

Withdrawal/Redaction Sheet

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DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001a. letter	DOB (Partial) (1 page)	06/30/1999	P6/b(6)
001b. form	DOB (Partial) Address (Partial) Phone No. (Partial) Personal (Partial) (1 page)	n.d.	P6/b(6)
001c. memo	To the President from Charles F.C. Ruff et al. re: Judicial Nominations Decision Memo (3 pages)	06/30/1999	P2 4362 <i>Dup</i> <i>01514</i>
001d. letter	DOB (Partial) (1 page)	06/30/1999	P6/b(6)
001e. form	DOB (Partial) Address (Partial) Phone No. (Partial) Personal (Partial) (1 page)	n.d.	P6/b(6)
001f. memo	To the President from Charles F.C. Ruff et al. re: Judicial Nominations Decision Memo (3 pages)	06/30/1999	P2 <i>4363</i>
001g. letter	DOB (Partial) (1 page)	n.d.	P6/b(6)
001h. letter	DOB (Partial) (1 page)	n.d.	P6/b(6)

COLLECTION:

Clinton Presidential Records
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FG053
OA/Box Number: 21857

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2007-1256-F
bm488

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

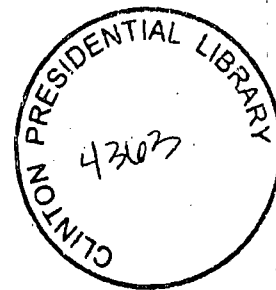
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THE WHITE HOUSE
WASHINGTON

June 30, 1999



MEMORANDUM TO THE PRESIDENT (via John Podesta)

From: Charles F.C. Ruff, Bruce Lindsey, Mark Childress, Charles Burson,
Melanne Verveer, Eldie Acheson, Sarah Wilson, and Eric Angele

Subject: **Judicial Nominations Decision Memorandum**

This memorandum seeks your final approval to nominate the four federal district court candidates profiled below.

Petrese B. Tucker, Eastern District of Pennsylvania

Petrese B. Tucker, a 48-year-old African American female, has served on the Court of Common Pleas for the Commonwealth of Pennsylvania since 1987. She received her B.A. in 1973 from Temple University and her J.D. in 1976 from Temple University School of Law. Prior to her appointment and then election to the Court of Common Pleas, Tucker served as a Senior Trial Attorney for the Southeastern Transportation Authority (1986-1987); as an Assistant District Attorney with the Philadelphia District Attorney's Office (1978-1986); as a sole practitioner (1977-1978); and as a law clerk to the Honorable Lawrence Prattis of the Common Pleas Court (1976-1978). Tucker has also served as an Adjunct Professor with the Great Lakes College Association (1984-1985).

The ABA has preliminarily rated Tucker "qualified" for this appointment, and her FBI file is in the process of being completed. The Attorney General has recommended her appointment. The Specter-Santorum Judicial Nomination Commission recommended Tucker for this appointment. In addition, Philadelphia District Attorney Lynn Abraham – who strongly opposed the nomination of Judge Frederica Massiah-Jackson last term – supports Tucker's appointment.

☒ Approve

☐ Disapprove

Charles A. Pannell, Jr., Northern District of Georgia

Charles A. Pannell, Jr., a 53-year-old Caucasian male, has served as a Superior Court Judge for the Conasauga Judicial Circuit since 1979. He received his B.A. in 1967 from the University of Georgia and his J.D. in 1970 from the University of Georgia School of Law. Prior to his appointment and then election to the Superior Court, Pannell served as District Attorney for the Conasauga Judicial Circuit (1977-1979); as a part-time Special Assistant Attorney General for the Law Department of the State of Georgia (1974-1976); as an associate

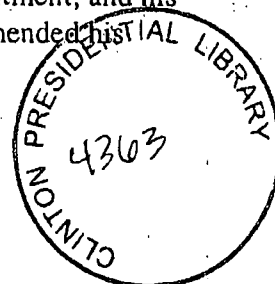
CLINTON LIBRARY PHOTOCOPY

and partner with the law firm of Pittman, Kinney, Kemp, Pickel & Avrett (1972-1976); and as an Assistant United States Attorney for the Northern District of Georgia (1971-1972). In addition, Pannell served in the United States Army Reserve, Judge Advocate Judge Corps, from 1970 to 1998, when he retired as a Colonel.

The ABA has preliminarily rated Pannell "well qualified" for this appointment, and his FBI file is in the process of being completed. The Attorney General has recommended his appointment. Senator Cleland recommended Pannell for this appointment.

☒ Approve

☐ Disapprove



James J. Brady, Middle District of Louisiana

James J. Brady, a 55-year-old Caucasian male, has practiced law with the firm of Gordon, Arata, McCollam, Duplantis & Eagan since 1997. He received his B.A. in 1966 from Southeastern Louisiana College and his J.D. in 1969 from Louisiana State University Law School. Prior to joining his current firm, Brady practiced law with Sullivan, Stoler, Daigle & Resor (1996-1997); Dyer, Ellis, Joseph & Mills (1993-1995); Gravel, Brady & Berrigan (1989-1992); Gravel & Brady (1983-1988); Gravel, Robertson & Brady (1980-1982); and Gravel, Roy & Burnes (1969-1980). Brady was also a member of the Board of Tax Appeals from 1975 to 1980. Additionally, Brady served as an Adjunct Professor for Louisiana State University during 1990, 1987, and 1985. In addition, since 1996, Brady has been a member of the Executive Committee for the Democratic State Central Committee of Louisiana where he served as Chair from 1985 to 1986 and as Vice Chair from 1974 to 1985. Finally, Brady was Vice Chair of the Democratic National Committee from 1990 to 1996.

The ABA has preliminarily rated Brady "qualified" for this appointment, and his FBI file is in the process of being completed. The Attorney General has recommended his appointment. Senator Breaux recommended Brady for this appointment. However, as you know, Senator Landrieu opposes Brady because she wanted a female nominee for this seat, and has threatened not to return Brady's "blue slip." We have tried to work with Landrieu to address her concerns but, thus far, she remains adamant in her opposition to Brady.

☒ Approve

☐ Disapprove

Florence-Marie Cooper, Central District of California

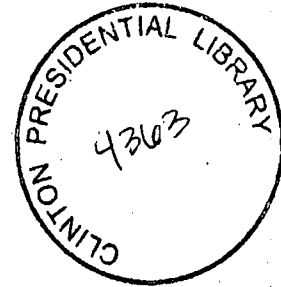
Florence-Marie Cooper, a 59-year-old Caucasian female, has served on the Los Angeles Superior Court since 1991. She attended City College of San Francisco and received her J.D., *magna cum laude*, in 1975 from Whittier College School of Law. Prior to her appointment to the Superior Court, Cooper served as a Los Angeles Municipal Court Judge (1990-1991); a Los Angeles Superior Court Commissioner (1983-1990); Law Clerk to Justice Woods of the California Court of Appeal, Second Appellate District (1980-1983); Law Clerk to Justice

Alarcon of the California Court of Appeal, Second Appellate District (1978-1980); Deputy City Attorney for the City of Los Angeles (1977); and Law Clerk to Judge Alarcon of the Los Angeles Superior Court (1975-1977).

The ABA has preliminarily rated Cooper "qualified" for this appointment, and her FBI file is in the process of being completed. The Attorney General has recommended her appointment. Senator Feinstein recommended Cooper for this appointment.

