

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY
QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Stephen Robert Clark, Sr.

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

United States District Judge for the Eastern District of Missouri

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.

Office: RUNNYMEDE law group
 7733 Forsyth Boulevard
 Suite 1100
 St. Louis, Missouri 63105

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

1966; Evanston, Illinois

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.

1988 – 1991, Saint Louis University School of Law; J.D., 1991

1984 – 1988, University of Notre Dame; B.A., 1988

6. **Employment Record:** List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

2008 – present
RUNNYMEDE law group
Formerly Clark Law Firm, LLC and Clark & Sauer, LLC
7733 Forsyth Boulevard, Suite 1100
St. Louis, Missouri 63105
Founding & Managing Partner

2006 – 2008
Husch Blackwell, LLP
Formerly Blackwell Sanders LLP and Husch Blackwell Sanders LLP
720 Olive Street, Suite 2400
St. Louis, Missouri 63101
Partner

1999 – 2006
Polsinelli P.C.
Formerly Polsinelli Shalton Welte Suelthaus PC
100 South Fourth Street, Suite 1000
St. Louis, Missouri 63102
Shareholder

1993 – 1997 (approximate)
City of Black Jack
12500 Old Jamestown Road
Black Jack, Missouri 63033
Municipal Prosecutor

1990, 1991 – 1999
Greensfelder, Hemker & Gale, P.C.
10 South Broadway, Suite 2000
St. Louis, Missouri 63102
Officer (1998 – 1999)
Associate (1991 – 1998)
Summer Associate (1990)

1989 – 1991
Westlaw/West Publishing
St. Louis University School of Law
3700 Lindell Boulevard
St. Louis, Missouri 63108
Law Student Representative

1988
University Directories/Village Publishing Company
Lexington, Kentucky
Sales Manager

Other Affiliations (uncompensated)

2014 – present
The Limit Corporation
12760 Conway Lake Court
St. Louis, Missouri 63141
Shareholder

2004 – present
SEJCO Ventures, LLC
7733 Forsyth Boulevard, Suite 1100
St. Louis, Missouri 63105
Member

1997 – 2016
Lamco Ventures LLC
7701 Forsyth Boulevard, Suite 1030
St. Louis, Missouri 63105
Member

1993 – 2011
St. Louis Sportsman's Exchange
37 Clermont Lane
St. Louis, Missouri 63124
Member (1993 –2011)
Treasurer (1995 (approximate) – 1997 (approximate))

1990 (approximate)
United States Court of Appeals for the Eighth Circuit
Office of Staff Attorneys
111 South Tenth Street
St. Louis, Missouri 63102
Judicial Intern

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 but registered for Selective Service upon turning 18.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

Martindale-Hubbell AV Preeminent 5.0 Rating (2000 – present)

Super Lawyers – Missouri and Kansas Super Lawyers (2005, 2009 – 2017)

Blackwell Sanders LLP – Top Flight Award for Excellence in Business Generation (2007)

St. Louis University School of Law Moot Court Competition – Moot Court Finalist (1989–1990)

University of Notre Dame Dean’s Honor List (Fall 1986, Spring 1987)

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 Bar Association (1991 – present)

Section of Litigation, Commercial & Business Litigation Committee (1991 (approximate) – present)

Co-Chair, Circuit Notes for the Eighth Circuit (2010 – 2014)

Section of Labor and Employment Law, Employee Benefits Committee (2002 – present)

Bar Association of Metropolitan St. Louis (1991 – present)

Illinois State Bar Association (1992 – 2006 (approximate))

Kansas Bar Association (2012 – 2013 (approximate))

Missouri Bar (1991 – present)

Volunteer Trustee for Office of Chief Disciplinary Counsel (2013 – 2015)

Employee Benefits (1999 – present (approximate)), Construction Law (1991 – 2002 (approximate)), and Civil Practice (1991 – present (approximate)) Committees

10. **Bar and Court Admission:**

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

Missouri, 1991

Illinois, 1992

Kansas, 2012

There have been no lapses in membership.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

Supreme Court of the United States, 2006
United States Court of Appeals for the Fifth Circuit, 2003
United States Court of Appeals for the Eighth Circuit, 2003
United States Court of Appeals for the Seventh Circuit, 2004
United States Court of Appeals for the Tenth Circuit, 2004
United States District Court for the Northern District of Illinois, 2003
United States District Court for the Southern District of Illinois, 2003
United States District Court for the Northern District of Indiana, 2008
United States District Court for the Southern District of Indiana, 2004
United States District Court for the District of Kansas, 2005
United States District Court for the Eastern District of Missouri, 1991
United States District Court for the Western District of Missouri, 1999
United States District Court for the Eastern District of Wisconsin, 1998
United States Court of Federal Claims, 1997
Kansas Supreme Court, 2012
Supreme Court of Illinois, 1992
Supreme Court of Missouri, 1991

I voluntarily withdrew my membership in the bar for the United States District Court for the Southern District of Illinois in 2015. There have been no other lapses in membership.

11. **Memberships:**

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Almost Home, Inc. Women's Shelter (2015 – present)
Charity Golf Outing Committee (2017)

Association for Corporate Growth (2003)

The Entrepreneurship Institute (2001 (approximate) – 2006)
St. Louis Advisory Board Member

Federalist Society for Law and Public Policy, St. Louis Chapter (2009 – present)
Board of Advisors (2013 – present)
Steering Committee (2009 – present)
President (2011 – 2016)

Fleur de Lis (Archdiocese of St. Louis) (2011 (approximate) – present)
Men of the Fleur de Lis Committee

Lawyers for Life, Inc. (2009 – present)
Director

Legal Services of Eastern Missouri Volunteer Lawyers Program (1991 – 1996)

Missouri Athletic Club (1991 (approximate) to 1995 (approximate))
Athletic Committee (1993 (approximate) – 1994)

National Rifle Association (2016 – present)

Notre Dame Club of St. Louis (1991 (approximate) – present)

Notre Dame Lawyers Association (1995 – present)

Order of Malta American Association Auxiliary Corps (2007 – present)

Republican National Lawyers Association (2008 – present)

St. Bridget’s Parish Legal Outreach Clinic (1991 – 2003)

St. Louis Country Club (1998 – present)
Swim Committee (2014 – 2016)

St. Louis Priory School Fathers’ Club (2012 – 2014)
Executive Committee (2012 – 2014)
Chair, Father – Son Banquet (2014)

St. Louis Regional Chamber and Growth Association Economic Development
Campaign (2005 – 2008)

St. Patrick Center (1992 – 1997)
Development Board

St. Thomas More Society (2017)

Veiled Prophets of St. Louis, Ltd. (2003 – present)
Queen’s Supper Committee (2003 – present)
Fourth of July Parade Committee (2003 – 2009)

Villa Duchesne and Oak Hill School (2000 – 2013)
Major Gifts Committee (2011 – 2013)
Capital Campaign Committees (2003, 2008, 2012)
Development Committee (2005 – 2007)
President, Fathers’ Club (2005 – 2006)
Fathers’ Club Executive Committee (2000 – 2006)

Chair, Family Picnic (2002 – 2003)

World Wide Marriage Encounter (2004 – 2012)
Volunteer/Presenting Team

- 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.

The Fleur de Lis organization of the Archdiocese of St. Louis is governed by a Board consisting only of women (other than the Archbishop). Annually, the organization hosts the Fleur de Lis Ball, a debutant ball to raise funds for Cardinal Glennon Children's Hospital. The Board has various Committees, most of which are women-only. The Committee on which I serve includes men and provides security for the Ball.

When I became a member of the Missouri Athletic Club in 1991, the Club's athletic facilities were open only to men. During the time I served as a member of the Club's Athletic Committee, the Club's athletic facilities were opened to women.

