# COURT OF APPEALS OF VIRGINIA

**CHIEF JUDGE** MARLA GRAFF DECKER **JUDGES** 

> ROBERT J. HUMPHREYS WILLIAM G. PETTY RANDOLPH A. BEALES ROSSIE D. ALSTON, JR. GLEN A. HUFF TERESA M. CHAFIN MARY GRACE O'BRIEN WESLEY G. RUSSELL, JR. RICHARD Y. ATLEE, JR. MARY B. MALVEAUX



HONORABLE ROSSIE D. ALSTON, JR. 9255 CENTER STREET, SUITE 410 MANASSAS, VIRGINIA 20110

January 24, 2019

SENIOR JUDGES ROSEMARIE ANNUNZIATA **JEAN HARRISON CLEMENTS** JAMES W. HALEY, JR. ROBERT P. FRANK CLERK

CYNTHIA L. MCCOY

REPORTER

RONALD J. BACIGAL DAVID H. SPRATT

CHIEF STAFF ATTORNEY ALICE T. ARMSTRONG

The Honorable Lindsey Graham Chairman Committee on the Judiciary United States Senate Washington, DC 20510

Dear Mr. Chairman:

I have reviewed the questionnaire that I submitted to the Senate Judiciary Committee on September 7, 2018, regarding my nomination to be a district court judge on the United States District Court for the Eastern District of Virginia. Incorporating the additional information below, I certify that this information is, to the best of my knowledge and research, true and accurate.

#### Question 12(d):

January 9, 2019: Speech. Professionalism for New Lawyers CLE, Hilton Alexandria Mark Center, 5000 Seminary Rd., Alexandria, Virginia. Copy supplied.

December 18, 2018: Speech, Dale City Lions Club, Westminster Retirement Home, Lake Ridge, Virginia. Copy supplied.

October 25, 2018: Moot Court Judge, John W. Davis Appellate Advocacy Competition, Washington and Lee University School of Law. As a moot court judge, I critiqued the participants following the conclusion of the mock proceedings, giving general constructive comments and criticism. The address of the law school is 1 Denny Circle, Lexington, Virginia, 24450. Materials supplied.

October 8, 2018: Panelist, Do's and Don'ts in Appellate Practice - Appellate Practice in the Trial Court, Virginia Trial Lawyers Association Criminal Division CLE, Hilton Garden Inn, Fairfax, Virginia. Materials supplied.

#### Question 13(b):

Marni v. Marni, 2018 WL 5913142 (Nov. 13, 2018).

Devaughn v. Fairfax County Public Schools, 2018 WL 5516713 (Oct. 30, 2018).

Callahan v. Rappahannock Goodwill, 2018 WL 5259222 (Oct. 23, 2018).

Reed v. Commonwealth, 69 Va. App. 332 (2018).

Robles v. Commonwealth, 2018 WL 4989153 (Oct. 16, 2018).

#### Question 13(g):

Of the cases in which I have authored the majority opinion, approximately 179 out of 243 are unpublished, which is approximately 73.6%.

### Question 13(h):

Reed v. Commonwealth, 69 Va. App. 332 (2018).

## Question 26(a):

On October 10, 2018, I testified before the Senate Judiciary Committee in the Dirksen Senate Office Building, Room 226. The recording and a copy of my Responses to Questions for the Record are both available at https://www.judiciary.senate.gov/meetings/10/10/2018/nominations.

In addition to the information above, I have attached an updated net worth statement and updated financial disclosure report. I am grateful to the Committee for considering my nomination.

Sincerely,

Rossie David Alston, J

Cc: The Honorable Dianne Feinstein
Ranking Member
Committee on the Judiciary
United States Senate
Washington, DC 20510