

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Leigh Martin May (formerly Leigh Holladay Martin)

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

United States District Court for the Northern District of Georgia

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.

Butler, Wooten & Fryhofer, LLP
2719 Buford Highway
Atlanta, Georgia 30324

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

1971; Albany, Georgia

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.

1995 – 1998, The University of Georgia School of Law; J.D. (*magna cum laude*), 1998.

1989 – 1993, The Georgia Institute of Technology; B.S. (with honors), 1993.

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.

2000 – present
Butler, Wooten & Fryhofer, LLP
2719 Buford Highway
Atlanta, Georgia 30324
Partner (2007 – present)
Associate (2000 – 2007)

1999 – 2004

Georgia Office of Bar Admissions
244 Washington Street, Suite 440
Atlanta, Georgia 30334
Bar Examination Grader

1998 – 2000

The Honorable Dudley H. Bowen, Jr.
U.S. District Court, Southern District of Georgia
501 East Ford Street
Augusta, Georgia 30901
Federal Judicial Clerkship

Summer 1997

Alston & Bird, LLP
One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309
Summer Associate

Summer 1997, December 1997

Rogers & Hardin, LLP
229 Peachtree Street, NE
Atlanta, Georgia 30303
Summer Associate/Paid Intern

Summer 1996

J. Converse Bright
The McKey Building
101 East Central Avenue
Valdosta, Georgia 31603
Summer Associate

1995 – 1998

The University of Georgia School of Law
225 Herty Drive
Athens, Georgia 30602
Editor-in-Chief of *Georgia Law Review* (1997 – 1998)
Research Assistant for Professor Dan Coenen (1997 – 1998)
Teaching Assistant for Professor Anne Dupre (1996 – 1997)
Law Library Clerk (1995 – 1996)

1994 – 1995

EDS, The Utilities Division, Energy Management Associates

(I worked in the Atlanta office. The division where I was employed has since been sold to other entities.)

5400 Legacy Drive
Plano, Texas 75024
Consultant

Other Affiliations (Uncompensated)

2012 – present
American Inns of Court
Lamar Inn of Court
1301 Clifton Road
Atlanta, Georgia 30322
Master

2010 – present
Atlanta Bar Association, Litigation Section
229 Peachtree Street, Suite 400
Atlanta, Georgia 30303
Vice Chair/Chair-Elect (2013 – present)
Secretary (2012 – 2013)
Treasurer (2011 – 2012)
Board Member (2010 – present)

2012 – January 2014
Academy of Product Safety Attorneys
1203 North Orange Avenue, Suite 200
Orlando, Florida 32804
Board of Directors

2007 – 2013
GreenLaw
State Bar of Georgia Building
104 Marietta Street, Suite 430
Atlanta, Georgia 30303
Secretary (2008 – 2013)
Board Member (2007 – 2013)

2008 – 2013
Southern Trial Lawyers Association
P.O. Box 1201
Crawfordville, Florida 32326
Board Member

2009 – 2013
Attorneys Information Exchange Group

500 Office Park Drive, Suite 205
Mountain Brook, Alabama 35223
Board Member

2008 – 2013
Georgia Trial Lawyers Association
3350 Centennial Tower
101 Marietta Street
Atlanta, Georgia 30303
Board Member

2005 – 2008
Georgia Consumer Advocates (no longer an active organization)
Atlanta, Georgia
Chief Executive Officer

2003 – 2006
Civil Justice PAC
3350 Centennial Tower
101 Marietta Street
Atlanta, Georgia 30303
Board Member

2001 – 2006
State Bar of Georgia, Younger Lawyers' Division
State Bar of Georgia Building
104 Marietta Street
Atlanta, Georgia 30303
Board Member and District Representative

2001 – 2004
Red Clay Democrats
P.O. Box 77215
Atlanta, Georgia 30357
President and Board Member

2003 – 2004
American Association for Justice, New Lawyer's Division
777 Sixth Street, Suite 220
Washington, D.C. 20001
Board of Governors

1998 – 2000
SafeHomes – Domestic Violence Intervention Shelter
P.O. Box 3187

Augusta, Georgia 30914
Board Member

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 have not registered for selective service.

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.

Martindale-Hubbell – A/V Rating (approximately 2009 – present)
Super Lawyer (2012, 2013, 2014)
Super Lawyer, Top 50 Women Lawyers in Georgia (2013)
Super Lawyer, Georgia Rising Star (2005, 2006, 2007, 2009, 2010, 2011)
State Bar of Georgia, Younger Lawyers’ Division, Outstanding Service Award (2003)
State Bar of Georgia, Younger Lawyers’ Division, Award of Achievement
(2004, 2005, 2006)
University of Georgia School of Law, *Order of the Coif* (1998)
Georgia Law Review, Editor-in-Chief (1997 – 1998)
Georgia Law Review, Editorial Board Member (1996 – 1997)
University of Georgia School of Law, Moot Court Board (1996 – 1998)
Jessup International Regional Moot Court Competition Best Brief, Second Best Oralist
and Team Semi-Finalist (1997)
Book Award for Excellence in Contracts (1996)
Georgia Water Resources Conference, Award for Best Student Paper (1997)

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.

Academy of Product Safety Attorneys
Board of Directors (2012 – January 2014)
Faculty (2012 – January 2014)
American Association for Justice
New Lawyer’s Division
Board of Governors (2003 – 2004)
American Bar Association
Younger Lawyer’s Division
Representative for Georgia and Alabama (2002 – 2003)
Chair of FEMA Disaster Relief Program for Georgia and Alabama
(2002 – 2003)

American Inns of Court
 Lamar Inn of Court, Master (2012 – present)
 Lumpkin Inn of Court, Barrister (2005 – 2007), Pupil (1998)

Atlanta Bar Association
 Judicial Selection and Tenure Committee (2010 – 2013)
 Litigation Section
 Vice Chair/Chair-Elect (2013 – present)
 Secretary (2012 – 2013)
 Treasurer (2011 – 2012)
 Board Member (2010 – present)

Atlanta Trial Lawyers' Society
 Attorneys Information Exchange Group
 Board Member (2009 – 2013)

Eleventh Circuit Historical Society
 Federal Bar Association
 Georgia Association of Women Lawyers
 Georgia Consumer Advocates
 Chief Executive Officer (2005 – 2008)

Georgia Tech Bar Association
 Georgia Trial Lawyers Association
 Co-Chair, Products Liability and Motor Vehicles Section (2009 – 2011)
 AAJ Women's Caucus Delegate (2008 – 2013)
 Board Member (2008 – 2013)

GreenLaw
 Secretary (2008 – 2013)
 Board Member (2007 – 2013)

Lawyers Club of Atlanta
 Southern Trial Lawyers Association
 Board Member (2008 – 2013)

State Bar of Georgia
 Bench and Bar Committee (2011– present)
 Chair of Subcommittee on Pattern Jury Instructions (2012 – 2013)
 Cornerstones of Freedom/Communications Committee (2008 – present)
 Fair Market Practices Committee (2011 – present)
 Younger Lawyers' Division (1999 – 2006)
 Board Member and District Representative (2001 – 2006)
 Director of the Community Service Committee (2001 – 2006)
 Co-Chair of Leadership Academy (2005 – 2006)
 Co-Chair of Great Day of Service (2002 – 2003)
 Chair of ABA Award of Achievement (2001 – 2003)

Taxpayers Against Fraud
 The Injury Board

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.

State Bar of Georgia, 1999

There has been no lapse 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, 2010

Eleventh Circuit Court of Appeals, 2001

United States District Court for the Northern District of Georgia, 2001

United States District Court for the Southern District of Georgia, 1999

United States District Court for the Middle District of Georgia, 2000

Georgia Supreme Court, 2000

Georgia Court of Appeals, 2000

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.

Ansley Park Civic Association (2009 – present)

Lake Hartwell Association (2004 – present)

Descendants of the Signers of the Declaration of Independence (2007 – 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.

To the best of my knowledge, none of the organizations listed above currently discriminates 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 four (4) copies of all published material to the Committee.

This list represents the published material I have identified through searches of my files and Internet databases. I have tried my best to list all of them here, although there may be some that I have not been able to identify or locate.

With Tedra Hobson, *Other Incidents – Impact of New Evidence Code*, PROD. LIAB. SEMINAR (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Feb. 27, 2013. Copy supplied.

With Tedra Hobson, *Admissibility of Evidence of Other Similar Instances Under Georgia's Revised Evidence Code*, ANNUAL HOLIDAY WORKSHOP (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Dec. 14, 2012. Copy supplied.

The Importance of Discovery – How to Use It Effectively, PARALEGAL AND LEGAL ASSISTANT WORKSHOP (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Aug. 22, 2012. Copy supplied.

Edward T.M. Garland Speaks at the February 2012 Section Breakfast, THE LITIGATOR (Atlanta Bar Assoc. Litig. Section, Atlanta, Ga.), May 2012. Copy supplied.

Personal Injury and Nuisance Law, in GEORGIA NUISANCE LAW 159 (David J. Marmins, ed., 2011). Copy of relevant chapter supplied.

Auto Focus Seminar in Napa, California, LITIGATION IN BRIEF (Attorneys Info. Exchange Group, Birmingham, Al.), 2011. Copy supplied.

