

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Luis Felipe Restrepo (Phil Restrepo)

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

United States Circuit Judge for the Third Circuit

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.

James A. Byrne Federal Courthouse
601 Market Street, Suite 8613
Philadelphia, Pennsylvania 19106

Residence: Swarthmore, Pennsylvania

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

1959; Medellin, Colombia

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.

1983 – 1986, Tulane University Law School; J.D., 1986

1979 – 1981, University of Pennsylvania; B.A., 1981

1977 – 1979, George Mason University; no degree

6. **Employment Record:** List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, nonprofit 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 or address of the employer and job title or description.

2013 – present
United States District Court for the Eastern District of Pennsylvania
601 Market Street, Suite 8613
Philadelphia, Pennsylvania 19016
United States District Judge

2006 – 2013
United States District Court for the Eastern District of Pennsylvania
601 Market Street, Suite 3038
Philadelphia, Pennsylvania 19106
United States Magistrate Judge

1993 – present
Temple University, Beasley School of Law
1719 North Broad Street
Philadelphia, Pennsylvania 19122
Adjunct Professor

1997 – 2009
University of Pennsylvania Law School
3501 Sansom Street
Philadelphia, Pennsylvania 19104
Adjunct Professor

1993 – 2006
Krasner and Restrepo
(now defunct)
Philadelphia, Pennsylvania
Partner

1990 – 1993
Federal Community Defender for the Eastern District of Pennsylvania
Suite 540 West, The Curtis Center
601 Walnut Street
Philadelphia, Pennsylvania 19106
Assistant Federal Defender

Spring 1992
Peirce College
1420 Pine Street
Philadelphia, Pennsylvania 19102
Adjunct Professor

1987 – 1990
Defender Association of Philadelphia
1441 Sansom Street

Philadelphia, Pennsylvania 19102
Assistant Defender

1986 – 1987
ACLU National Prison Project
915 15th Street, N.W.
Washington, D.C. 20005
Law Clerk

1984 – 1986
Tulane University
6823 Saint Charles Avenue
New Orleans, Louisiana 70118
Resident Advisor (1984 – 1985)
Senior Advisor (1985 – 1986)
Clerk/cashier, Tulane University Law School Bookstore (1985 – 1986)

1983 – 1985
Advantage International Sports Marketing
1751 Pinnacle Drive
McLean, Virginia 22102
Player/Client Liaison

1981 – 1983
ProServ Sports Marketing
Washington, D.C.
Player/Client Liaison (In 1983 the partnership at ProServ dissolved. ProServ was purchased by SFX in 1999 and is now a subsidiary of Clear Channel Entertainment.)

Other Affiliations (uncompensated unless otherwise indicated):

2011 – May 2014
Make-A-Wish Foundation of Philadelphia and Susquehanna Valley
One Valley Squire, Suite 133
512 Township Line Road
Blue Bell, Pennsylvania 19422
Board of Directors

2001 – 2008
Russell Byers Charter School
1911 Arch Street
Philadelphia, Pennsylvania 19103
Board of Trustees

2001 – 2008
Camac Street Partners

239 South Camac Street
Philadelphia, Pennsylvania 19107
Partner (receive rental income)

2000 – 2006
North Philadelphia Health System
1600 West Girard Avenue
Philadelphia, Pennsylvania 19130
Board of Governors

1996 – 2006
Defender Association of Philadelphia
1441 Sansom Street
Philadelphia, Pennsylvania 19102
Federal Trustee and Secretary of the Board of Directors

1994 – 1998
Pennsylvania Capital Case Resource Center
437 Chestnut Street
Philadelphia, Pennsylvania 19106
Board of Directors and Vice-President at Large

1992 – 1994, 1997
Hispanic Bar Association of Pennsylvania
P.O. Box 59106
Philadelphia, Pennsylvania 19102
President (1993 – 1994)
Board of Directors (1992, 1997)

1996
Philadelphia Bar Education Center
1101 Market Street, 11th Floor
Philadelphia, Pennsylvania 19107
Board of Directors

1994 – 1995
Philadelphia Bar Association
1101 Market Street, 11th Floor
Philadelphia, Pennsylvania 19107
Board of Governors

1993
Police/*Barrio* Relations Project
2828 North Fifth Street, 2nd Floor
Philadelphia, Pennsylvania 19133
Board of Directors

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 nor have I registered for selective service. I was not required to register for selective service due to my age at the time I was given permanent resident status.

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.

Rutgers Camden Law School – *Campeones de la Justicia* award for dedication and commitment as a leader for the Hispanic Legal Community (2014)

Impacto Latin Newspaper, Recognized as one of the Most Influential Latinos in the Delaware Valley (2012)

Philadelphia Bar Association, Justice William J. Brennan Jr. Distinguished Jurist Award (2010)

Hispanic Bar Association of Pennsylvania, *La Justicia* Award (2010)

University of Pennsylvania Law School, Irving R. Segal Lectureship in Advocacy in recognition for outstanding service to the University of Pennsylvania Law School (2003 – 2005)

Temple University Law School, Gideon Award presented for work which demonstrates a commitment to ensuring that the indigent are afforded competent defense counsel (2004)

Philadelphia Bar Association Criminal Justice Section and the Justinian Society, Cesare Beccaria Award for demonstrating a commitment to criminal justice issues and teaching services (2000)

Balch Institute, New American/New Freedom Committee Award in Appreciation for Outstanding Service to the Greater Philadelphia Community and the Nation (1995)

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.

American Law Institute

Civil Business Committee for the Eastern District of Pennsylvania

Criminal Justice Act Attorney Selection Committee for the Eastern District of Pennsylvania

Defender Association of Philadelphia

Federal Trustee and Secretary of the Board of Directors (1996 – 2006)

Federal Court Interpreter Services Committee

Federal Court Outreach Committee for the Eastern District of Pennsylvania

Hispanic Bar Association of Pennsylvania

President (1993 – 1994)

Board of Directors (1992, 1997)

Legal Education Fund Banquet Co-chair (1992)

Hispanic National Bar Association

Merit Selection Panel, United States Magistrate Judge Selection

National Conference of Criminal Justice Act Attorneys

Representative of the Eastern District of Pennsylvania (1995 – 2006)

Pennsylvania Capital Case Resource Center

Board of Directors and Vice-President at Large (1994 – 1998)

Pennsylvania Commission on Crime and Delinquency

Economic Crime and Development Committee, DNA Sub-Committee (2003)

Philadelphia Bar Association

Public Interest Section's Louis Pollak Award Selection Committee (2013, 2014)

Special Committee on Criminal Defense Fee Issue (2000)

Committee to Promote Fairness in the Philadelphia Legal System (2000)

Commission on Judicial Selection and Retention (1993 – 1994, 1999 – 2001)

Board of Governors (1994 – 1995)

Lawyers' Fund for Equal Justice, Bar Association effort to solicit funds for
Community Legal Services (1994)

Philadelphia Bar Education Center

Board of Directors (1996)

The Temple American Inn of Court

Third Circuit Judicial Council Committee on Magistrate Judges

Third Circuit Judicial Council Defender Services Committee

Third Circuit Judicial Council Reentry Courts Committee

Third Circuit Task Force for Equal Treatment in the Courts, Commission on Race and Ethnicity

10. **Bar and Court Admission:**

- a. List the date(s) that you were admitted to the bar of any state and any lapse in membership. Please explain the reason for any lapse in membership.

Pennsylvania, 1986
District of Columbia, 1989

I was an active member of the Pennsylvania Bar from 1986 until I resigned upon becoming a magistrate judge in 2006. I was an inactive member of the District of Columbia Bar from 1989 until I resigned upon becoming a magistrate judge in 2006.

- 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 Court of Appeals for the Third Circuit, 1990
United States District Court for the Eastern District of Pennsylvania, 1990
United States District Court for the District of Columbia, 1988
Supreme Court of Pennsylvania, 1986

There were no lapses in any 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.

Junior Legal Club of Philadelphia (2012 – present)

Make-A-Wish Foundation of Philadelphia and Susquehanna Valley
(2011 – May 2014)
Board of Directors

North Philadelphia Health System (2000 – 2006)
Board of Governors

Russell Byers Charter School (2001 – 2008)
Board of Trustees

Tribute to Professor Edward D. Ohlbaum Committee, Temple School of Law
(2013 – 2014)
Committee Member

- 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.

None of the organizations listed in response to 11a 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 on the Internet. Supply four (4) copies of all published material to the Committee.

Don't Neglect Life Outside of Workplace, PHILA. BAR REP., Apr. 2006. Copy supplied.

Impeach Clinton? Here's Advice From Counsel: Political Not Legal, PHILADELPHIA DAILY NEWS, Sept. 15, 1998. Copy supplied.

Jury Selection in Federal Cases - The Fundamentals of Voir Dire Relevant to Trial Practice, LEGAL INTELLIGENCER, June 12, 1995. Copy supplied.

Excluding Bilingual Jurors May Be Racist, NAT'L L.J., Apr. 17, 1995. Copy supplied.

Community Legal Services Deserves Your Support, LEGAL EMP., June 3, 1994. Copy supplied.

False Logic Misdirects the U.S. War on Drugs, NAT'L L.J., Apr. 12, 1993. Copy supplied.

To Be or Not To Be a Cooperating Defendant, 7 CRIM. JUST., no. 4, 1993. Copy supplied.

Voir Dire in Wake of Supreme Court's McCollum Decision, LEGAL INTELLIGENCER, Oct. 21, 1992. Copy supplied.

Attorneys Working With Translators Must Watch Over Defendant Rights, NAT'L L.J., Sept. 28, 1992. Copy supplied.

City Needs Panel to Oversee Cops, PHILA. DAILY NEWS, Aug. 19, 1992. Copy supplied.

Los Derechos del Acusado de un Crimen en la Vista Preliminar, en el Juicio y en la Sentencia, COMMUNITY FOCUS, Feb. 13, 1992. Copy supplied.

Derechos del Acusado en un Crimen, COMMUNITY FOCUS, Feb. 6, 1992. Copy supplied.

F.A.S.T., The Continued Federalization of the Drug War in the Eastern District of Pennsylvania, LEGAL INTELLIGENCER, Jan. 27, 1992. Copy supplied.

La Ley y Sus Derechos, COMMUNITY FOCUS, Jan. 23, 1992. Copy supplied.

Criminal Defense Manual, Federal Community Defender Office, Eastern District of Pennsylvania, printed by the Clerk of Court, Nov. 1991; 2nd ed. Dec. 1992; 3rd ed. Mar. 1994. Copy of 1992 edition supplied.

Guilty Plea, POST-CONVICTION REMEDIES: A SELF-HELP MANUAL, Chapter DC, (George N. Brezna ed., Oceana 1988). Copy supplied.

Smoking in Prison: Weighing Privilege to Smoke Against Rights of Non-Smokers, J. OF THE NAT'L PRISON PROJECT, no. 12, Summer 1987. 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.

Since 2009, United States Magistrate Judge Timothy R. Rice and I have provided the judges of the United States District Court with a report summarizing our Reentry Court efforts. This report is generated once a year. Copies of the 2009, 2010, 2011 and 2012, 2013 and 2014 reports have been supplied.

In 1998, I was a member of the Third Circuit Task Force for Equal Treatment in the Courts, Commission on Race and Ethnicity. The Commission issued a report. My efforts as a member of the Commission were directed toward language issues and access to interpreters in the courts. Copy 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.

February 13, 2013: I testified at my confirmation hearing before the Judiciary Committee of the United States Senate to be United States District Court Judge for the Eastern District of Pennsylvania. I also answered Questions for the Record presented to me by United States Senators Grassley and Cruz. Video of the hearing is available at <http://www.judiciary.senate.gov/meetings/judicial-nominations-2013-02-13> and a copy of my responses to the written questions is supplied.

March 19, 2007: I appeared before the Wallingford Swarthmore School Board and asked that they fund the "Foreign Language is Elementary" program. Minutes supplied.

February 13, 2001: I testified at a hearing before the Pennsylvania Supreme Court Committee on Racial and Gender Bias in the Judicial System Related to Litigants with Limited English Proficiency. I testified about the potential impact of *Hernandez v. New York* on prospective jurors that speak a second language. I also noted that the high cost of running for election made it prohibitive for Latino candidates to run for office particularly for appellate positions in Pennsylvania. I have no notes, transcript or recording.

- 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.

Since 1992, I have taught trial advocacy programs for practicing attorneys with the National Institute for Trial Advocacy. I have taught and helped coordinate such programs as a "Team Leader" and an "Assistant Team Leader" approximately 32 times. The programs have been held in Philadelphia, Pennsylvania, San Francisco, California, and Boulder, Colorado. I have no notes, transcript, or recording. The address of the National Institute for Trial Advocacy is 1685 38th Street, Suite 200, Boulder, Colorado 80301.

October 17, 2014: Panelist, "Reentry Courts – New Opportunities for Returning Citizens," Philadelphia Bar Association, Atlantic City, New Jersey. Handout previously supplied in response to 12b.

