

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

United States Court of Appeals
For the District of Columbia Circuit

Division for the Purpose of
Appointing Independent Counsels

FILED MAR 18 1997

Special Division

Ethics in Government Act of 1978, As Amended

In re: Henry G Cisneros

Division No. 95-1

Under Seal

Order Expanding and Amending
Jurisdiction of Independent Counsel

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

Upon consideration of the application of the Attorney General pursuant to 28 U.S.C. § 593(c)(1) that the jurisdiction conferred by the May 24, 1995, Order of this Court upon Independent Counsel David M. Barrett be expanded to include whether investigation and prosecution of any tax violations arising from federal income tax returns filed for tax year 1992 by Henry G. Cisneros, former Secretary of the United States department of Housing and Urban Development is warranted, it is hereby

ORDERED by the Court in accordance with the authority vested in it by 28 U.S.C. § 593(b) that Independent Counsel David M. Barrett, Esquire, of the District of Columbia bar, shall continue to have the full power, independent authority and jurisdiction including, but not limited to, the power, obligations and authority, set forth in 28 U.S.C. § 594, as conferred upon him by the May 24, 1995, Order of this court, to investigate to the maximum extent authorized by the Independent Counsel Reauthorization Act of 1994, whether Henry G. Cisneros committed a violation of any federal criminal law, other than a Class B or C misdemeanor or infraction, by making false

statements with respect to his past payments to Linda Medlar to the Federal Bureau of Investigation during the course of his background investigation or conspiring with others to do so. It is

FURTHER ORDERED by the Court in accordance with the authority vested in it by 28 U.S.C. §§ 593(b) and (c)(1) that Independent Counsel David M. Barrett shall have jurisdiction and authority to investigate to the maximum extent authorized by the Independent Counsel Reauthorization Act of 1994 whether Henry G. Cisneros, former Secretary of the United States Department of Housing and Urban Development, or any person or entity acting in concert with him, has committed a violation of any federal criminal law, other than a Class B or C misdemeanor or infraction, arising from or relating to the filing or preparation of his federal income tax returns for tax year 1992 or conspiring with others to do so.

The Independent Counsel shall have the jurisdiction and authority to investigate other allegations or evidence of violation of any federal criminal law by Henry G. Cisneros or any person or entity, other than a Class B or C misdemeanor or infraction, developed during the Independent Counsel's investigation of the matters referred to above, and arising out of such investigation.

The Independent Counsel shall have jurisdiction and authority to investigate other allegations or evidence of violation of any federal criminal law, other than a class B or C misdemeanor or infraction, by any individual or entity as necessary to resolve the matter described above.

The Independent Counsel shall have jurisdiction and authority to investigate any violation of 28 U.S.C. § 1826, or any obstruction of the due administration of justice, or any material false statement or testimony in violation of federal criminal law, that may arise out of investigation of the matters describe above.

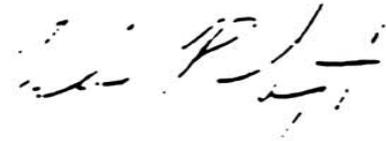
The Independent Counsel shall have jurisdiction and authority to seek indictments and to prosecute any persons or entities involved in any of the matters described above, who are reasonably

believed to have committed a violation of any federal law, other than a Class B or C misdemeanor or infraction, arising out of such matters, including persons or entities who have engaged in an unlawful conspiracy or who have aided or abetted any federal offense.

Per Curiam:
For the Court:

Mark J. Langer, Clerk

by

A handwritten signature in black ink, appearing to read 'M. R. Sargent', written over a faint circular stamp.

Marilyn R. Sargent
Chief Deputy Clerk