

OFFICERS

2017 - 2018

IN BRIEF

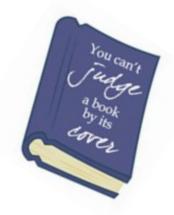
FEDERAL JUDICIAL **ASSISTANTS ASSOCIATION** Volume 16, Issue 3 **July 2018**

Letter from the President

Lynn L. Magee

Dear All:

You have probably heard the saying "You can't judge a book by its cover," right? It's a simple caution to not form an opinion of someone (or something) based purely on what you see, and a calling to pause and take a deeper look because that person (or that thing) may be very different than what we expected.



The saying goes back to June 1867, to an article in the Piqua Democrat (Piqua, Ohio), which read: "Don't judge a book by its cover, see a man by his cloth, as there is often a good deal of solid worth and superior skill underneath a jacket and valler pants."



In an effort to know you-I mean truly know you-I am calling on as many of you as are willing to be transparent and share your life-changing story. Maybe you have walked a parent through dementia, a daughter through cutting, someone you know and love through a cancer journey.

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CIRCUIT NEWS

Letter from the President Cont. Lynn L. Magee



Maybe, on a lighter note, you decided to take up skydiving at the age of 55. After receiving your submissions, I will then compile the short stories and either ask you to share them personally, or I will present them for you if you choose to remain anonymous or cannot be in attendance at our closing banquet. E-mail me at lynn_magee@mnd.uscourts.gov. Tell me your story, and give me your blessing to work with you as we prepare for a special closing banquet. You may be feeling overwhelmed by your life's story. Please know that I will keep your confidence. Whatever your story and journey, please-share. I'm open to your thoughts and ideas about how we format the evening.

This Association is dear to me. I have met people who have become instant friends because of our Annual Conference. We are all in this together. Some of you have overcome tremendous obstacles. Life is made better when we know more about the *solid worth and superior skill underneath a jacket and yaller pants*.

Please <u>e-mail</u> me your life-changing story by Friday, August 3rd.



In brief

CIRCUIT NEWS



NOTICE TO MEMBERS - CHANCE TO WIN

Two \$100 cash prize winners will be drawn at the August annual conference in Grand Rapids, Michigan. It could be you by simply:

Recruiting a first time FJAA member between now and August 17.

Ask your recruit to list you as the recruiter on the membership application.

Renewal

✓ New Member

Recruiter (if applicable): Jane Doe, MIED

Renewing your membership for 2019 at the conference for a chance to win \$100.

For more information contact your Circuit Representative Submitted by your Membership Committee

Keeping up with our dedicated Retirees...

Donna Vinson MIED Sixth Circuit

Two times a charm!! Donna retired from the Court in 2017. She soon began another journey with her retired Judge Rosen. Her final retirement will be June 2018!

She is Done!!!!! Congrats and Best Wishes

Photo: Donna Vinson, Judge Roberts along with a few Court Staff and Judicial Assistants





Friday Optional Event

Beer Pairing Stations

New Holland's stationed service is four tables set up around the room with pairing stations at each table. Each station is thoughtfully paired with a beer from the most current beer menu. The effect is a beer and food pairing experience to evoke conversation, entertain, and allow guests a chance to stop and taste!

REGISTER HERE!

There will be a food selection at each of the four stations which are:
(1) Carved Roasts, (2) Appetizer Finger Food, (3) Charcuterie/Cheese, and (4) Contorno

wine and spirits also available





Have you registered yet??

If not, there's still time to sign up and visit beautiful West Michigan!

REGISTER HERE!

THINGS TO KNOW BEFORE YOU REGISTER:

- Your FJAA Membership must be current!
- Conference registration deadline is July 23, 2018
- You must register for the conference before booking your hotel room
- Hotel registration deadline is August 1, 2018



2018 FJAA CONFERENCE GRAND RAPIDS, MI

WANTED: DOOR PRIZES!!!!

The Grand Rapids Conference Committee needs your help. As in past years, the Committee is asking for items for door prizes. If you would like to participate, please bring with you donations from your state, region, district, and/or division. There are no rules. Any size, shape, or value accepted. It is so much fun to watch FJAA members open door prizes and see how happy it makes them. However, do remember that most people will be traveling by air and will have to pack it in a suitcase! Please bring your contribution with you to the registration table or contact Yvonne Carpenter (Yvonne Carpenter@miwd.uscourts.gov) to send your donations directly to us.

