

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Michael Joseph Juneau

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

United States District Judge for the Western District of Louisiana

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.

Juneau David APLC
1018 Harding Street, Suite 202
Lafayette, Louisiana 70503

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

1962; Monroe, Louisiana

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.

1984 – 1987, Harvard Law School; J.D. (*cum laude*), 1987

1980 – 1984, Louisiana State University; B.S. (*magna cum laude*), 1984

1980, University of Louisiana – Lafayette; no degree (early admission course)

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.

1993 – Present
Juneau David, APLC
1018 Harding Street, Suite 202

Lafayette, Louisiana 70503
Position: Shareholder

1987 – 1993
Juneau, Judice, Hill & Adley
926 Coolidge Boulevard
Lafayette, Louisiana 70503
Position: Associate Attorney

Summer 1986
Morrison & Foerster LLP
425 Market Street
San Francisco, California 94105
Position: Summer Associate

Summer 1985
Kean Miller LLP
400 Convention Street, Suite 700
Baton Rouge, Louisiana 70802
Position: Summer Associate

Summer 1985
Cook, Yancey, King & Galloway
333 Texas Street, Suite 1700
Shreveport, Louisiana 71101
Position: Summer Associate

Summer 1985
Blanchard, Walker, O'Quin & Roberts
333 Texas Street, Suite 700
Shreveport, Louisiana 71101
Position: Summer Associate

Summer 1984
Gulf Central International
600 Jefferson Street
Lafayette, Louisiana 70501
Position: Accounting Clerk

Other Affiliations (Uncompensated)

2008 – 2012
Bridge Ministry of Acadiana
410 Huval Street
Lafayette, Louisiana 70501
Positions: Board Member (2008 – 2012)

Secretary (2008 – 2011)

2000 – 2008 (approximate)

Westminster Christian Academy

186 Westminster Drive

Opelousas, Louisiana 70570

Positions: Board Member (2000 – 2008 (approximate))

Secretary (2003 – 2005 (approximate))

Treasurer (2005 – 2007 (approximate))

2000 – 2002 (approximate)

Louisiana Association of Defense Counsel

Post Office Box 9430

Metairie, Louisiana 70055

Position: Elected Board Member

1987 – 1990 (approximate)

Lafayette YMCA

500 Girard Park Drive

Lafayette, Louisiana 70503

Position: Board Member

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I did not serve in the military. I registered for the 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.

Rated AV Preeminent by Martindale Hubbell, 2010 – 2017

Ames Moot Court Competition (Harvard Law School) – Best First Year Oralist, 1987

Phi Eta Sigma Honor Society, 1982 – 1984

Beta Gamma Sigma Honorary Business Society, 1982 – 1984

Beta Alpha Psi Honorary Accounting Society, 1982 – 1984

Phi Kappa Phi National Honor Society, 1982 – 1984

Omicron Delta Kappa National Honor Society, 1981 – 1984

Mortar Board Honorary Service Organization, 1981 – 1984

“Top 100” Alumni Federation Scholar, 1980

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.

Alliance Defending Freedom

American Bar Association

American Inns of Court, Acadiana Chapter

American Inns of Court, John M. Duhe Chapter

Bar Association of the Fifth Circuit

Christian Legal Society

Defense Research Institute

Federal Bar Association

Lafayette Parish Bar Association

Lafayette Volunteer Lawyers Project

Louisiana Association of Defense Counsel

Elected Board Member (2000 – 2002) (approximate)

Louisiana Bar Foundation

Fellow (1998 – Present)

Louisiana State Bar Association

Elected House of Delegates Member (1998 – 2000) (approximate)

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.

Louisiana, 1987

There has been no lapse of 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, 2001

United States Court of Appeals for the Fifth Circuit, 1988

United States District Court for the Eastern District of Louisiana, 1988

United States District Court for the Middle District of Louisiana, 1987

United States District Court for the Western District of Louisiana, 1987

Louisiana Supreme Court, 1987

There have been no lapses of 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.