October 17, 2014: Panelist, "False Claims Act or Whistleblower Litigation: What Every Practitioner Must Know About This Constantly Developing Area of Law," Philadelphia Bar Association, Atlantic City, New Jersey. My comments focused on sealing issues and settlement protocols in the Eastern District of Pennsylvania. I have no notes, transcript, or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19017.

September 18, 2014: Panelist, "Sentencing Forum: Re-Entry Projects," United States Sentencing Commission, Washington, DC. Handout previously supplied in response to 12b.

August 21, 2014: Presiding Judge, Naturalization Ceremony, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I delivered welcoming remarks and administered the oath of citizenship. I have no notes, transcript or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

August 1, 2014: Panelist, "Judicial Panel on Persuasion," National Academy of Criminal Defense Lawyers, Philadelphia, Pennsylvania. Recording supplied.

June 16, 2014: Panelist, "Smart on Crime Implementation" Workshop, Federal Judicial Center and the United States Department of Justice, Washington, DC. Handout previously supplied in response to 12b and recording supplied.

May 21, 2014: Speaker, "Dimensions in Living" Career Day, Strath Haven Middle School, Wallingford, Pennsylvania. I spoke about my job as a United States district judge. I have no notes, transcript, or recording. The address of Strath Haven Middle School is 200 Providence Road, Wallingford, Pennsylvania 19086.

May 8, 2014: Panelist, "Pull of Gravity" Screening and Discussion of the Reentry Program in the Eastern District of Pennsylvania, Third Circuit Judicial Conference, Hershey, Pennsylvania. Handout previously supplied in response to 12b.

April 29, 2014: Panelist, "USSC Guidelines at a Crossroads," American Bar Association Young Lawyers Division, Philadelphia, Pennsylvania 19103. I offered comments about effective representation at sentencing in federal court. I have no notes, transcript, or recording. The address of the American Bar Association is 740 15th Street, N.W., Washington, DC 20005.

April 25, 2014: Panelist, "Morning With the Judges," Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I offered comments about effective representation at trial and at settlement conferences in employment cases. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

April 22, 2014: Speaker, "Settlement Process," University of Pennsylvania Law School Civil Clinical Program, Philadelphia, Pennsylvania. I discussed the settlement process in civil litigation with law students. I have no notes, transcript, or recording. The address of The University of Pennsylvania Law School is 3501 Sansom Street, Philadelphia, Pennsylvania 19104.

April 8, 2014: Presiding Judge, "Inter Partes Review," Philadelphia Intellectual Property Law Association and the Pennsylvania Bar Institute, Philadelphia, Pennsylvania. Recording supplied.

April 3, 2014: Speaker, *Alianza* Banquet, Rutgers Camden Law School, Camden, New Jersey. I thanked the group for honoring me and encouraged students to participate in pro bono and community work. I have no notes, transcript, or recording. The address of Rutgers School of Law is 217 North Fifth Street, Camden, New Jersey 08102.

February 28, 2014: Speaker, Capital City Public Charter School Class Presentation, Washington, DC. I have no notes, transcript, or recording. I spoke with a class of high school students about my career and educational background. The address of Capital City Public Charter School is 100 Peabody Street, N.W., Washington, DC 20011.

February 20, 2014: Presiding Judge, Naturalization Ceremony, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I offered welcoming remarks and administered the oath of citizenship. I have no notes, transcript or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

February 19, 2014: Panelist, "State of the Court in the Eastern District of Pennsylvania," Philadelphia Bar Association, Philadelphia, Pennsylvania. Podcast is available at: <https://player.fm/series/philadelphia-bar-association-speaker-programs/us-district-court-judges-anita-b-brody-mitchell-s-goldberg-l-felipe-restrepo-eduardo-c-robreno-and-cynthia-m-rufe-on-the-state-of-the-court-with-the-federal-courts-committee-on-feb-19-2014>.

February 17, 2014: Panelist, "Judges: How Do They Judge?," American Constitution Society Student Chapter of Temple University Law School, Philadelphia, Pennsylvania. I discussed the importance of oral argument and the decision making process from my perspective as a district court judge. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street Philadelphia, Pennsylvania 19122.

February 7, 2014: Panelist, Civil Practice in the Eastern District of Pennsylvania, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. Recording supplied.

February 6, 2014: Guest Speaker, Naturalization Ceremony, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I relied on the same remarks supplied for the March 22, 2007 speech.

November 22, 2013: Featured Speaker, "Hispanic Heritage Week," United States Attorney's Office for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I spoke about my family's immigration to the United States and the lives we have established in the United States. I have no notes, transcript, or recording. The office of the United States Attorney is 615 Chestnut Street, Suite 1050, Philadelphia, Pennsylvania 19106.

November 20, 2013: Panelist, "Do's and Don'ts in Federal Court – What Makes Judges Unhappy," Philadelphia Bar Association, Philadelphia, Pennsylvania. Podcast available at <https://player.fm/series/philadelphia-bar-association-speaker-programs/judges-l-felipe-restrepo-and-timothy-j-savage-on-dos-and-donts-in-federal-court-at-the-nov-20-2013-meeting-of-the-federal-courts-committee>.

October 28, 2013: Speaker, Public Interest Lawyering Class, University of Pennsylvania Law School, Philadelphia, Pennsylvania. I spoke of the rewards and challenges of being a public interest attorney. I have no notes, transcript, or recording. The address of the University of Pennsylvania Law School is 3501 Sansom Street, Philadelphia, Pennsylvania 19104.

October 11, 2013: Speaker at my investiture as a United States District Court Judge, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. Transcript supplied.

September 26, 2013: Panelist, Habeas Corpus "Perspective From the Bench," Pennsylvania Bar Institute, Philadelphia, Pennsylvania. Recording supplied.

September 17, 2013: Panelist, "Diversity and the Judiciary: Success Stories from the Latino Community," Hispanic Bar Association of Pennsylvania, Philadelphia, Pennsylvania. I discussed my career path. I have no notes, transcript, or recording. The address of the Hispanic Bar Association is P.O. Box 59106, Philadelphia, Pennsylvania 19102.

June 12, 2013: Coordinator and Judge, Trial of Dorothy in the "Wizard of Oz" for students in grades 1-5, Swarthmore Rutledge School and Pennsylvania and Philadelphia Bar Associations, Swarthmore, Pennsylvania. I have no notes, transcript, or recording. The address of the Swarthmore Rutledge School is 100 College Avenue, Swarthmore, Pennsylvania 19081.

May 22, 2013: Speaker, "Dimensions in Living" Career Day, Strath Haven Middle School, Wallingford, Pennsylvania. I spoke about my job as a United States magistrate judge. I have no notes, transcript, or recording. The address of Strath Haven Middle School is 200 Providence Road, Wallingford, Pennsylvania 19086.

May 10, 2013: Speaker, Investiture of United States Magistrate Timothy Sullivan, United States Courthouse for the District of Maryland, Greenbelt, Maryland. Transcript supplied.

December 11-13, 2012: Panelist, "A View From the Bench" and presided over trials for new Assistant United States Attorneys, National Advocacy Center, Columbia, South Carolina. My comments during the panel discussion were focused on how to be an effective advocate. I have no notes, transcript, or recording. The address of the National Advocacy Center is 1620 Pendleton Street, Columbia, South Carolina 29201.

October 5, 2012: Panelist, "Vanishing Trials: Building Trial Skills in the Age of Settlement and ADR," Women's Committee of the Philadelphia Bar Association, Atlantic City, New Jersey. My remarks were focused on ways to improve the trial skills of younger attorneys and include them in the trial process. I have no notes, transcript, or recording. The address of the Women's Committee of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

September 21, 2012: Panelist, Federal Practice in the United States District Court for the Eastern District of Pennsylvania, Chester County Bar Association's Bench Bar Conference, Hamburg, New Jersey. My comments emphasized the role of United States Magistrate Judges in the litigation and settlement process in the Eastern District of Pennsylvania. I have no notes, transcript, or recording. The address of the Chester County Bar Association is 15 West Gay Street, West Chester, Pennsylvania 19380.

July 26, 2012: Guest Speaker, Naturalization Ceremony, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I relied on the same remarks supplied for the March 22, 2007 speech.

June 21, 2012: Speaker, Forum on Diversity Initiatives and on Pursuing a Legal Education, Rutgers Law School, Camden, New Jersey. My comments emphasized the need to network, manage student loans and the value of a legal education. I have no notes, transcript, or recording. The address of Rutgers Law School is 217 North Fifth Street, Camden, New Jersey 08102.

June 13, 2012: Judge, First Amendment Moot Court Argument, Strath Haven Middle School and the Pennsylvania Bar Association, Harrisburg, Pennsylvania. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Association is 100 South Street, Harrisburg, Pennsylvania 17101.

May 23, 2012: Speaker, "Dimensions in Living" Career Day, Strath Haven Middle School, Wallingford, Pennsylvania. I spoke about my job as a United States district judge. I have no notes, transcript, or recording. The address of Strath Haven Middle School is 200 Providence Road, Wallingford, Pennsylvania 19086.

May 17, 2012: Speaker, Law Day, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I spoke to a group of high school students about trials and the role of a judge at trial. I have no notes, transcript, or recording. The address of the Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19016.

May 9, 2012: Panelist, "Social Media and the Courts," Temple Law Alumni Association, Philadelphia, Pennsylvania. My remarks were focused on the impact social media has had on the discovery process and the cost of this discovery in litigation. I have no notes, transcript, or recording. The address of Temple Law School is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

April 26, 2012: Speaker, Bill of Rights Dinner, Federal Bar Association, Philadelphia, Pennsylvania. I made introductory remarks about Judge Louis Pollak, who was the honoree at the dinner. I have no notes, transcript, or recording. The address of the Federal Bar Association, Philadelphia Chapter, Criminal Law Committee is c/o Ron Levine, Esq., Post & Schell, Four Penn Center, 1600 JFK Boulevard, Philadelphia, Pennsylvania 19103.

April 24, 2012: Speaker, Inside/Out Program Graduation, Federal Detention Center in Philadelphia and Villanova Law School, Philadelphia, Pennsylvania. My remarks consisted of congratulating the participants in the program on their graduation and thanking the Dean of Villanova Law School for his support of the program. I have no notes, transcript, or recording. The address of the Federal Detention Center is Seventh and Arch Streets in Philadelphia, Pennsylvania 19107.

April 19, 2012: Panelist, "Tried and True Tips for Handling Discovery Disputes," Pennsylvania Bar Institute, Philadelphia, Pennsylvania. My remarks were focused on the most efficient ways to resolve discovery disputes using the services provided by United States Magistrate Judges in the Eastern District of Pennsylvania. I have no notes, transcript, or recording. The address of the PBI is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

March 7, 2012: Panelist, Organizational Dynamics Class, Wharton School of Business of the University of Pennsylvania, Philadelphia, Pennsylvania. I participated on a panel that judged the best fund raising proposal for the "Make a Wish" foundation. I have no notes, transcript, or recording. The address of the Wharton School of Business is 3730 Walnut Street, Philadelphia, Pennsylvania 19014.

February 16, 2012: Speaker, Memorial Celebration of Maureen Rowley, Esquire, Federal Bar Association, Philadelphia, Pennsylvania. Notes and recording supplied.

January 25, 2012: Speaker, Corruption Cases in Federal Court, Clerk of Court for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I addressed a group of judges and government officials from Iran. My comments focused on corruption that can lead to criminal charges and civil litigation that may flow from said corruption. I have no notes, transcript, or recording. The address of the United States District Court for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19016.

December 13-15, 2011: Panelist, "A View From the Bench" and presided over trials for new Assistant United States Attorneys, National Advocacy Center, Columbia, South Carolina. My comments during the panel discussion were focused on how to be an effective advocate. I have no notes, transcript, or recording. The address of the National Advocacy Center is 1620 Pendleton Street, Columbia, South Carolina 29201.

November 21, 2011: Speaker, Annual Dinner, Hispanic Bar Association Legal Education Fund, Philadelphia, Pennsylvania. I made introductory remarks about the keynote speaker, Dan Restrepo, Esquire. I have no notes, transcript, or recording. The address of the Hispanic Bar Association Legal Education Fund is P.O. Box 59106, Philadelphia, Pennsylvania 19102.

November 4, 2011: Speaker, "Extending a Helping Hand," Resources for Human Development, Philadelphia, Pennsylvania. I offered opening remarks at the job fair for former offenders. I have no notes, transcript, or recording. The address of the Resources for Human Development is 4700 Wissahickon Avenue, Philadelphia, Pennsylvania 19144.

October 28, 2011: Panelist, 2011 Symposium on "Sentencing Law: Rhetoric and Reality," University of Pennsylvania Law Review, Philadelphia, Pennsylvania. I discussed the federal prisoner reentry program in the United States District Court for the Eastern District of Pennsylvania. I provided the participants with materials supplied in response to question 12b.

