### WITHDRAWAL SHEET
Ronald Reagan Library

**Collection Name**  
PRESIDENTIAL PERSONNEL, OFFICE OF: RECORDS

**File Folder**  
ALITO JR., SAMUEL A.

**Box Number**  
18576

<table>
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<th>No of Pages</th>
<th>Doc Date</th>
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<td>FORM</td>
<td>PPO NON-CAREER APPOINTMENT. PARTIAL.</td>
<td>2</td>
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<tr>
<td>2</td>
<td>RESUME</td>
<td>FOR SAMUEL ALITO JR. PARTIAL.</td>
<td>1</td>
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<td>3</td>
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<td>SF 171. PARTIAL.</td>
<td>2</td>
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</tbody>
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*Freedom of Information Act - [5 U.S.C. 552(b)]*

- B-1 National security classified information [(b)(1) of the FOIA]
- B-2 Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
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- B-9 Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

C. Closed in accordance with restrictions contained in donor's deed of gift.
December 12, 1985

MEMORANDUM FOR MARK LEVIN
ASSOCIATE DEPUTY ATTORNEY GENERAL
DEPARTMENT OF JUSTICE

FROM: MARK SULLIVAN
ASSOCIATE DIRECTOR
PRESIDENTIAL PERSONNEL

SUBJECT: Samuel A. Alito, Jr.
Deputy Assistant Attorney General
SES I

In regard to the above personnel proposal, we concur and recommend that you proceed with this action.

cc: kb
APPOINTMENT CLEARANCE TICKET

PACCNR: 221360

BATCH#: _____

LEAD: _____

PRIOR PPO CL: Y N

DATE: __/__/____

*******************************************************************************

CL START

PACCNR: 221361

ACCNR: 221363

YOB: _____ '80 DOM: _____

PARTY: R D I N

SSAN: ____________

CL START DATE: __/__/____

*******************************************************************************

*******************************************************************************

CL END

DOM '84: _____

POLRTG: 1 P

RIGLVL: 1 (PAS) 2 (PA)

3 (SES) 4 (SKC)

CL CODE: H C L E

CL COMMENTS: ____________________

______________________________

______________________________

______________________________

CL END DATE: 12/10/85

CODER'S INITIALS:
MEMORANDUM FOR MXS, ASSOCIATE DIRECTOR
FROM: SUSAN BORCHARD
SUBJECT: DISPOSITION OF APPOINTMENT REQUEST

Candidate: Samuel A. Alito, Jr
Department: DOJ
Job Title: Deputy Attorney General
Grade: SES I

ACTION REQUESTED:
New: √
Re-establishment: 
Agency Transfer: 
Upgrade: 

PROPOSED ACTION TO BE TAKEN ON THE ABOVE- NAMED CANDIDATE:

Recommend Highly
Concur √
Concur As Exception
Do Not Concur

COMMENTS: ________________________________
________________________________________
________________________________________
________________________________________
WITHDRAWAL SHEET
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Collection Name
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Withdrawer
SRJ 10/31/2005

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PPO NON-CAREER APPOINTMENT. PARTIAL.

No of pages Doc Date Restrictions

2 ND B6

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E.O. 13233

C. Closed in accordance with restrictions contained in donor's deed of gift.
PPO Non-Career Appointment Form

IN HOUSE USE ONLY

TO: Mark Sullivan
ASSOCIATE DIRECTOR, PPO

FROM: Mark R. Levin
TELEPHONE 633-2707

DATE IN:______
DATE SENT: 11/18/85

CANDIDATE: Samuel A. Alito, Jr.

DEPARTMENT: Department of Justice

JOB TITLE: Deputy Assistant Attorney General
GRADE: EO-I

SUPERVISOR: Charles J. Cooper

PREVIOUS GOVERNMENT SERVICE: YES X NO

If yes, give departments, dates, career or non-career positions held:

Assistant to the Solicitor General, Dept. of Justice, 1981 to present;


NEW __ AMENDMENT __ RE-ESTABLISHMENT __ AGENCY TRANSFER __ UPGRADE

A completed Form 171, political and personal resumes, complete job description, and letters of support must be included for White House clearance to begin.
IF YOU DID NOT VOTE IN 1984, PLEASE EXPLAIN THE CIRCUMSTANCES.