Beach Club Master Condo Owner's Association (2013 – Present)

Beach Club Parcel 8 Condo Owner's Association (2013 – Present)

Bridge Ministry of Acadiana (2005 – Present)

Board Member (2008 – 2012)

Secretary (2008 – 2011)

Chairman, Education Committee (2008 – 2010)

Christian Community Development Association (2006 (approximate) – Present)

Harvard Law School Alumni Association (1987 – Present)

Krewe of Gabriel (1993 (approximate) – 2017)

Lafayette YMCA (1987 – 1990 (approximate))

Board Member (1987 – 1990 (approximate))

LSU Alumni Association (1984 – Present)

Tiger Athletic Foundation (1988 (approximate) – Present)

Trinity Bible Church (1988 – Present)

Westminster Christian Academy (2000 – 2008 (approximate))
Board Member (2000 – 2008 (approximate))
Secretary (2003 – 2005 (approximate))
Treasurer (2005 – 2007 (approximate))
Chairman, Major Gifts Capital Campaign (2000 (approximate))
Chairman, Capital Construction Committee (2001 (approximate))

- 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 Krewe of Gabriel is a nonprofit, tax-exempt social club that organizes Mardi Gras events in the Lafayette area whose members are male. It is my belief that at some point in its history, prior to the time of my membership, this organization limited its membership based on race. To the best of my knowledge, none of the other organizations listed above discriminates or formerly discriminated on the basis of race, sex, or religion, or national origin, either through formal membership requirements or the practical implementation of membership policies.

12. Published Writings and Public Statements:

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

“A Primer on Oilfield Litigation Claims in Louisiana,” *Juneau Law Firm*, 2005. Copy supplied.

“A Primer on Louisiana Claims,” *Juneau Law Firm*, 2004. Copy supplied.

“Medical Malpractice in Louisiana,” *The Juneau Firm*, 2003. Copy supplied.

“Louisiana Law Seminar,” *The Juneau Firm*, 2002. Copy supplied.

“Handling UM Claims, Avoiding Bad Faith and Evaluating Comparative Fault,” *The Juneau Firm*, February 22, 1995. 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.

To the best of my knowledge, I have not prepared or contributed in the preparation of any reports, memoranda or policy statements on behalf of any bar association, committee, conference, or organization of which I was or am a member.

- 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.

During my career, I have represented public bodies (school boards, local governments, etc.) in litigation. As part of my representation, I have appeared before those bodies, primarily in executive session, to discuss ongoing litigation and related matters. To the best of my knowledge, I am unaware of any communications related to these privileged conversations.

- 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.

In Spring 2008, I gave a commencement speech to the eighth grade class of Westminster Christina Academy. I have no notes, transcript, or recording. The address of the Westminster Christian Academy is 186 Westminster Drive, Opelousas, Louisiana 70570.

On August 11, 1995, I gave a presentation at a CLE course offered by the Louisiana Association of Defense Counsel. My portion of the CLE course was entitled "Statutory Employer Immunity," *The Juneau Firm*, August 11, 1995. Copy supplied.

In 1993, I delivered a presentation to the Louisiana Association of Clinical Social Workers about properly maintaining counseling records. I have no notes, transcript, or recording. The address of the Louisiana Association of Clinical Social Workers is 1407 Louisiana Avenue, New Orleans, Louisiana 70115.

On November 13, 1990, I delivered a presentation to Citizens of District A about living wills. I have no notes, transcript or recording. A copy of a press report of my remarks is supplied.

- e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

I am not aware of any materials responsive to this request.

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 any 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 any 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.

While I held no formal title, I played an active role in my father's (Patrick A. Juneau) 1973 campaign to be a Delegate to the Louisiana Constitutional Convention and 1980 campaign for a seat in the Louisiana State Senate.

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 never practiced alone.

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

1987 – 1993

Juneau, Judice, Hill & Adley
926 Coolidge Blvd.
Lafayette, Louisiana 70503
Associate Attorney

1993 to Present

Juneau David, APLC
1018 Harding Street, Suite 202
Lafayette, Louisiana 70503
Shareholder / Attorney

- 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 private mediator.

b. Describe:

- i. the general character of your law practice and indicate by date when its character has changed over the years.

