

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

1. **Name:** State full name (include any former names used).

Michael Joseph Truncale

2. **Position:** State the position for which you have been nominated.

United States District Judge for the Eastern District of Texas

3. **Address:** List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

Orgain, Bell & Tucker, LLP
470 Orleans
Beaumont, Texas 77701

4. **Birthplace:** State year and place of birth.

1957; Beaumont, Texas

5. **Education:** List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

2014, Chartered Institute of Arbitrators, United Kingdom; Diploma in International Arbitration, 2014

1978 – 1979, 1982 – 1985, Southern Methodist University; J.D., 1985

1979 – 1980, The University of North Texas; M.B.A., 1980

Summer 1974, 1975 – 1978, Lamar University; B.B.A. (*cum laude*), 1978

6. **Employment Record:** List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, nonprofit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

Summer 1984, 1985 – present
Orgain, Bell & Tucker, LLP
470 Orleans
Beaumont, Texas 77701
Partner (1991 – present)
Associate (1985 – 1991)
Summer Law Clerk (Summer 1984)

1984 – 1985
Student Bar Association
Southern Methodist University School of Law
3315 Daniel Avenue
Dallas, Texas 75205
President

Summer 1984
Vial Hamilton
325 North St. Paul Street
Dallas, Texas 75201
Summer Law Clerk
Defunct.

Summer 1983
The Annuity Board of the Southern Baptist Convention
2401 Cedar Springs Road
Dallas, Texas 75201
Summer Law Clerk
Now Guide Stone Financials Resources.

1982
Mercantile National Bank
1800 Main Street
Dallas, Texas 75201
Financial Analyst
Defunct.

1981
Sears
13131 Preston Road
Dallas, Texas 75240
Salesperson
Closed.

1981
Citizens and Southern National Bank
55 Trinity Avenue

Atlanta, Georgia 30335
Bank Teller
Defunct.

1981
Sharpe, Ward, Ross, McDaniel, and Price
210 Longview National Bank Building
Longview, Texas 75601
Law Clerk
Defunct.

1979 – 1980
Dr. George Christy
The University of North Texas
1307 West Highland Street
Denton, Texas 76201
Graduate Assistant
Deceased.

Summer 1979
Parkdale Bank
6025 Eastex Freeway
Beaumont, Texas 77706
Bank Teller
Defunct.

1977 – 1978
Gateway National Bank
3775 Stagg Drive
Beaumont, Texas 77701
Bank Teller
Defunct.

Other Affiliations (uncompensated)

2016 – present
Texas Prepaid Higher Education Tuition Board
Texas Comptroller's Office
311 East 14th Street
Austin, Texas 78701
Board Member

2004 – present
St. Mark's Episcopal Church
680 Calder
Beaumont, Texas 77701

Lay Eucharistic Minister (2004 – present)
Member of Board of Vestry (2018 – present)

2003 – present
Eastern District of Texas Bar Association
2800 Texas Boulevard
Texarkana, Texas 75503
Past-President (2015 – 2016)
President (2014 – 2015)
President Elect (2013 – 2014)
Secretary/Treasurer (2012 – 2013)
Board Member (2010 – 2016)

1996 – present
Michelle Mehaffy Chapter of the American Inn of Court
595 Orleans Street, Suite 1400
Beaumont, Texas 77701
Director (2002 – present)
President (2008 – 2010)

1989 – present
Symphony of Southeast Texas
4345 Phelan Blvd
Beaumont, Texas 77706
Past-President (1995)
President (1993 – 1994)
President-Elect (1992)
Treasurer (1991)
Board Member (1989 – present)

1988 – present
Family Services Administration
3550 Fannin Street
Beaumont, Texas 77701
Pro Bono Legal Counsel (1994 – present)
Board Member (1988 – 1994)

1986 – present
Jefferson County Bar Association
1001 Pearl Street
Beaumont, Texas 77701
Past-President (2006 – 2007)
President (2005 – 2006)
President-Elect (2004 – 2005)
Treasurer (2003 – 2004)
Director (1993 – 1994, 2002 – 2007)

2014 – 2017

Beaumont Chamber of Commerce

1110 Park Street

Beaumont, Texas 77701

Legal Counsel to Executive Committee (2017)

Board Member (2016 – 2017)

Governmental Affairs Committee Member (2014 – 2017)

2003 – 2017

Jefferson County Republican Party Executive Committee

Legal Counsel (2014 – 2017)

Member (2003 – 2017)

2006 – 2014

State Republican Executive Committee

Republican Party of Texas

1108 Lavaca, Suite 500

Austin, Texas 78701

Member

2008 – 2011

Julie Rogers Gift of Life

3555 Stagg Drive

Beaumont, Texas 77701

Board Member

2007 – 2011

Texas State University System

208 East 10th Street, Suite 600

Austin, Texas 78701

Regent

1990 – 2011

Orleans Street Investment Company, Ltd.

470 Orleans

Beaumont, Texas 77701

Vice President

2005 – 2009

Local Bar Services Committee

State Bar of Texas

1414 Colorado Street

Austin, Texas 78701

Chair (2007 – 2009)

Member (2005 – 2009)

2005 – 2007
Jefferson County Pro Bono Board
1001 Pearl Street
Beaumont, Texas 77701
Director (2005 – 2007)
President (2005 – 2006)

2004 – 2007
Episcopal Diocesan Council of Texas
1225 Texas Avenue
Houston, Texas 77002
Delegate

1996 – 2000
Houston Grand Opera
510 Preston Street
Houston, Texas 77002
Trustee

1986 – 1999
Trinity United Methodist Church
3430 Harrison Avenue
Beaumont, Texas 77706
Chairman, Board of Trustees (1997 – 1998)
Chairman, Administrative Board (1991 – 1992)
Designated Lay Leader of Administrative Board (1986 – 1990)

1991 – 1997
Southern Methodist University School of Law
Alumni Advisory Council
3315 Daniel Avenue
Dallas, Texas 75205
Chair of Admissions and Student Relations Committee (1994 – 1996)
Law School Class of '85 Gift Chair (1994 – 1995)
Board Member (1991 – 1997)

1986 – 1996
Beaumont Music Commission
1030 Harriot
Beaumont, Texas 77705
Board Member
Defunct.

1991 – 1995

Texas Conference of the United Methodist Church
Beaumont District
701 Calder Avenue
Beaumont, Texas 77701
Board of Missions Executive Committee Member

1988 – 1995
Southeast Texas Youth Symphony
4345 Phelan Boulevard, Suite 105
Beaumont, Texas 77707
Board Member (1988 – 1992)

1986 – 1994
Jefferson County Young Lawyers Association
1001 Pearl Street
Beaumont, Texas 77701
Teen Court Board Member (1993 – 1994)
President (1993 – 1994)
President-Elect (1992 – 1993)
Vice-President (1991 – 1992)
Director (1989 – 1991)
Member (1986 – 1994)

1989 – 1993
Sister City Commission for the City of Beaumont
801 Main Street
Beaumont, Texas 77701
Commissioner

1989 – 1993
Beaumont Heritage Society
3025 French Road
Beaumont, Texas 77706
President (1992 – 1993)

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I did not serve in the U.S. Military. I was not required to register for selective service as I was born on August 30, 1957.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

Board Certified, Civil Trial Law, National Board of Trial Advocacy (2015 – present)

Fellow, Chartered Institute of Arbitrators (U.K.) (2014 – present)

Fellow, Litigation Council of America (2007 – present)

Sustaining Life Fellow, Texas Bar Foundation (2002 – present)

A/V Preeminent Rating by Martindale-Hubbell (2002 – present)

Board Certified for Personal Injury Trial Law, Texas Board of Legal Specialization (1991 – present)

Texas Super Lawyer, *Texas Monthly* (2007 – 2018)

College of the State Bar (1991 – present)

Super Lawyer in Civil Litigation, *Business Edition* (2011, 2013 – 2015)

Top Rated Lawyer in *The Austin American–Statesman*, *Texas Lawyer*, *Corporate Counsel*, *The National Law Journal* and *The American Lawyer* (2013)

Super Lawyer in Civil Litigation Defense, *Corporate Counsel Edition* (2009)

Dean's List, College of Business, Lamar University (1975 – 1978)

Phi Kappa Phi Honor Society, Lamar University (1977)

Blue Key National Honor Fraternity, Lamar University (1977)

National Scholarship Leadership Award, Kappa Sigma Fraternity, Lamar University (1977)

9. **Bar Associations:** List all bar associations or legal or judicial–related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

American Bar Association (1986 – 2015)

Commercial Transportation Committee, Leadership Board (2013 – 2015)

Chartered Institute of Arbitrators (United Kingdom) (2014 – present)

Eastern District of Texas Bar Association (2003 – present)

Past-President (2015 – 2016)

Board Member (2010 – 2016)

President (2014 – 2015)
President-Elect (2013 – 2014)
Secretary/Treasurer (2012 – 2013)

Defense Research Institute (1992 – 2015)

Federal Arbitrators, Inc. (2014 – present)

Houston Bar Association (2014 – present)

Houston International Arbitration Club (2014 – present)

Institute of Transnational Arbitration of the Center for American and International Law
(2014 – 2016)
Advisory Board Member

Jefferson County Bar Association (1986 – present)
Past-President (2006 – 2007)
President (2005 – 2006)
President-Elect (2004 – 2005)
Treasurer (2003 – 2004)
Chair, Lawyer-Client Reconciliation Committee (2004 – 2005)
Chair, CLE Committee (2003 – 2004)
Director (1993 – 1994, 2002 – 2007)

Jefferson County Pro Bono Board
Director (2005 – 2007)
President (2005 – 2006)

Jefferson County Young Lawyers Association (1986 – 1994)
Teen Court Board Member (1993 – 1994)
President (1993 – 1994)
President-Elect (1992 – 1993)
Vice-President (1991 – 1992)
Director (1989 – 1991)

