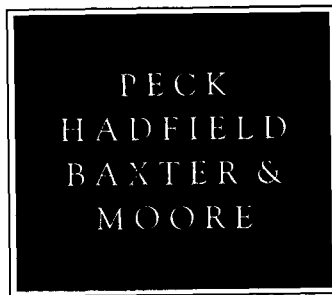


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July 13, 2011

The Honorable Patrick J. Leahy
Chair, Senate Judiciary Committee
224 Dirksen Senate Office Building
Washington, D.C. 20510

*Re: Nomination of David O. Nuffer
United States District Court for the District of Utah*

Dear Senator Leahy:

I just learned that President Obama (on the recommendation of Senator Orrin Hatch and Senator Mike Lee) has recently nominated Magistrate Judge David O. Nuffer to the district bench for the District of Utah. I am writing to wholeheartedly endorse Judge Nuffer's nomination to the District of Utah bench.

I have been a lawyer for 31 years and have tried more than 50 criminal and civil jury trials in state and federal courts in multiple jurisdictions. On the political side, I am a die-hard independent, without any significant ties to either major political party. However, I care desperately about our judicial system because it is at the heart of my profession. In that vein, I am writing to support Judge Nuffer's nomination because he is among the best judges I have every had the pleasure to appear before. He is hardworking, prepared, courteous, and reasonable – with a well honed judicial demeanor. He is also a card-carrying geek who lives at the cutting edge of modern technology – which is fairly rare for a lawyer of our generation. Judge David Nuffer will make an excellent Article III judge. Thank you.

Very truly yours,

PECK HADFIELD BAXTER & MOORE, LLC

Marty E. Moore