UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

William Grayson Lambert

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

United States District Judge for the District of South Carolina

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.

South Carolina State House
1100 Gervais Street
Columbia, South Carolina 29201

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

1986; Columbia, South Carolina

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.

2009 – 2012, Duke University School of Law; J.D. (*magna cum laude*), 2012

2005 – 2009, University of Virginia; B.A. (with honors), 2009

6. **Employment Record**: List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit 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.

2021 – present
Office of the Governor
South Carolina State House
1100 Gervais Street
Columbia, South Carolina 29201

Chief Legal Counsel (2025 – present)
Chief Deputy Legal Counsel & Senior Litigation Counsel (2023 – 2025)
Senior Legal Counsel (2021 – 2023)

2017 – 2021
Burr & Forman LLP (previously McNair Law Firm, P.A.)
1221 Main Street, Suite 1800
Columbia, South Carolina 29201
Partner (2020 – 2021)
Associate (2017 – 2019)

2013 – 2017; 2011
McGuireWoods LLP
201 North Tryon Street, Suite 3000
Charlotte, North Carolina 28202
Associate (2013 – 2017)
Summer Associate (2011)

2012 – 2013
Honorable Dennis W. Shedd
Lewis F. Powell, Jr. United States Courthouse
United States Court of Appeals for the Fourth Circuit
1100 East Main Street
Richmond, Virginia 23219
Law Clerk

2011 – 2012
Professor Marin K. Levy
Duke University School of Law
210 Science Drive
Durham, North Carolina 27708
Research Assistant

2011
Ogletree Deakins
8529 Six Forks Road, Forum IV, Suite 600
Raleigh, North Carolina 27615
Summer Associate

2010
Sowell, Gray, Stepp & Laffitte, LLC
[now Robinson, Gray, Stepp & Laffitte, LLC]
1310 Gadsden Street
Columbia, South Carolina 29201
Summer Associate

2010
Buist Moore Smythe McGee PA
[now Womble Bond Dickinson (US) LLP]
5 Exchange Street
Charleston, South Carolina 29401
Summer Associate

Other Affiliations (uncompensated):

2021 – 2023; 2025 – present
First Presbyterian Church, Columbia, South Carolina
Deacon (2021 – 2023; 2025 – present)
Vice Chair (2026)
Stewardship and Finance Committee Chair (2025)

2012 – 2017
New Lawyers Division, Duke Law Alumni Association Board of Directors
Chair (2016 – 2017)
Vice Chair (2015 – 2016)

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 have not served in the military. I registered for the selective service upon turning 18.

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.

The Best Lawyers in America: Ones to Watch: Appellate Practice, Commercial Litigation (2021)

South Carolina Super Lawyers, "Super Lawyers Rising Star," Appellate (2019 – 2020)

South Carolina Super Lawyers, "Super Lawyers Rising Star," Business Litigation (2018)

Leadership South Carolina (2019)

South Carolina Bar Leadership Academy (2018)

Mordecai Scholar, Duke University School of Law (2009 – 2012)

Order of the Coif, Duke University School of Law (2012)

Hardt Cup Finalist (2011)

ABA National Appellate Advocacy Competition Regional Champion (2011, 2012)

Duke Law Journal, Executive Editor (2011 – 2012)

Duke Law Moot Court Board (2010 – 2012)

Jefferson Scholar, University of Virginia (2005 – 2009)

Echols Scholar, University of Virginia (2006 – 2009)

Raven Society (2008)

John W. Warner Public Leadership Award, University of Virginia (2008)

David A. Harrison, III Undergraduate Research Grant, University of Virginia (2008)

Award for Civic Excellence, UVA Center for Politics (2007)

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.

South Carolina Bar
- House of Delegates (2025)
- Trial and Appellate Advocacy Council (2018 – 2025)
  - Immediate Past Chair (2023 – 2024)
  - Chair (2022 – 2023)
  - Chair-Elect (2021 – 2022)
  - Secretary (2020 – 2021)
- Practice and Procedure Committee (2014 – present)
- Young Lawyers Division (2013 – 2022)
  - Executive Council (2015 – 2022)
  - Community Law Week Co-Chair (2019 – 2022)
  - ABA YLD Service Project Committee Co-Chair (2018 – 2019)
  - Out-of-State Representative (2015 – 2017)
  - iCivics Committee (2013 – 2014)

United States Court of Appeals for the Fourth Circuit Rules Advisory Committee (2017 – 2023)
- Chair (2021 – 2023)

United States Court of Appeals for the Fourth Circuit Judicial Conference
- Permanent Member (2026 – present)

South Carolina Supreme Court Historical Society (2022 – present)

Richland County Bar Association (2017 – 2021)

Mecklenburg County Bar Association (2013 – 2017)

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.

North Carolina, 2012
South Carolina, 2013

My North Carolina Bar membership became inactive in 2021 when I began my employment with the Office of the Governor because my work in the Governor's Office would not involve any legal practice in North Carolina. Otherwise, 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.