October 19, 2011: Panelist, Judicial Education Program, Temple Beasley School of Law, Philadelphia, Pennsylvania. I discussed the support available to judges in the United States before a group of visiting judges from China. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

October 18, 2011: Judge, Finals of the Samuel Polsky Moot Court Competition, Temple University Beasley School of Law, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

October 17, 2011: Panelist, Relationship/Integration of Law Schools and the Community in the United States for a group of Iraqi Kurd judges, law professors and mayors, Temple University Beasley School of Law, Philadelphia, Pennsylvania. I discussed the various partnership models that courts and law schools have that enable students to get some experience working with judges while they are in law school. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

October 13, 2011: Panelist, "The Successful Settlement Conference: Tips from the Bench," National Police Accountability Project, Philadelphia, Pennsylvania. I relied on the outline supplied for the September 16, 2011 panel.

September 16, 2011: Panelist, Settlement of Civil Cases, Berks County Bar Association, Reading, Pennsylvania. Outline supplied.

September 15, 2011: Panelist, Third Circuit Reentry Conference, Rutgers University, Camden, New Jersey. I discussed the history of the federal reentry program in the Eastern District of Pennsylvania, the sanctions available to the presiding United States Magistrate Judge and the partnerships the program has established with various groups and organizations in Philadelphia. I have no notes, transcript, or recording. The address of Rutgers School of Law – Camden is 217 North Fifth Street, Camden, New Jersey 08102.

July 21, 2011: Speaker, Eastern District of Pennsylvania's Reentry Court Efforts, George Mason University Center for Advancing Correctional Excellence, Fairfax, Virginia. PowerPoint supplied.

May 16, 2011: Panelist, "Federal Discovery Disputes: A View From the Bench," Federal Courts Committee and the Young Lawyers Section of the Philadelphia Bar Association, Philadelphia, Pennsylvania. Podcast available at: <http://philadelphiabar.org/WebObjects/PBARReadOnly.woa/Contents/WebServerResources/CMSResources/fedcourts051611.mp3>.

April 13, 2011: Speaker, United States Attorney's Violence Prevention Initiative, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I spoke to a group of high school students about the role of a judge in the criminal justice system. I have no notes, transcript, or recording. The address of the United States District Court for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19016.

March 31, 2011: Judge, Parent Bar CLE Argument, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. Recording supplied.

March 18, 2011: Panelist, "Breaking Down Barriers to Reentry: A Conversation about Life after Conviction," University of Pennsylvania Law School Edward V. Sparer Symposium, Philadelphia, Pennsylvania. I relied on the materials supplied in

response to question 12b. Video of the panel is also available at:
https://www.youtube.com/watch?feature=player_embedded&v=b3oKu53-XbE.

December 7, 2010: Speaker, 2010 Justice William A. Brennan Award Ceremony, Philadelphia Bar Association, Philadelphia, Pennsylvania. I thanked the Bar Association for recognizing the STAR program and thanked Judge Rice for his efforts in coordinating the STAR program. I have no notes, transcript or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor Philadelphia, Pennsylvania 19107.

November 16, 2010: Panelist, Section 1983 Cases and Criminal Defense Issues Relevant to Pursuing a 1983 Claim, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I discussed the overlap of discovery in criminal cases and 1983 litigation. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

November 6, 2010: Panelist, Career Panel, Philadelphia Futures, Philadelphia, Pennsylvania. I offered some comments on how to pursue a legal career to a group of high school students. I have no notes, transcript, or recording. The address of Philadelphia Futures is 230 South Broad Street, 7th Floor, Philadelphia, Pennsylvania 19102.

November 4, 2010: Speaker, Settlement Process in the Federal District Court, Temple University Beasley School of Law, Philadelphia, Pennsylvania. My discussion with visiting judges from China focused on the support available to federal judges by way of law clerks, other courthouse and law enforcement personnel. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

November 4, 2010: Panelist, Career Panel, Temple University Law School – Latin American Law Students Association, Philadelphia, Pennsylvania. I provided students with career advice. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

September 21-23, 2010: Panelist, “A View From the Bench” and presided over trials for new Assistant United States Attorneys, National Advocacy Center, Columbia, South Carolina. My comments during the panel discussion were focused on how to be an effective advocate. I have no notes, transcript, or recording. The address of the National Advocacy Center is 1620 Pendleton Street, Columbia, South Carolina 29201.

September 14, 2010: Panelist, “Habeas Corpus,” Pennsylvania Bar Institute, Philadelphia, Pennsylvania. Recording supplied.

August 19, 2010: Guest Speaker, Class of 2013 Welcome, Temple University Law School, Philadelphia, Pennsylvania. Remarks supplied.

July 22, 2010: Speaker, High School Student Visit, United States Courthouse – LEAP Program, Philadelphia, Pennsylvania. I discussed the role of a judge at trial in both the criminal and civil context. I have no notes, transcript, or recording. The address of LEAP is 6 Royal Avenue, Glenside, Pennsylvania 19038.

July 13-15, 2010: Speaker, “Fair Criminal Trials Workshop,” Temple Law School, National Judicial College of China, High Peoples Court of Qinghai, and the Qinghai Minorities University School of Law, Xining, China. My comments focused on the importance of having counsel available to those accused of crimes. I have no notes, transcript, or recording, but press coverage is supplied. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

April 26, 2010: Panelist, Settlement Conferences, Philadelphia Bar Association, Philadelphia, Pennsylvania. My comments focused on the role of United States Magistrate Judges in the Eastern District of Pennsylvania in the settlement context. I have no notes, transcript, or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

April 15, 2010: Presiding Judge, Summary Judgment CLE, Philadelphia Intellectual Property Law Association and the Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

April 8, 2010: Speaker, United States Magistrate Workshop on Re-Entry Courts, Federal Judicial Center and the Administrative Office of United States Courts, San Francisco, California. I relied on the materials supplied in response to question 12b.

March 25, 2010: Panelist, “Federal Discovery Disputes: A View from the Bench,” Federal Court’s Committee and the Young Lawyers Section of the Philadelphia Bar Association, Philadelphia, Pennsylvania. My comments focused on the use of United States Magistrate Judges to help counsel resolve their discovery disputes in a quick, cost-effective manner. I have no notes, transcript, or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

February 19, 2010: Judge, High School Moot Court exercise, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States District Court for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19016.

February 5, 2010: Presiding Judge, National Regional Trial Competition, Temple University Law School, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

February 3, 2010: Judge, Temple Law School Defender/United States Attorney Clinical Program, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States District Court for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19016.

January 30, 2010: Speaker, Latin American Law Students Association Conference, University of Pennsylvania Law School, Philadelphia, Pennsylvania. I made introductory remarks about the keynote speaker, Dan Restrepo, Esquire. I have no notes, transcript, or recording. The address of the University of Pennsylvania Law School is 3501 Sansom Street, Philadelphia, Pennsylvania 19104.

January 16, 2010: Speaker, "Court of Honor," Eagle Scouts, Delaware County, Pennsylvania. Notes supplied.

December 8-10, 2009: Lecturer, Trial for New Assistant United States Attorneys, National Advocacy Center, Columbia, South Carolina. My comments during the panel discussion were focused on how to be an effective advocate. I have no notes, transcript, or recording. The address of the National Advocacy Center is 1620 Pendleton Street, Columbia, South Carolina 29201.

December 2, 2009: Panelist, Duke University's Symposium on Re-Entry Courts, Federal Judicial Center and the Administrative Office of the United States Courts, Durham, North Carolina. I discussed how the Eastern District of Pennsylvania reentry program operates on a day-to-day basis. I have no notes, transcript, or recording. The address of the Federal Judicial Center is 1 Columbus Circle, N.E., Washington, DC 20544.

October 30, 2009: Moderator, 7th Annual Constitutional Law Conclave, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. As the moderator of the Civil Rights and Remedies Panel, I guided the discussion and directed questions to the other panelists. The cases the panel discussed were *Ashcroft v. Iqbal*, *Gross v. FBL Financial Services*, *14 Penn Plaza v. Pyett*, *Horne v. Flores*, *Oearson v. Vallahan and Van De Kamp v. Goldstein*. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

October 26, 2009: Panelist, Chancellor's Pro Bono Forum, Philadelphia Bar Association, Philadelphia, Pennsylvania. I encouraged attorneys to participate in pro bono activities in the Philadelphia community and discussed how the reentry program in our district has benefited from the efforts of pro bono counsel. I have no notes,

transcript, or recording, but press coverage is supplied. The Philadelphia Bar Association is located at 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

October 1, 2009: Panelist, 40th Annual Symposium, Public Interest Law Center of Philadelphia, Philadelphia, Pennsylvania. Outline supplied.

September 17, 2009: Guest Speaker, Naturalization Ceremony, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. Recording supplied.

September 16, 2009: Judge, Temple Law School Defender/United States Attorney Clinical Program, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

September 14, 2009: Speaker, Visiting Judges from China, Temple Beasley School of Law, Philadelphia, Pennsylvania. My comments were focused on the role of judges in the settlement context. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

August 17, 2009: Panelist, Eastern District of Michigan on Re-Entry Courts, Federal Judicial Center, Detroit, Michigan. I discussed the implementation and history of the reentry program in the Eastern District of Pennsylvania. I have no notes, transcript, or recording. The address of the Federal Judicial Center is 1 Columbus Circle, N.E., Washington, D.C. 20544.

June 10, 2009: Speaker, Annual Retreat on Federal Practice, Delaware County Bar Association, Skytop, Pennsylvania. Outline supplied.

April 30, 2009: Panelist, Philadelphia Work Force Employment Forum, Philadelphia, Pennsylvania. I discussed the efforts of our reentry program and the challenges our participants have in joining the work force. I have no notes, transcript, or recording. The address of the Philadelphia Work Force Employment Forum is 1617 JFK Boulevard, Philadelphia, Pennsylvania 19103.

April 15, 2009: Guest Speaker, Career Day, Russell Byers Charter School, Philadelphia, Pennsylvania. I spoke about my job as a United States magistrate judge. I have no notes, transcript, or recording. The address of Russell Byers Charter School is 1911 Arch Street, Philadelphia, Pennsylvania 19103.

April 15, 2009: Panelist, Involving the Court in Discovery Disputes, Philadelphia Bar Association, Philadelphia, Pennsylvania. I discussed discovery disputes in general and the effective use of United States magistrate judges to help resolve

discovery disputes. I have no notes, transcript or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

April 9, 2009: Panelist, "Ethnic and Cultural Issues in Criminal Defense," Office of the Philadelphia Defender Association, Philadelphia, Pennsylvania. I used the same materials supplied for the February 1999 panel.

March 20, 2009: Speaker, 2009 Edward Sparer Symposium, University of Pennsylvania Law Review, Philadelphia, Pennsylvania. I made introductory remarks about the keynote speaker, Jeremy Travis, Esquire. I have no notes, transcript, or recording. The address of the University of Pennsylvania Law Review is 3501 Sansom Street, Philadelphia Pennsylvania 19104.

March 13, 2009: Coordinator and Judge, Goldilocks Trial for students in grades 1-5, Swarthmore Rutledge School, Pennsylvania and Philadelphia Bar Associations, Swarthmore, Pennsylvania. I have no notes, transcript, or recording. The address of the Swarthmore Rutledge School is 100 College Avenue, Swarthmore, Pennsylvania 19081.

February 24 and 25, 2009: Speaker, Design Session for Criminal Justice Act Vouchers, Administrative Office of the United States Courts, Charleston, South Carolina. I offered my suggestions as to the Criminal Justice Act ("CJA") voucher process based on my experiences as CJA counsel and as a United States Magistrate Judge. I have no notes, transcript, or recording. The address of the Administrative Office of the United States Courts is 1 Columbus Circle, N.E., Washington, DC 20544.

February 4, 2009: Speaker, Jury Selection Class, Drexel University Earle Mack School of Law, Philadelphia, Pennsylvania. I discussed jury selection from the perspective of a trial attorney and helped conduct a mock *voir dire*. I have no notes, transcript, or recording. The address of Drexel University Earle Mack School of Law is 3141 Chestnut Street, Philadelphia, Pennsylvania 19104.

December 16, 2008: Panelist, Alternative Dispute Resolution, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I discussed the role of United States Magistrate Judges in the Eastern District of Pennsylvania in the arbitration and settlement context. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

October 15, 2008: Judge, Temple Law School Defender/United States Attorney Clinical Program, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

October 2008: Panelist, "Code of Civility," Philadelphia District Attorney's Office, Philadelphia, Pennsylvania. I emphasized the importance of professionalism and civility toward the court and opposing counsel during litigation. I have no notes, transcript, or recording. The address of the Philadelphia District Attorney's Office is 3 South Penn Square, Philadelphia, Pennsylvania 19107.

September 25, 2008: Guest Speaker, Naturalization Ceremony, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I relied on the same remarks supplied for the March 22, 2007 speech.