Thank you in advance! We really appreciate your participation.



FIRST CIRCUIT— Christie Clifford

FIRST CIRCUIT UPDATE by CHRISTIE CLIFFORD

The First District Court's annual Employee Luncheon & Recognition Program was held on March 29, 2018 at the Harraseeket Inn in Freeport, Maine. This year's award recipients include:

Employee of the Year: Devon Richards

Professional or Outstanding Performance Award: Julie Rodrigue

Special Act or Service Award: Michele Mitchell, Jennifer Driscoll and Nick Gordon

Suggestion Award: Jennifer Driscoll

Best Team Player: Matt Day

Enthusiasm Award: Christie Clifford Conscientious Award: Carianne Sawyer

Community Service Award: Melissa Merenberg

Chief Judge's Awards: Sarah McNamara and Suzanne Melton.

In addition, we celebrated the conclusion of the Court's Passport Program. More than 35 employees participated in the Program, with 25 individuals earning the top prize of Jet Setter for visiting 13 or more "countries."

We also celebrated career milestones for:

Lindsey Caron, Devon Richards, Jennifer Driscoll and Amy Rydzewski for reaching their 10-year mark; Monica Bigley was recognized for her 25 years of service to the Court; and Carol Plummer's 35 year service.

RETIREMENT AND STAFFFING CHANGES!



In April, Carol Plummer retired following 35 years of service to the District Court. Carol worked in the US Attorney's Office from February 1983 to June 1989; she then came to the United States District Court as the Judicial Assistant for Magistrate Judge Keith, 1989-1991, Magistrate Judge Beaulieu, 1992-2000, Magistrate Kravchuk, 2000-2014 and then for Magistrate Judge John Nivison from 2014-2018.

Following, Carol's retirement, Maureen Snow, who worked with Judge Woodcock for 39 years (24 years in private law practice and 15 years with the court), is now working with Hon. John Nivison.

March 2018 - Judge Woodcock selected Carianne Sawyer to be his next Judicial Assistant. Carianne began working in the Portland Clerk's Office as a Case Manager in March 2016.

Following, Carianne's move upstairs, Stacey Graf from the Portland Probation Office was hired to replace Carianne as a Case Manager. Stacey has 18 years of experience working in our District and will begin working with us on June 11.

FIRST CIRCUIT Cont.— Christie Clifford

There have been a few other changes this year in our District as well. They are:

January 2018 - Sara Foss was selected to serve as our Jury Administrator. Sara has been working in the jury area for a few years. Sara was hired in September 2014 as the Administrative Specialist.

April 2016 – Following Sara's move to Jury Administrator, Jennifer Wood was hired to serve as the Executive Assistant in the Clerk's Office. Jenny had been the executive assistant to the Vice President and Dean of Admissions at Colby College since 1999. Before her employment at Colby College, Jenny worked as an assistant clerk at the Waterville District Court for nine years.

April 2018 – Matthew Day was selected to serve as the Court's Director of Information Technology. Matt has great technical skills and has extensive experience leading a group of professionals in his capacity as Staff Sargent in the Army National Guard.



On March 31, 2018, Chief United States Probation and Pretrial Services Officer Karen-Lee Moody retired from her service to the District of Maine. Chief Moody has served this District with distinction for more than twenty-seven years with the last eleven years as Chief.

Kimberly Rieger succeeds Karen-Lee Moody as the next Chief. The Court welcomed Kim on March 23, 2018. She began her career with the United States District Court in Topeka, Kansas in 1999 followed by her appointment to Supervisory United States Probation Officer for Western District of Oklahoma. Most recently she has been the Deputy Chief United States Probation Officer for the Western District of Oklahoma. Kimberly holds a bachelor of arts in political science with a minor in criminology from the University of Oklahoma and a Masters of Corrections Administration from Washburn University, where she graduated with Honors, and later taught as an adjunct instructor for the School of Criminal Justice.



