

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Luis Felipe Restrepo (Phil Restrepo)

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

United States 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.

James A. Byrne Federal Courthouse
601 Market Street, Suite 3038
Philadelphia, Pennsylvania 19106

Residence: Swarthmore, Pennsylvania

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

1959; Medellin, Colombia

5. **Education:** List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received and the date each degree was received.

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

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

1977 – 1979, George Mason University; no degree

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

2006 – Present

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

2004 – Present

National Institute for Trial Advocacy
1685 38th Street, Suite 200
Boulder, Colorado 80301
Team Leader for Western Regional Program's annual seven-day course

1992 – 1994, 1996 – Present

National Institute for Trial Advocacy
1685 38th Street, Suite 200
Boulder, Colorado 80301
Team Leader for Mid-Atlantic Program's annual seven-day course

1993 – Present

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

1997 – 2009

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

1993 – 2006

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

July 1995, July 2000

National Institute for Trial Advocacy
1685 38th Street, Suite 200
Boulder, Colorado 80301
Team Leader for National Program in Boulder, Colorado

1990 – 1993

Federal Community Defender for the Eastern District of Pennsylvania
Suite 540 West, The Curtis Center
601 Walnut Street

Philadelphia, Pennsylvania 19106
Assistant Federal Defender

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

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

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

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

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

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

Other Affiliations (uncompensated unless otherwise indicated):

2011 – Present
Make-A-Wish Foundation of Philadelphia and Susquehanna Valley
One Valley Squire, Suite 133

512 Township Line Road
Blue Bell, Pennsylvania 19422
Board of Directors

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

2001 – 2008
Camac Street Partners
239 South Camac Street
Philadelphia, Pennsylvania 19107
Partner (receive rental income)

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

9. **Bar Associations:** List all bar associations or legal or judicial/related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

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

Defender Association of Philadelphia

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

Federal Court Interpreter Services Committee

Federal Court Outreach Committee for the Eastern District of Pennsylvania

Hispanic Bar Association of Pennsylvania

President (1993 – 1994)

Board of Directors (1992, 1997)

Legal Education Fund Banquet Co-chair (1992)

Hispanic National Bar Association

Merit Selection Panel, United States Magistrate Judge Selection

National Conference of Criminal Justice Act Attorneys

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

Pennsylvania Capital Case Resource Center

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

Pennsylvania Commission on Crime and Delinquency

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

Philadelphia Bar Association

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

Board of Governors (1994 – 1995)

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

Philadelphia Bar Education Center

Board of Directors (1996)

Third Circuit Judicial Council Committee on Magistrate Judges

10. **Bar and Court Admission:**

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

Pennsylvania, 1986
District of Columbia, 1988 (inactive member)

There were no lapses in membership while I was a practicing attorney.

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

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

There were no lapses in any membership while I was a practicing attorney.

11. **Memberships:**

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

Junior Legal Club of Philadelphia (2012 – Present)

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

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

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

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion, or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

None of the organizations listed in response to 11a currently discriminates or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies.

12. Published Writings and Public Statements:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

La ley y sus derechos, COMMUNITY FOCUS, Jan. 23, 1992. Copy supplied.

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

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

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

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

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

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

- c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that

you have issued or provided or that others presented on your behalf to public bodies or public officials.

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

Since 1992, I have taught trial advocacy programs for practicing attorneys with the National Institute for Trial Advocacy. I have taught and helped coordinate such programs as a "Team Leader" and an "Assistant Team Leader" approximately 29 times. The programs have been held in Philadelphia, Pennsylvania, San Francisco, California, and Boulder, Colorado. Sample program schedule supplied.

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

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

September 21, 2012: Participated in a breakout session on federal practice in the United States District Court for the Eastern District of Pennsylvania at the Chester County Bar Association's Bench Bar Conference in Hamburg, New Jersey. My comments emphasized the role of United States Magistrate Judges in the litigation/settlement process in the Eastern District of Pennsylvania. I have no notes, transcript, or recording. The address of the Chester County Bar Association is 15 West Gay Street, West Chester, Pennsylvania 19380.

July 26, 2012: “Distinguished Guest Speaker” at a Naturalization Ceremony at the Federal Courthouse in Philadelphia, Pennsylvania. I relied on the same materials supplied for the March 22, 2007 speech.

June 21, 2012: Participated in a forum on diversity initiatives and on pursuing a legal education at Rutgers Law School in Camden, New Jersey. My comments emphasized the need to network, manage student loans and the value of a legal education. I have no notes, transcript, or recording. The address of Rutgers Law School is 217 North Fifth Street, Camden, New Jersey 08102.

June 13, 2012: Participated in a First Amendment moot court argument for middle school students at Strath Haven Middle School. The program was sponsored by the Strath Haven Middle School and the Pennsylvania Bar Association. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Association is 100 South Street, Harrisburg, Pennsylvania 17101. The address of Strath Haven Middle School is 200 Providence Road, Wallingford, Pennsylvania 19086.

May 23, 2012: Participated in “Dimensions in Living” career day at Strath Haven Middle School. I have no notes, transcript, or recording. The address of Strath Haven Middle School is 200 Providence Road, Wallingford, Pennsylvania 19086.

May 17, 2012: Hosted a group of high school students on Law Day at the United States Courthouse. I have no notes, transcript, or recording. The address of the Courthouse is 601 Market Street, Philadelphia, Pennsylvania 19016.

