

OFFICE OF GENERAL COUNSEL

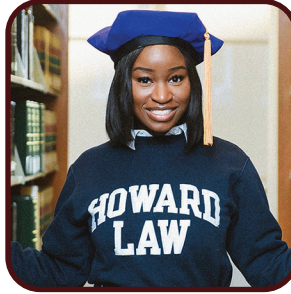


U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

# LEGAL HONORS PROGRAM 2022 - 2023



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## 2020-2021 CLASS OF LEGAL HONORS

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# HUD'S MISSION STATEMENT

The Department of Housing and Urban Development's (HUD) mission is to create strong, sustainable, inclusive communities and quality affordable homes for all. HUD is working to strengthen the housing market; bolster the economy and protect consumers; meet the need for quality affordable rental homes; utilize housing as a platform for improving quality of life; build inclusive and sustainable communities free from discrimination; and transform the way HUD does business.

# OGC'S MISSION STATEMENT

OGC's mission is to provide the highest quality legal services to support and facilitate the achievement of HUD's mission of creating strong, sustainable, inclusive communities and quality affordable homes consistent with the highest standards of ethics and professionalism.

## HUD'S OFFICE LOCATIONS



# THE SECRETARY'S ADDRESS



A good home lays the foundation upon which we thrive. Our homes are where we rest, where we work, where we play, and where we build our lives. Yet, for too many people across our nation, access to a good home is not feasible. Since its establishment, HUD has centered its mission on ensuring that every person has the chance to live with dignity, security, and hope. Throughout its 56 years, the Department has witnessed civil rights reforms, different administrations, different economic climates, and certainly, health crises.

When the Biden-Harris Administration took office in January 2021, the country was facing converging crises in public health, affordable housing, and racial injustice. HUD has taken swift action on several key priorities: from protecting HUD-assisted households from COVID-19 and investing resources to improve the quality of housing through climate resilience and energy efficiency to advancing fair housing. This work is rooted in equity and designed to ensure that every person in this nation has a fair shot at the American dream.

Throughout our work to expand opportunity, HUD's Office of General Counsel provides critical support in delivering on HUD's goals and advancing its mission. To continue this, we must take the opportunity to educate and mentor the next generation of legal minds through HUD's Legal Honors Program. This initiative provides talented law school graduates with the chance to join our agency, work in public service, and use their talents to make a profound impact in our Nation.

At HUD, we understand that when we invest in housing, we invest in people. We hope that you consider joining our legal team as we implement HUD programs and work to ensure that every person in this nation has equitable access to a safe, affordable, and stable home.

  
Marcia L. Fudge  
Secretary

# GENERAL COUNSEL'S ADDRESS



On behalf of HUD OGC, I am pleased to announce that we are accepting applications for our 2022-2023 Legal Honors Program. The Legal Honors Program is the hiring vehicle for entry-level attorneys for OGC. Through this program, OGC recruits the most talented and committed law school graduates interested in playing a vital role helping HUD accomplish its mission to “create

strong, sustainable, inclusive communities and quality, affordable homes for all.”

Our attorneys advise our program clients and Departmental leadership on a range of issues, developing transactional, regulatory and litigation skills along the way. We are involved in the operation of various federally supported housing programs including work closing complex mixed finance transactions for residential developments and health care facilities. We draft legislation, regulations and sub-regulatory guidance to create, revise and implement HUD programs and initiatives. We provide program clients with guidance about the meaning of statutes and regulations that govern the operation of all HUD programs. We represent HUD in defensive litigation and affirmatively enforce the Fair Housing Act. We bring enforcement actions against individuals and organizations that violate the rules of our programs, both administratively and in coordination with the HUD Inspector General and the Department of Justice.

In addition, we advise the Government National Mortgage Association (Ginnie Mae) on the issuance of mortgage-backed securities and various capital market and securitization transactions. We also work with other federal agencies to provide legal advice and support for joint initiatives and projects. HUD's OGC offers an exciting legal career and the opportunity to serve the millions of people who benefit from HUD programs. Legal Honors participants receive challenging assignments, excellent training, and invaluable guidance from mentors.



Our Legal Honors Program also provides entry-level attorneys with the chance to broaden their experiences with rotations within OGC, ensuring that everyone is directly involved in a myriad of matters with national, regional and local importance. Former Legal Honors participants have enjoyed long, successful careers in OGC, rising in the ranks to become Assistant, Associate and Deputy General Counsel in Washington, D.C. as well as Associate Regional Counsel, Chief Counsel, Deputy Regional Counsel and Regional Counsel across the United States.

As we work to advance HUD's critical mission in this new administration, OGC attorneys will continue to face complex and interesting assignments and will take advantage of opportunities to make a positive difference in the lives of millions. We hope you will consider joining us and start your legal career by serving your country in HUD's Office of General Counsel.

*Damon G. Smith*  
**Damon Y. Smith**  
**General Counsel**

# HOW HUD ACHIEVES ITS GOALS

By working closely with other federal agencies and branches, as well as with local governments, community organizations and the private sector, HUD provides a coordinated and comprehensive response to America's housing and community development needs. HUD's strategic goals include:

- With agency partners, catalyzing the creation and redevelopment of sustainable, inclusive communities across the country.
- Responding to and proactively planning for changes in housing needs as a result of demographic shifts as well as the housing needs of special populations.
- Restoring the federal government's role to promote the production of, preservation of and access to affordable rental housing.

## HUD OPERATIONS

HUD has about 7,000 employees who are deployed in 64 offices, with a presence in all 50 states, District of Columbia, and Puerto Rico. Here are a few examples of the people and communities that benefit from HUD's programs:

