

To: Kang, Christopher[Christopher_D._Kang@who.eop.gov]
From: Zubrensky, Michael (OLP)
Sent: 2015-03-24T09:53:42-06:00
Subject: Groves SJQ
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[Senate Questionnaire JGROVES.v4.doc](#)

Vet memo coming soon

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Jennifer Choe Groves

(formerly Jennifer D. Choe)

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

Judge, United States Court of International Trade

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

Office: Titanium Law Group PLLC
1629 K Street, N.W., Suite 300
Washington, D.C. 20006

Residence:

P6/b(6)

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

1969; Chicago, Illinois

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

1997 – 1998, Columbia Law School; LL.M., 1998

1991 – 1994, Rutgers School of Law – Newark; J.D., 1994

1987 – 1991, Princeton University; A.B., 1991

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

2014 – present
Titanium Law Group PLLC
1629 K Street, N.W., Suite 300
Washington, D.C. 20006
Chief Executive Officer

2013 – present
Choe Groves Consulting LLC
9501 Burke Road, #11517
Burke, VA, 22015
Chief Executive Officer

2012 – 2013
Eckert Seamans Chernin & Mellott LLC
1717 Pennsylvania Avenue, N.W.
Washington, D.C. 20006
Partner

2010 – 2011
Hughes Hubbard & Reed LLP
1775 I Street, N.W.
Washington, D.C. 20006
Partner

2005 – 2010
Executive Office of the President
Office of the U.S. Trade Representative
600 17th Street, N.W.
Washington, D.C. 20508
Senior Director of Intellectual Property and Innovation,
Chair of the Special 301 Committee

2001 – 2005
O'Melveny & Myers LLP
7 Times Square
New York, N.Y. 10036 (2001 – 2002)
1625 I Street, N.W.
Washington, D.C. 20006 (2002 – 2005)
Counsel

1998 – 2001
Fish & Neave LLP (now Ropes & Gray LLP)
1211 Avenue of the Americas
New York, N.Y. 10036
Associate

1994 – 1997

New York County District Attorney's Office
One Hogan Place
New York, N.Y. 10013
Assistant District Attorney

1992 – 1994
Morris County Prosecutor's Office
10 Court Street
Morristown, N.J. 07960
Law Clerk

1993
U.S. Attorney's Office, Southern District of New York
One St. Andrews Plaza
New York, N.Y. 10007
Law Clerk

Summer 1993
Proskauer Rose LLP
Eleven Times Square
New York, N.Y. 10036
Summer Associate

1992
United States Court of Appeals for the Third Circuit
Judge Leonard I. Garth
Federal Building and U.S. Courthouse
Newark, N.J. 07102
Judicial Intern

Summer 1992
U.S. District Court, District Court of New Jersey
Judge H. Lee Sarokin (Retired)
Federal Building and U.S. Courthouse
Newark, N.J. 07102
Judicial Intern

Other Affiliations:

2014 – present
JCG Enterprises LLC
9501 Burke Road, #11517
Burke, VA, 22015
Chief Executive Officer

2014 – present
Phoenix Financial Holdings, Inc.

7860 Universal Boulevard, Suite 565
Orlando, FL 32819
General Counsel and Board of Directors

2013
World Logistics Council Development (U.S. offices closed)
1717 Pennsylvania Avenue, N.W.
Washington, D.C. 20006
General Counsel and VP of Business Development

2010 – present
Legal Momentum
5 Hanover Street, Suite 1502
New York, NY 10004
Board of Directors

2002 – present
National Asian Pacific American Bar Association
1612 K Street, N.W., Suite 1400
Washington, D.C. 20006
Chair, Entertainment Law Committee (2010 – 2013)
Volunteer and member (2002 – present)

2010 – present
National Asian Pacific American Bar Association Law Foundation
P.O. Box 65081
Washington, D.C. 20035
Board of Directors, Law Foundation (2010 – present)
Secretary, Law Foundation (2010 – 2012)

2002 – present
Asian Pacific American Bar Association of D.C.
P.O. Box 27223
Washington, D.C. 20038
President, Educational Fund (2003 – 2005)
Judicial Nominations Committee (2004 – 2009, Chair approximately 2005-2007)
Volunteer and member (approximately 2002 – present)

2011 – 2014
The Juilliard School
60 Lincoln Center Plaza
New York, N.Y. 10023
Member, Juilliard Council

2011 – present
Republican National Lawyers' Association
Executive Committee Member, Board Secretary, Director (2012 – 2014)

Member (2011 – present)

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

I have not served in the military. I am not required to register for selective service.

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

Best Lawyers Under 40, National Asian Pacific American Bar Association (2007)

Asian American Trailblazers Award, Asian American Alumni Association of Princeton (2008)

Alumni Achievement Award, Newark Academy (2012)

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

National Asian Pacific American Bar Association

Chair, Entertainment Law Committee (2010 – 2013)

Volunteer and member (approximately 2002 – present)

National Asian Pacific American Bar Association Law Foundation

Board of Directors, Law Foundation (2010 – present)

Secretary, Law Foundation (2010 – 2012)

Asian Pacific American Bar Association of D.C.

President, Educational Fund (2003 – 2005)

Judicial Nominations Committee (2004 – 2009)

Volunteer and member (approximately 2002 – present)

Republican National Lawyers' Association

Executive Committee Member, Board Secretary, Director (2012 – 2014)

Member (2011 – present)

American Bar Association
Member

Association of Corporate Counsel
Member

Asian American Bar Association of New York
Member

10. **Bar and Court Admission:**

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

New York State Bar (1995)

New Jersey State Bar (1996) (membership inactive from September 25, 2000 to November 13, 2000 while not practicing law in New Jersey)

District of Columbia Bar (1997) (membership inactive from October 31, 2000 to February 8, 2001 while not practicing law in the District of Columbia)

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

Supreme Court of New York, Appellate Division, First Judicial Department
(1995)

U.S. District Court, Southern District of New York (1996)

Supreme Court of New Jersey (1996) (membership inactive from September 25, 2000 to November 13, 2000 while not practicing law in New Jersey)

U.S. District Court, District of New Jersey (1996)

District of Columbia Court of Appeals (1997) (membership inactive from October 31, 2000 to February 8, 2001 while not practicing law in the District of Columbia)

11. **Memberships:**

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

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

2005 – 2010, Special 301 Interagency Committee, Chair, during service with the Office of the United States Trade Representative

2005 – 2010, Trade Policy Staff Committee, participated during service with the Office of the United States Trade Representative

2005 – 2010, Trade Policy Review Group, participated during service with the Office of the United States Trade Representative

2005 – 2010, Industry Trade Advisory Committee on Intellectual Property Rights, participated during service with the Office of the United States Trade Representative

2005 – 2010, Transatlantic Economic Council, Transatlantic Intellectual Property Rights Working Group, Co-Chaired and participated during service with the Office of the United States Trade Representative

1992 – present, Alumni Association of Princeton University
Alumni Schools Committee, Interviewer for Princeton Admissions Office

2002 – present, Summerwind Homeowners' Association, member, former officer

Approximately 1997 – 2004, Princeton Club of New York, member

2010 – 2011, American Bar Association, member

2012 – 2013, Federalist Society, member

2014 – present, Asian American Chamber of Commerce, member

2014 – present, Business Network International, member

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

To the best of my knowledge, the Princeton Club of New York restricted its membership only to men, until it allowed women to join in 1972, after Princeton

University became co-educational in 1969. The Princeton Club of New York currently does not have a restrictive membership policy.