United States Supreme Court, 2019
United States Court of Appeals for the District of Columbia Circuit, 2025
United States Court of Appeals for the Third Circuit, 2019
United States Court of Appeals for the Fourth Circuit, 2013
United States Court of Appeals for the Fifth Circuit, 2015
United States Court of Appeals for the Sixth Circuit, 2021
United States Court of Appeals for the Ninth Circuit, 2021
United States Court of Appeals for the Eleventh Circuit, 2015
United States District Court for the Western District of North Carolina, 2013
United States District Court for the Eastern District of North Carolina, 2015
United States District Court for the District of South Carolina, 2013
United States District Court for the Northern District of Texas, 2015

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.

City of Columbia Chamber of Commerce Policy Council (2017 – 2021)

Duke University Alumni Association (2012 – present)

Federalist Society for Law and Public Policy (2009 – present)
1L Board Chair, Duke Law Chapter (2009 – 2010)
Executive Board, Duke Law Chapter (2010 – 2011)
Leadership Council, Columbia Lawyers' Chapter (2020 – present)

First Presbyterian Church, Columbia, South Carolina (2000 – 2013, 2017 – present)
Sunday School class moderator and teacher (2023 – present)
Youth basketball coach (2017 – present)
Usher Guild (2017 – present)
Captain (2025 – present)

Forest Lake Club (2020 – present)

Jefferson Scholar Foundation Regional Selection Committee
Central and Upstate South Carolina Region (2013 – present)
Chair (2014 – present)
Charlotte Region (2012 – 2017)

Palmetto Club (2014 – present)

St. Andrews Society (2025 – present)

Tarantella Club (2013 – 2023)

University of Virginia Alumni Association (2009 – present)

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.

The St. Andrews Society is a fraternal and benevolent organization traditionally open only to men of Scottish descent, and so, limits membership on the basis of sex and national origin. The Society hosts events throughout the year for men, couples, and families celebrating Scottish culture and promoting local philanthropy. The Tarantella Club is a private social club that hosts dinners and dances throughout the year for members and guests. It restricts membership to men. I have taken no action to change these policies.

Before I joined, it is my understanding that the Forest Lake Club and the Palmetto Club previously restricted membership on the basis of race in their membership process but do not anymore. I learned of the past discrimination at the Palmetto Club only in the process of preparing this response. The clubs no longer engaged in these discriminatory practices

by the time I joined. To the best of my knowledge, they have not invidiously discriminated during any period of my membership on the basis of race, sex, religion or national origin, either through formal membership requirements or the practical implementation of membership policies.

To the best of my knowledge, none of the other organizations listed above currently 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 copies of all published material to the Committee.

To the best of my recollection, and after searches of my records and publicly available online databases, I have identified the following published materials that I authored:

With Benjamin E. Nicholson, V, *Supreme Court Opens Federal Courts to Takings Claims by Private Property Owners against State and Local Governments*, Burr & Forman LLP (July 15, 2019). Copy supplied.

With Brad Wright, *Lawsuits and Legislative Leadership*, SC Lawyer 26 (July 2019). Copy supplied.

Getting from Award to Judgment: Where to Confirm or Vacate Arbitration Awards, SC Lawyer 26 (July 2018). Copy supplied.

We All Need More and Better-Paid SC Judges and Staff. Here's Why, State (Mar. 30, 2018). Copy supplied.

CFPB Announces that ECOA Protects LGBT Persons From Discrimination in Lending, Lexology (Sept. 29, 2016). Copy supplied.

With Jodie Herrmann Lawson, *CFPB Accused of Discriminating Against Its Own Employees*, Lexology (Apr. 4, 2016). Copy supplied.

The Necessary Narrowing of General Personal Jurisdiction, 100 Marq. L. Rev. 375 (2016). Copy supplied.

Unmixing the Mess: Resolving the Circuit Split over the Brillhart/Wilton *Doctrine and Mixed Complaints*, 64 U. Kan. L. Rev. 793 (2016). Copy supplied.

With Joshua D. Davey, *Challenging a CFPB Civil Investigative Demand Can Be Done Without Revealing a Company Is Being Investigated*, Mondaq.com (Dec. 14, 2015). Copy supplied.

With Joshua D. Davey, *New Poll Finds Many Americans Dissatisfied with CFPB*, Mondaq.com (Sept. 14, 2015). Copy supplied.

With Jodie H. Lawson, *Reverse Mortgages May Be on CFPB's List Following Recent Study*, Mondaq.com (June 30, 2015). Copy supplied.

With Joshua D. Davey, *CFPB Considering New Rules for Payday Lending*, Mondaq.com (Apr. 15, 2015). Copy supplied.

Focusing on Fulfilling the Goals: Rethinking How Choice-of-Law Regimes Approach Statutes of Limitations, 65 Syracuse L. Rev. 491 (2015). Copy supplied.