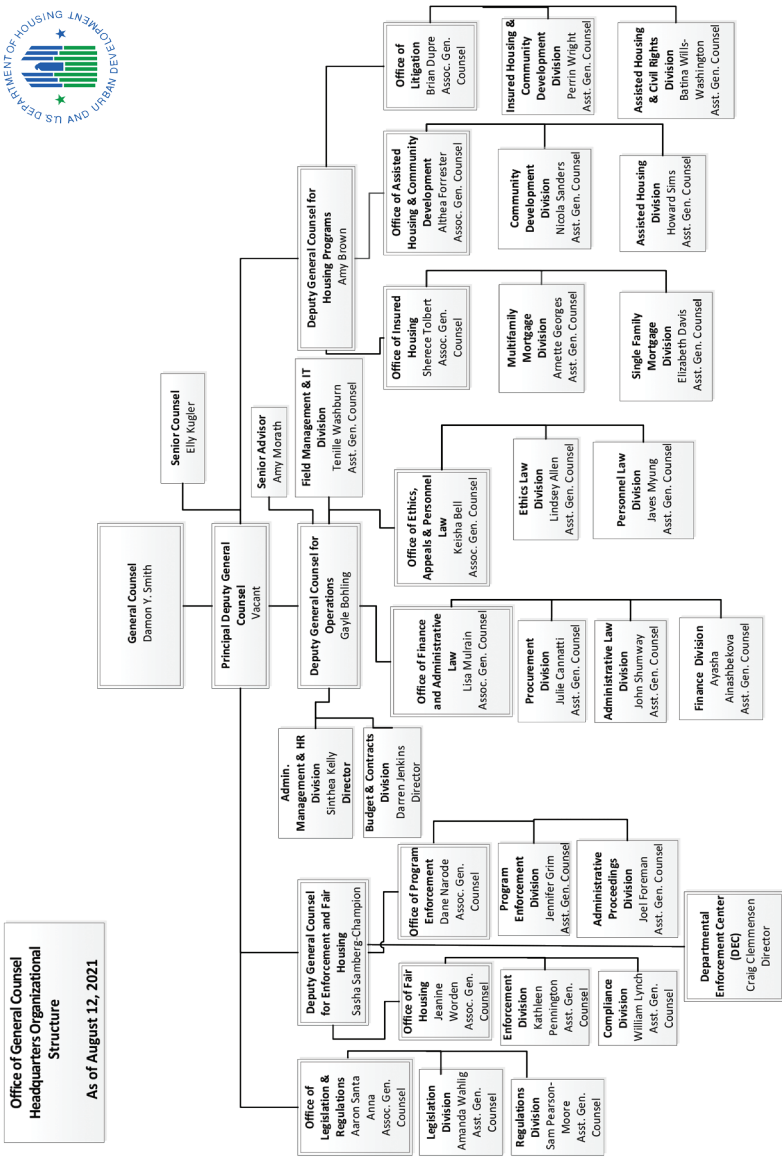
- Through the Federal Housing Administration and Ginnie Mae, both part of HUD, families that otherwise could not afford homeownership are helped in achieving that part of the American Dream.
- Millions of Americans — those who are low-income, as well as disabled individuals, the elderly, individuals with HIV/AIDS, and people who were once homeless — receive HUD rental or homeowner assistance, enabling them to afford a decent place to live.

- Every state and more than 1,000 cities receive Community Development Block Grants, and a large portion also participate in the HOME Investment Partnerships and other grant funding, helping them to meet locally defined needs for housing, community development, and basic services.
- To fulfill its mission, HUD works closely with Congress and other federal agencies, and builds relationships with local governments and community organizations, and the private sector. HUD's Headquarters staff and field offices work with cities, counties, states, lenders, nonprofit organizations, and members of the housing industry.

