

Instructions for nominees: The Senate Committee on Commerce, Science, and Transportation asks you to provide typed answers to each of the following questions. It is requested that the nominee type the question in full before each response. Do not leave any questions blank. Type "None" or "Not Applicable" if a question does not apply to the nominee. Return printed answers to Committee. Begin each section (i.e., "A", "B", etc.) on a new sheet of paper.

A. BIOGRAPHICAL INFORMATION AND QUALIFICATIONS

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

Rebecca Joy Kelly Slaughter
Maiden name: Rebecca Joy Kelly
Nickname: Becca


2. Position to which nominated:

Commissioner, Federal Trade Commission

3. Date of Nomination:

April 9, 2018

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


Office: United States Capitol, Office of the Democratic Leader, S-211,
Washington DC 20510

5. Date and Place of Birth:

August 6, 1981, New York, NY

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

Spouse: Justin Slaughter, Partner (non-equity) at Mercury Strategies LLC

Children: [REDACTED]

7. List all college and graduate degrees. Provide year and school attended.

B.A. Yale College 2003

J.D. Yale Law School 2008

8. List all post-undergraduate employment, and highlight all management-level jobs held and any non-managerial jobs that relate to the position for which you are nominated.

Office of Senator Charles Schumer, Democratic Leader (2009-present, 2005-2006).

I have served several roles in Senator Schumer's office, starting as a law clerk and then Professional Staff Member (2005-2006), then returning as a counsel (2009-2011), then becoming Senior Counsel (2011-2014) and finally Chief Counsel (2014-present). In this capacity, I have managed a policy portfolio focusing on legal, technology, and regulatory policy in the areas of FTC jurisdiction, including antitrust, consumer protection, privacy and technology. As Chief Counsel, I have also managed our small team of attorneys handling areas within the jurisdiction of the Judiciary Committee.

Sidley Austin, Associate (2008-2009), Summer Associate (2007).

Davis Polk & Wardwell, Summer Associate (2006).

Manhattan District Attorney's Office, Appeals Bureau Paralegal (2003-2004).

9. Attach a copy of your 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, within the last ten years.

None.

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 within the last ten years.

None.

12. Please list each membership you have had during the past ten years or currently hold with any civic, social, charitable, educational, political, professional, fraternal, benevolent or religious organization, private club, or other membership organization. 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 handicap.

- NY State Bar Association – Member 2010-2011, currently inactive
- Carderock Springs Swim and Tennis Club – Member, Summer 2017.
- Senate Employees Child Care Center (SECCC) – Member 2011-present.
- *Yale Law Journal*, Board Member (*The Pocket Part Committee*, 2007-2008)
- The Andrew Morehouse Trust – Regular Member 2004-present, Board member 2004-2016.

None of these groups restrict membership on the basis of sex, race, color, religion, national origin, age, or handicap.

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.

No.

14. Itemize all political contributions to any individual, campaign organization, political party, political action committee, or similar entity of \$500 or more for the past ten years. Also list all offices you have held with, and services rendered to, a state or national political party or election committee during the same period.

None.

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

George A. Schrader, Jr. Prize for Excellence in the Humanities, 2003
Association of Yale Alumni Community Service Summer Fellowship, 2000

16. Please list each book, article, column, or publication you have authored, individually or with others. Also list any speeches that you have given on topics relevant to the position for which you have been nominated. Do not attach copies of these publications unless otherwise instructed.

I have spoken several times – most recently in 2016 – on panels at the annual ChIPs Women in IP Conference on the topic of emerging issues in law and technology policy.

I spoke on a panel titled Women in Politics at the Brearley School's alumnae weekend in May 2017.

Note, *Defensive Shootings and Error Risk: A Collateral Cost of Changing Gun Laws?*, 26 YALE L. & POL'Y REV. 567 (2008)

17. 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 and subject matter of each testimony.

None.

