

**ASAP Annual Symposium & Training Conference
December 7-8, 2011
National Archives and Records Administration – Washington, D.C.**

Speaker Bios

Opening Remarks – The Honorable David S. Ferriero, Archivist of the United States

David S. Ferriero was confirmed as 10th Archivist of the United States on November 6, 2009. Previously, Mr. Ferriero served as the Andrew W. Mellon Director of the New York Public Libraries (NYPL). He was part of the leadership team responsible for integrating the four research libraries and 87 branch libraries into one seamless service for users, creating the largest public library system in the United States and one of the largest research libraries in the world. Mr. Ferriero was in charge of collection strategy; conservation; digital experience; reference and research services; and education, programming, and exhibitions. Among his responsibilities at the NYPL was the development of the library's digital strategy, which currently encompasses partnerships with Google and Microsoft, a web site that reaches more than 25 million unique users annually, and a digital library of more than 750,000 images that may be accessed free of charge by any user around the world. Before joining the NYPL in 2004, Mr. Ferriero served in top positions at two of the nation's major academic libraries, the Massachusetts Institute of Technology in Cambridge, MA, and Duke University in Durham, NC. In those positions, he led major initiatives including the expansion of facilities, the adoption of digital technologies, and a reengineering of printing and publications. Mr. Ferriero earned bachelor's and master's degrees in English literature from Northeastern University in Boston and a master's degree from the Simmons College of Library and Information Science, also in Boston. After serving in the Navy during the Vietnam War, he started in the humanities library at MIT, where he worked for 31 years, rising to associate director for public services and acting co-director of libraries. In 1996, Mr. Ferriero moved to Duke University, where he served as University Librarian and Vice Provost for Library Affairs until 2004. At Duke, he raised more than \$50 million to expand and renovate the university's library and was responsible for instructional technology initiatives, including overseeing Duke's Center for Instructional Technology.

Keynote Address – The Honorable Chief Judge Royce C. Lamberth

Royce C. Lamberth was appointed United States District Judge for the District of Columbia on November 16, 1987. He became Chief Judge on May 1, 2008. Judge Lamberth, a native of San Antonio, Texas, graduated from the University of Texas, receiving a B.A. degree in 1966 and from the University Of Texas School Of Law, receiving an LL.B degree in 1967. He served as a Captain in the Judge Advocate General's Corps of the United States Army from 1968 to 1974. After service at Fort Bragg, North Carolina, and in Vietnam, Judge Lamberth served in the Litigation Division of the Office of the Judge Advocate General of the Army at the Pentagon from 1971 to 1974. Judge Lamberth served as an Assistant United States Attorney for the District of Columbia from 1974 to 1987. He was Chief of the Civil Division of the United States Attorney's Office, 1978 - 1987. Judge Lamberth is married to the former Janis K. Jost of San Antonio. He is former Chairman of the Federal Litigation Section of the Federal Bar Association, and a member of the American Bar Association and the Bar Association of the District of Columbia, and the District of Columbia Bar. Judge Lamberth is also former Chairman of the Professional Ethics Committee of the Federal Bar Association. The Federal Bar Association's Model Rules of Professional Conduct for Federal Lawyers, finally approved in October 1990, were drafted by Judge Lamberth's Committee. Judge Lamberth was appointed by Chief Judge Rehnquist to be the Presiding Judge of the United States Foreign Intelligence Surveillance Court on May 19, 1995. His appointment ended on May 19, 2002. Judge Lamberth served as a member of the Committee on Automation and Technology of the Judicial Conference of the United States from 1990 to 1996. From 2003 to 2008, Judge Lamberth served as Chairman of the Committee on Inter-Circuit Assignments of the Judicial Conference of the United States.

