

GERALD A. McHUGH, JR.
4820 FLORENCE AVENUE
PHILADELPHIA, PA 19143

January 6, 2014

Honorable Patrick Leahy
Chairman
Committee on the Judiciary
United States Senate
Washington, D.C. 20510

Dear Mr. Chairman:

I have reviewed the Senate Questionnaire that I previously filed in connection with my nomination on August 1, 2013, to be a United States District Judge for the Eastern District of Pennsylvania. Incorporating the additional information below, I certify that the information contained in those documents and items is, to the best my knowledge, true and accurate.

Q.12(d) – Public Statements

October 30, 2013: Speaker, *Pro Bono* Recognition Day, Bucks County Bar Association, Doylestown, Pennsylvania. I congratulated the attending attorneys for their volunteer efforts, and I addressed how such service facilitates the work of the courts, and promotes confidence in the rule of law. I have no notes, transcripts or recordings. The address of the Bucks County Bar Association is 135 East State Street, Doylestown, Pennsylvania 18901.

Q.16(d) – Legal Career

I estimate that I have tried 34 cases to verdict, 27 as lead counsel, by virtue of a recent trial that ended in a jury verdict in favor of my client.

Q.20 – Deferred Income/Future Benefits

I presently have two verdicts on appeal where I served as lead counsel, one which was reflected in my Questionnaire and the additional verdict that was entered subsequently and is noted above. The firm of Raynes McCarty has agreed to compensate me for past services rendered if the verdicts are affirmed, and contingent fees are therefore earned by the firm. I also am lead counsel in a wrongful death action that commences trial on January 24, 2014. If a contingent fee is earned by Raynes McCarty as a result of my efforts in that case, I will be compensated for services rendered in securing a verdict or settlement. My original intention was to waive all

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participation in fees earned, both before and after nomination, but as I have continued to litigate cases pending confirmation, my partners and I believe compensation is warranted.

I am also forwarding an updated Net Worth Statement and Financial Disclosure Report as requested in the Questionnaire. I thank the Committee for its consideration of my nomination.

Respectfully,



GERALD A. McHUGH, JR.

GAM/pc

Enclosure

cc: Honorable Chuck Grassley
Ranking Member
Committee on the Judiciary
United States Senate
135 Hart Senate Office Building
Washington, D.C. 20510

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Gerald Austin McHugh, Jr.

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

United States District Judge for the Eastern District of Pennsylvania

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.

Raynes McCarty
1845 Walnut Street, Suite 2000
Philadelphia, Pennsylvania 19103

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

1954; Philadelphia, Pennsylvania

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.

1976 – 1979, University of Pennsylvania Law School; J.D. (*cum laude*), 1979

1972 – 1976, St. Joseph's University; A.B. (*summa cum laude*), 1976

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.

2004 – present
Raynes McCarty
1845 Walnut Street
Suite 2000

Philadelphia, Pennsylvania 19103
Partner

1981 – 2004
Litvin, Blumberg, Matusow & Young (firm dissolved)
1339 Chestnut Street, 18th Floor
Philadelphia, Pennsylvania 19107
Shareholder

1979 – 1981
United States District Court for the Eastern District of Pennsylvania
601 Market Street
Room 2609
Philadelphia, Pennsylvania 19106
Law Clerk to the Honorable Alfred L. Luongo

January 1979 – July 1979
Superior Court of Pennsylvania
530 Walnut Street
Suite 315
Philadelphia, Pennsylvania 19106
Law Clerk to the Honorable Edmund B. Spaeth, Jr.

Summer 1978
Schnader, Harrison, Segal & Lewis
1600 Market Street
Suite 3600
Philadelphia, Pennsylvania 19103
Summer Associate

Summer 1977
222 North 17th Street
Philadelphia, Pennsylvania 19103
Criminal Justice Ministry – Catholic Social Services
Planning Consultant

Summer 1976
Jesuit Council for Theological Reflection
Woodstock Theological Center
Georgetown University
P.O. Box 571137
Washington, DC 20057
Grant Recipient

Other Affiliations (Uncompensated):

2004 – present
Pennsylvania Legal Aid Network, Inc.
118 Locust Street
Harrisburg, Pennsylvania 17101
President Emeritus (2012 – present)
President (2010 – 2012)
Board of Directors (2004 – present)

1986 – 2004
Hospitality House of Philadelphia (program dissolved)
2130 North Hancock Street
Philadelphia, Pennsylvania 19122
President (1986 – 2004)
Chairman, Board of Directors (1986 – 2004)

2002 – 2003
Philadelphia Bar Association
1101 Market Street
11th Floor
Philadelphia, Pennsylvania 19107
Board of Governors

1999 – 2001, 2002 – 2003
Philadelphia Bar Foundation
1101 Market Street
11th Floor
Philadelphia, Pennsylvania 19107
President (2002 – 2003)
Officer (1999 – 2001)

1996 – 2003
Pennsylvania Interest on Lawyers Trust Account Board
P.O. Box 62445
Harrisburg, Pennsylvania 17120
Chairman

1992 – 1999
Philadelphia Trial Lawyers Association
121 South Broad Street
Suite 600
Philadelphia, Pennsylvania 19107
President (1998 – 1999)
Board of Directors (1992 – 1998)

1991 – 1996

West Philadelphia Fire House Project, Inc. (project sold)
The Fire House
50th Street and Baltimore Avenue
Philadelphia, Pennsylvania 19143
Secretary, Board of Directors

1980 – 1987

Pernet Family Health Service (agency dissolved)
1001 South 47th Street
Philadelphia, Pennsylvania 19143
Vice President, Board of Directors

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

I did not serve in the military. I 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.

Philadelphia Lawyer of the Year, Product Liability, *Best Lawyers in America* (2014)

Philadelphia Lawyer of the Year, Personal Injury, *Best Lawyers in America* (2013)

Philadelphia Lawyer of the Year, Medical Malpractice, *Best Lawyers in America* (2011)

Pennsylvania “Superlawyer,” Top Ten Statewide Ranking (2004 – present)

Listed in *Best Lawyers in America* (2003 – present)

Fellow, American College of Trial Lawyers (2003 – present)

Fellow, International Academy of Trial Lawyers (2002 – present)

Lesnick Pro Bono Award, University of Pennsylvania Law Alumni Association (2010)

St. Joseph’s University Law Alumni McLanaghan Award for Professional Achievement
(2009)

Tribute Medallion Award, Friends for Effective Education (2008)

Outstanding Child Advocate, Support Center for Child Advocates (2004)

Citation for Public Service, Supreme Court of Pennsylvania (2003)

Ambassador for Justice, Pennsylvania Legal Services (2003)

Justice Michael Musmanno Award, Philadelphia Trial Lawyers Association (2002)

Gem Award, St. Joseph’s University Law Alumni Association (2002)

Presented Governor’s Ceremonial Pen used to sign the Access to Justice Act (2002)

Presented Governor’s Ceremonial Pen used to sign Physician Volunteer Act (2002)

Presented Governor’s Ceremonial Pen used to sign the MCARE Act (2002)

Leadership Award, Pennsylvania Legal Services (2001)

Leadership Award, Friends of Farmworkers (2001)

First Annual Community Service Award, Pennsylvania Trial Lawyers Association (2002)

Pro Bono Service Award, Pittsburgh Neighborhood Legal Services (1999)
 Fidelity Award, Philadelphia Bar Association (1997)
 Presented Governor's Ceremonial Pen used to sign the Malpractice Reform Act (1996)
 Presented Governor's Ceremonial Pen used to amend the Wrongful Death Act (1995)
 Equal Justice Award, Community Legal Services (1994)
 Milton Rosenberg Memorial Award, Pennsylvania Trial Lawyers Association (1993)
 President's Award, Philadelphia Trial Lawyers Association (1992)
 Fifth Annual Young Lawyers Community Service Award, Philadelphia Bar Association (1987)
 Presented Governor's Ceremonial Pen used to sign Minors' Tolling Act (1984)
 Wiley Rutledge Award for Individual Rights, University of Pennsylvania Law School (1979)
 Benjamin R. Jones Award for Public Interest Service, University of Pennsylvania Law School (1979)
 Class Valedictorian, St. Joseph's University (1976)
 Alumni award as graduate best exemplifying the qualities of an alumnus, St. Joseph's University (1976)
 Law alumni award as outstanding graduate pursuing a career in law, St. Joseph's University (1976)
 Principal's Scholarship, St. Joseph's University (1972 – 1976)
 Outstanding Volunteer of the Philadelphia Prisons (1975)
 Distinguished Community Service Award, Temple University Center for the Administration of Justice (1975)
 Finalist, Scott Foundation Award for Leadership (1974)

