

Public Service Activities 2007



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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 number one among U.S. law firms. The magazine has ranked the firm first four out of the last six years.

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 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 associates, staff attorneys, paralegals and staff to work at Washington D.C. legal services organizations. The firm has six month rotations at the Neighborhood Legal Services Program (NLSP), the Children's Law Center (CLC), and Bread for the City (BFTC). For the past 39 years, the firm has sent associates, paralegals and secretaries to NLSP, where they have helped Washington's indigent residents with a full range of civil legal problems, from housing to family law. At CLC, one associate and a paralegal work full-time handling custody and adoption cases, and associates at Bread For The City (BFTC) work half time, chiefly on landlord/tenant cases, while they continue to handle a reduced caseload at the firm. Most recently, the firm has established eight-day rotations for staff attorneys at legal service organizations in Washington such as BFTC, CAIR Coalition, The Legal Aid Society, the Archdiocesan Legal Network and the Tahirih Justice Center.

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. The Covington & Burling Public School Project, Inc., is a nonprofit offering educational enrichment grants to teachers and staff of the District's public schools.

This past year, together with many other firms around the country, Covington has taken an increased number of cases for veterans seeking service-connected disability compensation and the firm expects to continue that effort in the future. The firm also continued its commitment to help the victims of Hurricane Katrina.

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 2007, the 50-hour honorees accounted for well over 50 percent of the firm's attorneys. 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:

Denial of Medical Treatment for Prisoners - The firm serves as co-counsel with the D.C. Prisoners Project of the Washington Lawyers' Committee for Civil Rights and Urban Affairs in litigation on behalf of a proposed class of D.C. prisoners incarcerated at a privately-operated prison. The firm has brought constitutional and statutory claims against the contract operator and the Federal Bureau of Prisons with respect to the prison's systematic denial of medical, dental, and mental health services.

Sims Death Penalty Case - The firm has served as lead counsel since 2000 in the post-conviction proceedings of Florida death row inmate Merrit Alonzo Sims. In July 2007, we persuaded the Florida Supreme Court to vacate our client's convictions and death sentence and to grant him a new trial, based on our argument that trial counsel had provided ineffective assistance at both the guilt and sentencing phases.

Micro Enterprise - FINCA International is a nonprofit organization that makes "micro-loans" (around \$500) to small groups of individuals (usually women) in villages in 21 underdeveloped countries for the purpose of starting or expanding businesses. In addition to providing general advice, the firm has developed a plan and appropriate documents by which FINCA licenses specialized accounting software that it has acquired and improved to manage micro-loans.

Tenants Associations - The firm is representing two tenants associations made up of low and moderate income individuals in Washington D.C. that are attempting to buy and renovate buildings. One of the matters also included a defense of a challenge in D.C. Superior Court to the Housing Authority's determination that the firm's client is the appropriate association with the right of first refusal for purchase of the building.

FSIA Victory in Hamas Bombing Case - In late 2007, the U.S. District Court for the District of Columbia awarded our client, Avi Sisso, a multi-million dollar verdict in a civil terrorism case. Mr. Sisso's mother was killed in 2002 in the heart of downtown Tel Aviv, when a Hamas operative blew himself up on a bus, killing 6 people and injuring 84 others. Over the next four years, a team of Covington lawyers painstakingly built a case against the Republic of Iran, its Ministry of Information and Security, and Hamas for the murder of Rosana Sisso. This team successfully navigated numerous procedural and substantive challenges, including establishing Iran's amenability to suit under the Foreign Sovereign Immunities Act, and establishing Hamas' amenability to suit under the treble damages provision of the Anti-Terrorism Act. Because the claims against both Iran and Hamas required a victim who was a U.S. national, the case proceeded on the novel theory that the victim was Avi (who is a U.S. citizen), and that he was entitled to sue and recover for the intentional infliction of emotional distress caused by his mother's murder. The firm's efforts resulted in a judgment of \$5 million against Iran and its Minister of Intelligence and Security, and \$15 million against Hamas.

Women's Procurement Case - In 2000, Congress passed the Equity in Contracting Act, authorizing a women-owned small business procurement program. In 2005, Covington brought suit on behalf of the U.S. Women's Chamber of Commerce against the U.S. Small Business Administration for unreasonable delay in implementing the program. Denying the government's motion to dismiss for lack of standing, the U.S. District Court for the District of Columbia issued a strongly worded 38-page opinion, stating "that the [SBA had] invaded concrete and particularized procedural rights of the

[Chamber's] members and [had] sabotaged, whether intentional[ly] or not, the implementation of a procurement program which would have, and will, likely benefit the businesses they represent." The Court retained jurisdiction to monitor the SBA's progress in implementing the program. On the eve of issuing a proposed final rule, the agency withdrew it, a pattern that it had repeated over the years. The Court, at our request, held a hearing in November 2007 to address the agency's reversal, and entered an order requiring an Office of Management and Budget official to appear at a status conference if the program was not finalized by January 2008. Since then, the agency has promulgated a proposed rule for comment, and the Court continues to monitor the agency's progress. Simultaneous to these efforts, the firm has counseled with respect to a Congressional hearing on SBA proposed regulations, and passage of legislation that would reaffirm the establishment, on an expedited basis, of a women's small business procurement program.

Incarcerated Victims of Domestic Violence - The firm is representing W.B., an incarcerated survivor of domestic violence who plead guilty to second-degree murder in 1985 and has been in prison for more than 23 years. Under a unique California law, the firm is preparing a habeas corpus petition on her behalf, asking the court to reconsider her 16-years-to-life sentence. The California law allows certain survivors of domestic violence to introduce expert testimony concerning intimate partner battering and its effects if such expert testimony was not admitted at the time of the conviction, and if such testimony would have affected the outcome of the case. The firm is also representing W.B. at her parole hearing. The firm represents another woman similarly situated in New York state.

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 2007

- DC Appleseed – Covington was honored at "A New Day for D.C." Awards Dinner (May 17, 2007)
- Archdiocesan Legal Network - Cardinal James A. Hickey Award (June 7, 2007)
- The Mississippi Center for Justice - Award for "Advancing Recovery and Ensuring Fairness in the wake of Hurricane Katrina" (June 7, 2007)
- National Legal Aid and Defender Ass'n - "Beacon of Justice" award to Covington (June 12, 2007)
- Washington Lawyers' Committee – Wiley Branton Award given to Tom Williamson (June 14, 2007)
- A citation from President Bush to Jim McKay for his pro bono efforts to help veterans at a session of the full U.S. Court of Appeals for Veterans Claims (July 17 2007)
- Washington Lawyers' Committee - Outstanding Achievement Award in Public Accommodations (June 14, 2007)
- Tahirih Justice Center - Pro Bono Law Firm of the Year (October 2, 2007)
- National Law Center on Homelessness and Poverty - Pro Bono Counsel Award to Covington (October, 2007)
- Southern Center for Human Rights, Frederick Douglas Human Rights Award (November 1, 2007)
- CAIR Coalition: Pro Bono Law firm of the year (December 5, 2007)
- American Lawyer Magazine ranked Covington Number 1 in its annual Pro Bono Survey (2007)
- 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). 2007

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. One or more partners, counsel and associates receive a special award for their outstanding pro bono contributions.

Past recipients are listed on the next page:

The Charles Ruff Awards

2007	Ben Duke Tim Greszler Gina Paik Josh Wolson
2006	Kurt Wimmer Greg Lipper
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

Asian Pacific Islander Legal Outreach - M.R. The firm represented M.R. of San Francisco, California, in an application for lawful permanent residency under VAWA (Violence Against Women Act).

B.A. The firm is representing Mr. B.A., a Sudanese national from Darfur, in an asylum application.

B.M. Covington is representing Mr. M., a Zimbabwean journalist and activist for political change, in his application to the Border and Immigration Agency for his wife and young children to join him in London during his Ph.D. course. Mr. M. also spoke to the firm about the situation in Zimbabwe.

CAIR Coalition - B.K. The firm recently won asylum for B.K., a Cameroon national. B.K. was a high-school teacher in her native Cameroon. In June 2004, she was arrested after telling her class that Cameroon's authoritarian leader, President Paul Biya, had died after seeking medical treatment in Europe. The rumor of Biya's death turned out to be false. While incarcerated, B.K. was repeatedly beaten and otherwise abused. She was able eventually to escape to the United States in March 2005. We faced two principal challenges in our efforts to obtain asylum for B.K. First, we had to overcome an initial adverse credibility determination by the asylum officer, together with evidence presented by the government at the asylum hearing that Cameroon is a hotbed of asylum fraud. Second, and perhaps more critically, we had to persuade the court that the persecution B.K. suffered was on account of political opinion -- even though B.K. is not a political person. At a merits hearing in October of 2007, the firm was able to show that in the Cameroon political context where information is tightly controlled and the President is viewed as a kind of demigod, spreading rumors about the President's health is a highly political act. The court ultimately found B.K. to be very credible, agreed that the persecution she suffered was on account of a political opinion imputed to her by the Cameroon regime, and granted her asylum request on that ground.

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.

Constitution Project. The firm prepared a report for the Constitution Project offering policy recommendations on immigration detention and access to counsel for immigration detainees.

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.

G.L. Covington petitioned the Immigration and Customs Enforcement agency for deferred action on behalf of Ms. G.L., a Jamaican citizen in DHS custody, against whom a final removal order was pending.

G.T. The firm is representing Ms. G.T. in her I-130 application for admission to the United States and potential subsequent waiver application.

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. We are currently assisting Mr. D. in obtaining permanent residence status.

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. In addition, we helped 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 - M.L. We are representing Mr. M.L., of Ethiopia, in a petition for asylum and for relief under Convention Against Torture ("CAT"). The asylum petition was denied, but relief was granted under CAT. We continue to provide advice, from time to time, on issues related to his current immigration status.

Human Rights First - S.K. The firm represented Mr. S.K., an Uzbek national, in removal proceedings before a U.S. Immigration Court. Mr. S.K. sought asylum on the basis of feared persecution for his religious and political beliefs.

Human Rights First - T.B. Asylum has been granted to the firm's client, Ms. T.B., and her husband, J.M. Ms. B. is a Russian national and ethnic Chechen. She came to the United States from Chechnya in 2006 on a work and travel visa. Subsequently, she learned that her mother, who works for the Chechen Ministry of Education, had received numerous death threats from Chechen separatists. In these letters, the separatists threatened to kill Ms. B., an only child, and her mother if her mother continued to work for the government. In a disturbingly bizarre twist, at the same time that she was receiving death threats from the separatists, Ms. B.'s mother also was being investigated by Russian and Chechen authorities for allegedly having supported the separatists. Given the abysmal human rights record of the Chechen authorities under current President Ramzan Kadyrov, Ms. B. feared that the government's interest in her mother would lead it to persecute her as well.

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 - A.M. The firm represented Ms. A.M. in her application for US citizenship, which has been granted.

Jewish Social Service Agency - I.S. Covington is helping Mr. I.S. with regard to a USCIS naturalization interview.

Ninth Circuit Pro Bono Program - D.F. The firm represents Mr. D.F. in a Ninth Circuit appeal regarding immigration status.

R.L. The firm is assisting Ms. L. with her application to acquire an immigrant visa to reside in the United States.

S.S. Covington helped Ms. S. in connection with her interview before the U.S. Citizenship and Immigration Services, Department of Homeland Security, relating to her Application to Register Permanent Residence.

Tahirih Justice Center - A.A. Through a joint representation with the Tahirih Justice Center, Covington successfully represented Ms. A. in her petition to remove the conditions on her permanent U.S. residency, using a special process available to victims of domestic violence under the Violence Against Women Act.

Tahirih Justice Center - A.M. The firm represented 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. A.M.'s petition was granted, and she received her green card in September 2007.

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.

Third Circuit Appointment - M.G. The firm represents Mr. M.G., an Iranian citizen appealing a Board of Immigration Appeals' decision affirming the Immigration Judge's denial of his application for deferral of removal under the Convention Against Torture.

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*.

CIVIL RIGHTS/CIVIL LIBERTIES

ACLU - California Affiliates - Proposition 69. On December 7, 2004, the firm filed a class action lawsuit, in cooperation with the ACLU, challenging California Proposition 69, an initiative passed in the November 2004 election to require automatic compulsory DNA testing of all persons who are, or ever have been, arrested for any felony in California and the inclusion of the results in a nationwide DNA database. Proposition 69 is implemented in stages -- initially it is applied only to those arrested for homicide and sex crimes. In 2009, it will be applied to an arrest for any felony. Moreover, the language of the Proposition appeared to require retroactive application of the testing procedures.

In 2005, the Federal District Court for the Northern District of California held that Proposition 69 was not to be applied retroactively -- removing the threat of retroactive application from hundreds of thousands of Californians. With the retroactivity question settled, we next anticipate the opportunity to challenge the underlying constitutionality of the testing regime.

ACLU Foundation of Northern California. Covington is representing the ACLU Foundation of Northern California in commenting on the proposed regulation implementing mandatory DNA testing of federal arrestees.

ACLU of Northern California - C.F.G. The firm has been retained to bring a lawsuit seeking to re-open a middle school on Yurok Tribe reservation closed in violation of the Equal Protection Clause and Title VI.