With Adam Conrad et al., *Recent Decisions of the Supreme Court of North Carolina*, Federalist Soc'y (Sept. 2014). Copy supplied.

With J. Tracy Walker, IV, and Bradley R. Kutrow, *11th Circuit Holds That Class Action Seeking Only Declaratory Relief May Be Removable Under Class Action Fairness Act*, Lexology (Feb. 27, 2014). Copy supplied.

Toward a Better Understanding of Ripeness and Free Speech Claims, 65 S.C. L. Rev. 411 (2013). Copy supplied.

Keeping the Inference in the Adverse Inference Instruction: Ensuring the Instruction Is an Effective Sanction in Electronic Discovery Cases, 64 S.C. L. Rev. 681 (2013). Copy supplied.

Note, *The Real Debate over the Senate's Role in the Confirmation Process*, 61 Duke L.J. 1283 (2012). Copy supplied.

Comment, Published in Stewart Mandel, *Contract Bowls Mean Return to Free-Market System; More Mail*, Sports Illustrated (July 3, 2012). Copy supplied.

A Full Week at Thanksgiving, Va. Sentinel (Nov. 19, 2007). Copy supplied.

The Football Team Is Winning Ugly, but Winning Nonetheless, Va. Sentinel (Nov. 4, 2007). Copy supplied.

In college, I served as the editor-in-chief of the Virginia Sentinel for approximately two months while the publication was active. To the best of my recollection, I did not edit other authors' published material, but I played a role in approving pieces for publication. The publication is still available online at https://uvasentinel.wordpress.com/. While in college, I wrote an article for the *Virginia Advocate*, a student magazine. I do not recall

the subject matter of the article and have not been able to locate it after a diligent search online and of my personal records.

To the best of my recollection, and after searches of my records and publicly available online databases, I have identified the following published materials that I edited:

Derek W.H. Thomas, *The Life of Peter* (2024). I proofread and offered minor stylistic comments on an early manuscript. Copy supplied.

Gabriel N.E. Fluhrer, *The Beauty of Divine Grace* (2022). I proofread and offered minor stylistic comments on an early manuscript. Copy supplied.

Gabriel N.E. Fluhrer, *Alive* (2020). I proofread and offered minor stylistic comments on an early manuscript. Copy supplied.

Marin K. Levy, *Judging the Flood of Litigation*, 80 U. Chi. L. Rev. 1007 (2013). I provided research and editorial assistance as a research assistant. Copy supplied.

Marin K. Levy, *Judicial Attention as a Scarce Resource: A Preliminary Defense of How Judges Allocate Time Across Cases in the Federal Courts of Appeals*, 81 Geo. Wash. L. Rev. 401 (2013). I provided research and editorial assistance as a research assistant. Copy supplied.

As an editor and then executive editor of the *Duke Law Journal*, I performed minor typographical, style, and editorial work on more than a dozen law review articles, but I do not have a record of which published articles I worked on. None of my work on these articles involved substantive revisions.

To the best of my recollection, and after searches of my records and publicly available online databases, I have identified the following published materials in which the author thanked me, but for which I provided no substantive input beyond my editorial work for the *Duke Law Journal* or my work on another publication:

Marin K. Levy, *Panel Assignment in the Federal Courts of Appeals*, 103 Cornell L. Rev. 65 (2017). Copy supplied.

Lyle D. Kossis, *The Define and Punish Clause and the Political Question Doctrine*, 68 Hastings L.J. 45 (2016). Copy supplied.

Adam S. Chilton & Marin K. Levy, *Challenging the Randomness of Panel Assignment in the Federal Courts of Appeals*, 101 Cornell L. Rev. 1 (2015). Copy supplied.

Sarah G. Boyce, *The Obsolescence of* San Antonio v. Rodriguez *in the Wake of the Federal Government's Quest to Leave No Child Behind*, 61 Duke L.J. 1025 (2012). Copy supplied.

Jennifer M. Bandy, *Interpretive Freedom: A Necessary Component of Article III Judging*, 61 Duke L.J. 651 (2011). Copy supplied.

b. Supply 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.

None.

c. Supply 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.

South Carolina Judicial Merit Selection Commission, *Hearing for Court of Appeals, Seat 9* (Nov. 6, 2023). Video available at https://www.scstatehouse.gov/JudicialMeritPage/Fall2023ScreeningClips.php.

d. Supply 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.

August 26, 2026: Panelist, "Class of the Honorable Dennis W. Shedd," University of South Carolina Joseph F. Rice School of Law, Columbia, South Carolina. I answered questions from Judge Shedd and the class about my experience as a law clerk and litigating in appellate courts. I have no notes, transcript, or recording. The address for the University of South Carolina Joseph F. Rice School of Law is 1525 Senate Street, Columbia, South Carolina 29201.