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 Association for Justice (1982 – present)
 American Bar Association (1982 – present)
 American College of Trial Lawyers (2003 – present)
 Pennsylvania State Committee (2010 – present)
 Chair
 Access to Justice Committee (2010 – present)
 Pennsylvania State Committee (2009 – 2010)
 Vice Chair
 United States-Canada Committee (2008 – present)
 Fellow (2003 – present)
 American Inns of Court, University of Pennsylvania Chapter (2004 – present)
 Master of the Inn (2004 – present)
 American Law Institute (2003 – present)
 Adviser, Restatement of Torts, 3d, Intentional Torts to Persons (2013 – present)
 Consultative Group, Restatement of Torts, 3d, Liability for Physical and Emotional Harm (2008 – 2011)
 Disciplinary Board, Supreme Court of Pennsylvania, Committee 1.08 (1993 – 1998)

Chairman (1996 – 1998)
 Governor's Task Force on Medical Malpractice (2002 – 2003)
 Governor's Nominating Commission, Pennsylvania First Judicial District (1999 – 2000)
 Independence Foundation (2004 – present)
 Public Interest Fellows Selection Committee (2004 – present)
 International Academy of Trial Lawyers (2002 – present)
 Long Range Planning Committee (2010-2012)
 Pennsylvania Bar Association (1984 – present)
 Pennsylvania Trial Lawyers Association (1991 – 2002)
 Board of Governors (1992 – 2002)
 Executive Committee (1997 – 1999)
 Statewide Task Force on Medical Malpractice (1995 – 1996)
 Chair
 Legislative Policy Committee (1994, 1996)
 Chair
 Statewide Task Force on Product Liability (1991 – 1992, 1994)
 Chair
 Philadelphia Bar Association
 Civil Gideon Task Force (2010 – present)
 Board of Governors (2002 – 2003)
 Commission on Judicial Selection and Retention (1999 – 2001)
 State Civil Judicial Procedure Committee (1984 – 1986)
 Philadelphia Trial Lawyers Association
 President (1998 – 1999)
 Vice-President (1996 – 1997)
 Parliamentarian (1993 – 1995)
 Board of Directors (1992 – 1998)
 Supreme Court of Pennsylvania (2003– present)
 Task Force on Medical Malpractice Mediation (2003– present)
 United States District Court for the Eastern District of Pennsylvania (1999 – 2008)
 Advisory Committee on Local Civil Rules (1999 – 2008)
 University of Pennsylvania Law School (1998 – present)
 Public Service Advisory Committee (1998 – present)
 Dean's Ad Hoc Committee on Trial Advocacy (2008)

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.

Pennsylvania, 1979

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, 2004

United States Court of Appeals for the Third Circuit, 1986

United States District Court for the Eastern District of Pennsylvania, 1979

There have been no 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.

Brehon Law Society (2008 – present)

Cedar Park Against Drugs (1988 – 1992)

Community Legal Services (1998 – present)

Leadership Council (1998 – present)

Co-Chair (2004-present)

Florence Garden (1989 – 2006)

Hospitality House of Philadelphia (1982 – 2004)

President (1986 – 2004)

Chairman, Board of Directors (1986 – 2004)

Interest on Lawyers' Trust Accounts (IOLTA) Board (1994 – 2003)

Chairman (1996 – 2003)

Lawyers Club of Philadelphia (2009 – present)

Lawyers Concerned for Kids Foundation (1999 – 2004)

Officer (1999 – 2004)

Pennsylvania Association for Justice (1985 – present)

Pennsylvania Legal Aid Network (2004 – present)

President Emeritus (2012 – present)

Board of Directors (2004 – present)

President (2010 – 2012)

Pernet Family Health Service (1980 – 1987)

Vice President (1983 – 1987)

Board of Directors (1980 – 1987)

Philadelphia Bar Foundation (1999 – 2003)

President (2002 – 2003)

Officer (1999 – 2001)

St. Frances de Sales Parish Church

Parishioner (1954 – present)

Finance Council (1995 – 2012)

The Legal Club (2012 – present)
Volunteers for the Indigent Program, Philadelphia Bar Association (1986 – 1991;
2010 – 2012)
West Philadelphia Fire House Project, Inc. (1991 – 1996)
Secretary (1992 – 1996)
Board of Directors (1991 – 1996)

- 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.

To the best of my knowledge, none of the organizations listed above currently discriminates or formerly discriminated on the basis of race, sex, religion, or national origin, either through formal membership requirements or the practical implementation of membership policies.

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

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

With James DeAngelo, *Civil Legal Aid Cuts Put an Added Burden on Justice System*, PATRIOT-NEWS, Jan. 12, 2012. Copy supplied.

Legal Services, A Way to Help, PA. BUS. J., Apr. 10 – 16, 2009. Copy supplied.

Bar Foundation Restructuring Complete, PHILA. B. REP., Jan. 2004. Copy supplied.

Foundation Kicks Off New Access to Justice Campaign, PHILA. B. REP., Oct. 2003. Copy supplied.

Weak Economy Threatens Legal Services, PHILA. B. REP., July 2003. Copy supplied.

A Foreign Perspective on Pro Bono, PHILA. B. REP., May 2003. Copy supplied.

Time to Take Stock of Commitment to Funding Equal Justice, PHILA. B. REP., Apr. 2003. Copy supplied.

Lighting the Way – Morris M. Shuster, PHILA. B. REP., Feb. 2003. Copy supplied.

The Deposition Handbook: A New Classic, PA. L. WKLY., Dec. 2, 2002 (book review). Copy supplied.

Moving the Foundation Up to the Next Level, PHILA. B. REP., Dec. 2002. Copy supplied.

Charitable Priorities: The Case for Legal Services, PHILA. B. REP., Oct. 2002. Copy supplied.

Informed Consent – Doors Closed, Doors Opened, LEGAL INTELLIGENCER, Oct. 21, 2002. Copy supplied.

Pro Bono: Do We Mean What We Say? PHILA. B. REP., Aug. 2002. Copy supplied.

Public Interest Lawyers Deserve More Credit, PHILA. B. REP., July 2002. Copy supplied.

Beware of this Legal ‘Reform,’ PHILA. DAILY NEWS, May 14, 2002. Copy supplied.

Bar Foundation Restructures, PHILA. B. REP., May 2002. Copy supplied.

Legislation Brings Sweeping Changes to Pennsylvania Tort Law: An Interpretative Analysis of Medical Malpractice Reform, PA. L. WKLY., Mar. 25, 2002. Copy supplied.

Forecasting Value in a Plaintiff’s Case, PHILA. LAW., Winter 2000. Copy supplied.

Some Parting Thoughts on Professionalism, VERDICT, July 1999. Copy supplied.

“Frye Motions” – A Broader Perspective, VERDICT, Feb. 1999. Copy supplied.

Bench and Bar – The Delicate Balance, VERDICT, Oct. 1998. Copy supplied.

Supreme Court Limits Rights of International Air Crash Victims, PA. L. WKLY., Aug. 24, 1998. Copy supplied.

Preserving the Tradition, VERDICT, May 1998. Copy supplied.

The Credibility Factor, PHILA. LAW., Summer 1997. Copy supplied.

Statutory Changes in Medical Malpractice (1997), reprinted from the Pennsylvania Bar Institute publication, *Health Law Institute*, Vol. III, No. 1225 (2007). Copy supplied.

With S. Gerald Litvin, *PENNSYLVANIA TORTS: LAW AND ADVOCACY* (West Publishing Co. 1996, supplemented through 2013). Table of contents supplied. Available from publisher, <http://legalsolutions.thomsonreuters.com/law-products/Practice-Materials/Pennsylvania-Torts-Law--Advocacy-Vols-3-and-4-Wests-Pennsylvania-Practice/p/100016115>.

Of Trials, Forests and Trees, PHILA. LAW., Fall 1996. Copy supplied.

Covering Accident Costs: Insurance, Liability and Tort Reform, PHILA. B. REP., Nov. 1996 (book review). Copy supplied.

Gap in Law Leaves Prescription Consumers Unprotected, PA. L. WKLY., May 2, 1994. Copy supplied.

The Statute of Limitations and the Discovery Rule: Variations on a Theme of Fairness, 64 PA. B. ASS'N Q. 197 (1993). Copy supplied.

Techniques in Taking Depositions, PHILA. LAW., Winter 1992. Copy supplied.

Ransoming the Captive: Some Perspectives on Ministry in Criminal Justice, PROCEEDINGS OF THE THEOLOGY INST. OF VILLANOVA U. (Francis Eigo ed., 1992). Copy supplied.

Joint Tortfeasor Releases: Negotiating the Maze, 62 PA. B. ASS'N Q. 180 (1991). Copy supplied.

Amended Rule 23B: Its Scope and Application, BARRISTER, Spring 1990. Copy supplied.

Protection of the Rights of Pregnant Women in Prisons and Detention Facilities, 6 NEW ENG. J. ON PRISON L. 231 (1980). Copy supplied.

The Child Savers, ST. ANTHONY'S MESSENGER, July 1980 (book review). Copy supplied.

A Theological Perspective on the Problems of Criminal Justice, "SEVENTY TIME SEVEN" PROGRAM, DIOCESE OF KANSAS CITY (1980). I have been unable to obtain a copy.

