



Federal Bar Association
Office of the President

LAWRENCE R. BACA

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The Honorable Tom Coburn, M.D.
United States Senate
172 Russell Senate Office Bldg.
Washington, DC 20510

RE: Magistrate Judge Robert E. Bacharach, Nominee for the Tenth Circuit Court
of Appeals

Dear Senator Coburn:

I write to recommend that Magistrate Judge Robert E. Bacharach be confirmed to fill the
open seat on the Tenth Circuit Court of Appeals.

I have known Judge Bacharach for over a decade and know him to be a man of the
highest intelligence and exceptional integrity. I know Judge Bacharach from my work with the
Federal Bar Association (FBA); I am a Past President of the FBA (2009-2010). However,
because the FBA does not take official positions on the nominations of judges, my endorsement
of Judge Bacharach is personal.

You will hear from others all that I would say about his exceptional work ethic and
fairness. Therefore, I write you primarily from the perspective of an American Indian bar leader.
I have served as President of the National Native American Bar Association three times and am
currently its Treasurer. At the United States Department of Justice, where I worked for 32 years,
I was the Deputy Director of the Office of Tribal Justice at the time of my retirement. These
positions give me a unique perspective on a judgeship in a circuit where federal Indian law
questions arise frequently.

Because I was Chairman of the FBA Indian Law Section for 20 years I have had many
opportunities to talk about a variety of Indian law issues with Judge Bacharach at FBA meetings
over the past decade. While Judge Bacharach has no litigation experience or expertise in the
field of Indian law, he is not unfamiliar with federal Indian law. He is always thoughtful when
discussing Indian law issues, he listens well to any proposition put forward and he asks the right
questions. Those are the keys to why he would make an exceptional appellate judge. He has the
keen ability to analyze an issue of federal Indian law and ask the right questions, then discuss the
case intelligently.

There is no expectation that federal judges will be specialists in any area of law. It is in
the nature of appellate work that the judge must be a generalist. As a litigant I can direct the
judge to what he or she needs to know. In Judge Bacharach I know there is an exceptional mind



Harry A. Woods Jr.
Direct Tel: (405) 235-7754
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February 6, 2012

harry.woods@crowedunlevy.com

The Honorable Tom Coburn, M.D.
United States Senate
172 Russell Senate Office Building
Washington, DC 20510
Re: Robert E. Bacharach, Nominee for United States Court of Appeals for the
Tenth Circuit
Dear Senator Coburn:

I write in support of the nomination of The Honorable Robert E. Bacharach for appointment to the United States Court of Appeals for the Tenth Circuit and to encourage you to support approval of the nomination by the Judiciary Committee of the United States Senate and the full United States Senate. I have known Mr. Bacharach for more than 25 years. During the 12 years that he practiced law with Crowe & Dunlevy, I was a shareholder/director of Crowe & Dunlevy. It was my good fortune to work extensively with Mr. Bacharach on several cases, involving substantial factual and legal issues. I was extremely impressed with Mr. Bacharach's legal skills, including research, writing, analysis, judgment, common sense, and reliability.

During the time Mr. Bacharach has been a magistrate judge, I have continued to have contact with him, including appearing before him on matters. Mr. Bacharach always exhibits an outstanding judicial temperament. He treats all participants in his proceedings with respect, and he exhibits a high degree of professionalism and civility. In 2004, I served as president of the Oklahoma Bar Association and, in that capacity, had contact with lawyers and judges throughout the State of Oklahoma. From comments made by many of them, it is clear that Mr. Bacharach enjoys an excellent reputation with Oklahoma's bench and bar.

He served with distinction as president of the Oklahoma City Federal Bar Association ("FBA"), composed of lawyers who practice in federal court and federal judges. During his tenure as president of the Oklahoma City chapter of the FBA, the chapter's programs were of the highest and most interesting caliber that I experienced

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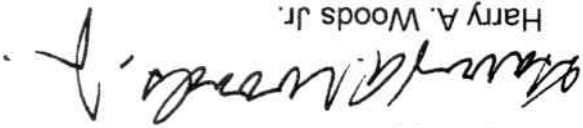
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The Honorable Tom Coburn, M.D.
February 6, 2012
Page 2

throughout my many years of membership in the chapter. Indeed, the national FBA recognized his exceptional leadership, and awarded him its highest award.

