

Withdrawn/Redacted Material

The George W. Bush Library

DOCUMENT NO.	FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
001	Fax Cover Sheet	[Fax Cover Sheet] - To: Brett Kavanaugh	1	07/09/2001	b6;
002	Resume	Resume	5	07/09/2001	b6;
003	Report	[Biography]	1	N.D.	b6;
004	Resume	[Resume] [Page 1]	1	01/2001	b6;
005	Application	Personal Data Questionnaire	15	02/06/2001	b6;
006	Application	Personal Data Questionnaire	18	01/23/2001	b6;

COLLECTION TITLE:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

Pennsylvania Judicial Candidates [5]

FRC ID:

9123

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).

Deed of Gift Restrictions

- A₁ Closed by Executive Order 13526 governing access to national security information.
- B₁ Closed by statute or by the agency which originated the document.
- C₂ Closed in accordance with restrictions contained in donor's deed of gift.

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

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- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]

Records Not Subject to FOIA

Court Sealed - The document is withheld under a court seal and is not subject to the Freedom of Information Act.

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007	Application	Personal Data Questionnaire [22 PAGES RELEASED IN PART FOR (b)(6) ON PRA RE-REVIEW 09/09/2025 JLS]	22	02/23/2001	b6;
008	Letter	[Letter] [with Attachments] - To: Brett Kavanaugh	49	06/15/2001	b6;

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SUPERSEDED

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FOLDER TITLE:

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FRC ID:

9123

OA Num.:

342

NARA Num.:

238

FOIA IDs and Segments:

2018-0016-P

2017-0345-F

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DEPARTMENT OF LAW



TERRENCE F. McVERRY
COUNTY SOLICITOR

County of Allegheny

300 FORT PITT COMMONS BLDG.
445 FORT PITT BLVD.
PITTSBURGH, PA 15219
PHONE (412) 350-1120 - FAX (412) 350-1174

July 3, 2001

Brett Kavanaugh, Esquire
Associate Counsel to the President
128 Old Executive Office Building
Washington, D.C. 20502

RE: **Judicial Vacancies - United States
Federal District Court for the
Western District of Pennsylvania**

Dear Mr. Kavanaugh:

Thank you for your call yesterday to advise that I have been scheduled for an interview on Monday, July 9, 2001 at 3:30 p.m. in the office of White House Counsel. I appreciate the opportunity and look forward to making your acquaintance along with the other members of the interview panel.

In accordance with your request, enclosed please find a copy of my Personal Data Questionnaire submitted to the Federal Judicial Nominating Commission convened by U. S. Senators Arlen Specter and Rick Santorum along with a brief bio/resume. Should you desire to have additional information in advance, please do not hesitate to contact me.

Thanking you for your kind consideration, I remain

Very truly yours,

A handwritten signature in blue ink, appearing to read "T. McVerry".

TERRENCE F. McVERRY
County Solicitor

TM/em

Enclosures

RESUME' OF
THE HONORABLE GREGORY A. OLSON

Current Position:

- *Judge, Court of Common Pleas, Indiana County, PA
1998 to present*

Education

- *Bachelor of Arts, Washington and Jefferson College, 1974*
- *Juris Doctor, University of Pittsburgh School of Law, 1977*

Organizations

- *Admitted to practice, Supreme, Superior, and Commonwealth Courts of Pennsylvania and United States District Court, Western District of Pennsylvania, 1977*
- *Member, Pennsylvania Trial Lawyers Association, Pennsylvania Bar Association, Indiana County Bar Association, 1977-1998*
- *Member, Board of Governors, Pennsylvania Trial Lawyers Association and Western Pennsylvania Trial Lawyers Association, 1997-1998*
- *Vice Chairman, Pennsylvania Trial Lawyers Association Amicus Committee, 1998*

Legal Background

- *Law Clerk, Indiana County President Judge Earl R. Handler, 1976*
- *Admitted to practice, 1977*
- *District Attorney, Indiana County, 1980-1984*
- *Member, Indiana County Civil Rules Committee, 1988-1998*

Awards

- *Recipient, 1998 George F. Douglass, Jr., Amicus Curiae Award, for outstanding and industrious appellate advocacy on behalf of Pennsylvania's Trial Lawyers*

Lectures and Seminars

- *Presented and instructed various lectures and seminars on Limited Tort Insurance for Pennsylvania Trial Lawyers Association and Pennsylvania Bar Institute from February, 1996, through February, 1998*

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January, 2001

JOY FLOWERS CONTI

Office:

Buchanan Ingersoll
Professional Corporation
One Oxford Centre, 20th Floor
301 Grant Street
Pittsburgh, PA 15219-1410

Date and Place of Birth:

(b)(6)

; Kane, Pennsylvania

Husband: Anthony T. Conti

Children:

Andrew Bernard Conti

Michael Thomas Conti

Gregory Daniel Conti

(b)(6)

Office Telephone: (412) 562-3989

Residence:

(b)(6)

Home Telephone:

PROFESSIONAL EMPLOYMENT

Buchanan Ingersoll, Professional Corporation, 301 Grant St., 20th Fl.,
Pittsburgh, PA 15219-1410

Position: Shareholder March 1996 - Present

Experience: Services related to business bankruptcy, commercial finance, health care
and general corporate matters

Kirkpatrick & Lockhart LLP, 1500 Oliver Building, Pittsburgh, PA 15222

Position: Partner November 1983 - March, 1996

Position: Associate July 1982 - October 1983

September 1974 - August 1976

Experience: Services related to business bankruptcy, commercial finance
and general corporate matters

Duquesne University School of Law, Pittsburgh, PA 15282

Position: Professor of Law -- August 1976 - June 1982

Experience: Responsibility for teaching courses on Corporate Finance,
Corporate Readjustments and Reorganizations, Corporations,
Creditors' and Debtors' Rights and Civil Procedure

Justice Louis L. Manderino, Supreme Court of Pennsylvania, Eastgate Professional Building,
Monessen, Pennsylvania 15062

Position: Law Clerk September 1973 - August 1974
Experience: Responsibility for research and preparation of opinion memoranda

EDUCATION

Law School: Duquesne University School of Law, Pittsburgh, PA
1970 - 1973; Degree: J.D., Summa Cum Laude

College: Duquesne University, Pittsburgh, PA
1966 - 1970; Degree: B.A. Major: Political Science

High School: Aberdeen High School, Aberdeen, Maryland
February 1966 - June 1966

Munich High School, Munich, Germany
August 1965 - February 1966

Heidelberg High School, Heidelberg, Germany
September 1962 - June 1965

BAR ADMISSIONS

May 1993 Supreme Court of the United States of America

May 1976 United States Court of Appeals for the Third Circuit

October 1973 Supreme Court of Pennsylvania

October 1973 United States District Court for the Western District
of Pennsylvania

October 1973 Courts of Allegheny County, Pennsylvania

EXTRACURRICULAR ACTIVITIES

Professional & Community

Duquesne University, Member, Search Committee for Liberal Arts Dean (1994-1995); Family & Youth Services of Western Pennsylvania, Member, Board of Directors (1990 - 1997); American Red Cross; Southwestern Pennsylvania Chapter, Member, Board of Directors (1994 - 2000); Pennsylvania Business-Education Partnership, Member, Board of Directors (1996-1997); Catholic Charities of the Diocese of Pittsburgh, Inc., Member, Board of Directors (1991 - 1997, President 1995, Vice President 1994); Duquesne Law Alumni Association, Member, Board of Governors (1994 -1996); Pine-Richland Football Mothers, Co-President (1995, Member 1991 - 1995); St. Alphonsus Christian Mothers; St. Alphonsus Parish member and eucharistic minister; LEAP Advisory Board (law related education project affiliated with Temple University School of Law), Member (1987 - 1995); Leadership Pittsburgh, Participant (1987 - 1988); Assistant Cubmaster, Cub Scouts, Pack 297 (1986 - 1989); Committee on Justice Education in Pennsylvania, Vice President (1984); Attorneys' Section of the United Way of Southwestern Pennsylvania; Cabinet Counsel (1981), Chairperson (1979 - 1980); Berkeley Hills Nursery School, Member, Board of Directors (1980 - 1981)

Law School

Duquesne Law Review, Editor-in-Chief; Appellate Moot Court Board; Appellate Moot Court Representative to Regional Competition; Delta Theta Phi Fraternity, Master Scholar

College

Alpha Phi International Sorority, President; Varsity Cheerleader; Red Masquers Drama Club; Political Science Club

HONORS

Professional & Community

Best Lawyers in America; Who's Who in American Law; Who's Who in America; City of Peace Award for distinguished legal career presented by the State of Israel Bonds (1996); Century Club of Duquesne University (1995); Vectors/Pittsburgh Award for 1995 Person of the Year in Law & Government; Anne X. Alpern Award given by the Pennsylvania Bar Association to recognize an outstanding woman lawyer (1995); YWCA of Greater Pittsburgh Tribute to Women Award for Professions (1993); St. Barnabas Health Systems Leadership Award (1993); Triangle Award for Outstanding Women Professional in Allegheny County (1989); One of the Ten Outstanding Young Women in America 1981; Outstanding Young Woman in Pennsylvania 1981; Allegheny County Bar Association Pro Bono

Award (1993); Pennsylvania Bar Association, Award of Achievement (1982, 1986, 1999); Neighborhood Legal Services Association 6.1 Award (1999)

Law School

Academic Scholarship 1970 - 1973; J.D. Summa Cum Laude; Order of the Barrister; Highest Honor--Constitutional Law, Estates and Trusts, Corporations, Conflict of Laws, Property

College

Academic Scholarship 1966 - 1970; Dean's List; Greek Woman of the Year 1970

PROFESSIONAL ACTIVITIES

United States Court of Appeals for the Third Circuit
1994 -1995

Activity: Chair of the Bankruptcy Judge Selection Committee for the Western District of Pennsylvania

Supreme Court of Pennsylvania
1995

Activity: Member of Pennsylvania Futures Commission on Justice in the 21st Century

United States District Court for the Western District of Pennsylvania
1994 - 1995

Activity: Member of the United States Magistrate Judge Merit Selection Panels for the Western District of Pennsylvania

United States District Court for the Western District of Pennsylvania
1991 - 1993

Activity: Member of the District Court Advisory Committee

Corporation Bureau, Advisory Committee, Department of State,
Commonwealth of Pennsylvania (1991 - present)

Activity: Member of Advisory Committee to the Corporation Bureau

J.A.M.S. Endispute
1996

Activity: Alternative Dispute Resolution; panel member to serve as
arbitrator in commercial disputes

United States Court of Appeals for the Third Circuit
1987

Activity: Chair of the Bankruptcy Judge Selection Committee for the
Western District of Pennsylvania

Advisory Committee, Third Circuit
March 1982 - 1983

Activity: Member of four-person committee which was responsible for
making a recommendation to the Third Circuit on the number
of Bankruptcy Judges needed in the Third Circuit

Court of Common Pleas of Allegheny County, Pennsylvania
1985 - 1988

Activity: Member of 1988 Bicentennial Committee serving as a member of
the Historical Reference Subcommittee

The Disciplinary Board of the Supreme Court of Pennsylvania
Harrisburg, Pennsylvania
July 1982 - 1988

Activity: Member of Hearing Committee with responsibility for making
recommendations in disciplinary cases brought by the
Disciplinary Board against attorneys

Commonwealth of Pennsylvania, Department of State,
Harrisburg, Pennsylvania 17120
May 1978 - June 1982

Activity: Hearing Examiner with responsibility for rendering final
opinions in disciplinary cases brought by the Commonwealth
against physicians

Allegheny County Bar Association, City-County Building
Pittsburgh, Pennsylvania 15219
December 1978 - March 1979

Activity: Administrator for project involving the revision of local
rules of criminal procedure

Advisory Committee, Office of the Attorney General, Pennsylvania
Joint State Government Commission 1978

Activity: Advised the Joint State Government Commission on legislation
needed to recognize and implement the powers of the new office
of an elected Attorney General

PROFESSIONAL ORGANIZATIONS

ALLEGHENY COUNTY BAR ASSOCIATION

1994	Board of Governors, Immediate Past-President
1993	President
1992	President-Elect
1991	Governor
1990	Administrative Vice President
1987 - 1989	Treasurer
1983 - 1986	Board of Governors, Administrative Vice President
1981 - 1983, 1978	Board of Governors, Governor
1980	Board of Governors, Assistant Secretary - Treasurer
1980 - Present	Corporation, Banking & Business Law Section, Chairperson (1987 - 1988)
1980 - Present	Bankruptcy and Commercial Law Section, Member
1979	Young Lawyers Section, Chairperson
1978	Young Lawyers Section, Vice Chairperson
1976 - 1977	Young Lawyers Section, Executive Council, Member
1980 - 1994	Liaison to and member of, at various times, committees and sections, including Planning Committee, Women & the Law Committee, Public Relations, Bankruptcy and Commercial Law, Corporation, Banking and Business Law, Continuing Legal Education, Arts and the Law

