

# HOMELAND SECURITY LAW TRAINING PROGRAM

(HSLTP-801)

## Presenter Bios

**David Palmer** currently serves as the Chief of Staff at the U.S. Department of Homeland Security, Office of the General Counsel. He also served as the Associate General Counsel, Legal Counsel Division. As head of the Legal Counsel Division, Mr. Palmer provided legal advice and guidance on significant litigation, legislative affairs, civil rights, the Freedom of Information Act, privacy issues, and oversight matters that involve the Government Accountability Office and the Office of the Inspector General. Before joining the U.S. Department of Homeland Security, Mr. Palmer served at the U.S. Department of Justice. While at the Department of Justice, Mr. Palmer held a number of positions including Trial Attorney, Special Assistant to the Assistant Attorney General for Civil Rights, and Chief of the Employment Litigation Section. Mr. Palmer is a graduate of Columbia College of Columbia University, and the Case Western Reserve University School of Law.

### Topics:

- Introduction to Office of General Counsel
- Overview of the Homeland Security Act
- Ten Important Things DHS Attorneys Should Know or Do

**Dana Ledger** is a Senior Counsel with the U.S. Secret Service and manages the agency's ethics and appropriations law program. He joined the Secret Service 2008; prior to joining the agency, Mr. Ledger clerked for a U.S. Magistrate Judge. He received his law degree from The George Washington University, a master's degree from Columbia University, and a bachelor's degree from Gettysburg College.

### Topics:

- Law Enforcement Authorities of DHS

**Nikki R. Harding** is Assistant Chief Counsel for Security Threat Assessment Operations for the Transportation Security Administration's Office of Chief Counsel. She joined TSA in 2015 as an Attorney-Advisory and was previously Field Counsel for Newark Liberty International Airport.

Prior to TSA, she worked at the Office of the District Attorney, Bronx County, New York for eighteen years. Her last assignment was Supervising Assistant DA assigned to the Narcotics Bureau, where she participated in the supervision of over 40 attorneys, led the Office's response to resentencing motions pursuant to the Drug Law Reform Acts of 2004, 2005 and 2009, and served as faculty with the Litigation Training Unit in numerous CLE qualified trial training programs. Prior to her position as a supervisor, she worked in Bronx County as a trial assistant in the Narcotics Bureau, the Grand Jury Evaluations Bureau and the Criminal Court Bureau, where she successfully prosecuted homicides and other violent felonies, felony narcotics and various misdemeanor cases.

Ms. Harding received her J.D. from George Washington University in 1997 and her B.A. from the University of Vermont in 1994. She is admitted to practice in the State of New York.

Topic:

#### ● Law Enforcement Authorities of DHS

**John F. Havranek** is the Associate General Counsel for Operations and Enforcement at the Department of Homeland Security, Office of General Counsel and is an Appellate Judge for the U.S. Coast Guard Court of Criminal Appeals. As the Associate General Counsel for the Operations and Enforcement Law Division, John is responsible for providing legal advice concerning DHS enforcement matters, international law, national security matters, operations, and all-hazards incident management, including the provision of legal support to aid in the development and management of policies, plans, exercises, training, and incident management. Secretary Napolitano appointed John to the Coast Guard Court of Criminal Appeals on May 2, 2011. John retired from the U.S. Marine Corps where his last assignment on active duty was serving as the Deputy Legal Counsel to the Chairman of the Joint Chiefs of Staff, specializing in operational law, the law of war, and detention operations. During his military career, John served as a Staff Judge Advocate,

prosecutor, defense counsel, appellate counsel, and Military Judge. John Havranek is originally from Fremont, Nebraska and is a graduate of Creighton University and the Creighton University School of Law.

