

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): Leon “Lynn” Acton Westmoreland, Jr.
2. Position to which nominated: Amtrak Board
3. Date of Nomination: October 5, 2017
4. Address (List current place of residence and office addresses):

Residence: [REDACTED]
Office: PO Box 73053 Marietta, Georgia 30007

5. Date and Place of Birth: Atlanta, Georgia
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: Joan Eskew Westmoreland, not employed.
Children: Heather Smith (46 years old), Leon A. Westmoreland, III (45 years old), Marcy Sakrison (42 years old).

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

No college or graduate degrees. Attended Georgia State University for one year in 1969, no degree awarded.

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.

- Principal, Westmoreland Strategies LLC (2017-present)
 - I manage my own firm providing strategic consulting services to clients.
 - I do not provide services to any client that has a relationship to the railroad industry.
- Member, U.S. House of Representatives for District GA-03 (2006-2017).
 - During my time in Congress, I served on the Transportation and Infrastructure Committee, including chairing a subcommittee dealing with railroads.
- State Representative for District 104 and 86, Georgia House of Representatives (1993-2005).
- Self-employed, LAW Builders (1982-2005).
 - I managed an extensive homebuilding business for this period of time.

9. Attach a copy of your resume.

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.

No additional service other than that listed above.

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.

- Sole member of Westmoreland Strategies, LLC, which provides consulting services to for a variety of business interests unrelated to the railroad industry.
- NRCC as Board member through 2016.

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.

- Leadership Team (Deacon) at Orchard Hills Baptist Church, 2011-2016.
- Member, Orchard Hills Baptist Church, 2011-present (Orchard Hills Baptist Church limits membership to individuals affirming the statement of faith of the church).
- Capitol Hill Club member, 2006-present.
- Christian City Advisory Board.
- Joseph Sams School Advisory Board.

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.

Yes, U.S. House of Representatives for GA-03 and the Georgia House of Representatives for districts 104 and 86. None of past campaigns carry any debt and I am not personally liable for any of it.

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.

I have not contributed any personal funds to any to any individual, campaign organization, political party, political action committee, or similar entity of \$500 or more in the past ten years.

I served on the NRCC Board through 2016.

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

I have not received any recognitions in this category.

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 not authored any books or publications. I have authored a number of articles and columns. The ones I can locate and recall are listed below:

- a. Editorial: *How did Obama's massive surveillance state fail to defend Americans against Russia?*, The Hill, May 27, 2017.
- b. Editorial: *Are American airports really 'third world' in quality?*, The Hill, May 20, 2017.
- c. Editorial: *Congress should stand for consumers and repeal the Durbin Amendment*, The Hill, April 30, 2017.
- d. Editorial: *Congress should stop the unconstitutional effort to ban online gambling*, The Hill, April 18, 2017.
- e. Editorial: *Edward Snowden's Gambit*, Washington Times, September 20, 2016.
- f. Editorial: *Viewpoint: MetLife ruling a devastating blow to Dodd-Frank bureaucratic nightmare*, Atlanta Business Chronicle, March 31, 2016.
- g. Editorial: Guest column on state of politics in Washington, Atlanta Journal-Constitution, October 3, 2013.
- h. Editorial: Guest column on status of the Voting Rights Act, Atlanta Journal-Constitution, March 7, 2013.
- i. Editorial written with Tom Price: Guest column on gas prices, Atlanta Journal-Constitution, April 25, 2012.
- j. Editorial: *Power the nation with American-made energy*, Newnan Times-Herald, April 12, 2012.
- k. Editorial: Guest column on Dodd-Frank and CFPB, Atlanta Journal-Constitution, December 22, 2011.
- l. Editorial: *Costly earmark undercuts fighter*, Atlanta Journal-Constitution, May 4, 2010.

