

# Truth in Testimony Disclosure Form

In accordance with Rule XI, clause 2(g)(5)\*, of the *Rules of the House of Representatives*, witnesses are asked to disclose the following information. Please complete this form electronically by filling in the provided blanks.

Committee: \_\_\_\_\_

Subcommittee: \_\_\_\_\_

Hearing Date: \_\_\_\_\_

Hearing :

Witness Name: \_\_\_\_\_

Position/Title: \_\_\_\_\_

Witness Type:  Governmental  Non-governmental

Are you representing yourself or an organization?  Self  Organization

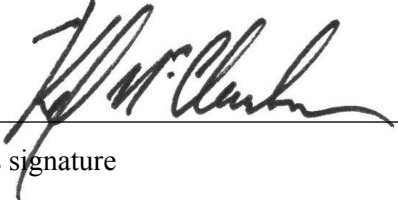
If you are representing an organization, please list what entity or entities you are representing:

If you are a **non-governmental witness**, please list any federal grants or contracts (including subgrants or subcontracts) related to the hearing's subject matter that you or the organization(s) you represent at this hearing received in the current calendar year and previous two calendar years. Include the source and amount of each grant or contract. *If necessary, attach additional sheet(s) to provide more information.*

If you are a **non-governmental witness**, please list any contracts or payments originating with a foreign government and related to the hearing's subject matter that you or the organization(s) you represent at this hearing received in the current year and previous two calendar years. Include the amount and country of origin of each contract or payment. *If necessary, attach additional sheet(s) to provide more information.*

### False Statements Certification

Knowingly providing material false information to this committee/subcommittee, or knowingly concealing material information from this committee/subcommittee, is a crime (18 U.S.C. § 1001). This form will be made part of the hearing record.



Witness signature

Date

**If you are a non-governmental witness, please ensure that you attach the following documents to this disclosure. Check both boxes to acknowledge that you have done so.**

- Written statement of proposed testimony
- Curriculum vitae or biography

\*Rule XI, clause 2(g)(5), of the U.S. House of Representatives provides:

(5)(A) Each committee shall, to the greatest extent practicable, require witnesses who appear before it to submit in advance written statements of proposed testimony and to limit their initial presentations to the committee to brief summaries thereof.

(B) In the case of a witness appearing in a nongovernmental capacity, a written statement of proposed testimony shall include a curriculum vitae and a disclosure of any Federal grants or contracts, or contracts or payments originating with a foreign government, received during the current calendar year or either of the two previous calendar years by the witness or by an entity represented by the witness and related to the subject matter of the hearing.

(C) The disclosure referred to in subdivision (B) shall include—

- (i) the amount and source of each Federal grant (or subgrant thereof) or contract (or subcontract thereof) related to the subject matter of the hearing; and
- (ii) the amount and country of origin of any payment or contract related to the subject matter of the hearing originating with a foreign government.

(D) Such statements, with appropriate redactions to protect the privacy or security of the witness, shall be made publicly available in electronic form not later than one day after the witness appears.

**EXPERIENCE (LITIGATION/ADVOCACY)**

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**NATIONAL SECURITY COUNSELORS**

Rockville, MD

**Executive Director**

8/2009 – present

- Co-founder, CEO of a non-profit organization dedicated to educating the public about national security issues, influencing relevant legislation, and providing assistance to people involved in security-related legal or administrative proceedings.
- Act as primary counsel for legal assistance projects.
- Specialize in cases involving national security issues, including whistleblowers, security clearances, prepublication review, and FOIA/PA litigation.
- Represent whistleblower clients with agency Inspectors General and Congressional committees.
- Interact with Congressional and Executive branch officials regarding proposed changes to laws and/or regulations.
- Litigate cases before the Defense Office of Hearings and Appeals; the Merit Systems Protection Board; the Equal Employment Opportunity Commission; the U.S. District Courts of D.C., Southern District of New York, Eastern District of California, and Northern District of Texas; and the U.S. Circuit Courts of the D.C. Circuit, 9<sup>th</sup> Circuit, and 2<sup>nd</sup> Circuit.

