

February 6, 2025

**SENATE COMMITTEE ON COMMERCE, SCIENCE, AND TRANSPORTATION  
119TH CONGRESS  
QUESTIONNAIRE FOR NOMINEES**

**RESPONSES FOR STEVEN GILL BRADBURY OF VIRGINIA  
NOMINEE FOR DEPUTY SECRETARY OF TRANSPORTATION**

**A. BIOGRAPHICAL INFORMATION AND QUALIFICATIONS**

**1. Name (include any former names or nicknames used):**

Steven Gill (“Steve”) Bradbury. Former name used: Steven Dean Bradbury, 1958-1986 (judicial name change, July 15, 1986).

**2. Position to which nominated:**

Deputy Secretary of Transportation.

**3. Date of Nomination:**

January 22, 2025.

**4. Address (list current place of residence and office addresses):**

Residence:

██  
██

Office:

The Heritage Foundation  
214 Massachusetts Avenue, N.E.  
Washington, D.C. 20002

**5. Date and Place of Birth:**

September 12, 1958—Portland, Oregon.

**6. Provide the name, position, and place of employment for your spouse (if married) or domestic partner, and the names and ages of your children (including stepchildren and children by a previous marriage).**

Spouse: Hilde Elisabeth Kahn. Occupation: Homemaker and community volunteer.

Children: James, 30; Will, 29; Susanna, 26.

- 7. List all college and graduate schools attended, whether or not you were granted a degree by the institution. Provide the name of the institution, the dates attended, the degree received, and the date of the degree.**

University of Michigan Law School, Ann Arbor, Michigan—1985-1988.  
J.D., *magna cum laude*, May 1988.

Stanford University, Stanford, California—1976-1980.  
B.A., English, June 1980.

Lincoln College, Oxford University, Oxford, England—1979.  
Tutorial study in Theory of Knowledge.

- 8. List all post-undergraduate employment, including the job title, name of employer, and inclusive dates of employment, and highlight all management-level jobs held and any non-managerial jobs that relate to the position for which you are nominated.**

December 2022–Present:

Distinguished Fellow  
The Heritage Foundation (public policy think tank)  
214 Massachusetts Avenue, N.E.  
Washington, D.C. 20002

*\* My work for The Heritage Foundation has involved, among other things, writing, speaking, and testifying on transportation-related public policy matters, including the regulatory authorities of DOT and other federal agencies.*

November 2017–January 2021:

General Counsel  
U.S. Department of Transportation  
1200 New Jersey Avenue, S.E.  
Washington, D.C. 20590

(During my tenure as General Counsel, I also served as Acting Secretary of Transportation in Jan. 2021, as Acting Deputy Secretary from Sept. 2019 to Dec. 2019, and as the President’s designee in performing the functions and duties of the Office of Deputy Secretary from Sept. 2019 until Jan. 2021.)

*\* My work at DOT gave me extensive management experience with the entire Department and extensive substantive knowledge of DOT’s functions, duties, and authorities.*

July 2009–November 2017:

Partner  
Dechert LLP (law firm)  
1900 K Street, N.W.  
Washington, D.C. 20006

*\* My practice at Dechert included, among other things, representing clients in various transportation-related sectors and in matters before DOT and other regulatory agencies, and it involved managing teams of attorneys on complex cases.*

April 2004–January 2009:

Principal Deputy Assistant Attorney General  
Office of Legal Counsel  
U.S. Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, D.C. 20530

(During my tenure as Principal Deputy AAG, I also served as the Acting Assistant Attorney General of OLC for ten days in Feb. 2005 and from my nomination to be the AAG in June 2005 until April 2007.)

*\* In this position, I gained significant experience (a) managing a busy office of attorneys on a host of important legal matters for the President, the Attorney General, and the Executive Branch, and (b) testifying before Congress and briefing Members of Congress and their staffs on significant issues.*

September 1993–April 2004:

Partner (Oct. 1994–Apr. 2004)  
Associate (Sept. 1993–Oct. 1994)  
Kirkland & Ellis LLP (law firm)  
1301 Pennsylvania Avenue, N.W. (current address)  
Washington, D.C. 20004

*\* My practice at Kirkland & Ellis included, among other things, representing clients in various transportation-related sectors and in matters before DOT and other regulatory agencies, and it involved managing teams of attorneys on complex cases.*

July 1992–July 1993:

Law Clerk to Justice Clarence Thomas  
Supreme Court of the United States  
1 First Street, N.E.  
Washington, D.C. 20543

July 1991–July 1992:

Attorney-Adviser  
Office of Legal Counsel  
U.S. Department of Justice  
950 Pennsylvania Avenue, N.W.  
Washington, D.C. 20530

July 1990–July 1991:

Law Clerk to Judge James L. Buckley  
U.S. Court of Appeals for the D.C. Circuit  
333 Constitution Avenue, N.W.  
Washington, D.C. 20001

September 1988–July 1990:

Associate  
Covington & Burling LLP (law firm)  
850 10th Street, N.W. (current address)  
Washington, D.C. 20001

May 1987–July 1987:

Summer Associate  
Covington & Burling LLP (law firm)  
850 10th Street, N.W. (current address)  
Washington, D.C. 20001

May 1986–August 1986:

Summer Associate  
Miller Nash LLP (law firm) (current name)  
1140 SW Washington Street, Suite 700 (current address)  
Portland, OR 97205

September 1983–August 1985:

Legal Assistant  
Davis Polk & Wardwell LLP (law firm)  
450 Lexington Avenue (current address)  
New York, NY 10017

November 1981–September 1983:

Assistant Editor (Feb. 1983–Sept. 1983)  
Editorial Assistant (Nov. 1981–Feb. 1983)  
Avon Books, then a Division of the Hearst Corporation  
(Now part of HarperCollins Publishers)  
195 Broadway (current address)  
New York, NY 10007

August 1981–October 1981:

Waiter & Bus Boy  
Off Broadway Company (restaurant)  
Then located near West 69th Street & Broadway  
New York, NY  
(No longer in business)

April 1981–June 1981:

Waiter  
Le Café Meursault (restaurant)  
Palo Alto, CA  
(No longer in business)

September 1980–October 1980:

Food Service (sandwich maker)  
Stanford Coffee House  
Tresidder Student Union  
Stanford University  
Stanford, CA 94305

June 1980–September 1980:

Installer of insulation blankets for water heaters in university housing  
Stanford Conservation Center  
Stanford University  
Stanford, CA 94305

**9. Attach a copy of your resume.**

Resume attached.

**10. List any advisory, consultative, honorary, or other part-time service or positions with Federal, State, or local governments, other than those listed above after 18 years of age.**

Chair, Board of Directors, Union Station Redevelopment Corporation, 9/2019-1/2021.

Member, Management Advisory Committee, Federal Aviation Administration, 9/2019-1/2021.

Regulatory Policy Officer, U.S. Department of Transportation, 11/2017-1/2021.

**11. List all positions held as an officer, director, trustee, partner, proprietor, agent, representative, or consultant of any corporation, company, firm, partnership, or other business, enterprise, educational, or other institution.**

Distinguished Fellow, The Heritage Foundation, 12/2022-present.

Volunteer, Trump-Vance Transition, Inc., 12/2024-1/2025.

Member, The Federalist Society, intermittently 1993-2017, 7/2024-present.

Consultant, Mosaic Research Management, 3/2023.

Consultant, TIG Advisors LLC, 3/2023.

Chair, Board of Directors, Union Station Redevelopment Corporation, 9/2019-1/2021.

Member, Management Advisory Committee, Federal Aviation Administration, 9/2019-1/2021.

Regulatory Policy Officer, U.S. Department of Transportation, 11/2017-1/2021.

Partner, Dechert LLP, 7/2009-11/2017.

Chair (9/2015-6/2017) and member (9/2012-6/2017), Editorial Board for Annual Review of Antitrust Law Developments, ABA Section of Antitrust Law.

Member, Capital Markets Litigation Advisory Committee, U.S. Chamber of Commerce Litigation Center, 5/2012-6/2017.

Chair, International Law Working Group, John Hay Initiative, 5/2015-6/2017.

Member, National Security Law Working Group, The Heritage Foundation, 2/2012-6/2017 and 1/2023-Present.

- 12. List all memberships you have had after 18 years of age or currently hold with any civic, social, charitable, educational, political, professional, fraternal, benevolent or religiously affiliated organization, private club, or other membership organization (You do not have to list your religious affiliation or membership in a religious house of worship or institution). Include dates of membership and any positions you have held with any organization. Please note whether any such club or organization restricts membership on the basis of sex, race, color, religion, national origin, age, or disability.**

Verse Condominium Association, Tysons, VA; resident unit owner, 1/2020-present.

D.C. Bar, member since 12/1988.

American Bar Association; member, 1988-1992 and 2009-present.



ABA Section of Antitrust Law, Editorial Board for Annual Review of Antitrust Law Developments; Chair, 9/2015-6/2017, and member, 9/2012-6/2017.

U.S. Chamber of Commerce Litigation Center, Capital Markets Litigation Advisory Committee; member, 5/2012-6/2017.

Federalist Society; member off and on beginning in 1993 and currently; was not a member while serving in government.

The Heritage Foundation, National Security Law Working Group; participating member, 2/2012-6/2017 and 1/2023-present.

John Hay Initiative, International Law Working Group; chair, 5/2015-6/2017.

Alexander Hamilton Society; member, 2012-2014.

Supreme Court Historical Society; member, 2013.

Stanford University Alumni Association; member since 1980.

Michigan Law School Alumni Association; member since 1988.

Chesterbrook Swim and Tennis Club (community pool and tennis courts in McLean, VA); member, 6/2008-3/2013.

River Falls Community Center Association, Inc. (community pool and tennis courts in Potomac, MD); member, 8/1996-9/2007.

Civic Association of River Falls; member, 8/1996-9/2007.

Registered member of the Republican Party.

Virginia Republican Party; currently a member.

Maryland Republican Party; was a member while living in MD (until 2007).

*\* To my knowledge, no organization of which I have been a member has ever had a policy of restricting membership on the basis of sex, race, color, religion, national origin, age, or disability.*

- 13. Have you ever been a candidate for and/or held a public office (elected, non-elected, or appointed)? If so, indicate whether any campaign has any outstanding debt, the amount, and whether you are personally liable for that debt.**

As listed above, I have held appointed office in the U.S. Department of Transportation and the U.S. Department of Justice, and I have served as a law clerk to two federal judges. I have not campaigned for public office and do not have any campaign debt.

- 14. List all memberships and offices held with and services rendered to, whether compensated or not, any political party or election committee within the past ten years. If you have held a paid position or served in a formal or official advisory position (whether compensated or not) in a political campaign within the past ten years, identify the particulars of the campaign, including the candidate, year of the campaign, and your title and responsibilities.**

I served as a volunteer consultant to the Trump-Vance Transition, Inc., 12/2024-1/2025.

I served as a volunteer attorney for the Romney Victory, Inc., campaign in Colorado on Election Day in 2012.

- 15. Itemize all political contributions to any individual, campaign organization, political party, political action committee, or similar entity of \$200 or more for the past ten years.**

I have made the following political contributions of \$200 or more in the last 15 years:

09/27/2016	\$1,000	National Republican Senatorial Committee
02/21/2016	\$2,700	Marco Rubio for President
06/18/2015	\$2,700	JEB2016, Inc.

04/30/2014	\$ 250	Cotton for Senate
09/19/2012	\$2,500	Romney Victory, Inc.
05/08/2012	\$ 500	Ted Cruz for Senate
09/14/2011	\$1,500	Romney for President
07/26/2011	\$1,000	Romney for President
07/22/2010	\$ 300	Nat'l Republican Congressional Committee
02/24/2010	\$1,000	National Republican Senatorial Committee

**16. List all scholarships, fellowships, honorary degrees, honorary society memberships, military medals, and any other special recognition for outstanding service or achievements.**

The Heritage Foundation's Drs. W. Glenn and Rita Ricardo Campbell Award for Outstanding Contribution to the Analysis and Promotion of the Free Society, 2024.

Secretary of Transportation's Distinguished Service Award for Leading DOT's Response to the COVID-19 National Public Health Emergency, 2020.

Edmund J. Randolph Award for Outstanding Service to the U.S. Department of Justice, 2007.

Secretary of Defense Medal for Outstanding Public Service, Nov. 2006.

National Security Agency's Intelligence Under Law Award, May 2008.

Director of National Intelligence's 2007 Intelligence Community Legal Award (Team of the Year, FISA Modernization).

Criminal Division's Award for Outstanding Law Enforcement Partnerships, U.S. Department of Justice, Nov. 2006.

Included in the list of Washington's top 40 lawyers under the age of 40, *Washingtonian Magazine*, Aug. 1998.

J.D., *Magna Cum Laude*, University of Michigan Law School, May 1988.

Order of the Coif, University of Michigan Law School, 1988.

Article Editor, *Michigan Law Review*, 1987-1988.