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. In 2007, the Supreme Court ruled to uphold the constitutionality of the statute.

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.

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 denied the petition after hearing the views of the Solicitor General.

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.

Minority Media and Telecommunications Council. We filed a petition for rulemaking at the FCC to foster minority, female and small business ownership of broadcast stations.

National Center for Lesbian Rights - S.T. et al. Representation of S.T., D.J. and their daughter D.L. against the San Joaquin Community Hospital on claims of discrimination based on sexual orientation, as well as improper care. The National Center for Lesbian Rights and Kathryn Stebner, Esq., served as co-counsel. In March 2007, S.T. and D.J. had taken their daughter D.L. to the emergency room at the San Joaquin Community Hospital, in Bakersfield, California. The hospital staff allowed only S.T. to stay with D.L. during her treatment, requiring D.J. to remain in the waiting room -- even though both members of heterosexual couples with children in the ER were allowed to stay with their children during treatment. At the end of a day-long pre-litigation mediation in Bakersfield, California, the hospital agreed to a settlement that included an apology to the family in the form of a public letter; annual training for all hospital employees on diversity sensitivity issues, with a substantial portion devoted to LGBT issues (using a curriculum to be developed with substantial input from the NCLR); revision of the hospital's non-discrimination policies; and payment of \$5,000 toward costs.

CORRECTIONS

J.C. Judge Laura Taylor Swain appointed the firm to represent a prisoner in a civil suit against St. Agnes Hospital.

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.

R.G. We represent Plaintiff R.G., a prisoner in the custody of the United States Bureau of Prisons who has been assaulted by fellow inmates and a BOP officer in retaliation for his cooperation in the investigation of a BOP officer, in a suit in the United States District Court for the Northern District of Georgia seeking injunctive relief requiring that measures be taken to protect him as well as damages against a BOP officer.

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, seeking to remedy 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." The work plan process has resulted in the appointment of a progressive juvenile justice administration that has made considerable progress toward reforming the system, and a new juvenile center that is expected to be a model facility is expected to be completed in late 2008. We have negotiated the terms of exit criteria that will terminate the lawsuit upon the achievement of agreed performance measures, and the court has approved them. We have also lobbied the D.C. Council for legislative reforms of the juvenile justice system.

Third Circuit Appointment - C.H. The firm represented Mr. C.H., a Pennsylvania prisoner, in the appeal of his Section 1983 claim.

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. Covington briefed and argued the case in the Third Circuit.

Third Circuit Appointment - 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.

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

Third Circuit Appointment - K.R. The firm is representing Mr. K.R., an inmate at the Federal Correctional Institution at Allenwood, Pennsylvania, before the United States Court of Appeals for the Third Circuit in his appeal of the District Court's decision granting summary judgment in favor of the defendants in Mr. R.'s civil rights action against the Director of the Bureau of Prisons. We submitted our brief in December and are awaiting the government's response.

Third Circuit Appointment - M.B. The firm has been appointed to represent Mr. B. in his appeal to the U.S. Court of Appeals for the Third Circuit. Mr. B. had filed a civil rights complaint against several jail officials and employees alleging the denial of medical treatment, harassment and harsh confinement conditions in the medical unit and threats and abusive language by jail staff. The initial complaint, which was dismissed for failure to state a claim, sought injunctive relief and damages.

Third Circuit Appointment - M.W. et al. The firm is representing three federal prisoners in their Bivens action against prison officials for exposure to carcinogens while working in the prison furniture factory. Our representation consists of the appeal to the Third Circuit of the summary judgment entered against them in the district court.

Third Circuit Appointment - R.D. We represent Mr. D., who is currently serving a life sentence for second-degree murder, in an appeal to the U.S. Court of Appeals for the Third Circuit. Mr. D has filed a Section 1983 case seeking to obtain certain evidence from the crime scene in order to conduct forensic testing he believes will demonstrate his innocence.

Third Circuit Appointment - S.D. The firm represented federal inmate Mr. S.D. in an appeal before the United States Court of Appeals for the Third Circuit of a District Court order dismissing his suit against the United States alleging civil rights violations.

Washington Lawyers Committee for Civil Rights and Urban Affairs - Beale / Pendleton. We represent, in a joint lawsuit, the mother of a decedent who was stabbed to death in December 2002 while being held the D.C. Jail, and an inmate who was stabbed at the Jail the same month. This joint lawsuit challenges the conditions at the Jail that allowed those stabbings to occur. In the lawsuit, we serve with co-counsel Doug Sparks of Sparks & Silber LLP, and Phil Fornaci and Ivy Lange of the D.C. Prisoner's Project of the Washington Lawyers Committee.

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 for Civil Rights and Urban Affairs in litigation on behalf of a proposed class of D.C. prisoners incarcerated at a privately-operated prison. We have brought constitutional and statutory claims against The GEO Group, Inc., the prison operator, and the Federal Bureau of Prisons with respect to the prison's systematic denial of emergency and non-emergency medical, dental, and mental health services.

CRIMINAL DEFENSE AND REFORM

A.C. Covington prepared a brief in opposition to a petition for a writ of certiorari in a Fourth Amendment case. If review is granted, we will assist in briefing and oral argument.

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 in state court.

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 accepted a favorable plea offer, and was sentenced in March of 2007.

D.D. The firm represented Mr. D.D. in a Virginia Serious Offender Commitment Review Hearing. This hearing applies to children who have been tried and sentenced as adults by a Circuit Court who received a sentence to serve initial time in the Department of Juvenile Justice (DJJ) to be followed, after the child turns 21, with time in the Department of Corrections.

Federal Public Defender - W.B. The firm is assisting the Federal Public Defender in the defense of an indictment for illegal possession of a firearm by a convicted felon.

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 still awaiting the appellate court's decision.

J.C. We are appealing a defendant's conviction and sentence for drug distribution, money laundering, and racketeering.

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

K.W. We represented K.W. against a public intoxication charge in Loudoun County Circuit Court. The deputy sheriff who arrested K.W. testified that the defendant exhibited signs of drunkenness and used profanity at him. Following trial, a jury returned a verdict of not guilty.

L.M. The firm filed a certiorari petition to the U.S. Supreme Court for Mr. L.M.. The question presented was whether a conviction under Va. Code Ann. § 18.2-479(B) for escape "other than by force or violence" is a "violent felony" for purposes of the Armed Career Criminal Act, 18 U.S.C. § 924(e), when the defendant's escape involved the failure to return from a work release program

M.S. The firm represented Mr. M.S. in a criminal proceeding. He pled guilty and cooperated with the government in the hope of receiving a reduced sentence. The firm prepared a sentencing memorandum on behalf of Mr. M.S. and represented 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. The firm has filed a federal habeas petition on her behalf based on the fact that the client was an abused spouse, whose trial counsel failed to effectively present evidence of the threats and violence she suffered at the hands of her husband, allowing the prosecution to successfully undermine her duress defense and portray her as a killer. At the husband's trial, the prosecution changed its story about the client, describing her as another of her husband's victims and essentially characterizing her as incapable of exercising independent judgment.

Marin County Public Defender - C.W.K. The firm represented Mr. K. against a misdemeanor charge of hit and run.

Marin County Public Defender - D.A.S. Working with the Public Defender's office the firm represented Mr. D.A.S., who was accused of resisting arrest.

Marin County Public Defender - D.R.V. In connection with our ongoing relationship with the Marin County Public Defender's office, we are representing D.R.V. in a criminal misdemeanor matter. Our client was shot twice by police using so-called "non-lethal" bean-bag bullets, and subsequently charged with resisting the police officers who shot him.

Marin County Public Defender - J.G. The firm is working with the Marin County Public Defender's Office on the murder trial of Mr. J.G. Specifically, we are assisting the Public Defender's Office with the preparation, direct, and cross-examination of expert forensic witnesses.

Marin County Public Defender - K.B. Ms. K.B. was arrested after she and her boyfriend of 20 years got into a shouting match. That dispute became physical, with both parties having shoved and slapped the other. During this struggle, the boyfriend called 911. Despite the lack of any injury to the boyfriend, the police immediately decided that Ms. K.B. had engaged in domestic violence, and arrested her. Based upon numerous police responses to the couple's residence in the year before the arrest, the firm retained a battered women's expert, who completed a detailed 20-page report about the ongoing physical, emotional, verbal, and financial abuse that Ms. K.B. suffered at the hands of her boyfriend. The report also demonstrated that she acted in self-defense. This report - and an overview of the police department's failure to follow state law in assessing the dominant aggressor in a domestic violence case - was presented to the district attorney. The day trial was scheduled to begin, the district attorney went on record in court and acknowledged that she could not prove the case and all charges against our client were dropped. In addition, we were instrumental in assisting Ms. K.B. with moving out of the apartment she shared with her boyfriend and into a place of her own.

Marin County Public Defender - L.T. The firm represented Ms. L.T. in connection with criminal misdemeanor charges brought by the County of Marin. After a three day jury trial, she was acquitted on all charges.

Marin County Public Defender - N.M.B.. Together with the Public Defender the firm represented Ms. B. on misdemeanor shop lifting charges.

Marin County Public Defender - R.D.B.. In connection with our ongoing relationship with the Marin County Public Defender's office, the firm is representing Mr. B. in a criminal misdemeanor matter.

Marin County Public Defender - R.J.M. The firm represented R.J.M. in connection with a misdemeanor charge of making a criminal threat. Shortly before trial, the prosecutor agreed to evaluate R.J.M.'s eligibility for a possible diversion program, which, if completed successfully, would avoid a conviction and result in dismissal of the charge. Although R.J.M. was found eligible for diversion, the prosecutor nonetheless objected. The court ultimately sided with R.J.M.

Marin County Public Defender - R.T. The firm represented R.T. in a misdemeanor case alleging battery and drunk and disorderly conduct. We were able to successfully negotiate a plea which did not include jail time.

Marin County Public Defender - T.W. Covington is representing Ms. T.W. on misdemeanor DUI charges, working with the Marin County Public Defender's Office.

Marin County Public Defender - A.G. Together with the Public Defender, the firm represented Mr. A.G. in his criminal defense.

Maryland Public Defender - A.H. The firm assisted Alan Drew of the Office of the Public Defender for Montgomery County in an attempted murder case.

Maryland Public Defender - P.P. The firm assisted Maryland Public Defender Alan Drew in pre-trial motions, preparation for trial, and at trial in the defense of P.P., who was 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 - T.T.L. The firm is working with the Maryland Public Defender to represent Mr. L. as co-counsel with Harry Trainor, an attorney in Annapolis, Maryland. Mr. L. has been charged with the murders of two individuals in Prince George's County, Maryland as well as the use of a firearm in committing the murders.

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

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. 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.

Neighborhood Defender Service of Harlem. Working with the Neighborhood Defender Service of Harlem, the firm is representing defendants charged with misdemeanors in Criminal Court in the City of New York.

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 represented 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. The Louisiana Innocence Compensation Fund, recently created by statute, provides no-fault compensation for individuals wrongfully imprisoned by the State and who can establish that they were actually innocent of the crime. The petition filed by Covington was one of the first to be filed for compensation from the fund. Lacking guidance from precedent and without clearly defined procedures for such an administrative proceeding, the Covington team adopted a strategy of seeking summary judgment based on the res judicata effect of the prior finding of post-conviction relief and the evidence used in that hearing. The State of Louisiana opted not to oppose the motion and the judge awarded the firm's client \$150,000 plus interest and costs, the maximum allowable under the statute. We are now working with the Innocence Project to secure funding for Mr. B's award through the legislature.

Ninth Circuit Pro Bono Program - J.T. Covington is representing Mr. J.T. in his habeas appeal.

Office of Appellate Defenders - C.McG. We represented C.McG. in a criminal appeal to the Appellate Division of the New York Supreme Court. The Appellate Division affirmed the conviction last February. We filed an application to the Court of Appeals for leave to appeal, which was denied in June 2007.

R.M. The firm represented Ms. R.M. in a criminal proceeding.

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, 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.

R.R. In the early 1990s, a New York state court dismissed criminal charges against Mr. R., including for attempted murder, after the alleged victim failed to appear at trial. Mr. R. subsequently filed a Section 1983 action in the United States District Court for the Eastern District of New York against Suffolk County and several county officials for allegedly arresting and prosecuting him without probable cause. For the first seven years that the case was pending, the District Court refused to engage in the analysis mandated by Second Circuit case law to determine whether Mr. R.'s case warranted the appointment of counsel. When the District Court did engage in the analysis, it concluded that Mr. R.'s circumstances warranted the appointment of pro bono counsel -- because he was indigent, because his claims had sufficient merit, and because his incarceration (on unrelated convictions) hindered his ability to develop his case -- but then abandoned its effort to secure counsel for R. after two private attorneys declined the representation (one of whom declined due to a conflict). Mr. R. proceeded to trial pro se, and the District Court dismissed his claims after he failed to present any evidence. The Second Circuit appointed Covington to represent Mr. R. in his appeal and in early January 2008 unanimously adopted most of our arguments, holding that (1) the District Court erroneously concluded that Mr. R.'s indictment created a presumption of probable cause for purposes of the false arrest claim; (2) the District Court erroneously concluded that the dismissal of the criminal charges did not constitute a "favorable termination" for purposes of the malicious prosecution claim; and (3) the District Court erred in failing to appoint pro bono trial counsel. The court vacated the judgment and remanded for appointment of pro bono trial counsel.