Membership in the Veiled Prophets of St. Louis is limited to men. It is my understanding that the Veiled Prophets of St. Louis previously excluded members on the basis of race. These policies were changed in 1979, and have not been in place at any time during my affiliation.

It is also my understanding that the St. Louis Country Club either through formal policies or through the practical implementation of its policies previously excluded persons of certain races or religions from membership. These policies are no longer in place and have not been in place since at least 2003.

To the best of my knowledge, and other than as noted, none of the organizations listed above currently invidiously discriminates or formerly invidiously discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementations of membership policies.

12. **Published Writings and Public Statements:**

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

Contributor, Section 4 of Lawyers for Life Newsletter, Apr, 2017. Copy supplied.

Contributor, Section 6 of Lawyers for Life Newsletter, Dec. 2016. Copy supplied.

Contributor, Section 6 of Lawyers for Life Newsletter, July 2016. Copy supplied.

Daily Gospel Reflection, FaithND, Notre Dame Alumni Association, May 25, 2016. Copy supplied.

Contributor, Section 4 of Lawyers for Life Newsletter, Sept. 2015. Copy supplied.

With Kristin E. Weinberg, *Missouri Supreme Court Unanimously Declares Cap on Punitive Damages Unconstitutional*, Federalist Society State Court Docket Watch, Dec. 11, 2014. Copy supplied.

Author, *Avoiding the Appearance of Impropriety: Missouri and Kansas Supreme Court Decisions on the Constitutionality of Caps on Noneconomic Damages Demonstrate the Need for Objective Procedures in the selection of Special Judges*, 77 ALBANY L. REV 144 (2014). Copy supplied.

With Kristin Weinberg, *Which Side Prevails When Both Win Jury Verdicts?*, Practice Points – American Bar Association Section of Litigation, Jan. 8, 2014. Copy supplied.

With Kristin Weinberg, *InCompass IT, Inc. v. XO Communications Service, Inc.*, 719 F.3d 891 (8th Cir. June 26, 2013), Circuit Notes – American Bar Association Section of Litigation, Nov. 25, 2013. Copy supplied.

With Kristin Weinberg, *No Jury Trial Right When Promissory Estoppel Pled to Avoid Statute of Frauds*, Practice Points – American Bar Association Section of Litigation, Nov. 25, 2013. Copy supplied.

With Kristin Weinberg, *Doctrine of Commercial Frustration Does Not Excuse Defendant's Performance*, Practice Points – American Bar Association Section of Litigation, Sept. 30, 2013. Copy supplied.

Chapter Editor, Chapter 20 of *Employee Benefits Law* (3d ed.) Spring 2013 Supplement, Bloomberg BNA, 2013. Copy supplied.

Contributor, Section 2 and 3 of Lawyers for Life Newsletter, Apr. 2013. Copy supplied.

With Kristin Weinberg, *General Mills Operating, LLC v. Five Star Custom Foods, Ltd.*, No. 12-1731 (8th Cir. Jan. 7, 2013), Circuit Notes – American Bar Association Section of Litigation, Mar. 25, 2013. Copy supplied.

With Kristin Weinberg, *USDA Recall Notices Satisfy Public Records Hearsay Exception*, Practice Points – American Bar Association Section of Litigation, Mar. 25, 2013. Copy supplied.

With Kristin Weinberg, *Declining to Follow Its Neighbor Missouri, the Kansas Supreme Court Holds Noneconomic Damages Cap in Medical Malpractice Cases Constitutional*, Federalist Society State Court Docket Watch, Jan. 4, 2013. Copy supplied.

With Kristin Weinberg, *Missouri Supreme Court Overrules 20 Years of Precedent in Holding Noneconomic Damages Cap Unconstitutional*, Federalist Society State Court Docket Watch, Jan. 4, 2013. Copy supplied.

With Kristin Weinberg, *Dissolved and Suspended Entities Unable to Maintain Suit*, Practice Points – American Bar Association Section of Litigation, Aug. 31, 2012. Copy supplied.

With Kristin Weinberg, *Cascades Development of Minnesota, LLC v. National Specialty Insurance, et al., Case No. 11-1429*, Circuit Notes – American Bar Association Section of Litigation, June 22, 2012. Copy supplied.

With Kristin Weinberg, *Insured's Assignee Is Real Party in Interest*, Practice Points – American Bar Association Section of Litigation, June 22, 2012. Copy supplied.

With Kristin Weinberg, *Ridenour v. Boehringer Ingelheim Pharmaceuticals, Inc., et al., No. 11-2606 at *8 (8th Cir. May 31, 2012)*, Circuit Notes – American Bar Association Section of Litigation, June 22, 2012. Copy supplied.

With Kristin Weinberg, *Take All Your Shots Before the Magistrate Judge*, Practice Points – American Bar Association Section of Litigation, June 22, 2012. Copy supplied.

With Kristin Weinberg, *Contra Proferentem Doesn't Apply if Drafter Is Unknown*, Practice Points – American Bar Association Section of Litigation, Apr. 23, 2012. Copy supplied.

With Kristin Weinberg, *Shaw Hofstra & Assocs. v. Ladco Dev., Inc., No. 11-2368 (8th Cir. Mar. 12, 2012)*, Circuit Notes – American Bar Association Section of Litigation, Apr. 23, 2012. Copy supplied.

With Kristin Weinberg, *Eighth Circuit Holds Party Responsible for Lawyer's Actions*, Practice Points – American Bar Association Section of Litigation, Mar. 27, 2012. Copy supplied.

With Kristin Weinberg, *Ozeroglu v. Hershewe Law Firm, P.C., No. 11-1357 (8th Cir. Feb. 9, 2012)*, Circuit Notes – American Bar Association Section of Litigation, Mar. 27, 2012. Copy supplied.

Contributor, Portions of *Report of the Subcommittee on Ethics*, American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, 2012 Midwinter Meeting, Feb. 15, 2012. Copy supplied.

With Kristin Weinberg, *Block v. Brooklyn Park Motors, Inc., No. 11-1724 (8th Cir. Dec. 19, 2011)*, Circuit Notes – American Bar Association Section of Litigation, Feb. 10, 2012. Copy supplied.

With Kristin Weinberg, *Dealership Was Fraudulently Joined in Car Defect Case*, Practice Points – American Bar Association Section of Litigation, Feb. 10, 2012. Copy supplied.

Contributing Author, Portions of *Report of the Subcommittee on Ethics*, American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, 2011 Midwinter Meeting, Feb. 2011. Copy supplied.

With Barbara Farley, *Eighth Circuit Address Control-Person Liability under the Securities Exchange Act*, Practice Points – American Bar Association Section of Litigation, Sept. 10, 2010. Copy supplied.

With Randall Constantine, *Doing the ERISA Shuffle Through The Subrogation Maze*, Missouri Bar Solo and Small Firm Conference, June 11-13, 2009. Copy supplied.

From Generalist to Specialist – How do I develop a niche practice?, Missouri Bar Solo and Small Firm Conference, June 11-13, 2009. Copy supplied.

Stop Working for the Insurance Companies (and Health Plans)! A primer on ERISA Subrogation, Missouri Bar Solo and Small Firm Conference, June 11-13, 2009. Copy supplied.

Contributing Author, Portions of Chapter 10 of *Employee Benefits Law* (2d ed.), 2009 Cumulative Supplement, BNA Books 2009. Copy supplied.

Contributor, Portions of *Report of the Fiduciary Responsibility Subcommittee*, American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, Feb. 27, 2008. Copy supplied.

Contributing Author, Portions of Chapter 10 of *Employee Benefits Law* (2d ed.), 2008 Cumulative Supplement, BNA Books 2008. Copy supplied.

Representing Telecom Clients: Looking for Opportunities Amidst Rapid Change, in *Inside the Minds: Telecommunications Client Strategies*, Thompson Reuters/Aspatore 2008. Copy supplied.