Sadly, retired U.S. Magistrate Judge Eugene W. Beaulieu passed away on April 29, 2018. Judge Beaulieu served the Court from 1992 – 2000. He grew up in Old Town, Maine. Before serving as our Judge, he practiced law in the Old Town area for two decades and served as assistant county prosecutor for Penobscot and Piscataquis counties for eleven years. He was appointed Judge to the 3rd District Court in Bangor in 1980 and then elevated to Justice at the Penobscot County Superior Court in 1985, where he served until his appointment to United States Magistrate Judge on January 21, 1992. More importantly, he was bright, thoughtful, funny, sincere and beloved by everyone who interacted with him. He had a Cheshire cat smile that would light up a room. We were proud to have had him in our court family.

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SECOND CIRCUIT—Janet Hansen



NEWS FROM AROUND THE SECOND CIRCUIT:

Court of Appeals:

On May 19, 2018, Chief Justice John G. Roberts, Jr., designated Judge José A. Cabranes of the Second Circuit Court of Appeals to serve as Presiding Judge of the United States Foreign Intelligence Court of Review ("FISCR"). Judge Cabranes was appointed to a seven-year term of the Foreign Intelligence Surveillance Court of Review on August 9, 2013, and will be the Presiding Judge for the remainder of his term on the Court of Review.

Here is a little background information on the Foreign Intelligence Surveillance Courts for those not familiar with them. The Foreign Intelligence Surveillance Court ("FISC") was established in 1978 when Congress enacted the Foreign Intelligence Surveillance Act ("FISA"), which is codified, as amended, at 50 U.S.C. §§ 1801-1885c. The Court sits in Washington, D.C. and is composed of eleven federal district court judges who are designated by the Chief Justice of the United States. Each judge serves for a maximum of seven years and their terms are staggered to ensure continuity on the Court. By statute, the judges must be drawn from at least seven of the United States judicial circuits, and three of the judges must reside within 20 miles of the District of Columbia. Judges typically sit for one week at a time, on a rotating basis. The current Presiding Judge of the FISC is Judge Rosemary M. Collyer, of the United States District Court for the District of Columbia.

Pursuant to FISA, the Court entertains applications submitted by the United States Government for approval of electronic surveillance, physical search and other investigative actions for foreign intelligence purposes. Most of the Court's work is conducted *ex parte*, as required by statute, and due to the need to protect classified national security information.

The FISCR was also established by Congress in the FISA Act. This Court sits in Washington, D.C. too; but is composed of three federal district court or appeals court judges who are designated by the Chief Justice of the United States. The FISCR was established to review the decisions of the FISC. The FISCR currents consists of Judge José A. Cabranes (Presiding) of the Second Circuit, Judge David B. Sentelle of the District of Columbia Circuit, and Judge Richard C. Tallman of the Ninth Circuit.

Additional information regarding both of these Courts can be found on the FISC's website: http://www.fisc.uscourts.gov.

Congratulations to Judge Cabranes on his designation as Presiding Judge of the FISCR!

SECOND CIRCUIT Cont.—Janet Hansen

District of Connecticut:

On May 1, 2018, Robert M. Spector was sworn in as a United States Magistrate Judge for the District of Connecticut, replacing Magistrate Judge Joan Margolis who retired on April 30, 2018. Magistrate Judge Spector's investiture was held at the U.S. Courthouse in New Haven, CT, with a lovely reception following. Magistrate Judge Spector received his B.A., summa cum laude, from Colgate University in 1993, and received his J.D. from Yale Law School in 1996. From 1996-1998, Magistrate Judge Spector served as a law clerk for Judge Alan H. Nevas at the U.S. District Court in Bridgeport, CT. From 1998-2001, he worked as a state prosecutor in the Appellate Bureau of the Connecticut Chief States Attorney's Office. During this time he also taught as an adjunct professor at the University of Connecticut Law School. In 2002, Magistrate Judge Spector began serving as an assistant U.S. Attorney with the U.S. Attorney's Office in New Haven, CT. He served as a supervisor in various capacities throughout his tenure there until his appointment to the bench.

We wish Magistrate Judge Spector every success in his new position!