Upon graduation from law school in 1987, I joined the law firm of Juneau, Judice, Hill & Adley in Lafayette, LA. Juneau, Judice, Hill & Adley was an insurance defense litigation law firm. As an associate attorney, I primarily handled maritime law, product liability and general casualty matters. My practice included all aspects of litigation – written discovery, depositions, motions, court hearings, trials, etc.

In 1993, I co-founded The Juneau Law Firm, now known as Juneau David, APLC. Juneau David is a litigation law firm. I have served as Managing Partner and handled litigation of maritime, professional liability, employment and product liability/casualty matters.

Since approximately 2008, I have also been involved in significant mass-tort, class-action matters, in the role of court-appointed neutral administering mass tort settlements. For the past five years, my practice has been devoted almost exclusively to overseeing court-supervised settlement programs resulting from the 2010 Deepwater Horizon oil spill. I have had various roles, all as an independent neutral appointed by the court to assist in the oversight and administration of various aspects of this complex litigation.

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

Since 2012, I have essentially had one “client”: the United States District Court for the Eastern District of Louisiana, and more specifically Judge Carl J. Barbier. My work has involved overseeing and supervising two major court-supervised settlements (the Deepwater Horizon Economic and Property Damages Settlement and the Halliburton & Transocean Punitive Damages Settlement) involving hundreds of thousands of claimants.

Over the span of my legal career, my clients have included primarily local businesses, insurance companies and local individuals. My practice has been a litigation practice with a primary focus on maritime, professional liability and product liability/casualty matters.

- 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.

My practice has been almost exclusively a litigation practice, appearing in court on a frequent basis, approximately every other week.

i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|-----|
| 1. federal courts: | 45% |
| 2. state courts of record: | 45% |
| 3. other courts: | 0% |
| 4. administrative agencies: | 10% |

ii. Indicate the percentage of your practice in:

- | | |
|--------------------------|------|
| 1. civil proceedings: | 100% |
| 2. criminal proceedings: | 0% |

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.

For the past five years, my practice has been limited to assisting the U.S. District Court for the Eastern District of Louisiana in administering class-wide settlements arising out of the 2010 Deepwater Horizon oil spill. I have not tried any cases to decision during that time.

Prior to my work on the Deepwater Horizon oil spill settlements, I tried approximately one to two cases per year to final decision, totaling approximately 35 - 40 cases. In all of these cases, I served as either sole counsel or chief counsel.

i. What percentage of these trials were:

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

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 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. *Burlington Resources, et al v. Rogers Oil Tool Services, et al*, 13th Judicial District Court, Evangeline Parish, Louisiana, Docket No. 65265, Judge Thomas F. Fuselier. (2003 – 2006)

Two oil companies sued for oil well damages and loss of income arising from the failure of a drilling pipe connection during operations designed to increase mineral production from an existing oil and gas production field. Defendants were various service companies hired by those well operators to provide various drilling services on site. I served as lead counsel for one of those defendants, Rogers Oil Tool Services, which provided “pipe tong” services. The matter eventually settled after extensive discovery and motion practice was completed.

Co-Counsel:

Michael Parker
Allen & Gooch
1015 St. John Street
Lafayette, Louisiana 70501
337-291-1000
Counsel for Iberia Threading and Hunt Energy Services

Michael J. Remondet, Jr.
Jeansonne & Remondet
200 West Congress Street, Suite 1100
Lafayette, Louisiana 70509
337-237-4370
Counsel for Cudd Pressure Control

F. Scott Kasier, Esq.
Formerly of Phelps Dunbar L.L.P.
5601 Loranger Dr.
Baton Rouge, Louisiana
225-324-5655
Counsel for Thomas Energy Services

Susan Daigle
Daigle, Crawford & Jamison
303 West Vermilion Street, Suite 210

Lafayette, Louisiana 70502
337-234-7000
Counsel for Benoit Machine, LLC

Opposing Counsel:

Mark A. Lowe
Liskow & Lewis
822 Harding Street
Lafayette, Louisiana 70503
337-232-7424
Counsel for Burlington Resources and Louisiana Land & Exploration Company