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☐ Disapprove



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001a. letter	DOB (Partial) (1 page)	11/17/1993	P6/b(6)
001b. form	DOB (Partial) Address (Partial) Phone No. (Partial) Personal (Partial) (1 page)	n.d.	P6/b(6)
002. memo	For the President from Bernard Nussbaum et al. re: Judicial Nominations (4 pages)	11/17/1993	P2 1513

COLLECTION:

Clinton Presidential Records
WHORM Subject File-General
FG053
OA/Box Number: 17035

FOLDER TITLE:

058495SS

Bevin Maloney
2007-1256-F
bm485

RESTRICTION CODES

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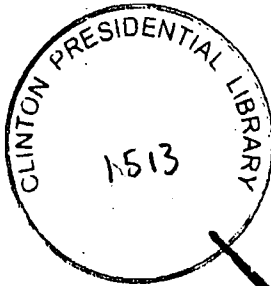
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US 844577
FG053
THE WHITE HOUSE
WASHINGTON

November 17, 1993

Handwritten notes:
Jed, Joe,
on 11/16/93
Gandy

MEMORANDUM FOR THE PRESIDENT

FROM: BERNARD NUSSBAUM, BRUCE LINDSEY, JACK QUINN,
MELANNE VERVEER, SUSAN BROPHY, ELEANOR ACHESON AND
RON KLAIN

SUBJECT: JUDICIAL NOMINATIONS

This memorandum seeks your approval to nominate the eight judicial candidates listed below. They are in various states of readiness; we are seeking your approval now so that, assuming all the paperwork is in, they can be nominated before the Senate recess.

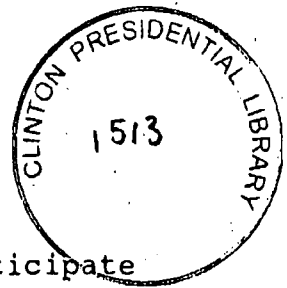
COURT OF APPEALS

We have one more Court of Appeals nominee whom we hope to be ready for nomination before the recess:

1. Carl Stewart, Fifth Circuit

Stewart, 44, has been an appellate judge in Louisiana since 1991; he was a trial court judge for seven years previously. He has also spent four years as a federal prosecutor, and two years in the State Attorney General's Office. In addition, Stewart has spent a total of three years in private practice. Stewart, a graduate of Loyola University School of Law, has been an African-American pioneer in Louisiana: he was the first black to serve on an appellate court in Western Louisiana, and has won a variety of awards for public service and community leadership. (Among other things, Stewart is on the national boards of the Boy Scouts and the United Methodist Church.) Stewart's ABA rating is not yet in, but preliminary reports indicate he will receive a "qualified" rating.

Stewart's nomination will be historic: he will be the first black to serve on the Fifth Circuit Court of Appeals, which hears cases from Texas, Louisiana, and Mississippi.



DISTRICT COURTS

The following seven nominees are the group we anticipate having ready for nomination prior to the recess.

✓ 2. **Michael Davis, Minnesota**

Davis, 45, has been a Minnesota trial court judge for 10 years. Previously, he worked with the Neighborhood Justice Center in St. Paul, and the Legal Rights Center and the Public Defender's Office in Minneapolis. Davis, who is an African-American, has led the Minnesota Supreme Court Racial Bias Task Force and founded the Minnesota Minority Lawyers Association. He was recommended by Sen. Wellstone, and he was rated "well qualified" by the ABA.

✓ 3. **Orlando Garcia, Western Texas**

Garcia, 40, is a state court of appeals judge in San Antonio, a position he has held since 1991. Previously, he was a member of the Texas State Legislature, and was in private practice. He is a graduate of the University of Texas School of Law, and he is Hispanic. Garcia was rated "qualified" by the ABA.

✓ 4. **Vanessa Gilmore, Southern Texas**

Gilmore, 36, is a partner in the firm of Vickery, Kilbride, Gilmore & Vickery in Houston. She is a civil litigation specialist who has extensive trial experience, notwithstanding her youthful age. She is an honors graduate of Hampton Institute and the University of Houston Law School, where she has taught as an adjunct professor, and she is an African-American. Gilmore was rated "qualified" by the ABA, but did receive some "not qualified" votes.

✓ 5. **John Hannah, Eastern Texas**

Hannah, 52, has been the Secretary of State of Texas since 1990. He was the U.S. Attorney for this District under President Carter; he had been the local District Attorney for three years previously, and a state legislator for six years prior to that. After leaving the U.S. Attorney post, Hannah had a complex criminal defense practice. Hannah, who is very close to and strongly backed by Governor Richards, was rated "qualified" by the ABA.

6.

Ancer Haggerty, Oregon

Haggerty, 49, has served three years as a county circuit court judge. A Marine Corps veteran, Haggerty earned honors including the Purple Heart and the Silver Star while in combat in Vietnam. He worked in Portland's Metropolitan Public Defender's office before spending 10 years in private practice, and he continues to be involved with numerous community activities. Haggerty, who was recommended by Gov. Roberts and Cong. Wyden, is an African-American. We do not yet have an ABA rating for Haggerty, but expect a rating of "qualified."

7. Marjorie Rendell, Eastern Pennsylvania

Rendell, 46, has practiced litigation and finance law at a private firm in Philadelphia since 1973. She specializes in bankruptcy law and has handled some major reorganizations. Rendell is a Phi Beta Kappa graduate of the University of Pennsylvania and of Villanova School of Law. She has been active in numerous professional and community organizations, and, as you know, her husband currently serves as the Mayor of Philadelphia. Rendell was recommended by Sen. Wofford, and she was rated "qualified" by the ABA.

8.

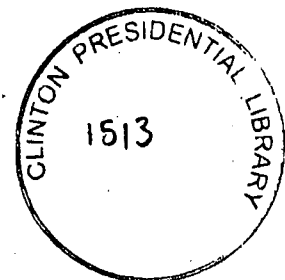
Lesley Brooks Wells, Northern Ohio

Wells, 55, has been a Court of Common Pleas judge in Cleveland since 1983. She previously worked as an attorney in private practice, the director of a civil rights litigation project at Cleveland-Marshall School of Law (from which she graduated), and a law professor at that school. She also served as President of Cleveland's Legal Aid Society. She was the Democratic nominee (unsuccessful) for the Ohio Supreme Court in 1992. We do not yet have an ABA rating for her, but expect a "well qualified" rating.

DECISION

☒ APPROVE

☐ DISAPPROVE



COMPARATIVE ANALYSIS OF FIRST-YEAR JUDICIAL NOMINATIONS

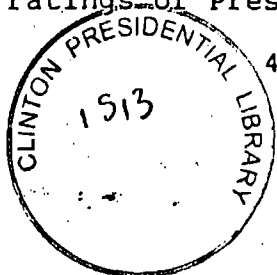
	<u>CARTER</u>	<u>REAGAN</u>	<u>BUSH</u>	<u>CLINTON</u>
<u>Speed</u>				
# of Nominations by Thanksgiving	34	40	23	51
<u>Gender</u>				
Male	33	38	19	32
Female	1	2	4	19
<u>Race</u>				
White	29	39	21	35
Black	5	1	1	13
Hispanic	0	0	1	3
<u>Diversity</u>				
Number of Women & Minority Noms	6	3	6	32
% of Nominees are "white males"	82%	92%	74%	36%
% "Diverse"	18%	8%	26%	64%
<u>Excellence</u>				
Number Rated "Well Qualified"	24 (71%)	23 (58%)	12 (52%)	33 (66%)

* * * * *

As you can see, if all of these nominations are made, you will set a record -- by a considerable margin -- for first-year nominations before Thanksgiving. It is 100% more nominations than President Bush made, 50% more than President Carter.

The diversity gains are also quite large. You will have nominated 19 women in this period -- President Carter named just 1, by comparison. Your totals of black and Hispanic nominees are also records -- triple President Carter's rate, for example.

Finally, we have achieved increased speed and diversity without sacrificing quality. Our nominees have higher ABA ratings than did Presidents Reagan's or Bush's, and are comparable to the ratings of President Carter's nominees.



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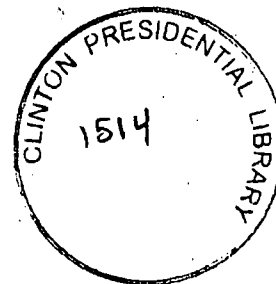
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THE WHITE HOUSE
WASHINGTON

June 30, 1999



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Subject: **Judicial Nominations Decision Memorandum**

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The ABA has preliminarily rated Tucker "qualified" for this appointment, and her FBI file is in the process of being completed. The Attorney General has recommended her appointment. The Specter-Santorum Judicial Nomination Commission recommended Tucker for this appointment. In addition, Philadelphia District Attorney Lynn Abraham - who strongly opposed the nomination of Judge Frederica Massiah-Jackson last term - supports Tucker's appointment.

