

CRITICAL CONSTITUTIONAL MATTERS
FOR THE HOUSE OVERSIGHT COMMITTEE

BRIEFING FOR REPRESENTATIVE JIM JORDAN

ADDENDUM TO “AMERICAN AND RUSSIAN OPPORTUNITIES
UNDERMINING U.S. SOVEREIGNTY AND CORRUPTING U.S.
FINANCIAL AND JUDICIAL SYSTEMS, OCT. 19, 2012”

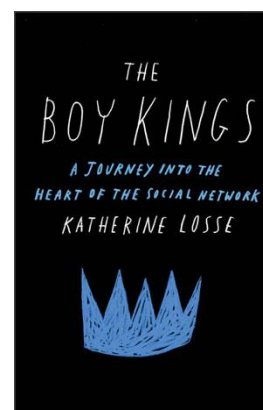
Prepared Nov. 27, 2012

**MORALLY BANKRUPT AMERICAN AND RUSSIAN ADULTS AND THEIR
HACKER “BOY KINGS” CONSTRUCT A “NOUVEAU TOTALITARIANISM”
FULL OF “DARK PROFILES,” GROUP-THINK, UNREGULATED CURRENCY,
AND ABUSE OF PRIVACY IN THEIR QUEST TO PROMOTE AN UNELECTED
“COMPANIES NOT COUNTRIES” THREAT TO NATIONAL SOVEREIGNTY**

WAS ALL THIS FUELED BY LAUNDERED AMERICAN TAXPAYER BAILOUT FUNDS?

Katherine Losse, former personal ghostwriter for Mark Zuckerberg, provides a first-hand glimpse into the moribund philosophical world of Facebook “boy kings” who combine sophomoric titillation with a kind of totalitarian cult using massive amounts of cash supplied by a legion of morally bankrupt professionals (who use their inside knowledge of the systemic weaknesses in law, commerce, government, politics and banking to craft perhaps the greatest con in American history)

Katherine Losse was Mark Zuckerberg’s employee and later personal ghostwriter from 2005 to 2010. She wrote about those experiences in her book, *The Boy Kings*, published by Simon & Schuster in 2012. She appears to have been close to many of the seminal developments of the company as a listener-in, sometimes-participant and an eventual disbeliever after being asked to articulate Zuckerberg’s “big theory” of “companies over countries” and hackneyed “we all become cells in a single organism.”¹



¹ Losse, Katherine. *The Boy Kings*. New York: Simon & Schuster, 2012, p. 201-202. Print, eBook. <<http://www.theboykings.com/>>.

**ON TAKING RUSSIAN MONEY WITH ORIGINS
“NO ONE WANTED OR WAS ALLOWED TO KNOW”**

*Losse writes, “Late that summer [2009], employees were invited to sell up to a quarter of our stock to Digital Sky Technologies, the Russian group who had invested in the company. The Internet whispered that some of their money came from a Russian mobster with a violent past. However, when the stock sale was announced at our weekly All Hands [meeting], no one asked if the Russians’ money was clean and any questions that even skirted around the topic or who they were and where they came from got what is called a *hand-wavy* answer in Silicon Valley: a brushed off nonanswer [sic] at best. Transparency may be Facebook’s business, but there were some things that no one wanted or was allowed to know. One way or another, the Russians cleaned up on their investment. Five months after we sold our stock to them the stock had tripled in price, and one of the investors had purchased a \$30 million² mansion in Silicon Valley.”^{3 4}*

**ON CREATING A “DARK FACEBOOK” FOR
ALL PEOPLE ON THE PLANET (WHETHER YOU WANT IT OR NOT)**

*Losse writes, “We were so convinced that Facebook was something everyone should have that when the product team created experimental features called *dark profiles* in fall 2006, nobody even flinched. This product created hidden profiles for people who were not yet Facebook users but whose photographs had been tagged on the site. It reminds me now of the way members of the Mormon church convert dead people, following the logic that if they had known about Mormonism when they were alive, they would have been believers. Facebook was our religion and we believed everyone should be a member, even if they hadn’t consented yet.”*

² If Losse is referring to the Yuri Milner mansion, he paid \$100 million, not \$30 million. *See* Clare O’Connor. “Inside Yuri Milner’s \$100 Million Silicon Valley Mansion.” *Forbes*, Mar. 31, 2011; Michael Wolf. “How Russian Tycoon Yuri Milner Bought His Way Into Silicon Valley.” *Wired*, Oct. 21, 2011.