Michelle Mehaffy Chapter of the American Inn of Court (1996 – present)
Director (2002 – present)
President (2008 – 2010)

Southern Methodist University School of Law Alumni Advisory Council (1991 – 1997)
Chair of Admissions and Student Relations Committee (1994 – 1996)
Law School Class of '85 Gift Chair (1994 – 1995)

Southern Methodist University School of Law Student Bar Association (1984 – 1985)
President

State Bar of Texas (1985 – present)
Texas Pattern Jury Charge Committee (2004 – present)
Committee Chair (2007 – 2009)
Local Bar Services Committee Member (2005 – 2007)
Disaster Response Task Force (2005 – 2006)
Texas Young Lawyers Association, Law-Focused Education Committee Member
(1993 – 1994)

Supreme Court of Texas Board of Law Examiners Character and Fitness Committee
(Dallas Review) (1985 – 1986)

Texas Association of Defense Counsel (1985 – 2015)

Texas Federal Judicial Selection Committee (2008 – 2017)
Member

U.S. District Court for the Eastern District of Texas Magistrate Judge Merit Selection
Panel (2011)
Chairperson

10. Bar and Court Admission:

- a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

Texas, 1985

There have been no lapses in membership.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

Supreme Court of the United States, 1990

United States Court of Appeals for the Fifth Circuit, 1988

United States District Court for the Eastern District of Texas, 1986

United States District Court for the Northern District of Texas, 2014

United States District Court for the Southern District of Texas, 1999

There have been no lapses in membership.

11. Memberships:

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other

organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Beaumont Chamber of Commerce (2014 – 2017)

Legal Counsel to Executive Committee (2017)

Board Member (2016 – 2017)

Governmental Affairs Committee Member (2014 – 2017)

Beaumont Heritage Society (1989 – 1993)

President (1992 – 1993)

Beaumont Music Commission (1986 – 1996)

Board Member

Better Business Bureau Consumer Education Foundation (1986 – 1988)

Board Member

Delta Sigma Pi Business Fraternity (1976 – present)

Family Services Administration (1988 – present)

Pro Bono Legal Counsel (1994 – present)

Board Member (1988 – 1994)

The Federalist Society for Law and Public Policy, Houston Lawyers' Chapter
(2014 – present)

Golden Triangle Republican Women (2008 – 2017)

Associate Member

Houston Grand Opera (1996 – 2000)

Trustee

Jefferson County Republican Party Executive Committee (2003 – 2017)

Member (2003-2017)

Legal Counsel (2014–2017)

Julie Rogers Gift of Life (2008 – 2011)

Board Member

Neches River Festival (2003-present)

Knight

Phi Alpha Delta Legal Fraternity (1983 – present)

Republican Party of Texas State Convention
Delegate (2004 – 2016)

Sister City Commission for the City of Beaumont (1989 – 1994)
Commissioner

Southeast Texas Youth Symphony (1988 – 1995)
Board Member (1988 – 1992)

Southern Methodist University School of Law Alumni Advisory Council
(1991 – 1997)
Chair, Admissions and Student Relations Committee (1994 – 1996)
Law School Class of '85 Gift Chair (1994 – 1995)

Symphony of Southeast Texas (1989 – present)
Past-President (1995)
President (1993–1994)
President-Elect (1992)
Treasurer (1991)
Board Member (1989 – present)

Texas Conference of the United Methodist Church, Beaumont District
(1991 – 1995)
Board of Missions Executive Committee Member

Texas Prepaid Higher Education Tuition Board (2015 – present)
Board Member

Texas Republican Party Executive Committee (2006 – 2014)
Candidate Resources Committee (2013 – 2014)

Texas State University System (2007 – 2011)
Regent
Curriculum Committee, Chair
Government Relations Committee, Chair

Trinity United Methodist Church (1986 – 1999)
Chairman, Board of Trustees (1997 – 1998)
Chairman, Administrative Board (1991 – 1992)
Designated Lay Leader (1986 – 1990)

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion

or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

To the best of my knowledge, none of the organizations listed above currently discriminates or formerly discriminated on the basis of race, sex, religion or national origin, either through formal membership requirements or the practical implementation of membership policies.

12. Published Writings and Public Statements:

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

Letter to the Editor, *Reaction from Local GOP, Democratic Party Leaders to President's Supreme Court Nominee*, KFDM SOUTHEAST TEXAS NEWS (Jan. 31, 2017). Copy supplied.

True or False: The Recovery of Medical Expenses is Limited to the Amount Paid or Incurred, THE ADVOCATE, Vol. 77 (Winter 2016). Copy supplied.

The Death of Antonin Scalia is the Primary Reason We Should Vote for Donald J. Trump, GTRW GAZETTE, October 2016. Copy supplied.

Contributing Author, Texas Pattern Jury Charge Committee, *Negligence, Products Liability, and Medical Malpractice*, 2016. Copy supplied.

Contributing Author, Texas Pattern Jury Charge Committee, *Negligence, Products Liability, and Medical Malpractice*, 2014. Copy supplied

Contributing Author, *Texas Pattern Jury Charge Committee: Negligence, Products Liability, and Medical Malpractice*, 2012. Copy supplied.

From 2011 to 2012, when I ran for the U.S. House of Representatives, my campaign had a website (www.michaeltruncale.com) that is no longer operational. Much of the content was prepared by campaign staffers, but I personally prepared some of the web content and had overall responsibility for the website.

Letter to the Editor, *Hutchison's Decision to Stay is Welcome*, BEAUMONT ENTER. (Apr. 30, 2010). Copy supplied.

Contributing Author, *Texas Pattern Jury Charge Committee: Negligence, Products Liability, and Medical Malpractice*, 2010. Copy supplied.

Contributing Author, *Texas Pattern Jury Charge Committee: Negligence, Products Liability, and Medical Malpractice*, 2008. Copy supplied.

Contributing Author, *Texas Pattern Jury Charge Committee: Negligence, Products Liability, and Medical Malpractice*, 2006. Copy supplied.

Kill All the Lawyers, JEFFERSON COUNTY BAR JOURNAL, Fall 2005. Copy supplied.

Letter to the Editor, *Justified?*, DALLAS MORNING NEWS, 1984 (approximate). Copy supplied.

DelataSigs at Lamar University Participate in National Conference on Free Enterprise, THE DELTASIG, May 1977. Copy supplied.

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

November 14, 2017: Meeting Minutes for Texas Prepaid Higher Education Tuition Board. Copy supplied.

August 15, 2017: Meeting Minutes for Texas Prepaid Higher Education Tuition Board. Copy supplied.

May 16, 2017: Meeting Minutes for Texas Prepaid Higher Education Tuition Board. Copy supplied.

February 7, 2017: Meeting Minutes for Texas Prepaid Higher Education Tuition Board. Copy supplied.

November 1, 2016: Meeting Minutes for Texas Prepaid Higher Education Tuition Board. Copy supplied.

August 16, 2016: Meeting Minutes for Texas Prepaid Higher Education Tuition Board. Copy supplied.

May 16 – 17, 2016: Meeting Minutes for Texas Prepaid Higher Education Tuition Board. Copy supplied.

February 9, 2016: Meeting Minutes for Texas Prepaid Higher Education Tuition Board. Copy supplied.

September 6, 2011: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

August 18 – 19, 2011: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

April 25, 2011: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

March 30, 2011: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

February 10 – 11, 2011: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

January 3, 2011: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

November 18 – 19, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

August 19 – 20, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

August 11, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

July 14, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

July 2010: Report of Texas Bar Association Local Bar Services Committee. Copy supplied.

June 15, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

May 20 – 21, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

April 12, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

March 24, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

February 18 – 19, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

January 14, 2010: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

September 17, 2009: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

August 19 – 21, 2009: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

June 4 – 5, 2009: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

April 20, 2009: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

April 6, 2009: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

February 20 – 21, 2009: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

May 21, 2008: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

February 21 – 22, 2008: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

December 20, 2007: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

November 14 – 15, 2007: Meeting Minutes for the Texas State Board of Regents. Copy supplied.

June 2006: State Bar of Texas Disaster Response Task Force, “Preparing, Reacting & Resuming Life.” Copy supplied.

- c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your behalf to public bodies or public officials.

On February 21, 2017, I gave a presentation in support of the Savage Inland Marina in front of the Orange County Commissioner's Court in Orange County, Texas. A recording is available at http://www.co.orange.tx.us/Minutes_2017/Comrs%20Court%20-%202-21-2017.mp3.

On January 25, 1994, I spoke before the Beaumont City Council to express appreciation and gratitude to the Mayor for her support of the Teen Court Program. Transcript supplied.

- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

January 10, 2017: Speaker, "The Training and Certification of Barge Operators," Texas Waterways Operators Association, Houston, Texas. I spoke about the barge training and certification programs offered by Lamar State College, Orange. I have no notes, transcripts or recordings. The address of the Texas Waterways Operators Association is Post Office Box 1745, Houston, Texas 77251.

January 9, 2017: Speaker, "Aftermath of the 2017 Election," Golden Triangle Republican Woman, Beaumont, Texas. I spoke about the reasons for the outcome of certain races and projections for future election. I have no notes, transcripts or recordings. The address of the Golden Triangle Republican Women is Post Office Box 12902, Beaumont, Texas 77706. Press coverage supplied.

November 2016: Speaker, "Effective Mediation and Settlement Strategies," Michelle Mehaffy Chapter of the American Inn of Court. I spoke about ways litigants can enhance their chances of favorable outcomes through mediation. I have no notes, transcripts or recordings. The address of the Michelle Mehaffy Chapter of the American Inn of Court is 221 Highway 69S, Suite 100, Nederland, Texas.

October 31, 2016: Speaker, Freedom Fest 2016, Jefferson County Republican Party, Beaumont, Texas. Notes and press coverage supplied.