Hot Trends in FOIA

Carmen L. Mallon serves as Chief of Staff for the Office of Information Policy at the United States Department of Justice. The Office of Information Policy is responsible for managing the Department's responsibilities related to the Freedom of Information Act (FOIA), coordinating and implementing policy development and compliance government-wide for the FOIA, processing FOIA requests for access to records of the senior leadership offices of the Department and adjudicating administrative FOIA appeals from denials by all Department components. In her position as Chief of Staff, Ms. Mallon oversees the day-to-day operations of the Office and holds primary responsibility for the work performed by

the Initial Request Staff. The Initial Request Staff processes FOIA requests for the senior leadership offices which comprise the Offices of the Attorney General, Deputy Attorney General, Associate Attorney General, Legal Policy, Legislative Affairs, Public Affairs, and Intergovernmental and Public Liaison. Ms. Mallon has been with the Department of Justice since 1987, serving in both the Civil Division and the Office of Information Policy. During her tenure in the Department, Ms. Mallon has held various positions working with the Freedom of Information Act and was recently promoted to Chief of Staff for the Office of Information Policy. Ms. Mallon received a Bachelor of Arts degree in Political Science from Towson State University in 1987. Ms. Mallon currently serves on the ASAP Board of Directors as secretary.

Kirsten Mitchell joined OGIS in May 2010. She spent two years at the Reporters Committee for Freedom of the Press and a year at the Sunshine in Government Initiative, a coalition of media groups that worked to gain passage of the OPEN Government Act of 2007, which created OGIS. A former journalist, most recently with the New York Times Co., Kirsten frequently used state and federal records to shine a light on how government operates. Her involvement in a federal press freedom case fueled her interest in transparency issues. Kirsten earned her Bachelor of Arts degree from Mary Washington College and her Master of Arts degree in journalism and public affairs from American University.

Sean Moulton is the Director of the Federal Information Policy program at OMB Watch. Sean is an established expert in the mechanisms of the federal government as they apply to public access to information, secrecy classifications, platforms for openness (such as USAspending.gov), and general transparency policies. Recently, Sean directed a two-year project to collaboratively develop government transparency recommendations for the Obama administration with input from more than 100 groups from across the political spectrum. Sean also oversaw the development of FedSpending.org, a groundbreaking website that opened trillions of dollars in federal spending to public searches. Before joining OMB Watch, Sean worked as a Tax Policy Analyst at Friends of the Earth, where he sought to end environmentally harmful tax subsidies. For several years before that, Sean was a research fellow and contract employee at the U.S. Environmental Protection Agency, working on innovative environmental compliance programs tailored to particular industry sectors.

Classification: To Be or Not to Be

Moderator: Elizabeth (Liza) Goitein co-directs the Brennan Center for Justice's Liberty and National Security Program, which seeks to advance effective national security policies that respect constitutional values and the rule of law. Before coming to the Brennan Center, Ms. Goitein served as counsel to Senator Feingold, Chairman of the Constitution Subcommittee of the Senate Judiciary Committee. In that capacity, she handled a variety of liberty and national security matters, with a particular focus on government secrecy and privacy rights. She also worked on matters involving immigration, juvenile justice, sentencing, prisoner re-entry, and First Amendment issues. Previously, she was a trial attorney in the Federal Programs Branch of the Civil Division of the Department of Justice. Ms. Goitein is the lead author of the Brennan Center's report, *Reducing Overclassification Through Accountability*. Her writing also has been featured in major newspapers including the *New York Times*, the *Washington Post*, the *Boston Globe*, the *San Francisco Chronicle*, and the *Philadelphia Inquirer*, as well as prominent outlets such as *Roll Call*, the *National Law Journal*, and the *Huffington Post*. She has appeared on national television and radio shows including the *PBS NewsHour* and National Public Radio's *On The Media*. Ms. Goitein graduated from the Yale Law School in 1998 and clerked for the Honorable Michael Daly Hawkins on the U.S. Court of Appeals for the Ninth Circuit.