³ *Op.cit.*, p. 193.

⁴ Briefing for Representative Jim Jordan (OH) - HOUSE OVERSIGHT COMMITTEE - [American and Russian Opportunists Undermining U.S. Sovereignty and Corrupting U.S. Financial and Judicial Systems](#), Oct. 19, 2012.

Losse continues, “. . . Mark always had this idea for . . . what he called a ‘dark Facebook . . . At the time, the fact that these profiles were called dark gave me slight pause. . . We were using every technical means at our disposal to create a data base of all the people in the world.’”⁵

ON CREATING AN UNREGULATED WORLD CURRENCY

Losse writes, “Their [the Facebook boys’ “techno fraternity”] venture into a world of pure competition was here now, charted by points and what Facebook would soon call credits, a form of virtual Facebook currency.”⁶

ON ZUCKERBERG’S “NOUVEAU TOTALITARIANISM”

Losse writes, “One afternoon in his office, Mark asked me to detail his thoughts on what he deemed to be ‘the way the world was going.’”⁷

Zuckerberg proceeded to describe a series of blog posts that he wanted Losse to write to lay out Facebook’s goals. These were his topics:

1. Revolutions and giving people the power to share;
2. Openness as a force in our generation;
3. Moving from countries to companies;
4. Everyone becoming developers and how Facebook supports that;
5. Net-native generation of companies;
6. Young people building companies;
7. Purpose-driven companies; and
8. Starting Facebook as a small project and big theory.

Besides being “a bit overwhelmed,” Losse’s assessment eventually focused on Zuckerberg’s “moving from countries to companies”

⁵ *Op.cit.*, [p. 87-88](#).

⁶ *Id.*, [p. 172](#).

⁷ *Id.*, [p. 201-202](#).

philosophy⁸ and the notion that unregulated international companies were not subject to constitutions and electorates, and were thus better suited to facilitate the changes he wanted to see in the way the world worked.⁹ Losse did not write about this topic for Zuckerberg because she believed that no one besides Zuckerberg himself could articulate this worldview which she described as “nouveau totalitarian.” Zuckerberg has never subsequently written on this subject. Interestingly, Leader Technologies’ CEO Michael McKibben, the inventor of the technology that Facebook has been judged to be infringing, called Facebook’s conduct “Orwellian” in an essay co-authored with economist/educator/entrepreneur Allen Stern and eminent American historian Professor Hy Berman.¹⁰

ON FACEBOOK’S SINGLE-ORGANISM BENEFICENCE

Losse writes, “While technology can be useful, it is not God; it is not always neutral or beneficent. Technology carries with it all the biases of the people who make it . . . [Zuckerberg’s philosophies] presumed some kind of beneficence of technology and its makers that, having spent years at the heart of the Facebook machine, I knew not to put my entire faith in . . . giving them the power to decide what we—you, me, people we’ve never met—need as humans didn’t seem like the wisest choice . . . I came to the conclusion that perhaps he thought I could invent these arguments of whole cloth, or that we already were cells in a single organism and I should be attuned enough to intuit what he meant, but I couldn’t, and so the essays were never written or posted.”¹¹

⁸ Or, is it the collective philosophy of Mark Zuckerberg’s chief handlers James W. Breyer, Peter Thiel, Lawrence Summers, Reid Hoffman, Yuri Milner, Alisher Asmanov, Marc Andreessen, Microsoft and Sheryl Sandberg?

⁹ *Op.cit.*, [p. 201-202](#).

¹⁰ Michael McKibben and Allen Stern with Forward by Historian Hy Berman. “In Bytes We Trust? Why Digital Security and Privacy Matter.” [Americans For Innovation](#), Aug. 7, 2012.

¹¹ *Op.cit.*, [p. 204](#).

