

Public Service Activities 2006

COVINGTON

We dedicate the 2006 Public Service Activities book to our former colleague Robert Wone.

Robert was an attorney who gave back to our community in every way possible, demonstrating an extraordinary commitment to the Firm's pro bono practice and to community service. He set a standard of caring, giving, excellence and professionalism that inspired all those with whom he worked. Robert is deeply missed by his Covington colleagues, as well as his family, friends and clients.

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INTRODUCTION

Since its founding, Covington & Burling LLP has been committed not only to the highest professional standards of representation but also to public service. The firm's pro bono program has long been acknowledged as preeminent in the legal community. Over the years the firm has received recognition both nationally and locally for its contributions to the legal needs of persons and organizations of limited means. In its most recent annual pro bono survey, The American Lawyer Magazine ranked Covington first among U.S. law firms.

Covington lawyers work on a wide variety of pro bono projects. Much of our work reflects the firm's tradition of service to surrounding local communities – providing legal services to economically disadvantaged individuals and families in our communities. The firm also has a long-standing commitment to systemic reform projects, including class action litigation in such areas as prison reform, public housing, mental health and juvenile justice. Our pro bono program includes transactional and litigation work, and offers the firm's nearly 550 lawyers practicing in Washington, D.C., New York, San Francisco, London, and Brussels, opportunities to be involved in a wide range of substantive legal issues.

Covington is especially proud of its rotation programs, which allow attorneys and staff to work for six months at three local legal services organizations – Neighborhood Legal Services Program (NLSF), the Children's Law Center (CLC), and Bread for the City (BFTC). For the past 38 years, the firm has sent attorneys, paralegals and secretaries on six-month shifts to NLSF, where they have helped Washington's indigent residents with a full range of civil legal problems, from housing to family law. CLC and BFTC are more recent additions to the firm's rotation program. At CLC, one lawyer and a paralegal work full-time handling custody and adoption cases. Associates at BFTC work half time, chiefly on landlord/tenant cases, while they continue to handle a reduced caseload at the firm.

Since 1996 the firm's pro bono program has included its Child Welfare Initiative, a substantial commitment of resources to the children of the District of Columbia. A major focus of the Initiative is the firm's partnership with our neighboring public high school, Cardozo Senior High. Activities with Cardozo students include a firm-based Saturday Academy, summer employment opportunities for Cardozo students at the firm, and a mock trial competition. Under the Initiative we place special emphasis on handling child welfare cases, both through our CLC rotation program and in our regular pro bono work. We formed the Covington & Burling Public School Project, Inc., a nonprofit offering educational enrichment grants to teachers and staff of the District's public schools.

Our annual Charles F. C. Ruff Awards Luncheon is held each July at Covington to recognize those attorneys who have performed 50 or more hours of pro bono work during the previous 12-month period. In 2006, the 50-hour honorees accounted for more than half of the firm's attorneys, and 70 percent of our lawyers performed at least 20 hours of pro bono work.

The firm's pro bono program is coordinated by the firm's Pro Bono Counsel, Anne Proctor, and its Pro Bono Coordinator, Emily Williams. They actively seek pro bono opportunities and help to match new matters with our lawyers' interests.

The following recent cases are illustrative of the firm's pro bono docket:

- *Smith v. Alabama*. The firm has represented Larry Smith, who had been convicted and sentenced to death for murder in Alabama since 2001. Over the years, Covington conducted

an extensive investigation, involving interviews of over 100 witnesses. A three-day hearing was finally held on the habeas petition this past November. In January, 2007, the Court issued an order granting Larry a new trial, finding that "a reasonable probability exists that but for the ineffective assistance of Mr. Smith's counsel, the outcome of Mr. Smith's trial might well have been different."

- **Lopez v. Gonzales.** The firm prepared a petition for certiorari in the U.S. Supreme Court in an immigration case that identified a split in the circuits as to whether a state law drug possession charge constitutes a "drug trafficking crime" and therefore an "aggravated felony" under the immigration laws. The "aggravated felony" label is significant because conviction of an aggravated felony renders an immigrant ineligible for withholding of deportation, asylum, or U.S. citizenship (and has other adverse consequences). On December 5, 2006, the Supreme Court handed down a favorable decision in the matter. The Court's opinion was written by Justice Souter and joined by every Justice except Justice Thomas. The decision holds that state drug convictions do not count as "aggravated felonies" for purposes of federal immigration law unless the offense is punishable as a felony under the federal drug laws.
- **Virginia Fee Caps.** For several years, lawyers from this firm have worked closely with our pro bono client, the National Association of Criminal Defense Lawyers, in its efforts to reform Virginia's worst-in-the-nation indigent defense system, the most notorious aspect of which were the extremely low, nonwaivable caps on fees paid to appointed counsel. Recently, we achieved a significant victory -- the passage by the General Assembly of landmark legislation permitting waiver of the caps in all felony cases and providing significant additional funding. This result is due in part to Covington's commitment to this issue: the firm initiated and supported the statewide study that documented the pernicious effects of the caps; worked on the legislative and PR campaign to build the case for reform; and prepared the class action lawsuit that ultimately persuaded Virginia's Republican Attorney General to join with Governor Kaine in pushing through the reforms recently enacted.
- **Public International Law and Policy Group.** The firm is preparing three memoranda on topics relating to the implementation of legislative initiatives under the Iraq Constitution. The memoranda will be used by a team of PILPG lawyers in Iraq who are working with the Iraqi government and Members of Parliament to develop enabling legislation for institutions created by the Constitution and laws governing the judiciary, human rights, women's and minority rights, and issues of federalism.

These matters and many others are summarized in the following Public Service Activities report, which contains the full range of the firm's pro bono projects during the past year. An electronic copy is available on the firm's home page – www.cov.com.

AWARDS

Awards Received by the Firm in 2006

- The DC Bar awarded Covington partner David Isbell its 2006 Thurgood Marshall Award, which is given biennially in recognition of the recipient's contributions to the fields of civil rights and individual liberties. June 2006
- The American-Arab Anti-Discrimination Committee presented its Pro Bono Attorney of the Year award to Covington associate Timothy Clinton. June 2006
- The Washington Lawyers Committee for Civil Rights and Urban Affairs gave Covington its Outstanding Achievement Award for its work on behalf of the Committee's Equal Employment Opportunity Project. June 8, 2006
- The Human Rights Campaign honored Covington and partner David Remes with its National Ally of Justice award. July 24, 2006
- The ABA Death Penalty Representation Project honored Covington for its outstanding contribution to ensure justice for men and women on death row. October 12, 2006
- Bread for the City gave Covington its "Good Hope Award". October 24, 2006
- The ACLU-National Capital Area named Covington the recipient of its Alan and Adriene Barth Volunteer Service Award for the team of lawyers who successfully litigated a class action lawsuit that grew out of arrests at an anti-World Bank demonstration in Pershing Park on September 27, 2002. November 2006 (award announced)
- The Inter American Press Association honored Covington and Special Counsel Kevin Shortill for pro bono work. December 2006
- American Lawyer Magazine named Covington to the "A-List" and ranked the firm No. 1 in its annual Pro Bono survey. 2006
- The D. C. Circuit Judicial Conference recognized the firm at its "40 at 50 Breakfast" (40 percent of the firm's lawyers worked 50 or more pro bono hours). 2006

The Charles Ruff Awards

The firm established the Charles F.C. Ruff Pro Bono Awards Ceremony in 2000 in memory of its esteemed colleague Chuck Ruff. All attorneys who record 50 or more hours of pro bono service in the preceding twelve months are recognized. A partner and associate (or partners and associates) are selected to receive a special award for their outstanding contributions to the firm's pro bono program.

Past recipients are listed below:

2006	Kurt Wimmer Greg Lipper
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2005	David Remes Marc Falkoff
2004	Jennifer Saulino Jason Criss
2003	John Hall Heidi Doerhoff
2002	MariaLuisa Gallozzi Shamoil Shipchandler
2001	Barbara Hoffman Nancy Udell
2000	Linda Goldstein Jennifer Plitsch Seth Tucker

ASYLUM/IMMIGRATION

A.H. Mr. H. is an Iraqi national who provided translation services to U.S. Forces in Iraq for over eighteen months. Because Mr. H. worked closely with U.S. Forces, he has been branded a traitor by insurgents in Iraq and there has been at least one attempt on his life. Mr. H. and his family fled to Jordan in late 2004, and we assisted him and his family in obtaining temporary protected status there. In early 2007, Mr. H. obtained "green cards" for himself, his wife, and their three children to come live permanently in the United States.

CAIR Coalition - B.K. The firm is representing B.K., a Cameroon national, in asylum proceedings before the U.S. Immigration Court. A merits hearing is scheduled before the Immigration Court on April 19, 2007.

CAIR Coalition - P.L. We represented a mentally-ill Jamaican-born legal permanent resident in removal proceedings before the Immigration Court. Because of the lacunae in the Immigration and Nationality Act and implementing regulations concerning the rights of mentally-ill respondents, this case raised some unique issues and required ancillary guardianship and competency proceedings in state court.

Catholic Community Services - S.P. The firm is assisting S.P. in seeking relief from removal on the basis of her marriage to a United States citizen.

Catholic Legal Immigration Network - S.S. We provided assistance to Mr. S. with respect to the Department of Homeland Security's appeal of the Immigration Judge's order cancelling his removal from this country.

Eastern European Journalists. We won asylum for two Eastern European journalists who had been persecuted on the basis of their political opinions.

Fourth Circuit Appointment - W.U-P. The firm served as amicus counsel in the United States Court of Appeals for the Fourth Circuit supporting petitioner Mr. U-P in seeking reversal of a removal order by the Bureau of Immigration Appeals.

H.K. We assisted Mr. H.K. with processing and issuance of his U.S. F-1 student visa so that he could complete his studies at the College of Law, University of Iowa. He received his visa in early 2006.

Human Rights First - A.Q. Covington successfully represented Mr. A.Q., a citizen of Colombia, in an application for asylum before the U.S. Citizenship and Immigration Services, a bureau of the Department of Homeland Security. Mr. Q. had fled Colombia in December 2003 after experiencing nearly two years of death threats and assaults, including several attempted abductions, a stabbing, and a severe beating with metal pipes by members of the paramilitary group, Nutibara ("BCN"), all on account of Mr. Q.'s work denouncing government corruption, fraud, and mismanagement. Mr. Q. was referred to Covington in February 2006, after his initial application for asylum, filed by a different law firm, was denied by an Immigration Officer. The Covington team filed an extensive amended application for asylum and prepared Mr. Q., a country conditions expert, and a medical expert for the hearing. After two days of quite contentious trial, the Court found in Mr. Q.'s favor, describing his case as the "most well-documented" case for political asylum that he had presided over in his 12 years on the bench.

Human Rights First - F.D. Our client, Mr. D, was persecuted in his native Cameroon and sought political asylum in the United States. In September 2003, the Immigration Judge denied Mr. D.'s asylum request. Covington was then retained to handle the appeal before the Board of Immigration Appeals. On September 28, 2005, the BIA issued an opinion granting our appeal, ordered that asylum be granted in the exercise of discretion, and remanded the matter to the Immigration Court for that purpose. The Immigration Court issued its order granting Mr. D. asylum on January 11, 2006.

Human Rights First - G.K.D. We successfully represented Mr. D., of Liberia, in applying for asylum in the United States. Mr. D. was persecuted in his home country for his affiliation with a human rights NGO that supported widows' rights. We also assisted him in obtaining derivative asylum for his wife and two children, whom he'd left behind in Liberia. We are helping Mr. D. and his family obtain their green cards.

Human Rights First - K.M. Covington successfully represented Mr. K.M., a citizen of Uzbekistan, in an application for asylum before the United States Citizenship and Immigration Services. Mr. M. had fled Uzbekistan after being tipped off that the Uzbek security services were preparing to falsely charge him with spying for the U.S. government. Mr. M. attracted the ire of the Uzbek government because of his work for opposition-oriented, U.S. government-funded media outlets and organizations, including Radio Free Europe/Radio Liberty and the International Broadcasting Bureau. The Covington team worked with Mr. M. to prepare his application for asylum, including obtaining affidavits and statements from family members, former coworkers, regional experts, and a U.S. congressman. After a contentious interview with the asylum officer assigned to Mr. M.'s case and a significant delay by the Asylum Office in making a decision on his application, Mr. M. was granted asylum. Covington attorneys continue to work with Mr. M. to reunify him with his family in Uzbekistan.

Human Rights First - T.S. We represent Ms. T.S. (a national of Tibet and a citizen of China) in connection with her efforts to obtain derivative asylum status.

Jewish Social Service Agency - L.Y. The firm is representing Ms. L.Y. in her application for U.S. Citizenship.

Lopez v. Gonzales. The firm prepared a petition for certiorari in the U.S. Supreme Court in an immigration case that identified a split in the circuits as to whether a state law drug possession charge constitutes a "drug trafficking crime" and therefore an "aggravated felony" under the immigration laws. The "aggravated felony" label is significant because conviction of an aggravated felony renders an immigrant ineligible for withholding of deportation, asylum, or U.S. citizenship (and has other adverse consequences). On December 5, 2006, the Supreme Court handed down a favorable decision in the matter. The Court's opinion was written by Justice Souter and joined by every Justice except Justice Thomas. The decision holds that state drug convictions do not count as "aggravated felonies" for purposes of federal immigration law unless the offense is punishable as a felony under the federal drug laws. The Court's decision reversed the lower court's ruling that Mr. Lopez's conviction on a simple drug possession charge was an "aggravated felony" for immigration purposes.

Mr. F.S. and Ms. D.T. After nearly a year and a half of advocacy before the U.S. Citizenship and Immigration Services and the U.S. consulate in Addis Ababa, Ethiopia, we obtained a visa for Ms. T. to enter the United States in order to be married to her fiancé, Mr. S.

National Immigration Project. We have prepared a research memorandum on the rights of respondents with mental disabilities in immigration proceedings.

Peter Rubin - Alsamhour v. Gonzales. The firm provided assistance to Georgetown University Law Professor Peter Rubin in filing a petition for certiorari on behalf of Jameleddin Alsamhour in the United States Supreme Court.

Tahirih Justice Center - A.A. We are assisting Ms. A. in her removal proceedings and in preparing and filing immigration forms under the Violence Against Women Act.

Tahirih Justice Center - A.M. The firm is representing A.M., a citizen of Armenia, in an application for permanent residency under the Violence Against Women Act before the U.S. Citizenship and Immigration Services.

Tahirih Justice Center - D.G. We represent Ms. G. in her quest under the Violence Against Women Act to have the conditions on her green card removed.

Tahirih Justice Center - L.B. Covington is representing Ms. L.B. in the preparation of a T Visa application to be submitted to U.S. Citizenship and Immigration Services and assessment of potential claims under Fair Labor Standards Act and other civil remedies.

Tahirih Justice Center - R.N. The firm is applying for a U-Visa on behalf of Ms. R.N., a victim of domestic violence currently residing in Maryland.

Tahirih Justice Center - S.M. We prepared and submitted Ms. S.M.'s U visa application and she was granted deferred action status.

Tahirih Justice Center - V.O. and G.M. We are providing assistance to Ms. V.O. and Mr. G.M. in connection with the preparation of a U visa application for their daughter.

Transactional Records Access Clearinghouse. The firm filed a Freedom of Information Act request to the Department of Homeland Security to obtain information about removals of aliens convicted of aggravated felonies for possible amicus briefs to the Supreme Court. This matter is an outgrowth of the firm's pro bono work in the Supreme Court case *Lopez v. Gonzales*.

Washington Lawyers Committee for Civil Rights and Urban Affairs/Asylum Project - C.M. During the past year we represented, with regard to an asylum petition in the Arlington Immigration Court, a Colombian national who is an attorney and law professor, and who became a target of left-wing groups including the Ejercito de Liberación Nacional (ELN) and the Revolutionary Armed Forces of Colombia known as FARC as a result of his activities in uncovering union corruption. The matter was amicably settled to the satisfaction of our client in March 2006.

CIVIL RIGHTS/CIVIL LIBERTIES

ACLU - AIDS Funding Restrictions. (See p.39)

ACLU - Communications Assistance to Law Enforcement Act. We handled an appeal of FCC rules governing the wiretap capability of broadband networks on behalf of the national ACLU.

ACLU - Stephen D. Freeman and Lorraine A. Fairchild. We represent former EPA employees in a Bivens action alleging Fourth Amendment violations arising from suspicionless drug testing. Cross motions for summary judgment were filed. The District Court, Judge Urbina, entered an order on March 3, 2006, upholding our argument that our clients' constitutional rights had been violated when they were required, without a warrant, to submit to drug tests, but he held that this had not previously been a clearly established right given the circumstances of the case and thus upheld the defendants' claim of qualified immunity, and dismissed the case. The client has decided not to appeal.

American College of Obstetricians and Gynecologists - Amicus Brief. In the spring of 2006, we filed an amicus brief in an action challenging the constitutionality of Michigan's Legal Birth Definition Act. To date there has not been a decision in the case.

American College of Obstetricians and Gynecologists - Partial Birth Abortion Supreme Court Amicus. The firm represented the American College as an amicus in support of the Planned Parenthood constitutional challenge to the Partial Birth Abortion Ban Act of 2003.

California Medical Association. We represented the California Medical Association, Physicians for Reproductive Choice and Health, Association of Reproductive Health Professionals, and dozens of individual physicians as amici in challenging the constitutionality of the Partial Birth Abortion Ban Act of 2003. On their behalf, we filed briefs in the N.D. Cal., as well in the Court of Appeals for the Second, Eighth and Ninth Circuits, and in the United States Supreme Court.

Louisiana Crisis Assistance Center - Ms. W., Ms. M. We represent two English citizens who came to Louisiana on visas for purposes of working on death penalty cases. (Much of the death penalty work in the Fifth Circuit is done by English and Australian lawyers.) They were prevented from doing so by a rule established by the Louisiana Supreme Court. We successfully argued in the district court that the rule constituted a denial of equal protection. The defendant justices appealed to the Fifth Circuit, and we received an adverse decision from the Fifth Circuit. Our petition for rehearing en banc fell one vote short and sparked two dissents. We then petitioned for certiorari. The Supreme Court called for the views of the Solicitor General on our petition, and it remains pending with the Court.

M.M. The firm represented Mr. M.M. in seeking Supreme Court review of a decision of the U.S. Court of Appeals for the Ninth Circuit regarding the statutory right to attorney's fees for civil rights representation. The Supreme Court denied certiorari.

Second Circuit Appointment - B.V. We represented Mr. V. in the United States Court of Appeals for the Second Circuit in an appeal in his Section 1983 case against individuals who allegedly falsely arrested him and confined him to a psychiatric hospital.

The Constitution Project - Byrne Grants Research. The firm researched the applicability of Byrne Grants to public defenders and indigent defense programs for The Constitution Project.

CORRECTIONS

A.P. At the request of D.C. Superior Court Judge Stephanie Duncan-Peters, we represented A.P. in connection with his Section 1983 claims that he was denied adequate medical treatment during his incarceration in the D.C. jail.

R.G. The firm is negotiating over incarceration terms for an inmate who was beaten up in retribution for having blown the whistle on a prison guard.

The Public Defender Service for the District of Columbia - Oak Hill. We serve as co-counsel with the D.C. Public Defender Service and the ACLU National Prison Project in the 21-year old "Jerry M" litigation concerning poor conditions in the District of Columbia's juvenile corrections system. We moved for the appointment of a receiver to run the city's Youth Services Administration, but then in lieu of a receiver agreed to a "work plan" process in which both sides agree upon reform efforts under the aegis of a "Special Arbiter," who has the power to issue an unappealable order of receivership if compliance with the work plans is not satisfactory. The work plan process has resulted in the appointment of a progressive juvenile justice administration that has made considerable progress toward reforming the system in the past year, and the parties are currently negotiating the terms of exit criteria that will terminate the lawsuit upon the achievement of agreed performance measures.