In my opinion, Judge Bacharach is an outstanding choice for this position. He exhibits a strong combination of ability, dedication, integrity, temperament and experience that make him ideally suited to serve as a judge of the Tenth Circuit.

Very truly yours,


Harry A. Woods Jr.

HAW:tib
2282003.01.WOODSH

March 21, 2012

The Honorable Tom Coburn
U.S. Senate Committee on the Judiciary
172 Russell Senate Office Building
Washington, D.C. 20510

Re: Nomination of Judge Robert E. Bacharach for the Tenth Circuit Court of Appeals

Dear Senator Coburn:

It is my sincere pleasure to write in support of Magistrate Judge Robert E. Bacharach's nomination to the Tenth Circuit Court of Appeals.

Through the Federal Bar Association (FBA), I have had the honor of working with Judge Bacharach in our capacities as Circuit Vice Presidents for the past several years. In addition, I am originally from the State of Oklahoma where I attended the University of Oklahoma as an undergraduate and as a law student, and where I maintain a significant number of contacts in the legal and judicial arenas.

Judge Bacharach's academic record, intelligence, legal experience, demeanor, and character demonstrate unquestionably his qualifications for appointment to the Tenth Circuit Court of Appeals. I can attest personally to the rigorous academic challenges of the University of Oklahoma. Clearly, Judge Bacharach excelled as a student and adjunct professor of law. He graduated with high honors and ranked 8th out of 195 students at Washington University's Law School. He served on the law review and was named to the Order of the Coif and Order of the Barristers, among his many honors.

In his professional career, he served as a law clerk for the Honorable William J. Holloway, Jr., Chief Judge, U.S. Court of Appeals for the Tenth Circuit. Thereafter, he spent approximately 12 years litigating for the esteemed law firm of Crowe & Dunlevy in Oklahoma City where he was considered an outstanding trial attorney. As a Magistrate, he has chaired various committees on local civil procedure rules and criminal justice and has used

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2511 MCGEE DR.
NORMAN, OK 73072

March 19, 2012

The Honorable James M. Inhofe
United States Senate
205 Russell Senate Office Building
Washington, DC 20510

Re: Judge Robert E. Bacharach, Candidate for Appointment to the Tenth Circuit
Court of Appeals

Dear Senator Inhofe:

It is my understanding that Magistrate Judge Robert E. Bacharach is being considered for an appointment to the Tenth Circuit Court of Appeals. I am very pleased to recommend such an outstanding and qualified candidate.

For over a decade, Judge Bacharach has served as a United States Magistrate Judge for the Western District of Oklahoma. All who have encountered Judge Bacharach know he has served the judicial system with integrity, diligence, and dedication. His impressive legal mind and deep sense of fairness make him an excellent judge.

Judge Bacharach's academic qualifications are noteworthy. He graduated eighth in his class at Washington University School of Law. He served on the executive editorial board for the law review and is a member of the Order of the Coif. His insightful articles have been published in the Oklahoma Law Review, Indiana Law Review, Oklahoma City University Law Review, Memphis State University Law Review, and the Washington University Law Quarterly.

Judge Bacharach's past and current work experiences make him well-suited for a Tenth Circuit Court of Appeals appointment. He has over twelve years of practical legal experience as a practicing attorney. He was a litigator, shareholder, and director at Crowe & Dunlevy, one of Oklahoma's oldest and most esteemed law firms. Prior to working at Crowe & Dunlevy, he clerked for two years for the Tenth Circuit's then-Chief Judge William Holloway, Jr. As a clerk, Judge Bacharach gained an important and essential understanding of the workings of the appellate court. His legal opinions as a Magistrate Judge are exceptionally well-reasoned and well-written.