**ON FACEBOOK’S ABILITY TO CAUSE HARM, RAPIDLY,
ANONYMOUSLY, AND EFFICIENTLY**

Losse writes, “This was always the case with social-media technology: It meant no harm, but that did not mean that it would not cause it. This is how technology is pure, and this is why people love it so much. Ascribing intentionality or an emotional impact to a piece of technology or what it does is impossible, and the product that is built mediates between the intentions of its creators and its users. Technology is the perfect alibi. Facebook doesn’t hurt people: People hurt people. This is true. But just as Facebook makes it possible to do things faster, more efficiently, more cheaply, it makes it possible to hurt people faster, more efficiently, with less cost to themselves. It removes any sense of direct responsibility for our behavior, for how what we do makes others feel. With Facebook, you can act and be seen acting without ever having to look anyone who is watching you in the eye, or look at them at all.”¹²

RECENT DEVELOPMENTS

1. **Facebook Insider Stock Sales Continue At A Dramatic Pace:** While this brief was being prepared Facebook insiders continue to sell their shares in the multiple billions of dollars (insiders sales since the IPO now exceeds \$20 billion); again raising the question as to where these enormous amounts of cash are coming from. Is it from U.S. taxpayer TARP bailout funds provided to Goldman Sachs, Morgan Stanley and State Street Corporation and supervised by Obama bailout director Larry Summers (some of which Goldman Sachs reluctantly now admits went to their overseas partners . . . in Moscow? London? Dubai? Bangalore? Beijing? – with whose approval?) Summers is “special adviser” to large Facebook shareholder Marc Andreessen and 20-year long adviser to Facebook protégés Russian Yuri Milner and COO Sheryl Sandberg.

2. **SEC Chief Resigns:** On Nov. 26, 2012 Mary L. Schapiro announced her resignation as head of the U.S. Securities and Exchange Commission.¹³ She is the regulator who oversaw the

¹² *Id.*, p. 93.

¹³ Susanne Craig and Ben Protess, “Schapiro, Head of S.E.C., Announces Departure.” *The New York Times*, Nov. 26, 2012.

astounding one-day turnaround of the Facebook waiver of the 500-shareholder rule on Aug. 13, 2008.¹⁴ This waiver cleared the way for the \$3 billion pre-IPO private market in Facebook stock which resulted in the influx of billions of dollars in Russian investments. These Russian transactions were facilitated by underwriters Goldman Sachs, Morgan Stanley and State Street Corporation that had together received \$22 billion in TARP funds just six months earlier. *See* [Timeline](#); *See* also “[The Leader v. Facebook Judicial Ethics Scandal Widens.](#)”

3. **U.S. Supreme Court Petition:** Leader Technologies filed a Petition for Writ of Certiorari on Nov. 16, 2012 citing abuse of constitutional due process rights and an ignoring of substantial U.S. Supreme Court precedent.¹⁵

“If . . .”

Remarkably, three days later on Nov. 19, 2012, Facebook *declined* to respond to the petition. In layman’s terms, after fighting Leader tooth and nail since 2008 Facebook has suddenly stopped defending itself against Leader’s legal arguments in the highest court in the land.

Observers say Facebook’s filing of a Waiver of Right of Respondent¹⁶ to respond to the petition is either: (a) foolhardy, (b) highly arrogant, (c) dismissive of the power and authority of the Supreme Court, or (d) signals that Facebook knows their victory is a foregone conclusion. While no one wants to contemplate the possibility of the latter (that undue influence has been applied to the Supreme Court), if the Court fails to consider Leader’s petition, then this conduct would be consistent with the Federal Circuit’s *refusal* to disclose their proven conflicts of interest (two of the three judges on the *Leader v. Facebook* panel, Judge Alan D. Lourie and Judge Kimberly A. Moore, have significant holdings of Facebook stock)¹⁷

¹⁴ [Jordan Briefing](#), p. 10.

¹⁵ [Petition for Writ of Certiorari, Leader Technologies, Inc. v. Facebook, Inc., No. 12-617](#) (U.S. Supreme Court Nov. 16, 212) (clickable citations).

¹⁶ Docket. [Case No. 12-617](#), U.S. Supreme Court.

¹⁷ [Renewed Motion for Leave To File Amicus Curiae Lakshmi Arunachalam, Ph.D. Brief, Jul. 27, 2010](#), *Leader Tech v. Facebook*, Case No. 2011-1366 (Fed.

that they did not disclose for potential judicial conflicts of interest. If this happened, then this matter should certainly be investigated by the Committee.