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

April 26, 2012: Introduction of Judge Louis Pollak at the Federal Bar Association’s Bill of Rights Dinner honoring him, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the Federal Bar Association, Philadelphia Chapter, Criminal Law Committee is c/o Ron Levine, Esq., Post & Schell, Four Penn Center, 1600 JFK Boulevard, Philadelphia, Pennsylvania 19103.

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

Villanova Law School is 299 North Spring Mill Road, Villanova, Pennsylvania 19085.

April 19, 2012: Panelist at the Pennsylvania Bar Institute's (PBI) 18th Annual Employment Law Institute on Discovery Disputes, Philadelphia, Pennsylvania. My remarks were focused on the most efficient ways to resolve discovery disputes using the services provided by United States Magistrate Judges in the Eastern District of Pennsylvania. I have no notes, transcript, or recording. The address of the PBI is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

March 17, 2012: Panelist at a class on Organizational Dynamics at the Wharton School of Business of the University of Pennsylvania by invitation of Professor Adam Grant. I have no notes, transcript, or recording. The address of the Wharton School of Business is 3730 Walnut Street, Philadelphia, Pennsylvania 19014.

February 16, 2012: Speaker at a Memorial Celebration of Maureen Rowley, Esquire, sponsored by the Federal Bar Association, Philadelphia, Pennsylvania. Speaking notes and DVD supplied.

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

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

November 21, 2011: Introduction of keynote speaker, Dan Restrepo, Esquire, at the Hispanic Bar Association Legal Education Fund annual dinner in Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the Hispanic Bar Association Legal Education Fund is P.O. Box 59106, Philadelphia, Pennsylvania 19102.

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

October 28, 2011: Panelist for the University of Pennsylvania Law Review's 2011 Symposium "Sentencing Law: Rhetoric and Reality" at the University of Pennsylvania Law School, Philadelphia, Pennsylvania. I discussed the federal prisoner reentry program in the United States District Court for the Eastern District of Pennsylvania. I have no notes, transcript, or recording. I did provide the participants with materials supplied in response to question 12b. The address of the University of Pennsylvania Law Review is 3501 Sansom Street, Philadelphia Pennsylvania 19104.

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

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

October 17, 2011: Panelist at Temple Law School for a group of Iraqi Kurd judges, law professors and mayors on the Relationship/Integration of law schools and the community in the United States, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

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

September 16, 2011: Panelist at the Berks County Bar Association on Settlement of Civil Cases, Reading, Pennsylvania. Materials supplied.

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

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

May 16, 2011: Panelist on "Federal Discovery Disputes: A View From the Bench," sponsored by the Federal Courts Committee and the Young Lawyers Section of the

Philadelphia Bar Association, Philadelphia, Pennsylvania. Podcast available at: <https://itunes.apple.com/us/podcast/philadelphia-bar-association/id491086738>.

April 13, 2011: Spoke to students from the United States Attorney's Violence Prevention Initiative with the United States Attorney and an Assistant Federal Defender, United States Courthouse, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States District Court for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19016.

March 31, 2011: Judge for an argument during a CLE for the patent bar sponsored by the Pennsylvania Bar Institute, Philadelphia, Pennsylvania. DVD supplied.

March 18, 2011: Panelist at the University of Pennsylvania Law School Sparer Conference on Re-Entry Issues, Philadelphia, Pennsylvania. I relied on the materials supplied in response to question 12b.

November 16, 2010: Panelist on the Pennsylvania Bar Institute's CLE regarding Section 1983 Cases and Criminal Defense Issues Relevant to pursuing a 1983 Claim, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

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

November 4, 2010: Addressed a group of visiting judges from China on the settlement process in the federal district court, Philadelphia, Pennsylvania. My discussion with the visiting judges focused on the support available to federal judges by way of law clerks, other courthouse and law enforcement personnel. I have no notes, transcript, or recording. The event was sponsored by Temple University Beasley School of Law, 1719 North Broad Street, Philadelphia, Pennsylvania 19122.

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

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

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

August 19, 2010: Guest speaker welcoming the Temple University Law School Class of 2013, Philadelphia, Pennsylvania. Materials supplied.

July 22, 2010: Hosted a group of high school students at the United States Courthouse – LEAP program, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of LEAP is 6 Royal Avenue, Glenside, Pennsylvania 19038.

July 13-15, 2010: Participated in “Fair Criminal Trials Workshop” in Xining, China. The event was hosted by Temple Law School, National Judicial College of China, High Peoples Court of Qinghai and the Qinghai Minorities University School of Law. I have no notes, transcript, or recording, but press coverage is supplied. The address of Temple University Beasley School of Law is 1719 North Broad Street, Philadelphia, Pennsylvania 19122. The address of Qinghai Nationalities University is 3 Bayi Middle Road, Xining, Qinghai, P.R.C.

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

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

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

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

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

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

February 3, 2010: Participated as a judge in the Temple Law School Defender / United States Attorney clinical program at the United States Courthouse in Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States District Court for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19016.

January 30, 2010: Introduction of keynote speaker, Dan Restrepo, Esq., at the Latin American Law Students Association conference at the University of Pennsylvania Law School, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the University of Pennsylvania Law School is 3501 Sansom Street, Philadelphia, Pennsylvania 19104.

January 16, 2010: Addressed Eagle Scout "Court of Honor" in Delaware County, Pennsylvania. Speaking notes supplied.