Dean's 1987-1988 Law Review Award for Outstanding Contribution to the *Michigan Law Review*.

Book Awards for Top Grade in Law School Classes: Administrative Law, Civil Procedure II, and Legal Process.

Supreme Court Clerkship, Justice Clarence Thomas, Oct. Term 1992.

D.C. Circuit Clerkship, Judge James L. Buckley, 1990-1991.

Received Full-Tuition Financial-Aid Awards from Stanford University.

Student Body President, Washington High School, Portland, OR, 1976.

Voted Class Leader, Washington High School, Portland, OR, 1976.

Physics Award, Washington High School, Portland, OR, 1976.

National Merit Scholarship Letter of Commendation, Washington High School, Portland, OR, 1976.

Officer, Honor Society, Washington High School, Portland, OR, 1975-1976.

- 17. List all books, articles, columns, letters to the editor, Internet blog postings, or other publications you have authored, individually or with others. Include a link to each publication when possible. If a link is not available, provide a digital copy of the publication when available.**

Steven G. Bradbury, Commentary, [\*CAFE Duplicité: Disinformation in Fuel Economy Regulation\*](#), The Heritage Foundation (Aug. 26, 2024).

Steven G. Bradbury, Commentary, [\*Democracy and the Abuses of Our Ruling Elites\*](#), The Heritage Foundation (June 27, 2024).

Steven G. Bradbury, Commentary, [Major Questions Raised by EPA's EV Mandates](#), The Heritage Foundation (June 5, 2024).

S.G. Bradbury, [Observation: When a Man Loves a Woman](#), SGBradbury.Medium.com (May 12, 2024).

Steven G. Bradbury, Commentary, [Sayonara Chevron](#), The Daily Signal (Apr. 15, 2024).

Steven G. Bradbury, Commentary, [Secretary Mayorkas Deserves To Be Impeached](#), The Heritage Foundation (Mar. 12, 2024) (reprinted & expanded).

Steven G. Bradbury, [California's Ruinous \(and Unlawful\) Assault on America's Trucking Industry](#), The Heritage Foundation, Legal Memorandum No. 350 (Feb. 13, 2024).

Steven G. Bradbury, [Evaluation of the Competing House Bills on FISA Reform: The Good, the Bad, and the Ugly](#), The Heritage Foundation, Backgrounder No. 3812 (Feb. 12, 2024).

Steven G. Bradbury, Letter to the Editor, "[Secretary Mayorkas Deserves to Be Impeached](#)," Wall Street Journal (Feb. 11, 2024).

Steven G. Bradbury, [Update: EPA Prepares the Way for California's In-Use Locomotive Regulation](#), Washington Legal Foundation, WLF Legal Pulse (Nov. 7, 2023).

Steven G. Bradbury, Commentary, [Virginia Should Make Its Own Decisions About EVs](#), The Heritage Foundation (Oct. 20, 2023) (reprinted).

Steven G. Bradbury, Op-Ed, [Virginia Should Make Its Own Decisions About EVs](#), The Virginian-Pilot (Oct. 18, 2023).

Steven G. Bradbury, Commentary, [Congress Must Take California Out of the Driver's Seat on Electric Car Mandates](#), The Heritage Foundation (Oct. 3, 2023).

Steven G. Bradbury, [\*Train Wreck Comin': Now California Wants to Dictate Locomotive Technology for Our Nation's Rail System\*](#), The Heritage Foundation, Legal Memorandum No. 341 (Sept. 28, 2023) (reprinted and reformatted).

Steven G. Bradbury, [\*California's Attempt to Dictate Locomotive Technology for Our National Rail System Unlawfully Conflicts with Federal Law\*](#), Washington Legal Foundation, Legal Backgrounder, Vol. 38, No. 14 (Sept. 8, 2023).

Steven G. Bradbury, Tribute, [\*Judge James L. Buckley: An Inspiring Life of Service and Faith\*](#), National Review, The Corner (Aug. 18, 2023).

Steven G. Bradbury, Commentary, [\*How to Fix the FBI\*](#), The Heritage Foundation (July 12, 2023) (reprinted).

Steve Bradbury, Commentary, [\*How to Fix the FBI\*](#), The Daily Signal (July 10, 2023).

Steven G. Bradbury, [\*How to Fix the FBI\*](#), The Heritage Foundation, Backgrounder No. 3777 (July 10, 2023).

Steven G. Bradbury, Commentary, [\*We Must Reform America's Politicized Law Enforcement. Here's How to Start.\*](#), The Heritage Foundation (June 12, 2023) (reprinted).

Steve Bradbury, Commentary, [\*We Must Reform America's Politicized Law Enforcement. Here's How to Start.\*](#), The Daily Signal (June 9, 2023).

Steven G. Bradbury, [\*Impeachable High Crimes and Misdemeanors: Not Limited to Criminal Offenses\*](#), The Heritage Foundation, Backgrounder No. 3756 (Mar. 23, 2023).

Hans A. von Spakovsky, Lora Ries, & Steven G. Bradbury, Commentary, [\*Angry Federal Judge Orders Biden's DHS: End Mass Parole of Illegal Aliens\*](#), The Heritage Foundation (Mar. 16, 2023) (reprinted).

Hans A. von Spakovsky, Lora Ries, & Steve Bradbury, Commentary, [\*Angry Federal Judge Orders Biden's DHS: End Mass Parole of Illegal Aliens\*](#), The Daily Signal (Mar. 13, 2023).

Steven G. Bradbury, Commentary, [\*Impeaching Mayorkas: The House's Duty\*](#), The Heritage Foundation (Feb. 17, 2023) (reprinted).

Steve Bradbury, Commentary, [\*Impeaching Mayorkas: The House's Duty\*](#), The Daily Signal (Feb. 15, 2023).

Hans A. von Spakovsky, Lora Ries, & Steven G. Bradbury, Commentary, [\*Impeaching Mayorkas Is a Must, He Violated His Oath and Committed "High Crimes and Misdemeanors,"\*](#) The Heritage Foundation (Feb. 15, 2023) (reprinted).

Hans A. von Spakovsky, Lora Ries, & Steven G. Bradbury, Opinion, "[Impeaching Mayorkas is a must, he violated his oath and committed 'high Crimes and Misdemeanors'](#)," FoxNews.com (Feb. 13, 2023).

Hans A. von Spakovsky, Lora Ries, & Steven G. Bradbury, [\*The Case for Impeachment of Alejandro Nicholas Mayorkas, Secretary of Homeland Security\*](#), The Heritage Foundation, Special Report No. 266 (Feb. 6, 2023).

Steve Bradbury, Commentary, [\*Case for Impeaching Mayorkas Over Border Crisis Is Clear, Compelling\*](#), The Daily Signal (Feb. 2, 2024).

Steven G. Bradbury, Commentary, [\*California's Radical Effort to Transform America's Auto Industry: Not Your Forefathers' Idea of Federalism\*](#), The Heritage Foundation (Jan. 30, 2023) (reprinted).

Steven G. Bradbury, Commentary, [\*Biden's California Waiver: An Assault on Federalism\*](#), The Heritage Foundation (Jan. 27, 2023) (reprinted).

Steve Bradbury, Commentary, [\*California's Radical Effort to Transform America's Auto Industry: Not Your Forefathers' Idea of Federalism\*](#), The Daily Signal (Jan. 27, 2023).

Steven G. Bradbury, Op-Ed, [\*Biden's California Waiver: An Assault on Federalism\*](#), The Washington Times (Jan. 25, 2023).

S.G. Bradbury, [\*Appreciation: Just Like a Ringin' a Bell\*](#), SGBradbury.Medium.com (Sept. 29, 2022).

S.G. Bradbury, [\*Observation: Cliff Notes\*](#), Adespotoi.Substack.com (Sept. 16, 2022).

S.G. Bradbury, [\*Observation: Revalidating the Electoral Count Act\*](#), Adespotoi.Substack.com (Aug. 17, 2022).

S.G. Bradbury, [\*Rumination: A Commission for KBJ\*](#), Adespotoi.Substack.com (Apr. 28, 2022).

S.G. Bradbury, [\*Observation: Will Smith in the Briar Patch\*](#), SGBradbury.Medium.com (Apr. 19, 2022).

S.G. Bradbury, [\*Observation: The Prevalent Confusion of Number\*](#), SGBradbury.Medium.com (Jan. 15, 2022).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant\*](#), SGBradbury.Medium.com (Jan. 9, 2022) (reprinted).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Abridged\)\*](#), Adespotoi.Substack.com (Jan. 9, 2022).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 9 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 8 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 7 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 6 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).



S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 5 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 4 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 3 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 2 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).

S.G. Bradbury, [\*Essay: Through the Wilderness with Sam Grant \(Complete\) \(Part 1 of 9\)\*](#), Adespotoi.Substack.com (Nov. 21, 2021).

S.G. Bradbury, [\*Observation: Coca-Cola, What Were You Thinking?\*](#), SGBradbury.Medium.com (Oct. 8, 2021).

S.G. Bradbury, [\*Rumination: The Problem Is Not "180ism"\*](#), Adespotoi.Substack.com (Aug. 15, 2021).

S.G. Bradbury, [\*Rumination: Dr. Seuss in the Dock\*](#), Adespotoi.Substack.com (July 27, 2021).

S.G. Bradbury, [\*Appreciation: Celebrating Justice Thomas's 30 Years on the Supreme Court\*](#), Adespotoi.Substack.com (July 26, 2021).

S.G. Bradbury, [\*Appreciation: Fire on the Mountain, a Musical Intervention\*](#), SGBradbury.Medium.com (July 24, 2021).

S.G. Bradbury, [\*Rumination: The USA PATRIOT Act\*](#), Adespotoi.Substack.com (July 24, 2021).

S.G. Bradbury, [\*Rumination: The Rules Governing Offensive Cyber Operations\*](#), Adespotoi.Substack.com (July 24, 2021).

S.G. Bradbury, [\*Appreciation: Toward Reason in Capital Sentencing\*](#), Adespotoi.Substack.com (July 23, 2021).

S.G. Bradbury, [\*Appreciation: The Perfect OLC Opinion\*](#), Adespotoi.Substack.com (July 6, 2021).

S.G. Bradbury, [\*Appreciation: The Greatest Example of Heads-Up Base Running\*](#), SGBradbury.Medium.com (June 7, 2021).

S.G. Bradbury, [\*Appreciation: Facadism in the Nation's Capital\*](#), Adespotoi.Substack.com (May 18, 2021) (reprinted same day in SGBradbury.Medium.com).

S.G. Bradbury, [\*Rumination: Nature and the Human Environment\*](#), Adespotoi.Substack.com (May 4, 2021) (reprinted same day in SGBradbury.Medium.com).

S.G. Bradbury, [\*Appreciation: Edward Gibbon\*](#), Adespotoi.Substack.com (Apr. 7, 2021) (reprinted same day in SGBradbury.Medium.com).

S.G. Bradbury, [\*Appreciations: George Catlin & Francis Parkman\*](#), Adespotoi.Substack.com (Apr. 7, 2021) (reprinted same day in SGBradbury.Medium.com).

S.G. Bradbury, [\*Essay: A Physicalist Sutra\*](#), Adespotoi.Substack.com (Apr. 6, 2021) (reprinted).

S.G. Bradbury, [\*Essay: A Physicalist Sutra\*](#), SGBradbury.Medium.com (Feb. 4, 2021).

Steven G. Bradbury, “[\*National Security and the ‘New Yellow Press’\*](#),” published as chapter 11 in [\*Journalism After Snowden: The Future of the Free Press in the Surveillance State\*](#), p.172 (Emily Bell, Taylor Owen, *et al.*, eds., Columbia Journalism Review Books, Columbia Univ. Press 2017).

Steven G. Bradbury, [\*Justice Thomas and the Second Amendment: Protecting Liberty and Promoting Equal Justice\*](#), JusticeThomas.com (Oct. 24, 2016).

Steven Gill Bradbury, "[Celebrating Justice Thomas's 25 Years of Service on the Supreme Court](#)," Letter of Tribute Addressed to Sen. Orrin G. Hatch, Senate Committee on the Judiciary (Sept. 16, 2016) (published in the Congressional Record).

Steven G. Bradbury, Opinion, "[Clarence Thomas's 25 years on the Supreme Court are a triumph of perseverance](#)," FoxNews.com (June 27, 2016).

John Hay Initiative International Law Working Group, Chaired by Steven G. Bradbury, "Update on China's Expansion in the South China Sea" (May 6, 2016) (no digital copy found).

John Hay Initiative International Law Working Group, Chaired by Steven G. Bradbury, "JHI Backgrounder: China's Maritime Expansion in the South and East China Seas" (Sept. 21, 2015) (no digital copy found).

Steven G. Bradbury, [Balancing Privacy and Security](#), Harv. J.L. & Pub. Pol'y (Federalist Ed.), Vol. 2, No. 1, p.5 (Winter 2015).