July 18, 2008: Speaker, Federal Criminal Practice Class, Drexel University Earle Mack School of Law, Philadelphia, Pennsylvania. I discussed the representation of the cooperating defendant from the perspective of defense counsel. I have no notes, transcript, or recording. The address of Drexel University Earle Mack School of Law is 3141 Chestnut Street, Philadelphia, Pennsylvania 19104.

April 30, 2008: Presenter, "Winning Your First Federal Trial," National Business Institute, Philadelphia, Pennsylvania. Outline supplied.

April 18, 2008: Panelist, "A View From the Bench," Pennsylvania Bar Institute – Employment Law Institute, Philadelphia, Pennsylvania. My comments focused on the effective use of United States Magistrate Judges when litigating employment cases in the Eastern District of Pennsylvania. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

April 15, 2008: Panelist, Settlement Issues in Intellectual Property Cases, Philadelphia Intellectual Property Law Association, Philadelphia, Pennsylvania. Outline supplied.

January 8, 2008: Judge, High School Moot Court exercise, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

December 6, 2007: Panelist, "Effective Representation in Social Security Cases," Pennsylvania Bar Institute. I discussed the role of the United States Magistrate Judges in the Eastern District of Pennsylvania in Social Security litigation and the Report and Recommendation protocol in our district. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Philadelphia, Pennsylvania 19107.

November 8, 2007: Panelist, "Analysis of Investigation, Evidence, Communication and Implementation," American Bar Association Section on Labor and Employment, Philadelphia, Pennsylvania. My comments focused on the effective use of United

States Magistrate Judges when litigating employment cases in the federal court. I have no notes, transcript, or recording. The address of the American Bar Association is 740 15th Street, N.W., Washington, D.C. 20005.

November 6, 2007: Speaker, Federal Practice Class, Rutgers Law School, Camden, New Jersey. I presented a general overview of the criminal process in federal court from the perspective of an attorney as well as the role of a United States Magistrate Judge in the process. I have no notes, transcript, or recording. The address of Rutgers School of Law – Camden is 217 North Fifth Street, Camden, New Jersey 08102.

July 26, 2007: Guest Speaker, Naturalization Ceremony, United States Courthouse for the Eastern District of Pennsylvania Philadelphia, Pennsylvania. I relied on the same remarks supplied for the March 22, 2007 speech.

July 20, 2007: Panelist, “Code of Civility,” Philadelphia District Attorney’s Office, Philadelphia, Pennsylvania. I emphasized the importance of professionalism and civility toward the court and opposing counsel during litigation. I have no notes, transcript, or recording. The address of the Philadelphia District Attorney’s Office is 3 South Penn Square, Philadelphia, Pennsylvania 19107.

June 8, 2007: Panelist, “Dealing with the Difficult Adversary,” Federal Bar Association of Philadelphia, Philadelphia, Pennsylvania. My comments were directed toward maintaining professionalism notwithstanding a difficult adversary and when and how to approach the court should counsel deem it appropriate to seek judicial intervention. I have no notes, transcript, or recording. The address of the Federal Bar Association is 1220 North Fillmore Street, Suite 444, Arlington, Virginia 22201.

April 20, 2007: Panelist, Cross-Examination CLE, Widener Law School, Wilmington, Delaware. I offered my thoughts on what constitutes effective cross-examination from the perspective of an attorney and from the perspective of a judge. I have no notes, transcript, or recording. The address of Widener Law School is 4601 Concord Pike, P.O. Box 7474, Wilmington, Delaware 19803.

March 22, 2007: Guest Speaker, Naturalization Ceremony, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. Remarks supplied.

February 27, 2007: Panelist, Labor and Employment CLE, Philadelphia Bar Association Labor and Employment Section, Philadelphia, Pennsylvania. I have no recollection as to what my comments were. I have no notes, transcript, or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

January 25, 2007: Judge, High School Moot Court exercise, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I have no notes,

transcript, or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

December 8, 2006: Presenter, Immigration Issues Resulting from the Hazelton Litigation, Temple Inn of Court, Philadelphia, Pennsylvania. I participated in a skit prior to a discussion of the implications of the "Hazelton" litigation in the Middle District of Pennsylvania with other judges and attorneys that were members of the Temple Inn of Court. I have no notes, transcript or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

November 16, 2006: Speaker, Induction of Edson Bostic, Esquire, as the Federal Defender, United States District Court for the District of Delaware, Wilmington Delaware. I discussed the unique qualifications Mr. Bostic had that made him an excellent choice to lead the Delaware Federal Defenders Office. I have no notes, transcript, or recording. The address of the United States District Court for the District of Delaware is 844 North King Street, Wilmington, Delaware 19081.

September 20, 2006: Panelist, Meet the New Judges, Federal Courts Committee, Philadelphia, Pennsylvania. My comments touched on the professional benefits of bar association membership and the role of magistrate judges. I have no notes, transcript or recordings, but press coverage is supplied. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

June 29, 2006: Speaker, my investiture as a United States Magistrate Judge, United States Courthouse for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. Transcript supplied.

September 19, 2005: Speaker, Trial Advocacy Class, Villanova University School of Law, Villanova, Pennsylvania. I discussed the role of the defense attorney at trial and the importance of effective advocacy. I have no notes, transcript, or recording. The address of Villanova University School of Law is 299 North Spring Mill Road, Villanova, Pennsylvania 19085.

November 15, 2003: Lecturer, "Effective Use of Interpreters," Philadelphia District Attorney's Office, Philadelphia, Pennsylvania. I emphasized the importance of using highly qualified and experienced interpreters in court and during witness interviews in anticipation of litigation. I have no notes, transcript, or recording. The address of the Philadelphia District Attorney's Office is 3 South Penn Square, Philadelphia, Pennsylvania 19107.

October 20, 2003: Panelist, "Hate Crimes," Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no recollection as to what my comments were. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

June 30, 2003: Panelist, "The Ethics of Cultural Defenses," Defender Association of Philadelphia, Pennsylvania, Philadelphia. My discussion focused on the importance of making an effort to familiarize yourself with a client's cultural background in anticipation of trial and sentencing. I have no notes, transcript, or recording. The address of the Defender Association of Philadelphia is 1441 Sansom Street, Philadelphia, Pennsylvania 19102.

February 1, 2003: Panelist, "Anatomy of a Federal Death Penalty Case," Pennsylvania Association of Criminal Defense Lawyers, Valley Forge, Pennsylvania. I discussed my experiences representing a defendant in a federal death penalty prosecution in the Eastern District of Pennsylvania. This included a discussion of issues defense counsel might encounter at trial and in anticipation of trial. I have no notes, transcript, or recording. The address of the Pennsylvania Association of Criminal Defense Lawyers is 115 State Street, Harrisburg, Pennsylvania 17101.

November 8, 2000: Speaker, Seventh Annual Cesare Beccaria Award Ceremony, Philadelphia Bar Association's Criminal Justice Sections and the Justinian Society, Philadelphia, Pennsylvania. I thanked the Justinian Society that presented me with the award as well as my many mentors. I have no notes, transcript or recordings. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19017.

July 23, 1999: Lecturer, "Effective Use of Interpreters," Philadelphia District Attorney's Office, Philadelphia, Pennsylvania. I emphasized the importance of using highly qualified and experienced interpreters in court and during witness interviews in anticipation of litigation. I have no notes, transcript, or recording. The address of the Philadelphia District Attorney's Office is 3 South Penn Square, Philadelphia, Pennsylvania 19107.

February 1999: Panelist, Ethnic and Cultural Issues in Criminal Defense, Office of the Philadelphia Defender Association, Philadelphia, Pennsylvania. Handout supplied.

1999: Narrator, *Your Rights and Responsibilities When Stopped by the Police* Video, Philadelphia Police/Barrio Project, Philadelphia, Pennsylvania. Recording supplied.

July 24, July 30 and August 21, 1998: Panelist, "Keys to Examining Witnesses," Pennsylvania Bar Institute in Philadelphia, Pennsylvania. My comments emphasized the fundamentals of both direct and cross-examination from the perspective of a trial attorney. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

July 20, 1998: Panelist, Community Education Workshop on the Rights and Responsibilities of Citizens When Stopped by the Police, *La Raza* and the

Police/*Barrio* Relations Project, Philadelphia, Pennsylvania. My comments were focused on how to appropriately respond to any issues a civilian may have with police in a peaceful productive manner. I have no notes, transcript or recording. The address of the National Council of La Raza is 1126 16th Street, Suite 600, N.W., Washington, DC 20036.

June 22, 1998: Panelist, "Race, Crime and the Criminal Justice System: The Media's Role," Philadelphia, Pennsylvania. I do not recall the substance of my remarks. I have no notes, transcript or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

August 21, 1997: Lecturer, "Effective Use of Interpreters," Administrative Office of the United States Courts, Philadelphia, Pennsylvania. I emphasized the importance of using highly qualified and experienced interpreters in court and during witness interviews in anticipation of litigation. I have no notes, transcript, or recording. The address of the Administrative Office of United States Courts is 1 Columbus Circle, N.W., Washington, DC 20544.

April 8, 1997: Panelist, "Picking the Topic and Planning the Focus of a CLE," Philadelphia Bar Association, Philadelphia, Pennsylvania. I do not recall the substance of my remarks. I have no notes, transcript, or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

February 21, 1997: Presenter, Trial Practice CLE, Philadelphia Bar Education Center and the American Law Institute, Philadelphia, Pennsylvania. I do not recall the substance of my remarks. I have no notes, transcript, or recording. The address of the Philadelphia Bar Education Center is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107. The address of the ALI is 4025 Chestnut Street, Philadelphia, Pennsylvania 19014.

March 15, 1996: Panelist, "Sentencing Strategies," Office of Probation and the Federal Community Defender for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. My comments focused on the impact state court convictions have on the Federal Sentencing Guidelines. I have no notes, transcript, or recording. The address of the Federal Community Defender is Suite 540 West, The Curtis Center, 601 Walnut Street, Philadelphia, Pennsylvania 19106.

December 15, 1995: Panelist, "*Voir Dire* and the Use of Interpreters for Clients Who Do Not Speak English," Philadelphia Bar Association, Philadelphia, Pennsylvania. My remarks consisted of emphasizing the importance of using qualified experienced interpreters at trial and when interviewing clients and witnesses. I have no notes, transcript, or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

December 14, 1995: Panelist, "Criminal Law Update, Juries in the Age of O.J.: An Overview on the Law of *Voir Dire*," Philadelphia Bar Association, Philadelphia, Pennsylvania. I do not recall the substance of my remarks. I have no notes, transcript, or recording. The address of the Philadelphia Bar Association is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

August 21, 1995: Panelist, Discussion on Jury Selection, United States Attorney's Office for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. To the best of my recollection, I presented an overview of the law as it applies to jury selection. I have no notes, transcript, or recording. The address of the United States Attorney's Office for the Eastern District of Pennsylvania is 615 Chestnut Street, Suite 1250, Philadelphia, Pennsylvania.

May 4, 1995: Co-Lecturer, "Sentencing and Plea Negotiations in Federal Court," Federal Bar Association Criminal Law Committee, Philadelphia, Pennsylvania. I do not recall the substance of my remarks. I have no notes, transcript, or recording. The address of the Federal Bar Association, Philadelphia Chapter, Criminal Law Committee is c/o Ron Levine, Esq., Post & Schell, Four Penn Center, 1600 JFK Boulevard, Philadelphia, Pennsylvania 19103.

November 18 and 19, 1994: Lecturer, "State of *Voir Dire* in Federal Court," Administrative Office of the United States Courts, Boxborough, Massachusetts. My remarks were directed at the state of the law as it applied to jury selection in federal court. I have no notes, transcript, or recording. The address of the Administrative Office of the United States Courts is 1 Columbus Circle, N.E., Washington, DC 20544.

March 9, 1994: Lecturer, "Recent Amendments to the Federal Sentencing Guidelines," Federal Bar Association Criminal Law Section, Philadelphia, Pennsylvania. I discussed amendments to the United States Sentencing Guidelines. I have no notes, transcript, or recording. The address of the Federal Bar Association, Philadelphia Chapter, Criminal Law Committee is c/o Ron Levine, Esq., Post & Schell, Four Penn Center, 1600 JFK Boulevard, Philadelphia, Pennsylvania 19103.

March 7, 1994: Lecturer, "Effective Use of Interpreters," Federal Defender for the Eastern District of Pennsylvania and the Clerk of Court for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I emphasized the importance of using qualified experienced interpreters at trial and when interviewing clients and witnesses in anticipation of trial and/or sentencing. I have no notes, transcript, or recording. The address of the Office of the Federal Defender and Clerk of Court for the Eastern District of Pennsylvania is Suite 540 West, The Curtis Center, 601 Walnut Street, Philadelphia, Pennsylvania 19106.

- 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.

Jillian A.S. Roman: Interview Feature Leaders Section Sidebar Series. PA Justice News Volume VI – No. 5, December 2013. Copy supplied.