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

December 2, 2009: Panelist at Duke University's Symposium on Re-Entry Courts by invitation of the Federal Judicial Center and the Administrative Office of the United States Courts, Durham, North Carolina. The panel I participated on was made up of individuals that staff the reentry programs in the Eastern District of Pennsylvania. We discussed how our program operates on a day-to-day basis. I have no notes, transcript, or recording. The address of the Federal Judicial Center is 1 Columbus Circle, N.E., Washington, D.C. 20544.

October 30, 2009: Moderator at the Pennsylvania Bar Institute's 7th Annual Constitutional Law Conclave, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the Pennsylvania Bar Institute is 100 Penn Square East, 10th Floor, Suite 1010, Philadelphia, Pennsylvania 19107.

October 26, 2009: Panelist at the Philadelphia Bar Association Chancellor's Pro Bono Forum, Philadelphia, Pennsylvania. I encouraged attorneys to participate in pro bono

activities in the Philadelphia community and discussed how the reentry program in our district has benefited from the efforts of pro bono counsel. I have no notes, transcript, or recording. The Philadelphia Bar Association is located at 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania 19107.

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

September 17, 2009: "Distinguished Guest Speaker" at a Naturalization Ceremony, Philadelphia, Pennsylvania. I relied on the materials supplied for the March 22, 2007 speech. A DVD is also supplied.

September 16, 2009: Participated as a judge in the Temple Law School Defender / United States Attorney clinical program at the United States Courthouse in Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

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

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

June 10, 2009: Addressed the Delaware County Bar Association at their Annual Retreat on Federal Practice, Skytop, Pennsylvania. The Delaware County Bar Association is located at 335 West Front Street, Media, Pennsylvania 19063. Materials supplied.

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

April 15, 2009: Guest speaker on career day at the Russell Byers Charter School. I have no notes, transcript, or recording. The address of Russell Byers Charter School is 1911 Arch Street, Philadelphia, Pennsylvania 19103.

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

March 20, 2009: Introduced the keynote speaker Jeremy Travis, Esq., at the University of Pennsylvania Law School's 2009 Edward Sparer Symposium, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the University of Pennsylvania Law Review is 3501 Sansom Street, Philadelphia Pennsylvania 19104.

March 13, 2009: Coordinated and served as the judge in the trial of Goldilocks at the Swarthmore Rutledge School for grades 1-5 with the Pennsylvania and Philadelphia Bar Associations, Swarthmore, Pennsylvania. I have no notes, transcript, or recording. The address of the Swarthmore Rutledge School is 100 College Avenue, Swarthmore, Pennsylvania, 19081.

February 24 and 25, 2009: Invited by the Administrative Office of the United States Courts to participate as a speaker/participant in the Design Session for Criminal Justice Act vouchers in Charleston, South Carolina. I have no notes, transcript, or recording. The address of the Administrative Office of the United States Courts is 1 Columbus Circle, N.E., Washington, D.C. 20544.

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

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

October 15, 2008: Participated as a judge in the Temple Law School Defender / United States Attorney clinical program at the United States Courthouse in Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

October 2008: Panelist, "Code of Civility" CLE sponsored by the Philadelphia District Attorney's Office. I emphasized the importance of professionalism and civility toward the court and opposing counsel during litigation. I have no notes,

transcript, or recording. The address of the Philadelphia District Attorney's Office is 3 South Penn Square, Philadelphia, Pennsylvania 19107.

September 25, 2008: "Distinguished Guest Speaker" at a Naturalization Ceremony, Philadelphia, Pennsylvania. I relied on the same materials supplied for the March 22, 2007 speech.

July 18, 2008: Taught a class on Federal Criminal Practice at Drexel Law School by invitation of Professor Daley, Philadelphia, Pennsylvania. I discussed the representation of the "cooperating defendant" from the perspective of defense counsel. I have no notes, transcript, or recording. The address of Drexel University Earle Mack School of Law is 3141 Chestnut Street, Philadelphia, Pennsylvania 19104.

April 30, 2008: CLE presentation on "Winning Your First Federal Trial" sponsored by the National Business Institute, Philadelphia, Pennsylvania. Materials supplied.

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

April 15, 2008: Panelist, CLE sponsored by Philadelphia Intellectual Property Law Association on Settlement Issues in IP cases, Philadelphia, Pennsylvania. Materials supplied.

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

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

November 8, 2007: Panelist, CLE sponsored by the American Bar Association Section on Labor and Employment, Philadelphia, Pennsylvania. My comments focused on the effective use of United States Magistrate Judges when litigating employment cases in the federal court. I have no notes, transcript, or recording. The address of the American Bar Association is 740 15th Street, N.W., Washington, D.C. 20005.

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

July 26, 2007: “Distinguished Guest Speaker” at a Naturalization Ceremony, Philadelphia, Pennsylvania. I relied on the same materials supplied for the March 22, 2007 speech.

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

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

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

March 22, 2007: “Distinguished Guest Speaker” at Naturalization Ceremonies, Philadelphia, Pennsylvania. Materials supplied.

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

January 25, 2007: Participated as judge for High School Moot Court exercise at the United States Courthouse in Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the United States Courthouse for the Eastern District of Pennsylvania is 601 Market Street, Philadelphia, Pennsylvania 19106.

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

November 16, 2006: Speaker at the induction of Edson Bostic, Esquire, as the Federal Defender for the District of Delaware, Wilmington Delaware. I have no notes, transcript, or recording. The address of the United States District Court for the District of Delaware is 844 North King Street, Wilmington, Delaware 19081.