PENNSYLVANIA BAR ASSOCIATION

1998 - 2001	Co-Chair - Legal Services for the Poor Task Force (Part II)
1993 - 1995	Governor-at-Large
1980 - 1995 1996 - Present	House of Delegates, Member
1993 - Present	Commission on Women in the Profession, Member
1986 - Present	Publications Committee, Member of Editorial Board
1981 - Present	Corporation, Banking & Business Law Section, Chair (1997 - 1999), Council Member (1984 - May, 1987, 1989, Treasurer, 1991 - 1993, Chair-elect, 1995-1996); Chair, Commercial Law Committee (1989 - 1993); Fraudulent Conveyance Task Force, Chair (1990 - 1993); Insolvency Law Task Force (1994 - present); Legal Opinions Drafting Committee, Chair (1991 - 1994); Member (1994 - present); Title 15 Revision Committee, Member (1981 - present)
1981 - 1995	Legal Ethics and Professional Responsibility Committee, Member
1979 - 1994	Civil Rights and Responsibilities Committee, Member; Chair (1986 - 1988)
1985 - 1988	Judicial Selection Reform Committee, Member
1986 - 1988	Constitution Bicentennial Committee, Member
1987	Task Force on Aids
1979 - 1981	Constitutional Law Committee, Member
1981 - 1983	PBA/YLS Law School Liaison Committee, Chairperson
1980 - 1981	PBA/YLS American Bar Association Liaison Committee, Chairperson
1980 - 1982	PBA/YLS Committee to Study the Proposed Model Rules of Professional Conduct, Member

PENNSYLVANIA BAR INSTITUTE

1991 - 1996	Director
1986 - 1997	Western Pennsylvania Curriculum Planning Committee, Member

AMERICAN BAR ASSOCIATION

2000	Nominating Committee, National Conference of Bar Presidents
1993 - 1997	Executive Council, National Conference of Bar Presidents
1991 - 1998	House of Delegates, Member (Representative of Allegheny County Bar Association)
1981 - 1986	House of Delegates, Member (Representing Pennsylvania Bar Association)
1975 - Present	Business Section; Member, Pro Bono Committee (1993 - 1999), Committee on Commercial Financial Services and Subcommittee on Creditor Rights (1984 - 1990); Business Bankruptcy Committee - Member Professional Ethics Subcommittee and Rules Subcommittee (1990 - 1995); Corporate Law and Taxation Committee (1982 - 1983)
1981 - 1982	ABA/YLD, Corporation, Banking & Business Law Committee Vice Chairperson
1979 - 1982	ABA/YLD, Corporation, Banking & Business Law Committee; Bankruptcy - Consumer and Commercial Subcommittee - Chairperson
1979 - 1981	ABA/YLD, Delegate (Representing Pennsylvania)
1980	ABA National Conference on the Role of Lawyers in the 1980's, Participant
1979 - 1983	ABA/YLD Judicial Selection, Tenure and Compensation Committee, Member
1986 - Present	Fellow of the Young Lawyers Division of the American Bar Association

AMERICAN BAR FOUNDATION

1992 -1997 Chair of Pennsylvania Fellows

1986 - Present Fellow

PENNSYLVANIA BAR FOUNDATION

2000 Fellow

ALLEGHENY COUNTY BAR FOUNDATION

1995 - Present Trustee; Secretary (2000 - 2001)

AMERICAN COLLEGE OF BANKRUPTCY

1995 - Present Fellow

AMERICAN LAW INSTITUTE

1993 - Present Member

THE HISTORICAL SOCIETY OF THE UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

1997 President

1994 - 1996 Vice President, Executive Committee Member of Board of
Directors

AMERICAN JUDICATURE SOCIETY

1982 - 1985 Director

1979 - Present Member

AMERICAN BANKRUPTCY INSTITUTE

1990 - Present Member

COMMERCIAL LAW LEAGUE

1984 - Present Member

EXECUTIVE WOMEN'S COUNCIL, GREATER PITTSBURGH, INC.

1994 - Present Member

INTERNATIONAL WOMEN'S INSOLVENCY & RESTRUCTURING
CONFEDERATION

1994 - Present Member

1995 -1996 Chair, Tri-State Network

WOMEN'S BAR ASSOCIATION OF WESTERN PENNSYLVANIA

1993 - Present Member

PUBLICATIONS

Conti, "The Nonprofit Corporation in Bankruptcy", Law Education Institute, Inc.
(February, 2000)

Conti, "Anticipating and Avoiding Bankruptcy--Liability Exposure From Related
Entities", Duquesne University -- Jubilee International and Ecumenical Canon
Law Conference, co-sponsored by The Angelicum University in Rome and
University of Wales, Cardiff (February, 2000)

Conti, "Recent Developments in Plan Confirmation and Other Issues", Pennsylvania
Bar Institute (October 1999) (course outline)

Conti, "Automatic Stay & Section 105 Injunctions", Chapter 11 Theory and Practice:
A Guide to Reorganization, Ch. 8 (LRP Publications, 1994); Supp. (May,
1998)

Conti, Kozlowski & Ferleger,

"Claims Trafficking in Chapter 11", 9 Bankr. Dev. Journal, 281 (1992)

Conti, "Statutory Close Corporations", Pa. Bus. Corp. Prac., Ch. 8 (PBI 1991)

Conti, "An Analytical Model for Substantive Consolidation of Bankruptcy Cases", 38
Business Lawyer 855 (1983)

Conti, "Disciplining Physicians in Pennsylvania - Licensing Problems Involving
Medicare Fraud Convictions", 18 Duq. L. Rev. 521 (1980)

Conti, "The Role of Lawyers in the 1980's and Beyond - An Essay on the Future of
Lawyers", Pittsburgh Legal J. 8 (April 1980)

Comment, "Local Regulation of Air Pollution: The Allegheny County Experience",
11 Duq. L. Rev. 612 (1973)

Conti & Wenzel,

"Protecting Directors, Officers, Members and Volunteers From Liability",
Pennsylvania Tax Exempt Organizations, Lorman Education Services
(November 2000) (course outline)

Conti & Walent,

"Bankruptcy For Transactional Lawyers", Business Law Institute,
Pennsylvania Bar Institute (November 2000) (course outline)

Conti & Diggs,

"Fraudulent Transfers - Defenses", Fraudulent Transfers in Pennsylvania,
Pennsylvania Bar Institute (March 1995) (course outline)

Conti & Schmeck,

"Representing Secured Creditors: Consequences of an Ailing Business Filing
for Bankruptcy Protection", Chapter 11 Business Bankruptcy: Preserving Your
Client's Interests, Pennsylvania Bar Institute (1994) (course outline)

Conti & Mason,

"Bankruptcy for Benefit Lawyers: An Introduction to Bankruptcy
Proceedings", The Fourth National Institute on Employee Benefits in
Bankruptcy and Lending Transactions, American Bar Association (Feb./Apr.
1991) (course outline)

Conti & Kozlowski,

"Representing Secured Creditors: Consequences of an Ailing Business Filing
for Bankruptcy Protection", Saving the Ailing Business: Work-outs,
Reorganizations & Bankruptcies, Pennsylvania Bar Institute (May 1991)
(course outline)

Conti & O'Connell,

"Remedies and Exceptions", Legal Opinions, Pennsylvania Bar Institute
(January 1991) (course outline)

Conti,

"Statutory Close Corporations - A Useful Tool", Corporate Practice for the
Non-Specialist, Pennsylvania Bar Institute (May 1990) (course outline)

Conti, O'Connell & Adelkoff,

"Real Estate Partnerships and Limited Partnerships in Bankruptcy", The Troubled Real Estate Project: Bankruptcy & Tax Implications, Pennsylvania Bar Institute (May 1989) (course outline)

Conti, Kozlowski & Krasik,

"Representing Secured Creditors: What Your Client Can Do and What to Expect", What Every Lawyer Must Know to Practice Bankruptcy in 1988, Pennsylvania Bar Institute (1988) (course outline)

Conti & Richardson,

"Fiduciary Obligations in Bankruptcy", Reorganization Problems in Depth, Pennsylvania Bar Institute (1987) (course outline)

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Application	Personal Data Questionnaire	15	02/06/2001	MAC 7/9/2005 P2; P5; P6/b6;

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COLLECTION:

Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

Pennsylvania Judicial Candidates [5]

FRC ID:

9123

OA Num.:

342

NARA Num.:

238

FOIA IDs and Segments:

2018-0016-P

2017-0345-F

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]
- P5 Release would disclose confidential advise 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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- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
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ROBERT A. FREEDBERG
PRESIDENT JUDGE
252 SPRING GARDEN STREET
EASTON, PENNSYLVANIA 18042



TEL (610) 253-6000
FAX (610) 253-9230
WWW.NCCPA.ORG

COMMONWEALTH OF PENNSYLVANIA
THIRD JUDICIAL DISTRICT

July 9, 2001

Brett Kavanaugh, Esquire
Associate Counsel To The President
128 Old Executive Office Building
Washington, D.C. 20502

Dear Attorney Kavanaugh:

If you wish to reach me, please call 610-253-6000 as the preferred number. Thank you.

Sincerely yours,

A handwritten signature in cursive script that reads "Robert A. Freedberg".

Robert A. Freedberg

RAF:lam



COURT OF COMMON PLEAS
THIRTY-FIRST JUDICIAL DISTRICT
LEHIGH COUNTY COURTHOUSE
455 W. HAMILTON STREET
ALLENTOWN, PENNSYLVANIA 18101-1614

JAMES KNOLL GARDNER
PRESIDENT JUDGE

July 13, 2001

TELEPHONE (610) 782-3122
FACSIMILE (610) 770-6727

Brett Kavanaugh, Associate Counsel
to the President
The White House
128 Old Executive Office Building
Washington, D.C. 20502

Dear Mr. Kavanaugh:

Thank you for interviewing me on July 2nd concerning my potential appointment as a United States District Judge for the Eastern District of Pennsylvania. It was a pleasure meeting with you and Counsel to the President Albert R. Gonzales at The White House at that time.

It is an honor to be considered for this important position. If nominated and confirmed, I would serve conscientiously in a fashion to bring credit to President Bush and everyone involved in my selection.

Do not hesitate to contact me if you require anything additional.

Very respectfully,

JAMES KNOLL GARDNER

JKG:ces

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FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Application	Personal Data Questionnaire	18	01/23/2001	MAC 9/9/2005 P2; P5; P6/b6;

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COURT OF COMMON PLEAS
THIRTY-FIRST JUDICIAL DISTRICT
LEHIGH COUNTY COURTHOUSE
455 W. HAMILTON STREET
ALLENTOWN, PENNSYLVANIA 18101-1614

JAMES KNOLL GARDNER
PRESIDENT JUDGE

TELEPHONE (610) 782-3122
FACSIMILE (610) 770-6727

June 14, 2001

Brett Kavanaugh, Associate Counsel
to the President
The White House
128 Old Executive Office Building
Washington, D.C. 20502

Dear Mr. Kavanaugh:

This will confirm our telephone conversation of June 14, 2001. At that time I agreed to your request to appear at the Office of Counsel to the President in the West Wing of the White House on Monday, July 2, 2001 at 2:30 o'clock p.m. for purposes of an interview concerning my potential appointment as a United States District Judge for the Eastern District of Pennsylvania. I am honored by the request, and look forward to meeting with you at that time.

Enclosed also as requested is a copy of my Federal Judicial Nominating Commission of Pennsylvania Personal Data Questionnaire for Applicants Currently on the Bench dated March 7, 2001. Enclosed also is a copy of my resume in three different formats.

The first one is two pages long, informal, and briefly summarizes the highlights. The second is in a narrative summary format. The third is a formal, complete, comprehensive, all-purpose biography.

Thank you for your attention.

Very Respectfully,

JAMES KNOLL GARDNER

JKG:ces

Enclosures



JUAN R. SÁNCHEZ, JUDGE
JUDGE OF THE COURT OF COMMON PLEAS
15TH JUDICIAL DISTRICT

CHESTER COUNTY COURTHOUSE
2 N. HIGH STREET, SUITE 102
P. O. Box 2748
WEST CHESTER, PA 19380-0991
(610) 344-6184

JUAN SANCHEZ



**for Chester County
Court of Common Pleas**
Republican Primary, May 20

JUAN SANCHEZ

Juan Sanchez has been a dynamic leader in Chester County's legal community for 15 years. That's why the Chester County Bar Association found him qualified to be our next judge. And that's why the Chester County Republican Party has recommended his candidacy for judge to voters.

As an experienced trial lawyer he has handled over 2,500 civil and criminal cases, including eight murder cases and several appellate arguments before the Pennsylvania Supreme Court.

Juan is a graduate of the City College of New York and the University of Pennsylvania Law School where he won seven merit scholarship awards, as well as the Benjamin R. Jones Award for Humanity and Law.

