



U.S. Department of Justice

Washington, D.C. 20530

MAY 18 2019

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. Wilmer Ocasio. President Trump has nominated Mr. Ocasio to serve as the United States Marshal for the District of Puerto Rico. 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. Ocasio 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.

Mr. Ocasio holds a position with the Puerto Rico National Guard. In addition, Mr. Ocasio's spouse is employed by the Puerto Rico House of Representatives and the Puerto Rico Department of Justice, in positions for which she receives a fixed annual salary. For as long as Mr. Ocasio's spouse continues to work for either of these entities or Mr. Ocasio holds a position with the Puerto Rico National Guard, Mr. Ocasio will have a "covered relationship" under 5 C.F.R. § 2635.502 with the Commonwealth of Puerto Rico. Mr. Ocasio has been advised that his participation in particular matters involving specific parties in which the Commonwealth of Puerto Rico is a party or represents a party will be authorized pursuant to 5 C.F.R. § 2635.502(d). However, during Mr. Ocasio's appointment to the position of United States Marshal for the District of Puerto Rico, he will not participate in any particular matter involving specific parties in which his wife participated.

Upon confirmation, Mr. Ocasio will resign from his position with the Autonomous Municipality of Guaynabo. Following his resignation, pursuant to municipality policy, Mr. Ocasio will receive a lump sum payment of accrued annual and sick leave. Until he has received this payment, he will not participate personally and substantially in any particular matter that has a direct and predictable effect on the ability or willingness of the Autonomous Municipality of Guaynabo to make this payment, unless he first obtains a written waiver, pursuant to 18 U.S.C. § 208(b)(1). Mr. Ocasio will receive a summer bonus in 2019 if he is employed through June 30. The Autonomous Municipality of Guaynabo uses an objective formula to calculate this bonus. Until he has received this payment, Mr. Ocasio will not participate personally and substantially in any particular matter that has a direct and predictable effect on the ability or willingness of the Autonomous Municipality of Guaynabo to make this payment, unless he first obtains a written waiver, pursuant to 18 U.S.C. § 208(b)(1). For a period of one year after his resignation, Mr. Ocasio will have a "covered relationship" with the Autonomous Municipality of Guaynabo pursuant to 5 C.F.R. § 2635.502. He has been advised that his participation in particular matters involving specific parties in which the Autonomous Municipality of Guaynabo is a party or represents a party will be authorized pursuant to 5 C.F.R. § 2635.502(d).

If Mr. Ocasio 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), obligations of the United States, or municipal bonds.

Mr. Ocasio 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. Ocasio will meet live with United States Marshals Service ethics officials in connection with his appointment to the position of United States Marshal for the District of Puerto Rico 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. Ocasio 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 blue ink, appearing to read "Lee J. Lofthus", with a stylized, flowing script.

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

Enclosure

NOMINEE STATEMENT

I have read the Ethics Agreement signed by Lee J. Lofthus, Assistant Attorney General for Administration and Designated Agency Ethics Official on May 8, 2019 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.



Wilmer Ocasio

Date: May 8, 2019