Penology in America: A Theological Perspective, U. PA. L. ALUMNI J., Spring 1979. I have been unable to obtain a copy.

Parish Involvement in the Prison Ministry, SERVICES, Fall 1978 (reprinted in PARISH MINISTRY RESOURCES (M. Bruck ed., 1979)). Copy supplied.

CHRISTIAN FAITH AND CRIMINAL JUSTICE: TOWARD A CHRISTIAN RESPONSE TO CRIME AND PUNISHMENT (Paulist Press 1978). Table of Contents supplied. Out of print but available through Amazon.com.

Discipline and Punish – The Origin of the Prison, NEW CATHOLIC WORLD, Nov./Dec. 1978 (book review). Copy supplied.

DECISION-MAKING AND SELF AWARENESS SKILLS: A CURRICULUM FOR THE RESIDENTS OF CORRECTIONAL INSTITUTIONS (The Thresholds Program 1977). I have been unable to obtain a copy.

'*Smart Money Counseling Style*' – *Appeal to Power Motivation*, IMAGINAL EDUCATION: A TEACHER'S MANUAL (1974). I have been unable to obtain a copy.

- 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.

"Access to Justice Act," legislative proposal prepared for Pennsylvania Legal Services (now Pennsylvania Legal Aid Network), partially enacted into law on Oct. 2, 2002, codified at 42 PA. STAT. ANN. § 3733. Copy supplied.

Pennsylvania Senate Judiciary Committee. I testified on joint liability, on May 13, 2002. I do not have a copy of my statement or a transcript.

"Physician Volunteer Immunity," legislative proposal prepared for Health Link Medical Services, amending Senate Bill 1017, enacted into law on June 19, 2002, codified at 35 PA. STAT. ANN. § 449.41 *et seq.* Copy supplied.

"Medical Malpractice – An Analysis of House Bill 1802," white paper and legislative amendments prepared for the Pennsylvania Trial Lawyers Association, (now Pennsylvania Association for Justice) partially enacted into law on Mar. 20, 2002, codified at 42 PA. STAT. ANN. § 1301.101 *et seq.* I do not have a copy. The Pennsylvania Trial Lawyers Association is located at 121 South Broad Street, Philadelphia, Pennsylvania 19107.

Pennsylvania Senate Judiciary Committee. I testified concerning joint liability on September 9, 1999. I do not have copy of my statement or transcript.

“Helping Doctors Without Hurting Patients – An Analysis of Malpractice Insurance Reform,” white paper and legislative amendments prepared for the Pennsylvania Trial Lawyers Association, partially enacted into law on Nov. 26, 1996, codified at 40 PA. STAT. ANN. § 1301.101 *et seq.* I do not have a copy. The Pennsylvania Trial Lawyers Association (now Pennsylvania Association for Justice) is located at 121 South Broad Street, Philadelphia, Pennsylvania 19107.

“Pennsylvania Wrongful Death Procedure – The Need for Reform,” white paper and legislative proposal prepared for the Pennsylvania Trial Lawyers Association (now Pennsylvania Association for Justice), enacted into law on July 6, 1995, codified at 42 PA. CON. STAT. ANN. § 8301. Copy supplied.

“Rights of Minors – Tolling the Statute of Limitations,” white paper and legislative proposal prepared for the Pennsylvania Trial Lawyers Association, (now Pennsylvania Association for Justice) enacted into law on May 30, 1984, codified at 42 PA. CON. STAT. ANN. § 5533. Copy supplied.

“Post Judgment Interest,” white paper and legislative proposal prepared for the Pennsylvania Trial Lawyers Association, (now Pennsylvania Association for Justice). Copy supplied.

“The Fair Consideration Act – A Proposal to Reduce Nominal Bidding at Judicial Sales,” legislative proposal prepared for Community Legal Services of Philadelphia, introduced as Senate Bill No. 329, 1979 session of the Pennsylvania General Assembly. I do not have a copy. The address of Community Legal Services is 1424 Chestnut Street, Philadelphia, Pennsylvania 19102.

“The Church’s Role in Socio-Legal Service,” Report of the Archdiocesan Conference on Youth (1972). Copy supplied.

- c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your behalf to public bodies or public officials.

April 11, 2011, Pennsylvania Senate Judiciary Committee. I testified concerning joint liability. A copy of my statement is supplied.

May 13, 2002, Pennsylvania Senate Judiciary Committee. I testified on joint liability. I do not have a copy of my statement or a transcript.

September 9, 1999, Pennsylvania Senate Judiciary Committee. I testified concerning joint liability. I do not have copy of my statement or transcript.

June 4, 1999, Philadelphia City Council Committee on Public Safety, I testified on product liability. A transcript is supplied.

- 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.

July 11, 2013: Lecturer on American Tort Law, University of Pennsylvania Law School, U.S. Law for International Lawyers and Legal Students, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the University of Pennsylvania Law School is 3501 Sansom Street, Philadelphia, Pennsylvania 19104.

March 14, 2013: Lecturer on Best Practices in Written Discovery, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. Notes supplied.

November 15, 2012: Master of Ceremonies in honor of Al Azen, Pennsylvania Bar Foundation's Annual Night Out, Harrisburg Pennsylvania. I have no notes, transcripts, or recordings. The address of the Pennsylvania Bar Foundation is 100 South Street, Harrisburg, Pennsylvania, 17101.

September 12, 2012: Lecturer on Ethics in Litigation, Marshall, Dennehey, Warner, Coleman and Goggin Law Firm, Philadelphia, Pennsylvania. Notes supplied.

May 10, 2012: Lecturer on developments in civil law, City of Philadelphia Municipal Judges Conference, Lafayette Hill, Pennsylvania. Notes supplied.

March 27, 2012: Introductory remarks for Judge John E. Jones, III, Pennsylvania Legal Aid Network (PLAN) Excellence Awards Dinner, Harrisburg, Pennsylvania. I described the highlights of the judge's career on the bench. I have no notes, transcripts or recordings. The address of PLAN is 118 Locust Street, Harrisburg, Pennsylvania 17101.

February 29, 2012: Lecturer, "Mastering the Art of Advocacy," Volunteers for the Indigent Program, Philadelphia, Pennsylvania. Notes supplied.

February 23, 2012: Lecturer on developments in civil law, Pennsylvania State Conference of Trial Judges, Philadelphia, Pennsylvania. Materials supplied.

February 23, 2012: Remarks on pro bono representation, Pennsylvania Bar Association (PBA) Conference of County Bar Leaders, Lancaster, Pennsylvania.

I have no notes, transcripts or recordings. The address of the PBA is 100 South Street, Harrisburg, Pennsylvania 17101.

January 26, 2012: Lecturer on joint liability, Philadelphia Court of Common Pleas Judges' Luncheon, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The coordinating judge was the Honorable George Overton, 1402 Criminal Justice Center, 1301 Filbert Street, Philadelphia, Pennsylvania 19107.

October 5, 2011: Lecturer on joint liability, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. Notes supplied.

September 15, 2011: Introductory remarks for Senator Stewart J. Greenleaf, Philadelphia Trial Lawyers Association (PTLA) Musmanno Award Dinner, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

September 27, 2011: Speaker on Senate Bill 1131 (Act 17), discussing the de facto abolition of joint and several liability in Pennsylvania, Philadelphia Bar Association's State Civil Litigation Section meeting. Recording available at: http://www.philabar.org/cgi-bin/WebObjects/PBAReadOnly.woa/wa/iTunesPodcast?galleryName=Podcasts_Speaker_Programs.

August 11, 2011: Lecturer on promoting pro bono representation, Bucks County Bar Foundation, Doylestown, Pennsylvania. I have no notes, transcripts or recordings. The address of the Bucks County Bar Foundation is 135 East State Street, Doylestown, Pennsylvania 18901.

July 26, 2011: Lecturer on joint and several liability, Pennsylvania Association for Justice (PAJ), Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PAJ is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

June 10, 2011: Keynote Speaker, Donor Recognition event, Philadelphia Bar Foundation, Philadelphia, Pennsylvania. I described how the lives of many people who needed access to justice were improved by the generosity of Foundation donors. I have no notes, transcripts or recordings. The address of the Philadelphia Bar Foundation is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

April 25, 2011: Panelist discussing medical malpractice litigation, Main Line Health Systems, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the Coordinating Physician, Peter R. Kowey, M.D., is Lankenau Medical Center, 100 East Lancaster Avenue, Wynnewood, Pennsylvania 19096.

March 22, 2011: Introductory remarks for Senator Jay Costa, Pennsylvania Legal Aid Network Excellence Awards Dinner, Harrisburg, Pennsylvania. I have no notes, transcripts or recordings. The address of PLAN is 118 Locust Street, Harrisburg, Pennsylvania 17101.

February 9, 2011: Lecturer on current issues in medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. Chapter on liens and subrogation supplied.