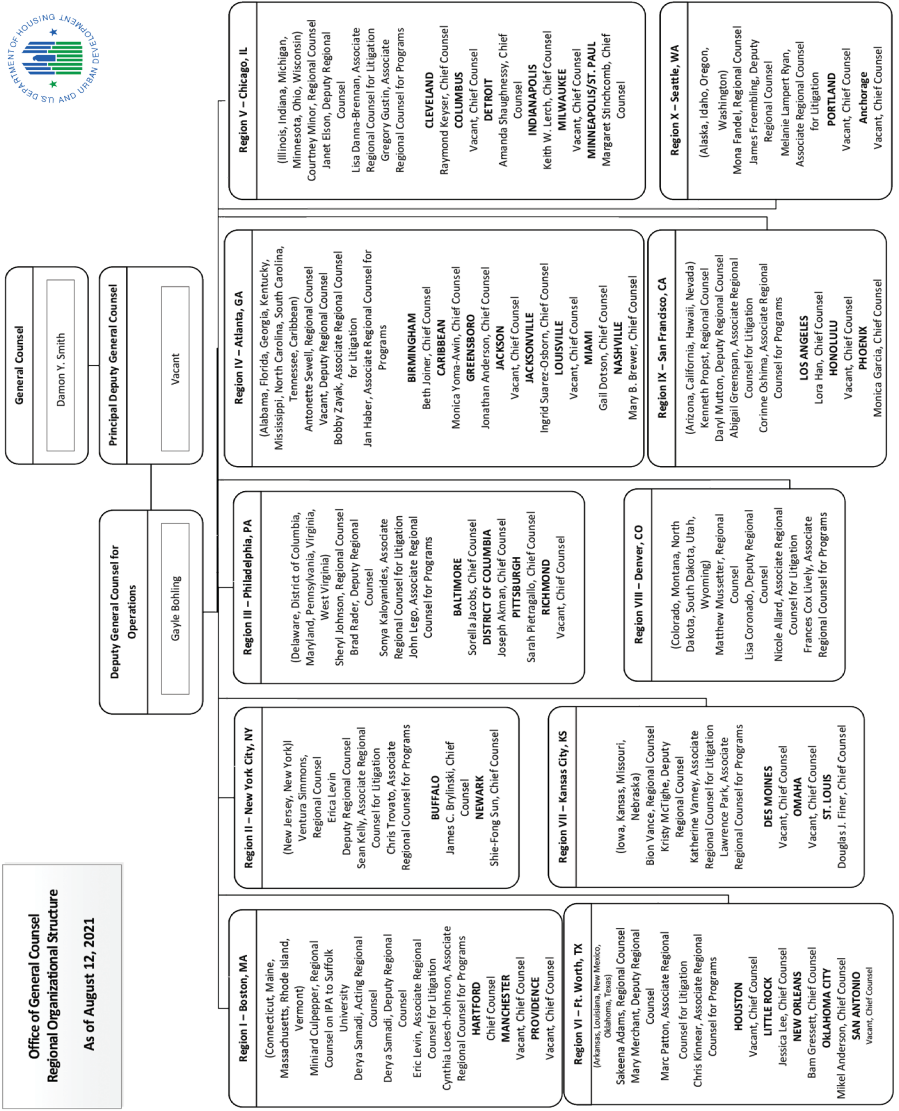


## 2019-2020 Class of Legal Honors

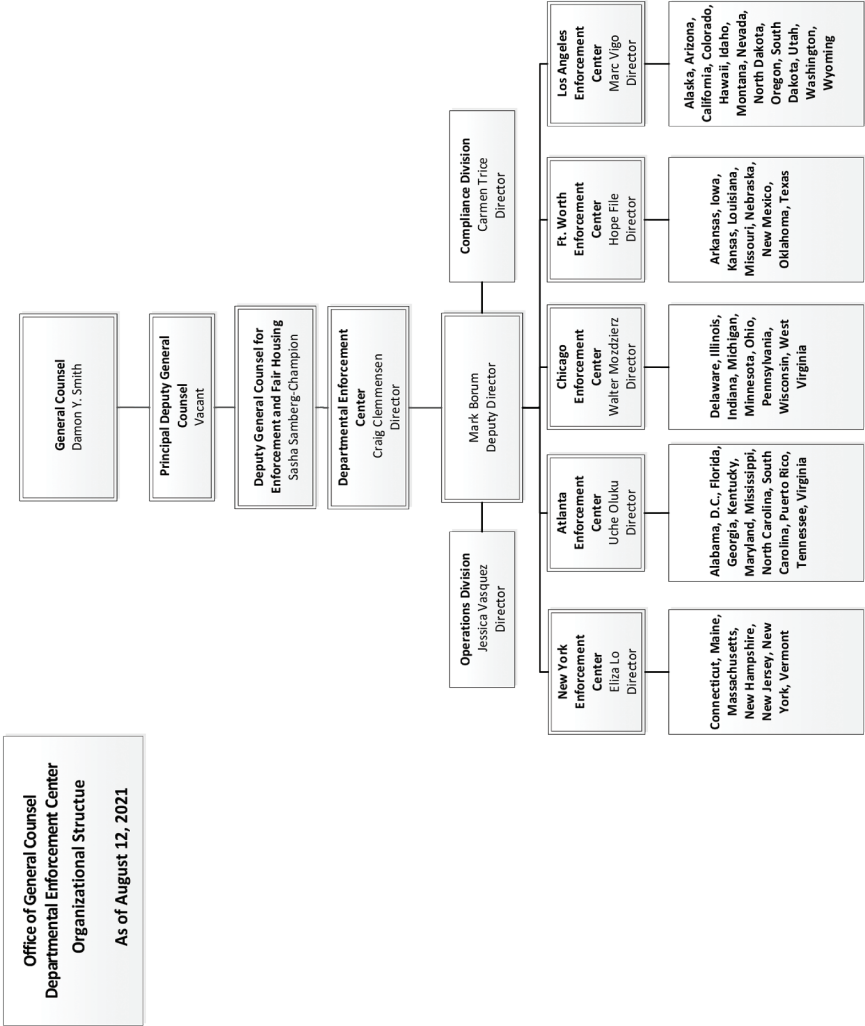
# HEADQUARTERS ORGANIZATION



# FIELD AND REGIONAL ORGANIZATION



# DEPARTMENTAL ENFORCEMENT CENTER ORGANIZATION



# LEGAL HONORS PROGRAM

HUD's Legal Honors Program is a fourteen-month program designed for law students graduating from J.D. and LL.M. programs or recent graduates completing a judicial clerkship. The Legal Honors Program is HUD's only hiring program for entry-level attorneys and is a great way to start a career in Federal service. HUD is generally able to hire approximately 10-20 legal honor positions each year, subject to appropriations. Legal Honors are placed in headquarters and regional offices during the course of their 14-month appointment. Legal Honors are generally converted to permanent positions and assigned to a specific office within the Office of General Counsel upon successful completion of the program and admission to the bar.

During the program, Legal Honors are given the opportunity to complete rotations across OGC functions and within other federal agencies, if elected, to gain valuable experience across the range of HUD programs and operations. Legal Honors are also assigned a mentor, participate in various training opportunities as they hone their legal skills, and meet monthly with their fellow



Legal Honors for discussions to enhance their program experience and develop their legal abilities.

The Legal Honors program is highly competitive and candidates are selected on the basis of merit. Selection considerations include many factors, such as: academic achievement, communication skills, extracurricular academic activities (i.e. law review, moot court, externships, clinical programs, etc.); employment history, and participation in activities that demonstrate an interest in public service, HUD's mission and programs, or the functions of OGC.

The Department provides reasonable accommodations for applicants and employees with disabilities. It is the policy of HUD to promote the maximum employment and job advancement for qualified disabled veterans, similar to its policy, goals and objectives with reference to all persons with disabilities. All applicants for employment with HUD are judged without regard to their race, age, sex, color, national origin, religion, disability, sexual orientation, gender identity, political affiliation or familial status.

For more information about applying to the Legal Honors Program, please see pages 35-38.

## MENTOR PROGRAM

Each Legal Honor is matched with an experienced attorney mentor. Mentors play an important role in assisting the Legal Honors as they transition into the practice of law and acclimate to their new positions at HUD. The mentor provides the Legal Honor with a specific individual, in addition to the supervisor, who will remain available throughout the program to serve as a reliable

source for guidance, advice and information on the practical workings of OGC and HUD and to facilitate a better understanding of the pathways to leadership within OGC. Mentors also encourage the development



of a strong commitment and dedication to public service and promote and develop healthy, productive and professional relationships within OGC. Mentors introduce Legal Honors to other HUD employees for the purpose of developing a network of resources and support. Mentors and Legal Honors meet or correspond on an informal basis at least monthly and work together to advance the Legal Honors participant's short and long-term career goals.



# ROTATIONS

One vital component of the program is the opportunity for the Legal Honors to rotate through various offices within OGC and within other federal agencies, if elected. Rotations provide exposure to the vast array of OGC’s functions and representational opportunities. During the program, Legal Honors will be exposed to the work of a litigation office, a program counsel office, and an office providing legal support relating to the business of government and the operations of the Department. Upon completion of their assigned

rotations, the Legal Honors will have a broader understanding of the legal work performed across OGC and have established connections across various OGC offices. Each Legal Honor will have the opportunity to complete rotations across OGC functions and within other Federal agencies, if elected. Rotations may include:

Assisted Housing, Community Development, Fair Housing, Insured Housing, Legislations and Regulations, Litigation, Mortgage Backed Securities, Personnel and Ethics, Procurement Law, Program Enforcement, and Real Estate and transactional work. Each rotational assignment will provide meaningful substantive work experience in the office’s field or expertise. Prior years’ Legal Honors identified rotations as one of the highlights of their participation in the program and the rotational experience has been expanded to provide even greater exposure to the work occurring across OGC.



## HUD OFFICES

HUD administers its programs through a decentralized organizational structure consisting of Headquarters in Washington, D.C., and field offices across the country. Consequently, much of HUD's authority for program implementation and administration has been delegated to the local office level. OGC currently operates in Washington, D.C. headquarters, 10 regional offices and 21 field offices.

## HEADQUARTERS

HUD Headquarters in Washington, D.C., is the origination point for departmental policies, priorities and goals. Headquarters is divided into four major program areas: Housing/Federal Housing Administration, Community Planning and Development, Public and Indian Housing, and Fair Housing and Equal Opportunity, each headed by an Assistant Secretary who is appointed by the President, subject to Senate confirmation and is responsible to the Secretary. Headquarters also includes the support organizations of OGC, Administration, Policy Development and Research, Field Policy and Management, Chief Financial Officer, etc. Assistant Secretaries and Primary Organization Heads direct the Department's activities with respect to their program areas. HUD headquarters interacts with the White House, Congress, the Office of Management and Budget, and other Federal offices in the operation and funding of Federal housing and community development programs. OGC works with program offices to promulgate regulations and to implement legislation passed by Congress and signed by the President. In addition, OGC headquarters monitors field legal offices in the administration of programs and interpretation of departmental policies and practices.

## FIELD OFFICES

Each of the Field Offices reports to one of the 10 regions, each

headed by a Regional Administrator. The Field Offices are headed by a Field Office Director. OGC serves all HUD Field Offices but has attorneys physically located in the 10 Regional Offices and 21 Field Offices.

## OFFICE OF THE SECRETARY

The Secretary of Housing and Urban Development is the head of the United States Department of Housing and Urban Development, a member of the President's Cabinet, and thirteenth in the Presidential line of succession. He/she is appointed by the President of the United States and is subject to confirmation by the Senate. The post was created with the formation of the Department of Housing and Urban Development, on September 9, 1965, when President Lyndon B. Johnson signed the Department of Housing and Urban Development Act (Pub.L. 89-174). The Secretary is responsible for all HUD programs and offices.

