



U.S. Department of Justice

Washington, D.C. 20530

FEB 27 2017

Walter M. Shaub, Jr.
Director
Office of Government Ethics
1201 New York Avenue, NW
Suite 500
Washington, DC 20005-3919

Dear Mr. Shaub:

In accordance with the provisions of Title I of the Ethics in Government Act of 1978, as amended, I am forwarding the financial disclosure report of Rachel Brand. President Trump has nominated Ms. Brand to serve as Associate Attorney General of the United States.

We have conducted a thorough review of the enclosed report. The conflict of interest statute, 18 U.S.C. § 208, requires that Ms. Brand recuse herself from participating personally and substantially in any particular matter in which she knows that she has a financial interest directly and predictably affected by the matter, or in which she knows that a person whose interests are imputed to her has a financial interest directly and predictably affected by the matter, unless she first obtains a written waiver, pursuant to Section 208(b)(1), or qualifies for a regulatory exemption, pursuant to Section 208(b)(2). Ms. Brand understands that the interests of the following persons are imputed to her: her spouse; minor children; any general partner of a partnership in which she is a limited or general partner; any organization in which she serves as an officer, director, trustee, general partner or employee; and any person or organization with which she is negotiating or has an arrangement concerning prospective employment. In determining whether a particular matter has a direct and predictable effect on her financial interests or on those of any other person whose interests are imputed to her, Ms. Brand will consult with Department of Justice ethics officials.

Upon confirmation, Ms. Brand will resign from her positions with the following entities: Doorways for Women and Families; Little Falls Presbyterian Foundation; and George Mason University Antonin Scalia Law School. In addition, Ms. Brand resigned from her position with the U.S. Chamber Litigation Center in August 2016. For a period of one year after her resignation from each of these entities, she will not participate personally and substantially in any particular matter involving specific parties in which she knows that entity is a party or represents a party, unless she is first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

Ms. Brand's spouse is currently a partner with the law firm of Sidley Austin, LLP. For as long as her spouse continues to work for Sidley Austin, LLP, she will not participate personally and

substantially in any particular matter that to her knowledge has a direct and predictable effect on the financial interests of the firm, unless she first obtains a written waiver, pursuant to 18 U.S.C. § 208(b)(1). She also will not participate personally and substantially in any particular matter involving specific parties in which she knows a client of her spouse is a party or represents a party, unless she is first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

If Ms. Brand relies on a *de minimis* exemption under 5 C.F.R. § 2640.202 with regard to any of her financial interests in securities, she will monitor the value of those interests. If the aggregate value of interests affected by a particular matter increases and exceeds the *de minimis* threshold, she will not participate personally and substantially in the particular matter that to her knowledge has a direct and predictable effect on the interests, unless she first obtains a written waiver pursuant to 18 U.S.C. § 208(b)(1).

If Ms. Brand has a managed account or otherwise uses the services of an investment professional during her appointment, she will ensure that the account manager or investment professional obtains her prior approval on a case-by-case basis for the purchase of any assets other than cash, cash equivalents, investment funds that qualify for the exemption at 5 C.F.R. § 2640.201(a), obligations of the United States, or municipal bonds.

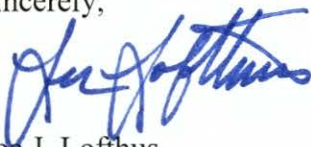
She will meet in person with Department ethics officials during the first week of her service in the position of Associate Attorney General in order to complete the initial ethics briefing required under 5 C.F.R. § 2638.305. Within 90 days of her confirmation, she will document her compliance with this ethics agreement by notifying Department ethics officials in writing when she has completed the steps described in this ethics agreement.

Ms. Brand understands that as an appointee she will be required to sign the Ethics Pledge (Exec. Order No. 13770) and that she will be bound by the requirements and restrictions therein in addition to the commitments she has made in this ethics agreement.

Ms. Brand has been advised that this ethics agreement will be posted publicly, consistent with 5 U.S.C. § 552, on the website of the U.S. Office of Government Ethics with ethics agreements of other Presidential nominees who file public financial disclosure reports.

Based on the above agreements and counseling, I am satisfied that the report presents no conflicts of interest under applicable laws and regulations and that you can so certify to the Senate Judiciary Committee.

Sincerely,



Lee J. Lofthus
Assistant Attorney General
For Administration and
Alternate Designated Agency Ethics Official

NOMINEE STATEMENT

I have read the attached Ethics Agreement signed by Lee J. Lofthus, Assistant Attorney General and Designated Agency Ethics Official, on February 27, 2017 and I agree to comply with the conflict of interest statute and regulations, and to follow the procedures set forth in the agreement. I understand that as an appointee I will be required to sign the Ethics Pledge and that I will be bound by the requirements and restrictions therein in addition to the commitments I have made in this ethics agreement.



Rachel Brand

2-27-2017
Date