

THE UNIVERSITY OF TEXAS AT
AUSTIN

SCHOOL OF LAW

09/02/2009 ISPBINA2

THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF INFORMATION MANAGEMENT AND ANALYSIS
FACULTY INSTRUCTIONAL ACTIVITY REPORT
FOR 2008 - 2009
SCHOOL OF LAW

NAME: CRUZ, RAFAEL E
ID #: rc4282
RANK: Adjunct Professor

** Spring 2009 **

ORGANIZED CLASSES				

UNIQUE NUMBER	DEPT	COURSE NUMBER	COURSE TITLE	TEACHING CREDIT PERCENT
28900	LAW	397S	SMNR: SUPREME COURT LITIGATION	50
				ENROLL- MENT
				10
				SEM CREDIT HOURS
				3.0

09/09/2. ISPBINA2

THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF INFORMATION MANAGEMENT AND ANALYSIS
FACULTY INSTRUCTIONAL ACTIVITY REPORT
FOR 2007 - 2008
SCHOOL OF LAW

NAME: CRUZ, RAFAEL E
ID #: PC4282
RANK: Adjunct Professor

** Spring 2008 **

UNIQUE NUMBER	DEPT	COURSE NUMBER	COURSE TITLE	TEACHING CREDIT PERCENT	ENROLL- MENT	SEM CREDIT HOURS
29295	LAW	397S	SMNR: SUPREME COURT LITIGATION	100	12	3.0



SCHOOL OF LAW

THE UNIVERSITY OF TEXAS AT AUSTIN

Office of the Dean • Academic Affairs • 727 East Dean Keeton Street • Austin, Texas 78705-3299 (512) 471-5151
Direct Number (512) 232-1311 Fax: (512) 471-6987

August 8, 2007

Mr. Ted Cruz

552.117(a)(1)

Dear Ted:

On behalf of the Law School, I am delighted to invite you to teach the three-credit Supreme Court Litigation seminar in the spring of 2008. Below are the details of your proposed appointment:

Title:	Adjunct Professor
Period of Appointment:	1/16/08 - 5/31/08
Percent Time:	25%
Nine-month Academic Rate:	\$60,000
Total Stipend:	\$7,500

This figure represents your gross salary for the indicated appointment period only and is subject to deductions required by state and federal laws and, if permitted by law, other deductions that you may authorize.

This will be a temporary appointment, without tenure, and the commitment is for the above-stated period only. This appointment is subject to the final approval by the Office of the Chancellor and the Board of Regents of The University of Texas System. All faculty, administrators, and staff are subject to the relevant provisions of the *Rules and Regulations* of the Board of Regents and the *Handbook of Operating Procedures* of The University of Texas at Austin and to applicable state and federal laws. As a member of our faculty, you will be evaluated by students using the same forms that we use for tenured and tenure-track faculty.

Mr. Ted Cruz
August 8, 2007
Page 2 of 2

We are enthusiastic about having you with us for the spring of 2008 and hope that the terms of this offer are satisfactory to you. If you have any questions regarding this offer, you can contact me at (512) 232-1311. Please indicate your acceptance of this appointment by signing the original of this letter and returning it to me. The copy should be retained for your records.

Sincerely,

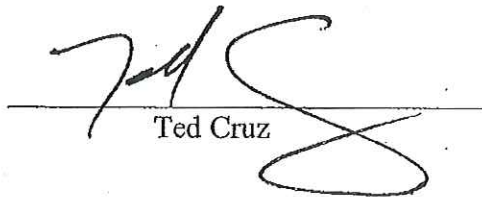
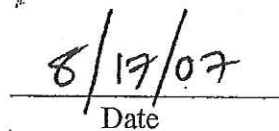


A. Mechele Dickerson
Fulbright and Jaworski Professor in Law
& Associate Dean for Academic Affairs

Enclosures: Copy of offer letter

cc: Executive Vice President and Provost Steven W. Leslie

I accept the terms of this invitation:


Ted Cruz
Date

AMD/sh/r

05/19/2006 CBRD305A

THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF INSTITUTIONAL RESEARCH
FACULTY INSTRUCTIONAL ACTIVITY REPORT
FOR 2005 - 2006
SCHOOL OF LAW

NAME: CRUZ, RAFAEL E
ID #:
RANK: ADJUNCT PROFESSOR

** SPRING 2006 **

UNIQUE NUMBER	DEPT	COURSE NUMBER	COURSE TITLE	TEACHING CREDIT PERCENT	ENROLL- MENT	SEM CREDIT HOURS
28055	LAW	397S	SMNR: SUPREME COURT LITIGATION	100	13	3.0

NOTE: # INDICATES COURSES MEETING TOGETHER.



SCHOOL OF LAW

THE UNIVERSITY OF TEXAS AT AUSTIN

Office of the Dean • Academic Affairs • 727 East Dean Keeton Street • Austin, Texas 78705-3299 (512) 471-5151
Direct Number (512) 232-1331 Telecopier Number (512) 471-6987

March 24, 2006

Mr. Ted Cruz



552.117(a)(1)

Dear Ted:

On behalf of the Law School, I am delighted to invite you to teach the three-credit Supreme Court Litigation seminar in the spring of 2007. Below are the details of your proposed appointment:

Title:	Adjunct Professor
Period of Appointment:	1/16/07 - 5/31/07
Salary:	\$7,500

This figure represents your gross salary for the indicated appointment period only and is subject to deductions required by state and federal laws and, if permitted by law, other deductions that you may authorize.

This will be a temporary appointment, without tenure, and the commitment is for the above-stated period only. This appointment is subject to the final approval by the Office of the Chancellor and the Board of Regents of The University of Texas System. All faculty, administrators, and staff are subject to the relevant provisions of the *Rules and Regulations* of the Board of Regents and the *Handbook of Operating Procedures* of The University of Texas at Austin and to applicable state and federal laws. As a member of our faculty, you will be evaluated by students using the same forms that we use for tenured and tenure-track faculty.

Mr. Ted Cruz
March 24, 2006
Page 2 of 2

I hope that the above terms are acceptable to you. Please indicate your acceptance of this invitation by signing in the space provided below and returning this original letter to me. A copy is provided for your records.

We look forward to your joining us again in the spring of 2007.

Sincerely,

David M. Rabban

David M. Rabban
Dahr Jamail, Randall Hage Jamail and Robert Lee
Jamail Regents Chair in Law
& Associate Dean for Academic Affairs

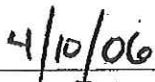
Enclosures: Copy of offer letter

cc: Executive Vice President and Provost Sheldon Ekland-Olson

I accept the terms of this invitation:



Ted Cruz



Date

THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF THE EXECUTIVE VICE PRESIDENT AND PROVOST

OFFICIAL TRANSCRIPT AUTHORIZATION
FOR CURRENT FACULTY

TO: Office of the Executive Vice President and Provost

FROM:

R. TED CRUZ

Faculty Member's Name (First, Middle, Last)

DEPARTMENT:

LAW

I understand that official certification of my highest degree must be in my file in the Provost's Office at The University of Texas at Austin. I elect to satisfy this requirement for degree certification in the following manner:

☐ I will secure official certification (i.e., official transcript) of my highest degree from the granting institution and have it sent no later than August 31, 2006 directly to:

Office of the Executive Vice President and Provost
1 University Station G1000
The University of Texas at Austin
Austin, TX 78712-0538

552.102

☒ I authorize The University of Texas at Austin to secure official certification (i.e., official transcript) of my highest degree from the granting institution and to have my documentation sent to the Office of the Executive Vice President and Provost at the same address as above:

Name of Institution:	<u>HARVARD LAW SCHOOL</u>	MM/YYYY Conferred:	<u>6/1995</u>
Highest Degree Earned & Discipline	<u>J.D.</u>		
Student Identification Number*:	Date of Birth:		<u>[REDACTED]</u>
Last Name:	<u>CRUZ</u>	First Name:	<u>RAFAEL</u>
		Middle Initial:	<u>E.</u>
Name on student records:	<u>RAFAEL EDWARD CRUZ</u>		

* Give student identification number if known. You do not need to provide your Social Security Number.

Faculty Member's Signature

[Signature]

Date

4/10/06

Printed Name

TED CRUZ

ANNUAL REPORT BY FACULTY MEMBER FOR FISCAL YEAR ENDING AUGUST 31, 2005 _____

This report serves to bring your personnel file up to date in this office, your dean's office, and your department chair's office. All but one copy, which is for your file, should be returned to the Provost's Office by October 1.

Signature Ted Cruz Academic Rank Adjunct Professor

Full Name R. Ted Cruz Department School of Law

TEACHING ACTIVITIES

ORGANIZED AND CONFERENCE COURSES -Review and attach *Report of instructional activities* (Fall, Spring, and Summer as appropriate).

26710 Law 397S SMNR: Supreme Court Litigation 100 11 3.0

THESES, DISSERTATIONS, AND DEGREES AWARDED - Review and attach *Report of Thesis/Report/Treatise/Dissertation Supervision, Committees, and Degrees Awarded* or complete the charts below.

In column (1) give the number of students registered under your supervision; in column (2) give the number of active supervising committees on which you have served during periods indicated.