To the best of my knowledge, other than the Princeton Club of New York described above, none of the remaining organizations listed in response to Question 11a currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin, either through formal membership requirements or the practical implementation of membership policies.

12. Published Writings and Public Statements:

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

Statutory Remedies for Restraints on U.S. Exports: Sections 301 and Special 301, INTERNATIONAL TRADE LAWS OF THE UNITED STATES: STATUTES AND STRATEGIES, a treatise by Thomson & Reuters (2012). Copy supplied.

Current Trends in IP Enforcement, IP Litigator (2011). Draft supplied.

Current Government IP Enforcement Programs, IP Enforcement and Litigation 2011: Civil and Criminal Update, Practising Law Institute. Copy supplied.

What's the next act for ACTA?, The Daily Caller, www.dailycaller.com (April 28, 2010). Copy supplied.

Acting on ACTA, The Daily Caller, www.dailycaller.com (March 31, 2010). Copy supplied.

New jobs, economy boost rely on Obama's trade plan, The Daily Caller, www.dailycaller.com (March 24, 2010). Copy supplied.

Licensing Interactive Multimedia, 4 Law and Business of Licensing 3311 (Aug. 1996) (reprint of *Licensing Interactive Multimedia*, XXX No. 2 Les Nouvelles (June 1995)). Unable to locate a copy from Law and Business of Licensing, but supplied a copy of the identical article from Les Nouvelles.

Licensing Interactive Multimedia, XXX No. 2 Les Nouvelles (June 1995). Copy supplied.

Interactive Multimedia: A New Technology Tests the Limits of Copyright Law, 46 Rutgers L. Rev. 929 (1994). Copy supplied.

- b. Supply four (4) copies of any reports, memoranda or policy statements you

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

The Annual Special 301 Report, Office of the United States Trade Representative (2005). While I worked in the Office of the U.S. Trade Representative, I was the primary author of the Annual Special 301 Report, though there was a thorough interagency review process. Copy supplied.

The Annual Special 301 Report, Office of the United States Trade Representative (2006). While I worked in the Office of the U.S. Trade Representative, I was the primary author of the Annual Special 301 Report, though there was a thorough interagency review process. Copy supplied.

The Annual Special 301 Report, Office of the United States Trade Representative (2007). While I worked in the Office of the U.S. Trade Representative, I was the primary author of the Annual Special 301 Report, though there was a thorough interagency review process. Copy supplied.

The Annual Special 301 Report, Office of the United States Trade Representative (2008). While I worked in the Office of the U.S. Trade Representative, I was the primary author of the Annual Special 301 Report, though there was a thorough interagency review process. Copy supplied.

The Annual Special 301 Report, Office of the United States Trade Representative (2009). While I worked in the Office of the U.S. Trade Representative, I was the primary author of the Annual Special 301 Report, though there was a thorough interagency review process. Copy supplied.

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

I have served as a board member from 2010 to 2015 for the non-profit organization Legal Momentum. During that time, Legal Momentum signed on to or requested the preparation of amicus briefs. Although I did not personally prepare or review these amicus briefs, I did vote on their submission in my capacity as a board member of Legal Momentum. I have listed the materials on which I voted that I was able to identify after searching my records and consulting with Legal Momentum.

Signatory to Amicus Brief by Battered Women's Justice Project,
Illinois Coalition Against Domestic Violence, Legal Momentum,

and New York Legal Assistance Group in support of Plaintiff-Appellant in *Wittendorf v. Worthington*, 2011-OP-1021 and 2011-F-57 (App. Ct. Ill. 4th Dist. 2011), arguing that the “best interests of the child” standard should be applied in determining custody. Copy supplied.

Amicus Brief of Legal Momentum in support of Appellant in *Myles M. v. Pei-Fong K.*, (N.Y. App. Div. 1st Dep’t 2012), arguing that Family Court failed to adequately consider the effects of domestic violence in determining the best interests of the child for custody and visitation orders. Copy supplied.

Amicus Brief of Legal Momentum in support of Plaintiff/Petitioner in *Andriano v. Arizona*, (Sup. Ct. Maricopa County, Ariz. 2012), arguing that prosecutor improperly introduced evidence of sexual history at trial. Copy supplied.

Signatory to Amicus Brief by Women’s Rights Organizations in support of Respondent-Appellant in *Souratgar v. Fair*, 12-5088-cv (2nd Cir. 2013), arguing that lower court erred by overlooking the impact of domestic and sexual violence in making its determination about the risk of grave harm to a child. Copy supplied.

Signatory to Amicus Brief by Law Professors and Women’s Rights Organizations in support of Petitioner in *Young v. United Parcel Service, Inc.*, No. 12-1226 (S. Ct. 2014), on the issue of whether employers are required to treat pregnant employees as temporarily disabled workers. Copy supplied.

Amicus Brief of Legal Momentum in support of Appellee in *Chevron Corp. v. Donziger et al.*, No. 14-826-CV (U.S. Ct. App. 2d Cir.) (2014), seeking affirmance that private plaintiffs can obtain equitable relief under RICO. Copy supplied.

Signatory to Amicus Brief of Women’s Rights Organizations and Individuals in support of respondent in *Mach Mining, LLC v. EEOC* (S. Ct. 2014), arguing that EEOC conciliation should not be subject to post-judicial examination. Copy supplied.

Legal Momentum also periodically prepared reports, letters or statements that were published or submitted to Congress or Presidential committees on issues pertaining to women and girls while I have served as a Board member. I have listed the materials that I was able to identify after searching my records and consulting with Legal Momentum.

2010 Legal Momentum Annual Report. Although, as a Board member, my name appeared in this report, to the best of my knowledge, I did not participate or consult in any way in its preparation and the Board was never asked to vote on or approve its contents. Copy supplied.

2011 Legal Momentum Annual Report. Although, as a Board member, my name appeared in this report, to the best of my knowledge, I did not participate or consult in any way in its preparation and the Board was never asked to vote on or approve its contents. Copy supplied.

September 8, 2011, *Statement of Legal Momentum submitted to the House Committee on Ways and Means for the Subcommittee on Human Resource hearing on "Improving Work and Other Welfare Reform Goals."* I was a Board member at the time this statement was prepared, though my name did not appear on this statement; and, to the best of my knowledge, I did not participate or consult in any way in its preparation and the Board was never asked to vote on or approve its contents. Copy supplied.