January 20, 2023: Moderator, "Trial and Appellate Advocacy CLE at the South Carolina Bar Convention," Columbia, South Carolina. I served as the moderator for a CLE program on legal writing, along with Judges Julius N. Richardson, J. Michelle Childs, Stephanie P. McDonald, and Frank R. Addy, Jr. I have no notes, transcript, or recording. The address for the South Carolina Bar is 169 Laurelhurst Avenue, Columbia, South Carolina 29210.

October 28, 2020: Panelist, "Election 2020," University of South Carolina, Columbia, South Carolina. Along with other practitioners, I discussed election law, campaign law, and related litigation in advance of the upcoming election. I have no notes, transcript, or

recording. The address for the University of South Carolina Joseph F. Rice School of Law is 1525 Senate Street, Columbia, South Carolina 29201.

August 24, 2016: Panelist, "Fourth Circuit Year in Review: The Most Important – and Interesting – Decisions," McGuireWoods, Online Webinar. Recording is available at https://www.mcguirewoods.com/events/firm-events/2016/8/fourth-circuit-year-in-review/.

May 15, 2014: Panelist, "Fourth Circuit Year in Review: A Look at Decisions Impacting the Business Community," McGuireWoods, Richmond, Virginia. Recording is available at https://www.mcguirewoods.com/events/firm-events/2014/5/fourth-circuit-year-in-review/.

February 20, 2007: Debater, "Election Debate for Candidates to the University Judiciary Committee," University of Virginia Board of Elections, Charlottesville, Virginia. Along with other candidates to serve on the University Judiciary Committee, I discussed my platform and plans if elected. I have no notes, transcript, or recording. The address for the University of Virginia is 1001 North Emmet Street, Charlottesville, Virginia 22903. Press coverage supplied.

May 23, 2005: Speaker, "Valedictorian Commencement Address," A.C. Flora High School, Columbia, South Carolina. Copy 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 copies of the clips or transcripts of these interviews where they are available to you.

McNair's Grayson Lambert Named to 2018 Leadership South Carolina Class, Burr & Forman LLP (Sept. 10, 2018). Copy supplied.

McNair Attorney Appointed to United States Court of Appeals for the Fourth Circuit Advisory Committee, Burr & Forman LLP (July 25, 2017). Copy supplied.

Marin K. Levy: Emerging Scholar of Judicial Administration, Federal Courts, Joins Governing Faculty, 32 Duke L. Mag. (Winter 2013). Copy supplied.

Levy Brings Focus on Judicial Process and Passion for Teaching to Associate Professor Position, Duke Law Bolch Judicial Inst. (Feb. 5, 2013). Copy supplied.

Cameron Feller, *UJC Votes Against Putting Referendum to Student Vote*, Cavalier Daily (Feb. 4, 2009). Copy supplied.

Stephanie Kassab, *UJC Debates CLAS Representation*, Cavalier Daily (Nov. 18, 2008). Copy supplied.

Stephanie Kassab, *University Judiciary Committee Works to Resolve Case Overload*,

Cavalier Daily (Sept. 23, 2008). Copy supplied.

Stephanie Kassab, *UJC Releases Data on Demographics*, Cavalier Daily (Sept. 15, 2008). Copy supplied.

Vanessa Orco, *Students Receive First Warner Awards*, Cavalier Daily (Apr. 14, 2008). Copy supplied.

Robby Colby, *New News on the Block*, Cavalier Daily (Oct. 18, 2007). Copy supplied.

Brian McNeill, *Newspaper for U. Va. Launched*, Richmond Times-Dispatch (Oct. 14, 2007). Copy supplied.

Marisa Roman, *Speaker Calls for End to 'Don't Ask, Don't Tell,'* Cavalier Daily (Mar. 22, 2007). Copy supplied.

Jordan Dods, *U. Virginia College Representative Candidates*, U-Wire (Feb. 21, 2007). Copy supplied.

Lindsey Wagner, *Decreeing Diversity*, Cavalier Daily (Feb. 2, 2007). Copy supplied.

Katt Henry, *McDonnell, Kaine Debate Va. Senate Race*, Cavalier Daily (Nov. 3, 2006). Copy supplied.

UVA Cartoonist Bashes Christianity, O'Reilly Factor (Sept. 13, 2006). Copy supplied.

Marisa Roman, *Sen. Warner Touts Political Participation*, Cavalier Daily (Apr. 11, 2006). 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 cases, approximately what percent were:

jury trials: ___%
bench trials: ___%

ii. Of these cases, approximately what percent were:

civil proceedings: ___%

criminal proceedings: ___%

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 of 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 (4) 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.

I have not held public office.

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.

Volunteer, Graham for Senate (2002). I was a high school volunteer who passed out yard signs and stickers.

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;

From 2012 to 2013, I served as a law clerk to the Honorable Dennis W. Shedd, Circuit Judge for the United States Court of Appeals for the Fourth Circuit.

