



# Capitol Assets

## Newsletter of the Capitol Hill Chapter Of the Federal Bar Association

January 2002

### **Diane Wolf nominated for Chapter Vice President**

*Please return the accompanying ballot by 8 February.*

The Chapter is pleased to announce that **Diane Wolf** has been nominated as Vice President of the Chapter. Diane is currently on the Advisory Board of the Capitol Preservation Commission. She is a member of the Acquisitions Committee of the Library of Congress; The Thyroid Foundation of America, Tri-State Chapter Board of Directors; and the Cardinal's International Board for the Baltimore Basilica of the Assumption Historic Trust.

In 1991 Diane created and worked with Generals Colin Powell and Norman Schwarzkopf to implement "Operation Desert Fax", a wartime messaging program that sped by fax, free of charge, more than 1.5 million family messages to troops deployed in Operation Desert Storm. President Reagan appointed Diane as a member of the United States Commission of Fine Arts, where she served from 1985-1990. She is a graduate of Georgetown University Law Center and interned for Chief Judge Abner Mikva.

Diane is a new FBA and Chapter member very interested in helping the Chapter.

### **Message from the President**

*Chapter President Bruce Kasold*

September 11<sup>th</sup> will always be ingrained in our memories, and our thoughts and prayers go out to those who lost loved ones on that tragic day. The Federal Bar Association annual meeting, scheduled for shortly after the terrorist attack, was cancelled and most prospective attendees agreed to have their pre-paid attendance dues pooled and forwarded to the victims.

Less than a month after the attacks, I assumed the chapter presidency from Melissa Mueller, who spearheaded a terrific program, as evidenced by the reports in this newsletter. A few days later, the congressional offices were hit with the anthrax letters. With so much effort focused on our national and local

*continued on page 6*

### **Meet the New President- Elect**

The Chapter is pleased to announce that **William Van Horne** was nominated and elected as President-Elect. Bill has recently become actively involved with the FBA and the Chapter. He is currently Legislative Assistant to Congressman Benjamin Cardin (D-MD) and last year represented the House on the Council. Bill continues to serve as the Chapter's liaison to the FBA's Young Lawyers Division. Bill was admitted to the Maryland and D.C. bars in 2000. Bill previously served as a legislative counsel for the Maryland House and Senate Judiciary Committees of the General Assembly in Annapolis. Bill will become Chapter President in October 2002.

### **INSIDE THIS ISSUE**

- 2** Highlights of the 2001 Program Year
- 3** Calendar of Upcoming Events
- 3** Annual Meeting
- 4** Chapter Officers and Council Members
- 5** Recent programs

## Highlights of the 2001 Program Year

### Feb—Death Penalty Appeals in the Federal Courts

On February 8, 2001, the Chapter presented a program on **Computer Technology, DNA Evidence and Death Penalty Appeals in the Federal Courts**. The lunchtime program was held in the Judicial Conference Center of the Thurgood Marshall Federal Judiciary Building and featured **Cynthia Rapp**, a staff attorney with the Office of the Clerk, U.S. Supreme Court, and **Christopher Asplen**, Executive Director of the National Commission on the Future of DNA Evidence, National Institute of Justice, U.S. Department of Justice. Both speakers participated in a question and answer session.

Ms. Rapp, a reserve Army JAG office with prosecution and defense experience, described how appeals in capital cases with a scheduled execution date are filed and managed in the U.S. Supreme Court, and how changes in federal law and procedure have affected the Court's handling of such cases. She also commented on how advancements in technology have affected, and are continuing to affect, the capital appeals process in the federal courts.

Mr. Asplen, an Assistant U.S. Attorney on detail to the National Commission on the Future of DNA Evidence, outlined the ethical, social, and legal issues arising in criminal cases as a result of advances in DNA analysis. He discussed how DNA evidence is used in federal capital cases and talked about issues that may be on the horizon.

### March—David Broder

Washington Post political columnist **David Broder** addressed the Chapter on March 13, 2001 in the elegant Ways and Means Committee Room on the House side of the U.S. Capitol. Mr. Broder has previously spoken to the Chapter on the political landscape on the Hill, and his views were again welcomed.