2012 Legal Momentum Annual Report. Although, as a Board member, my name appeared in this report, to the best of my knowledge, I did not participate or consult in any way in its preparation and the Board was never asked to vote on or approve its contents. Copy supplied.

2013 Legal Momentum Annual Report. Although, as a Board member, my name appeared in this report, to the best of my knowledge, I did not participate or consult in any way in its preparation and the Board was never asked to vote on or approve its contents. Copy supplied.

February 28, 2013, *Statement of Legal Momentum submitted to the House Committee on Ways and Means for the Subcommittee on Human Resource hearing on "Waiving Work Requirements in the TANF Program."* I was a Board member at the time this statement was prepared, though my name did not appear on this statement; and, to the best of my knowledge, I did not participate or consult in any way in its preparation and the Board was never asked to vote on or approve its contents. Copy supplied.

December 3, 2013, *Letter from Legal Momentum to Hon. John Kline, Chair House Committee on Education and the Workforce, Hon. George Miller, Ranking Member, House Committee on Education and the Workforce, Hon. Tim Walberg, Chair,*

Subcommittee on Workforce Protections, Hon. Joe Courtney, Ranking Member, Subcommittee on Workforce Protections.

Although, as a Board member, my name appeared on the letterhead, I did not sign the letter; and, to the best of my knowledge, I did not participate or consult in any way in its preparation and the Board was never asked to vote on or approve its contents. Copy supplied.

July 9, 2014, *Statement of Legal Momentum during the Democratic Steering and Outreach Committee's discussion on women's economic and health security.* I was a Board member at the time this statement was prepared, though my name did not appear on this statement; and, to the best of my knowledge, I did not participate or consult in any way in its preparation and the Board was never asked to vote on or approve its contents. Copy supplied.

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

The following list reflects my best efforts to identify the speeches or talks that I have delivered. I have provided representative press coverage where available. To compile the list, I consulted my own files and Internet sources. There may have been, however, other speeches or talks that I have been unable to recall or identify, and I have spoken occasionally at minor events for which I did not retain any record.

December 15, 2014, *Legal Tips for Small- and Medium-Sized Businesses*, Asian American Chamber of Commerce, Tysons Corner, Virginia. The presentation involved basic legal tips for small businesses, including basic issues of intellectual property, corporate law, and compliance. I have no notes, transcripts, or recordings of the speech. The mailing address for the Asian American Chamber of Commerce is 8300 Boone Blvd., Suite 450, Tysons Corner, VA 22182.

December 17, 2014, *Legal Tips for Small- and Medium-Sized Businesses*, Business Network International, Fairfax, Virginia. The presentation involved basic legal tips for small businesses, including basic issues of intellectual property, corporate law, and compliance. I have no notes, transcripts, or

recordings of the speech. The mailing address for the Business Network International is P.O. Box 3865, Merrifield, VA 22116.

October 29, 2014, Moderator, *Equal Opportunity in the Workplace*, Washington, D.C. I introduced keynote speaker EEOC Chair Jenny Yang and moderated a discussion about equal opportunity in the workplace. I have no notes, transcripts, or recordings of the presentation. The address of Legal Momentum is 5 Hanover Street, Suite 1502, New York, NY 10004.

April 6, 2013, *Demystifying Lobbying: Opportunities and Pitfalls for Business Lawyers*, ABA Business Law Conference. The panel discussion involved an overview of lobbying issues and registration requirements. The American Bar Association address is 321 North Clark Street, Chicago, IL 60654. Copies of presentation materials and an audio transcript supplied.

April 5, 2013, *Dear Congress, Do No Harm to the Internet: An Update on Anti-Piracy and Anti-Counterfeiting Legislative Efforts*, ABA Intellectual Property Conference. The panel discussion involved an overview of legislative efforts to address anti-piracy and anti-counterfeiting, including the Anti-Counterfeiting Trade Agreement. I have no notes, transcripts, or recordings of the speech. The American Bar Association address is 321 North Clark Street, Chicago, IL 60654.

March 19, 2013, *Practical Tips for Sports and Entertainment Companies to Enforce Your Intellectual Property Rights*, Association of Corporate Counsel, Sports and Entertainment Committee. The presentation involved an overview of how to protect and enforce intellectual property rights. Copy of presentation materials supplied.

November 13, 2012, *Forks in the Road: The Many Paths of Success in IP Law*, American Intellectual Property Law Association, Women in IP Law Committee and Diversity in IP Law Committee, Webinar. The presentation discussed career advice from the women on the panel. I have no notes, transcript or recording. The address of the American Intellectual Property Law Association is 241 18th Street South, Suite 700, Arlington, VA 22202.

October 13, 2012, *Alumni Achievement Award, Acceptance Speech*, Newark Academy, Livingston, New Jersey. The speech discussed my career and thanked faculty and family. I have no notes, transcript or recording. The address of Newark Academy is 91 South Orange Ave., Livingston, N.J. 07039.

September 12, 2012, *China and Enforcement of IP*, International Business Initiative Committee, Philadelphia Bar Association, 2012. The presentation involved a panel discussion of protection and enforcement of intellectual property in China. I have no notes, transcript or recording. An article about

the speech was published. See J. Michael Considine Jr., *IP Enforcement Rights Getting Better in China*, Philadelphia Bar Reporter, Vol. 41, No. 12 at 8, 11 (Dec. 2012). Copy supplied.

January 20, 2012, *Intellectual Property in Emerging Markets*, Biotechnology Industry Organization (podcast). A copy of the podcast is available at <https://www.bio.org/media/intellectual-property-emerging-markets>.

November 19, 2011, Moderator, *Evolving Issues in Entertainment Law: Rebuilding Strategies to Address the 21st Century*, National Asian Pacific American Bar Association Annual Conference, Atlanta, GA. The presentation involved a discussion about digital media, global Internet piracy, and digital distribution. I have no notes, transcript or recording. The address of NAPABA is 1612 K Street, N.W., Suite 1400, Washington, D.C. 20006.

August 11, 2011, Moderator, *Digital Distribution of Film and Television*, Asian American Film Festival. The panel discussed intellectual property, anti-piracy, and digital distribution rights in film. I have no notes, transcript or recording. The address is Asian Cinevision, Inc., 30 John St., Brooklyn, N.Y. 11201.

July 19, 2011, *Anti-Counterfeiting and Anti-Piracy: International Enforcement*, Association of Corporate Counsel, Sports and Entertainment Committee, webinar. The presentation involved an overview of international enforcement strategies. Copy of presentation materials supplied.

May 19, 2011, *Business Development Workshop Panel*, ABA Commission on Racial and Ethnic Diversity in the Profession, 2011 Spring Minority Counsel Program, Miami, Florida. The panel discussed business development strategies geared towards minorities and women. I have no notes, transcript or recording. The American Bar Association address is 321 North Clark Street, Chicago, IL 60654.

