

**SELECT COMMITTEE ON  
INTELLIGENCE**

**UNITED STATES SENATE**



**QUESTIONNAIRE FOR COMPLETION BY  
PRESIDENTIAL NOMINEES**

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PRESIDENTIAL NOMINEES

PART A - BIOGRAPHICAL INFORMATION

1. NAME: Caroline Diane Krass
2. DATE AND PLACE OF BIRTH: January 5, 1968; Santa Barbara, CA
3. MARITAL STATUS: Married
4. SPOUSE'S NAME: [INFORMATION REDACTED]
5. SPOUSE'S MAIDEN NAME IF APPLICABLE: \_\_\_\_\_
6. NAMES AND AGES OF CHILDREN:

NAME

AGE

[INFORMATION REDACTED]

7. EDUCATION SINCE HIGH SCHOOL:

<u>INSTITUTION</u>	<u>DATES ATTENDED</u>	<u>DEGREE RECEIVED</u>	<u>DATE OF DEGREE</u>
Stanford University	1985-1989	BA	June 1989
Yale Law School	1990-1993	JD	June 1993

8. EMPLOYMENT RECORD (LIST ALL POSITIONS HELD SINCE COLLEGE, INCLUDING MILITARY SERVICE. INDICATE NAME OF EMPLOYER, POSITION, TITLE OR DESCRIPTION, LOCATION, AND DATES OF EMPLOYMENT.)

<u>EMPLOYER</u>	<u>POSITION/TITLE</u>	<u>LOCATION</u>	<u>DATES</u>
Pepper, Hamilton & Scheetz	Summer Associate	London, UK	5/91-7/91
Hunton & Williams	Summer Associate	Washington, DC	7/91-9/91
Morrison & Foerster	Summer Associate	San Francisco, CA	5/92-7/92

Cleary, Gottlieb, Steen & Hamilton	Summer Associate	New York, NY	7/92-8/92
Office of the Legal Adviser U.S. Department of State	Summer Intern	Washington, DC	8/92-9/92
Yale Law School	Teaching Assistant for Prof. Harold H. Koh	New Haven, CT	9/92-1/93
The Hon. Ralph K. Winter, Jr.	Law Clerk Intern	New Haven, CT	9/92-5/93
Covington & Burling	Summer Associate	Washington, DC	5/93-8/93
The Hon. Patricia M. Wald	Law Clerk	Washington, DC	8/93-7/94
Office of the Legal Adviser U.S. Department of State	Attorney-Adviser	Washington, DC	9/94-9/96
Office of the General Counsel Department of the Treasury	Special Assistant to the General Counsel	Washington, DC	9/96-7/97
Office of Legal Counsel	Attorney-Adviser	Washington, DC	7/97-1/99
National Security Council (on detail from OLC)	Deputy Legal Advisor	Washington, DC	1/99-9/2000
Office of Legal Counsel	Attorney-Adviser Senior Counsel	Washington, DC	10/2000-7/2005 7/2005-12/2007
U.S. Attorney's Office for the District of Columbia (on detail from OLC)	Special Assistant U.S. Attorney	Washington, DC	12/2007-1/2009
The White House	Special Counsel to the President for National Security Affairs, Special Assistant to the President, Deputy National Security Staff Legal Advisor	Washington, DC	1/2009-12/2010
Office of Legal Counsel	Principal Deputy Assistant Attorney General	Washington, DC	1/2011-present

9. GOVERNMENT EXPERIENCE (INDICATE EXPERIENCE IN OR ASSOCIATION WITH FEDERAL, STATE, OR LOCAL GOVERNMENTS, INCLUDING ADVISORY, CONSULTATIVE, HONORARY, OR OTHER PART-TIME SERVICE OR POSITION. DO NOT REPEAT INFORMATION ALREADY PROVIDED IN QUESTION 8):

None other than that listed above.

10. INDICATE ANY SPECIALIZED INTELLIGENCE OR NATIONAL SECURITY EXPERTISE YOU HAVE ACQUIRED HAVING SERVED IN THE POSITIONS DESCRIBED IN QUESTIONS 8 AND/OR 9.

I have acquired a great deal of intelligence and national security expertise over the course of my federal government career. Prior to the attacks of 9/11, I worked on a number of highly classified intelligence matters while I was a career attorney-adviser at the Office of Legal Counsel (OLC) at the Department of Justice. I spent two years working exclusively on intelligence and national security issues during my first tour as Deputy Legal Advisor at the National Security Council (NSC) from 1999-2000. Since 9/11, I have worked on a wide range of national security and intelligence issues, both at the Department of Justice and during my second tour at the White House, where I served as Special Counsel to the President for National Security Affairs and Deputy Legal Advisor to the National Security Staff (NSS). My time at the NSS was exclusively focused on the most pressing national security and intelligence issues faced by the U.S. government. As a Special U.S. Attorney in the National Security Section of the D.C. U.S. Attorney's Office, I approached national security issues from the criminal prosecution angle. Since my return to OLC, where I served as the head of the Office for several months, we have given advice on numerous intelligence and national security issues.