Jim Butler Speaks to the Litigation Section at the September 2011 Breakfast, THE LITIGATOR (Atlanta Bar Assoc. Litig. Section, Atlanta, Ga.), Dec. 2011. Copy supplied.

Pretrial Motions, AUTO TORTS SEMINAR (Ga. Trial Lawyers Assoc., Atlanta, Ga.), July 29, 2011. Copy supplied.

Mike Thurmond Speaks to the Litigation Section at the February 11, 2011 Section Breakfast, THE LITIGATOR (Atlanta Bar Assoc. Litig. Section, Atlanta, Ga.), May 2011. Copy supplied.

Victory for Plaintiffs: Supreme Court's Rejection of Preemption Defense in Williamson v. Mazda Motors of Americas, Inc., ANNUAL SEMINAR (Ga. Trial Lawyers Assoc., Atlanta, Ga.), May 6, 2011. Copy supplied.

With Mary Weeks, *Electronic Discovery*, ANNUAL SEMINAR (Southern Trial Lawyers Assoc., Crawfordville, Fl.), Feb. 3, 2011. Copy supplied.

With Mary Weeks, *Electronic Discovery*, FED. CIVIL TRIAL PRACTICE SEMINAR (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Sept. 9, 2010. Copy supplied.

Getting Your Case Ready for Trial – Developing Your Theme: A Top Ten List, LIFE OF A TRIAL (Atlanta Bar Assoc., Atlanta, Ga.), Aug. 25, 2010. Copy supplied.

Pretrial Motions in Products Liability Cases, FED. PROD. LIAB. SEMINAR (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Mar. 4, 2010. Copy supplied.

Using Daubert Offensively, ANNUAL SEMINAR (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Apr. 16, 2009. Copy supplied.

What Every Plaintiffs' Lawyer Should Know About Electronic Discovery, ANNUAL HOLIDAY WORKSHOP (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Dec. 12, 2008. Copy supplied.

Pretrial Motions, GA. PERS. INJURY PRAC. SEMINAR (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Oct. 24, 2008. Copy supplied.

Limiting Expert Testimony With Motions in Limine, ADMISSIBILITY OF EXPERT TESTIMONY IN GEORGIA SEMINAR (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Oct. 2, 2008. Copy supplied.

What Every Plaintiff Should Know About Electronic Discovery, ANNUAL SEMINAR (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Apr. 18, 2008. Copy supplied.

An Offensive Strategy for Defending Against Daubert, ANNUAL SEMINAR (Southern Trial Lawyers Assoc., Crawfordville, Fl.), Feb. 1, 2008. Copy supplied.

SB3 – A Plaintiff's Perspective, PROD. LIAB. SEMINAR (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Dec. 7, 2007. Copy supplied.

Pretrial Motions, ANNUAL HOLIDAY WORKSHOP (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Dec. 7, 2007. Copy supplied.

An Offensive Strategy for Defending Against Daubert, JURY TRIALS (Inst. Continuing Legal Educ. Ga., Athens, Ga.), May 11, 2007. Copy supplied.

Georgia Nuisance Law Provides Relief for Wronged Landowners, ANNUAL GEN. PRACTICE AND TRIAL SECTION INST. (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Mar. 16, 2007. Copy supplied.

Georgia Nuisance Law Provides Relief for Wronged Landowners, CALENDAR CALL (Ga. Bar Assoc. Gen. Practice and Trial Section, Atlanta, Ga.), 2006. Copy supplied.

Practical Strategies for Defending Against Daubert, AUTO TORTS SEMINAR (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Aug. 12, 2006. Copy supplied.

About the Cover, VERDICT (Ga. Trial Lawyers Assoc., Atlanta, Ga.), 2005. Copy supplied.

An Offensive Strategy for Defending Against Daubert, VERDICT (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Spring 2005. Copy supplied.

With Geoffrey E. Pope, *The Nuts and Bolts of Reimbursement and Subrogation Issues*, ANNUAL HOLIDAY WORKSHOP (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Dec. 10, 2004. Copy supplied.

An Offensive Strategy for Defending Against Daubert, SEMINAR (Ga. Trial Lawyers Assoc., Atlanta, Ga.), Aug. 14, 2003. Copy supplied.

Electronic Database Discovery in Products Liability Cases: A Plaintiff's Perspective, PRODUCT LIABILITY INST. (Inst. Continuing Legal Educ. Ga., Athens, Ga.), May 16, 2003. Copy supplied.

With Matthew E. Cook, Terrance C. Sullivan, Jason Crawford, Michael A. Eddings, and Dustin T. Brown, *Trial Practice and Procedure*, 54 MERCER L. REV. 545 (Fall 2002). Copy supplied.

Discovery of Corporate Computer Databases – A Common Practice, CALENDAR CALL (Ga. Bar Assoc. Gen. Practice and Trial Section, Atlanta, Ga.), 2002. Copy supplied.

With Cale H. Conley, *Recent Developments in Automobile Law*, 36 TORT TRIAL & INS. PRAC. L.J. 225 (2001). Copy supplied.

With Terrance C. Sullivan, *Insurance Coverage Disputes from the Plaintiff's Perspective*, INS. LAW INST. (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Sept. 20, 2001. Copy supplied.

With Terrance C. Sullivan, *Dilemmas in Depositions*, MED. MALPRACTICE INST. (Inst. Continuing Legal Educ. Ga., Athens, Ga.), May 18, 2001. Copy supplied.

On February 8, 2001, I co-authored a paper with Terrance C. Sullivan as part of a presentation for a medical school class at The Medical College of Georgia in Augusta, Georgia. The title of the paper was "Medical Malpractice Liability." Copy supplied.

With Terrance C. Sullivan, *Difficult Depositions – Honing Your Deposition Skills*, (Atlanta Bar Assoc., Atlanta, Ga.), Jan. 26, 2001. Copy supplied.

With Terrance C. Sullivan, *Surgical Errors – The Difference Between a Recognized Complication and Malpractice*, ANNUAL MED. MALPRACTICE SEMINAR (Inst. Continuing Legal Educ. Ga., Athens, Ga.), Nov. 9, 2000. Copy supplied.

Deregulatory Takings: Stranded Investment in a Deregulated Electric Utility Industry, 31 GA. L. REV. 1183 (1997). Copy supplied.

The Interstate Compacts for Water Allocation of the A.C.F. and A.C.T. River Basins: A Legal Perspective, GEORGIA WATER RESOURCES CONFERENCE (U.S. Geological Survey, et. al.), Mar. 22, 1997. Copy supplied.

- b. Supply four (4) 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.

As part of my work on the State Bar of Georgia's Bench and Bar Committee, on May 31, 2012, the Committee proposed a change to the state pattern jury instruction to the Council of Superior Court Judges. That proposed instruction is supplied. Additionally, the Committee proposed a change to the statute providing the oath for court bailiffs. That proposed statute is supplied.

As part of my work on the State Bar of Georgia's Cornerstone of Freedom Committee, the Committee issued reports to the State Bar of Georgia's Board of Governors. These reports concern the State Bar's media and public relations efforts to educate the public about the importance of the legal system. The reports for 2010 (issued on January 15, 2011) and 2008 (issued on June 7, 2008) are supplied.

- c. Supply four (4) 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.

I have not issued or had others prepare such statements or communications.

- d. Supply four (4) 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.

I have done my best to identify all items called for in this question, including a thorough review of my personal files and searches of publicly available electronic databases. Based on this search, I have determined that I provided the following remarks:

November 8, 2013: I introduced speaker B.J. Bernstein for the Atlanta Bar Association Litigation Section's Breakfast Meeting in Atlanta, Georgia. Notes supplied.

October 11, 2013: I introduced speaker Thomas Malone for the Atlanta Bar Association Litigation Section's Breakfast Meeting in Atlanta, Georgia. Notes supplied.

June 27, 2013: I provided the opening remarks for the Georgia Trial Lawyers Association's Women's Caucus Meeting in Atlanta, Georgia. My role was to thank the sponsors and introduce the speaker. I have no notes, transcript or recording. The address of the organization is 3350 Centennial Tower, 101 Marietta Street, Atlanta, Georgia 30303.

June 26, 2013: I provided the opening remarks for GreenLaw's donor appreciation event in Atlanta, Georgia. My role was to introduce the Board of Directors and Executive Director. I have no notes, transcript or recording. The address of the organization is State Bar of Georgia Building, 104 Marietta Street, Suite 430, Atlanta, Georgia 30303.

May 10, 2013: I provided the opening remarks for the Atlanta Bar Association Litigation Section's Breakfast Meeting in Atlanta, Georgia. Notes supplied.

March 26, 2013: I spoke to Professor Elizabeth Leonard's torts students at the University of Georgia School of Law about my work as a lawyer handling products liability cases. PowerPoint supplied.

February 27, 2013: I spoke as part of the Institute of Continuing Legal Education's Product Liability Seminar in Atlanta, Georgia. The title of my presentation was "Other Incidents – Impact of New Evidence Code." Notes and recording supplied. A copy of the paper on which the discussion was based is supplied in response to Question 12a.