R.Y. The firm is representing R.Y. in a criminal investigation by the Alaska U.S. Attorney's office. Possible allegations include mail and wire fraud, student loan fraud, and possible tax issues stemming from her entry into the Social Security Administration's domestic violence program.

T.H. The firm assisted John Kiyonaga and Joseph McCarthy in their representation of Mr. T.H., who was tried in October 2007 in the U.S. District Court for the Eastern District of Virginia on a capital charge of murder while engaged in drug trafficking.

The Bronx Defenders - R.B. In coordination with the Bronx Defenders, Covington is handling the criminal appeal of Mr. B.'s conviction to the New York Supreme Court, Appellate Division.

Third Circuit Appointment - 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.

Virginia Capital Representation Resource Center - K.G. The firm is preparing a clemency petition for Mr. K.G.

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, and sentenced Mr. Maye to life in prison without the possibility of parole. Working with Mr. Evans, the firm will continue to represent Mr. Maye 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 has, 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.

Gregory Robinson. The firm is working with the Tennessee Office of the Post-Conviction Defender's representing Mr. Robinson, who was convicted of first degree murder and sentenced to death in 1998, and is now seeking post-conviction relief in Tennessee state court. We have met with the client and his trial and appellate counsel. We will be filing an amended petition for post-conviction relief at the end of March, and there will be an evidentiary hearing likely within the next six to twelve months.

Kent Jermaine Jackson. The firm, together with co-counsel, represents Kent Jermaine Jackson in a death-row case that is currently pending in the Fourth Circuit, Court of Appeals. Among other things, we argue that Mr. Jackson is entitled to a new trial because the Commonwealth exercised its

peremptory challenges exclusively to challenge black jurors in violation of *Batson v. Kentucky* and *Miller-El*.

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 simultaneously worked to establish Mr. Rogers' parole eligibility by, inter alia, preparing a motion for the trial court that oversaw Mr. Rogers's 2002 conviction, seeking credit for time served by Mr. Rogers between the 1984 and 2002 convictions. The motion was denied by the trial court in 2007 and the appeal is currently pending.

Sims v. Florida. Merrit Alonzo Sims was sentenced to death in 1994 after being convicted of first-degree murder of a Florida police officer. We filed a motion for post-conviction relief, on the grounds that Mr. Sims' trial counsel provided ineffective assistance at various points during his trial. Between February 2003 and July 2006, we represented Mr. Sims in two separate multi-day evidentiary hearings on certain of his ineffective-assistance claims. In July 2007, after two rounds of briefing and two oral arguments before the Florida Supreme Court, the Court unanimously vacated Mr. Sims' convictions and sentence, on the grounds that his trial counsel's errors deprived Mr. Sims of his constitutional right to adequate representation at the guilt/innocence-phase of his trial. As a result, Mr. Sims is no longer on death row. We are currently assisting the Capital Litigation Unit of the Miami Office of the Public Defender in defending Mr. Sims on remand.

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 in November of 2006 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."

In August 2007, the State appealed to the Alabama Court of Criminal Appeals, arguing principally that the Circuit Court distorted the legal standard of ineffective assistance and abused its discretion as the finder of fact. Covington replied in October 2007, emphasizing that the Circuit Court's "findings [were] well supported by the credible evidence presented at the Rule 32 Hearing and by the underlying trial record." The court denied oral argument, and as of early 2008, both sides await the ruling of the Court of Criminal Appeals.

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 filed a Motion to Alter or Amend, and the District Court withdrew its Opinion and Order denying relief. The Court granted Mr. Wiley an evidentiary hearing on his claim of mental retardation.

DISABILITY RIGHTS

M.R. Mr. R., who lost a leg while a soldier in the U.S. military during World War II, was attempting to re-enter the United States from Tijuana when he was informed by U.S. security personnel that the practice of maintaining an expedited line for individuals with disabilities and infirmities had been terminated. We are advising Mr. R. with respect to Homeland Security's possible violations of the Rehabilitation Act and its own procedures.

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 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 will soon file a class certification motion.

EDUCATION

A.M. We represented 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. The District also funds A.M.'S daughter's enrollment at a private therapeutic day school with an academically oriented curriculum that strongly emphasizes social-emotional development. We are now in the process of obtaining reading comprehension and decoding specialists to help A.M.'S daughter excel across various subject matters. We are also in the process of securing extracurricular (dance) opportunities in order to improve A.M.'S daughter's level of self-esteem so that she is empowered to succeed in all aspects of life.

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.

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.

Citizens for Effective Schools. We provide periodic advice to CES, which advocates for various reforms in primary and secondary education.

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.

E.S. Covington provided advice to Mr. E.S. in connection with pursuing a possible deferral or disability discharge of student loan payment obligations or, in the alternative, negotiating a payment plan for such obligations.

Episcopal Diocese of Washington. The firm is providing assistance to the Episcopal Diocese of Washington in establishing a tuition-free, or low-tuition, school for boys in Anacostia. The work has

involved advice concerning incorporation and governance of the school and possibly obtaining tax-exempt status from the IRS.

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 - YouthBuild Charter School. We have represented the Latin American Youth Center over the years on a variety of legal matters. Among other things in 2007 we provided advice on the financing and acquisition of two condominium units for their YouthBuild Charter School.

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 level the playing field of higher education.

Moses Brown School. The firm continued to participate in an ongoing project of the School and representatives of the New England Yearly Meeting of Friends, the owner of the School property, to bring about a separate incorporation of the School and a conveyance of the School property to the School.

R.V. The firm represented of R.V. in special education funding impartial hearing.

St. Patrick's Episcopal Day School. We have been asked by St. Patrick's to assist the school by providing occasional advice relating to employment issues and its deferred giving program.

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 parties filed cross-motions for summary judgment on a variety of grounds in 2006. In September 2007, Judge Robertson granted our clients' summary judgment motion, and denied the Department's summary judgment motion. The Department's request for a stay pending appeal was denied by both the District Court and the D.C. Circuit, and the District's appeal will be briefed and argued in the coming months.

Archdiocesan Legal Network - S.H. The firm helped S.H. file a charge of employment retaliation with the Washington, D.C. EEOC office and negotiated a favorable settlement on her behalf.

DC Employment Justice Center - V.J. We advised Ms. J. on an employment matter.

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 issues.

ENVIRONMENT

Coalition for Rainforest Nations. The firm advises the Coalition for Rainforest Nations on policy initiatives undertaken in the global climate change negotiations. The principal aim of the Coalition is to represent the views of its member governments in support of the inclusion of credits for reduced emissions from deforestation and forest degradation in the global climate change regime. The Coalition currently has the support of the Governments of Bangladesh, Belize, Bolivia, Central African Republic, Cameroon, Congo, Colombia, Costa Rica, DR Congo, Dominican Republic, Ecuador, Equatorial Guinea, El Salvador, Fiji, Gabon, Ghana, Guatemala, Guyana, Honduras, Indonesia, Kenya, Lesotho, Liberia, Madagascar, Malaysia, Nicaragua, Nigeria, Pakistan, Panama, Papua New Guinea, Paraguay, Peru, Samoa, Sierra Leone, Solomon Islands, Suriname, Thailand, Uruguay, Uganda, Vanuatu and Viet Nam. In December of 2007 Ruben Kraiem attended the Bali Conference on Climate Change, which was the 13th meeting of the United Nations Framework Convention on Climate Change as a member of the Papua New Guinea delegation and an advisor to the Coalition. At the conference the Bali Action Plan was adopted under which in the post-Kyoto regime there will be a mechanism by which countries will be able to be compensated for reduced emissions from their deforestation or degradation activities.

Environmental Defender Law Center. EDLF is a non-profit entity that offers legal services to protect rights of environmental defenders in developing countries. We have filed an amicus brief on behalf of EDLF in a criminal defamation case before the Inter-American Commission on Human Rights. The brief was filed in support of Mr. Baraona, a Chilean environmental attorney who is challenging his conviction for the defamation of a senator in Chile. Mr. Baraona accused the senator of corruption in connection with the illegal logging of Chile's ancient alerce trees. The brief argues that criminal punishment for speech on environmental matters violates expressive and political rights guaranteed under the American Convention on Human Rights. The firm also provided advice related to threats on an environmental lawyer's life made in connection with his conservation efforts in the Visayan Sea in the Philippines and following the murder of his friend and colleague.

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 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. We also have provided counseling regarding specific negotiations with various researchers.

The Nature Conservancy. We are handling a steady flow of projects for TNC through relationships established with lawyers in their San Francisco and Honolulu regional offices. Evan Cox, summer associate Stephen Sassaman and Enrique Armijo have provided research and advice on treaties and national laws concerning IP rights of indigenous peoples. Ellen Eliasoph and Eric Carlson are assisting with TNC's opening of a Beijing office and possible hiring of a staff attorney there. 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, Jonathan Mukai and Emily Mason

have provided intellectual property advice on several agreements arising in collaborations on research projects with universities, governments, and other associations both domestically and internationally. Tammy Albarran has provided advice on attorney client privilege issues in connection with some of their California real estate transactions. Evan Cox and Marney Cheek have provided advice on federal constitutional and legislative issues relating to Hawaii's efforts to fund increased agricultural inspectors of inbound air and sea cargo for invasive species. Ruben Kraiem has provided advice on carbon swap/carbon sequestration agreements relating to TNC conservation properties in California and Chile. Evan Cox and summer associate Jesse Goodman provided research on Colorado funding and tax assistance programs that might benefit conservation activities in that state. Ken Ebanks has provided corporate advice relating to a California land acquisition. Former CIO Steve Roberts and Evan Cox provided advice on potential contracts with several telecoms vendors for nationwide VOIP services. We also have taken on several projects 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 are developing a strategy to pursue better drafting and enforcement of bilateral and multilateral government-to-government agreements restricting trade in illegally harvested tropical timber.

FAMILY LAW

B.W. The firm provided advice relating to the client's potential legal guardianship of his younger brother.

C.F. The firm provided advice to Ms. C.F. on a custody matter.

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. We filed an adoption petition in May 2007, went to trial in February 2008, and recently obtained a judgment finding that the biological parents had waived their rights to object to adoption.

Children's Law Center - C.S. The firm represented a D.C. grandparent in a custody proceeding for his grandson, and an application for the District's Grandparent Subsidy Program. In early 2007, the grandparent was awarded custody and was approved for the government subsidy.

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. The firm represented an aunt in her request to be appointed the legal guardian of two of her nieces. She was awarded guardianship in February 2007.

Children's Law Center - R.M. Since 2004, the firm has represented Ms. R.M. in connection with her petition to adopt her foster child. The adoption is now final after almost 4 years of litigation. The petition for adoption was filed in 2001. The birth mother did not consent, necessitating a show cause hearing. At the hearing, the birth mother raised several due process arguments based on the District of Columbia's alleged failure to provide adequate parenting classes and other reunification services while she was in the foster care system. The trial judge took these issues seriously, referring several times to the "serious constitutional issues involved in this case" but with several witnesses testifying to the strong, secure attachment to our client the trial court found that the birth mother's withholding of consent was contrary to the child's best interests and issued a detailed opinion applying the statutory termination of parental rights factors. The judge decided that, while the birth mother's various constitutional claims were troubling, they did not bear on the child's best interests and a decree of adoption was subsequently issued. The birth mother appealed, but in early January 2008, the D.C. Court of Appeals affirmed.

Council for Court Excellence. The firm reviewed for the Council for Court Excellence several chapters and appendices of the CCE's draft Practice Manual for Child Abuse and Neglect Cases in the District of Columbia (3rd edition).

D.C. Superior Court Appointment - A.W. 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.

H.M. Covington is representing Ms. M., a Sudanese mother of four, in her attempt to obtain a divorce from her husband, custody of her children, and a fair property distribution in light of her husband's near-total dissipation of the marital assets. After an intense evidentiary hearing that lasted three days

and included lengthy testimony from both Ms. M. and her husband, the D.C. Superior Court decided that it would award Ms. M. everything she requested, including full physical and legal custody of her children and the house in which she and her children lived. The Court also refused to recognize or enforce a "divorce decree" that Ms. M.'s husband obtained in the Sudan without Ms. M's knowledge because Ms. M. had no notice of the Sudanese divorce proceeding and thus had no opportunity to participate in it.

InMotion - I.A. The firm represented Ms. I.A. in connection with a child custody and child support case in Queens Family Court. We obtained temporary orders of both custody and child support for the client. After Ms. I.A.'s husband filed for divorce, the case was transferred to new counsel.

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.

L.W. The firm defended Mr. L.W. of a suit for paternity and child support.

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.

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

Legal Aid Society of the District of Columbia - D.A.N. The firm successfully represented Ms. D.A.N. in an action in D.C. Superior Court to gain sole legal and physical custody of two minor children.

Legal Aid Society of the District of Columbia - J.T. The firm represented Mr. J.T. in a child support enforcement action brought against him by the District of Columbia. The court dismissed the case without requiring any payment from Mr. T.