Mr. Broder was awarded the Pulitzer Prize in May 1973 for distinguished commentary and has been named "Best Newspaper Political Reporter" by Washington Journalism Review. He won the 1997 William Allen White Foundation's award for distinguished achievement in journalism and, in the same year, was given the National Society of Newspaper Columnists Lifetime Achievement Award. In 1997, he was also named among the 25 most influential Washington journalists by National Journal and among the capital city's top 50 journalists by Washingtonian magazine, a list he has appeared on since 1973. Mr. Broder is a regular commentator on CNN's "Inside Politics" and

makes regular appearances on NBC's "Meet the Press" and "Washington Week in Review."

### April—Rep. Ben Cardin

Member of Congress **Benjamin Cardin** (D-MD) addressed the Chapter on April 3, 2001, at a luncheon program in the Ways and Means Committee Room in the U.S. Capitol. Mr. Cardin has represented his district from the Baltimore area since 1987. He currently serves on the Ways and Means Committee and is the Ranking Minority Member of the Human Resources Subcommittee. Mr. Cardin participated in a wide-ranging question and answer session, including topics involving health care and social welfare policy. He recently authored legislation to provide Medicare prescription drug benefits for chronic illnesses and has introduced measures to improve welfare-to-work programs and increase the childcare tax credit. Rep. Cardin serves as Assistant Democratic Whip and is a Commissioner of the Committee on Security and Cooperation in Europe (the Helsinki Commission). He is a 1967 graduate of the University of Maryland law school and served in the Maryland House of Delegates, including as Speaker. Rep. Cardin's Legislative Assistant, Bill Van Horne, is President-Elect of the Chapter (see announcement on page 1).

### May—Supreme Court luncheon

**Justice John Paul Stevens** was the Chapter's guest of honor at the annual spring luncheon at the Supreme Court of the United States on May 16. Justice Stevens, a native of Chicago, attended college at the University of Chicago and received his law degree from Northwestern University. Justice Stevens served in the Navy during WWII and was a law clerk to Justice Rutledge during the 1947 term. Inquiring about the membership of the Chapter, Justice Stevens noted that he too has experience in the legislative branch. The Justice served in the early 1950's as Associate Counsel to the Subcommittee on the Study of Monopoly Power of the Judiciary Committee of the U.S. House of Representatives. Justice Stevens later served as a Judge of the U.S. Court of Appeals for the Seventh Circuit before President Ford nominated him for the Supreme Court. Following his confirmation, the Justice took his seat in December 1975. After the Chief Justice, Justice Stevens is the longest-serving member of the current Court. He graciously provided the audience with numerous insights from his personal experiences, not only about the practice of law before the U.S. Supreme Court, but from the Court itself as an institution.

Highlights continued on next page

## CALENDAR OF UPCOMING EVENTS

### SENATOR THAD COCHRAN

LUNCHEON PROGRAM

FEBRUARY 13, NOON-1:00

S-120, US Capitol, Announcement Being Sent

### BRIAN LAMB & C-SPAN

LUNCHEON PROGRAM & TOUR

FEBRUARY 20, NOON – 2:00 PM

Announcement Being Sent

### SOLICITOR GENERAL TED OLSON

LUNCHEON PROGRAM

MAY 22, NOON – 1:15 PM

Details To Be Announced.

The following events are also being planned:

### SPRING LUNCHEON AT THE U.S. SUPREME COURT

### ROBERT D. POLING SYMPOSIUM ON PROFESSIONAL RESPONSIBILITY

### ELECTRONIC DISCOVERY PROGRAM

Details To Be Announced

## Highlights of the 2001 Program Year (cont'd)

### June--Ethics Program

On June 21, the Chapter presented the fifth Robert D. Poling Symposium on Professional Responsibility for Government Attorneys at the Library of Congress. This half day CLE program continues to honor the memory of **Bob Poling**, who was actively involved with the Chapter and previous Chapter Ethics CLE programs before his untimely death in 1996. The symposium, moderated by Laura Richards of the Commodities Futures Trading Commission, offered practical tips and expert presentations by Joyce Peters, D.C. Bar Counsel, Jack Maskell of the Congressional Research Service, Pamela Bethel of O'Riordan & Bethel, and George Pruden II of the Court Services and Offender Supervision Agency.