October 21, 2016: Moderator, "Striking Through the Entire Panel Versus Striking through the Strike Zone: Does it Impact the Composition of the Jury?," Eastern District of Texas Bench/Bar Conference, Plano Texas. I spoke about the effectiveness of different strategies used during the jury selection process. I have

no notes, transcripts or recordings. The address of the Eastern District of Texas Bar Association is 300 North Travis Street, Sherman, Texas 75090. Press coverage supplied.

July 25–28, 2016: On each night of the Republican National Convention, I participated in brief, televised debates with Cade Bernsen, Chair of Jefferson County Democratic Party. The debates were broadcast on KFDM-TV. Notes supplied.

May 2, 2016: Introductory Remarks for Senator Brandon Creighton, Golden Triangle Republican Women's Luncheon, Beaumont, Texas. I introduced the State Senator, providing information on his biography and words of thanks. I have no notes, transcript, or recording. The address of the Golden Triangle Republican Women is Post Office Box 12902, Beaumont, Texas 77706.

October 22, 2015: Moderator, "Litigation, Arbitration, and Mediation—A View from the Federal Bench and Bar," Eastern District of Texas Bench/Bar Conference, Plano Texas. Notes supplied.

October 22, 2015: Speaker, "Opening of Conference," Eastern District of Texas Bench/Bar Conference, Plano Texas. I made some introductory words of welcome. I have no notes, transcripts or recordings. The address of the Eastern District of Texas Bar Association is 300 North Travis Street, Sherman, Texas 75090.

October 7, 2015: Moderator, "International Disputes: A View from the Federal Bench," International Law Section of the Houston Bar Association, Houston, Texas. I spoke about the relative merits of each type of dispute resolution. I have no notes, transcripts or recording. The address of the Houston Bar Association is 1111 Bagby Street, Suite 200, Houston, Texas 77702

October 23, 2014: Moderator, "Eastern District of Texas: A Look Inside and Out," Eastern District of Texas Bench/Bar Conference, Plano Texas. I spoke about the types of cases and the nature of juries in the Eastern District of Texas. I have no notes, transcripts or recordings. The address of the Eastern District of Texas Bar Association is 300 North Travis Street, Sherman, Texas 75090.

October 23, 2014: Co-Moderator, "Reflections of ED Texas/ND Texas 2014 Patent Mock Trial Presented at China University, Beijing with Comparative Ethics." I spoke about the experiences of the lawyers and judges who presented a patent infringement mock trial to students in China. I have no notes, transcripts, or recordings. Eastern District of Texas Bench/Bar Conference, Plano Texas. The address of the Eastern District of Texas Bar Association is 300 North Travis Street, Sherman, Texas 75090.

September 10, 2014: Speaker, "Legal Reforms in China," Beaumont Rotary Club, Beaumont, Texas. Notes, presentation, and press coverage supplied.

Fall 2014: Speaker, "Introduction of Joe Straus, Speaker of the Texas House of Representatives," Fundraiser for Speaker Straus, Beaumont, Texas. Notes supplied.

May 7, 2014: Speaker, Swearing-In Ceremony of Judge Thomas Rugg, Jefferson County Courthouse, Beaumont, Texas. Notes and press coverage supplied.

May 5, 2014: Speech, "Final Reflections Upon Eight Years of Service on the State Republican Executive Committee," Golden Triangle Republican Women, Beaumont, Texas. Notes supplied.

April 15, 2014: Speaker, "Successful Case Evaluation and Mediation Strategies," CenturyLink and Sedgwick Claims Management Services, Inc., Denver, Colorado. Slides supplied.

April 10, 2014: Speaker, "Vote Republican: It's a Matter of Economics," Galveston Island Pachyderm Club, Galveston, Texas. Notes supplied.

April 7, 2014: Speaker, "Report on State Republican Executive Committee," Golden Triangle Republican Women, Beaumont, Texas. Notes supplied.

April 2014: Speaker, Environmental Law, U.S.-China Food Safety and Environmental Protection Judicial Symposium, Jiangsu Provincial Higher People's Court and the Changzhou Intermediate People's Court, Changzhou, China. Slides supplied.

April 2014: Speaker, "American Court System and Litigation Procedures," China-U.S. Judicial Cooperation Summit, China Collaborative Innovation Center of Judicial Civilization and China University of Political Science & Law, Beijing, China. Slides supplied.

April 2014: Participant, Mock Patent Jury Trial, China-U.S. Judicial Cooperation Summit, China Collaborative Innovation Center of Judicial Civilization and China University of Political Science & Law, Beijing, China. I spoke about the role of judges in America. I have no notes, transcript, or recording. The address of the China Collaborative Innovation Center of Judicial Civilization and China University of Political Science & Law is in Beijing, China.

March 14, 2014: Speaker, "Successful Mediation and Evaluation Strategies," North Harris County Bar Association, Houston, Texas. Slides supplied.

February 3, 2014: Speaker, "Report on State Republican Executive Committee," Golden Triangle Republican Women, Beaumont, Texas. Notes supplied.

November 11, 2013: Speaker, "America at a Crossroads," Galveston Island Pachyderm Club, Galveston, Texas. Notes supplied.

November 2013: Speaker, "Report on State Republican Executive Committee," Golden Triangle Republican Women, Beaumont, Texas. Notes supplied.

October 24, 2013: Speaker, "The History of Litigation in the Eastern District of Texas," Eastern District of Texas 2013 Bench Bar Conference, Frisco, Texas. Notes supplied.

October 24, 2013: Speaker, Lamar University College Republicans. I spoke about the ways in which college students can contribute to the political process. I have no notes, transcripts or recording. The address of the Lamar University College Republicans is 440 South Martin Luther King Junior Parkway, Beaumont, Texas 77705.

October 17, 2013: Commentator, "Election Situation," Press Club of Southeast Texas, Beaumont, Texas. Notes supplied.

October 8, 2013: Speaker, "Successful Mediation and Evaluation Strategies," Sentry Insurance Company, Stevens Point, Wisconsin. Notes and slides supplied.

September 17, 2013: Lecturer, "Constitution Day," Lamar University, Beaumont, Texas. Notes supplied.

August 2013: Speaker, "Introduction of Senator John Cornyn," Fundraiser, Beaumont, Texas. Notes supplied.

July 16, 2013: Commentator, "Update and Perspective on BISSD Litigation," BISSD Board Watch Rally, Beaumont, Texas. Notes supplied.

May 10, 2013: Speaker, "Successful Mediation Tactics," Orange County Bar Association, Orange, Texas. Presentation supplied.

May 6, 2013: Speaker, "Is the DAR Still Relevant?" Beaumont Chapter of the Daughters of the American Revolution, Beaumont, Texas. Notes supplied.

January 16, 2013: Speaker, "Successful Mediation Tactics," Jefferson County Young Lawyers' Association, Beaumont, Texas. Notes and slides supplied.

October 26, 2012: Speaker, "Key EDTX Non-Patent Decisions of 2011-2012," Eastern District of Texas Bench/Bar Conference, Plano, Texas. I spoke about non-patent litigation within the Eastern District of Texas. I have no notes, transcripts or

recordings. The address of the Eastern District of Texas Bar Association is 300 North Travis Street, Sherman, Texas 75090.

June 2012: Speaker, "It's A Great Time to be a Republican," Galveston County Republican Party Convention, Galveston, Texas. Notes supplied.

June 2012: Speaker, "It's A Great Time to be a Republican," Harris County Republican Party Convention, Houston, Texas. I used the same notes for this event as I did for the Galveston County Republican Party Convention, supplied above.

June 2012: Speaker, "It's A Great Time to be a Republican," Montgomery County Republican Party Convention, Conroe, Texas. I used the same notes for this event as I did for the Galveston County Republican Party Convention, supplied above.

June 2012: Speaker, "It's A Great Time to be a Republican," Chambers County Republican Party Convention, Anahuac, Texas. I used the same notes for this event as I did for the Galveston County Republican Party Convention, supplied above.

June 2012: Speaker, "It's A Great Time to be a Republican," Jefferson County Republican Party Convention, Beaumont, Texas. I used the same notes for this event as I did for the Galveston County Republican Party Convention, supplied above.

On frequent occasions during my 2012 campaign, I offered extemporaneous remarks at meetings with constituents throughout the district. I have no record of the specific dates of those events, but my remarks were all based off of a single set of notes. A copy of that set of notes is supplied.

May 23, 2012, Speaker, Galveston County Republican Candidate Forum. Recording available at <https://youtu.be/Hr3rSPRTGJM>.

May 1, 2012: Speaker, Republican Candidate Forum, Lake Jackson Tea Party, Lake Jackson, Texas. Recordings available at

<https://www.youtube.com/watch?v=n1ztJk4m8P4>;
https://www.youtube.com/watch?v=HXUVd_Li-GM;
<https://www.youtube.com/watch?v=r556TijhZso>;
<https://www.youtube.com/watch?v=uN7KCQ6RzIw>;
<https://www.youtube.com/watch?v=uN7KCQ6RzIw&t=15s>;
<https://www.youtube.com/watch?v=mSR6P7JWiLA&t=26s>;
<https://www.youtube.com/watch?v=NYoO8EeJiMM>;
<https://www.youtube.com/watch?v=plwWk0UGjaY>;

<https://www.youtube.com/watch?v=qTxl0ZYr9U;>
<https://www.youtube.com/watch?v=mmihkJSM454;> and
[https://www.youtube.com/watch?v=gOMaaT5Dzm4.](https://www.youtube.com/watch?v=gOMaaT5Dzm4)

April 3, 2012: Speaker, Tax Day Event, Southeast Texas Tea Party, Beaumont, Texas. Recording available at <https://www.youtube.com/watch?v=7DBeSssCOCM>.

March 25, 2012: Speaker, Republican Candidate Forum, Brazosport Republican Women, Lake Jackson, Texas. Recording available at <https://www.youtube.com/watch?v=1w4dGbwpHno&t=322s>.