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

I have not practiced law 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;

2013 – 2017
McGuireWoods LLP
201 North Tryon Street, Suite 3000
Charlotte, North Carolina 28202
Associate

2017 – 2021
Burr & Forman LLP (previously McNair Law Firm, P.A.)
1221 Main Street, Suite 1800
Columbia, South Carolina 29201
Associate (2017 – 2019)
Partner (2020 – 2021)

2021 – present
Office of the Governor
South Carolina State House
1100 Gervais Street
Columbia, South Carolina 29201
Senior Legal Counsel (2021 – 2023)
Chief Deputy Legal Counsel & Senior Litigation Counsel (2023 – 2025)
Chief Legal Counsel (2025 – present)

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.

I have not served as a mediator or arbitrator in alternative dispute resolution proceedings.

b. Describe:

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

After my clerkship, I joined McGuireWoods in Charlotte, North Carolina, as an associate from 2013 to 2017. My work focused on civil trial litigation, and I also handled some appellate matters. I primarily represented corporate clients. Most cases were in federal court and involved numerous parties. I drafted motions, briefs, and discovery documents, and I deposed dozens of witnesses. I also accepted cases as part of the United States Court of Appeals for the Fourth Circuit's Criminal Justice Act Panel.

In 2017, I moved to Columbia, South Carolina, and joined McNair Law Firm, which later merged with Burr & Forman. I was an associate from 2017 to 2019

and became a partner in 2020. I initially focused on civil trial litigation, but eventually my primary focus became appellate proceedings and litigation involving complex or novel legal issues.

I joined the Governor's Office in 2021, and most of my work there continued to focus on litigation. I represented the Governor in challenges to state laws and to his authority as the State's chief executive. After becoming Chief Legal Counsel in 2025, I assumed additional responsibilities that involve providing legal and policy advice to the Governor and his staff.

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

At McGuireWoods, I primarily represented corporate clients, including many financial institutions and other large businesses. Through my pro bono and Criminal Justice Act Panel work, I was able to represent individuals as well.

At Burr & Forman, I represented a wide array of corporate clients, including hospitals and small businesses, and public entities, public officials, and public employees.

In the Governor's Office, Governor McMaster, in his official capacity as Governor of the State of South Carolina, is my client.

c. 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.

While in private practice from 2013 to 2021, my practice was almost exclusively litigation, and I appeared in court frequently. After joining the Governor's Office, my practice heavily focused on litigation until I became Chief Legal Counsel in 2025. Even in my current role, I continue to represent the Governor and his Office in court as a significant part of my practice.

i. Indicate the percentage of your practice in:

1.	federal courts:	50%
2.	state courts of record:	50%
3.	other courts:	0%
4.	administrative agencies:	0%

ii. Indicate the percentage of your practice in:

1.	civil proceedings:	98%
2.	criminal proceedings:	2%

d. 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 two cases to verdict, one before a jury and one before a judge. I second-chaired the jury trial, and I co-led the trial team for the bench trial (I was responsible for all legal and closing arguments).

I am scheduled for a bench trial from October 28 to 30, 2026. I have co-led that trial team and have been responsible for one witness and all legal briefing and arguments.

I was also part of a team defending claims by approximately 80 claimants in a two-week arbitration hearing, which involved presenting evidence and live witnesses to a panel of arbitrators. As part of that team, I prepared cross-examination outlines for each claimant and drafted briefs on legal issues.

i. What percentage of these trials were:

1.	jury:	50%
2.	non-jury:	50%

e. Describe your practice, if any, before the Supreme Court of the United States. Supply 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 served as counsel of record or appeared on the brief in the following cases:

Stanko v. Anderson, 145 S. Ct. 2790 (2025) (No. 24A1231) (response to emergency application). Copy supplied.

Owens v. Stirling, 145 S. Ct. 114 (2024) (No. 24-5603 (24A284)) (response to emergency motion and petition). Copy supplied.

Andino v. Middleton, 592 U.S. 906 (2020) (No. 20A55) (granting emergency stay) (emergency stay application; reply in support of application). Copy supplied.

I have served as counsel of record or appeared on the brief for amici in the following cases:

Medina v. Planned Parenthood S. Atl., 606 U.S. 357 (2025) (No. 23-1275) (merits amicus). Copy supplied.

United States v. Skrmetti, 605 U.S. 495 (2025) (No. 23-477) (merits amicus). Copy supplied.

Corner Post, Inc. v. Fed. Rsrv. Sys. Bd. of Governors, 603 U.S. 799 (2024) (No. 22-1008)

(merits amicus). Copy supplied.

Alexander v. S.C. State Conf. of NAACP, 602 U.S. 1 (2024) (No. 22-807) (merits amicus). Copy supplied.

S.C. State Ports Auth. v. NLRB, 144 S. Ct. 873 (2024) (No. 23-325) (cert. denied) (cert. amicus). Copy supplied.

Dobbs v. Jackson Women's Health Org., 597 U.S. 215 (2022) (No. 19-1392) (merits amicus). Copy supplied.