Contributor, Portions of *Report of the Fiduciary Responsibility Subcommittee*, American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee Feb. 11, 2007. Copy supplied.

Contributing Author, Chapter 10 Section VIII D & E of *Employee Benefits Law* (2d ed.), 2007 Supplement, BNA Books 2007. Copy supplied.

Contributor, Portions of *Report of the Fiduciary Responsibility Subcommittee*, American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, Jan. 25, 2006. Copy supplied.

Contributing Author, Portions of Chapter 20 of *Employee Benefits Law* (2d ed.), 2006 Cumulative Supplement, BNA Books, 2006. Copy supplied.

Contributor, Portions of *Report of the Ethics Subcommittee*, American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, Feb. 9, 2005. Copy supplied.

Contributing Author, Portions of Chapter 13 and Chapter 14 Section IX and X of *Employee Benefits Law* (2d ed.), 2004 Cumulative Supplement, BNA Books, 2004. Copy supplied.

Contributor, Portions of *Report of the Subcommittee on Benefit Claims*, American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee Feb. 2003. Copy supplied.

Contributor, Portions of *Report of Subcommittee on ERISA Preemption and Effects on Other Laws*, American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee Feb. 2003. Copy supplied.

With Mark K. Fendler, *Employers' Obligations to Military Reservists and National Guard Members under the Uniformed Services Employment and Reemployment Rights Act of 1994*. After an exhaustive search, I have been unable to locate where this article may have been published, however, I am supplying the full text of the article.

Contributing Author, Portions of Chapter 13 of *Employee Benefits Law* (2d ed.), 2003 Cumulative Supplement, BNA Books, 2003. Copy supplied.

ERISA: At Least Know Enough So You Don't Get Burned, Employee Benefits Law Committee Newsletter, Summer 2002. Copy supplied.

The Tangled Web Of ERISA, What Every Lawyer Needs to Know, Missouri Lawyers Weekly, July 29, 2002. Copy supplied.

Contributor, Portions of *Report of ERISA Preemption and Effects on Other Laws*, American Bar Association, Section on Labor and Employment Law, Employee Benefits

Committee, Feb. 2002. After an exhaustive search, I have been unable to locate a copy of this report, however, I have provided a copy of the case summary memo that I prepared for the report.

You've Been Sued, What do you Do?, St. Louis Small Business Monthly, Feb. 1994. 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.

None.

- 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.

In January 2012, March 2013 and April 2018, I appeared and testified as a subject matter expert on behalf of a client at city council meetings in Butler, Missouri. The subject matter was telecommunications right-of-way and permitting issues. I have no notes that are not attorney work product, transcripts or recording.

In 2007, I testified as a subject matter expert before committees of the Missouri legislature on telecommunications and litigation reform matters as related to SB 209. I do not recall the specific dates of the testimony. The testimony was oral and not recorded or transcribed, per Missouri Legislature practices. I have no notes, transcripts or recording. I have provided a summary of the bill from a senate committee.

In 2005, I testified as a subject matter expert before committees of the Missouri legislature on telecommunications and litigation reform matters as related to HB 209. I do not recall the specific dates of the testimony. The testimony was oral and not recorded or transcribed, per Missouri Legislature practices. I have no notes, transcripts or recording. I have provided a summary of the bill from a senate committee.

In approximately 2000, I appeared before the Ladue, Missouri City Council to share my views regarding proposed construction. I have no notes, transcripts or recording.

In approximately 1998, I appeared on behalf of a client at a city council meeting in Hoyleton, Illinois. The subject matter was zoning. I have no notes, transcripts or recording.

In approximately 1995, I appeared before the Brentwood, Missouri City Council to share my views regarding a proposed redevelopment of a tract of land in my neighborhood. I have no notes, transcripts 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.

June 23, 2017: Instructor, Legal Writing Course, RUNNYMEDE law group, St. Louis, Missouri. I have no notes, transcript, or recording. I taught a writing workshop to attorneys at my firm based on Bryan Garner's *Legal Writing in Plain English*. The address of RUNNYMEDE law group is 7733 Forsyth Boulevard, Suite 1100, St. Louis, Missouri, 63105.

May 18, 2017: Instructor, Legal Writing Course, RUNNYMEDE law group, St. Louis, Missouri. I have no notes, transcript, or recording. I taught a writing workshop to attorneys at my firm based on Bryan Garner's *Legal Writing in Plain English*. The address of RUNNYMEDE law group is 7733 Forsyth Boulevard, Suite 1100, St. Louis, Missouri, 63105.

Mar. 24, 2017: Instructor, Legal Writing Course, RUNNYMEDE law group, St. Louis, Missouri. I have no notes, transcript, or recording. I taught a writing workshop to attorneys at my firm based on Bryan Garner's *Legal Writing in Plain English*. The address of RUNNYMEDE law group is 7733 Forsyth Boulevard, Suite 1100, St. Louis, Missouri, 63105.

Mar. 2, 2017: Instructor, Legal Writing, RUNNYMEDE law group, St. Louis, Missouri. I have no notes, transcript, or recording. I taught a writing workshop to attorneys at my firm based on Bryan Garner's *Legal Writing in Plain English*. The address of RUNNYMEDE law group is 7733 Forsyth Boulevard, Suite 1100, St. Louis, Missouri, 63105.

Feb. 9, 2017: Instructor, Legal Writing, RUNNYMEDE law group, St. Louis, Missouri. I have no notes, transcript, or recording. I taught a writing workshop to attorneys at my firm based on Bryan Garner's *Legal Writing in Plain English*. The address of RUNNYMEDE law group is 7733 Forsyth Boulevard, Suite 1100, St. Louis, Missouri, 63105.

Oct. 25, 2016: Instructor, Legal Writing, RUNNYMEDE law group, St. Louis, Missouri. I have no notes, transcript, or recording. I taught a writing workshop to attorneys at my firm based on Bryan Garner's *Legal Writing in Plain English*. The

address of RUNNYMEDE law group is 7733 Forsyth Boulevard, Suite 1100, St. Louis, Missouri, 63105.

Sept. 28, 2016: Instructor, Legal Writing, RUNNYMEDE law group, St. Louis, Missouri. I have no notes, transcript, or recording. I taught a writing workshop to attorneys at my firm based on Bryan Garner's *Legal Writing in Plain English*. The address of RUNNYMEDE law group is 7733 Forsyth Boulevard, Suite 1100, St. Louis, Missouri, 63105.

Sept. 14, 2016: Instructor, Legal Writing, RUNNYMEDE law group, St. Louis, Missouri. Materials supplied.

June 7, 2016: Introductory Speaker, Fundraiser for Justice James R. "Randy" Moore of the Illinois Court of Appeals, Fifth District, Vote Justice Moore Committee, St. Louis, Missouri. I have no notes, transcript or recording. I introduced Justice Moore at the fundraiser. The address for the Vote Justice Moore Committee is 112 Chutt Street, Apartment A, Carterville, Illinois, 62918.

May 18, 2016: Instructor, Legal Writing, RUNNYMEDE law group, St. Louis, Missouri. Materials supplied.

Apr. 6, 2016: Instructor, Legal Writing, RUNNYMEDE law group, St. Louis, Missouri. I have no notes, transcript, or recording. I taught a writing workshop to attorneys at my firm based on Bryan Garner's *Legal Writing in Plain English*. The address of RUNNYMEDE law group is 7733 Forsyth Boulevard, Suite 1100, St. Louis, Missouri, 63105.

Mar. 9, 2016: Instructor, Legal Writing, RUNNYMEDE law group, St. Louis, Missouri. Materials and unofficial transcript supplied.