Southern District of New York:

On April 19, 2018, Ona T. Wang was sworn in as a United States Magistrate Judge for the Southern District of New York, replacing Magistrate Judge Andrew J. Peck. When selected for the position, Magistrate Judge Wang had been a partner for 11 years in the litigation department at the law firm of BakerHosteller in New York City. She is a Master in the Federal Bar Council's Inn of Court and is a life fellow of the American Bar Foundation. Magistrate Judge Wang holds an A.B. from Harvard University, a J.D. from New York University Law School, and a Ph.D. in zoology from Duke University. Magistrate Judge Wang also served as a law clerk for Judge Deborah A. Batts from 1998-2000.

Congratulations Magistrate Judge Wang on your appointment to the bench!

That's about all the news we have right now. We send everyone our best wishes for a safe and fun summer!

Janet F. Hansen Judicial Assistant to Judge José A. Cabranes



THIRD CIRCUIT—Iris Liriano



1st Annual Chili Cook Off

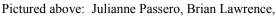
On April 4, 2018, the District Court Clerk's Office for the District of New Jersey held their First Annual Chili Cook-Off with six contestants. Upon arrival, you paid \$6 which entitled you to a sampling of each pot of chili, a small cup of chili of your choice with white rice, toppings such as sour cream and cheddar cheese, and a bottled water or canned drink

Each pot of chili was assigned a number and the following names: Lil Kick, El Jefe, Spicy Chipotle, Chili Chili Bang Bang, and Spicy Pineapple Chili.

Upon tasting each sampling of the chili, you would cast your vote by placing your selection in a basket. Thereafter, you picked your cup of chili with rice and drink. We had such a great time socializing while enjoying our favorite cup of chili. Although, some people were having a hard time making a decision.

First, Second, and Third prize winners were presented with an engraved wooden spoon reflecting their place. Our 1st place winner was Julianne Passero (Spicy Chipotle Chile #1), the 2nd place winner was Brian Lawrence (Chili Chili Bang Bang #2), and the 3rd place winners which was a tied were George Lane (El Jefe #4) and Jaqueline Lockwood (Spicy Pineapple Chili #5). Congratulations to all of our winners and we hope the Clerk's Office continues this delicious annual tradition.





George Lane and Jacqueline Lockwood





Pictured above:Brian Larence, Julianne Passero, George Lane and Jacqueline Lockwood.

THIRD CIRCUIT Cont.—Iris Liriano

Retirement Seminar

On April 18, 2018, I attended a retirement benefits seminar that touched on the health benefits portion of retirement, among other insurances the government offers. To my pleasant surprise, we have a Federal & Postal Benefits Specialist whose name is Michael Vining. While each state has a specialist assigned to it, he is the specialist for New Jersey. Mr. Vining went over the health benefits during retirement and talked about Federal Long Term Care Insurance which he said statistically about 70% of people will need this type of insurance since we are living longer than past generations. He discussed how much money you should plan on taking out annually during retirement, to do your homework for retirement 5 years out by starting your paperwork, checking on your beneficiaries and verifying your years of service with your Human Resources Specialist. Furthermore, if you are married, what you will need to do to cover your spouse in the event he outlives you, and to also complete a survivor annuity form.

A GEHA representative along with AETNA and Blue Cross and Blue Shield were there to discuss health benefits and Medicare. He stated that you should never CANCEL your health benefits if you decide to buy private insurance in lieu of your government health insurance. He said you can suspend the plan but never CANCEL it. He couldn't emphasize that enough. Did you know if you cancel your health insurance during retirement and decide you want to reenroll, you will need to join the govern-

ment again for 5 years in order for you to qualify for health insurance benefits?

An AFLAC representative was there to talk about the "ouch" insurance. This is the first time, AFLAC is providing this insurance to federal employees and were doing so at a discounted rate. It was interesting to learn how that type of insurance works.

The website to find out who your benefits coordinator is in your state is: www.benefitcoordinators.com.



A View from the Top Seminar

On April 23, 2018, the Metropolitan Northern New Jersey Federal Executive Board (FEB) and Women in Government (WIG) Council hosted a View from the Top Seminar. The event took place at The Westwood, which is a lovely venue. Every year the seminar is held at the Westwood and is represented by various federal agencies. Because I was awarded the FEB's 2017 Outstanding Executive Assistant, I was invited as a guest, as well as, Susan Travis, who was awarded Woman of the Year. We were acknowledged at the event and at the conclusion of the seminar were presented with a beautiful faux orchid plant.