March 8, 2012: Speaker, Republican Candidate Forum, Jefferson County Republican Party and Golden Triangle Republican Women, Beaumont, Texas. Press coverage supplied. Recordings available at:

[https://youtu.be/yGcv1C-p0ZM?t=445;](https://youtu.be/yGcv1C-p0ZM?t=445)
[https://youtu.be/2ddiN0Hq_14?t=310;](https://youtu.be/2ddiN0Hq_14?t=310)
[https://youtu.be/-rGcgNQYfqI?t=111;](https://youtu.be/-rGcgNQYfqI?t=111) and
[https://www.youtube.com/watch?v=2lL1q_3iKU0.](https://www.youtube.com/watch?v=2lL1q_3iKU0)

March 4, 2012: Speaker, Republican Candidate Forum, Galveston Republican Party, Crystal Beach, Texas. Press coverage supplied. Recording available at <https://youtu.be/-Ye9DejGfd8?t=130>.

March 4, 2012: Speaker, "Coming Together to Keep Texas Red," Golden Triangle Republican Women, Beaumont, Texas. Notes supplied.

March 1, 2012: Speaker, Rotary Club of Port Arthur, Port Arthur, Texas. I spoke about the reasons for redistricting. I have no notes, transcripts or recording. The address of the Rotary Club is 1101 16th Street, N.W., Washington, D.C. 20036. There is no physical address for the Port Arthur Rotary Club. Press coverage supplied.

March 1, 2012: Speaker, Republican Candidate Forum, Galveston County Republican Party, Galveston, Texas. Press coverage supplied. Recordings available at:

[https://youtu.be/IL-OhIZ38y4;](https://youtu.be/IL-OhIZ38y4)
[https://youtu.be/h9StBI6pBSI;](https://youtu.be/h9StBI6pBSI) and
[https://youtu.be/BQBp14X88iY.](https://youtu.be/BQBp14X88iY)

February 28, 2012: Speaker, Republican Candidate Forum, Port Arthur Chamber of Commerce, Port Arthur, Texas. Recording available at <https://youtu.be/KttSI09v1cU>.

February 21, 2012: Speaker, Republican Candidate Forum, North Galveston County Chamber of Commerce, Recordings available at:

<https://youtu.be/LMSs6Ld1ggw>;
<https://youtu.be/8kdDxFV5Q4c>;
<https://youtu.be/nNQn9wwmYt8>; and
<https://youtu.be/Gq5RRFi0vPo>.

February 20, 2012: Speaker, Republican Candidate Forum, Alvin–Manvel Chamber of Commerce, Manvel, Texas. Recording available at https://youtu.be/kS__ZXbpXyA.

February 9, 2012: Speaker, Republican Candidate Forum, Brazosport Chamber of Commerce, Lake Jackson, Texas. Recordings available at:

<https://youtu.be/Ujywqr2Uw6Q>;
<https://youtu.be/NJr5PH6c0d4>; and
https://youtu.be/5M2R2t4_AwM.

January 29, 2012: Speaker, Republican Candidate Forum, Lake Jackson Republican Women, Lake Jackson, Texas. Recordings available at:

https://youtu.be/P7_8wCRsHfs;
https://youtu.be/ZD0z7_kiYtU;
<https://youtu.be/becblIzDMM0>;
https://youtu.be/GYX1_n31HWA;
<https://youtu.be/wd0B9yTL1XY>; and
<https://youtu.be/xNFIXO7BH7s>.

January 14, 2012: Speaker, Republican Candidate Forum, Galveston County Chamber of Commerce, Galveston, Texas. Recordings available at:

<https://youtu.be/luxw5nOHLXQ>;
<https://youtu.be/T1tKIyv1Co8>; and
<https://youtu.be/sD92eEfKBSA>.

January 13, 2012: Speaker, Republican Candidate Forum, Beaumont Chamber of Commerce, Beaumont, Texas. Press coverage supplied. Recording available at: https://youtu.be/8Qqpe7VM_UI.

January 11, 2012: Speaker, Republican Candidate Forum, Veterans of Foreign Wars, San Leon, Texas. Recording available at <https://youtu.be/2N3Dq3OgkBg>.

December 15, 2011: Speaker, Commencement. Lamar Institute of Technology, Beaumont, Texas. I used substantially similar notes to those used with my August 15, 2008 commencement address, provided in conjunction with that entry below.

December 5, 2011: Speaker, Golden Triangle Republican Women, Beaumont, Texas. I spoke about the Texas Republican Primary. I have no notes, transcripts or recordings. The address of the Golden Triangle Republican Women is Post Office Box 12902, Beaumont, Texas 77706. Press coverage supplied.

December 2, 2011: Speaker, State Republican Executive Committee Fourth Quarter Update, Austin, Texas. I spoke in my capacity as a Congressional candidate. I have no notes, transcripts or recording. The address of the State Republican Executive Committee is P.O. Box 2206, Austin, Texas 78768. Press coverage supplied.

September 29, 2011: Speaker, Campaign for U.S. Congress, Galveston Island. Pachyderm Club, Galveston, Texas. I spoke about the reasons I was a candidate. I have no notes, transcript or recording. The address of the Galveston Island Pachyderm Club is 2302 Post Office, Suite 602, Galveston, Texas 77553.

September 26, 2011: Speaker, "Myths and Mysteries of ED Texas," The Center for American and International Law, Plano, Texas. I spoke about diverse nature of the cases tried in the Eastern District and the nature of juries in the district. I do not have notes, transcripts, or recordings. The address for the Center for American and International Law is 5201 Democracy Drive, Plano, Texas 75024.

August 6, 2011: Presenter, "Proudly Red" Dinner, West Pearland Republican Women. I spoke about the reasons I was a candidate. I have no notes, transcript, or recording. The address of the West Pearland Republican Women is 8325 Broadway, Suite 202, Pearland, Texas 77581. Press coverage supplied.

August 3, 2011: Speaker, Reception for Gov. Rick Perry, Beaumont, Texas. I announced my candidacy for the U.S. House of Representatives. I have no notes, transcript, or recording. Press coverage supplied.

July 27, 2011: Speaker, Jefferson Republican Party Fundraiser, Jefferson County Republican Party, Beaumont, Texas. I welcomed guests and congratulated elected officials on successful campaigns. I have no notes, transcripts or recordings. The address of the Jefferson County Republican Party is 7060 Phelan Boulevard, Suite 103, Beaumont, Texas 77706. Press coverage supplied.

June 6, 2011, Speaker, "Call for Unity," Golden Triangle Republican Women, Beaumont, Texas. Notes supplied.

May 25, 2011: Speaker, Swearing-in Ceremony of Judge Courtney Burch, Orange, Texas. Notes supplied.

July 24, 2010: Emcee, Luncheon, Bar Leaders Conference, Local Bar Services Committee of the State Bar of Texas, Houston, Texas. I made brief introductory remarks. I have no notes, transcripts, or recording. The address of the State Bar of Texas is 1414 Colorado Street, Austin, Texas 78701.

February 2, 2010: Speaker, "The Success at Lamar University and Preserving Academic Freedom," Beaumont Rotary Club, Beaumont, Texas. Notes supplied.

October 31, 2009: Speaker, "Becoming Men of Excellence," Men's Conference, Lamar University, Beaumont, Texas. Notes supplied.

October 15, 2009: Panelist, "Effective Defense of Cases in the Eastern District of Texas," Eastern District of Texas Bench/Bar Conference. Slides supplied.

August 14, 2009: Speaker, "Reflections of a Seasoned Mediator," Jefferson County Bar Association, Beaumont, Texas. Notes supplied.

May 16, 2009: Speaker, Commencement Sam Houston State University, Huntsville, Texas. Notes supplied.

Spring 2009: Speaker, Introduction of Tina Benkiser, Chair of Republican Party of Texas, Golden Triangle Republican Women, Beaumont, Texas. Notes supplied.

December 20, 2008: Speaker, Commencement, Texas State University, San Marcos, Texas. Notes supplied.

August 15, 2008: Speaker, Commencement, Lamar State College, Port Arthur, Texas. Notes supplied.

February 22, 2008: Speaker, "The Impact of Lamar University on the History and Development of Southeast Texas," Beaumont Rotary Club, Beaumont, Texas. Notes supplied.

January 15, 2008: Speaker, "Advances in the Lamar Components of the Texas State University System," Lamar University, Beaumont, Texas. Notes supplied.

December 15, 2007: Speaker, Commencement, Lamar University, Beaumont, Texas. Notes supplied.

December 14, 2007: Speaker, Commencement, Lamar State College, Orange, Texas. Notes supplied.

October 4, 2007: Speaker, Administration of Oath of Office, Board of Regents of the Texas State University System, Lamar University, Beaumont, Texas. I gave brief

remarks about Lamar University and my personal connection to the school. The address of the Board of Regents of the Texas State University System is 601 Colorado Street, Austin, Texas 78701.

February 5, 2007: Speaker, "Evaluation of the 2006 Election." Golden Triangle Republican Women, Beaumont, Texas. Notes supplied.

January 28, 2006: Speaker, Introduction of then-Texas Secretary of State Roger Williams, Meeting of Montgomery County Republican Party, Conroe, Texas. Notes and press coverage supplied.

January 18, 2006: Speaker, "ADR is the Result of Dissatisfaction With Our Court System," Jefferson County Young Lawyers' Association, Beaumont, Texas. Notes supplied.

January 5, 2006: Speaker, "The Growth of the Republican Party in Southeast Texas," Jefferson County Republican Party, Beaumont, Texas. Notes supplied.

December 1, 2005, Speaker, "The Importance of the Rule of Law in Protecting Liberty," Beaumont Classroom Teachers Association, Beaumont, Texas. Notes supplied.

