

Chairman Patrick Leahy  
Follow Up Questions for the Record  
Nomination of Michael Boggs  
To Be U.S. District Judge for the Northern District of Georgia  
June 16, 2014

1. At your May 13, 2014 nomination hearing, you testified under oath that there was no additional material responsive to the questionnaire than what you had already submitted to the Senate Judiciary Committee. The May 16, 2014 online edition of the Atlantic Constitution Journal (available at <http://politics.blog.ajc.com/2014/05/16/in-georgia-john-lewis-is-now-the-last-word-in-federal-judgeships/>) included an image of the following document, which is reportedly a campaign flyer:

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**MIKE BOGGS**  
*A CONSERVATIVE DEMOCRAT WITH  
CONSERVATIVE VALUES*

*"My parents taught me quality conservative Christian values. You can count on me to remember these lessons as your State Representative."*

I support the right to bear arms under the Second Amendment  
I oppose same sex marriages, I oppose homosexual Boy Scout leaders  
and I support voluntary prayer in schools.



- THE VALUES OF A CANDIDATE HAVE ALWAYS BEEN MORE IMPORTANT TO ME THAN THEIR CHOSEN POLITICAL PARTY.
- I WON'T BE IN "LOCKSTEP" WITH ANY POLITICAL PARTY. INSTEAD, I PLEDGE TO SUPPORT CONSERVATIVE CHRISTIAN VALUES; EVEN IF THAT MEANS AT TIMES VOTING AGAINST THE MAJORITY PARTY.
- MY PARENTS WOULD EXPECT NOTHING LESS.

**ALSO, AS A DEMOCRAT, I WILL BE IN THE BEST POSITION  
TO HELP WARE COUNTY NOW.**

- YOU CAN COUNT ON ME RECEIVING QUALITY COMMITTEE ASSIGNMENTS AS DECIDED BY OUR DEMOCRATIC LED LEADERSHIP;
- AS A MEMBER OF THE MAJORITY PARTY, I WILL HAVE THE BEST OPPORTUNITY TO HAVE MY LEGISLATION PASSED; AND
- SINCE ALL COMMITTEES ARE CHAIRED BY DEMOCRATS, I WILL HAVE THE BEST CHANCE TO EVENTUALLY CHAIR A HOUSE COMMITTEE.

*A REPUBLICAN IN OUR STATE HOUSE SIMPLY WILL NOT  
HAVE THESE SAME OPPORTUNITIES!*

Elect  
**MIKE BOGGS**  
*"A conservative voice for all of  
Ware County"*

(Ad paid for by the candidate)

- (a) Was this flyer created in connection with your campaign for the state legislature? Did you write or edit any of the content of the flyer?

Response: Yes. I wrote this flyer in connection with my campaign for State Representative in 2000.

- (b) At the bottom of the flyer it states that it is an “Ad paid for by the candidate”. How was this flyer used? Did you hand it out to the public? Was it printed in any publications?**

Response: To the best of my recollection from fourteen years ago, this flyer was not handed out to the public but was printed in the *Waycross Journal-Herald* in the fall of 2000.

- (c) Can you confirm that you did not have access to a copy of this campaign flyer when you submitted your questionnaire to this Committee on January 14, 2014 or when you submitted an update to your questionnaire on April 10, 2014?**

Response: Yes. Until I read the May 16, 2014 edition of the *Atlanta Journal-Constitution*, I did not remember this flyer from fourteen years ago and I did not retain a copy of it.

- (d) Are there any materials from your campaigns that you have not provided to the Committee? If so, please provide these materials to the Committee.**

Response: Attached are all campaign materials that I possess, including the one referenced above, or that I have recently obtained from my past campaigns.

- 2. I asked you how you knew that your vote in support of the Confederate symbol on the Georgia state flag “represented the will of your constituents.” You answered under oath that the “issue of changing the flag was generally a topic of discussion within my legislative district at the time.”**

- (a) Was this a topic of discussion in your district in the fall of 2000? If so, did voters express their views on the Confederate symbol to you during your campaign?**

Response: Yes. The issue was generally discussed, and the majority of those who expressed their views to me were opposed to changing the state flag.

- (b) Did you express any views on the Confederate symbol during any of your campaigns? If so, how were these views expressed? For example, did you distribute any campaign literature on the Georgia state flag?**

Response: I did not distribute any campaign literature on the issue of the Georgia State flag. To the best of my recollection, I never publically expressed any views on the Confederate symbol during any of my legislative campaigns and most certainly not during any of my judicial campaigns.

3. **You testified at your hearing that you voted in the Georgia legislature for an amendment to the “Patient Right to Know Act of 2001” to require internet-accessible profiles of doctors to include the number of abortion procedures the doctor had provided in the previous 10 years because you were a “pro-life legislator”.**

**Why do you think that an amendment publicizing a doctor’s name, location, and number of abortion procedures performed is “pro-life”?**

Response: The “Patient Right to Know Act of 2001” was intended to provide online physician profiles to assist the general public in choosing a physician for their personal medical needs. Consistent with that purpose, I consider this amendment as “pro-life” because it would have allowed those seeking personal medical services to know whether a particular physician they were considering performed abortions. To some who consider themselves “pro-life,” this may be important information to have when choosing a personal physician.

4. **You answered under oath to a written question asked by Senator Blumenthal that your campaign donations to Georgia Conservatives in Action were made with “the sole specific intent to help with the costs of two events.” You described one event as an “Economic Development Summit,” but described the second only as “another event sponsored by the organization in 2012”.**

**Please describe this second event your campaign made a donation to support and produce any documents relevant to that event.**

Response: I did not recall the details of this second event, which I did not attend, so to respond to this question I inquired with the organization. I have been told that it was a nonpartisan rally to encourage people to get involved in their community, focusing on legislative proposals to reform Georgia’s ethics laws, and also centered on Governor Nathan Deal’s efforts to expand Georgia’s DUI and Drug Court programs. I understand that a young man spoke on becoming more civically involved; a representative of Common Cause Georgia, Georgia State Senator Josh McKoon, and Georgia Attorney General Sam Olens spoke on pending ethics legislation reform proposals; and a veteran spoke about his service to our country. Event organizers estimate that approximately 100 people attended, both Democrats and Republicans. I have been informed that this event was expressly not designed to benefit any candidate. No campaign stump-speeches were permitted by any elected officials or candidates for public office, it was not a fundraiser for any candidate nor for the organization, and no tickets were sold. I have never possessed nor have I seen any documents relevant to this event.