☒ Approve

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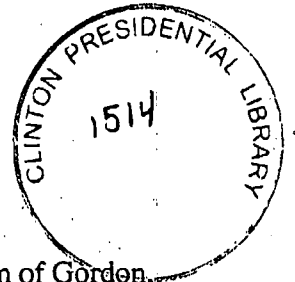
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and partner with the law firm of Pittman, Kinney, Kemp, Pickel & Avrett (1972-1976); and as an Assistant United States Attorney for the Northern District of Georgia (1971-1972). In addition, Pannell served in the United States Army Reserve, Judge Advocate Judge Corps, from 1970 to 1998, when he retired as a Colonel.

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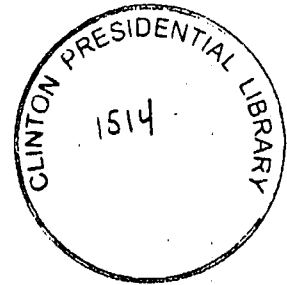
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001e. memo	To the President from Beth Nolan et al. re: Judicial Nomination Memorandum (2-pages) (1 page) (partial)	03/20/2000	P2 1515 b(6)

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- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

CLINTON LIBRARY PHOTOCO:

THE WHITE HOUSE
WASHINGTON

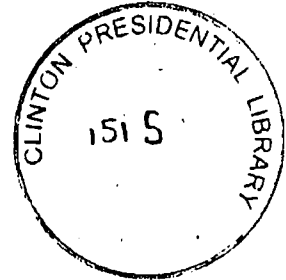
March 20, 2000

MEMORANDUM TO THE PRESIDENT (via John Podesta)

From:

Beth Nolan
Beth Nolan, Bruce Lindsey, Sarah Wilson,
Eldie Acheson, and Eric Angel

Subject:

Judicial Nomination Memorandum

This memorandum requests your approval to nominate the five district court candidates profiled below. While we have not yet received final ABA ratings for the candidates, we expect to receive them soon. We will not, of course, proceed with the nominations until the candidates' files are complete. We intend to forward the nominations to the Senate as soon as possible.

Jay Garcia-Gregory, U.S. District Court for the District of Puerto Rico

Jay Garcia-Gregory, a 55-year-old Hispanic male, has been a partner at Fiddler, Gonzalez & Rodriguez since 1979, and previously served the firm as a litigation associate (1974-1977) and as a senior associate (1977-1979). He received his A.B. degree, *magna cum laude*, from Assumption College in 1966 and his L.L.B. degree, *magna cum laude*, from the University of Puerto Rico School of Law in 1972. Following law school, Garcia-Gregory clerked for the Honorable Hiram R. Cancio of the United States District Court for the District of Puerto Rico from 1973 to 1974. Garcia-Gregory's FBI file is complete, and we expect him to receive at least a qualified rating from the ABA. Garcia-Gregory has the support of both Commonwealthers and Statehooders in Puerto Rico. We recommend his nomination.

 ApproveDisapprove**Beverly B. Martin, U.S. District Court for the Northern District of Georgia**

Beverly B. Martin, a 44-year-old Caucasian female, has been the United States Attorney for the Middle District of Georgia since 1998. Prior to becoming United States Attorney, Martin served as Acting United States Attorney (1997-1998) and as an

CLINTON LIBRARY PHOTOCOPY

Assistant United States Attorney (1994-1997) with the U.S. Attorney's Office for the Middle District of Georgia. She previously worked as an associate at Martin, Snow, Grant & Napier from 1981 to 1994, and was an Assistant Attorney General for the State Law Department of the Georgia Attorney General's Office from 1984 to 1994. Martin received her B.A. degree from Stetson University in 1976 and her J.D. degree from the University of Georgia School of Law in 1981. Her FBI file is complete, and we expect her to receive at least a qualified rating from the ABA. Martin has the support of Senator Cleland. We recommend her nomination.

✓
____ Approve

____ Disapprove



Berle M. Schiller, U.S. District Court for the Eastern District of Pennsylvania

Berle M. Schiller, a 55-year-old Caucasian male, was a judge on the Superior Court of Pennsylvania from 1996 through early 2000. Prior to assuming the bench, Schiller served for two years as Chief Counsel to the Federal Transit Administration (1994-1996). Schiller had previously been a partner at Astor, Weiss, Kaplan & Rosenblum for two decades (1972-1993). Schiller has also worked as a Deputy Attorney General for the Pennsylvania Department of Justice (1971-1972), as the Southeastern Pennsylvania Coordinator for the Milton Sharp for Governor Campaign (1969-1971), and as an associate at Blank, Rome, Comisky, McCauley, LLP (1968-1969). Schiller

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001a. letter	DOB (Partial) (1 page)	03/23/2000	P6/b(6)
001b. form	DOB (Partial) Address (Partial) Phone No. (Partial) Personal (Partial) (1 page)	n.d.	P6/b(6)
001c. memo	To the President from Beth Nolan et al. re: Judicial Nomination Memorandum (3 pages) <i>(1 page) (partial)</i>	03/20/2000	P2 1516 <i>b(6)</i>
001d. letter	DOB (Partial) (1 page)	03/23/2000	P6/b(6)
001e. form	DOB (Partial) Address (Partial) Phone No. (Partial) Personal (Partial) (1 page)	n.d.	P6/b(6)

COLLECTION:

Clinton Presidential Records
WHORM Subject File-General
FG053
OA/Box Number: 21857

FOLDER TITLE:

429154

Bevin Maloney
2007-1256-F
bm486

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

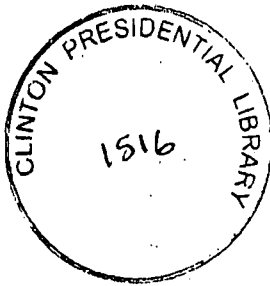
Freedom of Information Act - [5 U.S.C. 552(b)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
- P5 Release would disclose confidential advice between the President and his advisors, or between such advisors [(a)(5) of the PRA]
- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

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- C. Closed in accordance with restrictions contained in donor's deed of gift.
- PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).
- RR. Document will be reviewed upon request.

CLINTON LIBRARY PHOTOCOPY



THE WHITE HOUSE
WASHINGTON

Back to
counsel
+
staff see

March 20, 2000

MEMORANDUM TO THE PRESIDENT (via John Podesta)

From: *Beth Nolan*
Beth Nolan, Bruce Lindsey, Sarah Wilson,
Eldie Acheson, and Eric Angel

Subject: Judicial Nomination Memorandum

This memorandum requests your approval to nominate the five district court candidates profiled below. While we have not yet received final ABA ratings for the candidates, we expect to receive them soon. We will not, of course, proceed with the nominations until the candidates' files are complete. We intend to forward the nominations to the Senate as soon as possible.

Jay Garcia-Gregory, U.S. District Court for the District of Puerto Rico

Jay Garcia-Gregory, a 55-year-old Hispanic male, has been a partner at Fiddler, Gonzalez & Rodriguez since 1979, and previously served the firm as a litigation associate (1974-1977) and as a senior associate (1977-1979). He received his A.B. degree, *magna cum laude*, from Assumption College in 1966 and his L.L.B. degree, *magna cum laude*, from the University of Puerto Rico School of Law in 1972. Following law school, Garcia-Gregory clerked for the Honorable Hiram R. Cancio of the United States District Court for the District of Puerto Rico from 1973 to 1974. Garcia-Gregory's FBI file is complete, and we expect him to receive at least a qualified rating from the ABA. Garcia-Gregory has the support of both Commonwealthers and Statehooders in Puerto Rico. We recommend his nomination.