Third Circuit Appointment - D.R.S. (See p.36)

Third Circuit Appointment - H.R. This is an appointed representation from the United States Court of Appeals for the Third Circuit. Mr. R. challenged prison officials' failure to credit his time served prior to his sentence to a later sentence based on the same conduct.

Third Circuit Appointment - J.L.G. We are representing Mr. J.L.G. in his appeal to the Third Circuit from the dismissal of his section 1983 lawsuit, which alleges that Mr. G. suffered cruel and unusual punishment during his incarceration when he was denied medication for his mental disorder.

Washington Lawyers Committee for Civil Rights and Urban Affairs/D.C. Prisoners Project - Beale/Pendleton. We represent the mother of a former inmate at the D.C. Jail who was stabbed to death in December 2002 while incarcerated, and of a second inmate who was the victim of a near-fatal stabbing at the Jail just two days later. We are serving as co-counsel in a lawsuit challenging the conditions of confinement at the Jail.

Washington Lawyers Committee for Civil Rights and Urban Affairs/D.C. Prisoners Project - Denial of Medical Treatment. We serve as co-counsel with the D.C. Prisoners Project of the Washington Lawyers' Committee to represent prisoners incarcerated at a privately-operated prison with respect to the systematic denial of emergency and non-emergency health services.

CRIMINAL DEFENSE AND REFORM

Arkansas Federal Public Defender's Office. The firm represents the Arkansas Federal Public Defender's Office in connection with the expected application of the state of Arkansas to "opt-in" to expedited federal habeas corpus procedures under 28 U.S.C. § 2265.

B.F. The firm represented Mr. F. in the filing with the U.S. Supreme Court of a petition for writ of certiorari with respect to his murder conviction and is presently representing him in habeas corpus proceedings.

Bronx Defenders - K.M. The firm represented Mr. M. in a criminal proceeding brought by the Bronx County District Attorney's Office in Bronx County Supreme Court. In June, after deliberating for only a few hours, the jury acquitted Mr. M. of all charges, including attempted murder and first-degree assault. He was immediately released from pre-trial detention and reunited with his family.

Bronx Defenders - Mr. P.Q. We worked with the Bronx Defenders representing Mr. P.Q. in a trial in which he was charged with robbery and assault.

Bronx Defenders - P.H. Along with co-counsel, The Bronx Defenders, the firm successfully defended Mr. P.H., an indigent defendant charged with attempted murder, attempted robbery, and multiple counts of assault. The charges against Mr. H. stemmed from an incident in which an unknown man stabbed the complaining witness, and then attempted to steal a piece of jewelry from him. The prosecution's case rested on the reliability of identifications by two witnesses. On cross-examination, the Bronx Defenders lawyers proved those identifications to be unreliable by exposing several inconsistencies between the witnesses' accounts. After all the evidence was in, Covington moved to dismiss the most serious counts of attempted murder and attempted first degree assault. The Court granted the motion and threw out those counts. Subsequently, the jury returned a verdict of "not guilty" on all the remaining charges.

California Habeas Project - W.B. The firm is assisting W.B., an incarcerated survivor of domestic violence, with her parole hearing and writ of habeas corpus.

Criminal Justice Act Appointment - United States v. W.A. Judge Paul L. Friedman (D.D.C.) appointed Covington to serve as counsel for Mr. A. in one of the largest individual criminal tax prosecutions ever brought by the U.S. Department of Justice. Mr. A has accepted a favorable plea offer, and will be sentenced in March.

E.S. Mr. E.S. is serving a 15 year mandatory minimum on the basis of three prior convictions. Although one of the prior convictions was reversed, the First Circuit, relying on Anti-Terrorism and Effective Death Penalty Act (AEDPA) denied his request to file a Section 2255 motion for resentencing. We will file a motion to recall the mandate and for reconsideration because the First Circuit decision relied on an opinion recently abrogated by the U.S. Supreme Court. We previously represented Mr. S. in a court-appointed Third Circuit appeal seeking a writ of habeas corpus in light of the fact that his current sentence rested on prior convictions that have since been overturned.

Florida Innocence Initiative - W.van P. We prepared an amicus brief on behalf of the Florida Innocence Initiative in support of petition for certiorari by W.vanP. to the U.S. Supreme Court.

Fourth Circuit Appointment - W.P. We represent Mr. W.P. in appealing the denial of his federal habeas corpus petition, filed on grounds of ineffective assistance of trial counsel.

G.H. The firm has filed an appeal from a U.S. District Court denial of a petition for Habeas Corpus. The case is fully briefed, was orally argued in September 2006, and we are awaiting the appellate court's decision.

I.R. We represented I.R. in connection with a misdemeanor drug charge in Montgomery County District Court. The prosecutor agreed to dismiss the charges after the client attended a four-hour drug education course and performed community service.

Innocence Commission for Virginia. Covington is advising the Innocence Commission for Virginia concerning the implementation of its recommendations for criminal justice reforms, including assisting ICVA in obtaining funding for its programs.

K.L. The firm successfully represented Mr. K.L., a spokesperson for the D.C. Department of Youth Rehabilitation Services program, in resolving outstanding warrants and criminal allegations in Maryland and Pennsylvania.

K.S. We represent Mr. S. in seeking a grant of parole from the United States Parole Commission.

Louisiana Innocence Project - D.C.S. We represented petitioner D.S. in a Fourth Amendment case before the U.S. Supreme Court. The case challenged a California law that subjects all parolees to suspicionless searches by a police officer at any time of the day or night. Bob Long argued the case on February 22, 2006. In a 5-4 decision, the Supreme Court upheld the California law.

M.F. We represented M.F. in the appeal of his second degree murder conviction. The appeal was delayed for two years because, when one of multiple appellants moved the trial court to vacate his sentence, the D.C. Court of Appeals stayed the other appellants' direct appeals until the trial court rules. Because the trial court had sat on the motion of F.'s co-appellant for so long, we asked the D.C. Court of Appeals to disregard its ordinary procedure and allow all three appellants' direct appeals to proceed, which it did. We filed our reply brief in September 2003 and argued the case in February 2004. In March 2006, the Court denied our appeal, and our client decided not to pursue further appellate remedies.

M.S. The firm represents Mr. M.S. in a criminal proceeding. He has pled guilty and is cooperating with the government in the hope of receiving a reduced sentence. The firm is preparing a sentencing memorandum on behalf of Mr. M.S. and will represent Mr. M.S. at his sentencing hearing.

M.S. The firm represents Ms. M.S. in a habeas action. Ms. M.S. was in an abusive marriage and was convicted as an accomplice to a murder committed by her husband. Ms. M.S. is serving a sentence of 50 years to life.

M.S. - Children's Village. We represent M.S., a 14-year-old former student at the Children's Village residential treatment center in Dobbs Ferry, N.Y., who was sodomized by a fellow student and a counselor. The other student has pled guilty to a criminal charge arising out of the assault.

Marin County Public Defender - M.M. We are assisting the Marin County Public Defender's Office by representing low-income individuals charged with committing misdemeanor criminal actions. In this

case we represented an individual who was accused of possession of a controlled substance without a prescription. After a full jury trial, the individual was acquitted of the charge.

Maryland Public Defender for Montgomery County. Covington & Burling initiated a program with the Office of the Public Defender for Montgomery County, Maryland, whereby, following training by the Public Defender Office, Covington attorneys may be appointed to represent indigent defendants in low-level felony and misdemeanor cases in which the defendant has demanded a jury trial. C&B attorneys who have completed the required training are also able to serve as second-chair to Public Defender Office attorneys in more serious felony cases. Steve Anthony supervises the program.

Maryland Public Defender - H.R. We defended Mr. H.R. against a felony drug indictment issued against him in connection with his arrest on October 3, 2005. Mr. R. was charged in Montgomery County with one count of possession with intent to distribute, one count of resisting arrest and one count of trespass.

Maryland Public Defender - K.D. The firm represented Mr. K.D. in a burglary and theft prosecution in Montgomery County Circuit Court.

Maryland Public Defender - P.P. The firm is assisting Maryland public defender Alan Drew with pre-trial motions and preparing for trial in the defense of P.P., who has been charged with murder.

Maryland Public Defender - S.G. Together with the MPD the firm successfully represented Mr. S.G. who had been charged with drug distribution in Maryland State Court. The charges against Mr. S.G. were ultimately dismissed.

Maryland Public Defender - W.P. The firm is assisting Public Defender Alan Drew in defense of Mr. W.P. who was indicted for attempted murder in the State of Maryland.

Maryland Public Defender - W.R. We represented W.R. of Gaithersburg, Maryland, in a criminal prosecution for possession of controlled substance with intent to distribute. Ultimately the defendant accepted a plea bargain of simple possession with one year probation.

Mid-Atlantic Innocence Project - T.H. We represent T.H., a Maryland inmate, in trying to obtain DNA evidence that may be kept at Suburban Hospital. Mr. H. hopes to use such evidence to challenge his conviction on rape charges. The matter came to us from the MAIP and a student clinic at Georgetown.

Mid-Atlantic Innocence Project - Willie N. Davidson. We are investigating and writing a report on the wrongful conviction and subsequent exoneration of Willie N. Davidson.

National Association of Criminal Defense Lawyers (NACDL). Covington has represented the NACDL for several years in its efforts to reform Virginia's indigent defense system. Virginia had imposed nonwaivable caps on the fees paid to appointed counsel that were the lowest of any state in the nation, permitting less than 2 hours of compensated work for misdemeanors, 5 hours of work for felony charges subject to prison sentences of up to 20 years, and 14 hours of work for noncapital felony charges. An ABA-commissioned study, which Covington helped to fund, documented that the absurdly low fee caps result in woefully inadequate representation and an "assembly line" of guilty pleas for the poor in Virginia. Covington lawyers worked on the legislative and PR campaign to build the case for reform, and prepared the class action lawsuit that ultimately persuaded Virginia's Republican Attorney General to join with Governor Kaine in pushing through reforms enacted by the

General Assembly early in 2007. This landmark legislation permits waiver of the caps in all felony cases and provides significant additional funding.

New Orleans Innocence Project - D.P.B. Mr. B. served 20 years in prison for a rape he did not commit. Recently, he was exonerated by DNA evidence. Mr. B. was not an original suspect, but the victim identified him in a line-up in which he served as a "filler". The police then coerced a false confession. We represent Mr. B. in an action pursuant to 42 U.S.C. § 1983 and state tort law against the responsible parties, and in a separate state action for compensation from a state fund established for the wrongfully convicted.

New York Council of Defense Lawyers (NYCDL). The firm submitted an amicus brief to the U.S. Supreme Court on behalf of the NYCDL supporting the petition for a writ of certiorari in *Stolt-Nielsen v. United States*. The question presented was whether the federal courts lack authority, under the Separation of Powers, to enjoin federal prosecutors from breaching a binding contractual obligation "not to bring any criminal prosecution" against a company and its executives.

The Supreme Court denied certiorari after the Department of Justice indicted Stolt-Nielsen, rendering the case moot.

Office of Appellate Defenders - C.McG. We represent C.McG. in a criminal appeal to the Appellate Division of the New York Supreme Court. Oral argument has been heard and we are awaiting a decision from the Court.

R.N.M. We provided representation of Mr. M., a former employee of the Defense Intelligence Agency, in a criminal case in which he was charged with unauthorized retention of classified national security documents. Mr. M. pled guilty and received a sentence of 90 days' incarceration, after the judge departed significantly from the applicable Sentencing Guideline range in Mr. M's favor.

R.R. The firm is representing Mr. R.R. in his Second Circuit appeal of the dismissal of his Section 1983 claims for false arrest and malicious prosecution.

R.R. The firm, along with co-counsel, represented Mr. R. who was charged, along with nine co-defendants, in a federal prosecution in Baltimore on RICO, murder, attempted murder, drug, and weapons charges arising from an alleged drug conspiracy. Mr. R. was one of three defendants in the case for whom the U.S. Attorneys' Office sought the death penalty. We convinced the Department of Justice's Capital Case Division that such a penalty was inappropriate. We also convinced the court that a prior plea agreement entered into by our client involving similar facts had been entered into without full knowledge that the U.S. Attorney's Office could continue to prosecute him. The court vacated the plea agreement and the associated thirteen-year sentence, paving the way for a very favorable plea agreement to the new indictment.

Second Circuit Appointment - B.V. (See p.9)

T.H. The firm is assisting John Kiyonaga and Joseph McCarthy in their representation of Mr. T.H., who is charged with murder while engaged in drug trafficking. Mr. H.'s case will be tried in the U.S. District Court for the Eastern District of Virginia. The Government has indicated that it will seek the death penalty.

U.S. Court of Appeals for the Third Circuit - J.A.W. We represented J.A.W., an inmate at the Federal Correctional Institution at Allenwood, Pennsylvania in his appeal to the Third Circuit of a ruling by the District Court for the Middle District of Pennsylvania that 42 U.S.C. § 1997e(a) requires the dismissal of a pro se prisoner's entire complaint – not only the unexhausted claim(s) – if it includes one or more claims for which he has not exhausted all administrative remedies. On January 22, 2007, the Supreme Court rejected this "total exhaustion" rule in *Jones v. Bock*. We promptly informed the Third Circuit of the Supreme Court's ruling, and on February 15, 2007, the Third Circuit reversed the district court's dismissal of our client's complaint and remanded for further proceedings on his exhausted claims.

DEATH PENALTY

Cory Maye. The firm represents Cory Maye in his appeal of his conviction for capital murder in the death of a police officer. Working with a Mississippi public defender, Bob Evans, Covington succeeded in having the trial judge vacate Mr. Maye's death sentence following hearings in September and December, 2006, on our motion which sought judgment notwithstanding the verdict or a new trial.

Mr. Maye was asleep in his home in Prentiss, Mississippi, in 2001 when local police officers arrived to serve search warrants at his home and that of the adjoining duplex. Mr. Maye awoke, and believing that the police officers were intruders, he loaded his weapon and lay at the foot of the bed on which his infant daughter lay sleeping. A police officer kicked in an exterior door to the bedroom, and Mr. Maye shot and killed the police officer who entered his home. Represented by another lawyer, he was tried for the murder of a police officer, and sentenced to death.

In December, 2006, the trial judge agreed with Covington's argument that Mr. Maye's trial counsel provided ineffective assistance during the sentencing phase of the trial, and vacated the death sentence. The trial judge denied the firm's motion for judgment notwithstanding the verdict, however, or for a new guilt phase of the trial. Working with Mr. Evans, the firm will continue to represent Mr. Maye through his sentencing and on appeal.

We are confident that one or more of the arguments we raised before the trial judge will prevail on appeal. The Mississippi Supreme Court had, in other cases, affirmed the state's burden of proving the defendant's knowledge that the person killed was a police officer, and has recently criticized the admission of the testimony of the same pathologist who testified in Mr. Maye's case. Covington also obtained new evidence which had been unavailable at Mr. Maye's first trial. The firm hired a shooting incident expert who performed the first full investigation and analysis of the evidence of the officer's shooting, and employed a private investigator to locate the confidential informant described in the affidavits for the search warrants for both of the duplex homes. The informant's testimony, offered at the September, 2006, hearing, directly contradicts the probable cause which the deceased officer presented to the judge who signed the warrant.

DuBose, Edward. In the early 1990s, we won a reversal of Russell DuBose's conviction and sentence of death for the capital murder of a young woman based on a claim of denial of due process and the right to counsel arising from the State of Alabama's refusal to provide Mr. DuBose with a DNA expert. On remand, we persuaded the State to offer Mr. DuBose a sentence of life with possibility of parole in exchange for a plea of guilty to simple (non-capital) murder. After a number of delays, Mr. DuBose's first parole hearing was held in 2005. Although parole was denied, we understand that this may be a long process and we look forward to Mr. DuBose's next opportunity for parole.

Howard v. Louisiana. Since 2002 we have represented Cedric D'Wayne Howard in post-conviction litigation challenging his capital murder conviction and sentence of death. After successfully moving for recusal of the judge assigned to the case (based on the appearance of impropriety), we obtained several stays of execution on constitutional and procedural grounds. In March 2005, the Supreme Court of the United States decided *Roper v. Simmons*, which holds that persons who were under the age of 18 when they committed their crimes cannot be executed. Mr. Howard was not yet 18 at the time the crime at issue was committed, therefore, we sought and obtained a vacatur of his death sentence. We continue to investigate serious factual and legal issues concerning Mr. Howard's prosecution and trial.

Kent Jermaine Jackson. We drafted the Batson section of a federal habeas petition filed in the Eastern District of Virginia on behalf of death row inmate, Kent Jermaine Jackson.

Rogers v. Florida. Jerry Layne Rogers was convicted of capital murder and sentenced to death by the State of Florida in 1984. We have represented him since 1995 in seeking to overturn his conviction and sentence. We went through an arduous post-conviction process aimed at establishing a Brady violation based on police reports and other information withheld from the defense at trial. We also pursued separate challenges to three other robbery convictions that had been used against Mr. Rogers in his murder trial as substantive evidence of his guilt in the murder case and to support his death sentence. In February 2001, the Florida Supreme Court reversed Mr. Rogers's 1984 murder conviction, accepting our argument that the prosecution had violated Brady by withholding several key pieces of evidence from the defense. The Florida Supreme Court remanded for a new trial on the murder charge. Our team defended Mr. Rogers through a two-week trial in the summer of 2002. Although the jury returned a guilty verdict, it recommended a life sentence, which the judge imposed. We appealed the guilty verdict to Florida's Fifth District Court of Appeal, which affirmed the conviction. We filed a jurisdictional brief with the Florida Supreme Court in order to challenge the Fifth District's ruling, but the court declined to take jurisdiction. We have fully briefed and are awaiting a ruling on a habeas petition, which is before the United States District Court for the Middle District of Florida. We are simultaneously working to establish Mr. Rogers' parole eligibility by, inter alia, preparing a motion for the trial court that oversaw Mr. Roger's 2002 conviction, seeking credit for time served by Mr. Rogers between the 1984 and 2002 convictions.

Sims v. Florida. Merrit Alonzo Sims was sentenced to death in 1994 after being convicted of first-degree murder. We have filed a motion for post-conviction relief, on the grounds that Mr. Sims' trial counsel provided ineffective assistance in both the guilt and sentencing phases of his trial. In February 2003, the court held an evidentiary hearing on our claim that Mr. Sims received ineffective assistance of counsel during the penalty phase of his initial proceeding. The court denied the post-conviction motion in July 2004. We filed an appeal in the Florida Supreme Court. Supplemental briefing was finished in January of 2007 and oral argument is scheduled for May 10, 2007.

Smith v. Alabama. Larry Smith was convicted and sentenced to death for murder in Alabama. Despite numerous irregularities, including a trial attorney who conducted virtually no investigation pretrial, who failed to call alibi witnesses during trial, and who presented little or no mitigating evidence during the sentencing phase, the Alabama appellate courts upheld Mr. Smith's conviction and death sentence. The evidence against Mr. Smith at trial was remarkably thin; the State's case hinged principally on a highly suspect confession. Despite the weak evidence, Mr. Smith's trial counsel made almost no effort to prepare the case.

Covington filed a state habeas petition alleging, among other claims, ineffective assistance provided by his trial counsel. Over the next five years, an extensive investigation, involving interviews of over 100 witnesses, was conducted. The extraordinary efforts of our investigator in picking up the trail of a murder that had been committed eight years before, led to the identification of numerous favorable witnesses never approached by trial counsel. At the same time, Covington's team successfully resisted several motions to dismiss brought by the State addressing the critical ineffective assistance of counsel claims contained in the petition.

A three-day hearing was finally held on the petition this past November before Judge David Evans of the Circuit Court of Marshall County, Alabama. Thirteen witnesses testified, including two experts on the subjects of police procedures and false confessions. Following the hearing, our team submitted an

80-page proposed order, drawing extensively on the record, that demonstrated why Mr. Smith was entitled to a new trial.

