

What was your family's income for each of your high school years?

1st Year Unknown 2nd Year Unknown 3rd Year Unknown 4th Year Unknown

IMPORTANT: You must answer this question to the best of your knowledge.

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Types of Schools Attended

What type of school did you attend - **public, private, parochial, or home school** - during:

Parochial Elementary School

Parochial Middle/Junior High School

Parochial High School

Education Level

What is the **highest educational level** you attained?

Not a high school graduate

Associates degree

High school graduate

College degree

G.E.D.

Some schooling beyond college

Some schooling beyond high school

Master's degree

Vocational, trade, or technical diploma

Doctorate degree (PhD, MD, JD, EdD, or DBA)

Household Contribution

Was it necessary for you to work outside of your home during your high school years? If yes, explain.

No Yes | If yes, explain washed dishes in restaurant to help with expenses

College Financial Aid

Did you receive financial aid while in college or for vocational educational training? If yes, indicate all types of aid that apply.

I financed my own education

Grants

My parent(s)/guardian(s) financed my education

Loans

Scholarships

Work Study

Disability

Do you have a disability that substantially limits one or more of your major life activities? If so, describe the disability and the manner in which it interferes with the performance of ordinary, day-to-day tasks. [Please provide a letter from a doctor or other documentation confirming your disability.]

Native Language

Is English your native language English? If no, please indicate the age you began speaking English.

No Yes | Age _____

Do you speak with an accent? No Yes

Household Income

Please indicate your total year-end household income for each of the last three (3) years. Provide copies of your personal Federal and state income tax returns for each of those years.

Year 20 ⁰⁹	Year 20 ¹⁰	Year 20 ¹¹
	\$202,376	\$207,638

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

Home Ownership

Do you own the home in which you reside?

No Yes

If yes, state the purchase price of the home, the date of purchase and the present mortgage balance.

Purchase Price: \$300,000 Date Purchased (Mo./Yr.): 9/2006 Mortgage Balance: \$177,000

Other Business Ownership

Do you hold an ownership interest in any other business? If yes, name the business, describe the type of goods or services sold, your percentage (%) of ownership in the business and if the business is active or inactive.

X No Yes | Business Name N/A | Active Inactive

Types of Goods/Services Sold (%) Ownership

Officer or Director

Are you an officer or director of any business other than the business which is the subject of this application?

X No Yes | If yes, list the company and position.

Company N/A Position

Net Worth

What is your personal net worth (assets less debts) as of the date of this application? Please provide a personal net worth statement as of the date of this application.

Personal Net Worth \$ 300,000

Denied Personal Loan or Mortgage

Have you ever been denied a personal loan or mortgage when you believe you were qualified to obtain it? If so, please explain below or in a separate, confidential statement. Also, please provide a sworn affidavit of a third party who can verify this denial.

X No Yes

Denied Admission to a School or University

Have you ever been denied admission to a school or university when you believe you were qualified for admission? If so, please explain below or in a separate, confidential statement. Also, please provide a sworn affidavit of a third party who can verify this denial.

X No Yes

Organizational Memberships

To what business, fraternal or social organizations do you belong?

IACP, PERF, WPA CHIEFS

Denied Membership to a Club or Social Organization

Have you ever been denied membership in a club or social organization? If yes, you can describe the discriminatory conduct below or in a separate, confidential statement.

X No Yes

Denied Employment

Have you ever been denied employment or a promotional opportunity when you believe you were qualified? If yes, describe the unfair treatment/discriminatory conduct below or in a separate, confidential state

X No Yes

City of New Orleans State & Local Disadvantaged Business Enterprise (SLDBE) Certification Application

AFFIDAVIT

"The undersigned swears that the foregoing statements are true and correct and include all material information necessary to identify and explain the operations of _____ (Applicant Company's Name) as well as the ownership thereof. Further, the undersigned agrees to provide, through the prime contractor or, if no prime, directly to the City of New Orleans, current, complete and accurate information regarding actual work performed on the project, the payment therefore, and any proposed changes, of the foregoing arrangements and to permit the audit and examination of books, records, and files of the named firm. Any material misrepresentation will be grounds for terminating any contract which may be awarded and for initiating action under Federal and State laws concerning false statements."

Signature Catherine R. McNeilly

Name (Print or Type) Catherine R. McNeilly

Title Owner

Date November 15, 2012

Corporate Seal (Where appropriate)

Date _____

State of _____

Parish/County of _____

On this _____ day of _____, 20____, before me appeared (name) _____ to me personally known, who, being duly sworn, did execute the foregoing affidavit, and did state that he or she was properly authorized by (name of applicant firm) _____ to execute this affidavit and did so as his or her free act and deed.

Notary Public _____

Commission Expires _____

(Seal)

Note: If, after filing this Schedule A and before the work of the firm is completed on the contract covered by the SLDBE Program, there is any significant change in the information submitted, you must inform the f New Orleans of the change through the prime contractor or, if no prime contractor is involved, inform the City of New Orleans directly.

March 1, 2013

Ms. Emily Gunston
Dept. of Justice, Civil Rights Division
Special Litigation Section
900 Pennsylvania Ave NW
Washington, DC 20530

Dear Ms. Gunston:

In response to your request of February 27, 2013, please accept this letter as confirmation of our continued desire to be considered to serve as the Independent Monitoring Team for the New Orleans Police Department. We are pleased to report that our teammates identified in our original response have reconfirmed their continued interest in this project. We address an exciting change to our team and respond to your conflicts of interest question below.