PLEASE PROVIDE ANY INFORMATION THAT YOU REGARD AS PERTINENT TO YOUR PHILOSOPHICAL COMMITMENT TO THE POLICIES OF THIS ADMINISTRATION, OR WOULD SHOW THAT YOU ARE QUALIFIED TO EFFECTIVELY FILL A POSITION INVOLVED IN THE DEVELOPMENT, ADVOCACY AND VIGOROUS IMPLEMENTATION OF THOSE POLICIES.

Please see attached sheet

PLEASE INDICATE 1984 REAGAN/BUSH INVOLVEMENT OR ANY PREVIOUS REAGAN/BUSH CAMPAIGN INVOLVEMENT. INCLUDE THE FOLLOWING:

ROLE/POSITION:

SUPERVISION/CONTACT:

SUPERVISOR’S TELEPHONE NUMBER:

HAVE YOU EVER SERVED ON A POLITICAL COMMITTEE OR BEEN IDENTIFIED IN A PUBLIC WAY WITH A PARTICULAR POLITICAL ORGANIZATION, CANDIDATE OR ISSUE? (PLEASE BE SPECIFIC AND INCLUDE CONTACTS WITH TELEPHONE NUMBERS.)

Please see attached sheet

APPLICANT SIGNATURE: Samuels date: Nov. 15, 1985

ASSOCIATE DIRECTOR RECOMMENDATION: [ ] APPROVED [ ] DISAPPROVED

ASSOCIATE DIRECTOR SIGNATURE: [Signature]
**Collection Name**
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**Withdrawer**
SRJ 10/31/2005

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**FOR SAMUEL ALITO JR. PARTIAL.**

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C. Closed in accordance with restrictions contained in donor’s deed of gift.
EMPLOYMENT HISTORY

1981-present: Assistant to the Solicitor General, Department of Justice
10th & Constitution Ave., N.W.
Washington, D.C. 20530 - Tel. (202) 633-4277

Briefed and argued cases for the government in the United States Supreme Court. Recommended to the Solicitor General whether adverse lower court decisions should be appealed and issues to be raised.

1977-1981: Assistant United States Attorney in the District of New Jersey, 970 Broad St., Newark, New Jersey

Responsible for more than 70 appeals to the United States Court of Appeals for the Third Circuit. Provided legal advice to the U.S. Attorney and other assistants. One of the prosecutors in the 1978 espionage trial of Soviet U.N. employees.

1976-1977: Law clerk to Judge Leonard I. Garth, United States Court of Appeals for the Third Circuit, U.S. Courthouse, Newark, New Jersey

1975: U.S. Army Signal Corps Officers Basic Course, Fort Gordon, Georgia.
EDUCATION

J.D. Yale Law School 1975:

Editor, Yale Law Journal. Received prizes for best student contribution to the Yale Law Journal, best oral argument in moot court, and best paper by a first-year student. Served as a teaching assistant in constitutional law and as research assistant.

A.B. Princeton University 1972:

Majored in Woodrow Wilson School of Public and International Affairs. Phi Beta Kappa. President of the debate panel. Selected Woodrow Wilson School Scholar.

BAR ADMISSIONS

New Jersey, New York, U.S. Supreme Court, U.S. Courts of Appeals for the Second and Third Circuits, U.S. District Court for N.J.
Supreme Court Cases Argued


2) Atkins v. Parker, Nos. 83-1660, 83-6381 (whether the Due Process Clause requires that food stamp recipients receive advance, individualized notice before implementation of statutory changes in benefit levels).


4) FCC v. League of Women Voters of California, No. 82-912 (whether 47 U.S.C. 399, which prohibits "editorializing" by public broadcasting stations that receive federal funds, violates the First Amendment).

5) United States v. Weber Aircraft Corp., No. 82-1616 (March 20, 1984) (whether statements made in confidence to military aircraft safety investigators must be disclosed under the Freedom of Information Act).


7) Russello v. United States, 104 S.Ct. 296 (1983) (whether proceeds from racketeering are subject to forfeiture under the RICO statute).