David Franco, *Hablar Español Me Ha Ayudado Mucho En Mi Carrera*, AL DIA, Sept. 4, 2011. Copy supplied. A video of this interview is also available at <http://www.youtube.com/watch?v=mqwAcJ3mh-M&noredirect=1>.

Honorable Joan Gottschall and Molly Armour, *Second Chance: Establishing a Reentry Program in the Northern District of Illinois*, DePaul Journal for Social Justice, Volume 5, Fall 2011. Copy supplied.

Arturo Varela, *Una Segunda Oportunidad Para Ex-Convictos*, AL DIA, Nov. 23, 2010. Copy supplied.

Ivonne Malaver, *Otro Restrepo con Posibilidades Federales*, AL DIA, Feb. 21, 2010. Copy supplied.

John Shiffman, *Herbert J. Hutton, 69, Federal Judge*, PHILADELPHIA INQUIRER, Apr. 12, 2007. Copy supplied.

Jim Smith, *Handyman Gets Probation in Kemp Sideshow*, PHILADELPHIA DAILY NEWS, Aug. 12, 2005. Copy supplied.

Familias y Abogados de Pandilleros Proclaman Derrota de Gobierno, EFE NEWS SERVICES (U.S.) INC., June 15, 2005. Copy supplied.

Jurado Federal Pospone Deliberación Sobre Pena Contra Pandilleros, EFE NEWS SERVICES (U.S.) INC., June 13, 2005. Copy supplied.

Two Plead Guilty in Pa. Probe, COURIER-POST, Aug. 12, 2004. Copy supplied.

Carrie Budoff, *Minority Judges a Scarcity in Region; African Americans, Latinos and Asians Are Not Taking the Bench. Don't Expect the Nov. Ballot to Make a Difference*, PHILADELPHIA INQUIRER, October 19, 2003. Copy supplied.

Carl Hessler, *Implicating Traitzes Gets Schoenberger Lighter Sentence*, The Pottstown Mercury, June 6, 2001. Copy supplied.

Leticia Roa Nixon, *Premio Cesare Beccaria para L. Felipe Restrepo*, EL HISPANO, Nov. 16, 2000. Copy supplied.

Krasner & Restrepo: Serious About Civil Rights, PHILA. BAR REP., Oct. 1999. Copy supplied.

Jim Smith, *Eight Mobsters' Sentences Upheld*, PHILADELPHIA DAILY NEWS, July 29, 1998. Copy supplied.

Drug Suspects Include Six Bikers, Two Amishmen, PITTSBURGH POST-GAZETTE, July 3, 1998. Copy supplied.

U.S. Is Said to Seek Logs on Arrests, NEW YORK TIMES, Sept. 1, 1995. Copy supplied.

Kitty Caparella, *Disorder in Court at Mob Deposition; Translation Woes Impair Hearing in Italy*, PHILADELPHIA DAILY NEWS, May 25, 1995. Copy supplied.

Lisa Brennan, *Minorities and Women: Progress Is Made, But the Glass Ceiling Is as Strong as Ever*, PA. LAW 1994: THE STATE OF THE PROFESSION, 1994. Copy supplied.

Sherry Stone: *Latino Pick: Local Latino Lawyer Nominated for EEOC*, The Philadelphia Tribune, July 1, 1994. Partial copy supplied.

Lisa Brennan, *Hispanic Bar Leaders Prepare New Agenda: Education is the Answer*, LEGAL INTELLIGENCER, Dec. 14, 1993. Copy supplied.

Megan E. Burns, *The Presentence Interview and the Right to Counsel: A Critical Stage Under the Federal Sentencing Structure*, WM. & MARY L. REV., 1993. Copy supplied.

Mark McDonald, *Interpreting An Hispanic Crisis: Many Latino Defendants Don't Understand System, Language*, PHILADELPHIA DAILY NEWS, June 2, 1990. Copy supplied.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and the description of the jurisdiction of each such court.

On June 16, 2006 I was appointed as a United States Magistrate Judge for the Eastern District of Pennsylvania and served in that position until my appointment as a United States District Court Judge on June 19, 2013. United States Magistrate Judges are judges in the United States District Court System as described in 28 U.S.C. Section 636 et seq.: "Upon consent of the parties, a full time United States Magistrate Judge... may conduct any and all proceedings in a jury or nonjury civil matter and order the entry of judgment in the case..." 28 U.S.C. Section 636. In non-consent matters, "a District Judge may designate a Magistrate Judge to hear any pretrial matter pending before the court." 28 U.S.C. Section 631. Unlike a consent case, if the pretrial matter would be dispositive of the case, the Magistrate Judge prepares a Report and Recommendation outlining proposed findings of fact and conclusions of law for consideration by the District Judge. In criminal matters, Magistrate Judges have jurisdiction over misdemeanor and petty offenses. A Magistrate Judge also has jurisdiction over preliminary felony criminal matters including, but not limited to, initial appearances,

arraignments, bail determinations, pleas, search and arrest warrants. Magistrate Judges are appointed for renewable eight year terms by the United States District Court Judges in their respective jurisdiction.

I have served as a United States District Court Judge for the Eastern District of Pennsylvania since June 20, 2013. A United States District court is an Article III court of general jurisdiction consistent with the Constitution and statutes of the United States.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment?

I have presided over 56 cases that have gone to verdict or judgment.

- i. Of these, approximately what percent were:

jury trials:	90%
bench trials:	10%
civil proceedings:	98%
criminal proceedings:	2%

- b. Provide citations for all opinions you have written, including concurrences and dissents.

See attachment.

- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature of the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (4) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).

1. *Ozburn-Hessey Logistics, LLC v. 721 Logistics, LLC, et al.*, No. 12-0864

Ozburn-Hessey Logistics, LLC (“OHL”) brought suit against a new competitor in the customs brokerage industry in the Port of Philadelphia, 721 Logistics, LLC (“721 Logistics”). OHL accused 721 Logistics and J&K Fresh of participating in a conspiracy to undermine OHL’s produce clearing operations by hiring important OHL employees in an effort to cripple OHL’s business. The case was aggressively litigated by all parties resulting in a bench trial after which I found in favor of the 721 Logistics defendants. My opinions can be found at *Ozburn-Hessey Logistics, LLC, v. 721 Logistics, et al.*: Summary Judgment Decision, No. 12-0864, 2014 WL 1364506 (E.D. Pa. April 7, 2014); Opinion in Support of Judgment, 2014 WL 4055826 (E.D. Pa. Aug. 15, 2014).

Plaintiff's counsel: Brian A. Casal, Andrew J. Sharpen & Matthew Fontana
Buchanan Ingersoll & Rooney P.C.
2 Liberty Place
50 South 16th – Suite 3200
Philadelphia, PA 19102
Phone: 215/665-8700

Defense counsel: Steven K. Ludwig & Erin F. Bender
(For 721 Defendants)
Fox Rothschild
2000 Market Street
Philadelphia, PA 19107
Phone: 215/299-2150

Barbara K. Gotthelf & Joshua H. Roberts
(For J&K Fresh Defendants)
McCarter & English
BYN Mellon Center
1735 Market Street – Suite 700
Philadelphia, PA 19103
Phone: 215/979-3800

2. Murray v. County of Montgomery, No. 11-107

This was a Title VII retaliation case brought by Ms. Murray, a long-term employee of Montgomery County. Ms. Murray alleged that she had been retaliated against as a result of complaints she made about a male supervisor. Ms. Murray secured an award of \$750,000 in compensatory damages from the jury. Recognizing that post-verdict litigation involving attorney's fees and front and back pay damages were on the horizon, I encouraged counsel to participate in settlement discussions to resolve all outstanding issues. The discussions were successful and all aspects of the case were resolved.

Plaintiff's counsel: Marc E. Weinstein
The Weinstein Law Firm
1210 Northbrook Drive – Suite 280
Trevose, PA 19053
Phone: 215/953-5200

Defense Counsel: Joseph J. Santarone, Jr.,
Marshall, Dennehey, Warner
Coleman & Goggin
2000 Market Street – Suite 2300
Philadelphia, PA 19103
Phone: 215/575-2626

3. *Infocrossing Services West, Inc. et al. v. TMG Health, Inc. et al.*, No. 08-5632

This litigation centered on the meaning of disputed pricing terms in a Medicare Managed Services Agreement between the parties. When it became clear that the matter would not settle, I ruled on several pre-trial evidentiary motions that centered on the scope of evidence that would be presented to the jury as to liability and damages. I granted the counterclaim-plaintiff's Motion to Preclude the Counterclaim-Defendants From Arguing or Presenting Evidence of the Purported Application of a Contractual Limitation of Liability and the plaintiff's Motion to Preclude the Entry of Third Party Contracts. I denied the plaintiff's Motion to Limit the Defendant's Damages and the plaintiff's Motion to Preclude the Introduction of All Evidence Not Produced During Discovery. The jury awarded the plaintiffs approximately \$1 million.

Plaintiffs' counsel: Douglas Smillie
Fitzpatrick, Lentz and Bubba
4001 Schoolhouse Lane
Center Valley, PA 18034
Phone: 610/797-9000

Defense counsel: J. Bruce McKissok and James G. Lare
Marshall, Dennehey, Warner, Coleman and Goggin
2000 Market Street – Suite 2300
Philadelphia, PA 19103
Phone: 215/575-4553

4. *Ge Zhang v. Children's Hospital of Philadelphia*, No. 08-5540

This was an employment discrimination and retaliation action brought by the plaintiff against his employer. The plaintiff alleged that he had been retaliated against after he complained of harassment and discrimination by his supervisor due to his race and national origin. Prior to trial the parties requested that I decide whether, with respect to the anti-retaliation provision of Title VII, the court may charge the jury with a "mixed-motive" or "motivating factor" instruction if warranted by the evidence. I held that the jury would not be charged with a mixed motive instruction relating to the retaliation claim. After the jury found in favor of the defendants, I facilitated a post-verdict settlement of the case. My opinion as to the appropriate instruction to be given to the jury in a retaliation case can be found at *Ge Zhang v. Children's Hosp. of Philadelphia*, No. 08-5540, 2011 WL 940237 (E.D. Pa. Mar. 14, 2011).

Plaintiff's counsel: May Mon Post
Deasey, Mahoney, Valentini and North Ltd.
1601 Market Street, Suite 3400
Philadelphia, PA 19103
Phone: 215/587-9400

Defense counsel: Neil Hamburg
Hamburg and Golden
1601 Market Street, Suite 3310
Philadelphia, PA 19103
Phone: 215/255-8592

5. *E.E.O.C. v. Unitek, USA*, No. 08-4592

This was a case brought by the EEOC on behalf of the charging party seeking back pay, liquidated damages and injunctive relief for an alleged violation of the Age Discrimination in Employment Act of 1967. Specifically, the plaintiff alleged that the defendant failed to hire the plaintiff, then age 54, on the basis of his age. Prior to trial, the EEOC withdrew its jury demand, and the defense agreed to try the case without a jury. After resolving several pre-trial evidentiary issues related to, *inter alia*, front pay damages, pre-judgment interest, settlement discussions, other applicants' resumes and the employment agreement as to the defendant's Chief Executive Officer, I presided over a bench trial. After considering the evidence and post-trial submissions I ruled in favor of the defense. My opinion can be found at *E.E.O.C. v. Unitek, USA, LLC*, No. 08-4592, 2010 WL 3658247 (E.D. Pa. Sept. 15, 2010). A copy of my order disposing of the evidentiary issues noted above has been supplied.

Plaintiff's counsel: Iris Santiago Flores
EEOC
801 Market Street, Suite 1300
Philadelphia, PA 19107
Phone: 215/440-2684

Defense counsel: Colin David Dougherty
Fox Rothschild LLP
10 Sentry Parkway, Suite 200
P.O. Box 3001
Blue Bell, PA 19422
Phone: 610/397-3908

6. *Stevens v. Temple University*, No. 07-4736

This was an employment case brought against Temple University where the plaintiff alleged that she had been discriminated against because of her gender in violation of Title VII of the Civil Right Act of 1964, the Pennsylvania Human Relations Act, the Pennsylvania Equal Rights Amendment and the Equal Pay Act. Specifically, the plaintiff alleged that Temple University's Department of Computer and Information Sciences paid her substantially less than her male counterparts pursuant to an established policy and/or custom to routinely discriminate against females and treat males more favorably than females. After resolving pre-trial evidentiary issues allowing the testimony of a similarly situated employee who alleged similar

discrimination by the same supervisor and limiting salary data to the College of Science and Technology, the case was presented to a jury, which found in favor of the defendant.