Steven G. Bradbury, Op-Ed, "[Opposing view: Preserve this critical tool](#) [NSA telephone metadata program]," USA Today, p.10A (Mar. 28, 2014).

Steven G. Bradbury, Op-Ed, "[Don't limit the NSA's effectiveness](#)," Wash. Post, p.A13 (Jan. 5, 2014).

Michael B. Mukasey, Steven G. Bradbury, & David B. Rivkin Jr., Op-Ed, "[An ill-founded ruling against the NSA](#)," Wash. Post, p.A27 (Dec. 20, 2013).

Steven G. Bradbury, [Understanding the NSA Programs: Bulk Acquisition of Telephone Metadata Under Section 215 and Foreign-Targeted Collection Under Section 702](#), Lawfare Research Paper Series, Vol. 1, No. 3 (Sept. 1, 2013).

Steven G. Bradbury, Op-Ed, "[The use of phone data: Constraining the NSA would make Americans less safe](#)," Wash. Post, p.A15 (July 23, 2013).

Steven G. Bradbury, Op-Ed, "[Oposing view: 'The system works well as it is': FISA court judges serve the rule of law](#)," USA Today, p.8A (July 19, 2013).

Thomas P. Vartanian & Steven G. Bradbury, [How to Fight Back Against Bad Agency Decisions](#), American Banker BankThink (Jan. 16, 2013).

Steven G. Bradbury, [Anticipating How the US Supreme Court May Rethink Fraud-on-the-Market Standards for Securities Class Actions](#), Bloomberg BNA (Aug. 24, 2012).

George G. Gordon & Steven G. Bradbury, [K-Dur: The Rejection of "Scope of the Patent" Test](#), Law360 (July 24, 2012).

Co-Author (with several other Dechert LLP partners), [FTC Recommends Improvements to Patent System](#), Intellectual Prop. & Tech'y L.J. (June 2011).

Timothy C. Blank, Steven G. Bradbury, & Christopher R. Boisvert, [The Dawn of Internet Privacy?](#), Law360 (Apr. 22, 2011).

Steven G. Bradbury, Keynote Address, [The Developing Legal Framework for Defensive and Offensive Cyber Operations](#), 2 Harv. Nat'l Sec. J. 629 (Mar. 2011)

Steven G. Bradbury & John P. Elwood, Op-Ed, "[Recess is canceled: President Obama should call the Senate's bluff](#)," Wash. Post, p.A19 (Oct. 15, 2010).

Steven G. Bradbury, [After further review, NFL's "Hail Mary" pass ruled incomplete: Supreme Court holds NFL's joint trademark licensing subject to Section 1 of the Sherman Act](#), Lexology (May 28, 2010).

Steven G. Bradbury, Guest Commentary, [Supreme Observations: American Needle v. NFL](#), Washington Legal Foundation, WLF Legal Pulse (May 24, 2010).

Steven G. Bradbury, [Gearing up for American Needle v. NFL](#), Law360 (Jan. 11, 2010).

Steven G. Bradbury & Grant M. Dixon, [\*Court Ruling Wrongly Creates New Right to Sue Telecom Companies\*](#), Washington Legal Foundation, Legal Opinion Letters, Vol. 12 No. 22 (Aug. 30, 2002) (discussing *Law Offices of Curtis V. Trinko, LLP v. Bell Atlantic Corp.*, 294 F.3d 307 (2d Cir. 2002), a case later reversed by the Supreme Court).

Steven Bradbury & Kelion Kasler, Kirkland & Ellis, *Verizon Communications: The Merger of Bell Atlantic and GTE*, published in Corporate Finance, *Global M&A Yearbook 2000: New Strategies in M&A*, p.47 (Nov. 2000) (no digital copy found).

Steven G. Bradbury, Paul T. Cappuccio & Patrick F. Philbin, Kirkland & Ellis, [\*Telecommunications\*](#), published in International Financial Law Review, *United States: A Legal Guide*, p.33 (June 1998).

Steven G. Bradbury, Paul T. Cappuccio & Patrick F. Philbin, Kirkland & Ellis, [\*United States\*](#), published in International Financial Law Review, *Telecommunications: An International Legal Guide*, p.69 (Aug. 1997).

Steven G. Bradbury, *The Unconstitutionality of Qui Tam Suits*, The Federalist Society, Federalism & Separation of Powers News, Vol. 1 No. 1 (Fall 1996) (discussing pending cert. petition in *Hughes Aircraft Co. v. United States ex rel. Schumer*) (no digital copy found).

Steven G. Bradbury, [\*Original Intent, Revisionism, and the Meaning of the CGL \[Comprehensive General Liability Insurance\] Policies\*](#), 1 Environmental Claims J. 279 (Spring 1989).

Note, [\*Corporate Auctions and Directors' Fiduciary Duties: A Third-Generation Business Judgment Rule\*](#), 87 Mich. L. Rev. 276 (1988).

[\*Book Note\*](#), 85 Mich. L. Rev. 941 (1987) (reviewing *The Moral Dimensions of Politics*, by Richard J. Regan, S.J. (Oxford Univ. Press 1986)).

*A Cattleman's Calling* (short story), published in *The Hoboken Terminal*, Vol. 1 No. 1 (Spring 1982) (no digital copy found).

\* In addition to the publications listed above: (a) I signed numerous memoranda, orders, and notices of rulemaking actions on behalf of the U.S. Department of Transportation in my official capacity as General Counsel of DOT from 2017 to 2021 which were posted on the DOT website at [www.transportation.gov](http://www.transportation.gov) or published in the Federal Register; (b) I signed numerous legal opinions for the Office of Legal Counsel (OLC) of the U.S. Department of Justice during my tenure as Principal Deputy and Acting AAG of OLC from 2004 to 2009, many of which can be found at [www.justice.gov/olc/opinions-main](http://www.justice.gov/olc/opinions-main) and [www.justice.gov/olc/olc-foia-electronic-reading-room](http://www.justice.gov/olc/olc-foia-electronic-reading-room); and (c) as an attorney in private practice at the law firm Dechert LLP from 2009 to 2017 and at the law firm Kirkland & Ellis LLP from 1993 to 2004, I filed numerous briefs and other court filings and I assisted in preparing numerous online client alerts on a variety of legal topics, including several which were posted on the Dechert LLP website at [www.dechert.com](http://www.dechert.com).

- 18. List all speeches, panel discussions, and presentations (e.g., PowerPoint) that you have given on topics relevant to the position for which you have been nominated. Include a link to each publication when possible. If a link is not available, provide a digital copy of the speech or presentation when available.**

**Note:** I have given many speeches, panel presentations, and other public remarks, mostly addressed to legal and public policy matters not directly relevant to DOT or the position of Deputy Secretary of Transportation. The following is the most complete list I could compile of my speeches, panel discussions, and presentations. Those marked with an asterisk (\*) concerned topics of potential relevance to DOT:

\* Panel Speaker, “Panel One: Does Deference Make a Difference? The Effect of *Loper Bright* and *Relentless* on Business,” [\*The Future of Business Lawyering Conference\*](#), The Federalist Society, In-House Counsel Network, Nashville, TN (Sept. 27, 2024) (no digital copy found).

\* Panel Speaker, [\*The Future of the Executive State\*](#), The Heritage Foundation, Washington, D.C. (Sept. 25, 2024).

Panel Moderator, [\*Weaponization of U.S. Government Symposium\*](#), The Heritage Foundation, Washington, D.C. (Apr. 9, 2024).

\* Debate with Prof. Ron Levin re Should the Supreme Court Repudiate *Chevron* Deference?, Washington University Law School Federalist Society Chapter, St. Louis, MO (Mar. 28, 2024) (no digital copy found).

\* Panel Speaker, [\*Assessing the Biden EPA's Vehicle and Power Plant Rules\*](#), Florida International Univ. Environment Forum, FIU Law School, Miami, FL (Feb. 23, 2024).

\* Panel Speaker, [\*The Administrative State, Its Supporters and Its Discontents\*](#), The Federalist Society, National Lawyers Conference, Washington, D.C. (Nov. 10, 2023).

Guest Speaker re Biden Administration Regulatory Policies, Valis Network Event, Washington, D.C. (Oct. 31, 2023) (no digital copy found).

Panel Speaker, DOJ, FBI, & the Trump Indictment, Meese Center Legal Strategy Forum, The Heritage Foundation, Washington, D.C. (Oct. 26, 2023) (no digital copy found).

Panel Speaker, [\*The Trump Indictments: Is the Justice System Rigged?\*](#), The Heritage Foundation, Washington, D.C. (Oct. 6, 2023).

\* Panel Speaker, [\*The Big Government Car Theft\*](#), The Heritage Foundation, Washington, D.C. (June 12, 2023).

Panel Speaker, [\*The Role of Executive Branch Lawyers and the Presidential Records Act Compliance\*](#), The Federalist Society, Executive Branch Review Conference, Washington, D.C. (Apr. 25, 2023).

\* Panel Speaker, [\*The Administration of Antitrust: The FTC and the Rule of Law\*](#), Global Antitrust Institute & C. Boyden Gray Center for the Study of the Administrative State, Scalia Law School, George Mason University (Oct. 14, 2022).

Panel Speaker, [Event on Bipartisan Consensus on Elections Legislation and Results](#) (Addressing Proposals to Amend the Electoral Count Act and the Presidential Transition Act), Hosted by the National Institute for Civil Discourse of the University of Arizona, CommonSenseAmerican.org, Washington, D.C. (June 26, 2022).

\* Panel Speaker, “Panel 1—Congress versus the Executive (Emergency Authority, the Border, Regulatory Reform, & Oversight),” [Congress’s Inter-branch Role: The Executive, the Court, and Dobbs](#), C. Boyden Gray Center for the Study of the Administrative State, Scalia Law School, George Mason University (held in the Capitol Visitors Center, Washington, D.C.) (May 22, 2022).

\* Panel Speaker, [Breakout Panel: The Executive Branch’s Duty to Enforce](#), The Federalist Society, Executive Branch Review Conference, Washington, D.C. (May 3, 2022).

\* Welcome Address, [ABA Forum on Air and Space Law](#) (held virtually) (Sept. 10, 2020) (discussing DOT’s response to the COVID-19 public health emergency, with particular focus on the aviation industry and air traffic control operations) (presented in my official capacity as General Counsel of DOT) (no digital copy found).

\* Panel Speaker, “Panel 3—Reform from the Field: Codifying the Administration’s Best Practices,” [U.S. Department of Justice Summit on Modernizing the Administrative Procedure Act](#) (Dec. 6, 2019).

\* Participant, Joint News Conference of the EPA Administrator and Secretary of Transportation, [Fuel Economy Standards and Emissions Limits for New Light-Duty Vehicles—the Need for One Set of Federal Standards](#), EPA Headquarters, Washington, D.C. (Nov. 19, 2019) (in my official capacity as General Counsel of DOT).

\* Participant, [Meeting of the National Space Council Chaired by Vice President Pence](#) (Aug. 20, 2019) (in my official capacity on behalf of the Secretary of Transportation).



- \* Panel Speaker, [\*General Counsels of Federal Agencies\*](#), National Republican Lawyers Association Conference (Apr. 5, 2019).
- \* Remarks, *Transportation Research Board (TRB) Annual Meeting*, Washington, D.C. (Jan. 13-17, 2019) (presented in my official capacity as General Counsel of DOT) (no digital copy found).
- \* Panel Speaker, *TRB Annual Workshop on Transportation Law*, Cleveland, OH (July 22, 2019) (in my official capacity as General Counsel of DOT) (no digital copy found).
- \* Remarks, *Interstate Natural Gas Association of America (INGAA) Washington Update Meeting*, Washington, D.C. (2019) (presented in my official capacity as General Counsel of DOT) (no digital copy found).
- \* Remarks, *National Stone, Sand & Gravel Association (NSSGA) Legislative & Policy Forum*, Washington, D.C. (Nov. 18-20, 2019) (presented in my official capacity as General Counsel of DOT) (no digital copy found).
- \* Panel Speaker, *ABA Air and Space Law Forum*, Chicago, IL (Sept. 27-28, 2018) (in my official capacity as General Counsel of DOT) (no digital copy found).
- \* Remarks, [\*Announcing the North Dakota Selection for DOT's Unmanned Aircraft Systems \(UAS\) Pilot Program\*](#), North Dakota Capitol Building, Bismarck, ND (May 9, 2018) (in my official capacity as a representative of the Secretary of Transportation).
- \* Keynote Address, Policy Update on DOT Regulation of Commercial Drones, [\*Association for Unmanned Vehicle Systems International \(AUVSI\) XPONENTIAL Conference 2018\*](#), Colorado Convention Center, Denver, CO (May 1, 2018) (presented in my official capacity as General Counsel of DOT and representative of the Secretary) (no recording found but detailed draft outline of remarks can be provided in digital form from DOT files).