## OFFICE OF GENERAL COUNSEL

The General Counsel is the chief law officer of the Department and principal legal advisor to the Secretary and staff of HUD. OGC provides legal opinions, advice and services with respect to all departmental programs and activities. OGC has primary responsibility for the development of HUD program regulations and assists in the development of HUD programs and policies. The Office of General Counsel includes the General Counsel, Principal Deputy General Counsel, Deputy General Counsel for Operations, Deputy General Counsel for Housing Programs, and Deputy General Counsel for Enforcement and Fair Housing. OGC is divided into eight functional offices from which legal services are provided to HUD program offices. An Associate General Counsel heads each office. An Assistant General Counsel heads the functional divisions within each office. The Office of General Counsel also includes the Departmental Enforcement Center. Field Legal Services are divided into 10 regions headed by a Regional Counsel and 21 offices

headed by Chief Counsel, who report to the respective Regional Counsel.

## Office of Assisted Housing and Community Development

This office consists of program counsel who are experts in the laws governing grants and loan guarantees for community development, homeless housing assistance, and housing assistance for persons in public and private assisted housing. Program counsel work on the Department's assistance programs that benefit low- and moderate-income families and individuals. Attorneys in this office perform the legal work for all Departmental assisted housing and community development programs, including the programs authorized under the United States Housing Act of 1937 (i.e., section 8, and public housing), title I of the Housing and Community Development Act of 1974 (Community Development Block Grants, or CDBG), title II of the Cranston-Gonzalez National Affordable Housing Act (HOME Investment Partnership Program), the McKinney-Vento Homeless Assistance Act (Emergency Solutions Grants and Continuum of Care Programs), as well as housing programs for the elderly and disabled, and Indian Housing Block Grants for Native American tribes. This office has program counsel responsibility for the Department's disaster recovery grants. The lawyers in this office are also the Department's expert practitioners in the fields of relocation and church/state law. The attorneys provide legal counsel on statutory, regulatory, and contract interpretations, proposed policy and case problems. This advice is provided to HUD program administrators, as well as HUD grant recipients such as cities, states and public housing agencies.



## Office of Finance, Procurement and Administrative Law

The Office of Finance, Procurement and Administrative Law is comprised of three divisions: the Finance Law Division, the Procurement Law Division and the Administrative Law Division. The Finance Law Division is counsel to the Government National Mortgage Association (Ginnie Mae). The Division provides Ginnie Mae with legal advice and guidance on all aspects of its business, which includes mortgage-backed securities and multiclass securities programs, as well as on matters of statutory and regulatory interpretation, and is responsible for working with the Department of Justice on all Ginnie Mae litigation.

Attorneys in the Procurement Law Division perform legal work required in connection with the Department's acquisition of goods and services and serve as the legal advisors to the Department's Chief Procurement Officer. The Division provides legal guidance on contract matters, from contract formation through administration, and represents the Department in contract claims litigation at the Civilian Board of Contract Appeals (CBCA) and bid protests at the Government Accountability Office (GAO) and assists the Department of Justice on contract claims and bid protests filed in federal court.

The Administrative Law Division provides legal advice involving general administrative law matters, which includes appropriations, the Freedom of Information Act and the Privacy Act, delegations of authority, interagency agreements, memoranda of understanding, international travel and the Department's environmental and labor law requirements under the National Environmental Policy Act and the Davis-Bacon Act. The Division also serves as program counsel to the Department's Office of Policy Development and Research and the Office of Healthy Homes and Lead Hazard Control.

## Office of Ethics, Appeals and Personnel Law

The Office of Ethics, Appeals and Personnel Law provides legal services pertaining to the programs and functions relating

to personnel and ethics law. This office has crosscutting legal responsibility with all HUD offices in Headquarters and in the Field. This office has responsibility for legal issues relating to labor and employee relations, personnel, adverse actions, EEO and ethics. Attorneys in the Personnel Law Division represent the agency in administrative hearings and litigation filed before the Equal Employment Opportunity Commission (EEOC), the Merit Systems Protection Board (MSPB), the Federal Labor Relations Authority (FLRA) and the Office of Special Counsel (OSC). Issues before these bodies include recruitment, equal employment opportunity, employee discipline, performance evaluations and labor relations. Division attorneys work with Assistant U.S. Attorneys in the Justice Department in judicial actions filed with the Federal courts.

The Ethics and Appeals Law Division provides advice and counsel to HUD employees, principal staff and management officials across the nation on extremely confidential and sensitive issues. These issues relate to employee standards of conduct, financial disclosures and the criminal conflicts of interest under Federal law. The staff also provides counseling, training and legal opinions on political and official travel, the Hatch Act, gift acceptance and post-government employment restrictions. The Division also provides advice and guidance to the Secretarial Designee who has the authority to render opinions on appeals of administrative decisions in Fair Housing Act and other cases. Additionally, the office is responsible for handling appeals of FOIA decisions.

## Office of Insured Housing

The Office of Insured Housing serves as program counsel for the Office of Housing and the Federal Housing Administration (FHA). The Federal Housing Administration, a government agency within the Department, was created in 1934 to insure mortgages to encourage lenders to provide loans for single family homes, multifamily rental projects, healthcare facilities and hospitals. FHA insurance programs reach more underserved households and communities than any other mortgage insurance provider, thereby

improving access to decent, affordable housing and quality healthcare throughout the country.

The Office of Insured Housing is comprised of the Single Family Mortgage Division and the Multifamily Mortgage Division. Attorneys in both divisions provide legal services across a broad range of matters including but not limited to real estate acquisition, construction financing, refinances, healthcare financing, mixed-financing (including tax-credits), affordable housing, homeownership, housing counseling, manufactured housing, disaster assistance, and energy efficiency improvements. Attorneys in the Single Family Mortgage Division provide legal advice and assistance to FHA program staff relating to all single family housing programs, including advice concerning origination, servicing, loss mitigation, and claims. Advice from attorneys in the Single Family Mortgage Division also enables HUD to implement special housing programs such as pre-purchase, default and credit counseling for homebuyers; housing finance for Native Americans and Hawaiians; reverse mortgages for the elderly; loans for single family rehabilitation projects and single family disaster assistance loans. In addition, the Single Family Mortgage Division provides legal advice on the acquisition and the sale by FHA of single family loans and REO (Real Estate Owned) properties, including sales to local governments and nonprofit entities. Single Family Mortgage Division attorneys also provide legal advice on all aspects of HUD's Housing Counseling and Manufactured Housing Programs, including the work of the Manufactured Housing Consensus Committee.

Attorneys in the Multifamily Mortgage Division are involved in all stages of complex real-estate transactions, from origination through disposition, including assisting HUD field counsel on complex or novel matters that have national implications. As program counsel to FHA, this work includes providing legal advice and assistance to FHA in developing new mortgage insurance initiatives which are designed to preserve affordable housing and increase the availability of FHA-insured mortgage loans in mixed finance and healthcare transactions. More specifically, Multifamily

Mortgage Division attorneys assist FHA with all aspects of its mortgage insurance portfolios, consisting of multifamily rental projects, residential care facilities, and hospitals, from origination of the insured loan through disposition of the asset. Attorneys also serve as program counsel for the Risk Share mortgage insurance program, and the Mark-to-Market debt restructuring program. Multifamily Mortgage Division attorneys also review and process payment of FHA mortgage insurance claims, partial payment of claims, mortgage satisfactions and associated releases of matters affecting title, and assist with the sale of formerly insured loans.