September 19, 2005: Speaker at Villanova Law School Trial Advocacy Class by invitation of the Honorable Juan Sanchez, Villanova, Pennsylvania. I have no notes, transcript, or recording. The address of Villanova University School of Law is 299 North Spring Mill Road, Villanova, Pennsylvania 19085.

November 15, 2003: Lectured on the use of interpreters at a CLE by invitation of the Philadelphia District Attorney's Office. I emphasized the importance of using highly qualified and experienced interpreters in court and during witness interviews in anticipation of litigation. I have no notes, transcript, or recording. The CLE took place at the Philadelphia District Attorney's Office, which is located at 3 South Penn Square, Philadelphia, Pennsylvania 19107.

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

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

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

July 23, 1999: I lectured on the use of interpreters at a CLE by invitation of the Philadelphia District Attorney's Office. I emphasized the importance of using highly qualified and experienced interpreters in court and during witness interviews in anticipation of litigation. I have no notes, transcript, or recording. The CLE took place at the Philadelphia District Attorney's Office, which is located at 3 South Penn Square, Philadelphia, Pennsylvania 19107.

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

1999: Participated in the production of the Philadelphia Police/*Barrio* Project's video/documentary titled *Your Rights and Responsibilities When Stopped by the Police*. Copy of video supplied.

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

July 20, 1998: Panelist on a Community Education Workshop on the Rights and Responsibilities of Citizens When Stopped by the Police sponsored by *La Raza* and the Police/*Barrio* Relations Project in Philadelphia, Pennsylvania. My comments were focused on how to appropriately respond to any issues a civilian may have with police in a peaceful productive manner. I have no notes, transcript or recording. The Police/*Barrio* Relations Project is no longer operating. The address of the National Council of La Raza is 1126 16th Street, Suite 600, N.W., Washington, D.C. 20036.

August 21, 1997: I lectured Criminal Justice Act attorneys on the effective use of an interpreter at a seminar sponsored by the Administrative Office of the United States Courts, Philadelphia, Pennsylvania. I have no notes, transcript, or recording. The address of the Administrative Office of United States Courts is 1 Columbus Circle, N.W., Washington, D.C. 20544.

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

February 21, 1997: Taught a CLE on trial practice sponsored by the Philadelphia Bar Education Center and the American Law Institute. I do not recall the substance of my remarks. I have no notes, transcript, or recording. The address of the Philadelphia Bar Education Center is 1101 Market Street, 11th Floor, Philadelphia, Pennsylvania

19107. The address of the ALI is 4025 Chestnut Street, Philadelphia, Pennsylvania 19014.

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

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

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

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

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

November 18 and 19, 1994: I lectured to Criminal Justice Act attorneys from across the country on the State of *Voir Dire* in Federal Court in Boxborough, Massachusetts. The event was sponsored by the Administrative Office of the United States Courts. My remarks were directed at the state of the law as it applies to jury selection in federal court. I have no notes, transcript, or recording. The address of the Administrative Office of the United States Courts is 1 Columbus Circle, N.E., Washington, D.C. 20544.

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

March 7, 1994: I lectured Criminal Justice Act attorneys on the effective use of an interpreter, sponsored by the Federal Defender for the Eastern District of Pennsylvania and the Clerk of Court for the Eastern District of Pennsylvania, Philadelphia, Pennsylvania. I emphasized the importance of using qualified experienced interpreters at trial and when interviewing clients and witnesses in anticipation of trial and/or sentencing. I have no notes, transcript, or recording. The address of the Office of the Federal Defender and Clerk of Court for the Eastern District of Pennsylvania is Suite 540 West, The Curtis Center, 601 Walnut Street, Philadelphia, Pennsylvania 19106.

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

David Franco, "*Hablar español me ha ayudado mucho en mi Carrera*", AL DIA, Sept. 4, 2011. Copy supplied. A video of this interview is also available at <http://www.youtube.com/watch?v=mqwAcJ3mh-M&noredirect=1>.

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

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

Ivonne Malaver, *Otro Restrepo con posibilidades federales*, AL DIA, Feb. 21, 2010. Copy supplied.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

38

- i. Of these, approximately what percent were:

jury trials:	90%
bench trials:	10%
civil proceedings:	100%
criminal proceedings:	0%

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

See attachment.

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

- 1. *Meehl, et al. v. First Student Inc., et al.*, No. 05-2615

This was a jury trial involving a traffic accident where an elderly couple driving a sedan was hit by a school bus. The plaintiffs suffered serious injuries. After several attempts to settle the case were unsuccessful, a jury returned a verdict in favor of the plaintiffs awarding a significant amount of monetary damages. There were post-

verdict motions filed by both parties. With some encouragement on my part, the motions were resolved amicably as part of a global resolution of the case. I did not issue an opinion in the case.

Plaintiffs' Counsel: Jeffrey A. Krawitz
Stark and Stark
1800 John F. Kennedy Boulevard, Suite 403
Philadelphia, PA 19103
Phone: 267/907-9606

Joel I. Fishbein
Spector, Gaden and Rosen
Seven Penn Center
1635 Market Street – 7th Floor
Philadelphia, PA 19103
Phone: 215/241-8829

Defense counsel: Richard Margolis
Margolis Edelstein
Independence Square West
Sixth and Walnut Streets – 4th Floor
Philadelphia, PA 19106
Phone: 215/931-5851

Walter J. Timby
Gibson and Perkins
100 West Sixth Street, Suite 204
Media, PA 19063
Phone: 610/565-1708

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

This was an employment case brought against Temple University where the plaintiff alleged that she had been discriminated against because of her gender in violation of Title VII of the Civil Right Act of 1964, the Pennsylvania Human Relations Act, the Pennsylvania Equal Rights Amendment and the Equal Pay Act. After resolving several pre-trial evidentiary issues the case was presented to a jury, which found in favor of the defendant. I did not issue an opinion in this case.