November 13, 2010: Lecturer on effective litigation strategies, Swartz Campbell. I have no notes, transcripts or recordings, Philadelphia, Pennsylvania. The address of Swartz Campbell is 50 South 16th Street, Floor 28, Philadelphia, Pennsylvania 19102.

November 11, 2010: Introductory remarks for Professor Louis Rulli, Rutgers University Law School, Mount Laurel, New Jersey. I have no notes, transcripts or recordings. The address of Rutgers University Law School is 217 North Fifth Street, Camden, New Jersey 08102.

October 29, 2010: Lecturer, "Mastering the Art of Advocacy," Support Center for Child Advocates, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the Support Center is 1900 Cherry Street, Philadelphia, Pennsylvania 19103.

October 26, 2010: Acceptance remarks for the Lesnick Pro Bono Award, University of Pennsylvania Law School Alumni Society, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the University of Pennsylvania Law School is 3501 Sansom Street, Philadelphia, Pennsylvania 19104.

October 15, 2010: Panelist, "Trial Advocacy: The Power of Ideas," Philadelphia Bench Bar Conference, Atlantic City, New Jersey. Audio recording available at: http://www.philadelphiabar.org/cgi-bin/WebObjects/PBAReadOnly.woa/wa/iTunesPodcast?galleryName=Podcasts_Major_Events.

September 30, 2010: Introductory remarks for Bernard Smalley, Philadelphia Trial Lawyers Association Musmanno Award Dinner, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

June 8, 2010: Lecturer on winning litigation strategies, ADR Options, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of ADR Options is 2001 Market Street, Suite 1100, Philadelphia, Pennsylvania 19103.

March 23, 2010: Introductory remarks for Chief Justice Ronald Castille, Pennsylvania Legal Aid Network Excellence Awards Dinner, Harrisburg, Pennsylvania. I have no notes, transcripts or recordings. The address of PLAN is 118 Locust Street, Harrisburg, Pennsylvania 17101.

November 17, 2009: Speaker, "Themes at Trial," Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I addressed the importance of having a unified, coherent theme for effective presentation of a case. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

October 15, 2009: Introductory remarks for Congressman John Conyers, Philadelphia Trial Lawyers Association Musmanno Award Dinner, Philadelphia, Pennsylvania. I reviewed the highlights of Congressman Conyers' legislative career. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

December 5, 2008: Lecturer on the civil justice system, Pennsylvania Association of Neurosurgeons, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The course planner was Daniel Ryan, III, O'Brien & Ryan, 2250 Hickory Road, Suite 300, Plymouth Meeting, Pennsylvania 19462.

October 17, 2008: Featured Speaker for Masters of Civil Trial Advocacy Series, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I shared with the audience the methods I use in preparing and presenting a case. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

September 28, 2008: Keynote speaker, St. Joseph's Prep Mother-Son Communion Breakfast, Philadelphia, Pennsylvania. I discussed the challenge of making religious faith relevant to everyday life. I have no notes, transcripts or recordings. The address of St. Joseph's Preparatory School is 1733 West Girard Avenue, Philadelphia, Pennsylvania 19130.

April 16, 2008: Acceptance remarks for the Medallion Award, Friends for Effective Education, Philadelphia, Pennsylvania. Remarks supplied.

December 13, 2007: Lecturer on current issues in medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. Chapter on Expert Certification supplied.

May 11, 2007: Introductory remarks for Congressman Dennis O'Brien, Community Legal Services Breakfast of Champions, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of CLS is 1424 Chestnut Street, Philadelphia, Pennsylvania 19102.

April 2007: Eulogy for George F. Schoener, Church of the Gesu, Philadelphia, Pennsylvania. Copy supplied.

March 20, 2007: Introductory remarks for President Judge Kate Ford Elliott, Pennsylvania Legal Aid Network Excellence Awards Dinner, Harrisburg, Pennsylvania. I have no notes, transcripts or recordings. The address of PLAN is 118 Locust Street, Harrisburg, Pennsylvania 17101.

December 15, 2006: Lecturer on ethical issues in medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

November 20, 2006: Lecturer on civil litigation techniques, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. Notes supplied.

September 20, 2006: Keynote Speaker, Donor Recognition event, Philadelphia Bar Foundation, Philadelphia, Pennsylvania. I thanked Foundation donors for past generosity, and discussed the importance of building an endowment for long term viability. I have no notes, transcripts or recordings. The address of PBF is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

December 14, 2005: Lecturer on advanced issues in medical malpractice litigation, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

May 19, 2005: Lecturer on expert witnesses, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. Notes supplied.

November 18, 2004: Lecturer on advanced issues in medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

August 25, 2004: Guest lecturer on medical liability, Albert Einstein Medical Center (AEMC), Department of Emergency Medicine, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of AEMC is 5501 Old York Road, Philadelphia, Pennsylvania 19141.

April 28, 2004: Remarks at seminar, "Ethics and Medics: Everything You Wanted to Know About the New Medical Malpractice Act and Its Ethical Implications," the Justinian Society in conjunction with the Brehon Society and the Brandeis Society, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the Justinian Society is 1205 Locust Street, Philadelphia, Pennsylvania 19107.

November 2003: Introductory remarks of Senator John Edwards, Philadelphia Trial Lawyers Association Musmanno Award Dinner, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

November 1, 2003: Acceptance speech for class of 2003 honorees, American College of Trial Lawyers, Philadelphia, Pennsylvania. Remarks supplied.

October 2003: Keynote speaker, "Lawyers on the Fast Track" awards dinner, sponsored by The Legal Intelligencer, Philadelphia, Pennsylvania. I discussed the importance of remembering that law is a profession, where lawyers must exemplify the values that make the American system of justice a beacon worldwide. I have no notes, transcripts or recordings. The address for American Lawyer Media, publisher of The Legal Intelligencer, is 120 Broadway, Fifth Floor, New York, New York 10271.

October 2003: Lecturer on medical malpractice litigation, Philadelphia Court of Common Pleas, Judicial Education Committee, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The coordinating judge was the Honorable Mark Berstein, 532 City Hall, Philadelphia, Pennsylvania 19107.

July 2003: Demonstration of an opening statement in a products liability case, Pennsylvania Bar Institute's 10th Annual Personal Injury Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

June 12, 2003: Speaker at Community Legal Services 14th Annual Breakfast of Champions. I have no notes, transcripts or recordings. The address of CLS is 1424 Chestnut Street, Philadelphia, Pennsylvania 19102.

April 2003: Lecturer on public interest lawyering, United Kingdom National Solicitors' Pro Bono Conference, London, England. I have no notes, transcripts or recordings. The address of The National Pro Bono Centre is 48 Chancery Lane, London, WC2A 1JF.

November 12, 2002: Acceptance remarks for the Justice Musmanno Award, Philadelphia Trial Lawyers Association Musmanno Award Dinner, Philadelphia, Pennsylvania. Remarks supplied.

July 25, 2002: Speaker at Public Interest Opportunities Breakfast, Philadelphia Bar Association's Public Interest Section, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of Philadelphia Bar is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

July 2002: Lecturer on medical malpractice, State Conference of Trial Judges. I have no notes, transcripts or recordings, Hershey, Pennsylvania. The coordinating judge was the Honorable Terrence Nealon, Lackawanna County Courthouse, 200 North Washington Avenue, Scranton, Pennsylvania 18503.

March 2002: Lecturer on medical malpractice litigation, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

January 2002: Panelist discussing board development, National Conference of Bar Foundations, American Bar Association, Chicago, Illinois. I have no notes, transcripts or recordings. The address of the ABA is 740 15th Street, N.W., Washington, DC 20005.

December 2001: Lecturer on trial advocacy, Support Center for Child Advocates, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of for the Support Center is 1900 Cherry Street, Philadelphia, Pennsylvania 19103.

October 30, 2001: Philadelphia Association of Paralegals Annual Education Conference, Philadelphia, Pennsylvania. I have no notes, transcripts, or recordings. The address of the Association is PO BOX 59198 Philadelphia, Pennsylvania 19102-9198.

October 2001: Lecturer on trial advocacy, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

July 2001: Lecturer on developments in the law, Pennsylvania Bar Institute, Eighth Annual Personal Injury Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

May 2001: Lecturer on civil rights liability for police pursuit, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

February 2001: Lecturer on product liability, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

February 2001: Lecturer, "Art of Persuasion," Master Advocate Series, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

November 2000: Lecturer on medical malpractice, Pennsylvania Bar Institute. I have no notes, transcripts or recordings, Philadelphia, Pennsylvania. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

October 2000: Speaker, "The Power of Ideas: Jerry McHugh on Advocacy," Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

June 2000: Lecturer on medical malpractice, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

April 2000: Lecturer on developments in the law, Pennsylvania Bar Institute, Seventh Annual Personal Injury Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

April 2000: Panelist, Top Ten Trial Lawyers in America, "New Techniques for the New Millennium," ATLA New Jersey, Atlantic City, New Jersey. I have no notes, transcripts or recordings. The address of ATLA-New Jersey is 150 West State Street, No. 3, Trenton, New Jersey 08608.