## Office of Legislation and Regulations

The attorneys in the OGC Office of Legislation and Regulations are experts on the legal authorities governing the legislative and rulemaking processes. They provide drafting, statutory and regulatory legal analysis, and other legal services to HUD program offices in connection with the development, preparation, and presentation of the Department's legislative and regulatory programs.

The attorneys in the Legislation Division have the principal responsibility for coordinating the Department's legislative agenda with the Office of Congressional and Intergovernmental Relations and the Office of the Chief Financial Officer. Specifically, the attorneys in the Legislation Division work with the Department's leadership to develop, draft, and clear the Department's legislative proposals across all policy areas; and provide legal advice in connection with new legislation, the legislative process, and questions arising from related laws in program operations. The attorneys also coordinate the development of HUD policy positions on legislation that originates elsewhere in the executive branch or in Congress; attend and monitor Congressional hearings that affect HUD; and provide technical drafting services, legal review and other technical assistance, as requested by members of Congress.

The attorneys in the Regulations Division have the principal responsibility for coordinating the Department's regulatory



agenda. The attorneys in the Regulations Division work with the Department's leadership to develop, draft, and clear the Department's regulations, and other policy documents published in the Federal Register or otherwise publicly issued across all policy areas. The attorneys are also primarily responsible for providing legal advice on the rulemaking process and authorities, and executive orders and statutes that may impact rulemakings, and respond to questions arising from related regulations in program operations. The attorneys are also responsible for coordinating HUD policy positions on other executive agency regulations and government-wide policy statements and circulars that affect HUD. The attorneys determine when regulatory materials are needed to implement new statutory authority, when regulatory waivers are appropriate, and when rulemaking is required under the Administrative Procedure Act.

Attorneys in both divisions have significant interaction with representatives of the Office of Management and Budget, which is responsible for reviewing federal agency legislation and regulations, and also interact with Congressional staff regarding HUD legislation or regulations.

## Office of Litigation

The Office of Litigation defends HUD in the most consequential and precedential lawsuits brought against the agency. These suits involve constitutional, statutory, regulatory, and contractual challenges to HUD programs in federal courts nationwide, including courts of appeal and the Supreme Court.

The Office of Litigation works with the Department of Justice to handle all aspects of the litigation process. Its attorneys gather facts, research and analyze applicable law, develop litigation strategy, draft briefs, present arguments to high-level government officials, participate in moots to prepare DOJ attorneys for oral argument in court, and negotiate settlements if appropriate. They also assess the litigation risk of proposed HUD actions and recommend programmatic improvements based on litigation risk.

The Office of Litigation includes the Insured Housing and Community Development Litigation Division and the Assisted Housing and Civil Rights Litigation Division. Its attorneys work on interesting issues and defend the variety of HUD's programs. They also enjoy significant autonomy and develop litigation skills.

## Office of Fair Housing

The Office of Fair Housing is responsible for enforcement of the Fair Housing Act and for working to ensure HUD and grantee compliance with fair housing and civil rights requirements through enforcement and other means. There are two divisions in the Office of Fair Housing — the Enforcement Division and the Compliance Division. Attorneys in both Divisions routinely handle challenging, high profile legal issues. This office leads HUD's legal efforts to combat housing discrimination working jointly with the Office of Fair Housing and Equal Opportunity (FHEO) and HUD's Regional Counsel. The Office works closely and collaboratively with FHEO leadership to advance fair housing, civil rights, and equity.

The Enforcement Division is the legal office responsible for affirmative enforcement of the Fair Housing Act (Act). The Division provides legal and policy support to FHEO in connection with FHEO's investigation of complaints of housing discrimination under the Act. Attorneys in the Enforcement Division draft charges of discrimination alleging violations of the Act, litigate those cases before HUD's Administrative Law Judges (ALJs), represent HUD in petitions for review of ALJ decisions, and work closely with attorneys in the Civil Rights Division of the U.S. Department of Justice on appeals of final agency decisions and amicus filings under the Act. Attorneys draft fair housing regulations and guidance, ensure consistency in legal interpretations and application of the Act nationwide, and provide legal counsel to FHEO regarding state and local fair housing laws. Attorneys also provide guidance and litigation support to regional attorneys and FHEO investigators and managers, particularly on novel and complex fair housing issues. Attorneys also participate

on interagency working groups related to fair housing and fair lending.

The Compliance Division is the legal office that provides legal advice and support to FHEO and other HUD program offices relating to grantee and HUD compliance with federal civil rights laws and regulations, including the Fair Housing Act, Title VI of the Civil Rights Act of 1964, Sections 504 and 508 of the Rehabilitation Act of 1973, the Americans with Disabilities Act, Section 109 of the Housing and Community Development Act of 1974, and other civil rights laws. Compliance Division attorneys work collaboratively with FHEO investigators to develop and conduct civil rights-related investigations relating to grantees' programs and activities. Compliance Division attorneys review letters of findings of noncompliance to ensure legal accuracy, draft and negotiate voluntary compliance agreements (VCAs) to resolve noncompliance, litigate findings of noncompliance that are not resolved through VCAs before HUD's ALJs, and prepare referrals to the U.S. Department of Justice (DOJ) for federal court against grantees that have outstanding noncompliance. If a case is referred to DOJ, Compliance Division attorneys work collaboratively with the DOJ attorneys as the case progresses. Compliance Division attorneys also draft and defend civil rights regulations, and assist FHEO in preparing civil rights guidance and training materials, as well as reviewing a wide variety of regulations, Notices of Funding Opportunity (NOFO), guidance, and training materials prepared by HUD's administrative and program offices for compliance with federal civil rights requirements.

## Office of Program Enforcement

This office provides legal services to HUD's program offices and its Departmental Enforcement Center. The Office performs the legal functions necessary for enforcing the Department's statutory, regulatory and contractual rights against those who participate in HUD programs. This work involves many of HUD's programs, including single and multifamily housing, public housing and

community development. Enforcement actions include litigating suspensions or debarments against irresponsible program participants; pursuing penalties or monetary damages under the False Claims Act, Program Fraud Civil Remedies Act and HUD's civil money penalty authorities; and sanctioning FHA-approved lenders. In addition, attorneys defend the decisions made by the Multifamily Participation Review Committee, denying participation in HUD programs. Attorneys work with the Department of Justice on affirmative cases against persons and entities, who have defrauded the Department, and on defensive actions when participants appeal administrative decisions adverse to them.



Attorneys in the Office of Program Enforcement serve as legal advisors to the Mortgagee Review Board (MRB). The MRB is empowered to take administrative action against FHA approved lenders that are not in compliance with FHA lending requirements.