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March 7, 2012

The Honorable Patrick Leahy
United States Senate
437 Russell Senate Office Building
Washington, DC 20510
The Honorable Chuck Grassley
United States Senate
135 Hart Senate Office Building
Washington, DC 20510

Re: Judge Robert E. Bacharach

Dear Senators Leahy and Grassley:

I am writing in support of Magistrate Judge Robert E. Bacharach's nomination to the Tenth Circuit Court of Appeals.

I have known Judge Bacharach for over six years through our work together for the Federal Bar Association (the "FBA"). His academic record, intelligence and legal experience—as a judicial clerk for the Chief Judge of the Tenth Circuit, in private practice as a litigator in a major law firm and as a Magistrate Judge—demonstrate Judge Bacharach's high qualifications for this Court of Appeals position. But equally important is the person behind those credentials. Judge Bacharach undertakes everything he does with zeal, dedication, a keen eye and a smile on his face. His enthusiasm is infectious and he is even-tempered, fair, thoughtful and resourceful.

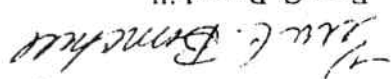
I have had the opportunity of observing him with other judges and practitioners, including former Chief Judge, William Holloway. Judge Bacharach is highly respected, admired, liked and appreciated by his colleagues. He willingly takes on tasks for his judicial position, the practice of law and his community. He typifies the adage—if you want something done properly and efficiently, give it to a busy man. These are the attributes we need to have in our judges. Judge Bacharach will be an excellent addition to the Tenth Circuit Court of Appeals.

I am supporting Judge Bacharach's nomination as an individual, a lawyer who has been practicing before the federal courts for nearly 40 years. This year, I have the privilege of serving as the National FBA President. As you may know, the mission of the association is to serve the needs and interests of the federal practitioner, public and private, the federal judiciary and the public they serve. To this end, the FBA has been concerned over the judicial vacancy crisis and, without supporting individual candidates, has worked toward filling these vacancies with qualified candidates.

The Honorable Patrick Leahy
The Honorable Chuck Grassley
March 7, 2012
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Therefore, as the FBA President, I applaud the Senate Judiciary Committee for its efforts toward addressing these vacancies. As an individual, I urge you to approve Judge Bacharach's well-deserved nomination.

Sincerely,


Fern C. Bommhill



OKLAHOMA CITY UNIVERSITY

Office of General Counsel

February 13, 2012

The Honorable James M. Inhofe
United States Senate
205 Russell Senate Office Building
Washington, DC 20510

Re: Robert E. Bacharach, Nominee for United States Court of Appeals for the
Tenth Circuit

Dear Senator Inhofe:

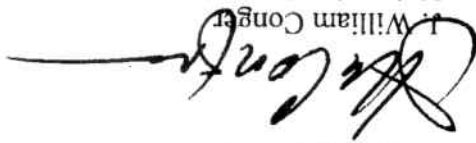
I am pleased to join with fellow Past Presidents of the Oklahoma Bar Association in support of President Obama's nomination of Magistrate Judge Robert E. Bacharach, Western District of Oklahoma, for appointment to the United States Court of Appeals for the Tenth Circuit. I have known Judge Bacharach since he began his practice at Crowe & Dunlevy in 1987. I have appeared before him many times and know him to be a fair-minded jurist with a keen intellect and judicial temperament.

He is a distinguished graduate of the University of Oklahoma with high honors and a graduate of the Washington University School of Law where he ranked 8th out of 195 students. His academic record is superb.

Judge Bacharach is very active in the legal profession serving in leadership positions in numerous professional organizations. He is also very active in our community and has served on numerous boards of civic organizations.

Judge Bacharach is one of the most respected judges in our state, and I recommend him to you without reservation. If you have questions or comments, please do not hesitate to contact me.