Approve

Disapprove

Beverly B. Martin, U.S. District Court for the Northern District of Georgia

Beverly B. Martin, a 44-year-old Caucasian female, has been the United States Attorney for the Middle District of Georgia since 1998. Prior to becoming United States Attorney, Martin served as Acting United States Attorney (1997-1998) and as an

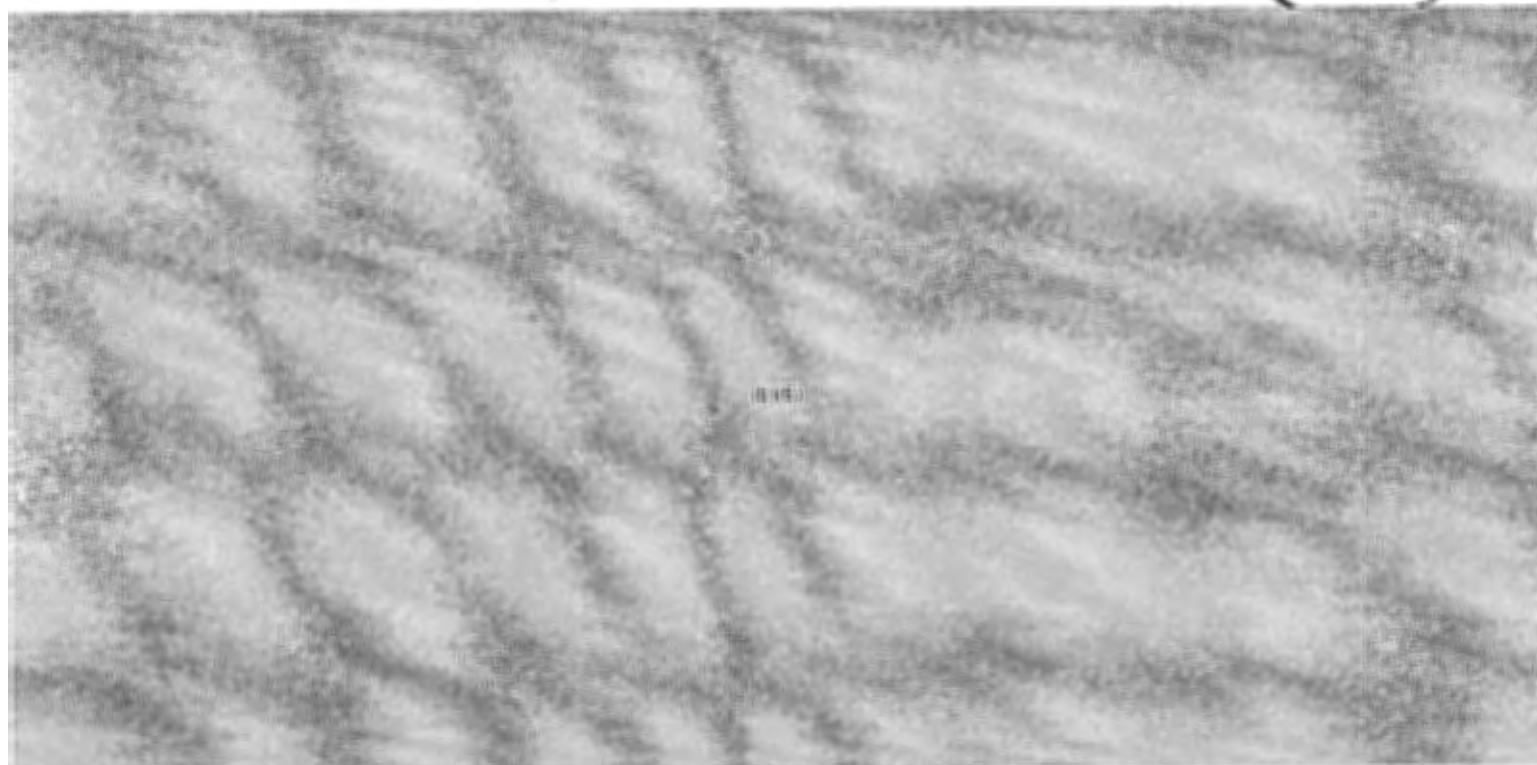
CLINTON LIBRARY PHOTOCOPY

Assistant United States Attorney (1994-1997) with the U.S. Attorney's Office for the Middle District of Georgia. She previously worked as an associate at Martin, Snow, Grant & Napier from 1981 to 1994, and was an Assistant Attorney General for the State Law Department of the Georgia Attorney General's Office from 1984 to 1994. Martin received her B.A. degree from Stetson University in 1976 and her J.D. degree from the University of Georgia School of Law in 1981. Her FBI file is complete, and we expect her to receive at least a qualified rating from the ABA. Martin has the support of Senator Clinton. We recommend her nomination.



____ Approve

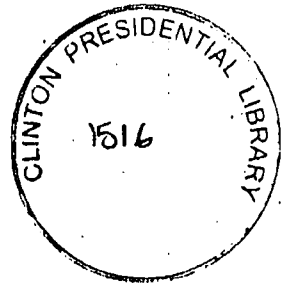
____ Disapprove



Berle M. Schiller, U.S. District Court for the Eastern District of Pennsylvania

Berle M. Schiller, a 55-year-old Caucasian male, was a judge on the Superior Court of Pennsylvania from 1996 through early 2000. Prior to assuming the bench, Schiller served for two years as Chief Counsel to the Federal Transit Administration (1994-1996). Schiller had previously been a partner at Astor, Weiss, Kaplan & Rosenblum for two decades (1972-1993). Schiller has also worked as a Deputy Attorney General for the Pennsylvania Department of Justice (1971-1972), as the Southeastern Pennsylvania Coordinator for the Milton Sharp for Governor Campaign (1969-1971), and as an associate at Blank, Rome, Comisky, McCauley, LLP (1968-1969). Schiller

received his B.A. degree from Bowdoin College in 1965 and his J.D. degree from New York University School of Law in 1968. His FBI file is complete, and we expect him to receive at least a qualified rating from the ABA. Schiller was recommended by the joint Specter-Santorum Commission and has the strong support of the Democratic Congressional delegation. We recommend Schiller's nomination.



☒ Approve

☐ Disapprove

Richard Barclay Surrick, U.S. District Court for the Eastern District of Pennsylvania

Richard Barclay Surrick, a 62-year-old Caucasian male, has been a judge on the Court of Common Pleas of Delaware County, Pennsylvania, since 1978. Prior to joining the state judiciary, Surrick was a partner at Cramp D'Iorio McConchie & Surrick from 1969 to 1977, and worked as an associate at Lutz Fronfield Labrum & Knapp from 1967 to 1969. He also served as a part-time attorney for the Delaware County Public Defenders' Office from 1965 to 1974, and ran a solo practice in Delaware County from 1966 to 1967. Surrick began his legal career as an associate for Basil C. Clare, Esq., from 1965 to 1966. He received his B.A. degree from Dickinson College in 1960, his J.D. degree from Dickinson School of Law in 1965, and his LL. M. degree from the University of Virginia School of Law in 1982. Surrick's FBI file is complete, and we expect him to receive at least a qualified rating from the ABA. Surrick was recommended by the joint Specter-Santorum Commission. We recommend his nomination.

☒ Approve

☐ Disapprove

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. form	SSN (Partial) DOB (Partial) Address (Partial) Phone No. (Partial) Personal (Partial) (4 pages)	10/05/1993	P6/b(6)
002. form	Section IV of Personal Data Questionnaire (3 pages)	n.d.	P6/b(6)
003. paper	re: Search request (1 page)	11/02/1995	P2, P5 1517

COLLECTION:

Clinton Presidential Records
Counsel's Office
Doug Band
OA/Box Number: 11465

FOLDER TITLE:

CA 3 - Majorie Rendell [Folder 1][2]

Bevin Maloney
2007-1256-F
bm491

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

Freedom of Information Act - [5 U.S.C. 552(b)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
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- P6 Release would constitute a clearly unwarranted invasion of personal privacy [(a)(6) of the PRA]

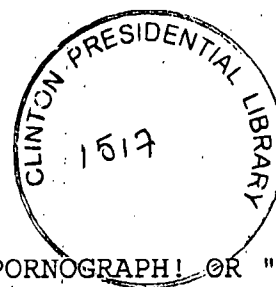
- b(1) National security classified information [(b)(1) of the FOIA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.
PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).
RR. Document will be reviewed upon request.