4. U.S. Patent Office Director David Kappos Resigns: USPTO Director David Kappos announced his resignation on Nov. 26, 2012.¹⁸ While colleagues praise Kappos in customary fashion, clouds hang over Kappos as a result of his shocking pro-Facebook treatment of Leader Technologies in their patent battle. His office has recently forced a third re-examination of Leader's U.S. Patent No. 7,139,761 despite the objection of his own examiner, and the fact that Facebook is merely recycling old arguments which they have lost three previous times. The specter of undue influence looms large over Kappos' conduct in this matter. His conduct has prompted a new congressional and federal agency letter writing campaign several weeks ago by angry Leader shareholders and concerned small business inventors who believe Kappos has used the power of his office to apply undue influence against small inventors.¹⁹

SUGGESTED INVESTIGATION TOPICS

The Committee's investigation of the subject matter raised by the Katherine Losse's revelations could involve the following:

1. Investigate the cast of non-Russian participants in the private "Pre-IPO Supplement" Facebook.
2. Investigate the one-day SEC turnaround of the Facebook 500-shareholder exemptions filed by Fenwick & West LLP;

Cir.), Facebook holdings of Judge Kimberly A. Moore, p. 13; *See also* Kline, Donna. "[Judge Alan D. Lourie Chose Retirement Fund Value Over Justice?](#)" *Donna Kline Now!* Jul. 27, 2012.

¹⁸ "Head of the U.S. patent office to step down." *Reuters*, Nov. 26, 2012.

¹⁹ *See* Briefing for Representative Jim Jordan, HOUSE OVERSIGHT COMMITTEE, "[Abuse of Patent Reexamination Laws for the Purposes of Administrative \(Political\) Bullying, Business Harassment, Economic Dissipation, Dismantling of Patent Law, and Discouraging Small Inventors from Protecting Their Patent Rights](#)," Nov. 6, 2012.

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a decision that facilitated perhaps the largest pre-IPO valuation run-up in American history.

3. Investigate the status of Facebook Credits and Facebook's intentions to create a virtual, unregulated world currency.
4. Investigate the status of Facebook "dark profiles" in this country and abroad. Specifically investigate the collection of "dark profile" data in other countries like Russia, India, UK and China, and whether these plans circumvent U.S. privacy laws.
5. Investigate Facebook's "countries to companies" agenda and its impact on national sovereignty, including this committee's and Congress' power to govern.
6. Investigate the sources of the funds used to purchase Facebook insider stock. Investigate whether TARP funds were used, either directly or through money laundries overseas.
7. If the Supreme Court declines to hear *Leader Technologies' Writ of Certiorari*, investigate the justices' finances and relationships to the "third degree" for potential undisclosed conflicts of interest;²⁰ investigate the *refusal* of the DC Bar Association to investigate the proven conflicts of interest ethics complaint against Federal Circuit judges.²¹

²⁰ ["Federal courts are coddling a proven infringer."](#) Briefing for Representative Jim Jordan (OH), House Judiciary Committee re. *Leader v. Facebook*, Sep. 28, 2012.

²¹ [Lakshmi Arunachalam, PhD, RESPONSE to D.C. BAR Re. Federal Circuit Judicial Complaints](#), Nov. 14, 2012; *See also* Donna Kline. "DC Bar refuses to report and investigate Federal Circuit misconduct - Disciplinary rules sidestepped; Clerk of Court Jan Horbaly not licensed to practice law in Washington D.C. according to the bar." [Donna Kline Now!](#) Nov. 15, 2012.

8. Investigate the USPTO David Kappos' pro-Facebook harassment of Leader Technologies even after two patent re-examinations.

The Committee is encouraged to pursue these matters through to resolution, despite the fact that so many of the officials involved in these matters are now resigning. The resignations could be the natural attrition of a new administration, but they could also be attempts to *avoid* being held accountable for their misconduct and abuse of power. The American public deserves to know which it is, and these inquiries should be pursued with dispatch, while the trails are still fresh.

Available from **Americans For Innovation and
Against Intellectual Property Theft**

<http://www.scribd/amer4innov>

<http://americans4innovation.blogspot.com>

November 27, 2012

<p>OPINION NOTICE: This document should be considered one person's opinion and the information herein should not be relied upon without suitable independent verification.</p>