Juan is a strong believer in community service. He is Chairman of the Board of Commissioners of the Housing Authority of Chester County, on the Board of Directors of the Central Chester County YMCA, and serves as a coach and director of the Downingtown Babe Ruth Baseball League.

Juan is an elected Republican Committeeman in Downingtown and has served as Assistant General Counsel to the Chester County Republican Party.

**CHESTER COUNTY
COURT OF COMMON PLEAS**

Paid for by the Juan R. Sanchez for Judge Committee. Daniel J. Kelley, Treas. © 9

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Juan Sanchez has
the experience to be
an outstanding Judge

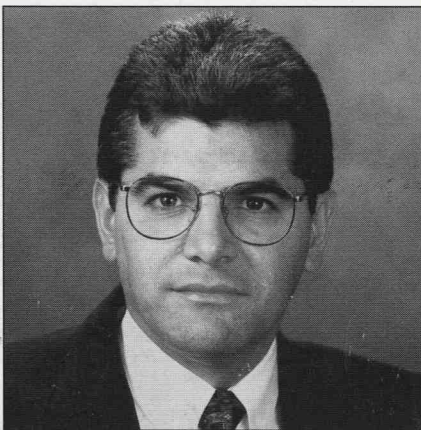


Juan R. Sanchez for Judge Committee
1413 Witherspoon Drive
Downingtown, PA 19335

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JUAN SANCHEZ

FOR JUDGE



**CHESTER COUNTY COURT
OF COMMON PLEAS**

Dear Neighbor,

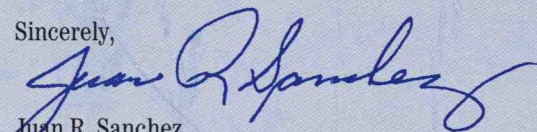
As someone who consistently exercises your right to vote, I know you will agree with me that the continued success of our American system of government depends upon voters having the information they need to make an informed choice on election day.

Throughout this campaign I have worked night and day to tell people why my background and experience as an active trial lawyer gives me the qualifications needed to serve as a Judge.

I am honored by the confidence that the Chester County Bar Association and the Chester County Republican Party have shown in me.

I hope that after you have had the opportunity to consider my qualifications, that you will vote to elect me Judge of the Court of Common Pleas on May 20th.

Sincerely,


Juan R. Sanchez

REPUBLICAN PRIMARY, TUESDAY, MAY 20TH – PUNCH #45

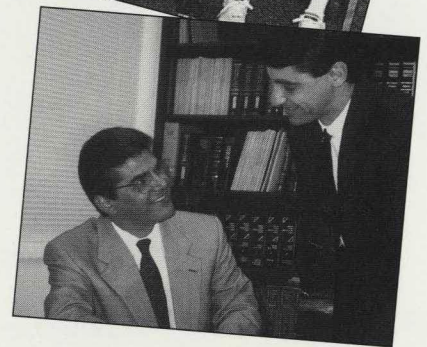
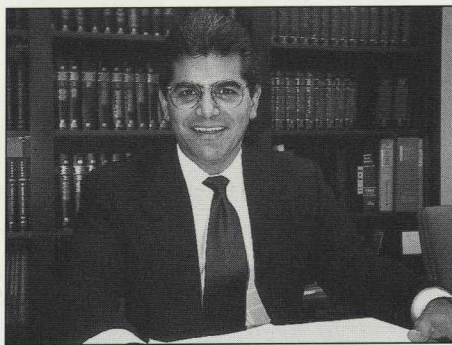
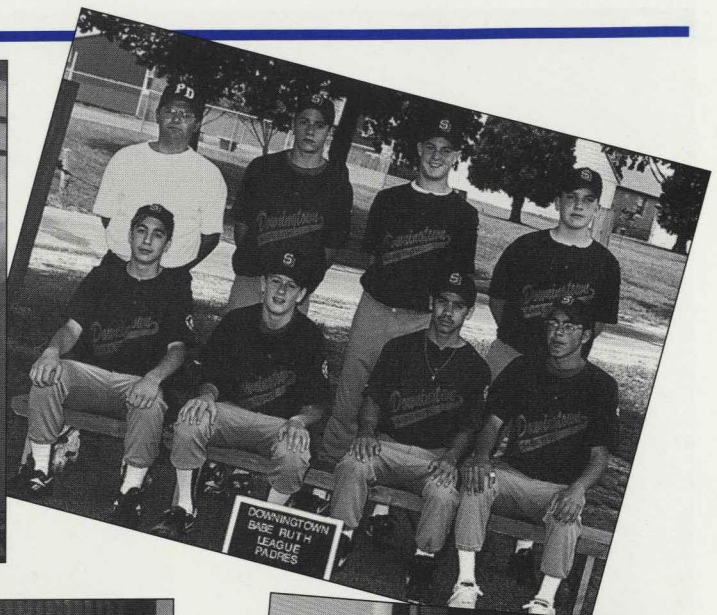
Visit our web site: <http://sanchezforjudge.org>

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ELECT THE BEST! JUAN SANCHEZ

An American Success Story

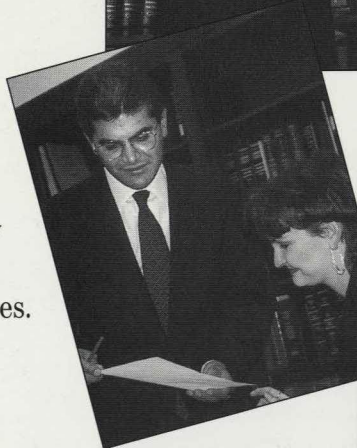
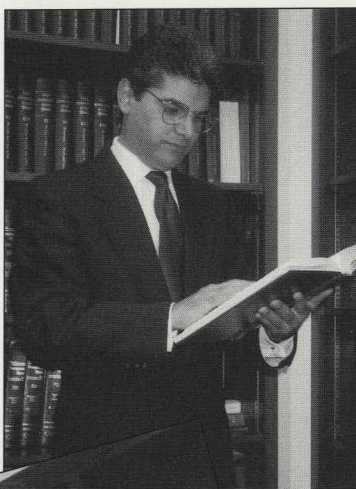
When Juan Sanchez came to America, he was 13 years old and spoke no English. Through determination and hard work he graduated eighth in his high school class and went on to graduate with honors from City College of New York and the University of Pennsylvania Law School where he won seven merit scholarships and received the Benjamin R. Jones Award for humanity and law.



An Experienced Trial Lawyer

Juan Sanchez has been a dynamic leader in Chester County's legal community for 15 years. That is why the Chester County Bar Association found him qualified to be our next judge. And that is why the Chester County Republican Party has recommended Juan's candidacy to voters.

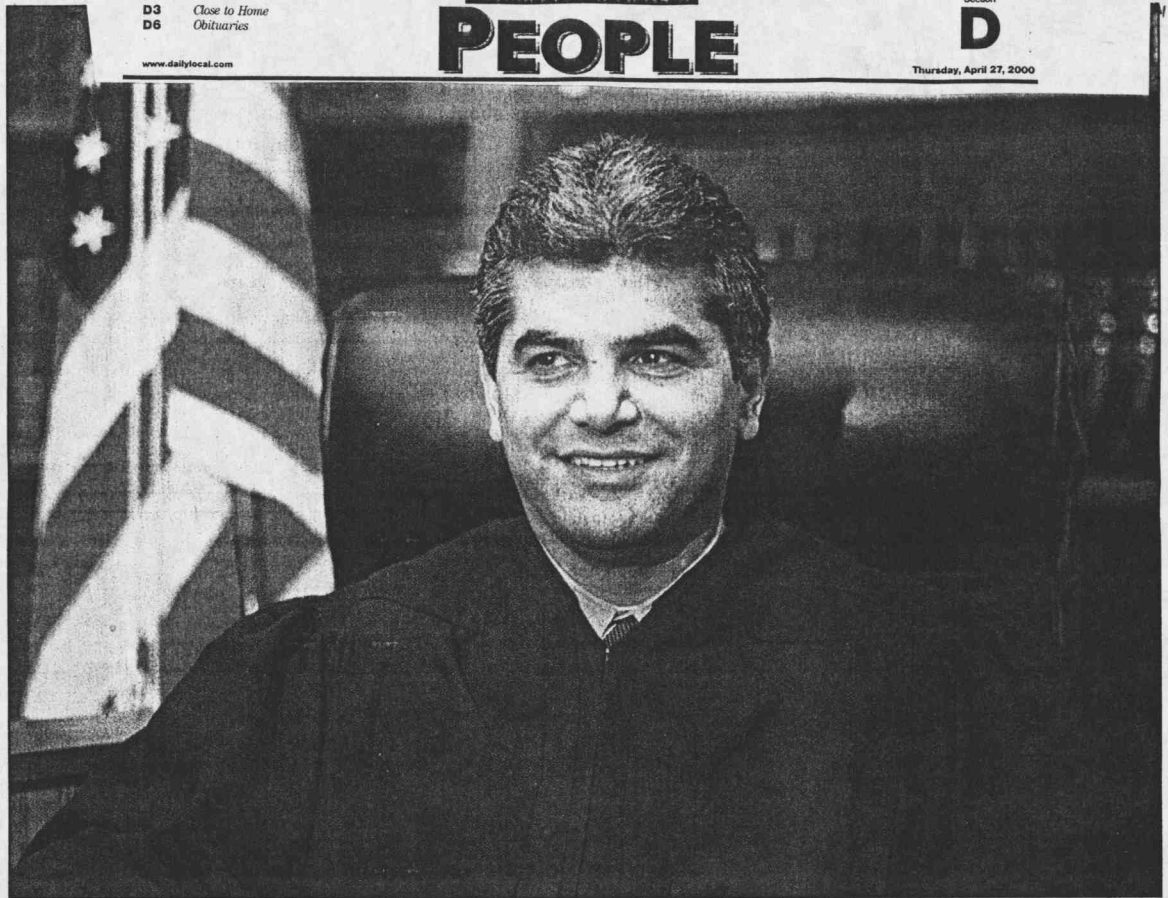
Juan Sanchez has represented over 2,500 clients in court. He has personally tried 65 major jury trials and 40 important non-jury trials, including eight murder cases. His appellate practice includes several arguments before the Pennsylvania Supreme Court.



Dedicated to Public Service

Juan Sanchez is a strong believer in volunteerism. He is Chairman of the Board of Commissioners of the Housing Authority of Chester County, a member of the Board of directors of the Central Chester county YMCA, and serves as a coach and director of the Downingtown Babe Ruth Baseball League.

Juan has been recognized for his leadership by the U.S. Department of Veterans Affairs, and is a frequent inspirational speaker at Chester County Schools.



Staff photos by Bethany Stiltner

Chester County Judge Juan Sanchez sits at the bench with his favorite American flag.

From the Bronx to the bench

By MISSY KEEHN
Staff Writer

Sometimes, hard work really does pay off. In the case of Judge Juan Sanchez, it paid off in spades. Born in Puerto Rico and raised in a South Bronx, N.Y., housing project, Sanchez — with a combination of smarts and sheer will — worked his way onto the Chester County Common Pleas Court bench in 1998 at the relatively tender age of 42.

The judgeship culminated a successful 14-year stint as an assistant public defender, a steady rise in local politics and a lifetime of volunteerism. Friends and colleagues say Sanchez often displays awe-inspiring diligence, as evidenced by everything from his 12-hour workdays, to a fierce dedication to fair and timely justice, to an unflappable love of baseball.

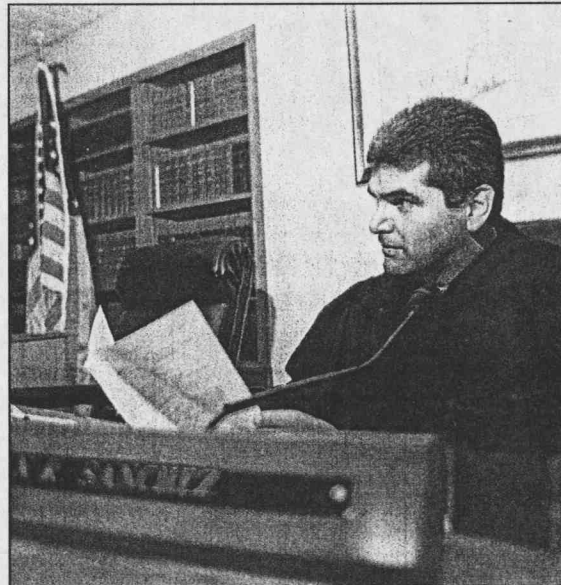
Attorney John Stanzione, whom Sanchez considers his best friend, said that although he normally shuns the term, the jurist is without question a "workaholic."

"I think (Sanchez) enjoys what he does and he's conscious about getting it done right. Whether it's baseball or his courtroom, he takes everything very seriously. He's a very hard worker," Stanzione said.

That character trait has served Sanchez well.