May 7, 2015: Speaker, "Higher Education: Gateway to a Global Economy," Eagle Business Network, University of North Texas College of Business, Denton, Texas. Notes and slides supplied.

December 7, 2004: Speaker, "The Critical Role ADR Plays in our Community." Jefferson County Alternative Dispute Resolution Center Annual Fundraiser, Beaumont, Texas. Notes supplied.

March 2002: Speaker, "Understanding Tort Law in the Context of the American Jury System," Royal and Sun Alliance Insurance Company, London, England. Slides supplied.

February 25, 2002: Speaker, "Officer's and Director's Liability," Board of Schlesinger's Geriatric Center, Beaumont, Texas. Notes supplied.

Circa 2000: Speaker, "Dispute Resolution," Jefferson County Young Lawyers' Association, Beaumont, Texas. Notes supplied.

Circa 1999: Speaker, "Litigation Awareness Promotes Safety," Utility Claims Managers' Association, Beaumont, Texas. Notes supplied.

August 21, 1998: Speaker, "Evaluating a Case for Settlement Purposes," Jefferson County Bar Association, Beaumont, Texas. Notes and presentation supplied.

February 8, 1996: Speaker, Nationalization Ceremony, United States Court for the Eastern District of Texas, Beaumont, Texas. Notes supplied.

Approximately 1995: Speaker: "Settlement Strategy and Evaluation," Orgain, Bell & Tucker, LLP, Beaumont, Texas. Presentation supplied.

January 22, 1991: Speaker, "Handling the Report of Injury and Other Procedures Under the Worker's Compensation Act," Orgain, Bell & Tucker, LLP, Beaumont, Texas. Presentation paper supplied.

January 7, 1988: Speaker, Introduction of Judge Jack R. King, Appreciation Luncheon, Beaumont, Texas. Notes supplied.

- e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

Trump to Nominate Local Attorney, BEAUMONT ENTER. (Jan. 24, 2018). Copy supplied.

Commissioner's Court Rescind Resolution Opposing Savage Inland Marine, ORANGE LEADER (Feb. 22, 2017). Copy supplied.

Southeast Texans Travel to Washington D.C. for Trump's Inauguration, BEAUMONT ENTER. (Jan. 16, 2017). Copy supplied.

Press Release, George P. Bush for Texas Land Commissioner Campaign, Campaign Announces Endorsements from 19 Members of the State Republican Executive Committee (2017). Copy supplied.

Orange Co. Official, Savage Inland Marine at Odds Over Bessie Heights Marsh Expansion, BEAUMONT ENTER. (Dec. 13, 2016). Copy supplied.

Freedom Fest Bolsters Efforts to 'Turn Jefferson County Red', BEAUMONT ENTER. (Nov. 1, 2016). Copy supplied. Reprinted in multiple outlets.

Will Texas be a Red or Blue State this Election?, 12NEWSNOW.COM (Oct. 18, 2016). Copy supplied.

Beaumont Attorney Appointed to State Higher Education Board, THE EXAMINER (Jan. 14, 2016). Copy supplied.

Attorneys, Judges Headed to Texas for Eastern District Bench Bar Conference, PR NEWSWIRE (Oct. 19, 2015). Copy supplied.

The Eastern District Gets a Lobbyist, TEXAS LAWYER (Aug. 31, 2015). Copy supplied.

Attorneys Seek Removal of BISD Board, KFDM-TV (Aug. 27, 2014). Available at https://www.youtube.com/watch?v=8AVFxPMMX_A.

No-Nonsense Education Commissioner Sets Sights on Beaumont, THE EXAMINER (Apr. 2014). Copy supplied.

BISD: Quotes on Takeover, BEAUMONT ENTER. (Apr. 15, 2014). Copy supplied.

What Did We Learn from the BISD Case?, BEAUMONT ENTER. (Sept. 20, 2013). Copy supplied.

BISD Considers Nov. 5 Vote, But Would it Be Legal?, BEAUMONT ENTER. (Sept. 4, 2013). Copy supplied.

Breaking News: Court Rules Against BISD, KFDM-TV (Apr. 29, 2013). Available at <https://youtu.be/OfPyKJ9Kj3o>.

Courts, Voters Will Settle the Battle of the BISD Board, BEAUMONT ENTER. (Apr. 1, 2013). Copy supplied.

Breaking News: Rep. Deshotel Challenges Gov. to Support Drug Testing for State Office Applicants, KFDM-TV (Jan. 25, 2013). Available at <https://youtu.be/7nZOL591kmc>.

Candidates Ready for Declaration, BEAUMONT ENTER. (July 31, 2012). Copy supplied.

Ron Paul Proving Tough, Tricky Act to Follow in District 14, HOUST. CHRON. (May 29, 2012). Copy supplied. Reprinted in multiple outlets.

Candidates Answer Questions About Their Races in the General Election Primary, ALVIN SUN (May 16, 2012). Copy supplied.

G.O.P. Candidates Run for Ron Paul's Old House Seat, But Not in His Image, N.Y. TIMES. (May 10, 2012). Copy supplied.

Beaumonters Tops District 14 Fundraising, BEAUMONT ENTER. (Apr. 30, 2012). Copy supplied.

Race to Succeed Paul Draws Crowd, DALLAS MORNING NEWS (Apr. 22, 2012). Copy supplied.

Caught in His Weber, THE NATIONAL JOURNAL (Apr. 12, 2012). Copy supplied.

Race for Paul's Seat is a Free-for-All, POLITICO (Apr. 11, 2012). Copy supplied.

Press Release, Michael Truncale for Congress, State's Largest Physician Association Strongly Endorses Michael Truncale (Mar. 27, 2012). Copy supplied.

3 Conservatives Tout Credentials in Race to Succeed Paul, HOUST. CHRON. (Mar. 17, 2012). Copy supplied.

GOP Hopefuls to Pitch Voters, BEAUMONT ENTER. (Mar. 9, 2012). Copy supplied.

Radio Interview, *Electric Theater Radio Hour Featuring G. Lee* (Mar. 3, 2012). Copy supplied.

Press Release, Michael Truncale for Congress, Michael Truncale Recognized by NRCC for Running a Strong Campaign for U.S. Congress (Feb. 21, 2012). Copy supplied.

Porter Interview at 61st Street Dinner, ThePoliceNews.net (Feb. 18, 2012). Available at: <https://youtu.be/Kzb9XP3Xago>.

Field Agrees: Cut Size of Gov't, BRAZOSPORT FACTS (Feb. 10, 2012). Copy supplied.

Press Release, Michael Truncale for Congress, Truncale Officially Files to Run for the New Texas Congressional District 14 (Dec. 16, 2011). Copy supplied.

Radio Interview, *In The House*, KSET-AM (Dec. 2, 2011). The radio station does not have a copy of the recording available.

Local Republican Calls on Congress to Pass Conservative Budget, NEWSWORTHY (Nov. 11, 2011). Copy supplied.

Press Release, Michael Truncale for Congress, Michael Truncale Launches Balanced Budget Amendment Website (Nov. 10, 2011). Copy supplied.

Field Grows for U.S. Rep. Ron Paul's Seat, BEAUMONT ENTER. (Nov. 1, 2011). Copy supplied.

The Roles of Lead and Local Counsel, TEX. LAWYER (Oct. 24, 2011). Copy supplied.

Weber to Seek GOP NOD for Paul's Seat, HOUS. CHRON. (Sept. 22, 2011). Copy supplied.

Tuition Costs Rise as State Funding Falls, UNIVERSITY STAR (Aug. 30, 2011). Copy supplied.

Regent Truncale to Run for Congressional District 14, UNIVERSITY STAR (Aug. 30, 2011). Copy supplied.

South East Texas Weekly, KBMT-TV (Aug. 29, 2011). Available at https://youtu.be/mjgkw_GmXg8 and https://youtu.be/Ghemb__813k.

TSUS Regent Plans to Run for Congress, BEAUMONT ENTER. (Aug. 4, 2011). Copy supplied.

Beaumont Attorney Truncale Announces Candidacy for Congress, BEAUMONT ENTER. (Aug. 3, 2011). Copy supplied.

Rick Perry Visits Beaumont, KBTB-TV (July 27, 2011). Copy supplied.

Ron Paul: DC Miser, Galveston Porkmeister, MOTHER JONES (July 22, 2011). Copy supplied.

South East Texas Weekly, KBMT-TV (June 25, 2011). Recordings available at:
<https://youtu.be/ujCGEobTFh0>
<https://youtu.be/IH8Vzl4cdYA>
<https://youtu.be/28Om0BITSm0>

LU President One of Highest Paid in System, BEAUMONT ENT. (Apr. 17, 2011). Copy supplied.

51 Have Applied to Replace Retiring Hines, BEAUMONT ENT. (Jan. 23, 2011). Copy supplied.

State Rep. Ritter Switches to GOP, S.E. TEX. RECORD. (Dec. 15, 2010). Copy supplied.

Ricardo Maestas Named Finalist for Sul Ross Presidency, ODESSA AM. (Aug. 30, 2009). Copy supplied.

Maestas Is Named Finalist for Sul Ross President's Position, ALPINE AVALANCHE (Aug. 27, 2009). Copy supplied.

3 in Speaker's Race Urge Keel to Resign Post, AUSTIN-AMERICAN STATESMAN (Dec. 7, 2008). Copy supplied.

SREC Passes Speaker Race Resolution, DALLAS MORNING NEWS (Dec. 7, 2008). Copy supplied.

State Representatives See LIT Expansion Needs Firsthand. GUIDRY NEWS (Nov. 15, 2008). Copy supplied.

GOP Scaled-Back Convention Looks to Move Forward, DALLAS MORNING NEWS (Sept. 2, 2008). Copy supplied. Reprinted in multiple outlets

New Facility Connects Students, Workers to Training, PORT ARTHUR NEWS (Aug. 29, 2008). Copy Supplied.