Steven Aftergood is a senior research analyst at the Federation of American Scientists. He directs the FAS Project on Government Secrecy, which works to reduce the scope of government secrecy and to promote reform of official secrecy practices. He writes *Secrecy News*, an **email newsletter** (and **blog**) which reports on new developments in secrecy policy and provides direct public access to official records of policy value that have been suppressed, withdrawn or that are simply hard to find. In 1997, Mr. Aftergood was the plaintiff in a Freedom of Information Act lawsuit against the Central Intelligence Agency which led to the declassification and publication of the total intelligence budget (\$26.6 billion in 1997) for the first time in fifty years. In 2006, he won a FOIA lawsuit against the National Reconnaissance Office for release of unclassified budget records. Mr. Aftergood is an electrical engineer by training (B.Sc., UCLA, 1977) and has published research in solid state physics. He joined the FAS staff in 1989. He has authored or co-authored papers and essays in *Scientific American*, *Science*, *New Scientist*, *Journal of Geophysical Research*, *Journal of the Electrochemical Society*, and *Issues in Science and Technology*, on topics including space nuclear power, atmospheric effects of launch vehicles, and government information policy. For his work on confronting government secrecy, Mr. Aftergood has received the Electronic Frontier Foundation Pioneer Award (2010), the James Madison Award from the American Library Association (2006), the Public Access to Government Information Award from the American Association of Law Libraries (2006), the Hugh M. Hefner First Amendment Award from the Playboy Foundation (2004), and the Golden

Candle Award from Open Source Solutions (1997). The Federation of American Scientists, founded in 1945 by Manhattan Project scientists, is a non-profit national organization of scientists and engineers concerned with issues of science and national security policy.

Mr. John Fitzpatrick's was appointed the Director of the Information Security Oversight Office, with the approval of the President, on 1 August 2011. He leads the Office in carrying out the President's programs to improve transparency, openness, and access to information while ensuring that classified national security information is properly protected. These programs include the Controlled Unclassified Information Office, the Public Interest Declassification Board, the Interagency Security Classification Appeals Panel, as well as oversight of the National Industrial Security Program and the program for classified national security information for State, Local Tribal and Public Sector Entities. Before joining ISOO, Mr. Fitzpatrick served as the Assistant Deputy Director of National Intelligence for Security, the principal advisor to the Director of National Intelligence on matters regarding the protection of national intelligence and intelligence sources and methods. Mr. Fitzpatrick also served as the Intelligence Community lead for Executive Branch efforts to transform security clearance processes across the U.S. Government. Previously, Mr. Fitzpatrick served as a member of the Senior Intelligence Service in a range of security and administrative disciplines at the Central Intelligence Agency (CIA) and the National Reconnaissance Office (NRO). Mr. Fitzpatrick was awarded the Office of the Secretary of Defense Exceptional Civilian Service Award in October 2008. He holds a bachelor's degree in Economics and Psychology from the College of William and Mary and is a member of the Senior Executive Service.

Martin Faga, former ASAP member retired as president and chief executive officer of The MITRE Corporation in 2006, after serving in that role for six years. Prior to his promotion to president and CEO in May 2000, Mr. Faga was executive vice president. Earlier, he was senior vice president and general manager of MITRE's Center for Integrated Intelligence Systems, one of the two units operating under the Department of Defense (DoD)-sponsored Command, Control, Communications, and Intelligence (C3I) federally funded research and development center. This center serves the DoD and intelligence community sponsors in the integration of intelligence systems, from sensor technology through presentation to the ultimate user. Before joining MITRE, Mr. Faga served from 1989 until 1993 as Assistant Secretary of the Air Force for Space, where he was responsible for overall supervision of Air Force space matters. At the same time, he served as director of the National Reconnaissance Office (NRO), responsible to the Secretary of Defense and the Director of Central Intelligence for the development, acquisition, and operation of all U.S. satellite reconnaissance programs. Other facets of Mr. Faga's career include service as a staff member of the Permanent Select Committee on Intelligence of the House of Representatives, where he headed the program and budget staff, as an engineer at the Central Intelligence Agency, and as an R&D officer in the Air Force. Mr. Faga has been awarded the National Intelligence Distinguished Service Medal, the Department of Defense Distinguished Public Service Medal, the Air Force Exceptional Civilian Service Medal, and the NASA Distinguished Service Medal. In 2004, he was awarded the Intelligence Community Seal Medallion. He received master's and bachelor's degrees in electrical engineering from Lehigh University in 1964 and 1963. Mr. Faga has served on the Commission for the Protection and Reduction of Government Secrecy, the Jeremiah Panel to review the mission and organization of the NRO, several Defense Science Board Task Forces, and the National Commission for the Review of the NRO. He is a Fellow of the National Academy of Public Administration, and is a member of the board of directors of Alliant Techsystems, GeoEye, the Association for Intelligence Officers, and the Space Foundation. He served on the board of directors of Electronic Data Systems. He has served on the President's Intelligence Advisory Board and currently serves on the Public Interest Declassification Board. The Public Interest Declassification Board is an advisory committee established by Congress in order to promote the fullest possible public access to a thorough, accurate, and reliable documentary record of significant U.S. national security decisions and activities.