Legal Aid Society of the District of Columbia - M.C. Covington is 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 recently prevailed on an appeal to the District of Columbia Court of Appeals on a jurisdictional question of first impression, namely, whether the Uniform Interstate Family Support Act abrogated D.C. statutory and common law principles of "continuing jurisdiction" over divorce decrees previously entered in D.C. Having persuaded the D.C. Court of Appeals to find jurisdiction, the case is now proceeding to discovery.

M.B. M.B. is involved in a child custody dispute, with which the firm is helping.

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

National Partnership for Women & Families. The firm reviewed the comments filed in response to the Department of Labor's Request for Information regarding the Family and Medical Leave Act and advised the Partnership on the issues of intermittent leave and medical certification.

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.95)

Veterans Consortium Pro Bono Program - R.P. The firm advised R.P., a veteran, concerning paternity/child support proceedings in Los Angeles County Superior Court.

FIRST AMENDMENT

ACLU of Northern California - onlineconfessions.org. In response to a cease and desist letter from the Diocese of Monterey, California, the firm provided advice regarding client's website, onlineconfessions.org.

Americans United for Separation of Church and State - *Card v. City of Everett*. Covington 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 granted summary judgment to the Defendants. We appealed. The case was argued in the Ninth Circuit in June; a decision has not yet issued.

California Lawyers for the Arts - F.G. The firm advised Mr. F.G. regarding his website, in response to a cease and desist letter concerning a trademark.

Center for Global Communication Studies. The firm is assisting CGCS on a number of projects that assess present media and communications law in emerging democracies such as Jordan and Rwanda and propose recommendations for reform.

Ehrenfeld v. Bin Mahfouz. We represented a group of media companies and free press organizations as amici curiae before the Second Circuit and New York Court of Appeals, in an appeal concerning international "libel tourism."

International Research & Exchange Board. (See p.54)

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. In 2007 we also edited and updated the District of Columbia portion of the Media Privacy and Related Law book, and generally provided 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 continue to assist this U.S. based news service in obtaining transcripts and copies of other documents relating to the UK trial of a terrorism suspect.

New York Press Photographers Association, Inc. We serve as regular outside counsel to the New York Press Photographers Association, Inc. on media law and First Amendment issues.

S.A. The firm represented Mr. A. in connection with criminal proceedings arising out of a summons issued to Mr. A. for taking photographs in the New York City subway system.

Transparency International. We provide public policy advice to the Chairman of TI and to the senior management and Board Members.

GAY AND LESBIAN RIGHTS

American Psychoanalytic Association. The firm was asked to prepare and file an amicus curiae brief to the California Supreme Court in support of the City of San Francisco in *In re Marriage Cases*, which challenge the exclusion of same-sex couples from marriage in California.

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.

Whitman-Walker Clinic - S.S. The Whitman-Walker Clinic asked the firm to assist Mr. S.S., a transgendered Washington, D.C. resident, with his petition for gender change with the Maryland Division of Vital Records.

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, on First Amendment grounds, 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, arguing that the limitation prevented organizations from engaging in proven public health strategies that required partnering with sex workers to prevent the spread of AIDS.

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. While the case was pending before the Second Circuit in 2007, the Government promulgated rules addressing NGOs' ability to form offshoot organizations that do not comply with the pledge requirement. The Second Circuit remanded the case to the District court to determine whether the new rules resolve First Amendment concerns. The District of Columbia Circuit reversed the District Court decision in favor of the plaintiffs.

Advance Markets Project. The firm serves 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.

AIDS Vaccine Advocacy Coalition (AVAC). Covington researched issues concerning potential liability to drug companies and clinical researchers arising from certain clinical trials related to HIV prevention.

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, and advised them on their recent legislative efforts.

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 for 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 the FDA.

B. and D.P. and B. and N.U. The firm represents families challenging the Department of Education's regulations excluding mapping services for cochlear implants from coverage under the Individuals with Disabilities Education Act.

D.C. Appleseed Center. CareFirst BlueCross BlueShield operates as a non-profit organization in Maryland, Delaware and the District of Columbia. We represent 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. Fenti. 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 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.

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, assisting it on establishing the contemplated data base, and working on the database sharing agreement.

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 an 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.

K. and C.T. The firm represented K. and C.T. regarding the cancellation of their medical insurance for their critically ill child. After a couple of weeks of intense negotiation, the firm was successful in getting the insurance reinstated.

Legal Aid Society of New York - L.D. The firm successfully represented Mr. L.D. in a challenge to the denial of his application for social security disability benefits.

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 Part D benefits.

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.

Mississippi Center for Justice. Various attorneys at the firm worked with the Mississippi Center for Justice to identify the reasons that large numbers of Mississippi children have become disenrolled from Medicaid and to recommend actions for addressing the problem. Several associates traveled to Biloxi for fact-finding and help in setting up intake sites for legal assistance. In addition the firm produced a pamphlet entitled "A Parent's Guide to Applying for Mississippi Health Care Benefits."

Planned Parenthood Federation of America. The firm has advised Planned Parenthood on various matters relating to FDA regulated activities including use of mifepristone and other program activities.

Rape Abuse & Incest National Network (RAINN). Covington reviewed all the relevant state laws and regulations relating to the reporting of suspected abuse and produced a loose-leaf notebook for volunteers who will be manning a new website for abuse victims so that the volunteers could easily ensure compliance with state requirements.

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.

WhiteHill Oral Technologies, Inc. The firm is representing WhiteHill Oral Technologies, Inc. regarding animal feed ingredient approval in the United States for the purposes of encouraging African countries to permit its use in animal feed to enhance digestibility and feed efficiency in underdeveloped areas.

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 challenged a determination made by the Army Corps of Engineers that bulkhead renovation proposed by IKEA adjacent to its new store in Red Hook, Brooklyn, did not adversely affect an historic dry dock, which IKEA intended 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 had already spent \$750,000 building a retaining wall to hold the fill. However, we challenged the standards used by the Corps in concluding that it had no jurisdiction over the dry dock and that the bulkhead work had no adverse impact on the dry dock. Our arguments regarding the standards used by the Corp were mooted by a change in Corps policy during the course of the litigation and we settled the case with the Corps agreeing to require educational signs on the former graving dock site as well as adding the society to a list of individuals to be notified of further permit activity on the site in the future.

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

HOUSING

1773 Lanier Place N.W. Tenants Association. The firm has provided legal advice to this Association regarding the creation of a cooperative association in the District of Columbia and the potential acquisition, financing, and redevelopment of real property situate at 1773 Lanier Place, NW, Washington, DC from Dr. Laurence Drell.

D.C. Law Students in Court - J.B. The firm is representing Ms. J.B. in a mediation in connection with the DC Housing Authority's action for eviction based on the criminal acts of a nephew.

D.C. Law Students in Court - L.C. The firm represents Ms. L.C. in landlord tenant court in defense of an attempt to reclaim her apartment due to alleged lease violation.

D.C. Law Students in Court - 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.

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. Covington represented Ms. J.A. with respect to a challenge to her ownership of her home in Brooklyn, NY. The claim has been settled.

J.C. The firm represented Ms. J.C. in a landlord-tenant dispute over return of security deposit.

K.M. The firm is representing Mr. K.M. with respect to issues relating to the lack of response from his condominium association to complaints relating to conditions of the property

Kara House Cooperative. The firm is representing Kara House Cooperative, Inc., a limited equity cooperative, in regards to various real estate matters in connection with its cooperative formation, ownership, financing, and redevelopment of the building.

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.

National Law Center on Homelessness & Poverty. The firm prepared a memorandum analyzing whether a private right of action exists to compel DC Government compliance with the requirements of the Homeless Services Reform Act of 2005.

National Law Center on Homelessness & Poverty - Report on Criminalization of Homelessness. This project involves researching and summarizing cases criminalizing homelessness, in connection with the Law Center's biannual report "A Dream Denied: The Criminalization of Homelessness in U.S. Cities".

National Law Center on Homelessness & 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. Rental Housing Conversion and Sale 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.

Urban Homesteading Assistance Board, Inc. UHAB has sought the firm's help with drafting and negotiating a collaboration agreement with Neighborhood Housing Services of New York City, Inc. ("NHS") and the New York Mortgage Coalition ("NYMC"), whereby NHS and NYMC will offer certain services to qualified candidates and refer the candidates to UHAB for placement in affordable cooperative buildings.

Urban Justice Center - W.V. The firm is providing advice in connection with an eviction action filed by the client's co-op board in Bronx Housing Court.

Valente Cruz Lines LLC. The firm is providing advice in connection with a landlord/tenant dispute.

HUMAN RIGHTS

Advocate Rashida Manjoo. The firm edited a human rights training manual focusing on gender equality, women's participation in the South African customary legal system, and constitutional and legislative provisions relevant to gender issues. The firm also planned and facilitated a workshop to collect feedback from stakeholders, such as royal leaders, magistrates, police officers, and social workers, and to develop a strategy to introduce the material to traditional communities throughout Limpopo Province.

Center for Constitutional Rights. The firm is representing the Center in connection with a class action challenging the United States' prolonged detention of aliens after September 11, 2001 for an investigation of whether they had ties to terrorists, without any particular basis to suspect such ties; while a statute authorized detention of the aliens pending their deportation from the United States, plaintiffs allege that the deliberate delay of their removal -- and the consequent extension of their detention -- for the purpose of the investigation was not authorized, and violated the Fourth and Fifth Amendments to the Constitution. Plaintiffs also allege that they were abused by prison guards and officials during their detention. We have assisted briefing an appeal to the Second Circuit of an order dismissing the challenges to the detention, and are assisting in discovery on the abuse issues.

D.B. - Geneva Conventions Amicus Brief. Covington was 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 represent fifteen Yemenis, one Pakistani, and one Algerian imprisoned at Guantanamo. Most of the men -- most of whom we have represented since July 2004 -- have been at the prison for more than five years. None has been charged with any offense, and all have been denied the protections of the Constitution and the Geneva Conventions. We are co-counsel in the Supreme Court for a group of Guantanamo prisoners, including eleven of our Yemeni clients, in the pending case *Boumediene v. Bush*, Nos. 06-1195 & 06-1196 (argued Dec. 5, 2007), in which the issue is whether the prisoners have rights and whether the Military Commissions Act of 2006 validly stripped the courts of jurisdiction over the prisoners' habeas corpus claims (including whether the Detainee Treatment Act of 2005 (DTA) is an adequate substitute for habeas). We have also been active in the Supreme Court on behalf of our Pakistani and Algerian clients, and we persuaded the D.C. Circuit to stay the transfer of our Algerian client to Algeria, where he would likely face torture or death. We brought the first DTA case in early 2006, and we are assisting prisoners' counsel in the pending Supreme Court case *Bismullah v. Gates*, No. 07-1054, in which the issue is the scope of the record on review in DTA cases. We were the first counsel to challenge the destruction of the CIA torture tapes in federal court. Among other things we previously filed amicus briefs and coordinated the amicus effort in *Hamdan v. Rumsfeld*, 126 S. Ct. 2479 (2006), in which the Supreme Court invalidated President Bush's military commissions and filed an amicus brief in the Supreme Court in support of review in *Moussaoui v. United States*, 382 F.3d 483 (4th Cir.), cert. denied, 544 U.S. 931 (2005), in which the issue was whether Moussaoui had the right under the Compulsory Process Clause of the Sixth Amendment to call witnesses in his favor.

Human Rights First - Pakistan. Charles Lister was one of two members of a delegation in December 2007 to investigate Pakistan's recent martial law and purging of the courts. He visited the

country, and interviewed lawyers, judges, and media representatives, and met with the US Ambassador and relevant ministers of the Pakistani government. A written report has been prepared.

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."

INTELLECTUAL PROPERTY

American University of Afghanistan Foundation. The firm provides advice to the AUA Foundation on trademark registration and non-profit governance matters.

C.M. We provide copyright and other advice to Mr. M., a D.C. resident who has shot video footage documenting gang life in the District.

California Lawyers for the Arts - M.E. The firm advised Mr. M.E. regarding alleged unauthorized use of client's copyrighted photographic images on a website.

Center on Ecotourism and Sustainable Development. (See p.62)

Child Welfare League of America. We assisted the League in securing and maintaining trademark registration for its name and core marks.

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.

Gail Rosen. The firm provided 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.

L.P. and L.F. The firm is acting as co-counsel for plaintiff quilt makers, part of the famous Gee's Bend quilting group, regarding claims related to sale, marketing, and reproductions of quilts.

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

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.

Privacy International. We have advised Privacy International, a London-based international 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 recently filed an amicus brief with the European Court of Justice in the case of *Marper v. United Kingdom*, challenging the legality of the UK government's policy of gathering and retaining indefinitely DNA samples on persons arrested of crimes committed in the UK, including minors.

Rugmark International, E.V. The firm has provided Rugmark, which works to end illegal child labor in the carpet industry and to offer educational opportunities to children in South Asia, with trademark advice for a number of years.

S.S. The firm has advised Mr. S.S. on assessing liability and regulatory risk in connection with a website he wishes to launch that assists communities in identifying environmental health hazards.

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 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.

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.

Arbitral Tribunal for the Dispute Over the Inter-Entity Boundary in the Brcko Area. The firm provided research and other support to Roberts Owen, a retired partner of the firm, in his role as presiding arbitrator of the Arbitral Tribunal for the Dispute Over the Inter-Entity Boundary in the Brcko Area of Bosnia and Herzegovina.