CLINTON LIBRARY PHOTOCOPIES

DATE: NOVEMBER 2, 1995

CLIENT: RENDELL
LIBRARY: GENFED
FILE: DIST



YOUR SEARCH REQUEST IS:

OPINIONBY(RENDELL) AND RAC! OR QUOTA OR "SET ASIDE" OR PORNOGRAPH! OR "DEATH
PENALTY" OR "AFFIRMATIVE ACTION" OR HOMOSEXUAL OR GAY

NUMBER OF CASES FOUND WITH YOUR REQUEST THROUGH:

LEVEL 1... 8

CLINTON LIBRARY PHOTOCOPY

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
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001. list	Questions for Judge Marjorie Rendell (1 page)	09/04/1997	P2, P5 1518
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COLLECTION:

Clinton Presidential Records
Counsel's Office
Doug Band
OA/Box Number: 11465

FOLDER TITLE:

CA 3 - Marjorie Rendell [Folder 1][6]

Bevin Maloney
2007-1256-F
bm528

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

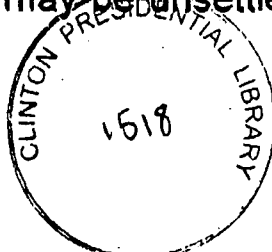
Freedom of Information Act - [5 U.S.C. 552(b)]

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CLINTON LIBRARY PHOTOCOPY

QUESTIONS FOR JUDGE MARJORIE RENDELL

1. Your husband, the Honorable Edward Rendell, is the Mayor of the City of Philadelphia. What procedures did you follow, as a District Court Judge, to resolve any potential conflict of interest situations that may have arose from your husband's position?
2. Does your office maintain a list of individuals and counsel who contributed to your husband's campaign?
3. Will you follow these same procedures as a Circuit Court Judge?
4. As the spouse of the Mayor, were there occasions when you did not attend specific events or accept speaking engagements so as not to give the appearance of any bias?
5. If you are confirmed as a Circuit Court Judge, at some point you may be faced with a situation where you have to apply a Supreme Court precedent with which you do not personally agree. Would you consider yourself bound by such a precedent?
6. Many issues, of course, that you will face have not been ruled upon by the Supreme Court, and in many of those cases you will encounter decisions that have been considered by the 3rd Circuit. Under what circumstances, if any, do you believe an appellate judge should overturn precedent within his or her own court circuit?
7. The vast majority of cases that come before you will not be going to the Supreme Court and your decision will be final. You will be the Supreme Court, in a sense. To what extent will that affect your decision making, particularly in the case where the law may be unsettled?



CLINTON LIBRARY PHOTOCOPY

- Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. talking points	Talking points re: Pennsylvania (3 pages)	n.d.	P2, P5 1521 6(6)
002. paper	E.D. Pennsylvania - Veterans re: Tucker, Petrese (1 page) <i>Whole</i>	n.d.	P2 1522 6(6)
003a. list	Address (Partial) Phone No. (Partial) (3 pages)	n.d.	P6/b(6)
003b. list	Address (Partial) Phone No. (Partial) (3 pages)	n.d.	P6/b(6)
004a. letter	Address (Partial) (1 page)	06/27/1996	P6/b(6)
004b. letter	Address (Partial) (1 page)	06/27/1996	P6/b(6)
004c. letter	Address (Partial) (1 page)	06/27/1996	P6/b(6)
004d. letter	Address (Partial) (1 page)	06/27/1996	P6/b(6)
004e. letter	Address (Partial) (1 page)	06/27/1996	P6/b(6)
004f. letter	Address (Partial) (1 page)	06/27/1996	P6/b(6)
004g. letter	Address (Partial) (1 page)	06/27/1996	P6/b(6)
005. talking points	8 copies of 001 (8 pages) <i>dup. of 001</i>	n.d.	P2, P5 1523

COLLECTION:

Clinton Presidential Records
Counsel's Office
Peter Erichsen
OA/Box Number: CF 934

FOLDER TITLE:

Pennsylvania[1]

Bevin Maloney
2007-1256-F
bm501

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
- P4 Release would disclose trade secrets or confidential commercial or financial information [(a)(4) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

RR. Document will be reviewed upon request.

Freedom of Information Act - [5 U.S.C. 552(b)]

- b(1) National security classified information [(b)(1) of the FOIA]
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CLINTON LIBRARY PHOTOCOPY

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
006a. memo	Memo for the President from Jack Quinn et al. re: Pennsylvania nominations- decision memo (3 pages)	01/16/1996	P2, P5, P6/b(6)
006b. memo	Copy of 006a (3 pages)	01/16/1996	P2, P5, P6/b(6)
006c. memo	Copy of 006a (3 pages)	01/16/1996	P2, P5, P6/b(6)
006d. memo	Copy of 006a (3 pages)	01/16/1996	P2, P5, P6/b(6)
006e. memo	Copy of 006a (3 pages)	01/16/1996	P2, P5, P6/b(6)
006f. memo	Copy of 006a (3 pages)	01/16/1996	P2, P5, P6/b(6)
007. form	Address (Partial) (1 page)	n.d.	P6/b(6)
008. form	Address (Partial) Phone No. (Partial) (1 page)	n.d.	P6/b(6)
009. form	Address (Partial) Phone No. (Partial) (1 page)	n.d.	P6/b(6)
010. form	Address (Partial) Phone No. (Partial) (1 page)	n.d.	P6/b(6)
011. form	Address (Partial) Phone No. (Partial) (1 page)	n.d.	P6/b(6)

COLLECTION:

Clinton Presidential Records
Counsel's Office
Peter Erichsen
OA/Box Number: CF 934

FOLDER TITLE:

Pennsylvania[1]

Bevin Maloney
2007-1256-F
bm501

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
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PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

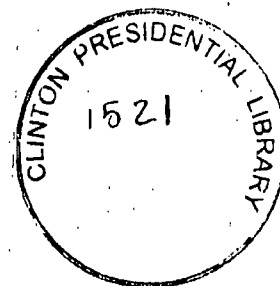
RR. Document will be reviewed upon request.

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CLINTON LIBRARY PHOTOCOPY

TALKING POINTS -- PENNSYLVANIA



• **Proposal:**

Eastern District

Kauffman (R)

(b)(6)

Another D (in 1997)

Middle District

(b)(6)

Caputo (D)

Another D acceptable to Specter/Santorum

Western District

Bingler (D) (in 1997)

Another D acceptable to Specter/Santorum (in 1997)

- **Summary:** 6 D's, 2 R's

- **Additional terms:**

The 3-for-1 allocation would continue for the Clinton second term, subject to the fact that it would not bind any future Democratic Senator.

The Court of Appeals seat and any future seats on the Court of Appeals would not be included.

The Western District nominations would be timed so as reasonably to accommodate Santorum's political needs (e.g., Bingler might not be renominated until the other D was ready to go).

Withdrawal/Redaction Sheet

Clinton Library

MENT NO. TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001a. letter	Letter and Note from C. DeLores Tucker to Bob Nash (4 pages)	07/15/1996	P2, P6/b(6)
001b. resume	Address (Partial) Phone No. (Partial) DOB (Partial) (3 pages)	n.d.	P6/b(6)
002a. briefing paper	Briefing for Spector meeting (4 pages) (partial) (3 pages)	n.d.	P2, P5 1523 b(6)
002b. memo	For the President from Jack Quinn et al. re: Pennsylvania nominations- decision memorandum (3 pages) (Partial) (1 page)	01/16/1996	P2, P5 1524 b(6)
002c. paper	re: Pennsylvania Vacancies (1 page)	n.d.	P2, P6/b(6)
004. paper	Third Circuit- Pennsylvania (2 pages) <i>W HOLE</i>	n.d.	P2 1525 b(6)
004a. letter	To Kevin O'Keefe re: Senate Judiciary Committee Questionnaire (1 page)	07/12/1993	P6/b(6)
004b. form	Senate Judiciary Committee Questionnaire (30 pages)	n.d.	P6/b(6)
004c. form	Financial Statement (2 pages)	n.d.	P6/b(6)
004d. form	Section IV of the Questionnaire (3 pages)	n.d.	P6/b(6)

COLLECTION:

Clinton Presidential Records
Counsel's Office
Peter Erichsen
OA/Box Number: CF 934

FOLDER TITLE:

Third Circuit- Pennsylvania [1]