April 2000: Moderator, "A View from the Bench," Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I presented judges with different courtroom scenarios, and asked them to provide their views as to the best way for lawyers to handle them. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

December 1999: Lecturer on medical malpractice, Pennsylvania Bar Institute. I have no notes, transcripts or recordings, Philadelphia, Pennsylvania. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

October 1999: Lecturer on product liability, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

July 1999: Lecturer on medical malpractice, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or

recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

April 1999: Lecturer on developments in the law, Pennsylvania Bar Institute, Sixth Annual Personal Injury Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

April 23, 1999: Lecturer on persuasion in tort cases, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

February 1999: Lecturer on voir dire, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

September 1998: Lecturer on trial advocacy, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

September 1998: Lecturer on product liability, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

July 1998: Lecturer on legal ethics, Pennsylvania Trial Lawyers Association. I have no notes, transcripts or recordings, Philadelphia, Pennsylvania. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

June 1998: Lecturer on medical malpractice, Philadelphia Association of Defense Counsel, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PADC is P.O. Box 697, Camp Hill, Pennsylvania 17001.

April 1998: Lecturer on developments in the law, Pennsylvania Bar Institute, Fifth Annual Personal Injury Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

December 1997: Lecturer on rights of minors and incapacitated parties as plaintiffs, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

November 1997: Lecturer on issues in medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

November 1997: Lecturer on product liability, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

September 1997: Annual update of the law, focusing on evidence, personal injury, and governmental immunity, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

July 1997: Workshop on medical malpractice, Pennsylvania Trial Lawyers Association Annual Convention, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

April 24, 1997: Lecturer on developments in the law of personal injury and product liability, Pennsylvania Bar Institute, Fourth Annual Personal Injury Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

April 1997: Lecturer on changes to Pennsylvania statutes governing malpractice claims, Pennsylvania Bar Institute, Health Law Institute, Philadelphia, Pennsylvania. Copy of paper, *Statutory Changes in Medical Malpractice*, on which lecture was based previously supplied in 12a.

January 1997: Lecturer on medical malpractice, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

December 13, 1996: Lecturer on the fundamentals of joint tortfeasor liability, Philadelphia Trial Lawyers Association. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

November 1996: Panelist on appellate advocacy, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

November 1996: Lecturer on tort law, Basic Legal Practice Course, Philadelphia Bar Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBA is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

October 1996: Lecturer on persuasion in tort cases, Philadelphia Bar Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBA is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

September 1996: Lecturer on advanced issues in medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

June 1996: Address to House of Delegates of the Pennsylvania Bar Association, Hershey, Pennsylvania. I spoke in favor of a proposed Supreme Court of Pennsylvania Rule of Professional Conduct making participation in IOTLA mandatory. I have no notes, transcripts, or recordings. The address of the PBA is 100 South Street, Harrisburg, Pennsylvania 17101.

May 1996: Lecturer on legal ethics, Pennsylvania Trial Lawyers Association. I have no notes, transcripts or recordings, Philadelphia, Pennsylvania. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

April 1996: Lecturer on recent developments in the law of personal injury, Pennsylvania Bar Institute, Third Annual Personal Injury Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

March 1996: Lecturer on civil litigation, focused on trial techniques, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

February 1996: Lecturer on medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

February 1996: Lecturer on medical malpractice, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

May 1995: Lecturer on damage evaluation, Pennsylvania Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

April 1995: Course planner on product liability, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

November 1994: Lecturer on problems in medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

June 1994: Lecturer on joint tortfeasor liability, Philadelphia Bar Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBA is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

April 1994: Lecturer on product liability, Pennsylvania Bar Institute, First Annual Personal Injury Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

January 1994: Lecturer on joint tortfeasor liability, Philadelphia Association of Defense Counsel, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PADC is P.O. Box 697, Camp Hill, Pennsylvania 17001.

April 1993: Lecturer on legal ethics for judicial staff, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

March 1993: Lecturer on advanced issues in medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

January 21, 1993: Lecturer on governmental immunity, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

Dec. 1992: Press Conference Addressing Toy Safety, Offices of Litvin, Blumberg, Matusow and Young, Philadelphia, Pennsylvania. I have no notes transcripts or recordings. The Litvin firm is dissolved.

November 1992: Lecturer on joint tortfeasor liability, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

September 25, 1992: Lecturer on comparative negligence, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

July 1992: Lecturer on medical malpractice, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

June 1992: Featured Speaker, "Case of the Month" Program, Philadelphia Trial Lawyers Association, Philadelphia, Pennsylvania. I presented a product liability case involving an injury to an iron worker caused by a grinding tool. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

February 1992: Lecturer on developments in tort law, State Conference of Trial Judges, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The coordinating judge was the Honorable Albert Shepherd, deceased.

February 1992: Lecturer on governmental immunity, Trial Advocacy Foundation of Pennsylvania, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the Foundation's successor organization, Pennsylvania Association for Justice, is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

November 1991: Lecturer on joint tortfeasor liability, Philadelphia Bar Association Sunrise Seminar, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBA is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

October 1991: Lecturer on product liability legislation, Product Liability Seminar, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

September 1991: Lecturer on tort law and product liability, Pennsylvania Trial Lawyers Association, Annual Civil Litigation Update, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

June 1991: Lecturer on prison ministry, Villanova University Theological Institute, Villanova, Pennsylvania. I have no notes, transcripts or recordings. The address of Villanova University is 800 East Lancaster Avenue, Villanova, Pennsylvania 19085.

May 1991: Lecturer on medical malpractice, Philadelphia College of Osteopathic Medicine (PCOM), Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PCOM is 4170 City Avenue, Philadelphia, Pennsylvania 19131.

May 1991: Lecturer on joint tortfeasor releases, Philadelphia Trial Lawyers Luncheon Lecture Series, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

November 1990: Lecturer on deposition tactics, Professional Education Systems, Inc. (PES), Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. PES is no longer in existence.

November 1990: Lecturer on post-motions and appeals, "Your First Trial," Philadelphia Trial Lawyers Association Seminar, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

February 1990: Lecturer on using evidence and exhibits at trial, Pennsylvania Bar Institute, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBI is 100 Penn Square East, Suite 1010, Philadelphia, Pennsylvania 19107.

June 1989: Lecturer on delay damages, Philadelphia Trial Lawyers Association Luncheon Lecture Series, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

January 1989: Lecturer on statute of limitations, Philadelphia Trial Lawyers Association Luncheon Lecture Series, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PTLA is 121 South Broad Street, Suite 600, Philadelphia, Pennsylvania 19107.

May 1988: Lecturer on joint tortfeasor releases, Philadelphia Association of Defense Counsel Annual Meeting, Philadelphia, Pennsylvania. I have no notes,

transcripts or recordings. The address of PADC is P.O. Box 697, Camp Hill, Pennsylvania 17001.

February 1988: Lecturer on joint tortfeasor releases, Philadelphia Bar Association Continuing Education Committee, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of Philadelphia Bar is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

March 1987: Lecturer on defense of tort cases, Philadelphia Bar Association Seminar for Volunteer Attorneys, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of PBA is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

March 1987: Lecturer on sovereign immunity, Trial Advocacy Foundation of Pennsylvania, Seminar on Governmental Liability, Philadelphia, Pennsylvania. I have no notes, transcripts or recordings. The address of the Foundation's successor organization, Pennsylvania Association for Justice, is 121 South Broad Street, Suite 600, Philadelphia, PA 19107.

March 1987: Lecturer on tort law development, Dickinson School of Law, Advanced Legal Education Seminar, Carlisle, Pennsylvania. I have no notes, transcripts or recordings. The address of The Dickinson School of Law is Lewis Katz Building, University Park, Pennsylvania 16802.

May 8, 1976: Commencement address, St. Joseph's College, Philadelphia, Pennsylvania. Remarks 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.

Theodore Schleifer, Obituary: *Gerald A. McHugh Sr., 92, Civic Activist*, PHILA. INQUIRER, July 29, 2013. Copy supplied.

Catherine C. Carr, *American College of Trial Lawyers Leads the Way on Access to Justice*, LEGAL INTELLIGENCER, May 17, 2013. Copy supplied.

Bob Fernandez, *Comcast's Cohen Raised \$500,000 for Obama in 2012*, PHILA. INQUIRER, Mar. 5, 2013. Copy supplied.

Anna Zacharias, *Family of US Swimmer Fran Crippen Considers Legal Action for UAE Death*, NATIONAL (UAE), Oct. 19, 2012. Copy supplied.

Bonnie Ford, *Family of Fran Crippen Weighs Action*, ESPN.com, Oct. 17, 2012. Copy supplied.

Bill Reed, *Perkasie Police to Start Probe of Fatal Shooting of Quakertown Man*, PHILA. INQUIRER, Aug. 1, 2012. Copy supplied.