The New News Media and Fees – Should the Fee Provisions of the FOIA be Overhauled?

Moderator: Jim Hogan is responsible for the formulation and implementation of FOIA policy guidance for the Department of Defense on behalf of the DoD Chief FOIA Officer, the Director of Administration and Management. Additionally, he has oversight of the administrative processing of all FOIA litigation cases and appeals for the Office of the Secretary of Defense, the Joint Staff, the Combatant Commands, and DoD Field Activities. A recognized FOIA instructor in the Federal government, Jim conducts FOIA training for the Department of Defense, the Departments of Justice and Energy, and the American Society of Access Professionals. His experience as an action officer includes the processing of over 3000 FOIA requests and appeals, many involving very sensitive and difficult issues. Jim is a retired Air Force Lieutenant Colonel, and initially was assigned to the DoD FOIA Office while on active duty in 1995. While in the Air Force, Jim served as an Instructor Navigator in KC-135, EC-135, and T-43 aircraft and as Assistant Professor of

Philosophy at the U.S. Air Force Academy. Jim earned his undergraduate degree at Grove City College and his Master's degree at The Ohio State University.

Kathy Ray has served as the Department of Transportation's FOIA Officer since 2003. As Departmental FOIA Officer, Kathy provides leadership and direction to the Department's 12 components, develops formal and informal FOIA guidance, conducts monthly meetings with DOT-wide administrative and legal FOIA contacts, and oversees preparation of the FOIA annual report and the Chief FOIA Officer's report. She conducts reviews of the components' FOIA programs, makes recommendations for improvement, and monitors implementation activity. Along with the Chief FOIA Officer, she meets annually with the heads of the components to discuss strengths and weaknesses of their respective FOIA programs. Kathy also serves as the FOIA Officer for the Office of the Secretary for Transportation. In this capacity, she oversees the work of a FOIA team and personally handles some of the more complex, controversial, and sensitive requests. Prior to her current position, Kathy served as the FOIA Officer in two components within the Department of Transportation -- the Federal Motor Carrier Safety Administration (2001–2003) and the Federal Highway Administration (1999-2001).

Kevin M. Goldberg is Special Counsel at Fletcher, Heald & Hildreth, P.L.C. His expertise is in First Amendment, Freedom of Information Act, and intellectual property issues, particularly copyright and trademark matters encountered by content creators and users, with a particular eye toward threats affecting publication on the Internet. Kevin serves as both counselor to and advocate for several major press organizations including, among others, the American Society of News Editors and the Association of Capitol Reporters and Editors (the nation's only trade association for reporters covering state government). He offers legal guidance on organizational matters such as corporate formation, drafting of bylaws and membership policies, and acquisition and compliance with non-profit tax status. Kevin is also experienced as an advocate before federal and state legislatures and executive agencies. He has had a hand in the drafting and passage of several major bills revising the federal Freedom of Information Act, similar state acts, state laws affecting defamation, copyright, and personal privacy. He has prepared or assisted in the preparation of testimony for members of client organizations testifying before the United States Congress and has himself testified regarding Freedom of Information Act implementation. Finally, Kevin conducts training service in pursuit of open government. He is the youngest of the current 56 members in the Hall. He has also written several articles on important media issues, is a regular speaker at local and national conferences and has appeared on major media such as MSNBC, NPR and Fox Television as a legal expert. He has organized and presented workshops on newsgathering and publication issues as part of the "Speakers and Specialists" program for the United States Department of State at United States embassies worldwide, for national and international press freedom organizations such as the International Center for Journalists, the International Research and Exchanges Board, the American University's Washington College of Law, and the Newseum. He was also a member of the United States delegation to the International Telecommunications Union's Plenipotentiary Conference in Turkey in 2006.