In January, 2007, the Court issued an order granting a new trial. The Court's order adopts almost verbatim the proposal that Covington submitted. The Court found that "[h]ad [trial] counsel effectively represented Mr. Smith, the case presented to the jury would have looked very different." The Court explained: "There would have been no evidence and no basis to argue that Mr. Smith was with [the victim] on the day [the victim] disappeared. . . . The jury would have had reason to doubt Mr. Smith's alleged motive or even that a robbery occurred. . . . The jury would have had reason to doubt [the] credibility [of the State's chief witness], in particular his allegations that robbing [the victim] was Mr. Smith's idea and that Mr. Smith had stolen a gun in furtherance of that plan. To the contrary, the jury would have had reason to believe . . . that [the State's chief witness] himself may have robbed and murdered [the victim]. The jury also would have had a basis to question the reliability of the alleged confession. This critical piece of evidence stood virtually unchallenged at trial. [Expert testimony] would have identified troubling problems with the alleged confession. Similarly, [expert] testimony . . . would have provided reason for the jury to conclude that because of . . . coercive threats involving his wife, Mr. Smith may well have felt he had to falsely confess in order to protect her from a long jail sentence . . . Whether individually or cumulatively," the Court concluded, "the effect of these omissions was overwhelming and the Court finds a reasonable probability exists that but for the ineffective assistance of Mr. Smith's counsel, the outcome of Mr. Smith's trial might well have been different."

Tyson v. Alabama. We represent Anthony Tyson in post-conviction litigation challenging his murder conviction and death sentence in Alabama.

Wiley v. Mississippi. William E. Wiley was convicted of capital murder and sentenced to death in Mississippi in 1982. His first sentence was reversed on direct appeal for prosecutorial misconduct, but a second sentencing trial resulted in another death sentence in 1984. The firm sought state and federal collateral review of Wiley's second death sentence, eventually obtaining a reversal from the Fifth Circuit Court of Appeals in 1992. Mr. Wiley was sentenced to death for a third time in 1995, and that sentence was upheld on direct appeal. The Firm has taken up Mr. Wiley's case once again to pursue collateral review of the third sentence. Following the Mississippi Supreme Court's denial of our motion for post-conviction relief, we filed a petition for writ of habeas corpus in the U.S. District Court for the Northern District of Mississippi in June 2000. We have since conducted an independent investigation into various factual issues, including counsel's failure to present crucial mitigation evidence at Wiley's third sentencing trial. The results of our investigation formed the basis for a second post-conviction motion challenging Mr. Wiley's sentence, which we filed in the Mississippi Supreme Court in October 2002. Simultaneously, we supplemented Mr. Wiley's federal habeas petition and brief to reflect the addition of unexhausted state claims. In April 2003, we undertook additional investigation into Mr. Wiley's mental capabilities, which ultimately resulted in an expert finding that Mr. Wiley is mentally retarded; during our investigation, the Mississippi Supreme Court denied our second post-conviction petition. In June 2003, we sought leave from the Mississippi Supreme Court to file a claim pursuant to *Atkins v. Virginia*, and moved to file an amended habeas petition in the federal court to include the *Atkins* claim. Following the exhaustion of the *Atkins* claim in state court in October, we renewed our motion to file an amended habeas petition in federal court. We completed briefing on the amended federal habeas petition in June of 2005. In February of 2007, the District Court issued its Opinion rejecting Mr. Wiley's claims. We are asking the court to alter or amend its Order denying relief and, if necessary, will appeal the decision to the Fifth Circuit Court of Appeals.

DISABILITY RIGHTS

Disability Rights Council of Greater Washington. We have provided advice in connection with the mediation of a dispute regarding disability access violations by Ames Department Stores.

Washington Lawyers' Committee for Civil Rights and Urban Affairs - Hubbard v. United States Postal Service. In May 2003, we filed a class action complaint in U.S. District Court for the District of Columbia on behalf of Bruce C. Hubbard and other similarly-situated deaf and hearing impaired postal employees against the United States Postal Service ("USPS") for its alleged failure to provide qualified sign language interpreters during daily floor meetings in violation of § 501 et seq. of the Rehabilitation Act of 1973. Topics discussed at such meetings include safety, work policies and procedures. It is important for deaf and hearing impaired employees to understand this information if they are to do their jobs safely and effectively. The scope and composition of the class have not yet been defined. Class discovery is proceeding and we anticipate filing a class certification motion in May. We are currently litigating a number of class discovery motions before the magistrate judge.

EDUCATION

A.M. We represent A.M. and her daughter in an appeal to federal district court of an administrative order denying appropriate compensatory education under the federal Individuals with Disabilities Education Act. This matter was referred to the firm as a result of work done on a similar case. After we filed a motion for summary judgment, the D.C. Public Schools agreed to pay for a very generous package of private tutoring and other educational services to address the daughter's learning disabilities.

Association of American Educators. Covington filed an amicus brief in the U.S. Supreme Court highlighting the position of nonunion public school teachers in support of the constitutionality of a Washington State statute requiring affirmative consent before teacher dues may be used to support political causes or candidates. The brief focused on the teachers' First Amendment rights not to be compelled to speak or forced to associate against their wills.

Charles E. Smith Jewish Day School. We continue to provide legal advice on a range of issues, including commercial law, employment law, taxation of exempt organizations, immigration, family law, and local zoning matters. We also assist in the negotiation of employment contracts, vendor contracts, sublease agreements, and miscellaneous other matters.

City Lights School. We have continued to advise City Lights School in negotiating its lease with Archbishop Theodore E. McCarrick, the Roman Catholic Archbishop of Washington, and other matters.

Coordinating Council for International Universities. (See p.60)

District of Columbia Education Compact. (See p.61)

Episcopal Diocese of Washington - Bishop Walker School. We are assisting the Diocese in its undertaking to establish a no-tuition, or low-tuition, school for boys in Anacostia.

Field School. We represented the Field School in a now-settled dispute with its architects. The settlement was favorable to the school. We have since done additional work for the school.

Greatschools, Inc. (See p.49)

Hall Institute for Public Policy. The firm analyzed methods to make New Jersey's public colleges and universities more efficient and prepared a paper proposing legislative and policy changes to accomplish this result.

Ivymount School. We advise the Ivymount School on a wide range of matters including employment questions, immigration law questions, fundraising activities and various contracts. Ivymount is a small private school in suburban Maryland that caters to children with a variety of special needs. Many of its students are funded by area public schools that do not have programs appropriate to the needs of these children.

Latin American Youth Center - Youth Build Charter School. We are assisting the Latin American Youth Center in obtaining 501(c)(3) status for its "Youth Build" program, acting as counsel to the Youth Build charter school, and providing advice regarding the legality of Youth Build's admissions procedures and requirements.

Leadership Enterprise for a Diverse America. (See p.64)

Monocacy Montessori Communities, Inc. We represent this charter school in challenging the Frederick County School Board's decision regarding school funding. We had a hearing regarding this matter before the Maryland State Board of Education and continue to provide advice.

Septima Clark Public Charter School. The firm provided advice to Septima Clark Public Charter School on whether applicable law poses any obstacle to the establishment and operation of a single-sex public charter school in the District of Columbia.

World Links. World Links, which was spun off from the World Bank, is a nonprofit corporation working for improvement in education through the creative use of technology in some 35 countries. We provide World Links with strategic, corporate and IP advice.

EMPLOYMENT DISCRIMINATION

ACLU of the National Capital Area - Potter Litigation. We represent, in conjunction with the ACLU, two firefighters who brought suit against the District of Columbia and its fire department under the Religious Freedom Restoration Act. Our clients are Muslim, and they wear beards in accordance with their sincerely held religious beliefs. Nevertheless, the Department has cited purported safety concerns about facial hair in refusing to allow them to take a "face-fit test," which all firefighters must pass to serve on active duty. In August 2005 we persuaded Judge Robertson of the U.S. District Court for the District of Columbia that under RFRA the Department must, at the very least, allow our clients to take the face-fit test. After our clients had mixed success in passing fit tests, the Department moved for summary judgment dismissing the action. We opposed the Department's motion, asserting the existence of fact issues as to the appropriateness of the Department's procedures for conducting fit tests for our clients (which were done in a much different manner than for members of the Department without facial hair), and cross-moved for a summary judgment ordering the Department to allow our clients to take fit tests administered under appropriate procedures, and in the event of failure to allow the client to utilize alternative respirator equipment more suitable for use by persons who could not achieve an adequately tight face mask fit (whether because of facial hair or for other reasons). The cross-motions are presently pending before the Court.

CASA de Maryland - Campbell v. Bolourian. At the request of CASA de Maryland, the Firm pursued an interlocutory appeal of a trial judge's discovery order requiring the production of information and documents relating to the current immigration status of a plaintiff pursuing a statutory claim for back pay and other earned wages. The Court of Special Appeals of Maryland (the state's intermediate appellate court) entered an order requiring us to show cause why the case should not be rejected as an improper appeal. After briefing addressing the collateral order doctrine, the Court of Special Appeals granted us permission to brief the merits. Then, after briefing on the merits was concluded and on its own motion, the Court of Appeals of Maryland (the state's highest court) issued a writ of certiorari taking jurisdiction of the appeal. The evening before the oral arguments in the Court of Appeals, the defendants called plaintiff's counsel and proposed a settlement. After negotiation, the case was favorably settled on behalf of the Firm's client and the appeal and underlying case were dismissed.

G.T. v. District of Columbia. We represented G.T. in an Age Discrimination in Employment Act lawsuit against the District of Columbia. The case went to trial in the District Court of the District of Columbia in front of Judge Lamberth.

L.W. We assisted Ms. W., an employee of the D.C. public schools on family and disability leave, with regard to various employment issues.

McKenna v. City of Philadelphia. We successfully brought an appeal in the Third Circuit on behalf of three former police officers who have brought a Title VII lawsuit against the City of Philadelphia. In August, the Third Circuit reversed the district court's grant of summary judgment to the City and remanded the case for trial.

ENVIRONMENT

Environmental Defender Law Center. The Environmental Defender Law Center is a non-profit entity that offers legal services to protect rights of environmental defenders in developing countries. On behalf of the Center, Covington is filing a brief with the Inter-American Commission on Human Rights in support of Chilean citizen Carlos Baraona Bray's petition to void his conviction for criminal defamation of a Chilean Senator. The brief focuses, among other matters, on the adverse consequences to free expression and to the environmental protection movement of the growing use of defamation laws against environmental activists and journalists.

Environmental Defender Law Center - Green Advocates of Liberia. We assisted Alfred Brownell of Green Advocates of Liberia in the development of legislative proposals to present to the government of Liberia relating to the forestry sector.

National Parks Conservation Association - Glacier National Park. We are representing the National Parks Conservation Association, which intervened as a codefendant with the National Park Service in a lawsuit brought by the owner of a private seasonal residence located completely within the confines of Glacier National Park. The landowner, represented by Mountain States Legal Foundation, is seeking snowmobile or SUV access to his property by use of a road owned by the Park Service at a time when the road has traditionally been closed to motorized traffic. The District Court in Montana recently granted defendants summary judgment on all of plaintiff's claims, and the case has been appealed to the Ninth Circuit.

Pew Center on Global Climate Change. We have developed a new standard contract for the Pew Center for its commissioning of reports from researchers in the field of global climate change. On an ongoing basis, we provide counseling regarding specific negotiations with various researchers.

The Nature Conservancy. We have taken on several new projects for the Nature Conservancy through relationships established with lawyers in their San Francisco and Honolulu regional offices, which complement prior work for TNC on debt-for-nature swaps out of the DC office. Evan Cox and Liz Brown assisted with a regulatory analysis of state and federal constraints on funding additional agriculture inspectors seeking to prevent entry of invasive species through Hawaii's airports and ports. Tom Johnson and Les Carnegie are providing assistance in designing a FCPA compliance program for TNC's international efforts, particularly in the Asia-Pacific region. Evan Cox and Jonathan Mukai have provided intellectual property advice on several agreements arising in collaborations on research projects with universities, governments, and other associations both domestically and internationally. And Marney Cheek and Evan Cox will help them develop a strategy to pursue better drafting and enforcement of bilateral and multilateral government-to-government agreements restricting trade in illegally harvested tropical timber.

Washington International School. We represent the Washington International School in negotiations concerning the establishment of a non-profit conservancy to govern real property surrounding the school and on related land and tax issues.

FAMILY LAW

AARP Legal Counsel for the Elderly - Grandparents' Manual. We assisted AARP's Legal Counsel for the Elderly in creating a Grandparents' Rights Manual that outlines the rights and responsibilities of grandparents raising minor grandchildren in DC.

C.M. and L.S. We represented a married couple who live in the District of Columbia in their effort to obtain custody of an infant who was placed with them during a neglect proceeding against the biological mother. After a week-long trial in D.C. Superior Court in the summer of 2000, the court awarded custody to our clients. The appeal was argued in January 2004 and the Court of Appeals reversed on a procedural issue in September 2006. It is not yet clear whether this matter will require further litigation.

Children's Law Center - C.S. The firm represents a District of Columbia grandparent seeking to become legal custodian of his grandson. There is currently a trial scheduled for early 2007.

Children's Law Center - F.H. We represented Ms. F.H. in the adoption of her foster child. We successfully negotiated the consent of both birth parents, and the adoption has now been completed.

Children's Law Center - J.Y. The firm is representing a minor child as Guardian ad litem in D.C. Superior Court child custody case.

Children's Law Center - L.G. We are providing representation in connection with a guardianship matter, on behalf of an aunt for two of her nieces.

Children's Law Center - Ms. C.S. and Mr. J.B.S. We successfully represented prospective parents in an adoption proceeding. The Judge granted the adoption petition in April 2006 and dismissed a neglect case after the adoption became final in May 2006.

Children's Law Center - R.R. We filed a petition in the D.C. Superior Court, asking that the Court allow R.R. to adopt a three-year old girl. We also represented R.R. in the companion neglect proceeding, and a competing custody complaint filed by the child's maternal grandmother. The adoption was contested by the birth mother of the child, who sought reunification with the child. After numerous hearings before a Magistrate Judge, who set reunification as the goal for the child, the three proceedings (neglect, custody, and adoption) were assigned to Judge Arthur L. Burnett, Sr. The bitterly contested adoption and custody cases involved a three-week trial in November 2003, during which thirty witnesses testified. On November 26, 2003, Judge Burnett delivered an oral opinion from the bench, granting the adoption petition. Nearly ten months later, Judge Burnett issued a lengthy written opinion granting the adoption, and a formal order granting the adoption was entered. Appeals were filed by the birth mother and the biological grandmother. On Jan. 30, 2006 the District of Columbia Court of Appeals affirmed the trial court's grant of adoption. On two occasions thereafter, the birth mother attacked RR on the street, and attempted to kidnap the child. Following the second attack, the birth mother was indicted for attempted kidnapping and for assaulting RR and her sister. After guilty pleas were entered, the Court's sentence included a substantial period of probation and community service.

Children's Law Center - R.R. We filed an adoption petition in D.C. Superior Court on behalf of R.R., who wished to adopt her foster child. The petition was granted in September of 2006.

GAL - A.W. Through an appointment by the D.C. Superior Court we represented A.W. as guardian ad litem in a child custody case. The case was decided in favor of the biological father and is currently on appeal.

GAL - Four Minor Children. Pursuant to a court appointment we served as guardian ad litem for four minor children involved in a custody/visitation dispute between the parents.

GAL - W.D. and J.D. We were appointed by the D.C. Superior Court to act as guardian ad litem in a custody dispute. There were allegations that one of the children was sexually abused while living in the mother's home. A settlement agreement was reached that provided for special visitation and living arrangements that preclude any further opportunity for abuse. We continue to be involved with issues regarding compliance with the settlement agreement.

Georgetown Domestic Violence Clinic - D.A. We represent D.A. in a domestic relations matter. It is not yet clear whether this matter will require litigation.

Justice for Children. We filed an amicus curiae brief in a child custody case on behalf of Justice for Children in the Wisconsin Court of Appeals.

L.S. We continue to represent Ms. S. in her claims to her late husband's estate, a task made easier by the Court of Appeal's affirmance in 2005 of a summary judgment granting our motion to set aside an inter vivos trust purportedly established by the decedent a few months before the date of his will. In late 2006, the court designated our client as the personal representative of the estate, and held that she was entitled to a spousal share of the funds that had initially been placed in the trust.

Lawyers for Children America - A.B. The firm is acting as the Court-appointed guardian ad litem for A.B. in a neglect case in Superior Court of the District of Columbia.

Lawyers for Children America - N.J. The firm acted as Court-Appointed Guardian ad Litem in this neglect case involving a minor child in the District of Columbia.

Legal Aid Society of New York - R.T. The firm represents Ms. R.T. in divorce proceedings.

Legal Aid Society of the District of Columbia - B.M. We represented B.M. in two separate child custody actions in DC Superior Court. The cases ended successfully, with B.M. regaining full custody of her two daughters.

Legal Aid Society of the District of Columbia - M.C. We are representing Ms. M.C. in an action to amend her divorce decree to provide for child support payments and to reinstate her former name. We are waging a forum battle against the defendant that has taken the parties to Maryland as well as the District of Columbia; it is not yet clear which court will accept jurisdiction.

Ms. D. We are representing Ms. D. with respect to a Child in Need of Assistance Petition.

P. and J.B. The firm represents P. and J.B. in a guardianship matter.

R.M. The firm represents Mr. R.M. in a family law matter relating to the custody and support of his daughter.

Superior Court of the District of Columbia Multidoor Dispute Resolution Division. (See p.88)

V. and B. McN. Pursuant to a court appointment we served as guardian ad litem to minor children in a custody case. Custody was awarded to the biological father.

FIRST AMENDMENT

ACLU of the National Capital Area - Potter Litigation. (See p.27)

American College of Obstetricians and Gynecologists - Amicus Brief. (See p.9)

Americans United for Separation of Church and State - Card v. City of Everett. We brought suit on behalf of a resident of Everett, Washington, challenging the constitutionality of the City's display of a Ten Commandments monument in front of a municipal building. The District Court heard oral argument on pending cross-motions for summary judgment, then stayed proceedings pending the U.S. Supreme Court's handling of two cases involving the Ten Commandments. Relying on Justice Breyer's concurring opinion in one the two cases, the District Court eventually granted summary judgment for the City and we have appealed to the Ninth Circuit; briefing was completed in Spring 2006. Argument has not yet been scheduled.

Asra Nomani. We provided legal advice to author and journalist Asra Nomani.

California Medical Association. (See p.9)

Environmental Defender Law Center. (See p.29)

M.H. Covington represented Ms. M.H. in a defamation matter and negotiated a settlement agreement.

Media Law Resource Center. The Media Law Resource Center is the national bar association for media defense lawyers. We have, among other matters, drafted a position paper on appropriate EU choice-of-law rules for international defamation litigation and followed up that paper with meetings with the staff of the European Commission. And we have provided a variety of assistance in support of the Center's activities.

National Press Photographers Association. We have advised this association of press journalists on a number of legal, policy and legislative matters affecting press freedoms generally and photojournalists specifically. We have represented and counseled the Association in a number of courtroom access, copyright, subpoena and contempt matters.

National Security News Service. We assisted a U.S.-based news service in obtaining transcripts of a U.K. criminal prosecution of a terrorism suspect.

Reporters Committee for Freedom of the Press. We have represented the Reporters Committee for Freedom of the Press on a variety of first amendment and journalists' rights issues.

Student Press Law Center. We have represented the Student Press Law Center and a group of university organizations in an amicus brief to the U.S. Supreme Court in the case of *Hosty v. Carter*, a case in which the Seventh Circuit applied First Amendment standards applicable to high school students to permit censorship of a university newspaper.

The Broadside. The firm represented The Broadside, the student newspaper of George Mason University, and its faculty advisor and editor in chief, in defending threatened defamation claims.

The Media Institute. We have assisted The Media Institute in filing pleadings related to First Amendment issues at the Federal Communications Commission and in trademark matters.

Third Circuit Appointment - D.R.S. Mr. D.R.S. is an inmate at the State Correctional Institute at Pittsburgh, Pennsylvania. At the request of the Third Circuit, we briefed Mr. S's claim that prison officials' denial of his access to certain religious texts constitutes a violation of the First Amendment as well as his claim that the district court erred by too narrowly construing his pro se complaint. We were victorious on the latter claim -- the Third Circuit held that the district court was required to construe his pro se complaint to include all available claims and remanded the action for further consideration by the district court.