18. Given the current mission, major programs, and major operational objectives of the department/agency 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 have spent most of the last decade working for Senator Schumer on oversight of the Federal Trade Commission and policy matters within the jurisdiction of the FTC, including antitrust and consumer protection issues. In this capacity, I have become very familiar with the responsibilities of the FTC and have worked closely with the Commission.

I am honored to be considered for the position of FTC Commissioner, because I believe firmly in its mission of protecting consumers and promoting competition. The issues under the jurisdiction of the Commission are critically important for American consumers and businesses. I would welcome the opportunity to work with the other Commissioners, in both the majority and the minority, as well as the talented staff at the agency and members of this Committee and this body to help protect the American consumer and promote healthy and fair competition in the markets.

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

I believe every Commissioner has a duty to study carefully the statutorily delegated responsibilities of the Commission and to ensure that all actions the Commission undertakes are consistent with that delegation and with the responsible stewardship of taxpayer dollars.

While I have not myself managed a large organization, I have been involved in oversight of the management of large federal agencies for nearly ten years. That oversight work has included the Congressional review of agency spending and agency budget requests, as well as reports of management concerns at different agencies.

20. What do you believe to be the top three challenges facing the department/agency, and why?

One challenge facing the Commission is ensuring that enforcement efforts keep pace with emerging technologies. This challenge sounds across the full range of the FTC's mission, from competition to consumer protection. One specific example is in the area of unwanted spam phone calls, where technological innovations have allowed scam artists and unscrupulous businesses to evade the restrictions of the Do Not Call list. Privacy and data security enforcement also pose new technological challenges to the Commission. It is important for the Commission to adapt enforcement efforts to these new technologies while operating within the bounds of its statutorily mandated authority.

A second challenge facing the Commission is effectively coordinating its enforcement efforts with other federal agencies that share jurisdiction for some of the issues within the Commission's authority, including the CFPB, the FCC and the DOJ.

Finally, a third challenge for the Commission is ensuring consumers know what FTC resources are available to them. Educating consumers and businesses about the FTC's mission and its resources should remain a top priority.

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.

None.

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.

In connection with the nomination process, I have consulted with the U.S. Office of Government Ethics and the Federal Trade Commission's Designated Agency Ethics Official to identify potential conflicts of interest. If confirmed, any potential conflicts of interest will be resolved in accordance with the terms of the ethics agreement that I have entered into with the Commission's Designated Agency Ethics Official. I am not aware of any other potential conflicts of interest.

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.

In connection with the nomination process, I have consulted with the U.S. Office of Government Ethics and the Federal Trade Commission's Designated Agency Ethics Official to identify potential conflicts of interest. If confirmed, any potential conflicts of interest will be resolved in accordance with the terms of the ethics agreement that I have entered into with the Commission's Designated Agency Ethics Official. I am not aware of any other potential conflicts of interest.

5. Describe any activity during the past ten years 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.

As an employee of Senator Schumer, my professional responsibilities have included work within the jurisdiction of the Judiciary and Commerce Committees on the drafting, negotiating, and passage of legislation, as well as oversight of federal agencies.

6. Explain how you will resolve any potential conflict of interest, including any that may be disclosed by your responses to the above items.

In connection with the nomination process, I have consulted with the U.S. Office of Government Ethics and the Federal Trade Commission's Designated Agency Ethics Official to identify potential conflicts of interest. If confirmed, any potential conflicts of interest will be resolved in accordance with the terms of the ethics agreement that I have entered into with the Commission's Designated Agency Ethics Official. I am not aware of any other potential conflicts of interest.

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, professional association, disciplinary committee, or other professional group? If yes:
 - a. Provide the name of 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.

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

No.

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.

No.

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.

No.

5. Have you ever been accused, formally or informally, of 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 COMMITTEE

1. Will you ensure that your department/agency complies with deadlines for information set by congressional committees?

If confirmed, I would work diligently with my fellow Commissioners to do so.

2. Will you ensure that your department/agency does whatever it can to protect congressional witnesses and whistle blowers from reprisal for their testimony and disclosures?

If confirmed, I would work diligently with my fellow Commissioners to do so.

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.