December 14, 2012: I spoke as part of the Georgia Trial Lawyers Association's Annual Holiday Workshop in Atlanta, Georgia. The title of my presentation was "Admissibility of Evidence of Other Similar Instances Under Georgia's Revised Evidence Code." Notes supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

October 17-19, 2012: I co-chaired the Attorneys Information Exchange Group's Auto Focus Seminar in Santa Barbara, California. My role was to moderate the sessions and to introduce speakers. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

October 17, 2012: I spoke at a CLE as part of the Attorneys Information Exchange Group's Auto Focus Seminar in Santa Barbara, California. The title of my presentation was "Using Finite Element Analysis for Modeling Alternative Designs." PowerPoint supplied.

August 22, 2012: I spoke at a CLE as part of the Georgia Trial Lawyers Association's Paralegal and Legal Assistant Workshop in Atlanta, Georgia. The title of my presentation was "The Importance of Discovery – How to Use It Effectively." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

November 2, 2011: I spoke at a CLE as part of the Attorneys Information Exchange Group's Auto Focus Seminar in Napa, California. The title of my presentation was "Utilizing Statistics Offensively." Demonstratives supplied.

November 2-4, 2011: I co-chaired the Attorneys Information Exchange Group's Auto Focus Seminar in Napa, California. My role was to moderate the sessions and to introduce speakers. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

September 9, 2011: I introduced speaker Jim Butler for the Atlanta Bar Association Litigation Section's Breakfast Meeting in Atlanta, Georgia. Notes supplied.

August 11, 2011: I participated in a panel discussion for a section at the Attorneys Information Exchange Group's Tire Seminar in Memphis, Tennessee. The section was titled "Panel Hot Documents: Different Terminology for the Same Key Document." My role was to answer questions from the moderator and attendees about the types of documents used in cases involving allegations of tire defects. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

July 29, 2011: I spoke at a CLE as part of the Georgia Trial Lawyers Association's Auto Torts Seminar in Destin, Florida. The title of my presentation was "Motions in Limine, Pretrial Motions." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

May 13, 2011: I introduced speakers State Representatives Edward Lindsey and Stacey Abrams for the Atlanta Bar Association Litigation Section's Breakfast Meeting in Atlanta, Georgia. Notes supplied.

May 6, 2011: I spoke at a CLE as part of the Georgia Trial Lawyers Association's Annual Seminar in Atlanta, Georgia. The title of my presentation was "Victory for Plaintiffs: Supreme Court's Rejection of Preemption Defense in *Williamson v. Mazda Motors of Americas, Inc.*" PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

May 6, 2011: I took part in a mock trial as part of the Georgia Trial Lawyers Association's Annual Seminar in Atlanta, Georgia. My role was to perform a direct examination of an accident reconstruction expert. I have no notes, transcript or recording. The address of the organization is 3350 Centennial Tower, 101 Marietta Street, Atlanta, Georgia 30303.

May 5, 2011: I co-chaired a section on motor vehicles as part of the Georgia Trial Lawyers Association's Annual Seminar in Atlanta, Georgia. My role was to introduce the speakers and to moderate the program. I have no notes, transcript or recording. The address of the organization is 3350 Centennial Tower, 101 Marietta Street, Atlanta, Georgia 30303.

March 25, 2011: I was a moderator for a section at the Attorneys Information Exchange Group's Spring Seminar in Austin, Texas. The section was titled "Manufacturer Settlement Strategies." My role was to introduce the speakers and to moderate the program. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

March 23, 2011: I was the chair of the Georgia Trial Lawyers Association's Torts Seminar in Atlanta, Georgia. My role was to introduce the speakers and to

moderate the program. I have no notes, transcript or recording. The address of the organization is 3350 Centennial Tower, 101 Marietta Street, Atlanta, Georgia 30303.

February 11, 2011: I introduced speaker Michael Thurmond for the Atlanta Bar Association Litigation Section's Breakfast Meeting in Atlanta, Georgia. Notes supplied.

February 3, 2011: I spoke at a CLE as part of the Southern Trial Lawyers Association's Annual Seminar in New Orleans, Louisiana. The title of my presentation was "Electronic Discovery." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

October 4, 2010: I introduced Laurie Fowler as the recipient of the Ogden Doremus award at GreenLaw's Environmental Heroes Event in Atlanta, Georgia. Notes supplied.

September 9, 2010: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Federal Civil Trial Practice Seminar in Atlanta, Georgia. The title of my presentation was "Electronic Discovery." PowerPoint and recording supplied. A copy of the paper on which the discussion was based is supplied in response to Question 12a.

August 25, 2010: I spoke on a panel as part of the Atlanta Bar Association's Life of a Trial series in Atlanta, Georgia. The topic was "Getting Your Case Ready for Trial – Developing a Theme and Discovery." A copy of the paper on which the discussion was based is supplied in response to Question 12a.

April 22-23, 2010: I co-chaired a section on motor vehicles and product liability as part of the Georgia Trial Lawyers Association's Annual Seminar in Atlanta, Georgia. My role was to introduce the speakers and to moderate the program. I have no notes, transcript or recording. The address of the organization is 3350 Centennial Tower, 101 Marietta Street, Atlanta, Georgia 30303.

March 24, 2010: I moderated a section on seat design cases as part of the Attorneys Information Exchange Group's Spring Seminar in Orlando, Florida. My role was to introduce the speakers and to moderate the program. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

March 4, 2010: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Product Liability Seminar in Atlanta, Georgia. The title of my presentation was "Pretrial Motions in Products Liability Cases." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

October 28, 2009: I moderated a section on seat design cases as part of the Attorneys Information Exchange Group's Auto Focus Seminar in Charleston, South Carolina. My role was to introduce the speakers and to moderate the program. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

August 2009: I spoke at an informal lunch CLE for a consortium of environmental lawyers in Atlanta, Georgia. The title of my presentation was "Discovery of Expert Communications, Work Product and Privileged Materials." Notes supplied.

April 16-17, 2009: I co-chaired a section on product liability as part of the Georgia Trial Lawyers Association's Annual Seminar in Atlanta, Georgia. My role was to introduce the speakers and to moderate the program. I have no notes, transcript or recording. The address of the organization is 3350 Centennial Tower, 101 Marietta Street, Atlanta, Georgia 30303.

April 16, 2009: I spoke at the Georgia Trial Lawyers Association's Annual Seminar in Atlanta, Georgia. The title of my presentation was "Using *Daubert* Offensively." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

March 25, 2009: I moderated a section on seat design cases as part of the Attorneys Information Exchange Group's Spring Seminar in San Francisco, California. My role was to introduce the speakers and to moderate the program. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

December 12, 2008: I spoke as part of the Georgia Trial Lawyers Association's Annual Holiday Workshop in Atlanta, Georgia. The title of my presentation was "What Every Plaintiffs' Lawyer Should Know About Electronic Discovery." A copy of the paper on which the discussion was based is supplied in response to Question 12a.

October 24, 2008: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Georgia Personal Injury Practice Seminar in Lawrenceville, Georgia. The title of my presentation was "Pretrial Motions and Motions *in Limine*." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

October 2, 2008: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's seminar titled: Admissibility of Expert Testimony in Georgia. The CLE was in Atlanta, Georgia. The title of my presentation was "Limiting Expert Testimony with Motions *in Limine*." PowerPoint supplied and a

copy of the paper on which the discussion was based is supplied in response to Question 12a.

April 18, 2008: I spoke at the Georgia Trial Lawyers Association's Annual Seminar in Atlanta, Georgia. The title of my presentation was "What Every Plaintiffs' Lawyer Should Know About Electronic Discovery." A copy of the paper on which the discussion was based is supplied in response to Question 12a.

April 5, 2008: I moderated a section on seat design cases as part of the Attorneys Information Exchange Group's Spring Seminar in Seattle, Washington. My role was to moderate the program. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

February 1, 2008: I spoke at the Southern Trial Lawyers Association's Annual Seminar in New Orleans, Louisiana. The title of my presentation was "An Offensive Strategy for Defending Against *Daubert*." A copy of the paper on which the discussion was based is supplied in response to Question 12a.

December 7, 2007: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Products Liability Seminar in Atlanta, Georgia. The title of my presentation was "SB3 After Three Years of Practice: For the Plaintiff." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

December 7, 2007: I spoke at a CLE as part of the Georgia Trial Lawyers Association's Annual Holiday Workshop in Atlanta, Georgia. The title of my presentation was "Pretrial Motions and Motions *in Limine*." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

October 27, 2007: I moderated a section on seat design cases as part of the Attorneys Information Exchange Group's Auto Focus Seminar in New York, New York. My role was to moderate the program. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

July 15, 2007: I spoke at a CLE as part of the American Association for Justice's Conference in Chicago, Illinois. The title of my presentation was "Seat Back Failure: Danger to Rear-Seated Children." PowerPoint and recording supplied.

May 11, 2007: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Jury Trials Seminar in Atlanta, Georgia. The title of my presentation was "An Offensive Strategy for Defending Against *Daubert*." A copy of the paper on which the discussion was based is supplied in response to Question 12a.

April 27, 2007: I spoke at a CLE as part of the Georgia Trial Lawyers Association's Annual Seminar in Atlanta, Georgia. The title of my presentation was "Damages – Winning Strategies for Success." PowerPoint supplied.

