


| CERTIFICATION OF ETHICS AGREEMENT COMPLIANCE Senate Confirmed Presidential Appointee | | |
|--|---|--|
| 1. Appointee's Information | a. Appointee's Name: | to be completed by OGE Kevin K. McAleenan |
| | b. Position Title: | to be completed by OGE Commissioner, U.S. Customs and Border Protection |
| | c. Agency: | to be completed by OGE U.S. Department of Homeland Security |
| | d. Date Ethics Agreement Signed: | to be completed by OGE May 23, 2017 |
| | e. Date Confirmed: | to be completed by OGE March 19, 2018 |
| | f. Due Date for Certification of Ethics Agreement Compliance: | to be completed by OGE June 25, 2018 |
| 2. Resignations | <i>I completed all of the resignations indicated in my ethics agreement before I assumed the duties of my current government position.</i> | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A |
| 3. Divestitures | a. <i>I have completed all of the divestitures indicated in my ethics agreement. I also understand that I may not repurchase these assets during my appointment without OGE's prior approval.</i> | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A |
| | b. <i>I have filed a period transaction report, or periodic transaction reports, (OGE Form 278-T) to disclose the completion of these agreed upon divestitures.</i> | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A Filing Date(s) of OGE Form 278-T Report(s): |
| 4. Managed Accounts | <i>If I have a managed account or use the services of an investment professional, I have notified the manager or professional of the limitations indicated in my ethics agreement. In addition, I am continuing to monitor purchases.</i> | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A |
| 5. Interim Recusals | <i>I complied with my interim recusal obligations pending the divestitures required by my ethics agreement.</i> | <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A |

| | | |
|--|---|--|
| <p>6. Recusals</p> <p><i>(Note: These factual statements describe the appointee's current status. They are not intended to modify ethics agreement commitments or create new recusal obligations.)</i></p> | <p>a. I am recusing from particular matters in which I know I have a <u>personal</u> or <u>imputed</u> financial interest directly and predictably affected by the matter, unless I have received a waiver or qualify for a regulatory exemption.</p> | <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> |
| | <p>b. I am recusing from particular matters in which any former employer or client I served in the past year is a party or represents a party, unless I have been authorized under 5 C.F.R. § 2635.502(d).</p> | <p><input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A</p> |
| | <p>c. I am recusing from particular matters in which any former employer or client I served in the two years prior to my appointment is a party or represents a party, unless I have received a waiver under Exec. Order 13770.</p> | <p><input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A</p> |
| <p>7. Waivers and Authorizations</p> | <p>a. I received a waiver pursuant to 18 U.S.C. § 208.</p> | <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p> |
| | <p>If yes, indicate the date of the waiver and indicate the financial interest covered by the waiver.</p> | <p>Date: Financial interest:</p> |
| | <p>b. I received a waiver pursuant to Executive Order 13770.</p> | <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p> |
| | <p>If yes, indicate the date of the waiver and the subject of the waiver (i.e., applicable paragraph of the ethics pledge, parties, particular matters, specific issue areas, as applicable).</p> | <p>Date: Subject:</p> |
| <p>c. I received an authorization pursuant to 5 C.F.R. § 2635.502(d).</p> | <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p> | |
| <p>If yes, indicate date of authorization and identify the covered person(s) as to whom you have been authorized (e.g., former employer, former client, spouse's employer, spouse's current client, etc.).</p> | <p>Date: Covered person(s):</p> | |
| <p>d. I received a waiver pursuant to 5 C.F.R. § 2635.503(c).</p> | <p><input type="radio"/> Yes <input checked="" type="radio"/> No</p> | |
| <p>If yes, indicate the date of the waiver and identify the former employer or payer.</p> | <p>Date: Former employer or payer:</p> | |

| | | | |
|---|---|---|---|
| 8. Payments, Accelerations, or Divestitures Required to be Completed Prior to Entering Government Service | Mark this box if not applicable: <input checked="" type="checkbox"/> | a. <i>If I committed that I would forfeit a financial interest or payment, unless it was received or accelerated prior to my assumption of the duties of the government position:</i> | <input type="radio"/> <i>I received it (or it was accelerated) prior to my assumption of the duties of the position.</i> <input type="radio"/> <i>I received it (or it was accelerated) after my assumption of the duties of the position.</i> <input type="radio"/> <i>I forfeited it.</i> |
| | | b. Financial interest or payment at issue: | |
| 9. Requirements for Regular Appointees | <i>I have completed my initial ethics briefing, pursuant to 5 C.F.R. § 2638.305.</i> If you are a Special Government Employee (SGE) or career Foreign Service Officer (FSO), select N/A. | | <input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A |
| | <i>I have signed the ethics pledge pursuant to Executive Order 13770.</i> If you are a SGE or career FSO or previously signed the pledge, select N/A. | | <input checked="" type="radio"/> Yes <input type="radio"/> No <input type="radio"/> N/A |
| 10. Additional Ethics Agreement Requirements | to be completed by OGE | to be completed by appointee | <i>I am complying with these requirements as described in the adjacent box.</i> <input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A |
| 11. Comments of Appointee | | | |
| Any intentionally false or misleading statement or response provided in this certification is a violation of law punishable by a fine or imprisonment, or both, under 18 U.S.C. § 1001. | | | |
| <i>I certify that the information I have provided is complete and accurate.</i> | | Appointee's Signature:  | Date: 04/23/18 |