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.

(Nominee is to include this signed affidavit along with answers to the above questions.)

F. Affidavit

REBECCA SLAUGHTER being duly sworn, hereby states that he/she has read and signed the foregoing Statement on Biographical and Financial Information and that the information provided therein is, to the best of his/her knowledge, current, accurate, and complete.

Rebecca Slaughter
Signature of Nominee

Subscribed and sworn before me this 10th day of April, 2018.

Consuella R. Goosby
Notary Public

CONSUELLA R. GOOSBY
NOTARY PUBLIC DISTRICT OF COLUMBIA
My Commission Expires October 14, 2019



REBECCA JOY KELLY SLAUGHTER

EXPERIENCE

OFFICE OF SENATOR CHARLES SCHUMER, DEMOCRATIC LEADER, Washington, D.C.

Chief Counsel June 2014-present
Senior Counsel June 2011-June 2014
Counsel May 2009-June 2011
Professional Staff Member May 2005-May 2006

Provide strategic advice and directly engage on behalf of the Democratic Leader with other Senators, as well as companies, stakeholders and constituents on portfolio of issues, including antitrust, privacy, consumer affairs, intellectual property, telecommunications, technology, national security, bankruptcy, nominations and oversight. Assist Leader with caucus strategy and preparation of legislation, statements, questions, and speeches on those topics, and coordinate with relevant government agencies, including FTC, DOJ, FCC, and the White House. Manage team of attorneys, clerks, and assistants.

Significant projects include: congressional reviews of mergers and antitrust investigations, such as American Airlines merger with U.S. Airways, AT&T attempts to acquire T-Mobile and Time Warner, Comcast acquisition of NBCU, e-books litigation, and FTC investigation into Google; elements of the "Better Deal" Democratic economic agenda, including proposals on antitrust and broadband expansion; congressional responses on net neutrality, broadband privacy, and other FCC regulations; passage into law of the Moran-Schumer BOTS Act of 2016, which provides FTC authority over deceptive ticket scalping techniques; advocacy for FTC investigations of privacy policies for consumer products such as smart TVs or home DNA kits; patent reform, including the Schumer-Kyl business method patents provision in the America Invents Act of 2011, and negotiation of a Schumer-Cornyn compromise bill; PATRIOT Act and FISA Amendments Act reauthorizations; confirmations of all Supreme Court Justices since 2005.

SIDLEY AUSTIN, Washington, D.C.

Associate (Civil, Criminal, and Constitutional Litigation) September 2008-May 2009
Summer Associate Summer 2007

Conducted legal research, prepared memoranda, and assisted with witness preparation and document review in connection with various litigation matters, including regulatory investigation of a public accounting firm. Wrote briefs and helped craft litigation strategy for an international development organization. Researched and drafted article on mass tort class action settlements.

DAVIS POLK & WARDWELL, New York, N.Y.

Summer 2006

Summer Associate. Researched legal issues in a variety of matters, including post-verdict motions in a white-collar criminal case, an internal investigation of securities fraud, and a pro bono prisoner's rights settlement.

MANHATTAN DISTRICT ATTORNEY'S OFFICE, New York, N.Y.

May 2003-August 2004

Paralegal, Appeals Bureau. Provided support to Assistant District Attorneys in case research as well as brief drafting and filing. Coordinated Appeals Bureau Pro Bono Program.

EDUCATION

YALE LAW SCHOOL, New Haven, Connecticut. J.D. 2008.

Activities: *Yale Law Journal*, Editor (2006-2007), Board Member (*The Pocket Part Committee*, 2007-2008)
Head Teaching Assistant for Professor Akhil Amar (Constitutional Law)

YALE COLLEGE, New Haven, Connecticut. B.A. with distinction in Anthropology, 2003.

Honors: *magna cum laude*; George A. Schrader, Jr. Prize for Excellence in the Humanities

SKILLS/INTERESTS

TS clearance. Studied French, Spanish and Kiswahili. Enjoy crossword puzzles, travel, running and the outdoors.