Amaris Elliott-Engel, *Corbett Proposes Flat Judiciary Funding*, PITTSBURGH POST-GAZETTE, Feb. 13, 2012. Copy supplied.

Amaris Elliott-Engel, *Corbett Proposes No Cut for Courts, Reduction for Legal Services*, LEGAL INTELLIGENCER, Feb. 8, 2012. Copy supplied.

Jeff Blumenthal, *Philadelphia Law Firm Donates \$200K to Community Legal Services*, PHILA. BUS. J., Feb. 6, 2012. Copy supplied.

Landlord/Tenant Legal Help Center Launched Jan. 30, PHILA. B. REP., Feb. 2012 Copy supplied.

Landlord/Tenant Legal Help Center Opens Jan. 30, PHILA. B. ASS'N, Jan. 23, 2012. Copy supplied.

Amaris Elliott-Engel, *Legal Aid Faces Midyear 10 Percent State Funding Cut; Judiciary Rejects Budget 'Freeze' Plan*, LEGAL INTELLIGENCER, Jan. 17, 2012. Copy supplied.

Ben Present, *Lawyers Say Sovereign Immunity Won't Affect Penn State Abuse Suits*, LEGAL INTELLIGENCER, Nov. 15, 2011. Copy supplied.

Pennsylvania Governor: Change Law After Penn State Scandal, CNN WIRE, Nov. 13, 2011. Copy supplied.

Bill Pennington, *Penn State Officials, Including Paterno, Could Be Subject to Civil Lawsuits*, N.Y. TIMES, Nov. 12, 2011. Copy supplied.

Art Heinz, *Chief Justice Welcomes Recommendation for Legal Aid Funding*, LAW. J., July 1, 2011. Copy supplied.

Joseph N. DiStefano, *PhillyDeals: Will Corbett's Lawsuit Limits Bring Jobs to PA?* PHILA. INQUIRER, June 29, 2011. Copy supplied.

Chief Justice Welcomes Independent Recommendation to Continue Legal Aid Funding, TARGETED NEWS SERVICE, May 31, 2011. Copy supplied.

PLAN eNews, *Chief Justice Welcomes Independent Recommendation to Continue Legal Aid Funding*, May 26, 2011. Copy supplied.

Chris Harris, *2011 Lawyers of the Year*, PHILA.'S BEST LAW., May 2011. Copy supplied.

Chris Mondics, *Pennsylvania Trial Lawyers, Business Groups Square Off Over Lawsuit Reform*, PHILA. INQUIRER, Apr. 19, 2011. Copy supplied.

Toll Public Interest Center at Penn Law Announces 2011 Postgraduate Fellowship Awards, PENN L., Apr. 13, 2011. Copy supplied.

Amaris Elliott-Engel, *Joint and Several Liability on the Chopping Block?* LEGAL INTELLIGENCER, Apr. 12, 2011. Copy supplied.

PLAN eNews, *Legal Aid and Bar Leaders Celebrate and Strategize on Pro Bono*, Jan. 28, 2011. Copy supplied.

Penn Law Honors Six Graduates with Alumni Achievement Awards, PENN L., Oct. 21, 2010. Copy supplied.

PLAN eNews, *Pennsylvania Legal Aid Network Comments on New Federal Poverty Data and Mortgage Foreclosure Data*, Sept. 17, 2010. Copy Supplied.

Leo Strupczewski, *Expert Witness Competence a Fact-Specific Determination, Justices Rule; Justices Grant Trial Courts Deference in Ruling on Admissibility of Those Testifying*, LEGAL INTELLIGENCER, Apr. 6, 2010. Copy supplied.

Peter Cheney, *Lawsuit Claims Sikorsky Knew S-92 Had Fatal Flaw, But Failed to Inform Pilots*, GLOBE & MAIL, June 18, 2009. Copy supplied.

Kevin Amerman, *\$3.1 Million Awarded in Death of Woman, 25; Jury Finds Robert E. LaBarre, the Drunk Driver in Allentown Crash, 85 Percent Responsible*, MORNING CALL, May 9, 2009. Copy supplied.

Amaris Elliott-Engel, *High Court's Increase in Fees Will Benefit Legal Services*, LEGAL INTELLIGENCER, Apr. 6, 2009. Copy supplied.

Molly Peckman, *Words of Wisdom from Local 'Lawyers' Lawyers'*, LEGAL INTELLIGENCER, Mar. 17, 2009. Copy supplied.

Featured Donor: Gerald A. McHugh, Jr., PHILA. B. FOUND. NEWS, Spring 2008. Copy supplied.

Nicole Contosta, *Friends for Effective Education Award Ceremony, Jerry McHugh and Maureen Tate Honored*, U. CITY REV., Apr. 24, 2008. Copy supplied.

Peter Hall, *Med Mal Jury Inquiry Added to Rule*, LEGAL INTELLIGENCER, Mar. 24, 2008. Copy supplied.

Jeff Blumenthal, *Medical Malpractice Case Filings Down*, PHILA. BUS. J., May 21, 2007. Copy supplied.

People in the News, LEGAL INTELLIGENCER, Apr. 12, 2007. Copy supplied.

Shannon P. Duffy, *3rd Circuit: Delaware SOL Controls in New Jersey Suit*, LEGAL INTELLIGENCER, Jan. 19, 2007. Copy supplied.

Don Spatz, *Award Not Done Deal for Widow of Officer: Reading's Insurance Company Hasn't Approved a Deal to Pay a \$1.75 Million Settlement in the Death of a City Policeman Accidentally Shot by a Colleague*, READING EAGLE, Nov. 30, 2006. Copy supplied.

Gina Passarella and Asher Hawkins, *Raynes McCarty Founder Arthur Raynes Dead at 72*, LEGAL INTELLIGENCER, July 25, 2006. Copy supplied.

Sandi Lynn Brown, *Slain Officer's Wife Files Suit*, LEBANON DAILY NEWS, July 20, 2006. Copy supplied.

Dan Kelly, *Widow Files Suit Over Death of City Officer: Denise L. Wise Blames the Fatal Shooting of Her Husband, Michael, on Reckless Action by a Fellow Officer, Saying He Failed to Receive Proper Training*, READING EAGLE, July 19, 2006. Copy supplied.

Medical-Malpractice Insurance Crisis Abating, Experts Say, BUCKS COUNTY COURIER TIMES, Jan. 3, 2006. Copy supplied.

Josh Goldstein, *Malpractice Insurance 'Crisis' Fading, Number of Lawsuits Filed Declines; Premiums Level*, CENTRE DAILY TIMES, Jan. 3, 2006. Copy supplied.

Medical Liability 'Crisis is Over', PITTSBURGH TRIB. REV., Jan. 3, 2006. Copy supplied.

Josh Goldstein, *Signs of 'Crisis' Fading*, PHILA. INQUIRER, Jan. 2, 2006. Copy supplied.

Todd Mason, *VA Told to Pay \$7.5 Million for Killings of 4 Children; A Shelter Had Expelled a Disturbed Veteran, Who Shot the Four, then Himself. Their Mothers Sued*, PHILA. INQUIRER, Sept. 8, 2005. Copy supplied.

G. Patrick Pawling, *The Saint*, PA. SUPER LAW., June 2005. Copy supplied.

Melissa Nann Burke, *Supreme Court Adjusts Rule Requiring Certificate of Merit*, LEGAL INTELLIGENCER, Feb. 21, 2005. Copy supplied.

Christopher Lilienthal, *Is Reform Losing Steam?* LEGAL INTELLIGENCER, Feb. 14, 2005. Copy supplied.

Jeff Blumenthal, *Litvin Blumberg Collapse Tops List of Law Firm Events*, LEGAL INTELLIGENCER, Dec. 22, 2004. Copy supplied.

Nathan Crabbe & Karl Stark, *Effort to Cap Malpractice Awards Appears Dead, A PA Senate Committee Tabled a Constitutional Amendment, Putting Off a Referendum for at Least Three More Years*, PHILA. INQUIRER, July 3, 2004. Copy supplied.

Jeff Blumenthal, *Litvin Reflects on Past, Ponders Future; As Old Firm Breaks Up, Founder Plans to Continue Practicing Law*, LEGAL INTELLIGENCER, June 28, 2004. Copy supplied.

Jo-Ann Verrier, *Jerry McHugh: Neighborhood Roots – Statewide Prominence*, U. CITY REV., June 23, 2004. Copy supplied.

Jeff Blumenthal & Melissa Nann, *Litvin Blumberg Makes Dissolution Official*, LEGAL INTELLIGENCER, June 17, 2004. Copy supplied.

Jeff Blumenthal, *Litvin Blumberg Gets Help from Harmelin*, LEGAL INTELLIGENCER, June 4, 2004. Copy supplied.

Jeff Blumenthal, *Litvin Blumberg: Changes Coming?* LEGAL INTELLIGENCER, June 1, 2004. Copy supplied.

Melissa Nann, *Mediation Program Starts for Med Mal Cases*, LEGAL INTELLIGENCER, March 29, 2004. Copy supplied.