8) United States v. Villamont-Marquez, 103 S.Ct. 2573 (1983) (whether the Fourth Amendment prohibits Customs officers from boarding vessels in inland waters and inspecting their documents without a reasonable suspicion of a violation of law).

9) Beiknap, Inc. v. Hale, 103 S.Ct. 3172 (1983) (whether the National Labor Relations Act preempts a state court suit for damages brought against an employer by strike replacements who were later terminated pursuant to a strike settlement agreement approved by the NLRB).

11) **Oregon v. Kennedy**, 456 U.S. 667 (1982) (whether the Double Jeopardy Clause bars retrial of a defendant who successfully moves for a mistrial on the basis of prosecutorial error or misconduct that was not intended to provoke the mistrial request).

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Withdrawer
SRJ 10/31/2005

FOIA
F05-175/01
ZAJAC

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E.O. 13233

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Personal Qualifications Statement

Read instructions before completing form

Deputy Assistant Attorney General

3. Home phone [Redacted]
4. Work phone 202-633-4277
5. Sex (for statistics only)
   Male
6. Other last names ever used

Name (Last, First, Middle)
Alito, Samuel A.

Street address or APO no. (include apartment no. if any)

City: [Redacted]
State: NJ
ZIP Code: [Redacted]

8. Birthplace (City & State, or foreign country)
Trenton, N.J.

9. Birthdate (Month, day, year)
10. Social Security Number

11. If you have ever been employed by the Federal Government as a civilian, give your highest grade, classification series, and job title.

GS15 Assistant to the Solicitor General

Dates of service in highest grade (Month, day, and year)
From Aug. 22, 1992 to present

12. If you currently have an application on file with the Office of Personnel Management for appointment to a Federal position, list (a) the name of the area office maintaining your application, (b) the position for which you filed, and (c) the date of your notice of rating. (d) Your identification number, and (e) your rating.

13. Lowest pay or grade you will accept:

PAY

GRADE

14. When will you be available for work? (Month, and year)
Nov. 1985

15. Are you available for temporary employment lasting:

(Acceptance or refusal of temporary employment will not affect your consideration for other appointments.)

A. Less than 1 month? YES NO
B. 1 to 4 months? YES NO
C. 5 to 12 months? YES NO

16. Are you interested in being considered for employment by:

A. State and local government agencies?
B. Congressional and other public offices?
C. Public international organizations?

17. Where will you accept a job?

A. In the Washington, D.C. Metropolitan area?
B. Outside the 50 United States?
C. Anyplace in the United States?
D. Only in (specify locality)

18. Indicate your availability for overnight travel:

A. Not available for overnight travel?
B. 1 to 5 nights per month
C. 6 to 10 nights per month
D. 11 or more nights per month

19. Are you available for part-time positions (lower than 40 hours per week) working:

A. 20 or fewer hours per week?
B. 21 to 31 hours per week?
C. 32 to 39 hours per week?

20. Veteran Preference. Answer all parts. If a part does not apply to you, answer "NO".

A. Have you ever served on active duty in the United States military service? (Excludes tours of active duty for training in Reserves or National Guard)
B. Have you ever been discharged from the armed services under other than honorable conditions? You may omit any such discharge changed to honorable or general by a Discharge Review Board or similar authority.

If "YES": give details in item 34.
C. Do you claim 5-point preference based on active duty in the armed forces?
D. Do you claim 10-point preference?

If "YES", check the type of preference claimed and complete and attach Standard Form 15, "Claim for 10-Point Veteran Preference," together with the proof requested in that form.

Type of Preference:

Compensable Disability 30% or More
Compensable Disability Below 30%
Non-compensable Disability
Purple Heart Recipient
Spouse
 Widow
Mother

E. List dates, branch, and serial number of all active service (enter "N/A" if not applicable)

From To Branch of Service

N/A

THE FEDERAL GOVERNMENT IS AN EQUAL OPPORTUNITY EMPLOYER

Standard Form 171 (Rev. 1-79)
Office of Personnel Management
Form and Chapter 295
I am and always have been a conservative and an adherent to the same philosophical views that I believe are central to this Administration. It is obviously very difficult to summarize a set of political views in a sentence but, in capsule form, I believe very strongly in limited government, federalism, free enterprise, the supremacy of the elected branches of government, the need for a strong defense and effective law enforcement, and the legitimacy of a government role in protecting traditional values. In the field of law, I disagree strenuously with the usurpation by the judiciary of decisionmaking authority that should be exercised by the branches of government responsible to the electorate. The Administration has already made major strides toward reversing this trend through its judicial appointments, litigation, and public debate, and it is my hope that even greater advances can be achieved during the second term, especially with Attorney General Meese's leadership at the Department of Justice.