	398,698		399,699,999		Post doctorals
	(1)	(2)	(1)	(2)	
Fall	0	0	0	0	0
Spring	0	0	0	0	0
Summer	0	0	0	0	0

List below the name of the student(s) who completed a degree under your supervision, the degree awarded, and the date of award of the degree (e.g. Fall 2003, Spring 2004, Summer 2004).

Student's Name	Degree	Date

OTHER TEACHING ACTIVITIES - Please describe any participation in curriculum or program revision, any interdisciplinary teaching contributions, and any instructional innovations involving the use of new technologies.

None.

ADVISING ACTIVITIES

Please describe student advising service, including service as undergraduate and graduate adviser, major advising during registration, orientation activities, student organization advising, recruitment and retention activities.

Steering Committee, Texas Review of Law & Politics (preexisting volunteer activity).

OTHER ACADEMIC ACTIVITIES

Please list (1) significant committee and administrative assignments, on and off the campus; (2) academic related business, professional, and government service; (3) new honors and awards, such as teaching awards, awards for scholarship and creative work, membership in learned societies, election to offices in learned societies, etc.; (4) additional academic training and any degrees, licensures, and certificates received. (Please attach a separate sheet if necessary.)

Currently serve as the Solicitor General of Texas. For two consecutive years, have won the Best Brief Award by the National Association of Attorneys General (NAAG), for the best merits brief in the U.S. Supreme Court in 2003 and in 2004.

THE UNIVERSITY OF TEXAS
AT AUSTIN

ANNUAL REPORT BY FACULTY MEMBER FOR
FISCAL YEAR ENDING AUGUST 31, 2005 ____ (Page 2)

Full Name R. Ted Cruz

Academic Rank
and Department Adjunct Professor, School of Law

RESEARCH AND SCHOLARLY ACTIVITIES
(Please attach a separate sheet as necessary)

CURRENT SCHOLARLY AND RESEARCH INTERESTS - Please describe briefly your current scholarly and research interests, including those, if you choose, that may not be indicated by your publications, courses, or lectures.

U.S. Supreme Court
Appellate Litigation
Constitutional Law

PUBLICATIONS AND OTHER CREATIVE ACTIVITIES - List significant publications and other creative activities where these are appropriate. Precede with an asterisk (*) any that appeared in a refereed journal. Include works submitted for publication, but not those in progress.

No recent academic publications.

PRESENTATIONS AND LECTURES - List papers read before learned societies, invited papers, and lectures of a scholarly nature.

Numerous speeches before various audiences, although not primarily of an academic nature.

GRANTS/CONTRACTS - For awards processed through the Office of Sponsored Projects, review and attach *Report of Active Projects* for the current academic year. For any other awards, please provide (1) sponsor name, (2) current project period, (3) amount, and (4) title.

None.

PATENTS OR SOFTWARE COPYRIGHTS - Review and attach *Report of Patents or Software Copyrights Issued* for the current academic year as appropriate.

None.

EVP&P 6/21/01 - Retain one copy for your files. Submit original and two copies to the department chair by October 1

08/25/2005 CBRD305A

THE UNIVERSITY OF TEXAS AT AUSTIN
OFFICE OF INSTITUTIONAL RESEARCH

FACULTY INSTRUCTIONAL ACTIVITY REPORT
FOR 2004 - 2005
SCHOOL OF LAW

NAME: CRUZ, RAFAEL E
ID #:
RANK: ADJUNCT PROFESSOR

** SPRING 2005 **

UNIQUE NUMBER	DEPT	COURSE NUMBER	COURSE TITLE	TEACHING CREDIT PERCENT	ENROLL- MENT	SEM CREDIT HOURS
26710	LAW	397S	SMNR: SUPREME COURT LITIGATION	100	11	3.0

NOTE: # INDICATES COURSES MEETING TOGETHER.



SCHOOL OF LAW
THE UNIVERSITY OF TEXAS AT AUSTIN

Office of the Dean • Academic Affairs • 727 East Dean Keeton Street • Austin, Texas 78705-3299 (512) 471-5151
Direct Number (512) 232-1331 Telecopier Number (512) 471-6987

PROVOST
KB 8/12/05

July 18, 2005

Mr. Ted Cruz

552.117(a)(1)

Dear Ted:

On behalf of the Law School, I am delighted to invite you to teach the three-credit Supreme Court Litigation seminar in the spring of 2006. Below are the details of your proposed appointment:

Title:	Adjunct Professor
Period of Appointment:	1/16/06-5/31/06
Salary:	\$7,500

This figure represents your gross salary for the indicated appointment period only and is subject to deductions required by state and federal laws and, if permitted by law, other deductions that you may authorize.

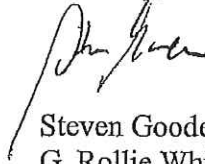
This will be a temporary appointment, without tenure, and the commitment is for the above-stated period only. This appointment is subject to the final approval by the Office of the Chancellor and the Board of Regents of The University of Texas System. All faculty, administrators, and staff are subject to the relevant provisions of the *Rules and Regulations* of the Board of Regents and the *Handbook of Operating Procedures* of The University of Texas at Austin and to applicable state and federal laws. As a member of our faculty, you will be evaluated by students using the same forms that we use for tenured and tenure-track faculty.

Mr. Ted Cruz
July 18, 2005
Page 2 of 2

I hope that the above terms are acceptable to you. Please indicate your acceptance of this invitation by signing in the space provided below and returning this original letter to me. A copy is provided for your records.

We look forward to your joining us in the spring of 2006.

Sincerely,

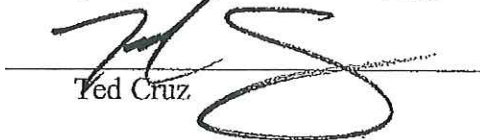


Steven Goode
G. Rollie White Teaching Excellence Chair in
Law & Associate Dean for Academic Affairs

Enclosures: Copy of offer letter

cc: Executive Vice President and Provost Sheldon Ekland-Olson

I accept the terms of this invitation:


Ted Cruz

7/21/05
Date

08/08/05

The University of Texas at Austin
FACULTY PRIOR APPROVAL REQUEST

9:33 AM

Faculty: Ted Cruz
EID: RC4282
Department: 1640 Law
Employment Status: Continue

FY/PAR: 2005-06 #001
Document ID: R0-FPN-999219
Offer Status: Incomplete

----- APPOINTMENT INFORMATION -----

Academic Departments Primary: 1640 LAW
 Secondary:
 Other:

Appointment Period: 01/16/06 - 05/31/06

Percent Time: 25.00

ALTERNATE

Job Title: Adjunct Professor
Job Code: 0015
Academic Rate: 60,000
Supplements:
Total Comp: 60,000
Stipend: 7,500

Non-Tenure
Modified Service: No
Background Check: Yes

Temporary Appointment: Yes
Include in Next Budget: Roster

Contingency: None

Date:

Desc:

Proposed Endowed Title:
None

----- ACCOUNT INFORMATION -----

Account	Amount	Percent	FY Applies
14-3810-2001	7,500	25.00	2005-06

----- COMMITMENTS -----

Type	Account	Amount	Source	Effective	Approved
None					

----- SUPPORTING DOCUMENTATION -----

Vitae: On File	Draft Offer Letter: Attached
References: On File	Recruiting Summary: Not Applicable
Language: On File	Teaching Assessment: Not Applicable
Other: Not Applicable	

English Proficiency: Primary Language English

----- COURSE INFORMATION -----

Sem	Course	Unique	Title	M	Nbr	Avg	Wkld		
SP	LAW 397S	99999	LAW SEMINAR	W	Sec	Enr	Cred	Team	
				N	1	25	4.5	N	

New Faculty Workload: 0.0
 Other Workload: 0.0
 Total Workload Credits: 4.5

----- DOCUMENTATION -----

Citizenship: US Citizen

Job Posting Number: N/A

Offer Comments:

PAR Comments:

----- CONCURRENT PRIOR APPROVAL REQUESTS -----

552.002 (Username)

----- UNIVERSITY APPOINTMENTS -----

Law	Adjunct Professor	01-16-05	05-31-05	025.00	60,000
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----- ELECTRONIC DOCUMENT ROUTING INFORMATION -----

Created	08-08-05	HENDRICKS, SYLVIA R	([REDACTED])	232-1473
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SIGNATURE

DATE

 8/12/05

Department Chair

Director

Dean

Provost



SCHOOL OF LAW
THE UNIVERSITY OF TEXAS AT AUSTIN

727 East Dean Keeton Street • Austin, Texas 78705 • (512) 471-5151 • Facsimile (512) 471-6988

November 11, 2004

Mr. Ted Cruz
Solicitor General of Texas
P.O. Box 1748
Austin, TX 78767

Dear Mr. Cruz,

I am delighted that you will be teaching at The University of Texas School of Law during the Spring Semester, 2005. Your schedule and other pertinent information are listed below.