April 18, 2007: I moderated a section on seat design cases as part of the Attorneys Information Exchange Group's Spring Seminar in Chicago, Illinois. My role was to moderate the program. I have no transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

March 16, 2007: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Sixth Annual General Practice and Trial Section Institute in Amelia Island, Florida. The title of my presentation was "Georgia Nuisance Law." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

August 12, 2006: I spoke at a CLE as part of the Georgia Trial Lawyers Association's Auto Torts Seminar in Atlanta, Georgia. The title of my presentation was "Practical Strategies for Defending Against *Daubert*." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

March 29, 2006: I moderated a section on seat design cases as part of the Attorneys Information Exchange Group's Spring Seminar in Charleston, South Carolina. My role was to moderate the program. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

March 6, 2006: I spoke to Professor Jason Solomon's torts students at the University of Georgia about my work as a lawyer handling torts cases. I have no notes, transcript or recording. The address of the University of Georgia School of Law is 225 Herty Drive, Athens, Georgia 30602.

December 2, 2005: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Trial Advocacy Seminar in Atlanta, Georgia. The title of my presentation was "Maximizing Damages – Advocacy for the Plaintiff." PowerPoint supplied.

August 25, 2005: I spoke at a CLE as part of the Attorneys Information Exchange Group's Nuts and Bolts Conference in Denver, Colorado. The title of my presentation was "Nuts and Bolts of Seat Back Failures in Rear Impacts." PowerPoint supplied.

August 20, 2005: I introduced Governor Tom Vilsack at a Red Clay Democrats function in Atlanta, Georgia. Notes supplied.

August 18, 2005: I spoke at a CLE as part of the Georgia Trial Lawyers Association's Discovery Seminar in Atlanta, Georgia. The title of my presentation was "Rule 37 Motions – When, Why and How." I have no notes, transcript, and have been unable to obtain a copy of the recording. The address of the organization is 3350 Centennial Tower, 101 Marietta Street, Atlanta, Georgia 30303.

May 6, 2005: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Admissibility of Expert Testimony in Georgia Seminar in Atlanta, Georgia. The title of my presentation was "How Plaintiffs' Lawyers Can Use *Daubert* to Even the Playing Field." PowerPoint supplied.

April 25, 2005: I spoke to Professor Tom Eaton's torts students at the University of Georgia School of Law in Atlanta, Georgia. The title of my presentation was *Flax v. DaimlerChrysler*: Wrongful Death of Joshua Flax – Seat Back Failure in 1998 Dodge Caravan. PowerPoint supplied.

April 7, 2005: I moderated a section on seat design cases as part of the Attorneys Information Exchange Group's Spring Seminar in Miami, Florida. My role was to moderate the program. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

December 10, 2004: I spoke at the Georgia Trial Lawyers Association's Annual Holiday Seminar in Atlanta, Georgia. Although I submitted a paper on subrogation issues, I talked about a recent trial, *Flax v. DaimlerChrysler*. I have no notes, transcript, and have been unable to obtain a copy of the recording. The address of the organization is 3350 Centennial Tower, 101 Marietta Street, Atlanta, Georgia 30303.

August 16, 2004: I spoke at a rally for the Kerry/Edwards presidential campaign in Atlanta, Georgia. Senator John Edwards was the keynote speaker. My role was to address the audience in an introductory fashion prior to the keynote speakers. I have no notes, transcript, or recording, but press coverage is supplied.

Spring 2004: I spoke to Professor Elizabeth Weeks Leonard's health law students at the University of Georgia School of Law in Atlanta, GA. I talked to them about how tort law can impact public health. I have no notes, transcript or recording. The address of the University of Georgia School of Law is 225 Herty Drive, Athens, Georgia 30602.

April 13, 2004: I introduced Governor Ray Barnes at a Red Clay Democrats function in Atlanta, Georgia. Notes supplied.

August 14, 2003: I spoke at a CLE as part of the Georgia Trial Lawyers

Association's Seminar in Atlanta, Georgia. The title of my presentation was "An Offensive Strategy for Defending Against *Daubert*." A copy of the paper on which the discussion was based is supplied in response to Question 12a.

May 16, 2003: I spoke at a CLE as part of the Institute of Continuing Legal Education in Georgia's Product Liability Institute in Atlanta, Georgia. The title of my presentation was "Electronic Database Discovery in Product Liability Cases: A Plaintiff's Perspective." PowerPoint supplied and a copy of the paper on which the discussion was based is supplied in response to Question 12a.

May 9, 2003: I spoke at a CLE as part of the Attorneys Information Exchange Group's Airbag Summit in Dallas, Texas. The title of my presentation was "*Howard v. Ford*: Trial of an Airbag Case." I spoke about a recent automotive products liability trial involving allegations of airbag defect. I have no notes, transcript or recording. The address of the organization is 500 Office Park Drive, Suite 205, Mountain Brook, Alabama 35223.

January 24, 2002: I spoke at a Red Clay Democrats function in Atlanta, Georgia, where the keynote speaker was President Jimmy Carter. President Carter was addressing civic and political volunteering. My role was to address the audience in an introductory fashion prior to President Carter's speech. I have no notes, transcript or recording. The address of the organization is P.O. Box 77215, Atlanta, Georgia 30357.

October 18, 2001: I spoke at a Red Clay Democrats function in Atlanta, Georgia, where the keynote speakers were Georgia's elected constitutional officers. They were providing short campaign speeches. My role was to address the audience in an introductory fashion prior to the keynote speakers. I have no notes, transcript or recording. The address of the organization is P.O. Box 77215, Atlanta, Georgia 30357.

While I was affiliated with the Red Clay Democrats from 2001 to 2004, I may have addressed the audience in an introductory fashion or introduced a speaker at an event other than those identified above. I have searched my records and cannot locate any more of these events with any specificity. The address of the organization is P.O. Box 77215, Atlanta, Georgia 30357.

March 22, 1997: I spoke at the Georgia Water Resources Conference in Athens, Georgia. The title of my presentation was "The Interstate Compacts for Water Allocation of the A.C.F. and A.C.T. River Basins: A Legal Perspective." A copy of the paper on which the discussion was based is supplied in response to Question 12a.

While I was employed at EDS from 1990 to 1995, I taught power planning seminars on a regular basis as part of my job duties. The seminar attendees were power planning engineers for various electric utilities. My seminar topics were

related to long range planning for electric utilities using various computer models. There were no policy topics for any of these seminars. They were technical seminars dealing with the specific computer modeling software EDS developed. I have no notes, transcripts or recordings.

- 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 four (4) copies of the clips or transcripts of these interviews where they are available to you.

I have done my best to identify all items called for in this question, including a thorough review of my personal files and searches of publicly available electronic databases. As relating to my specific cases, I periodically gave interviews to various media outlets. I do not recall all the interviews I have given or the dates I have given interviews. I have located the following:

TV Interview with Craig Lucie on FCA case *Bibby v. Wells Fargo, et al.*, WSB-TV, July 8, 2013. Video and website summary supplied.

Blog, Butler, Wooten and Fryhofer, *Chrysler's Attempt to Fix Defective Fuel System Simply Not Enough*, June 20, 2013. Copy supplied.

Blog, Butler, Wooten and Fryhofer, *Chrysler Acknowledges that Jeep Grand Cherokee Fuel Systems Need Safety Upgrades*, June 19, 2013. Copy supplied.

Thomas Krisher, *Chrysler Expected to Formally Refuse Jeep Recall*, ASSOCIATED PRESS, June 18, 2013. Copy supplied.

TV Interview with Jim Strickland on *Walden v. Chrysler* and Jeep Recall, WSB-TV, June 5, 2013. Video and website summary supplied.

TV Interview with Jade Bulecza on *Walden v. Chrysler* and Jeep Recall, WTXL-TV, June 5, 2013. Website summary supplied.

Press Release, Butler, Wooten and Fryhofer, *NHTSA Orders Recall of the Jeep Grand Cherokee in the Fire Which Killed a 4-Year-Old Boy*, June 4, 2013. Copy supplied.

On May 20, 2013, I gave a phone interview to Benjamin Klayman with Thomson Reuters. He is writing an article about a recent Honda airbag recall that referenced one of my cases, *Williams v. Honda*. It is my understanding that this article has not yet been published.

TV Interview with Jade Bulecza on Jeep fire case *Walden v. Chrysler*, WTXL-TV, July 10, 2012. Website summary supplied.

Radio interview with Matt Cook on Jeep fire case *Walden v. Chrysler*, GEORGIA NEWS NETWORK, July 10, 2012. I have not been able to obtain a copy of the resulting story.

Press Release, Butler, Wooten and Fryhofer, *Parents of Child Killed in Post-Collision Jeep Grand Cherokee Fire Hold Chrysler Responsible for 4-year-old Boy's Death*, July 9, 2012. Copy supplied.

Press Release, Butler, Wooten and Fryhofer, *Michelin Settles Case for Man Paralyzed as a Result of Defective Tire After a Federal Judge Sanctions Michelin for Discovery Abuse*, April 2, 2012. Copy supplied.

Cary O'Neil, *Firestone Settles Faulty Tire Lawsuit in Couple's Death*, CHATTANOOGA TIMES FREE PRESS, March 23, 2012. Copy supplied.

Press Release, Butler, Wooten and Fryhofer, *Bridgestone/Firestone Settles Case for Couple Decapitated as a Result of Defective Tire*, March 22, 2012. Copy supplied.

Rick Rothacker, *Whistleblowers Reap Millions in U.S. Mortgage Suits*, THOMSON REUTERS, March 14, 2012. Copy supplied.