Nate Jones is the FOIA Coordinator for the Archive. He oversees the thousands of FOIA and MDR requests and hundreds of FOIA and MDR appeals that the Archive submits each year. He acts as liaison between Archive analysts and government FOIA officers, and serves as the Archive's FOIA counselor to the public. He is also the editor of the Archive's blog and manages its social media. He authored the Archive's 2010 and 2011 FOIA Audits, *Sunshine and Shadows: The Clear Obama Message for Freedom of Information Meets Mixed Results and Glass Half Full: But Many Federal Agencies Lag in Fulfilling Obama's Openness Pledge*. He earned his MA in Cold War History from The George Washington University, where he wrote his thesis on--and submitted FOIA requests about--the 1983 "Able Archer" nuclear war scare.

Records Management: Risk and Success Factors

Moderator: Patrice McDermott joined OpenTheGovernment.org as Director in 2006. OpenTheGovernment.org is a coalition of consumer and good government groups, environmentalists, journalists, library groups, labor and others united to make the federal government a more open place in order to make us safer, strengthen public trust in government, and support our democratic principles. Dr. McDermott is a frequent speaker on public access issues and is the author of *Who Needs to Know? The State of Public Access to Federal Government Information (2008 Bernan)*. She previously served as Deputy Director of the Office of Government Relations at the American Library Association Washington Office. She joined ALA in December 2001, after having served for 8 years as the senior information policy analyst for OMB Watch, and having worked at the National Archives and Records Administration. She was awarded her doctorate from the University of Arizona in political science and received an M.Ln. in library and information management from Emory University.

Anne Weismann serves as Citizens for Responsibility and Ethics in Washington's Chief Counsel. Prior to joining CREW, Ms. Weismann served as Deputy Chief of the Enforcement Bureau at the Federal Communications Commission, where she had responsibility for all of the Bureau's telecommunications matters. Before that, she worked in the Civil Division of the Department of Justice, where she served as an Assistant Branch Director with supervisory responsibility over banking litigation, housing litigation and, from 1995 until 2002, all government information litigation. This included litigation under the Freedom of Information Act, the Privacy Act, the Federal Advisory Committee Act and statutes governing federal and presidential records. Prior to that, she worked in the Solicitor's Office at the Department of Labor. Ms. Weismann currently serves as a director on the ASAP Board.

Jason R. Baron has served since the year 2000 as Director of Litigation for the National Archives and Records Administration. He is the 2011 recipient of the Emmett Leahy Award, recognizing his career contributions in the field of records and information management (www.emmettleahyaward.org). Mr. Baron formerly held the positions of trial attorney and senior counsel in the U.S. Department of Justice, where during the 1990s he acted as lead counsel in landmark litigation involving the preservation of White House e-mail. He has served as Co-Chair of The Sedona Conference® Working Group on electronic document retention and production, and as an editor-in-chief on several Sedona Conference commentaries. He has been a founding co-coordinator of the U.S. National Institute of Standards and Technology TREC Legal Track, a founding co-organizer of the "DESI" (Discovery of ESI) workshop series devoted to search issues, and a Visiting Scholar at the University of British Columbia. He is currently an Adjunct Faculty member at the University of Maryland. Mr. Baron received his degrees from Wesleyan University and the Boston University School of Law.

Turning Reading Rooms into 21st Century On-line Libraries

Moderator: Michael Ravnitzky is a transparency advocate who lives in Silver Spring, Maryland.