The cases before the MRB typically include cases involving lenders who knowingly and materially violate HUD/FHA program statutes, regulations and handbook requirements. These lenders are subject to administrative sanctions by the MRB. For serious violations, the MRB can withdraw a lender's FHA approval so the lender cannot participate in FHA programs. In less serious cases, the MRB enters into settlement agreements with lenders to bring them into compliance. The MRB can impose civil money penalties, probation and suspension and issue letters of reprimand.

## OGC FIELD OFFICES

Attorneys in 10 Regional Offices provide the full range of legal services and assistance to Regional Directors, Field Office Directors, managers, and staff in program and administrative

offices located within the geographic jurisdiction of a Region. A Regional Counsel, who reports to the Deputy General Counsel for Operations in Headquarters, heads each OGC Regional Office. In addition to the Regional Counsel, each Regional Office includes a Deputy Regional Counsel, an Associate Regional Counsel (ARC) for Housing Finance and Programs, and an ARC for Litigation. The Regional Offices have two main divisions: Litigation and Programs. The litigation functions are carried out in the Regional Offices. The Program functions are carried out in both the Regional and Field Offices under the supervision and guidance of the Regional Counsel. The Regional Offices handle civil litigation (in coordination with the Department of Justice, primarily through the U.S. Attorneys' Offices) and administrative proceedings; foreclosures; multifamily closings; employee and labor relations; governmental ethics issues; bankruptcy; fair housing enforcement and compliance actions; tort claims; and FOIA appeals.

OGC has staff in 21 HUD Field Offices. (See page 8). These legal offices are headed by a Chief Counsel. The Chief Counsel provides legal support to Field Offices where Multifamily Housing, Fair Housing and Equal Opportunity, Community Planning and Development, or Public Housing Hubs/Centers are located. Although there may be exceptions, the Chief Counsel handles HUD's transactional legal work and provides legal advice to HUD programs. Multifamily loan closings are an important aspect of the work of the Chief Counsel. In fiscal year 2020, HUD attorneys closed almost over \$26 billion worth of loans for apartments, nursing homes, and hospitals. For a list of HUD's Regional and Field Offices, visit: [https://www.hud.gov/program\\_offices/field\\_policy\\_mgt/localoffices](https://www.hud.gov/program_offices/field_policy_mgt/localoffices).

## Assisted Housing

In the conventional Public Housing program, counsel in Regional and Field Offices are responsible for the review of program matters with legal implications such as the transfer or other disposition of public housing projects; cooperation agreements between housing authorities and general purpose governments;

and eminent domain and other takings. With respect to the section 8 programs, counsel in Regional and Field Offices have responsibility for legal issues including matters concerning the legal capacity of participants; other admissions and occupancy matters; and conflicts of interest. Counsel in Regional and Field Offices also review Section 202 and Section 811 capital advance applications for elderly and disabled projects, and conduct initial and final closings of Section 202 and Section 811 projects.

## **Community Planning and Development**

This function includes the provision of legal services required in connection with all CPD programs. Counsel in Regional and Field Offices prepare contracts, amendments, special contract conditions and sanctions imposed for noncompliance with program requirements. Counsel in Regional and Field Offices are responsible for making legal determinations relative to environmental and labor requirements; for rendering decisions in connection with Field Offices consideration of relocation appeals by displaced persons; and for providing legal advice concerning CDBG monitoring activities. They address a wide variety of conflict of interest issues.

## **Fair Housing and Equal Opportunity Enforcement**

This function involves the provision of legal services with respect to the enforcement of civil rights laws and equal opportunity requirements applicable to HUD programs. Regional Counsel have a critical role in HUD's pursuit of fair housing enforcement. Other services provided include legal services related to nondiscrimination in HUD-assisted programs. Regional Counsel are fully involved in Fair Housing enforcement: they review the Final Investigative Report (FIR) where a determination of reasonable cause or no reasonable cause has been made by the Office of Fair Housing and Equal Opportunity; they represent complainants and the Secretary at hearings held before Federal Administrative Law Judges; they assist the Department of Justice and the U.S. Attorneys in fair housing cases tried in Federal District Court; and

they process requests for prompt judicial relief where a unit will be sold or rented before a case can be investigated and litigated or where a complainant is about to be evicted.

## Federal Tort Claims Center

The function of this Center is to provide centralized handling of tort claims filed against HUD by the Regional Counsel Office in Region I (Boston). All claims throughout the country are forwarded to the Claims Center, where staff reviews incoming tort claims, determines if additional documentation or investigation is necessary, and decides whether the claim should be denied or settled. If the claimant initiates litigation, the Claims Center is responsible for handling the litigation, including monitoring contract legal services that may be procured for this purpose. This approach ensures that tort claims are dealt with in a systematic, fair, and consistent manner.



## Litigation

Defensive litigation is a responsibility of the Regional Counsel. It involves working with the U.S. Attorneys in handling cases to which HUD is a party and participation with local government or private attorneys in handling cases involving HUD-assisted local governmental activities. The caseload covers the full range of the Department's program responsibilities, including subsidized and insured housing, property management and disposition, and community development programs, as well as cases involving claims collection, environmental issues, civil rights, landlord tenant matters, and architectural and construction contract disputes. Regional Counsel also handle judicial foreclosures of multifamily projects, single family defensive foreclosure actions, and some of the affirmative litigation cases instituted by the Department.

## Multifamily Housing Programs

Counsel in Regional and Field Offices provide all legal services required in connection with HUD's insurance of mortgages on multifamily properties, including representing the Department at initial and final loan closings of projects, among which are those financed by tax-exempt bonds. The closing attorney is responsible for assuring the legal sufficiency of all closing documents for full insurance projects. Counsel in Regional and Field Offices provide legal reviews of applicable documents where there is a change in the mortgagor entity, and furnish legal assistance in connection with the non-judicial foreclosure of multifamily projects, the management and disposition of acquired properties, debt collection and bankruptcies. In addition, counsel in Regional and Field Offices provide legal advice and guidance on Single Family Mortgage Insurance programs. Counsel in Regional and Field Offices are assuming greater responsibility for Mortgage Sales Portfolio Reengineering and HOPE VI.

## Personnel Law

Legal advice and services to the Department are provided on personnel issues, including misconduct, unsatisfactory performance, labor relations, equal employment opportunity and other employment-related matters. The legal support includes working with the Department of Justice in representing the Department in Federal Court and representing the Department before the Equal Employment Opportunity Commission (EEOC), the Merit Systems Protection Board (MSPB), the Federal Labor Relations Authority (FLRA) and the Office of Special Counsel (OSC).

## Procurement and Administrative Law

Legal advice is provided on a variety of administrative law issues, including procurement, contract administration, Freedom of Information Act appeals, Privacy Act, delegations of authority and similar matters. With regard to procurement and contracting



issues, attorneys in the Regional Offices provide legal advice and guidance to the Contracting Division managers and staff members.

## Single Family Housing

For those Offices in which a Single Family Homeownership Center (HOC) is located, legal staff is dedicated to providing legal support and assistance to the HOC managers and staff. This support includes a wide range of legal issues affecting FHA single-family mortgage insurance programs, from title concerns and land trust matters to administrative sanction review and case preparation.