11. HONORS AND AWARDS (PROVIDE INFORMATION ON SCHOLARSHIPS, FELLOWSHIPS, HONORARY DEGREES, MILITARY DECORATIONS, CIVILIAN SERVICE CITATIONS, OR ANY OTHER SPECIAL RECOGNITION FOR OUTSTANDING PERFORMANCE OR ACHIEVEMENT):

Bishop's Scholar, National Cathedral School, Washington, D.C. (1985)

Phi Beta Kappa (1989)

Departmental Honors, Stanford University (1989)

Stanford Women's Honors Society (1988-1989)

Lane Grant for Extended Research (1988)

Editor, *Yale Law Journal* (1991-1993)

Coker Teaching Fellow (1992-1993)

Department of the Treasury Award for Assistance in Restructuring the IRS (1997)

Department of State Superior Honor Award (2000)

Department of Defense Exceptional Civilian Service Award (2002)

Attorney General's Award for Furthering the Interests of U.S. National Security (2007)

Intelligence Community Legal Award for Team of the Year (2007)

Department of State Superior Honor Award (2011)

12. ORGANIZATIONAL AFFILIATIONS (LIST MEMBERSHIPS IN AND OFFICES HELD WITHIN THE LAST TEN YEARS IN ANY PROFESSIONAL, CIVIC, FRATERNAL, BUSINESS, SCHOLARLY, CULTURAL, CHARITABLE, OR OTHER SIMILAR ORGANIZATIONS):

<u>ORGANIZATION</u>	<u>OFFICE HELD</u>	<u>DATES</u>
American Bar Association Standing Committee on Law	Member	2007-2010



And National Security Advisory  
Committee

Cleveland Park Historical Society Board	Member	2008-2009
District of Columbia Bar	Member	1997-present
California Bar	Member (inactive status)	1995-present

13. PUBLISHED WRITINGS AND SPEECHES (LIST THE TITLES, PUBLISHERS, BLOGS AND PUBLICATION DATES OF ANY BOOKS, ARTICLES, REPORTS, OR OTHER PUBLISHED MATERIALS YOU HAVE AUTHORED, INCLUDING PUBLIC INTERNET POSTINGS OR OTHER PUBLICLY AVAILABLE WRITINGS YOU HAVE AUTHORED. ALSO LIST ANY PUBLIC SPEECHES OR REMARKS YOU HAVE MADE WITHIN THE LAST TEN YEARS FOR WHICH THERE IS A TEXT, TRANSCRIPT, OR VIDEO.) IF ASKED, WILL YOU PROVIDE A COPY OF EACH REQUESTED PUBLICATION, TEXT, TRANSCRIPT, OR VIDEO?

Amicus Curiae Brief of Allard K. Lowenstein International Human Rights Clinic and the Center for Constitutional Rights, *United States v. Alvarez-Machain*, No. 91-712 (U.S. Supreme Court, October Term, 1991) (on the brief as a law student)

*Bringing the Perpetrators of Rape in the Balkans to Justice: Time for an International Criminal Court*, 22 *Denv. J. Int'l L. & Pol'y* 317 (1993-1994)

*ASIL Holds Town Meeting on Trade Policy Environment*, Reports of ASIL [American Society of International Law] Programs, ASIL Newsletter (Jan.-Feb. 1995)

*Rita Hauser Named Wilig Prominent Woman in International Law*, Reports of ASIL Programs, ASIL Newsletter (June-Aug. 1995)

[Memorandum Opinion for the General Counsel, Environmental Protection Agency, from Caroline D. Krass, Principal Deputy Assistant Attorney General, *Re: Reimbursement or Payment Obligation of the Federal Government Under Section 313(C)(2)(B) of the Clean Water Act* (Feb. 25, 2011).

Memorandum Opinion for the Attorney General, from Caroline D. Krass, Principal Deputy Assistant Attorney General, *Re: Authority to Use Military Force in Libya* (Apr. 1, 2011).

Memorandum Opinion for Chair and Members of the Access Review Committee, from Caroline D. Krass, Principal Deputy Assistant Attorney General, *Re: Applicability of the Foreign Intelligence Surveillance Act's Notification Provision to the Security Clearance Adjudications by the Department of Justice Access Review Committee* (June 3, 2011).

Memorandum Opinion for the Counsel to the President, from Caroline D. Krass, Principal Deputy Assistant Attorney General, *Re: Constitutionality of Legislation Extending the Term of the FBI Director* (June 20, 2011).

I would be happy to provide a copy of each requested publication if asked.

## **PART B - QUALIFICATIONS**

### **14. QUALIFICATIONS (DESCRIBE WHY YOU BELIEVE YOU ARE QUALIFIED TO SERVE IN THE POSITION FOR WHICH YOU HAVE BEEN NOMINATED):**

I believe that I am qualified to serve as the General Counsel of the CIA for several reasons. First, I know and understand the Office of General Counsel. From my position at the Office of Legal Counsel (OLC) at the Department of Justice, I have advised the CIA on a wide variety of legal issues over the past fifteen years. During that time, as well as during my two tours at the National Security Council, I have worked closely with the General Counsels of the CIA, other senior CIA officials, and many other lawyers at the agency. Second, as noted above in Item 10, I have developed a deep expertise in intelligence and national security law, as well as in the other types of issues faced by the Office of General Counsel, from working effectively with Congress, to litigation, to personnel matters. Third, my time at the NSC and NSS, as well as at OLC, has enabled me to develop extremely productive professional relationships and friendships with many lawyers from across the interagency community, including as a long-time member of the NSC/NSS interagency lawyers' group. The relationships that I have developed across administrations would enable me to effectively advance the CIA's interests in the interagency legal process. Fourth, I have management experience, both from my time at the NSC and NSS managing the interagency legal review of difficult issues in a compressed timeframe, and during my tenure running OLC at the beginning of 2011 and then over the past two years as a key part of the senior management team. Finally, as a lifetime U.S. government employee, I have an abiding commitment to public service and believe that I would approach difficult issues with integrity. I am committed both to the protection of our national security and to the rule of law.