<u>COURSE</u>	<u>MEETING DAY(S)</u>	<u>TIME</u>	<u>ROOM</u>	<u>EXAM DATE</u>	<u>ENROLLMENT/ MAXIMUM</u>
Sem: Supreme Court Litigation	T	3:30-5:20	JON 5.204	none	13/13

Please be aware that the students must be informed in writing during the first four days of the semester, January 18-21, how they will be evaluated (exam, paper, take home exam, floating exam, etc.) This method cannot be changed afterwards. Moreover, all students must take the exam, if there is one, on the regularly scheduled exam date. Any exceptions, postponements, must be approved by me. Early exams are not permitted. If you would like a copy of our current catalog which explains in more detail our rules and policies, please let me know.

Please be aware that the current registration enrollment figure is subject to change, but it will not exceed your requested limit or the room seating capacity. There are usually not many changes after the first week of classes. We have already concluded the fall adds/drops, but there will be additional ones in January immediately prior to the start of the semester. The above enrollment number reflects the fall adds/drops. If your enrollment is low, it may be because your course was added late. More students will probably add your class during the January adds/drops. Even though you are currently assigned the room listed above, there may be room changes later. A schedule with the latest room assignments will be placed in your law school mailbox immediately prior to the first day of classes.

Enclosed are a calendar and schedule for your information. Please note that the first day of classes is Tuesday, January 18, and the last day is Monday, May 2. The holidays next spring are Spring Break, March 14-18. I did not mention Martin Luther King Day as a holiday, since classes begin the day after, but the University will be closed that day.

Three small offices in the Library are made available for use by our adjunct faculty. They are 6.224A, 6.224B, and 6.224C. Your faculty assistant will be assigned to you by Colleen Kieke (ckieke@mail.law.utexas.edu). Materials to be copied should be sent to your faculty assistant. The Law School is required to comply with copyright laws; therefore all materials to be copied must be checked for copyright permission prior to being sent for duplication. First day assignments to be posted should also be sent to your faculty assistant. I hope that you will find this arrangement satisfactory.

We look forward to your being part of our faculty this fall. If you have any questions about your schedule, please do not hesitate to contact me at 512-232-1317.

With best wishes, I am

Sincerely yours,



Susana I. Alemán
Assistant Dean for Student Affairs

SIA/sk
Enclosures

cc: Sylvia Medrano
Colleen Kieke



SCHOOL OF LAW

THE UNIVERSITY OF TEXAS AT AUSTIN

Office of the Dean • Academic Affairs • 727 East Dean Keeton Street • Austin, Texas 78705-3299 (512) 471-5151
Direct Number (512) 232-1331 Telecopier Number (512) 471-6987

original to Provost
copy to K-B
10/15/04

September 24, 2004

Mr. Ted Cruz

552.117(a)(1)

Dear Ted;

On behalf of the Law School, I am delighted to invite you to teach the three-credit Supreme Court Litigation seminar in the spring of 2005. Below are the details of your proposed appointment:

Title:	Adjunct Professor
Period of Appointment:	1/16/05-5/31/05
Percent Time:	25%
Salary:	\$7,500

This figure represents your gross salary for the indicated appointment period only and is subject to deductions required by state and federal laws and, if permitted by law, other deductions that you may authorize.

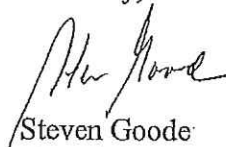
This will be a temporary appointment, without tenure, and the commitment is for the above-stated period only. This appointment is subject to the final approval by the Office of the Chancellor and the Board of Regents of The University of Texas System. All faculty, administrators, and staff are subject to the relevant provisions of the *Rules and Regulations* of the Board of Regents and the *Handbook of Operating Procedures* of The University of Texas at Austin and to applicable state and federal laws. As a member of our faculty, you will be evaluated by students using the same forms that we use for tenured and tenure-track faculty.

Mr. Ted Cruz
September 24, 2004
Page 2 of 2

I hope that the above terms are acceptable to you. Please indicate your acceptance of this invitation by signing in the space provided below and returning this original letter to me. A copy is provided for your records.

We look forward to your joining us in the spring of 2005.

Sincerely,

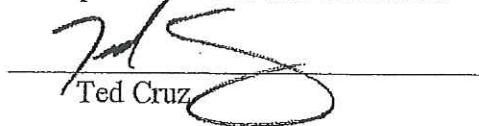


Steven Goode
G. Rollie White Teaching Excellence Chair in
Law & Associate Dean for Academic Affairs

Enclosures: Copy of offer letter

cc: Executive Vice President and Provost Sheldon Ekland-Olson

I accept the terms of this invitation:


Ted Cruz
Date

The University of Texas at Austin
FACULTY PRIOR APPROVAL REQUEST

Faculty: Rafael E Cruz
EID: RC4282
Department: 1640 Law
Employment Status: New Hire

FY/PAR: 2004-05 #001
Document ID: Q0-FPN-998859
Offer Status: Incomplete

APPOINTMENT INFORMATION

Academic Departments Primary: 1640 LAW
 Secondary:
 Other:

Appointment Period: 01/16/05 - 05/31/05

Percent Time: 25.00

ALTERNATE

Job Title: ADJUNCT PROFESSOR
Job Code: 0015
Academic Rate: 60,000
Supplements:
Total Comp: 60,000
Stipend: 7,500

Non-Tenure
Modified Service: No
Background Check: Yes

Temporary Appointment: Yes
Include in Next Budget: Roster

Contingency: None

Date:

Desc:

Proposed Endowed Title:
None

ACCOUNT INFORMATION

Account	Amount	Percent	FY Applies
14-3810-2001	7,500	25.00	2004-05

COMMITMENTS

Type	Account	Amount	Source	Effective	Approved
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SUPPORTING DOCUMENTATION

Vitae: Attached
References: Attached
Language: Attached
Other: Not Applicable

Draft Offer Letter: Attached
Recruiting Summary: Not Applicable
Teaching Assessment: Not Applicable

English Proficiency: Primary Language English

----- COURSE INFORMATION -----

Sem	Course	Unique	Title	M	Nbr	Avg	Wkld	
				W	Sec	Enr	Cred	Team
SP	LAW 397S	99999	LAW SEMINAR	N	1	25	4.5	N

New Faculty Workload: 0.0
 Other Workload: 0.0
 Total Workload Credits: 4.5

----- DOCUMENTATION -----

Citizenship: US Citizen

Job Posting Number: N/A

Offer Comments:

PAR Comments:

----- CONCURRENT PRIOR APPROVAL REQUESTS -----

----- UNIVERSITY APPOINTMENTS -----

----- ELECTRONIC DOCUMENT ROUTING INFORMATION -----

Created 09-24-04 MEDRANO, SYLVIA R () 232-1473

552.002 (username)

SIGNATURE

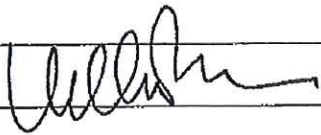
DATE

Department Chair

Director

Dean

Provost



9/25/04

Rafael Edward (Ted) Cruz

(512) 936-1824 (w),

(h),

(cell)

WORK EXPERIENCE

SOLICITOR GENERAL OF TEXAS, Austin, TX

February 2002 - present.

- Serve as the chief appellate lawyer for the State of Texas, before the U.S. Supreme Court, the Texas Supreme Court, and the state and federal appellate courts.
- Supervise all appellate litigation for the State of Texas and any state agency or officer. Specific clients include the State, the Governor, the Lieutenant Governor, the Speaker of the House, the Attorney General, the Comptroller, the Secretary of State, the Health and Human Services Commission, the Department of Health, the Department of Criminal Justice, the Department of Public Safety, the Department of Protective and Regulatory Services, the Department of Transportation, the University of Texas, Texas A&M, Texas Tech, and the University of Houston.
- Personally briefed and argued two cases in the U.S. Supreme Court and a total of thirteen cases in the Texas Supreme Court, the U.S. Court of Appeals for the Fifth Circuit, the Texas courts of appeals, and state and federal district courts.
- Awarded 2003 NAAG Best Brief Award, for the best merits brief in the U.S. Supreme Court in the October Term 2003, by the National Association of Attorneys General.
- Authored over twenty U.S. Supreme Court briefs, including a brief on behalf of all fifty States defending the constitutionality of the words Aunder God® in the Pledge of Allegiance.
- Successfully defended the constitutionality of the Texas Ten Commandments monument before the Fifth Circuit.
- Successfully defended the Texas congressional redistricting plan from legal challenge before a three-judge federal district court and on stay application before the U.S. Supreme Court.

FEDERAL TRADE COMMISSION, Washington, DC

June 2001 – February 2002.

Director, Office of Policy Planning.