- m. Editorial: *'Ticks' sucking taxpayers dry*, Columbus Ledger-Enquirer, May 2, 2010.
- n. Editorial: *A patriotic duty doable in 10 minutes*, Atlanta Journal-Constitution, March 7, 2010.
- o. Editorial: *Congress needs to fix the Voting Rights Act*, Rock Hill Herald, July 1, 2009.
- p. Editorial: *Package hasn't stopped the slide*, Atlanta Journal-Constitution, June 28, 2009.
- q. Editorial: *Congress can fix its mistakes on Voting Rights Act*, Columbus Ledger-Enquirer, June 28, 2009.
- r. Editorial: *Fiscal sanity dies in Obama budget*, Atlanta Journal-Constitution, April 9, 2009.
- s. Editorial: *Dogfighting penalty best handled by states*, Atlanta Journal-Constitution, September 6, 2007.
- t. Editorial: *The Emmett Till Act: New funds unneeded for 'cold' civil rights murders*, Atlanta Journal-Constitution, June 22, 2007.
- u. Editorial: *Our present strategy in Iraq has failed to halt the escalation of violence*, Columbus Ledger-Enquirer, March 4, 2007.
- v. Editorial: *Voting Rights Act Renewal*, Atlanta Journal-Constitution, May 29, 2006.
- w. Editorial: *Our economy hums because of tax cuts*, Atlanta Journal-Constitution, December 14, 2005.
- x. Editorial: *Storm victims will get housing, not heave-ho*, Atlanta Journal-Constitution, November 21, 2005.
- y. Editorial: *Prosecutor set sights on DeLay*, Atlanta Journal-Constitution, September 30, 2005.
- z. Editorial: *Flag protection amendment what Americans, states want*, Atlanta Journal-Constitution, July 4, 2005.
- aa. Editorial: *Who should decide Terri Schiavo's fate? Take opportunity to show we value the sanctity of life*, Atlanta Journal-Constitution, March 22, 2005.
- bb. Editorial: *Fairer district lines will serve all Georgians*, Atlanta Journal-Constitution, February 11, 2005.
- cc. Editorial: *Equal Time: Bill Recognizes Religious Values' Influence*, Atlanta Journal-Constitution, February 19, 2004.
- dd. Editorial: *Other Opinion: Don't Raise Taxes; Rein in Spending*, Atlanta Journal-Constitution, March 30, 2003.

I gave speeches on a number of topics during my time in Congress that are contained in the Congressional Record. I do not have records of any other speeches that I gave to other groups.

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.

I have not testified before a Congressional committee in any capacity.

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?

While serving in Congress, I learned a great deal about the railroad industry and the needs of the transportation sector serving on the Transportation and Infrastructure Committee and its Railroad Subcommittee. In addition, my own history managing a business gives me a unique perspective on the needs of Amtrak and how it can best be directed going forward. I believe I can be of great assistance to the staff at Amtrak and provide helpful feedback.

My wife and I regularly rode Amtrak from Atlanta to DC when I began my service in Congress, so I have a personal connection to the service that others are unlikely to have.

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?

Boards for large organization do not exist to run the organization itself. The executives are experienced and handle day-to-day operations. The board, particularly for Amtrak, functions as a key check on the executives. Not only does the board have a role in picking the right executives and reviewing their performance, but the board must also carefully monitor and assess the internal controls in use at an organization like Amtrak.

My time engaging in Congressional oversight of government agencies has given me experience reviewing what is happening inside complex institutions. I also chaired the oversight subcommittee for the National Security Agency, which is also a complex organization. In addition, having run my own businesses before and after my time in Congress, I know how to review the types of reports that the Amtrak Board will need to review.

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

First, Amtrak faces a long-term challenge encouraging individuals to choose its service over other competing methods of transportation. With the rise of ride-sharing and the potential of its use for longer trips, Amtrak has to think strategically about getting Americans to choose what may seem to be a slower method of transportation than they would like. Amtrak has to educate Americans about the advantages of rail service and the benefits that using those services offer.