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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 not had any unsuccessful candidacies for elective 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.

In February 2012, I was identified by the Obama for President campaign as a bundler of campaign contributions in connection with a fundraising dinner. On Election Day 2008, I worked as a volunteer lawyer for the Obama for President campaign at the Montgomery County Courthouse. In 2004, I raised funds for the Kerry for President campaign. In 2002, I co-chaired the Democratic primary election campaign of U.S. Senate candidate Tom Foley.

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;

From January to July 1979, I served as a law clerk to the Honorable Edmund B. Spaeth, Jr., Judge of the Superior Court of Pennsylvania. From 1979 to 1981, I served as a law clerk to the Honorable Alfred L. Luongo, Judge of the United States District Court for the Eastern District of Pennsylvania.

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

I have not 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;

1981 – 2004

Litvin, Blumberg, Matusow & Young (firm dissolved)

Shareholder

1339 Chestnut Street, 18th Floor

Philadelphia, Pennsylvania 19107

2004 – present

Raynes McCarty

1845 Walnut Street

Suite 2000

Philadelphia, Pennsylvania 19103

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 served as a mediator or arbitrator on a number of occasions over the past several years. In 2002, I completed training sponsored by the Drexel College of Medicine, and I currently serve on the Pennsylvania Supreme Court's Task Force on Medical Malpractice Litigation. The ten most significant matters that I have mediated or arbitrated are:

1. *Rowley v. Sunoco* (mediated settlement of major burn injury case)
2. *Winebrenner v. Glaxo* (mediated settlement between a pharmaceutical manufacturer and patient injured by ingesting a drug)
3. *Myers v. Philadelphia College of Osteopathic Medicine* (served as sole arbitrator; award in favor of defendant physician in a death action)
4. *Coestello v. Phoenixville Hospital* (served as sole arbitrator; award in favor of plaintiff patient in malpractice action)
5. *Stolle v. Moritz* (mediated settlement of malpractice action)
6. *Perry-Makowski v. University of Pennsylvania Hospital* (served as sole arbitrator; found in favor of defendant physician)
7. *Tucker v. University of Pennsylvania Hospital* (served as sole arbitrator; award of \$475,000 to plaintiff-patient)

8. *Bryant v. City of Philadelphia* (served as sole arbitrator; award in favor of defendant police officer in auto accident case)

9. *McCullough v. Williams* (served as co-arbitrator; award in favor of defendant surgeon on hospital claim for contribution)

10. *Samson v. Tenet Health Systems* (mediated settlement of malpractice action)

b. Describe:

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

During my tenure at Litvin, Blumberg, Matusow & Young, the majority of my practice was focused on complex civil litigation, with an emphasis on tort, insurance and civil rights matters. A small percentage of my practice was focused on commercial matters. Since joining Raynes McCarty, I have continued to practice the same mix of civil litigation.

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

Throughout the course of my career, I have represented a variety of clients, including professionals, white collar workers, blue collar workers, homemakers, the elderly, the disabled and children. The vast majority of the cases involved tort claims, including aviation disasters, vehicle accidents, medical malpractice, or liability for defective products.

- 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

From 1981 through 2004, while I was at the law firm of Litvin, Blumberg, Matusow & Young, nearly my entire practice was in litigation and I appeared in court frequently. I have continued to do so since joining the law firm of Raynes McCarty in 2004.

- i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|-----|
| 1. federal courts: | 15% |
| 2. state courts of record: | 85% |
| 3. other courts: | 0% |
| 4. administrative agencies: | 0% |

- 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.

I estimate that I have tried 33 cases to verdict, judgment or final decision. I was lead counsel or co-lead counsel in 26 of these cases and assistant to lead counsel in seven of them.

- i. What percentage of these trials were:
- | | |
|--------------|-----|
| 1. jury: | 90% |
| 2. non-jury: | 10% |

- 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 filed an amicus brief on behalf of the National Alliance for Model State Drug Laws in *Aetna Health Inc. v. Davila*, 542 U.S. 200 (2004). Copy supplied.

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:

- the date of representation;
- the name of the court and the name of the judge or judges before whom the case was litigated; and
- the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

1. *Friter v. IOLAB Corp.*, 607 A.2d 1111 (Pa. Super. Ct. 1992) (Hon. Kate Ford Elliott, Hon. John P. Hester, Hon. Justin M. Johnson) (1991 – 1992).

I served as appellate counsel for plaintiff Friter, with the task of restoring a jury verdict in his favor that was vacated by the trial court. I was responsible for briefing and argument, and presented a unique theory of battery under Pennsylvania's law on informed consent, contending that direct physical contact between the defendant tortfeasor and plaintiff was unnecessary for liability to exist. The court ruled in plaintiff's favor, establishing a new precedent that a hospital conducting a clinical trial had an institutional responsibility to secure the patient's consent to experimental treatment.

Opposing Counsel: Stephen A. Ryan
Marshall, Dennehey, Warner, Coleman, & Goggin, P.C.
620 Freedom Business Center
Suite 300
King of Prussia, Pennsylvania 19406
(610) 354-8254

2. *Schultz v. Dupont*, Case No. 97-003075 (Del. County, Pa. Ct. Com. Pl. 1999) (Hon. James F. Proud) (1997 – 2000).

I served as lead counsel on liability issues, representing the widow of slain Olympic wrestler Schulz in a wrongful death action against her husband's killer. I conducted the discovery in the case, and was responsible for crafting the legal strategy. I argued and won summary judgment in a case of first impression, with the court ruling that a criminal defendant found guilty but mentally ill could nonetheless be liable for punitive damages in a civil action for wrongful death. That ruling resulted in a confidential settlement, reported as the largest single wrongful death recovery from an individual defendant in the United States.

Opposing Counsel: William O'Brien (deceased)

3. *DeJesus v. United States*, 384 F. Supp. 2d 780 (E.D. Pa. 2005) (Hon. Paul Diamond), *aff'd*, 479 F.3d 271 (3d Cir. 2007) (Hon. Michael A. Chagares, Hon. D. Michael Fisher, Hon. Morton Ira Greenberg) (2004 – 2007).

I served as lead counsel in a bench trial securing a recovery for the mothers of children slain by a disturbed veteran wrongfully released from psychiatric care. The trial required plaintiffs to meet the legal standard of proving gross negligence on the part of employees of the Veterans Administration for violations of Pennsylvania's Mental Health Procedures Act. After winning a verdict on liability at trial, I then tried and won a case on damages. The case was appealed, and I then briefed and argued the case in the U.S. Court of Appeals for the Third Circuit, which upheld the verdict.

Co-Counsel: Regina Foley
Raynes McCarty
1845 Walnut Street
20th Floor
Philadelphia, Pennsylvania 19103
(215) 568-6190

Opposing Counsel: Joel M. Sweet
Assistant United States Attorney
United States Attorney's Office
Eastern District of Pennsylvania
615 Chestnut Street

Suite 1250
Philadelphia, Pennsylvania 19106
(215) 861-8581

4. *Breen v. Keystone Helicopter Corp.*, Case No. 09-0601841 (Phila. County Ct. Com. Pl. 2010) (Mediator: Jonathan Marks) (2009 – 2010).

I served as co-counsel responsible for legal strategy and argument on behalf of 16 Canadian families with claims arising out of a March 2009 air disaster. The case involved issues of product liability, federal jurisdiction, international jurisdiction, choice of law, and maritime law, and particularly the measure of damages under the Death on the High Seas Act. I was responsible for briefing and arguing all of the legal points in contention during a mediation conducted over seven days in Washington and Toronto. The legal arguments advanced convinced the defendants that there was a substantial likelihood of their being subject to jurisdiction in the United States, and a substantial likelihood of being found liable. This resulted in a confidential settlement within nine months of the accident.

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Opposing Counsel: James C. Stroud
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 1339 Chestnut Street
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 (215) 575-4305

5. *Wise v. City of Reading*, Case No. 06-cv-02181 (E.D. Pa. 2007) (Hon. Stewart Dalzell, Hon. Jacob P. Hart) (2004 – 2007).

I represented the widow of a Reading police officer killed by “friendly fire” from a fellow officer’s weapon during an altercation with a suspect. I was lead counsel responsible for prosecution of the case, including discovery and legal strategy. Plaintiff proceeded under a civil rights theory, arguing that civil rights remedies extended to government officers injured by co-employees. Based on the strength of the argument advanced, the Court ordered mediation before a federal magistrate. This resulted in a settlement including tender of the limits of available insurance coverage, direct contribution from the city, and preservation of workers compensation benefits, securing the family’s future.

Opposing Counsel: David J. MacMain
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(610) 701-3263

6. *Jaoude v. Aeroports de Paris*, Case No. 06-cv-02465 (E.D.N.Y. 2008) (Hon. Robert M. Levy, Mediator: Harold I. Abramson) (2004 – 2009).