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

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

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

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

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

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

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

This was a case brought by the EEOC on behalf of the charging party alleging a violation of the Age Discrimination in Employment Act of 1967. The damages sought were back pay, liquidated damages and injunctive relief. Prior to trial the EEOC withdrew its jury demand and the defense agreed to try the case without a jury. After resolving several pre-trial evidentiary issues the case was tried before me without a jury. I ruled in favor of the defense after consideration of the trial testimony and post-trial submissions. My opinion can be found at *E.E.O.C. v. Unitek, USA, LLC*, No. 08-4592, 2010 WL 3658247 (E.D. Pa. Sept. 15, 2010).

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

Defense counsel: Colin David Dougherty
Elliott Greenleaf

50 South 16th Street, Suite 2960
Philadelphia, PA 19102
Phone: 215/977-1055

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

This litigation centered on the meaning of disputed pricing terms in a written contract between the parties. I encouraged the parties to make every effort to resolve the matter prior to trial. When it became clear that the matter would not settle, there were several pre-trial evidentiary rulings that had to be made concerning what evidence would be presented to the jury. The jury awarded the plaintiffs significant damages. I did not issue an opinion in this case.

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

Defense counsel: J. Bruce McKissok and James G. Lare
Marshall, Dennehey, Warner, Coleman and Goggin
1845 Walnut Street
Philadelphia, PA 19103
Phone: 215/575-4553

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

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

Plaintiff's counsel: May Mon Post
Post Law Firm
1515 Market Street, Suite 820
Philadelphia, PA 19102
Phone: 267/335-3068

Defense counsel: Neil Hamburg
Hamburg and Golden
1601 Market Street, Suite 3310

Philadelphia, PA 19103
Phone: 215/255-8592

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

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

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

Defense counsel: Matthew Hubbard
City of Philadelphia Law Department
1515 Arch Street, 15th Floor
Philadelphia, PA 19102
Phone: 215/683-5439

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

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

Plaintiffs’ counsel: Daniel Sansoni
8040 Roosevelt Boulevard, Suite 218

Philadelphia, PA 19152
Phone: 215/333-7790

Government counsel: Assistant United States Attorney Susan Becker
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106
Phone: 215/861-8200

9. *Vanalt Electrical Construction, Inc. v. Selco Manufacturing Corp.*, No. 03-6741

This was a diversity action brought by the plaintiff for monetary damages arising from the defendant's breach of contract, breach of express warranties and breach of the implied warranty of fitness for a particular use. A jury found in favor of the plaintiff, awarding in excess of \$300,000 in damages. Post-verdict motions were filed with respect to prejudgment interest. I awarded the plaintiff prejudgment interest in excess of \$74,000. My opinion can be found at *Vanalt Elec. Const., Inc. v. Selco Mfg. Corp.*, No. 03-6741, 2008 WL 63245 (E.D. Pa. Jan. 3, 2008).

Plaintiff's counsel: Jeffrey Wallack
Wisler Pearlstine
484 Norristown Road, Suite 100
Blue Bell, PA 19422
Phone: 610/825-4887

Defense counsel: Christopher James Amentas
Armstrong & Carosella
882 South Matlack Street, Suite 101
West Chester, PA 19382
Phone: 610/431-3300

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

Plaintiff, a former employee of the federal government, alleged age and gender discrimination under Title VII of the Civil Rights Act of 1964 and the Age Discrimination in Employment Act. Specifically, the plaintiff alleged that his employer engaged in employment discrimination in failing to select him for a promotion on the basis of his gender and age. The case was tried before me without a jury after I denied the employer's motion to strike plaintiff's jury demand. After consideration of the trial testimony and post-trial submissions, I ruled in favor of the defendant. My decision on the merits can be found at *Gustaitis v. Chao*, No. 05-1210, 2007 WL 2071901 (E.D. Pa. July 16, 2007). My decision on the motion to strike can be found at *Gustaitis v. Chao*, No. 05-1210, 2006 WL 3791335 (E.D. Pa. Dec. 22, 2006).

Plaintiff's counsel: Stephen J. Springer
2033 Walnut Street

Philadelphia, PA 19103
Phone: 215/732-8229

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

- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.

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

Plaintiff's counsel: May Mon Post
Post Law Firm
1515 Market Street, Suite 820
Philadelphia, PA 19102
Phone: 267/335-3068

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

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

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

Defense counsel: Matthew Hubbard
City of Philadelphia Law Department
1515 Arch Street, 15th Floor
Philadelphia, PA 19102
Phone: 215/683-5439

3. *Al Daraji v. Monica*, No. 07-1749, 2007 WL 2994608 (E.D. Pa. Oct. 12, 2007).

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

Government counsel: Assistant United States Attorney Susan Becker
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106
Phone: 215/861-8200

4. *Al Daraji v. Monica*, No. 07-1749, 2008 WL 183643 (E.D. Pa. Jan. 18, 2008).

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

Government counsel: Assistant United States Attorney Susan Becker
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106
Phone: 215/861-8200

5. *E.E.O.C. v. Unitek, USA, LLC*, No. 08-4592, 2010 WL 3658247 (E.D. Pa. Sept. 15, 2010).