\* Panel Speaker, “Workshop: A Beginner’s Guide to Preemption,” [\*Third-Annual FAA UAS Symposium, 2018\*](#), Baltimore Convention Center, Baltimore, MD (Mar. 6, 2018) (in my official capacity as General Counsel of DOT) (no digital copy found).

\* Moderator, “AV Policy Best Practices from All Levels of Government,” and Closing Remarks, [\*U.S. Department of Transportation Public Listening Summit on Automated Vehicle Policy\*](#), DOT Headquarters, Washington, D.C. (Mar. 1, 2018) (in my official capacity as General Counsel of DOT) (no digital copy found).

Panel Presentation, “How to Shut It Down: Creative Strategies that Ended Government Antitrust Investigations,” [\*Dechert LLP’s 2017 Annual Antitrust Spring Seminar\*](#), Philadelphia, PA (Apr. 4, 2017) (no digital copy found).

Panel Presentation, “Financial Services Breakfast Briefing: Current Developments Affecting the Fund Industry—Washington Update,” [\*Investment Company Institute \(ICI\) 2017 Annual Mutual Funds and Investment Management Legal Conference\*](#), Palm Desert, CA (Mar. 14, 2017) (no digital copy found).

Panel Presentation, “A Term in Review: An Overview of Key Supreme Court Decisions from the 2015 Term & Thoughts About the Upcoming Term,” Dechert LLP CLE Seminar, Washington, D.C. (Nov. 29, 2016) (no digital copy found).

Panel Presentations, “A Bitter Pill?: Recent Developments in Pharma”; and “Antitrust in the Next U.S. Administration,” Dechert LLP’s 2016 Annual Antitrust Spring Seminar, Philadelphia, PA (Apr. 13, 2016) (no digital copy found).

Panel Presentation, “What Every Lawyer Needs to Know About Recent Supreme Court Cases,” Dechert LLP CLE Seminar, Washington, D.C. (Sept. 16, 2015) (no digital copy found).

Panel Presentation, Dechert LLP’s 2015 Annual Antitrust Spring Seminar, Philadelphia, PA (Apr. 28, 2015) (no digital copy found).

Debate Participant, [\*FISA Section 215: A Debate about Its Legality, Usefulness and Civil Liberties\*](#), The Heritage Foundation, Washington, D.C. (Mar. 17, 2015) (debating Prof. Laura Donohue of Georgetown Law School).

Remarks, “The Legal Framework for Cybersecurity,” Presented to the Legal Department of Raytheon Company, Waltham, MA (Nov. 4, 2014) (no digital copy found).

Featured Speaker, [\*IS It Legal? Legal Authority for the Campaign Against the Islamic State\*](#), The Federalist Society, D.C. Young Lawyers Chapter, and the Alexander Hamilton Society, Mayflower Hotel, Washington, D.C. (Oct. 22, 2014) (appearing with John B. Bellinger II).

Moderator, Discussion Between Two Former SEC Commissioners Regarding “[Corporate Disclosure Effectiveness: Ensuring a Balanced System \[of SEC Disclosure Requirements\] that Informs and Protects Investors and Facilitates Capital Formation](#),” U.S. Chamber of Commerce, Washington, D.C. (July 29, 2014) (no digital copy found).

Panel Speaker, Discussion Regarding Supreme Court’s Decision in *Utility Air Regulatory Group v. EPA* Striking Down EPA Rule on Greenhouse Gas Emissions from Stationary Sources, ABA Administrative Law Section Forum, Washington, D.C. (July 24, 2014) (no digital copy found).

Panel Presentation, Dechert LLP, “So the Government Thinks Your Deal Is Anticompetitive: Restructuring Your Deal to Overcome Antitrust Hurdles,” Lawline CLE Webinar, New York, NY (June 24, 2014) (no digital copy found).

[Video-Recorded Remarks Discussing Supreme Court’s Decision in \*Halliburton\* Case \(Addressing Securities Law Class Action Standards\)](#), Federalist Society YouTube Video Series, Washington, D.C. (June 23, 2014).

Panel Speaker, “[Executive Branch Action in a Time of Political Dysfunction?](#),” American Constitution Society, Annual Convention, Washington, D.C. (June 20, 2014).

Panel Speaker, “[Debrief on Supreme Court’s \*UARG v. EPA\* Opinion Regarding Greenhouse Gas Rules](#),” Environmental Law Institute, Associates Seminar, Washington, D.C. (June 19, 2014) (no digital copy found).

Panel Speaker, “Foreign Intelligence Surveillance in an Era of ‘Big Data’—Is There a Need to Recalibrate Boundaries?,” ABA Standing Committee on Law and National Security, Washington, D.C. (May 2, 2014) (no digital copy found).

Panel Presentation, “What Every Lawyer Needs to Know About Recent Supreme Court Cases,” Dechert LLP CLE Seminar, New York, NY (Apr. 30, 2014) (no digital copy found).

Panel Presentation, “*Apple* Mash-Up – Cautionary Tale or *Sui Generis*?,” [Dechert LLP’s 2014 Annual Antitrust Spring Seminar](#), Philadelphia, PA (Apr. 29, 2014) (no digital copy found).

Panel Speaker, Forum on Data Privacy and Balancing National Security and Civil Liberties, Clements Center for National Security, University of Texas Law School, Austin, TX (Apr. 3, 2014) (no digital copy found).

Panel Speaker, Panel Discussing Data Privacy and Constitutionality of National Security Surveillance Activities, Georgetown Journal of Law & Public Policy Spring Symposium, Washington, D.C. (Mar. 27, 2014) (no digital copy found).

Panel Speaker, [Panel Discussing Constitutionality of Border Searches of Electronic Media by TSA Officials](#), National Press Club, Washington, D.C. (Mar. 20, 2014) (no digital copy found).

Featured Speaker, “[National Security versus Data Privacy](#),” Ferrum College Annual Forum, Roanoke, VA (Mar. 19, 2014) (no digital copy found).

Panel Speaker, “[Balancing Privacy and Security](#),” Federalist Society’s 33rd Annual National Student Symposium, Univ. of Florida Levin College of Law, Gainesville, FL (Mar. 7, 2014).

Panel Speaker, Addressing the *Halliburton* Case and the Supreme Court's Reconsideration of the *Basic v. Levinson* Presumption of Reliance in Securities Fraud Litigation, D.C. Bar Luncheon, Washington, D.C. (Mar. 5, 2014) (no digital copy found).

Panel Speaker, Addressing Individual Privacy and National Security, Chicago Bar Association Forum, Union League Club, Chicago, IL (Mar. 3, 2014) (no digital copy found).

Panel Speaker, "*Erica P. John Fund & Beyond: The Past, Present, and Future of Securities Class Actions*," U.S. Chamber of Commerce, Washington, D.C. (Feb. 28, 2014) (no digital copy found).

Panel Speaker, "[Debrief of the Supreme Court's Oral Argument on EPA's Greenhouse Gas Rulemakings](#)," D.C. Bar Association, Washington, D.C. (Feb. 25, 2014) (no digital copy found).

Panel Speaker, Constitutionality of NSA Programs, Organized by the National Security Law Committee of the Federalist Society, Held at the Offices of Jones Day, Washington, D.C. (Feb. 24, 2014) (no digital copy found).

Panel Speaker, Addressing Fallout from the NSA Revelations for Foreign Relations and the Legal Regime Governing Surveillance in the U.S. and Among Our Allies, Breakfast Panel Debate, Council on Foreign Relations, Washington, D.C. (Feb. 20, 2014) (no digital copy found).

Panel Speaker, Conference on Privacy and Security, Chicago Council on Global Affairs and Notre Dame Law School's International Security Program, Chicago, IL (Feb. 14, 2014) (no digital copy found).

Panel Speaker, "[Reforming the NSA Surveillance System: Assessing the Options](#)," at the State of the Net Conference, Organized by the Internet Education Foundation and the National Cable and Telecommunications Association, The Newseum, Washington, D.C. (Jan. 28, 2014).

Featured Speaker, Address on the Constitutional Underpinnings of the NSA Programs, Stanford Law School Constitutional Law Center, Stanford, CA (Jan. 23, 2014) (no digital copy found).

Webinar Presentation, “Supreme Court Takes on the Clean Air Act: *EME Homer and Utility Air Regulatory Group v. EPA*,” Bloomberg BNA Webinar (Dec. 17, 2013) (no digital copy found).

Panel Speaker, Addressing Cybersecurity and the NSA Disclosures, Federalist Society National Lawyers Convention, Washington, D.C. (Nov. 15, 2013) (no digital copy found).

Debate Participant, “NSA Surveillance: A Necessary Evil?,” Paul H. Nitze School of Advanced International Studies (SAIS), Johns Hopkins University, Washington, D.C. (Oct. 28, 2013) (debating Prof. David Cole of Georgetown Law School, moderated by SAIS Prof. John McLaughlin, former Deputy Director of the CIA) (no digital copy found).

Participant, Debate on National Security versus Privacy Interests, St. Thomas Law School, St. Paul, MN (Oct. 3, 2013) (no digital copy found).

Panel Presentation, CLE Seminar on Antitrust Law Developments, Presented to Time Warner Inc. Legal Department, New York, NY (Sept. 24, 2013) (no digital copy found).

Participant, Debate on Legality of NSA Programs, [\*Milbank Tweed Forum\*](#), NYU Law School, New York, NY (Sept. 18, 2013) (debating Liza Goitein of the Brennan Center for Justice, among others) (no digital copy found).

Participant in [Nationally Televised Debate Addressing the Propriety and Legality of the NSA Programs Disclosed by Edward Snowden](#), PBS News Hour, Shirlington, VA (July 31, 2013) (debating author and NSA critic Jim Bamford) (no digital copy found).

Participant in [Radio Debate Addressing the Legality of the NSA Program Disclosed by Edward Snowden](#), Minnesota Public Radio’s *Daily Circuit* Program (July 30, 2013) (debating Marc Rotenberg of EPIC).

Podcast Debate, [Bulk Data Collection and the NSA](#), Debate on Constitutionality of NSA Programs Disclosed by Edward Snowden, Federalist Society

Teleforum, Washington, D.C. (July 23, 2013) (debating Prof. Randy Barnett of Georgetown Law School).

Webinar Presentation, “*FTC v. Actavis, Inc.*: The Unsettling of Hatch-Waxman Settlements,” BNA Bloomberg Webinar (July 16, 2013) (no digital copy found).

Guest on Public Radio Program *To The Point With Warren Olney* Discussing the FISA Court and NSA Programs (July 10, 2013) (debating with Cong. Adam Schiff of California) (no digital copy found).

Prepared Remarks and Q&A Addressing Legal Bases for NSA Programs, Delivered before a [Workshop of the Privacy and Civil Liberties Oversight Board](#), Washington, D.C. (July 9, 2013).

Live Analysis, [SCOTUS Decision in \*FTC v. Actavis, Inc.\*](#), Dechert LLP, Washington, D.C. (June 19, 2013) (no digital copy found).

Panel Speaker, Addressing Cost-Benefit Analysis and OMB Review of Administrative Rulemaking, Federalist Society Luncheon Event, National Press Club, Washington, D.C. (June 11, 2013) (no digital copy found).

Panel Speaker in Live Conference and Podcast, [The Pentagon, the National Security Agency, and Domestic Cybersecurity](#), Federalist Society International & National Security Law Practice Group, Washington, D.C. (May 3, 2013).

Panel Presentation, Dechert LLP’s 2013 Annual Antitrust Spring Seminar, Philadelphia, PA (Apr. 17, 2013) (no digital copy found).

Webinar Participant, Briefing on Supreme Court Case *FTC v. Actavis, Inc.* Regarding Intersection of Patent Law and Antitrust, American Intellectual Property Law Association Webinar, Washington, D.C. (Apr. 2, 2013) (no digital copy found).

Panel Speaker, “The Importance of Cost-Benefit Analysis in Agency Rulemaking,” U.S. Chamber of Commerce Center for Capital Markets Competitiveness, Washington, D.C. (Mar. 12, 2013) (no digital copy found).

Featured Speaker, “[Agency v. Agency \(and Other Problems of Overlapping Jurisdiction\)](#),” Federalist Society Event, Duke Law School, Durham, NC (Jan. 31, 2013) (no digital copy found).

Panel Speaker, [Private Attorneys and the War on Terror](#), The Federalist Society, National Press Club, Washington, D.C. (Dec. 6, 2012).

Debate Presentation, “Debating the USA PATRIOT Act: 10 Years Later,” Appellate Judges Education Institute, 2012 Annual Summit, New Orleans, LA (Nov. 18, 2012) (debating Susan Herman, National President of the ACLU) (no recording found but I later published the substance of my presentation on my Substack site at [Ruminations: The USA PATRIOT Act](#)).

Webinar Participant, “[The Legal Challenge to the CFTC’s New Registration Regime for Mutual Funds](#),” Mutual Fund Directors Forum Webinar, Washington, D.C. (Oct. 9, 2012).