Very truly yours,


William Conger
University General Counsel and
Distinguished Lectured in Law

JWC:gd

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF OKLAHOMA

UNITED STATES COURTHOUSE
200 N. W. 4TH STREET
OKLAHOMA CITY, OKLAHOMA 73102

405-609-5400

CHAMBERS OF
VICKI MILES-LAGRANGE
CHIEF JUDGE

March 7, 2012

The Honorable Patrick J. Leahy, Chairman
Committee on the Judiciary
United States Senate
224 Dirksen Senate Office Building
Washington, D.C. 20510

The Honorable Charles E. Grassley, Ranking Member
Committee on the Judiciary
United States Senate
224 Dirksen Senate Office Building
Washington, D.C. 20510

Re: Judge Bob Bacharach, Nominee for Appointment to the Tenth Circuit
Court of Appeals

Dear Senator Leahy and Senator Grassley:

Judge Bob Bacharach is a nominee for a judgeship on the Tenth Circuit Court of Appeals. He is an outstanding jurist and my colleagues and I enthusiastically and wholeheartedly recommend him for the Tenth Circuit position.

Let me tell you a little about Judge Bacharach and the roles in which I have observed him. I first saw Judge Bacharach when he was in private practice. Before appointment as a United States Magistrate Judge, he practiced civil litigation for 12½ years at Crowe & Dunlevy in Oklahoma City. He tried the first case that I had after my appointment to the bench. I still remember what an excellent job he did in that trial. After that experience, he handled a number of cases before me when he was a litigator at Crowe & Dunlevy. He was always extremely well prepared, diligent, and polite and respectful both to the Court and to opposing counsel. He was a great trial lawyer.

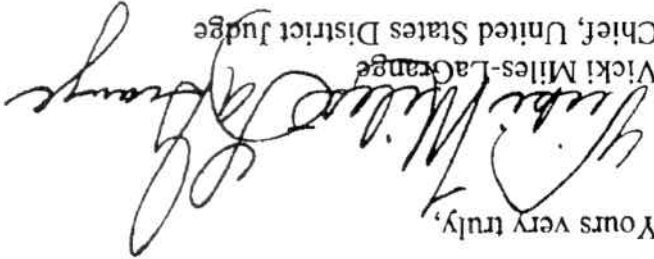
In early 1999, the other district judges and I appointed Bob to serve as a United States Magistrate Judge. We had over 100 applications, and the selection of Bob was an easy one. We knew that we were lucky to have Bob as a Magistrate Judge, and he's been remarkable in this position for over 12 years. He is an absolutely great Magistrate Judge. His research and writing are excellent, his temperament is superb, his preparation is top-notch, and he is a wonderful colleague to all of the judges and in general to the entire court family.

His credentials speak for themselves. From an academic standpoint, he has excelled. He graduated 8th in his class out of almost 200 students at Washington University at St. Louis Law School. In law school, he served on the law review board and earned many awards, including the award for the best law review note. After graduation, he clerked for two years for then-Chief Judge Bill Holloway of the Tenth Circuit Court of Appeals, where he again excelled. During the course of his clerkship and career as a litigator and judge, he has published numerous law review articles on a wide range of topics, including securities law, First Amendment law, Section 1983, and *pro se* litigation. His articles have been published in the Indiana Law Review, Memphis State University Law Review, Oklahoma Law Review, Oklahoma City University Law Review, and Washington University Law Quarterly.

Judge Bacharach has shown that he does what the law requires and has never allowed his personal views to influence his judicial decisions. As you will see in his writings - such as the law review article coauthored with Professor Entzeroth - Judge Bacharach has a deep and abiding belief in judicial neutrality.

As you know, the American Bar Association has unanimously rated Judge Bacharach "well qualified" for the Tenth Circuit judgeship. And, Senator Inhofe and Dr. Coburn have expressed support for Judge Bacharach.

All of the other judges and I — Republicans and Democrats alike — enthusiastically and wholeheartedly recommend Judge Bob Bacharach for the Tenth Circuit position. All of us believe very strongly that Judge Bacharach would be a superb choice for the position.