Regent's Turn to Weigh in on LU Football, BEAUMONT ENTER. (Feb. 20, 2008). Copy supplied.

Michael Truncale New TSUS Regent, METROPOLITAN BEAUMONT. (Jan./Feb. 2008). Copy supplied.

Down on Its Luck, Can Our Airport Survive? BEAUMONT ENTER. (Nov. 25, 2007). Copy supplied.

Sam Houston State University Regents Approve Tuition, Fee Hikes for Fall 2008, TODAY@SAM (Nov. 15, 2007). Copy Supplied.

Beaumonters Sworn in as Regent of State University System, BEAUMONT JOURNAL (Oct. 17, 2007). Copy supplied.

Truncale Becomes Texas State University System Regent, GUIDRY NEWS (Oct. 5, 2007). Copy supplied.

Lamar Heritage Vision Inspire New TSUS Regent Truncate, LAMAR UNIVERSITY (Oct. 4, 2007). Copy supplied.

Beaumont Attorney Named to Regents Board, BEAUMONT ENTER. (Sept. 26, 2007). Copy supplied.

Terror Swaying Values Voters, DALLAS MORNING NEWS (Aug. 19, 2007). Copy supplied.

Perry to Sign Bus Seat Belt Law, AUSTIN AMERICAN-STATESMAN (June 7, 2007). Copy supplied.

Republican Party Gets New Office, BEAUMONT ENTER. (Aug. 28, 2006). Copy supplied.

Republicans Set Record Straight, BEAUMONT ENTER. (Aug. 7, 2006). Copy supplied.

An Imperfect Storm; Lawyers Help Lawyers Deal with Ravages of Rita, TEXAS LAWYER (Oct. 3, 2005). Copy supplied.

Conductor, Cellist Create Romantic, Phenomenal Performance. BEAUMONT ENTER. (Feb. 20, 2001). Copy supplied.

Passing the Baton, BEAUMONT ENTER. (Jan. 20, 2000). Copy supplied.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

I have not held judicial office.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment? _____

- i. Of these, approximately what percent were:

jury trials:	_____ %
bench trials:	_____ % [total 100%]
civil proceedings:	_____ %
criminal proceedings:	_____ % [total 100%]

- b. Provide citations for all opinions you have written, including concurrences and

dissents.

- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).
 - d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.
 - e. Provide a list of all cases in which certiorari was requested or granted.
 - f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.
 - h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.
14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have not held judicial office.

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;

- b. a brief description of the asserted conflict of interest or other ground for recusal;
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

15. Public Office, Political Activities and Affiliations:

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

From 2015 to the present, I have been a member of the Texas Prepaid Higher Education Tuition Board. I was appointed in 2015 by Governor Greg Abbott.

From 2007 to 2011, I served as a Regent for the Texas State University System. I was appointed to the board by Governor Rick Perry in 2007.

In 2011 and 2012, I was a candidate in the Republican primary in my local Congressional district. My candidacy was unsuccessful.

- b. List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

Republican Chair of Precinct 65, Jefferson County, Texas (2016 –2017)

Volunteer, Donald J. Trump Campaign for President (2016)

Committeeman Senate District 4, State Republican Executive Committee (2006 – 2014)

Republican Chair of Precinct 104, Jefferson County, Texas (2003 – 2013)

Delegate for John McCain, Republican National Convention (2008)

Volunteer, Republican National Convention, Dallas, Texas (1984)

In addition, I have served as a fundraiser, host, endorser, and grassroots worker for many Texas political campaigns, such as Senator Kay Bailey Hutchison, Senator

John Cornyn, and Senator Ted Cruz. I have also been an organizer, assistant and sponsor of political events for numerous Republican candidates in Texas including, but not limited to, Governor Rick Perry, Governor Greg Abbott, Lt. Governor Dan Patrick, Land Commissioner George P. Bush, Judge Albert Gonzalez, Judge Don Willett, Congressman Randy Weber, Congressman Ted Poe, Congressman Brian Babin, State Senator Tommy Williams, State Senator Brandon Creighton, State Speaker of the House Joe Straus, and State Representative Allan Ritter.

16. **Legal Career:** Answer each part separately.

a. Describe chronologically your law practice and legal experience after graduation from law school including:

- i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have not served as a clerk to a judge.

- ii. whether you practiced alone, and if so, the addresses and dates;

I have not practiced alone.

- iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

Orgain, Bell & Tucker, LLP
470 Orleans
Beaumont, Texas 77701
Partner (1991 – present)
Associate (1985 – 1991)
Summer Law Clerk (Summer 1984)

- iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

After receiving advanced mediator training from the A.A. White Dispute Resolution Center in 1992, then associated with the South Texas College of Law, I became recognized under Texas law as a mediator. Because the matters below are covered by confidentially agreements, the descriptions are necessarily general.

In 2018, I served as a mediator in the appeal of a Deceptive Trade Practices Act judgment involving an auto dealer.

In 2017, I served as a mediator in a case involving serious injuries to a child received at a resort.

In 2017, I served as a mediator in a case involving a contractual dispute stemming from construction at a refinery.

In 2017, I served as a mediator in a case involving serious injuries caused by a head-on collision on a state highway.

In 2017, I served as a mediator in a case involving the improper eviction of tenants in an apartment.

In 2017, I served as a mediator in a Deceptive Trade Practices Act case involving the sale of an expensive motor home.

In 2017, I served as a mediator in a case involving an accident at a railroad crossing.

In 2017, I served as a mediator in a case involving serious injuries in a product liability case.

In 2017, I served as a mediator in a case involving the intentional tort of assault.

In 2015, I served as the sole arbitrator in a contractual dispute involving a third-party administrator for workers' compensation claims based in California with a Texas defendant.

In addition to the above, since 1992, I have served as a mediator in the following areas of law, including but not limited to: Breach of Contract, Fraud, Deceptive Trade Practices Act Claims, Commercial Disputes, Discrimination, Sexual Harassment, Construction Defect, Product Liability, Healthcare Liability, Premises Liability, Insurance Coverage, Breach of Good Faith and Fair Dealing, Intentional Tort, Environmental, Toxic Tort, Trucking and Automobile Liability, Libel and Slander, Admiralty and Maritime.

b. Describe:

i. the general character of your law practice and indicate by date when its character has changed over the years.

My civil defense practice has given me a broad range of experiences in state and federal courts throughout Texas. Cases have involved issues including general negligence, premises liability, gross negligence, medical malpractice, toxic tort, admiralty, maritime, environmental liability, product

liability, class actions, labor and employment law, oil royalty disputes, commercial litigation, DTPA and bad faith claims, insurance coverage, intentional tort, civil rights, medical malpractice, worker's compensation, and patent and intellectual property matters.

My federal court practice includes some exposure to criminal defense, including white-collar crimes. In addition to an extensive amount of trial work, I have also handled a good number of appellate matters throughout my career.

- ii. your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

From 1985 to 1995, my practice specialized in worker's compensation cases for oil services companies, including Texaco and Mobil Oil; premises liability cases for commercial enterprises, like Dillard's and Kroger; and automobile accident defense.

In 1990, I began to handle electric utility litigation for Gulf States Utilities Company and Entergy Corporation; litigation regarding offshore drilling for energy companies, such as Arco and Vastar Resources; environmental litigation for energy companies, including Mobil and Texaco; and healthcare litigation for local doctors and hospitals.

Since 2010, my practice has expanded to include Deceptive Trade Practices Act litigation and insurance coverage litigation for Wellington and a variety of insurance companies.

In addition to the above, I have represented many manufacturers in product liability cases and have been involved in a variety of commercial and contractual disputes.

- b. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

My career has been almost entirely in litigation. Throughout the course of my career I have appeared in court frequently.

- i. Indicate the percentage of your practice in:

- 1. federal courts: 40%
- 2. state courts of record: 59%
- 3. other courts: 0%
- 4. administrative agencies: 1%

- ii. Indicate the percentage of your practice in:

1. civil proceedings: 99%
2. criminal proceedings: 1%

- c. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

I have tried over 100 cases to verdict or judgment in various courts.

- i. What percentage of these trials were:
 1. jury: 98%
 2. non-jury: 2%

- d. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

I have never appeared before the Supreme Court of the United States.

17. **Litigation**: Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

- a. the date of representation;
- b. the name of the court and the name of the judge or judges before whom the case was litigated; and
- c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

- (1) Ainsworth v. Texaco Pipeline, Cause No. D-151, 227, 136th District Court, Jefferson County, 1997 (Judge Milton Shuffield).

I was co-counsel in this three-month trial related to fires and floods on the San Jacinto River in 1994. Unprecedented rains in the Houston area caused pipelines to be uncovered and ruptured. The chemicals in the pipelines ignited, causing fires over 2.2 miles of the San Jacinto River. The case took three years to prepare for trial. After a three month trial, the jury returned a verdict for defendants.

Co-Counsel:

Joe Loveland
King & Spaulding
1180 Peachtree Street
Atlanta, Georgia 30309
(404) 572-4783

Reginald Smith
King & Spaulding
1100 Louisiana Street, Suite 4000
Houston, Texas 77002
(713) 751-3226

C. Thomas Kruse
Baker McKenzie
700 Louisiana Street, Suite 3000
Houston, Texas 77002
(713) 427-5021

Plaintiffs' Counsel:
Dennis Reich
4265 San Felipe Street, Suite 1000
Houston, Texas 77027
(713) 622-7271

Elaine Watson
17323 Bell North Drive
Schertz, Texas 78154
(210) 227-7443

Colonial Pipeline's Counsel:
Knox Nunnally
Deceased.

- (2) Eason v. Morbark, B-84-446-CA, United States District Court for the Eastern District of Texas, 1987 (Judge Joe Fisher).

I was lead trial counsel in this product liability case involving a wood chipper machine. I was responsible for all aspects of the case. The jury returned a defense verdict in favor of my client, and the court entered and sustained a defense judgment.