Web Video, Addressing Federal Trade Commission’s Policy Change in Seeking Restitution in Enforcement Proceedings, Washington Legal Foundation Web Video, Washington, D.C. (Aug. 30, 2012) (no digital copy found).

Debate Participant, “After Oral Argument: The Supreme Court and the Affordable Care Act,” [American Constitution Society Annual Convention](#), Washington, D.C. (June 16, 2012) (debating Walter Dellinger, former Acting Solicitor General; moderated by Adam Liptak of the *New York Times*) (no digital copy found).

Mock Oral Argument on the Constitutionality of the Individual Insurance Mandate in the Affordable Care Act, Georgetown Law School Supreme Court Institute, Washington, D.C. (Feb. 1, 2012) (arguing opposite Walter Dellinger, former Acting Solicitor General, before a distinguished panel of Supreme Court practitioners sitting as mock justices) (no digital copy found).

Panel Speaker, Addressing Developments in Cybersecurity Law, Steptoe & Johnson Forum, Washington, D.C. (June 28, 2011) (no digital copy found).



Featured Speaker, Roundtable Discussion on the Developing Legal Framework for Defensive and Offensive Cybersecurity, Council on Foreign Relations, Washington, D.C. (Apr. 18, 2011) (no digital copy found).

Keynote Address, "[The Developing Legal Framework for Defensive and Offensive Cyber Operations](#)," Harvard National Security Journal Forum on Cybersecurity, Harvard Law School, Cambridge, MA (Mar. 4, 2011).

Remarks Addressing *Matrixx Initiatives* Supreme Court Case, Federalist Society Press Call, Washington, D.C. (Jan. 6, 2011) (no digital copy found).

Moderator, "*Merck & Co. v. Reynolds*," Law Seminars International TeleBriefing (May 18, 2010) (panel presentation included Richard Cordray, then Attorney General of Ohio) (no digital copy found).

Panel Presentation, Dechert LLP, Spring Antitrust CLE Seminar, Philadelphia, PA (Apr. 28, 2010) (no digital copy found).

Remarks on Receiving the Intelligence Under Law Award, NSA's Law Day, National Security Agency, Fort Meade, MD (May 1, 2008) (no digital copy found).

Remarks, [Farewell Ceremony for Attorney General Alberto R. Gonzales](#), Great Hall of the U.S. Department of Justice, Washington, D.C. (Sept. 17, 2007).

Remarks Delivered to Attorneys of My Former Law Firm, Kirkland & Ellis LLP, Concerning the Functions of the Office of Legal Counsel and My Experiences as Acting AAG, Washington, D.C. (Jan. 22, 2007) (no digital copy found).

Guest on NPR's *Morning Edition* Radio Program, [Explaining the Legal Basis for the Special NSA Surveillance Program Authorized by the President](#), Washington, D.C. (Feb. 14, 2006).

Continued Guest Appearance, [\*Explaining the Legal Basis for the Special NSA Surveillance Program Authorized by the President\*](#), C-SPAN Washington Journal, Washington, D.C. (Feb. 8, 2006).

Guest Appearance, [\*Explaining the Legal Basis for the Special NSA Surveillance Program Authorized by the President\*](#), C-SPAN Washington Journal, Washington, D.C. (Feb. 8, 2006).

\* In addition to the presentations listed above, in private practice with Kirkland & Ellis LLP between 1993 and 2004, I participated in several panel discussions for industry or bar associations concerning matters or issues on which I was working; these included: a Washington Legal Foundation panel discussing an upcoming Supreme Court Term; a panel discussing antitrust litigation in the securities industry at the Securities Industry Association Annual Law and Compliance Seminar; and a panel discussing airline industry mergers at the ABA's Air and Space Law Section Annual Conference.

- 19. List all public statements you have made during the past ten years, including statements in news articles and radio and podcasts and television appearances, which are on topics relevant to the position for which you have been nominated, including dates. Include a link to each statement when possible. If a link is not available, provide a digital copy of the statement when available.**

**Note:** I have made many public statements during the past ten years on a wide range of topics, mostly addressed to legal and public policy matters not directly relevant to DOT or the position of Deputy Secretary of Transportation. The following is the most complete list I could compile of my TV appearances, radio segments, podcasts, and other public statements made since 2014 that are not listed in response to previous questions. Those marked with an asterisk (\*) concerned topics of potential relevance to DOT:

Quoted in Christina Lewis, [\*Heritage Launches \\$1 Million Campaign to Expedite Senate Confirmation of Trump's Cabinet Picks\*](#), The Daily Signal (Nov. 21, 2024).

\* Comments for the Record Submitted to EPA re "[California State Motor Vehicle Pollution Control Standards; Advanced Clean Fleets Regulation;](#)

[Request for Waiver of Preemption and Authorization](#)” (Sept. 13, 2024) (submitted in my personal capacity).

\* Radio Segment re [CAFE Regulation](#), Steve Gruber Show, WJIM, Grand Rapids, MI (Sept. 3, 2024).

\* Video Interview re CAFE Regulation, Conducted by Motivo Documentary producers for prospective documentary entitled “Shaped: CAFE Standards and EVs,” under production for The Federalist Society (Aug. 22, 2024) (recording currently unavailable; documentary expected to be released in Spring 2025).

Webinar, [Courthouse Steps Decision: United States of America v. Donald J. Trump, Waltine Nauta, and Carlos De Oliveira](#), The Federalist Society (July 31, 2024).

Radio Segment re [Project 2025 Myths & Truths](#), Jimmy Barrett Show, KPRC, Houston, TX (July 29, 2024).

Radio Segment re [Project 2025 Myths & Truths](#), Mornings with JT, WERC, Birmingham, AL (July 26, 2024).

Quoted in Jarrett Stepman, [Supreme Court Throws Back ‘Chevron Deference’ in Ruling on Fishermen’s Case Against Government](#), The Daily Signal (June 28, 2024).

TV Appearance, [Fischer v. United States: Supreme Court Sides with Jan. 6 Protester](#), Newsmax, The Record with Greta Van Susteren (June 28, 2024).

Quoted in Claire Heddles, [SCOTUS Is Poised to Make It Easier to Beat the Government. Big Law Is Ready to Make a Killing.](#), NOTUS (May 30, 2024).

Quoted in Gram Slattery, Sarah N. Lynch & Andrew Goudsward, [Donald Trump wants to control the Justice Department and FBI. His allies have a plan.](#), Reuters (May 29, 2024).

Audio Interview re Proposals for FBI Reform, Conducted by Zoe Chace for *This American Life* Podcast (May 16, 2024) (no part of my interview was used in the released podcast episode, available here: [Come Retribution](#)).

Podcast, [Trump v. United States - Post-Argument SCOTUScast](#), The Federalist Society (May 2, 2024).

Interviewed re FISA Reauthorization in [The World and Everything in It: May 1, 2024](#), World News Group Radio Program (May 1, 2024).

TV Appearance, [Supreme Court Weighs Presidential Immunity](#), Newsmax, Newslive with Bianca de la Garza (Apr. 25, 2024).

Live Podcast, "[How Far Can the EPA Go in Regulating a State's Emissions?](#)," Constituting America Series, Constitutional Chats (Apr. 23, 2024).

\* Comments for the Record submitted to EPA re "[California State Nonroad Engine Pollution Control Standards; In-Use Locomotive Regulation; Requests for Authorization](#)" (Apr. 19, 2024) (submitted jointly with Washington Legal Foundation) (submitted in my personal capacity).

Radio Segment re [FISA Reauthorization](#), Moon Griffon Show, KPEL, Lafayette, LA (Apr. 17, 2024).

Radio Segment re FISA Reauthorization, Stacy on the Right, National (Apr. 16, 2024) (no digital copy found).

Video Conference Call with Reporters re [FISA Reauthorization](#), The Heritage Foundation (Apr. 15, 2024) (participating reporters included Sean Moran from Breitbart, John Hines from OAN, Luis Martinez from NTD, and Jackson Richman from Epoch Times).

Quoted in Leo Briceno, [Reforms to spy law pass despite GOP fracture](#), World News Group (Apr. 12, 2024).

Radio Segment re FISA Reauthorization, Scripps News with Stephanie Liebergen (Apr. 11, 2024) (no digital copy found).

- \* TV Appearance re Baltimore Bridge Collapse, Newsmax2, First Edition (Mar. 27, 2024) (no digital copy found).
- \* TV Appearance, [\*Investigation Underway into Baltimore Bridge Collapse\*](#), Fox Business, Mornings with Maria (Bartirromo) (Mar. 27, 2024).
- \* TV Appearance re Baltimore Bridge Collapse, Newsmax2, Todd Starnes Show (Mar. 26, 2024) (no digital copy found).
- \* TV Appearance, [\*Baltimore Bridge Collapses After Cargo Ship Crash\*](#), Newsmax, National Report (Mar. 26, 2024).
- \* Audio Podcast in Brian Gottstein, [\*Distracted By Climate Change? Former Trump Transportation Official Weighs in on Bridge Collapse\*](#), The Daily Signal (Mar. 26, 2024).
- \* Prepared Remarks, [\*EPA Public Hearing on California's Request for Authorization for CARB's In-Use Locomotive Regulation\*](#) (Mar. 20, 2024) (presented in my personal capacity).
- \* Video Message re [\*NHTSA's Consideration of Kill Switch Technology\*](#), The Heritage Foundation (Mar. 5, 2024).
- \* Comments for the Record Submitted to NHTSA re “[\*Advanced Impaired Driving Prevention Technology\*](#)” (Mar. 5, 2024) (submitted in my personal capacity).
- TV Appearance, [\*Supreme Court Watch: Nation's High Court Expected to Rule on Trump Ballot Case\*](#), Newsmax, The Record with Greta Van Susteren (Mar. 1, 2024).
- \* Radio Segment re [\*CARB Trucking Regulations\*](#), Your Financial Editor, WFMD, Frederick, MD (Feb. 17, 2024).
- \* Radio Segment re CARB Trucking Regulations, [\*Voice of Iowa Morning Show with Doug Wagner\*](#), Iowa (Feb. 15, 2024).

Radio Segment re Mayorkas Impeachment, First News with Toby Howell, KARN, Little Rock, AR (Feb. 7, 2024) (no digital copy found).

Radio Segment re Mayorkas Impeachment, Afternoon Show, WBAP, Dallas, TX (Feb. 6, 2024) (no digital copy found).

Radio Segment re [Immigration Issues and Mayorkas Impeachment](#), John Stiegerwald Show, Salem Radio, Pittsburgh, PA (Feb. 5, 2024).

Quoted in Leo Briceno, [Both parties push for FISA reform after intelligence abuses](#), World News Group (Dec. 7, 2023).

\* Radio Segment re Virginia EV Rules, [Freedom & Prosperity Radio](#) (Nov. 1, 2023).

\* Townhall Discussion, Virginia Tele-Town Hall re Virginia EV Rules (Oct. 30, 2023) (no digital copy found).

Live Podcast, [The Fourth Amendment](#), Constituting America Series (Oct. 24, 2023).

\* Comments for the Record Submitted to NHTSA re “[Corporate Average Fuel Economy Standards for Passenger Cars and Light Trucks for Model Years 2027–2032 and Fuel Efficiency Standards for Heavy-Duty Pickup Trucks and Vans for Model Years 2030–2035](#)” (Oct. 16, 2023) (submitted jointly with Mario Loyola) (submitted in my personal capacity).

\* Quoted in Jarrett Stepman, Opinion, [As Biden Admin Advances War on Fossil Fuels, Here’s How You Can Fight Back](#), The Daily Signal (Oct. 13, 2023).

\* Radio Segment re Biden EV Push, [Ditch in the Morning](#), WKIM, Memphis, TN (Sept. 19, 2023).

\* Interviewed in Samantha Achieris, [Biden Admin, California Regulators Aim to Force Carmakers to Produce ‘100% Electric’ Vehicles, Heritage Expert Warns](#), The Daily Signal (Sept. 18, 2023).

Training Video, [Executive Order Drafting & Implementation, Project 2025 Presidential Administration Academy, Conservative Governance: Advancing Policy](#) (Aug. 29, 2023).

Radio Segment re FBI Reform, Salem Radio News, Salem Radio Network (Aug. 9, 2023) (no digital copy found).

\* Quoted in Alex Gage, [Joe Biden Enjoys His 1967 Corvette While Forcing You to Go Electric](#), The Daily Signal (Aug. 7, 2023).

Video Podcast Interview, [What's Inside Third Trump Indictment](#), The Daily Signal (Aug. 2, 2023).

Quoted in Virginia Allen, [Surprising What Is—and Isn't—in 3rd Trump Indictment, Legal Expert Says](#), The Daily Signal (Aug. 2, 2023).

Quoted in Tyler O'Neil, [Secret Service Refuses to Hand Over 'Known Pool of Individuals' List in White House Cocaine Incident](#), The Daily Signal (July 27, 2023).

Radio Segment re FBI Reform, Kevin McCullough Show, WMCA, New York, NY (July 27, 2023) (no digital copy found).

