

January 25, 2019

The Honorable Lindsey Graham
Chairman
Committee on the Judiciary
United States Senate
Washington, DC 20510

The Honorable Dianne Feinstein
Ranking Member
Committee on the Judiciary
United States Senate
Washington, DC 20510

Dear Chairman Graham and Ranking Member Feinstein:

I have reviewed the questionnaire submitted to the Senate Judiciary Committee on August 29, 2018, in connection with my nomination to be a circuit judge on the United States Court of Appeals for the Sixth Circuit. With the additional information listed below, I certify that the information in these documents is, to the best of my knowledge, true and accurate.

Question 16(e):

I was counsel of record on a reply brief supporting a petition for certiorari listed on my initial questionnaire. *Shoop v. Hill*, No. 18-56 (reply brief in support of cert., available at https://www.supremecourt.gov/DocketPDF/18/18-56/63169/20180910134537479_Hill%20Cert%20Reply.pdf). The U.S. Supreme Court has since summarily reversed the Court of Appeals for the Sixth Circuit in this case. *See Shoop v. Hill*, No. 18-56, slip op. at 8 (U.S. Jan. 7, 2019).

Attorneys in the Appeals Section of the Ohio Attorney General's Office filed briefs in opposition to certiorari in *Lang v. Bobby*, No. 18-6174 (cert. denied) (brief in opposition, available at https://www.supremecourt.gov/DocketPDF/18/18-6174/73969/20181203161404104_18-6174%20Lang%20BIO.pdf), and *Stojetz v. Shoop*, No. 18-6727 (pending) (brief in opposition, available at https://www.supremecourt.gov/DocketPDF/18/18-6727/81014/20190118112059983_Stojetz%20BIO.pdf).

The State of Ohio, through then-Ohio Attorney General Mike DeWine, joined the following multi-State *amicus* briefs:

Maryland-Nat'l Capital Park & Planning Comm'n v. Am. Humanist Ass'n, Nos. 17-1717 & 18-18 (pending) (merits *amicus*, available at

https://www.supremecourt.gov/DocketPDF/17/17-1717/77502/20181224111808599_FINAL%20Merits%20Stage%20Amicus%20Am.%20Legion%20v%20Am.%20Humanist%20Cross%20Case.pdf).

Franchise Tax Bd. of Cal. v. Hyatt, No. 17-1299 (pending) (merits amicus, available at https://www.supremecourt.gov/DocketPDF/17/17-1299/64090/20180918134422285_Brief%20of%20Indiana%20and%2043%20Other%20States%20as%20Amici%20Curiae%20in%20Support%20of%20Petitioner.pdf).

Gamble v. United States, No. 17-646 (pending) (merits amicus, available at https://www.supremecourt.gov/DocketPDF/17/17-646/70803/20181101165831039_17-646%20bsac%20Texas.pdf).

Box v. Planned Parenthood of Ind. & Ky., Inc., No. 18-483 (pending) (cert. amicus, available at https://www.supremecourt.gov/DocketPDF/18/18-483/72184/20181115122354603_18-483%20Brief%20of%20States%20of%20Wisconsin%20et%20al%20Supporting%20Petitioners.pdf).

Tenn. Wine and Spirits Retailers Ass'n v. Blair, No. 18-96 (pending) (merits amicus, available at https://www.supremecourt.gov/DocketPDF/18/18-96/72811/20181120153341467_Tennessee%20Wine%20and%20Spirits%20v.%20Blair%20IL%20Multistate%20Amicus%20FINAL.pdf).

Rutledge v. Pharm. Care Mgmt. Ass'n, No. 18-540 (pending) (cert. amicus, available at https://www.supremecourt.gov/DocketPDF/18/18-540/72936/20181121130750103_No.%2018-540%20Amicus%20Brief%2011-21-18.Final.pdf).

Kansas v. Glover, No. 18-556 (pending) (cert. amicus, available at https://www.supremecourt.gov/DocketPDF/18/18-556/73516/20181128133148631_Amicus%20Brief%20of%20Oklahoma%20et%20al.pdf).

United States v. Haymond, No. 17-1672 (pending) (cert. amicus, available at https://www.supremecourt.gov/DocketPDF/17/17-1672/77362/20181221140948868_17-1672%20Amicus%20Brief%20Utah.pdf).

The State of Ohio, through Ohio Attorney General Dave Yost, joined the following multi-State *amicus* briefs:

Rogers v. Grewal, No. 18-824 (pending) (cert. amicus, available at https://www.supremecourt.gov/DocketPDF/18/18-824/73516/20181128133148631_Amicus%20Brief%20of%20Oklahoma%20et%20al.pdf).

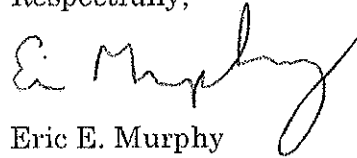
824/81123/20190118153333691_AZ%20Amicus%20Brief%20-%20Rogers%20v.%20Grewal_FINAL%20-%2023%20States.pdf).

Question 26(a):

On October 10, 2018, I testified before the Senate Judiciary Committee about my nomination. The recording and my Responses to Questions for the Record are available at <https://www.judiciary.senate.gov/meetings/10/10/2018/nominations>.

I am also forwarding an updated net worth statement and financial disclosure report. I thank the Committee for its consideration of my nomination.

Respectfully,

A handwritten signature in black ink, appearing to read "E. Murphy", with a stylized flourish at the end.

Eric E. Murphy