Plaintiff's counsel: Jeffrey Campolongo (Solo Practitioner)
Atrium at Olde City
128 Chestnut Street, Suite 202
Philadelphia, PA 19106
Phone: 215/592-9293

Defense counsel: Neil Hamburg
Hamburg and Golden
1601 Market Street, Suite 3310
Philadelphia, PA 19103
Phone: 215/255-8592

7. *Al Daraji, et al. v. Monica et al.*, No. 07-1749

Plaintiffs, citizens of the Republic of Iraq, the Kingdom of Jordan and the Syrian Arab Republic, sought an order compelling the United States Citizenship and Immigration Service (USCIS) to adjudicate their applications for naturalization, pleading jurisdiction under the Immigration and Nationality Act, the federal question statute, the Declaratory Relief Act, the mandamus statute and the Administrative Procedure Act. The government filed a motion to dismiss, which I denied. The case was submitted to me on cross motions for summary judgment. I granted the plaintiffs' motion for summary judgment and remanded their applications to USCIS and the FBI for adjudication within 90 days. My opinion denying the government's motion to dismiss can be found at *Al Daraji v. Monica*, No. 07-1749, 2007 WL 2994608 (E.D. Pa. Oct. 12, 2007). My opinion granting plaintiffs' motion for summary judgment can be found at *Al Daraji v. Monica*, No. 07-1749, 2008 WL 183643 (E.D. Pa. Jan. 18, 2008).

Plaintiffs' counsel: Daniel Sansoni (Solo Practitioner)
8040 Roosevelt Boulevard, Suite 218
Philadelphia, PA 19152
Phone: 215/333-7790

Government counsel: Susan Becker
United States Attorney's Office
615 Chestnut Street, Suite 13136
Philadelphia, PA 19106
Phone: 215/861-8310

8. *King, et al. v. Ridley Township, et al.*, No. 07-0704

This was a civil rights case in which two plaintiffs alleged police abuse. The jury returned a nominal verdict in favor of the plaintiffs. Shortly thereafter it was reported to me that the case had settled. Within days of the settlement, defense counsel filed a motion for a new trial premised on after-discovered evidence. There was significant post-verdict litigation including an evidentiary hearing, after which I denied the defendants' request for a new trial. The matter eventually settled. My opinion can be found at *King v. Banner*, No. 07-0704, 2010 WL 3656030 (E.D. Pa. Sept. 17, 2010).

Plaintiffs' counsel: Glen R. Morris (Solo Practitioner)
100 South Broad Street, Suite 2226
Philadelphia, PA 19110
Phone: 215/893-1222

Defense counsel: Robert DiDomenicis
Holsten and Associates
One Olive Street
Media, PA 19063
Phone: 610/627-2437

9. *Dubrow v. City of Philadelphia*, No. 07-537

The plaintiff, a former behavioral health nurse in the Philadelphia prisons, alleged that her substantive due process right to life, liberty and bodily integrity guaranteed by the 14th Amendment was violated by the defendants when she was sexually assaulted by an inmate while working in the prison. Plaintiff sought to hold defendants liable under the "state created danger" theory. After consideration of the pleadings and argument, I dismissed the case on summary judgment. My opinion can be found at *Dubrow v. City of Philadelphia*, No. 07-537, 2008 WL 4055844 (E.D. Pa. Aug. 28, 2008). The Court of Appeals affirmed my decision at *Dubrow v. City of Philadelphia*, 350 Fed. Appx. 784 (3rd Cir. 2009).

Plaintiff's counsel: David Deratzian
Hehalis & Kounoupis
20 East Broad Street
Bethlehem, PA 18018
Phone: 610/865-2608

Defense counsel: Matthew Hubbard
City of Philadelphia Law Department
1515 Arch Street, 15th Floor
Philadelphia, PA 19102
Phone: 215/683-5391

10. *Gustaitis v. Chao*, No. 05-1210

Plaintiff, a former employee of the federal government, alleged age and gender discrimination under Title VII of the Civil Rights Act of 1964 and the Age Discrimination in Employment Act. Specifically, the plaintiff alleged that his employer engaged in employment discrimination in failing to select him for a promotion on the basis of his gender and age. Because the plaintiff was seeking only back pay and not compensatory damages, I ruled that he was not entitled to a trial by jury on his claims under the ADA and Title VII and granted the defendant's motion to strike the jury demand. After consideration of the trial testimony and post-trial submissions, I ruled in favor of the defendant. My decision on the merits can be found at *Gustaitis v. Chao*, No. 05-1210, 2007 WL 2071901 (E.D. Pa. July 16, 2007). My decision on the motion to strike can be found at *Gustaitis v. Chao*, No. 05-1210, 2006 WL 3791335 (E.D. Pa. Dec. 22, 2006).

Plaintiff's counsel: Stephen J. Springer (Solo Practitioner)
2033 Walnut Street
Philadelphia, PA 19103
Phone: 215/732-8229

Defense counsel: Annetta Foster Givhan
United States Attorney's Office
615 Chestnut Street, Suite 13144
Philadelphia, PA 19106
Phone: 215/861-8319

- 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.

1. *U.S.A. ex rel. Liberty Mechanical Services, Inc. v. North American Specialty Insurance Company*, No. 13-4171, 2014 WL 695106 (E.D. Pa. Feb. 21, 2014)

Plaintiff's counsel: Edward Seglias & Matthew Gioffre
Cohen Seglias Pallas Greenhall & Furman, P.C.
30 South 17th Street, 19th Floor
Philadelphia, PA 19103
Phone: 215/564-1700

Defense counsel: Paul T. Devlieger & Robert M. Dunn
Devlieger Hilser, P.C.
1518 Walnut Street, 16th Floor
Philadelphia, PA 19102
Phone: 215/735-9181

2. *Citizens Insurance Company of America v. Gerald V. Ung and Edward DiDonato*, No. 13-1978, 2014 WL 695220 (E.D. Pa. Feb. 24, 2014)

Plaintiff's counsel: John P. Malloy & Elizabeth R. Leong
Robinson & Cole
280 Trumbull Street
Hartford, CT 06103
Phone: 860/275-8337

Defense counsel: Robert J. Mongeluzzi & Jeffrey P. Goodman
Saltz, Mongeluzzi, Barrett & Bendesky P.C.
One Liberty Place, 52nd Floor
Philadelphia, PA 19103
Phone: 215/496-8282

3. *Baker v. Boeing*, No. 12-6684, 122 Fair Empl. Prac. Cas. (BNA) (E.D. Pa. May 14, 2014)

Plaintiffs' counsel: Robert T. Vance (Solo Practitioner)
(for Plaintiff Barker)
100 South Broad Street, Suite 910
Philadelphia, PA 19110
Phone: 215/557-9550

Mark S. Scheffer
(for Plaintiffs Boyd and Smith)
50 W. Welsh Pool Road, Suite 1-B
Exton, PA 19341
Phone: 610-594-1550

Defense counsel: Richard R. Harris & Shelby Rease Schwartz
Littler Mendelson, P.C.
1601 Cherry Street, Suite 1400
Philadelphia, PA 19102
Phone: 267/402-3000

4. *Citizens Bank of Pennsylvania v. Reimbursement Technologies, Inc.*, No. 12-1169, 2014 WL 4055826 (E.D. Pa. June 17, 2014)

Plaintiff's counsel: Robert Hannen
Eckert, Seamans, Cherin & Mellott
1001 Corporate Drive, Suite 200
Canonsburg, PA 15317
Phone: 724/873-2888

Ellen D. Bailey
Eckert, Seamans, Cherin & Mellott
Two Liberty Place
50 South 16th Street, 22nd floor
Philadelphia, PA 19102
215/851-8535

Defense counsel: Peter Hardy and Kate Kleba
Post & Schell, P.C.
Four Penn Center
1600 John F. Kennedy Boulevard
Philadelphia, PA 19103
Phone: 215/587-1000

5. *Zhang v. Children's Hosp. of Philadelphia*, No. 08-5540, 2011 WL 940237 (E.D. Pa. Mar. 14, 2011).

Plaintiff's counsel: May Mon Post
Deasey, Mahoney, Valentini and North Ltd.
1601 Market Street, Suite 3400
Philadelphia, PA 19103
Phone: 215/587-9400

Defense counsel: Neil Hamburg
Hamburg and Golden
1601 Market Street, Suite 3310
Philadelphia, PA 19103
Phone: 215/255-8592

6. *Nally v. Life Ins. Corp. of N. Am.*, No. 07-0707, 2007 WL 4390423 (E.D. Pa. Dec. 14, 2007).

Plaintiff's counsel: Richard Angino
Angino & Rovner
4503 North Front Street
Harrisburg, PA 17110
Phone: 717/238-6791

Defense counsel: Andrew J. Rolfes
Cozen O'Connor
1900 Market Street
Philadelphia, PA 19103
Phone: 215/665-2082

7. *King v. Banner*, No. 07-0704, 2010 WL 3656030 (E.D. Pa. Sept. 17, 2010).

Plaintiffs' counsel: Glen R. Morris (Solo Practitioner)
(for Plaintiffs King and Morgan)
100 South Broad Street, Suite 2226
Philadelphia, PA 19110
Phone: 215/893-1222

Defense counsel: Robert DiDomenicis
Holsten and Associates
One Olive Street
Media, PA 19063
Phone: 610/627-2437

8. *Dubrow v. City of Philadelphia*, No. 07-537, 2008 WL 4055844 (E.D. Pa. Aug. 28, 2008), *aff'd*, 350 Fed. Appx. 784 (3d Cir. 2009).

Plaintiff's counsel: David Deratzian
Hehalis & Kounoupis
20 East Broad Street
Bethlehem, PA 18018
Phone: 610/865-2608

Defense counsel: Matthew Hubbard
City of Philadelphia Law Department
1515 Arch Street, 15th Floor
Philadelphia, PA 19102
Phone: 215/683-5391

9. *Ocasio v. Ollson*, No. 05-6219, 596 F. Supp. 2d 890 (E.D. Pa. 2009).

Plaintiff's counsel: Kevin Allen
Crystle, Allen & Braught
143 North Duke Street
Lancaster, PA 17602
Phone: 717/393-0600

Defense counsel: Cynthia Certo
Rawle & Henderson
One South Penn Square, 16th Floor
1339 Chestnut Street
Philadelphia, PA 19017
Phone: 215/575-4284

10. *Gustaitis v. Chao*, No. 05-1210, 2007 WL 2071901 (E.D. Pa. July 16, 2007).

Plaintiff's counsel: Stephen J. Springer (Solo Practitioner)
2033 Walnut Street
Philadelphia, PA 19103
Phone: 215/732-8229

Defense counsel: Annetta Foster Givhan
United States Attorney's Office
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106
Phone: 215/861-8200

e. Provide a list of all cases in which certiorari was requested or granted.

I am unaware of any cases in which certiorari was requested or granted.

f. Provide a brief summary of and citations for all of your opinions where your decision was 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.

Brown v. Astrue, 2011 WL 1474295 (E.D. Pa. Apr. 15, 2011). My Report and Recommendation ("R&R") recommended that plaintiff's summary judgment motion be denied and that the final decision of the Commissioner of Social Security denying disability benefits be affirmed. The district court approved in part and adopted in part my R&R, granted in part and denied in part plaintiff's motion for summary judgment, and remanded the case to the Commissioner for further proceedings to give the Commissioner further opportunity to explain his credibility findings and assess plaintiff's residual functional capacity.

Wilson v. City of Philadelphia, No. 04-5396, 2010 WL 1254111 (E.D. Pa. Mar. 31, 2010). I denied the defendants' motion to dismiss the complaint for failure to comply with pleading standards. The Third Circuit remanded this matter with instructions to grant the petitioner leave to amend his amended complaint if he could do so to comport with pleading standards. *See Wilson v. City of Philadelphia*, 415 Fed. Appx. 434 (3d Cir. 2011).

Griffin-El v. Beard, No. 06-2719, 2009 WL 3233151 (E.D. Pa. Oct. 6, 2009). I denied summary judgment on the basis of qualified immunity. The Third Circuit remanded with instructions to specify which material facts, if any, precluded qualified immunity as to each official. *See Griffin-El v. Beard*, 411 Fed. Appx. 517 (3d Cir. 2011).

Young v. Folino, 2009 WL 5178302 (E.D. Pa. Dec. 23, 2009). The district court approved and adopted my R&R, overruled petitioner's objections, and dismissed the

habeas petition. In so doing, the district court addressed and denied as meritless one of petitioner's claims that I had recommended be dismissed as unexhausted.

Crawford v. Astrue, 2009 WL 1033611 (E.D. Pa. Apr. 15, 2009). I recommended that the case be remanded to the Commissioner of Social Security to give the Commissioner a further opportunity to properly analyze the evidence and make credibility findings. The district court sustained defendant's objections and affirmed the final decision of the Commissioner denying disability benefits.

Pabon v. Mahoney, 2008 WL 249845 (E.D. Pa. Jan. 30, 2008). The district court approved and adopted my R&R and denied and dismissed the habeas petition as time-barred. In so doing, the district court denied petitioner's subsequent equitable tolling claim which had not been presented to me, as explicitly pointed out by the Court in its Order adopting my R&R. On appeal, the Third Circuit reversed and remanded for an evidentiary hearing on petitioner's equitable tolling claim.