Rick Rothacker, *JPMorgan Paying \$45 Million to Settle Mortgage Suit*, THOMSON REUTERS, March 13, 2012. Copy supplied.

TV Interview with Dale Russell on FCA case *Bibby v. Wells Fargo, et al.*, FOX-5 TV, March 12, 2012. Video supplied.

Robin McDonald, *Whistleblowers Net \$45M Deal*, FULTON COUNTY DAILY REPORT, March 12, 2012. Copy supplied.

TV Interview with Jim Strickland on airbag recall and *Williams v. Honda*, WSB-TV, February 15, 2012. Video supplied.

Yuri Kageyama, *Air Bag Victim Lawyer Questions Honda Recall Scope*, ASSOCIATED PRESS, December 20, 2011. Copy supplied.

TV Interview with Doug Evans on airbag recall and *Williams v. Honda*, FOX-5 TV, December 9, 2011. Video supplied.

Press Release, Butler, Wooten and Fryhofer, *Atlanta Attorney Who Successfully Sued Honda Over Airbag Addresses Concerns Over Latest 'Shrapnel' Defect Recall*, December 9, 2011. Copy supplied.

TV Interview with Martin Savage on FCA case *Bibby v. Wells Fargo, et al.*, CNN, October 5, 2011. Video supplied.

Graduates on Giving, 2010 – 2011 University of Georgia School of Law Annual Report, July 2011. Copy supplied.

Video Interview about tire defects for our law firm website, July 1, 2011. Video supplied.

Mike Spector, *Car Bailouts Left Behind Crash Victims*, WALL STREET JOURNAL, May 27, 2011. Copy supplied.

TV Interview with Doug Evans on airbag recall and *Williams v. Honda*, Fox-5 TV, April 10, 2010. Video supplied.

Chrysler Death – Flax v. DaimlerChrysler, INSIDER ADVANTAGE, September 21, 2009. Video supplied.

Jan Shuxteau, *Surgery Centers Sue Georgia Blue Plan Over Out-Of-Network Rates*, HEALTHLEADERS-INTERSTUDY, July 2009. Copy supplied.

Kent Steinride, *Georgia Blues Hit with Lawsuit for Slashing Out-of-network Rates*, OUTPATIENT SURGERY MAGAZINE, June 5, 2009. Copy supplied.

Urvaksh Karkaria, *Blue Cross Ga. Hit with Class Action Suit*, ATLANTA BUSINESS CHRONICLE, June 3, 2009. Copy supplied.

Alyson M. Palmer and Zach Lowe, *\$13m Win*, FULTON COUNTY DAILY REPORT, July 31, 2008. Copy supplied.

Mike Casey, *Some Minivan Airbags Recalibrated to “Turn Off” by Chrysler*, KANSAS CITY STAR, July 17, 2008. Copy supplied.

Mike Casey, *Did Chrysler “Fix” in Dodge Caravans Lead to Deaths?*, KANSAS CITY STAR, July 17, 2008. Copy supplied.

Katherine Whan, *Democratic Party Animals*, ATLANTA MAGAZINE, July 2003. Copy supplied.

What Is Your Most Memorable YLD Experience?, GEORGIA BAR JOURNAL, June 2003. Copy supplied.

While I attended college at the Georgia Institute of Technology, I volunteered with the student-run radio station. From 1990 to 1993, I frequently appeared on the radio as a disc jockey. I do not have transcripts or recordings of these appearances.

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, approximately what percent were:

jury trials: ____%
bench trials: ____% [total 100%]

civil proceedings: ____%
criminal proceedings: ____% [total 100%]

- 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 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 (3) 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 been a judge.

- 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 or sought public office. I have also not previously sought a nomination for an appointed 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.

I have reviewed all of my personal records for information relating to the roles I may have played in various political campaigns, and the information below is the best I could gather regarding these activities.

On November 2, 2010, I volunteered as part of the voter protection effort for the Georgia Democratic Party.

From 2004 to 2007, I served as campaign manager for Mike Jacobs' campaign for the Georgia House of Representatives. I also hosted multiple fundraisers for him during this time period.

In 2004 and 2005, I served on the State Committee for the Democratic Party of Georgia.

From December 2003 to 2006, I volunteered on an intermittent basis for Cathy Cox's campaign for Governor of Georgia. I helped her campaign send out holiday cards, put together yard signs, and helped with general administrative activities in her campaign office. I was also a host for several fundraisers.

From 2002 to 2011, I hosted or co-hosted fundraisers for each of the following candidates or organizations: Georgia House of Representative's Democratic Caucus (May 3, 2011); Justice Harris Hines for the Georgia Supreme Court (May 30, 2007); Lauren Benedict for the Georgia House of Representatives (October 19, 2006); Shyam Reddy for Georgia Secretary of State (June 20, 2006 and June 28, 2005); Senator David Adelman for the Georgia Senate (house party on June 27, 2004 and fundraiser on June 25, 2003); U.S. Representative John Barrow (April 21, 2004); Eric Ponder for the Georgia House of Representatives (March 3, 2004); Representative Rob Teilhet for the Georgia House of Representatives (June 24, 2003); and U.S. Senator Max Cleland (October 16, 2002 and March 23, 2002).

In 1994, I volunteered for the re-election campaign of U.S. Representative John Lewis. I visited local business asking them if they would display campaign signs and drove attendees to an event.

Finally, although perhaps not directly responsive to this question, I have served as a board member of two different organizations that raise funds and support candidates. From 2003 to 2006, I served as a board member of the Civil Justice PAC, a bipartisan organization that raises funds to support candidates who support the civil justice system. From 2001 to 2004, I served as President and a board member of the Red Clay Democrats, an organization of young professionals who raise money and volunteer in support of various Democratic candidates in Georgia.

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 1998 to 2000, I served as a law clerk to Judge Dudley H. Bowen, Jr., District Court Judge of the United States District Court for the Southern District of Georgia.

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

I have not practiced 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.

2000 – present
Butler, Wooten & Fryhofer, LLP
2719 Buford Highway
Atlanta, Georgia 30324
Partner (2007 – present)
Associate (2000 – 2007)

- 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.

Over the course of my career, I have had a multi-state practice and have handled cases in Georgia, Florida, Maryland, Nevada, Texas, Tennessee, Arkansas, and South Carolina. After my federal clerkship with Judge Bowen, I concentrated on the preparation and trial of complex civil litigation on behalf of catastrophically injured clients. The majority of my practice was in the area of automotive products liability. In recent years, my practice has changed somewhat. Although I still handle complex personal injury cases, a large portion of my professional time is spent on a *qui tam* case involving several large banks. The case involves allegations that these banks defrauded veterans and the federal government in charging unallowable and excessive costs to veterans in home refinance loans. I am serving as relators' counsel in this *qui tam* case.

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

My clients have typically been catastrophically injured children and adults and their families. Many of these cases have involved automotive products liability claims—an area in which I have specialized. I have recently expanded my practice to include *qui tam* cases.

- 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.

100% of my practice has been in litigation. I frequently appear in court.

- i. Indicate the percentage of your practice in:

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

- ii. Indicate the percentage of your practice in:

- 1. civil proceedings: 100%
- 2. criminal proceedings: ___%

- 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 five cases to verdict, judgment or final decision, three as associate counsel and two as sole counsel. In addition, although many of my cases do not go to trial or all the way to verdict, they often do not settle until after extensive briefing and hearings, many of which involve court appearances. I have frequently argued and drafted discovery motions, *Daubert* motions, motions for summary judgment, and motions *in limine*. I also have extensive experience in deposing expert witnesses. When my cases have proceeded to trial, I have taken an active role in the trial.

- i. What percentage of these trials were:

- 1. jury: 60%
- 2. non-jury: 40%

- e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

I drafted a portion of the brief in opposition to a petition for a writ of certiorari in *Flax v. DaimlerChrysler Corporation*. The petition was denied without oral argument. A copy of the brief is available at 2009 WL 953586.

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. *United States of America ex rel., Bibby and Donnelly v. Wells Fargo Bank*, United States District Court for the Northern District of Georgia Atlanta Division, Civil Action File No. 1:06-CV-0547-AT; Hon Judge Amy Totenberg.

In *Bibby*, I am part of a team representing the relators in a *qui tam* case against multiple banks. The case involves claims that these banks defrauded veterans and the government by violating the rules of a veteran home loan refinance program and charging veterans unallowable and excessive loan closing fees. It is alleged that the government guarantees the banks obtained from the government on these loans are void and that the banks should return the funds they collected from the government on these void guarantees.

The case was originally filed on March 8, 2006. The seal was lifted on October 3, 2011. Shortly thereafter, each defendant either filed a motion to dismiss or a motion for summary judgment. I was actively involved in drafting the responses to these motions. Six of the eight defendants have settled, and the case remains pending and in discovery as to the two remaining defendants, Wells Fargo Bank and Mortgage Investors Corporation. I am actively engaged in the discovery portion of the case.

Dates of Representation: March 2011 to present.