**NATIONAL WHISTLEBLOWERS CENTER**

Washington, DC

**Counsel to the National Security Program**

10/2010 – 5/2012

- Served as legal adviser to a program advocating greater whistleblower protections for national security employees.

**KOHN, KOHN & COLAPINTO, LLP**

Washington, DC

**Of Counsel**

9/2009 – 5/2012

- Litigated whistleblower reprisal and FOIA/PA cases before the DOJ Office of Attorney Recruitment and Management and the U.S. District Court of D.C.

**LAW OFFICE of MARK S. ZAID, P.C.**

Washington, DC

**Of Counsel**

12/2007 – 7/2009

- Specialized in cases involving national security issues, including whistleblowers, security clearances, prepublication review, and FOIA/PA litigation.
- Litigated cases before the U.S. District Courts of D.C. and the Eastern District of Virginia.

**JAMES MADISON PROJECT**

Washington, DC

**Director of FOIA Operations**

12/2007 – 7/2009

- Managed all FOIA-related business, including administrative requests, litigation, outreach, and press relations.

## **EXPERIENCE (TEACHING)**

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- AMERICAN UNIVERSITY WASHINGTON COLLEGE of LAW** Washington, DC  
**Adjunct Professor** 5/2017 – present
- Teach a legal seminar in National Security Law and Practice.
- POINT PARK UNIVERSITY** Pittsburgh, PA  
**Adjunct Professor** 1/2011 – 6/2012
- Taught an undergraduate seminar in National Intelligence Authorities.
- UNIVERSITY of the DISTRICT of COLUMBIA** Washington, DC  
**Adjunct Professor** 1/2010 – 12/2010
- Taught an undergraduate seminar in National Security Law, Policy, and Objectives.

## **EDUCATION**

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- GEORGETOWN UNIVERSITY LAW CENTER** Washington, DC  
**Master of Laws** – National Security Law 8/2008 – 12/2009  
Coursework included: National Security Investigations and Litigation, Managing National Security, Congressional Investigations, Congress and the DOJ, Foreign Relations Law, Litigation with the Federal Government, International Criminal Law.  
**Study Abroad:** International Law and Security – Florence, Italy (Summer 2009).
- AMERICAN UNIVERSITY WASHINGTON COLLEGE of LAW** Washington, DC  
**Juris Doctor** (includes a semester at Boston University School of Law) 8/2003 – 5/2007  
Mock Trial Honor Society; Student Bar Association: Four-term Senator.
- GEORGETOWN UNIVERSITY** Washington, DC  
**Master of Arts** *Cum Laude* – Security Studies 8/2000 – 5/2003

## **SCHOLARSHIP**

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### **Public Appearances (Non-Media):**

- Witness, “The Need for Transparent Transparency Litigation and Independent Inspectors General,” Appropriations Subcommittee on Financial Services and General Government, U.S. House of Representatives, Mar. 27, 2019.
- Panelist, “Representation of the Intelligence Community: Whistleblowers and Clearance Revocations and Suspensions,” at *70<sup>th</sup> Annual Meeting*, Labor and Employment Relations Association, June 16, 2018.
- Witness, “Government Accountability Office Investigative Authority Over the U.S. Intelligence Community,” Appropriations Subcommittee on the Legislative Branch, U.S. House of Representatives, Apr. 17, 2018.
- Panelist at *Representation of Intelligence Community Whistleblowers*, Metropolitan Washington Employment Lawyers Association, Dec. 12, 2017.
- Panelist at *National Security Law Brief Fall Symposium - Public Private Partnerships: How the National Security Community Interacts with Private Sector*, American University Washington College of Law, Nov. 15, 2017.