"If I put in a full day, I'm going to move a lot of cases and so I take that work ethic to the bench with me. I'll always give it my best shot. To have the opportunity to seize the moment and run for office, and then to have the great fortune to be elected and I'm very

Judge Sanchez overcame humble beginnings to become respected jurist



Judge Sanchez holds the documents for a case as he looks toward his law clerk for more details.

lucky to be here," Sanchez said. The road to the bench was far from direct. Sanchez said he was like many teen-agers, unsure of what career path to take.

After testing into a high school for the creative arts, where he

honed in on his pastel and watercolor skills, Sanchez switched to a high school dedicated to aeronautics. But instead of teaching piloting skills, Sanchez discovered that the school only offered instruction on

aviation mechanics.

"I wasn't sure about what I wanted to do," said Sanchez, 44. "I only knew that I wanted to go to college."

As a junior, he transferred again, this time to the Dewitt Clinton High School in New York City, where he managed to graduate eighth out of more than 1,000 students. At the end of each day, the Puerto Rico native returned to the Millbrook housing projects, known to locals as "Fort Apache," where he helped fix up homes for other low-income families.

His experience with Sweat Equity, comparable to today's Habitat for Humanity, helped instill in Sanchez a desire to give something back to society. Equally as motivating a factor for Sanchez was baseball, and the local Hispanic leagues for which he played shortstop.

Both passions would remain with him for the duration of his life, providing discipline and incentive to break through socioeconomic barriers. By keeping busy, Sanchez said, the likelihood of him slipping through the cracks was diminished considerably.

"What helped me stay focused and to come out of that impoverished community was my education, and being involved in sports — so many kids are inactive. They just hang out, they have so much time on their hands, and they invariably get into trouble," he said.

Immediately after graduation, Sanchez accepted a partial scholarship to the City College of the City University of New York. While an undergraduate, he decided to embark on a legal career and was accepted into the University of Pennsylvania School

See SANCHEZ, Page D2

Sanchez

(From Page D1)

of Law.

His academic path was in for one more curve. Sanchez's initial inclination was toward labor law. The preference brought him to Chester County, where as a federal fellowship recipient following his graduation from Penn, he was assigned to provide legal

assistance to local migrant farm workers.

After spending two years with Legal Aid, Sanchez said he decided again to make a change, and applied to both the Chester County District Attorney's and Public Defender's offices in order to gain confidence and comfort in the courtroom.

Stanzione, also a former public defender, was immediately impressed by Sanchez.

"(Sanchez) is very dedicated to public work. This is a man who came out of the University of Pennsylvania and did his internship with Legal Aid. Most U-PENN grads want to work for a big Philadelphia law firm, but he didn't. It's something I've always admired about him," Stanzione said.

In 1983, after spending several months handling preliminary hearings, Sanchez took on his first case — arguing against now-Chief Deputy District Attorney Patrick Carmody. The client, a Hispanic man who spoke very little English, was eventually convicted of driving under the influence — but barely, as Sanchez recalls.

"I was so nervous. My opening statement was about a minute and a half and my closing was probably 30 seconds. And the jury was out for four hours.

"Pat just sat there scratching his head, trying to figure out what I did. I gave it a good shot. I did a pretty good job," Sanchez laughed.

Fourteen years later, after representing thousands of indigent clients for the county and numerous civil litigants in his own private practice, Sanchez decided to broaden his horizons once again by seeking a seat on the Court of Common Pleas bench. In a decidedly unconventional campaign, the Downingtown resident visited close to 5,000 homes to introduce himself to the public.

"It's really difficult to communicate to people when you have only a few minutes, why they should take a chance and support your candidacy," he said. "But I enjoyed campaigning. It was hard work, but when you are having fun, hard work isn't that bad."

Former Little League Coach Michael Mento, of Downingtown, is a registered Democrat but felt compelled to campaign for Sanchez, a Republican, nonetheless.

Two became friends after Mento coached Sanchez's two sons shortly after the family moved to

Chester County in the early 1980s.

"I went out and pounded the pavement for him. When you're good, you're good. Republican or Democrat, it doesn't matter. I wouldn't have done what I did if I didn't think he was," Mento said.

On the bench, Sanchez demands much from the attorneys and defendants appearing in his courtroom. Though the temptation exists to impose his work ethic on others, Sanchez says he does not.

"Because of my background

I might have little tolerance for people with excuses, or who are lazy or are not hard working and do not accept responsibility. But I always feel that I have to give people a fair opportunity to redeem themselves.

"I feel that you cannot, as a human being, give up on other human beings. Everyone can be redeemed at some point, you just need to have the patience to listen and give them the chance," Sanchez said.

Although his play has dropped off since taking the bench, Sanchez said he is planning a return to the local softball leagues he was a member of while with the public defender's office, and that he might try to umpire some Little League games as well.

Sanchez said his experience umpiring provided him with invaluable mediation experience for the bench.

"I tell my juries that umpiring is the best training I had for becoming a trial judge. You call balls and strikes, and you walk away tough.

"It's the same approach I have on the bench. People make objections, I tell them to state their grounds, I give the other side an opportunity to respond, and then I rule. I don't want to listen to it again," Sanchez said.

But Sanchez isn't always so tough, according to Mento, who was diagnosed with leukemia 12 years ago. Sanchez promptly stepped up to the plate, helping to organize a local fund-raiser for Mento's family.

Upon his recovery the group decided to continue the tradition in order to aid other Chester County families affected by catastrophic illnesses to Mento, Sanchez came up big again, this time by recruiting courthouse employees to take part in a benefit softball game.

"(Sanchez) is the type of person you would always want to have on your side. Someone you can count on. Someone who would do whatever he could to help you.

"He's a remarkable person. He's done so much to improve himself and everyone around him that I consider myself a better person, just for knowing him," Mento said.



Staff photo by Bethany Schner
Judge Juan Sanchez and Mary Ellen Hannigan, his law clerk, discuss one of the cases before him.



Mixing new, old at
the Oak Grill at the
Marshallton Inn

FOOD - D1



Phillies sign
Abreu to
3-year deal

SPORTS - B1



Coatesville
boys beat
East

SPORTS - B1

Take a tour of
Longwood Gardens
without leaving home

TECH TIMES - D8

DAILY LOCAL NEWS

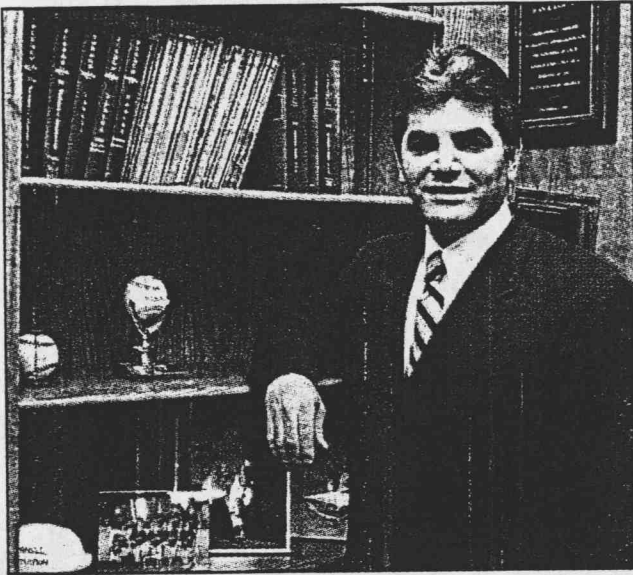
WEDNESDAY, January 19, 2000

36 Pages

Chester County's No. 1 Newspaper

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Staff photo by Larry McDewitt

Judge Juan Sanchez displays some of the baseball memorabilia that decorates his West Chester office.

County judge's success inspires area children

By CHRISTIAN
BOTTORFF
Staff Writer

WEST CHESTER — Judge Juan Sanchez met with 15 high school students Tuesday, telling them his personal story of overcoming language and cultural barriers to make it to the bench.

Sanchez, who came to the United States from Puerto Rico in the 1960s when he was 12 years old with no English skills, mentioned what it was like opting out of Spanish-speaking classes and learning English secondhand by means of "Sesame Street" on television in the evenings.

He talked about his experiences working through the New York City public school system, getting a scholarship to the University of Pennsylvania Law School and then working as a public defender from 1983 to

1997 when he was elected common pleas judge in Chester County.

"If you know how to read, and you apply yourself and you do your work," Sanchez told the students, "you will get more out of the school system than the school system can provide."

The group of students visited Sanchez's courtroom as part of a Law Explorers Program, sponsored by the Chester County Bar Association. The program is designed to give high school students a forum to gather information about law careers.

During the program, high school students get to visit Villanova Law School, observe a mock trial, discuss the juvenile justice system with district justices, and conducting their own mock trial.

Students of the program said they felt the judge's point of view

See JUDGE, Page A4

Judge

(From Page A1)

on law careers was fascinating and important, including Anthony Frederick, a tenth-grade aspiring lawyer from Coatesville Area Intermediate School.

"I think his message was important, and that's if you have a goal and you work at it hard enough, you will persevere," Frederick said.

Rachel Lewis, also of the Coatesville Area Intermediate School, said the meeting with Sanchez helped solidify her decisions to become involved in the field of law.

"This really helped me realize what I want to be," said Lewis, a ninth-grader, who said the judge's job sounds appealing as a goal. She said she thinks that would work well with her personality.

"The judge has a strong sense of power and gets to decide what's right and wrong," Lewis said, "and I'm very strong at setting people straight."

Heather James, a Phoenixville High School student, said she liked Sanchez's down-to-earth style. "I think it's nice that he tries to be in touch with the people," she said.

Lance Nelson, chairman of the association's Law Explorers Committee, said this was a good opportunity for the students to see that they can aspire to be whatever they want, despite limitations.

"Judge Sanchez has a powerful

message," Nelson said. "He is an inspiration to the students aspiring to make the legal profession their career."

Sanchez noted he overcame an obstacle of his own to become elected judge in 1997. He was the first Hispanic judge in Chester County.

Studies show minorities' overall presence has increased in county courthouse positions, but blacks and Hispanics haven't risen to the top levels of government yet. Officials believe that will change as people move up through the ranks.

Between 1994 and 1998, the number of blacks employed by the county rose from 339 to 406, according to figures supplied by the Office of Human Resources, which is 2-percent increase.

Blacks now make up 13 percent of the government work force — roughly double their share of Chester County's total population.

For Hispanics the picture is equally positive: Their numbers jumped from 80 to 101, a 26-percent increase. They make up 3.2 percent of the work force — about the same as their share of the general population.

Sanchez said he speaks to different organizations from time to time, and he invited the students at the meeting to his courtroom to see how the court system works.

"I want to teach them about the law," Sanchez said. "I want them to understand the system. With that understanding comes an enhanced respect for the system."



COURT OF COMMON PLEAS
15TH JUDICIAL DISTRICT OF PENNSYLVANIA
2 N. HIGH STREET, SUITE 102
P. O. BOX 2748
WEST CHESTER, PENNSYLVANIA 19380-0991

JUAN R. SÁNCHEZ
JUDGE

June 15, 2001

Brett Kavanaugh, Esquire
Associate Counsel to the President
Old Executive Office Building, Room 128
(White House)
Washington, DC 20502

Dear Mr. Kavanaugh:

As you requested, enclosed please find a copy of my application for a position as a Federal Judge with the United States District Court for the Eastern District of Pennsylvania and additional biographical information.

I look forward to meeting with you and Judge Gonzales, Counsel to the President, on June 19, 2001, at 4:30 p.m. If you require additional information, please do not hesitate to contact me at 610-344-6184.

Sincerely,

A handwritten signature in black ink, appearing to read "Juan R. Sánchez", with a long horizontal flourish extending to the right.

Juan R. Sánchez

JRS:mfd
Enclosures

FEDERAL JUDICIAL NOMINATING COMMISSION
OF PENNSYLVANIA

PERSONAL DATA QUESTIONNAIRE FOR APPLICANTS
CURRENTLY ON THE BENCH

1. Full name and social security number.

Juan R. Sánchez

SSN (b)(6)

2. Office and home addresses, zip codes, telephone numbers and area codes. (Name of law firm, if associated.)

The Honorable Juan R. Sánchez
Court of Common Pleas of Chester County
15th Judicial District
2 North High Street, Suite 102
P.O. Box 2748
West Chester, PA 19380-0991

Telephone: (610) 344-6184

Facsimile: (610) 344-5422

E-mail: Jsanchez@chesco.org

Mailing address:

(b)(6)

3. Date and place of birth.

(b)(6)

Vega Baja, Puerto Rico

4. Are you a naturalized citizen? If so, give date and place of naturalization.

Not applicable.

5. Family status:

- a) Are you married? If so, state the date of marriage and your spouse's full name (including maiden name, if applicable).

No.

- b) Have you been divorced? If so, give particulars, including the date, the name of the moving party, the number of the case, the court and the grounds.

Yes. I have been divorced twice.