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

Defense counsel: Colin David Dougherty
Elliott Greenleaf
50 South 16th Street, Suite 2960
Philadelphia, PA 19102
Phone: 215/977-1055

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

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

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

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

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

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

8. *Gustaitis v. Chao*, No. 05-1210, 2006 WL 3791335 (E.D. Pa. Dec. 22, 2006).

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

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

9. *Ocasio v. Ollson*, 596 F. Supp. 2d 890 (E.D. Pa. 2009).

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

Defense counsel: Cynthia Certo
Rawle & Henderson
One South Penn Square, 16th Floor
1339 Chestnut Street
Philadelphia, PA 19017
Phone: 215/575-4200

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

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

Defense counsel: Andrew J. Rolfes
Cozen O'Connor
1900 Market Street
Philadelphia, PA 19103
Phone: 215/665-1082

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

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

f. Provide a brief summary of and citations for all of your opinions where your decision was reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.

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

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

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

4. *Young v. Folino*, 2009 WL 5178302 (E.D. Pa. Dec. 23, 2009). The District Court approved and adopted my R&R, overruled petitioner's objections, and dismissed the habeas petition. In so doing, the District Court addressed and denied as meritless one of petitioner's claims which I had recommended be dismissed as unexhausted.

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

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

- g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.

To the best of my knowledge, all of my opinions and reports and recommendations are reported in both Westlaw and Lexis. It is also my understanding that copies of all of my opinions are kept with the Clerk of Court for the Eastern District of Pennsylvania.

- 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 have not authored any opinions that address significant federal or state constitutional issues.

- i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.

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

14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of

interest or in which you have recused yourself *sua sponte*. Identify each such case, and for each provide the following information.

- a. Whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself *sua sponte*;
- b. a brief description of the asserted conflict of interest or other ground for recusal;
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other grounds for recusal.

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

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

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

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

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

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

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

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

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

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

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

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

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

I did not clerk for a judge.

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

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

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

1986 – 1987
ACLU National Prison Project
915 15th Street, N.W.

Washington, D.C. 20005
Law Clerk

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

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

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

- iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

I have not served as a mediator or arbitrator in alternative dispute resolution proceedings.

b. Describe:

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

The general character of my law practice as an Assistant Defender from March of 1987 to March of 1993 was that of a public defender in the local and federal courts in Philadelphia and a limited amount of appellate practice while I was an Assistant Federal Defender in Philadelphia.

From March of 1993 to March of 2006, I was in private practice with one partner. We focused primarily on criminal defense in both State and Federal Courts, including defense of death penalty prosecutions. We represented clients who retained our services as well as individuals for whom we were appointed by the courts.

Over the years we were also retained in various civil matters. The majority of our civil litigation consisted of Title 42, Section 1983 claims alleging police abuse and mistreatment. We also represented individuals in other types of civil litigation including workplace accidents, medical malpractice, wrongful death cases and fire cases. I also practiced immigration law for a very brief period several years ago while in private practice.

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

My typical clients when I was a defender in the state and federal courts were indigent individuals who qualified for the services of the Defender Association. My typical clients in private practice were often indigent defendants, individuals of limited means charged criminally in both the local and federal courts. Over the years I was also retained in various civil matters.

The majority of my civil litigation consisted of Title 42, Section 1983 claims alleging police abuse/mistreatment. The vast majority of our 1983 clients were plaintiffs, although on a few occasions I did represent a defendant in a Section 1983 case. We also represented individuals in other types of civil litigation including workplace accidents, medical malpractice, wrongful death and fire cases. Both my former partner and I are bilingual English/Spanish and roughly one-half of our clients spoke only Spanish or a limited amount of English.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

Prior to becoming a Magistrate Judge, 100% of my practice was in litigation. I appeared in court frequently, usually daily, both as a public defender and in private practice.

The numbers below represent my tenure as a defender and in private practice from 1987 to 2006.

- i. Indicate the percentage of your practice in:
 - 1. federal courts: 50 %
 - 2. state courts of record: 50%
 - 3. other courts: <1%
 - 4. administrative agencies 0%

- ii. Indicate the percentage of your practice in:
 - 1. civil proceedings: 20%
 - 2. criminal proceedings: 80%

- d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

I tried several hundred cases to verdict in courts of record, as sole counsel. The majority of these cases were non-jury criminal trials in the Philadelphia Court of Common Pleas and the Municipal Court of Philadelphia. None were before administrative law judges. I tried approximately 25 jury trials in federal and state courts as sole counsel.

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

- e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

I have not practiced before the Supreme Court of the United States.

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

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

I was co-counsel for Mr. Acosta. Mr. Acosta was one of 13 individuals charged in an indictment with, *inter alia*, murder in aid of racketeering and one of three defendants charged with capital murder. This was the first trial in a capital prosecution in the Eastern District of Pennsylvania. It was also my first federal capital case as lead counsel. There was significant pretrial litigation. Mitigation efforts included, but were not limited to, traveling to Puerto Rico to interview family, friends and others in an effort to prepare the penalty phase of the trial. After approximately six months of trial, the defendant pled guilty and received a sentence of life in prison. See *United States v. Llera Plaza*, 188 F. Supp. 2d 549 (E.D. Pa.

2002) (Pollak, J.), wherein Judge Pollak vacated an earlier ruling that found fingerprint evidence unreliable.