- 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.

To the best of my knowledge, my more than 200 opinions and reports and recommendations are reported in both Westlaw and Lexis. It is also my understanding that copies of all of my opinions are kept with the Clerk of Court for the Eastern District of Pennsylvania. It is my understanding that only about 10% of district court opinions are published in the Federal Supplement.

- 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.

Chester County Aviation Holdings, Inc. v. Chester County Aviation Authority, 967 F.Supp. 2d 1098 (2013)

- 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.

I have not sat by designation on a federal court of appeals.

- 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.

- 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 grounds for recusal.

The Clerk of Court for the Eastern District of Pennsylvania keeps a recusal list that is updated periodically. Judges are asked to review their self-identified recusal list on a regular basis. In addition to recusals made based on this list, I have recused as follows:

I was initially assigned to the case of *Roberts v. Ferman, et al.*, No. 09-4895, by the consent of the parties. Subsequently, the plaintiff moved to revoke consent and/or have me recuse myself from this case. The plaintiff suggested that I would be called as a witness at trial and that extraordinary circumstances required that I recuse myself from the case. To the best of my understanding the extraordinary circumstances that he suggested warranted my recusal were tethered to an investigation conducted by the United States Marshals Service surrounding a letter I received by a relative of the plaintiff. The defense took no position with respect to this motion. After the plaintiff filed the motion, Judge Timothy Savage revoked consent, and the matter was returned to his docket.

I recused myself from a settlement conference in a case in which the University of Pennsylvania was a plaintiff at the request of plaintiff's counsel because I was teaching at University of Pennsylvania Law School at the time. I informed the attorneys of my teaching commitment, and they opted to pursue settlement with a different U.S. Magistrate Judge.

Notwithstanding our court's internal conflict check I was assigned a case in which my wife currently owns stock in the plaintiff's company, and I *sua sponte* recused myself in this case.

I *sua sponte* recused myself from a settlement conference in a case involving the City of Philadelphia Department of Human Services because the director of the department was a close friend from years prior, when we were both employed at the Defender Association of Philadelphia.

I *sua sponte* recused myself from a settlement conference in a case on which my wife had worked in her capacity as an attorney in the United States Attorney's Office for the Eastern District of Pennsylvania.

As a rule, I *sua sponte* recuse myself on *habeas corpus* petitions if they allege ineffective assistance of counsel against the Defender Association of Philadelphia during the time when I was serving on the Board of Directors of the Defenders, and *habeas corpus* petitions in which my father-in-law was the trial court judge. He is a senior judge on the Pennsylvania Court of Common Pleas, Philadelphia County.

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 any public office. I have not pursued any public office.

- b. List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

I have never held office in or rendered services to any political party or election committee. I have not held a position or played a role in a political campaign.

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 served as a clerk;

I did not clerk for a judge.

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

I did not practice alone during any part of my legal career.

- 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.

1986 – 1987
ACLU National Prison Project
915 15th Street, N.W.
Washington, D.C. 20005
Law Clerk

1987 – 1990
Defender Association of Philadelphia
1441 Sansom Street
Philadelphia, Pennsylvania 19102
Assistant Defender

1990 – 1993
Federal Community Defender for the Eastern District of Pennsylvania
Suite 540 West, The Curtis Center
601 Walnut Street
Philadelphia, Pennsylvania 19106
Assistant Federal Defender

1993 – 2006
Krasner and Restrepo
239 South Camac Street
Philadelphia, Pennsylvania 19107
Partner

- 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 changed over the years.

From 1987 to 1990, I practiced as a trial attorney with the Defender Association of Philadelphia. In this capacity, I represented indigent clients in the local Philadelphia courts. I represented both adult and juvenile defendants charged by the Commonwealth of Pennsylvania with both misdemeanor and felony charges.

From 1990 to 1993, I practiced as a trial attorney with the Federal Community Defender for the Eastern District of Pennsylvania. As an Assistant Federal Defender I only represented indigent defendants who received court appointed

counsel. These individuals were charged with a wide variety of criminal offenses by the United States including but not limited to narcotics offenses, firearm offenses, fraud, immigration violations and RICO conspiracy.

From 1993 to 2006, I was in private practice with one partner. We focused primarily on criminal defense. Our clients were charged with both felony and misdemeanor offenses in both state and federal court. We represented clients who retained our services, as well as individuals for whom we were appointed by the courts. Over the years we also were retained in various civil matters. The majority of our civil litigation consisted of Section 1983 claims alleging police abuse and mistreatment. We also represented individuals in other types of civil litigation, including workplace accidents, medical malpractice, wrongful death cases and fire cases. I also practiced immigration law for a very brief period while in private practice.

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

My typical clients when I was a defender in the state and federal courts were indigent individuals who qualified for the services of the Defender Association. My typical clients in private practice were often indigent defendants. My typical clients in my civil practice were plaintiffs in Section 1983 cases, although I also represented a defendant in a Section 1983 suit.

- 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.

Prior to becoming a magistrate judge, 100% of my practice was in litigation. I appeared in court frequently, usually daily, both as a public defender and in private practice. The numbers below represent my tenure as a defender and in private practice from 1987 to 2006.

- i. Indicate the percentage of your practice in:

1. federal courts:	>49%
2. state courts of record:	50%
3. other courts:	>1%
4. administrative agencies	0%

- ii. Indicate the percentage of your practice in:

1. civil proceedings:	20%
2. criminal proceedings:	80%

- 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 tried several hundred cases to verdict in courts of record as sole counsel. The majority of these cases were non-jury criminal trials in the Philadelphia Court of Common Pleas and the Municipal Court of Philadelphia. I also tried approximately 25 jury trials in federal and state courts as sole counsel.

- i. What percentage of these trials were:
 - 1. jury: 10%
 - 2. non-jury: 90%
- 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 have not practiced before the Supreme Court of the United States.

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 these 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 v. Williams*, Criminal Docket No. 01-512; Eastern District of Pennsylvania, Chief Judge Curtis Joyner. Trial was in April 2006.

I was co-counsel for Mr. Williams, who was charged with murder in aid of racketeering and the capital murder of a federal witness. Over two months, we engaged in extensive pre-trial motions practice related to suppression issues, motions to strike the death penalty, and motions to exclude the statement of the victim based on the Sixth Amendment. The judge denied these motions. After a jury trial, Mr. Williams was convicted of capital murder. Based on evidence documenting our client's mental retardation, the United States withdrew its notice to pursue the death penalty before sentencing. Mr. Williams was sentenced to the mandatory sentence of life without the possibility of release.

Dates of Representation: 2003 – 2006

Lead counsel for the government:	Faithe Moore Taylor United States Attorney's Office 615 Chestnut Street, Suite 11128 Philadelphia, PA 19106 215/861-8515
Co-counsel for Mr. Williams:	Honorable Timothy Sullivan United States Magistrate Judge District of Maryland 101 West Lombard Street Baltimore, MD 21201 410/962-4560 (Formerly at Brennan Sullivan and McKenna)
Counsel for co-defendant Cooper:	Patrick Egan Fox Rothschild 2000 Market Street Philadelphia, PA 19107 215/299-2150 Anthony Ricco (Solo Practitioner) 20 Vesey Street, Suite 400 New York, NY 10007 212/791-3919
Counsel for co-defendant Williams:	Robert J. Hill, Jr. 151 North Delaware Street One Indiana Square, Suite 200 Indianapolis, IN 46204 317/327-4100 (Formerly at Gilroy, Kammen and Hill) Clayton Sweeney, Jr. (Solo Practitioner) 3933 Lancaster Avenue Philadelphia, PA 19104 302/584-4420

2. *United States v. Grande*, Criminal Docket No. 04-0283; Eastern District of Virginia, Judge Gerald Bruce Lee. Trial was in 2005.

I was appointed by Judge Lee of the Eastern District of Virginia to represent Mr. Grande, a member of MS-13, who was accused of capital murder for his role in the killing of a woman who had left the federal witness protection program and reconnected with members of MS-13, including Mr. Grande. Mitigation efforts included finding an expert who was in a

position to discuss the evolution of MS-13, the conflict in El Salvador and Mr. Grande's family. The jury convicted Mr. Grande of capital murder but was hung as to the sentence during the penalty phase of the trial. Mr. Grande was sentenced to life without the possibility of release.

Dates of Representation: 2004 – 2008

Counsel for the Government: Ronald Walutes
Patricia Giles
United States Attorney's Office
2100 Jamieson Avenue
Alexandria, VA 22314
703/299-7300

Co-counsel for Mr. Grande: David Baugh (Solo Practitioner)
2025 East Main Street, Suite 14
Richmond, VA 23223
804/743-8111

Counsel for co-defendant
Rivera: Robert Jenkins
Bynum & Jenkins, PLLC
1010 Cameron Street
Alexandria, VA 22314
703/549-7211

Jerome Aquino (Solo Practitioner)
6315 Backlick Road
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Springfield, VA 22150
703/451-1111

Counsel for co-defendant
Garcia: Frank Salvato (Solo Practitioner)
1203 Duke Street
Alexandria, VA 22314
703/548-5000

Alex Levay
Alex Levay, PLLC
29 North King Street
Leesburg, VA 20176
703/297-4162

Counsel for co-defendant
Cisneros: Nina Ginsberg
DiMuroGinsberg, P.C.
1101 King Street, Suite 610

Alexandria, VA 22314
703/684-4333

Honorable James Clark
Alexandria Circuit Court
520 King Street
Alexandria, VA 22314
703/746-4123
(Formerly at Land Carroll and Blair)

3. *Clark v. City of Coatesville*, No. 03-1665; Eastern District of Pennsylvania, Judge Ronald Buckwalter. Trial was in December 2005.

Co-counsel and I represented Mr. Clark in a Section 1983 excessive force claim against police officers employed by the City of Coatesville. The case was difficult because there were no independent witnesses, and the defense presented expert testimony to rebut Mr. Clark's allegations that he was struck across the top of his head with a blunt object causing significant injuries to his head. The jury determined that the force used to arrest Mr. Clark was unreasonable, awarded Mr. Clark \$50,000 and awarded attorney's fees and costs, which were resolved by agreement of counsel.

Dates of Representation: 2003 – 2006

Co-counsel for Mr. Clark: Paul George
McKinney & George
239 South Camac Street
Philadelphia, PA 19107
215/735-0599

Counsel for the
City of Coatesville: Steven K. Ludwig
Fox Rothschild
2000 Market Street
Philadelphia, PA 19107
215/299-2150

4. *United States v. Hudson*, Criminal Docket No. 04-297; Eastern District of Pennsylvania, Judge Timothy J. Savage. Suppression Hearing in October 2004.

I was appointed to represent Mr. Hudson, who was charged with violating federal narcotics and firearms statutes in the Eastern District of Pennsylvania. Mr. Hudson was charged after police entered his brother's house and searched the second floor without requesting permission and without obtaining consent. Mr. Hudson was found on the second floor in a wheelchair next to a bed on which were money, a mirror, drugs and drug paraphernalia. Police also seized a locked security box under the bed and, after opening it pursuant to a search warrant, found that it contained firearms. To support a suppression motion, I secured the services of an investigator and subpoenaed an individual who was in custody on unrelated

charges. I filed a motion to suppress arguing that the search and seizure violated the Fourth Amendment because the search was executed without a warrant and without consent, despite the fact that there were no exigent circumstances that would have excused the police from obtaining a warrant. Furthermore, I argued that the evidence of firearms in the security box must be suppressed because the probable cause for the search warrant for the security box was based upon evidence seized during an illegal search. After a suppression hearing, Judge Savage agreed and suppressed the evidence. The government eventually dismissed the charges.

Dates of Representation: August – December 2004

Counsel for the government: Robert Reed
United States Attorney's Office
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106
215/861-8422

Special Assistant United States Attorney Robert Rosner
(Deceased)

5. *United States v. DeLia*, Criminal Docket No. 98-562; Eastern District of Pennsylvania, Judge Jan DuBois.

I was counsel of record for Mr. DeLia, who was charged by the United States with Conspiracy to Collect Extensions of Credit by Extortionate Means. I was able to secure Mr. DeLia's release on conditions pending the disposition of his case to which he pled guilty. The case presented many challenges in terms of the sentencing. Given a combination of factors, including his exceptional efforts to maintain work and support his family, the sentencing judge imposed a sentence that allowed Mr. DeLia to continue working notwithstanding the seriousness of his offense.

Dates of Representation: 1998 – 2002

Counsel for the government: David Fritchey
United States Attorney's Office
615 Chestnut Street, Suite 11102
Philadelphia, PA 19106
215/861-8668

6. *United States v. Acosta*, Criminal Docket No. 98-362; Eastern District of Pennsylvania, Judge Louis H. Pollak. Trial was in 2001.