April 29, 2011, *Enforcement Issues Including New Government Initiatives*, Fordham Intellectual Property Conference 2011, New York, N.Y. The presentation discussed U.S. government initiatives with international trade and enforcement. I have no notes, transcript or recording. The address is Fordham IP Institute, 150 West 62nd Street, New York, N.Y. 10023.

April 27, 2011, *China, the EU and Canada: Defending Your Intellectual Property Against the Risks of a Global Advertising Campaign*, American Conference Institute, New York, N.Y. The panel discussed international intellectual property issues in the context of advertising. I have no notes, transcript or recording. The address of the American Conference Institute is 45 West 25th Street, 11th Floor, New York, N.Y. 10010.

2011, *Current Government IP Enforcement Programs*, IP Enforcement and Litigation 2011: Civil and Criminal Update, Practising Law Institute. The presentation involved an overview of U.S. Government international enforcement initiatives. Copy of presentation materials supplied.

April 17, 2010, *The Rise of Social Media Tools: Benefits and Challenges*, 14th Annual APIS Conference and Retreat, State Bar of Texas, Asian Pacific Interest Section. The panel discussed legal issues with respect to social media. I have no notes, transcript or recording. The State Bar of Texas address is P.O. Box 12487, Austin, TX 78711-2487.

Spring 2010, *Policy Trends in Copyright*, Copyright Society of USA. The presentation discussed international copyright protection and enforcement. I have no notes, transcript or recording. The Copyright Society of USA address is 1 East 53rd Street, 8th Fl., New York, N.Y. 10022.

November 20, 2010, Moderator, *How to Break Into Entertainment Law: Tips For Aspiring APA Attorneys*, National Asian Pacific American Bar Association Annual Conference, Los Angeles, CA. I have no notes, transcript or recording. The National Asian Pacific American Bar Association address is 1612 K Street, N.W., Suite 1400, Washington, D.C. 20006.

June 2, 2010, *Judicial Intern Opportunity Program Orientation*, sponsored by the American Bar Association, Section of Litigation, Washington, D.C. The presentation provided career advice to law students. I have no notes, transcript or recording. The American Bar Association address is 321 North Clark Street, Chicago, IL 60654.

April 8, 2010, *China and IP Enforcement*, Fordham Intellectual Property Conference 2010, New York, New York. The presentation discussed international trade and enforcement strategies with respect to China. I have no notes, transcript or recording. The address is Fordham IP Institute, 150 West 62nd Street, New York, N.Y. 10023.

2009, *International IP Challenges*, MCCA Conference. The presentation discussed international trade and intellectual property. I have no notes, transcript or recording. The Minority Corporate Counsel Association address is 1111 Pennsylvania Avenue, N.W., Washington, D.C. 20004.

September 5, 2008, *Convocation Ceremony Keynote Speech*, Newark Academy, Livingston, New Jersey. The speech discussed career advice to students. The address of Newark Academy is 91 South Orange Ave., Livingston, N.J. 07039. I have no notes, transcript or recording. An article about the speech was published. Copy supplied.

July 29, 2008, *Strategies for Protecting and Enforcing Intellectual Property Rights*, Cairo, Egypt, sponsored by AmCham Egypt. The presentation discussed international trade and intellectual property rights in Egypt. I have no notes, transcript or recording. A summary of the panel was published. Copy supplied.

July 29, 2008, *Modern Strategies for Combating Counterfeiting and Piracy*, Arab League (formerly the League of Arab States), Cairo, Egypt. I have no notes, transcript or recording. An article was published about the speech, *Key US Delegate Meets with Regional Decision-Makers Ahead of 1st Arab Consumer and Brand Protection Forum*, Albawaba News (July 29, 2008). Copy supplied.

November 8, 2007, *The Role of Special 301 and Free Trade Agreements*, U.S. Patent and Trademark Office, Global Intellectual Property Academy in Amman, Jordan. The address of the U.S. Patent and Trademark Office is 600 Dulany St., Alexandria, VA 22314. An article about the program was published. Copy supplied.

2007, *IP Protection and Enforcement*, IACC Annual Conference, Washington, D.C. The presentation discussed international trade and intellectual property. I have no notes, transcript or recording. The address for the International Anti-Counterfeiting Coalition is 1730 M Street, N.W., Suite 1020, Washington, D.C. 20036.

2006, *IP in China*, American Apparel & Footwear Association, New York, N.Y. The presentation discussed international trade and intellectual property in China. I have no notes, transcript or recording. The address of the American Apparel & Footwear Association is 1601 N. Kent St., Suite 1200, Arlington, VA 22209.

2005, *Middle East and Intellectual Property Rights*, U.S. Patent and Trademark Office Conference. The presentation discussed international trade and intellectual property rights. I have no notes, transcript or recording. The address of the U.S. Patent and Trademark Office is 600 Dulany St., Alexandria, VA 22314.

2005, *Copyright Law in Canada*, Osgoode Hall Law School, Toronto, Canada. The presentation discussed international trade and intellectual property rights between the United States and Canada. I have no notes, transcript or recording. The address of Osgoode Hall Law School is 4700 Keele Street, Toronto, Ontario, Canada M3J 1P3.

Approximately 2005, *International Intellectual Property Rights*, Thomas Jefferson School of Law. The presentation discussed international trade and intellectual property rights. I have no notes, transcript or recording. The

address of Thomas Jefferson School of Law is 1155 Island Ave., San Diego, CA 92101.

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

Protecting the Best Ideas, Rutgers School of Law Newark, Business Law: A Growing Strength (Spring 2014). Copy supplied.

Scott Flaherty, *Eckert Seamans Adds Former USTR Official to IP Group*, Law360 (June 20, 2012). Copy supplied.

Ryan Davis, *Tea Party May Throw Kink Into GOP Trade Policies*, Law360 (November 3, 2010). Copy supplied.

Nick Brown, *Hughes Hubbard Adds IP, Trade Guru Groves*, Law360 (April 29, 2010). Copy supplied.

Patrick Folliard, *Spotlighting: Taking the Next Step*, Diversity & The Bar (May/June 2010). Copy supplied.

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

I have not held any judicial office.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment? _____
 - i. Of these, approximately what percent were:

jury trials:	_____%
bench trials:	_____% [total 100%]
civil proceedings:	_____%
criminal proceedings:	_____% [total 100%]

- b. Provide citations for all opinions you have written, including concurrences and dissents.
- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy

of the opinion or judgment (if not reported).

- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.
 - e. Provide a list of all cases in which certiorari was requested or granted.
 - f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.
 - h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.
14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:
- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
 - b. a brief description of the asserted conflict of interest or other ground for recusal;
 - c. the procedure you followed in determining whether or not to recuse yourself;
 - d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

15. Public Office, Political Activities and Affiliations:

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

I was a candidate for the elected position of District of Columbia Bar Association Board of Governors in 2011, which was unsuccessful.

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

I worked on the political campaign for Mitt Romney for President from 2011 – 2012. Positions that I held in the Romney campaign included:
Regional Coordinator for Northern Virginia, Election Day
War Room, Richmond, Virginia
Virginia Election Day Operations, Member
Lawyers for Romney, Member
Romney Small Business Advisory Council, Member
Women for Romney, Member

16. Legal Career: Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:

- i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I did not serve as a law clerk to a judge after graduation from law school.