Lead Prosecutor: AUSA Thomas Perricone
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106
215/861-8200

Co-Counsel on Acosta: Mike Giampietro
239 South Camac Street
Philadelphia, PA 19107
610/212-8240

Counsel for Plaza: Tim Sullivan
6305 Ivy Lane, Suite 700
Greenbelt, MD 20770
301/952-1400

Jules Epstein
Widener Law School
4601 Concord Pike
Wilmington, DE 19803
302/477-2031

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

Bernie Siegal
1515 Market Street, Suite 1915
Philadelphia, PA 19102
215/751-9830

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

I was appointed by Judge Lee of the Eastern District of Virginia to represent Mr. Grande, a member of MS-13, who was accused of capital murder for his role in the killing of a woman who was in the federal witness protection program. The case was tried to verdict. Mr. Grande was convicted but did not receive the death penalty when the jury could not unanimously agree as to the sentence in the penalty phase of the trial. The capital nature of the case, the evidence confronting my client and the heinous allegations against him forced us to begin presenting our mitigation case during the guilt phase of the trial without compromising our defense of Mr. Grande. Mitigation efforts included finding the

appropriate experts and developing a relationship with our client's family while under significant pressure.

Counsel for the Government: AUSAs Ronald Walutes and Patricia Giles
2100 Jamieson Avenue
Alexandria, VA 22314
703/299-7300

Co-Counsel for Grande: David Baugh
1602 Rolling Hills Drive, Suite 212
Richmond, VA 23229
804/622-7166

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

Jerome Aquino
5901 Kingstown Village Parkway
Alexandria, VA 22314
703/549-1131

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

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

Counsel for co-defendant
Cisneros: Nina Ginsberg
908 King Street, Suite 200
Alexandria, VA 22314
703/341-4873

Jim Clark
524 King Street
Alexandria, VA 22314
703/836-1000

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

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

Counsel for the Government: AUSA Frank Barbieri
 615 Chestnut Street, Suite 1250
 Philadelphia, PA 19106
 215/861-8200

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

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

Opposing Counsel: Joseph J. Santarone, Jr.
 Marshall, Dennehey, Warner, Coleman and Goggin
 620 Freedom Center, Suite 300
 King of Prussia, PA 19406
 610/354-8282

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

I was appointed to represent Mr. Hudson, who was charged with violating federal narcotics and firearms statutes in the Eastern District of Pennsylvania. I was able to secure the services of an investigator to help me prepare for the suppression motion. I was also able to subpoena an individual who at the time of the hearing was in custody on unrelated charges. My efforts were successful and all the evidence against Mr. Hudson was suppressed by Judge Savage. The charges were eventually dismissed by the government.

Counsel for the government: AUSA Robert Reed
 615 Chestnut Street, Suite 1250
 Philadelphia, PA 19106
 215/861-8200

Special Assistant United States Attorney Robert Rosner
Lehigh County District Attorney's Office
455 West Hamilton Street
Allentown, PA 18101
610/782-3110

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

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

Counsel for the government:	Barry Gross Drinker Biddle and Reath One Logan Square Philadelphia, PA 19103 215/988-2872 AUSA David Fritchey 615 Chestnut Street, Suite 1250 Philadelphia PA 19106 215/861-8200
Counsel for co-defendant Stanfa:	John Myers – Deceased
Counsel for co-defendant Piccolo:	Harvey Wiessbard Genova, Burns and Giantomasi 494 Broad Street Newark, NJ 07102 973/230-2084
Counsel for co-defendant Martinez:	Brian McMonagle 30 South 15th Street Philadelphia, PA 19102 215/981-0999
Counsel for co-defendant Pagano:	Jeremy Gelb P.O. Box 40078 Philadelphia, PA 19017 215/922-2415

Counsel for co-defendant
Bataglia: Robert Welsh
2000 Market Street
Philadelphia, PA 19103
215/972-6430

Counsel for co-defendant
Keller: Howard Popper
230 South Broad Street, Suite 503
Philadelphia, PA 19102
215/546-5700

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

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

Counsel for the government: AUSA Wendy Kelly
Chief, Operations Department
Office of Military Commissions
4800 Mark Center Drive, Suite 11F09-02
Alexandria, VA 22350
571/372-3724

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

I was co-counsel for Mr. Williams, who was charged with, *inter alia*, murder in aid of racketeering and the capital murder of a federal witness. Although the motions practice and trial in this case went on for approximately two months, much of our efforts were concentrated outside the courtroom preparing our mitigation case. The United States eventually withdrew its notice to pursue the death penalty on the strength of the evidence we were able to gather documenting our client's mental retardation. Mr. Williams was sentenced to life.

Lead counsel for the
government: Faithe Moore Taylor
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106
215/861-8200

Co-counsel for Mr. Williams: Tim Sullivan
6305 Ivy Lane, Suite 700
Greenbelt, MD 20770
301/952-1400

Counsel for co-defendant
Cooper: Patrick Egan
Fox Rothschild
2000 Market Street
Philadelphia, PA 19107
215/299-2150

Anthony Ricco
20 Vesey Street, Suite 400
New York, NY 10007
212/791-3919

Counsel for co-defendant
Williams: Robert J. Hill, Jr.
Gilroy, Kammen & Hill
One Indiana Square, Suite 150
Indianapolis, IN 46204
317/236-0400

Clayton Sweeney
3933 Lancaster Avenue, Suite 102
Philadelphia, PA 19104
215/776-2313

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

This was a Section 1983 claim. Co-counsel and I were able to convince a federal jury that our client's civil rights had been violated by police officers employed by the City of Coatsville in light of the force used while arresting Mr. Clark. Although we had no independent witnesses and the defense presented expert testimony to rebut our allegations, we were able to convince the jury that the force used to arrest Mr. Clark was unreasonable. The jury awarded Mr. Clark considerable monetary damages, and we were awarded fees and costs.