Transparency International - Global Corruption. We have provided pre-publication review and defamation advice to Transparency International, a non-governmental organization based in London, in connection with its publication of a summary of corruption in governments around the world. In 2005, we also successfully defended TI against a defamation case brought in Germany by Slobodan Milosevic arising from the 2004 edition of the global corruption survey. We also help this organization edit its monthly newsletter, and we recently advised it on the implications of a worldwide trademark infringement claim made by a competitor to one of its key subcontractors.

GAY AND LESBIAN RIGHTS

American Sociological Association. The firm represented the American Sociological Association and several social science professors in submitting an amicus brief in support of a challenge to the "Don't Ask, Don't Tell" policy pending before the U.S. Court of Appeals for the First Circuit.

Pacific Center for Human Growth. We represented the Pacific Center for Human Growth in a wage dispute before the California Division of Labor Standards Enforcement. The Center is a non-profit organization that fosters and enhances the well-being and self-respect of gay, lesbian, bisexual, and transgender persons and people with related concerns in the Bay area.

People for the American Way - Marriage Amendment. The firm is providing legal analysis and other assistance in connection with a proposed constitutional amendment to prohibit same-sex marriage.

HEALTHCARE

ACLU - AIDS Funding Restrictions. We were co-counsel with the national ACLU on behalf of numerous public health organizations that participated as friends of the court in two cases brought against the United States Agency for International Development challenging an agency regulation prohibiting government funding for AIDS relief efforts unless an organization has a written policy opposing prostitution. We submitted briefs at both the district and appeals court stages. In 2006, federal district courts in the Southern District of New York and the District of Columbia held that the challenged regulation was unconstitutional. The Government appealed both decisions. The appeals are now pending before the U.S. Courts of Appeals for the Second and D.C. Circuits. Our briefs argued that the limitation prevented organizations from engaging in proven public health strategies that required partnering with sex workers to prevent the spread of AIDS.

Advance Markets Project. We serve as legal adviser to the Advance Market Working Group of the Policy Research Network, which is a project funded by the Bill and Melinda Gates Foundation to create commercial incentives for pharmaceutical companies to develop vaccines for diseases that primarily impact developing countries, such as HIV/AIDS, malaria, tuberculosis, rotavirus, pneumococcus and human papilloma virus. This project resulted in a proposal for an Advance Market Commitment, which has been endorsed by the G7/8 Finance Ministers. See Making Markets for Vaccines: Ideas to action, www.cgdev.org/section/initiatives/_active/vaccinedevelopment.

Allergy & Asthma Network Mothers of Asthmatics. When a physician prescribes an aerosolized asthma medication, the pharmacist often substitutes a pharmacy-compounded product for the commercially available prescribed product. Because pharmacy compounding is rarely regulated by FDA, the quality of the compounded product is uncertain. Pharmacy compounding of commercially available drugs is regarded as illegal by FDA, but the agency does not have the resources to investigate and bring appropriate enforcement action except in rare cases. The Allergy & Asthma Network Mothers of Asthmatics asked us to assist them in publicizing this problem, obtaining stronger congressional support for FDA action, and convincing pharmacists and physicians that this activity is inappropriate for aerosolized asthma drugs. We have prepared a white paper for the organization.

American Association for the History of Medicine. The firm provided advice to the Association regarding the effect of the HIPAA privacy regulation on medical historians' access to information.

American College of Obstetrics and Gynecologists. We filed an amicus brief in the appeal to the Court of Appeals of the Sixth Circuit relating to an injunction against the State Attorney General and barring enforcement of a ban on use of the drug mifepristone in any manner other than as specifically approved by FDA.

Ashcroft v. Raich. On remand from the U.S. Supreme Court following its adverse ruling on her Commerce Clause claim, we continued to represent Angel Raich in her challenge to the federal government's threatened application of the Controlled Substances Act to prohibit her medical use of marijuana. Ms. Raich suffers from a daunting array of serious medical conditions, including a potentially fatal wasting disorder. Only marijuana provides her relief. Before she began using marijuana on her physician's recommendation and pursuant to California law, she tried 35 conventional medications; all caused her unacceptable side effects. Her physician has determined that Ms. Raich would suffer severe, incapacitating pain and would likely die if she is prevented from taking marijuana. Our briefs argued that the Fifth Amendment's Due Process Clause and the common-law doctrine of necessity each bar the federal government from prohibiting Ms. Raich from taking the only medication that can

save her from intolerable pain and death. Oral argument was held in March 2006. In March 2007, the Ninth Circuit rejected our appeal, but explained that Ms. Raich would have a strong medical necessity defense in the event she were arrested and prosecuted. As a practical matter, therefore, it seems unlikely that the federal authorities will target Ms. Raich, and the Ninth Circuit's opinion may also protect other seriously ill patients who use medical marijuana as a last-resort treatment.

D.C. Appleseed Center. CareFirst BlueCross BlueShield operates as a non-profit organization in Maryland, Delaware and the District of Columbia. We represent DC Appleseed in trying to pursue legislation with the D.C. City Council that would require CareFirst to engage in the appropriate level of community benefits for the District and its residents in furtherance of its charitable purpose.

Dixon v. Williams. We have represented the plaintiff class in this lawsuit since 1974. The litigation was brought by some 15,000 patients at St. Elizabeths Hospital to enforce their right under D.C. law to mental health treatment and services in the least restrictive environment. After many years of unsuccessful efforts to prompt the District to comply with a 1980 consent order and implementation plan, the federal court granted our motion for appointment of a receiver to administer the Commission on Mental Health Services in October 1997. This receivership was terminated in 2002, and the parties have negotiated exit criteria that will determine when and if the original court orders entered by the court will be terminated. Dr. Dennis Jones, who has headed up the mental health system of a number of states and who was the Receiver for a number of years, is now acting as court monitor. In that position he is reviewing the performance of the new D.C. Department of Mental Health to determine whether the negotiated exit criteria have been or will be met. Once the exit criteria are fully satisfied, the parties have agreed that the mental health system will be returned fully to the governance of the District of Columbia Government and the litigation will be dismissed.

End-of-Life Decisionmaking. Two attorneys have participated in a project sponsored by the D.C. Bar Association that offers presentations to interested groups discussing the importance of end of life decisionmaking and describing and providing the available tools, such as health care proxies and living wills, to help families make these difficult decisions.

Global Initiative on Sharing Avian Influenza Data. The Global Initiative on Sharing Avian Influenza Data is the recent attempt by a group of scientists comprised of influenza researchers, experts in intellectual property and bioinformatics and Nobel laureates from more than 30 countries to share data on avian influenza. The firm is assisting GISAID in its formation, seeking a determination from the IRS as to its tax-exempt status and possibly assisting it on establishing the contemplated data base and data sharing arrangements.

H.G. Covington represents Mr. G. in connection with Medicare Part D, D.C. Health Alliance and Medicaid benefits.

Hereditary Neuropathy Foundation, Inc. HNF is a non-profit foundation attempting to help find a cure to various types of hereditary neuropathies. Covington negotiated an arrangement with Cedars-Sinai to jointly form a HN clinic and create continuing medical education programs focused on HN. Covington continues to provide ongoing advice to HNF regarding its collaboration with Cedars-Sinai.

Institute for OneWorld Health. The Institute is the first nonprofit pharmaceutical company in the United States, and has been widely recognized in the press over the past year for its role in improving global health access. We provide advice on a variety of legal issues related to the development of new drugs, especially drugs that target "neglected diseases" in the developing world.

International Biomedical Research Alliance. (See p.63)

Legal Aid Society of New York - T.M. The firm successfully represented T.M. in an administrative appeal of the denial of her application for social security disability benefits. After two hearings and multiple-letter briefs, the initially skeptical ALJ adopted our argument that T.M.'s knee problems met the criteria for being considered disabled per se and relieved the client of the burden of establishing that she lacked the residual functional capacity to return to her prior work.

Legal Aid Society of the District of Columbia. Through the Legal Aid Society several firm attorneys have helped indigent District residents sign up for Medicare/Medicare Part D benefits.

NARAL Pro-Choice Maryland. We provide advice regarding issues related to reproductive rights and general corporate matters.

The Willow Room. Covington has provided advice on legal issues in connection with the formation of a non-profit organization providing child-care services to children of cancer patients.

The World Bank Group. The firm represents the World Bank and the Global Alliance for Vaccines and Immunization (GAVI) in connection with its assessment of the feasibility of Advanced Market Commitments by the G7/8 countries to stimulate the development of vaccines for diseases that have a disproportionate impact of low-income countries, such as malaria and HIV/AIDS. A \$1.5 billion pilot AMC for a pneumococcal vaccine was launched in February, 2007.

World Parkinson Congress, Inc. (See p.68)

HISTORIC PRESERVATION

Institute of Nautical Archaeology. This nonprofit scientific institution based in Bodrum, Turkey, and College Station, Texas, specializes in the identification, excavation and preservation of ancient or historic shipwrecks and other underwater archaeological sites. Institute projects include Bronze Age and classical era shipwrecks in the Mediterranean, colonial era vessels in United States waters, and early Spanish vessels in the Caribbean. The Institute is also frequently called on by federal and state agencies and foreign governments to assist and advise in the proper handling of newly discovered historic shipwrecks. We have represented the Institute in disputes with private treasure hunters, in negotiations with governments concerning arrangements for the excavation of shipwrecks, on legislation protecting historic underwater sites and properties and other matters. We also provide routine corporate and copyright advice to the Institute.

Municipal Art Society of New York. On behalf of the Municipal Art Society we are challenging a determination made by the Army Corps of Engineers that bulkhead renovation proposed by IKEA adjacent to its new store in Red Hook, Brooklyn, does not adversely affect an historic dry dock, which IKEA intends to fill in large part, pave over and park cars on. Unfortunately, the Society consulted us too late to prevent the construction in the dry dock as IKEA has already spent \$750,000 building a retaining wall to hold the fill. We do, however, hope to persuade the district court that the Corps used incorrect standards in concluding that it had no jurisdiction over the dry dock and that the bulkhead work had no adverse impact on the dry dock.

Society for American Archaeology. We represent the Society on various legislative, regulatory and litigation matters, primarily relating to repatriation issues.

HOUSING

D.C. Law Students in Court Program. Through the efforts of John Hall and Don Ridings the firm has begun taking matters referred from the D.C. Law Students in Court Program. These are primarily landlord tenant cases. The new relationship is intended to bring more opportunities for associates to obtain trial experience

D.C. Law Students in Court Program - N.E. The firm represented a tenant, Ms. N.E., in an eviction action filed against her by her landlord for chronic late payment of rent. The tenant also owed a substantial amount of back rent, which the landlord intended to seek in a separate action. We negotiated a settlement in which the client agreed to pay her rent on time for a "probationary" period, and the landlord agreed to a payment schedule that allows the client to pay the back rent owed over a 13-month period.

D.C. Law Students in Court Program - R.S. Covington favorably concluded a lawsuit that a large landlord filed against our client, a low-income tenant. The tenant, who was sued for non-payment of rent, claimed that she had withheld her rent when the landlord repeatedly failed to address the substantial housing code violations that existed in her apartment. The landlord ultimately agreed to settle the case on terms that under the circumstances were remarkably favorable to the tenant.

D.C. Law Students in Court Program - S.P. The firm is representing tenant S.P. in a dispute with her landlord. Trial is scheduled for mid March 2007.

G.F. Covington represents Mr. G.F. in his quest to receive compensation from his former landlord for personal injuries resulting from mold in his former apartment.

J.A. This matter involves representing Ms. J.A. concerning a challenge to her ownership of her home at 539 Saratoga Avenue, Brooklyn, NY 11212.

Legal Aid Society of the District of Columbia - C.S. The firm successfully represented Mr. C.S. in a landlord-tenant dispute. The D.C. Superior Court held the landlord and its attorneys in contempt for filing an improper action against Mr. C.S., dismissing the action and awarding costs and attorney fees.

Legal Aid Society of the District of Columbia - W.L. We represented a tenant in a dispute with her landlord.

National Law Center on Homelessness and Poverty v. Veterans Administration. This case involves Title V of the McKinney Act, which provides that excess, surplus, unutilized, or underutilized federal property is to be made available to assist homeless persons. In December 1988, we secured for the plaintiffs permanent injunctive relief, as well as further injunctive relief in May 1989, February 1991, and April 1993. We are continuing to monitor the government's actions to ensure its compliance with the Court's most recent injunctive order. We also provide advice from time to time regarding the scope and application of the McKinney Act with respect to threatened changes to the Act. We have assisted the Law Center with respect to legislative proposals to weaken the rights of homeless providers to surplus Federal property and proposals to weaken the rights of homeless children to an education in the wake of Hurricane Katrina. We helped prepare a major report on the criminalization of homelessness that garnered considerable press attention. Finally we analyzed the DC ballot initiative statute and advised the NLCHP on the standards for ballot initiatives.

R.D. The firm is representing Mr. R.D. in negotiations with his condominium association regarding problems with his residence.

S.L. We represent a Section 8 housing tenant, Ms. L., in a breach of contract claim against the owner/landlord, BSA Limited Partnership. BSA gave Ms. L. an offer to purchase her home pursuant to the D.C. Real Estate Conversion Act. Ms. L. accepted the offer; however, BSA refused to negotiate and claimed that no contract was created. After two and a half days of trial, we negotiated a favorable settlement on behalf of Ms. L. We are now in the process of enforcing that settlement agreement.

HUMAN RIGHTS

Center for Constitutional Rights. We are providing representation to the Center in connection with a class action challenging the United States' prolonged detention of aliens without charges, and abusive treatment of them during the detention. We are assisting briefing of an appeal to the Second Circuit of an order dismissing a challenge to the detention, and are assisting in discovery on the abuse issue.

D.B. - Geneva Conventions Amicus Brief. We have been asked to file amicus briefs in the trial court, D.C. Circuit, and U.S. Supreme Court on behalf of General B., Esq., regarding the importance of the Geneva Conventions to American prisoners of war who are detained or will be detained abroad. We have also filed amicus briefs in related War on Terror cases, such as *Al-Marri v. Wright* in the Fourth Circuit, and *ACLU v. DOD.*, in the Second Circuit.

Guantanamo Detainees. We have filed habeas actions on behalf of seventeen Yemeni nationals imprisoned at Guantanamo. Most of the men have been at the prison for more than four years. None has been charged with any offense; all have been denied the protections of the Geneva Conventions. In January 2005, the U.S. District Court for the District of Columbia denied a government motion to dismiss, agreeing with us that the Guantanamo detainees possess rights under the Fifth Amendment and the Geneva Conventions. The government appealed that decision to the Court of Appeals, and in February 2007, following further rounds of briefing and argument necessitated by the enactment of the Detainee Treatment and the Military Commissions Act, and the intervening Court of Appeals and Supreme Court decisions in *Hamdan v. Rumsfeld*, the Court of Appeals finally issued its decision, reversing the District Court. We have petitioned the Supreme Court for expedited review. On a separate front, we filed amicus briefs and coordinated the amicus effort in *Hamdan*, in which the Supreme Court in the summer of 2006 invalidated President Bush's military commissions.

L.M. Covington is advising Ms. L.M., a Serbian journalist, on an application to the European Court of Human Rights. The application challenges her criminal conviction in the Serbian courts for publishing an 'insulting' article."

Legal Aid of North Carolina/Thai Workers. The firm provided research and advice concerning the enforceability of U.S. judgments against Thai and Taiwanese corporations and individuals.

INTELLECTUAL PROPERTY

American Bar Association. The firm prepared an amicus brief for the ABA in the Supreme Court case, *MedImmune v. Genentech*, addressing circumstances in which a nonbreaching patent licensee can challenge validity of licensed patent.

Center for the Study of Services. We provide advice on corporate and intellectual property matters relating to the development of a survey of medical patients asking about their experience with their physicians. CSS expects that health insurers will enter into agreements with CSS to participate in the survey and have access to the survey results.

Church of God and Saints of Christ. We provide ongoing copyright advice to the Church of God and Saints of Christ (COGASOC) concerning its extensive music portfolio.

Coordinating Council for International Universities. (See p.60)

Gail Rosen. The firm is providing copyright advice and a draft agreement for Gail Rosen relating to Holocaust survivor, Hilda Stern Cohen's interviews, writings and photos.

Greatschools, Inc. We represent Greatschools, Inc., which operates a website www.greatschools.net, in negotiating and drafting a range of licensing and content agreements.

Jewish Publication Society. Based in Philadelphia, the Society has published books of Jewish interest for more than 100 years. We continue to provide copyright and trademark advice.

Lyra Corporation, d/b/a Arion Press. The firm provides advice to this non-profit traditional letter press on copyright and trademark issues.

Ms. JD. We counsel Ms. JD on their legal obligations regarding the launch and maintenance of a website.

National Press Photographers Association. (See p.35)

NYC Parents in Action, Inc. The firm provides advice to Parents in Action, a New York-based non-profit, regarding content and privacy issues related to its website.

Oxford Centre for Comparative Media Law Studies. (See p.65)

Privacy International. We have advised Privacy International, a U.K.-based privacy advocacy group, on a variety of different issues, including the legality of European rules related to data retention and measures enacted by the UK government to introduce national identity cards. The firm may be asked to assist Privacy International mount a legal challenge to Ireland's implementation of EU legislation mandating data retention by communications providers, with the objective of bringing the case ultimately before the European Court of Justice.

Rebuilding Together, Inc. - Euclid Technology. The firm is negotiating a software development agreement and license.

Smithsonian Institution. We serve as Special Intellectual Property Counsel to the Smithsonian Institution. We also provide an annual seminar to the general counsel's office of the Smithsonian, focusing on copyright, trademark, data and privacy security, content regulation, and other intellectual property and Internet-related issues.

The Cultural Landscape Foundation. We are advising the Cultural Landscape Foundation on copyright and unfair competition issues relating to the publication of a two volume work entitled "Pioneers of American Landscape Design."

The Media Institute. (See p.36)

The Trent Tucker Non-Profit Organization. We are representing the Trent Tucker Nonprofit Organization in connection with the licensing of the mark "PLAY THE GAME FROM THE NECK UP" and related promotional appearances by former NBA great Trent Tucker (6,237 career points and 1,532 career assists). TTNO is engaged in youth development work for disadvantaged youth in Minnesota and elsewhere.

Transparency International - Global Corruption. (See p.36)

Walton v. United States. Pursuant to a court appointment we represent a prisoner suing the government in the Court of Federal Claims for copyright infringement and a taking based on the government's use of the artworks he prepared for Federal Prison Industries/UNICOR.

INTERNATIONAL

American Jewish Joint Distribution Committee. We represent the Committee in resolving conflicting ownership claims relating to the Rila Hotel in Sofia, Bulgaria.

Brcko Arbitration Tribunal. Bob Owen serves as the Presiding Arbitrator of the Brcko Arbitration Tribunal in Bosnia and Herzegovina. The Tribunal is currently hearing complaints about alleged failures to comply with its Final Award of March 1999, which established the Municipality of Brcko as a separate governmental unit in order to forestall competing assertions of sovereignty between Bosnia's two substates, Republika Srpska and the Federation of Bosnia and Herzegovina. The firm has provided research and other support to Bob in his role as the Arbitrator.

Brennan Center for Justice - Civil Gideon Project. The firm represented The Brennan Center for Justice at NYU School of Law in its Civil Gideon Project. The project examines the right to counsel in civil cases in countries other than the United States, as a large number of countries do provide some constitutional or statutory right to counsel in such cases. The Brennan Center seeks to ensure similar rights in at least some types of civil cases in the United States. The firm researched the laws in France, Monaco, Armenia and Georgia.

