



Washington, D.C. 20530

DEC 22 2005

Robert I. Cusick
Director
Office of Government Ethics
Suite 500
1201 New York Avenue, NW
Washington, DC 20005-3919

Dear Mr. Cusick:

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 Donald O'Keefe. President Obama has announced his intent to nominate Mr. O'Keefe to serve as United States Marshal for the Northern District of California. 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. O'Keefe will not participate personally and substantially in any particular matter that would have a direct and predictable effect on his own financial interests or those of any other persons whose interests are imputed to him, 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). Mr. O'Keefe 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. O'Keefe will resign from his positions with the following entities: the Half Moon Bay Police Department and the Half Moon Bay Police Activities League. For a period of one year after his resignation from each of these entities, he will not participate personally and substantially in any particular matter involving specific parties in which 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. O'Keefe's spouse is an employee of the California Department of Justice. Mr. O'Keefe will not participate personally and substantially in any particular matter involving specific parties in which the California Department of Justice is a party or represents a party, unless he is first authorized to participate, pursuant to 5 C.F.R. § 2635.502(d). He has been advised that his participation in particular matters involving specific parties in which either the California Department of Justice or the Half Bay Police Department is a party or represents a party will be authorized pursuant to 5 C.F.R. § 2635.502(d).

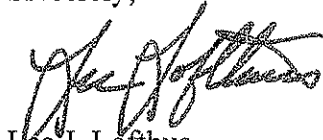
Finally, Mr. O'Keefe understands that as an appointee he is required to sign the Ethics Pledge (Exec. Order No. 13490) and that he will be bound by the requirements and restrictions therein in addition to the commitments he has made in this and any other ethics agreement.

Mr. Robert Cusick

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

Sincerely,

A handwritten signature in black ink, appearing to read "Lee J. Lofthus". The signature is stylized with a large, prominent "L" and "J".

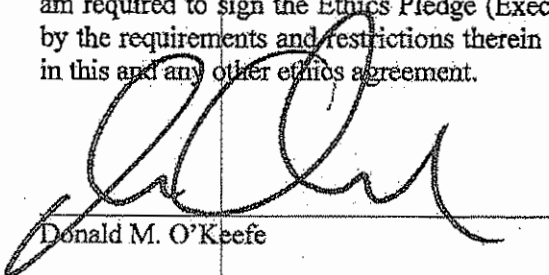
Lee J. Lofthus

Assistant Attorney General
for Administration and
Designated Agency Ethics Official

Enclosure

NOMINEE STATEMENT

I have read the Ethics Agreement above signed by Lee J. Lofthus, Assistant Attorney General for Administration and Designated Agency Ethics Official on Dec 22, 2009 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 am required to sign the Ethics Pledge (Exec. Order No. 13490) and that I will be bound by the requirements and restrictions therein in addition to the commitments I have made in this and any other ethics agreement.



Donald M. O'Keefe

12/22/09
Date