Sabrina Pacifici/MSLIS has been an active member of the online legal and special libraries research community for three decades. She is the founder, editor, publisher of LLRX.com (www.llrx.com) - Legal and Technology articles and resources on the "moving edge", for Librarians, Lawyers, Researchers, Academic and Public Interest Communities. Launched in 1996, this unique, independent site has consistently been recognized as a publisher of comprehensive, well-documented guides and content-rich resources on law and technology related topics, established and emerging web applications and services, and curating projects - providing intelligent and actionable content for professionals in all arenas of research. Ms. Pacifici was named one of Library Journal's LJ's Movers & Shakers 2006. Ms. Pacifici is also the solo author/editor of beSpacific (www.bespacific.com), providing accurate, focused law and technology research, updated daily since 2002 with a searchable database of over 27,000 postings on issues including: the financial system, e-government, federal legislation and court decisions impacting researchers, government documents, international law, privacy, cybercrime and ID theft, KM, legal research, civil liberties, and more. beSpacific was recognized as the Best Overall Legal Blog of 2004; one of the Best Law Librarian Blogs of 2005; the Best Legal Support Blog of 2005; and it was the recipient of the 2006 AALL/West Thomson Excellence in Marketing Award for Best Use of Technology. She has authored several dozen articles, delivered several hundred presentations at professional conferences nationwide, and worked for three decades in Washington, DC as a Librarian-Researcher, Knowledge Manager, and web portal designer, blogger and content specialist, in law, media and government organizations.

Michael Morisy - Cofounder of MuckRuck, Mr. Morisy is an award-winning journalist who has had worked featured in *Business 2.0*, the New England Center for Investigative Journalism, New York Daily News and many other national and local publications. MuckRock is an open government tool powered by state and federal Freedom of Information laws.

Bruce Bailey is an IT Specialist at the U.S. Access Board. He has lead responsibility for the agency web site and with providing technical assistance on Section 508 as the policy relates to web sites and software. Bruce has been working for twenty years in the field of assistive technology, and the last ten of those years in the Federal government. Bruce also is an invited expert with the W3C WAI Web Content Accessibility Guidelines Working Group and an ex officio member of the National Instructional Materials Accessibility Standards (NIMAS) Board.

Wendell Cochran is a full-time professor of Journalism. An SOC faculty member since 1992, he has spent more than 40 years practicing and teaching journalism. Along the way he has covered everything from local police to mining disasters

to presidential campaigns, collecting bylines from nearly 40 of the 50 states. He spent most of his career reporting on business for leading news organizations including the Kansas City Star, Des Moines Register and Gannett News Service, with a specialty in white collar crime investigations. He is a pioneer in the field of computer-assisted reporting. At American he teaches journalism ethics, reporting, and other graduate and undergraduate courses.

Best Practices in FOIA Processing

Moderator: Frederick J. Sadler (Fred) is the Director of the Division of Freedom of Information, for the Food and Drug Administration (FDA), in the Office of the Commissioner, where he is responsible for administration of the Agency's FOIA and Privacy Act programs. Prior to assuming this position, Fred served as the Agency's Denials and Appeals Officer, where he was responsible for overseeing and preparing responses to all requests which required issuance of either a denial or an appeal. Fred is also an accredited CIPP/G (Certified Information Privacy Professional, for Government), under the International Assoc. of Privacy Professionals. Fred has also served as the FOI officer in two component offices within the FDA, which dealt with medical devices and biologic products. Fred assists with FOIA-related litigation, and has served on various agency working groups dealing with disclosure related issues, to include "Re-engineering" the FOIA process for the agency. In addition to the HHS Secretary's Award for Distinguished Service, Fred has received numerous awards and commendations. Fred provides FOI training for FDA, has been a speaker for the Dept. of Justice's FOI training conferences, and is a frequent speaker at the American Society of Access Professionals (ASAP). Fred served as ASAP's President in 2005-2006, and has been with the FDA for 33 years.