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

I practice alone at Titanium Law Group PLLC, 1629 K Street, N.W., Suite 300, Washington, D.C. 20006. My practice began in February 2014 and continues presently.

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

New York County District Attorney's Office

One Hogan Place
New York, N.Y. 10013
Assistant District Attorney, Trial Attorney, Trial Bureau 30 (1994 – 1997)

Fish & Neave LLP (now Ropes & Gray LLP)
1211 Avenue of the Americas
New York, N.Y. 10036
Associate in Intellectual Property Litigation Department (1998 – 2001)

O'Melveny & Myers LLP
7 Times Square
New York, N.Y. 10036 (2001 – 2002)
1625 I Street, N.W.
Washington, D.C. 20006 (2002 – 2005)
Counsel in Litigation, Entertainment, and Intellectual Property
Departments

Executive Office of the President
Office of the U.S. Trade Representative
600 17th Street, N.W.
Washington, D.C. 20508
Senior Director of Intellectual Property and Innovation,
Chair of the Special 301 Committee, Trade Policy Analyst (2005 – 2010)

Hughes Hubbard & Reed LLP
1775 I Street, N.W.
Washington, D.C. 20006
Partner, Chair of the International Intellectual Property and Entertainment
Group (2010 – 2011)

Eckert Seamans Chernin & Mellott LLC
1717 Pennsylvania Avenue, N.W.
Washington, D.C. 20006
Partner, Vice Chair of the Intellectual Property Department, Co-Chair of
the Diversity Committee (2012 – 2013)

Choe Groves Consulting LLC
9501 Burke Road, #11517
Burke, VA, 22015
Chief Executive Officer (2013 – present)

Titanium Law Group PLLC
1629 K Street, N.W., Suite 300
Washington, D.C. 20006
Chief Executive Officer
Attorney handling Intellectual Property, Corporate, Litigation, and
Outside General Counsel matters (2014 – present)

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

I have never served as a mediator or arbitrator in alternative dispute resolution proceedings.

b. Describe:

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

From 1994 to 1997, I served as an Assistant District Attorney in the New York County District Attorney's Office under District Attorney Robert Morgenthau. My practice was primarily criminal litigation, including jury and bench trials, pre-trial hearings, Grand Jury proceedings, motion practice and writing briefs. I tried approximately 22 jury and bench trials as a first chair litigator.

From 1997 to 1998, I attended Columbia Law School full-time to earn my LL.M. degree.

From 1998 to 2005, I was in private practice in the law firms Fish & Neave LLP (1998 – 2001) and O'Melveny & Myers LLP (2001 – 2005). I handled a variety of civil litigation matters as part of litigation teams. I assisted with one federal jury trial and numerous other litigation matters that settled or were otherwise resolved.

From 2005 to 2010, I served in the Executive Office of the President in the Office of the U.S. Trade Representative as Senior Director for Intellectual Property and Chair of the Special 301 Committee. My practice was primarily focused on international trade, negotiating trade agreements, and other trade policy matters.

From 2010 to present, I have been in private practice. My practice has included primarily corporate, government relations, and policy matters. To a lesser extent, I have handled a few litigation matters during this time. I also have served as Outside General Counsel to small companies.

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

As an Assistant District Attorney, I represented the People of the State of New York and prosecuted cases on behalf of crime victims.

At the Office of the U.S. Trade Representative, I represented the United States in trade negotiations and trade policy matters.

In private practice, my clients have included individuals, small- and medium-sized businesses, trade associations, and major corporations. My work has specialized in the areas of intellectual property and international trade, among other areas.

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

Approximately 60% of my practice has been devoted to litigation or litigation-related matters (such as representing clients in pre-litigation negotiations or dispute settlement matters). The remaining approximately 40% of my practice has been in trade policy, counseling clients, corporate law, and government relations. As an Assistant District Attorney at the Manhattan District Attorney's Office, I appeared in court on a consistent basis nearly every day. I argued approximately 22 jury and bench trials as first chair counsel while with the Manhattan District Attorney's Office. In addition, I argued hearings in court on a regular basis nearly every day. As an attorney in private practice, I have appeared in court on a more limited basis. I was part of a trial team that litigated a patent infringement jury trial in U.S. District Court in the Western District of Texas. I have been a member of other trial teams in federal court, and have argued hearings and made appearances in federal court and the District of Columbia Court of Appeals. I would estimate that, over the last ten years, on average, I have appeared in court less than five times per year.

i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|-----|
| 1. federal courts: | 50% |
| 2. state courts of record: | 50% |
| 3. other courts: | 0% |
| 4. administrative agencies: | 0% |

ii. Indicate the percentage of your practice in:

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

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

Over the course of my career, I have tried approximately 25 cases to verdict, judgment or final decision, most of which took place while I was an Assistant District Attorney. As an Assistant District Attorney at the Manhattan District

Attorney's Office, I argued approximately 22 jury and bench trials as sole counsel. At Fish & Neave LLP, I was part of a trial team that litigated a patent infringement jury trial in U.S. District Court in the Western District of Texas. I have been a member of other trial teams that have argued cases in which final decisions were rendered (for example, by granting summary judgment and/or preliminary injunctions).

i. What percentage of these trials were:

- | | |
|--------------|-----|
| 1. jury: | 40% |
| 2. non-jury: | 60% |

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

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

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

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

1. *State of New York v. Alvin Turner*, New York Supreme Court, Docket 95N032482 (approximately 1995 – 1996) (Judge Peter Benitez). I represented the People of the State of New York from 1994 to 1997 while I worked as an Assistant District Attorney for the Manhattan District Attorney's Office. As sole counsel on this case, I argued pre-trial hearings, researched law and drafted motions, selected the jury, and argued the jury trial. The defendant was convicted after a jury trial in the Supreme Court of New York of felony assault.

Judge Peter Benitez (formerly Criminal Court Judge, City of New York)
Acting Justice, Supreme Court Bronx County
265 East 161st Street
Bronx, N.Y. 10451
(718) 618-3000

Opposing Counsel:

Judith Stein (formerly Legal Aid Society of New York)
139 Fulton Street, Suite 510
New York, N.Y. 10038
(212) 233-3348

2. *State of New York v. Carlos Guzman*, New York Supreme Court (Docket No. 11320-1995) (April 29, 1996) (Judge Colleen McMahon), aff'd 260 A.D.2d 188 (Supreme Court App. Div. 1st Dept. New York) (April 8, 1999). I represented the People of the State of New York from 1994 to 1997 while I worked as an Assistant District Attorney for the Manhattan District Attorney's Office. As sole counsel on this case, I argued pre-trial hearings, researched law and drafted motions, selected the jury, and argued the jury trial. The defendant, who was in a wheelchair due to having one leg amputated, was convicted after a jury trial in the Supreme Court of New York of two counts of intimidation of a witness in the third degree. The defendant assaulted a victim and made multiple threats to kill the victim and other witnesses if anyone testified about the assault. The conviction was affirmed by the Supreme Court Appellate Division.