Conservation through Poverty Alleviation International. Conservation through Poverty Alleviation International (CPALI) is a US-based non-profit organization that works to develop new means of income generation for poor farmers living in areas of high biodiversity or conservation value. We provide antitrust advice to CPALI regarding the formation of the Rainforest Silk Cooperative, which will assist wild silk farmers in Madagascar, India, Indonesia, Japan and Namibia to meet commercial market demand.

Coordinating Council for International Universities. (See p.60)

D.B. - Geneva Conventions Amicus Brief. (See p.47)

Emory University/The Carter Center. Through Emory University we assisted The Carter Center in pursuing the regulatory approvals needed to provide mediation services to the Government and opposition factions in Nepal, certain of which are the target of U.S. antiterrorism sanctions.

Estate of R.S. We represent the estate of R.S., an Israeli citizen who was killed in a September 19, 2002 terrorist bombing of a bus in Tel Aviv, and her surviving spouse and children, in a lawsuit against Hamas, Iran and the Iranian Ministry of Information and Security.

FINCA International, Inc. Using private donations and grants from USAID, FINCA makes "micro-loans" (around \$500) to small groups of individuals (usually women) in villages in underdeveloped countries for the purpose of starting or expanding businesses. FINCA now operates in 23 countries in Latin and South America, Africa and the former Soviet Union. We have developed a plan and appropriate documents by which FINCA licenses specialized accounting software that it has acquired and improved to manage micro-loans in these countries. Complex tax considerations were also involved. We have also assisted FINCA in reviewing and complying with USAID grant requirements and are currently advising in relation to its registration as a charity in the UK in order to facilitate European fund raising efforts.

Genocide Intervention Fund. (See p.62)

Institute for OneWorld Health. (See p.40)

Inter-American Press Association. (See p.62)

International Research & Exchange Board. On behalf of the Professional Media Program of the International Research and Exchange Board, Internews, the International Center for Journalists, and the Global Internet Law Project (a joint venture of Internews and the Center for Democracy and Technology), we have undertaken substantial media law reform efforts in some 20 countries. We have commented on and advocated changes in media laws in Central and Eastern Europe, the former Soviet Union, Central Asia and the Middle East. This work has included visits to meet with members of various parliamentary bodies to advocate changes in favor of free expression, even-handed regulation of broadcast media, effectiveness of freedom of information legislation, and fairness of defamation legislation. Countries have included Iraq, Serbia, Kosovo, Croatia, Bosnia, Romania, Bulgaria, Albania, Slovakia, Macedonia, Montenegro, Russia, Ukraine, Belarus, Georgia, Azerbaijan, the Kyrgyz Republic, Turkey, Indonesia and Mongolia. We also have conducted workshops for journalists and policymakers in a dozen countries. We are currently assisting with respect to media law projects involving East Timor and Jordan.

J.L. The firm is representing Mr. J.L., a U.S. citizen, in preparing a claim against the Belgian social security authorities. The claim relates to Belgium's failure to adjust its pension payments to Mr. J.L. for inflation despite providing such adjustments to Belgian citizens. We are researching and preparing legal support for Mr. J.L.'s claim, for possible arbitration between the U.S. and Belgian governments.

Layalina Television, Inc. (See p.74)

Privacy International. (See p.49)

Public International Law & Policy Group - Armenia. The firm is representing the Public International Law & Policy Group in advising the government of Armenia in connection with conducting a political status referendum in the disputed Nagorno-Karabakh region of Azerbaijan.

Public International Law & Policy Group - Iraq Constitution. The firm is preparing three memoranda on topics relating to the implementation of legislative initiatives under the Iraq Constitution. The memoranda will be used by a team of PILPG lawyers in Iraq who are working with the Iraqi government and Members of Parliament to develop enabling legislation for institutions created by the Constitution and laws governing the judiciary, human rights, women's and minority rights, and issues of federalism.

Public International Law & Policy Reform - Liberia. The firm evaluated Liberian electoral law to ensure its consistency with international practice and made some recommendations for reform.

The Conference on Jewish Material Claims Against Germany, Inc. The firm advised the Conference on Jewish Material Claims against Germany, Inc. on whether the Conference and/or Holocaust survivors and their heirs could challenge the Polish property restitution legislation on WWII and Communist-Era seizures before the European Court of Justice. We are now assessing the possibility of taking the matter to the Council of the European Union.

LEGISLATION

Center for Immigration Studies. (See p.59)

Congressional-Executive Commission on China -- Religious Freedom. The firm prepared and presented testimony before the Congressional-Executive Commission on China on the topic of "China's National and Local Regulations on Religion: Recent Developments in Legislation and Implementation."

Council for Court Excellence. We have worked with the Council for Court Excellence in drafting a statute and court rules for expediting appeals in child abuse and neglect cases in the District of Columbia.

Federal City Council. (See p.61)

Girls, Inc. (See p.62)

Human Rights Campaign. We have provided advice on federal and state legislative matters, including issues relating to marriage amendments at the federal and state levels.

National Association of Criminal Defense Lawyers (NACDL). (See p.15)

Paralyzed Veterans of America. (See p.56)

The Constitution Project - Presidential Signing Statements. The firm analyzed issues raised by Presidential signing statements and prepared a paper submitted to the Senate Committee on the Judiciary on the constitutionality of statements from the current administration.

MILITARY/VETERANS AFFAIRS

G.B. For more than three years, Covington has represented the minor son and widow of G.B., a 35-year-old Army Veteran who died in 2001 of a methadone overdose while admitted to a U.S. Department of Veterans Affairs hospital in Hampton, Virginia ("VA"). In June 2003, we filed an administrative wrongful death claim on behalf of Mr. B.'s minor son and widow. The claim asserted that the VA negligently caused Mr. B.'s death.

In February 2006, after exhausting all administrative remedies, we brought suit in federal district court in Newport News, Virginia on behalf of the family under the Federal Tort Claims Act. The complaint alleged the VA negligently caused the death of Mr. B. because it failed, among other things, to: properly search and supervise the patient who provided methadone to Mr. B.; properly supervise Mr. B. while he was under the hospital's care; and provide the proper level of treatment for Mr. B.

On November 20, 2006, after substantial discovery had been completed but with several depositions on the horizon, the United States amended its answer and admitted that it was liable for Mr. B.'s death. At a conference with the Federal Magistrate on December 12, 2006, the parties reached a settlement. Under the terms of the agreement, the United States must reiterate its admission of liability and pay \$210,000 to the family. The overwhelming majority of this recovery will be used to purchase annuities for the benefit of Mr. B.'s minor son. The B.'s will receive over \$400,000 from these investments over the coming years.

J.D. - Air Force Review Board. We represented this individual seeking an upgrade in his discharge status before the Air Force Discharge Review Board. We were successful in obtaining an Honorable Discharge for Mr. D.

J.P. J.P., now residing in Germany, asked the firm to prepare an application for a presidential pardon relating to his conviction by the United States District Court for the State of Colorado in 2001 for health care fraud involving the illegal receipt of funds from the Veterans Administration for false medical claims. The amount involved was \$82,000. J.P. has made full restitution. After collecting a large amount of information an application for a pardon was filed with the Pardon Office of the U.S. Department of Justice in January of 2007. The matter is pending.

J.R. The firm represents Mr. J.R. (of San Just, Puerto Rico) with an appeal to the U.S Court of Appeals for Veterans Claims, challenging the denial of service connection benefits.

Myers v. Nicholson. Daniel L. Myers was honorably discharged with a physical disability from the United States Marine Corps on December 20, 1957. We represented Mr. Myers in his appeal to the United States Court of Appeals for Veterans Claims from a decision of the Board of Veteran's Appeals ruling that January 24, 1994, was the effective date of the veteran's entitlement to compensation for his back problems. The veteran contended that the effective date should be December 21, 1957. After the issue was briefed, the Court rejected the VA's motion for a summary affirmance of the Board's decision, and remanded the case to the Board with instructions that the arguments made on behalf of the veteran as to the effective date be considered. After a readjudication of the matter, the Board once again denied the veteran's claim on virtually the same basis as the previous denial. We again appealed to the Court. Following the filing of Appellant's Brief and Appellee's Response, the case was orally argued on February 8, 2002. On August 13, 2002, the Court issued a decision holding the effective date to be December 21, 1957. The matter was remanded to the Board. On December 9, 2002, the Board confirmed the Court's finding as to the date of entitlement, and stated that it would

undertake additional evidentiary development to determine the compensation to be paid the veteran for the 37 years between 1957 and 1994. We filed a brief with the Board in support of the veteran's claims as to the appropriate disability evaluations during that period of time. On June 6, 2003, the Board remanded the case to the Regional Office, and ordered that the Office determine the amount of entitlement to which the veteran is entitled. The Regional Office's determination resulted in finding of compensation far below the amount to which the veteran is entitled. Myers filed a notice of disagreement, and appealed the decision of the Regional Office to the Board. The Board rejected the veteran's appeal. The Board's decision was appealed to the U.S. Court of Appeals for Veterans Claims. After the filing of a brief on behalf of the veteran, the VA attorney agreed that the Board had committed error, that its decision should be vacated, and that the matter should be remanded to the Board for further adjudication. Thereafter, a joint remand motion was filed by the parties, followed by a Court order remanding the case. As of this time, the case is again being considered by the Board of Veteran's Appeals.

Paralyzed Veterans of America. In collaboration with the Paralyzed Veterans of America, we prepared an article relating to constitutional and other issues arising from the fact that, under then applicable federal statutes, veterans were not permitted to employ attorneys to represent them in proceedings before the Regional Offices and the Board of Veterans' Appeals of the Department of Veterans Appeals (VA). In January of 2006, the article was published in the Outlook Section of The Washington Post. Positive responses were received from veterans and veterans organizations in many parts of the country. Publication of the Article was the first major step to attempting to persuade Congress to repeal the statute. The article caught the attention of Senator Larry Craig (R. Idaho), who, in response, introduced S. 2694, co-sponsored by Senator Lindsey Graham (R. SC). The article also caught the attentions of Lane Evans (D. Ill) and Shelley Berkley (D Nev.), who introduced H.R. 4914. Those bills provided for representation of veterans by lawyers before the VA. On the last day it was in session, the 109th Congress passed by unanimous consent an omnibus veterans bill, S. 3421, which included the veterans representation provisions. The bill was signed by the President. After the 109th Congress recessed, it was learned that Senator Kent Conrad (R. ND) had threatened to withhold his consent to the omnibus veterans bill unless an agreement was entered into whereby the veterans representation provisions would be repealed by the 110th Congress. The agreement was reached without the knowledge of numerous veterans organizations, the ABA, state bar associations, or any of the many other interested individuals and organizations that had supported the veterans representation legislation. This effort has been vigorously opposed. As of this writing, it is unclear as to whether this behind-the-scenes action will be successful.

Veterans Consortium Pro Bono Program - Clay v. Nicholson. Covington entered this case in October 1997, after Mr. Clay's claim for a service-connected psychiatric disability had been denied by the Board of Veteran's Appeals. After we filed a brief in the U.S. Court of Appeals for Veterans Claims, the case was remanded by the Board to the Regional Office for readjudication. After a denial of the claim by the Regional Office, the Board issued a second decision, affirming the Regional Office's denial of the veteran's claims. We again filed a brief on behalf the veteran in the Court of Appeals. The case was stayed by the Court for many months, pending decision by the Court of another case, which had no relevance to the veteran's claim. We finally filed a motion to lift the stay, which was granted. The case was assigned to Judge Greene of the U.S. Court of Appeals for Veterans Claims on May 8, 2002. On November 12, 2003, Judge Greene issued a brief opinion, remanding the case to the Board for the third time, and ordering that the Board "expeditiously" readjudicate the issues. The Board delayed its decision until June 7, 2004, when it again denied the veteran's claim in all respects. The matter was appealed to the U.S. Court of Appeals for Veterans Claims. Finally, on August 22, 2006, a single judge of the Court issued a memorandum and order affirming the Board's decision. A motion for

reconsideration by a three-judge panel of the Court was denied. On January 18, 2007, a notice of appeal to the U.S. Court of Appeals for the Federal Circuit was filed.

NONPROFIT ORGANIZATIONS

18-35, Inc. We incorporated as a tax exempt entity this organization designed to promote and provide a forum for political dialogue among 18-35 year-olds and we provide on-going advice on an as needed basis.

American Academy in Rome. We assisted the American Academy on various employment issues.

Arab Bankers Association. We assisted the Arab Bankers Association of North America (ABANA) with office lease negotiations. ABANA fosters improved relations, information-sharing and understanding between the Arab and American public and private financial sectors.

Brahma Kumaris World Spiritual Organization, Inc. We provide advice to this nonprofit organization on a variety of real property matters.

Byte Back, Inc. We provide occasional advice to Byte Back, Inc. a District of Columbia 501(c)(3) corporation that trains underprivileged adults to develop computer skills for technology jobs. Most recently we negotiated on Byte Back's behalf a landlord tenant dispute.

Catholic Relief Services. We provide general government contracting advice for Catholic Relief Services.

Center for Immigration Studies. The Center for Immigration Studies is a 501(c)(3) research organization to which we provide occasional advice on tax and governance questions and research on the legislative history of immigration law.

Children's Defense Fund. We represent the Children's Defense Fund on a variety of general commercial matters. Projects have involved IP (especially trademark), employment, real estate, corporate governance and litigation issues.

Choral Arts Society of Washington. The Society, a nonprofit corporation, sponsors a symphonic-sized chorus that performs in programs the Society produces, as well as with the National Symphony and other groups. We assist the Society in general corporate, commercial and tax matters.

Church of the Saviour. We provided advice relating to corporate restructuring.

Circumpolar Conservation Union. We advised this organization, a D.C. nonprofit corporation, with respect to federal and D.C. tax exemption issues. CCU's mission is to protect the delicate ecology and native culture of the Arctic.

Cleveland Park Congregational Church. We provide occasional corporate and transactional advice to this entity, including most recently advice relating to their by-laws.

Cleveland Park Historical Society. We advise this nonprofit corporation from time to time on a variety of legal matters, most recently with respect to a license for an exhibition and about liability insurance.

Community Connections. We provide legal advice on a variety of matters to this nonprofit mental health case management agency that works with chronically mentally ill adults pursuant to a contract

with the District of Columbia. As representative payee for its clients, Community Connections finds housing and handles their finances. It also provides a range of medical, psychiatric and social services.

Consumer Leadership Forum. We are assisting this organization, which provides a network for consumers of mental health services in the District of Columbia to educate each other and improve the quality of their care, with incorporating and obtaining recognition of tax-exempt status.

Coordinating Council for International Universities. This organization has been established by a group of educators, former ambassadors and others to explore the feasibility of establishing an American-style university in China, Afghanistan and in other countries. The Afghanistan project is currently active with support from the U.S. and Afghan governments, and the China project is also active. We drafted the governing instruments and have advised on trademark and on other intellectual property issues. Thor Halvorson is a member of the Board of Governors.

Cosmetic, Toiletry, and Fragrance Association Foundation. The Foundation provides a free program in cooperation with the American Cancer Society and the National Cosmetology Association called "Look Good, Feel Better." The "Look Good Feel Better" program provides instructional materials on hair, make-up and skin care techniques for cancer patients and cosmetologists who provide services to those patients. The firm provides general and trademark advice to the Foundation.

Cypress Fund for Peace and Security. We have given legal advice and assistance with respect to the incorporation of the Cypress Fund in the District of Columbia and related organizational matters. We assisted in the preparation and filing of an application with the IRS to enable the Cypress Fund to obtain recognition as a tax-exempt charitable or educational institution. We also assisted in the drafting of by-laws, assisted with the organizational meeting of the board of directors, and provided advice on related questions arising after the initial start-up.

D.C. Appleseed Center. The Center, established in 1994, focuses on improving the efficacy, fairness and financial soundness of the District government. We have assisted the Center since its inception on a wide variety of projects. Among other things, we are currently assisting the Center in seeking federal funding to clean up the Anacostia River.

D.C. Pain Initiative. We assisted in establishing this entity as a nonprofit educational organization and in securing its federal income tax exemption. The organization was formed to educate the public about the benefits of treating pain.

D.C. Prisoners' Legal Services Project, Inc. We assisted the Project in its merger with the Washington Lawyers Committee. The D.C. Prisoners Project of the Washington Lawyers Committee continues its work as the principal legal voice of adult prisoners incarcerated for D.C. law violations.

D.C. Rape Crisis Center. We provide advice to the Center on various issues such as those relating to responses to subpoenas for records, contracts, real estate, insurance, and employment matters, and litigation protecting the confidentiality of client records. This past year we also advised the Center on its document retention policies.

Detention Watch Network. We provide corporate governance and copyright law advice to the Detention Watch Network.

District of Columbia Education Compact. DCEC engages various segments of the Washington community, including business, local government, parents, and the non-profit sector to work with the DC Public Schools in seeking to improve student performance. We are providing assistance with respect to certain corporate and personnel matters.

Elder Abuse Prevention: A Consortium Serving Alameda and Contra Costa Counties. We are assisting this group, also known as the East Bay Consortium for Elder Abuse Prevention, with the process of dissolving as a non-profit corporation.

Ensemble Studio Theatre. We represent this nonprofit off-Broadway theater organization in connection with the theft of over \$40,000 of its funds by its former Executive Director.

Every Child is My Child. We are advising Every Child Is My Child in connection with its incorporation as a D.C. nonprofit corporation and application for federal tax-exempt status. The organization will advocate for access to education and provide school fees for children in developing countries.

Facundo Bacardi Family Foundation. We are providing general advice to the Facundo Bacardi Family Foundation.

Federal City Council. We have worked on proposed legislation for the Federal City Counsel, which is an organization dedicated to improvement of the Nation's Capital.

Federation for American Immigration Reform. FAIR is a section 501(c)(3) educational organization that engages in a limited amount of lobbying in the cause of immigration reform. We provide occasional legal and tax advice to the organization and to its litigation arm, the Immigration Reform Law Institute. We do not lobby or litigate on FAIR's behalf.

FINCA International, Inc. (See p.51)

Food & Friends, Inc. We continue to provide advice as needed to this District of Columbia nonprofit corporation that provides professionally prepared meals to homebound persons with AIDS.

Food and Drug Administration Alumni Association. We provide general corporate advice to this non-profit association of former FDA employees which is committed to providing assistance to the agency in training and education.

Foundation for All DC Families. We have provided advice to this new DC non-profit corporation regarding its incorporation. With our help, its application for tax-exempt status has been approved by the IRS. We are continuing to provide advice to the organization, which was formed to engage in non-partisan research, study, analysis, and education regarding the potential impacts of any ballot proposal or similar effort to define marriage as between a man and a woman under District of Columbia law.

Foundation for Catholic Reform, Inc. We assisted in the dissolution of this nonprofit organization.

Friends of the High Line. We are assisting this nonprofit group by providing regulatory advice in connection with its efforts to preserve for public use an elevated rail line on the west side of Manhattan. We are also providing advice on obtaining federal funding for work on converting the rail line to a trail/public park.

Genocide Intervention Fund. The Genocide Intervention Fund is a non-profit organization based in Washington DC. It is aimed at preventing genocide, particularly focusing on Darfur, Sudan. We are representing them in a various transactional matters and governance issues as they arise.

Georgetown Children's House Endowment. The firm provides representation to the Georgetown Children's House Endowment in various tax, corporate, and other matters.

Girls, Inc. We provide this organization with ongoing advice of a general nature, which this year included advice on legislation and corporate matters. Girls Inc. has affiliates in 36 states that provide programs to build girls' skills in math and science; combat teen pregnancy; and provide recreation and tutoring.

Government Accountability Project. This non-profit organization is engaged in providing legal and advocacy assistance to governmental whistleblowers. We advise the organization from time to time on ethical and related issues that arise with respect to the Project's conduct of litigation on behalf of such whistleblowers.

Handicap International Belgium. This not-for-profit humanitarian association, co-winner of the Nobel Peace prize in 1997, has asked our advice on a variety of matters.

Homeless Prenatal Program, Inc. We provide general corporate advice to this organization.

