



November 17, 2021

The Honorable Jonathan Kanter
Assistant Attorney General, Antitrust Division
U.S. Department of Justice
950 Pennsylvania Ave, NW
Washington, DC 20530

Dear Assistant Attorney General Kanter:

Congratulations and welcome to service in the Executive Branch of the United States Government.

We share the honor of taking the oath of office and of committing ourselves to serving the American people. I wish you nothing but success in your new role as Assistant Attorney General, Antitrust Division. Your Department's work is essential to the success of our nation.

While we each took our oath of office individually, with that oath we joined a community of public servants. One of our most important responsibilities as leaders is to ensure that the public servants we lead understand and are fully committed to our singular duty: to serve the public.

With this in mind, I encourage you to regularly remind your team of this duty; to reiterate that your Department has dedicated and well-supported ethics officials to help with the tough issues; and to always consider your own oath as you carry out your important duties.

The trust of the American people is the currency that makes our experiment in self-government possible. It is our solemn duty to protect and grow that trust. I wish you great success in protecting that trust and strengthening our nation.

Sincerely,

A handwritten signature in black ink that reads "Emory Rounds, III". The signature is written in a cursive style with a large, prominent initial "E".

Emory A. Rounds, III
Director, OGE





CERTIFICATE OF DIVESTITURE

CERTIFICATE NO:

DATE OF ISSUANCE:

ELIGIBLE PERSON: Jonathan S. Kanter, Assistant Attorney General

[The divestiture property is identified in the attachment to this Certificate.]

[Please note: Upon the sale of this property, only the capital gain realized under Federal tax law is eligible for deferral under section 1043. This Certificate of Divestiture does not apply to ordinary compensation income.]

This Certificate of Divestiture is issued in accordance with section 1043 of the Internal Revenue Code and 5 C.F.R. § 2634.1002 with respect to the specific property described in the attachment. I hereby determine that the divestiture of the described property is reasonably necessary to comply with 18 U.S.C. § 208, or other applicable Federal conflict of interest statutes, regulations, rules, or executive orders.

Section 1043 of the Internal Revenue Code and the rules of 5 C.F.R. part 2634, subpart J provide for nonrecognition of gain in the case of sales to comply with conflict of interest requirements. The substantive and procedural rules relating to the tax aspects of such sales and rollovers pursuant to the statutory scheme are subject to the jurisdiction of the Internal Revenue Service. Eligible persons should seek the advice of their personal tax advisors for guidance as to the tax aspects of divestiture transactions and whether proposed acquisitions meet the requirements for permitted property. Internal Revenue Service regulations and other guidance should also be consulted as to these matters. Eligible persons must follow Internal Revenue Service requirements for reporting dispositions of property and making an election not to recognize gain under section 1043 (IRS Form 8824).

A Certificate of Divestiture may only be used if the person identified above is an “eligible person” at the time of divestiture. The rules of 5 C.F.R. part 2634, subpart J relate to the issuance of Certificates of Divestiture and the permitted property into which reinvestment must be made during the 60-day period beginning on the date of such a sale in order for nonrecognition to be permitted. Such reinvestments are called rollovers, and are limited to obligations of the United States and diversified investment funds as defined in 5 C.F.R. § 2634.1003.

PRESS BEFORE SIGNING

David J. Apol
General Counsel

Attachment





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DATE OF ISSUANCE:

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PRESS BEFORE SIGNING

David J. Apol
General Counsel

Attachment





CERTIFICATE OF DIVESTITURE

CERTIFICATE NO: OGE-2022-048

DATE OF ISSUANCE: February 10, 2022

ELIGIBLE PERSON: Jonathan S. Kanter and Lisa Kanter [spouse of Jonathan S. Kanter],
Department of Justice

[The divestiture property is identified in the attachment to this Certificate.]

[Please note: Upon the sale of this property, only the capital gain realized under Federal tax law is eligible for deferral under section 1043. This Certificate of Divestiture does not apply to ordinary compensation income.]

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**DAVID
APOL**

David J. Apol
General Counsel

Digitally signed by
DAVID APOL
Date: 2022.02.10 16:31:26
05'00'

Attachment



From: Elaine Newton <enewton@oge.gov>
Sent: Thursday, February 10, 2022 9:22 AM
To: Fisher, Tracy (ATR) <(b) (6)>
Subject: [EXTERNAL] Jonathan Kanter CD request - [Message contains CUI]

CONTROLLED

Good morning,

I am conducting the second-level review of the Jonathan Kanter certificate of divestiture (CD) request. I have two follow-up questions:

(1) Please confirm that Mr. Kanter will be divesting his Oak Hill Partners and PW Kohlberg holdings in accordance with his ethics agreement, but is not seeking a CD for the holdings?

(2) (b) (6)

?

Please let me know if you have any questions.

Thanks, Elaine

Elaine Newton
Associate Counsel
U.S. Office of Government Ethics
1201 New York Ave., NW, Suite 500
Washington, DC 20005-3915
Telephone: 202-482-9265

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