



Office of the Solicitor General (OSG)

FY 2013 Budget Request At A Glance

| | |
|-------------------------------|---|
| FY 2012 Enacted: | \$10.7 million (48 positions; 22 attorneys) |
| Current Services Adjustments: | +\$312,000 |
| Program Changes: | -\$231,000 |
| FY 2013 Budget Request: | \$10.8 million (48 positions; 22 attorneys) |
| Change From FY 2012 Enacted: | +\$81,000 (+0.8%) |

Mission:

The mission of the Office of the Solicitor General is to conduct all litigation on behalf of the United States and its agencies in the Supreme Court of the United States, to approve decisions to appeal and seek further review in cases involving the United States in the lower federal courts, and to supervise the handling of litigation in the federal appellate courts.

Organization:

OSG is headed by the Solicitor General, who is appointed by the President and confirmed by the Senate. Within the attorney staff, 17 career Assistants to the Solicitor General work with three career Deputy Solicitors General, the Principal Deputy Solicitor General, and the Solicitor General to prepare oral arguments, Supreme Court briefs, and other related legal materials. The 26 support positions are organized into three sections which include Administration, Case Management, and Research and Publication. In FY 2013, several executive office functions will be merged with the Office of Legal Counsel.

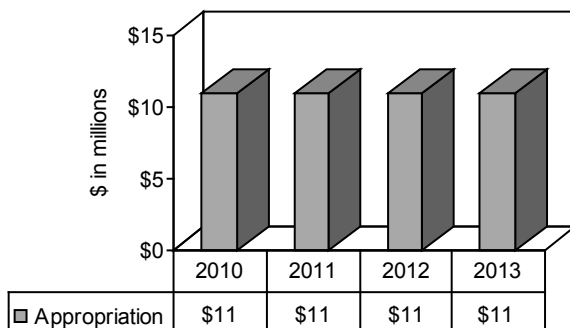
Resources:

The FY 2013 budget request for OSG totals \$10.8 million, which is a 0.8% increase over the FY 2012 Enacted.

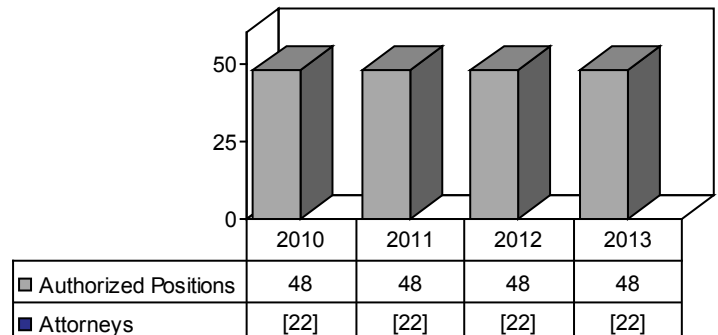
Personnel:

The OSG's direct authorized positions for FY 2013 total 48 positions and is the same as FY 2012 Enacted. A base pay adjustment of \$170,000 is included to allow OSG to afford its authorized personnel level.

Funding (FY 2010 - 2013)



Personnel (FY 2010 - 2013)



FY 2013 Strategy:

The Office of the Solicitor General is required to handle all appropriate Supreme Court cases and requests for appeal, amicus, or intervention authorization. In the vast majority of cases filed in the Supreme Court in which the United States is a party, a petition is filed by an adverse party and the United States responds in some way, either by filing a brief or (after reviewing the case) waiving its right to do so. Additionally, the Supreme Court formally requests the Solicitor General to express the views of the United States on whether the Court should grant certiorari in cases in which the United States is not a party. The number of cases in which the Solicitor General petitions the Supreme Court for review, acquiesces in a petition for a writ of certiorari filed by an adverse party, or participates as an intervener or as amicus curiae is governed exclusively by the Solicitor General's determination that it is in the best interest of the United States to take such action. Further, such activity may vary widely from year to year, which limits the Office's ability to plan its workload.

FY 2013 Program Changes:

Program Offset - Administrative Functions Consolidation: -\$231,000 and 0 positions

The Office of Legal Counsel (OLC) and OSG are similarly sized components of the General Legal Activities (GLA) appropriation. Due to fiscal constraints, staffing challenges, and the need for constant reevaluation of processes to find the most efficient management of resources, several executive office functions will be consolidated in these two components by merging the executive offices of OLC and OSG into a single, unified executive office. This consolidation streamlines the executive office functions of OSG and OLC and combines many of the similar functions. OSG's FY 2013 current services for this initiative are 6 positions and \$579,000.

Office of the Solicitor General
(Dollars in Thousands)

| | Office of the Solicitor General | | |
|--|---------------------------------|-----|--------|
| | Pos | FTE | Amount |
| 2011 Enacted | 48 | 49 | 10,725 |
| 2012 Enacted | 48 | 49 | 10,724 |
| 2013 Request | 48 | 49 | 10,805 |
| Change 2013 from 2012 Enacted | 0 | 0 | 81 |
| Technical Adjustments | 0 | 0 | 0 |
| Total Technical Adjustments | 0 | 0 | 0 |
| Adjustments to Base | | | |
| Increases: | | | |
| ATB Transfers | 0 | 0 | 11 |
| Pay & Benefits | 0 | 0 | 272 |
| Domestic Rent & Facilities | 0 | 0 | 29 |
| Subtotal Increases: | 0 | 0 | 312 |
| Decreases: | 0 | 0 | 0 |
| Total Adjustments to Base | 0 | 0 | 312 |
| Total Adjustments to Base and Technical Adjustments | 0 | 0 | 312 |
| 2013 Current Services | 48 | 49 | 11,036 |
| Program Changes | | | |
| Increases: | 0 | 0 | 0 |
| Decreases: | | | |
| Program Offset - Administrative Functions Consolidation | 0 | 0 | -231 |
| Subtotal, Program Decrease | 0 | 0 | -231 |
| Total Program Changes | 0 | 0 | -231 |
| 2013 Request | 48 | 49 | 10,805 |
| Change 2013 from 2012 Enacted | 0 | 0 | 81 |

Office of the Solicitor General

(Dollars in Thousands)

| Comparison by activity and program | 2012 Enacted | | | 2013 Current Services | | |
|------------------------------------|--------------|-----|--------|-----------------------|-----|--------|
| | Perm Pos. | FTE | Amount | Perm Pos. | FTE | Amount |
| Federal Appellate Activity | 48 | 49 | 10,724 | 48 | 49 | 11,036 |
| Total | 48 | 49 | 10,724 | 48 | 49 | 11,036 |
| Reimbursable FTE | 0 | 0 | 0 | 0 | 0 | 0 |
| Grand Total | 48 | 49 | 10,724 | 48 | 49 | 11,036 |

| Comparison by activity and program | 2013 Total Program Changes | | | 2013 Request | | |
|------------------------------------|----------------------------|-----|--------|--------------|-----|--------|
| | Perm Pos. | FTE | Amount | Perm Pos. | FTE | Amount |
| Federal Appellate Activity | 0 | 0 | -231 | 48 | 49 | 10,805 |
| Total | 0 | 0 | -231 | 48 | 49 | 10,805 |
| Reimbursable FTE | 0 | 0 | 0 | 0 | 0 | 0 |
| Grand Total | 0 | 0 | -231 | 48 | 49 | 10,805 |