Co-Counsel:

Marlan B. Wilbanks
Tyrone M. Bridges
Wilbanks & Bridges, LLP

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Mary Louise Cohen
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Opposing Counsel:

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Countrywide and Bank of America, N.A:
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Nelson Mullins Riley & Scarborough LLP
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First Tennessee:
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Mortgage Investors:
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Wells Fargo:
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Charlotte, NC 28202
704-331-7400

Charles T. Huddleston
1256 Pasadena Avenue
Atlanta, GA 30326
678-468-8351

2. *Bates and Bates v. Michelin North America, Inc. and Michelin Corporation*, United States District Court for the Northern District of Georgia, Atlanta Division, Case No. 1-09-CV-03280-AT; Hon Judge Amy Totenberg.

In *Bates*, I was co-counsel for the plaintiffs, Mr. and Mrs. Bates. Mr. Bates suffered a catastrophic brain injury and was rendered a quadriplegic when the tire on his vehicle suffered a tread separation, which resulted in Mr. Bates losing control of his vehicle. This case involved allegations of product liability and negligence against the tire manufacturer. I handled almost all of the expert and fact witness depositions. I also drafted and argued a large portion of the discovery motions, drafted the majority of the *Daubert* motions and responses, and handled the majority of the expert work. This case settled shortly before trial.

Dates of Representation: March 2009 to April 2012.

Co-Counsel:

Gary M. Shapiro
Law Offices of Gary M. Shapiro
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770-817-1444

Opposing Counsel:

Robert P. Monyak
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404-607-0100

Richard K. Hines, V
Nelson Mullins Riley & Scarborough LLP
Atlantic Station
201 17th Street N.W., Suite 1700
Atlanta, GA 30363
404-322-6000

3. *Williams v. Honda Motor Co., Ltd., et al.*, State Court of Clayton County, Civil Action File No. 2010CV04232; Hon. Harold G. Benefield.

In *Williams*, I was sole counsel for the plaintiff, Ms. Williams. Ms. Williams was injured when the airbag in her vehicle deployed while she was stopped at a traffic light—the vehicle was not involved in an impact. When her airbag deployed, the

airbag inflator canister ruptured, propelled metal shrapnel through her airbag, and severed her carotid artery. The case involved allegation of product liability and negligence against the vehicle and airbag component manufacturers. This case settled. I handled most aspects of this case, including the settlement negotiations.

Dates of Representation: April 2010 to February 2011.

Opposing Counsel:

Takata Corporation and TK Holdings, Inc.:
Halli D. Cohn
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Honda Motor Co., Ltd.; Honda Research Institute Japan Co., Ltd.; American
Honda Motor Co., Inc.; and Honda North America, Inc.:
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Willett Imports/South, Inc.:
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404-870-7375

4. *Katz, et al. v. DaimlerChrysler Corporation and Norwood*, Superior Court of Fulton County, Civil Action File No. 2007CV130355; Hon. Jackson Bedford.

In *Katz*, I served as co-counsel for the plaintiffs, the husband and young daughter of Mrs. Katz. Mrs. Katz was killed when a motorist fleeing a prior wreck struck her minivan. Mrs. Katz's frontal airbag did not deploy, and she and her unborn son were killed when her head struck the steering wheel. This case involved allegations of product liability and negligence against the vehicle manufacturer and of negligence against the driver of the vehicle who caused the collision. Judge Bedford had already ruled on the majority of the pretrial matters and the case was awaiting trial when Chrysler filed for bankruptcy. I handled the majority of the expert and fact witness depositions. I also drafted and argued a large portion of the *Daubert* motions, the response to the motion for summary

judgment, and the motions *in limine*. I also handled the majority of the expert work.

Dates of Representation: April 2005 to April 2009.

Opposing Counsel:

M. Diane Owens
Swift, Currie, McGhee & Hiers, LLP
1355 Peachtree Street, N.E., Suite 300
Atlanta, GA 30309
404-874-8800

Cheryl A. Bush
Bush Seyferth & Paige PLLC
3001 West Big Beaver Road, Suite 600
Troy, MI 48084
248-822-7800

5. *Beck and Beck v. General Motors Corporation; Bill Heard Chevrolet Co.; and Tucker*, Superior Court of Muscogee County, Case No. SU06CV-1303-05; Hon. Bobby G. Peters.

In *Beck*, I served as co-counsel for the plaintiffs Mr. and Mrs. Beck. Mr. Beck was rendered a quadriplegic when his airbag failed to deploy in his Chevrolet pickup truck. This case involved allegations of product liability and negligence against the vehicle manufacturer and a negligence claim against the driver of the other vehicle involved in the incident. This case was settled. I handled all depositions and the majority of the settlement negotiations. I also handled the majority of the expert work.

Dates of Representation: April 2006 to March 2010.

Opposing Counsel:

General Motors Corporation and Bill Heard Chevrolet Co.:
Harold E. Franklin, Jr.
King & Spalding LLP
1180 Peachtree Street
Atlanta, Georgia 30309
404-572-4600

Tucker:
Hall, Booth, Smith & Slover, P.C.
1214 First Avenue

Columbus, GA 31901
706-494-3818

6. *Adams, et al. v. Chrysler LLC, et al.*, Circuit Court of Washington County, Case No. CV 07-2554-5; Hon. Gary L. Carson.

In *Adams*, I served as co-counsel for the plaintiffs, the parents of two children, who received brain injuries and skull fractures when their parents' 1994 Chrysler minivan was rear-ended and the front seats collapsed rearward. This case was tried in state court in Fayetteville, Arkansas, and involved allegations of product liability and negligence against the vehicle manufacturer and of negligence against the driver who caused the collision. The jury found against the driver of the vehicle who caused the collision when she rear-ended the minivan. Plaintiffs appealed the judgment, and Chrysler declared bankruptcy while the case was under appeal. I handled the majority of the expert and fact witness depositions. I also drafted and argued a large portion of the pretrial motions. I was second chair at this trial and handled the direct and cross-examination of multiple fact and expert witnesses. I also handled the majority of the expert work.

Dates of Representation: April 2006 to April 2009.

Co-Counsel:

Raymond L. Niblock
324 North College Avenue
Fayetteville, AR 72701
479-521-5510

Opposing Counsel:

DaimlerChrysler Corporation:
C.G. Norwood, Jr.
Gary Hebert
McGlinchey Stafford, PLLC
12th Floor, 501 Poydras Street
New Orleans, LA 70130
504-586-1200

Defendant Knapp:
Joe Benson
Benson & Wood, PLC
2774 East Millennium Place
Fayetteville, AR 72703
479-444-8000

7. *Neal, et al. v. DaimlerChrysler Corporation, et al.*, Ninth Judicial Circuit Court of Orange County, Florida, Case No. 2003-CA-8085; Hon. John Adams, Sr.

In *Neal*, I served as co-counsel for the plaintiffs, parents of a two-year-old child, who received brain injuries and skull fractures when her parents' rented minivan was rear-ended and the front seats collapsed rearward. This case involved allegations of product liability and negligence against the vehicle manufacturer and of negligence against the trucking company and truck driver causing the collision. Because the Neal family was visiting the United States from England, many of the depositions occurred in England. This case settled just prior to trial and after Judge Adams had ruled on the majority of the pretrial matters. I handled the majority of the expert and fact witness depositions, including multiple depositions in England. I also briefed and argued a large portion of the dispositive and pretrial motions and handled the majority of the expert work.

Dates of Representation: February 2002 to June 2007.

Co-Counsel:

Edmund Normand
Wooten, Kimbrough, and Normand, P.A.
236 S. Lucerne Circle East
Orlando, FL 32801
800-235-7060

Opposing Counsel:

DaimlerChrysler Corporation, DTG Operations, Inc., f/k/a Dollar Rent A Car Systems, Inc.; Dollar Thrifty Automotive Group, Inc., f/k/a Dollar Rent A Car Systems, Inc.; Dollar Rent A Car Systems, Inc.:
David Tyrell (retired)
Robert M. Fulton
Hill, Ward & Henderson, P.A.
101 East Kennedy Boulevard, Suite 3700
Tampa, FL 33602
813-221-3900

DTG Operations, Inc., f/k/a Dollar Rent A Car Systems, Inc.; Dollar Thrifty Automotive Group, Inc., f/k/a Dollar Rent A Car Systems, Inc.; Dollar Rent A Car Systems, Inc.:
E. Peyton Hodges
Cameron, Hodges, Coleman, LaPointe & Wright, P.A.
111 North Magnolia Avenue, Suite 1350
Orlando, FL 3280
407-841-5030

T.D.T. Inc. and Holloway:
Allen C. Sang
Carman, Beauchamp & Sang, P.A.
1850 Lee Road, Suite 334
Winter Park, FL 32789
407-622-7888

William E. Crabill
Quintairos, Prieto, Wood & Boyer, P.A.
9300 South Dadeland Boulevard
Miami, FL 33156
305-670-1101

8. *Fowler, et al. v. Trinity Outdoor, LLC, et al.*, State Court of Gwinnett County, Civil Action No. 04-C03310-3; Hon. Carla E. Brown.

In *Fowler*, I served as co-counsel for the plaintiffs, parents and children of two brothers who were killed when a billboard on which they were working collapsed. As well as traditional negligence and products liability claims, this case also involved complicated issues regarding piercing the corporate veil. The case was settled just prior to trial. I handled the expert and fact witness depositions. I also drafted and argued the majority of the motions and handled the majority of the expert work.

Dates of Representation: December 2003 to July 2006.