- Developed policy and executed legal strategy for the Federal Trade Commission (FTC), the independent federal agency responsible for enforcing U.S. antitrust and consumer protection laws. Assembled and led a multidisciplinary team of senior lawyers and economists, managing litigating teams to solve complex antitrust and consumer protection legal challenges.
- Recruited by and reported directly to FTC Chairman Timothy J. Muris; served as a member of the FTC's senior executive team.
- Represented the FTC on interagency task forces at the White House, Treasury, Commerce, FDA, and other federal agencies.
- Chaired the *FTC Internet Task Force*, working to reduce legal and regulatory barriers to the expansion of e-commerce.
- Convened and organized FTC public hearings on Internet commerce, examining legal and regulatory barriers to the entry of new Internet competitors in retailing, auctions, automobile sales, health care, pharmaceutical sales, telemedicine, education, contact lens sales, real estate, mortgage lending, financial services, wine sales, casket sales, and online legal practice.
- Testified before the U.S. House of Representatives Subcommittee on Trade, Commerce and Consumer Protection about legal and regulatory barriers to the growth of e-commerce.
- Chaired the *FTC State Action* and *Noerr-Pennington Task Forces*, both examining complex areas of antitrust law, recommending strategies to clarify and improve those legal doctrines, and directing law enforcement case generation efforts.
- Directed the *FTC's Competition Advocacy program*, providing testimony and comments before federal and state legislatures and regulatory agencies. Comments and testimony have addressed wide-ranging issues, include the following: proposed health care legislation in Alaska, Ohio, and Washington State, proposed gasoline legislation in Virginia and New York, proposed rules and legislation governing real estate closings in North Carolina and Rhode Island, proposed rules governing attorney advertising in Alabama, proposed regulation of Internet contact lens sales in Connecticut, proposed rules governing federal class action litigation, and appropriate standards for FDA regulation of pharmaceutical advertising.
- Supervised the drafting of briefs on behalf of the FTC opposing excessive attorney fees in several pending class action lawsuits in state and federal district courts, and opposing efforts by a state funeral board to prevent the online sale of caskets.
- Briefed and personally argued successfully for FTC *In re Buspirone*, 185 F.Supp.2d 363 (S.D.N.Y. 2002), antitrust litigation alleging over \$500 million damages for anticompetitive manipulation of FDA procedures governing generic pharmaceuticals.

UNITED STATES DEPARTMENT OF JUSTICE, Washington, DC

February B June 2001.

Associate Deputy Attorney General.

- Principal responsibility for overseeing the Office of Policy Development and the Office of Legal Counsel.
- Led the U.S. delegation to Rome, Italy, negotiating the Council of Europe international Treaty on Cybercrime.
- Developed, coordinated, and administered policy initiatives and approved agency decisions concerning firearms enforcement, cybercrime, intellectual property, racial profiling task force, federalism, bankruptcy, religious freedom, campaign finance reform, tort reform, and judicial nominations.

BUSH-CHENEY TRANSITION TEAM, Washington, DC

January 2001.

Department of Justice Coordinator.

- One of four leaders of the Department of Justice Transition Team. Assessed legal and policy challenges facing the Department and helped ensure transition leadership at the Department. Helped prepare Attorney General Ashcroft for Senate confirmation.

BUSH-CHENEY RECOUNT TEAM, Tallahassee, FL

November 2000 B December 2000.

Attorney.

- Helped assemble legal team, coordinate legal effort, and draft pleadings in the Florida and U.S. Supreme Courts.
- Helped advise Secretary James A. Baker on overall legal strategy.

BUSH-CHENEY 2000, Austin, TX

July 1999 B November 2000.

Domestic Policy Advisor.

- Regularly briefed President Bush and Vice President Cheney on domestic policy.
- Primary responsibility for all legal policy issues, including Civil Justice, Criminal Justice, Constitutional Law & Civil Rights, Immigration, Campaign Finance Reform, Political Process, and Government Reform.
- Responsible for designing President Bush=s comprehensive plans for civil justice reform, campaign finance reform, immigration reform, disability policy, and drug policy. Wrote detailed factsheets describing each.
- Traveled with President Bush on the campaign trail to major policy announcements.
- Conferred regularly with advisors nationwide, including academics, practitioners, and Members of Congress.

COOPER, CARVIN & ROSENTHAL, PLLC, Washington, DC

September 1997 B June 1999.

Associate.

- Argued and won \$10 million case in the U. S. Court of Appeals for the Federal Circuit on behalf of Ford Motor Company.
- Represented Rep. John Boehner (R-OH) in his still pending civil suit against Rep. Jim McDermott (D-WA) for McDermott=s dissemination to the New York Times of an illegally-intercepted cell-phone conversation among the House Republican leadership B the first civil suit between sitting Congressmen in the history of the U. S.
- Represented David Wang before the grand jury and before the House Campaign Finance hearings concerning Wang=s alleged illegal donation of \$10,000 to the Democratic National Committee.
- Represented Republic Savings Bank in breach of contract and Takings action against the federal government.

THE HONORABLE WILLIAM H. REHNQUIST, CHIEF JUSTICE OF THE UNITED STATES

October Term 1996.

Law Clerk.

THE HONORABLE J. MICHAEL LUTTIG, U. S. COURT OF APPEALS FOR THE FOURTH CIRCUIT

1995-96 Term.

Law Clerk.

EDUCATION

HARVARD LAW SCHOOL, J.D., magna cum laude, 1995.

Journals: HARVARD LAW REVIEW, Primary Editor.
HARVARD JOURNAL OF LAW & PUBLIC POLICY, Executive Editor.
HARVARD LATINO LAW REVIEW, Co-Founder and Editor.

Honors: John M. Olin Fellowship in Law and Economics.

PRINCETON UNIVERSITY, A.B., cum laude, Woodrow Wilson School of Public and International Affairs, 1992.

Major: Public Policy, Political Philosophy, and Economics.

Awards: U.S. National Champion Debate Team, 1992; U.S. National Champion Speaker, 1992.
1st Place Speaker B 1992 North American Debate Championships, Montréal, Canada.

PUBLICATIONS

- *This One's for the Children: The Zelman Ruling*, NATIONAL REVIEW ONLINE (June 28, 2002).
- *Fair Play for Florida Voters B You Can=t Change the Rules after Election Day: A Summary of the Supreme Court Brief Filed by Governor Bush*, CNN.com (December 1, 2000).
- *Not My Brother's Keeper: The Inability of an Informed Minority to Correct for Imperfect Information*, 47 HASTINGS L.J. 635 (1996) (with Jeffrey J. Hinck).
- Case Comment, *J.E.B. v. Alabama ex rel. T.B.*, 108 HARV. L. REV. 240 (1994).
- *Developments in the Law B Lawyers= Responsibilities and Responses: The 1993 Amendments to Federal Rule of Civil Procedure 11*, 107 HARV. L. REV. 1629 (1994).
- Recent Development, *Animal Sacrifice and Equal Protection Free Exercise: Church of the Lukumi Babalu Aye, Inc. v. City of Hialeah*, 17 HARV. J.L. & PUB. POL=Y 262 (1994).

COMMUNITY SERVICE

- Chairman, School Choice and Education Reform Committee, Federalist Society for Law and Public Policy, 1997-99.
- Steering Committee, TEXAS REVIEW OF LAW & POLITICS.
- Director, the Texas Lyceum.



CHAPMAN UNIVERSITY

SCHOOL OF LAW

July 31, 2004

Dean William Powers
The University of Texas School of Law
727 E. Dean Keeton Street
Austin, TX 78705

Re: Ted Cruz Reference

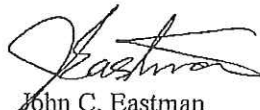
Dear Dean Powers:

I understand that Ted Cruz has applied to be a member of the adjunct faculty at the University of Texas Law School, and would likely teach a class on Supreme Court litigation.

I write to offer my recommendation for Ted. As you are no doubt aware, Ted will bring to the law school a combination of academic success (at Harvard) and practical experience both at the state and federal level. In addition, he has seen Supreme Court litigation from both sides of the marble halls—as a law clerk to Chief Justice Rehnquist and as the Solicitor General for the State of Texas. His clerkship with Circuit Judge J. Michael Luttig on the Fourth Circuit (where he was my co-clerk) was also a Supreme Court practicum of sorts; Judge Luttig had clerked for Chief Justice Warren Burger, and he had close relationships with a number of the current sitting Justices.

I have no doubt that Ted will combine these experiences into a highly educational course offering. Moreover, his outgoing personality will, I think, be quite well-received by students. Congratulations on considering such a well-qualified candidate for your adjunct faculty.

Sincerely,



John C. Eastman
Professor of Law

X-Auth-No:
X-Sender: [REDACTED]
X-Mailer: QUALCOMM Windows Eudora Version 6.1.2.0
Date: Thu, 05 Aug 2004 15:11:38 -0500
To: smedrano@mail.law.utexas.edu
From: Rick Garnett <[REDACTED]>
Subject: Rec letter for Dean Powers
X-ND-MTA-Date: Thu, 05 Aug 2004 15:11:40 -0500 (EST)
X-ND-Virus-Scan: engine v4.3.20; dat v4383

552.137

Greetings -- Here (below) is a letter of recommendation for Ted Cruz, who has applied for a position on the School of Law's adjunct faculty. I was told to send this letter to you, even though it is addressed to the Dean. Please let me know if I have this wrong . . .

Very best wishes,

Rick Garnett

* * *

August 5, 2004

Dean William Powers
The University of Texas School of Law
727 E. Dean Keeton Street
Austin, Texas 78705

RE: Ted Cruz

Dear Dean Powers:

I understand that my friend and former colleague, Ted Cruz, is being considered for an appointment to the adjunct faculty of the School of Law. I am writing to offer my unreserved and enthusiastic support for Ted's application. In my judgment, Ted would enrich the School and the experiences of its students.