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.

Emory University/The Carter Center. Through Emory University we assisted The Carter Center with an analysis of the potential applicability of antiterrorism sanctions to contemplated mediation activities in the Middle East.

Estate of R.S. For several years the firm represented 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. In September of 2007 the Honorable John Bates of the U.S. District Court for the District of Columbia issued a final decision awarding the decedent's son a multi-million dollar verdict in a civil terrorism case. The Covington team built a case against the Republic of Iran, its Ministry of Information and Security, and Hamas for the murder by successfully navigating the numerous procedural and substantive challenges to bringing such a case - including establishing Iran's amenability to suit under an exception to the Foreign Sovereign Immunities Act; establishing Hamas' amenability to suit under the treble damages provision of the Anti-Terrorism Act as a juridical entity capable of being sued as a civil defendant; effectuating service of process on the defendants (which took over a year); establishing personal jurisdiction over the defendants; assembling proof of the many elements required to establish their legal liability for the death; and establishing the legal basis for an award of damages. Because the claims against both Iran and Hamas required a victim who was a U.S. national, our case proceeded on the creative and largely untested theory that the victim was her son (who is a U.S. citizen), and that he was entitled to sue and recover for the intentional infliction of emotional distress caused by his mother's murder. Although all of the defendants defaulted, Judge Bates nevertheless required us to try the case so that he could make the liability findings required under the FSIA. The trial team thus presented live and affidavit testimony from the decedent's children; two nationally-renowned experts on Middle East terrorism; an expert on post-traumatic stress disorder; and a variety of evidence necessary to authenticate a videotape of a wedding ceremony in Yemen in which a Hamas leader publicly took credit for the bombing. In addition, Covington was able to procure evidence of the guilty plea, in Israel, of one of the Hamas operatives who carried out the bombing. These efforts resulted in a judgment of \$5 million against Iran and MOIS, and \$15 million against Hamas.

FINCA International. FINCA International is a nonprofit organization that makes "micro-loans" (around \$500) to small groups of individuals (usually women) in villages in 21 underdeveloped

countries for the purpose of starting or expanding businesses. The firm has developed a plan and appropriate documents by which FINCA licenses specialized accounting software that it has acquired and improved to manage micro-loans, and provides advice in the following areas of law: international tax and finance, banking regulations, government contracts, insurance, employment and employee benefits.

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 Bahrain.

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.

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.

LEGISLATION

Angel McClary Raich. Covington is assisting Angel Raich in drafting legislation that would allow for therapeutic use of cannabis/marijuana in cases of terminal illness or medical necessity.

Campaign 4 Youth Justice. The firm worked extensively with The Campaign 4 Youth Justice on legislative changes to a reauthorization of the Juvenile Justice and Delinquency Prevention Act (JJDPa).

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.

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 Abstinence Education Association. The firm is working with the Association to promote federal funding of federal abstinence education programs and preserving current funding criteria.

Washington Lawyers Committee for Civil Rights and Urban Affairs. The firm is working with the DC Prisoners Project of the Washington Lawyers Committee drafting legislation for the DC City Council relating to credit for time spent on parole.

MILITARY/VETERANS AFFAIRS

C.J.W. The firm is providing assistance to Mr. W., a veteran, in a possible claim for service-connection disability compensation.

F.L. The firm is representing Ms. F.L., the widow of a WWII veteran, in her appeal of the denial by the Department of Veterans Affairs of her application for Dependency and Indemnity Compensation (DIC) benefits.

G.B. Last year, Covington concluded successfully our more than three-year representation of 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. 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 that 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 treatment to Mr. B. On November 20, 2006, after substantial discovery had been completed but with several additional important 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 Magistrate Judge on December 12, 2006, the parties reached a settlement. Under the terms of the agreement, the United States reiterated its admission of liability and paid \$210,000 to the family in a structured settlement. 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.

G.B. The firm is assisting Mr. G.B. in a possible claim for service-connected disability compensation.

G.H. The firm is representing Mr. G.H., in his efforts to obtain veterans benefits from the Department of Veterans Affairs.

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 application was denied for the reason that J.P. is not residing in the United States.

J.R. Mr. R. is an eighty-five year old World War II veteran who had submitted a claim to the Department of Veterans Affairs for service-connected disability compensation for injuries that he sustained during his active duty military service. The VA denied Mr. Rodriguez's claim, and Covington took that denial to the U.S. Court of Appeals for Veterans Claims (CAVC). After identifying a defect in the VA's processing of the claim, we were able to negotiate with the opposing counsel for a joint remand of the case. The court granted the parties motion for a joint remand, vacating the earlier denial of Mr. R.'s claim. The Board's rules provide that a remand has the effect of reopening the entire claim record. We continue to represent Mr. R. before the Board of Veterans' Appeals.

Marilyn Walker. The firm is representing Marilyn Walker, a widow of a WWII veteran appealing the DVA's denial of her application for Dependency and Indemnity Compensation (DIC) 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 Veterans' 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. On May 30, 2007, the Board once again denied the veteran's claim that he was entitled to an evaluation of at least 40% for the period from December 21, 1957, to January 27, 1994. The case was appealed for the fourth time to the U.S. Court of Appeals for Veterans Claims. A brief in support of the appeal was filed on December 4, 2007.

Paralyzed Veterans of America. In 2006, 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 Affairs. The article was published in the Outlook Section of The Washington Post. Publication of the Article was the first major step in persuading Congress to repeal the statute. The article caught the attention of Senator Larry Craig (R. Idaho), who introduced S. 2694, co-sponsored by Senator Lindsey Graham (R. SC). The article also caught the attention 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 allowing a veteran to hire a lawyer after a denial by the Regional Office, and the filing of a notice of disagreement of the denial with the Board of Veterans' Appeals. The Secretary of Veterans Affairs is preparing regulations to implement the legislation.

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 Veterans' 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. Briefs were filed by both parties. The appeal was argued on October 4, 2007. The appeal was summarily rejected, once again leaving a veteran without an opinion.

NONPROFIT ORGANIZATIONS

Africa Conservation Fund, Inc. The Africa Conservation Fund raises resources and awareness for community-based collaborative efforts that preserve biodiversity and culture in East Africa. The firm advises the non-profit organization about corporate structuring, tax, and insurance-related matters.

African Medical and Research Foundation (AMREF-UK). The firm provides advice to AMREF-UK with respect to confidentiality arrangements, real estate, and employment matters.

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

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.

American University of Afghanistan. The American University of Afghanistan has requested assistance on non-profit governance and accreditation issues. The firm hopes to also work on the preparation of curricula for instructing newly elected representatives in parliamentary procedure and developing culturally appropriate instructional materials for the newly-established law school.

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

ArtCorps, Inc.. We represent this program, which recruits and sends artists to underdeveloped countries, primarily in Latin America, to work with NGOs and communicate with local residents through art-related activities about various social, health and environmental issues. We have drafted contracts for ArtCorps to use with volunteer artists and participating NGOs. We have also advised ArtCorps on its rights vis-à-vis artwork created in connection with the program. Most recently, we have provided advice relating to a domain name dispute and assisted it in securing and maintaining a trademark registration for its name and mark.

BioVentures for Global Health. The firm provides legal advice to BioVentures on a number of initiatives.

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.

Campaign 4 Youth Justice. The firm provided the Campaign 4 Youth Justice with advice regarding its employee handbook.

Catholic Relief Services. We provide general government contracting advice for Catholic Relief Services. In addition we have assisted the organization in its continuing efforts to restructure its corporate governance practices and in its negotiations with potential board members regarding the scope of the indemnification rights granted to board members under the organization's governing documents.

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.

Center on Ecotourism and Sustainable Development. The firm provides advice regarding bylaws and other formation issues as well as copyright advice and advice regarding a dispute with The International Ecotourism Society. CESD is a D.C. and Stanford-based nonprofit that monitors, evaluates and helps improve sustainable tourism practices and principles.

Children's Defense Fund. We represent the Children's Defense Fund on a variety of general commercial matters. Recent projects have involved primarily IP (especially trademark) but the firm has also handled 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.

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

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 dispute with an administrative assistant.

Coalition on Human Needs. The firm is providing CHN with legal advice and assistance with respect to the organization's tax-exempt status under the Internal Revenue Code.

Colon Cancer Alliance. Covington reviewed the Alliance's bylaws.

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.

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 to offset the appearance-related changes that they may experience from their cancer treatment and cosmetologists who provide services to those patients. The firm provides general copyright 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 bylaws, 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. Legislation enacted in 2007 provided authorization for such funding.

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, document retention policies, and litigation protecting the confidentiality of client records.

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.

e-Buddies. The firm has provided advice regarding privacy issues to this Best Buddies International program, which is dedicated to enhancing the lives of people with intellectual disabilities by providing opportunities for one-to-one e-mail friendships.

Ecumenical Council of the Church of the Savior. The firm provides the Council and Dayspring with advice regarding the potential tax implications of using land owned by the Council and managed by Dayspring for a variety of farming activities.

Ensemble Studio Theatre. We represent this nonprofit New York City - based theater organization in connection with the theft of funds by its former Executive Director.

Episcopal Diocese of Virginia. Covington is providing advice to the Episcopal Diocese of Virginia in litigation concerning the ownership of church property.

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.

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 seeks to raise public awareness of the economic and environmental impact of national immigration policies. We advise FAIR concerning compliance with applicable tax and political regulation and occasionally assist in the interpretation of federal, state, and local laws that may bear on immigration law enforcement.

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. Erika Lietzan is the general counsel.

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

Friends of Greeley Theatre, Inc. The firm is providing incorporation and organizational advice to the Friends of Greeley Theatre, Inc. and is processing an application for Section 501(c)(3) tax-exempt status.

Friends of Mitchell Park, Inc. The Friends of Mitchell Park, Inc., a DC non-profit corporation, maintains and supports Mitchell Park, located in the Kalorama area, as part of the District of Columbia's adopt-a-park program. The firm is providing advice to the Friends in connection with contract and general corporate matters.

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.

Friends of the National Law School of India University. The firm is providing general advice with respect to the formation of the Friends of the National Law School of India University, a not-for-profit corporation in the District of Columbia.

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 and advised them with respect to their efforts to monitor events in Darfur.

Girls, Inc. - We provide this organization with ongoing advice of a general nature, which this year included advice on legislation and corporate matters. The firm assisted Girls, Inc. in securing federally appropriated funds for its national program. 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.

Global Rights. We advised Global Rights concerning its proposed employee grievance procedures and its sexual harassment policy.

Gumball Capital. The firm represented Gumball Capital, a microfinance organization, with respect to formation issues and securing its tax exempt status.

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.

Harper for Kids. Covington is providing advice to Harper for Kids, a non-profit providing after-school arts and sports programs for children, with respect to formation issues.

Homeless Prenatal Program, Inc. We provide general corporate advice to this organization. During the past year, we provided assistance with a corporate restructuring, negotiating the terms of a

security interest in connection with a grant from the city of San Francisco, assisted with the transfer of property and related insurance and finance issues, and assisted with a title problem.

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 Independent Women's Forum is a tax-exempt non-partisan organization that seeks to advance economic liberty, personal responsibility, and political freedom. Covington has assisted this group with various legal matters, including a lease agreement and developing formal employment policies.

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

Institute for Community Environmental Risk Assessment. The firm is representing this new nonprofit with incorporation and 501(c)(3) advice. The organization is working to develop an internet based program that will empower ordinary citizens to assess local environmental health risks and take appropriate action toward improving their environment.

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 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 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 provide ongoing assistance to the IPC's Anti-Doping Committee in connection with arbitrations and hearings involving alleged violations of the IPC Anti-Doping Code and related matters.

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 commercial contract matters, employment and insurance issues and executive director transition issues.

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, election and political law compliance, 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 Foundation supports the U.S. Marine Corps Reserve in its annual drive to collect Christmas toys for underprivileged children. The firm provides advice 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.

Medical Care for Children Partnership. The firm provides MCCC with legal advice and assistance with respect to general corporate and corporate governance matters.

Memoria y Tolerancia A.C. Covington is advising on the establishment of a 501(c)(3) entity that will be a "Friends of" organization, a U.S. not-for-profit tax exempt entity. The "Friends of" organization will engage in educational work encouraging diversity and tolerance.

Metropolitan Washington Chapter of the Arthritis Foundation. Covington is advising this chapter of the Arthritis Foundation on corporate governance issues relating to its status as a chapter of the national Foundation and related bylaws and other issues.

Michael Hong Dang. The firm is advising Michael Hong Dang in connection with the incorporation of a California nonprofit public benefit corporation and application for 501(c)(3) status. The organization will finance and implement small-scale hydro powered LED lighting in rural villages in Vietnam.

Mount Vernon At Home. This member organization provides services to seniors in the Mount Vernon, Virginia area to help them stay in their home as they age. The firm helped this organization obtain recognition of tax-exempt status.

National Campaign to Prevent Teen Pregnancy. This non-partisan, nonprofit corporation addresses the problem of teen and unplanned 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 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.

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 or forming a partnership with an organization that already has 501(c)(3) 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.