Topics:

- Law Enforcement Authorities of DHS
- Practical Exercise Lead
- DHS Response to Emergencies and Disasters
- DHS International Law

**Virginia Clay** is a 1990 graduate of the College of William and Mary, where she earned a BA in History. She taught U.S. History to high school students for six years before attending the University of Pennsylvania Law School. At Penn, Ms. Clay was a member of the *Law Review*, a legal writing instructor, and earned her JD *summa cum laude* in 1999. After law school, she served as a law clerk to the Honorable Francis Murnaghan on the U.S. Court of Appeals for the Fourth Circuit. Ms. Clay worked in private practice in Pennsylvania for two years before joining U.S. Customs and Border Protection in 2003 as a General Attorney and legal instructor with the Office of Assistant Chief Counsel (Training) in Glynco, GA. She now serves as a Senior Attorney for CBP.

Topics:

- Immigration Issues and DHS
- Law Enforcement Authorities of DHS

**Maria T. Armas** is an Assistant Chief Counsel with Miami OCC where she has worked both the detained and non-detained dockets for the last 10 years. Previously, she served as an Assistant Attorney General for the State of Florida, Criminal Appeals. Before that, she served as an Assistant General Counsel for the Eleventh Judicial Circuit of Florida. She is currently at the Krome Service Processing Center, detained docket. She is a member of The Florida Bar and has degrees from the University of Southern California (BSBA), University of Florida (MAMC), and the University of Miami, School of Law (JD *cum laude*).

## ●Law Enforcement Authorities of DHS

**Commander Michael Cintron** currently serves as the Deputy Staff Judge Advocate for the Coast Guard's Seventh District.

Prior to this assignment he served as an attorney advisor at the DHS Office of General Counsel. He previously served as a Staff Attorney, Coast Guard Atlantic Area, and a defense counsel at the Navy's Defense Service Office in Norfolk, Virginia. He received his Juris Doctor from Florida Coastal School of Law in December of 2010. He was admitted practice law in Florida in April of 2011.

Commander Cintron received his Bachelors in Science in Government from the United States Coast Guard Academy. Upon receiving his commission he reported onboard USCGC VIGILANT as a Deck Watch Officer. In August 2002 he reported onboard USCGC OCRACOCKE, in San Juan, Puerto Rico, as Executive Officer. In 2004 he reported to Coast Guard Headquarters as the Transfer Training Manager for the Coast Guard's Foreign Military Sales Office. In April of 2006 he assumed command of USCGC ADAK in Manama, Bahrain, where he performed missions in support of Operation Iraqi Freedom. In May of 2007 he assumed command of USCGC FARALLON in Miami Beach, Florida. He was accepted into the Coast Guard's funded legal program in 2008.

Commander Cintron's Individual military awards include two Meritorious Service Medals with the Operational Distinguishing Device, two Coast Guard Commendation Medals with the Operational Distinguishing Device, Coast Guard Achievement Medal with the Operational Distinguishing Device, Navy Achievement Medal and the Commandant's Letter of Commendation. Commander Cintron and his wife, Vanessa, reside in Miami, Florida.

Topics:

## ●Law Enforcement Authorities of DHS

## ●DHS Response to Emergencies and Disasters

**John Miles** is the USCIS Deputy Chief Counsel for Field Management. John has more than twenty years of legal experience in immigration law. He began his career as a law clerk with the Executive Office for Immigration Review. He then served as an attorney in the Office of the General Counsel of the Immigration and Naturalization Service. After joining USCIS, he served as Service Center Counsel at the National Benefits Center and then as the Deputy Chief of the Adjudications Law Division. John received his undergraduate degree in Spanish from Hendrix College, and his Juris Doctorate from the University of Arkansas School of Law.

Topic:

● Immigration Issues and DHS

**Adam Weisholtz** has been an Assistant Chief Counsel with ICE for over 15 years. He was hired by the former INS in 2002, as a member of the Attorney General's Honors Program. From 2013 to 2015, he served as a Special Assistant United States Attorney (SAUSA) prosecuting immigration-related crimes in the Southern District of Florida. From 2001 to 2002 he served as a judicial law clerk on the Fourth District Court of Appeal, in West Palm Beach, Florida. Adam has been training DHS officers and attorneys at FLETC since 2010.