Mahanoy Area Sch. Dist. v. B. L. by & through Levy, 594 U.S. 180 (2021) (No. 20-255) (merits amicus). Copy supplied.

N.Y. State Rifle & Pistol Ass'n, Inc. v. City of New York, 590 U.S. 336 (2020) (No. 18-280) (merits amicus). Copy supplied.

Worman v. Healey, 590 U.S. 991 (2020) (No. 19-404) (cert. denied) (cert. amicus). Copy supplied.

U.S. Forest Serv. v. Cowpasture River Pres. Ass'n, 590 U.S. 604 (2020) (Nos. 18-1584 and 18-1587) (merits amicus). Copy supplied.

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. *S.C. Pub. Interest Found. v. McMaster*, No. 2026-000032 (S.C.) (Kittredge, C.J., James, Hill, and Verdin, JJ., Hall, A.J.) (Representation: 2026 – present).

I represent Governor McMaster in this challenge to his authority to deploy the South Carolina National Guard to Washington, D.C., in response to the President's request for assistance. The merits focus on whether state statutes or the state constitution permit the Governor to deploy the National Guard beyond South Carolina's borders. As part of their defense, the defendants also challenged the constitutionality of the public

importance exception to standing under South Carolina law. I was the principal author of the brief and argued the case in the South Carolina Supreme Court. The court has not yet issued a decision.

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2. *ACLU of S.C. Found. v. Anderson*, No. 3:25-cv-537-JFA (D.S.C.) (Anderson, J.) (Representation: 2025 – present).

I represent Governor McMaster in this challenge to the State's shield statute, which protects the identity of individuals who assist with executions. The plaintiff alleged that the law violates the First Amendment both by imposing criminal penalties for disclosing such individuals' identities and by prohibiting the Department of Corrections from releasing information about those individuals. The district court dismissed some claims, and the case proceeded to discovery. As multiple discovery disputes were pending, the district court certified two questions about the shield statute's scope to the South Carolina

Supreme Court. The South Carolina Supreme Court agreed with the defendants' arguments, *see ACLU of S.C. Found. v. Wilson*, __ S.E.2d __, No. 2025-002469, 2026 WL 2589788 (S.C. Sept. 2, 2026), and the case has returned to the district court for discovery and summary judgment motions. I am the principal author of the defendants' briefing in the district court on the motions to dismiss and compel and in the South Carolina Supreme Court. I have argued all motions in the district court and argued the case in the South Carolina Supreme Court.

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3. *Eidson v. S.C. Dep't of Educ.*, 906 S.E.2d 345 (S.C. 2024) (Kittredge, C.J., Few and Hill, JJ., Beatty and Lockemy, A.JJ.) (Representation: 2023 – 2024).

I represented the Governor in this challenge to a school-choice law. The plaintiffs brought the case under the South Carolina Supreme Court's original jurisdiction, arguing that the law provided a direct benefit to private schools in violation of the state constitution. The South Carolina Supreme Court agreed with the plaintiffs by a 3–2 vote and enjoined part of the law. I was the principal author of the Governor's brief, and I argued the case in the South Carolina Supreme Court, splitting time with counsel for other defendants.

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4. *Planned Parenthood S. Atl. v. State*, No. 2023-CP-40-02745, 2023 WL 3735109 (S.C. Com. Pl. May 26, 2023) (Clifton Newman, J.), *vacated*, 892 S.E.2d 121 (S.C. 2023) (Beatty, C.J., Kittredge, Few, James, and Hill, JJ.) (Representation: 2023).

I represented the Governor in this challenge to South Carolina's Fetal Heartbeat and Protection from Abortion Act of 2023. After the South Carolina Supreme Court held that a 2021 heartbeat law was unconstitutional, the General Assembly enacted a revised heartbeat law in 2023, which was immediately challenged. The trial court enjoined enforcement of the 2023 law, and the defendants appealed. The South Carolina Supreme Court vacated the trial court's injunction, holding that the 2023 law was sufficiently different from the 2021 law, such that the court's earlier decision did not control, and that the 2023 law did not violate the South Carolina Constitution's right to privacy. I was the principal author of the Governor's brief in the trial court and the South Carolina Supreme Court, and I argued the case in both courts, splitting time with counsel for other defendants.

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5. *Owens v. Stirling*, No. 2021-CP-40-02306 (S.C. Com. Pl. Sept. 6, 2022) (Jocelyn Newman, J.), *rev'd*, 904 S.E.2d 580 (S.C. 2024) (Beatty, C.J., Kittredge, Few, James, and Hill, JJ.) (Representation: 2021 – 2024).