This year's topics included an Acupuncture Presentation by Aleksandra Mihajlovic who is the owner of Sasha Acupuncture & Herbal Medicine in Montclair, NJ. There was a panel discussion on the Generational Divide which was moderated by the enthusiastic and talented Ms. Diane Johnson, who is a retried Director of the U.S. Department of Housing and Urban Development. The panelists included Ms. Paula Heacock, Assistant Port Director, U.S. Customs & Border Protection, Mr. Bradyley Cohen, ASAC, FBI, Ms. Alessandra Penswater, TSA/Coast Guard Reserves, Ms. Marjorie Perry, MZM Construction & Management, R. Scott Ruben, Section Chief, NY Field Office, USCIS, and Mr. Marquis Whitney, Esq., Judicial Law Clerk, U.S. District Court. The seminar continued with the Covey Method by Quathisha Epps, Lt, N.Y.P.D, a presentation by Juanity J. Day of Strategic Execution Associates and our Keynote Speaker was the Hon. Stacey Meisel, U.S. Bankruptcy Court, District of N.J. The program concluded thereafter.

THIRD CIRCUIT Cont.—Iris Liriano

Walking Tour

On April 26, 2018, a walking tour was arranged by Newark Historian Rob Steinbaum accompanied by approximately 25 people. Every year, Hon. Michael Chagares, Circuit Judge, arranges to have this tour take place which gives Chambers staff, law clerks and interns an opportunity to see the many historical sites in the City of Newark. We proceeded to walk on Broad Street which is the main street in the downtown area of Newark. There we stopped at our first historical site which is the First Protestant Church. Rob gave us a brief history of the church. Near the church was the first train station which is now vacant. This part of the station was supposed to be part of the Prudential Center, a venue that hosts games as well as concerts, but it was never restored.

We continued on our walking tour to the train station to take the light rail. Our first stop was Park Avenue to visit the Cathedral Basilica of the Sacred Heart. As we entered the Cathedral to admire the beauty within, there was a priest giving a tour to a group of students. Our group walked around and took several photos. Since the student tour was ongoing, we decided to leave and proceeded to Branch Brook Park to eat lunch. The Cherry blossom trees were in peak season and what a beauty they are. After we ate, we strolled through the park and entered the residential area to view some of the charming and historical homes. As we neared the conclusion of the tour, we eagerly marched our way to the train station to sit down. We were exhausted from all the walking. However, we were all glad we attended this tour as we learned so much history of the City of Newark in 3 hours.

Naturalization Ceremony

On April 27, 2018, the United States District Court for the District of New Jersey held a Naturalization Ceremony in the Frank R. Lautenberg Post Office & Courthouse Building. The Hon. Jose L. Linares, Chief Judge of the United States District Court presided over the event. There was a lot of thought put into this program. Almost everyone who participated in it was someone who was naturalized in the United States. I was impressed by this creativity. This vision gave the newly naturalized citizens hope that they too can someday aspire to be anyone they want to be.

I especially enjoyed the Hon. Esther Salas's remarks to the naturalized citizens who represented 21 countries. Judge Salas presented each citizen with their certificate and even had her picture taken with each person. The Newark Boys Chorus School performed two songs titled "Give Us Hope" and "Remember Me Wherever You Go" which was quite the entertainment. This was a very compelling ceremony that I've had the pleasure of witnessing. Court staff, the newly naturalized citizens and families enjoyed light refreshments served in the Great Hall following the ceremony.

Hope you all have a great summer!

Iris







FOURTH CIRCUIT — Johnna Oehlsen



Happy Spring Everyone! The East Coast has been under flood watches for most of May but that hasn't stopped activities and events in the courthouses. Check out some of what's been going in the Fourth Circuit.

Enjoy the spring flowers and the warmer weather! Johnna

<u>Art Exhibits – USDC – Southern Division</u>

Since its inception in 1996, the U.S. District Court's art program at the Greenbelt courthouse has contributed greatly to our region's cultural environment. The original purpose of the program was to feature works by Maryland artists, but over the years it has expanded to include international art. With exhibits in quilting, photography, sculpture, and painting, the program continues to call attention to the diverse interests and creative talents of local artists and the importance of their contributions to society.