Second, Amtrak must continue to address questions of security and safety. As a target of potential terrorist attacks, the security of Amtrak trains and facilities is a continuing need. In addition, derailments due to operator error not only cause loss of life and economic losses—they also undermine the mission of persuading individuals to choose rail over other transportation methods.

Third, Amtrak must continue building out the high-speed rail plans it currently has. If Amtrak is to remain competitive, it must have options that go beyond standard rail service. The Acela has been successful in part because of its time-saving design, although even that option needs improvement.

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.
 - Westmoreland Strategies, LLC, I am the sole owner of this business and provide strategic advice to businesses who wish to interact with the federal government or State of Georgia. My income consists of monthly consulting fees and no clients are related to the railroad industry.
 - I am a beneficiary of the Federal Employee Retirement System.
 - I am a beneficiary of a defined benefit plan of the Georgia Legislative Retirement System. I am not aware of any financial holdings of the system.

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.
 - I will continue to operate Westmoreland Strategies LLC, but will refrain from working for any client that works in the railroad industry or has a business arrangement with Amtrak.

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.

None.

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.

None.

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 a member of Congress, I regularly voted on legislation and made recommendations about policy. I have not worked as a lobbyist in the state of Georgia or in any capacity with the federal government and thus have not attempted to directly or indirectly influence any of these processes.

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

I have no conflicts of interest, but will refuse contracts with any entity or individual that would create a conflict and will immediately terminate any agreements that would cause a conflict if a conflict arose.

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.

I have been a defendant in two lawsuits related to my homebuilding business. Both were civil cases filed in Fayette County, Georgia in the late 1980s. I do not have any records related to the cases. Both cases were filed by homeowners alleging there were problems with the houses I built. I contested both cases, but ultimately both were settled out of court prior to any substantial discovery. In one case I was represented by Buck Murphy. I do not recall who represented me in the other case.

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.

I am not aware of any additional information that should be disclosed.

D. RELATIONSHIP WITH COMMITTEE

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

Yes.

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?

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.

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.

Lynn A. Westmoreland

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

F. Affidavit

Lynn A. Westmoreland, 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.

Lynn A. Westmoreland
Signature of Nominee

Subscribed and sworn before me this 20th day of Oct, 20 17.

Bryan P. Tyson
Notary Public



LYNN A. WESTMORELAND

EXPERIENCE

WESTMORELAND STRATEGIES, Grantville, Georgia (January 2017 to the present)

Principal and Sole Member

Provides strategic consulting for clients wishing to interact with state and federal governments.

U.S. HOUSE OF REPRESENTATIVES, Washington, DC (January 2005 to January 2017)

Member

Represented the Third Congressional District.

Served on Transportation and Infrastructure Committee, including chairing Railroad Subcommittee

Served on Permanent Select Committee on Intelligence, including chairing NSA Oversight Subcommittee

Served on Financial Services Committee

Appointed to House Select Committee on the Events Surrounding the 2012 Terrorist Attack in Benghazi

GEORGIA HOUSE OF REPRESENTATIVES, Atlanta, Georgia (January 1993 to April 2004)

Member, Districts 104 and 86.

Served as House Minority Leader beginning in January 2001.

LAW BUILDERS, Newnan, Georgia (1982 to January 2005)

Owner

Worked as specialty homebuilder primarily south of Atlanta.

CREST HOMES, Fayetteville, Georgia (1976 to 1982)

Vice President, Construction

Oversaw residential construction.

LAWRENCE AND COMPANY, Fayetteville, Georgia (1972 to 1976)

Worked on commercial construction projects.

DELTA AIR LINES, Atlanta, Georgia (1969 to 1972)

Ramp Service Agent

Worked on loading baggage and other service to customers.

EDUCATION

- Graduate of Therrell High School, Atlanta, Georgia, 1968.
- Attended Georgia State University, Atlanta, Georgia 1969.