I have known Ted since the Summer of 1996, when he and I started a judicial clerkship together. We became, and have remained, close friends. I am quite familiar with his work as a law clerk, a policy advisor, a practicing lawyer, and a public servant. He and I have worked together on several projects. In light of these experiences, I am pleased to endorse his application, and to recommend him to you.

Please feel free to contact me, at 574.631.6981, if you have any questions about Ted or about this letter.

Very respectfully yours,

Richard W. Garnett
Associate Professor of Law

X-Auth-No:
Date: Mon, 16 Aug 2004 08:49:42 -0500
From: Nicole Stelle Garnett <[REDACTED]>
To: smedrano@mail.law.utexas.edu
Subject: Ted Cruz
User-Agent: Internet Messaging Program (IMP) 3.2.2
X-Originating-IP: 24.11.242.76
X-ND-MTA-Date: Mon, 16 Aug 2004 08:49:44 -0500 (EST)
X-ND-Virus-Scan: engine v4.3.20; dat v4386

552.137 (this page)

William Powers, Dean
The University of Texas School of Law
727 E. Dean Keeton Street
Austin, Texas 78705

Dear Dean Powers:

I understand that Ted Cruz has applied to teach a course as an adjunct professor at the University of Texas. I write in support of his application. I have known Ted, both personally and professionally, for eight years. Based upon this longstanding relationship, I can confidently say that Ted will make an excellent law teacher.

I first met Ted when he served as a law clerk for Chief Justice William Rehnquist with my husband, Rick. We became close friends, as co-clerks often do. In the years since, I've come to learn that Ted is more than just smart and extremely knowledgeable about the law---most people with his credentials fit that description, and he is no exception. But, more importantly, I've come to admire Ted as a person of the highest moral character. Your students would be lucky to have him as a teacher.

If you have any additional questions about Ted, please let me know.

Best Wishes, Nicole Garnett

Nicole Stelle Garnett
Associate Professor
Notre Dame Law School
P.O. Box R
Notre Dame, IN 46556

[REDACTED]
(574) 631-3091
(574) 631-4197 (fax)
<http://www.law.nd.edu/faculty/facultypages/garnettn.html>

ATTACHMENT A
PRIMARY LANGUAGE DETERMINATION
(For All Faculty Members)

DEPARTMENT: School of Law

NAME: Rafael E. Cruz

SSN:

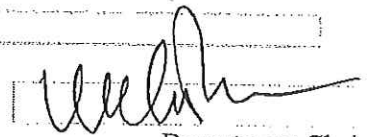
PROPOSED RANK: Adjunct Professor

COUNTRY OF BIRTH: Canada

Primary language is English as evidenced by the following (check all that apply):

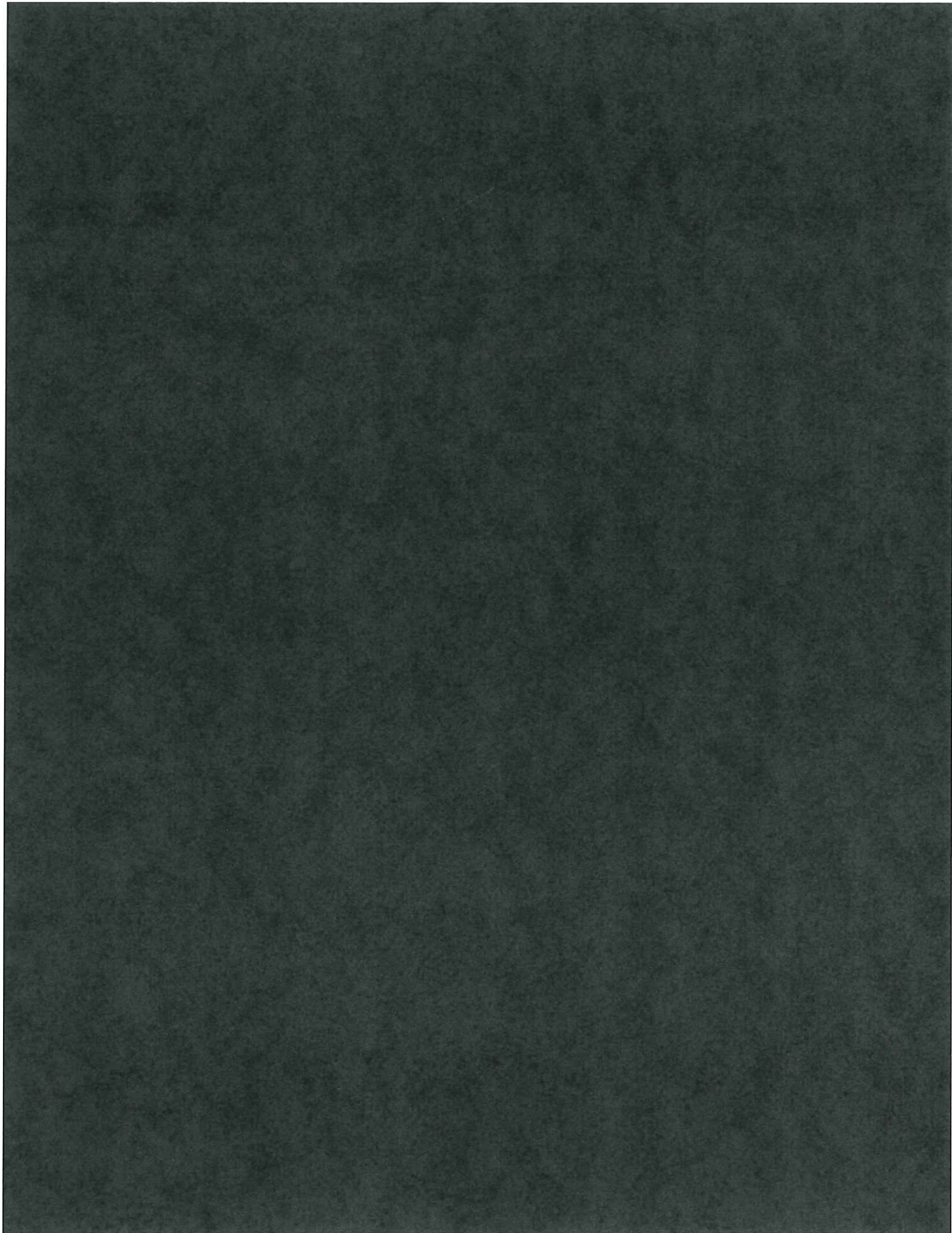
- ☐ Born and educated in the United States.
- ☐ Born and educated in where the dominant language is English.
- ☒ Formal education has been in English.
- ☐ As a child, English was the primary language spoken in the home.
- ☐ Other:

Primary language, if not English, is


Department Chair

FOLLOWING PAGE(S) 1 INTENTIONALLY
WITHHELD

552.101, Government Code
&
Section 1324A of Title B of U.S. Code
(Employee Eligibility Verification, Form "I-9," and
appended ID forms.)



THE UNIVERSITY OF TEXAS AT AUSTIN

STANDARDS OF CONDUCT AND POLITICAL ACTIVITIES

INSTRUCTIONS: You can acknowledge these sections of the Texas Government Code on the World Wide Web at: https://utdirect.utexas.edu/pnethc/pn_ethics.WBX.

If you do not have access to the web, print a copy of this form, complete the RECEIPT section of this document, make a copy of this document for your file, and then return the original signed form by campus mail to: Human Resource Services, Employee Records Services, mail code J5600.

§ 572.051. STANDARDS OF CONDUCT

A state officer or employee should not:

- (1) accept or solicit any gift, favor, or service that might reasonably tend to influence the officer or employee in the discharge of official duties or that the officer or employee knows or should know is being offered with the intent to influence the officer's or employee's official conduct;
- (2) accept other employment or engage in a business or professional activity that the officer or employee might reasonably expect would require or induce the officer or employee to disclose confidential information acquired by reason of the official position;
- (3) accept other employment or compensation that could reasonably be expected to impair the officer's or employee's independence of judgment in the performance of the officer's or employee's official duties;
- (4) make personal investments that could reasonably be expected to create a substantial conflict between the officer's or employee's private interest and the public interest; or
- (5) intentionally or knowingly solicit, accept, or agree to accept any benefit for having exercised the officer's or employee's official powers or performed the officer's or employee's official duties in favor of another.

State law requires that the following sections from the Government Code (556.004, 556.005, 556.006, 556.007, 556.008) be provided and a signed receipt secured from each officer or employee.

§ 556.004. POLITICAL ACTIVITIES BY CERTAIN PUBLIC ENTITIES AND INDIVIDUALS

- (a) A state agency may not use any money under its control, including appropriated money, to finance or otherwise support the candidacy of a person for an office in the legislative, executive, or judicial branch of state government or of the government of the United States. This prohibition extends to the direct or indirect employment of a person to perform an action described by this subsection.
- (b) A state officer or employee may not use a state-owned or state-leased motor vehicle for a purpose described by Subsection (a).
- (c) A state officer or employee may not use official authority or influence or permit the use of a program administered by the state agency of which the person is an officer or employee to interfere with or affect the result of an election or nomination of a candidate or to achieve any other political purpose.
- (d) A state employee may not coerce, attempt to coerce, command, restrict, attempt to restrict, or prevent the payment, loan, or contribution of any thing of value to a person or political organization for a political purpose.
- (e) For purposes of Subsection (c), a state officer or employee does not interfere with or affect the results of an election or nomination if the individual's conduct is permitted by a law relating to the individual's office or employment and is not otherwise unlawful.