Judge Colleen McMahon: (formerly New York Supreme Court)
U.S. District Judge, Southern District of New York
500 Pearl Street
New York, N.Y. 10007
(212) 805-6325

Opposing Counsel:

Kenneth A. Paul
111 Broadway, Suite 701
New York, N.Y. 10006
(212) 587-8000

(or) Robert Blau
401 Broadway
New York, N.Y. 10013
(212) 334-9913

3. *State of New York v. Brad McPherson*, New York Supreme Court (Docket No. 00534-1997) (June 16, 1997) (Judge Bernard Fried), aff'd 286 A.D.2d 616 (Supreme Court App. Div. 1st Dept. New York) (September 18, 2001). I represented the People of the State of New York from 1994 to 1997 while I worked as an Assistant District Attorney for the Manhattan District Attorney's Office. As sole counsel on this case, I argued pre-trial hearings, researched law and drafted

motions, selected the jury, and argued the jury trial. The defendant was convicted after a jury trial in the Supreme Court of New York of criminal possession of stolen property in the third degree and seven counts of criminal possession of stolen property in the fourth degree. Approximately 300 items of stolen property were introduced into evidence, including a mountain bicycle that the detective brought into the courtroom. The conviction was affirmed by the Supreme Court Appellate Division.

Judge Bernard Fried (retired from New York State Supreme Court)

JAMS

620 Eighth Avenue, 34th fl.
New York, N.Y. 10018
(212) 751-2700

Opposing Counsel:

Douglas Kahan
225 Broadway
New York, N.Y. 10007
(212) 566-2566
(212) 577-3530

4. *Crystal Semiconductor Corp. v. OPTi, Inc., Trittech Microelectronics Int'l, Inc. and Trittech Microelectronics Int'l Pte Ltd.*, No. A 97-CA-026 SS (W.D. Tex. July 23, 1999) (Judge Sam Sparks).

I represented OPTi, Inc. from approximately 1998 to 2001 while I worked at Fish & Neave LLP. This was a patent infringement litigation regarding patents relating to analog-to-digital converters. My involvement included conducting document discovery, taking and defending fact and expert depositions, researching law, writing briefs, participating in jury selection, and questioning witnesses during the jury trial. The client, OPTi, conceded infringement of three patent claims before trial, and the jury found that the client owed damages for patent infringement.

Co-Counsel for OPTi, Inc.:

Robert Goldman
(formerly Fish & Neave, now Ropes & Gray)
1900 University Avenue, 6th Fl.
East Palo Alto, CA 94303
(650) 617-4035

Mark Rowland
(formerly Fish & Neave, now Ropes & Gray)
1900 University Avenue, 6th Fl.
East Palo Alto, CA 94303

(650) 617-4016

Opposing Counsel:

Floyd Nation
Winston & Strawn LLP
1111 Louisiana Street
Houston, TX 77002
(713) 651 – 2661

Co-Counsel:

James Cannon Jr. (formerly with Gray Cary Ware & Freidenrich LLP)
Baker Botts LLP
98 San Jacinto Boulevard, Suite 1500
Austin, TX 78701
(512) 322-2653

5. *Purdue Pharma L.P. v. Boehringer Ingelheim, GmbH*, 98 F. Supp.2d 362 (S.D. New York) (2000) (Judge Sidney Stein). I represented Purdue Pharma L.P. from approximately 1999 to 2001 while I worked at Fish & Neave LLP. The case involved infringement of Purdue Pharma's patents for controlled-release oxycodone-based analgesics by a generic manufacturer. My involvement included conducting document discovery, taking and defending depositions, researching law, and writing briefs. Purdue Pharma's motion for preliminary injunction was granted.

In addition, I worked on the appeal *Purdue Pharma L.P. v. Boehringer Ingelheim, GmbH, et al.*, No. 00-1398 (Fed. Cir. Feb. 1, 2001), in which the Federal Circuit affirmed the district court's grant of a preliminary injunction to prohibit the defendants from infringing Purdue Pharma's patents for controlled-release oxycodone-based analgesics. With respect to the Federal Circuit appeal, I researched law, wrote briefs, and assisted with preparing for oral arguments.

Co-Counsel for Purdue Pharma L.P.:

Robert Goldman
(formerly Fish & Neave, now Ropes & Gray)
1900 University Avenue, 6th Fl.
East Palo Alto, CA 94303
(650) 617-4035

Richard Silbert
Co-General Counsel
Purdue Pharma L.P.
1 Stamford Forum
Stamford, CT 06901
(203) 588-7017

Opposing Counsel for both District Court and Federal Circuit cases:

John Sweeney
(formerly with Morgan & Finnegan LLP)
Locke Lord LLP
Three World Financial Center, Suite 2001
New York, N.Y. 10281
(212) 415-8625

6. *Mastercard Int'l, Inc. v. Time Warner Entertainment Co., L.P.*, 99 Civ. 4296 (2005) (Judge Richard Casey (deceased)). I represented Time Warner Entertainment Co., L.P. and Home Box Office from approximately 1999 to 2001 while I worked at Fish & Neave LLP. My involvement included conducting document discovery, taking and defending depositions, researching law, and writing briefs. The case involved allegations of trademark infringement and the issue of parody by the reference to Mastercard's Priceless ad campaign in an advertisement for the HBO television program "Arli\$\$." The case was settled and dismissed by the district court.

Co-Counsel for Time Warner Entertainment and Home Box Office:

John E. Nathan (formerly with Fish & Neave and Paul Weiss (retired))
1175 Park Avenue
New York, N.Y. 10128
(917) 960-1667

Eve A. Konstan
General Counsel
Home Box Office, Inc.
1100 Avenue of the Americas
New York, N.Y. 10036
(212) 512-1171

Opposing Counsel:

Russell H. Falconer (formerly with Baker Botts LLP)
Falconer IP
P.O. Box 4851
Cave Creek, AZ 85327-4851

7. *Twentieth Century Fox Film Corp. v. Marvel Enterprises, Inc.*, 220 F.Supp.2d 289 (S.D.N.Y. 2002) (Judge Allen Schwartz) (deceased). The case involved issues of breach of contract and infringement of trademark and copyright over the "X-Men" comic book characters that were licensed to Fox for the "X-Men" films, and the "Mutant X" TV show developed by Marvel. My involvement from approximately 2001 to 2002 included conducting document discovery, taking and defending

depositions, researching law, and writing briefs. Subsequently, the case was settled.