Our Team

We are pleased to add to our team **Mr. David Douglass**, a nationally recognized former prosecutor, investigator, and trial attorney. David, whose biography is attached to this letter, joined Sheppard Mullin in January 2013. He is well-versed in the complexities of high-profile investigations, including specifically Use of Force investigations. As a former Assistant United States Attorney and Department of Justice Trial Attorney, Civil Rights Division, Criminal Section, David has prosecuted individuals charged with assaulting police officers and police officers charged with excessive force.

David also has led high-profile, independent investigations of federal law-enforcement agencies. In 1992, he left private practice to serve as Assistant Director of the Department of the Treasury's investigation of the ATF raid on the Branch Davidian compound in Waco, Texas. National media outlets praised the investigative report as a "Courageous, Candid evaluation" (*The Los Angeles Times*), "Brutally Detailed" (*The New York Times*), and "No punches have been pulled" (*The Sacramento Bee*). Despite an unsparing critique, one ATF manager stated that the investigation "Could spur the reinventing of a better Bureau" (as quoted in the *Washington Post*).

In 1994, the United States Treasury Department asked David to return to conduct another high-profile investigation, this time a review of White House Security in the wake of a small plane crash on the White House lawn. The detailed, classified report produced by that investigation led to significant enhancements to White House security and better safety for the President, his family, those officers who protect them, and the public.

Currently, like the other senior legal members of the Sheppard Mullin team (including Tracy Kennedy, Peter Morris, and me), David represents corporations and corporate executives in civil

and criminal investigations, litigation, and prosecutions. David also is an accomplished trial attorney, and a Fellow of the American College of Trial Lawyers. “College” membership is by invitation only and is limited to those professionals who have distinguished themselves in trial practice for at least 15 years and who are recognized leaders in their local communities. The College looks for lawyers who are considered by other lawyers and judges to be the best in their states or provinces, lawyers whose ethical and moral standards are the highest, and lawyers who share the intangible quality of collegiality.

Additionally, it is worth noting that David is no stranger to New Orleans. He served as a board member of Appleseed, a national, pro-bono, social justice advocacy organization, which conducted a study of the post-Katrina disruption of local New Orleans families. In that role, David and his colleagues toured the 7th Ward months after Katrina and met with local First Responders to assess conditions, needs, and what Appleseed could do to provide further support to the New Orleans community.

Beyond the addition of David, our team has undergone only one additional change. Julien Bowers, an associate mentioned in our original proposal, no longer is available as he recently left Sheppard Mullin to join another firm.

Conflict of Interest

We have carefully evaluated the names of the selection team members provided for any conflicts of issues, and have identified none. Of course, due to the nature of the work in which we all engage, several members of our team have had contact with members of the selection team over the years.

- As the Deputy Independent Monitor over the District of Columbia Metropolitan Police Department, Jonathan Aronie interacted with Joshua Ederheimer. Mr. Ederheimer served as the MPD’s liaison to the monitoring team. Mr. Aronie also previously submitted a monitoring proposal along with Christy Lopez for the Prince George’s County monitorship. The proposed team was not selected for the monitor position.
- As a member of the monitoring team for the DC MPD MOU, Chief Dennis Nowicki likewise worked with Mr. Ederheimer. Additionally, about three years ago, Chief Nowicki worked with Mr. Ederheimer to provide Technical Assistance to the U.S. Virgin Islands police department, where Mr. Nowicki was serving on the monitoring team. Chief Nowicki also interacted with Ms. Lopez more than six years ago in the context of work he was doing for the DOJ.
- Chief Robert McNeilly interacted with Mr. Ederheimer while serving as Treasurer on the Police Executive Research Forum board of directors.

- Chief Theron Bowman has worked as a DOJ police practices consultant under Roy Austin and Ms. Lopez. Additionally, Chief Bowman's police department has received grants from the COPs office during Mr. Ederheimer's tenure as assistant director.
- Professor Geoffrey P. Alpert has worked with Mr. Ederheimer on a number of police practices issues over the years.

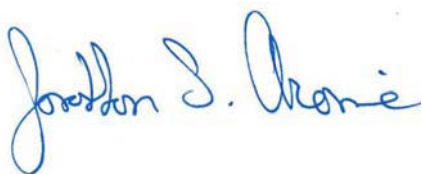
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As we said in our proposal, like New Orleans itself, our team reflects a diverse assembly of thoughtful professionals who share a belief that greatness is achieved not through a homogenous collection of like-minded individuals, but rather through a diverse collection of open-minded team members working to achieve one goal.

At the end of the day, the success of any monitoring project depends, in large part, upon the credibility of the monitoring team. When we ultimately put our names on the final monitoring report that states that the New Orleans Police Department has met all its obligations under the Consent Decree, we will be saying to the City, the police department, the Department of Justice, and the community of New Orleans that the NOPD is a changed department. We all look forward to working closely with the City and the Department of Justice to make that goal a reality.

Thank you once again for considering our proposal.

Sincerely,



Jonathan S. Aronie
SHEPPARD, MULLIN, RICHTER & HAMPTON, LLP