## **PART C - POLITICAL AND FOREIGN AFFILIATIONS**

### **15. POLITICAL ACTIVITIES (LIST ANY MEMBERSHIPS OR OFFICES HELD IN OR FINANCIAL CONTRIBUTIONS OR SERVICES RENDERED TO, ANY POLITICAL PARTY, ELECTION COMMITTEE, POLITICAL ACTION COMMITTEE, OR INDIVIDUAL CANDIDATE DURING THE LAST TEN YEARS):**

Obama for America – contribution of \$1,000 (2012)

Obama for America – contribution of \$1,000 (2008)

Obama for America – contribution of \$2,300 (2007)

Hillary Clinton for President – contribution of \$2,300 (2007)

John Kerry for America – contribution of \$1,900 (2004)

### **16. CANDIDACY FOR PUBLIC OFFICE (FURNISH DETAILS OF ANY CANDIDACY FOR ELECTIVE PUBLIC OFFICE):**

None.

### **17. FOREIGN AFFILIATIONS**

(NOTE: QUESTIONS 17A AND B ARE NOT LIMITED TO RELATIONSHIPS REQUIRING REGISTRATION UNDER THE FOREIGN AGENTS REGISTRATION ACT. QUESTIONS 17A, B, AND C DO NOT CALL FOR A POSITIVE RESPONSE IF THE REPRESENTATION OR TRANSACTION WAS AUTHORIZED BY THE UNITED STATES GOVERNMENT IN CONNECTION WITH YOUR OR YOUR SPOUSE'S EMPLOYMENT IN GOVERNMENT SERVICE.)



A. HAVE YOU OR YOUR SPOUSE EVER REPRESENTED IN ANY CAPACITY (E.G. EMPLOYEE, ATTORNEY, OR POLITICAL/BUSINESS CONSULTANT), WITH OR WITHOUT COMPENSATION, A FOREIGN GOVERNMENT OR AN ENTITY CONTROLLED BY A FOREIGN GOVERNMENT? IF SO, PLEASE FULLY DESCRIBE SUCH RELATIONSHIP.

I have not represented a foreign government or an entity controlled by a foreign government.

[INFORMATION REDACTED]

B. HAVE ANY OF YOUR OR YOUR SPOUSE'S ASSOCIATES REPRESENTED, IN ANY CAPACITY, WITH OR WITHOUT COMPENSATION, A FOREIGN GOVERNMENT OR AN ENTITY CONTROLLED BY A FOREIGN GOVERNMENT? IF SO, PLEASE FULLY DESCRIBE SUCH RELATIONSHIP.

For me, the answer is no.

[INFORMATION REDACTED]

C. DURING THE PAST TEN YEARS, HAVE YOU OR YOUR SPOUSE RECEIVED ANY COMPENSATION FROM, OR BEEN INVOLVED IN ANY FINANCIAL OR BUSINESS TRANSACTIONS WITH, A FOREIGN GOVERNMENT OR ANY ENTITY CONTROLLED BY A FOREIGN GOVERNMENT? IF SO, PLEASE PROVIDE DETAILS.

For me, the answer is no.

[INFORMATION REDACTED]

D. HAVE YOU OR YOUR SPOUSE EVER REGISTERED UNDER THE FOREIGN AGENTS REGISTRATION ACT? IF SO, PLEASE PROVIDE DETAILS.

No.

18. DESCRIBE ANY LOBBYING ACTIVITY DURING THE PAST TEN YEARS, OTHER THAN IN AN OFFICIAL U.S. GOVERNMENT CAPACITY, IN WHICH YOU OR YOUR SPOUSE HAVE ENGAGED FOR THE PURPOSE OF DIRECTLY OR INDIRECTLY INFLUENCING THE PASSAGE, DEFEAT, OR MODIFICATION OF FEDERAL LEGISLATION, OR FOR THE PURPOSE OF AFFECTING THE ADMINISTRATION AND EXECUTION OF FEDERAL LAW OR PUBLIC POLICY.

None.

#### **PART D - FINANCIAL DISCLOSURE AND CONFLICT OF INTEREST**

19. DESCRIBE ANY EMPLOYMENT, BUSINESS RELATIONSHIP, FINANCIAL TRANSACTION, INVESTMENT, ASSOCIATION, OR ACTIVITY (INCLUDING, BUT NOT LIMITED TO, DEALINGS WITH THE FEDERAL GOVERNMENT ON YOUR OWN BEHALF OR ON BEHALF OF A CLIENT),

WHICH COULD CREATE, OR APPEAR TO CREATE, A CONFLICT OF INTEREST IN THE POSITION TO WHICH YOU HAVE BEEN NOMINATED.

Applicable statutes, regulations, and the ethics pledge currently preclude me (and would continue to preclude me) from personally and substantially participating in any particular matter in which I have a financial interest, absent an exemption or waiver. Given the nature of my financial investments, it is unlikely that any particular matters that would present a conflict of interest would come before me. Were there to be such a conflict, I would recuse myself from participation in the particular matter.