2. *Ardoin, individually and on behalf of the minor child v. Lawrence Pumps, et al*, 14th Judicial District Court, Calcasieu Parish, Louisiana, Docket No. 2008-435, Judge Robert L. Wyatt. (2008 – 2011)

This was a civil claim for damages arising from a pump failure and chemical release at an industrial plant facility. Plaintiffs were the widow and the minor child of a plant worker who sustained serious chemical burns and eventually died as a result of this occupational accident. I served as lead counsel for the defendant that had manufactured and supplied the industrial pump that failed, Lawrence Pumps, Inc. The case eventually settled at private mediation following extensive pretrial discovery.

Co-Counsel:

Brian O'Connell
Zizik, Powers, O'Connell, Spaulding & Lamontagne
690 Canton Street, Suite 306
Westwood, Massachusetts 02090
781-320-5402
Counsel for Lawrence Pumps, Inc.

John E. W. Baay II
Gieger, Laborde & Laperousse, LLC
701 Poydras Street, Suite 4800
New Orleans, Louisiana 70139
504-561-0400
Counsel Lawrence Pumps, Inc.

Rudie Soileau
Lundy, Lundy, Soileau & South
501 Broad Street
Lake Charles, Louisiana 70602
337-439-0707
Counsel for Louisiana Pigment Company

Stephen R. Whalen
Breazeale, Sachse & Wilson
One American Place, Suite 2300
Baton Rouge, Louisiana 70821
225-387-4000
Counsel for Performance Contractors, Inc.

Opposing Counsel:

John H. Smith
Smith, Shanklin & Sosa
16851 Jefferson Highway, Suite 5A
Baton Rouge, Louisiana 70817
225-223-6333
Counsel for Plaintiff

Ted Williams, Esq.
1200 G Street, N.W., Suite 800
Washington, D.C. 20005
202-434-8744
Counsel for Plaintiff

3. *Cook v. Holdman, NWT Financial Group, Greenwing Securities, Inc., et al*, 19th
Judicial District Court, East Baton Rouge Parish, Louisiana, Docket No. 582419,
Judge William A. Morvant (2009-2011)

I represented an elderly couple that had invested their life savings with an investment firm that placed those retirement monies into unsuitable, aggressive investments, resulting in the loss of much of the couple's life savings. We filed suit against the local stock broker as well as his supervising brokerage firms. Suit was filed in district court, and an arbitration complaint was filed before the governing regulatory authority. The case proceeded through both fact and expert discovery. It was settled on the eve of arbitration hearing before three-member FINRA arbitration panel.

Opposing Counsel:

MacAllyn J. Achee, Esq.
8708 Jefferson Highway, Suite B
Baton Rouge, Louisiana 70809
225-926-1700
Counsel for Individual Defendant and Greenwing Securities

David Gaba
Compass Law Group PS Inc.
Formerly of Golbeck Roth Financial Services Lawyers, PLLC

1001 Fourth Avenue, Suite 3200
Seattle, Washington 98154
206-251-5488
Counsel for NWT Financial Group

James K. Barbee
Barbee Law, LLC
Formerly of Golbeck Roth Financial Services Lawyers, PLLC
4723 Saddletop Ridge Lane
Mason, Ohio 45040
206-321-1426
Counsel for NWT Financial Group

Anne Richey Myles, Esq.
Formerly of Myles, Cook, & Day LLP
8658 Quarters Lake Road
Baton Rouge, Louisiana 70809
225-922-9142
Counsel for Individual Defendant

Mark Cuccaro
Sher Tremonte LLP
Formerly of Mayer Brown LLP
90 Broad Street, 23rd Floor
New York, New York 10004
212-202-2600
Counsel for Penson Financial Services

4. *Teaver v. Seatrax of Louisiana, Inc., et al*, U.S. District Court, Eastern District of Louisiana, Docket No. 2:10-CV-01523, Judge Carl J. Barbier. (2010 – 2013)

Plaintiff was a crane maintenance employee who sustained serious injuries when he fell a significant distance to the floor of an oil and gas production platform facility in the Gulf of Mexico while assisting in the process of dismantling an offshore crane. He became a paraplegic and was unable to work as a result of the incident. I served as lead counsel for one of the defendants, Mariner Energy, which owned and operated the production facility. After extensive discovery, the case settled through private mediation.