Bevin Maloney
2007-1256-F
bm503

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
- P2 Relating to the appointment to Federal office [(a)(2) of the PRA]
- P3 Release would violate a Federal statute [(a)(3) of the PRA]
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CLINTON LIBRARY PHOTOCOPY

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/ 2

BRIEFING FOR SPECTER MEETING

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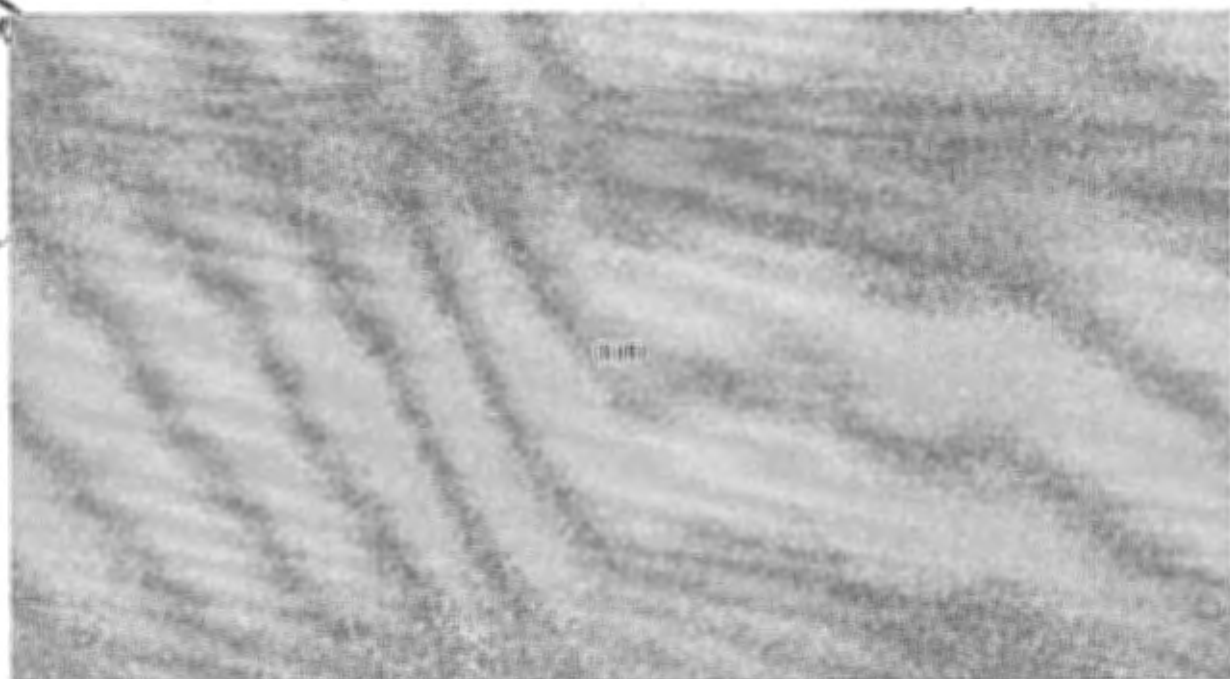
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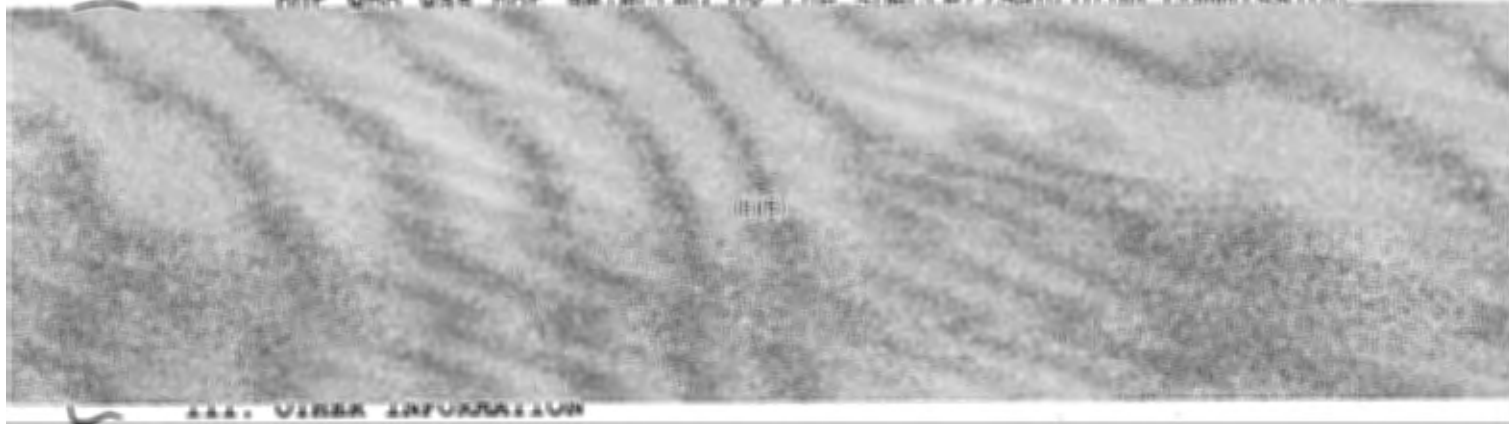
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①
help with
Bingler and
Caputo

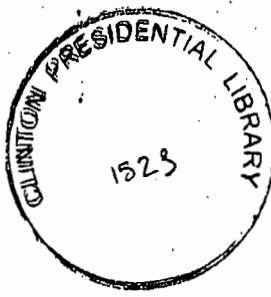
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(b)(6)

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Third Circuit: 10/8/95

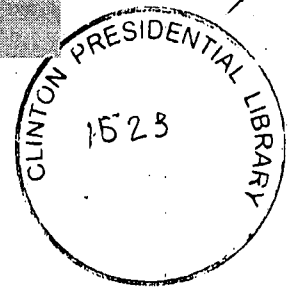
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7/6/96
Upon Rendell's elevation

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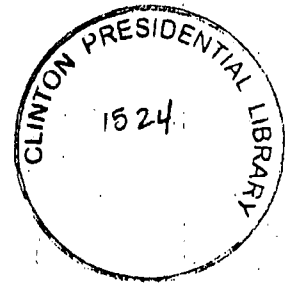
- **Attachments:**

- POTUS Decision Memorandum
- Recent newspaper piece on vacancies
- JMQ notes from last meeting
- Specter 6/22/95 letter to Mikva on Bingler



THE WHITE HOUSE
WASHINGTON

January 16, 1996



MEMORANDUM FOR THE PRESIDENT (via Leon E. Panetta)

FROM: *J* JACK QUINN, KATHLEEN WALLMAN, BRUCE LINDSEY, MELANNE
VERVEER, PAUL CAREY, KUMIKI GIBSON, ELEANOR ACHESON,
AND VICTORIA RADD *VR*

SUBJECT: PENNSYLVANIA NOMINATIONS -- DECISION MEMORANDUM

I. BACKGROUND

For some time, we have been unable to fill three pending Pennsylvania district court vacancies, mostly because of the intransigence of Sen. Rick Santorum. (To date, Santorum has insisted that any nominees be selected not by the President, but by his and Sen. Arlen Specter's "federal nominating commission.") Two recent events, however, have provided an opening for some progress. First, having left the presidential campaign trail, Sen. Arlen Specter has now become interested in facilitating certain nominations. Second, our negotiating room has increased with the addition of several new Pennsylvania vacancies, including a key seat on the U.S. Court of Appeals for the Third Circuit (created when Judge William D. Hutchinson unexpectedly passed away late last year).

Based upon a recent and positive meeting that Jack Quinn and Vicki Radd had with Specter, we believe that we have a proposal that might win both Senators' support for filling most, if not all, of these vacancies. Because of its political sensitivity, however, we did not want to "test the waters" with this proposal without first obtaining your approval.

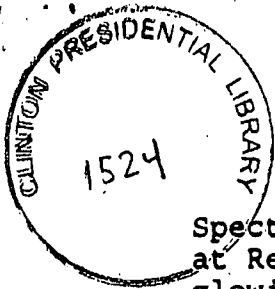
II. PROPOSED "PACKAGE" OF JUDICIAL NOMINATIONS

A. Third Circuit - Marjorie Rendell

The challenge here is to find an excellent nominee who can win the support of these Republican senators in this presidential election year. We would propose serious consideration of one of your district court appointees, Marjorie O. Rendell. Rendell, 47, has now served since February 1994 as a judge on the U.S. Court for the Eastern District of Pennsylvania. She had previously practiced for over 20 years with a Philadelphia law firm, specializing in bankruptcy law.