When I first became interested in government and politics during the 1960s, the greatest influences on my views were the writings of William F. Buckley, Jr., the National Review, and Barry Goldwater's 1964 campaign. In college, I developed a deep interest in constitutional law, motivated in large part by disagreement with Warren Court decisions, particularly in the areas of criminal procedure, the Establishment Clause, and reapportionment. I discovered the writings of Alexander Bickel advocating judicial restraint, and it was largely for this reason that I decided to go to Yale Law School.

After graduation from law school, completion of my ROTC military commitment, and a judicial clerkship, I joined the U.S. Attorney's office in New Jersey, principally because of my strong views regarding law enforcement.

Most recently, it has been an honor and source of personal satisfaction for me to serve in the office of the Solicitor General during President Reagan's administration and to help to advance legal positions in which I personally believe very strongly. I am particularly proud of my contributions in recent cases in which the government has argued in the Supreme Court that racial and ethnic quotas should not be allowed and that the Constitution does not protect a right to an abortion.

As a federal employee subject to the Hatch Act for nearly a decade, I have been unable to take a role in partisan politics. However, I am a life-long registered Republican and have made the sort of modest political contributions that a federal employee can afford to Republican candidates and conservative causes, including the National Republican Congressional Committee, the National Conservative Political Action Committee, Rep.
Christopher Smith (4th Dist. N.J.), Rep. James Courter (12th Dist. N.J.), Governor Thomas Kean of N.J., and Jeff Bell's 1982 Senate primary campaign in N.J. I am a member of the Federalist Society for Law and Public Policy and a regular participant at its luncheon meetings and a member of the Concerned Alumni of Princeton University, a conservative alumni group. During the past year, I have submitted articles for publication in the National Review and the American Spectator.
### A. Office of Solicitor General

**Exact title of your position:** General Assistant to the Solicitor General

**Name of immediate supervisor:** Charles Fried

**Area Code** | **Telephone number**
---|---
202 | 633-2201

**Dates employed** (give month and year):

- From Aug. 1981 to present
- Average number of hours per week: 40
- Place of employment: Washington, D.C.
- City: Wash.
- State: D.C.

**Kind of business or organization** (manufacturing, accounting, social services, etc.): Department of Justice

**Number and kind of employees you supervise:**

- Federal service, civilian or military, series, grade or rank, and date of last promotion: GS15 — Aug. 22, 1982

**Your reason for wanting to leave:** Accept new position

**Description of work** (Describe your specific duties, responsibilities and accomplishments in this job):

Briefed and argued cases for government in Supreme Court.

Recommended to Solicitor General whether adverse lower court decisions should be appealed and, if so, arguments to be made.

---

### B. U.S. Attorney’s Office

**Exact title of your position:** Assistant U.S. Attorney

**Name of immediate supervisor:** Judge Maryanne T. Barry

**Area Code** | **Telephone number**
---|---
609 | 989-2009

**Dates employed** (give month and year):

- From Nov. 1977 to Aug. 1981
- Average number of hours per week: 40
- Place of employment: Newark, N.J.

**Kind of business or organization** (manufacturing, accounting, social services, etc.): U.S. Attorney’s Office

**Number and kind of employees you supervise:**

- Federal service, civilian or military, series, grade or rank, and date of last promotion: Excepted appointment

**Your reason for leaving:** Accept new position

**Description of work** (Describe your specific duties, responsibilities and accomplishments in this job):

Handled federal criminal cases, principally at appellate level.

---

### C. Judge Leonard I. Garth

**Exact title of your position:** Law Clerk

**Name of immediate supervisor:** Judge Leonard I. Garth

**Area Code** | **Telephone number**
---|---
201 | 645-3356

**Dates employed** (give month and year):

- From July 1976 to Aug. 1977
- Average number of hours per week: 40
- Place of employment: Newark, N.J.

