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Office of the Mayor  
Jerry Brown  
Mayor

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Letter of Nomination

May 2, 2006

The Honorable City Council  
One City Hall Plaza, Second Floor  
Oakland, CA 94612

Dear Councilmembers:

Upon nomination of the Mayor, the following person is hereby appointed as a member of the following Board or Commission:

**Public Ethics Commission**

**John Hancock**, Mayoral appointment to the term beginning 1/21/2006 and ending 1/21/2009, filling the seat formerly held by Andrew Weiner.

If you have any questions or concerns, please feel free to contact me.

Sincerely,

**JERRY BROWN**  
Mayor

OFFICE OF THE MAYOR  
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## JOHN HANCOCK

### LEGAL EXPERIENCE

**World Savings** (Oakland) 2002 to present  
Vice President, Enterprise Compliance

Established a new function for compliance with laws and regulations that apply across the company. Each business unit had previously focused only on those issues that specifically affected its functions, so creating this function required establishing key business contacts throughout the organization; identifying and characterizing business processes throughout the corporation; and instilling confidence in our accuracy and usefulness by influential managers across the company. Areas of expertise include:

- **Data Security and Privacy:** Devise and execute strategies to bring disparate business units into compliance with numerous novel requirements on the state and federal level. Because of the high reputation risk associated with data security issues, create strategies to raise managerial awareness and corporate performance in security matters. Monitor state and federal legal/regulatory developments, media focus and best practices relating to sharing data across affiliates in order to minimize adverse effects on cross-marketing, customer retention and similar key concerns.
- **Customer Impact Issues:** Identify changing rules, best practices and developing customer expectations in areas such as email and Internet marketing (spam, customer surveillance technologies), do not call rules, sweepstakes and the like.
- **Identity Theft:** Effect compliance with the new and quickly-growing body of laws affecting identity theft, requiring extensive "detective" work to identify affected business processes. Track and help affected units comply with the 2003 major overhaul of the Fair Credit Reporting Act ("FCRA") in the identity-theft and data-sharing areas.
- **Vendor Management:** Help affected units comply with newly-emerging vendor management requirements relating to privacy and data security. Successfully brought the bank into compliance with new federal vendor contracting requirements while minimizing disruption of business processes.

Current chair of the State Bar Committee on Financial Institutions. Annual speaker at the PLI Privacy and Data Security conference and at other business and attorney groups.

**Fenwick & West** (Palo Alto and San Francisco) 1997 to 2001  
Of Counsel, Licensing and Online Commerce practice group

Created the firm's practice in the privacy / data security area. Organized the "Silicon Valley Privacy Forum," a monthly meeting of Fenwick and other attorneys, business executives and consultants which allowed the firm to showcase its expertise in this area.

## John Hancock

Also specialized in online commerce and financial services matters. Chiefly worked with software and Internet clients, ranging from major software publishers and Internet sites to startups, in both domestic and international transactions.

- **Financial Services:** Counseled clients regarding the Gramm-Leach-Bliley Act, Fair Credit Reporting Act, Federal Reserve Regulations B, E and Z, credit card and ACH practices and other financial services laws, regulations and practices.
- **Commercial agreements:** Drafted and negotiated joint ventures, co-marketing deals, business partnerships and many other types of business arrangements.
- **M&A:** Performed due diligence for intellectual property issues as target and acquirer, resolved privacy problems arising in acquisitions.
- **Licensing:** Drafted and negotiated software licenses and form agreements, end-user agreements, development agreements and public key infrastructure arrangements.
- **Internet:** Drafted and negotiated content licenses, affiliate agreements, advertising agreements, clickwraps, terms-of-service and distribution agreements including linking, co-brand and private label, ASP and hosting agreements.

Counseled clients on joint ventures, EU and US privacy issues, web site design and pre-litigation disputes. Published numerous articles on online privacy and Internet-related financial services issues, spoke to various groups on Internet and privacy issues.

### California Federal Bank (San Francisco) 1997 Corporate Counsel, Regulatory

- **Collections:** Successfully helped resolve a multimillion-dollar potential loss.
- **M&A:** Helped the bank acquire a subprime lender.
- **Internet:** Advised the bank on policies and practices for Internet and intranet use.