INVESTIGATION RESOURCES

1. Briefing to Rep. Jim Jordan. “American and Russian Opportunists Undermining U.S. Sovereignty and Corrupting U.S. Financial and Judicial Systems.” Oct. 19, 2012 <<http://www.scribd.com/doc/110575673/Briefing-for-Representative-Jim-Jordan-OH-HOUSE-OVERSIGHT-COMMITTEE-American-and-Russian-Opportunists-Undermining-U-S-Sovereignty-and-Corruptin>>.
2. Briefing to Rep. Jim Jordan. “Federal courts are coddling a proven infringer.” Sep. 28, 2012 <<http://www.scribd.com/doc/107866373/Briefing-for-Representative-Jim-Jordan-OH-House-Judiciary-Committee-re-Leader-v-Facebook-Sep-28-2012>>.
3. Briefing to Rep. Jim Jordan. “Working Summary: Revitalize and Expand Moral and Ethical Principles Embodied in the Business Judgment Rule.” Oct. 25, 2012 <<http://www.scribd.com/doc/111167350/Working-Summary-Revitalize-and-Expand-Moral-and-Ethical-Principles-Embodied-in-the-Business-Judgment-Rule-Prepared-for-Representative-Jim-Jordan>>.
4. Christi Scott Bartman. “Lawfare: Use of the Definition of Aggressive War by the Soviet and Russian Governments.” Dissertation, Aug. 2009. Bowling Green State University <<http://www.scribd.com/doc/112077638/Bartman-Christi-Scott-LAWFARE-Use-of-the-Definition-of-Aggressive-War-by-the-Soviet-and-Russian-Governments-BGSU-Aug-2009>>.
5. Clare O’Connor. “Inside Yuri Milner’s \$100 Million Silicon Valley Mansion.” *Forbes*, Mar. 31, 2011 <<http://www.forbes.com/sites/clareoconnor/2011/03/31/inside-yuri-milners-100-million-mansion/>>.
6. Deirdre Bolton. “Facebook IPO Shows Extreme Corruption, McNamee Says.” *Bloomberg TV*, Jul. 12, 2012 <<http://www.bloomberg.com/video/facebook-ipo-shows-extreme-corruption-mcnamee-says-BLhoC6ayQFOFXSwaBaYAfQ.html>>.
7. Docket. Case No. 12-617, Petition for Writ of Certiorari, *Leader Technologies, Inc. v. Facebook, Inc.* (U.S. Nov. 16, 212) <<http://www.supremecourt.gov/Search.aspx?FileName=/docketfiles/12-617.htm>>.

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8. Donna Kline. "Cover-up In Process at the Federal Circuit?" *Donna Kline Now!* Sep. 17, 2012 <<http://donnaclinenow.com/investigation/cover-up-in-process-at-the-federal-circuit>>.
9. Donna Kline. "DC Bar refuses to report and investigate Federal Circuit misconduct - Disciplinary rules sidestepped; Clerk of Court Jan Horbaly not licensed to practice law in Washington D.C. according to the bar." *Donna Kline Now!* Nov. 15, 2012 <<http://donnaclinenow.com/investigation/dc-bar-refuses-to-report-and-investigate-federal-circuit-misconduct>>.
10. Donna Kline. "Federal Circuit Violates Leader Technologies' Constitutional Rights." *Donna Kline Now!* Sep. 1, 2012 <<http://donnaclinenow.com/investigation/federal-circuit-violates-leader-technologies-constitutional-rights>>.
11. Donna Kline. "Hijinks At The High Court." *Donna Kline Now!* Jul. 27, 2012 <<http://donnaclinenow.com/investigation/hijinks-at-the-high-court>>.
12. Donna Kline. "Judge Alan D. Lourie Chose Retirement Fund Value Over Justice?" *Donna Kline Now!* Jul. 27, 2012 <<http://donnaclinenow.com/investigation/hijinks-at-the-high-court>>.
13. Donna Kline. "Judicial 'Hyperactivity' at the Federal Circuit." *Donna Kline Now!* Aug. 8, 2012 <<http://donnaclinenow.com/investigation/judicial-hyperactivity-at-the-federal-circuit>>.
14. Donna Kline. "Proof Fenwick & West LLP did not disclose Leader as prior art to Facebook." *Donna Kline Now!* Mar. 29, 2012 <<http://donnaclinenow.com/investigation/proof-fenwick-west-llp-did-not-disclose-leader-as-prior-art-to-facebook>>.
15. Donna Kline. "The *Leader v. Facebook* Judicial Scandal Widens." *Donna Kline Now!* Oct. 22, 2012 <<http://donnaclinenow.com/investigation/the-leader-v-facebook-judicial-scandal-widens>>.
16. Duties to Former Clients. Rule 1.9(a), Model Rules of Professional Conduct. American Bar Association ("A lawyer who has formerly represented a client in a matter shall not thereafter represent another person in the same or a substantially related matter in which that person's interests are materially adverse to the interests of the former client unless the former client gives