I Do Foundation. We prepared an application for 501(c)(3) status for the I Do Foundation, a D.C.-based charitable organization that intends to enhance on-line charitable giving in lieu of wedding gifts. The IRS has approved the application.

icouldbe.org inc. We provide general corporate and tax advice for this award-winning organization, which mentors teenagers to successfully transition from high school to college and/or their chosen career path. The program provides a secure online community where adults representing hundreds of careers and students find each other.

Independent Women's Forum. The Women's Forum is a tax-exempt non-partisan organization founded in 1992, which seeks to advance economic liberty, personal responsibility, and political freedom. Covington has assisted the group with developing formal employment policies and maintaining a connected 501(c)(4).

India Science and Technology Partnership. We are assisting this nonprofit organization, which supports the work of the inter-governmental India Science and Technology Forum, with obtaining recognition of tax-exempt status.

Inter-American Press Association. We are assisting the Inter-American Press Association, the primary non-governmental organization seeking to foster media freedoms in Latin America, on general corporate issues and on its planned restructuring to reduce the number of affiliated corporate entities that make up the current Inter-American Press Association.

Interfaith Center of New York, Inc. The Center is a nonprofit New York corporation committed to promoting understanding and respect among the world's different religious communities living in New York. We provide it with general corporate, restructuring, corporate governance, tax, real estate and other assistance, as well as litigation advice from time to time.

International Biomedical Research Alliance. We provide corporate, advisory and legislative assistance to the International Biomedical Research Alliance, a private, nonprofit organization set up to promote the advancement of biomedical research, including through support of the NIH/Oxford/Cambridge Biomedical Research Scholars Program.

International Career Advancement Association. We are assisting ICAA to become a fully incorporated and tax exempt organization dedicated to the advancement of historically disadvantaged minorities pursuing careers in international affairs.

International Law Institute. The Institute undertakes training programs for Third World government officials on foreign investment and foreign trade matters. The Institute also conducts conferences and publishes books on foreign trade, foreign investment, and other matters of particular interest to developing countries. Many Covington lawyers have been involved with Institute training programs and conferences. We provide the Institute with general legal advice, including contract, debt, employment, trademark, immigration, and tax matters and have represented it in litigation.

International Paralympic Committee. We assisted the IPC before a special panel of the Court of Arbitration for Sport at the 2004 Paralympic Games in Athens and did so at Torino 2006. We also assisted the IPC with the legal issues surrounding the classification of Paralympic athletes and the defense of the IPC in a dispute regarding the eligibility and readmission of a former member organization. In addition, we provide ongoing assistance to the IPC in connection with anti-doping rule violation cases, which arise in the course of sports supervised by the IPC.

International Society for Technology in Education. We represented the Society in a joint venture with the Future Schools Foundation of India.

JMBC and ERCPCP, Inc. We have assisted JMBC and ERCPCP, Inc., a non-profit corporation that will provide ex-offender housing in southeast Washington, D.C. in filing an application for tax exempt status under 501(c)(3) of the Internal Revenue Code.

Justice Policy Institute. We are providing general legal advice to the Justice Policy Institute, a non-profit organization focused on reducing the country's reliance on incarceration and promoting effective and just solutions to social problems. Our representation has included advising JPI in connection with amendments to its bylaws, commercial contract matters, employment and insurance issues and developing an employee handbook.

L'Arche Homes for Life, Inc. We successfully represented L'Arche Homes, a non-profit organization that operates groups homes for the mentally disabled, in appealing the D.C. Office of Tax and Revenue's refusal to exempt several of its properties from real estate taxation.

Latin American Youth Center. The Latin American Youth Center (LAYC) is a community-based youth and family development organization that offers programs and opportunities for over 5,000 individuals annually, from infancy through adulthood. The LAYC's comprehensive educational, human development, vocational, residential, recreational and cultural programs are tied to rebuilding healthy neighborhoods in a safe and secure environment. The firm has provided assistance over a range of areas to the Center over the years. We have advised the LAYC on real estate development and zoning matters, their operation of a Ben & Jerry's franchise, and employment matters. LAYC also requested our assistance with respect to the refinancing of two properties in Northwest, Washington, D.C.

Leadership Enterprise for a Diverse America. Covington provides general legal advice as needed to the Leadership Enterprise for a Diverse America (LEDA), which is a non-profit educational organization focused on identifying and preparing minority and working-class students from across the country to seek admission to competitive colleges and universities and, thus, help even the playing field of higher education.

Lincoln Center for the Performing Arts, Inc. We provide continuous legal advice in a number of substantive areas, including general corporate advice, insurance coverage, compliance with State laws, governmental and other contracts, and intellectual property.

Literacy Volunteers of America-National Capital Area. We are advising this group on withholding tax issues arising from fraudulent acts by a former payroll processor.

Marine Toys for Tots Foundation. The firm continues to provide advice to the Foundation on governance, tax, and liability matters.

Marshall Heights Youth Development Program. We have assisted the Marshall Heights Youth Development Program on various matters relating to the 2006 national champion Bison football team.

Meadow Brook Club. We provide representation to Meadow Brook Club on a variety of corporate governance and corporate housekeeping matters.

Museum of Chinese in the Americas. We advised the Museum in its negotiations with architects and contractors for the construction of its new location. The Museum's new location was designed by Maya Lin, designer of the Vietnam Memorial.

National Campaign to Prevent Teen Pregnancy. This non-partisan, nonprofit corporation addresses the problem of teen pregnancy. We represent the Campaign by providing advice on corporate, tax, intellectual property, employment, Internet matters, and other issues that arise in connection with the Campaign's activities.

National Head Start Association. The National Head Start Association engages in a number of activities to promote the federally funded Head Start program. Among other matters, NHSA is interested in the education and health of young, disadvantaged children and in the provision of social services. We advise the Association on tax, real estate, health benefits, contractual and legislative matters.

Network 20/20, Inc. We are providing ongoing corporate governance and intellectual property advice to this foreign policy organization.

New Leaders Council. We incorporated New Leaders Council as a California nonprofit public benefit corporation. The organization was formed to identify, train and support young, progressive leaders. We are assisting New Leaders Council in applying for federal tax-exempt status.

NFL Alumni Association. The National Football League Alumni is an organization of former professional players that raises money for children's charities, mainly through golf tournaments and Super Bowl events. Over the years the firm has provided advice in a number of areas.

NPower of the Greater D.C. Region. NPower of the Greater D.C. Region assists area nonprofit organizations with their technology needs. We advise them on a range of IP, tax, corporate, employment, insurance and real estate issues.

Office of International Diplomacy. We are assisting this organization with obtaining recognition of tax-exempt status, and have provided advice on intellectual property matters. The goal of the Office is to research and educate the public about the activities of the United Nations, and to educate persons involved in the work of the UN about issues of concern to the public.

One Economy Corporation. This corporation was founded to provide greater access to technology for low-income individuals. We provide general corporate advice and assisted the corporation in forming alliances with other companies to provide Internet access to residents in affordable housing units.

Organization of Chinese Americans, Inc. We represented the Organization of Chinese Americans, a civil rights advocacy group, on general corporate matters.

Origin Theatre Company. The firm represents the Origin Theatre Company in creating a NY not-for-profit entity and preparing a 501(c)(3) application to the IRS.

Oxford Centre for Comparative Media Law Studies. We occasionally provide corporate, real estate, European media law and intellectual property advice to the Centre.

Peter M. Cicchino Social Justice Foundation. We provided organizational and governance advice to the Peter M. Cicchino Social Justice Foundation. The Foundation was formed in the memory of an American University law professor active in the field of social justice, and in particular LGBT youth.

Phoenix House Foundation. We have represented the Phoenix House Foundation in the sale of a number of pieces of real property.

Planned Parenthood of Metropolitan Washington. We provide this organization with ongoing advice of a general nature, which includes work on corporate matters; responses to requests for patients' records; government contracts; employment matters; lease agreements; review of Board minutes; review of contracts; intellectual property matters; and legislative matters. We handled employment discrimination cases before the EEOC for PPMW, and a lawsuit brought by a former vendor. We have also been asked to quash a subpoena issued by the U.S. DOJ for personal health care records. This matter arises from litigation between a different Planned Parenthood entity and the DOJ, currently pending in the Northern District of California. Finally, we defended this organization and one of its employees in a civil litigation matter alleging battery.

Population Media Center, Inc. PMC develops television and radio programs with government and private entities in third world countries, usually in a soap opera format, that promote respect for women and children, and family values generally. We advise on contracts, joint ventures, licensing, privacy, IP and dispute resolution, among other matters. We also provide strategic advice.

Premier Hoops, Inc. We are assisting this after-school basketball organization with obtaining recognition of tax-exempt status.

Protestant Episcopal Cathedral Foundation of the District of Columbia. We continue to provide general advice in a number of areas, including intellectual property, to the Foundation which includes the Washington National Cathedral, All Hallows Guild, National Cathedral School for Girls, St. Albans School for Boys and Beauvoir Elementary School.

Raymond Locke Foundation. The firm is drafting corporate documents and filing a request for 501(c)(3) determination from the IRS for this group, founded in memory of a beloved member of the Bethesda Chevy Chase field hockey community. The foundation will establish and fund after school field hockey clinics for underprivileged girls in Montgomery County.

Rebuilding Together, Inc. This organization is the national coordinating entity for over 250 local home improvement programs for low income, elderly and disabled persons. We assist them with general corporate and tax matters, intellectual property and internet advice.

RPM Nautical Foundation. We are providing corporate advice for a 501(c)(3) entity that is a supporting organization of the Institute of Nautical Archaeology, including advice on tax treatment of donations. We also advise this Foundation on permit requirements, and other arrangements to conduct nautical archaeology research projects throughout the Mediterranean.

RUGMARK Foundation USA. We are providing general corporate advice to this nonprofit organization working to end child labor in the carpet industry in South Asia. We assisted with revising the organization's bylaws, and advise generally on governance and contract matters.

Safe Water Network/DEKA. Safe Water Network is a nonprofit formed in 2005 that intends to distribute practical, economical water desalination and purification systems to populations lacking sufficient safe drinking water supplies. SWN initially asked us to negotiate and document a transaction to fund the development of an easily manufactured design for small-scale, high-efficiency units, based on prototypes built by DEKA Research & Development Corporation. (DEKA was founded and is directed by noted inventor Dean Kamen.) SWN's relationship with DEKA has been scaled back, and instead the parties are entering a Memorandum of Understanding that we have negotiated, and SWN's funds are being applied to field trials of water purification technologies in the developing world, rather than underwriting DEKA's R&D costs. In 2006 we also advised on product liability matters, food and drug and related regulatory matters, patent and other intellectual property matters, insurance-related matters, corporate governance issues, and restraints on corporate action implied by a "best efforts" obligation.

Sara Evans Kestenbaum Foundation. We advise this charitable trust on various issues.

Sibelius Society, Ltd. The Sibelius Society is a nonprofit organization dedicated to the furtherance of Finish music and culture. We provide general advice to the Society regarding its governance and structure; drafting new bylaws; and assisting in obtaining its 501(c)(3) status.

Sister Cities International Inc. We are providing general corporate advice to Sister Cities International Inc. We assisted with revising the organization's bylaws and generally advise on governance, contractual and real estate issues.

St. Albans School. We advise the St. Albans School on various issues relating to its parent association, known as the Parents' Club. These include the Parents' Club by-laws, intellectual property issues arising out of its fundraising activities, terms of a faculty mortgage assistance program, and

miscellaneous liability and insurance matters. John Buchanan serves as the President of the Parents' Club and is an ex-officio member of the St. Albans School Governing Board.

Support for Families of Children with Disabilities. We provided organizational and corporate advice to Support for Families of Children with Disabilities. SFCD serves over 6,000 families annually through educational and peer-to-peer support services for children with a variety of disabilities.

Susan Hargett-Rock - Sue Rock Originals Everyone. SROE are women who come together in their free time and knit and crochet for women and children who are victims of domestic violence and have to flee to a shelter. We are assisting SROE with incorporating as a non-profit corporation, drafting its by-laws, and preparing its applications for federal, state, and local tax exemption.

Textile Museum. We provide general advice to the Museum, including assisting in development of an Audit Committee charter and whistleblower policy.

The Academic Alliance Foundation for AIDS Care and Prevention in Africa. We provided legal advice on a number of matters to this organization.

The Barker Foundation. We provide occasional advice to the Foundation. In 2006 we assisted the Foundation in quashing a subpoena served on them relating to a custody proceeding in D.C. Family Court. Bob Long is on the Board of the Foundation.

The Circle Foundation. We incorporated as a California public benefit corporation this organization that will provide free web design and branding services for 501(c)(3) non-profit organizations. We are assisting the Circle Foundation in applying for federal tax-exempt status.

The Lexington Research Institute, Limited. The Lexington Research Institute is a 501(c)(3) educational organization to which we provide occasional tax and governance advice.

The National Cryptologic Museum Foundation, Inc. We represent The National Cryptologic Museum Foundation, Inc. in a project to develop, construct and operate a new cryptologic museum on the premises of the National Security Agency.

The Society of the Cincinnati. The Society of the Cincinnati is a patriotic and educational organization founded in 1783 by Gen. George Washington, Alexander Hamilton and other senior Continental Army officers. The Society operates Anderson House in Washington, D.C. as a museum and library dedicated to the Revolutionary War period. We assist the Society from time to time on a wide variety of legal matters. Brice Clagett is the Solicitor of the Society; George Chester serves as a Counselor.

Toldot.org. We have provided general corporate, IP and some immigration advice to this internet-based Jewish children's museum.

U.S. Women's Chamber of Commerce. Covington represents the U.S. Women's Chamber of Commerce in a lawsuit under the Administrative Procedures Act against the Small Business Administration for failure to complete an under representation study and implement a set-aside program for women-owned small businesses.

Violence Policy Center. We represent the Violence Policy Center in its appeal of a levy of fines and penalties for allegedly late D.C. income tax withholding payments.

Washington Area Mid-East Dance Association. The Washington Area Mid-East Dance Association is an organization dedicated to preserving and promoting Middle Eastern dance, music, and culture. We successfully helped the client obtain tax-exempt status from the IRS.

Washington Humane Society. The Washington Humane Society enforces animal cruelty laws and assists in the administration and enforcement of animal licensing laws, operates two animal shelters, and educates the public about the humane treatment of animals. In the past year, we have performed significant legal work for the Humane Society, including advice and counseling in the areas of employment law, corporate law and governance, and administrative law as well as on media issues and defense and supervision of litigation arising from the Society's administration of animal cruelty laws.

Washington Latin School. We provide advice on tax and related corporate matters.

Washington Tennis & Education Foundation. We provided advice with respect to the Foundation's preparation of a business proposal related to its potential establishment of a new tennis and education facility. The Foundation provides programs designed to improve the life prospects of DC-area youth, particularly those from lower-income communities, by offering athletic, academic, and life-skills activities that teach discipline, build confidence, and improve academic performance. WTEF's Arthur Ashe Children's Program currently offers more than 5,000 hours annually of non-school-hour programming for over 1,500 of DC's children and youth in D.C. Wards 5, 6, 7, and 8.

Washington Wellesley Club. We provide this organization with ongoing advice of a general nature, which this year included advice on tax questions.

Washington-Ireland Program for Service and Leadership. We have revised this non-profit's corporate governance documents to reflect the growth and evolution of the organization's programming activities, and we continue to advise on corporate governance matters.

Washingtonians Pro Niño Desvalido. We are assisting this organization, which raises funds for the benefit of impoverished children in Bolivia, with incorporating and obtaining recognition of tax-exempt status.

World Parkinson Congress, Inc. We represent World Parkinson Congress, Inc., a non-profit corporation planning an international conference on Parkinson's disease in Washington, D.C. Representation relates to advice on contracts, general corporate organizational matters and non-profit regulatory compliance.

Zero to Three: National Center for Infants. Zero to Three has retained us to provide legal advice in connection with various corporate and commercial matters.

Zeya Schindler - Growing Together School of Rangoon. Covington is assisting Zeya Schindler in creating a U.S. corporation that will work with, and promote the interests of, the Growing Together School of Rangoon, Burma, and in obtaining a 501(c)(3) ruling for that corporation.

POLICE MISCONDUCT

ACLU of Maryland - Baltimore Police Department. We advised the ACLU of the viability of a civil rights class action claim against the City of Baltimore and the Baltimore Police Department for a systemic pattern of arresting and releasing individuals without charge.

Johnson v. City of Richmond. In this highly publicized Section 1983/wrongful death action in the Eastern District of Virginia, we represented the wife and children of Verlon Johnson, a man shot and killed by a Richmond, Virginia police officer on the front steps of his home while unarmed and compliant. The case received significant attention due to the fact that the police officer was previously tried and acquitted of murder, and because it is one of many highly questionable shootings by Richmond police officers in recent years. Through the untiring efforts of a team of Covington associates and summer associates, we defeated summary judgment motions by the shooting officer and the City of Richmond during the summer of 2005, a remarkable achievement considering adverse Fourth Circuit case law; succeeded on a motion to dismiss the defendant's interlocutory appeal in the Fourth Circuit; and ultimately received a very favorable settlement amount for our client of \$990,000. In addition, the acting chief of police resigned her position days after her deposition, and a new chief of police immediately recognized the deficiencies in the City's use of force training and implemented the changes advocated in our papers and by our expert.

Swann v. City of Richmond. We represent Dwayne Swann in civil rights litigation against the City of Richmond and three individual police officers who shot Mr. Swann five times while he was an unarmed passenger in the backseat of a car.

RACE DISCRIMINATION

Lawyers' Committee for Civil Rights of the San Francisco Bay Area - Committee for Community Improvement. We worked with Heller Ehrman LLP and the Lawyers Committee for Civil Rights to represent indigent Latino residents of unincorporated pockets of Stanislaus County in a lawsuit alleging that the City of Modesto and Stanislaus County discriminated against the plaintiffs on the basis of race in the provision of basic municipal services.

Pigford Cases. Covington continued to represent a number of African American farmers from the Southeastern U.S. who were part of a nationwide class-action lawsuit brought against the United States Department of Agriculture alleging discrimination in U.S. farm credit programs. The case was filed in federal district court for the District of Columbia (Judge Friedman). A consent decree entered in 1999 established an expedited mechanism for resolving class members' claims. However, class counsel found themselves unable to prosecute the large number of individual claims involved, and Judge Friedman asked Covington & Burling and other pro bono counsel to assist class counsel in representing the class members in so-called "Track B" claims, which culminate in a mini-trial before an arbitrator. Covington lawyers took several cases to trial and won significant damages awards (over a half a million dollars in some cases), and settled a number of other cases on favorable terms as part of a group settlement. The government has appealed some of the damages awards secured by Covington attorneys, and Covington continues to represent those claimants through the appeals process.

TRANSACTIONAL

American Friends of Yeshiva of Kodshim. The firm provided corporate governance advice to this not-for-profit in connection with the acquisition of a new property.

Campaign 4 Youth Justice. We assisted the Campaign 4 Youth Justice in office lease negotiations. The Campaign 4 Youth Justice is a national campaign dedicated to ending the practice of trying, sentencing and incarcerating children under 18 in the adult criminal justice system.

Catholic Relief Services. We assisted Catholic Relief Services in restructuring its corporate governance practices and assessing the adequacy of the organization's director and officer liability insurance coverage. Our representation included amending the organization's bylaws, drafting board resolutions to implement corporate governance reforms, advising the general counsel regarding corporate governance "best practices," and advising the CRS' Budget and Finance Committee regarding the liability exposure of the directors and officers of CRS and its subsidiary, Catholic Relief Services Foundation, under federal and state law.

Community Tax Aid, Inc. Community Tax Aid, Inc. is an all-volunteer, non-profit, tax-exempt organization that assists the working poor and elderly in the filing of individual income tax returns. The organization, founded in 1987 and endorsed by the Greater Washington Society of CPAs, has 12 "storefront" operation centers in the District, Maryland, and Virginia. The organization offers complete income tax services to its clients. Eligibility for the organization's services is based on income and family size. Jeff White volunteered and helped the organization's clients file federal and state income tax returns.