Radio Segment re FBI Reform, First News, WWL, New Orleans, LA (July 24, 2023) (no digital copy found).

TV Appearance, [How to Fix the FBI](#), Real America's Voice, America's Voice Live (July 20, 2023).

Radio Segment re [FBI Reform](#), The Morning Wire, Daily Wire (July 15, 2023).

Interviewed in Samantha Achieris, [What's at Stake If FBI Isn't Fixed](#), The Daily Signal (July 14, 2023).

Radio Segment re FBI Reform, Morning News Show with Drew Cline, WFEA, Manchester, NH (July 14, 2023) (no digital copy found).

Radio Segment re [FBI Reform](#), Live and Local with Kevin Wall, KMZQ, Las Vegas, NV (July 13, 2023).

Radio Segment re [FBI Reform](#), Dave Elswick Show, Salem Radio, Little Rock, AR (July 13, 2023) (need better link).

Radio Segment re [FBI Reform](#), Rush to Reason, KLZ 560, Denver, CO (July 13, 2023).

\* Quoted in Samantha Achieris, [How Proposed EPA Electric Vehicle Rule Would Compromise Auto Safety](#), The Daily Signal (July 13, 2023).

Radio Segment re [FBI Reform](#), Mornings with JT, WERC, Birmingham, AL (July 12, 2023).

Radio Segment re FBI Reform, Lee Elci Voice of Freedom, WJFF, New London, CT (July 12, 2023) (no digital copy found).

Radio Segment re FBI Reform, Rod Arquette Show, KNRS, Salt Lake City, UT (July 11, 2023) (no digital copy found).

Radio Segment re [FBI Reform](#), Talk of the Town, 100.7 FM, Utica, NY (July 11, 2023).

Radio Segment re [FBI Reform](#), Andy Caldwell Show, KUHL, Santa Barbara, CA (July 11, 2023).

Radio Segment re [FBI Reform](#), John Stiegerwald Show, AM 1250, Pittsburgh, PA (July 10, 2023).

\* Comments for the Record Submitted to the EPA re “[Multi-Pollutant Emissions Standards for Model Years 2027 and Later Light-Duty and Medium Duty Vehicles](#)” and “[Greenhouse Gas Emissions Standards for Heavy Duty Vehicles—Phase 3](#)” (July 5, 2023) (submitted in my personal capacity).

Radio Segment re [Canadian Wildfires](#), Lee Elci Show, WJFF, New London, CT (June 9, 2023).



Radio Segment re [Canadian Wildfires](#), Paul Pacelli Show, WICC, Bridgeport, CT (June 8, 2023).

Video Message re [Canadian Wildfires](#), The Heritage Foundation (June 8, 2023).

Quoted in Virginia Allen, [Rep. Andy Biggs Asks If Mayorkas Violated Border Security Law. 'Yes,' Expert Answers.](#), The Daily Signal (June 7, 2023).

\* Quoted in Terri Wu, [In-Depth: EPA Faces Backlash, Court Battles Over Its New Emissions Rules](#), The Epoch Times (Apr. 23, 2023).

\* TV Appearance, [EPA to Approve California Diesel Regulations](#), One America News (OAN), In Focus with Addison Smith (Mar. 22, 2023).

\* TV Appearance, [Norfolk Southern CEO Testifies Over Toxic Train Derailment](#), Newsmax, American Agenda (Mar. 10, 2023).

Quoted in Virginia Allen, [The 1 Million Illegal Immigrant Encounters in Past 5 Months Is Equivalent to Population of Biden's Delaware](#), The Daily Signal (Feb. 27, 2023).

Quoted in Virginia Allen, [Supreme Court Cancels Arguments for Health Measure Limiting Illegal Immigration](#), The Daily Signal (Feb. 17, 2023).

Quoted in Virginia Allen, [4 Reasons Why Republicans Call for Impeaching Homeland Security Secretary Alejandro Mayorkas](#), The Daily Signal (Feb. 8, 2023).

\* TV Appearance, [FAA NOTAM system could be more efficiently operated if privatized: Steven Bradbury](#), Fox News Live (Jan. 14, 2023).

\* TV Appearance, [FAA System Outage Causes Nationwide Flight Delays and Cancellations](#), Newsmax, Saturday Agenda (Jan. 14, 2023).

\* TV Appearance re [America Grounded: FAA Software Outage Forces Nationwide Ground Stop](#), Fox Business (Jan. 11, 2023).

\* TV Appearance, [\*Flight Cancellations Leave Thousands Stranded\*](#), Newsmax, Spicer & Co. (Dec. 28, 2022).

News Release, [\*Heritage Welcomes Former Acting Transportation Secretary Steven Bradbury as Distinguished Fellow\*](#), The Heritage Foundation (Dec. 12, 2022).

\* Audio Podcast, [\*Deep Dive Episode 226 – Due Process Protections in Agency Enforcement Actions\*](#), The Federalist Society (June 30, 2022) (audio version of webinar listed below).

\* Webinar, [\*Due Process Protections in Agency Enforcement Actions\*](#), The Federalist Society (May 31, 2022).

Teleforum, [\*Pending Litigation and the New Administration\*](#), The Federalist Society (Feb. 8, 2017) (no digital copy found).

Teleforum, [\*The Second Annual Mike Lewis Memorial Teleforum\*](#), The Federalist Society (Jan. 24, 2017) (discussing the Obama administration policy regarding the legal bases for using military force against terrorist organizations) (no digital copy found).

Audio Podcast, [\*Zivotofsky v. Kerry - Post-Decision SCOTUScast\*](#), The Federalist Society (June 11, 2015).

Teleforum, [\*The President vs. Congress: Zivotofsky v. Kerry\*](#), The Federalist Society (June 8, 2015) (no digital copy found).

Guest Appearance, [\*Discussion and Debate on Reauthorizing the PATRIOT Act\*](#), C-SPAN Washington Journal, Washington, D.C. (May 16, 2015) (debating Neema Singh Guliani of the ACLU).

Video Commentary, [\*Halliburton v. Erica P. John Fund\*](#), The Federalist Society (June 24, 2014).

Teleforum, [\*Fraud on the Market? - Oral Argument Preview of Halliburton v. Erica P. John Fund\*](#), The Federalist Society (Mar. 4, 2014) (no digital copy found).

Guest on Radio Program Discussing FISA Court Process and NSA Programs, NPR Philadelphia Affiliate (Jan. 21, 2014) (no digital copy found).

Teleforum, [NSA Court Decision](#) [Discussing District Court Decision Enjoining NSA Metadata Program], The Federalist Society (Dec. 19, 2013) (no digital copy found).

\* In addition to the public statements listed above, I made numerous posts and reposts on X.com and LinkedIn on a wide range of topics, some of which were relevant to DOT. All such posts are available at my X.com and LinkedIn accounts identified in response to Question 20.

\* Furthermore, my current employer, The Heritage Foundation, has made the following posts on X.com that refer to me or my writings or that include video clips of me:

1. <https://x.com/Heritage/status/1870306115809849758> (Dec. 20, 2024) (video re FBI reform).
2. <https://x.com/Heritage/status/1860104543163363383> (Nov. 22, 2024) (video re President's nominees).
3. \*<https://x.com/Heritage/status/1843794346534940935> (Oct. 8, 2024) (video re CARB vehicle regulation).
4. \*<https://x.com/Heritage/status/1831340140381311300> (Sept. 4, 2024) (paper re CAFE regulation).
5. <https://x.com/Heritage/status/1806692026366181387> (June 28, 2024) (paper re Democracy and the abuses of our ruling elites).
6. <https://x.com/Heritage/status/1797651308121604359> (June 3, 2024) (paper re FBI reform).
7. \*<https://x.com/Heritage/status/1764756195804373217> (Mar. 4, 2024) (video re impaired driving sensors).
8. \*<https://x.com/Heritage/status/1757497029435990335> (Feb. 13, 2024) (paper re CARB trucking regulation).
9. <https://x.com/Heritage/status/1757458866533523627> (Feb. 13, 2024) (paper re FISA reform proposals).

10. \*<https://x.com/Heritage/status/1733175858800787892> (Dec. 8, 2023)  
(video of congressional testimony re EPA vehicle emissions rules).
  11. \*<https://x.com/Heritage/status/1708485166392389771> (Oct. 1, 2023)  
(paper re CARB locomotive regulation).
  12. \*<https://x.com/Heritage/status/1705020947156042064> (Sept. 21,  
2023) (video re EV mandates).
  13. \*<https://x.com/Heritage/status/1688629581874343936> (Aug. 7, 2023)  
(video re EPA vehicle emissions rules).
  14. <https://x.com/Heritage/status/1684279581811826690> (July 26, 2023)  
(video of congressional testimony re border crossing numbers).
  15. <https://x.com/Heritage/status/1679256822644080640> (July 12, 2023)  
(video re FBI reform).
  16. <https://x.com/Heritage/status/1666899952658702352> (June 8, 2023)  
(video re Canadian wildfires).
  17. <https://x.com/Heritage/status/1666843879012806667> (June 8, 2023)  
(video of congressional testimony re immigration enforcement).
  18. <https://x.com/Heritage/status/1666527622581440521> (June 7, 2023)  
(video of congressional testimony re border crossing numbers).
- 20. List all digital platforms (including social media and other digital content sites) on which you currently or have formerly operated an account, regardless of whether or not the account was held in your name or an alias. Include the full name of an “alias” or “handle”, including the complete URL and username with hyperlinks, you have used on each of the named platforms. Indicate whether the account is active, deleted, or dormant. Include a link to each account if possible.**

X.com: @SGBradbury—[www.x.com/sgradbury](http://www.x.com/sgradbury)

LinkedIn: Steve Bradbury—[www.linkedin.com/in/steve-bradbury-8814a82b](http://www.linkedin.com/in/steve-bradbury-8814a82b)

[www.Adespotoi.Substack.com](http://www.Adespotoi.Substack.com) (my own Substack site)

[www.SGBradbury.Medium.com](http://www.SGBradbury.Medium.com) (my own Medium site)

Truth Social: SGBradbury—[www.truthsocial.com/sgradbury](http://www.truthsocial.com/sgradbury) (not active)

Instagram: SGBradbury—[www.instagram.com/sgradbury](http://www.instagram.com/sgradbury) (not active)

Facebook: SGBradbury—[www.fb.com/sgradbury](http://www.fb.com/sgradbury) (not active)

**21. Please identify each instance in which you have testified orally or in writing before Congress in a governmental or non-governmental capacity and specify the date, committee, and subject matter of each testimony.**

Hearing before the House Committee on the Judiciary, Subcommittee on Immigration Integrity, Security, and Enforcement, “The Border Crisis: Is the Law Being Faithfully Executed?” (June 7, 2023) (testimony presented in my personal capacity).

Hearing before the House Committee on Oversight and Accountability, Subcommittee on Economic Growth, Energy Policy, and Regulatory Affairs, “Driving Bad Policy: Examining EPA’s Tailpipe Emissions Rules and the Realities of a Rapid Electric Vehicle Transition” (May 17, 2023) (testimony presented in my personal capacity).

Off-Site Discussion Convened by Congressman Andy Biggs of Arizona, “Potential Legal Bases for Impeachment of Alejandro Nicholas Mayorkas, Secretary of Homeland Security” (Feb. 8, 2023) (testimony presented in my personal capacity).

Confirmation Hearing before the Senate Committee on Commerce, Science, and Transportation of Steven Gill Bradbury to be General Counsel of the Department of Transportation (June 28, 2017).

Hearing before the House Committee on the Judiciary, “Examining Recommendations to Reform FISA Authorities” (Feb. 4, 2014).

Hearing before the House Permanent Select Committee on Intelligence, “Legislative Proposals for Modifying NSA Programs and Amending FISA Authorities” (Oct. 29, 2013).

Hearing before the House Committee on the Judiciary, “Oversight Hearing into the Administration’s Use of FISA Authorities” (July 17, 2013).

Hearing before the House Ways and Means Committee, “The Ramifications of the Supreme Court’s Ruling on the Affordable Care Act” (July 10, 2012).

Hearing before the House Ways and Means Committee, “The Constitutionality of the Individual Mandate in the Affordable Care Act” (Mar. 29, 2012).

Hearing before the Senate Committee on the Judiciary, “The Due Process Guarantee Act: Banning Indefinite Detention of Americans” (Feb. 29, 2012).

Hearing before the House Committee on the Judiciary, Subcommittee on the Constitution, Civil Rights, and Civil Liberties, “Oversight of the Justice Department’s Office of Legal Counsel” (Feb. 14, 2008).

Classified Hearing before the Senate Select Committee on Intelligence Concerning Legal and Policy Review of CIA Program (Apr. 12, 2007).

Hearing before the House Committee on Armed Services, “Standards of Military Commissions and Tribunals Following the Supreme Court’s Decision in *Hamdan v. Rumsfeld*” (Sept. 7, 2006).