I was co-counsel for Mr. Acosta, who was one of 13 individuals charged in an indictment with murder in aid of racketeering and one of three defendants charged with capital murder. This was the first trial in a capital prosecution in the Eastern District of Pennsylvania. There was significant pretrial litigation on a wide variety of issues including but not limited to the

admissibility of fingerprint evidence, severance of defendants, suppression of physical evidence, and the admissibility of tape recordings. Although the judge initially ruled that fingerprint evidence was not reliable and therefore inadmissible, he reversed the ruling on the government's motion for reconsideration. The other motions also were denied. Mitigation efforts included, but were not limited to, traveling to Puerto Rico to interview family, friends and others in an effort to prepare the penalty phase of the trial. After approximately six months of trial, the defendant pled guilty and received a sentence of life in prison.

Dates of Representation: 1999 – 2002

Counsel for the government: Thomas Perricone
United States Attorney's Office
615 Chestnut Street, Suite 11202
Philadelphia, PA 19106
215/861-8419

Co-counsel on Mr. Acosta: Michael Giampietro (Solo Practitioner)
239 South Camac Street
Philadelphia, PA 19107
610/212-8240

Counsel for Mr. Plaza: Honorable Timothy Sullivan
United States Magistrate Judge
District of Maryland
101 West Lombard Street
Baltimore, MD 21201
410/962-4560
(Formerly at Brennan Sullivan and McKenna)

Jules Epstein
Widener Law School
4601 Concord Pike
Wilmington, DE 19803
302/477-2031
(Formerly at Kairys, Rudovsky, Messing and Feinberg)

Counsel for Mr. Rodriguez: Gerald A. Stein
Gerald A. Stein, P.C.
2727 Central Square West
1500 Market Street
Philadelphia, PA 19102
215/665-1130

Bernie Siegal (Deceased)

7. *Mickus v. Abington Township, et al.*, No. 98-6594; Eastern District of Pennsylvania, Magistrate Judge Jacob P. Hart. Trial was in September 1999.

I was plaintiff's counsel in this Section 1983 claim filed against Abington Township and several individual defendants in the Eastern District of Pennsylvania. I tried the case to a jury with an associate of my firm. The claims centered on the amount of force allegedly used during the arrest of Mr. Mickus. The claims survived a 12(b)(6) challenge under the Federal Rules of Civil Procedure, as well as summary judgment arguments advanced by the defense. The trial included expert testimony as well as testimony for the relevant parties and independent fact witnesses. The jury ultimately found for the defense.

Dates of Representation: 1998 – 1999

Co-counsel: Roger Schrading
Defender Association of Philadelphia
1441 Sansom Street
Philadelphia, PA 19102
215/568-3190
(formerly with Krasner & Restrepo)

Opposing Counsel: Joseph J. Santarone, Jr.
Marshall, Dennehey, Warner, Coleman and Goggin
2000 Market Street – Suite 2300
Philadelphia, PA 19103
215/575-2626

8. *United States v. Cantero*, Criminal Docket No. 96-245; Eastern District of Pennsylvania, Judge Harvey Bartle. Sentencing in July 1997.

I was counsel for Mr. Cantero, who was charged with a variety of violent offenses stemming from an armed car-jacking and kidnapping in which he was involved. The case against Mr. Cantero was unusual because he was one of very few juveniles charged in federal court. Given the age of the defendant, the victim met with the United States Attorney in an effort to convince the government not to pursue the mandatory sentences because of the related firearms charge. Although the charge remained, the victim later testified on behalf of Mr. Cantero at sentencing. The sentencing judge departed from the guidelines in light of the sentencing presentation.

Dates of Representation: 1996 – 1997

Counsel for the government: Wendy Kelly
Office of Military Commissions
4800 Mark Center Drive, Suite 11F09-02
Alexandria, VA 22350

571/372-3724
(Formerly at the United States Attorney's Office)

9. *United States v. Sparacio*, Criminal Docket No. 94-127; Eastern District of Pennsylvania, Judge Ronald Buckwalter. Trial was in October 1995.

I was counsel for Mr. Sparacio, who was alleged to be a "capo," or high-ranking member of a crime family, in the mafia in Philadelphia. Mr. Sparacio was one of 27 individuals charged in a RICO indictment with a wide variety of violent offenses. The representation of Mr. Sparacio included taking the testimony of trial witnesses in Italy, reviewing extensive discovery, litigating pre-trial motions, trial, sentencing presentations and argument in the Court of Appeals. Mr. Sparacio was convicted and sentenced to 300 months imprisonment. The Third Circuit affirmed.

Dates of Representation: 1996 – 1997

Counsel for the government: Barry Gross
Drinker Biddle and Reath
One Logan Square
Philadelphia, PA 19103
215/988-2872
(Formerly at The United States Attorney's Office)

David Fritchey
United States Attorney's Office
615 Chestnut Street, Suite 11102
Philadelphia PA 19106
215/861-8668

Counsel for co-defendant
Mr. Stanfa: John Myers (Deceased)

Counsel for co-defendant
Mr. Piccolo: Harvey Wiessbard
Genova, Burns and Giantomasi
494 Broad Street
Newark, NJ 07102
973/230-2084

Counsel for co-defendant
Mr. Martinez: Brian McMonagle
McMonagle, Perri, McHugh & Mischak, P.C.
30 South 15th Street
Philadelphia, PA 19102
215/981-0999

Counsel for co-defendant
Mr. Pagano: Jeremy Gelb (Solo Practitioner)
834 Chestnut Street, Suite 206

Philadelphia, PA 19107
215/922-2415

Counsel for co-defendant
Mr. Bataglia:

Robert Welsh
Welsh & Recker, P.C.
2000 Market Street
Philadelphia, PA 19103
215/972-6430

Counsel for co-defendant
Mr. Keller:

Howard Popper
Popper & Yatvin
230 South Broad Street, Suite 503
Philadelphia, PA 19102
215/546-5700

10. *United States v. Evans*, 49 F.3d 109 (3d Cir. 1995); United States Court of Appeals for the Third Circuit, Judges Greenberg, Scirica and Lewis. District Court Docket No. 92-689-5, Judge Thomas N. O'Neill, Jr.

I was appointed to represent Mr. Evans at sentencing, after he pled guilty to drug charges. The district court denied a request for a downward departure given Mr. Evans' disclosure of his true identity to the United States Probation Office. On appeal, the Third Circuit agreed with my argument that the sentencing court was not foreclosed from deciding that Mr. Evans' disclosure of his true identity might have warranted a downward departure in sentencing. In light of the Third Circuit's opinion, Mr. Evans was given a downward departure at his resentencing.

Dates of Representation: 1993 – 1994

Counsel for the Government: Frank Barbieri

Retired – no current professional address
(Formerly at the United States Attorney's Office
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106)

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) for whom you have performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organization(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

During the years I worked as an attorney I was actively engaged in a number of legal associations and boards that dealt with a wide variety of issues. I was a long-term member of the Board of Directors and a Federal Trustee of the Defender Association of Philadelphia as well as the representative of the Eastern District of Pennsylvania to the National Conference

of Criminal Justice Attorneys. I also served on the Philadelphia Bar Association's Commission on Judicial Selection and Retention and on the Merit Selection Committee for the selection of a United States Magistrate Judge in the Eastern District of Pennsylvania.

As both a United States Magistrate Judge and a United States District Court Judge, I have participated in the re-entry program in the Eastern District of Pennsylvania since September of 2007. The re-entry program in the Eastern District of Pennsylvania is a collaborative effort between the court, the United States Attorney's Office; the Federal Defenders Office, the Office of Probation, and many community partners to assist individuals recently released from federal custody with a violent criminal history to re-enter the community and live productive lives in the community.

I have never done any lobbying on behalf of any clients and/or organizations.

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 and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

The following courses and course dates are listed to the best of my recollection.

Temple University, Beasley School of Law:

I have taught, and continue to teach, in the Temple Law – LL.M. in Trial Advocacy as noted below. This program is designed for practicing attorneys with an interest in developing their trial advocacy skills. All aspects of trial advocacy are taught during the year long program. Since 2008, I have taught "Trial Advocacy – Jury Dynamics." Fall 2012 syllabus supplied. I also have taught "Trial Advocacy – Boot Camp I" and "Trial Advocacy – Boot Camp II" since 2008. 2012 syllabi supplied. From 2008 to 2012, I also taught "Trial Advocacy – Final Jury Trial." Spring 2012 syllabus supplied.

I have taught the advocacy component of "Integrated Trial Advocacy II" during the Spring Semesters since 2007. This course combines advocacy training with substantive civil procedure lectures. Spring 2011 syllabus supplied.

I have taught "Advanced Trial Advocacy – Criminal" during the Fall Semesters since 2010. The focus of this course is advocacy specific to criminal proceedings. Fall 2010 syllabus supplied.

I taught the advocacy component of "Integrated Trial Advocacy I" during the Fall Semesters from 2006 to 2010. This course combined advocacy training with substantive evidence lectures. Fall 2010 syllabus supplied

I taught "Introduction to Trial Advocacy" during the academic years from 1993 to 2005. This course introduced students to the fundamentals of trial practice. I do not have a syllabus available for this course.

I taught "Legal Research and Writing" during the academic years of 1993 to 1995. This course focused on teaching the fundamentals of legal research and writing to first year law students. I do not have a syllabus available for this course.

University of Pennsylvania Law School:

I taught "Trial Advocacy" at the University of Pennsylvania Law School during the academic years from 1997 to 2009. This course introduced students to the fundamentals of trial advocacy. 2006, 2007, and 2008 syllabi supplied.

Peirce College:

I taught a course in "Criminal Justice" during the Spring Semester 1992 at Peirce College. This was a very general survey course offered to undergraduate students. Spring 1992 syllabus supplied.

20. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and 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 arrangements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

The only plans, commitments, or agreements to pursue outside employment, with or without compensation, during my service with the court would be to continue teaching consistent with the restrictions imposed on the federal judiciary.

22. **Sources of Income:** List the sources and amounts of all income received during the calendar year preceding your nomination and the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500.00 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 conflict-of-interest when you assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

My father-in-law is a state court judge, and I currently recuse myself, and would continue to recuse myself, in any case in which he was involved. From March 2011 to November 2012, my wife worked on a part-time basis with the United States Attorney's Office for the Eastern District of Pennsylvania in the financial litigation unit. I recused myself, and will continue to recuse myself, from any case in which she had participated. There are six or fewer attorneys in the area with whom I have a close relationship that would require me to recuse if they appeared before me. Finally, I have investments with corporations listed in my Net Worth Statement that would present conflicts.

Should any other potential conflicts of interest arise, I will adhere to the Code of Conduct for United States Judges and other applicable authority regarding their resolution.

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

If confirmed, I intend to continue to be guided by the Code of Conduct for United States Judges and other applicable authority in resolving any conflicts of interest.

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.

Throughout my tenure as an attorney and as a judge I have devoted a considerable amount of time and effort to a wide variety of efforts to help the disadvantaged.

I was a founding member of the Police/*Barrio* Project. The project was an effort to improve the relationship between the Philadelphia Police Department and the Latino Community in Philadelphia. As an attorney I spoke regularly at community centers, high schools, intermediate schools and elementary schools on behalf of the Project along with members of the Philadelphia Police Department.

I served on the Board of Trustees of the Russell Byers Charter School ("RBCS") for seven years. The RBCS serves an urban population of students in Philadelphia many of whom come from very challenging home and social circumstances.

I currently serve on the Board of the Make-a-Wish Foundation for Philadelphia and the Susquehanna Valley. Make-a-Wish provides services to children and their families suffering from serious medical conditions.

I have presented to a wide variety of groups including but not limited to the Philadelphia Bar Association, the United States Attorney's Office, the National Conference of *La Raza*, the Philadelphia District Attorney's Office, the Philadelphia Defender office (both the local and federal offices), and the Administrative Office of the United States Courts on a variety of issues including the federal sentencing guidelines, police/citizen relations and the ethics of representing the non-English speaking client, to name a few.

While a federal defender I developed an in-house training manual for new defenders and authored a primer of federal defense practice in the Eastern District of Pennsylvania that was widely distributed among Criminal Justice Act ("CJA") counsel. During my tenure as the CJA representative to the Administrative Office of the United States Courts for this district, I regularly provided advice to CJA counsel on a variety of representation issues.

Through my writing and speaking engagements, I have also actively promoted the importance of the use of qualified interpreters in the state and federal courts.

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 interview 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 have had with the White House staff or the justice Department regarding your nomination. Do not include any contacts with the Federal Bureau of Investigation personnel regarding your nomination.

Since July 30, 2014, I have been in touch with officials from the White House Counsel's Office regarding my interest in a nomination to the Third Circuit. Since August 11, 2014, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On September 12, 2014, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, D.C. On October 16, 2014, I interviewed with Senator Patrick Toomey in Allentown, Pennsylvania. On November 10, 2014, I interviewed with Senator Robert Casey in Philadelphia, Pennsylvania. On November 12, 2014, the President submitted my nomination to the Senate.

- b. Has anyone involved in the process of selecting you as a federal 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