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- informed consent, confirmed in writing”)
<http://www.americanbar.org/groups/professional_responsibility/publications/model_rules_of_professional_conduct/rule_1_9_duties_of_former_clients.html>.
17. Lakshmi Arunachalam, PhD, RESPONSE to D.C. BAR Re. Federal Circuit Judicial Complaints, Nov. 14, 2012
<<http://www.scribd.com/doc/113254380/Lakshmi-Arunachalam-PhD-RESPONSE-to-D-C-BAR-Re-Federal-Circuit-Judicial-Complaints-Nov-14-2012>>.
 18. *Leader Tech v. Facebook*, Case No. 2011-1366 (Fed. Cir.).
 19. *Leader Technologies, Inc., v. Facebook, Inc.*, 08-cv-862-JJF-LPS (D.Del. 2008).
 20. Losse, Katherine. *The Boy Kings*. New York: Simon & Schuster, 2012, p. 201-202. Print, eBook. <<http://www.theboykings.com/>>.
 21. Michael McKibben and Allen Stern with Forward by Historian Hy Berman. “In Bytes We Trust? Why Digital Security and Privacy Matter.” *Americans For Innovation*, Aug. 7, 2012 <<http://www.scribd.com/doc/101973182/In-Bytes-We-Trust-Why-Digital-Security-and-Privacy-Matter-by-Michael-McKibben-and-Allen-Stern-with-Forward-by-Historian-Hy-Berman-Aug-7-2012>>.
 22. Michael Wolf. “How Russian Tycoon Yuri Milner Bought His Way Into Silicon Valley.” *Wired*, Oct. 21, 2011
<http://www.wired.com/magazine/2011/10/mf_milner/all/1>.
 23. Petition for Writ of Certiorari, *Leader Technologies, Inc. v. Facebook, Inc.*, No. 12-617 (U.S. Supreme Court Nov. 16, 2012)
<<http://www.scribd.com/doc/113545399/Petition-for-Writ-of-Certiorari-Leader-Technologies-Inc-v-Facebook-Inc-No-12-617-U-S-Supreme-Court-Nov-16-2012-clickable-citations>>.
 24. Renewed Motion for Leave To File *Amicus Curiae* Lakshmi Arunachalam, Ph.D. Brief, Re. *Leader v. Facebook*, Case No. 2011-1366 (Fed. Cir.) by Lakshmi Arunachalam, Ph.D., Jul. 27, 2010
<<http://www.scribd.com/doc/101191619/Renewed-Motion-for-Leave-To>>

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[File-Amicus-Curiae-Lakshmi-Arunachalam-Ph-D-Brief-Jul-27-2010-Leader-v-Facebook-CLERK-S-COPY-WITH-EXHIBITS](#)>.

25. Response to Request of Federal Circuit Bar Association's Request for Reissue Re. *Leader v. Facebook*, Case No. 2011-1366 (Fed. Cir.) by Lakshmi Arunachalam, Ph.D., Sep. 17, 2012
<<http://www.scribd.com/doc/106156081/Response-to-Request-of-Federal-Circuit-Bar-Association-s-Request-for-Reissue-Re-Leader-v-Facebook-Case-No-2011-1366-Fed-Cir-by-Lakshmi-Arunach>>.
26. Rooklidge, William C.; Weil, Matthew F. "Judicial Hyperactivity: The Federal Circuit's Discomfort with Its Appellate Role." Univ. of California, Berkley, 15 Berk. Tech. L.J. 725 (2000)
<<http://www.scribd.com/doc/102080793/Judicial-Hyperactivity-The-Federal-Circuit-s-Discomfort-with-its-Appellate-Role-William-C-Rooklidge-and-Matthew-F-Weil-2000>>.
27. Susanne Craig and Ben Protess, "Schapiro, Head of S.E.C., Announces Departure." *The New York Times*, Nov. 26, 2012
<<http://dealbook.nytimes.com/2012/11/26/schapiro-head-of-s-e-c-to-announce-departure/?hp>>.
28. Ted L. Field. "Judicial Hyperactivity in the Federal Circuit: an Empirical Study." Univ. of San. Fran. Law Review, Vol. 46, 2012, SSRN ID 1990014
<<http://www.scribd.com/doc/102085649/Judicial-Hyperactivity-in-the-Federal-Circuit-an-Empirical-Study-by-Ted-L-Field-Univ-of-San-Fran-Law-Review-Vol-46-2012-SSRN-ID-1990014>>.