§ 556.005. Employment of Lobbyist

- (a) A state agency may not use appropriated money to employ, as a regular full-time or part-time or contract employee, a person who is required by Chapter 305 to register as a lobbyist. Except for an institution of higher education as defined by Section 61.003, Education Code, a state agency may not use any money under its control to employ or contract with an individual who is required by Chapter 305 to register as a lobbyist.
- (b) A state agency may not use appropriated money to pay, on behalf of the agency or an officer or employee of the agency, membership dues to an organization that pays part or all of the salary of a person who is required by Chapter 305 to register as a lobbyist.

(c) A state agency that violates Subsection (a) is subject to a reduction of amounts appropriated for administration by the General Appropriations Act for the biennium following the biennium in which the violation occurs in an amount not to exceed \$100,000 for each violation.

(d) A state agency administering a statewide retirement plan may enter into a contract to receive assistance or advice regarding the qualified tax status of the plan or on other federal matters affecting the administration of the state agency or its programs if the contractor is not required by Chapter 305 to register as a lobbyist.

§ 556.0055. Restrictions on Lobbying Expenditures

(a) A political subdivision or private entity that receives state funds may not use the funds to pay:

(1) lobbying expenses incurred by the recipient of the funds;

(2) a person or entity that is required to register with the Texas Ethics Commission under Chapter 305;

(3) any partner, employee, employer, relative, contractor, consultant, or related entity of a person or entity described by Subdivision (2); or

(4) a person or entity that has been hired to represent associations or other entities for the purpose of affecting the outcome of legislation, agency rules, ordinances, or other government policies.

(b) A political subdivision or private entity that violates Subsection (a) is not eligible to receive additional state funds.

§ 556.006. Legislative Lobbying

(a) A state agency may not use appropriated money to attempt to influence the passage or defeat of a legislative measure.

(b) This section does not prohibit a state officer or employee from using state resources to provide public information or to provide information responsive to a request.

§ 556.007. Termination of Employment

A state employee who causes an employee to be discharged, demoted, or otherwise discriminated against for providing information under Section 556.006(b) or who violates Section 556.004(c) or (d) is subject to immediate termination of employment.

§ 556.008. Compensation Prohibition

A state agency may not use appropriated money to compensate a state officer or employee who violates Section 556.004(a), (b), or (c) or Section 556.005 or 556.006(a), or who is subject to termination under Section 556.007.

RECEIPT

Receipt of the foregoing sections of the Texas Government Code is acknowledged this 11th day of Nov., year 2004

Employee Signature Rafael E. Cruz UT EID RC4282

Print Name of Employee Cruz Rafael E.
last first middle initial

Notice Concerning Your Information: The Texas Public Information Act, with a few exceptions, gives you the right to be informed about the information that The University of Texas at Austin collects about you. It also gives you the right to request a copy of that information; and to have the University correct any of that information that is wrong. You may request to receive and review any of that information, or request corrections to it, by contacting the University's Public Information Officer, Office of Financial Affairs, PO Box 8179, Austin, Texas, 78713 (email: cfo@www.utexas.edu).

HR 11/29/04

THE UNIVERSITY OF TEXAS AT AUSTIN
STATE AND FEDERAL VETERAN STATUS INFORMATION FORM

Information for Reporting to State, Federal, and Equal Employment Opportunity Agencies

NAME: RAFAEL E. CRUZ	UT EID: RC4282
UT DEPT: LAW	MAIL CODE: D1800

INSTRUCTIONS: Please mark the appropriate box(es) below, sign, date, and return to:
Human Resource Services, Employee Records, J5600.

☒ I AM NOT an armed services veteran or a surviving spouse or an orphan of a veteran.
--

PART I. TEXAS VETERAN INFORMATION (REQUIRED)

VETERAN Designation
☐ I have served in the military for not less than 90 consecutive days during a national emergency declared in accordance with federal law or was discharged from military service for an established service-connected disability, AND was honorably discharged from military service and I am competent.
SURVIVING SPOUSE of a VETERAN
☐ If you are a veteran's spouse who has not remarried and is competent, AND the veteran served in the military for not less than 90 consecutive days during a national emergency and was killed while on active duty.
ORPHAN of a VETERAN
☐ If you are a veteran's orphan who is competent, AND the veteran served in the military for not less than 90 consecutive days during a national emergency and who was killed while on active duty.

PART II. FEDERAL VETERAN CATEGORIES (OPTIONAL)

VETERAN OF THE VIETNAM ERA
☐ A veteran, any part of whose active U.S. military, ground, naval, or air service was during the period February 28, 1961 to May 7, 1975 or August 5, 1964 to May 7, 1975 who: (i.) served on active duty for a period of more than 180 days, and was discharged or released with other than a dishonorable discharge; or (ii.) was discharged or released from active duty because of a service-connected disability if any part of such duty was performed between the dates cited.
SPECIAL DISABLED VETERAN
☐ A person who: (i) is a veteran of the U.S. military, ground, naval or air service who is entitled to compensation (or who but for the receipt of military retired pay would be entitled to compensation) under laws administered by the Department of Veterans' Affairs for a disability, and is (a) rated at 30 percent or more, or (b) rated at 10 or 20 percent in the case of a veteran who has been determined under Section 38, U.S.C. 3106, to have a serious employment handicap, or (ii) was discharged or released from active duty because of a service-connected disability.
NEWLY SEPARATED VETERAN
☐ Any veteran who served on active duty in the U.S. military, ground, naval or air service during the one-year period beginning on the date of such veteran's discharge or release from active duty. Military Service Dates (MM/YYYY) From: _____ / _____ to _____ / _____
OTHER PROTECTED VETERAN
☐ Veterans who served on active duty in the U.S. military, ground, naval or air service during a war or in a campaign or expedition for which a campaign badge has been authorized. Please review the following list to determine eligibility.

I certify that the above information is true and correct to the best of my knowledge and ability.

Signature: Rafael E. Cruz	Date: 11/1/04
----------------------------------	----------------------

Please return this completed form by campus mail to:
Human Resource Services, Employee Records, J5600.

HR 11/29/04

SELECTIVE SERVICE ELIGIBILITY AND VERIFICATION

Doc ID #EM165

Beginning September 1, 1999, all new male employees must complete this form regarding their eligibility for Selective Service registration. Males age 18 through 25 who are required to register for Selective Service must provide verification of registration or exemption as a condition of employment. This procedure is in compliance with Section 651.005 of the Texas Government Code. It applies to all employees of The University of Texas at Austin, including faculty and student employees, regardless of title, length or percent time of appointment, or source of funds. If the new employee has sent in a paper registration form or completed the on-line registration, but has not yet received their "proof of registration" through the mail, they are eligible to be hired. For assistance, call Human Resource Services, Employee Record Services at 471-5127.

INSTRUCTIONS: To be completed immediately by all new male employees on or before first day of employment

Print Name: Last CRUZ	First RAFAEL	Middle Initial E.	Social Security Number:
Department Name: Law		Mail Code: D1800	Department Phone Number: 232.1473

I certify that all the information, including attachments, is true and complete, and I understand that any misstatement, falsification, or omission of information shall be grounds for refusal to hire or, if hired, termination.

Rafael E Cruz
Employee Signature

552.102

11/1/04
Date Signed (Month/Day/Year)

Section 1 - Registration based on Age

Are you a male age 18 through 25? (Circle one) YES ☐ NO ☒

Date of Birth:

If YES, go to Section 2.

If NO, return this form to your department contact or hiring supervisor who will keep this information in your departmental employee file. No information is sent to Human Resource Services at this time.

Section 2 - Registration based on Status

As a male age 18 through 25, are you required to register for Selective Service? (Circle one)

YES [You are required to register if you are a male U.S. citizen or immigrant alien male.]

NO [You are not required to register if you are: a lawful non-immigrant alien on a student, visitor, tourist or diplomatic visa; on active duty in the U.S. Armed Forces; or attending certain service academics.]

If YES, go to Section 3.

If NO, return this form to your department contact or hiring supervisor who will keep a copy in your departmental employee file AND send the original to Human Resource Services, Employee Record Services, NOA 2.200, J5600.

Section 3 - Verification of Registration or Exemption

You must provide verification of registration or of exemption with Selective Service at this time so that you may be employed with The University of Texas at Austin. Return this form and the verification of registration or exemption to your department contact or hiring supervisor who will keep a copy of these in your departmental employee file AND send the originals to Human Resource Services, Employee Record Services, NOA 2.200, J5600.