## Chapter Members in the News

Immediate Past Chapter President **Melissa Mueller** is now Legislative Director for Rep. Richard Neal (D-MA). Melissa, along with displaced Members and staff from the House of Representatives, was temporarily housed in the General Accounting Office building during the recent anthrax incident on Capitol Hill.

**Doreen Feldman**, an Assistant General Counsel at the General Accounting Office, and former Chapter Secretary, is currently serving as Chair of the FBA's national Environment, Energy and Natural Resources Section.

Past Chapter President **Herb Dunn** continues to serve as FBA Vice President for the D.C. Circuit. Herb is also serving as a member of the National Chapter Activity Fund Board and has served in this capacity for several years. Herb is a senior attorney in the Office of General Counsel, U.S. General Accounting Office, and continues his active support of the Chapter.

## Annual Meeting at the U.S. Capitol featured GAO General Counsel

The Chapter held its annual meeting on Tuesday September 25, 2001, in the U.S. Capitol. The results of the annual election were announced. (At a subsequent Council meeting Officers and Council members were administered the oath of office by **Jackie Goff**, Past Chapter President and former FBA national President).

The Chapter's luncheon guest was the General Counsel of the General Accounting Office (GAO), **Tony Gamboa**. Mr. Gamboa had just recently been appointed GAO's top legal official after having served as the head of GAO's bid protest (procurement law) section and, before that, as the Army's top acquisition lawyer. He highlighted GAO's role as a legislative branch agency performing an oversight role for the Congress. He noted that GAO's statutory bid protest function is perhaps most well known in the legal community. However, Mr. Gamboa explained that most of GAO's 130-member legal office assists GAO's teams of analysts with the legal issues that frequently arise as a matter of course in GAO's evaluations and audits of federal agencies and programs. Indeed, GAO's work often involves statutory interpretation and the application of laws and regulations governing agencies, programs and requirements. Mr. Gamboa described not only how GAO handles congressional requests and issues products (most notably, GAO's blue cover reports), but also how GAO's legal office supports the agency's important mission of serving the Congress.

## GET INVOLVED WITH CHAPTER COMMITTEES!

The Chapter currently has several active committees:

- **Programs**
- **Professional Affairs**
- **Newsletter**
- **Membership**
- **Communications/Outreach**
- **Adopt-A-Law School**

If you would like to become involved in any of the activities of these committees, they are open to members and your participation is most welcome! Please contact any Chapter officer or council member for further information. We are particularly seeking assistance from Chapter members who may have had experience with establishing and maintaining Web sites and electronic mailing lists.

### **Community Outreach: DC High School Students**

The Criminal Law and Individual Rights Section of the D.C. Bar is seeking attorney volunteers for two community outreach projects targeted at DC high school students interested in the law. The first is the mentorship and adoption of the Archbishop Carroll High School in NE D.C. (in coordination with the D.C. Street Law Project of Georgetown University Law Center). Volunteers are needed to give occasional guest lectures on law-related topics; guide a law-related field trip (perhaps at your agency); and assist high school students as they prepare for the Street Law Project's annual mock trial competition in April. For more information or to sign up, contact Roger Fairfax at [rfairfax@hotmail.com](mailto:rfairfax@hotmail.com).

Second, the Section is co-sponsoring the upcoming Youth Law Fair at the D.C. Courthouse on March 23. The Section is organizing a mock civil trial, and volunteers are needed during the next two months to develop the case scenario and role descriptions. Volunteers are also needed to serve as models and coaches for all of the players in the trial (DA, judge, jury, witnesses, etc.) The high school students are selected from the audience to participate. For more information or to sign up, contact Barbara Butterworth at [barbbutterworth@aol.com](mailto:barbbutterworth@aol.com).

### **The Chapter's new Website is under construction!**

Check it out at

<http://www.24.brinkster.com/fbacapitolhill/index.htm>

Please bookmark the link for future reference! Thanks to Jennifer Evans Marsh for coordinating this initiative.