20. DO YOU INTEND TO SEVER ALL BUSINESS CONNECTIONS WITH YOUR PRESENT EMPLOYERS, FIRMS, BUSINESS ASSOCIATES AND/OR PARTNERSHIPS, OR OTHER ORGANIZATIONS IN THE EVENT THAT YOU ARE CONFIRMED BY THE SENATE? IF NOT, PLEASE EXPLAIN.

I currently work for the U.S. government.

21. DESCRIBE THE FINANCIAL ARRANGEMENTS YOU HAVE MADE OR PLAN TO MAKE, IF YOU ARE CONFIRMED, IN CONNECTION WITH SEVERANCE FROM YOUR CURRENT POSITION. PLEASE INCLUDE SEVERANCE PAY, PENSION RIGHTS, STOCK OPTIONS, DEFERRED INCOME ARRANGEMENTS, AND ANY AND ALL COMPENSATION THAT WILL OR MIGHT BE RECEIVED IN THE FUTURE AS A RESULT OF YOUR CURRENT BUSINESS OR PROFESSIONAL RELATIONSHIPS.

I currently work for the U.S. government.

22. DO YOU HAVE ANY PLANS, COMMITMENTS, OR AGREEMENTS TO PURSUE OUTSIDE EMPLOYMENT, WITH OR WITHOUT COMPENSATION, DURING YOUR SERVICE WITH THE GOVERNMENT? IF SO, PLEASE PROVIDE DETAILS.

No.

23. AS FAR AS CAN BE FORESEEN, STATE YOUR PLANS AFTER COMPLETING GOVERNMENT SERVICE. PLEASE SPECIFICALLY DESCRIBE ANY AGREEMENTS OR UNDERSTANDINGS, WRITTEN OR UNWRITTEN, CONCERNING EMPLOYMENT AFTER LEAVING GOVERNMENT SERVICE. IN PARTICULAR, DESCRIBE ANY AGREEMENTS, UNDERSTANDINGS, OR OPTIONS TO RETURN TO YOUR CURRENT POSITION.

None.

24. IF YOU ARE PRESENTLY IN GOVERNMENT SERVICE, DURING THE PAST FIVE YEARS OF SUCH SERVICE, HAVE YOU RECEIVED FROM A PERSON OUTSIDE OF GOVERNMENT AN OFFER OR EXPRESSION OF INTEREST TO EMPLOY YOUR SERVICES AFTER YOU LEAVE GOVERNMENT SERVICE? IF YES, PLEASE PROVIDE DETAILS.

No.

25. IS YOUR SPOUSE EMPLOYED? IF YES AND THE NATURE OF THIS EMPLOYMENT IS RELATED IN ANY WAY TO THE POSITION FOR WHICH YOU ARE SEEKING CONFIRMATION, PLEASE INDICATE YOUR SPOUSE'S EMPLOYER, THE POSITION, AND THE LENGTH OF TIME THE POSITION HAS BEEN HELD. IF YOUR SPOUSE'S EMPLOYMENT IS NOT RELATED TO THE POSITION TO WHICH YOU HAVE BEEN NOMINATED, PLEASE SO STATE.

Yes, my husband is employed. His employment is not related to the position to which I have been nominated.



26. LIST BELOW ALL CORPORATIONS, PARTNERSHIPS, FOUNDATIONS, TRUSTS, OR OTHER ENTITIES TOWARD WHICH YOU OR YOUR SPOUSE HAVE FIDUCIARY OBLIGATIONS OR IN WHICH YOU OR YOUR SPOUSE HAVE HELD DIRECTORSHIPS OR OTHER POSITIONS OF TRUST DURING THE PAST FIVE YEARS.

There are no corporations, partnerships, foundations, trusts, or other entities toward which I have fiduciary obligations or in which I have held a directorship or other position of trust during the past five years.

[INFORMATION REDACTED]

27. LIST ALL GIFTS EXCEEDING \$100 IN VALUE RECEIVED DURING THE PAST FIVE YEARS BY YOU, YOUR SPOUSE, OR YOUR DEPENDENTS. (NOTE: GIFTS RECEIVED FROM RELATIVES AND GIFTS GIVEN TO YOUR SPOUSE OR DEPENDENT NEED NOT BE INCLUDED UNLESS THE GIFT WAS GIVEN WITH YOUR KNOWLEDGE AND ACQUIESCENCE AND YOU HAD REASON TO BELIEVE THE GIFT WAS GIVEN BECAUSE OF YOUR OFFICIAL POSITION.)

None.

28. LIST ALL SECURITIES, REAL PROPERTY, PARTNERSHIP INTERESTS, OR OTHER INVESTMENTS OR RECEIVABLES WITH A CURRENT MARKET VALUE (OR, IF MARKET VALUE IS NOT ASCERTAINABLE, ESTIMATED CURRENT FAIR VALUE) IN EXCESS OF \$1,000. (NOTE: THE INFORMATION PROVIDED IN RESPONSE TO SCHEDULE A OF THE DISCLOSURE FORMS OF THE OFFICE OF GOVERNMENT ETHICS MAY BE INCORPORATED BY REFERENCE, PROVIDED THAT CURRENT VALUATIONS ARE USED.)

DESCRIPTION OF PROPERTY                      VALUE                      METHOD OF VALUATION

See Schedule A of SF278 (copy attached as Exhibit 28).