**Kind of business or organization** (manufacturing, accounting, social services, etc.): Judge, U.S. Court of Appeals

**Number and kind of employees you supervise:**

- Federal service, civilian or military, series, grade or rank, and date of last promotion: GS12

**Your reason for leaving:** Expiration of 1-yr. clerkship.

**Description of work** (Describe your specific duties, responsibilities and accomplishments in this job):

Assist judge as required

---

If you need additional experience blocks, use Standard Form 171-A or blank sheets of paper.
**Attach Supplemental Sheets or Forms Here**

<table>
<thead>
<tr>
<th>B. Kind of license or certificate (pilot, registered nurse, lawyer, radio operator, CPA, etc.)</th>
<th>C. Latest license or certificate issued within the past nine months of your last academic year (for example, a new state or foreign professional license, a new CPA license, a new bar license, etc.)</th>
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<tr>
<td><strong>lawyer</strong></td>
<td><strong>Year</strong></td>
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**D. Approximate number of words per minute**

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<th>E. Name and location (city and State) of latest high school attended prior to graduation from the above institution(s) or training program.</th>
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<tr>
<td><strong>Hamilton High School East, Hamilton Twp., N. J.</strong></td>
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<tr>
<th>D. Chief undergraduate college subjects</th>
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<tr>
<td><strong>History</strong></td>
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<tr>
<th>F. Major field of study at highest level of college work</th>
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<tbody>
<tr>
<td><strong>Law</strong></td>
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<tr>
<th>G. Other schools or training for example, trade, vocational, Armed Forces or business. Give for each the name and location (city, State and ZIP Code, if known) of school, dates attended, subjects studied, number of classroom hours of instruction per week, certificate, and any other pertinent data.</th>
</tr>
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<tbody>
<tr>
<td><strong>Princeton University</strong></td>
</tr>
<tr>
<td><strong>Yale Law School</strong></td>
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**Dates Attended**

- **Princeton University:** 1968-1972, 4 credits
- **Yale Law School:** 1972-1975, 3 credits

**Year of Degree**

- **A.B., 1972**
- **J.D., 1975**

24. Honors, awards, and fellowships received

**Phi Beta Kappa**

25. Languages other than English. List the languages other than English (as indicated by a check mark (_) in the appropriate columns. Candidates for positions requiring conversational ability in a language other than English may be given an interview conducted solely in that language. Describe in item 34 how you gained your language skills and the amount of experience you have had (e.g., completed 72 hours of classroom training, spoke language at home for 18 years, self-taught, etc.).

<table>
<thead>
<tr>
<th>Name of Language(s)</th>
<th>Can Prepare and Deliver Lectures</th>
<th>Can Converse</th>
<th>Have Facility to Translate Articles, Technical Materials, etc.</th>
<th>Can Read Articles, Technical Materials, etc., for Own Use</th>
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<tr>
<td></td>
<td>Fluently</td>
<td>With Difficulty</td>
<td>Fluently</td>
<td>Passably</td>
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26. References. List three persons who are NOT related to you and who have definite knowledge of your qualifications and fitness for the position for which you are applying. Do not repeat names of supervisors listed under item 21. Experience:

<table>
<thead>
<tr>
<th>Full Name</th>
<th>Present Business or Home Address (Number, Street, City, State and ZIP Code)</th>
<th>Telephone Number (Include Area Code)</th>
<th>Business or Occupation</th>
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<tr>
<td>George Pieler</td>
<td>Office of Majority Leader U.S. Senate, S. 20510</td>
<td></td>
<td>lawyer</td>
</tr>
<tr>
<td>Judith L. Hammerschmidt</td>
<td>Special Asst. to the Asst. Gen. Dept. of Justice Wash, D.C. 20530</td>
<td></td>
<td>lawyer</td>
</tr>
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Page 3
**Answer Items 27 through 33 by placing an 'X' in the proper column.**