Plaintiff's Counsel:
Steve Rienstra
Deceased.

- (3) *Waters v. Zapata Haynie Corporation*, B-86-571, United States District Court for the Eastern District of Texas, 1988 (Judge Sam B. Hall).

This case was a premises liability, wrongful death case. I was lead counsel in all aspects of the pre-trial, discovery, and trial phases of the case. Judge Hall granted a directed verdict for my client, the defendant.

Plaintiff's Counsel:

Mike Mayes

I have been unable to locate contact information for Mr. Mayes.

- (4) *Patricio Sanchez, Jr., et ux v. Kelly-Moore Paint Company*, Cause No. 96-2807, 346th District Court, El Paso, Texas, 1997 (Judge John Fashing).

I was lead counsel in this product liability and toxic tort cases involving exposure to asbestos. The plaintiff argued for \$5 million in actual damages and punitive damages. After a three week trial, the jury returned a verdict with a value, net of the settlement credit, of about \$7,000.

Plaintiff's Counsel:

Lisa Blue

Barron & Budd

25 Highland Park Village, Suite 100-772

Dallas, Texas 75205

(214) 728-6609

- (5) *Bass v. Southwestern Bell Telephone Company*, Cause No. D-132,514, 136th District Court, Jefferson County, Texas, 1996 (Judge Milton Shuffield).

I represented Southwestern Bell in an action arising out of a van collision following their employee's failure to stop at a stop sign. I was lead counsel in all aspects of the case development and discovery, pre-trial motions, and trial. The jury returned a defense verdict in favor of my client.

Plaintiff's Counsel:

Matthew D. Shaffer

Scheicter & Marshall

3200 Travis Street, Floor 3

Houston, Texas 77006

(713) 757-7811

- (6) *Richard White v. Gulf States Utilities Corporation*, 60th District Court, Jefferson County, Texas, 1994 (Judge Gary Sanderson).

A natural gas explosion occurred, which caused the plaintiff to sustain third-degree burns to 68% of his body. This negligence case took three weeks to try, after extensive discovery and pre-trial motions. I was lead counsel for defendant on all aspects of the case. After a multimillion-dollar jury verdict against my client, the case was settled on appeal.

Plaintiff's Counsel:
Paul Gold
933 Studewood Street, Floor 2
Houston, Texas 77008
(713) 426-5600

- (7) Robinson v. City of Denton, Cause No. 2003-6130-393 CV, 211th District Court, Denton County, Texas, 2005 (Judge L. Dee Shipman).

This was a personal injury case brought against the City of Denton by a train engineer. As lead litigation counsel, I completed all necessary discovery, prepared and argued all pre-trial and trial motions, and presented all of the evidence on behalf of the City. The Court entered a judgment against my client, the City of Denton, for \$250,000.

Plaintiff's Counsel:
Bristol Baxley
9307 Broadway Street
Pearland, Texas 77584
(281) 993-4000

- (8) Hyman v. Metropolitan Park Management, LLC, Cause No. B-184,614, 60th Judicial District Court, Jefferson County, Texas. 2015 (Judge Gary Sanderson).

A limited investor in real estate development company filed suit claiming damages of \$2.5 million for fraud and mismanagement of assets. I was lead defense counsel. The jury returned a verdict in favor of my client, Metropolitan.

Plaintiff's Counsel
Brent Coon
215 Orleans
Beaumont, Texas 77701
(409) 835-2666

- (9) Cummings-Allison Corp. v. SMB Co, Ltd., Cause No. 9:07 CV 196, United States District Court for the Eastern District of Texas, 2009 (Judge Ron Clark).

This case was a patent infringement case involving a money-counting machine. I served as local trial counsel, involved in pre-trial discovery and case preparation, pre-trial and trial motions, jury selection, and the development and presentation of the damages aspect of the case. The jury returned a multi-million-dollar verdict against my client.

Co-Counsel:

Charles J. Rogers
Thomas Warden
Conley Rose, LLP
1001 McKinney Street
Houston, Texas 77002
(713) 238-8000

Plaintiff's Counsel:

Clyde Siebman
Siebman, Burg, Phillips & Smith, LLP
300 North Travis Street
Sherman, Texas 75090
(903) 870-0070

Ed Foote
Winston & Strawn LLP
35 West Wacker Dr.
Chicago, Illinois 60601
(312) 558-5600

Stephen Rudisill
Nixon Peabody LLP
70 West Madison Street
Chicago, Illinois 60602
(312) 425-8570

- (10) Funes v. Antonio Diaz and Ameritex Machine and Fab, LLC, Cause No. 14-08-19417-CV, 284th District Court, Montgomery County, Texas, 2016 (Judge Cara Wood).

Plaintiff's vehicle hit a load that fell off defendant's delivery truck. I was lead defense counsel in all aspects of the case, from initial answer through post-trial motions. The jury returned a defense verdict for my clients, Diaz and Ameritex.

Plaintiff's Counsel:

Mr. Brock C. Akers

The Akers Firm
3401 Allen Parkway, Suite 101
Houston, Texas 77019
(713) 552-0232

Mr. Jonathan D. Simon
5271 Memorial Drive, Suite 108
Houston, Texas 77007
(713) 864-3040

18. **Legal Activities:** Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

Throughout my career, I have been an active participant and leader in five bar associations, in addition to work with the State Bar of Texas, which have provided me with an opportunity to serve others. I have had a chance to work with lawyers with diverse backgrounds, interests, and objectives, to elevate the profession, serve the community, and provide access to justice is the hallmark of the Bar Associations in which I have served. As one example, working on the Disaster Response Task Force allowed me work with other lawyers and judges to keep our courts functioning in areas of the state that were devastated. We also helped lawyers and law firms rebuild so that their clients' interests could be protected. And working with the continuing education programs and publication departments of bar associations has allowed me to witness lawyers working to promote high levels of competence and ethics among members of the bar.

Serving as a regent in the Texas State University System, often contributing the perspective of a lawyer to the decisions of the Board, has also given me an opportunity to be of service to my state. Access to higher education and vocational training is critical for citizens to actualize their full potential and become full participants in the American Dream. Thousands of first-generation students, often from humble backgrounds, have achieved their goals through the education they received at the institutions within the Texas State System

19. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

In 1984 and 1985, I served as a moot court instructor at the SMU Dedman School of Law. The purpose of the moot court course was to enhance first-year law students' written and

oral advocacy skills. I do not have a syllabus for the course.

20. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

I anticipate receiving undistributed profits and my portion of my law firm's capital account over a twelve- to fifteen- month period following my departure from the firm.

21. **Outside Commitments During Court Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

I have no plans, commitments, or agreements to pursue outside employment during my service with the court.

22. **Sources of Income:** List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

See attached Financial Disclosure Report.

23. **Statement of Net Worth:** Please complete the attached financial net worth statement in detail (add schedules as called for).

See attached Net Worth Statement.

24. **Potential Conflicts of Interest:**

- a. Identify the family members or other persons, parties, categories of litigation, and financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

If confirmed, I will recuse in any litigation where I have ever played a role. For a period of time, I anticipate recusing in all cases where my current firm, Orgain, Bell & Tucker, LLP, represents a party. I will also evaluate any other real or potential conflict, or relationship that could give rise to appearance of conflict, on a case by case basis and determine appropriate action with the advice of parties and their counsel including recusal where necessary

- b. Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

If confirmed, I will carefully review any real or potential conflicts by reference to 28 U.S.C. Section 455, Canon 3 of the Code of Conduct for United States Judges as well as all other laws, rules and practices governing such circumstances.

25. **Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

I have always maintained a pro bono practice. Through my work with the Jefferson County Pro Bono Board, I represent indigent clients in family law matters. Typically, I represent indigent women who need a divorce due to unsupportive or even hostile actions of their husbands. I devote between 50 and 100 hours per year to clients from the Board. And I also served as President of the Board.

For the last 25 years, I have also served as pro bono legal counsel to the Women's Shelter of Southeast Texas. The entity operating the Women's Shelter has a variety of legal issues involving the need to provide security for their clients and families. Also, the entity faces a host of management and employment law matters pertaining to counselors and other members of the staff. I usually devote up to 25 hours per year to this endeavor.

Finally, while President of the Jefferson County Young Lawyers Association, we developed a multi-media campaign to promote a knowledge and understanding of the consequences of violating the federal criminal law. This program, consisting of television ads, radio ads, print media, and school assemblies, received recognition from the American Bar Association and the State Bar of Texas. This project took approximately 150 hours of my time to plan, produce, promote, and participate in the production of the television, radio, and newspaper ads and in the school assemblies.

26. **Selection Process:**

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

On April 3, 2017, I submitted an application to Senators John Cornyn and Ted

Cruz for the position of United States District Judge for the Eastern District of Texas. On April 20, 2017, I interviewed with the Senators' Federal Judicial Evaluation Committee in Austin, Texas. On April 27, 2017, I was invited to have personal interviews with Senators Cornyn and Cruz. On May 8, 2017, I interviewed with both Senators in Washington, D.C. On July 13, 2017, I was notified by Senator Cornyn's office that my name was being recommended to the White House by both Senators. Since July 19, 2017, I have been in contact with officials from the White House Counsel's Office. On July 28, 2017, I interviewed with attorneys from the White House Counsel's Office and the Office of Legal Policy at the Department of Justice in Washington, D.C. On August 16, 2017, I received a call from Senator Cruz informing me that both Senators from Texas had jointly recommended me to the President. On August 17, 2017, I received a call from the White House Counsel's Office indicating that President intended to nominate me for the position pending clearances. On January 23, 2018, the President submitted my nomination to the Senate.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.