29. LIST ALL LOANS OR OTHER INDEBTEDNESS (INCLUDING ANY CONTINGENT LIABILITIES) IN EXCESS OF \$10,000. EXCLUDE A MORTGAGE ON YOUR PERSONAL RESIDENCE UNLESS IT IS RENTED OUT, AND LOANS SECURED BY AUTOMOBILES, HOUSEHOLD FURNITURE, OR APPLIANCES. (NOTE: THE INFORMATION PROVIDED IN RESPONSE TO SCHEDULE C OF THE DISCLOSURE FORM OF THE OFFICE OF GOVERNMENT ETHICS MAY BE INCORPORATED BY REFERENCE, PROVIDED THAT CONTINGENT LIABILITIES ARE ALSO INCLUDED.)

NATURE OF OBLIGATION                                      NAME OF OBLIGEE                      AMOUNT

See Schedule C of SF278 (copy attached as Exhibit 29).

30. ARE YOU OR YOUR SPOUSE NOW IN DEFAULT ON ANY LOAN, DEBT, OR OTHER FINANCIAL OBLIGATION? HAVE YOU OR YOUR SPOUSE BEEN IN DEFAULT ON ANY LOAN, DEBT, OR OTHER FINANCIAL OBLIGATION IN THE PAST TEN YEARS? HAVE YOU OR YOUR SPOUSE EVER BEEN REFUSED CREDIT OR HAD A LOAN APPLICATION DENIED? IF THE ANSWER TO ANY OF THESE QUESTIONS IS YES, PLEASE PROVIDE DETAILS.

[INFORMATION REDACTED]

31. LIST THE SPECIFIC SOURCES AND AMOUNTS OF ALL INCOME RECEIVED DURING THE LAST FIVE YEARS, INCLUDING ALL SALARIES, FEES, DIVIDENDS, INTEREST, GIFTS, RENTS, ROYALTIES, PATENTS, HONORARIA, AND OTHER ITEMS EXCEEDING \$200. (COPIES OF U.S. INCOME TAX RETURNS FOR THESE YEARS MAY BE SUBSTITUTED HERE, BUT THEIR SUBMISSION IS NOT REQUIRED.)

2009                      2010                      2011                      2012                      2013

[INFORMATION REDACTED]

32. IF ASKED, WILL YOU PROVIDE THE COMMITTEE WITH COPIES OF YOUR AND YOUR SPOUSE'S FEDERAL INCOME TAX RETURNS FOR THE PAST THREE YEARS?

Yes.

33. LIST ALL JURISDICTIONS IN WHICH YOU AND YOUR SPOUSE FILE ANNUAL INCOME TAX RETURNS.

We file federal tax returns and we file state tax returns in the District of Columbia, New York, and Virginia.

34. HAVE YOUR FEDERAL OR STATE TAX RETURNS BEEN THE SUBJECT OF AN AUDIT, INVESTIGATION, OR INQUIRY AT ANY TIME? IF SO, PLEASE PROVIDE DETAILS, INCLUDING THE RESULT OF ANY SUCH PROCEEDING.

No.

35. IF YOU ARE AN ATTORNEY, ACCOUNTANT, OR OTHER PROFESSIONAL, PLEASE LIST ALL CLIENTS AND CUSTOMERS WHOM YOU BILLED MORE THAN \$200 WORTH OF SERVICES DURING THE PAST FIVE YEARS. ALSO, LIST ALL JURISDICTIONS IN WHICH YOU ARE LICENSED TO PRACTICE.

I have worked for the U.S. government for the past 5 years. I am an active member of the D.C. Bar and an inactive member of the California Bar.

36. DO YOU INTEND TO PLACE YOUR FINANCIAL HOLDINGS AND THOSE OF YOUR SPOUSE AND DEPENDENT MEMBERS OF YOUR IMMEDIATE HOUSEHOLD IN A BLIND TRUST? IF YES, PLEASE FURNISH DETAILS. IF NO, DESCRIBE OTHER ARRANGEMENTS FOR AVOIDING ANY POTENTIAL CONFLICTS OF INTEREST.

No. Given the nature of my financial investments, it is unlikely that any particular matters that would present a conflict of interest would come before me. Were there to be such a conflict, I would recuse myself from participation in the particular matter.

37. IF APPLICABLE, LIST THE LAST THREE YEARS OF ANNUAL FINANCIAL DISCLOSURE REPORTS YOU HAVE BEEN REQUIRED TO FILE WITH YOUR AGENCY, DEPARTMENT, OR BRANCH OF GOVERNMENT. IF ASKED, WILL YOU PROVIDE A COPY OF THESE REPORTS?

I filed annual SF-278 Financial Disclosure reports for 2010, 2011 and 2012. I would be happy to provide a copy of those reports if asked.

#### **PART E - ETHICAL MATTERS**

38. HAVE YOU EVER BEEN THE SUBJECT OF A DISCIPLINARY PROCEEDING OR CITED FOR A BREACH OF ETHICS OR UNPROFESSIONAL CONDUCT BY, OR BEEN THE SUBJECT OF A COMPLAINT TO, ANY COURT, ADMINISTRATIVE AGENCY, PROFESSIONAL ASSOCIATION, DISCIPLINARY COMMITTEE, OR OTHER PROFESSIONAL GROUP? IF SO, PROVIDE DETAILS.

No.

39. HAVE YOU EVER BEEN INVESTIGATED, HELD, ARRESTED, OR CHARGED BY ANY FEDERAL, STATE, OR OTHER LAW ENFORCEMENT AUTHORITY FOR VIOLATION OF ANY FEDERAL STATE, COUNTY, OR MUNICIPAL LAW, REGULATION, OR ORDINANCE, OTHER THAN A MINOR



TRAFFIC OFFENSE, OR NAMED AS A DEFENDANT OR OTHERWISE IN ANY INDICTMENT OR INFORMATION RELATING TO SUCH VIOLATION? IF SO, PROVIDE DETAILS.