On May 29, 1979, I was divorced from my marriage to Madeline Ramos. We separated on or about February 5, 1978 before I entered the University of Pennsylvania Law School. Thereafter, we agreed, and I filed, a divorce complaint in the Supreme Court of the State of New York, County of the Bronx, Index No. 4626-79, Calendar No. 84624. Madeline Ramos signed an affidavit wherein she consented to the entry of a divorce judgment.

On November 20, 2000, I was divorced from my marriage to Elizabeth Soto Sánchez, Civil Action in Divorce No. 99-SU-00201-02D, York County, Pennsylvania. We separated in January 1996. A divorce complaint was filed in Chester County on October 8, 1996 and transferred to York County pursuant to Chief Justice Flaherty's December 18, 1998 order. The divorce was granted by mutual consent.

- c) Names of your children, with age, address and present occupation of each.

Ramón Antonio Buerdier, Jr. (Stepson)

DOB: (b)(6) (Age 24); Place of birth: Bronx, New York

(b)(6)

United Parcel Service and Bell Atlantic (Laborer)

Juan Pablo Sánchez

DOB: (b)(6) (Age 21); Place of birth: Bronx, New York

(b)(6)

Full Time Student - Cornell University, Class of 2001

6. Have you had any military service? If so: NOT APPLICABLE

- a) Give dates, branch of service, rank or rate, serial number and present status.

- b) Have you ever been rejected or released from any of the armed services for reasons other than honorable? If so, give details.
7. List each college and law school you attended, including the dates of attendance, the degrees awarded, and if you left any institution without receiving a degree, the reason for leaving. List scholastic honors.

City College of the City University of New York, 1974-1978, Bachelor of Arts, Political Science (Cum Laude, Dean's List);

Scholastic Honors:

- o Council on Legal Educational Opportunities Scholarship;
- o Samuel and Esther Shapiro Scholarship;
- o Felix Cohen Award;
- o United Federation of Teachers Scholarship;
- o Study Abroad Scholarship; and
- o Edwin Gould Scholarship.

University of Pennsylvania Law School, 1978-1981, Juris Doctor.

Scholastic Honors:

- o Benjamin R. Jones Award (Given to the graduating student who has demonstrated concern for humanity and law by outstanding contributions to the public interest through legal and law school affiliated activities.)
- o Reginald Heber Smith Community Fellowship

8. As of the time when you became a member of the judiciary, list all courts to which you had been admitted to practice indicating the dates of admission in each case.

Chester County Court of Common Pleas - May 27, 1982

Supreme Court of Pennsylvania - July 1, 1982

United States District Court for the

Eastern District of Pennsylvania - July 10, 1986

9. As of the time when you ascended to the bench, state whether you were engaged in the practice of law as a solo practitioner or whether you were connected with a law firm, a corporate law department or governmental agency. In the latter situations, state the name of the firm, corporate law department or governmental agency and indicate the nature and duration of your relationship. Indicate county and state where you practiced your profession.

Before I was elected to the bench, I worked with the law firm of MacElree, Harvey, Gallagher, Featherman & Sebastian as a trial attorney in the civil litigation department handling personal injury, employment, civil rights, and public education expulsion cases. I worked with the MacElree, Harvey, Gallagher, Featherman & Sebastian law firm for approximately seven months.

On April 10, 1997, I resigned my post as a senior trial attorney with the Chester County Public Defender's office to manage my judicial election campaign committee. I worked for the Chester County Public Defender's office from August 15, 1983 to April 10, 1997. Additionally, I maintained a general legal practice with concentration in the areas of personal injury litigation, Worker's Compensation, juvenile dependency, parental termination, adoptions, custody and family, employment, Social Security disability and public education expulsion matters from July 1990 to April 10, 1997.

Upon graduation from law school, I obtained a post-graduate fellowship to work in a poverty program through the Federal Government. I worked with Legal Aid of Chester County under the auspices of the Reginald Heber Smith Community Fellowship Program from September 1, 1981 to July 31, 1983. I handled a full caseload involving a wide variety of areas including unemployment compensation, Social Security disability, immigration, landlord-tenant, spouse abuse and family matters. I had a substantial appellate practice both at the federal and state levels. I further provided technical assistance and support to grass-roots community groups and organizations assisting the unemployed and homeless in our county.

From August 1983 to July 1990, I was a partner with the law firm of Nester, Nester & Sánchez in West Chester, PA, handling a wide variety of civil matters including, but not limited to, personal injury, litigation, Worker's Compensation, adoptions, juvenile dependency, parental termination, real estate, employment, unemployment, Social Security disability, custody and public education expulsion matters.

I have practiced law in Chester County, Pennsylvania my entire career.

10. If in the past you had practiced in other localities or had been connected with other law firms, corporate law departments, or governmental agencies, give the particulars, including the location or locations, the names of the firms, corporate law departments or agencies and your relationships thereto and the relevant dates. Indicate also any period in the past during which you practiced alone.

MacElree, Harvey, Gallagher, Featherman & Sebastian
17 W. Miner Street
P.O. Box 660
West Chester, PA 19381-0660
(610) 436-0100
June 1, 1997 to December 31, 1997

In this practice I handled personal injury, employment, civil rights and public education expulsion cases.

Chester County Public Defender's Office
17 N. Church Street, Suite 300
P. O. Box 2748
West Chester, PA 19380-0991
(610) 344-6940
August 15, 1983 to April 10, 1997

Senior Trial Attorney - Handled over 2500 cases, including 65 jury trials and 40 non-jury trials. Assigned to eight (8) murder cases, including two death penalty cases during my tenure with the Public Defender's office. Responsible for managing an annual caseload of approximately 350 to 400 felony and misdemeanor cases with a disposition rate of 25-30 cases per month. Representation of indigent clients has also included mental health law, juvenile law, forfeitures and proceedings under the Protection from Abuse Act. Obtained extensive appellate experience, including arguing before the Pennsylvania Superior and Supreme Courts.

Legal Aid of Chester County, Inc.
225 South Church Street
West Chester, PA 19380
(610) 436-9150
September 1981 to August 1983

Reginald Heber Smith Community Legal Fellow - provided legal representation to indigent persons with Social Security disability, unemployment, landlord-tenant, immigration and domestic relations claims.

Nester, Nester & Sánchez
West Chester, PA
(610) 326-0360
August 1983 to July 1990
Nester, Nester, Sánchez & Whiteman
Between 1990 - 1992

In this small private practice setting, I gained vast experience handling a variety of civil matters including, but not limited to, personal injury litigation, Worker's Compensation cases, adoptions, juvenile dependency matters, parental termination cases, real estate, employment, unemployment, Social Security disability, custody and public education expulsion matters.

General Solo Practice
July 1990 to April 10, 1997

A general practitioner with concentration in the areas of personal injury litigation, Worker's Compensation, family law matters, including juvenile dependency, Social Security disability, administrative hearings, arbitrations, jury and non-jury trials.

11. As of the time when you ascended to the bench, what was the general character of your practice? Indicate the nature of your typical clients and mention any legal specialties which you possessed. If the nature of your practice had been substantially different at any time in the past, give the details, including the character of such and the periods involved. State any facts you consider significant in your law practice experience before you left such practice for the bench.

As a young trial attorney, I worked for two years as a staff attorney for the Legal Aid of Chester County, Inc. office and recovered the first attorney fees for Legal Aid under the Equal Access to Justice Act. Handled a full caseload representing indigent people involving a wide variety of areas, including unemployment compensation, Social Security disability, immigration, landlord-tenant, spousal abuse, family matters and federal and state appeals. I also provided assistance and support to grassroots community groups and organizations helping the unemployed and homeless in our community.

Working as a senior trial attorney for the Chester County Public Defender's office, I represented over 2500 indigent defendants, and tried 65 jury trials and 40 non-jury trials. In the Public Defender's office, I managed an annual caseload of about 350 to 400 cases, and argued cases before both the Superior and Supreme Courts of Pennsylvania. Additionally, I maintained a private general solo practice representing Spanish-speaking Chester County citizens in a wide variety of legal areas. My civil litigation experience included administrative hearings, arbitrations, non-jury trials and jury trials.

Nester, Nester & Sánchez
West Chester, PA
(610) 326-0360
August 1983 to July 1990

As a general partner with the law firm of Nester, Nester & Sánchez, I gained vast experience handling a variety of civil matters including, but not limited to, personal injury litigation, Worker's Compensation cases, adoptions, juvenile dependency matters, parental termination cases, real estate, employment, unemployment, Social Security disability cases, custody and public education expulsion matters.

MacElree, Harvey, Gallagher, Featherman & Sebastian
17 W. Miner Street
P.O. Box 660
West Chester, PA 19381-0660
(610) 436-0100
June 1, 1997 to December 31, 1997

Trial attorney in the Civil Litigation Division handling personal injury, employment, civil rights and public education expulsion cases.

12. Are you or have you ever been engaged in any occupation, business or profession other than the practice of law? If so, please give the details, including dates.

No.

13. List all organizations other than bar associations or professional associations or professional societies of which you are or have been a member, including civic, charitable, religious, educational, social and fraternal organizations. Do any of said organizations in which you have been a member during the last three years discriminate because of race, color, creed or national origin?

The list of non-profit charitable, educational, civic and public organizations I served as a volunteer during the last 20 years include:

The Volunteer English Program In Chester County (1998 - present)

Corporate Board of Directors of the YMCA of Central Chester County

Board Member and Chairman of the Public Policy Committee (1994 - present)

Housing Authority of the County of Chester

Appointed to five-year term by the Chester County Commissioners to serve as Commissioner for the Housing Authority (July 1992 - November 1997)

Downingtown Benefit Group, Inc.

Member 1988-1997

Chester County Hospital

Member (1997)

United Way of Chester County

Member - Board of Directors (1996 - 1997)

Advisor for Strategic Planning Committee (1999)

Riverside Care of Chester County

Advisory Board Member (1992 - 1997)

Downingtown Little League

Coach and member of the Board of Directors (1988-1993)

Downingtown Home Rule Charter Commission

Member 1992-1993

Downingtown Babe Ruth Baseball League

Coach and member of the Board of Directors (1993-1997)

Downingtown Fire Department Ad Hoc Committee

Member 1991

Centro Guayacan (formerly Casa Nueva Vida, Inc.), a multi-cultural educational community center

Chairman, Board of Directors (1981-1985)

I have not been a member nor ever joined an organization whose aim is to discriminate on the basis of race, color, creed, or national origin. Slightly more than three years ago, the Housing Authority of Chester County (HACC), however, was sued for discrimination while I served on the Authority's five-member Board of Commissioners from 1992 to 1997. In the case of Clara C. Shinpaugh v. HACC, a complaint was filed with the Pennsylvania Human Relations Commission asserting that she was fired as an assistant project manager because she was white. HACC maintained that Ms. Shinpaugh was terminated because she was ordered but failed to take the State Civil Service Examination in order for her to be able to remain in her position. Similarly, in the case of Shirley M. Barnes v. HACC, a complaint was filed with the Pennsylvania Human Relations Commission asserting that she was fired as an assistant project manager because she was white. Likewise, the Authority maintained that the employee was terminated because she was ordered to take the State Civil Service Examination in order to remain in her position as an assistant project manager. Lastly, in the case of John J. Fitzgerald v. HACC, a civil rights complaint was filed in the United States District Court for the Eastern District of Pennsylvania, 97-CV-4285, claiming that the Housing Authority discriminated against him by not appointing him as the Authority's executive director. These matters have been amicably resolved.

14. What judicial office do you now hold? State whether you have been appointed or elected and the dates thereof. Have you ever held any other judicial office? If so, please state the courts and the periods of service.

I now hold a duly-elected judicial position as a trial judge in the Chester County Court of Common Pleas of the 15th Judicial District of Pennsylvania. I was elected to the bench in November 1997 and was sworn in on January 2, 1998. I have never held any other judicial office.

Appointed to the Judicial Ethics Committee by the Honorable Pamela Dambe, President of the Pennsylvania Conference of State Trial Judges, to fill Judge Marjorie Lawrence's post for a three (3) year term and also appointed to the Criminal Law Section of the Pennsylvania Conference of State Trial Judges.

Appointed by the Supreme Court of Pennsylvania to serve on the Committee on Racial and Gender Bias in the Justice System.

15. For the last five years, or portion thereof, that you have held judicial office, indicate:

- a) The nature of the typical matters that came before you.

This is a trial court of general jurisdiction. I preside over both civil and criminal cases. In civil court, I hear every type of case except for family and orphan court matters. When I became a judge, I inherited a backlog of 804 trial ready cases. Facing this significant backlog, I implemented an aggressive no-continuance policy and used creative techniques to encourage settlements to reduce this backlog to 47 trial ready cases within an 18 month period. Currently, I manage an inventory of 244 civil cases. Civil cases in my docket are being tried within one year of the filing of a complaint. This is consistent with the American Bar Association case listing standards adopted by this Court in Chester County Local Rule 249.3.