Verification of Registration consists of one of the following: (1) The Selective Service card issued to you upon registration, or (2) printout of the on-line confirmation (<https://www4.sss.gov/regver/verification1.asp>)

(Selective Service Number)

If you have not yet registered, you must register IMMEDIATELY or you will not be able to be employed at the University. You may register on-line at: https://www4.sss.gov/regver/register_nc.asp

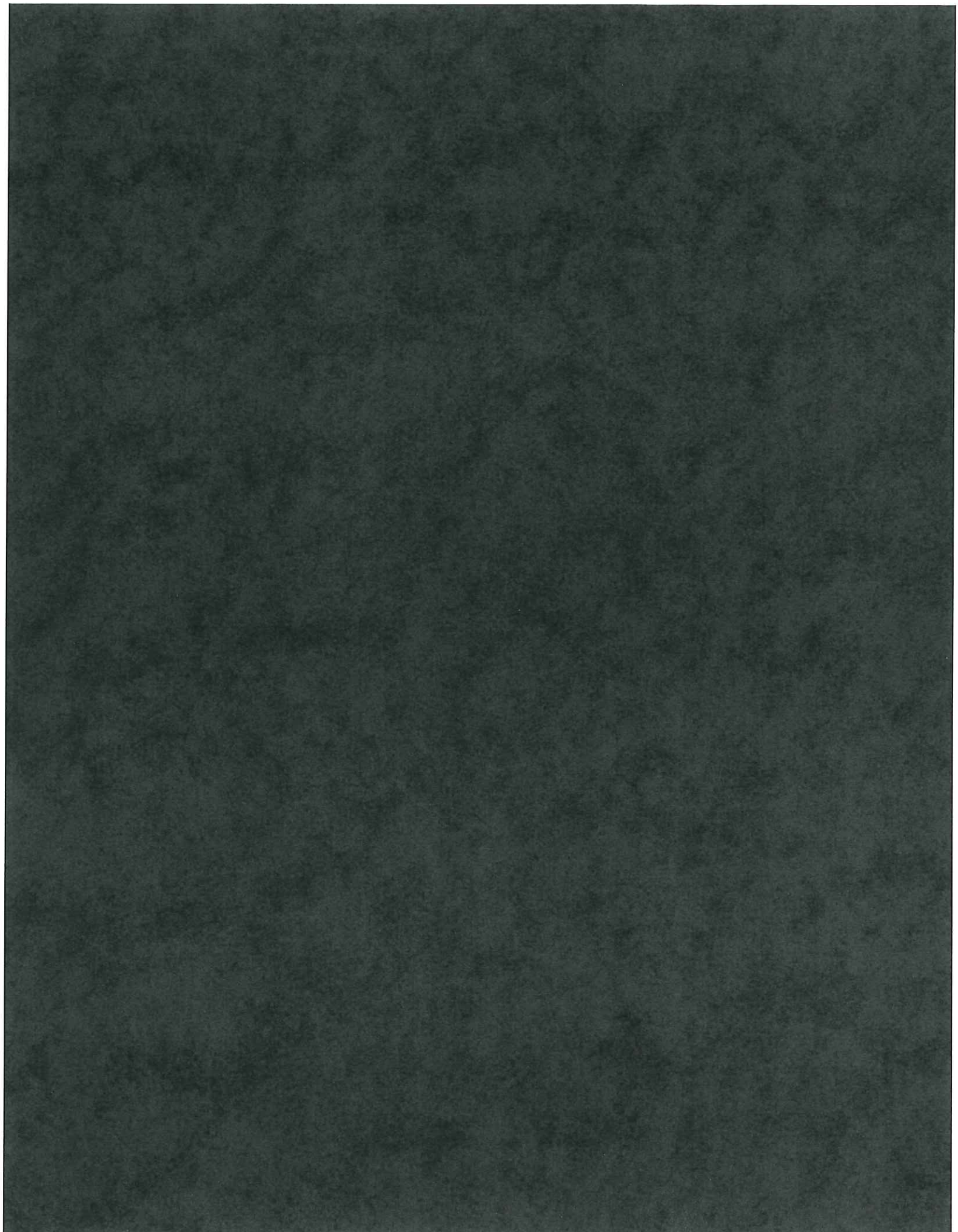
Verification of Exemption - Please state the reason you are exempt: _____

Exemptions are extremely rare and only include children of diplomats assigned to embassies in the United States, and individuals who are part of trade commissions or embassies of foreign countries. Exemptions do not include student deferments or conscientious objectors. Human Resource Services will contact you for further information and documentation.

(revised: 8/2003)

THIS PAGE(S) 1
INTENTIONALLY WITHHELD

552.101, Government Code
&
Section 6103(A) of Title 26 of U.S. Code
("Tax return information," including a W-4 or W-2)



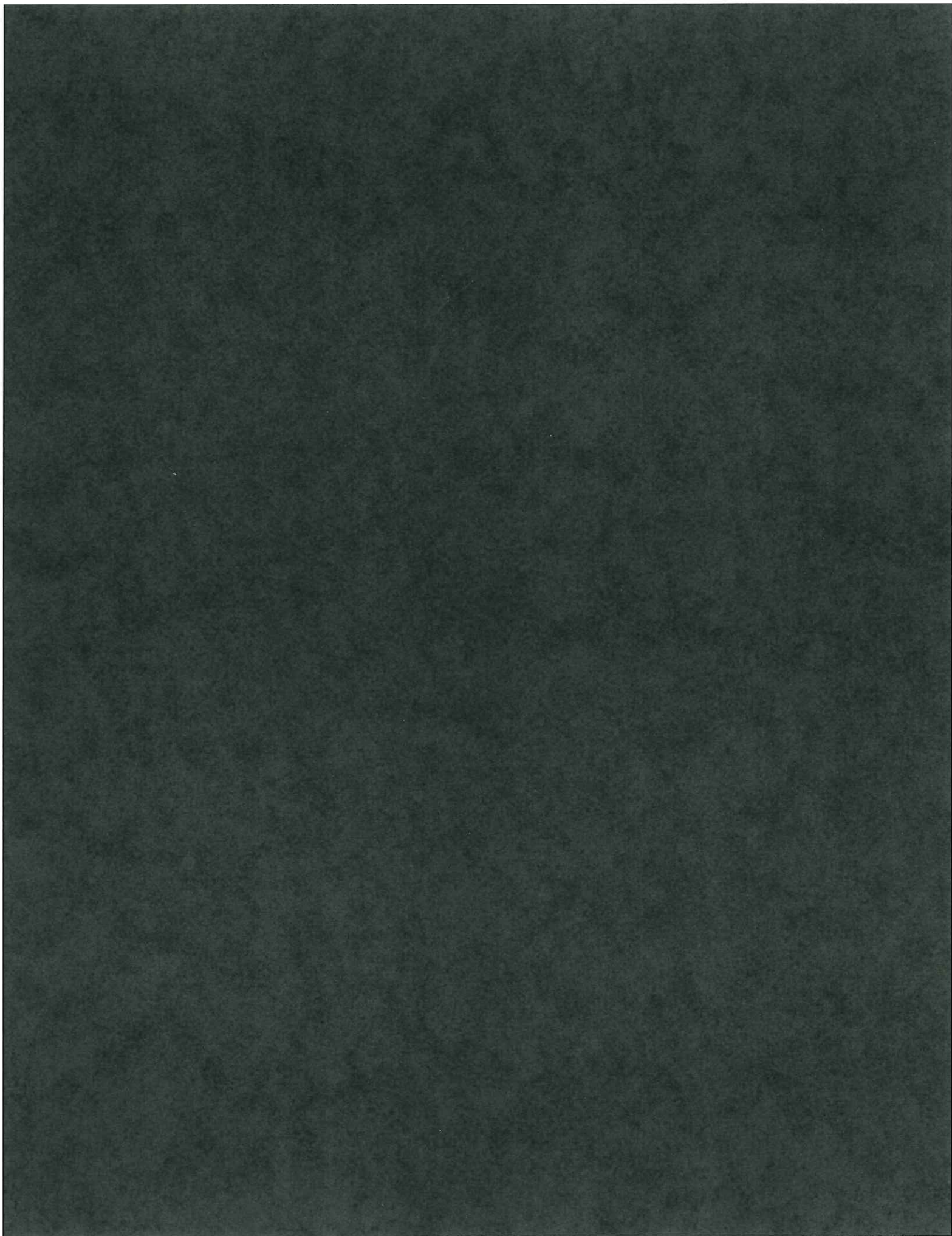
THIS PAGE(S) 1
INTENTIONALLY WITHHELD

Section 552.101, *Government Code*, and common law privacy makes personal financial information confidential (i.e., mortgage payments, assets, bills, credit history, beneficiaries of employee retirement benefits, optional insurance coverage and direct deposit authorization).

Section 552.101 of the Government Code excepts from disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. Section 552.101 encompasses common-law privacy. Common-law privacy protects information if it (1) contains highly intimate or embarrassing facts, the publication of which would be highly objectionable to a reasonable person, and (2) is not of legitimate concern to the public. *Industrial Found v. Texas Indus. Accident Bd*, 540 S. W.2d 668, 685 (Tex. 1976).