No.

40. HAVE YOU EVER BEEN CONVICTED OF OR ENTERED A PLEA OF GUILTY OR NOLO CONTENDERE TO ANY CRIMINAL VIOLATION OTHER THAN A MINOR TRAFFIC OFFENSE? IF SO, PROVIDE DETAILS.

No.

41. ARE YOU PRESENTLY OR HAVE YOU EVER BEEN A PARTY IN INTEREST IN ANY ADMINISTRATIVE AGENCY PROCEEDING OR CIVIL LITIGATION? IF SO, PLEASE PROVIDE DETAILS.

[INFORMATION REDACTED]

42. HAVE YOU BEEN INTERVIEWED OR ASKED TO SUPPLY ANY INFORMATION AS A WITNESS OR OTHERWISE IN CONNECTION WITH ANY CONGRESSIONAL INVESTIGATION, FEDERAL, OR STATE AGENCY PROCEEDING, GRAND JURY INVESTIGATION, OR CRIMINAL OR CIVIL LITIGATION IN THE PAST TEN YEARS? IF SO, PROVIDE DETAILS.

No.

43. HAS ANY BUSINESS OF WHICH YOU ARE OR WERE AN OFFICER, DIRECTOR, OR PARTNER BEEN A PARTY TO ANY ADMINISTRATIVE AGENCY PROCEEDING OR CRIMINAL OR CIVIL LITIGATION RELEVANT TO THE POSITION TO WHICH YOU HAVE BEEN NOMINATED? IF SO, PROVIDE DETAILS. (WITH RESPECT TO A BUSINESS OF WHICH YOU ARE OR WERE AN OFFICER, YOU NEED ONLY CONSIDER PROCEEDINGS AND LITIGATION THAT OCCURRED WHILE YOU WERE AN OFFICER OF THAT BUSINESS.)

No.

44. HAVE YOU EVER BEEN THE SUBJECT OF ANY INSPECTOR GENERAL INVESTIGATION? IF SO, PROVIDE DETAILS.

No.

#### **PART F - SECURITY INFORMATION**

45. HAVE YOU EVER BEEN DENIED ANY SECURITY CLEARANCE OR ACCESS TO CLASSIFIED INFORMATION FOR ANY REASON? IF YES, PLEASE EXPLAIN IN DETAIL.

No.

46. HAVE YOU BEEN REQUIRED TO TAKE A POLYGRAPH EXAMINATION FOR ANY SECURITY CLEARANCE OR ACCESS TO CLASSIFIED INFORMATION? IF YES, PLEASE EXPLAIN.

No.

47. HAVE YOU EVER REFUSED TO SUBMIT TO A POLYGRAPH EXAMINATION? IF YES, PLEASE EXPLAIN.

No.

48. DESCRIBE IN YOUR OWN WORDS THE CONCEPT OF CONGRESSIONAL OVERSIGHT OF U.S. INTELLIGENCE ACTIVITIES. IN PARTICULAR, CHARACTERIZE WHAT YOU BELIEVE TO BE THE OBLIGATIONS OF THE CENTRAL INTELLIGENCE AGENCY AND THE INTELLIGENCE COMMITTEES OF THE CONGRESS RESPECTIVELY IN THE OVERSIGHT PROCESS.

I believe that congressional oversight of the Executive Branch is particularly critical in the area of U.S. intelligence activities because the classified nature of the work that the Intelligence Community conducts increases the need in our system of checks and balances for Congress to be directly engaged. The CIA must keep the Intelligence Committees fully and currently informed about intelligence activities and covert actions, including any significant anticipated intelligence activity and any significant intelligence failure, to the extent consistent with due regard for the protection from unauthorized disclosure of certain national security information. The CIA, through its General Counsel, also has an obligation to explain to the oversight committees the legal basis for the intelligence activities of the agency. If the Intelligence Committees have questions about that legal basis, it is the responsibility of the CIA, and in particular its General Counsel, to make sure that they are answered. In turn, the Committees have an obligation to ask probing questions about activities that cannot be debated in the public eye due to their classified nature.

49. EXPLAIN YOUR UNDERSTANDING OF THE RESPONSIBILITIES OF THE GENERAL COUNSEL OF THE CENTRAL INTELLIGENCE AGENCY.

By statute, the General Counsel is the chief legal officer of the CIA. In 1996, Congress made the position one that is subject to Senate confirmation to enhance accountability and strengthen the oversight process. The General Counsel serves as the legal adviser to the Director of the Central Intelligence Agency and is responsible for ensuring that accurate legal advice is provided to him and throughout the CIA. The General Counsel is responsible for advising the Director on all legal matters relating to his role as head of the CIA, including his statutory responsibilities. For example, the General Counsel helps the Director in responding to congressional oversight requests, with a particular focus on explaining the legal basis under which particular intelligence activities or covert actions are being conducted. More generally, the General Counsel is responsible for providing clear legal advice and guidance to Agency officials.