Nicholas Naquan Heyward, Jr. Foundation. The Nicholas Naquan Heyward, Jr. Foundation was created in memory of a young man whose life was ended by a police officer who mistook his toy gun for a weapon. The Foundation seeks to run programs in the areas of youth development, youth crime prevention, and stopping police brutality by promoting better relationships between community youth and police. The firm helped obtain tax-exempt status for the Foundation.

Northwest Neighbors Village. Northwest Neighbors Village provides services to seniors in the Chevy Chase neighborhood of Washington DC to help them stay in their homes as they age. The firm is assisting this organization with incorporating and obtaining recognition of tax-exempt status.

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. The goal of the Office of International Diplomacy 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. The firm assisted this organization with obtaining recognition of tax-exempt status.

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.

Planned Parenthood of Metropolitan Washington. We provide PPMW with ongoing advice of a general nature, which includes work on corporate matters, responses to requests for patients' records, employment matters, review of contracts, intellectual property matters, and legislative matters. In addition, we defended this organization and one of its employees in a civil litigation matter alleging battery. That matter went to trial in early 2007 and resulted in a judgment for both Planned Parenthood and the employee.

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.

Raymond Locke Foundation. The firm drafted corporate documents and successfully filed 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 firm currently files the foundation's tax returns and monitors compliance with its 501(c)(3) status. The foundation runs an after school field hockey clinic for underprivileged girls in Montgomery County, and provides scholarships to eligible applicants for field hockey programs.

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, commercial, 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. In 2007 we advised SWN on its funding of the building and operation of drinking water centers in Ghana by WaterHealth International, a company with a successful track record of water purification operations in India. We also advised SWN on general corporate governance issues.

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

Shinda Tanzania! The firm helped this group, which seeks to support community projects that are education-related in Arusha, Tanzania, with incorporation and filing of its application for 501(c)(3) status.

Sibelius Society, Ltd. The Sibelius Society is a nonprofit organization dedicated to the furtherance of Finish music and culture in the United States. We provide corporate and tax advice to the Society regarding its governance structure and operations.

Sister Cities International. We provide general corporate advice for this nonprofit corporation which promotes good will and international understanding by developing and servicing sister city relationships between local communities in the United States and communities around the world. We assisted with revising the organization's bylaws and generally advise on governance, contractual and real estate issues. In 2007 we also reviewed its employee handbook and employment contracts.

Society of Women Geographers. We are assisting this non-profit membership organization, founded in 1937, with a project to modernize their constitution and bylaws.

SolarAid. The firm provides advice to SolarAid on an ongoing basis on various matters including preparing project agreements and trademark advice as and when required.

SpeakersBank. The firm has provided SpeakersBank, a UK charity that provides public speaker training in the public and education sectors, advice on employment matters, employment and commercial contracts, and corporate governance in the light of its charitable status, and advice on its constitution.

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 bylaws, intellectual property issues arising out of its fundraising activities, terms of a faculty mortgage assistance program, and miscellaneous liability and insurance matters. John Buchanan served as President of the Parents' Club and member of the St. Albans School Governing Board through June 2007, and continues to serve on a task force addressing tuition costs and related financial issues.

Sue Rock Originals Everyone. SROE is a group of volunteers who knit and crochet clothing and accessories for women and children who are survivors of domestic violence living in transitional housing. We are assisting SROE with incorporating as a non-profit corporation, drafting its bylaws, and preparing its application for federal tax exemption.

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.

Takoma Park Farmers Market, Inc. The firm is assisting the Market with respect to its conversion to nonprofit status and related organizational matters.

Tale of the Tape Foundation. The firm is providing advice related to the filing of Internal Revenue Service Form 8734 in connection with maintaining Tale of the Tape Foundation's status as a 501(c)(3) following the end of its advance ruling period.

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

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 advice on corporate and other matters to this non-profit adoption agency. We also provided advice on a potential litigation matter. Bob Long is President of the Board of Trustees.

The Epilepsy Institute. The firm has been advising The Epilepsy Institute, which is an affiliate of the Epilepsy Foundation of America, on the proposed Patient Protection Act and on ADA matters.

The Lexington Research Institute, Limited. The Lexington Research Institute is a 501(c)(3) educational organization that publishes social commentary on its proprietary website. We regularly

advise the institute on compliance with applicable tax and political regulations, corporate governance, and intellectual property matters.

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 an educational organization founded in 1783 by Gen. George Washington, Alexander Hamilton, Henry Knox and other senior Continental Army officers, with fourteen constituent societies, including La Societe des Cincinnati de France. The Society operates Anderson House in Washington, D.C. as a museum and library dedicated to perpetuating public understanding and appreciation of the sacrifices and principles for which the Revolutionary War was fought. We assist the Society from time to time on a wide variety of legal matters. Brice Clagett has served as the Society's Solicitor General for many years; George Chester has served as one of the Society's Counselors. Recently, they have switched roles.

The U.S. Association for International Migration. The firm is assisting U.S. AIM in connection with general corporate and tax matters on an ongoing basis.

The Youth Development Project. The firm is working to help this organization, which has charitable activities in India, with incorporation and tax advice.

Violence Policy Center. We represented the Violence Policy Center in its appeal of a levy of fines and penalties for allegedly late D.C. income tax withholding payments. Shortly before trial, Covington negotiated a settlement on terms favorable to the Center.

Washington Area Mid-East Dance Association. The 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. Over the past year, we have performed significant legal work for this long-standing client, including advice relating to employment issues, corporate law and governance, and regulatory compliance, and representation in litigation matters and their appeals arising from the Society's administration of the 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 most recently has included advice on tax questions.

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

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

POLICE MISCONDUCT

H.L. In this court appointed matter, the firm represented Mr. H.L., an inmate in Federal Prison, in a suit against the District of Columbia Police and individual officers for denial of medical treatment and police brutality.

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

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 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 appealed some of the damages awards secured by Covington attorneys. During 2007, Covington continued to represent those claimants through the appeals process, and successfully defended two damages awards.

TRANSACTIONAL

Archdiocesan Legal Network - J.Q. The firm is advising a formerly homeless professional in resolving personal income tax issues with the IRS and the DC Department of Tax and Revenue.

Bread for the City - April House Tenants Association. April House Tenants Association ("April House") was formed by a group of long-term low and moderate income tenants in 2006 when their landlord received an offer to buy their apartment complex. With help from Covington and Bread for the City, April House sought to exercise its right of first refusal under D.C.'s Rental Housing Conversion and Sale Act (the "Act"), which grants a registered tenant organization the opportunity to purchase the building in which its members reside before it may be sold to a third party. However, some of the tenants in the apartment complex had allegedly assigned their "tenant rights" to a development company, which attempted to use the assignments to form a rival tenant group. After the District of Columbia recognized April House as the paramount tenant organization, the rival entity sued April House, the District of Columbia, and the owner seeking a declaration that it had acquired the right of first refusal under the Act. Covington filed a motion to dismiss for lack of standing, arguing that the statutory provision under which the rival group purported to bring suit only grants a private right of action to a "tenant organization" that has been registered as such by the District of Columbia. After an oral argument on the motion to dismiss and a supplementary round of briefing, the Court agreed that the rival entity had no standing and dismissed its complaint. The rival entity has since appealed that decision to the D.C. Court of Appeals. Covington and Bread for the City are continuing to work on the acquisition, financing and hopefully the development of the property for April House.

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.

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 over 16 "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. Jeff also serves on the Board of Directors.

Georgetown Children's House Endowment. The firm provides advice in various tax, corporate, and other matters. Most recently it has been supporting GCH's DC Play Blocks campaign to raise funds for early childhood education by negotiating, drafting, and/or reviewing the contracts necessary for the manufacture, design, display, promotion, and auction of the blocks.

Inspire Communications, Inc. The firm provided legal advice on behalf of Inspire regarding a License Agreement, its Articles of Incorporation, bylaws and grant funding opportunities.

K.H. The firm provided advice to Ms. K.H. regarding a lease.

Lawyers Alliance of New York - The Cloud Institute for Sustainability Education. Covington reviewed and revised (1) a confidentiality agreement for the organization's board and staff members and (2) a conflict of interest policy and related disclosure agreement for the organization's board members.

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.

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

LifeSTARTS Youth & Family Services. We are advising LifeSTARTS Youth & Family Services(formerly the East Capitol Center for Change) 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.

M.B. The firm prepared 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.

Numbers USA. Numbers USA is a 501(c)(4) social welfare organization to which the firm provides occasional advice on applicable tax, labor, and political regulations.

Public Interest Law Institute. The firm drafted a consulting agreement between PILI and China Law Development Consultants, a Chinese consulting company. PILI was awarded a U.S. State Department grant to promote public interest advocacy in China and sought the help of China Law Development Consultants with day-to-day implementation of the project.

Rape Abuse & Incest National Network (RAINN). The firm reviewed a contract with Columbia University for RAINN.

University of the District of Columbia. This representation related to review and redrafting of the contracts that UDC sought to enter into with The Maret School, The Edmund Burke School and DC Stoddert Soccer League to reconstruct and use UDC's athletic field.

Washington DC Police Foundation. The firm is providing assistance with a contract relating to community education about the Consolidated Forensic Laboratory.

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.

Y.O. The firm drafted a power of attorney for Ms. O.

MISCELLANEOUS REPRESENTATIONS

Abigail Thernstrom & Stephan Thernstrom. The firm represented two academics, in preparing an amicus brief filed in the U.S. Supreme Court in *Riley v. Kennedy*, No.07-77, a case under Section 5 of the Voting Rights Act. The issue was whether two state supreme court decisions interpreting precleared voting laws required preclearance under section 5 of the Voting Rights Act.

Abner J. Mikva. The firm prepared an amicus brief in the D.C. Circuit on behalf of former Judge Abner Mikva in *United States v. Rayburn House Office Bldg*, which involved the search of Congressman William Jefferson's office. The firm proposed procedures for handling such matters in the future that the court adopted.

Association of Corporate Counsel Europe. GCCE (Global Corporate Counsel Europe) is a nonprofit organization representing the interests of in-house counsel in Europe. It is the European chapter of the GCCA (Global Corporate Counsel Association). We represent the GCCE as intervener in two cases before the Court of First Instance European Communities (CFI) that concern the question of legal privilege for documents prepared by in-house counsel and the procedure to be applied by the Commission in case privilege is claimed in the course of a competition investigation. We now continue to represent it in an appeal case before the European Court of Justice in the same matter.

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.

Cobblestone Governance Inc. The firm is representing Cobblestone as a member of the Official Committee of Unsecured Creditors in the Chapter 11 bankruptcy of Koger Management Group.

DC Employment Justice Center - M.S. The firm represented Mr. S before the DC Department of Employment Services challenging the denial of workers compensation after an injury. We reached a favorable settlement with Mr. S.'s employer.

District of Columbia - Office of the Attorney General. The firm was asked to research the District's and several other jurisdictions statutes, regulations and enforcement practices for dealing with nuisance properties with the intention of making recommendations for changes either in the District's laws or practices to improve the District's enforcement with respect to nuisance properties in the District.

District of Columbia v. Heller. The firm prepared and filed with the Supreme Court an amicus brief on behalf of a number of former officials of the Department of Justice arguing that the District's gun laws do not violate the Second Amendment.

E.M. The firm represented Ms. M., a lawyer, in connection with criminal contempt proceedings instituted against her former boss, also a lawyer. Ms. M. was prepared to act as a witness in the proceedings, but the defendant pleaded guilty shortly before trial. The firm also advised Ms. M., who is a Canadian national, on immigration issues.

Episcopal Senior Ministries. We have revised the client's employment manual.

G.J., Jr. The firm is administering the Estate of Mr. G.J., Jr.

Historical Society of Washington, D.C. The firm represented the Historical Society with respect to a complaint filed against it in Superior Court for alleged breach of a contract. The case settled and was dismissed with prejudice.

International Association of Woman Judges - Estate of Diana Iliesh Ngbokoto. We provided ongoing advice to 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. 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.

J.A. The firm represented Mr. J.A. in an appeal in the Federal Circuit, defending a favorable decision of the Merit Systems Protection Board.

K.B. and N.L. Covington represented K.B. and N.L. in a peace order hearing in the District Court of Maryland for Montgomery County seeking a permanent peace order against a parishioner of the church where they worked. The firm also represented the church in a church disciplinary hearing relating to the matter

K.W. The firm is representing Ms. K.W. in seeking to push along the investigation of her husband's murder.

Mississippi Center for Justice. The firm prepared a memorandum discussing potential liability issues related to student volunteers and coordinators and law school professors who planned to work in the hurricane-affected Gulf Coast region over semester break.

Mississippi Center for Justice - B.W. The firm is pursuing a Katrina-related insurance coverage claim against State Farm.

Mississippi Center for Justice - H.G. The firm is helping H.G. pursue insurance claims relating to damage to G.'s home resulting from Hurricane Katrina.

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

Mississippi Center for Justice - R.R. The firm is pursuing a Katrina-related insurance coverage claim against State Farm.

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.

New York City Bar Associations' Consumer Bankruptcy Project. Under the aegis of the New York City Bar Associations' Consumer Bankruptcy Project, attorneys from the firm assist the Project's individual clients in determining whether they are eligible to file voluntary petitions for relief under Chapter 7 of the Bankruptcy Code, provide advice regarding the bankruptcy process and possible alternatives thereto, and advise and assist those clients wishing to commence Chapter 7 cases regarding the procedures for filing Chapter 7 petitions and the preparation of the requisite documentation.