Hearing before the House Committee on the Judiciary, Subcommittee on Crime, Terrorism, and Homeland Security, “Legislative Proposals to Update the Foreign Intelligence Surveillance Act” (Sept. 6, 2006).

Hearing before the Senate Committee on the Judiciary, “The Authority to Prosecute Terrorists under the War Crimes Provisions of Title 18” (Aug. 2, 2006).

Hearing before the Senate Committee on the Judiciary, “FISA for the 21st Century” (July 26, 2006).

Hearing before the House Committee on Armed Services, “Standards of Military Commissions and Tribunals Following the Supreme Court’s Decision in *Hamdan v. Rumsfeld*” (July 12, 2006).

Hearing before the Senate Committee on the Judiciary, “*Hamdan v. Rumsfeld*: Establishing a Constitutional Process for Military Commissions” (July 11, 2006).

Confirmation Hearing before the Senate Committee on the Judiciary, Nomination of several nominees, including Steven G. Bradbury to be Assistant Attorney General for the Office of Legal Counsel, Department of Justice (Oct. 6, 2005).

- 22. Given the current mission, major programs, and major operational objectives of the department/agency/commission/corporation to which you have been nominated, what in your background or employment experience do you believe affirmatively qualifies you for appointment to the position for which you have been nominated, and why do you wish to serve in that position?**

I believe I am qualified to be Deputy Secretary of Transportation based on my extensive previous experience managing the Department of Transportation, including as the Acting Secretary of Transportation for a brief period of 8 days in January 2021; as the Acting Deputy Secretary of Transportation and the presidentially designated official who carried out the functions and duties of the Office of Deputy Secretary from September 2019 to January 2021; as the Senate-confirmed General Counsel, or chief legal officer, of DOT from November 2017 to January 2021; and as the designated Regulatory Policy Officer for DOT and a member of the Secretary’s senior leadership team during my entire tenure as General Counsel.

Furthermore, in my many years of private legal practice before November 2017, I represented numerous clients in significant regulatory matters before the U.S. Department of Transportation, from which I derived additional valuable experience with the Department’s exercise of its statutory authorities.

And since leaving government service in January 2021, including in my capacity as a Distinguished Fellow at The Heritage Foundation, I have continued to write and speak on issues of public policy relevant to the regulatory authorities of DOT.

**23. What do you believe are your responsibilities, if confirmed, to ensure that the department/agency/commission/corporation has proper management and accounting controls, and what experience do you have in managing a large organization?**

If confirmed as Deputy Secretary of Transportation, my responsibilities will be to assist the Secretary of Transportation in carrying out the directions, policies, and priorities of the President of the United States and in properly and efficiently managing all programs, functions, offices, and activities of the U.S. Department of Transportation in the exercise of the Secretary's statutory authorities in accordance with the law and the Constitution.

I previously managed the functions and duties of the U.S. Department of Transportation and the exercise of the Secretary's legal authorities in my capacity as Acting Secretary of Transportation, Acting Deputy Secretary of Transportation, and General Counsel of DOT. I also gained significant organizational management experience as a litigation partner in two large international law firms and as the Acting Assistant Attorney General and Principal Deputy Assistant Attorney General in the U.S. Department of Justice.

**24. What do you believe to be the top three challenges facing the department/agency/commission/corporation, and why?**

I see the major challenges facing the Department of Transportation to be:

(a) promoting the safety and efficiency of America's great transportation systems through the reasonable and effective application of the legal authorities granted to the Secretary by Congress in accordance with the policies and priorities of the President, while eliminating all irrational, discriminatory, and non-statutory policy goals and requirements that have detracted from or undermined the Department's primary safety mission;

(b) achieving rational deregulation and smart regulatory reform in accordance with the President's directions and consistent with law and with the preservation of competitive markets and incentives for private investment in innovation; and



(c) advancing critical and cost-beneficial transportation infrastructure improvements of national importance to the American people in accordance with the authorizations and appropriations provided by Congress and consistent with the President's policies, priorities, and directions.

**B. POTENTIAL CONFLICTS OF INTEREST**

- 1. Describe all financial arrangements, deferred compensation agreements, and other continuing dealings with business associates, clients, or customers. Please include information related to retirement accounts, such as a 401(k) or pension plan.**

I currently am employed as a Distinguished Fellow at The Heritage Foundation (“Heritage”) (a non-profit public policy think tank). If confirmed, I will resign from that position. Following my separation from Heritage, I will have no continuing financial arrangements, deferred compensation agreements, or other business dealings with Heritage or any other organization, associates, clients, or customers.

I currently participate in a 401(k) retirement plan and a 403(b) retirement plan through my employment with Heritage. Following my separation from Heritage, I will not continue to participate in these Heritage retirement plans and plan to roll out of them.

I currently hold a 401(k) retirement plan and a 401(a) retirement plan from my previous employment with Dechert LLP. The plan sponsor ceased making contributions to these plans upon my separation from Dechert LLP in 2017, and I plan to roll out of these plans upon my separation from Heritage.

I hold a health savings account (HSA) stemming from my previous employment with Dechert LLP. The account sponsor ceased making contributions to this HSA upon my separation from Dechert LLP in 2017. I plan to continue to hold this HSA.

- 2. Do you have any commitments or agreements, formal or informal, to maintain employment, affiliation, or practice with any business, association, or other organization during your appointment? If so, please explain.**

No.

- 3. Indicate any investments, obligations, liabilities, or other relationships which could involve potential conflicts of interest in the position to which you have been nominated. Explain how you will resolve each potential conflict of interest.**

In connection with the nomination process, I have consulted with the Office of Government Ethics and the Department of Transportation (DOT) Designated Agency Ethics Official to identify potential conflicts of interest. Any potential conflicts of interest will be resolved consistent with the terms of the ethics agreement I have entered into with the DOT Designated Agency Ethics Official, which will be provided to this Committee. I am not aware of any other potential conflicts of interest stemming from investments, obligations, liabilities or other continuing relationships.

- 4. Describe any business relationship, dealing, or financial transaction which you have had during the last ten years, whether for yourself, on behalf of a client, or acting as an agent, that could in any way constitute or result in a possible conflict of interest in the position to which you have been nominated. Explain how you will resolve each potential conflict of interest.**

In connection with the nomination process, I have consulted with the Office of Government Ethics and the DOT Designated Agency Ethics Official to identify potential conflicts of interest. Any potential conflicts of interest will be resolved consistent with the terms of the ethics agreement I have entered into with the DOT Designated Agency Ethics Official, which will be provided to this Committee.

As a law partner in Dechert LLP prior to my appointment as General Counsel of DOT in November 2017, I represented TK Holdings, Inc., the U.S. subsidiary of Takata Corporation, in an enforcement matter before NHTSA, a component of DOT, involving the recall of defective airbag inflators. Consistent with the rules of professional responsibility applicable to me as a member of the D.C. Bar and in accordance with the commitment I made to this Committee in connection with my nomination to serve as General Counsel of DOT, I have recused myself from any involvement on behalf of DOT or any other party in the ongoing enforcement matter concerning the recall

of Takata airbag inflators since my separation from Dechert LLP in November 2017. Should I be confirmed as Deputy Secretary of Transportation, I will continue to recuse myself from any involvement in the Takata airbag recall matter, including as it may relate to any successor of Takata Corporation or TK Holdings, Inc.

I am not aware of other potential conflicts of interest stemming from my prior business relationships, dealings, or financial transactions. Should I become aware of any such potential conflict of interest, I will follow the requirements of all ethics laws and regulations and the advice of the DOT Designated Agency Ethics Official as necessary and appropriate to resolve and eliminate the potential conflict.

**5. Identify any other potential conflicts of interest and explain how you will resolve each potential conflict of interest.**

In connection with the nomination process, I have consulted with the Office of Government Ethics and the DOT Designated Agency Ethics Official to identify potential conflicts of interest. Any potential conflicts of interest will be resolved consistent with the terms of an ethics agreement I will enter into with the DOT Designated Agency Ethics Official, which will be provided to this Committee. I am not aware of any other potential conflicts of interest.

**6. Describe any activity during the past ten years, including the names of clients represented, in which you have been engaged for the purpose of directly or indirectly influencing the passage, defeat, or modification of any legislation or affecting the administration and execution of law or public policy.**

I have not been engaged by a client during the past ten years to influence legislation.

Since December 2022, as part of my work on public policy matters for The Heritage Foundation (a 501(c)(3) non-profit think tank), I have analyzed the merits (pros and cons) of proposed legislation and of regulations, as well as potential legislative and regulatory reforms. In my personal capacity, not on behalf of The Heritage Foundation or for any client, I have submitted com-

ments to the EPA and NHTSA on proposed regulatory actions and have testified on public policy issues (1) before Committees of Congress, (2) as part of an off-site discussion held by a Member of Congress, and (3) in a public hearing hosted by the EPA. In 2023, I signed a letter in my personal capacity concerning a nomination for FAA Administrator then pending before this Committee.

In June and August 2022, prior to my employment with The Heritage Foundation, in my personal capacity and not for any client, I participated in a panel discussion and I authored an online article on my personal Substack site supporting congressional enactment of amendments to the Electoral Count Act (legislation subsequently enacted as the Electoral Count Reform Act of 2022).

Prior to my separation from Dechert LLP in November 2017, I represented clients (including TK Holdings, Inc., as noted above) in matters involving agency investigations and potential enforcement actions, including before DOT. In all such matters, I presented good faith arguments on behalf of my clients relating to the interpretation and application of relevant laws.

**C. LEGAL MATTERS**

- 1. Have you ever been disciplined or cited for a breach of ethics, professional misconduct, or retaliation by, or been the subject of a complaint to, any court, administrative agency, the Office of Special Counsel, an Inspector General, professional association, disciplinary committee, or other professional group? If yes:**
  - a. Provide the name of the court, agency, association, committee, or group;**
  - b. Provide the date the citation, disciplinary action, complaint, or personnel action was issued or initiated;**
  - c. Describe the citation, disciplinary action, complaint, or personnel action;**
  - d. Provide the results of the citation, disciplinary action, complaint, or personnel action.**

No. I am aware that in May 2009 a coalition of groups announced an intention to submit bar complaints against two former Attorneys General and several other attorneys who served in senior positions in the U.S. Department of Justice, including me, in connection with legal advice previously provided to the President with regard to the War on Terror. To my knowledge, no such complaints were accepted for filing by my bar, the D.C. Bar, and no bar complaint proceedings were ever initiated against me. The D.C. Bar has informed me that there is no record of any bar complaint against me.

- 2. Have you ever been investigated, arrested, charged, or held by any Federal, State, or other law enforcement authority of any Federal, State, county, municipal, or foreign government entity, other than for a minor traffic offense? If so, please explain.**

No, except as described in response to Question 4 below.

- 3. Have you or any business or nonprofit of which you are or were an officer ever been involved as a party in an administrative agency proceeding, criminal proceeding, or civil litigation? If so, please explain.**

I have not been a party to civil litigation, administrative agency proceedings, or criminal proceedings, except as described in response to Question 4 below. My current employer and the law firms of which I have been a partner in the past have on occasion been parties to litigation, but none of those litigation matters has concerned activities involving me personally, and I am not personally familiar with the details of any such litigation matters.

Certain legal opinions issued by the Office of Legal Counsel (OLC) of the U.S. Department of Justice in 2002 and 2003 (before my time as Principal Deputy Assistant Attorney General for OLC) were the subject of an investigation by the Office of Professional Responsibility (OPR) of the Department of Justice, and in the course of that investigation, OPR also considered certain later OLC opinions that I signed. OPR did not make any finding that my opinions failed to satisfy standards of professional responsibility. The final OPR report of July 2009 made recommendations concerning the earlier OLC opinions and did include criticisms of my later opinions, but that report was overruled and its recommendations were rejected by the senior career official of the Department of Justice (the career Associate Deputy Attorney General) in January 2010, and the OPR report does not have continuing official force or validity.

**4. Have you ever been convicted (including pleas of guilty or *nolo contendere*) of any criminal violation other than a minor traffic offense? If so, please explain.**

Yes, as follows:

- a) Moving violation: Failure to yield right of way on a left turn (in connection with a traffic accident on Bradley Blvd. in Montgomery County, MD on 06/05/2002). On 10/01/2002, I pleaded guilty in Circuit Court of Montgomery County, MD, and paid a \$37 fine plus \$23 in court costs. The court reduced the points for this violation from 3 to 1.
- b) I received a citation on 10/02/1981 for entering the New York City subway system without paying the fare. On 11/02/1981, I pleaded guilty in the Criminal Court of New York City and paid a \$10 fine.

- 5. Have you ever been accused, formally or informally, of sexual assault, sexual harassment, or discrimination on the basis of sex, race, religion, or any other basis? If so, please explain.**

No.

- 6. Please advise the Committee of any additional information, favorable or unfavorable, which you feel should be disclosed in connection with your nomination.**

None.