The General Counsel is also responsible for efficiently supervising and managing the Office of General Counsel (OGC), which assists in carrying out her duties. OGC provides advice and guidance to employees within the CIA on a wide range of topics, including legal issues relating to foreign intelligence and counterintelligence activities, international terrorism, international narcotics trafficking, nonproliferation, law enforcement assistance, the intelligence analysis process, science and technology activities, legislative affairs, security matters, personnel issues, including government ethics, administrative law, contracting, procurement law, real estate law, environmental law, finance and budget matters, and both civil and criminal litigation, including under the Freedom of Information Act.

**AFFIRMATION**

I, Caroline Krass, DO SWEAR THAT THE ANSWERS I HAVE PROVIDED TO THIS QUESTIONNAIRE ARE ACCURATE AND COMPLETE.

11/25/13 [SIGNATURE]  
(Date) (Name)

[SIGNATURE]  
(Notary)

KARLA LYNN ANTHONY  
NOTARY PUBLIC  
REGISTRATION # 161930  
COMMONWEALTH OF VIRGINIA  
MY COMMISSION EXF  
JULY 31, 2014



**TO THE CHAIRMAN, SELECT COMMITTEE ON INTELLIGENCE:**

**In connection with my nomination to be the General Counsel of the Central Intelligence Agency, I hereby express my willingness to respond to requests to appear and testify before any duly constituted committee of the Senate.**

[SIGNATURE]

---

**Signature**

Date: 11/25/13

[INFORMATION REDACTED]

## **Exhibit 28**

[INFORMATION REDACTED]

## **Exhibit 29**





United States  
**Office of Government Ethics**  
1201 New York Avenue, NW., Suite 500  
Washington, DC 20005-3917

NOV 21 2013

The Honorable Dianne Feinstein  
Chairman  
Select Committee on Intelligence  
United States Senate  
Washington, DC 20510-6475

Dear Madam Chairman:

In accordance with the Ethics in Government Act of 1978, I enclose a copy of the financial disclosure report filed by Caroline D. Krass, who has been nominated by President Obama for the position of General Counsel, Central Intelligence Agency.

We have reviewed the report and have obtained advice from the agency concerning any possible conflict in light of its functions and the nominee's proposed duties. Also enclosed is an ethics agreement outlining the actions that the nominee will undertake to avoid conflicts of interest. Unless a date for compliance is indicated in the ethics agreement, the nominee must fully comply within three months of confirmation with any action specified in the ethics agreement.

Based thereon, we believe that this nominee is in compliance with applicable laws and regulations governing conflicts of interest.

Sincerely,

[SIGNATURE]

Walter M. Shaub, Jr.  
Director

Enclosures

October 21, 2013

The Honorable Stephen W. Preston  
General Counsel  
Designated Agency Ethics Official [INFORMATION REDACTED]  
Central Intelligence Agency  
Washington, DC 20505

Dear Mr. Preston,

The purpose of this letter describes the steps I will take to avoid any actual or apparent conflict of interest in the event that I am confirmed for the position of General Counsel, Central Intelligence Agency.

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter that has a direct and predictable effect on my financial interests or those of any person whose interests are imputed to me, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

[SIGNATURE]

Caroline D. Kraus

[INFORMATION REDACTED]



# Executive Branch Personnel PUBLIC FINANCIAL DISCLOSURE REPORT

Date of Appointment, Candidacy, Election, or Nomination (Month, Day, Year)		Reporting Status (Check Applicable Box)		Incumbent <input type="checkbox"/>		Calendar Year Covered by Report		New Entrant, Nominee, or Candidate <input checked="" type="checkbox"/>		Termination Filer <input type="checkbox"/>		Termination Date (If Applicable) (Month, Day, Year)	
Last Name		First Name and Middle Initial		Caroline D.		Department or Agency (If Applicable)		Central Intelligence Agency		Telephone No. (Include Area Code)			
Reporting Individual's Name		Position for Which Filing		General Counsel		Address (Number, Street, City, State, and ZIP Code)		950 Pennsylvania Avenue NW, Washington DC 20530		Title of Position(s) and Date(s) Held		Principal Deputy Assistant Attorney General, Office of Legal Counsel, U.S. Department of Justice (01/2011-present)	
Location of Present Office (or forwarding address)		Position(s) Held with the Federal Government During the Preceding 12 Months (If Not Same as Above)		Presidential Nominees Subject to Senate Confirmation		Name of Congressional Committee Considering Nomination		Do You Intend to Create a Qualified Diversified Trust? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		Subject Committee on Intelligence		Date (Month, Day, Year)	
Certification		I CERTIFY that the statements I have made on this form and all attached schedules are true, complete and correct to the best of my knowledge.		Signature of Reporting Individual		[ SIGNATURE ]		Date (Month, Day, Year)		10/21/13		Signature of Other Reviewer:	
Other Review (If desired by agency)		Agency Ethics Official's Opinion		Signature of Designated Agency Ethics Official/Reviewing Official		[ SIGNATURE ]		Date (Month, Day, Year)		10/22/13		Signature	
On the basis of information contained in this report, I conclude that the filer is in compliance with applicable laws and regulations (subject to any comments in the box below).		Office of Government Ethics		Use Only		[ SIGNATURE ]		Date (Month, Day, Year)		11/21/13		Signature	
Comments of Reviewing Officials (If additional space is required, use the reverse side of this sheet)													

(Check box if filing extension granted & indicate number of days \_\_\_\_\_)   
 (Check box if comments are continued on the reverse side)

**Fee for Late Filing**  
 Any individual who is required to file this report and does so more than 30 days after the date the report is required to be filed, or, if an extension is granted, more than 30 days after the last day of the filing extension period, shall be subject to a \$200 fee.