Co-counsel for Mr. Clark: Paul George
239 South Camac Street
Philadelphia, PA 19107
215/735-0598

Counsel for the
City of Coatsville: Steve Ludwig
Fox Rothschild
2000 Market Street

Philadelphia, PA 19107
215/299-2150

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

I was counsel of record for Mr. DeLia, who was charged by the United States in an extortion conspiracy. I was able to secure Mr. DeLia's release on conditions pending the disposition of his case. The case presented many challenges in terms of Mr. DeLia's efforts to minimize his exposure at sentencing. Given a combination of factors, including his exceptional efforts to maintain work and support his family, I was able to convince the sentencing judge to impose a sentence that allowed Mr. DeLia to continue working notwithstanding the seriousness of his offense.

Counsel for the government: AUSA David Fritchey
615 Chestnut Street, Suite 1250
Philadelphia, PA 19106
215/861-8200

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

The vast majority of the civil cases I pursued as an attorney did not go to trial, but were resolved well before trial. Likewise, most of the criminal matters in which I was counsel were resolved by way of non-trial dispositions. The most significant legal activity I pursued was running a small law firm with one partner and an occasional employee for the better part of 13 years.

During the years I worked as an attorney I was actively engaged in number of legal associations and boards that dealt with a wide variety of issues. I was a long term member of the Board of Directors and a Federal Trustee of the Defender Association of Philadelphia as well as the Representative of the Eastern District of Pennsylvania to the National Conference of Criminal Justice Attorneys. I also served on the Philadelphia Bar Association's Commission on Judicial Selection and Retention and on the Merit Selection Committee for the selection of a United States Magistrate Judge in the Eastern District of Pennsylvania.

As a United States Magistrate Judge I have been fortunate enough to participate in the re-entry program in the Eastern District of Pennsylvania since September of 2007. The re-entry program in the Eastern District of Pennsylvania is a collaborative effort between the court, the United States Attorney's Office, the Federal Defenders Office, the Office of Probation and many community partners to assist individuals recently released from federal custody

with a violent criminal history to re-enter the community and live productive lives in the community.

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

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

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

Temple University, Beasley School of Law, Adjunct Professor

Legal Research and Writing (1993 – 1995)

I do not have a syllabus available for this course.

Introduction to Trial Advocacy (1993 – 2005)

Spring 2012 syllabus supplied.

Integrated Trial Advocacy I (Fall Semesters 2006 – 2010)

Fall 2010 syllabus supplied.

Integrated Trial Advocacy II (Spring Semesters 2007 – 2013)

Spring 2011 syllabus supplied.

Advanced Trial Advocacy – Criminal (Fall Semesters 2010 – 2012)

Fall 2010 syllabus supplied.

LL.M. in Trial Advocacy – Final Jury Trials (2008 – present)

Spring 2012 syllabus supplied.

LL.M. in Trial Advocacy – Jury Dynamics (2008 – present)

Fall 2012 syllabus supplied.

LL.M. in Trial Advocacy – Boot Camp I (2008 – present)

2012 syllabus supplied.

LL.M. in Trial Advocacy – Boot Camp II (2008 – present)

2012 syllabus supplied.

University of Pennsylvania Law School, Adjunct Professor:

Trial Advocacy (1997 – 2009)

2008, 2007, and 2006 syllabi supplied.

Peirce College, Adjunct Professor

Criminal Justice (Spring Semester 1992)

Spring 1992 syllabus supplied.

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

There is one outstanding payment due for work done as an attorney that may generate income. My former partner and I submitted a Criminal Justice Act voucher while I was still in practice that has yet to be paid. Should it be paid my former law partner and I would share equally in the payment. My share would be approximately \$7,000.

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

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

22. **Sources of Income:** List the sources and amounts of all income received during the calendar year preceding your nomination and the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500.00 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here.)

See attached Financial Disclosure Report.

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

See attached Net Worth Statement.

24. **Potential Conflicts of Interest:**

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

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

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

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

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

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

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

I was a founding member of the *Police/Barrio* Project. The project, while no longer operating, was an effort to improve the relationship between the Philadelphia Police Department and the Latino Community in Philadelphia. As an attorney I spoke regularly at community centers, high schools, intermediate schools and elementary schools on behalf of the Project along with members of the Philadelphia Police Department.

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

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

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

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

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

26. **Selection Process:**

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

Senators Casey and Toomey formed a selection committee in the Eastern District of Pennsylvania. After I submitted an application to this committee, I was interviewed by its co-chairs and several members, in December 2011. Thereafter, I met with Senator Casey and his staff on March 6, 2012, and I met with Senator Toomey and his staff on March 29, 2012. Since June 22, 2012, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On August 2, 2012, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, D.C. On November 27, 2012, the President submitted my nomination to the Senate. On January 4, 2013, the President submitted my renomination to the Senate.

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

No.

AFFIDAVIT

I, Luis Felipe Restrepo, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

November 28, 2012
(DATE)

L. Felipe Restrepo
(NAME)

T. R. Rice
(NOTARY)
U.S. Magistrate Judge
TIMOTHY R. RICE