Co-Counsel:

Gerald Davidson, Jr.
Mahaffey Pickens & Tucker, LLP
1550 North Brown Road, Suite 125
Lawrenceville, GA 30043
770-232-0000

Trinity Outdoor, LLC:
J. Kenneth Moorman
John M. Hawkins
Weinberg, Wheeler, Hudgins, Gunn & Dial LLC
950 East Paces Ferry Road, Suite 3000
Atlanta, GA 30326
404-876-2700

Linda Klein
Baker, Donelson, Bearman, Caldwell & Berkowitz, PC
Suite 1600, Monarch Plaza
3414 Peachtree Road, N.E.

Atlanta, GA 30326
404-577-6000

Phoenix Structures and Services, Inc.
William T. Mitchell
Cruser & Mitchell, LLP
275 Scientific Drive, Suite 2000
Norcross, GA 30092
404-881-2622

Sun Capital Partners, Inc.:
Michael J. Bowers
T. Joshua R. Archer
Matthew B. Ames
Balch & Bingham LLP
30 Ivan Allen Boulevard, Suite 700
Atlanta, GA 30308
404-261-6020

Sun Outdoor Holdings, Inc., Sun Outdoor Advertising Partners, LLP, and Sun
Outdoor Advertising Advisors, Inc.:
Melanie C. Eyre
Drew Eckl & Farnham, LLP
880 West Peachtree Street
Atlanta, GA 30357
404-885-6323

Thompson and Thompson Engineering Group, LLC:
Tracy C. Wooden
Wooden Law Firm
730 Cherry Street, Suite B
Chattanooga, TN 37402
423-756-9972

9. *Flax, et al. v. DaimlerChrysler Corporation and Stockell*, Circuit Court for
Davidson County, Tennessee, Case No. 02C-1288; Hon. Hamilton V. Gayden, Jr.

Flax v. DaimlerChrysler Corp., 272 S.W.3d 521 (Tenn. 2008).

In *Flax*, I served as co-counsel for the plaintiffs, parents of an eight-month-old child, who was killed when his grandparents' minivan was rear-ended and the front seats collapsed rearward. This case involved allegations of product liability and negligence against the vehicle manufacturer and negligence against the driver who caused the collision. This case was tried in state court in Nashville, Tennessee. The jury found for the plaintiffs. Defendant DaimlerChrysler Corporation appealed to the Tennessee Court of Appeals, Supreme Court of

Tennessee, and United States Supreme Court. I handled the majority of the expert and fact witness depositions. I also drafted and argued a large portion of the pretrial motions. I was third chair at this trial and handled the direct and cross-examination of several fact and expert witnesses. I was also extensively involved in the appeal and handled the majority of the issues relating to the Chrysler bankruptcy and collecting the excess insurance proceeds.

Dates of Representation: October 2001 to March 2010.

Co-Counsel:

Gail Vaughn Ashworth
Wiseman Ashworth Law Group, PLC
511 Union Street, Suite 800
Nashville, TN 37219
615-254-1877

Opposing Counsel:

Joy Burns Day
Law Offices of John Day, P.C.
5141 Virginia Way, Suite 270
Brentwood, TN 37027
615-742-4880

Lawrence A. Sutter
Sutter, O'Connell
3600 Erieview Tower
1301 East Ninth Street
Cleveland, OH 44114
216-928-2200

Theodore J. Boutrous, Jr.
Gibson, Dunn & Crutcher LLP
333 South Grand Avenue, Suite 4600
Los Angeles, CA 90071
213-229-7000

Thomas H. Dupree, Jr.
Gibson, Dunn & Crutcher LLP
1050 Connecticut Avenue NW, Suite 900
Washington, DC 20036
202-955-8500

10. *Mr. Howard, as legal guardian of Mrs. Howard, an incapacitated adult, and Mr. Howard, individually v. Ford Motor Company*, United States District Court, Middle District of Georgia, Macon Division, Civil Action No. 5:00-CV-0448-3; Hon. C. Ashley Royal.

In *Howard*, I served as co-counsel for the plaintiffs Mr. and Mrs. Howard. Mrs. Howard suffered a catastrophic brain injury from the deployment of her airbag. This case involved allegations of product liability and negligence against the vehicle manufacturer. This case was tried in federal court in Macon, Georgia. The first trial resulted in a mistrial because of a divided jury. The case settled in the midst of its second trial. I handled multiple expert and fact witness depositions. I also briefed and argued a large portion of the pretrial motions. I was second chair at this trial and handled the direct and cross-examination of several fact and expert witnesses.

Dates of Representation: August 2000 to July 2003.

Co-Counsel:

Frank H. Childs, Jr.
Childs & Noland
165 First Street
P.O. Box 898
Macon, GA 31202
478-745-4712

Opposing Counsel:

C.G. Norwood, Jr.
McGlinchey Stafford, PLLC
12th Floor, 501 Poydras Street
New Orleans, LA 70130
504-586-1200

Charles K. Reed
Lewis, Brisbois, Bisgaard & Smith LLP
1180 Peachtree Street N.E., Suite 2900
Atlanta, GA 30309
404-991-2175

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.)

Throughout my legal career, I have frequently volunteered as a speaker at numerous CLE programs on a variety of trial-related topics. It has been extremely rewarding to have an opportunity to share with others lessons I have learned during my practice. I have also served in leadership positions in multiple bar associations. I have enjoyed the opportunities these positions have provided me in terms of mentoring and working to improve the legal profession. I have also appreciated the chance to learn from others involved in these programs and organizations.

For example, in 2006, I co-chaired and developed the first Leadership Academy class for the State Bar of Georgia, Younger Lawyers' Division. The Leadership Academy has proven to be a successful tool in developing younger lawyers and providing them with additional mentoring experiences. It continues to this date.

From 2001 to 2006, I served as Director of the Community Service Committee for the State Bar of Georgia, Younger Lawyers' Division. During this time, I was involved in planning and participating in numerous activities organized to get younger lawyers more involved in working in their community. I am especially proud of the partnership we built with the Fulton County Department of Family and Children Services that allowed younger lawyers to spend time with foster children in the Fulton County program.

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 four (4) copies to the committee.

I have not taught any courses.

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.

None.

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.

No.

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).

See attached Financial Disclosure Report.

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.

It is possible that conflicts could arise in cases involving my former clients and my current law firm. In such cases, I will follow the Code of Conduct for United States Judges.

- b. Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

If I am confirmed, I will follow the federal recusal statutes and the Code of Conduct for United States Judges. If any issue of a potential conflict were to arise, I would seek advice from the Code of Conduct Committee of the Judicial Conference. In cases of uncertainty, I would err on the side of recusal.

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.

I have volunteered my services both through my involvement in the boards of various community organizations and through the provision of pro bono legal services. From 1998 to 2000, for example, I volunteered as a board member for Safe Homes, which provides emergency housing for victims of domestic violence in Atlanta, Georgia. From 2001 to 2006, I served as the Director of the Community Service Committee of the Younger Lawyers' Division of the State Bar of Georgia. During this time period, I

volunteered with numerous community service projects and was involved in their planning and implementation. From 2002 to 2003, I chaired the American Bar Association's disaster relief program for Alabama and Georgia. During this time, I worked with FEMA to coordinate pro bono legal services for victims of natural disasters. Since 2004, I have volunteered with GreenLaw, which provides pro bono environmental legal services in Georgia to non-profit organizations and to community groups. I have also been active in various bar association activities that involve one-time public service projects, fundraising for pro bono projects, mentoring, and working to improve the professionalism of the bar.

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.

In February 2009, a Judicial Advisory Panel was appointed by the Georgia Democratic Congressional Delegation to review applicants for the vacancies in the Georgia federal district courts. On February 28, 2009, I submitted a letter of interest and resume to the Panel. The Panel then requested certain applicants to complete a full questionnaire, which I did prior to a March 18, 2009, deadline. On April 14, 2009, I interviewed with the Panel in Atlanta, Georgia. Since December 19, 2011, I have been in contact with officials from the White House Counsel's Office and the Office of Legal Policy at the Department of Justice. On November 21, 2013, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, D.C. On December 19, 2013, the President submitted my nomination to the Senate. On January 6, 2014, the President submitted my renomination to the Senate.

- 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.

**FINANCIAL DISCLOSURE REPORT
NOMINATION FILING**

*Report Required by the Ethics
in Government Act of 1978
(5 U.S.C. app. §§ 101-111)*

1. Person Reporting (last name, first, middle initial) May, Leigh M.	2. Court or Organization United States District Court, Northern District of Georgia	3. Date of Report 01/06/2014
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) U.S. District Judge	5a. Report Type (check appropriate type) ☒ Nomination Date 01/06/2014 ☐ Initial ☐ Annual ☐ Final	6. Reporting Period 01/01/2013 to 1/03/2014
	5b. ☐ Amended Report	
7. Chambers or Office Address 2719 Buford Highway Atlanta, GA 30324		
IMPORTANT NOTES: <i>The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information.</i>		

I. POSITIONS. *(Reporting individual only; see pp. 9-13 of filing instructions.)*

☐ NONE *(No reportable positions.)*

<u>POSITION</u>	<u>NAME OF ORGANIZATION/ENTITY</u>
1. Partner	Butler, Wooten & Fryhofer, LLP
2. Secretary and Director	GreenLaw
3. Director	Southern Trial Lawyers Association
4. Director	Attorneys Information Exchange Group
5. Director	Georgia Trial Lawyers Association
6. Vice Chair, Secretary and Director	Atlanta Bar Association, Litigation Section

II. AGREEMENTS. *(Reporting individual only; see pp. 14-16 of filing instructions.)*

☒ NONE *(No reportable agreements.)*

<u>DATE</u>	<u>PARTIES AND TERMS</u>
1.	
2.	
3.	