- Participant at *Navigating Law and Ethics at the Crossroads of Journalism and National Security*, Center for Ethics and the Rule of Law, Nov. 9-10, 2017.
- Panelist, “Election 2016! You Decide the Best Way to Minimize the Sting of a Denial,” at *2016 FOI Summit*, National Freedom of Information Coalition, Oct. 8, 2016.
- Panelist, “FOIA 101” and “FOIA 201: Advanced FOIA Strategies and Tactics,” at *HOPE XI*, Hackers on Planet Earth, July 23, 2016.
- Panelist, “Here Today, Gone Tomorrow,” at *2015 FOI Summit*, National Freedom of Information Coalition, Oct. 10, 2015.
- Panelist, “FOIA Advanced Strategies and Tactics,” at *HOPE X*, Hackers on Planet Earth, July 18, 2014.
- Panelist, “Fighting FOIA Erosion,” at *2012 FOI Summit*, National Freedom of Information Coalition, May 12, 2012.
- Panelist, “Current FOIA Litigation,” at *Fifth Annual Freedom of Information Day Celebration*, American University Washington College of Law, Mar. 16, 2012.
- Panelist, “WikiLeaks: What Are the Implications and Aftereffects for Open Government?” at *2011 FOI Summit*, National Freedom of Information Coalition, Mar. 21, 2011.
- Panelist at *FOIA Requester/Agency Town Hall*, U.S. Department of Justice, Mar. 17, 2011.
- Panelist, “National Security and the First Amendment,” at *Emerging National Security Threats in a Globalized World*, American University Washington College of Law, Mar. 2, 2011.
- Panelist, “Federal Bureau of Investigation Whistleblowers,” at *2010 National Whistleblower Assembly: The Final Countdown: Honoring 10 Years of Commitment*, U.S House of Representatives, May 24, 2010.
- “Opening Remarks” at *Emerging Issues in National and International Security (EMININT 2006)*, American University Washington College of Law, Apr. 21, 2006.
- Panelist at *National Security Student Leadership Conference*, American University Washington College of Law, Nov. 5, 2005.
- Delegate at *Hostage to Terrorism: Governmental and Non-Governmental Response Strategies*, University of Virginia Critical Incident Analysis Group, Apr. 3-5, 2005.
- “Opening Remarks” and Panelist, “Climate Change, Infectious Disease, and Resource Shortages as Threats to International Security,” at *Emerging Issues in National and International Security (EMININT 2005)*, American University Washington College of Law, Mar. 21, 2005.

**Published Scholarship:**

- “The Need for a Perception-Based Model of Comparing Intelligence Communities: An Historical Case Study” in *American Intelligence Journal*, 2007.
- “A Cooperative Approach to Counter-Terrorism Policy Development” in *Proceedings of the 1<sup>st</sup> Annual Symposium on Emerging Issues in National and International Security (EMININT 2005)*, 2007.
- “Left, Right, and Center: Political Thought for the Law Student,” recurring column in *American Jurist*, 2004-2005.
- “Point-Counterpoint for House Leadership Intelligence Reform Bills,” handout for ABA panel, 2004.

**Unpublished Scholarship:**

- “Its Time Has Come: The Need for Legislative Reform of the Security and Suitability Process”
- “Legislating the State Secrets Privilege: A Separation of Powers Analysis”
- “Application of the Espionage Act and Related Statutes to Reporters, Academics, and Other Participants in the Marketplace of Ideas”

## **HONORS/AWARDS**

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- Board of Directors, Bar Association of the District of Columbia, June 2018-present.
- Steering Committee, Committee on National Security Law, Policy, and Practice, Bar Association of the District of Columbia, Oct. 2017-present.
- Board of Directors, National Military Intelligence Foundation, July 2015-present.
- Board of Directors, National Military Intelligence Association, Nov. 2010-Apr. 2015.
- Delegate to the American Swiss Foundation Young Leaders Conference, May 2006.
- Bar memberships: U.S. Supreme Ct.; U.S. Ct. of Appeals (D.C. Cir.; 9<sup>th</sup> Cir.; 2<sup>nd</sup> Cir.); U.S. Dist. Ct. (S.D.N.Y.; D.D.C.; N.D. Tex.).
- Charter member, Security Clearance Lawyers Association.