Topic:

● Immigration Issues and DHS

**Nader Baroukh** is a Senior Executive with the United States Department of Homeland Security. Currently, Mr. Baroukh serves as the Associate General Counsel for Immigration in the Office of the General Counsel. Mr. Baroukh's team is responsible for interpreting and providing guidance for the administration and enforcement of the immigration laws of the United States, including deportation and removal, arrest and detention, national security issues, applications for asylum or similar forms of relief and protection from removal, refugee resettlement, immigration benefit processing and adjudications, inspection and admissibility, consular processing of visa applications, and administrative and federal court litigation. Mr. Baroukh has extensive knowledge of immigration laws, the Homeland Security Act, criminal laws related to immigration, and laws

and regulations related to border security, as well as laws dealing with antiterrorism, information & privacy, and constitutional rights under the Fourth and Fifth Amendments. Prior to his current position, Mr. Baroukh served the Department of Homeland Security in several key roles at U.S. Immigration and Customs Enforcement (ICE), including Deputy Principal Legal Advisor for Litigation and the Deputy Chief of the National Security Law Division. Mr. Baroukh began his legal career through the Department of Justice's Honors program, where he served as an attorney with the Immigration and Naturalization Service (INS) in the Los Angeles District Counsel's office. While at INS, Mr. Baroukh worked on a number of national security and complex fraud-related cases. Mr. Baroukh received his J.D. from the University of Virginia School of Law in 1999, where he was Manuscript Editor of the Virginia Journal of Social Policy and the Law, and his B.A. in Legal Studies and Psychology from Chapman University. He is a Harry S. Truman Scholar and was selected as a Coro Fellow. Prior to law school, Mr. Baroukh worked as a Policy Analyst in the Department of Justice, Criminal Division, Office of Policy and Legislation. Mr. Baroukh is an avid cyclist and committed civic leader, currently serving as a Council Member in the City of Falls Church in Virginia. Previously, he served as the Mayor of Falls Church.

Topic:

## ● Immigration Issues and DHS

**Robert Parker** Deputy Associate Chief Counsel – Response Directorate, serves as FEMA's Deputy Associate Chief Counsel for Response, tasked with providing legal counsel to the FEMA Assistant Administrator for Response and the Headquarters Response Senior Staff including response logistics operations. The team also provides counsel to the National Response Coordination Center (NRCC), and the National Watch Center (NWC).

Parker is a native of Chicago, Illinois, a graduate of Georgetown University, (BSBA) and Chicago-Kent College of Law, (JD). He was commissioned as a Judge Advocate in the U.S. Navy and served both on active duty and in the Naval Reserve. He retired as a Captain in 2009.

Prior to joining FEMA in 2004, Parker was in private practice in Chicago, Illinois. In 1999 he was called to active duty with the U.S. Navy and

served on active duty through the attacks of 9/11. In 2004 he was released from active military service and joined FEMA as a Field Attorney with follow-on assignments as counsel to Federal Coordinating Officers at Joint Field Offices in Indianapolis, Indiana, Harrisburg, Pennsylvania, Asheville, North Carolina, Baton Rouge/New Orleans, Louisiana and Albany, New York. Parker serves as an instructor at the Emergency Management Institute's (EMI) Introduction to OCC Field Operations and Advanced Attorney Training Courses and is a member of the Department of Homeland Security's (DHS) Office of General Counsel Crisis Cell.

Topic:

### ●DHS Responses to Emergencies and Disasters

**Tim Miller** is a Subject Matter Expert on the Use of Force with the Legal Division at the Federal Law Enforcement Training Center (FLETC) in Glynco, Georgia. He was previously the Branch Chief for the Legal Division in charge of basic and advanced legal training at the Federal Law Enforcement Training Center. Mr. Miller joined the United States Marine Corps in 1984 after taking the Illinois state bar exam. During 20-years of service, he served as a prosecutor, defense counsel, military judge, and staff judge advocate. He was the Staff Judge Advocate for the 15th Marine Expeditionary Unit (MEU). The MEU spearheaded Operation Restore Hope on December 9, 1992 to provide humanitarian assistance to the civilian war-torn and famine stricken country of Somalia, Africa. He deployed again after September 11, 2001. This time he was the Staff Judge Advocate for Joint Task Force 160, which was responsible for detention operations for suspected Al Qaeda and Taliban terrorists at the Guantanamo Bay Naval Base in Cuba. His third deployment was in 2003. Again he was the Staff Judge Advocate; this time for a large logistics command supporting Operation Iraqi Freedom. Mr. Miller retired from the Marine Corps in July 2004 and joined the Legal Division that same month. He was a Senior Instructor for two years and accepted the Branch Chief position in 2006. Tim received a Bachelor of Science Degree and JD from Southern Illinois University at Carbondale, Illinois. He received his LLM from the Army Judge Advocate General's School in Charlottesville, Virginia.

Topic:

### ●Use of Force Instruction and Practical Exercise

**Bryan R. Lemons** is the Deputy Assistant Director, Mission and Readiness Support Directorate, at the Federal Law Enforcement Training Centers (FLETC) in Glynco, Georgia. After graduating in 1989 from Central Methodist University with a Bachelor of Arts Degree in Political Science and History, Mr. Lemons attended the St. Louis University School of Law, receiving his Juris Doctorate in 1992. He received his Master's degree in Public Administration from Valdosta State University in December 2011. Mr. Lemons is a 2007 graduate of the Federal Executive Institute's Leadership in a Democratic Society Program, and a 2009 graduate of the Department of Homeland Security's Senior Executive Service Candidate Development Program.

From 1989 to 1999, Mr. Lemons served as a commissioned officer in the United States Marine Corps, performing a wide-range of duties, including billets as an Environmental Attorney, Trial Defense Counsel, Legal Advisor, and Prosecuting Attorney. He joined the FLETC Legal Division in 1999 as a Senior Legal Instructor, and was promoted to Branch Chief over basic training programs in May of 2001. In April of 2004, he became the Branch Chief over advanced training programs. In August of 2005, Mr. Lemons was promoted to be the Chief of the Environmental and Safety Division at FLETC, and then became the Deputy Assistant Director, Office of Operations Support, Administration Directorate, in October of 2006. He held this position until June of 2008, when he assumed duties as the Deputy Assistant Director, Officer of Training Operations, Glynco Training Directorate. From March of 2010 to January 2012, Mr. Lemons was detailed to the College of Coastal Georgia under a loaned executive program, and served as the Assistant Vice President for Organizational Development and Legal Affairs. In this position, he was responsible for providing advice and counsel to the College President on issues related to the administration of the institution and the execution of its core educational mission.

Mr. Lemons has published a variety of articles on topics related to law enforcement in a myriad of publications, including *Police Chief Magazine*, the *University of Pennsylvania Journal of Labor and Employment Law*, and the *Brigham Young University Law and Education Journal*. He formerly served as the Secretary of the Legal Officers Section of the International Association of Chiefs of Police (IACP), and was invited in 2002, 2003, and 2004 to make presentations at the IACP annual conference. Active within the community, Mr. Lemons was a member of the Board of Directors of the

Glynn Community Crisis Center from 2012-2015, and has been an adjunct faculty member at the College of Coastal Georgia since 2013 teaching in the School of Business and Public Management.

Topic:

●First Amendment Issues in the Workplace

**Diane Buchli** graduated from the University of North Dakota (UND) in 1991 with a B.S. in Criminal Justice Studies and from the UND School of Law in 1994. Following law school, Diane served on active duty for three years as an officer in the U.S. Army Judge Advocate General's (JAG) Corps at Fort Huachuca, Arizona. In this capacity, she served as a Legal Assistance Attorney, Administrative Law Attorney, Prosecutor, and also as a Special Assistant United States Attorney (SAUSA), prosecuting civilian misdemeanor offenses committed within the Federal jurisdiction and reviewing and providing recommendations on Federal felony charges to the U.S. Attorney. Ms. Buchli then served in the Army Reserve JAG Corps for an additional three years as her Reserve Unit's Chief of Legal Assistance at the same time she served as a Deputy District Attorney in the Office of the District Attorney (DA) for the Eighth Judicial District in Fort Collins, Colorado. Ms. Buchli spearheaded the DA's Domestic Violence Fast Track Program, was a Board Member of the Domestic Abuse Intervention Program, and was the DA representative in the Juvenile Drug Court Program, which was one of the first programs of this kind in the nation. Ms. Buchli has worked at the Federal Law Enforcement Training Centers Office of Chief Counsel since 2000, specializing in the areas of labor, employment, and administrative law.

Topic:

●Employment & Labor Law

**Ferne Mosley** is a Deputy Ethics Official in the Office of the General Counsel having started at DHS Headquarters in May of 2007. Prior to joining DHS Headquarters, Ferne was a Senior Ethics Counsel at the Transportation Security Administration's Chief Counsel's Office beginning in 2002, soon after the agency's creation. Ferne has served over 23 years in the Executive Branch as an ethics attorney providing guidance and counsel on the Ethics in Government Act of 1978, as amended, the

criminal conflict of interest laws and related conduct regulations, the STOCK Act, the Hatch Act, and financial disclosure review and certification. Her primary clients at the Department include the Science & Technology Directorate, the Office of Counter Weapons of Mass Destruction, and the Office of the General Counsel. She is a graduate of the University of Pittsburgh and the University of Maryland Francis King Carey School of Law.

In her spare time, she performs pro bono work with the Maryland Volunteer Lawyers Service assisting clients with the preparation of criminal expungement petitions. She is a native of Pittsburgh, PA and a lifelong Steelers fan. Her hobbies include aerobics, tennis, and spending time with her two goddaughters. She lives in Bowie, Maryland.

Topic:

#### ●Ethics

**Armand Hill** provides legal guidance on technology transfer and multimedia matters. Prior to joining OGC, he worked in the Office of the Secretary as a member of Secretary's Briefing Staff. He received his J.D. from Howard University School of Law, and a B.A. in Political Science from Hampton University. He has received the General Counsel's Excellence Award as a member of the Intellectual Property Team in 2014 and received awards from the Under Secretary of the DHS Science and Technology Directorate in both 2015 and 2016.

Topic:

#### ●Intellectual Property

**Lesley Stein** is the Deputy Associate General Counsel for Regulatory Affairs in the Office of the General Counsel at the U.S. Department of Homeland Security (DHS). The Office of the General Counsel's Regulatory Affairs Law Division provides leadership and legal support for regulatory and administrative law matters across DHS. Ms. Stein previously served as an Attorney Advisor in the Regulatory Affairs Law Division. Prior to joining DHS, Ms. Stein served as an Attorney Advisor in the Regulations and Legislation Division of the U.S. Department of Housing and Urban Development (HUD)'s Office of the General Counsel. Ms. Stein began her

legal career as an Honors Attorney at HUD. Ms. Stein graduated from Case Western Reserve University School of Law in Cleveland, Ohio, with a specialization in Public Law and Regulatory Institutions. She obtained her Bachelor of Science in Journalism, *summa cum laude*, from Ohio University in Athens, Ohio. Prior to law school, Ms. Stein was the Marketing Director for the Pro Football Hall of Fame Enshrinement Festival in Canton, Ohio.

Topic:

● Regulations and Legislative Affairs

**Victoria Rapoport** is an Attorney-Advisor with the Legislative Affairs group in the Office of the General Counsel at the U.S. Department of Homeland Security (DHS). Mrs. Rapoport primarily focuses on legislative issues regarding law enforcement, intelligence and information sharing, customs and trade law, and border and maritime security. Mrs. Rapoport joined the Legislative Affairs team in 2011 after completing the DHS honors program. As an honors attorney, Mrs. Rapoport worked with ICE, CBP, Technology Programs and the Operations and Enforcement Law Division.