This was a wrongful death action arising out of the collapse of Terminal 2 at De Gaulle Airport in 2004. I litigated on behalf of a surviving spouse under the Warsaw Convention and Foreign Sovereign Immunities Act. The case involved an issue of first impression as to the scope of the United States' jurisdiction over foreign governmental entities engaged in commercial activities abroad but earning revenue from fees paid by American citizens and collected here. I was lead counsel responsible for crafting the legal theory of recovery, discovery, and presentation of the case. Specifically, I argued that payment of a fee by American citizens for use of the Paris airport, collected by booking agents in the United States, constituted economic activity sufficient to create jurisdiction in American courts. The case presented novel evidentiary issues as to the admissibility of a formal investigation conducted by a foreign government under the Federal Rules of Evidence. The case was directed by the court to a series of mediation sessions before Professor Harold Abramson of Touro Law School, ultimately resulting in a confidential settlement on terms favorable to my client.

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(305) 358-2800

Opposing Counsel: Lisa J. Savitt
Crowell & Moring LLP
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Washington, DC 20004
(202) 624-2761

7. *Quinn v. Abiomed Inc.*, Case No. 02-1001524 (Phila. County Ct. Com. Pl. 2002) (2002 – 2003).

I was retained as special counsel to defend Drexel College of Medicine in a suit brought by the widow of a recipient of an Abiomed artificial heart. The patient had his life prolonged by the surgery but his widow sued after his death, arguing that Drexel failed to secure lawful consent to placement of the device. Plaintiff proceeded under the precedent

established in *Friter v. Iolab*, 607 A.2d 1111 (Pa. Super. Ct. 1992), which I had litigated. I had complete responsibility for Drexel's defense. I denied that Drexel had liability, took the position that Drexel would try the case to verdict rather than acknowledge any wrongdoing, and persuaded opposing counsel to dismiss Drexel without participation in settlement.

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Denise H. Houghton
Vice-President
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West Chester, Pennsylvania 19380
(610)-719-5000

Opposing Counsel: Alan C. Milstein
Sherman, Silverstein, Kohl, Rose & Podolsky, P.A.
East Gate Corporate Center
308 Harper Drive
Suite 200
Moorestown, New Jersey 08057
(856) 661-2078

8. *Christy v. SmithKline Beecham Corp.*, Case No. 02-0903780 (Phila. County Ct. Com. Pl. 2004) (2000 – 2004).

This was a wrongful death action arising out of ingesting the medication Lotronex in which I represented a surviving widower. The decedent's presentation of symptoms was unique among patients in the United States, in that the medication was associated with ischemic colitis, and this patient presented with mesenteric ischemia. I was lead counsel responsible for prosecution of every aspect of the case. In lieu of formal discovery, I arranged for unrestricted meetings with the patient's treating physician at Johns Hopkins, allowing opposing counsel unrestricted discussion of the medical and scientific issues involved. I also allowed defense counsel the opportunity to pursue follow-up inquiries informally. This unique and cooperative approach to discovery of the case led to a favorable settlement of the claim early in the litigation. Based on my knowledge of the medical and scientific issues, I was subsequently asked by the defendant manufacturer to serve as a mediator in a case involving the same medication.

Opposing Counsel: Thomas M. Moore
Moore Labriola LLP

4695 MacArthur Court
Suite 370
Newport Beach, California 92660
(949) 209-9820

9. *McCormac v. Charles*, Case No. 01-6187 (Lackawanna County Ct. Com. Pl. 2008)
(Hon. Terrence Nealon, Mediator: Hon. Robert Mazzoni) (2001 – 2008).

This was a wrongful death action arising out of an I-81 Highway reconstruction project claiming the life of a prominent public servant. I represented his surviving widow as lead counsel responsible for prosecution of the case. The litigation required more than 60 depositions, involving multiple parties, including the Commonwealth of Pennsylvania. This pre-trial litigation resulted in a confidential settlement close to trial. The accident, and discovery into the surrounding circumstances, led to legislative hearings into trucking safety on state highways.

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Counsel for Co-Plaintiff: James R. Ronca
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Opposing Counsel: Donald M. Davis
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10. *Thomas v. City of Philadelphia*, Case No. 11-19981847 (Phila County Ct. Com. Pl. 1998) (Honorable Victor DiNubile) (1998 – 2001)

I served as lead counsel in a civil rights case, representing a motorist who suffered brain injury when he was struck head-on by a teenage driver being pursued by police against the flow of traffic. The teenager had stolen a briefcase from a police car, leading to a full scale manhunt and high speed pursuit onto Interstate-95, despite the fact that the contents of the briefcase were inconsequential, and the police knew the identity of the offender and could have apprehended him at any time. At issue in the case was the scope of municipal liability after the Supreme Court's decision in *Lewis v. City of Sacramento* introduced an element of police motive to pursuit cases. As lead counsel, I conducted the discovery, defeated summary judgment, rebuffed an interlocutory appeal, and presented the entire case on liability, resulting in a confidential settlement from the City before presentation of damages.

Counsel for the City: Jeffrey M. Scott
Archer and Greiner
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(215) 963-3300

Counsel for co-plaintiff: John Dodig
Feldman Shepherd
1845 Walnut Street
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Philadelphia, Pennsylvania 19103
(215) 567-8300

Counsel for co-plaintiff: Rubin Honik
Golomb & Honik
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Suite 1100
Philadelphia, Pennsylvania 19102
(215) 985-9177

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.)

As a lawyer, I have served as counsel in numerous complex civil tort actions, and have, in the role of lead or co-lead counsel, secured a verdict or settlement for one million dollars or more on over 70 occasions. My research and writing has enabled me to contribute to the passage of six statutes in Pennsylvania, protecting the rights of children, eliminating unfairness in claims for wrongful death, improving access to the courts, and reducing frivolous claims without impacting the substantive rights of genuine victims.

As chair of Pennsylvania's IOLTA Board and President of Pennsylvania Legal Aid Network, I have strengthened the ability of indigent litigants to get representation in important civil matters. As a lifelong resident of the West Philadelphia neighborhood where I was born and raised, I have used my advocacy skills to promote economic development through projects like the Firehouse Farmers Market, and improve public safety by using nuisance laws to target sites where drug dealing and crime are allowed to lurk.

I have never performed lobbying or registered as a lobbyist.

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.

University of Pennsylvania Law School, Instructor on Evidence (2007): The course covered the entire field, taught through the Federal Rules of Evidence. I could not locate a syllabus.

University of Pennsylvania Law School, Instructor on Appellate Advocacy (2008 – 2010): The course focused on effective legal argument on appeal, with special attention to brief-writing and effective oral advocacy. The syllabi for 2009 and 2010 have been supplied.

20. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and 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.

None.

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.

If confirmed, I hope that I will be able to continue to teach a law school class on occasion. I have no commitments or agreements to do so, and no plans to pursue any

other outside employment. I hope that I will still be able to write the annual supplement for my treatise, PENNSYLVANIA TORTS: LAW & ADVOCACY, first published in 1996 and updated annually by me ever since.

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 myself from any litigation where I played a role. For a sustained period of time, I anticipate recusing in all cases where my current law firm, Raynes McCarty, represents a party. I will evaluate and determine the appropriate action for any potential or apparent conflict of interest on a case by case basis.

- 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 of interest by reference to 28 U.S.C. § 455, Canon 3 of the Code of Conduct for United States Judges, and to 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.

My pro bono work has on average occupied at least 15% of my time annually. My principal areas of focus have been in support of civil legal services, working with ex-

offenders through Hospitality House of Philadelphia, and neighborhood improvement and crime prevention in West Philadelphia. In addition to these systemic efforts, I have handled numerous individual cases upon referral without compensation. In a relatively recent case referred to me by the Support Center for Child Advocates, I was retained to defend an abandoned teenager from deportation. Because we were unable to secure a foster placement necessary to satisfy the court's requirements, I resigned as counsel and became the teenager's guardian for a year, which allowed him to secure protected immigrant status. In another recent endeavor, I persuaded the American College of Trial Lawyers to help fund a help desk for unrepresented litigants in Philadelphia Small Claims Court, by making a commitment to match its commitment with local contributions. Since beginning operation in February 2012, 175 families have been assisted.

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 July 2011, I submitted an application to the judicial advisory committee established by Senators Casey and Toomey. In December 2011, I appeared before the committee in Philadelphia, Pennsylvania, and was one of several recommended candidates. On March 6, 2012, I was interviewed by Senator Casey in Washington, D.C. On April 16, 2012, I was interviewed by Senator Toomey in Allentown, Pennsylvania. Since June 22, 2012, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On July 25, 2012, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, D.C. On August 1, 2013, 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.

AFFIDAVIT

I, Gerald Austin McHugh, Jr., do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

8/7/13
(DATE)

Sam A. McHugh, Jr.
(NAME)

Esther J. Schuetz
COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Esther J. Schuetz, Notary Public
City of Philadelphia, Philadelphia County
My Commission Expires Feb. 4, 2014
Member, Pennsylvania Association of Notaries