In a herculean effort to meet the American Bar Association case listing standards, we tried a high volume of cases within the last three years. For instance, in 1998, I tried 24 civil jury trials, 58 non-jury trials, and disposed of 90% of the backlog. Similarly, in 1999 tried 24 civil jury trials, 40 non-jury trials, and settled a substantial number of cases. In 2000, I tried 12 civil jury and 12 non-jury trials. Today, the number of cases tried per year has been reduced to an average of 24 divided equally between jury and non-jury trials.

In addition to trials, I conduct pre-trial, administrative, and settlement conferences, write orders and opinions, and consider many other matters both in court and in chambers. Specifically, we have written over 2,288 civil orders and 72 opinions for appellate review.

In criminal court, I managed over 700 new criminal cases annually. In the past three years we have tried 29 criminal jury and 35 non-jury trials. Additionally, I handle miscellaneous matters such as sentencing hearings, summary and traffic hearings, parole and probation revocation hearings and post-conviction relief act hearings. I have also signed off on approximately 4,196 criminal orders and have written 58 criminal opinions for the appellate review.

b) The percentage of your time devoted to:

- 1) Civil Approx. 47.5%
- 2) Criminal Approx. 47.5%
- 3) Other Approx. 5%

c) The percentage of your time devoted to:

- 1) Jury Approx. 5%
- 2) Non-jury Approx. 10%
- 3) Argument or appellate court Approx. 20%
- 4) Other (oral arguments on pre-trial motions, including preliminary objections, summary judgement motions, and discovery matters, accept plea bargains in criminal court and other miscellaneous matters mentioned in question 15(a), conduct administrative conferences, pre-trial conferences, settlement conferences, sign off on approximately 6,484 criminal and civil orders per year and wrote 103 opinions for appellate review.
Approx. 65%

d) Five of the more significant opinions you have handed down and give the citations if the cases were reported.

Commonwealth v. Friedman, 47 Ches. Co. Rep. 174 (1999); Criminal Law - Judgment of Acquittal - Pennsylvania Wire and Electronic Communications Act - Interception of Electronic Communications in the form of E-mail.

- 1. In order to violate Section 5703 of the Pennsylvania Wire and Electronic Communications Act by interception of E-mail, the interception must be simultaneous and contemporaneous with the original transmission.

2. In order to violate Section 5741 of the Pennsylvania Wire and Electronic Communications Act, the interception of stored communications must have been unauthorized.
3. In a non-jury trial, this Court granted Defendant's Motion for Acquittal in part and denied in part.

In Re: Richard Greist, 47 Ches. Co. Rep. 140 (1999); Public Hearings - Open to the Public - Mental Health Procedures Act - Pennsylvania Constitution, Article I, §11 - United States Constitution.

1. The Mental Health Procedures Act provides that "the hearing shall be public unless it is requested to be private by the person or his counsel." 50 P.S. §7304(e)(4).
2. Article I, §11 of the Pennsylvania Constitution states that: "All courts shall be open."
3. The principle of openness is also supported by the First Amendment to the United States Constitution.
4. Although §7304(e)(4) of the Mental Health Procedures Act provides that the hearing shall be public unless it is requested to be closed by the person or his counsel, the Mental Health Procedures Act does not necessarily mandate closure of a hearing on the mere request of the patient, particularly in light of the lengthy and powerful tradition of openness in our courts.
5. The preference for access should prevail even though the Mental Health Procedures Act specifically allows hearings to be closed if requested to be private.
6. In order to justify closure, a party must overcome the common law presumption of openness, and the party must demonstrate "good cause" for the closure.
7. Closure is warranted where the disclosure will work a clearly defined and serious injury to the party seeking closure.
8. Upon the request of petitioner to close the hearing to the public, this Court *Held*, that the legitimate interest of the public and press to be present at the hearing outweighs any concerns advanced by petitioner's attorney in seeking closure of the hearing.

Anthony Fragale and Donna Fragale, h/w v. Mark P. Brigham, M.D., Civil Action No. 95-10852, Sánchez, J. 331 (1999), affirmed 741 A.2d 788 (Pa.Super. 1999). This was a medical negligence case. In a published opinion, the Superior Court affirmed the lower Court finding no error in its instructions to the jury. The Superior Court held that the jury was adequately informed that errors in medical judgment do not excuse decisions if the judgment did not comport with the applicable standard of care.

City of Coatesville v. Zoning Hearing Board, 48 D&C 4th 169 (2001); Land use and planning - Ordinances - Fair Housing Act - Equal protection - Restriction on group homes

An ordinance that limited group homes to one per city block and one every 500 feet violated the Fair Housing Act and the equal protection clause of the U.S. Constitution.

In November 1998, the City of Coatesville enacted a zoning ordinance that prohibits; (1) the establishment of more than one group home per city block and (2) the establishment of a group home within a 500-foot radius of an existing group home.

Intervenors, who seek to use property they own in the city's residential zoning district as a group home for developmentally disabled individuals, challenged the ordinance as a violation of the Fair Housing Act Amendments of 1988, which makes it unlawful to discriminate against a person with respect to housing on the basis of a handicap, and the equal protection clause of the U.S. Constitution. The zoning hearing board sustained the challenge, ruling that the ordinance violated both the Fair Housing Act Amendments and the equal protection clause. The city appealed, asserting that the board's decision was arbitrary and capricious and an abuse of discretion.

This Court *Held* that the ordinance is invalid on its face. "The 500-foot spacing requirement is unlawful to the extent that it creates an explicitly classification based on handicap with no rational basis or legitimate government interest[.]" The ordinance is simply an attempt by the city to prevent the saturation of handicapped individuals within its residential districts. This Court determined that the spacing requirement constitutes a "disparate treatment" of a protected class, *i.e.*, handicapped individuals, and has a "disparate impact" because it restricts their housing opportunities. Consequently, this Court upheld the zoning board's decision invalidating the ordinance as a violation of the Fair Housing Act Amendments.

The ordinance also runs afoul of the equal protection clause, because it treats individuals with disabilities differently from individuals without disabilities without providing a rational basis for doing so.

Coffey v. Minwax Company, Inc., 2000 WL 1844603 (Pa.Supra. 2000). Federal Law regarding warning labels preempts state law warning label claims.

Appellant sustained injury while using an antique refinisher manufactured by Appellee. Appellant claimed the product burst into flames while she was applying the product to woodwork in a room in her house. Appellants instituted this action claiming that Appellee's product was defective. Appellee filed a partial motion for summary judgment as to Appellants' claim that Appellee failed to provide proper warnings. Specifically, Appellee claimed that the label complied with the Federal Hazardous Substances Act (FHSA), 15 U.S.C. § 1261 et seq., and, therefore, Appellants' state common law claims regarding warnings were preempted. This Court granted the motion and struck Appellants' claim. The remaining claims were tried before a jury. The jury returned a verdict in favor of the Appellee manufacturer. After the trial court denied the post trial motions, Appellants appealed.

The Superior Court held that federal law preempts any state law cause of action that rests on an alleged failure to warn or convey information. The Court concluded that the trial court properly granted summary judgment with regard to the warning/labeling claims advanced by Appellants.

The admission of an expert report is within the sound discretion of the trial court and will not be disturbed absent a manifest abuse of discretion. The opposing party must be prejudiced as a result of the testimony going beyond the fair scope of the expert's report before admission of the testimony is considered a reversible error. Here Appellees provided Appellants with supplemental answers to expert witness interrogatories which provided the expert's opinion. Accordingly, Appellants had ample notice of the expert testimony so that they could prepare a meaningful response.

Appellants contended that the trial court improperly permitted Appellee to introduce negligence concepts (contributory negligence) into a strict liability case. The Superior Court determined, however, that the trial court properly admitted the testimony on the issue of causation. Appellee was entitled to provide an alternative theory as the cause of the fire. Evidence that is inadmissible for one purpose is not inadmissible for all purposes. The evidence was admissible to rebut Appellants' claim as to either defect or proximate causation.

The Superior Court held that Appellants' objections to jury instructions were waived for lack of specificity at the trial court level. Appellants' objection to the

instruction was not made with the specificity required under Pa.R.A.P. 302. Specific exception must be taken to the language or omission complained of.

16. Have you ever held public office, other than judicial office, or have you ever been a candidate for such an office? If so, give the details, including the offices involved, whether elected or appointed, and the length of your service.

Yes.

In 1990, I was as the Chester County Republican Party Committeeman to represent the citizens in the East Downingtown West Precinct in Downingtown, Chester County, Pennsylvania. I was reelected to that political office four times and served in that office until my resignation to run for the judicial position I now hold. After losing the election in 1992, I was appointed to serve for a period of one year to the Downingtown Home Rule Charter Commission and was appointed to a five member Board of Commissioners to the Housing Authority of Chester County for a period of five years by the Chester County Board of Commissioners.

17. Have you ever been arrested, charged or held by federal, state or other law-enforcement authorities for violation of any federal law, county or municipal law, regulation or ordinance? If so, please give details. Do not include traffic violations for which a fine of \$50.00 or less was imposed.

No.

18. Have you ever failed to file a Federal Income Tax Return, as required?

No.

- a) Are you now or were you during any of the past five years delinquent in the filing of your federal income tax returns or the payment of your federal income tax obligations? If so, please give particulars.

The Federal Income Tax Return for 1997 was untimely filed. In order to finance my judicial campaign and son's tuition at Cornell University, I withdrew my retirement pension which resulted in a tax deficiency for the taxable years 1997 and 1998. Upon determining that I would have a deficiency, I voluntarily sought and obtained an installment agreement with the Internal Revenue Service to pay down the tax deficiency. I expect to pay the tax debt no later than January 2002.

19. Have you ever been sued by a client? If so, please give particulars.

No client has ever filed an action against me. In 1996, a lawsuit was filed against Charles M.J. Nester and the law offices of Nester, Nester, Sánchez & Whiteman by E. Homer Phillips. See, E. Homer Phillips v. Charles M.J. Nester et al., Civil Action No. 96-07723. Mr. Phillips' attorney withdrew the complaint. The parties agreed that as of June 1, 1994, when the action arose, I had not been employed by, or was a partner of, or participated in any practice with the law firm of Nester, Nester, & Whiteman nor had any business connection with Mr. Thomas Whiteman, Mr. Raymond Nester and Mr. Charles M.J. Nester.

20. Has there ever been a claim made against you or your insurer alleging malpractice in any way? If so, please give details.

No.

21. Have you ever been a party or otherwise involved in any other legal proceedings? If so, give the particulars. Do not list proceedings in which you were merely a guardian ad litem or stockholder. Include all legal proceedings in which you were a party in interest, a material witness, were named as co-conspirator or a co-respondent and any grand jury investigation in which you figured as a subject, or in which you appeared as a witness.

Yes. I have been a party or named as a party in the legal proceedings listed below:

- (1) Juan Ramón Sánchez v. Madeline Ramos; Civil Divorce Action, Supreme Court of the State of New York, County of the Bronx, Index No. 4626-79, Calendar No. 84624, Defendant Madeline Ramos consented to the granting of a divorce judgment and a Divorce Decree was granted on May 29, 1979;
- (2) On November 20, 2000, I was divorced from my marriage to Elizabeth S. Sánchez, Civil Action in Divorce No. 99-SU-00201-02D, York County, Pennsylvania. We separated in January 1996. A divorce complaint was filed in Chester County on October 8, 1996 and transferred to York County pursuant to Chief Justice Flaherty's December 18, 1998 order. The divorce was granted by mutual consent;
- (3) John J. Fitzgerald v. HACC; U.S.D.C. E. Dist. of PA, 97-CV-4285; (civil rights action brought against the Housing Authority of Chester County and the individual members of the Board of Commissioners). The action against the individual Board members was dismissed.
- (4) Richard Thompson et al. v. Hon. Juan R. Sánchez, Civil Action No. 01-00605; (Action in Mandamus seeking an order directing the trial court to enter default judgment for Plaintiffs against Steven Kramer and the Weir Partnerships law firm, to reassign trial judge, to reverse all previous court orders under Civil Action 00-

2230, 89-2679 and 90-7753, and to declare that the entry of judgement in United States District Court for the Eastern District of Pennsylvania was null and void).

Out of the 2500 criminal cases that I handled as a Senior Trial Attorney with the Chester County Public Defender's office, I was challenged in the four cases listed below:

- (1) Commonwealth v. Curtis Simpson; CCCP Nos. 23-77; 255-87; 1312-87; and 1313-87, knife point robbery conviction - defendant filed a Post-Conviction Relief Act petition asserting that I was ineffective at his trial;
- (2) Commonwealth v. Michael Anthony Purcell, CCCP 603-96; convicted burglar and robber filed a Post-Conviction Relief Act petition claiming ineffective assistance of counsel against me;
- (3) Commonwealth v. Jerry Lee Warner, CCCP Nos. 3944-90; 1719-94; convicted arm-robber filed a Post-Conviction Relief Act petition after his escape conviction claiming that I was ineffective in failing to file a direct appeal; and
- (4) Commonwealth v. Robert I. Miller, CCCP No. 874-91, convicted rapist filed a Post-Conviction Relief Act petition against me asserting ineffective assistance of counsel.