Mrs. Rapoport graduated from UCLA with a B.S. in political science and art history. She received her J.D. from the University of San Diego, where she served as an editor with the San Diego International Law Journal.

Topic:

● Regulations and Legislative Affairs

**Michael H. Saltalamachea** is the Assistant General Counsel for Appropriations and Fiscal Law for the Department of Homeland Security. Mr. Saltalamachea's career as a federal attorney began with the U.S. Army Corps of Engineers in 2002 working primarily in federal procurement and transitioning to a primary focus on fiscal and appropriations law with the Federal Emergency Management Agency prior his current role with the Department. Mr. Saltalamachea is a graduate of the University of Illinois College of Law and a member of the Georgia bar.

Topic:

●Fiscal and Procurement Law

**Kristin Bergman** is an attorney-advisor in the Intelligence Law Division of the Office of the General Counsel at the Department of Homeland Security, where she provides dedicated legal support to the Department's bulk data sharing efforts in support of national and homeland security missions and the media exploitation activities of the DHS Joint Analysis Group. She also provides legal advice and counsel on I&A's Intelligence Oversight Program and Guidelines, as well as Freedom of Information Act requests and litigation related to the Department's intelligence activities. Prior to joining the Department, Ms. Bergman pursued a legal fellowship with the Reporters Committee for Freedom of the Press. Ms. Bergman earned her B.A. with honors in Literatures and Cultures in English from Brown University and her J.D. cum laude from William & Mary Law School, where she served as Senior Articles Editor for the William & Mary Bill of Rights Journal.

Topic:

●Intelligence Sharing

**Bill Dooley** currently serves as the Chief, IT Business Management Division at the Federal Law Enforcement Training Centers (FLETC). In this role, he oversees FLETC's Information Resources Management Program, which is comprised of a number of enterprise-wide programs that are closely coordinated and integrated with the various FLETC information technology (IT) programs, all FLETC lines of business, and the corresponding programs at the Department of Homeland Security. These programs include the IT Budget, Financial, and Portfolio Management Programs; the IT Capital Planning and Investment Control Program; the Section 508 Program; and the Information Management Programs (Records Management, Privacy, Disclosure/Freedom of Information Act, and Information Collection/Forms Management Programs). Mr. Dooley has managed FLETC's Freedom of Information Act and Privacy Act programs since 1997. Prior to that, he spent five years as a civilian employee of the United States Air Force, working in the Information Management field, focusing on Records Management, Freedom of Information Act, and Privacy Act programs.

Topic:

●FOIA & Privacy Act

**Kemba Eneas Walden** is currently an Attorney-Advisor in the National Protection & Programs Directorate (NPPD) legal division where she focuses on cybersecurity law. The National Protection & Programs Directorate is responsible for cybersecurity, telecommunications, biometrics and infrastructure resilience, operating with a budget over \$3 billion and a workforce of almost 4,000. Ms. Walden works on a team of attorneys who negotiate complex technology agreements, provide daily operational support to a cybersecurity operations center, draft and negotiate legislation, and support her client's efforts to promote appropriate cybersecurity risk management decisions in critical industries such as the financial and energy sectors.

Prior to NPPD, Ms. Walden was the primary legal advisor to the DHS representative to the Committee on Foreign Investment in the United States (CFIUS) and worked on constitutional issues in connection with border searches involving technology. Prior to joining DHS in 2009, she practiced international trade law at the U.S. Department of Commerce and in private practice, and served as a law clerk to the Honorable Carl E. Stewart, Chief Judge of the U.S. Court of Appeals for the Fifth Circuit. Ms. Walden graduated from Hampton University in Hampton, Virginia with a B.A. in Political Science, from Princeton University's Woodrow Wilson School of Public and International Affairs with a Master in Public Affairs, and from Georgetown University Law Center. Ms. Walden also holds a Global Information Assurance Certification (GIAC) in the Law of Data Security & Investigations.

Topic:

●Cyber Security