P.W. The firm represented Ms. W. at an appeal hearing for unemployment compensation benefits before the DC Office of Administrative Hearings.

Parker v. Bank of America. Charles Miller served as a court-appointed mediator in a case involving a dispute over the proceeds of a decedent's estate.

Partlo/Pringle v. USDA. This was a consolidated challenge to a federal rule brought by two organic farmers. Unfortunately, the farmers lost in district court and the D.C. Circuit recently affirmed.

Rebuilding Together, Inc. We assisted our client in the property management of valuable real estate in Maryland, and in negotiating a new lease agreement and other contracts relating to its relocation to new headquarters space.

Takoma Park Farmers Market, Inc. Covington has provided advice to the Market relating to the ability of undocumented immigrants to obtain bank loans.

U.S. Women's Chamber of Commerce. In 2000, Congress passed the Equity in Contracting Act, authorizing a women-owned small business procurement program. In 2005, Covington brought suit on behalf of the U.S. Women's Chamber of Commerce against the U.S. Small Business Administration for unreasonable delay in implementing the program. Denying the government's motion to dismiss for lack of standing, the U.S. District Court for the District of Columbia issued a strongly worded 38-page opinion, stating "that the [SBA had] invaded concrete and particularized procedural rights of the [Chamber's] members and [had] sabotaged, whether intentional[ly] or not, the implementation of a procurement program which would have, and will, likely benefit the businesses they represent." The Court retained jurisdiction to monitor the SBA's progress in implementing the program. On the eve of issuing a proposed final rule, the agency withdrew it, a pattern that it had repeated over the years. The Court, at our request, held a hearing in November 2007 to address the agency's reversal, and entered an order requiring an Office of Management and Budget official to appear at a status conference if the program was not finalized by January 2008. Since then, the agency has promulgated a proposed rule for comment, and the Court continues to monitor the agency's progress. Simultaneous to these efforts, the firm has counseled with respect to a Congressional hearing on SBA proposed regulations, and passage of legislation that would reaffirm the establishment, on an expedited basis, of a women's small business procurement program.

United Farm Workers Union and Farmworker Justice. The firm represented these two groups in trying to convince the U.S. Dept. of Labor to promptly and openly release certain information contained in applications filed by employers under the H2-A guest worker program.

Urban Justice Center. The firm is helping the Urban Justice Center to create a pro se handbook, including guides to filing papers, sample filings and a glossary, for distribution to pro se defendants in debt collection cases in New York City Civil Court.

W.M. and R.M. Covington is representing Mr. W.M. and Ms. R.M. as plaintiffs in an action in New York State Supreme Court for breach of contract, negligence, fraud and unjust enrichment against a construction contractor and other related defendant entities.

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. The firm is defending the Society against a class action lawsuit challenging the constitutionality of the District's animal cruelty laws.

Whitman-Walker Clinic - C.R. The firm represents Ms. C.R. in a matter relating to an overpayment from the Social Security Administration.

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.

World Trade Center. Soon after September 11, 2001, then-Mayor Rudolph Giuliani asked Aaron Marcu at Covington to take charge of providing the families of the 417 uniformed rescuers killed at the World Trade Center -- firefighters, police officers, paramedics and Port Authority personnel -- with pro bono legal services. Over the several years we provided a wide variety of services to our clients, including the administration of estates, the preparation of applications for the Victim Compensation Fund, dealing with creditors and financial issues, working with other organizations assisting the families, and providing services to domestic partners. By 2005 we had completed almost all of the work on all the individual matters, but we continue to aid the several of the families as additional questions have been raised.

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 2007 Leah Pogoriler, Eric Carlson and Kate Philpott 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 2007 attorneys Robin Perrin and Reenah Kim worked at CLC. They were accompanied by paralegals Latoya Brisbane and Caitlin Dahl.

Neighborhood Legal Services Program. 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 2007 were: Alusheyi Wheeler, Scott Gast, Carmen Christopher, Burth Lopez and former associate Evan Zullo. Former paralegals who assisted at NLSP were Will Conti, Monica Bushman and Anne Salomon. The secretary at NLSP was Maggie Andruski. The firm also funded two Covington & Burling Westwood Fellows. The Fellows are recent graduates of either D.C. law schools or the University of Maryland 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. 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 2007, 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, its large number of custody, adoption and other family law matters, and its continued relationship with Cardozo Senior High School.

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.

Family Night. In 2007, 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 2007, the firm provided three 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. The program is run by Hattie Blackshire and many staff and attorneys at the firm participate throughout the year giving talks on such things as budgeting and basic personal finance. 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 the University. 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 in memory of a 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 2007 the members of the Board were Mike Imbroscio, Alan Pemberton, Anne Proctor, Jeffrey Wu, Hattie Blackshire, Tom Bradshaw and Emily Williams.

D.C. Street Law Program. District of Columbia 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. Last year just prior to the actual competition we were able to film the students practicing and have a review session at the firm over lunch.

Introduction to Legal Reasoning. At the request of the Washington Lawyer's Committee for Civil Rights and Urban Affairs, a number of Covington attorneys volunteered to conduct this six-week

program, which introduces minority and other students to legal principles during the summer of 2007 prior to their first year in law school.

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. Fourteen employees were awarded scholarships in 2007.

PROFESSIONAL ASSOCIATION ACTIVITIES

ABA Commission on Sexual Orientation and Gender Identity. David Remes is a member of the Commission.

ABA Dispute Resolution Section. John Buchanan serves on the Section's Task Force on Improving Mediation Quality, which recently completed its report.

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 Insurance Coverage Litigation Committee. Georgia Kazakis is managing editor of Coverage, the magazine of the Committee.

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 a number of Section educational programs and is involved in other Section projects. Michael Fanelli is Vice Chair of the International Committee and Editorial Chair of the Second Edition of Competition Laws Outside the United States. Ted Voorhees is a Section Officer (Section Delegate). Stephen Calkins is a member of the Section's Council and Anita Stork, Carolyn Corwin, Fuad Rana and Stephen Rodger are members of the Section.

ABA Section of Business Law. Bruce Baird is a member of the Complex Crimes Committee. Michael Baxter is Vice Chair of the Business Bankruptcy Committee. Philipp Tamussino is a member of the Section.

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 Intellectual Property Law. Laurie Self is a member. Richard Rainey is a member of the IPL Section Council.

ABA Section of International Law. David Hull is Vice-Chair of the International Antitrust Law Committee. Eve Pogoriler is Vice Chair of the National Security Committee and Adam Smith is a member of the Section.

ABA Section of Litigation. Bruce Baird is a member of the Criminal 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. 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. Kimberly McNish was Co-Chair of the Young Lawyers Subcommittee of the Insurance Coverage Litigation Committee and is now a co-chair of the Young Lawyers Subcommittee, Woman Advocate Committee. Scott Schrader, Anita Stork and Jason Zoldz are members of the Section.

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." He was a speaker at the plenary session of the Section's fall 2007 meeting.

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 a member of the Section. Kendra Roberson is on the Employee Benefits Committee. Kevin Shortill is Chair of The Intellectual Property/Internet Committee of the Exempt Organizations Subcommittee. Dirk Suringa is Vice Chair of the Foreign Tax Credit Subcommittee, ABA Committee on Foreign Activities of US Taxpayers. Emin Toro is a member of the Government Relations Committee.

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.

ABA's Forum on Communications Law. Jennifer Johnson is serving as a Division Chair for the 2005-2008 term.

ABA's Standing Committee on Election Law. Rob Kelner is an appointed member.

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

American Academy of Arts and Sciences. Richard Meserve is a Fellow of the Academy and serves as a Councilor and a member of the Executive Committee and Trust.

American Antitrust Institute. Stephen Calkins is a Senior Fellow of the Institute.

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

American Bankruptcy Institute. Benjamin Hoch and Michael Hopkins are members.

American Bar Foundation. Stephen Calkins, Linda Goldstein, 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 of the Fellows and a Patron Life Fellow.

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 fellows.

American College of Trial Lawyers. A number of firm lawyers are Fellows of the College, including John Douglas, Jim McKay, Bob Owen, George Pappas, Bob Sayler and Lanny Breuer. George Pappas is Vice Chair of the Complex Litigation Committee.

American Dietetic Association. Sarah Roller is a member.

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

American Intellectual Property Law Association. Keith Teel is a member.

American Public Health Association. Sarah Roller is a member.

American Society for Law, Medicine & Ethics. Sarah Roller is a member and was Chair of the Food & Drug Law Journal Advisory Board.

American Society of International Law. Peter Trooboff is a member of the Panel on State Responsibility. Mr. Trooboff is a former President of the Society, is the delegate of the Society in the American Council of Learned Societies and is an Honorary Editor of the American Journal of International Law. Adam Smith is a member of the Society.

American Tort Reform Association. Keith Teel is Chair of the Agenda Committee.

Asian Law Caucus. Stephen Chien served on the Event Planning Committee for 2007 and has been asked to serve as Chair of the Law Firm Subcommittee for the Event Planning Committee for 2008.

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

Bar Association of San Francisco. Tammy Albarran is a member of the BASF Foundation Board. The Foundation is the charitable arm of The Bar Association of San Francisco. Its mission is to change lives by leveraging the legal aid resources of the community; supporting diversity in the legal profession; and providing educational support to Bay Area youth.

Bar Association of the District of Columbia. Blair Taylor is secretary of the Patent, Trademark and Copyright.

Biotechnology Industry Organization. William Zerhouni is a member of the Technology Transfer Committee.

British Insurance Law Association. Richard Mattick is a member.

Brussels Business Mediation Centre. Genevieve Michaux is a member of the Centre.

Brussels Pharma Law Group. David Van Passel is a member.

California State Bar. Anita Stork is on the Executive Committee of the Section on Antitrust and Unfair Competition Law.

Center for the Study of the Presidency. Richard Meserve is Chairman of the Study Group on Presidential Science and Technology Advisory Assets.

Centre for Effective Dispute Resolution (CEDR). Richard Mattick is a member.

Chartered Institute of Arbitrators. Jack Levin is a Fellow and serves as a member of the New York Chapter.

Cornell Legal Information Institute. During 2007, David Isbell, together with Michael Rosenthal (who will be in charge of the project hereafter) completed an 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.

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. Mitchell Dolin, Ted Garrett, Gregg Levy, Bob Fleishman, and Bob Sayler are members of one or another of CPR's distinguished panels of neutrals. Ed Rippey is a member of the CPR E-Discovery Committee. Jack Levin serves on the Arbitration Committee and moderated a panel on the use of arbitration at the CPR Annual Meeting in January 2008.

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 previously served as Chair of the Environment, Energy and Resources Section and Chair of the Counsel on Sections. Keir Gumbs is Co-Chair of the Corporate Finance Committee of the Corporation, Finance and Securities Law Section. Joan Kutcher is on the Healthcare Committee.

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.

Defense Research Institute. Michael Imbroscio is a member.

DRI. DRI is the national membership organization of lawyers involved in the defense of civil litigation. Ed Rippey is a member of the E-Discovery Committee.

Drug Information Association. Michael Labson is a member.

Eastern District Association. Alan Vinegrad is President 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 Appellate 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 a member of the Executive Committee, and Keith Norieka is a barrister.

Electronic Banking Law and Commerce Report. Mark Weiss is a member of the Editorial Board.

Energy Bar Association. William Massey is on the Board of Directors.

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.

European Committee of CPR: The International Institute for Conflict Prevention and Resolution. Richard Mattick is a member.

Federal Bar Association. Mark Weiss is a member of the Executive Council of the Federal Bar Association's Banking Law Committee and a past chairman of that Committee.

Federal Bar Council. Alan Vinegrad serves on the Board of Trustees and the Executive Committee and was Chair of the 2007 Annual Bench and Bar Conference. Alan was also the moderator and a panel member for the May 2007 CLE program on the Selection, Service and Removal of U.S. Attorneys. Linda Goldstein is a member of the Second Circuit and Public Service Committees and is Chair of the 2008 Fall Bench and Bar Conference. Adam Siegel is a member of the Second Circuit Committee and Paul Krieger is a member of the Council.

Federal Bar Council Inn of Court. Olivia Radin is a member.

Federal Circuit ad hoc Committee on Model Jury Instructions. Roderick McKelvie is Chair of the Committee.

Federal Circuit Bar Association's Veteran's Law Committee. Blair Taylor is Chair of the Committee.

Federal Judicial Center. George Pappas is a member of the District Judge Education Advisory Committee.

Fellows of the American Bar Foundation. Ellen Flannery is Chair 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. Miriam Guggenheim is a member of the Student Writing Competition Review Committee and a speaker/moderator for the Institute. Michael Labson and Sarah Roller are speakers for the Institute.

Food and Drug Law Journal. Sara Roller is a member of the Editorial Board of Advisors.

GAYLAW. Andrea Reister is a member.

Giles S. Rich Inn of Courts. Richard Rainey is co-treasurer. Blair Taylor, Jay Johnson and Alissa Lipton are members.

Gray's Inn. Victoria Hanley is a member.