As the wife of Mayor Ed Rendell, Judge Rendell is well-positioned to win the support (or at least non-opposition) of

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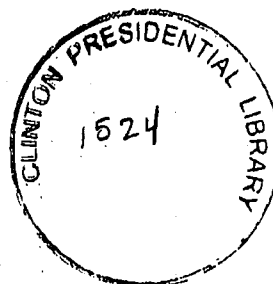
Specter and Santorum. In fact, Specter was the featured speaker at Rendell's investiture to the district court and spoke in glowing terms of her credentials. Rendell's nomination to the district court was generally well received by the legal community and she has received high marks during her short tenure on the trial bench. [The only issue that presents a potential substantive obstacle is the fact that Rendell, prior to taking the bench, was a founding Board member of Pennsylvania Campaign for Choice, a political action committee that works to elect abortion rights candidates at the state level. Her participation in this organization, however, did not pose problems for her district court confirmation.]

B. Eastern District - Bruce Kauffman

Rendell's elevation would create an additional vacancy on the district court for the Eastern District of Pennsylvania. We would propose to fill that vacancy with Specter's choice for the Third Circuit -- a Republican lawyer **Bruce W. Kauffman**. Kauffman, 60, who is a practicing attorney and Chairman of the Philadelphia law firm of Dilworth, Paxson, Kalish & Kauffman. Kauffman earned his undergraduate degree at the University of Pennsylvania (Phi Beta Kappa) and his law degree from Yale Law School (Order of the Coif). He was appointed in 1980 by then Governor Thornburgh to the Pennsylvania Supreme Court where he served for two years. Although Kauffman's practice generally involves commercial litigation, he has handled a number of high visibility matters, including representation of Specter personally in a 1993 challenge to the closure of the Philadelphia Naval Shipyard pursuant to the Defense Base Closure Act.

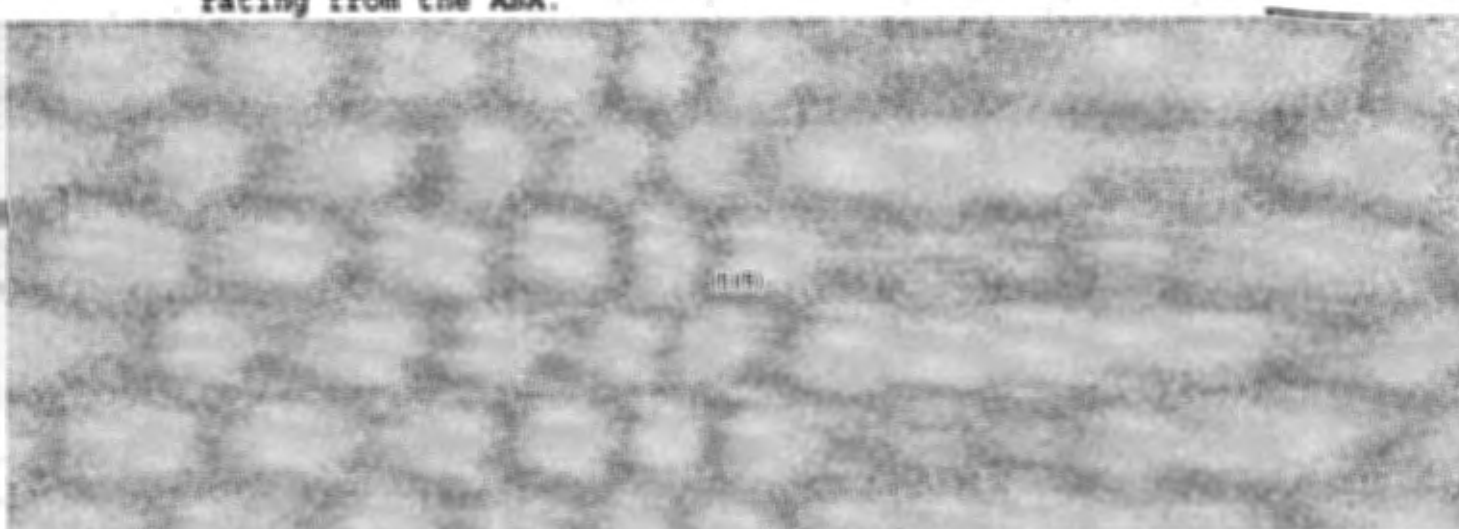
In addition to solid professional credentials, Kauffman has been active in a number of professional and charitable organizations, most notably serving as Chair of the Commission to Preserve Equal Justice for All, a group organized by the Philadelphia Bar Association in 1994 to press the state legislature to restore funding of community legal services and to lobby against federal cuts in the Legal Services Corporation.

In our meeting with Specter, we suggested that Kauffman be considered for a district -- rather than a circuit -- court vacancy. Specter was quite receptive to this proposal. We have also consulted Mayor Rendell about Kauffman. The Mayor believes that Kauffman is an acceptable (in his view, "pro-choice") Republican who could be safely nominated in the context of an overall "package." [We have not yet broached with the Mayor the possible elevation of his wife.]



C. Other District Court Vacancies

In our conversation, Specter also stated that if there were a Kaufmann nomination, he would work to win Santorum's support for two of our judicial candidates: (1) John Binger was nominated to the Western District in July 1995 and has been stymied by Santorum's "blue slip"; and (2) Richard Caputo, a prospective Middle District nominee (and Lisa Caputo's father) who has been vetted by the FBI and has received a "qualified" rating from the ABA.



III. RECOMMENDATION AND DECISION

In short, our next step would be to check with Judge Rendell to ascertain her interest in the Third Circuit. If she agrees, we would then propose to Specter a "package" as follows: (1) Rendell for the 3d Circuit; (2) Kaufmann for the Eastern District; (3) Specter's commitment to obtain Santorum's approval for our three other choices -- Binger, Caputo, (b)(6) and (4) an agreement to fill the remaining Middle District vacancy with a candidate to be negotiated with Specter.

bc6

Please indicate whether you approve of our proceeding with this proposed course of action.

- _____ Approve
- _____ Do not approve
- _____ Schedule Discussion

Withdrawal/Redaction Sheet

Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. briefing paper	Briefing for Specter meeting (4 pages) <i>partial (3 pages)</i>	n.d.	<i>P2, P5, 1526 (G)</i>
002. memo	Re: Investigation (1 page)	n.d.	P2, P6/b(6)
003. memo	Memo for the President from Jack Quinn et al. re: Pennsylvania nominations- decision memorandum (3 pages)	01/16/1996	P2, P5
004. paper	<i>dup of 0026 from Third Circuit - Pennsylvania (17)</i> re: Pennsylvania vacancies (1 page)	n.d.	P2, P6/b(6)

COLLECTION:

Clinton Presidential Records
Counsel's Office
Peter Erichsen
OA/Box Number: CF 934

FOLDER TITLE:

Third Circuit - Pennsylvania: [Nomination Materials]

Bevin Maloney
2007-1256-F
bm505

RESTRICTION CODES

Presidential Records Act - [44 U.S.C. 2204(a)]

- P1 National Security Classified Information [(a)(1) of the PRA]
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C. Closed in accordance with restrictions contained in donor's deed of gift.

PRM. Personal record misfile defined in accordance with 44 U.S.C. 2201(3).