D.L. We are attempting to negotiate relief from 1997-1998 federal tax liabilities for a low-income elderly widow. This matter was referred to us by Legal Counsel for the Elderly.

Deborah Theodule. We assisted Ms. Theodule, who was referred to us by the non-profit organization "Legal Services for Entrepreneurs", in connection with her creation of a catering business and her efforts to open a restaurant in the Fillmore Jazz District of San Francisco as part of the Fillmore Redevelopment Project.

East Capital Center for Change. We are advising the ECCC, a youth and family development organization that runs the majority of its programs in Wards 7 and 8 of Washington DC, on issues relating to compliance with 501(c)(3) requirements and general corporate policies and procedures.

Episcopal Senior Ministries. The firm provided assistance in connection with the review and updating of ESM's bylaws and form contracts.

Georgetown Children's House Endowment. The firm is supporting GCH's DC Play Blocks campaign to raise funds for early childhood education by negotiating and drafting contracts with the artists who will design the blocks, the manufacturers producing the blocks, the city displaying the blocks, and the publisher printing posters commemorating the event.

Latin American Youth Center. We represented the Latin American Youth Center, with respect to the refinancing of facilities at 3033 and 3035 15th Street, NW, Washington, DC.

Layalina Television, Inc. We are providing corporate and tax advice to this entity, which seeks to broadcast unbiased news and information programming in the Middle East.

M.B. The firm is preparing a durable power of attorney and healthcare power of attorney for Ms. M.B.

M.M. Covington is advising Ms. M.M. in connection with federal and state income tax issues.

Merz and Moyer Corp. Covington assisted the Merz and Moyer Corp. in the potential closure of the corporation and the sale of its assets, including Chapters A Literary Bookstore to Wordfest, a 501(c)(3) organization.

Moses Brown School. The firm participated in negotiations on behalf of the School with the New England Yearly Meeting of Friends, the owner of the School, concerning separate incorporation of the School and possible changes in the School's governance.

Numbers USA. The firm provides occasional tax and general legal advice.

Pyramid Atlantic. We represent Pyramid Atlantic, a nonprofit arts center in Silver Spring, Maryland, in the prospective disposition of real property.

Washington Very Special Arts. The firm provides advice on a variety of corporate and real estate issues to this organization that seeks to create a society where people with disabilities learn through, participate in, and enjoy the arts.

Z.M. The firm provided partnership, contract, and employment advice to a small business owner offering computer consulting services to non-profit organizations.

MISCELLANEOUS REPRESENTATIONS

Academic Freedom. We represented a tenured professor at the College of William & Mary in academic disciplinary proceedings involving allegations of professional misconduct, including neglect of duty in overseeing a federal research grant, and sexual harassment. The dispute involved significant academic freedom and due process issues because the misconduct allegations were based on the professor's academic work, and the informal faculty disciplinary process does not provide formal notice and hearing guarantees.

American Federation of Government Employees. We prepared a U.S. Supreme Court amicus brief for the American Federation of Government Employees (AFGE) and the National Federation of Federal Employees (NFFE) on two issues: whether the Civil Service Reform Act precludes judicial review of employee grievances covered by collective bargaining agreements, and whether the Act precludes federal courts from granting equitable relief for constitutional claims brought by federal employees.

American Small Business League. The firm is examining legal options in connection with whether small businesses are being awarded government contracts appropriately under the actions and practices of the Small Business Administration.

American-Arab Anti-Discrimination Committee. We are drafting and preparing to file a petition to the Small Business Administration to have Arab Americans designated a socially disadvantaged minority under applicable regulations.

AMREF UK LIMITED. The firm has provided advice to the African Medical Research and Education Foundation in relation to its UK property and loan agreements.

Church of Christ at Manor Woods. We are providing advice to the church regarding its bond program and asset freeze order and an injunction entered against Alanar, Inc. et al.

Common Good. The firm submitted an amicus curiae brief on behalf of Common Good in a tort action in the Wisconsin Court of Appeals.

Cornell Legal Information Institute. During 2006, David Isbell commenced preparing a second update and revision of District of Columbia Legal Ethics: A Summary of the Law of Lawyering of the District of Columbia. This Summary is part of the Cornell Legal Information Institute's American Legal Ethics Library. The D.C. Bar's website has a link to the Summary and carries the portion of the Summary dealing with Federal and D.C. statutes and regulations governing conflicts of interest for government lawyers.

E.H. We represent E.H. and her son in surrogate's court proceedings related to the death of her son's father, a Port Authority Police Officer, who died in the heroic performance of his duty on September 11, 2001, at the World Trade Center.

E.M. The firm represents Ms. M., a lawyer, in connection with criminal contempt proceedings instituted against her former boss, also a lawyer. Ms. M. is a witness in the matter, which is expected to go to trial shortly. The firm also advised Ms. M., who is a Canadian national, on immigration issues.

E.N. The firm assisted Ms. E.N. in the sale of her existing residence and the purchase of a new residence.

Episcopal Senior Ministries. We have been asked to provide employment advice to manage a potential dispute between the employer, an employee, and a client.

Estate of W.K. Covington filed a probate petition for the Estate of W.K.

Evidence for Development. Covington advises Evidence for Development on an ongoing basis on a range of matters relating to its operation as a charity and other matters including its employment contracts and licensing agreements.

FINCA International. We represented FINCA International in negotiations with a former employee.

Institute for Justice. We filed an amicus brief in the US Court of Appeals for the Fifth Circuit in support of Western Seafood Company seeking to prevent the exercise of eminent domain by the City of Freeport, Texas, and the Freeport Economic Development Corporation, for economic development purposes.

International Association of Woman Judges - Estate of Diana Iliesh Ngbokoto. We represent Mr. Brad Iliesh as the personal representative of Ms. Diana Iliesh Ngbokoto. Ms. Ngbokoto was a Romanian national who worked for the International Association of Women Judges. She was bludgeoned to death by her husband, who has pled guilty to a murder charge. Ms. Ngbokoto is survived by four children ages 2-4. After securing Brad's appointment, we helped him collect Diana's assets and open an investment account for the benefit of Diana's children. We undertook this representation at the request of the IAWJ.

Iris House, Inc. We reviewed and revised an agreement with the "138th Street Block Association" whereby Iris House would grant a license to construct and operate an electrical power line on Iris House property.

J.G. The firm represents Mr. J.G. in an appeal in the United States Court of Appeals for the Third Circuit from a jury verdict against the client on a Bivens action.

J.W. The firm represented Ms. J.W. in a trial in the Small Claims Division of the D.C. Superior Court in connection with a contract dispute concerning home improvement services.

Julie Abbate. We provided tax advice regarding proceeds of settlement with the District of Columbia arising out of the mass arrest at Pershing Park.

Legal Momentum. We reviewed the jurisdictional issues arising from the issuance of "no-findings" civil protective orders.

M. and K.C. The firm is advising Mr. and Mrs. M. and K.C. on structuring alternatives for fundraising to support research on Duchenne Muscular Dystrophy.

M. and R.B. We are counseling a client on a Katrina-related insurance coverage claim.

Mississippi Center for Justice and The Lawyers' Committee for Civil Rights Under Law. The firm is preparing memoranda on liability issues associated with volunteer trips to the Gulf Coast region

to provide Katrina-related legal services; we are also providing advice relating to various insurance issues.

Mr. & Mrs. W.W. We assisted Mr. and Mrs. W.W. in the sale of their existing residence and the purchase of a new residence.

Mr. and Mrs. R. We represent Mr. and Mrs. R. in a dispute with a contractor who failed to complete construction at their home. Moreover, some of the construction that was done at the home was done in violation of applicable building codes.

Mr. and Mrs. T. and W.T. We represent Mr. and Mrs. T and their son W.T. in a constitutional and state law tort action alleging abusive practices by a therapist in the Durham County (North Carolina) public school system.

Ms. S.C. The firm is providing insurance advice to Ms. S.C., an individual with Katrina-related flood losses.

Parker v. Bank of New York Medication. The firm is serving as court appointed mediator in an effort to achieve settlement on a dispute over the assets of a decedent's estate.

Partlo/Pringle v. USDA. This is a consolidated challenge to a federal rule brought by two organic farmers. The farmers lost in district court and their appeal is underway in the D.C. Circuit. Oral argument is scheduled for April 2007

Planned Parenthood Federation of America. We provided a response to an FDA Citizen Petition filed by Concerned Physicians concerning the approval of RU-486, and regulatory matters concerning this drug and are continuing to provide advice on the matter.

R. and D.H. We represent R. and D.H. in a dispute with The Horace Mann Companies relating to coverage under a homeowner's insurance policy for damage caused to the clients' home by Hurricane Katrina.

R.B. The firm represented Mr. R.B. in a dispute with his former employer. The case was settled favorably for Mr. R.B.

Rebuilding Together, Inc. We assisted our client in the property management of valuable real estate in Maryland and in evaluating its potential purchase of property adjacent to its D.C. national headquarters.

Religious Coalition for Reproductive Choice. We represented the Coalition in an amicus brief in the United States Supreme Court challenging the constitutionality of New Hampshire's Parental Notification Law (the recently decided Ayotte case).

Riverside South. We are helping this group to secure public funding for a new park on the west side of Manhattan.

Ron Suskind. We represented Pulitzer Prize-winning author Ron Suskind, author of "The Price of Loyalty: George W. Bush, the White House, and the Education of Paul O'Neill," in connection with claims by the U.S. government that he was provided classified documents from the Department of Treasury. The preface of the published book contains a recognition of the firm for its assistance.

Speltz v. Commissioner. Individual taxpayers are challenging on appeal the grant of summary judgment in favor of the IRS by the Tax Court. Their liability arises from the imposition of the alternative minimum tax on stock options they received from an employer, options which became worthless after the stock market crash in 2000. The IRS rejected their offer-in-compromise on public policy grounds and seeks to liquidate all their savings and garnish their wages to pay the tax on the worthless options. In 2006 the Tax Court's opinion was affirmed. The court's opinion effectively sent the matter back to the IRS for a correct computation of the Seltzers' ability to pay, based on a new offer in compromise that they are permitted to file. In the meantime, a separate lobbying effort on behalf of the Speltzes and other similarly situated taxpayers achieved success in December 2006, when President Bush signed into law legislation that makes the Speltzes' AMT credit refundable over a five year period. Apart from the issue of the timing of relief, the Speltzes should be able to reduce fully their unpaid tax balance.

Supreme Court of the State of New York, Appellate Division. Jack Levin serves on the mediation panels of the United States District Court for the Southern District of New York and the Commercial Division of Supreme Court New York County, where he has successfully mediated a broad variety of commercial disputes.

W.S. The firm is assisting Mr. S. in obtaining information and potential redress in relation to the death of his daughter who was an Air Force First Lieutenant.

Washington Humane Society - Campbell Litigation. We represented the Washington Humane Society in an action seeking the return of 59 cats seized from a private residence in the District.

Washington Humane Society - Morgan Litigation. We successfully defended the Washington Humane Society in an action in D.C. Superior Court.

Women Under Forty PAC. We provide federal election law advice to this bi-partisan women's organization that supports and encourages young women candidates for political office.

Y.K. We represented Mr. K. as a creditor in a bankruptcy proceeding.

ROTATION PROGRAMS

Bread for the City. In February 1999 the firm began a rotation program that allows Covington attorneys to spend fifty percent of their time at Bread for the City handling public benefits, family law and landlord/tenant cases. In 2006 Drew Johnson, Luther Pilkinton and Leah Pogoriler participated in the BFTC rotation.

Children's Law Center. In June 2003 we began a rotation opportunity for an associate and a paralegal to spend six months at the Children's Law Center. The organization represents adoptive parents and custodial parents. In 2006 attorneys Will Zerhouni and former associate Himani Shah each spent time at the Children's Law Center. They were accompanied by paralegals Laura Baum and Kristina Kaluza.

Neighborhood Legal Services Program (NLSP). Under an arrangement established in 1969, the firm assigns a team consisting of two lawyers, a paralegal, and a secretary to work at NLSP full-time for a six-month period. Together with regular NLSP staff members, the Covington team provides legal assistance in civil cases to indigent residents of the District of Columbia. Attorneys who participated in the NLSP program during 2006 were: Ariadna Vazquez, Jason Knott, Alusheyi Wheeler and former associates Kelly Jaske and Sean Lewis. Former paralegals who assisted at NLSP were Leah Lolyan and Margaret Burton. The secretary at NLSP in 2006 was Maggie Andruski. The firm also funded two Covington & Burling Westwood Fellows. The Fellows are recent graduates of D.C. and the University of Maryland law schools who work as staff attorneys in NLSP offices. Bing Leverich serves on the Board of Directors of NLSP.

Staff Attorney Pro Bono Initiative. Firm staff attorneys spend eight-day pro bono rotations at legal services organizations in the D.C. area. The staff attorneys' work includes interviewing clients, gathering evidence, researching and drafting legal memoranda, and preparing pleadings. The participating organizations are: The CAIR Coalition, The Legal Aid Society, The Archdiocesan Legal Network and The Tahirih Justice Center. Staff attorneys also staff the legal intake clinics at Bread for the City.

CHILD WELFARE INITIATIVE

Child Welfare Initiative. Early in 1996, Covington responded to a call for increased pro bono involvement from the chief judges in the D.C. courts and from the D.C. Bar. The firm created the Child Welfare Initiative to help increase representation of children and children's issues in the District. We explored several areas of involvement: a rotation program, an increased docket of custody and adoption cases, impact litigation, and legislative efforts. As a result of these endeavors the firm:

- Created a rotation program, currently with the Children's Law Center where we send an attorney and a paralegal for six-month rotations to handle custody and adoption cases.
- Pledged to handle an increased number of custody and adoption cases within the firm.
- Drafted legislation to improve D.C.'s Child Welfare laws.

In 2006, Covington continued its commitment to children's issues through its rotation program at the Children's Law Center, its representation of numerous nonprofit organizations working for children and a number of schools, and its large number of custody, adoption and other family law matters.

Latin American Youth Center. (See p.63)

EDUCATION OUTREACH

Cardozo Senior High School. In February 1992, the firm formed a partnership with Cardozo High School, a public school with an ethnically diverse student body located, like Covington, in the heart of downtown Washington, D.C.

Cardozo Legal Clinic. Covington offered an advice and referral legal clinic in the spring of 2006 to students one day a week during the lunch period.

Family Night. In 2006, the firm sponsored four family night dinners accompanied by entertainment at the school for parents, faculty and students, which were each attended by Cardozo families.

Jobs. During the summer of 2006, the firm provided four Cardozo students with jobs at the firm. Over the years several students have continued in full-time positions with the firm after graduation from Cardozo.

Saturday Academy. On Saturdays during the school year, a number of Cardozo students attend the Saturday Academy at Covington where firm personnel offer enrichment courses and occasional field trips. Participating students are eligible for summer employment at the firm.

Charles A. Horsky Scholarships. The firm has endowed four full scholarships to the University of the District of Columbia in honor of deceased partner Charlie Horsky, who was instrumental in founding UDC. The recipients are known as "Horsky Scholars."

Covington & Burling Howard C. Westwood - NLSP Fellowships. In 1991 the firm created a Fellowship Program to help alleviate the severe under-staffing problem at Neighborhood Legal Services. Currently two graduates of District of Columbia area law schools are selected for one-year assignments at NLSP offices. The Fellowships are named after a late Covington partner who was instrumental in the formation of the legal services program both locally and nationally. These fellowships have spawned the public service legal careers of a number of new lawyers in the District of Columbia.

Covington & Burling Public School Project, Inc. We incorporated and obtained a section 501(c)(3) tax exemption, and provide continuing advice and support, for this organization, which is administered by employees and partners of the firm and accepts donations for the support of the D.C. public schools. In 2006 the members of the Board were Mike Imbroscio, Alan Pemberton, Phyllis Thompson, Laurie Booker, Anne Proctor, Jeffrey Wu, Hattie Blackshire, Tom Bradshaw and Emily Williams.

D.C. Street Law Program. D.C. high school street law classes participating in a citywide mock trial competition are paired with law firms to enable the attorneys to help the students prepare for the competition and provide the students a chance to familiarize themselves with law firms and the work that lawyers do. In keeping with our partnership with Cardozo Senior High School, we are paired with that school. In addition, the firm occasionally hosts visits at the firm by a high school class.

Maureen Shaffer Scholarships. Each semester Covington support staff who have been at the firm full-time for a minimum of two years are eligible to apply for scholarship assistance to any two- or four-

year accredited school of their choice. The scholarship was initiated to honor a former personnel director of the firm. Thirteen employees were awarded scholarships in 2006.

PROFESSIONAL ASSOCIATION ACTIVITIES

ABA Death Penalty Representation Project. Bill Allen is on the Steering Committee.

ABA House of Delegates. Ellen Flannery is a member of the House of Delegates, and is Chair of the Conference of Section and Division Delegates.

ABA Section of Administrative Law and Regulatory Practice. Bob Long and Bill Allen are members.

ABA Section of Antitrust Law. Harvey Applebaum, former chair of the Section, is a member of the Section's International Task Force Advisory Board. He is a regular participant and/or planner in the number of Section educational programs and is involved in other Section projects. Michael Fanelli is Vice Chair of the International Committee. Ted Voorhees is a Section Officer, serving as Section Delegate to the ABA House of Delegates. Carolyn Corwin was Chair of the Transportation Industry Committee for half of 2006.

ABA Section of Business Law. Bruce Baird is a member of the Committee on Criminal Laws. Michael Baxter is Vice Chair of the Business Bankruptcy Committee.

ABA Section of Criminal Justice. Bruce Baird is a member of the White Collar Crime Committee and Steve Anthony is a member of the Section.

ABA Section of Litigation. Bruce Baird is a member of the Complex Crimes Committee. John Buchanan serves as Co-Chair of the Website Subcommittee of the Section's Insurance Coverage Litigation Committee ("ICLC") and has co-chaired various other ICLC activities in the past. Ben Lenhart is co-chair of the Asbestos Subcommittee of the Section's Insurance Coverage Litigation Committee. Ted Garrett is a contributing author to the Section's "Environmental Litigation" book. Ethan Posner is Co-chair of the Antitrust Class Action subcommittee. Jean Veta continues to serve in the Section of Litigation leadership, including as Co-Chair of the Emerging Issues Task Force.

ABA Section of National Resources, Energy and Environmental Law. Ted Garrett formerly served as Chair of the Section. He has served on many of the committees and is currently a member of the Section's Air Quality committee and Publications Coordinating Group. He is a contributing editor of the Section's newsletter, for which he regularly contributes to the "In Brief" column on current legal developments. He contributes articles to Natural Resources & Environment, the Section's magazine, and is the Editor of the Section's book "The RCRA Practice Manual."

ABA Section of Science and Technology Law. Ellen Flannery is a Section Officer and Delegate to the House.

ABA Section of Taxation. Bill Paul is Vice Chair for Government Relations.

ABA Select Advisory Committee on Business Reorganization. Michael Baxter is a member.

ABA Task Force on Superfund Reform. Ted Garrett served as a member of this task force, which works with the ABA's Government Affairs Office to provide advice concerning positions that the ABA may wish to take on Superfund reform legislation.

American Academy of Appellate Lawyers. Bill Allen, Ed Bruce, and Bob Long are members.

American Arbitration Association. Jerry Ackerman and Bob Fleishman serve as arbitrators in disputes, upon request of the Association.

American Bar Foundation. Stephen Calkins, Alan Pemberton, and Richard Merrill are fellows at the Foundation. Bill Allen, Don Harris, David Isbell, and Jim McKay are Life Fellows. Ellen Flannery is Chair-elect of the Fellows.

American College of Bankruptcy. Michael Baxter is a Fellow and a member of the College's Judicial Nominating Committee.

American College of Tax Counsel. Don Harris and Bill Paul are members.

American College of Trial Lawyers. A number of firm lawyers are Fellows of the College, including John Douglas, Frank Hunger, Jim McKay, Charles A. Miller, Bob Owen, Bob Sayler and Lanny Breuer.

American Health Lawyers Association. Ethan Posner is on the Association's Life Sciences Task Force.