Jonathan Cantor is the Chief Privacy Officer and Director of Open Government at the Department of Commerce. As Chief Privacy Officer, he is responsible for privacy and data protection policy for the Department, including its many bureaus and operating units, and serves as the key advisor on issues relating to compliance with the Privacy Act, E-Government Act provisions on privacy, and other privacy laws and mandates. He also leads the Department's open government and transparency activities, including the Department's plan under the Open Government Directive, as well as its Freedom of Information Act and Federal Advisory Committee Act programs. Before joining the Department, Mr. Cantor served as the Executive Director for Privacy and Disclosure at the Social Security Administration. In his tenure at Social Security, the agency bolstered its considerable reputation in citizen-focused service, and leadership in privacy protection. He revamped the Social Security Administration's regulations on privacy, helping lead Social Security's transition to a modern privacy program designed for the Internet age. He also helped design the agency's first privacy impact assessment process, privacy threshold analysis process, and bolstered the agency's web privacy policies, ensuring compliance with applicable laws and mandates. Prior to that, he was the Deputy Executive Director of the Office of Public Disclosure, serving as the Agency Freedom of Information Officer and Privacy Officer. He also worked for several years in SSA's Office of the General Counsel as a staff attorney, where he focused on the Freedom of Information Act, privacy, data sharing, and contract issues. He received his J.D. with honors from the George Washington University Law School, and his A.B. cum laude from Duke University. He is member of the International Association of Privacy Professionals and the Government Technology Research Alliance, and is a Certified Information Privacy Professional (CIPP) and CIPP in U.S. government privacy (CIPP/G). He speaks frequently on privacy policy, practices, and open government.

William H. Holzerland serves as the Associate Director, Disclosure Policy & FOIA Program Development for the U.S. Department of Homeland Security. He originally joined DHS in November 2003 with the Transportation Security Administration's Office of Security, Freedom of Information Act/Privacy Act Division. Holzerland currently focuses on developing and implementing DHS Freedom of Information Act policy, conducting department-wide FOIA training and assessing and improving DHS components FOIA-related processes and procedures. He also serves as the DHS FOIA Public Liaison, pursuant to E.O. 13,392 and the OPEN Government Act of 2007. Holzerland's last appointment prior to joining the DHS Privacy Office in November 2006 was with the DHS Office of Inspector General, Office of Counsel. Mr. Holzerland, a Buffalo, New York native, earned a dual Bachelor of Arts in Journalism/Mass Communications and History from St. Bonaventure University, and is presently a J.D. candidate at the University of Baltimore School of Law.

Scott Hodes entered private practice in 2003. Prior to that, he spent over a decade working as an attorney for the federal government. Mr. Hodes worked for the Department of Labor, Department of Justice (Office of Information and Privacy) and the FBI. From 1998 to 2002 at the FBI, Mr. Hodes was the Acting Unit Chief of the Freedom of Information/Privacy Act Section's Litigation Unit and was a Top Secret Classification Authority. Mr. Hodes has been involved in thousands of FOIA and Privacy Act matters. Mr. Hodes is admitted to the bars of the District of Columbia and the State of Maryland, the United States District Court for the District of Columbia and the United States Court of Appeals for the District of

Columbia. He has also been admitted pro hac vice to practice before other federal district courts. Mr. Hodes is a member of the American Society of Access Professionals and a contributor to a number of publications on matters dealing with government information policies and practices. Mr. Hodes currently practices civil matters, focusing primarily on the Freedom of Information and Privacy Act. Mr. Hodes received his J.D. from Arizona State University in 1989 and his B.S. in Accounting from Indiana University in 1986.

Portals: If we Build it, They will Come!

Moderator: Miriam Nisbet was appointed Director of the new Office of Government Information Services within the National Archives and Records Administration, and came to this position in September 2009. Prior to accepting this new challenge, Ms. Nisbet was Director, Information Society Division for the United Nations Educational, Scientific and Cultural Organization (UNESCO) and lived and worked in Paris, France. Previous to moving to France, Ms. Nisbet joined the Washington Office of the American Library Association (ALA) as Legislative Counsel in August 1999. She worked primarily on copyright and other intellectual property issues raised by the digital information environment. She also provided advice on law and policy concerning access to government information and privacy. Prior to working with ALA Ms. Nisbet was Special Counsel for Information Policy, National Archives and Records Administration. She advised the Archivist of the United States and other government officials on various legal matters concerning government records and on access issues arising out of the Freedom of Information Act (FOIA), the Privacy Act of 1974, the Presidential Records Act, and other access statutes. She was a member of the interagency Electronic Records Work Group, which provided significant recommendations to the Archivist on improving the government's management of its electronic records. Prior to joining the National Archives in 1994, Ms Nisbet had served since 1982 as the Deputy Director of the Office of Information and Privacy, U.S. Department of Justice. In that position she was designated to act as the denial authority on all requests under the FOIA and Privacy Act for records of the Offices of the Attorney General and Deputy Attorney General. She also litigated and supervised numerous FOIA and Privacy Act suits at the district court and appellate level. Ms. Nisbet has been a frequent instructor on FOIA, privacy and records issues in courses sponsored by the National Archives, the Department of Justice, and other government agencies, and by the American Society of Access Professionals (ASAP). An active member of ASAP, Ms. Nisbet served as President of ASAP in 1995 and as a member of its Board from 1993-96. She received a BA degree from the University of North Carolina at Chapel Hill and a JD degree from the University's School of Law.