Yours very truly,

Vicki Miles-Lagan
Chief, United States District Judge

February 28, 2012

The Honorable Tom Coburn, MD
United States Senate
172 Russell Senate Office Building
Washington, DC 20510

Re: The Magistrate Judge Robert E. Bacharach, Candidate for the Tenth Circuit Court of Appeals

Dear Senator Coburn:

I write to recommend that Magistrate Judge Robert E. Bacharach be confirmed to the Tenth Circuit Court of Appeals. I currently have the privilege of serving as the President of the Oklahoma County Bar Association. I have been active with the Oklahoma County Bar Association as a member of the Board of Directors and as an officer for over a decade.

I first came to know Judge Bacharach when he was in private practice with the firm Crowe & Dunlevy, a very well-respected firm in Oklahoma City. Judge Bacharach was a very respected litigation attorney, handling complex litigation at the highest level. As a member of the private bar, Judge Bacharach was known to have the highest degree of ethics, integrity and character.

We were delighted when Judge Bacharach was selected to become a Magistrate Judge with the United States District Court for the Western District of Oklahoma. During the past approximately 12 years, Judge Bacharach has shown himself to be hardworking, dependable, thoughtful, and well-rounded. Judge Bacharach's written opinions are thoroughly researched and clearly and thoughtfully written. Judge Bacharach's oral presentations are exceptional both in their clarity and in their content.

As an officer of the Oklahoma County Bar Association, I have had many opportunities to work with Judge Bacharach in connection with his generous contribution of his time and energy to the work and development of the Oklahoma County Bar Association. He is always willing to step up and take on those responsibilities that are designed to enhance both the reputation and the development of members of the bar.

It is without hesitation that I urge you to confirm Judge Bacharach for appointment to the Tenth Circuit Court of Appeals. I am confident that Judge Bacharach will make the Senators of

this State, the citizens of this State, and the President of the United States extremely proud as he serves as a Judge of the Tenth Circuit Court of Appeals.

Very truly yours,

HARTZOG CONGER CASON & NEVILLE

Laura M. McConnell-Corbyn

Laura McConnell-Corbyn

LHM:mit



**OKLAHOMA CITY UNIVERSITY
SCHOOL OF LAW**

Office of the Dean

March 21, 2012

The Honorable James M. Inhofe
United States Senate
205 Russell Senate Office Building
Washington, DC 20510

Re: Nomination of Robert E. Bacharach

Dear Senator Inhofe:

I write to encourage you to support the nomination of Magistrate Judge Robert E. Bacharach for a position on the United States Court of Appeals for the Tenth Circuit. I have known Judge Bacharach for fifteen years. During my time as dean of Oklahoma City University School of Law, between 1998 and 2011, I had many occasions to interact with him and his professional colleagues from the judiciary and the bar. On the basis of these interactions, I am confident that Judge Bacharach would serve with distinction on the Tenth Circuit if he is confirmed.

Judge Bacharach's unusually well-rounded professional background includes top flight academic performance at rigorous academic institutions, a lengthy period of high level legal practice with an esteemed law firm, and a lengthy period of service as a federal magistrate judge. In each stage of his career, he has earned an unassailable reputation for competence, open-mindedness, even-handedness, courtesy, and professionalism. This combination of qualities has enabled him to be a highly successful and respected mediator and judge. He will bring these same qualities with him to the work at the circuit court level.

Judge Bacharach has no agenda other than to do justice. He has no edge about him. He is deferential and uncommonly polite. He is punctilious in adhering to the highest ethical standards and seeking to avoid even the appearance of impropriety, as demonstrated by his careful recusal policy. He follows the law rather than his emotions or public sympathies.

Judge Bacharach is a fair-minded person, a good listener, and a willing participant and leader in organizations and activities that strive to enrich the professional lives of lawyers while encouraging lawyers and judges to adhere to the highest values of service above self.