American Society of International Law. Brice Clagett and Peter Trooboff are members of the Panel on State Responsibility. Mr. Trooboff is a former President of the Society and is the delegate of the Society in the American Council of Learned Societies.

Assigned Counsel Corporation (New York City). Robert Haney is a Trustee.

Council for Court Excellence. Chuck Miller and Eric Holder serve on the CCE 3rd Branch Committee, which is studying the structure of the court and prosecutorial system in the District of Columbia. Chuck, Lanny Breuer, and Thor Halvorson are members of the Board of Directors.

CPR Institute for Dispute Resolution. Jerry Ackerman, Mitchell Dolin, Ted Garrett, Gregg Levy, Bob Fleishman, and Bob Sayler are members of one or the other of CPR's distinguished panels of neutrals.

D.C. Bar. John Douglas and David Isbell are former presidents of the D.C. Bar (as was out late colleague Chuck Ruff). Bob Sayler is a member of the Committee on Civility in the Profession. Ted Garrett served as Chair and a member of the Steering Committee of the Environment, Energy and Natural Resources Section. He also served as the Chair of the Council on Sections.

D.C. Bar Continuing Legal Education Program. Ed West, as one of four instructors, taught the D.C. Bar's 6 hour CLE program "The Ins and Outs of Commercial Leasing." The program covered leasing topics such as letters of intent, operating expenses, defaults and remedies, assignment and subletting rights, alteration rights, repair obligations, and post 9-11 security issues.

D.C. Bar Foundation. Tom Williamson is a member of the Board of Directors.

Eastern District Association. Alan Vinegrad is a member of the Association, which consists of current and former members of the U.S. Attorney's Office for the Eastern District of New York.

Edward Bennett Williams Inn of Court. Steve Anthony is a Barrister in the Inn of Court.

Edward Coke Inn of Court. Ed Bruce is a Master and President Emeritus of the first Inn of Court in the United States to be devoted exclusively to appellate practice. Bob Long is a Master and Keith Norieka is an Associate of the Inn of Court.

Energy Law Journal. Bob Fleishman serves as Editor-in-Chief of the Energy Law Journal, the preeminent publication of its kind for lawyers and non-attorney professionals in the energy industry. Under the auspices of the Energy Bar Association, it has 2600 subscribers in the U.S. and 15 countries.

Federal Bar Council. Alan Vinegrad serves on the Board of Trustees and the Executive Committee and is Chair of the 2007 Annual Bench and Bar Conference. Linda Goldstein is a member of the Second Circuit and Public Service Committees. Adam Siegel is a member of the Second Circuit Committee and Aaron Marcu is on the Board.

Federal Bar Council Inn of Court. Olivia Radin is an associate in the Federal Bar Council Inn of Court.

Fellows of the American Bar Foundation. Ellen Flannery is Chair-Elect of the Fellows and an ex officio member of the board of the American Bar Foundation.

Food and Drug Law Institute. Lewis Grossman is a member of the Academic Programs Committee and Writing Competition Committee.

Giles S. Rich Inn of Courts. Amalie Weber is an associate member of this intellectual property organization which meets on a monthly basis.

Hague Academy of International Law. Peter Trooboff has been the United States member of the Curatorium since 1991 and serves as the Chair of its Committee on Modernization. He is scheduled to deliver the Academy's general course in private international law during the summer of 2008.

Hague Conference on Private International Law. Peter Trooboff was invited by the Conference to serve as an expert at a meeting in The Hague during February 2007 to discuss a possible new project involving proof of foreign law.

Historical Society of the District of Columbia Circuit. Bob Long is a Trustee of the Society.

National Association of Attorneys General. Bob Long participated in moot courts of state attorneys general in preparation for oral arguments before the Supreme Court of the United States.

National Association of Women Judges. Linda Morgan is a member of the Resource Board.

National Legal Aid and Defenders Association. John Douglas is a past President.

National Surface Transportation Policy and Revenue Study Commission. Jack Schenendorf is serving as Vice Chairman of the National Surface Transportation Policy and Revenue Study Commission. The Commission was established by the recently-enacted surface transportation law (SAFETEA-LU) to study (1) the current condition and future needs of the surface transportation system and (2) the short-term and long-term sources of Highway Trust Fund revenue to fund the

needs of the surface transportation system over the next 30 years. The Commission is supposed to complete its work by December 31, 2007.

Superior Court of the District of Columbia Multidoor Dispute Resolution Division. Marialuisa Gallozzi serves as a mediator in child protection cases, which take place after a child has been removed from home because of alleged abuse or neglect, as well as in civil cases.

United States District Court for the District of Columbia. Jerry Ackerman serves on the Panel of Volunteer Mediators.

LAW SCHOOLS AND EDUCATIONAL INSTITUTIONS

ALI-ABA. Ted Garrett has served as a Planning Chair and speaker at ALI-ABA environmental law conferences. Ted is a contributing author to the ALI-ABA book "A Practical Guide to Environmental Law."

American Law Institute. Covington members of the ALI are: Bill Allen, Michael Baxter, John Buchanan, Stephen Calkins, Brice Clagett, Carolyn Corwin, Mitchell Dolin, David Isbell, Bob Long, Jim McKay, Richard Merrill, Bill Paul, Jack Schafer, and Peter Trooboff. John Sapienza is a 50-year member. Don Harris, Stanley Temko, Ed Bruce, Stuart Stock, and Ed Zimmerman are Life Members. The group is working on a variety of projects to revise the nation's federal and state laws. John Buchanan serves on the Members Consultative Group for the Restatement (3rd) of the Law of Torts. Peter Trooboff serves on the Consultative Group to Intellectual Property Project (Jurisdiction/Choice of Law and Judgments).

Boalt Hall Alumni Association. Tom Williamson is on the Board.

Boston University School of Law. Ellen Flannery is a member of the Board of Visitors.

California Healthcare Institute. Peter Hutt serves on the Board of Directors of this association, which represents the academic and commercial interests of California in the field of biotechnology and pharmaceutical products.

Cardiff University. Dick Kingham lectures on legal topics in the graduate program in pharmaceutical medicine, which prepares pharmaceutical company doctors to qualify as members of the Faculty of Pharmaceutical Medicine of the Royal College of Physicians of London.

Columbia Law School. Stanley Temko is an emeritus member of the Board of Visitors. Ted Garrett serves on the Environmental Advisory Committee.

Deep Springs College. Bill Allen spent the late winter and early spring in the high desert of California teaching constitutional law to a group of promising young men at one of the most vital institutions of higher learning in the United States, Deep Springs College.

Environmental Law Institute. Ted Garrett is a member of the Editorial Advisory Board for the "Environmental Law Reporter."

George Washington University. Eugene Lambert completed his term as an Alumni Trustee on the Board of Trustees on June 30, 2006, and with it his ex officio service on Board of Directors of the GW Alumni Association; he remains an active Emeritus Member of the National Council on Arts and Sciences of GW's Columbian College. He is also the Board of Trustees' representative on the Dean Search Committee for a new Dean of the Columbian College of Arts and Sciences. The search, begun mid-2006, should be completed in the spring of 2007. John Sapienza is Emeritus Trustee of the University.

George Washington University Law School. Michael Baxter is an adjunct professor of law at the George Washington University Law School.

Georgetown University Law Center. Linda Morgan is on the Board of Visitors. As members of the adjunct faculty, Ben Lenhart and Alan Pemberton have taught Introduction to U.S. Constitutional Law since 1991; Bob Long co-taught a seminar on the Office of the Solicitor General. David Isbell and Mike Rosenthal taught a course in Professional Responsibility. John Hurvitz and Dick Kingham have taught a course in food and drug law since 2004.

Georgetown University Law Center Supreme Court Institute. Carolyn Corwin is a member of the Advisory Board for the Institute. She, Elliott Schulder and Bob Long serve on moot court panels to prepare counsel for oral arguments before the Supreme Court of the United States.

Harvard Law School. Peter Hutt teaches a course on food and drug law during the winter term.

Harvard Program on Information Policy Research. Paul Berman is a Board member.

Institute for Health Policy Analysis. Peter Hutt serves on the Board of Directors.

International Insolvency Institute. Michael Baxter is a member.

Johns Hopkins University. Eugene Lambert is a faculty member teaching food and drug law in the Masters program in biotechnology, as well as a member of the team-taught Legal Aspects of Biotechnology in that program.

Massachusetts Institute of Technology Committee on Intellectual Property. Paul Berman is a member.

National Institute of Trial Advocacy. Ben Duke is a faculty member in the Trial Advocacy Program.

New Jersey City University Foundation. Robert Haney is a Board Member.

New York Law Journal. Alan Vinegrad is on the Board of Editors and is a regular columnist on Sentencing.

New York Law School. Alan Vinegrad was an adjunct professor of trial advocacy.

Northwestern University. Aaron Marcu is on the Board of Visitors of the College of Arts and Sciences.

Practicing Law Institute. Harvey Applebaum speaks regularly at the PLI Annual Antitrust Institute.

Seton Hall School of Diplomacy. Robert Haney is a member of the Board of Overseers.

Tulane Law School. Jean Veta is on the Dean's Advisory Board.

University of Virginia School of Law. Bob Saylor is a Professor and former Ewald Endowed Chair. Richard Merrill is a Professor and former Dean of the Law School. David Isbell and Chris Sipes, with an assist from Peter Hutt, gave the civil liberties seminar once again. Charles Horsky founded that seminar fifty years ago, and firm lawyers have conducted it ever since. Bob Long taught a seminar on appellate litigation.

University of Virginia School of Law - Advanced Antitrust Seminar. The firm conducted its longstanding antitrust practice seminar at the Virginia Law School in the spring term. Harvey Applebaum, who is a Lecturer of Law, was responsible for administration of the seminar and in addition to him the following lawyers participated in the seminar--Ted Voorhees, Bill Iverson, David Meyer, James Dean, Jonathon Gimblett, and Derek Ludwin. Covington alum Tom Barnett also participated as he did when he was at the firm.

Yale Law School Association. John Douglas is a past President.

OTHER ORGANIZATIONAL AND PUBLIC INTEREST ACTIVITIES

ALM Privacy and Data Protection Newsletter. Mark Plotkin serves on the Editorial Board of the newsletter.

American Friends Service Committee. Michael Winger is on the Executive Committee of the New York Metropolitan Regional Office.

Biotechnology Law Report. Peter Hutt serves on the Editorial Board of this publication.

Board of Elections for Montgomery County, MD. Jerry Ackerman is Assistant Chief Election Judge of the Board of Elections.

Bread for the City. Tony Herman is a member of the Board of Directors.

Bwindi Memorial Scholarship Fund. James Garland is on the Board of Directors.

CAIR Coalition. Anne Proctor is a member of the Legal Advisory Board.

Carnegie Endowment for International Peace. John Douglas is a past Chair.

Center for Global Development. John Hurvitz serves on a Working Group convened by the Center for Global Development, with funding from the Bill and Melinda Gates Foundation, which is charged with identifying the challenges associated with, and providing concrete recommendations to improve, demand forecasting for, and access to, healthcare products in low-income countries.

Center for Information Research Policy, Inc. Paul Berman is on the Board of Directors.

Center for Public Resources. Ted Garrett is a member of the Center's Hazardous Waste Committee, which seeks ways to promote settlements in superfund cases. Ted is also a member of CPR's Environmental Panel for Alternative Dispute Resolution of significant environmental disputes.

Center for Youth Development Through Law. Every summer the Summer Legal Fellowship Program provides a group of low-income high school youth in the San Francisco Bay Area with practical life skills workshops, paid internships in law and government offices, and mentors, with the goal of encouraging them to pursue a college education. Evan Cox serves on the Center's Board.

Chesapeake Public Charter School. Carrie Harney is on the Board of Directors.

Citizens for Effective Schools. Nick Fels is a member of the Board.

Cleveland Park Congregational Church. John Buchanan is a Trustee of the Church.

Cleveland Park Historical Society. Thor Halvorson has served on the Board and as its president. John Buchanan currently serves on the Board and as Chair of the Nominating Committee.

Committee of 100 on the Federal City. Thor Halvorson and Don Harris are members of this city planning group.

Common Good. Philip Howard is founder of this national bipartisan coalition organized to overhaul American's Lawsuit culture and restore the role of common sense in American institutions. Scott Smith and Eric Holder are directors of the organization.

Cosmetic, Toiletry, and Fragrance Association Foundation. Peter Hutt serves as Counsel to the Foundation.

Council for Excellence in Government. J.T. Smith serves on the Board and Executive Committee.

CPR International Institute for Conflict Prevention and Resolution. Bob Fleishman serves on the CPR Institute's Energy, Oil & Gas Panel of Distinguished Neutrals.

D.C. Appleseed Center. Nick Fels is a member of the Board and the Executive Committee.

D.C. Education Compact. Nick Fels is a member of the Board.

Education Pioneers, Inc. Tom Bradshaw was a founder and is Vice President of the Board of Directors of this organization.

Energy ADR Forum. Bob Fleishman serves as Project Director and Co-Chairman of the Energy ADR Forum, a broad-based forum to promote the use of Alternative Dispute Resolution in the energy industry. In October 2006, the Energy ADR Forum published a comprehensive report that was widely circulated in the United States and very well received. Since then, Mr. Fleishman has given a number of speeches presenting the results of the Energy ADR Forum Report.

Epilepsy Foundation of America. Larry Silverman serves on the Board and on the Legal and Governmental Affairs Committee.

Every Child is My Child. John Fuson is on the Board of Directors.

FDA Science Board. Peter Hutt serves on the Subcommittee to Review FDA Science.

Federal City Council. Chuck Miller serves as General Counsel to the Council, a nonprofit organization of business, professional, educational and civic leaders dedicated to improvement of the National Capital.

Foundation for Biomedical Research. Peter Hutt serves as Vice Chair of the Board of Directors.

George Preston Marshall Foundation. Jim McKay is Vice President and a Director of the Foundation and a Trustee of the George Preston Marshall Trust.

Global Rights. Russell Carpenter is a member of the Board of Directors. John Douglas is on the Advisory Committee.

Grassroots Crisis and Intervention Center. This mental health organization provides free 24-hour telephone and walk-in crisis counseling, emergency shelter, transitional housing, and community education in Howard County, Maryland. Bob Fleishman serves as its President and recently led a successful \$5.5 million capital campaign to construct a new building for the organization.

Guide to U.S. Food Labeling Law. Peter Hutt serves as Editor-in-Chief, and several of the firm's food and drug lawyers drafted chapters for this loose-leaf guide to food labeling requirements.

High Five Tickets to the Arts. Ingrid Loreen is on the Board of Directors.

Human Rights First. Mitchell Dolin, a former member of HRF's board of directors, continues to serve on the organization's Washington Advisory Council.

Indigent Civil Litigation Fund, Inc. Alan Pemberton is Vice President of this nonprofit corporation formed under the auspices of the United States District Court for the District of Columbia. The Fund makes grants to defray the litigation expenses of lawyers who volunteer as court-appointed counsel in pro se civil cases under the Court's Pro Bono Panel program.

Institute for One World Health. James Snipes is the Corporate Secretary of the Institute.

International Law Institute. Russ Carpenter serves as counsel to the Institute.

Israel Renaissance Fund. Aharon Friedman is on the Board of Directors of the Fund.

Journal of Biomedical and Environmental Sciences. Peter Hutt serves on the Editorial Board.

Journal of Clinical Research and Drug Development. Peter Hutt serves on the Editorial Board.

Journal of International Banking Law. Mark Plotkin serves on the Senior Editorial Board of the Journal, which is based in London, England.

Journal of Life Sciences. Peter Hutt serves on the editorial board.

Latin American Youth Center. John Hurvitz is on the Board of Directors.

Lawyers Committee for Civil Rights Under Law. Tom Williamson is on the Board of Directors. John Douglas is a former co-chair of the Board.

Legal Aid Society of New York. Alan Vinegrad was a member of the Board of Directors.

Legal Aid Society of New York - Associates Campaign. Jenna Dabbs chaired the LAS Associates' Campaign.

Legal Aid Society of the District of Columbia. Anne Proctor is on the Board of Trustees.

Maryland Environmental Trust. Brice Clagett is a trustee of the Trust.

Metropolitan Opera Guild. Bert Wells is a member of the Board of Governors.

Meyer, Eugene & Agnes Foundation. Thor Halvorson is an officer and former director and chair and Eric Holder is a director.

Mid-Atlantic Innocence Project. Seth Tucker is a member of the Board of Directors.

Municipal Art Society of New York. Philip Howard is Chair of the Society where he formed and headed the committee that installed the "Tribute in Light" interim memorial for the World Trade Center tragedy.

National Academy of Sciences - Program on Science, Technology, and Law. Dick Merrill co-chairs this Academy program, which consists of a dozen nationally recognized scientists and a dozen prominent lawyers, judges, and law teachers. The panel oversees projects, studies, and workshops that address subjects in which science and the legal system meet and sometimes collide, including scientific evidence in the courts and agencies, the Shelby Amendment, the Data Quality Act, and the use in environmental decisionmaking of studies in which human subjects are exposed to non-therapeutic chemicals (such as pesticides).

Neighborhood Legal Services. Bing Leverich is Co-Chair of the Board.

New York Blood Center. Aaron Marcu is a member of the Board of Directors.

New York Hall of Science. Bert Wells is a member of the Board of Directors.

Packer Collegiate Institute. Aaron Marcu serves on the Board of Trustees and the Board's Executive Committee.

Physicians and Lawyers for National Drug Policy. Peter Hutt is on the Leadership Council.

Poetry Board of the Folger Library. Edwin Zimmerman is a member of the Board.

Raymond Locke Foundation. Joan Kutcher is a member of the Board of Directors.

Rebuilding Together With Christmas in April of Washington, D.C., Inc. Each year, this organization arranges for and sponsors the free repair and renovation of over 120 houses owned by elderly, indigent and disabled people in the Washington, D.C. area. In April, 2006 Covington sponsored a house in Northeast Washington, D.C. John Ebert coordinated our team. Edward West is General Counsel and Corporate Secretary of the organization and is on its Board of Directors.

Road Shows. Michael Baxter is the coordinator of the D.C. Road Shows. The Road Show was founded about 50 year ago by several of the major Washington D.C. law firms for the purpose of encouraging African-American law students to come to Washington to try "big firm" practice. The participating law firms go "on the road" to visit the law schools and meet with African-American law students to discuss big-law firm practice in DC. An annual reception is held each summer.

Save the Children. Eric Holder is on the Board.

Shakespeare Theater. Bob Long is on the Lawyers' Committee.

Sickle Cell Disease Association of America. Linda Morgan is on the Board.

Sigma Kappa Foundation. Ann O'Connell is a member of the Board of Directors.

Temple Emanuel. Paul Berman is on the Board of Directors.

Textile Museum. Edwin Zimmerman is a Trustee of the museum. He is past President of the Board. Rod DeArment is Treasurer of the Museum and is also a Trustee. In 2005, Rod served as Chair of the Search Committee for the new Director and was also a member of the Legal Committee

The Hospitality and Information Service. Edwin Zimmerman is a member of the advisory board of this group, which is an affiliate of the Meridian International Center.

The Riverside Church in the City of New York. Michael Winger is on the By-laws Committee and the Ordination Committee.

Tibet House. Tibet House saves, preserves, and restores the Buddhist culture of Tibet. Larry Silverman is on the Board of Directors.

Transparency International/USA. Alan Larson is Chairman of the Board of Director of the US chapter of Transparency International, and offers ongoing leadership, advice and policy direction.

United States Holocaust Council Committee on Conscience. Lanny Breuer is a member.

Washington Lawyers' Committee for Civil Rights and Urban Affairs. John Douglas, Tony Herman, and Tom Williamson serve on the Board of Trustees.

Western Wall Foundation. Aharon Friedman is on the Board of the Foundation.

Young Concerts Artists. Ed Bruce is on the Board of Directors.

Young Playwrights' Theater. Marney Cheek has been a Board Member for this arts and literacy non-profit organization in Washington, D.C.

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