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EDWARD BENNETT WILLIAMS (1920-1988)  
PAUL R. CONNOLLY (1922-1978)

June 3, 2024

The Honorable Richard J. Durbin  
Chairman  
Committee on the Judiciary  
U.S. Senate  
711 Hart Senate Building  
Washington, DC 20510

The Honorable Lindsey Graham  
Ranking Member  
Committee on the Judiciary  
U.S. Senate  
211 Russell Senate Building  
Washington, DC 20510

Re: Nomination of Embry Kidd to the U.S. Court of Appeals for the 11th Circuit

Dear Chairman Durbin and Ranking Member Graham:

I am writing to express my enthusiastic support for the nomination of Embry Kidd to serve as a judge on the United States Court of Appeals for the Eleventh Circuit. Embry was an associate at Williams & Connolly LLP from 2009 through 2014, when he joined the Justice Department as an Assistant U.S. Attorney.

I worked closely with Embry when he first came to the firm and kept up with him while he was here. He and I successfully represented a foreign policy expert in his appeal of a security clearance revocation. We showed that employees of a federal agency brought unfounded charges against our client to prevent him from giving his contrary opinions on the future of China to senior policymakers in DOD and the intelligence community. As a footnote, in the last decade, our client's opinions have been proved correct by events. Embry's work in researching decades-old facts and locating and preparing witnesses who could testify about those facts was painstaking and critical to the successful outcome at trial.

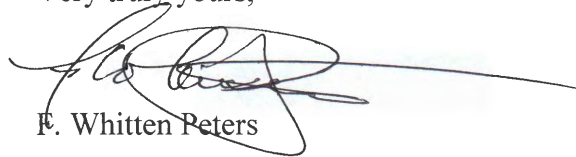
In this matter and in other firm matters of which I am aware, Embry modeled what it means to represent clients zealously and ethically. From my experience as a law clerk on a Court of Appeals and on the Supreme Court, I believe he showed talents that are essential to success as an appellate judge: he is intelligent, fair, ethical, digs deeply into the law and facts, clearly states his views, and considers any divergent viewpoints before making decisions. Also, important on a Court of Appeals, Embry is extremely collegial and brings civility to decision-making in settings where strongly held and sometimes deeply divergent opinions are to be expected.

WILLIAMS & CONNOLLY<sup>LLP</sup>

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In summary, I am confident that Embry will serve the federal judiciary with integrity, intelligence, and fairness; he is exceptionally well qualified to serve as an appellate judge on the Eleventh Circuit.

Very truly yours,

A handwritten signature in dark ink, appearing to read 'F. Whitten Peters', with a long horizontal flourish extending to the right.

F. Whitten Peters