Beginning in 2021, I represented Governor McMaster in a challenge by death row inmates to South Carolina's amended methods-of-execution statute, which changed the default method of execution to electrocution and added the firing squad as an alternative method that a condemned inmate could elect. These inmates challenged both methods under the State's Cruel, Unusual, or Corporal Punishment Clause and the statute under various due process theories. After a multiday trial, the trial court ruled against the defendants. At trial, I co-led the trial team and was responsible for all legal and closing arguments. The defendants appealed, and I was the principal author of the appellate briefs and argued the appeal in the South Carolina Supreme Court. That court held the merits of the appeal in abeyance and ordered a remand for discovery on why lethal injection drugs were unavailable. *Owens v. Stirling*, 882 S.E.2d 858 (S.C. 2023). The defendants then asked the South Carolina Supreme Court to stay the remand proceedings while the General Assembly debated enacting a more robust shield statute and while the Department of Corrections attempted to obtain lethal injection drugs with the benefit of the shield statute that the General Assembly enacted. I was the principal author of the briefing related to those stays. After the Department of Corrections obtained lethal injection drugs, the South Carolina Supreme Court ordered additional briefing and reargument. I was the principal author of that briefing and again argued the appeal. The South Carolina Supreme Court ultimately reversed the trial court and held that both electrocution and the firing squad were constitutional and that the statute had no constitutional flaws.

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6. *Disability Rights S.C. v. McMaster*, 564 F. Supp. 3d 413 (D.S.C. 2021) (Lewis, J.), *vacated in part and remanded*, 24 F.4th 893 (4th Cir. 2022) (Niemeyer, Wynn, and Thacker, JJ.) (Representation: 2021 – 2022).

I represented the Governor in this challenge to a state budget proviso that prohibited public school districts from using state funds to enforce any mask mandate. Students with various medical conditions challenged the proviso under the Rehabilitation Act and Title II of the Americans with Disabilities Act. The district court granted the plaintiffs a preliminary injunction. On appeal, the Fourth Circuit held that the plaintiffs lacked standing as to the Governor and Attorney General, based on traceability and redressability, so the court vacated in part and remanded with instructions to dismiss the Governor and Attorney General as defendants. I was the principal author of the briefs in the district court and the Fourth Circuit. The preliminary injunction motion was decided on the papers, and I argued the case in the Fourth Circuit, splitting time with counsel for the Attorney General.

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7. *Brannon v. McMaster*, No. 2021-CP-40-03774 (S.C. Com. Pl. Aug. 13, 2021) (McIntosh, J.), *aff'd*, 864 S.E.2d 548 (S.C. 2021) (Beatty, C.J., Kittredge, Hearn, Few, and James, JJ.) (Representation: 2021).

I represented Governor McMaster in this challenge to his authority to end South Carolina's participation in a federal unemployment insurance program created under the Coronavirus Aid, Relief, and Economic Security (CARES) Act. The plaintiffs sued, claiming that the Governor lacked authority to end the State's participation because a state statute required the Governor to secure every possible benefit for South Carolinians under the Social Security Act. The trial court denied a motion for a preliminary injunction and dismissed the case. The South Carolina Supreme Court affirmed. I was the principal author of the Governor's briefs in the trial court and the South Carolina Supreme Court, and I argued the case in both courts, splitting time with counsel for Director Ellzey.

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8. *Middleton v. Andino*, 488 F. Supp. 3d 261 (D.S.C. 2020) (Childs, J.), *stay granted*, No. 20-2022, 2020 WL 5739010 (4th Cir. Sept. 24, 2020) (Wilkinson, Agee, and King, JJ.), *vacated*, 976 F.3d 403 (4th Cir. 2020) (Gregory, C.J., Motz, King, Keenan, Wynn, Diaz, Floyd, Thacker, Harris, Wilkinson, Niemeyer, Agee, Quattlebaum, and Rushing, JJ.), *stay*

denied, 990 F.3d 768 (4th Cir. 2020) (Gregory, C.J., Motz, King, Keenan, Wynn, Diaz, Floyd, Thacker, Harris, Wilkinson, Niemeyer, Agee, Quattlebaum, and Rushing, JJ.), *stay granted in part*, 592 U.S. 906 (2020) (Representation: 2020).

I represented state election officials in this case involving challenges to South Carolina's voting laws during the 2020 election. Although the plaintiffs brought claims about myriad aspects of the State's election laws, the case focused primarily on the witness requirement for absentee ballots. Ahead of the general election, the district court granted the plaintiffs a preliminary injunction to prohibit state election officials from enforcing the requirement. We moved for emergency relief from the Fourth Circuit, which initially granted that relief before the *en banc* court *sua sponte* reversed and denied it. We then applied for emergency relief from the United States Supreme Court, and the Court granted that relief in part. I was the principal author of the defendants' briefs in the district court, the Fourth Circuit, and the Supreme Court, and I argued the motion in the district court.

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9. *Thomas v. Andino*, No. 3:20-cv-1552-JMC (D.S.C.) (Childs, J.) (Representation: 2020).