All ineffective assistance claims against me have been dismissed for lack of merit.

I have been involved as a witness in the cases listed below:

- (1) Commonwealth v. Samuel Pou Solar, CCCP 1685-85; 1686-85; convicted murderer filed a Post-Conviction Relief Act petition claiming that his trial counsel, R. Kerry Kalmbach, was ineffective in failing to call him as a witness in the case;
- (2) State Civil Service Commission v. Housing Authority of Chester County, Appeal No. 18970 (1995); (State Civil Service Commission directed Housing Authority to vacate the executive director position because a World War II veteran with a 10-point preference was highest on the State Civil Service list of eligible candidates). In the case of Housing Authority of Chester County v. State Civil Service Commission, HACC appealed the State Civil Service Commission order dated May 17, 1996 to the Commonwealth Court. The Commonwealth Court reversed the State Civil Service Commission decision dated May 17, 1996 and an appeal was filed with the Pennsylvania State Supreme Court. In 1999, the Pennsylvania State Supreme Court reversed the Commonwealth Court's decision.
- (3) Amparito Arriaga v. Commissioner Social Security, EEOC Case No. 170-AO-8075X, Agency Case. No. SSA-99-0030. Called as a damage witness.

22. Have you ever been disciplined or cited for a breach of ethics or unprofessional conduct by, or been the subject of a complaint to, any court, administrative agency, bar association, disciplinary committee, or other professional group? If so, give the particulars.

No. I have never been disciplined or cited for a breach of ethics or unprofessional conduct or been the subject of a complaint to any court, administrative agency, bar association, disciplinary committee or other professional group.

23. a) Are there any unsatisfied judgments against you? If so, list, give all pertinent details.

No. There are no unsatisfied judgments against me.

- b) Are you in default in the performance or discharge of any duty or obligation imposed upon you by any governmental agency or decrees or order of any court, including, but not restricted to, support orders and decrees?

No. I am not in default in the performance or discharge of any duty or obligation imposed upon me by any governmental agency or decrees or order of any court.

- c) Have you ever made an assignment for the benefit of creditors? Has a petition in bankruptcy ever been filed by or against you? If so, give full particulars.

No. I have never made an assignment for the benefit of any creditors or has a petition for bankruptcy been filed by or against me.

24.

(b)(6)

(b)(6)

25. Have you published any legal books or articles? If so, please list them, giving the citations and dates.

No.

26. Have you given any public addresses or speeches of professional import? If so, please state the subject matter and the groups to whom given and when given.

No.

27. List any honors, prizes, awards, or other forms of recognition which you have received.

Chester County Bar Association's 1993 and 1997 Judicial Poll

Found qualified for the position of Judge of the Chester County Court of Common Pleas.

Department of Veterans' Affairs V.A. Hospital Award

Recognized for leadership in developing affordable housing and efforts in providing legal services to those with limited financial resources.

LaComunidad Hispana

Distinguished Community Service Award, 1999.

Governor's Advisory Commission on Latino Affairs Pride Award

Honored for outstanding contribution to Pennsylvania's Latino community in Criminal Justice and Human Rights, March 2001.

28. List all bar associations, professional societies and judicial organizations of which you were, or are, a member and give the titles and dates of any offices which you have held in such groups. List also chairmanships of any committees in bar associations, professional societies and judicial organizations which you consider to be of particular significance (e.g., judicial selection committee, committee of censors, grievance committee).

Member, Pennsylvania Conference of State Trial Judges Judicial Ethics Committee -

Appointed for a three year term to fill Judge Marjorie Lawrence's seat upon her retirement.

Member, Supreme Court of Pennsylvania Subcommittee on Racial and Gender Bias in the Justice System

Appointed December 1999 to the Criminal Law Section of the Pennsylvania Conference of State Trial Judges.

Member, Chester County Bar Association.

Member, Honorable John E. Stively, Jr., American Inn of Court - assisted in the formation of an organization of experienced trial lawyers teaching trial advocacy skills to new practicing attorneys.

Master, The J. Willard O'Brien American Inn of Court in Villanova, Pennsylvania - invited to join other Federal and State judges to assist in the formation of the J. Willard O'Brien American Inn of Court.

Member, Hispanic Bar Association.

Legal Aid of Chester County, Inc. - Vice President, Board of Directors, 1994-1997.

Chester County Bar Association Legal Education Youth and Pro Bono Programs
Volunteer Attorney

Chester County Planning Commission Policy Plan Committee
Appointed to Policy Plan Committee to assist in the preparation of the Chester County Comprehensive Plan. (January 5 - August 17, 1994)

Chester County Ad Hoc Committee of the Pennsylvania District Justice Project
Appointed as a member by the Honorable Leonard Sugerman, 1987. This committee formulated guidelines and recommendations for District Justices to follow in summary cases.

Liaison between the Common Pleas Court and District Justices of Chester County
Appointed 2000 by President Judge Howard F. Riley, Jr.

29. State any other information which may reflect positively or adversely on you, or which you believe should be disclosed in connection with consideration of you for nomination for the Federal Judiciary.

In order to finance my judicial campaign and son's tuition at Cornell University, I withdrew my retirement pension which resulted in a tax deficiency for the taxable years 1997 and 1998. Upon determining that I would have a deficiency, I voluntarily sought and obtained an installment agreement with the Internal Revenue Service to pay down the tax deficiency. I expect to pay the tax debt no later than January 2002. Additionally, the separation from my ex-wife, Elizabeth S. Sánchez, has had an adverse impact on my consumer credit rating.

30. Why do you wish to become a Federal Judge?

As an active trial judge and experienced trial lawyer, I wish to enhance the administration of justice in the Eastern District and increase the diversity of the Federal judiciary. A diverse professional background, firm commitment to public service, solid decision-making abilities, good judicial temperament and time management skills will assist me in serving the Federal bench with honor and distinction.

31. Do you authorize the Federal Judicial Nominating Commission of Pennsylvania to make inquiries to, obtain information and review records of Federal, State and Local government agencies and any legal or judicial enforcement agencies, including the United States Department of Justice, pertaining to matters relevant to your being considered as an appointee to judicial office?

Yes.

32. Are you aware of any facts that would inhibit your appointment and ability to serve as a judge of the United States District Court? If your answer is yes, please give the information relative thereto.

I am not aware of any facts that will inhibit my appointment and ability to serve as a Federal judge for the United States District Court.

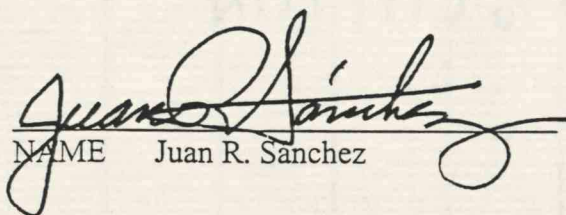
33. Is there anything in your background that could be embarrassing when thoroughly investigated?

There is nothing in my personal or professional background that will cast doubt on my candidacy for a Federal judicial position.

34. Do you feel that your practice has offered you the opportunity of being a good administrator?

I have developed an excellent reputation as a hardworking and fair judge who is willing to use creative tools to assist the litigants in settling cases outside the courtroom in a cost-effective and efficient manner. This success is attributable to the experience I gained as a trial lawyer. During my tenure with the Public Defender's office, I managed a full caseload of 350 to 400 cases annually with a disposition rate of 25 to 30 cases per month. Further, I maintained a general civil practice and was active in the legal profession and the community. This experience provided me with the skills and ability to confront and tackle the backlog of 804 civil cases I inherited when I became a judge. Employing an aggressive no-continuance policy, encouraging parties to use the Chester County Civil Settlement Program, ADR options, low-high binding arbitrations and other creative settlement tools to avoid lengthy trials, I reduced the backlog of trial ready cases to 47 within an 18 month period of time. Moreover, this experience has allowed me to try over 89 jury trials without reversible errors.

35. Kindly date and sign your name at the conclusion of your answers.


NAME Juan R. Sanchez

2-23-01
DATE

JUAN R. SANCHEZ, ESQUIRE

A candidate for Judge of the Chester County Court of Common Pleas

A classic American story, Juan R. Sanchez came to this country from his native Puerto Rico. He was thirteen years old and did not speak the English language. With hard work and determination, and availing himself of the opportunities afforded to him by this great country, he graduated eighth in his high school class and graduated with honors from City College of the City University of New York. He received seven merit scholarships and graduated cum laude. He obtained a law degree from the University of Pennsylvania Law School in 1981 and received the Benjamin R. Jones Award for demonstrated concern for humanity and law. Since then he has moved to a higher level of legal skills and a deep commitment to helping others to make their American Dream come true.

AN EXPERIENCED, INVOLVED LAWYER

As a young lawyer, Sanchez worked for two years as Staff Attorney to the Legal Aid of Chester County, and recovered the first attorney's fee for Legal Aid under the Equal Access to Justice Act. Working as a Senior Trial Attorney for the Chester County Public Defender's Office since 1983, he represented over 2,500 citizens, including 65 jury trials and 40 non-jury trials. He manages an annual caseload of 350-400 felony and misdemeanor cases, and his appellate practice includes arguing before both the Pennsylvania Superior and Supreme Courts. He has maintained a private law practice since 1983, handling a wide variety of legal issues. His civil litigation experience includes administrative hearings, arbitrations, non-jury trials and jury trials.

Professionally active, Sanchez assisted in the formation of the educational John E. Stively, Jr., American Inn of Court and was appointed a Master in 1996. He served as Vice President of the Board of Directors of Legal Aid of Chester County, and he was appointed to the Chester County Ad Hoc Committee of the Pennsylvania District Justice Project in 1987 by the Honorable Leonard Sugerman. He also has served as a volunteer lawyer for the Chester County Bar Association Legal Education Youth and Pro Bono Programs, and as a member of the Chester County Planning Commission Policy Plan Committee. He is a member of the Hispanic Bar Association, the Pennsylvania Association of Criminal Defense Lawyers and an individual member of the National Association of Housing and Redevelopment Officials.

Politically active for the past six years, Sanchez has served as Republican Committeeman for Downingtown. He has served as a member of the Republican Campaign committee and, for one year, as Candidate Profile Subcommittee Chairman. He has served for four years as Assistant General Counsel to the Republican Party and Vice Chairman of the Area 12 Republican committees. He has also served four years as a member of the 155th District Advisory Board. He has worked on numerous Republican candidates' campaigns.

RECOGNIZED FOR HIS ABILITY AND LEADERSHIP

The Chester County Bar Association's 1993 Judicial Poll found Sanchez qualified for position of Judge of the Chester County Court of Common Pleas.

He was recognized for his leadership and efforts in developing affordable housing by the U.S. Department of Veterans Affairs Hospital, and he is a frequent inspirational guest speaker at local schools.

Sanchez has extensive service on community agencies' boards and committees, including a five-year term as Commissioner for the Housing Authority of the County of Chester, the Corporate Board of Directors of the YMCA of Central Chester County, Riverside Care of Chester County, Downingtown Little League, Downingtown Home Rule Charter Commission, Babe Ruth Baseball League, Benefit Group and Fire Department Ad Hoc Committee; and Centro Guayacan, a multi-cultural Educational community center.

Juan R. Sanchez

Building a better future through professional excellence and commitment to public service

The Honorable Juan R. Sánchez
Court of Common Pleas
15th Judicial District of Pennsylvania
2 North High Street, Suite 102
P.O. Box 2748
West Chester, Pennsylvania 19380-0991
(610) 344-6184

PROFESSIONAL EXPERIENCE

MacElree, Harvey, Gallagher, Featherman & Sebastian
West Chester, PA

1997

Trial Attorney

Trial attorney in the Civil Litigation Division handling personal injury, employment and civil rights cases.

Chester County Public Defender's Office
West Chester, PA

1983-1997

Senior Trial Attorney

As a Juris Doctor graduate of the University of Pennsylvania Law School, I have handled over 2,500 cases, including approximately 65 jury trials and 40 non-jury trials.

- Assigned to eight murder cases, including two death penalty cases during my tenure with the Public Defender's Office.
- Responsible for managing an annual caseload of approximately 350-400 felony and misdemeanor cases, with a disposition rate of 25-30 cases per month.
- Extensive experience in appellate practice, including arguments before the Pennsylvania Superior and Supreme Courts.
- Representation of indigent clients has also included mental health law, juvenile law, forfeitures and proceedings under the Protection from Abuse Act.

Private Practice of Law
West Chester, PA

1983-1997

General Legal Practice

General legal practice with concentration in the areas of personal injury litigation, worker's compensation, juvenile dependency, parental termination, adoptions, custody and family, employment, social security, disability and educational matters.