**Reporting Periods**  
**Incumbents:** The reporting period is the preceding calendar year except Part II of Schedule C and Part I of Schedule D where you must also include the filing year up to the date you file. Part II of Schedule D is not applicable.  
**Termination Filers:** The reporting period begins at the end of the period covered by your previous filing and ends at the date of termination. Part II of Schedule D is not applicable.

**Nominees, New Entrants and Candidates for President and Vice President:**  
**Schedule A--**The reporting period for income (BLOCK C) is the preceding calendar year and the current calendar year up to the date of filing. Value assets as of any date you choose that is within 31 days of the date of filing.  
**Schedule B--**Not applicable.  
**Schedule C, Part I (Liabilities)--**The reporting period is the preceding calendar year and the current calendar year up to any date you choose that is within 31 days of the date of filing.  
**Schedule C, Part II (Agreements or Arrangements)--**Show any agreements or arrangements as of the date of filing.  
**Schedule D--**The reporting period is the preceding two calendar years and the current calendar year up to the date of filing.

Agency Use Only  
 OGE Use Only















Reporting Individual's Name  
Krass, Carline D.

**SCHEDULE A continued**  
(Use only if needed)

Page Number

5

BLOCK A	BLOCK B										BLOCK C										Date (Mo., Day, Yr.) Only if Honorary							
	Valuation of Assets at close of reporting period										Income: type and amount. If "None (or less than \$201)" is checked, no other entry is needed in Block C for that item.																	
	BLOCK B										BLOCK C																	
BLOCK A	BLOCK B										BLOCK C										Date (Mo., Day, Yr.) Only if Honorary							
	Valuation of Assets at close of reporting period										Income: type and amount. If "None (or less than \$201)" is checked, no other entry is needed in Block C for that item.																	
	None (or less than \$1,001)	\$1,001 - \$15,000	\$15,001 - \$50,000	\$50,001 - \$100,000	\$100,001 - \$250,000	\$250,001 - \$500,000	\$500,001 - \$1,000,000	Over \$1,000,000*	\$1,000,001 - \$5,000,000	\$5,000,001 - \$25,000,000	Over \$25,000,001 - \$50,000,000	Over \$50,000,000	None (or less than \$201)	\$201 - \$1,000	\$1,001 - \$2,500	\$2,501 - \$5,000	\$5,001 - \$15,000	\$15,001 - \$50,000	\$50,001 - \$100,000	\$100,001 - \$1,000,000	Over \$1,000,000*	Over \$1,000,001 - \$5,000,000	Over \$5,000,001 - \$25,000,000	Over \$25,000,001 - \$50,000,000	Other Income (Specify Type & Actual Amount)	Date (Mo., Day, Yr.) Only if Honorary		
1 S Poplar Point GP LLC, vacant land (Washington DC)	X																											
2 S Redbrick Associates IV LLC: LLC is GP of Redbrick IV LP (a real estate holding company with mixed use real estate in New York NY, Silver Spring MD, Washington DC, and Arlington VA)				X																								
3 New York NY, Silver Spring MD, Washington DC, and Arlington VA)																												
4 S Compass Global Private Equity Fund 1997 (all underlying assets are below the reporting threshold)		X																										
5 S McKinsey & Co. Profit Sharing Retirement Plan (defined contribution plan); Special Situations Aggressive Fund (Underlying assets are not disclosed as fund does not disclose its underlying assets to investors. I will divest this asset if confirmed.)								X																				
7 S McKinsey & Co. Supplemental Retirement Plan (defined benefit plan)										X																		
8 Line intentionally left blank																												
9 Line intentionally left blank																												

\* This category applies only if the asset/income is solely that of the filer's spouse or dependent children. If the asset/income is either that of the filer or jointly held by the filer with the spouse or dependent children, mark the other higher categories of value, as appropriate.













Reporting Individual's Name  
 Krass, Caroline D.

**SCHEDULE D**

Page Number

9

**Part I: Positions Held Outside U.S. Government**

Report any positions held during the applicable reporting period, whether compensated or not. Positions include but are not limited to those of an officer, director, trustee, general partner, proprietor, representative, employee, or consultant of any corporation, firm, partnership, or other business enterprise or any non-profit organization or educational institution. Exclude positions with religious, social, fraternal, or political entities and those solely of an honorary nature.

Examples	Organization (Name and Address)		Type of Organization	Position Held	From (Mo., Yr.)	To (Mo., Yr.)
	Nat'l Assn. of Book Collectors, NY, NY Doe Jones & Smith, Hometown, State					
1			Non-profit education Law firm	President Partner	6/92 7/85	Present 1/00
2						
3						
4						
5						
6						

None

**Part II: Compensation in Excess of \$5,000 Paid by One Source**

Report sources of more than \$5,000 compensation received by you or your business affiliation for services provided directly by you during any one year of the reporting period. This includes the names of clients and customers of any corporation, firm, partnership, or other business enterprise, or any other

non-profit organization when you directly provided the services generating a fee or payment of more than \$5,000.

You need not report the U.S. Government as a source.

Do not complete this part if you are an Incumbent, Termination Filer, or Vice Presidential or Presidential Candidate.

None

Examples	Source (Name and Address)		Brief Description of Duties
	Doe Jones & Smith, Hometown, State Metro University (client of Doe Jones & Smith), Hometown, State		
1			Legal services Legal services in connection with university construction.
2			
3			
4			
5			
6			