Feb. 27, 2016: Facilitator, Justice Scalia Memorial Mass Reception, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced speakers. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Feb. 25, 2016: Presenter, "Pious & Professional: Living the Faith at Work," Duke Catholic Center, Duke University, Durham, North Carolina, 27708. Recording and materials supplied.

Feb. 2016: Presenter, "Common Misconception About Roe v. Wade," Thomas International Center, Daily Insights. Recording supplied.

Feb. 2016: Presenter, "Same Sex Marriage, The Conservative Justice," Thomas International Center, Daily Insights. Recording supplied.

Feb. 2016: Presenter, "Catholic Moral Theology in the Workplace," Thomas International Center, Daily Insights. Recording supplied.

Dec. 10, 2015: Facilitator, St. Louis Chapter Christmas Party, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Oct. 22, 2015: Facilitator, "Public Policy and State Growth," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced speakers. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Sept. 29, 2015: Facilitator, St. Louis University School of Law Meet and Greet, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and facilitated conversation. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

July 25, 2015: Facilitator, "Support Ferguson Happy Hour," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented remarks and facilitated conversation. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

May 13, 2015: Facilitator, "Debate: Obama's Record at the Supreme Court," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speaker. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Dec. 17, 2014: Facilitator, St. Louis Chapter Christmas Party, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Nov. 5, 2014: Facilitator, "Presidents Jefferson & Madison Visit the Federalist Society," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Aug. 23, 2014: Facilitator, St. Louis Chapter Summer BBQ, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

June 25, 2014: Facilitator, "Religious Liberty and the Healthcare Mandate," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced speakers. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Apr. 2, 2014: Moderator, "Legal Ethics from the Bench," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I moderated the discussion of the panelists and facilitated questions from the audience. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Jan. 25, 2014: Event Chair, Priory Father/Son Banquet, St. Louis Priory School, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced speakers. The address for Saint Louis Priory School is 500 S. Mason Road, St. Louis, Missouri 63141.

Dec. 12, 2013: Facilitator, St. Louis Chapter Christmas Party, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Nov. 22, 2013: Facilitator, "America: The Bankrupt Superpower?," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speaker. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Sept. 28, 2013: Facilitator, St. Louis Chapter Summer BBQ, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

June 19, 2013: Facilitator, "U.S. Supreme Court Round-Up: 2012-2013 Term," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speaker. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Feb. 1, 2013: Facilitator, "Religious Free Exercise Under Fire," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speaker. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Dec. 19, 2012: Facilitator, St. Louis Chapter Christmas Party, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

June 14, 2012: Facilitator, "Gun Control: Dead or Alive? The Second Amendment Right to Carry," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speaker. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Apr. 27, 2012: Facilitator, "Obamacare at The Court: The Arguments, The Ruling and The Impact on Constitutional Law," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speaker. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Feb. 15-18, 2012: Presenter, "Ethics Update," American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, Coronado, California. I have supplied my notes for this presentation in response to Question 12(a).

Feb. 9, 2012: Presenter, "Legal Tools for Preventing Coerced Abortions," Lawyers for Life, Clayton, Missouri. Materials supplied.

Jan. 19, 2012: Facilitator, "The Criminalization of Just About Everything," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speaker. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Dec. 15, 2011: Facilitator, St. Louis Chapter Christmas Party, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Oct. 27, 2011: Facilitator, "ObamaCare Debate Event," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speakers. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Aug. 11, 2011: Facilitator, Erin and Joshua Hawley Event, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

June 23, 2011: Facilitator, "Luncheon: Missouri Legislative Recap," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced the speaker. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

May 16, 2011: Facilitator, "Breakfast with Justice Samuel Alito, Jr.," Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks, posed questions to the Justice, and facilitated questions from the audience. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Mar. 10, 2011: Facilitator, St. Louis Chapter Membership Reception, Federalist Society, St. Louis, Missouri. I have no notes, transcript, or recording. I presented opening remarks and introduced guests. The address for the Federalist Society is 1776 I Street, N.W. Suite 300, Washington, D.C. 20006. The St. Louis Lawyers Chapter has neither a physical address nor a mailing address.

Feb. 16-19, 2011: Presenter, "Ethics Update," American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, Savannah, Georgia. The presentation was on ethics. Presentation supplied. I have also supplied my notes for this presentation in response to Question 12(a).

June 10, 2010: Moderator, "Bowling Out Professionally: Effective Settlements and How to Ethically Withdraw and Conclude Representation to Avoid Malpractice," The Missouri Bar, Lake of the Ozarks, Missouri. I have no notes, transcript or recording. I moderated the discussion of the panelists and facilitated questions from the audience. The address for the Missouri Bar is 326 Monroe Street, Jefferson City, Missouri 65102.

Feb. 4-5, 2010: Presenter, "Ethics Update," American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, San Antonio, Texas. Materials provided.

June 11-13, 2009: Presenter, "Doing the ERISA Shuffle Through the Subrogation Maze," The Missouri Bar, Lake of the Ozarks, Missouri. I have supplied my notes for this presentation in response to Question 12(a).

June 11-13, 2009: Presenter, "From Generalist to Specialist – How do I develop a niche practice?," The Missouri Bar, Lake of the Ozarks, Missouri. I have supplied my notes for this presentation in response to Question 12(a).

June 11-13, 2009: Presenter, "Stop Working for the Insurance Companies (and Health Plans)! A primer on ERISA subrogation," The Missouri Bar, Lake of the Ozarks, Missouri. I have supplied my notes for this presentation in response to Question 12(a).

Feb. 19-21, 2009: Presenter, "Ethics Update," American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, Charleston, South Carolina. Materials supplied.

Feb. 2008: Presenter, "Fiduciary Responsibility," American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, New Orleans, Louisiana. I have supplied my notes for this presentation in response to Question 12(a).

Feb. 2, 2006: Panel Participant, "Keep the Good and Out with the Bad," The Entrepreneurship Institute's Presidents' Forum of St. Louis, St. Louis, Missouri. I have no notes, transcripts or recording. I presented on legal issues in employment matters. The address of the Entrepreneurship Institute is 4449 Easton Way, 2nd Floor, Columbus, Ohio 43219.

Jan. 25-28, 2006: Presenter, "Fiduciary Responsibility Update," American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, Key Biscayne, Florida. I have supplied my notes for this presentation in response to Question 12(a).

Feb. 9-12, 2005: Presenter, "Ethics Update," American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, San Francisco, California. I have supplied my notes for this presentation in response to Question 12(a).

Dec. 8-9, 2003: Presenter, "Definitive Guide to Employment Law for HR Professionals," Council on Education in Management, St. Louis, Missouri. I have no notes, transcripts or recording. I presented on legal issues in employment matters. The address of the Entrepreneurship Institute is 4449 Easton Way, 2nd Floor, Columbus, Ohio 43219.

Feb. 27, 2003: Introductory Remarks, "Luncheon Address," The Entrepreneurship Institute Presidents' Forum of St. Louis, St. Louis, Missouri. Materials supplied.

Feb. 2003: Presenter, “Benefits Claims Update,” American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, San Diego, California. I have supplied my notes for this presentation in response to Question 12(a).

Feb. 2003: Presenter, “ERISA Preemption Update,” American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, San Diego, California. I have supplied my notes for this presentation in response to Question 12(a).

Feb. 2003 (approximate): Presenter, “Removal: Why, When and How,” Polsinelli Shalton Welte Suelthaus, St. Louis, Missouri. I have no notes, transcript, or recording. I presented on the topic of removal of cases to federal court. The address for Polsinelli Shalton Welte Suelthaus PC, (n/k/a Polsinelli) is 100 South Fourth Street, Suite 1100, St. Louis, Missouri, 63101.