Co-Counsel:

Kirk Patrick III
Donohue, Patrick & Scott
450 Laurel Street, Suite 1600
Baton Rouge, Louisiana 70801
225-214-1908
Counsel for Nova Technical Services

James R. Carter, Esq.
Formerly of Porteous, Hainkel & Johnson
224 Hidden Springs Lane
Covington, Louisiana 70433
504-908-0119
Counsel for L&M Bo-Truc Rental

William Daniel Wellons
Audubon Engineering Company
Formerly of Baldwin Haspel Burke & Mayer
111 Veterans Boulevard, Suite 1200
Metairie, Louisiana 70005
504-535-2073
Counsel for Alford Services & Bruce Alexander

Henry H. LeBas
LeBas Law Offices
2 Flagg Place, Suite 1
Lafayette, Louisiana 70508
337-236-5500
Counsel for Seatrax

Edward S. Johnson
Johnson, Yacoubian & Paysse
701 Poydras Street, Suite 4700
New Orleans, Louisiana 70139
504-528-3001
Counsel for Seatrax

Opposing Counsel:

Phillip Cossich
David Parsiola
Cossich, Summich, Parsiola & Taylor
8397 Highway 23, Suite 100
Belle Chasse, Louisiana 70037
504-394-9000
Counsel for Plaintiff

5. *Montet, et al v. Edge Petroleum Corporation of Texas, et al, & Broussard, et al v. Edge Petroleum Corporation of Texas, et al*, 15th Judicial District Court, Vermilion Parish, Louisiana, Docket Nos. 80408 & 80474, Judge Durwood W. Conque. (2004 – 2007)

Landowners filed civil suits against various companies involved in oil and gas drilling

and production activities. The landowners contended that drilling operations were conducted in a substandard fashion and that the well, therefore, did not produce at its maximum capacity leading to reduced mineral royalty income. After much discovery and motion practice, the case settled at private mediation just short of trial. I served as lead counsel for defendant, Edge Petroleum Corporation, one of the companies involved in the drilling and production operations.

Co-Counsel:

Robert C. Thomas
Paloma Resources LLC
Formerly of Edge Petroleum Corp.
1100 Louisiana Street, Suite 5100
Houston, Texas 77002
713-350-8500
Co-Counsel for Edge Petroleum Corporation

Samuel Masur
Gordon, Arata, Mccollam, Duplantis & Eagan
201 St. Charles Avenue, 40th floor
New Orleans, Louisiana
504-582-1111
Counsel for Encana Petroleum and Vale Energy Corporation

Loulan J. Pitre, Jr.
Kelly Hart Attorneys at Law
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Counsel for Encana Petroleum and Vale Energy Corporation

Carl Rosenblum
Edward H. Bergin
Jones, Walker, Waechter, Potievant, Carriers & Denegre
201 St. Charles Avenue, 49th Floor
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Counsel for Anadarko E&P, Japex Corporation and Norcen Explorer, Inc.

Steven B. Rabalais
Rabalais & Hebert
701 Robley Drive, Suite 210
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337-981-0309
Counsel for Edge Group Partnership and Edge Option I Limited Partnership

Ted M. Anthony
Babineaux, Poche, Anthony & Slavich LLC
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Lafayette, Louisiana 70508
337-984-2505
Counsel for SWEPCO

Cade A. Evans
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Formerly of Perret Doise
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337-291-1000
Counsel for SWEPCO

Jennifer E. Michel
Lewis Brisbois Bisgaard & Smith, LLP
Formerly of Preis, Kraft & Roy
100 East Vermilion Street, Suite 300
Lafayette, Louisiana 70509
337-326-5777
Counsel for Arch Insurance Company

Opposing Counsel:

J. Michael Veron
Veron, Bice, Palermo & Wilson
721 Kirby Street
Lake Charles, Louisiana 70601
337-310-1600
Counsel for Montet Plaintiffs

