

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

Division for the Purpose of
Appointing Independent Counsels

Division No. 94-1



FINAL REPORT OF THE INDEPENDENT COUNSEL
(IN RE: MADISON GUARANTY SAVINGS &
LOAN ASSOCIATION)

IN RE: ANTHONY MARCECA

Robert W. Ray
Independent Counsel

March 16, 2000
Washington, D.C.

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

United States Court of Appeals
For the District of Columbia Circuit

FILED JUL 28 2000

Division for the Purpose of
Appointing Independent Counsels

Special Division

Ethics in Government Act of 1978, As Amended

In re: Madison Guaranty Savings
& Loan Association
(In Re: Anthony Marceca)

Division No. 94-1

Before: SENTELLE, *Presiding Judge*, FAY and CUDAHY, *Senior Circuit Judges*.

ORDER

Upon consideration of the Motion of Independent Counsel Robert W. Ray requesting authorization to publicly release and publish his Final Report in In Re: Anthony Marceca, it is

ORDERED that the motion be granted. It is therefore

ORDERED, ADJUDGED, and DECREED that the Final Report of Independent Counsel Robert W. Ray in In Re: Anthony Marceca, inclusive of an appendix containing all comments or factual information submitted by any individual pursuant to 28 U.S.C. § 594(h)(2), shall be released to the public. It is

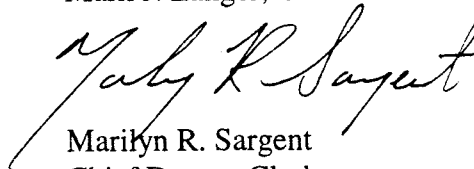
FURTHER ORDERED that Independent Counsel Robert W. Ray is authorized to make to the Final Report the corrections as set forth in the Motion.

Per Curiam

For the Court:

Mark J. Langer, Clerk

by



Marikyn R. Sargent
Chief Deputy Clerk

UNITED STATES COURT OF APPEALS
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Division for the Purpose of
Appointing Independent Counsels

FILED JUN 21 1996

Ethics in Government Act of 1978, As Amended

In re: Madison Guaranty Savings
& Loan Association
(In re: Anthony Marceca)

Division No. 94-1

O R D E R

Before: SENTELLE, *Presiding*, BUTZNER and FAY,
Senior Circuit Judges.

Upon consideration of the notification to the court pursuant to 28 U.S.C. § 592(a)(1) of the initiation of a preliminary investigation and application to the court pursuant to 28 U.S.C. § 593(c)(1) for expansion of the jurisdiction of an independent counsel, it is

ORDERED that, pursuant to 28 U.S.C. § 593(c)(1), the investigative and prosecutorial jurisdiction of Independent Counsel Kenneth W. Starr be expanded to investigate whether any violations of federal criminal law other than a Class B or C misdemeanor or infraction, were committed by Anthony Marceca, an investigator with the United States Army Criminal Investigative Division detailed to the White House Office of Personnel Security from August 1993 through February 1994. Pursuant to 28 U.S.C. § 593(c)(1), the Independent Counsel's jurisdiction shall be expanded to include the following:

The Independent Counsel shall continue to enjoy the full jurisdiction conferred upon him as a result of any previous order of the Special Division of the Court. Pursuant to 28 U.S.C. § 593(c)(1), the Independent Counsel's jurisdiction shall be expanded to include the following:

The Independent Counsel shall have jurisdiction and authority to investigate to the maximum extent authorized by the Independent Counsel Reauthorization Act of 1994 whether Anthony Marceca committed a violation of 18 U.S.C. § 1001 or any other federal

criminal law, other than a Class B or C misdemeanor or infraction, relating to requests made by the White House between December 1993 and February 1994 to the Federal Bureau of Investigation for background investigation reports and materials.

The Independent Counsel shall have jurisdiction and authority to investigate related allegations or evidence of violation of any federal criminal law, other than a Class B or C misdemeanor or infraction, by any person or entity, including any person or entity who has engaged in unlawful conspiracy or who has aided or abetted any federal offense, as necessary to resolve the matter described above.

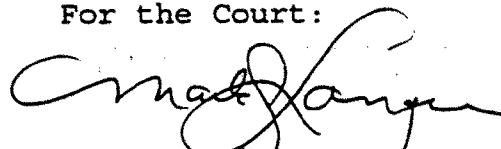
The Independent Counsel shall have jurisdiction and authority to investigate crimes, such as any violation of 28 U.S.C. § 1826, any obstruction of the due administration of justice, or any material false testimony or statement in violation of federal criminal law, arising out of his investigation of the matter described above.

Should it be deemed appropriate, the Independent Counsel shall have jurisdiction and authority to seek indictments and to prosecute the matters described above.

The Independent Counsel shall have all the powers and authority provided by the Independent Counsel Reauthorization Act of 1994.

FURTHER ORDERED that, in light of the Attorney General's motion heretofore made for the authorization of the disclosure of her application for this expansion pursuant to 28 U.S.C. § 592(e) and the ongoing public interest in this matter, this order and the notification upon which it issues be publicly disclosed.

Per Curiam
For the Court:



Mark J. Langer, Clerk