FINANCIAL DISCLOSURE REPORT
NOMINATION FILINGReport Required by the Ethics
in Government Act of 1978
(5 U.S.C. app. §§ 101-111)

1. Person Reporting (last name, first, middle initial) Truncale, Michael J.	2. Court or Organization U.S. District Court, Eastern District of Texas	3. Date of Report 01/23/2018
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. District Judge	5a. Report Type (check appropriate type) ☒ Nomination Date 01/23/2018 ☐ Initial ☐ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2017 to 01/23/2018
7. Chambers or Office Address Orgain, Bell & Tucker, LLP 470 Orleans Street Beaumont, Texas 77701		
IMPORTANT NOTES: The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information.		

I. POSITIONS. (Reporting individual only; see pp. 9-13 of filing instructions.)☐ NONE (No reportable positions.)

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. Partner	Orgain, Bell & Tucker, LLP
2. Director	Greater Beaumont Chamber of Commerce, Beaumont, Texas
3. Board Member	Symphony of Southeast Texas
4.	
5.	

II. AGREEMENTS. (Reporting individual only; see pp. 14-16 of filing instructions.)☐ NONE (No reportable agreements.)

<u>DATE</u>	<u>PARTIES AND TERMS</u>
1. 01/01/1991	Orgain, Bell & Tucker, LLP Partnership Agreement
2.	
3.	

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Truncala, Michael J.

Date of Report

01/23/2018

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of filing instructions.)***A. Filer's Non-Investment Income**☐ NONE *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>INCOME</u> (yours, not spouse's)
1. 2016	Orgain, Bell & Tucker, LLP, Profits	\$264,900.28
2. 2017	Orgain, Bell & Tucker, LLP, Profits through Decembert 2017	\$100,832.44
3. 2017	Orgain, Bell & Tucker, LLP, Undistributed Profits	\$159,526.90
4. 2018	Orgain, Bell & Tucker, LLP, Profits	\$0.00
5.		

B. Spouse's Non-Investment Income - *If you were married during any portion of the reporting year, complete this section.**(Dollar amount not required except for honoraria.)*☐ NONE *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1. 2016	St. Jude Catholic Church, Beaumont--Organist
2. 2017	St. Jude Catholic Church, Beaumont--Organist
3.	
4.	

IV. REIMBURSEMENTS -- *transportation, lodging, food, entertainment.**(Includes those to spouse and dependent children; see pp. 25-27 of filing instructions.)*☐ NONE *(No reportable reimbursements.)*

<u>SOURCE</u>	<u>DATES</u>	<u>LOCATION</u>	<u>PURPOSE</u>	<u>ITEMS PAID OR PROVIDED</u>
1. Exempt				
2.				
3.				
4.				
5.				

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Truncala, Michael J.

Date of Report

01/23/2018

V. GIFTS. *(Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.)*☐NONE *(No reportable gifts.)*

	<u>SOURCE</u>	<u>DESCRIPTION</u>	<u>VALUE</u>
1.	Exempt		
2.			
3.			
4.			
5.			

VI. LIABILITIES. *(Includes those of spouse and dependent children; see pp. 32-33 of filing instructions.)*☒NONE *(No reportable liabilities.)*

	<u>CREDITOR</u>	<u>DESCRIPTION</u>	<u>VALUE CODE</u>
1.			
2.			
3.			
4.			
5.			

FINANCIAL DISCLOSURE REPORT

Page 4 of 6

Name of Person Reporting

Truncate, Michael J.

Date of Report

01/23/2018

VII. INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

☐ NONE (No reportable income, assets, or transactions.)

A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code 1 (A-H)	(2) Type (e.g., div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g., buy, sell, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. AIG Focused Divident Strategy FD W	A	Distribution	L	T	Exempt				
2. AMG Yacktmann Fund Class I	A	Dividend	L	T	Exempt				
3. Fidelity Advisor New	A	Dividend	L	T	Exempt				
4. FPA New Income Inc.	A	Dividend	L	T	Exempt				
5. Loomis Sayles Strategic	A	Dividend	L	T	Exempt				
6. Metro West Low Duration	A	Dividend	L	T	Exempt				
7. Oppenheimer Developing	A	Dividend	L	T	Exempt				
8. T Rowe Price Divident Growth Fund Retail Class	A	Dividend	L	T	Exempt				
9. T Rowe Price Global	A	Dividend	L	T	Exempt				
10. TCW Total Return Bond FD CL 1	A	Dividend	L	T	Exempt				
11. Templeton GL BL Bond FD	A	Dividend	L	T	Exempt				
12. The Oakmark Intl Fund	A	Dividend	L	T	Exempt				
13. Tortoise MLP & Pipelind Fund Instl CL	A	Dividend	L	T	Exempt				
14. Voya Global Real Estate Fund CL 1	A	Dividend	L	T	Exempt				
15. Merrill Lynch Bank of America Corporation Cash Account	A	Interest	J	T					
16. Capital One Deposits Accounts	A	Interest	L	T					
17.									

1. Income Gain Codes: A = \$1,000 or less B = \$1,001 - \$2,500 C = \$2,501 - \$5,000 D = \$5,001 - \$15,000 E = \$15,001 - \$50,000
(See Columns B1 and D4) F = \$50,001 - \$100,000 G = \$100,001 - \$1,000,000 H1 = \$1,000,001 - \$5,000,000 H2 = More than \$5,000,000
2. Value Codes J = \$15,000 or less K = \$15,001 - \$50,000 L = \$50,001 - \$100,000 M = \$100,001 - \$250,000
(See Columns C1 and D3) N = \$250,001 - \$500,000 O = \$500,001 - \$1,000,000 P1 = \$1,000,001 - \$5,000,000 P2 = \$5,000,001 - \$25,000,000
3. Value Method Codes Q = Appraisal R = Cost (Real Estate Only) S = Assessment T = Cash Market
(See Column C2) U = Book Value V = Other W = Estimated

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Truncale, Michael J.

Date of Report

01/23/2018

VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of report.)*

If confirmed, I will withdraw from the Board of Directors of the Greater Beaumont Chamber of Commerce and the Board of the Symphony of Southeast Texas, since both organizations involve businesses or individuals who might become litigants in the U.S. District Court in the Eastern District of Texas, Beaumont Division. The undistributed profits from Orgain, Bell & Tucker, LLP will be distributed to me when I withdraw from the firm upon receipt of a Commission from the President to serve as a U.S. District Judge. I anticipate earning profits from the firm in 2018. Some of the 2018 profits may also remain undistributed on the actual day of my departure from the firm, but that amount, if any, will be distributed to me along with any remaining undistributed profits from 2017.

FINANCIAL DISCLOSURE REPORT

Page 6 of 6

Name of Person Reporting	Date of Report
Truncale, Michael J.	01/23/2018

IX. CERTIFICATION.

I certify that all information given above (including information pertaining to my spouse and minor or dependent children, if any) is accurate, true, and complete to the best of my knowledge and belief, and that any information not reported was withheld because it met applicable statutory provisions permitting non-disclosure.

I further certify that earned income from outside employment and honoraria and the acceptance of gifts which have been reported are in compliance with the provisions of 5 U.S.C. app. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature: **S/ Michael J. Truncale**

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILLFULLY FALSIFIES OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)

Committee on Financial Disclosure
Administrative Office of the United States Courts
Suite 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544

FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

ASSETS				LIABILITIES			
Cash on hand and in banks		43	045	Notes payable to banks-secured (auto)		21	109
U.S. Government securities				Notes payable to banks-unsecured		1	351
Listed securities -- see schedule		815	510	Notes payable to relatives			
Unlisted securities				Notes payable to others			
Accounts and notes receivable:				Accounts and bills due			
Due from relatives and friends				Unpaid income tax			
Due from others				Other unpaid income and interest			
Doubtful				Real estate mortgages payable -- see schedule		351	500
Real estate owned -- see schedule		570	000	Chattel mortgages and other liens payable			
Real estate mortgages receivable				Other debts-itemize:			
Autos and other personal property		75	000				
Cash value-life insurance		35	979				
Other assets itemize:							
Personal Items, Furniture, etc.		355	000				
Undistributed Profits from Firm		159	527				
				Total liabilities		373	960
				Net Worth	1	680	101
Total Assets	2	053	056	Total liabilities and net worth	2	053	056
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor				Are any assets pledged? (Add schedule)	No		
On leases or contracts				Are you defendant in any suits or legal actions?	No		
Legal Claims				Have you ever taken bankruptcy?	No		
Provision for Federal Income Tax							
Other special debt							

FINANCIAL STATEMENT

NET WORTH SCHEDULES

Listed Securities

Stock

AIG Focused Dividend Strategy FD W	\$57,548.69
AMG Yacktman Fund Class I	57,502.00
Fidelity Advisor New	57,530.77
FPA New Income Inc.	65,836.05
Loomis Sayles Strategic	32,976.37
Metro West Low Duration	73,991.13
Oppenheimer Developing	50,563.87
T Rowe Price Dividend Growth Fund Retail Class	65,618.67
T Rowe Price Global	56,843.73
TCW Total Return Bond FD CL I	66,022.99
Templeton GLBL Bond FD	81,727.11
The Oakmark Intl Fund	58,241.97
Tortoise MLP & Pipeline Fund Instl CL	40,455.25
Voya Global Real Estate Fund CL I	40,711.52
Total Listed Securities	<u>\$815,570.12</u>

Real Estate Owned

Personal Residence	<u>\$ 570,000</u>
Total Real Estate Owned	<u>\$570,000</u>

Real Estate Mortgages Payable

Personal Residence – Mortgage	<u>\$351,500</u>
Total Real Estate Mortgages Payable	<u>\$351,500</u>

AFFIDAVIT

Michael Joseph Truncale

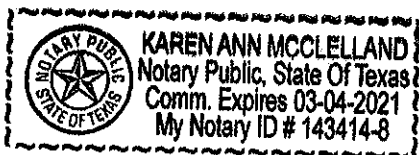
I, _____, do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

January 22, 2018

(DATE)

Michael Joseph Truncale

(NAME)



Karen Ann McClelland

(NOTARY)