Anthony Fontana, Jr., Esq.
210 North Washington Street
Abbeville, Louisiana 70510
337-898-8332
Counsel for Montet Plaintiffs

James H. Gibson
Allen & Gooch
2000 Kaliste Saloom Road, Suite 400
Lafayette, Louisiana 70508
337-291-1000
337-291-1305

Counsel for Broussard Plaintiffs

Gregory J. Logan
The Logan Law Firm LLC
700 Jefferson Street
Lafayette, Louisiana 70501
337-406-9685
Counsel for Broussard Plaintiffs

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6. *In the Matter of a Minor Child, et ux v. Louisiana District Council of the Assemblies of God, et al*, 16th Judicial District Court, St. Martin Parish, Louisiana, Judge Michael J. McNulty, Jr. (1990-1992)

A minor child had been subjected to sexual abuse at the hands of her church pastor. I represented the minor child and her family in a civil suit for damages against the pastor as well as various church entities and officials. The case was settled after extensive discovery but short of trial.

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7. *Netecke v. State of Louisiana through the Department of Transportation, et al*, 747 So. 2d 489 (La. 1999), Judge Edward M. Leonard, Jr. (1993 – 1999)

A head-on automobile collision resulted in serious injuries, including paraplegia and brain injuries. Plaintiff sought damages, alleging driver negligence as well as defects in the state roadway. A jury returned a multi-million award. The case was appealed, and

ultimately resolved by the Louisiana Supreme Court, which affirmed the damages but re-allocated fault amongst the defendants. I served as lead counsel for an individual named as a defendant.

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8. *In Re: The Matter of Mallard Bay Drilling, as Owner and Operator of Mr. Beldon, otherwise designated as Mallard Rig 52, Praying for Exoneration from and/or Limitation Liability*, U.S. District Court, Western District of Louisiana, Docket No. 97-1223, Judge Richard T. Haik. (1997 - 2001)

An offshore drilling rig exploded. Numerous lawsuits were filed, all of which were eventually consolidated into a maritime law limitation of liability proceeding filed by the drilling rig owner. The consolidated lawsuit involved claims of property damage and personal injury (including death) and raised issues related to insurance coverage, contractual indemnities, limitations under maritime law, and a myriad of other issues. All claims were eventually resolved through private settlement. I served as lead counsel for one of the defendants, Coors Ceramics Company, which supplied certain equipment that was used for downhole well control.

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9. *Denote, et ux v. Soileau, Allen Council on Aging, et al*, 27th Judicial District, St. Landry Parish, Louisiana, Docket No. 10-C-0900-B, Judge James P. Doherty, Jr. (2010 – 2012)

This was a civil suit for damages arising from a motor vehicle collision. The primary issues were medical in nature and involved the extent of injury. The case was resolved by jury verdict, which in large part found that the claimed injuries were unrelated to the subject accident. I served as sole counsel for all defendants.

Opposing Counsel:

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10. *Lincoln v. Goodrich Petroleum Corporation, et al*, 25th Judicial District, Plaquemines Parish, Louisiana, Docket No. 50-620, Judge Joy Cossich Lobrano. (2004 - 2011)

A boat accident occurred while plaintiff was travelling to an oil and gas gathering facility located in inland waters near the mouth of the Mississippi River. The suit asserted claims for damages under general maritime law, Louisiana state law and the federal Jones Act. I served as lead counsel for one of the defendants, Hanover Compression Limited Partnership, the Jones Act employer the boat's pilot. A jury trial began, but the case was settled after the trial had begun.

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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).

I have served as court-appointed Special Master or Claims Administrator and as special counsel to the court-appointed Special Master or Claims Administrator in various nationwide multi-district litigation and class-action settlements. My role has been that of a court-appointed neutral with responsibility for drafting class-wide distribution plans, overseeing all aspects of the claims processing and distribution systems, conducting and managing the appeals process and serving as liaison to the district court.

These cases have included:

In Re: Oil Spill by the Rig "Deepwater Horizon" in the Gulf of Mexico on April 20, 2010, U.S. District Court for the Eastern District of Louisiana, MDL-2179 – This is BP's settlement of private party claims arising from the Deepwater Horizon oil spill in the Gulf of Mexico. It has included over 350,000 claims and has paid over \$10 billion in claim benefits to date.