### **Senator Specter addressed Chapter in November**

Senator Arlen Specter (R-PA) met with the Chapter at a November 8 luncheon in the Mansfield Room of the U.S. Capitol. The Senator is currently the Ranking Member of the Veterans Affairs Committee and the Subcommittee on Labor/Health & Human Services/Education of the Appropriations Committee. Senator Specter is also on the Appropriations Subcommittee on Defense and Foreign Operations and a senior member of the Judiciary Environment & Public Works Committees. Given the recent September 11 terrorist attacks and the anthrax incident on Capitol Hill, much of the discussion involved the Senator's insights on national security issues. The Senator, a former prosecutor, pointed out that one possibility for bringing foreign terrorists to justice would be through the use of military tribunals. As subsequent events unfolded, the Senator proved prescient!

### **Senator Landrieu met with Chapter in December**

Senator Mary Landrieu (D-LA) joined the Chapter for a luncheon program in the U.S. Capitol's Hugh Scott Room on Friday, December 14. The Senator is entering her final year of her term and will be running for reelection in November. She is the first woman from her state to be elected to a full term as U.S. Senator, and the first Democratic woman to serve on the Armed Services Committee. She also continues a long tradition of Louisiana representation on the Appropriations Committee, serving on several subcommittees, including the District of Columbia panel.

Senator Landrieu discussed some of the issues she faced in balancing work and family as a first term Senator. She believes strongly in improving the District of Columbia's public school system and sees her role on the D.C. panel as very important to her personally. The Senator also discussed some of the current national security issues involved in the war against terrorism. Those attending were especially appreciative that the Senator could join us because her office in the Hart Building was still displaced as a result of the recent anthrax incident.

## Officers and Council Members 2001-2002

### OFFICERS

**Bruce Kasold, President**  
General Counsel  
Secretary of the Senate  
202-224-3448

**William Van Horne, President-Elect**  
Legislative Assistant  
House of Representatives  
202-225-4016

**Diane Wolf, Vice President (nominated)**

**Keith D. Simmons, Secretary**  
Counsel  
Secretary of the Senate  
202-224-8789

**James G. Scott, Treasurer**  
Assistant Counsel  
Senate Legislative Counsel  
202-224-6461

**Melissa Mueller, Immediate Past President**  
Legislative Director  
House of Representatives  
202-225-5601

**Adam Vodraska, Past President**  
Senior Attorney  
General Accounting Office  
202-512-8267

### COUNCIL MEMBERS

#### **House of Representatives**

Warren Burke 202-225-6060  
Dennis Ellis 202-225-2311

#### **Senate**

Amy E. Gaynor 202-224-6461  
William F. Jensen 202-224-6461

#### **General Accounting Office**

Amy Webbink 202-512-4764  
Craig Winslow 202-512-8225

#### **Library of Congress**

Charlotte Douglass 202-707-8386  
Mary Levering 202-707-8350

#### **Supreme Court**

William K. Suter 202-479-3014

#### **Government Printing Office**

Kerry Miller 202-512-0008  
Tony Zagami 202-512-0033

#### **National Judicial Offices**

Mark Braswell 202-502-1708  
Jennifer Evans Marsh 202-502-4095

#### **At-Large**

Dale Bosley 703-548-2740  
Gary Greenfield 202-707-1592  
Robert Lincoln 202-707-1597  
Jeffrey A. Hennemuth 202-502-1817  
Barry Shillito 202-512-4663

Capitol Hill Chapter officers and Council Members serving this year are listed above. Officers serve until October 2002. The terms of Council Members are staggered. If you are interested in serving as a Chapter officer of Council Member please contact one of the officers or council members listed above.

### **Newsletter**

We are eager to hear about *your* news, such as professional announcements, publications, speeches, testimony and so forth, for possible inclusion in a future newsletter. Please let us know! Please send any newsletter submissions to Adam Vodraska (phone 202-512-8267; fax 202-512-8316; e-mail [vodraska@prodigy.net](mailto:vodraska@prodigy.net)).