Co-Counsel for Twentieth Century Fox Film Corp.:

Dale Cendali
(formerly with O'Melveny & Myers LLP)
Kirkland & Ellis LLP
601 Lexington Avenue
New York, N.Y. 10022
(212) 446-4846

Opposing Counsel for Marvel Enterprises, Inc.:

Jonathan Reichman
Kenyon & Kenyon
One Broadway
New York, N.Y. 10004
(212) 425-7200

Opposing Counsel for Fireworks Communications, Inc.:

Steven Rosenfeld (formerly with Ohrenstein & Brown LLP)
Havkins Rosenfeld Ritzert & Varriale, LLP
1065 Avenue of the Americas
New York, N.Y. 10018
(646) 747-5105

Opposing Counsel for Tribune Entertainment Co.:

Maura Wogan
Frankfurt, Garbus, Kurnit, Klein & Selz
488 Madison Avenue, 10th Floor
New York, New York 10022
(212) 826-5523

8. *Koch Entertainment LLC v. Fallen Bird Prods. Inc., Edward Pressman Film Corp., and Miramax Film Corp.*, 2001 WL 34740283 (Cal. Superior Ct., LA County, July 24, 2001). I represented Miramax Film Corp. from approximately 2001 to 2002 while I worked at O'Melveny & Myers LLP. The matter involved breach of contract and related issues regarding "The Crow: Salvation" film and its soundtrack. I handled document discovery and took depositions in this matter.

Co-Counsel for Miramax:

Robert Schwartz
O'Melveny & Myers LLP
1999 Avenue of the Stars, 7th Fl.
Los Angeles, CA 90067
(310) 246-6835

Opposing Counsel for Koch Entertainment:

Joseph Eisenberg (formerly Jeffer Mangels Butler & Marmaro LLP)
Jeffer Mangels Butler & Mitchell LLP
1900 Avenue of the Americas, 7th fl.
Los Angeles, CA 90067

Co-Counsel for Fallen Bird Productions Inc. and Edward Pressman Film Corporation:

James Janowitz (formerly Pryor Cashman Sherman & Flynn)
Pryor Cashman LLP
7 Times Square
New York, N.Y. 10036
(212) 326-0873

9. *Echostar Communications v. Gemstar-TV Guide Int'l, Inc.*, No. 1:01-CV-02426 (N.D. Georgia) (2001) (Judge Willis B. Hunt, Jr.).

I represented Gemstar-TV Guide from approximately 2002 to 2004 while I worked at O'Melveny & Myers LLP. This was a patent litigation pertaining to on-screen program guides for satellite TV services. My involvement included conducting document discovery, taking and defending depositions, conducting legal research, and writing motions. Gemstar-TV Guide settled the matter with Echostar in 2004.

Co-Counsel for Gemstar-TV Guide:

Richard Parker
O'Melveny & Myers LLP
1625 I Street, N.W.
Washington, D.C. 20006
(202) 383-5380

Opposing Counsel:

Charles Barquist
Morrison & Foerster, LLP
Los Angeles, CA
(213) 892-5400

10. *In re Steno Enterprises, Inc.*, Case No. 6:12-bk-31642-MJ (U.S. Bankruptcy Ct., Central Dist. CA 2014). Currently, I represent Phoenix Financial Holdings, Inc., whose subsidiary, Industrial Business Services, LLC, purchased Steno Employment, Inc., a company that the Trustee was seeking to consolidate with the subject company of the bankruptcy proceedings, Steno Enterprises, Inc. My client is not a named party in the litigation. My client entered into an agreement with the Bankruptcy Trustee to make certain payments, for which I handled the negotiations.

Counsel for Debtor Steno Enterprises, Inc.:

Douglas Plazak
Reid & Hellyer, APC
3880 Lemon Street, Fifth Floor
Riverside, CA 92501-3637
951-682-1771

Opposing Counsel for the Bankruptcy Trustee:

Franklin Contreras
Shulman Hodges & Bastian LLP
8105 Irvine Center Dr., Suite 600
Irvine, CA 92618
(949) 340-3400

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

International Trade

From 2005 to 2010, I worked in the Executive Office of the President in the Office of the United States Trade Representative as Senior Director for Intellectual Property and Chair of the Special 301 Committee. In this capacity, I negotiated international trade agreements and worked on trade policy matters on behalf of the United States. As Chair of the Special 301 Committee, I led the interagency committee's decision-making with respect to international trade policy and assessments of intellectual property protection and enforcement in countries worldwide. My portfolio included international trade issues in a variety of regions, including the European Union and Central Asia, Middle East and North Africa, and South Asia, among other regions in the world.

Lobbying Activities

I have performed lobbying activities for clients during my career. In 2011, while working for Hughes Hubbard & Reed LLP, I represented the International Anti-Counterfeiting Coalition, Biotechnology Industry Organization, Beachbody LLC, and Sports-Entertainment Alliance. On behalf of these clients, I lobbied executive branch government officials on issues relating to international trade, copyright, patents, and trademarks. In 2014, while working for Choe Groves Consulting LLC, I represented Nintendo of America. On behalf of Nintendo of America, I lobbied executive branch government officials on issues relating to international trade, copyright, and trademarks.

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

At Rutgers Law School – Newark, I taught Legal Research and Writing to first year students for one academic year in 1993-1994. The course covered basic legal research and writing skills. I do not have a syllabus for this course.

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

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

I do not have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court.

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

See attached financial disclosure report.

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

See attached financial disclosure report.

24. **Potential Conflicts of Interest**:

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

I am unaware of any individuals, family or otherwise, that are likely to present potential conflicts of interest.

Cases involving any former clients could present a conflict of interest or create the appearance of a conflict of interest. In such cases, I would refer to 28 U.S.C. § § 455, Canon 3 of the Code of Conduct for United States Judges, as well as any other applicable canons, rules, and statutes. I would notify the parties of the potential conflict and seek their input, and consult with other judges, if needed. I would take all of these factors into account in determining the appropriate action, including possible recusal.

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

I would refer to 28 U.S.C. § § 455, Canon 3 of the Code of Conduct for United States Judges, as well as any other applicable canons, rules, and statutes. I would notify the parties of the potential conflict and seek their input, and consult with other judges, if needed. I would take all of these factors into account in determining the appropriate action, including possible recusal.

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

Since 2010, I have served on the non-profit board of Legal Momentum, which helps disadvantaged women and girls. Issues of importance are domestic violence and workplace discrimination.

Since 2010, I have also served on the non-profit board of the National Asian Pacific American Bar Association Law Foundation, which helps law students who are committed to non-profit work. The organization provides scholarships to law students who work for public interest organizations that serve Asian Pacific American communities.

26. Selection Process:

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

On December 19, 2014, I interviewed with an attorney from the White House Counsel's Office. On February 12, 2015, I spoke to an attorney from the White House Counsel's Office. Since February 12, 2015, I have been in contact with officials from the Department of Justice Office of Legal Policy.

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

No.

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

CONFIDENTIAL

NAME: Jennifer Choe Groves

(formerly Jennifer D. Choe)

HOME ADDRESS:

TELEPHONE NUMBER (both home and office):

Home

Work (212) 956-3806

Cell

EMAIL ADDRESS:

F. **Employment History:** State whether you have ever been discharged from employment for any reason or have ever resigned after being informed that your employer intended to discharge you.

