

July 25, 2025

The Honorable Charles Grassley
Chairman, Committee on the Judiciary
United States Senate
224 Dirksen Senate Office Building
Washington, DC 20510

The Honorable Richard Durbin
Ranking Member, Committee on the Judiciary
United States Senate
224 Dirksen Senate Office Building
Washington, DC 20510

Re: Nomination of Eric Tung for the U.S. Court of Appeals for the Ninth Circuit

Dear Chairman Grassley and Ranking Member Durbin:

We write to express our support for the nomination of Eric Tung to the United States Court of Appeals for the Ninth Circuit. Each of us had the distinct pleasure of serving as a law clerk at the Supreme Court of the United States during the October 2017 Term—the same Term that Eric clerked for Justice Gorsuch. During that year, we came to know Eric exceptionally well, not only as a legal thinker of the highest caliber, but as a colleague of great character and integrity.

Our clerk class includes individuals who have gone on to careers as law firm partners, law professors, public servants, and advocates. We come from a wide array of personal and professional backgrounds and hold divergent views on constitutional interpretation, legal doctrine, and public policy. But while we may disagree on many issues, we are united in our belief that Eric Tung is a highly qualified nominee—a person of deep intellect, humility, and principle.

Eric's qualifications are exceptional. After earning his J.D. with high honors from the University of Chicago Law School, he clerked for then-Judge Neil M. Gorsuch on the U.S. Court of Appeals for the Tenth Circuit (2010), for Justice Antonin Scalia (2012), and for Justice Gorsuch (2017) on the Supreme Court of the United States. At the Court, Eric distinguished himself through his sharp analysis, deep understanding of constitutional structure and guarantees, and principled approach to the law. Just as notably, he brought to the Court a quiet confidence, generous spirit, and unwavering respect for others.

In short, Eric exemplifies the qualities that define the best of the federal judiciary: legal excellence, humility, and a steady judicial temperament. We have every confidence that he will be a principled judge who will uphold the rule of law and maintain respect toward all who appear before him.

Sincerely,

Note: the undersigned individuals have signed on to this letter in their personal capacities and not in any official or representative capacity. One or more clerks was prohibited from signing due to codes of conduct or other restraints.

Caroline A. Flynn
Law Clerk to Chief Justice Roberts

Aaron Rizkalla
Law Clerk to Chief Justice Roberts

Matt Gregory
Law Clerk to Justice Kennedy

Nick Harper
Law Clerk to Justice Kennedy

Krista Perry Heckmann
Law Clerk to Justice Kennedy

Gilbert Dickey
Law Clerk to Justice Thomas

Brittney Lane Kubisch
Law Clerk to Justice Thomas

Greg Miller
Law Clerk to Justice Thomas

Cameron T. Norris
Law Clerk to Justice Thomas

Cynthia Barmore
Law Clerk to Justice Breyer

Sean A. Mirski
Law Clerk to Justice Alito

Stephen J. Petrany
Law Clerk to Justice Alito

Kevin M. Neylan, Jr.
Law Clerk to Justice Alito

James R. Saywell
Law Clerk to Justice Alito

David J. Feder
Law Clerk to Justice Gorsuch

Matthew S. Owen
Law Clerk to Justice Gorsuch

Lucas M. Walker
Law Clerk to Justice Gorsuch

Donald L. R. Goodson
Law Clerk to Justices Stevens (Ret.) and Kennedy

Adam Goodman
Law Clerk to Justices Souter (Ret.) and Ginsburg