27. Am you a citizen of the United States?
   - [ ] Yes
   - [x] No

28. Within the last five years have you been fired from any job for any reason?
   - [ ] Yes
   - [x] No

29. Within the last five years have you quit a job after being notified that you would be fired?
   - [ ] Yes
   - [x] No

30. A. Have you ever been convicted, forfeited collateral, or are you now under charges for any felony or any firearms or explosives offense against the law? (A felony is defined as any offense punishable by imprisonment for a term exceeding one year, but does not include any offense classified under the laws of a State as a misdemeanor which is punishable by a term of imprisonment of two years or less.)
   - [ ] Yes
   - [x] No

31. B. During the past seven years have you been convicted, imprisoned, on probation or parole or forfeited collateral, or are you now under charges for any offense against the law not included in A above?
   - [ ] Yes
   - [x] No

32. Does the United States Government employ in a civilian capacity or as a member of the Armed Forces any relative of yours by blood or marriage? (See Item 30 in the attached instruction sheet.)
   - [ ] Yes
   - [x] No

33. Do you receive, or do you have pending, application for retirement or retention pay, pension, or other compensation based upon military, civilian or District of Columbia Government service?
   - [ ] Yes
   - [x] No

Your Statement cannot be processed until you have answered all questions including items 27 through 33 above. Be sure you have placed an 'X' to the left of EVERY marker ( ) above, either in the 'YES' or 'NO' column.

**ATTENTION—THIS STATEMENT MUST BE SIGNED**

Read the following paragraphs carefully before signing this Statement.

A false answer to any question in this Statement may be grounds for not employing you or for dismissing you after you begin work, and may be punishable by fine or imprisonment (U.S. Code: Title 18, Section 1001). All the information you give will be considered in reviewing your Statement.

**AUTHORITY FOR RELEASE OF INFORMATION**

I have completed this Statement with the knowledge and understanding that any or all items contained herein may be subject to investigation prescribed by law or Presidential directive and I consent to the release of information concerning my capacity and fitness by employers, educational institutions, law enforcement agencies, and other individuals and agencies, to duly accredited investigators, Personnel Staffing Specialists, and other authorized employees of the Federal Government for that purpose.

**CERTIFICATION**

I certify that all of the statements made by me are true, complete and correct to the best of my knowledge and belief, and are made in good faith.

**SIGNATURE (sign in ink)**

[Signature]

**DATE**

[Date]

Deputy Assistant Attorney General
Office of Legal Counsel

Introduction

With the Assistant Attorney General and under his general direction shares responsibility for carrying out the duties imposed on that officer as Chief Adviser to the Attorney General on matters of law, assisting the Attorney General in his duties as legal adviser to the President, the Cabinet, and the whole executive branch of the government, preparing formal opinions of the Attorney General, and rendering informal opinions and legal advice on the wide variety of subjects and legal questions which arise in the determination of the national and international policies of the United States and in the carrying out of those policies through all the departments and agencies of the Executive branch.

Duties and Responsibilities

Is personally familiar with all matters being considered by the Assistant Attorney General. Under the general supervision of the Assistant Attorney General is in direct charge of the staff of the division and relieves the Assistant Attorney General by making assignments to the legal staff on the basis of subject matter, difficulty of assignment, legal ability and experience of staff members. Reviews and makes revisions of proposed executive orders, proclamations, and regulations, prior to final approval of the Assistant Attorney General.

Supervises the preparation of opinions, briefs, and correspondence in connection with pending legislation and gifts and bequests to the United States Government.

Personally investigates and formulates opinions of a highly confidential and complex nature for the President, requiring consultation with executives of other departments and agencies.

Assists the Assistant Attorney General in preparing reports on pending legislation, particularly with regard to constitutionality and effect on governmental structure, and assists in drafting important legislation sponsored by the President or the Attorney General. Represents the Attorney General on various interdepartmental committees and conferences.
The scope of both formal and informal opinions and advice covers broad legal problems arising in the administration of the Executive branch of the government and relates to matters of special importance and difficulty, of national and international significance. In any time of stress, as during the present national emergency, the problems of law required to be resolved by or under the direction of this official are particularly numerous and important, since many situations arise for which there is no legal precedent and since the legal advisers of new government agencies tend particularly to rely on advice from the Attorney General on important matters.