Feb. 2002: Presenter, “ERISA Preemption Update,” American Bar Association, Section on Labor and Employment Law, Employee Benefits Committee, San Juan, Puerto Rico. I have supplied my notes for this presentation in response to Question 12(a).

Feb. 5, 2002: Moderator, “Protecting Your Assets,” The Entrepreneurship Institute Presidents’ Forum of St. Louis, St. Louis, Missouri. I have no notes, transcripts, or records. I moderated a discussion on asset protection and loss prevention. The address for The Entrepreneurship Institute is 4449 Easton Way, 2nd Floor, Columbus, OH 43219.

Fall 1999: Presenter, “Retiree Health Benefits,” Associated Industries of Missouri, St. Louis, Missouri. I have no notes, transcript, or recording. I presented on legal issues involved in retiree health benefits. The address for Associated Industries of Missouri, St. Louis is 3234 West Truman Boulevard, Jefferson City, Missouri 65109.

- 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.

RUNNYMEDE law group Attorney Named SuperLawyer, RUNNYMEDE law group Press Release, Nov. 2017. Copy supplied.

Catherine Martin, *High court won't hear embryo case*, Missouri Lawyers Media, Feb. 2, 2017. Copy supplied.

Michael Dalder, *Frozen embryos are property, not people – court ruling*, Reuters, Nov. 17, 2016. Copy supplied (reprinted in multiple outlets).

Jim Suhr, *Missouri appeals court: Frozen embryos property, not people*, Associated Press, Nov. 16, 2016. Copy supplied (reprinted in multiple outlets).

Felesha Lee, *Missouri court: Man must consent before ex-wife can use their embryos*, KOMU, Nov. 16, 2016. Copy supplied.

RUNNYMEDE law group Attorney Named SuperLawyer, RUNNYMEDE law group Press Release, Nov. 2016. Copy supplied.

Divorced couple battles over future of frozen embryos in St. Louis court, Fox 2 Now (TV Broadcast) June 1, 2016. Video of the interview is available at <http://fox2now.com/2016/06/01/divorced-couple-battle-over-future-of-frozen-embryos-in-st-louis-court/>.

Kevin Killeen, *Frozen Embryo Custody Fight in Appeals Court*, KMOX, June 1, 2016. Copy supplied.

RUNNYMEDE law group Continues Growth, RUNNYMEDE law group Press Release, May 2016. Copy supplied.

Eagle Forum split lands in court, Fox 2 Now, (TV Broadcast), Apr. 26, 2016. Video of the interview is available at <http://fox2now.com/2016/04/26/eagle-forum-split-lands-in-court/>.

Jeff Bernthal, *Eagle Forum split lands in court*, Fox 2 Now, Apr. 26, 2016. Copy supplied (reprinted in multiple outlets).

Matthew Boyle, *Phyllis Schlafly's Last Stand: The Inside Story of the Conservative Icon's Internal Battle for Survival*, Breitbart, Apr. 25, 2016. Copy supplied (reprinted in multiple outlets).

The Pulse of St. Louis: Divorced couples and Frozen Embryos, KPLR 11 (TV Broadcast), Apr. 10, 2016. Video of the interview is available at <http://kplr11.com/2016/04/10/the-pulse-of-st-louis-divorced-couples-and-frozen-embryos/>.

RUNNYMEDE law group deeply mourns the loss of Justice Scalia, RUNNYMEDE law group Press Release, Feb. 14, 2016. Copy supplied.

RUNNYMEDE law group Attorney Named SuperLawyer, RUNNYMEDE law group Press Release, Oct. 2015. Copy supplied.

Catherine Martin, *Clark and Sauer form separate firms to avoid conflicts*, Missouri Lawyers Media, Aug. 4, 2015. Copy supplied.

Clark & Sauer, LLC Changes Name to RUNNYMEDE law group, RUNNYMEDE law group Press Release, Aug. 4, 2015. Copy supplied.

Catherine Martin, *St. Louis Federalist chapter meets for Ferguson happy hour*, Missouri Lawyers Media, July 17, 2015. Copy supplied.

Clark & Sauer, LLC Attorneys Named SuperLawyers, Clark & Sauer, LLC Press Release, Oct. 2014. Copy supplied.

Clark & Sauer, LLC Continues Growth, Clark & Sauer, LLC Press Release, Sept. 2014. Copy supplied.

Clark & Sauer, LLC Continues Growth, Clark & Sauer, LLC Press Release, Jan. 2014. Copy supplied.

Clark & Sauer, LLC Attorney Named SuperLawyer, Clark & Sauer, LLC Press Release, Dec. 2013. Copy supplied.

Exceptional Attorneys Adam S. Hochschild and Mary Catherine Hodes Join Clark & Sauer, LLC, Clark & Sauer, LLC Press Release, Oct. 7, 2013. Copy supplied.

Highly-Regarded Trial and Appellate Attorney D. John Sauer Joins Forces with Clark Law Firm, LLC, to Form Clark & Sauer, LLC, Exceptional Associate Sarah E. Pitlyk also Joins Firm, Clark & Sauer, LLC Press Release, Apr. 2, 2013. Copy supplied.

Scott Lauck, *MOSIRA thrown out, but severability stays*, Missouri Lawyers Weekly, Mar. 25, 2013. Copy supplied.

David Lieb, *Mo. court strikes down science incentive fund*, Associated Press, Mar. 19, 2013. Copy supplied (reprinted in multiple outlets).

Clark Law Firm, LLC Attorneys Named SuperLawyers, Clark Law Firm, LLC Press Release, Nov. 2012. Copy supplied.

Clark Law Firm, LLC Attorneys Named SuperLawyers, Clark Law Firm, LLC Press Release, Dec. 2011. Copy supplied.

Clark Law Firm, LLC Continues Growth, Clark Law Firm, LLC Press Release, Apr. 12, 2011. Copy supplied.

Chris Blank, *Mo. judge Oks summary for stem-cell ballot measure*, The Associated Press, June 20, 2009. Copy supplied (reprinted in multiple outlets).

David Knopf, *Venturing out solo*, Missouri Lawyers Weekly, May 14, 2009. Copy supplied.

Joyce hears Carnahan complaints – Missouri abortion initiative attacked from all sides, Jefferson City News-Tribune, Mar. 28, 2009. Copy supplied.

Abortion initiative in court, Columbia Daily Tribune, Mar. 28, 2009. Copy supplied.

Jason Rosenbaum, *Court hears stem cell ballot case*, Missouri Lawyers Weekly, Mar. 27, 2009. Copy supplied (reprinted in multiple outlets).

Jason Rosenbaum, *Summaries can lead to full-fledged court battles*, Missouri Lawyers Weekly, Feb. 20, 2009. Copy supplied (reprinted in multiple outlets).

Margaret Enright, *Ballot Battle*, KOMU, Feb. 12, 2009. Copy supplied.

On Feb. 11, 2009, I was interviewed via phone by KBIA on the issue of Missouri Amendment 4. I have not located any story quoting me in that interview. I have contacted KBIA, and it has no record of any story quoting me in that interview.

Chris Blank, *Mo. stem cell ballot measure prompts 2 lawsuits*, Associated Press, Feb. 10, 2009. Copy supplied (reprinted in multiple outlets).

Jo Mannies, *Anti-abortion group sues Carnahan*, St. Louis Beacon, Feb. 10, 2009. Copy supplied.

Jason Rosenbaum, *Carnahan sued over stem cell ballot language*, Missouri Lawyers Weekly, Feb. 10, 2009. Copy supplied (reprinted in multiple outlets).

A Legal Challenge to the Wording of an Embryonic Stem Cell Research Ballot Initiative in Missouri, Issues, Etc., (Radio Broadcast) Feb. 10, 2009. Audio of the interview is available at <http://issuesetc.org/guest/steven-clark/>.