### Citibank (Oakland and San Francisco) 1983 to 1997 General Counsel and Secretary

Involved in virtually every aspect of Citibank's California activities, and was General Counsel and Secretary from 1986 until the California business was merged into a nationwide unit in 1992. Handled both local matters and nationally implemented projects. Significant matters included:

- **Management:** Managed an 8-person legal department.
- **Credit Cards:** Initiated bank card lending for the California bank.
- **EFT:** Inaugurated the first ATM system in the California bank.
- **Securities:** Started a program of securities sales in branch lobbies.
- **Lending:** Began a margin lending program in connection with securities sales, the first our principal regulator (the Office of Thrift Supervision) had ever seen.
- **M&A:** Found buyers and negotiated the sale of an industrial lending affiliate.
- **Regulatory relationships:** Managed our 10-year, multimillion dollar financial assistance relationship with FSLIC/FDIC on legal matters resulting from the original Citicorp acquisition. Managed regulator relationships, including examinations.

## John Hancock

- **Statutes and Regs:** Worked with Federal Reserve Regulations B, E, G, J, O, Q, Z and CC; Truth in Lending Act, Truth in Savings Act and the Equal Credit Opportunity Act.

Handled consultant, software development and licensing contracts for the California-Nevada region, lobbying and legislation analysis, transactional issues and business disputes, vendor contracts, regulatory matters, litigation oversight (including class actions), deposit concerns, and dealt with assorted problems and concerns of every kind. Held a Series 7 securities license.

State Bar Committee on Consumer Financial Services (1993-1996); Panelist, 1996 California Bankers Association Bank Counsel Seminar and 1992 CBA Regulatory Compliance Workshop; California League of Savings Institutions Attorneys Committee (1986-91); State Bar Committee on Financial Institutions (1983-86, and 1985-86 Vice Chair).

### **Bank of America** (San Francisco) 1979 to 1983 Counsel, Operations

As a principal operations attorney for the bank, handled a variety of contractual and deposit-related projects including:

- **EFT:** Set up the Bank's system for complying with then-new Electronic Funds Transfer regulations.
- **Corporate Services:** Arranged standardized and custom deals with corporate customers and vendors for Automated Clearing House and other services.
- **Licensing:** Created a streamlined contracting system for software and hardware acquisition for use by non-attorney contract officers.
- **New Ventures:** Guided the bank's participation in an electronic check presentment pilot project.

Handled business disputes, political (and PAC) activities, contracted and negotiated with corporate customers and correspondent banks, handled data security matters and payment system issues. Panelist, PLI (1981); Panelist and Panel Coordinator, California Bankers Association Bank Counsel Seminar (1980, 1981 and 1983); Member ABA Truncation Task Force Legal Subcommittee.

### **Heller, Ehrman, White & McAuliffe** (San Francisco) 1976 to 1979 Associate, Litigation

Involved in commercial matters ranging from simple contract suits to multiparty, multi-million-dollar antitrust actions. Handled four trials (including jury trials).

## John Hancock

### OTHER EXPERIENCE

Research Assistant to Professor (now 7<sup>th</sup> Circuit judge) Richard Posner (University of Chicago Law School)

Programmer/Economist, U.S. Treasury (Washington, D.C.)

Writer/Researcher, Ralph Nader's Congress Project (Washington, D.C.)

Captain, U.S. Army (Oklahoma and Germany)

### EDUCATION

**University of Chicago Law School J.D.**  
Hinton Moot Court Competition Semifinalist  
Graduated top 20%

**Stanford University B.A. in Economics**  
National Merit Scholar and separate four year scholarship  
Graduated cum laude

Admitted to practice in California.

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OAKLAND CITY COUNCIL

**DRAFT**

RESOLUTION No. \_\_\_\_\_ C.M.S.

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**RESOLUTION APPOINTING JOHN HANCOCK AS A MEMBER OF  
THE PUBLIC ETHICS COMMISSION**

**WHEREAS**, Oakland City Charter, Section 202 creates the Public Ethics Commission, whose members are nominated by the Mayor and approved by the City Council; and

**WHEREAS**, Ordinance No. 12103 C.M.S. specifies that members of the Public Ethics Commission are to serve three year terms, which are to be staggered so that some appointments will expire every year, and appointments to fill a term of office are only to be for the remainder of that term; now, therefore, be it

**RESOLVED**, that by the nomination of the Mayor, the following individual is hereby appointed to the term set forth below:

John Hancock, to complete the term beginning January 21, 2006 and ending January 21, 2009, filling the position formerly held by Andrew Weiner.

**IN COUNCIL, OAKLAND, CALIFORNIA,**

**PASSED BY THE FOLLOWING VOTE:**

**AYES-** BROOKS, BRUNNER, CHANG, KERNIGHAN, NADEL, QUAN, REID  
AND PRESIDENT DE LA FUENTE

**NOES-**

**ABSENT-**

**ABSTENTION-**

ATTEST:

\_\_\_\_\_  
LATONDA SIMMONS  
City Clerk and Clerk of the Council  
of the City of Oakland, California