## FEDERAL BENEFITS AND EMPLOYEE SERVICES

### Federal Student Loan Repayment Program:

The Federal Student Loan Repayment Program permits HUD to assist employees in the repayment of federally insured student loans. The agency may make payments to the loan holder of up to a maximum of \$6,000 per calendar year not to exceed an aggregate of \$40,000 for any one employee. An employee receiving this benefit must sign a service agreement to remain at HUD for a period of at least 3 years. An employee must reimburse HUD for all benefits received if he or she is separated voluntarily or involuntarily. The operation of this program is contingent upon the availability of funds.

### Leave (Annual and Sick):

<https://www.opm.gov/policy-data-oversight/pay-leave/leave-administration/fact-sheets/annual-leave/>

Annual Leave is used for vacations, rest and relaxation, and personal business or emergencies. New full-time employees earn 4 hours of annual leave each 2-week pay period. When an employee has 3 years of service, this increases to 6 hours every 2 weeks, and at 15 years it increases to 8 hours every 2 weeks.

Most military service counts toward the time required to go into the next higher annual leave category. Most employees may carry over no more than 30 days of annual leave into the next leave year.

Sick Leave is used for personal medical needs; care of a family member; care of a family member with a serious health condition; and adoption related purposes. Full-time employees earn 4 hours of sick leave every 2 weeks. An employee may accrue this leave without limit.

### Union Membership:

<http://www.afgecouncil222.com/>

<https://nffe.org/>

Most HUD attorneys are in collective bargaining units and may join their local union. Most offices are covered by a local of the American Federation of Government Employees (AFGE). HUD attorneys in San Francisco, Los Angeles, Phoenix and Detroit are covered by locals of the National Federation of Federal Employees (NFFE).

### Work Schedules:

Attorneys at HUD may participate in the Alternative Work Schedule Programs. The standard work week for a full-time employee is 40 hours per week. There are two types of alternative work schedules which permit employees to vary their daily work hours. They are: (1) flexible work schedules with credit hours; and (2) compressed work schedules (CWS).

Full-time employees with a flexitime schedule must account for 8 hours each day plus an established lunch period of no less than 30 minutes. Flexitime allows employees to vary their arrival/ departure times each day, provided they are on duty during the office's established core hours or on leave. Employees choosing flexitime may arrive as early as 6:00 a.m. and as late as 9:30 a.m. and may leave as early as 2:30 p.m. and no later than 7:30 p.m.

For full-time employees with a compressed work schedule, the compressed work schedule consists of:

- 5-4/9 CWS – a type of compressed work schedule in which an employee meets the 80-hour work requirement by working four 9-hour days and one 8-hour day during one work week, plus four 9-hour days and a day off during the alternate week, in addition to the established lunch period for the office.
- 4-10 CWS – a type of compressed work schedule in which an employee meets the 80-hour work requirement by working four 10-hour days and has a day off each week.

The benefit to a CWS schedule is an established day off in a biweekly pay period. These schedules must be approved by supervisors and their availability may vary depending upon the office.

## Maxiflex:

Maxiflex Schedule. A flexible work schedule program that allows employees to designate a work schedule involving fewer than 10 workdays in the biweekly pay period, and in which a full-time employee has a basic work requirement of 80 hours biweekly, but can vary the number of hours worked on a given workday between 5 and 11 hours. The work schedule must be pre-designated and approved by management, and employees on maxiflex must work the core hours and may not schedule an absence for more than 2 days per pay period (non-leave).

## Health Insurance:

<http://www.opm.gov/insure/health/index.asp>

The Federal Employees Health Benefits Program (FEHB) is one of the most valuable benefits of Federal employment, but coverage is not automatic. An employee must select a health plan in order to be covered. An employee has 60 days from their entry on duty date to sign-up for a health insurance plan. If an employee

does not make an election, an employee is considered to have declined coverage and the employee must wait until the next open season to enroll. Although an employee has 60 days to make their election, it is to the employee's advantage to make this election soon in order to be covered in case of accident or illness. The policy will begin coverage on the effective date and will cover expenses occurring on or after that date, even for conditions occurring before that date.

### **Flexible Spending Accounts:**

<https://www.opm.gov/healthcare-insurance/flexible-spending-accounts/>

The Federal Flexible Spending Accounts Program (FSAFEDS) allows an employee to pay for certain health and dependent care expenses with pre-tax dollars. An employee may choose to make a voluntary allotment from their salary to their FSAFEDS account(s). An employee will not pay employment or income taxes on their FSA allotments for health and dependent care.

### **Transportation and Location:**

HUD Headquarters is located in downtown Washington, D.C., and is convenient to many popular areas of interest including the Mall, which encompasses the Capital, the Washington Monument and the Smithsonian museums. The building is readily accessible by public transportation and is convenient to residents of Maryland and Virginia, as well as the District of Columbia. Employees can take the Metro subway system directly to the L'Enfant Plaza Station where HUD Headquarters is located. Public transit subsidy assistance is available to employees.

### **Child Care Subsidiary Benefits Program (CCSB):**

HUD offers tuition assistance for child care and before- and after-school care for children of HUD employees with a total adjusted gross income of \$75,000 and below. Children may be enrolled in any licensed child care program. The HUD headquarters building

includes a state-of-the-art child care center for children from six weeks to five years of age. For more information about HUD's Headquarter's child development center, see <https://www.ymcadc.org/locations/the-childrens-house-at-hud/>. There are also child care centers in federal office buildings in the field.

## Federal Employees'/ Retirement System (FERS):

<https://www.opm.gov/retirement-services/fers-information/>



The Federal Employees' Retirement System is effective for federal employees hired on or after January 1, 1984. Almost all new employees are automatically covered by the Federal Employees Retirement System (FERS). FERS is a three-tiered retirement plan: Social Security Benefits, Basic Benefit Plan and Thrift Savings Plan. The FERS plan includes a basic government pension as well as social security coverage, both of which are based on salary and length of service. FERS also features an optional Thrift Savings Plan that allows employees to contribute a percentage of pay, tax-free until retirement.

## Thrift Savings Plan (TSP):

<http://www.tsp.gov>

The Thrift Savings Plan (TSP) is a tax-deferred retirement savings and investment plan that offers an employee the same type of savings and tax benefit that many private corporations offer their employees under 401(k) plans. By participating in the TSP, employees have the opportunity to save part of their income for retirement, receive matching agency contributions and reduce their current taxes.

There are six Thrift Savings Plan Investment Funds. The Funds

differ in the rate of return and amount of risk involved. Employees may invest any percentage of future contributions to their account in the following Funds: Government Securities Investment (G) Fund, Common Stock Index Investment (C) Fund, Fixed Income Index Investment (F) Fund, Small Capitalization Stock Index (S) Fund, International Fund, Stock Index (I) Fund and Life Cycle (L) Funds. Employee may also transfer any portion of their existing account balance among the six Funds.