No.

2. **Bankruptcy and Tax Information:** Information under this heading must be provided for yourself and your spouse.

a. Have you and your spouse filed and paid all taxes (federal, state and local) as of the date of your nomination? Indicate if you filed "married filing separately."

b. Have you ever made any back tax payments? If so, indicate if you have made any back tax payments, and provide full details.

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- c. Has a tax lien or other collection procedure(s) ever been instituted against you or your spouse by federal, state, or local authorities? If so, provide full details.

No.

- d. Have you or your spouse ever been the subject of any audit, investigation, or inquiry for federal, state, or local taxes? If so, provide full details.

No.

- e. Have you or your spouse ever declared bankruptcy? If so, provide full details.

No.

3. **Past Investigations and Complaints:**

- a. State whether, to your knowledge, you or any organization of which you were or are an officer, director, or active participant at a relevant time has ever been under federal, state, or local investigation for a possible violation of any civil or criminal statute or administrative agency regulation. If so, provide full details.

Not to my knowledge.

- b. Have you ever been the subject of a complaint to any court, administrative agency, bar association, disciplinary committee, or other professional group for a breach of ethics, unprofessional conduct or a violation of any rule of practice? If so, provide full details.

I have not been the subject of a complaint to an administrative agency, bar association, disciplinary committee, or other professional group for a breach of ethics, unprofessional conduct or a violation of any rule of practice.

However, a complaint was made to the court in connection with a litigation while I worked at O'Melveny & Myers LLP on *Scholastic, Inc., J.K. Rowling, and Time Warner Entertainment Company, L.P. v. Stouffer*, 221 F.Supp.2d 425 (S.D.N.Y. 2002). Together with a litigation team from O'Melveny & Myers LLP, I represented Time Warner and J.K. Rowling in the case, which involved allegations of copyright infringement by defendant Nancy Stouffer, who wrote a book entitled *Larry Potter* about a boy who wore glasses. Through expert witnesses and fact witnesses, we showed that the defendant falsified her documents and that the book *Larry Potter* could not have been created prior to the creation of J.K. Rowlings' famed *Harry Potter* books. The district court granted our client's motion for summary judgment and awarded attorneys' fees.

In connection with the application for attorneys' fees, the court examined billing

records from O'Melveny & Myers. The court found that certain fees from O'Melveny & Myers were excessive, and reduced the attorneys' fees accordingly. Along with the entire litigation team, I kept daily timesheets of my billable time that were submitted to the Billing Partner. The Billing Partner then prepared bills that were submitted to the court. Unbeknownst to me, the bills submitted to the court were higher than the billing timesheets that the attorneys and paralegals submitted to the Billing Partner. I had no knowledge of the discrepancies in the bills submitted to the court, and I never prepared or assisted with the preparation of any bills on this case. The court also noted that the Billing Partner had assigned 15 attorneys and 13 paralegals to work on the case, which the court found to be excessive. When I first joined O'Melveny & Myers, the Billing Partner assigned me to the case and asked me to become familiar with the facts and documents. As the court noted, "[w]hile the Court recognizes that some of these fees would have been incurred regardless of which attorneys were assigned to carry out the particular tasks involved, the Court will not hold defendant solely responsible for fees incurred as a result of the O'Melveny firm's decision to change the roster of attorneys assigned to the case. Accordingly, the Court reduces the total fees billed by Choe during these two periods by one-half (\$12,532.40)." 246 F.Supp.2d 355, 358 (S.D.N.Y. 2003).

In addition, in connection with an appeal to the Second Circuit Court of Appeals on the same case, the defendant filed a brief *pro se* that accused the attorneys on the case, including myself, of "soliciting of false declarations, and the submission of fraudulent representations and documents to the Court." *Brief of Nancy Stouffer*, copy submitted. I did not solicit false declarations, I never made fraudulent representations to the court, and I never submitted fraudulent documents to the court. The Second Circuit court did not address these accusations on the merits, but found that defendant had filed her *pro se* appeal untimely and affirmed the district court's judgment that granted summary judgment. 2007 U.S. App. LEXIS 3072 (2d. Cir. 2007).

4. **Party to Civil Legal or Administrative Proceedings:** State whether you, or any business of which you are or were an officer at a relevant time, have ever been a party or otherwise involved as a party in any civil, legal or administrative proceedings. If so, describe in detail the nature of your participation in the litigation and the final disposition of the case. Include all proceedings in which you were a party in interest. If you are or were a party as part of a partnership, include only if you were involved in a personal, managerial, or supervisory capacity.

Not to my knowledge.

5. **Prior Arrests:** Have you ever been arrested for, charged with, or convicted of a crime, other than a minor traffic violation, that is reflected in a record available to the public? If so, provide the relevant dates of arrest, charge and disposition, and describe the particulars of the offense.

No.

6. **Health:**

- a. What is the present state of your health?
- b. List the date of your last physical examination.
- c. Have you ever been treated for or had any problem with alcoholism or any related condition associated with consumption of alcoholic beverages or any other form of drug addiction or dependence? If so, give details.

P6/b(6)

7. **Disclosure:** Describe any unfavorable information that may affect your nomination.

FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

ASSETS				LIABILITIES			
Cash on hand and in banks				Notes payable to banks-secured			
U.S. Government securities-add schedule				Notes payable to banks-unsecured			
Listed securities-add schedule				Notes payable to relatives			
Unlisted securities--add schedule				Notes payable to others			
Accounts and notes receivable:				Accounts and bills due			
Due from relatives and friends				Unpaid income tax			
Due from others				Other unpaid income and interest			
Doubtful				Real estate mortgages payable-add schedule			
Real estate owned-add schedule				Chattel mortgages and other liens payable			
Real estate mortgages receivable				Other debts-itemize:			
Autos and other personal property							
Cash value-life insurance							
Other assets itemize:							
				Total liabilities			
				Net Worth			
Total Assets				Total liabilities and net worth			
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor				Are any assets pledged? (Add schedule)			
On leases or contracts				Are you defendant in any suits or legal actions?			
Legal Claims				Have you ever taken bankruptcy?			
Provision for Federal Income Tax							
Other special debt							

FINANCIAL STATEMENT

NET WORTH SCHEDULES

SAMPLE – Only use the categories you need – Make sure this matches AO-10 entries

<u>U.S. Government Securities</u>	
Series EE Bonds	\$ 10,000
<u>Listed Securities</u>	
IBM	\$ 15,000
DIS	4,250
Total Listed Securities	<hr/> 19,250
<u>Unlisted Securities</u>	
	\$
Total Unlisted Securities	<hr/>
<u>Real Estate Owned</u>	
Personal residence	\$ 220,500
Undeveloped lot	5,000
Total Real Estate Owned	<hr/> 225,500
<u>Real Estate Mortgages Payable</u>	
Personal residence	\$ 120,000

SAMPLE

AFFIDAVIT

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

(DATE)

(NAME)

(NOTARY)