To demonstrate the applicability of common-law privacy, both prongs of this test must be established. *Id* at 681-82. Types of information considered intimate and embarrassing by the Texas Supreme Court are delineated in *Industrial Foundation*. *Id* at 683. Additionally, this office has found personal financial information not relating to a financial transaction between an individual and a governmental body is generally private. *See* Open Records Decision Nos. 600 (1992) (employee's designation of retirement beneficiary, choice of insurance carrier, election of optional coverages, direct deposit authorization, forms allowing employee to allocate pretax compensation to group insurance, health care or dependent care), 545 (1990) (deferred compensation information, participation in voluntary investment program, election of optional insurance coverage, mortgage payments, assets, bills, and credit history), 523 (1989) (common-law privacy protects credit reports, financial statements, and other personal financial information), 455 at 9 (1987) (employment applicant's salary information not private), 423 at 2 (1984) (scope of public employee privacy is narrow). The public generally has a legitimate interest in information that relates to public employment and public employees. *See* Open Records Decisions Nos. 562 at I 0 (1990) (personnel file information does not involve most intimate aspects of human affairs, but in fact touches on matters of legitimate public concern), 542 (1990), 470 at 4 (1987) (public has legitimate interest in job qualifications and performance of public employees), 444 at 5-6 (1986) (public has legitimate interest in knowing reasons for dismissal, demotion, promotion, or resignation of public employees).

(Attorney General's Office –May, 2014)



SECURITY SENSITIVE FORM

PO-13

Rev. 03/11/04

EM150

Human Resource Services

Recruiting and Staffing Services

Campus Mail: NOA, J5600

US Mail: P.O. Drawer V, Austin, TX 78713-8922

**THE UNIVERSITY OF TEXAS AT AUSTIN***An Equal Opportunity / Affirmative Action Employer*

The University of Texas at Austin does not discriminate on any basis prohibited by applicable law including race, color, religion, sex, national origin, disability, age, citizenship status, or Vietnam era or special disabled veteran's status in recruitment, employment, promotion, compensation, benefits, or training. It is also the University's policy to maintain a work environment free from discrimination on the basis of sexual orientation. The information on the Application, together with any attachments, is the property of the University.

THIS SECTION TO BE COMPLETED BY THE APPLICANT FOR A SECURITY SENSITIVE POSITION

IMPORTANT INSTRUCTIONS: Clearly print all information. Provide *ALL* information requested. Information is used for identification purposes only. Falsification of any information on this form will void your Application for Employment and any actions based on it.

Name: CRUZ RAFAEL EDWARD Social Security No.: _____
LAST FIRST MIDDLE IS THIS A TEMPORARY NO. ASSIGNED BY PAYROLL? Y / ☒ N

Present Address: _____
NUMBER AND STREET CITY STATE ZIP

Previous Address: _____
NUMBER AND STREET CITY STATE ZIP

Drivers License No. & State: _____ Race: H Sex: M Date of Birth: _____
MONTH DAY YEAR

NON-DISCLOSURE AGREEMENT

I hereby authorize The University of Texas at Austin Police Department, the City of Austin Police Department, or any other law enforcement agency to furnish to The University of Texas at Austin my criminal conviction record for a deferred adjudication, misdemeanor, or felony offense at age 17 or older. I do hereby release all agents, servants, and employees of The University of Texas, the person in charge of such law enforcement agency or department and all members of such law enforcement agency or department from all liability resulting from the furnishing of this information to The University of Texas at Austin.

I certify that the statements made by me on this form are true, complete, and correct to the best of my knowledge and belief and are made in good faith. I understand that any false statements made herein will void my Application for Employment and any actions based on it.

SIGNATURE OF APPLICANT Rafael Edward DATE 10/1/04

THIS SECTION TO BE COMPLETED BY THE DEPARTMENT WITH A SECURITY SENSITIVE POSITION

IMPORTANT INSTRUCTIONS: Send this completed form to Human Resource Services, Recruiting and Staffing Services, at the above address. For an applicant with an Online Employment Application, send only the completed form. For those applicants with a PO-14 Application, please attach the original PO-14 to this completed form. The Department Account Number specified below will be charged for processing this request. Sub-accounts ending between 50 or 59 should be used.

Job Title of Position Being Applied for: Adjunct Professor Recruiting Job Number of Position Being Applied for (if applicable): n/a

Department Name and Hiring Unit Code: Law Department Account Number: 20-3810-2050

Department Contact Person's Name: Sylvia Medrano Department Contact Person's UT-EID: sm52069

Department Contact's Phone Number: 2.1473 Authorized Signature For Department: Kimberly Bean

If this is a reclassification of a current employee please indicate the document I.D. (i.e., POERA999123): _____

For HRS Use Only: S: _____ Date: _____ Initials: _____ C: _____ Date: _____ Initials: _____

The Texas Public Information Act, with a few exceptions, gives you the right to be informed about the information that The University of Texas at Austin collects about you. It also gives you the right to request a copy of that information, and to have The University correct any of that information that is wrong. You may request to receive and review any of that information, or request corrections to it, by contacting the University's Public Information Officer, Office of Financial Affairs, PO Box 8179, Austin, Texas, 78713 (email: cfo@www.utexas.edu).

PO-13
Rev. 03/11/04
EM150

Human Resource Services

Recruiting and Staffing Services
Campus Mail: NOA, J5600

US Mail: P.O. Drawer V, Austin, TX 78713-8922



THE UNIVERSITY OF TEXAS AT AUSTIN

An Equal Opportunity / Affirmative Action Employer

The University of Texas at Austin does not discriminate on any basis prohibited by applicable law including race, color, religion, sex, national origin, disability, age, citizenship status, or Vietnam era or special disabled veteran's status in recruitment, employment, promotion, compensation, benefits, or training. It is also the University's policy to maintain a work environment free from discrimination on the basis of sexual orientation. The information on the Application, together with any attachments, is the property of the University.

THIS SECTION TO BE COMPLETED BY THE APPLICANT FOR A SECURITY SENSITIVE POSITION

IMPORTANT INSTRUCTIONS: Clearly print all information. Provide *ALL* information requested. Information is used for identification purposes only. Falsification of any information on this form will void your Application for Employment and any actions based on it.

Name: CRUZ RAFAEL EDWARD
LAST FIRST MIDDLE

Social Security No.:
IS THIS A TEMPORARY NO. ASSIGNED BY PAYROLL? Y / N

Present Address: _____
 NUMBER AND STREET CITY STATE ZIP

Previous Address: _____
NUMBER AND STREET CITY STATE ZIP

Drivers License No. & State: _____ Race: A Sex: M Date of Blrth: _____
MONTH/DAY/YEAR

NON-DISCLOSURE AGREEMENT

I hereby authorize The University of Texas at Austin Police Department, the City of Austin Police Department, or any other law enforcement agency to furnish to The University of Texas at Austin my criminal conviction record for a deferred adjudication, misdemeanor, or felony offense at age 17 or older. I do hereby release all agents, servants, and employees of The University of Texas, the person in charge of such law enforcement agency or department and all members of such law enforcement agency or department from all liability resulting from the furnishing of this information to The University of Texas at Austin.

I certify that the statements made by me on this form are true, complete, and correct to the best of my knowledge and belief and are made in good faith. I understand that any false statements made herein will void my Application for Employment and any actions based on it.

SIGNATURE OF APPLICANT Papel Edward DATE 10/1/04

THIS SECTION TO BE COMPLETED BY THE DEPARTMENT WITH A SECURITY SENSITIVE POSITION

IMPORTANT INSTRUCTIONS: Send this completed form to Human Resource Services, Recruiting and Staffing Services, at the above address. For an applicant with an Online Employment Application, send only the completed form. For those applicants with a PO-14 Application, please attach the original PO-14 to this completed form. The Department Account Number specified below will be charged for processing this request. Sub-accounts ending between 50 or 59 should be used.

Job Title of Position Being Applied for: Adjunct Professor

Department Name
and Hiring Unit Code: Law

Department Contact Person's Name: Sylvia Medrano

Department Contact's Phone Number: 2. 1473

Recruiting Job Number of Position Being Applied for (if applicable): n/a

Department
Account Number: 20-3810-2050

Department Contact
Person's UT-EID: sm 52069

Authorized Signature For Department: Kimberly Bear

If this is a reclassification of a current employee please indicate the document I.D. (i.e., POERA999123):

For HRS Use Only: S: _____ Date: _____ Initials: _____ C: _____ Date: _____ Initials: _____

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THE FOLLOWING PAGE(S) 1
INTENTIONALLY WITHHELD

552.101& Other Law

Section 411.083, 411.085, and 411.094(d), *Government Code*. Unauthorized obtaining, use or disclosure of criminal history record information. Any such pages have been withheld from the assembled documents prior to inspection and/or release irregardless of the findings.

As an institute of higher education, the University is entitled to obtain criminal history information as it relates to job applicants seeking employment in a security-sensitive position. Sections 411.083, 411.085 and 411.094 of the *Texas Government Code*, govern dissemination of background check information maintained by the University.

Under the noted provisions, the University receives criminal history information from the Texas Department of Public Safety ("Texas DPS") for specific purposes and cannot, by law, re-disclose or use that information for anything other than the purpose for which it was originally obtained, i.e., for University background checks. Further, under §411.094(e), the University is required to destroy all criminal history information obtained from the Texas DPS "as soon as practicable" once the person is (1) employed, (2) satisfies his/her probationary employment term, or, 3) if the individual is not hired for the security-sensitive position.

Given the above, the University is prohibited from releasing criminal history information to anyone, even to the person that is the subject of the background check, except by court order. Please note, however, that the person that is the subject of the background check can obtain their own criminal background information by going to the source agency, the Texas DPS, directly.