In sum, I commend Robert Bacharach to you as a judicial nominee with impeccable credentials, deep Oklahoma roots, a distinguished record, and an unbounded commitment to public service. It is safe to expect that he will serve with honor and distinction because he is already doing so and has done so for a considerable period of time.

Sincerely yours,

Lawrence K. Hellman

Dean Emeritus and Professor of Law



Attorneys and Counselors at Law
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bill.paul@crowedunlevy.com

William G. Paul
Direct Tel: (405) 239-6676
Direct Fax: (405) 272-5219

March 19, 2012

The Honorable Jim Inhofe
United States Senator
State of Oklahoma
205 Russell Senate Office Building
Washington, DC 20510-3603

The Honorable Tom Coburn
United States Senator
State of Oklahoma
172 Russell Senate Office Bldg.
Washington, DC 20510

RE: Judge Robert E. Bacharach

Candidate for Appointment to the Tenth Circuit Court of Appeals

Dear Senator Inhofe and Senator Coburn:

I write to in support of Magistrate Judge Robert E. Bacharach's nomination to the United States Court of Appeals for the Tenth Circuit.

I have known Judge Bacharach for over 20 years as a colleague at the law firm of Crowe & Dunlevy and later through his service as a United States Magistrate Judge for the United States District Court for the Western District of Oklahoma. I recommend Judge Bacharach highly.

As former general counsel for Phillips Petroleum, I have had the opportunity to observe a great number of fine lawyers and jurists. I have observed the manner in which they practice, analyze the law and facts, apply the law and make judicial determinations. Without hesitation, based on my personal observations of Judge Bacharach, there is no finer example our judicial system could have than Judge Robert E. Bacharach. He is fair, dedicated, and possesses a keen legal mind. He will be an outstanding addition to the Court of Appeals for the Tenth Circuit.

As a past president of the American Bar Association, I concur with the American Bar Association Standing Committee on the Federal Judiciary's recommendation of Judge Bacharach as "well qualified". Based on the standards set for such nominations, — specifically judicial temperament, professional competence, and integrity, a finer individual you could not find.

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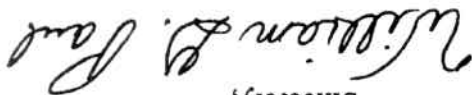
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March 19, 2012
Page 2

I enthusiastically support Judge Robert E. Bacharach for appointment to the United States Court of Appeals for the Tenth Circuit.

Sincerely,

A handwritten signature in cursive script that reads "William G. Paul".

William G. Paul

WGP/kaw

Oklahoma Bar Association

RESOLUTION TO

THE UNITED STATES SENATE

WHEREAS, Robert E. Bacharach exemplifies the highest standards of the legal profession, has given unselfishly of his time and talents to further the legal profession, has served the Oklahoma Bar Association with distinction and compassion;

WHEREAS, Robert E. Bacharach has consistently demonstrated that he possesses the demeanor, intelligence and legal skills to serve in the highest offices of his profession and the public;

WHEREAS, Robert E. Bacharach has served his profession, his community, his state, and his nation with courageous, devoted and tireless service to insure that the rule of law prevails and that there be liberty and justice for all;

WHEREAS, Robert E. Bacharach has received a nomination from President Barack Obama to serve as a judge of the Tenth Circuit Court of Appeals pending confirmation by the United States Senate;

BE IT RESOLVED, on behalf of the Oklahoma Bar Association, the Board of Governors unqualifiedly and wholeheartedly supports the confirmation of Robert E. Bacharach to the position of judge of the Tenth Circuit Court of Appeals;

BE IT FURTHER RESOLVED, the Board of Governors requests the honorable members of the United States Senate for favorable confirmation of Robert E. Bacharach.

IN WITNESS WHEREOF, this Resolution is unanimously Adopted by the Oklahoma Bar Association Board of Governors this 5th day of March, 2012.

OKLAHOMA BAR ASSOCIATION

BY: Cathy M. Christensen
CATHY M. CHRISTENSEN, President

ATTESTED:
John Morris Williams
JOHN MORRIS WILLIAMS, Executive Director