Michael Morisy - Cofounder of MuckRuck, Mr. Morisy is an award-winning journalist who has had worked featured in *Business 2.0*, the New England Center for Investigative Journalism, New York Daily News and many other national and local publications. MuckRock is an open government tool powered by state and federal Freedom of Information laws.

Gadi Dechter is Managing Director for Economic Policy at the Center for American Progress, where he focuses on information policy. He previously worked as a reporter at Bloomberg News, The Baltimore Sun, and Baltimore's City Paper. He teaches public policy communications at George Washington University's School of Media and Public Affairs, and has also lectured at Georgetown University, Johns Hopkins University, and the Maryland Institute College of Art.

John Moses is the director of the Collection Strategies Division, Office of Information Collection, Environmental Protection Agency.

Privacy Act Modernization for the Information Age Act

Evan Cash is a Professional Staff Member on the Subcommittee on Oversight of Government Management, the Federal Workforce, and the District of Columbia of the Senate Homeland Security and Governmental Affairs Committee. Senator Daniel K. Akaka (D-HI) is the Subcommittee's Chairman. Mr. Cash serves as Senator Akaka's legislative and policy advisor on a range of issues including government privacy, government management and performance, acquisition, ethics reform, regulatory issues, and postal matters. Before joining the Subcommittee in 2007, Mr. Cash served as a Legislative Assistant for Senator Carl Levin (D-MI), handling governmental affairs and other domestic policy issues. Mr. Cash holds a bachelor's degree in Public Administration from Eastern Michigan University, and master's degree in Legislative Affairs from the George Washington University.

Charlene Wright Thomas serves as the Senior Advisor on Privacy Policy for the U.S. Department of State. She is responsible for providing executive level leadership and management oversight of the Department's privacy program and represents the Department on a wide variety of domestic and international privacy issues. Before coming to the Department, Charlene was the Deputy Privacy Advocate for the Internal Revenue Service where she was responsible for integrating privacy safeguards into the IRS' automated systems. She also served at the U.S. Department of Justice's Office of Information and Privacy, working with staffs of successive Attorneys General in responding to FOIA and Privacy Act requests. As a past president of the American Society of Access Professionals, Charlene continues to provide guidance and training across the government. Charlene graduated Magna Cum Laude from the University of Maryland.

Ginger McCall is EPIC's Open Government Counsel and IPIOP Program Director. Ms. McCall works on a variety of issues at EPIC, including consumer protection, open government requests, amicus curiae briefs, and national security matters. She litigates EPIC's Freedom of Information Act lawsuits and is a co-editor of *Litigation Under the Federal Government Laws 2010*. Ms. McCall has co-authored several amicus curiae briefs on privacy issues to the Supreme Court of the United States. She has been invited to speak on privacy and open government issues in a variety of academic and conference venues, including the 2009 Computers, Freedom, and Privacy Conference, the Internet Governance Forum USA 2009 Conference, Duke Law School's Center on Law, Ethics, and National Security, and the New England Consortium of State Labor Relations Agencies 11th Annual Conference. Ms. McCall has also provided expert commentary for local, national, and international media, including Fox News, NPR, MSNBC, USA Today, the Wall Street Journal, and Al Jazeera. Ms. McCall is a graduate of Cornell Law School and graduated magna cum laude from the University of Pittsburgh with a B.A. in English Literature. While in law school, she interned at the American Civil Liberties Union in Pittsburgh and at EPIC. Ms. McCall was the president of the Cornell Law School National Lawyers Guild and was awarded Cornell's Freeman Prize for Civil and Human Rights.