I represented state election officials in this challenge to South Carolina's voting laws under the Constitution and the Voting Rights Act during the 2020 election. The suit alleged that COVID required the State to alter its election procedures. After the district court granted a preliminary injunction for South Carolina's June 2020 primary election, the case proceeded through discovery over the next three months for a September 2020 trial ahead of the general election. Just three days before the trial was to begin, the district court granted a preliminary injunction in *Middleton v. Andino* and cancelled the trial. During this litigation, I was the principal author of the state election officials' briefs on motions to dismiss, in limine, and for summary judgment. I also deposed witnesses and defended depositions during discovery. The plaintiffs dismissed the case after the general election.

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10. *Pershing, L.L.C. v. Kiebach*, 101 F. Supp. 3d 568 (E.D. La. 2015) (Africk, J.), *aff'd*, 819 F.3d 179 (5th Cir. 2016) (Jones, Jolly, and Mills, JJ.), *on remand*, No. CV 14-2549, 2017 WL 2226130 (E.D. La. May 22, 2017) (Africk, J.), *aff'd*, 721 F. App'x 376 (5th Cir. 2018) (Reavley, Jones, and Graves, JJ.) (Representation: 2014 – 2017).

I represented Pershing in many lawsuits and arbitrations following the collapse of the Allen Stanford Ponzi scheme. One case began with a two-week FINRA arbitration in New Orleans in October 2014, in which approximately 80 claimants asserted claims against Pershing. For the arbitration, I prepared cross-examination outlines for the claimants and researched and briefed legal issues before the arbitration panel. After the panel ruled for Pershing, we moved to confirm the award in federal district court in Louisiana. Before the district court could reach the merits, it had to determine whether it had subject-matter jurisdiction, a question that turned on whether the amount in controversy was the amount of the arbitration award or the amount demanded in the arbitration. The court held that the amount demanded controlled and certified the question under 28 U.S.C. § 1292(b) because there was a circuit split on that question on which the Fifth Circuit had not opined. The Fifth Circuit affirmed, and the case returned to the district court, which ultimately confirmed the award. I was the principal author of the brief in the district court and the Fifth Circuit on the subject-matter jurisdiction question, and I authored discovery and summary judgment briefs in the district court on remand. I had left McGuireWoods before the second appeal.

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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.)

My most significant nonlitigation legal work has come as Chief Legal Counsel to Governor McMaster. In this role, I advise the Governor on legislation that has been presented for him to sign or veto, draft executive orders, counsel the Governor on matters involving capital sentences, advise the Governor on appointments to state boards and commissions, and assist the Governor with other important legal and policy questions.

I have never acted or registered as a lobbyist.

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 copies to the committee.

I have not taught any classes.

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 have retirement accounts from my time at Burr & Forman and the Office of the Governor. I do not anticipate any other future benefits from any previous employment or work.

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.

If confirmed, I have no plans, commitments, or agreements to pursue any outside employment.

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).

When my nomination is formally submitted to the Senate, I will file my mandated Financial Disclosure Report and supply a copy to this Committee.

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 from any litigation in which I have ever played a role or from any matter with which I was involved during my time in the Governor's Office. I will recuse myself from cases in which Governor McMaster is a party, and for a time, I anticipate recusing in all cases in which any lawyer currently in his office is counsel of record. I will evaluate any other real or potential conflict on a case-by-case basis to determine if recusal is 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 thoughtfully review and analyze any real or potential conflicts under 28 U.S.C. § 455, Canon 3 of the Code of Conduct for United States Judges, and any other applicable law to ensure that I do not hear any case from which I should be recused and that litigants and the public are confident that each case is decided by an impartial decisionmaker.

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.

While at McGuireWoods, I performed pro bono work for tenants in landlord-tenant disputes. I handled approximately one case per year, and each case involved approximately 25 hours of legal work. Each case resolved in a favorable settlement for the tenant. I also handled appeals as part of the Fourth Circuit's CJA Panel.

While at Burr & Forman, I participated in a program to provide appellate representation to indigent criminal defendants. I handled an appeal in state court that involved more than 75 hours of legal work.

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.

There is no selection commission in South Carolina.

In December 2024, I expressed my interest in serving on the district court to Governor Henry Dargan McMaster, who shared my interest with and expressed support for me to Senator Lindsey Graham and Senator Tim Scott. After Judge Timothy M. Cain announced on September 18, 2026, his intent to take senior status effective October 1, 2026, I contacted the offices of both Senator Scott and Senator Darline Graham the next day to express my interest in the position.

On October 7, 2026, I received a call from an official in the White House Counsel's Office inquiring about my interest in the vacancy. On October 13, 2026, I interviewed with attorneys from the White House Counsel's Office in Washington, D.C. Since that time, I have been in contact with officials from the White House Counsel's Office and the Office of Legal Policy.

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.

AFFIDAVIT

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

Oct. 16, 2026
(DATE)

Wm. Grayson Lambert
(NAME)

Erica W. Shedd
(NOTARY)