Kelsey Volkmann, *Missouri Roundtable for Life sues Carnahan*, St. Louis Business Journal, Feb. 9, 2009. Copy supplied (reprinted in multiple outlets).

Missouri Roundtable for Life sues Carnahan, others over initiative, Kansas City Business Journal, Feb. 9, 2009. Copy supplied.

Judge: Stem-cell endorsement amendment problematic for life sciences research grant, The Associated Press, Dec. 31, 2008. Copy supplied (reprinted in multiple outlets).

Judge dismisses suit over life sciences research money, MissouriNet, Nov. 12, 2008. Copy supplied.

Hiring from the mommy track, Missouri Lawyers Weekly, Nov. 10, 2008. Copy supplied.

What does it do? Callahan hears arguments in latest Amendment 2 case, Jefferson City News – Tribune, Oct. 30, 2008. Copy supplied.

Marshall Griffin, *Lawsuit seeks to block Mo. Life Sciences funding*, KWMU, Oct. 29, 2008. Copy supplied.

Marshall Griffin, *Life Sciences lawsuit dismissed*, KWMU (date unknown). Copy supplied.

Steve Clark proudly announces the opening of Clark Law Firm, LLC, Clark Law Firm, LLC Press Release, Aug. 8, 2008. Copy supplied.

MO Lawyers Media Staff, *U.S. Cellular settles with cities*, Missouri Lawyers Weekly, October 31, 2007. Copy supplied.

Tonia Desiato, *Marriage Encounter builds faith, communication*, St. Louis Review, Mar. 23, 2004. Copy supplied.

Faith Matters, KMOV, (TV Broadcast), Mar. 21, 2004. After an exhaustive search, I have been unable to locate a copy of this broadcast.

Peter Shinkle, *City seeks taxes from cell phone firms*, St. Louis Post-Dispatch, Jan. 26, 2004. Copy supplied.

Kenneth C. Jones, *Presumption In Favor Of Fees In ERISA Cases Is Reversed*, Missouri Lawyers Weekly, Aug. 26, 2002, at 1, 16. Copy supplied.

Kenneth C. Jones, *Husband Can't Sue Wife's Employer for 'Alienation.'* Missouri Lawyers Weekly, Aug. 6, 2001, at 1, 27. 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 a description of the jurisdiction of each such court.

I have not held judicial office.

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

- i. Of these, approximately what percent were:

jury trials? _____ %
bench trials _____ % [total 100%]
civil proceedings? _____ %
criminal proceedings? _____ % [total 100%]

- b. Provide citations for all opinions you have written, including concurrences and dissents.
- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the

citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).

- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.
 - e. Provide a list of all cases in which certiorari was requested or granted.
 - f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.
 - h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.
14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have not held judicial office.

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal;
- c. the procedure you followed in determining whether or not to recuse yourself;

- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

15. **Public Office, Political Activities and Affiliations:**

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

I have not held public office. I have had no unsuccessful candidacies for public office or unsuccessful nominations for appointed office.

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

Republican National Committee (2016 – present)
Member

Republican National Lawyers Association
Member (2008 – present)
Volunteer Election Day Operations Lawyer (2008, 2012, 2016)

Justice James R. “Randy” Moore of the Illinois Court of Appeals, Fifth District (2016)
Fundraiser Co-Host

Roy Blunt for United States Senate (2011)
Fundraiser Co-Host

Gerald R. Ortvals for United States Senate (1994)
Campaign Volunteer

John E. Hall for (Missouri) Attorney General (1992)
Campaign Volunteer

16. **Legal Career:** Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:
 - i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have not served as clerk to a judge.

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

I have not practiced law alone.

- iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

1991 – 1999
Greensfelder, Hemker & Gale, P.C.
10 South Broadway, Suite 2000
St. Louis, Missouri 63102
Officer (1998 –1999)
Associate (1991 – 1998)

1993 – 1997 (approximate)
City of Black Jack, Missouri
12500 Old Jamestown Road
Black Jack, Missouri 63033
Municipal Prosecutor

I held the Municipal Prosecutor position for the City of Black Jack, Missouri while an associate at Greensfelder, Hemker & Gale, P.C. I was appointed by the City Attorney, Sheldon K. Stock of Greensfelder, Hemker & Gale, P.C. I was not an employee of the City of Black Jack and did not receive any compensation directly from the City of Black Jack.

1999 – 2006
Polsinelli P.C.
Formerly Polsinelli Shalton Welte Suelthaus PC
100 South Fourth Street, Suite 1000
St. Louis, Missouri 63101
Shareholder

2006 – 2008
Husch Blackwell, LLP
Formerly Blackwell Sanders LLP and Husch Blackwell Sanders LLP
720 Olive Street, Suite 2400
St. Louis, Missouri 63101
Partner

2008 – present
RUNNYMEDE law group
Formerly Clark Law Firm, LLC and Clark & Sauer, LLC
7733 Forsyth Boulevard, Suite 1100
St. Louis, Missouri 63105
Founding & Managing 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 has changed over the years.

The general character of my law practice has been litigation-focused, including commercial litigation, employment litigation, and general civil litigation. I have represented a range of clients from Fortune 500 companies to individuals, and from paying clients to appointed and pro bono cases. Throughout my career, my practice has included trials and appeals. I have tried approximately 40 civil cases, and over 200 ordinance violation cases, to verdict or judgment.

My litigation practice has been national in scope. I have handled cases in over twenty federal district courts, various arbitration fora, the courts of nine different states, and five federal courts of appeals.

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

Over the course of my legal career, my clients have included individuals, professionals (doctors, attorneys, and accountants), closely-held businesses, publicly-traded companies, and nonprofit organizations. My representation of those clients has involved a wide variety of legal issues consistent with the description of my practice provided above.

- 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.

Over the course of my career, my practice has been at least 90% litigation and at most 10% counselling. My practice generally has included pre-litigation dispute resolution.

i. Indicate the percentage of your practice in:

1. federal courts: 48%
2. state courts of record: 48%
3. other courts: 2%
4. administrative agencies: 2%

ii. Indicate the percentage of your practice in:

1. civil proceedings: 95%
2. criminal proceedings: 5%

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 was sole or chief counsel in approximately 40 cases tried to verdict or judgment.

I was associate counsel in approximately 3 cases tried to verdict or judgment.

i. What percentage of these trials were:

1. Jury: 5%
2. non-jury: 95%

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 served as merits counsel or argued before the before the Supreme Court of the United States.

In 2017, I filed a motion for extension of time to file a petition for certiorari in *McQueen v. Gadberry*, 507 S.W.3d 127 (Mo. App. 2016) (transfer denied). My client ultimately elected not to file a certiorari petition.

17. **Litigation:** Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

a. the date of representation;

- b. the name of the court and the name of the judge or judges before whom the case was litigated; and
 - c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.
1. *City of Aurora, Missouri, et al. v. Spectra Communications Group, LLC, d/b/a CenturyLink, et al.*, nos. 12SL-CC02896 (St. Louis County Cir. Ct.), SC94208 (Mo. 2014), SC96276 (Mo. 2018).

The various municipalities effectively opted-out of a class action (see *City of O'Fallon* case, no. 12SL-CC01723-01 (St. Louis County Cir. Ct.), below) and brought a separate suit over the proper scope of their municipal business license tax and other ordinances. Along with co-counsel, I represent the Defendant telecommunications companies. In February 2015, I argued the case to the Missouri Supreme Court. On remand in 2016, I tried the case as second-chair trial counsel. The case remains pending in the Supreme Court of Missouri.

Presiding Judge: Hon. David Lee Vincent III (pretrial); Hon. Tom W. DePriest, Jr. (trial).