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

May, Leigh M.

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III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of filing instructions.)*

A. Filer's Non-Investment Income

☐ NONE *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>INCOME</u> (yours, not spouse's)
1. 2013	Butler, Wooten & Fryhofer, LLP	\$935,660.00
2. 2012	Butler, Wooten & Fryhofer, LLP	\$1,214,842.00
3.		
4.		

B. Spouse's Non-Investment Income - *If you were married during any portion of the reporting year, complete this section.*

(Dollar amount not required except for honoraria.)

☐ NONE *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1. 2013	Self-employed architect
2.	
3.	
4.	

IV. REIMBURSEMENTS -- *transportation, lodging, food, entertainment.*

(Includes those to spouse and dependent children; see pp. 25-27 of filing instructions.)

☐ NONE *(No reportable reimbursements.)*

<u>SOURCE</u>	<u>DATES</u>	<u>LOCATION</u>	<u>PURPOSE</u>	<u>ITEMS PAID OR PROVIDED</u>
1. Exempt				
2.				
3.				
4.				
5.				

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V. GIFTS. *(Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.)*

☐

NONE *(No reportable gifts.)*

SOURCE

DESCRIPTION

VALUE

1. Exempt

2.

3.

4.

5.

VI. LIABILITIES. *(Includes those of spouse and dependent children; see pp. 32-33 of filing instructions.)*

☒

NONE *(No reportable liabilities.)*

CREDITOR

DESCRIPTION

VALUE CODE

1.

2.

3.

4.

5.

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VII. INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

☐ NONE (No reportable income, assets, or transactions.)

A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code 1 (A-H)	(2) Type (e.g., div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g., buy, sell, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. Bank of America Cash Accounts	A	Interest	N	T					
2. Brokerage Account # 1									
3. - GREIF INC. Bond	A	Interest	J	T					
4. - AMERICAN CENTURY GLOBAL GOLD FUND CL A Mutual Fund	A	Dividend	J	T					
5. - EATON VANCE EMRG MKTS LOCAL INC A Mutual Fund	A	Dividend	J	T					
6. - EATON VANCE FLOATING RATE FD CL A Mutual Fund	A	Dividend	J	T					
7. - INTEL CORP Stock	A	Dividend	J	T					
8. - LORD ABBETT SHORT DUR INCOME FD CL A Mutual Fund	A	Dividend	J	T					
9. - MARATHON VALUE PORTFOLIO Mutual Fund	A	Dividend	J	T					
10. - U S BANCORP DEL NEW Stock	A	Dividend	K	T					
11. - APPLE INC Stock	A	Dividend	K	T					
12. - NOBLE GROUP LTD Stock	A	Dividend	J	T					
13. - Schwab Money Market Fund	A	Interest	K	T					
14. - US TREAS Note	A	Interest							
15. - LOOMIS SAYLES INVESTMENT GRADE BD CL A Mutual Fund	A	Dividend							
16. IRA # 1	A	Int./Div.	M	T					
17. - PIMCO Total Return Mutual Fund									

1. Income Gain Codes:
(See Columns B1 and D4)

A =\$1,000 or less
F =\$50,001 - \$100,000

B =\$1,001 - \$2,500
G =\$100,001 - \$1,000,000

C =\$2,501 - \$5,000
H1 =\$1,000,001 - \$5,000,000

D =\$5,001 - \$15,000
H2 =More than \$5,000,000

E =\$15,001 - \$50,000

2. Value Codes
(See Columns C1 and D3)

J =\$15,000 or less
N =\$250,001 - \$500,000
P3 =\$25,000,001 - \$50,000,000

K =\$15,001 - \$50,000
O =\$500,001 - \$1,000,000

L =\$50,001 - \$100,000
P1 =\$1,000,001 - \$5,000,000
P4 =More than \$50,000,000

M =\$100,001 - \$250,000
P2 =\$5,000,001 - \$25,000,000

3. Value Method Codes
(See Column C2)

Q =Appraisal
U =Book Value

R =Cost (Real Estate Only)
V =Other

S =Assessment
W =Estimated

T =Cash Market

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VII. INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

☐ NONE (No reportable income, assets, or transactions.)

A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code 1 (A-H)	(2) Type (e.g., div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g., buy, sell, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
18. - PIMCO Real Return Mutual Fund									
19. - Oppenheimer Intl Bond Mutual Fund									
20. - Mutual Global Discovery Mutual Fund									
21. - PIMCO All Asset Mutual Fund									
22. - BlackRock Global Allocation Mutual Fund									
23. - Ivy Asset Strategy Mutual Fund									
24. - Fidelity ContraFund Mutual Fund									
25. - Capital World Growth & Income									
26.									
27.									
28.									
29.									
30.									

1. Income Gain Codes:
(See Columns B1 and D4)

2. Value Codes
(See Columns C1 and D3)

3. Value Method Codes
(See Column C2)

A =\$1,000 or less

F =\$50,001 - \$100,000

J =\$15,000 or less

N =\$250,001 - \$500,000

P3 =\$25,000,001 - \$50,000,000

Q =Appraisal

U =Book Value

B =\$1,001 - \$2,500

G =\$100,001 - \$1,000,000

K =\$15,001 - \$50,000

O =\$500,001 - \$1,000,000

R =Cost (Real Estate Only)

V =Other

C =\$2,501 - \$5,000

H1 =\$1,000,001 - \$5,000,000

L =\$50,001 - \$100,000

P1 =\$1,000,001 - \$5,000,000

P4 =More than \$50,000,000

S =Assessment

W =Estimated

D =\$5,001 - \$15,000

H2 =More than \$5,000,000

M =\$100,001 - \$250,000

P2 =\$5,000,001 - \$25,000,000

T =Cash Market

E =\$15,001 - \$50,000

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VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of report.)*

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IX. CERTIFICATION.

I certify that all information given above (including information pertaining to my spouse and minor or dependent children, if any) is accurate, true, and complete to the best of my knowledge and belief, and that any information not reported was withheld because it met applicable statutory provisions permitting non-disclosure.

I further certify that earned income from outside employment and honoraria and the acceptance of gifts which have been reported are in compliance with the provisions of 5 U.S.C. app. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature: s/ Leigh M. May

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILLFULLY FALSIFIES OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)

Committee on Financial Disclosure
Administrative Office of the United States Courts
Suite 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544

FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

ASSETS				LIABILITIES			
Cash on hand and in banks		416	197	Notes payable to banks-secured			
U.S. Government securities				Notes payable to banks-unsecured			
Listed securities – see schedule		278	837	Notes payable to relatives			
Unlisted securities				Notes payable to others			
Accounts and notes receivable:				Accounts and bills due			
Due from relatives and friends				Unpaid income tax			
Due from others				Other unpaid income and interest			
Doubtful				Real estate mortgages payable – see schedule		531	367
Real estate owned – see schedule		725	000	Chattel mortgages and other liens payable			
Real estate mortgages receivable				Other debts-itemize:			
Autos and other personal property		55	000				
Cash value-life insurance							
Other assets itemize:							
				Total liabilities		531	367
				Net Worth		943	667
Total Assets	1	475	034	Total liabilities and net worth	1	475	034
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor				Are any assets pledged? (Add schedule)	No		
On leases or contracts				Are you defendant in any suits or legal actions?	No		
Legal Claims				Have you ever taken bankruptcy?	No		
Provision for Federal Income Tax							
Other special debt							

FINANCIAL STATEMENT

NET WORTH SCHEDULES

Listed Securities

American Century Global Gold Fund	\$ 678
Apple, Inc. stock	33,188
BlackRock Global Allocation Fund	28,607
Capital World Growth & Income Fund	10,487
Eaton Vance Emerging Markets Local Income Fund	1,404
Eaton Vance Floating Rate Fund	2,106
Fidelity Contrafund	12,757
Greif, Inc. bond	5,525
Intel Corporation stock	7,737
Ivy Asset Strategy Fund	32,172
Lord Abbett Short Duration Income Fund	2,032
Marathon Value Portfolio	11,340
Mutual Global Discovery Fund	21,471
Noble Group Limited Fund	8,340
Oppenheimer International Bond Fund	15,983
PIMCO All Asset Fund	18,529
PIMCO Real Return Fund	16,611
PIMCO Total Return Fund	33,914
US Bancorp stock	15,956
Total Listed Securities	<u>\$ 278,837</u>

Real Estate Owned

Personal residence #1	\$ 400,000
Personal residence #2	110,000
Vacation home	215,000
Total Real Estate Owned	<u>\$ 725,000</u>

Real Estate Mortgages Payable

Personal residence #1	\$ 383,294
Vacation home	148,073
Total Real Estate Mortgages Payable	<u>\$ 531,367</u>

AFFIDAVIT

I, Leigh Martin May, do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

1/3/14
(DATE)

Leigh Martin May
(NAME)

Cathy Huff
(NOTARY)