**D. RELATIONSHIP WITH THE COMMITTEE**

- 1. Will you ensure that your department/agency/commission/corporation complies with deadlines for information set by congressional committees, and that your department/agency/commission/corporation endeavors to timely comply with requests for information from individual Members of Congress, including requests from members in the minority?**

Yes, to the extent reasonable and feasible and in accordance with Executive Branch guidance.

- 2. Will you ensure that your department/agency/commission/corporation does whatever it can to protect congressional witnesses and whistleblowers from reprisal for their testimony and disclosures?**

Yes.

- 3. Will you cooperate in providing the Committee with requested witnesses, including technical experts and career employees, with firsthand knowledge of matters of interest to the Committee?**

Yes, to the extent consistent with legal and customary requirements.

- 4. Are you willing to appear and testify before any duly constituted committee of the Congress on such occasions as you may be reasonably requested to do so?**

Yes.

**F. AFFIDAVIT**

I, Steven Gill Bradbury, being duly sworn, hereby state that I have read and signed the foregoing Statement on Biographical and Financial Information and that the information provided therein is, to the best of my knowledge, current, accurate, and complete.

  
Signature of Nominee

Subscribed and sworn before me this 6<sup>th</sup> day of February, 2025.

  
Notary Public





## **Steven Gill Bradbury**

1650 Silver Hill Drive, Unit 2207  
Tysons, Virginia 22102  
(202) 489-2292  
steven.bradbury@verizon.net

### **Work Experience**

#### **The Heritage Foundation, Washington, D.C., Dec. 2022-Present** ***Distinguished Fellow*, Office of the Executive Vice President**

Responsible for developing policy, preparing policy papers and articles, testifying in Congress, and speaking to the media. Policy focus includes transition planning for future conservative administration; transportation issues, including fuel economy regulation; environmental regulations, including emissions controls for motor vehicles; immigration; impeachment matters; law enforcement, including proposals for reform of the FBI and the Department of Justice; issues of executive authority; and other matters.

#### **U.S. Department of Transportation, Washington, D.C., Nov. 2017-Jan. 2021**

***General Counsel*** (appointed by the President with Senate confirmation, Nov. 2017)

***Acting Secretary of Transportation***, Jan. 12-20, 2021 (pursuant to DOT succession order)

***Acting Deputy Secretary***, Sept. 2019-Dec. 2019; and ***performed the functions and duties of Deputy Secretary***, Sept. 2019-Jan. 2021 (pursuant to Presidential designation)

***Chief legal officer*** for Federal department with 55,000 employees and annual budget of \$87 billion (\$120 billion in FY 2020 with additional COVID funding under the CARES Act). Exercised final authority over all legal questions for DOT; managed all functions of the Office of the General Counsel; and supervised a Departmental legal staff of 500+ attorneys across all DOT offices and operating administrations. Responsibilities covered safety regulation, enforcement, litigation, oversight and FOIA, legislation, grant-making and loan authority, appropriations and budget law, environmental law and NEPA, labor and employment matters, contracts, ethics, civil rights, aviation competition, economic licensing of air carriers, and consumer protection. ***Granted TS/SCI security clearance.***

As DOT's ***Regulatory Policy Officer***, led the Department's efforts at regulatory and enforcement policy reforms, ensuring due process in enforcement actions and achieving \$98 billion in regulatory cost savings for the U.S. economy.

As a ***core member of the Secretary of Transportation's senior leadership team, functioning as Deputy Secretary, and serving as Acting Secretary***, participated in managing all aspects of DOT's authority over the Nation's transportation systems and energy pipelines and all significant policy decisions, including:

Infrastructure grants and loans; economic licensing and consumer protection regulation of aviation; international transportation matters; aviation safety; commercial space licensing; Federal financial support for airports; highway safety; Federal support for highway construction and maintenance projects; commercial trucking and bus safety and grant programs; safety of America's freight and passenger railroads and support and oversight of Amtrak; Federal support of State and local transit systems; Federal support of the U.S.-flagged merchant marine industry; licensing of offshore LNG terminals; motor vehicle safety; vehicle fuel economy standards;

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Federal support for first responders; safety of pipelines and hazmat transport; safety approval of LNG export facilities; and operations of the St. Lawrence Seaway.

Served as *Chairman of the Board of Directors of the Union Station Redevelopment Corporation* and *Member of the FAA's Management Advisory Council* (Sept. 2019-Jan. 2021).

Received the Secretary's 2020 *Distinguished Service Award* for leadership in all aspects of DOT's response to the COVID-19 national public health emergency.

**Dechert LLP, Washington, D.C., 2009-Nov. 2017**

*Litigation Partner, Antitrust/Competition Group*

Practice included all aspects of antitrust, including government enforcement, merger reviews, and private litigation; other regulatory enforcement matters; administrative law and judicial review of agency actions; Supreme Court cases and appellate litigation; constitutional issues; general commercial litigation; data privacy and national security law.

*See attachment for significant representations.*

**U.S. Department of Justice, Washington, D.C., 2004-2009**

*Acting Assistant Attorney General and Principal Deputy AAG, Office of Legal Counsel*

Served as senior appointed official in charge of the Office of Legal Counsel ("OLC"). Nominated by the President to be Assistant Attorney General. As head of OLC, advised the President, the Attorney General, and the heads of executive departments and agencies of the Federal government on significant questions of constitutional, statutory, and administrative law and treaty interpretation; represented the Justice Department and the Executive Branch before Congress. *Held TS/SCI security clearance.*

*Awards received during DOJ service:* Edmund J. Randolph Award for outstanding service to the Department of Justice; Secretary of Defense Medal for Outstanding Public Service; National Security Agency's Intelligence Under Law Award; Director of National Intelligence's 2007 Intelligence Community Legal Award (Team of the Year for FISA Modernization); Criminal Division's Award for Outstanding Law Enforcement Partnerships

**Kirkland & Ellis LLP, Washington, D.C., 1993-2004**

*Litigation Partner* (1994-2004); *Associate* (1993-1994)

Practice included all aspects of antitrust, including government enforcement, merger reviews, and private litigation; securities law, including litigation and regulatory compliance; other regulatory enforcement matters; administrative law and judicial review of agency actions; Supreme Court cases and appellate litigation; trademark litigation; constitutional issues; and general commercial litigation. Named one of Top 40 Lawyers Under 40 by *Washingtonian* magazine (1998).

*See attachment for significant representations.*

**Justice Clarence Thomas, Supreme Court of the United States**

*Law Clerk, 1992-1993*

**Steven G. Bradbury**

**U.S. Department of Justice**, Washington, D.C., 1991-1992  
*Attorney-Adviser*, Office of Legal Counsel

**Judge James L. Buckley**, U.S. Court of Appeals for the D.C. Circuit  
*Law Clerk*, 1990-1991

**Covington & Burling**, Washington, D.C.  
*Associate*, 1988-1990

Gained substantial Federal trial and appellate court experience. Represented Missouri and Washington State in defending suits brought by hospitals and nursing homes seeking additional Medicaid reimbursements. Represented policyholders and *amici* in suits seeking insurance coverage for environmental liabilities.

**Davis Polk & Wardwell**, New York, N.Y.  
*Legal Assistant*, 1983-1985

**Avon Books, a Division of Hearst Corporation**, New York, N.Y., 1981-1983  
*Assistant Editor* (1982-1983); *Editorial Assistant* (1981-1982)

### **Education**

**University of Michigan Law School**, Ann Arbor, Michigan  
J.D., *magna cum laude*, May 1988. Order of the Coif.

Article Editor, *Michigan Law Review*.

Dean's 1987-1988 Law Review Award for outstanding contribution to the *Review*.

Note, *Corporate Auctions and Directors' Fiduciary Duties: A Third-Generation Business Judgment Rule*, 87 Mich. L. Rev. 276 (1988).

Book Awards: Administrative Law, Civil Procedure II, Legal Process.

**Stanford University**, Stanford, California  
B.A., June 1980. Major in English.

Additional course work in history, politics, languages, and philosophy, including tutorial study in theory of knowledge at Lincoln College, Oxford University.

### **Bar and Court Memberships**

District of Columbia Bar; Supreme Court of the United States; U.S. District Court for the District of Columbia; U.S. Courts of Appeals for D.C., First, Second, Fourth, Fifth, Sixth, and Seventh Circuits

### **Personal**

Born and raised, Portland, Oregon. Married. Three grown children.

## **Significant Representations in Private Practice**

### **Kirkland & Ellis LLP:**

- ▶ Lead counsel to Morgan Stanley in defending dozens of consolidated securities class action suits involving the allocation of shares in high-tech IPOs — *In re IPO Securities Litigation* (S.D.N.Y.) — and related litigation in various other courts.
- ▶ Lead counsel to Morgan Stanley in SEC and FINRA (then NASD) investigations of IPO allocation practices.
- ▶ Lead counsel to Morgan Stanley in successfully obtaining dismissal of antitrust class action relating to the allocation of shares in IPOs — *In re IPO Antitrust Litigation* (S.D.N.Y.).
- ▶ Lead antitrust and regulatory counsel to GTE Corporation in its \$56 billion merger with Bell Atlantic to create Verizon.
- ▶ Lead counsel to Verizon Communications in successfully obtaining dismissal of antitrust class action against Bell companies relating to competition for local telephone service — *Twombly v. Bell Atlantic Corp.* (S.D.N.Y.).
- ▶ Lead antitrust counsel to United Air Lines in obtaining DOJ approval of code-share agreement with US Airways.
- ▶ Lead antitrust counsel to United Air Lines in proposed acquisition of US Airways (abandoned).
- ▶ Lead counsel to GTE before the Antitrust Division of the U.S. Department of Justice, the Federal Communications Commission (FCC), the Competition Directorate of the European Commission (EC), and D.D.C. in successfully challenging Internet aspects of MCI-WorldCom merger.
- ▶ Represented AOL in defending AOL-Time Warner merger before the EC's Competition Directorate.
- ▶ Represented Bell Atlantic and DSC Communications Corp. in \$3.5 billion monopolization suit against AT&T and Lucent Technologies (E.D. Texas).
- ▶ Represented Bell Atlantic and NYNEX in challenge to AT&T's \$19 billion acquisition of McCaw Communications (E.D.N.Y.).
- ▶ Represented Bell Atlantic in antitrust defense of \$23 billion acquisition of NYNEX.
- ▶ Handled jury trial and argued appeal in magazine trademark suit between Petersen Publishing Co. and Time, Inc. (S.D.N.Y. & 2d Cir.).
- ▶ Represented NFL football players in Supreme Court case addressing the non-statutory labor exemption to the antitrust laws — *Brown v. Pro Football, Inc.*, 518 U.S. 231 (1996).

**Dechert LLP:**

- ▶ Represented Takata Corporation in connection with investigations of airbag inflator ruptures by the National Highway Traffic Safety Administration (NHTSA), Congress, and other entities, and in related civil litigation.
- ▶ Represented Verizon in connection with wireless data roaming rate cases before the FCC.
- ▶ Represented American Airlines, Inc., in Department of Transportation rulemaking proceedings on competition and consumer protection issues and in international route authorization proceedings.
- ▶ Represented major media company in connection with Department of Justice and FCC antitrust review of the proposed merger of Comcast Corporation and Time Warner Cable, Inc., and the merger of Charter Communications and Time Warner Cable.
- ▶ Represented US Airways Group in defending merger with AMR Corp. (American Airlines) against antitrust challenge by the Justice Department and several States — *United States v. US Airways Group & AMR Corp.* (D.D.C.).
- ▶ Represented Polypore International, Inc., in appeal from Federal Trade Commission (FTC) antitrust order requiring divestiture of assets acquired from Microporous Products LP — *Polypore International, Inc. v. FTC* (11th Cir. and U.S. Sup. Ct.).
- ▶ Represented Turing Pharmaceuticals in Congressional investigation of drug pricing practices.
- ▶ Represented various financial industry associations and companies, including as *amici*, in judicial challenges to agency rulemakings under the Dodd-Frank Act.
- ▶ Represented U.S. Chamber of Commerce and Investment Company Institute as *amici* in support of MetLife, Inc.’s challenge to its designation as “too big to fail” by the Financial Stability Oversight Council under the Dodd-Frank Act.
- ▶ Represented U.S. Chamber of Commerce and National Association of Manufacturers as *amici* in various appellate cases before the Supreme Court and U.S. courts of appeals.
- ▶ Represented the American Intellectual Property Law Association as *amicus* before the Supreme Court in *FTC v. Actavis, Inc.* (U.S. Sup. Ct. 2013), concerning antitrust analysis of “reverse payment” patent settlements.
- ▶ Represented 215 economists as *amici* in appellate challenge to the Federal health care reform law (11th Cir. and U.S. Sup. Ct.).
- ▶ Represented Dean Foods Company in defending litigation brought by the Antitrust Division of the Justice Department and the States of Wisconsin, Illinois, and Michigan challenging Dean Foods’ acquisition of milk processing plants — *United States v. Dean Foods Co.* (E.D. Wis.).