Halliburton and Transocean Punitive Damages Settlements, U.S. District Court for the Eastern District of Louisiana, MDL-2179 – This is a \$1.2 billion settlement of punitive damages claims as against Halliburton Energy Services and Transocean Ltd. as a result of the 2010 Deepwater Horizon oil spill.

In Re: Toyota Motor Corp. Unintended Acceleration Marketing, Sales-Practices and Products Liability Litigation, U.S. District Court for the Central District of California, MDL-2151 – This MDL proceeding involved lawsuits filed nationwide arising from alleged vehicle defects resulting in the unintended acceleration of certain Toyota vehicles.

In Re: Vioxx Products Liability Litigation, U.S. District Court for the Eastern District of Louisiana, MDL-1657 – This was an MDL proceeding concerning lawsuits alleging damages arising from an allegedly defective pharmaceutical product. The matter resulted in a nationwide settlement program of \$4.85 billion.

Brian Warner v. Toyota Motor Sales / Toyota Frame Class Action Settlement, U.S. District Court for the Central District of California, 15:02171 – This is an ongoing national class-wide settlement involving alleged defective frames on Toyota vehicles.

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.

In 2009, I taught portions of a high school Civics and American Government class at Westminster Christian Academy in Opelousas, Louisiana. I have no syllabus or notes from the course.

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.

If confirmed, I will resign from Juneau David APLC. Juneau David's shareholder agreement provides for the payment of deferred compensation for surrendered shares of stock upon resignation. The amount of that payment would be determined by the law firm's independent accountant after the date of resignation. Payment would be made over a period of five years.

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. I will evaluate recusal in cases involving Juneau David APLC and any clients that I represented while at Juneau David APLC. 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.

Since 2005, I have devoted significant time, energy and resources to the Bridge Ministry of Acadiana. Bridge Ministry is a nonprofit community development organization located in the "Four Corners" area of Lafayette, Louisiana whose mission is to empower local residents and revitalize a severely under-resourced area of the city. At the present time, we are focusing significant efforts on how to best provide reasonable educational opportunities, including starting a neighborhood-based elementary school, for the neighborhood's youth, who are currently relegated to a school that is rated as "failing." As part of my work with Bridge Ministry, I have: tutored elementary through high school aged kids on a weekly basis; mentored young high school boys through a formal mentoring program; and become involved with the neighborhood association and other groups organized by the local residents. I have also assisted the local residents and the organization itself on various legal matters. I have served on the organization's Board of Directors and as Secretary and Education Committee Chairman.

Though the bulk of my energies have been devoted to the Bridge Ministry of Acadiana, I have also volunteered my services to other pro bono activities, including the Lafayette Volunteer Lawyers Project (pro bono legal work on specific cases).

Lastly, I am an alumnus and continuing supporter of the Harvard Legal Aid Bureau ("HLAB"). In law school, the bulk of my time outside of the classroom was spent providing legal services to the under-resourced community in the Boston, Massachusetts

area. HLAB was a 30-member "student law firm." The students were supervised on a periodic basis by clinical faculty members. We provided legal services in a whole host of areas, including housing law, disability benefits and family law. My work was focused primarily on representing indigent clients in the Boston Housing Court. I continue as a supporter of HLAB today.

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 submitted my resume to the Office of Senator John Kennedy and indicated my interest in serving as a U.S. District Judge for the Western District of Louisiana. I subsequently interviewed with Senator Kennedy by telephone on February 16, 2017 and with Senator Bill Cassidy and members of his staff in Washington, D.C. on March 6, 2017. On March 20, 2017, Senator Kennedy called me to advise that my name was being submitted to the White House for consideration. Since that time, I have been in contact with officials from the White House Counsel's Office and the Office of Legal Policy at the Department of Justice. I interviewed with attorneys from the White House Counsel's Office and the Office of Legal Policy in Washington, D.C. on April 10, 2017. On August 3, 2017, the President submitted my nomination to the Senate.

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

No.