- Civil litigation experience includes administrative hearings, arbitrations, non-jury and jury trials.

Legal Aid of Chester County
West Chester, PA

1981-1983

Staff Attorney

I worked with Legal Aid of Chester County under the auspices of the Reginald Heber Smith Community Fellowship Program from September 1, 1981 to July 1, 1983.

- Handled a full caseload involving a wide variety of areas, including unemployment compensation, social security disability, immigration, landlord-tenant, spousal abuse, family matters and federal and state appeals.
- Provided assistance and support to grassroots community groups and organizations helping the unemployed and homeless in our community.
- Recovered funds for Legal Aid through ground-breaking litigation under the Equal Access to Justice Act.

EDUCATION

University of Pennsylvania Law School
Philadelphia, PA

1981

Juris Doctor

Honors & Awards:

- Benjamin R. Jones Award (given to the graduating student who has demonstrated concern for humanity and law by outstanding contribution to the public interest through legal and law school affiliated activities).

Activities:

- Frederick Douglas Moot Court Competition; Special Admissions Subcommittee; Latino Law Student Organization; Hispanic Law Newsletter Editor.

City College of the City University of New York
New York, NY

1978

Bachelor of Arts in Political Science (Cum Laude)

Merit Scholarships:

Awarded seven (7) merit scholarships which assisted in financing my legal and undergraduate education:

- Council on Legal Educational Opportunities Scholarship;
- Samuel and Esther Shapiro Scholarship;
- Felix Cohen Award;
- United Federation of Teachers Scholarship;
- Study Abroad Scholarship;
- Edwin Gould Scholarship; and
- Judge William B. Jones Memorial Scholarship Award

Dewitt Clinton High School
Bronx, NY

High School Regency Diploma

Honors & Awards:

- Ranked 8th out of 1,001 graduating seniors

P R O F E S S I O N A L S E R V I C E

Pennsylvania Supreme Court

Appointed 2000 Committee on Racial and Gender Bias in the Justice System.

Pennsylvania Conference of State Trial Judges Judicial Ethics Committee

Appointed 1998 to fill a vacancy created by Judge Marjorie Lawrence's retirement for a period of three (3) years.

Liaison between the Common Pleas Court and District Justices of Chester County

Appointed 2000 by President Judge Howard F. Riley, Jr.

Pennsylvania Conference of State Trial Judges Criminal Law Committee

Appointed December 1999 to the Criminal Law Section.

Honorable John E. Stively, Jr., American Inn of Court

Assisted in the formation of an organization of experienced trial lawyers teaching trial advocacy skills to new practicing attorneys.

The J. Willard O'Brien American Inn of Court in Villanova, Pennsylvania

Master - Invited to join other Federal and State judges to assist in the formation of the J. Willard O'Brien American Inn of Court.

Legal Aid of Chester County, Inc.

Vice President, Board of Directors, 1994 - 1997

Chester County Bar Association Legal Education Youth and Pro Bono Programs

Volunteer Attorney

Chester County Planning Commission Policy Plan Committee

Appointed to Policy Plan Committee to assist in the preparation of the Chester County Comprehensive Plan. (January 5 - August 17, 1994)

Chester County Ad Hoc Committee of the Pennsylvania District Justice Project

Appointed as a member by the Honorable Leonard Sugerman, 1987. This committee formulated guidelines and recommendations for District Justices to follow in summary cases.

United Way of Chester County

Member - Board of Directors (1996-97)

Advisor for Strategic Planning Committee (1999)

PROFESSIONAL RECOGNITION

Chester County Bar Association's 1993 and 1997 Judicial Poll

Found qualified for the position of Judge of the Chester County Court of Common Pleas.

Honorable John E. Stively, Jr., American Inn of Court's Executive Committee

Recognized and promoted to Master in 1996.

Department of Veterans Affairs Hospital

Recognized for leadership in developing affordable housing and efforts in providing legal services to those with limited financial resources.

LaComunidad Hispana

Distinguished Community Service Award, 1999.

PROFESSIONAL AFFILIATIONS

Member, Chester County Bar Association

Member, Honorable John E. Stively, Jr., American Inn of Court

Master, The J. Willard O'Brien American Inn of Court in Villanova, Pennsylvania

Member, Hispanic Bar Association

Past Member, Pennsylvania Association of Criminal Defense Lawyers

Past Individual Member, National Association of Housing & Redevelopment Officials

COMMUNITY SERVICE

The Volunteer English Program in Chester County

Board Member (1998-present)

Housing Authority of the County of Chester

Appointed to five-year term by the Chester County Commissioners to serve as
Commissioner for the Housing Authority (July 1992)

Corporate Board of Directors of the YMCA of Central Chester County

Board Member and Chairman of the Public Policy Committee

Chester County Hospital

Board Member (1997)

Board Member and Chairman of the Public Policy Committee

Riverside Care of Chester County

Advisory Board Member (1992 - 1997)

United Way of Chester County

Advisor Strategic Planning Committee (1999)

Downingtown Little League

Coach and member of the Board of Directors (1988-1993)

Downingtown Home Rule Charter Commission

Member 1992-1993

Downingtown Babe Ruth Baseball League

Coach and member of the Board of Directors (1993-Present)

Downingtown Benefit Group, Inc.

Member 1988-1997

Downingtown Fire Department Ad Hoc Committee

Member 1991

Centro Guayacan (formerly Casa Nueva Vida, Inc.), a multi-cultural educational community center

Chairman, Board of Directors (1981-1983)

Frequent guest speaker at local elementary, middle and high schools to share my personal and professional experiences with students and stress the importance of education as a vehicle of individual enrichment and empowerment.

POLITICAL ACTIVITIES

Republican Committeeman

Precinct - East Downingtown West, 1990 to 1997

Assistant General Counsel to Republican Party

1990-1994

Vice Chairman, Area 12 Republican Committee

1990-1994

Republican Campaign Committee

Member 1990—1996

Republican Campaign Committee

Candidate Profile Subcommittee Chairman

1995-1996

155th District Advisory Board

Member 1990—1994

Worked on numerous Republican candidates campaigns at the county and local level, including State Representative Jim Gerlach, Judge Paula F. Ott, Commissioner Karen Martynick, Downingtown Borough Councilman Earl Reynolds, District Justice Rita A. Arnold, Campaign Coordinator for Sandra Schultz Newman, Councilman William Mason, Representative Curt Schroder, Governor Tom Ridge, Congressman Robert S. Walker and Surrogate Speaker for Senator Rick Santorum, and appointed to the Citizens for Good Judges Committee.

BAR ADMISSION

Chester County Court of Common Pleas

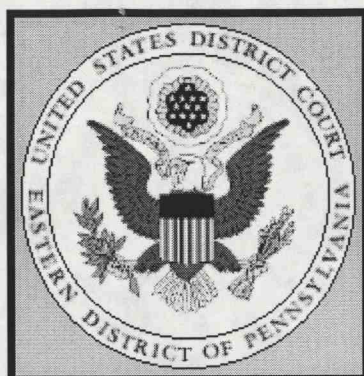
May 27, 1982

Supreme Court of Pennsylvania

July 1, 1982

United States District Court
Eastern District of Pennsylvania

July 10, 1986


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Please see Mail Sent to the Court for information on how to include the following address information of the judicial officers of United States District Court, Eastern District of Pennsylvania, on correspondence. Procedures for these officers can be found here.

PHILADELPHIA LOCATION

District Court Judge	Room No.	Zip Code
James T. Giles, Chief Judge	Room # 17614	19106-1771
Robert F. Kelly	Room # 11613	19106-1765
Franklin S. VanAntwerpen (also see Easton below)	Room # 5118	19106-1754
Jan E. Dubois	Room # 12613	19106-1766
Herbert J. Hutton	Room # 9614	19106-1764
Jay C. Waldman	Room # 9613	19106-1763
Ronald L. Buckwalter	Room # 14614	19106-1755
William H. Yohn, Jr.	Room # 14613	19106-1753
Harvey Bartle, III	Room # 16614	19106-1752
Stewart Dalzell	Room # 5614	19106-1756
John R. Padova	Room # 6614	19106-1759
J. Curtis Joyner	Room # 8613	19106-1751
Eduardo C. Robreno	Room # 7614	19106-1745
Anita B. Brody	Room # 4000	19106-1744
Bruce W. Kauffman	Room # 5613	19106-1776
Mary A. McLaughlin	Room # 3809	19106-1748
Petrese B. Tucker	Room # 3810	19106-1751
Berle M. Schiller	Room # 5918	19106-1747
Richard Barclay Surrick	Room # 4001	19106-1752

Senior Judge	Room No.	Zip Code
John P. Fullam	Room # 15614	19106-1780
Charles R. Weiner	Room # 6613	19106-1770
Donald W. VanArtsdalen	Room # 3040	19106-1779
J. William Ditter, Jr.	Room # 3040	19106-1769
Clarence C. Newcomer	Room # 13614	19106-1778
Clifford Scott Green	Room # 15613	19106-1781
Louis C. Bechtle	Room # 17613	19106-1784
Louis H. Pollak	Room # 16613	19106-1777
Norma L. Shapiro	Room # 10614	19106-1774
Thomas N. O'Neill, Jr.	Room # 4007	19106-1749
James McGirr Kelly	Room # 8614	19106-1762
Marvin Katz	Room # 13613	19106-1750
Edmund V. Ludwig	Room # 12614	19106-1775
Lowell A. Reed, Jr.	Room # 11614	19106-1705

U.S. Magistrate Judge	Room No.	Zip Code
James R. Melinson, Chief Judge	Room # 3000	19106-1743
M. Faith Angell	Room # 3030	19106-1742
Arnold C. Rapoport (see Allentown below)	-----	-----
Charles B. Smith	Room # 3006	19106-1741
Diane M. Welsh	Room # 3029	19106-1740
Thomas J. Rueter	Room # 3038	19106-1739
Carol Sandra Moore Wells	Room # 3016	19106-1738
Jacob P. Hart	Room # 3041	19106-1768
Linda K. Caracappa	Room # 3042	19106-1789
Tullio Gene Leomporra (also see Reading below)	Room # 2719	19106-
Peter B. Scuderi	Room # 3015	19106-1737

Office of the Clerk of Court United States District Court Eastern District of Pennsylvania Office of the Clerk of Court U.S. Courthouse 601 Market Street, Room 2609 Philadelphia, PA 19106-1797 Phone: (215) 597-7704 Fax: (215) 597-6390
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**DIVISIONAL OFFICE
LOCATIONS**

Allentown
Honorable Arnold C. Rapoport 504 Hamilton Street Room 3401 Allentown, PA 18101-1500
Michael E. Kunz Clerk of Court 504 Hamilton Street Room 1601 Allentown, PA 18101-1500 Phone: (610) 434-3896 Fax: (610) 434-6174

→ magistrate

Reading
Honorable Tullio Gene Leomporra The Madison Building, 5th Floor 400 Washington Street Reading, PA 19601-3915

→ magistrate

Easton
Honorable Franklin S. VanAntwerpen Holmes Building Second and Ferry Streets Easton, PA 18042-7722

— active

Withdrawal Marker

The George W. Bush Library

FORM	SUBJECT/TITLE	PAGES	DATE	RESTRICTION(S)
Letter	[Letter] [with Attachments] - To: Brett Kavanaugh	49	06/15/2001	MAC 9/9/2003 P2; P5; P6/b6;

**This marker identifies the original location of the withdrawn item listed above.
For a complete list of items withdrawn from this folder, see the
Withdrawal/Redaction Sheet at the front of the folder.**

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Counsel's Office, White House

SERIES:

Kavanaugh, Brett - Subject Files

FOLDER TITLE:

Pennsylvania Judicial Candidates [5]

FRC ID:

9123

OA Num.:

342

NARA Num.:

238

FOIA IDs and Segments:

2018-0016-P

2017-0345-F

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]
- P5 Release would disclose confidential advise 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]

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

Deed of Gift Restrictions

- A. Closed by Executive Order 13526 governing access to national security information.
- B. Closed by statute or by the agency which originated the document.
- C. Closed in accordance with restrictions contained in donor's deed of gift.

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

- b(1) National security classified information [(b)(1) of the FOIA]
- b(2) Release would disclose internal personnel rules and practices of an agency [(b)(2) of the FOIA]
- b(3) Release would violate a Federal statute [(b)(3) of the FOIA]
- b(4) Release would disclose trade secrets or confidential or financial information [(b)(4) of the FOIA]
- b(6) Release would constitute a clearly unwarranted invasion of personal privacy [(b)(6) of the FOIA]
- b(7) Release would disclose information compiled for law enforcement purposes [(b)(7) of the FOIA]
- b(8) Release would disclose information concerning the regulation of financial institutions [(b)(8) of the FOIA]
- b(9) Release would disclose geological or geophysical information concerning wells [(b)(9) of the FOIA]