President's Message from page 1

response to the terrorist and anthrax attacks, and much heightened security on Capitol Hill and throughout the area, scheduling Chapter activities in the Fall faced some obstacles, the greatest of which was securing speakers' commitments more than a few weeks out and still before the New Year. We were very fortunate to have Senator Specter join us for lunch, followed by Senator Landrieu. Unfortunately, we were unable to make effective use of mailed flyers announcing these events and had to rely on the FBA list of chapter members who had e-mail and who had provided this information to the FBA. I apologize to those who did not get notice, but I strongly urge those who have not done so to provide the FBA your e-mail addresses so that you might receive notice of future activities conducted on short notice. Additionally, as noted on page 4 of this newsletter, we now have a website, <http://www.24.brinkster.com/fbacapitolhill/index.htm>, you can check to learn about our Chapter activities.

If any of you have thoughts on programs of interest or ways in which our Chapter might serve you better, please don't hesitate to give me a call at 202-224-3448 or e-mail me at [bruce\\_kasold@sec.senate.gov](mailto:bruce_kasold@sec.senate.gov). We certainly look forward to your active participation. Also, if you are interested in serving on the Chapter Council or in an officer position, please let us know.

Finally, I am honored to have the opportunity to serve you as our Chapter President, but I need to give great credit to the other officers and council members who help identify, develop, and schedule our activities. We are very lucky to have such active and dedicated individuals in our Chapter. I look forward to seeing you in the coming months at some of our terrific programs! Best wishes!

Bruce Kasold, Chapter President

Federal Bar Association Membership Application *Raising the Bar to New Heights*

1. PLEASE TELL US ABOUT YOURSELF (Please Print)

First Name M.I. Last Name

Title

Male Female Date of Birth / /

First Admission to Bar in U.S. (required, unless applying for law student or foreign associate status)

Court State Bar Date

Please supply both your business and home addresses below. My preferred mailing address is Business Home

Business Address

Firm/Agency

Address

Suite/Floor

City State Zip

Phone Fax

E-mail

Home Address

Address Apt. #

City State Zip

Phone Fax

Practice Information

Type of Practice Private Military Retired Government Corporate Judiciary

2. FBA ANNUAL DUES

Member Admitted to bar 5 years or more \$95 Member Admitted to bar fewer than 5 years \$50 Retired Member Applicant is fully retired from the practice of law \$50 Foreign Associate Admitted to practice law outside U.S. \$95

Country Court/Administrative Tribunal

Law Student Associate Currently enrolled at an accredited law school \$10

Law School Expected Date of Graduation

Sustaining Member - Optional \$60 This category is in addition to regular dues. It is used to support CLE programs and publications.

Dues Total \$ Please enter amount in line 4A of the Dues Worksheet.

3. LOCAL CHAPTER AFFILIATION, SECTIONS & DIVISIONS (Local chapter, section or division dues, if applicable, are listed. For a complete listing of chapters, sections and divisions, visit www.fedbar.org.) Capitol Hill Chapter N/C

Dues Total \$ Please enter amount in line 4B of the Dues Worksheet.

4. DUES WORKSHEET

FBA Dues 4A \$ Local Chapter, Section or Division Dues 4B \$ Total Amount Enclosed (Add 4A, 4B) \$

5. PAYMENT INFORMATION

Payment Options Check payable to Federal Bar Association Please charge my dues to VISA MasterCard Diners Club

Card No. Exp. Date

X Signature Date

The undersigned hereby applies for membership in the Federal Bar Association and agrees to conform to its Constitution and Bylaws and to the rules and regulations prescribed by its National Council.

X Signature of Applicant Date

Note Contributions and dues to the FBA may be deductible by members under provisions of the IRS Code, such as an ordinary and necessary business expense, except 1.68% which is used for congressional lobbying and is not deductible. Your FBA dues include \$14 for a yearly subscription to the FBA's professional magazine.

Please complete and return to: FBA Membership Department, 2215 M St., NW, Washington, D.C. 20037 (202) 785-1614, (202) 785-1568 (fax) membership@fedbar.org • www.fedbar.org