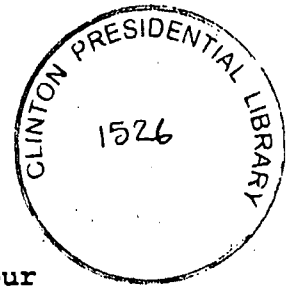
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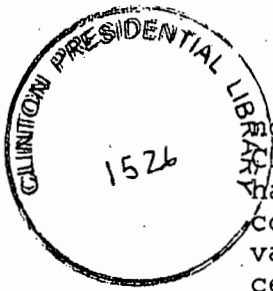
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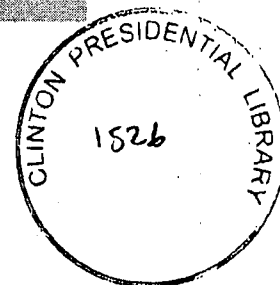
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Clinton Library

DOCUMENT NO. AND TYPE	SUBJECT/TITLE	DATE	RESTRICTION
001. paper	Phone message from Judy Shestack to Peter Erichsen (1 page) <i>WHOLE</i>	02/08/1996	P2-1527 <i>b(6)</i>
002. email	To Victoria Raad from Robert Van Kirk re: Specter Commission (1 page)	10/27/1995	P2 1528
003. email	From Jacobs re: Middle District (2 pages) <i>(partial)</i>	10/04/1995	P2-1529 <i>b(6)</i>
004. resume	Resume for Third Circuit (3 pages)	n.d.	P6/b(6)
005. paper	Third Circuit- Pennsylvania (2 pages) <i>WHOLE</i>	n.d.	P2-1530 <i>b(6)</i>
006. email	To Victoria Raad from Robert Van Kirk re: Specter Commission (1 page) <i>WHOLE</i>	10/27/1995	P2-1531 <i>b(6)</i>
007. paper	Regarding Bruce Kauffman (4 pages)	n.d.	P2, P6/b(6)
008a. fax	Fax cover sheet to Victoria Radd (1 page)	10/24/1995	P6/b(6)
008b. resume	Resume for Middle District-PA (3 pages)	n.d.	P6/b(6)
008c. paper	Article from The Scranton Times (1 page)	n.d.	P6/b(6)
009. paper	re: Pennsylvania Vacancies (1 page)	n.d.	P2, P6/b(6)

COLLECTION:

Clinton Presidential Records
Counsel's Office
Peter Erichsen
OA/Box Number: CF 934

FOLDER TITLE:

Third Circuit - Pennsylvania: 3rd Circuit

Bevin Maloney
2007-1256-F
bm506

RESTRICTION CODES

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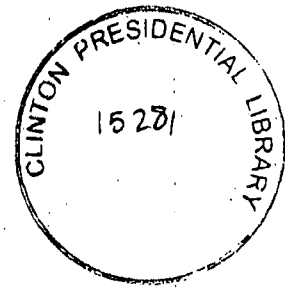
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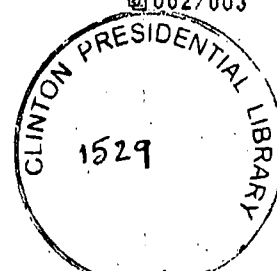
CLINTON LIBRARY PHOTOCOPY

To: Victoria L. Raad
From: Robert A. Van Kirk
Date: October 27, 1995
Re: Specter Commission on M.D. Pa.



Tim Keating called back a short time ago to report on the candidates that have emerged from Senator Specter's Judicial Selection Commission for the Middle District of Pennsylvania.

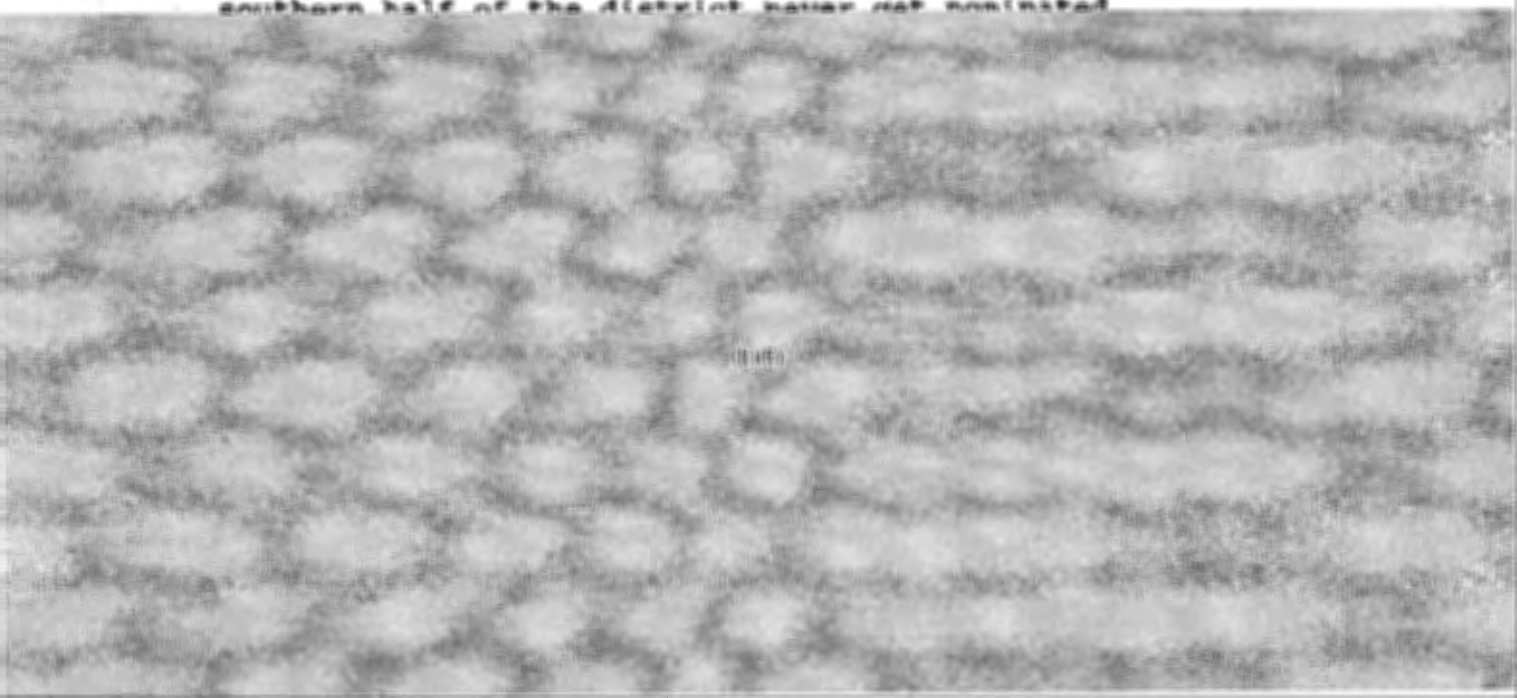
- 1) John Thompson, Jr. -- A Bush nominee to the district court who was not confirmed.
- 2) State Judge Wayne Broomfield
- 3) State Judge Robert Eby
- 4) State Judge John Ulter
- 5) Charles Macon, Jr. -- Barbara Hayfer's (?) Deputy
- 6) James Cawley -- A Democrat and former PUC Commissioner who Tim says is really wonderful.



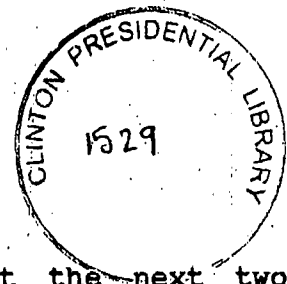
Date: Wednesday, October 4, 1995 6:07 pm
From: OPD01(JACOBS)
Subject: Middle District Issue -Forwarded

Thankfully, I never throw anything away, including old e-mails
-- see the attached.

More atmospherically, there has been grumbling about how none of
nominees are being drawn from the southern part of the district.
I distinctly remember Judge Ambrose raising a similar concern
about the Western District. My notes indicate that Judge Rambo
expressed the same frustration, i.e. excellent folks from the
southern half of the district never get nominated



Date: Friday, August 4, 1995 1:27 pm
From: OPD01(JACOBS)
Subject: Middle District Issue



Per our discussion, Judge Rambo indicated that the next two judges to come on the bench would sit in Harrisburg where she is located. I decided to double check w/ Judge Vanaskie who's on vacation. Here's the lay of the land per his law clerk: Judge Rambo is sitting in Harrisburg along w/ Judge Caldwell who has taken senior status. Judge Vanaskie, though he sits in Scranton, is drawing his criminal docket from Harrisburg. Judge Kosik who is currently sitting in Scranton will take senior

LRJ