## **HUD Fitness Center:**

The HUD headquarters building contains a HUD Fitness Center. Membership in the HUD Fitness Center is open to all full-time, part-time and temporary employees. Annual dues are based on an employee's salary.

The facility includes a fully equipped aerobic center, and provides a wide range of exercise equipment, including exercise bikes, recumbent bikes and stair masters. Locker rooms are equipped with showers and a full-time staff is available to create individualized exercise programs. Special programs such as weight management are also offered. There are fitness centers in many federal offices buildings in the field as well.



## **The HUD Credit Union:**

<http://www.hudfcu.org>

The HUD Credit Union is located in the main HUD Building. The Credit Union offers a full range of banking services. There are federal employee credit unions in many of the field locations.

## **The Federal Long Term Care Insurance:**

<http://www.ltcfeds.com>

The Federal Long Term Care Insurance Program (FLTCIP) provides long term care insurance for Federal employees and their parents,

parents-in-law, step-parents, spouses and adult children. If an employee is newly employed in a position that conveys eligibility for FEHB coverage, the employee may apply for long term care insurance, even if an employee does not enroll in the FEHB Program. The cost of the insurance is based on the age when the employee applies.

### **Telework:**

Telework is a flexible workplace benefit where eligible employees work at an alternate worksite for an agreed-upon portion of the work week. There are two types of telework; 1) routine telework in which telework occurs as part of an ongoing, regular schedule and 2) situational telework that is approved on a case-by-case basis, where the hours worked were not part of a previously approved, ongoing and regular telework schedule. Any employee who wishes to telework (regardless of which type) must first successfully complete an interactive telework training program provided by the agency and must enter into a written agreement with his/her supervisor. Telework policies will be provided to the Legal Honors, as applicable.

### **Additional Benefits and Services:**

The Department provides an Employees Assistance Program for troubled individuals whose job performance is affected by work-related difficulties, family, marital and relationship crises, child or spouse abuse, HIV-AIDS, mental and emotional distress, or other personal problems. The Department also has an Incentive Awards Program through which employees' superior job performance, contribution to HUD, special act, service, and adopted suggestion are rewarded by cash, time off or honorary awards.

# APPLICATION PROCEDURES

Applications to the Department for the Legal Honors Program must be received through the [USAJobs.gov](https://www.usajobs.gov) posting (through CareerConnector). In order to process the applications as expeditiously and fairly as possible, certain requirements must be strictly followed. A list of those requirements and specific instructions will be included in the vacancy announcement **21-HUD-1981-X**, via [USAJobs.gov](https://www.usajobs.gov). Please read each one carefully before you complete the application. All required documents must be received through the [USAJobs.gov](https://www.usajobs.gov) website when the application period is announced and by the Open and Close date of the announcement on **September 17, 2021 thru October 25, 2021**. To apply for a Legal Honors position at HUD, the following must be submitted.

1. Application
2. Resume
3. An official law school transcript. The official transcript must be submitted with law school's grading system explanation attached.
4. A legal writing sample of five to ten pages maximum (double-spaced).
5. A list of at least three references (professional or academic).
6. A short cover letter addressed to the Legal Honors Program no more than 1 page in length summarizing your background and interest in HUD. (Optional)

## **Does the Department apply veterans' preference eligibility to Legal Honors Program hiring?**

The Department's policy in excepted service career attorney hiring is to select the best qualified applicant for the position in terms of skills, background, knowledge, and relevant experience. Excepted service attorney positions within the Department are



wholly exempted from the appointment procedures of 5 C.F.R. Part 302; however, the Department follows the principle of veterans' preference in its attorney hiring procedures as far as administratively feasible and treats veterans' preference eligibility as a positive factor at all stages in the hiring process.

Veterans Preference Documentation: If you are claiming veterans preference, please submit the required documentation in the vacancy announcement.

## Interviews and Selection

Formal interviews will be conducted by HQ, Regional, and field offices and will be in-person, by telephone, or video, as appropriate. Travel expenses for interviews are the responsibility of the applicant. If an applicant is not selected for an interview, he/she will no longer be under consideration and will be notified by mail and/or email. Following interviews, successful candidates will be notified of their selection by telephone, mail and/or email.

## Qualifications and Salary Levels

To be considered for the Law Clerk Program, applicants MUST meet the following criteria:

- (1) Third-year law students who will earn their J.D. by June 2022;  
OR
- (2) Master of Laws (LL.M.) students in their last year of study who will graduate by June 2022; OR
- (3) A law school graduate holding a current judicial law clerk position whose clerkship ends no later than September 2022; AND
- (4) Must not have been admitted to the bar of any State, District of Columbia, Commonwealth of Puerto Rico or territories of the United States.

AND

- (5) Applicants must have an overall grade point average (GPA) of

**3.00** based on a scale of 4.0 or Academic standing in the upper 1/3 of the law school graduating class as noted on law school transcript.

AND

(6) Only United States citizens can be admitted to the Law Clerk Program, and each person selected for the program must undergo a complete security/background investigation and be granted a security clearance.

Legal Honors are hired at the GS-11 level and are eligible for government insurance, annual and sick leave, and retirement benefits. Legal Honors receive excepted service appointments not to exceed 14 months and must be admitted to a State, District of Columbia, Commonwealth of Puerto Rico or one of the Territories of the United States Bar during the program year for consideration of permanent assignment on the staff of the General Counsel. If a Legal Honor passes a bar, performs at the fully successful level or above, and appropriations permit, OGC may convert the Legal Honor to a permanent attorney position during the 14-month period. Legal Honors are expected to perform at least at a “fully successful” level during the program.

For more information relating to the application and placement process, you may contact Sinthea Kelly or Damasque Blagburn in the HUD Office of General Counsel’s Administration Management and Human Resources Division, at (202) 708-0290 or by email at [legalhonors@hud.gov](mailto:legalhonors@hud.gov). You may also contact the following current participants in or recent graduates of the Legal Honors Program for questions about the experience of participating in the program:

- Elan Cameron Adounvo, 202-402-5252, [Elan.C.Adounvo@hud.gov](mailto:Elan.C.Adounvo@hud.gov), HHQ
- Antonio A. Camacho, 202-796-2306, [Antonio.A.CamachoCamacho@hud.gov](mailto:Antonio.A.CamachoCamacho@hud.gov), HHQ
- Geraldine Damey, 678-732-2458, [Youkou.G.Damey@hud.gov](mailto:Youkou.G.Damey@hud.gov), ATL

- Kyle Helmick, 202-402-4847, [Kyle.Helmick@hud.gov](mailto:Kyle.Helmick@hud.gov), HHQ
- Helen Huang, 202-402-6443, [Helen.C.Huang@hud.gov](mailto:Helen.C.Huang@hud.gov), HHQ
- Alexandra Iorio, 202-402-6443, [Alexandra.N.Iorio@hud.gov](mailto:Alexandra.N.Iorio@hud.gov), HHQ
- James Radcliffe, 206-220-5299, [James.W.Radcliffe@hud.gov](mailto:James.W.Radcliffe@hud.gov), SEA



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT  
OFFICE OF GENERAL COUNSEL  
LEGAL HONORS PROGRAM 2022 - 2023