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. He is currently assisting the State Department and the International Disputes Settlement Committee of the Association of the Bar of the City of New York with preparing responses to a Hague Conference questionnaire to government concerning the proposed foreign-law project.

Historical Society of the District of Columbia Circuit. Bob Long is a member of the Board of Directors of the Society.

Institute of Food Technologists. Sarah Roller is a member and a lecturer at the Institute.

Intellectual Property Owners Association. Laurie Self is Vice-Chair of the Counterfeiting and Piracy Committee. Will Zerhouni is a member of the Technology Transfer Committee.

International Bar Association. Philipp Tamussino is a member of the Corporate Law Section.

International Institute for Strategic Studies. Adam Smith is a member.

International Judicial Academy. Roderick McKelvie is a Board member.

International Nuclear Safety Group. Richard Meserve is Chairman of this group which is chartered by the International Atomic Energy Agency.

International Trademark Association. Laurie Self is on the China Anti-Counterfeiting Enforcement Subcommittee and Marie Lavalleye is a member.

Law Society of England and Wales. Richard Mattick is a member.

Licensing Executives Society. Laurie Self is a member of the Society.

London Court of International Arbitration. Allan Moore is a member.

Maryland Statewide Business/Technology Case Management Advisory Committee. George Pappas is a member.

Media Law Resource Center. Tim Jucovy is on the Employment Committee.

National Academies of Science and Engineering. Richard Meserve is a member of the National Academies and serves as Chair of the Academies' Nuclear and Radiation Studies Board and as a member of the Science, Technology and Law Panel. He serves as a member of the Academies' Committee on America's Energy Future, the Committee on Science and Technology in the National Interest: Ensuring the Best Presidential Appointments, and the Committee on Scientific Communications and National Security.

National Academies' Committee on Intellectual Property Rights in Genomic and Protein Related Inventions. Roderick McKelvie is co-chair of the Committee.

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 Criminal Defense Lawyers. Alan Vinegrad and Jacqueline Wolff are members.

National Association of Women Judges. Linda Morgan is a member of the Resource Board and has been particularly involved in fundraising and legislative activities.

National Commission on Energy Policy. Richard Meserve is a member of the Commission.

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

National Sanitary Foundation. Jay Friedman has participated in a number of Foundation projects.

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 completed its Report in January, 2008.

New York City and County Bar Associations. David Haller is a member of the Joint Committee on Legal Referral Services.

New York Council of Defense Lawyers. Jacqueline Wolff is a member of the Board of Directors.

Organic Center for Education and Promotion. Jay Friedman has participated in projects for the Center.

San Francisco Bay Area Intellectual Property American Inn of Court. Scott Schrader and Deanna Kwong are members.

Society of Corporate Secretaries and Governance Professionals. Andy Jack is a member.

Solicitors' European Group. Richard Mattick is a member.

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.

Supreme Court of the State of New York, Appellate Division. Jack Levin serves as a Special Master to mediate appeals.

Supreme Court, New York County, Commercial Division. Jack Levin serves on the Mediation Panel and has acted to mediate various disputes

The GAVI Fund/AMC Expert Committee. John Hurvitz serves on an Expert Committee to advise the Global Alliance for Vaccines and Immunization and the World Bank on the implementation of a \$1.5 billion Advance Market Commitment to accelerate the development and introduction of a vaccine targeting those strains of pneumococcal disease that are prevalent in the poorest countries.

The Insurance Coverage Law Bulletin. Seth Tucker is a member of the Board of Editors.

The Sedona Conference. Roderick McKelvie is an Advisory Board member.

The United States Bankruptcy Court for the Southern District of New York. Michael Hopkins is an approved mediator.

U.S. District Court for the District of Delaware. Roderick McKelvie and George Pappas are members of the Intellectual Property Advisory Committee. George Pappas is also a member of the Electronic Discovery Committee

U.S. District Court for the Western District of Pennsylvania. Roderick McKelvie is a member of the Intellectual Property Advisory Committee.

United States Court of Appeals for the Second Circuit. Philip Irwin is a Member of the Pro Bono Panel.

United States District Court for the District of Columbia. Alan Pemberton is a member of the Committee on Pro Se Litigation.

United States District Court for the Southern District of New York. Jack Levin serves on the Mediation Panel and has acted to mediate various disputes.

Women in Intellectual Property Association, DC Chapter. Jessica Parezo is the Co-founder.

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." George Pappas is a member of the Advisory Group on Intellectual Property

American Law Institute. Covington members of the ALI are: Bill Allen, Michael Baxter, John Buchanan, Stephen Calkins, Carolyn Corwin, TL Cabbage, Mitchell Dolin, Simon Frankel, Erika Lietzan, Bob Long, Jim McKay, Richard Merrill, George Pappas, Bill Paul, and Peter Trooboff. John Sapienza, 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. TL Cabbage serves on the Consultative Group for the Principles of Aggregate Litigation project, and George Pappas is a member of the Consultative Group, Intellectual Property: Principles Governing Jurisdiction, Choice of Law, and Judgments in Transnational Disputes

Boston University School of Law. Ellen Flannery is a member of the Dean's Advisory Board.

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.

Columbia University. Eric Holder is on the Board.

Columbus School of Law, Catholic University of America. Harris Weinstein is a Distinguished Lecturer.

Congressional Quarterly's Capitol Net. Jack Schenendorf is an instructor.

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."

European Competition and IP Law, University of Liège School of Law. David Hull is an Adjunct Professor.

Fordham Law School. Ruben Kraiem is an Adjunct Professor.

George Washington University. Eugene Lambert is an active Emeritus Member of the National Council on Arts and Sciences of GW's Columbian College. He was also named a Trustee Emeritus of the University's Board of Trustees, joining John Sapienza in that status.

George Washington University Law School. Michael Baxter and Richard Rainey are adjunct professors of law.

Georgetown University. Paul Tagliabue is on the Board of Directors.

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 for many years; Bob Long co-teaches a seminar on the Office of the Solicitor General. David Isbell and Michael Rosenthal suspended teaching their course in Professional Responsibility in order to devote more time to updating the Summary of the District of Columbia Law of Lawyering (described herein under Cornell Legal Institute). John Hurvitz and Dick Kingham have taught a course in food and drug law since 2004. Jarrett Williams is a Guest Lecturer on environmental insurance coverage.

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

Harvard College Schools Committee. Ed Rippey is a member of the Committee.

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.

Harvard University. Richard Meserve is a member of the Harvard Board of Overseers.

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

International Insolvency Institute. Michael Baxter is a member.

International Law Institute. Stuart Irvin is a Lecturer.

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. Paul Berman is a member of the Committee on Intellectual Property. Richard Meserve serves as a member of the Visiting Committee to the Department of Nuclear Science and Engineering.

National Law School of India University in Bangalore. Stuart Irvin is a Visiting Professor (International Licensing Transactions).

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 is an adjunct professor of trial advocacy.

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

Northwestern University, Transportation Center. Linda Morgan is a member of the Business Advisory Council. She is particularly engaged in the formulation of educational programs dealing with transportation policy issues, and with the mentoring of graduate students interested in the field of transportation.

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

Princeton University. Richard Meserve serves as a Member of the Advisory Council of the Princeton Plasma Physics Laboratory.

Rhodes University, South Africa. Michael Stone was a UK Trustee.

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

State University of New York (SUNY). Paul Tagliabue is the Chair of the Graduate Institute of International Relations and Commerce.

Tulane Law School. Jean Veta is on the Dean's Advisory Board and the Board of Advisory Editors to the Law Review.

University of Detroit Mercy School of Law. Allan Moore is on the Dean's Advisory Board.

University of Maryland School of Law. Roderick McKelvie and George Pappas are members of the Intellectual Property Advisory Committee and George Pappas is a member of the Board of Visitors.

University of San Francisco School of Law. Simon Frankel is an Adjunct Professor and has taught a course on Art Law since 1999.

University of Virginia Law School Alumni Council. Assist the University of Virginia School of Law with activities in Washington, DC and with various alumni efforts.

University of Virginia School of Law. Bob Sayler 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. Keith Noreika is a member of the Adjunct Faculty.

University of Virginia School of Law - Antitrust Practice Seminar. The firm conducted its long-standing 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, James Dean, Jonathon Gimblett, and Derek Ludwin. Covington alums Tom Barnett and David Meyer, now at the Department of Justice, also participated as they did when they were at the firm.

Washington College of Law of American University. Eugene Lambert is an Adjunct Professor who periodically substitutes or joins with Lewis Grossman in teaching food and drug law.

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

OTHER ORGANIZATIONAL AND PUBLIC INTEREST ACTIVITIES

African Leadership Institute. Michael Stone is a Director and Trustee.

American Academy of Arts and Sciences. Richard Meserve is a member of the Council, Executive Committee and Trust of the Academy.

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

American Jewish Committee. Mark Weiss is a member for the Board of Governors.

Archdiocesan Legal Network. Anne Proctor is on the Advisory Council.

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

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.

Carnegie Institution of Washington. Richard Meserve is President of the Institution.

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 Vice President.

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, and currently serves as Chair 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 and Scott is a member of the audit committee.

Community Tax Aid, Inc. Jeffrey White is on the Board of Directors.

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

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

D.C. Road Show. Michael Baxter is the coordinator of the D.C. Road Shows. The Road Show was founded about 50 years 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 firm practice in the District. An annual reception is held each summer.

Delta Deuteron Educational Foundation. David Jolley is a trustee of the Foundation.

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.

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

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.

Foundation for Nuclear Studies. Richard Meserve serves as a member of the board of directors of this non-profit organization that seeks to advance public understanding of nuclear issues.

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.

Golden Gate Business Association. Stephen Chien is a director and Secretary of the non-profit LGBT chamber of commerce in San Francisco.

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.

Habitat for Humanity of Marion County, Florida. Elizabeth Letchworth is Chairman of the Board.

Historical Society of Washington, D.C. Thor Halvorson is a Trustee and General Counsel of the Society.

Holiday Gift Programs. The SF office participated in the Bar Association of San Francisco's Head Start Holiday Gift program and sponsored several dozen children. The Washington office collected almost 200 gifts for children from several agencies. In addition, the Washington office staff and attorneys contributed several hundred holiday dinners through a program with Bread for the City and provided clothing through Gifts for the Homeless.

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 OneWorld Health. James Snipes is the Corporate Secretary of the Institute.

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

Jewish Community Relations Council of Greater Washington. Harris Weinstein is on the Board of Directors.

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 Life Sciences. Peter Hutt serves on the editorial board.

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

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

Leadership Enterprise for a Diverse America (LEDA). Christian Neira is a Trustee of this non-profit educational organization dedicated to increasing the number of students of low-income backgrounds at the nation's selective colleges and universities.

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

Local Initiatives Support Corporation. Paul Tagliabue is on the Board.

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

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

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).

National Bankruptcy Conference. Michael Baxter is a conferee of the National Bankruptcy Conference.

Natural Resources Defense Council. Ruben Kraiem is a member of the Board of Trustees of NRDC and Philipp Tamussino is a member of the New York Council.

Neighborhood Legal Services Program. 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.

NFL Charities. Paul Tagliabue is on the Board.

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 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 area. In April, 2007 Covington sponsored a house in Northeast Washington, D.C. John Ebert coordinated our team. Approximately fifteen C&B employees worked on the project. Edward West is General Counsel and Corporate Secretary of the organization and is on its Board of Directors.

Sara Evans Kestenbaum Foundation. Elliot Schulder is a Trustee.

Save the Children. Eric Holder is on the Board.

Sickle Cell Disease Association of America. Linda Morgan is on the Board and is particularly involved with fundraising and legislative activities.

Sigma Kappa Foundation. The Sigma Kappa Foundation is a 501(c)(3) charitable organization that provides educational programming and scholarships for members of Sigma Kappa Sorority, and engages in philanthropic endeavors supporting Alzheimer's Disease research. Ann O'Connell is a member of the Board of Directors.

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

Textile Museum. Rod DeArment is Treasurer of the Museum and is also a Trustee. Rod serves on the Executive Committee, the Legal Committee and Director Review Committee. Rod chaired the Search Committee that in 2005 recruited the current Museum Director. Edwin Zimmerman is a past President of the Board.

The Barker Foundation. Bob Long is President of the Board of Trustees.

The Gillen Brewer School. Paul Tagliabue is on the Board of Trustees.

The National World War II Museum. Paul Tagliabue is on the Board of Trustees.

The Riverside Church in the City of New York. Michael Winger is on the Senior Minister Search Committee and the Bylaws 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. As Chairman of the Board of Directors of the U.S. Chapter of Transparency International, Alan Larsen provides public policy advice and guidance on the entire range of the Chapter's activities. He reviews and comments on major initiatives, guides the activities of the Board of Directors and represents the Chapter's views with the public, the U.S. Government and with international organizations.

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

Universities Research Association, Inc. Richard Meserve is a member of the Board of Directors.

Washington Lawyers' Committee for Civil Rights and Urban Affairs. Tom Williamson is on the Board of Directors. Tony Herman, Peter Hutt, Bing Leverich and Ted Voorhees are on the Board of Trustees.

Washington Legal Clinic for the Homeless. Tony Herman is a member of the Board of Directors.

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

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