Dates of Representation: 2012 – present

Co-Counsel

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303-866-0481

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Jonathan B. Potts
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One Metropolitan Square, Suite 3600
211 North Broadway
St. Louis, Missouri 63102
314-259-2000

Counsel for Defendants

David A. Streubel
Cunningham, Vogel & Rost, P.C.
333 South Kirkwood Road
St. Louis, Missouri 63122
314-446-0800

2. *City of O'Fallon, et al., v. CenturyLink, Inc., et al.*, nos. 12SL-CC01723 (St. Louis County Cir. Ct.), 4:12-cv-01124 (E.D. Mo. 2012), ED102562 (Mo. Ct.App. 2016), SC95736 (Mo. 2016).

The municipalities brought a class action over the proper scope of their municipal business license tax and other ordinances. Along with co-counsel, I represented the Defendant telecommunications companies. Our representation also included bringing over 195 tax refund actions in over 30 counties across the state. The parties entered into a class action settlement; the Court overruled all objections to the settlement, approving it as fair and reasonable. The settlement created a uniform tax base for approximately 280 municipalities across the state. After the trial court approved the class action settlement, certain objectors appealed. The issues on appeal did not directly include my clients. My co-counsel and I accordingly did not handle the appeals. See *City of O'Fallon, et al., v. CenturyLink, Inc., et al.*, ED102562 (Mo. Ct. App. 2016), SC95736 (Mo. 2016).

Presiding Judge: Hon. Joseph S. Dueker

Dates of Representation: 2012 – present

Co-Counsel

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303-866-0370

Counsel for Class Members

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Counsel for Objectors

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3. *McQueen v. Gadberry*, 507 S.W.3d 127 (Mo. App. 2016) (transfer denied).

This was an action to enforce the legal rights of a mother seeking to gain custody of frozen embryos, which I handled pro bono. I did not handle the case at the trial court level. On appeal, I was lead counsel for the Plaintiff/Appellant, Jalesia McQueen, and argued the case in the Missouri Court of Appeals, Eastern District. The Court of Appeals ruled against our client, with one dissent. The Supreme Court of Missouri denied the application for transfer. Our client ultimately decided not to file a petition for certiorari in the Supreme Court of the United States.

Presiding Judge: Hon. Lisa S. Van Amburg

Dates of Representation: 2015 – 2017

Attorney for Respondent

Tim Schlesinger
Paule, Camazine & Blumenthal
165 N. Meramec Avenue, Suite 110
St. Louis, Missouri 63105
314-727-2266

4. *Missouri Roundtable for Life, et al. v. State*, no. 11AC-CC00770 (Circuit Court of Cole County 2011), 396 S.W.3d 348 (Mo. 2013).

I was counsel for Plaintiffs/Appellants, who filed this action against the state to enjoin implementation and reverse steps taken to execute a Senate Bill enacting new statutory sections with a contingent effective date tied to the passage of a second bill concerning taxation. The Plaintiffs/Appellants asserted that the initial bill's contingency clause violated the single-subject constitutional rule and the contingency clause could not be severed to cure the unconstitutionality. The Court unanimously held the legislation violated the single-subject rule.

Presiding Judge: Hon. Daniel R. Green

Dates of Representation: 2011 – 2013

Opposing Counsel

James Layton

(then-Missouri Solicitor General and Counsel for the State of Missouri)

Tueth Keeney Cooper Mohan Jackstadt P.C.

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314-880-3619

5. *City of Springfield v. Sprint Spectrum, L.P.*, no. 104CC5647 (Greene County Cir. Ct.), 203 S.W.3d 177 (Mo. 2006), and related cases: *City of University City, et al. v. AT&T Wireless Services, et al.*, no. 2101CC-04454 (St. Louis County Cir. Ct. 2001), 203 S.W.3d 197 (Mo. 2006), *City of St. Louis v. Sprint Spectrum, L.P.*, no. 22034-02912 (St. Louis City Cir. Ct. 2003), 203 S.W.3d 199 (Mo. 2006), *City of Wellston, Missouri, et al. v. SBC Communications, et al.*, nos. 22044-02645 (St. Louis City Cir. Ct. 2004), ED86916 (Mo. App. Ct. 2005), ED93925 (Mo. App. Ct. 2009), 203 S.W.3d 189 (Mo. 2006), *City of Jefferson City, et al. v. Cingular Wireless, et al.*, nos. 2:04-cv-04099 (W.D. Mo. 2004), 07-2884 (8th Cir. Ct. 2007).

The municipalities brought various actions, including a class action, against telecommunications companies over the proper scope of their municipal business license tax and other ordinances. I was lead counsel for the Sprint entities in all of the various cases, which also included over 250 tax refund lawsuits filed in over 50 counties across the state. In the *City of Springfield v Sprint Spectrum* case, the Supreme Court of Missouri held a non-severability clause in a legislative bill was enforceable; where one provision of bill was found unconstitutional, the entire bill was stricken. After remand from the Supreme Court of Missouri, the parties in the *University City* case entered into a class action settlement; the Court overruled all objections to the settlement, approving it as fair and reasonable. The settlement created a uniform tax base for hundreds of municipalities across the state.

Dates of Representation: 2001 – 2009

Opposing Counsel

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The Medler Law Firm, LLC
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Clayton, Missouri 63105
314-727-8777

Stephen Higgins
Thompson Coburn, LLP
One US Bank Plaza
505 North Seventh Street
St. Louis, Missouri 63101
314-552-6464

6. *Lewis v. Circuit City Stores, Inc.*, Case Nos. 04C1747 (District Court of Shawnee County, Kansas), 5:05-cv-04001-JAR-KGS (United States District Court, District of Kansas), 500 F.3d 1140 (10th Cir. 2007).

The Court affirmed the dismissal of a former employee's attempt to re-litigate a wrongful termination case in court after he lost in arbitration. I served as lead counsel for the Defendant at the trial court level and on appeal.

Presiding Judge: Hon. Julie A. Robinson

Dates of Representation: 2004 – 2007

Counsel for Plaintiff

David O. Alegria
The Law Office of David O. Alegria
5895 South West Twenty-Ninth Street
Topeka, Kansas 66614
785-224-0777

7. *Thornburg v. Federal Express Corporation, et al.*, no. 00CV323074 (Circuit Court of Cole County, MO), 62 S.W.3d 421 (Mo. App. 2001).

The Plaintiff claimed that Defendants were liable for breaking up his marriage. I represented the Defendants in the trial court and on appeal. Defendant Federal Express Corporation (“FedEx”) employed Plaintiff’s ex-wife and the two individual defendants who were her supervisors at FedEx. Plaintiff sued for alienation of affections, negligent infliction of emotional distress, and intentional infliction of emotional distress. The case raised questions of first impression, i.e. whether the tort of alienation of affections could be extended to anyone other than a paramour and whether an employer could be held liable under the doctrine of respondeat superior for a consensual affair of one of its employees. The trial court granted defendants’ motion to dismiss for failure to state a cause of action. The court of appeals affirmed.

Presiding Judge: Hon. Thomas Joseph Brown III

Dates of Representation: 2000 – 2001

Counsel for Plaintiff/Appellant

Roger G. Brown
Roger G. Brown & Associates
216 E. McCarty Street
Jefferson City, Missouri 65101
573-634-8501

Christopher Schappe
Schappe Law
3610 Buttonwood Drive, Suite 200
Columbia, Missouri 65201
573-634-8501

8. *Geissal v. Moore Medical Corp., et al.*, 92 F. Supp. 2d 945, and 192 F.R.D. 620 (E.D. Mo. 2000), on remand from 524 U.S. 74 (1998).

The Plaintiff beneficiary of a group health plan brought an action against the plan administrator of the plan for continuation coverage under the Employee Retirement Income Security Act (ERISA), as amended by the Consolidated Omnibus Budget Reconciliation Act of 1986 (COBRA). On remand from the Supreme Court of the United States, I served as lead counsel for the Defendants. In the first opinion, the Court refused to disqualify the law firm representing the fiduciary. In the second opinion, the Court adopted the fiduciary exception to the attorney-client privilege. The opinions in this case were issued after I withdrew as counsel of record to join another firm.

