



U.S. Department of Justice

Washington, D.C. 20530

MAR 12 2020

Emory A. Rounds, III  
Director  
Office of Government Ethics  
Suite 500  
1201 New York Avenue, NW  
Washington, DC 20005-3919

Dear Mr. Rounds:

In accordance with the provisions of Title I of the Ethics in Government Act of 1978 as amended, I am forwarding the financial disclosure report of Mr. Thomas L. Foster. President Trump has nominated Mr. Foster to serve as the United States Marshal for the Western District of Virginia. We have conducted a thorough review of the nominee's report and have counseled him on the government ethics rules.

As required by 18 U.S.C. § 208(a), Mr. Foster will not participate personally and substantially in any particular matter in which he knows that he has a financial interest directly and predictably affected by the matter, or in which he knows that a person whose interests are imputed to him has a financial interest directly and predictably affected by the matter, unless he first obtains a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualifies for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). He understands that the interests of the following persons are imputed to him: his spouse; minor children; any general partner of a partnership in which he is a limited or general partner; any organization in which he serves as officer, director, trustee, general partner or employee; and any person or organization with which he is negotiating or has an arrangement concerning prospective employment.

Upon confirmation, Mr. Foster will resign from his position as Chief of Police with the Vinton Police Department. For a period of one year after his resignation, Mr. Foster will have a "covered relationship" with the Vinton Police Department pursuant to 5 C.F.R. § 2635.502. He has been advised that his participation in particular matters involving specific parties in which the Vinton Police Department is a party or represents a party will be authorized pursuant to 5 C.F.R. § 2635.502(d).

In June 2019, Mr. Foster resigned from his position with the Virginia Western Community College. For a period of one year after his resignation, Mr. Foster will not participate personally and substantially in any particular matter involving specific parties in which he knows that Virginia Western Community College is a party or represents a party, unless he is first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

In December 2019, Mr. Foster resigned from his position with the Blue Ridge Association of Chiefs of Police. For a period of one year after his resignation from this entity, he will not participate personally and substantially in any particular matter involving specific parties in which he knows that entity is a party or represents a party, unless he is first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

Mr. Foster's spouse is employed by Roanoke County Schools, in a position for which she receives a fixed annual salary. For as long as Mr. Foster's spouse continues to work for Roanoke County Schools, he will not participate personally and substantially in any particular matter involving specific parties in which he knows Roanoke County Schools is a party or represents a party, unless he is first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d).

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

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

Mr. Foster will meet live with United States Marshals Service ethics officials in connection with his appointment to the position of United States Marshal for the Western District of Virginia during the timeframe established by 5 C.F.R. § 2638.305(b) in order to complete the initial ethics briefing required under 5 C.F.R. § 2638.305. Within 90 days of his confirmation, he will document his compliance with this ethics agreement by notifying United States Marshals Service ethics officials in writing when he has completed the steps described in this ethics agreement.

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Lee J. Lofthus", written in a cursive style.

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

### NOMINEE STATEMENT

I have read the Ethics Agreement signed by Lee J. Lofthus, Assistant Attorney General for Administration and Designated Agency Ethics Official on March 12, 2020, and I agree to comply with the conflict of interest statute and regulations, and to follow the procedures set forth in the agreement. In addition, I understand that as an appointee I will be required to sign the Ethics Pledge (Exec. Order No. 13770) and that I will be bound by the requirements and restrictions therein in addition to the commitments I have made in this ethics agreement.



Thomas L. Foster

March 12, 2020  
Date