Presiding Judge: Hon. David D. Noce

Dates of Representation: 1999

Counsel for Plaintiffs

S. Sheldon Weinhaus
Weinhaus and Potashnick
11500 Olive Boulevard, Suite 133
St. Louis, Missouri 63141
314-997-8773

9. *Moore v. United States*, 41 Fed.Cl. 394 (U.S. Ct. of Federal Claims 1998).

I represented the Plaintiff landowners, who owned property along a recreational trail created under the National Trail System Act on abandoned railroad rights-of-way. The Plaintiffs brought suit claiming compensation under the Fifth Amendment to the United States Constitution. Plaintiffs asserted that the United States took their property without compensation when it prevented reversion of their fee interests due to the abandonment of the rights-of-way. I was the senior associate on the case and, among others, briefed and argued Plaintiffs' motion to certify the case as a class action. The Court of Federal Claims granted the motion, holding that the suit met the requirements for certification as a class action against the United States.

Presiding Judge: Hon. Eric G. Bruggink

Dates of Representation: 1994 – 1999

Counsel for the United States

Lisa Holden
(then at the U.S. Department of Justice)
Federal Aviation Administration
600 Independence Avenue S.W.
Washington, D.C. 20597
202-267-9459

10. *Century Financial Services, Inc. v. Menzel Associates, Inc., et al.*, No. 6:92-cv-00536-PCF (United States District Court, M.D. Fla)

I represented the Plaintiff in a commercial leasing fraud case. Plaintiff alleged the Defendant corporation fraudulently entered into an equipment-financing lease and the individual Defendants converted the proceeds of the lease to their personal use. As sole counsel, I tried the case to a jury. The jury rendered a verdict in favor of Plaintiff for the full amount of actual damages sought, found the Defendants had committed fraud, and pierced the corporate veil to hold the individual Defendants personally liable.

Presiding Judge: Hon. Richard L. Williams, E.D.Va., sitting by designation

Dates of Representation: 1992 - 1993

Counsel for Defendants

Howard Swerbilow
Caruso, Swerbilow & Camerota, P.A.
190 Fortenberry Road, Suite 107
Merritt Island, FL 33952
321-453-3880

18. **Legal Activities:** Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

In In Re: Grant Dongjin Kang (Franklin County, Mo. Cir. Ct.), I served as volunteer trustee of the law practice of a disbarred attorney. As trustee, I was responsible for ensuring the orderly transition or closure of approximately 1,825 client files. I served on behalf of the Missouri Office of Chief Disciplinary Counsel and reported to the Circuit Court of Franklin County, Missouri, which oversaw my Trusteeship. My firm devoted all 241.6 hours pro bono, and the Trusteeship lasted for 19 months.

I have represented many professionals in separating them from their medical, law, and accounting practices. These are often intensely emotional situations involving complex personal, business, and legal relationships. With but one exception, I have successfully negotiated resolutions without litigation.

From 1991 to 2003, I served as a volunteer lawyer for the St. Bridget's Parish Legal Outreach Clinic. I would go to the Church on Saturday mornings and assist clients at the clinic. In this role, I represented many indigent clients on a pro bono basis. Legal issues included resolving minor criminal issues, clearing title to property, clearing criminal records, debtor-creditor issues, and family law issues. I recall in particular one client whose home was encumbered by a lien from a no-longer-extant church loan program. I was able to find a solution that cleared title, which enabled the client to keep his home.

As a subject matter expert, I provided testimony and met with legislators in the Missouri legislature on behalf of telecommunications company Sprint on issues relating to municipal telecommunications taxation and related litigation. My work related to HB 209 (2005) and SB 209 (2007). As part of my representation, I also was involved in drafting and negotiating legislation.

19. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

I have not taught any courses.

20. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

I am the sole principal of RUNNYMEDE law group. The firm has many clients and therefore has some outstanding receivables at any given time. If I were confirmed as a United States District Judge, I would make appropriate arrangements for the succession or disposition of the practice. It is possible that the firm, or my wife, who is a licensed attorney, would retain an interest in alternative fee arrangements in existing cases, as well.

21. **Outside Commitments During Court Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

I have no plans, commitments, or agreements to pursue outside employment in the future.

22. **Sources of Income:** List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

See attached Financial Disclosure Report.

23. **Statement of Net Worth:** Please complete the attached financial net worth statement in detail (add schedules as called for).

See attached Net Worth Statement.

24. **Potential Conflicts of Interest:**

- a. Identify the family members or other persons, parties, categories of litigation, and financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

If confirmed, I will recuse in any litigation where I have ever played a role in representing or advising any of the parties. I will evaluate recusal in cases involving any clients that I represented while at RUNNYMEDE law group. I would also recuse myself in matters involving my family, close friends, and my own financial interests. Lastly, I will evaluate any other real or potential conflict, or relationship that could give rise to an appearance of conflict, on a case-by-case basis and determine appropriate action, with the advice of parties and their counsel, including recusal where necessary.

- 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 will carefully review and address any real or potential conflicts by reference to 28 U.S.C. § 455, Canon 3 of the Code of Conduct for United States Judges, and any and all other laws, rules, and practices governing such circumstances.

25. **Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

I have a long-standing commitment to pro bono representation. From 1991 to 2003, I served as a volunteer lawyer for the St. Bridget's Church Legal Outreach Clinic. I would go to the Church on Saturday mornings and assist clients at the clinic. In this role, I represented many indigent clients on a pro bono basis. Legal issues ranged from clearing title to property, clearing criminal records, debtor-creditor issues, family law issues. I no longer have access to time records on these matters but estimate 30 – 50 hours per year, for a total of approximately 390 to 650 hours. From 1991 to 1996, I also served as a volunteer lawyer for Legal Services of Eastern Missouri. I no longer have access to time records on these matters but estimate 30 – 50 hours per year, for a total of approximately 180 to 300 hours. Currently, as the sole principal of my firm, I devote my own time to pro bono matters and I pay my attorneys and staff to handle pro bono matters.

My list of recent pro bono matters in Missouri state court:

In *Jalesia McQueen v. Justin Gadberry*, 507 S.W.3d 127 (Mo. App. 2016) (transfer denied), the case involved a mother seeking to gain custody of frozen embryos. On appeal, I was lead counsel for the Plaintiff/Appellant, Jalesia McQueen, and argued the case in the Missouri Court of Appeals, Eastern District. The Court of Appeals ruled against our client, with one

dissent. The Supreme Court of Missouri denied the application for transfer. My client ultimately decided not to file a petition for certiorari in the Supreme Court of the United States. My firm devoted all 665.6 hours pro bono, and the representation lasted over two years.

In *In Re: Grant Dongjin Kang* (Franklin County, MO Cir. Ct.), I served as volunteer trustee of the law practice of a disbarred attorney. As trustee, I was responsible for ensuring the orderly transition or closure of approximately 1,825 client files. My firm devoted all 241.6 hours pro bono, and the Trusteeship lasted for 19 months.

I have also assisted many other people in legal matters on a pro bono basis throughout my career. I likewise no longer have access to time records on these matters and am unable to estimate the number of hours per year.

26. **Selection Process:**

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

In February 2017, I contacted Senator Roy Blunt's office to advise that I was interested in the nomination for the then-upcoming vacancy in the Eastern District of Missouri. In May 2017, I met with Senator Blunt and a member of his staff. On July 27, 2017, I had an interview with attorneys from the White House Counsel's Office and the Office of Legal Policy. Since then I have been in contact with Senator Blunt and his staff, officials from the White House Counsel's Office and officials from the Office of Legal Policy.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.