On May 7, 2018 "The Camera and Three Lenses" Exhibition opened featuring the photography of William Anderson, Mignonette Dooley and Bruce McNeil. This exhibition presents three unique perspectives of the world through the lenses of three diverse and dynamic photographers and is presented by The University of Maryland University College Arts Program. William Anderson presents scenes of rural life and brings an edge of social justice to his work as he documents the harsh conditions and struggles of poor communities. Mignonette Dooley explores color and abstract forms by looking at everyday scenes as things of beauty. Bruce McNeil's art invites discussion of how people interact in different environments. Much of his work combines images of spaces and environments with contrasting pictures of people and objects to create new ways of seeing the images. Together, the works in this exhibition engage viewers in a discourse, inviting them to look at the world through multiple views and encouraging conversation about these viewpoints.



"Apple" by Mignotte Dooley

FOURTH CIRCUIT Cont.

The Northern District of West Virginia hosted a Career Day for local Elementary School students. Students sat in as Grand Jurors for the case of United States of America v. The Big Bad Wolf. After the US Attorneys received a unanimous vote to indict the Big Bad Wolf they processed the case from start to finish hearing from each department on their role in a federal case.





Robert K. Hur Is Sworn In As The 48th United States Attorney For The District Of Maryland

On Friday, May 18, 2018, United States Chief District Judge James K. Bredar presided over the investiture of Robert K. Hur as the 48th United States Attorney for the District of Maryland.

As U.S. Attorney, Mr. Hur is the chief federal law enforcement officer in the District of Maryland. Mr. Hur will oversee the investigation and litigation of all criminal and civil cases brought on behalf of the United States in the District of Maryland. He will supervise an office of approximately 88 Assistant U.S. Attorneys and 72 support personnel, who handle a high volume of important cases including domestic and international terrorism, narcotics trafficking, organized crime, gang violence, public corruption, cybercrime, financial and healthcare fraud, and civil rights violations.

Before taking office as U.S. Attorney, Mr. Hur served as Principal Associate Deputy Attorney General with the Department of Justice in Washington, DC. In that position, Mr. Hur was a member of the Department's senior leadership team and the top aide to Deputy Attorney General Rod J. Rosenstein, assisting him with oversight of all components of the Department.

Mr. Hur served as an Assistant U.S. Attorney in the District of Maryland from 2007 to 2014, where he prosecuted gang violence, firearms offenses, and narcotics trafficking, as well as white-collar offenses including financial institutions fraud, public corruption, mortgage fraud, tax offenses, computer network intrusions, and intellectual property theft. He received the Attorney General's Distinguished Service Award for superior performance and excellence as a lawyer.

Before joining the U.S. Attorney's Office, Mr. Hur served as Special Assistant and later Counsel to the Assistant Attorney General in charge of the Criminal Division, where he handled counterterrorism, corporate fraud, and appellate matters.

In addition to his service with the Department of Justice, Mr. Hur was a litigation partner with a major law firm in Washington, D.C., where he represented companies and individuals facing criminal and regulatory enforcement actions before the Department of Justice, the Securities and Exchange Commission, and other federal agencies, as well as related civil litigation.

Mr. Hur began his legal career as a law clerk for the late William H. Rehnquist, Chief Justice of the United States, and Judge Alex Kozinski of the U.S. Court of Appeals for the Ninth Circuit.

FIFTH CIRCUIT—Penny Stautberg



FIFTH CIRCUIT COURT OF APPEALS

A lot has been happening in the Fifth Circuit, with more judges being confirmed by the day; however, a good number have not been sworn in.

<u>Judge Stuart Kyle Duncan</u> was sworn in as a Fifth Circuit Court of Appeals Judge on May 31, 2018, after being nominated by President Donald Trump on January 8 of this year to replace Senior Judge W. Eugene Davis. He was born in 1972 in Baton Rouge, LA. He went to LSU undergraduate school and received his JD in 1997 from LSU. In 2004 he received his LL. M. from Columbia Law School.

Professional Career:

Law clerk, Hon. John M. Duhe, Jr., U.S. Court of Appeals for the Fifth Circuit, 1997-1998

Private practice, Houston, Texas, 1998-1999

Assistant solicitor general, State of Texas, 1999-2001

Private practice, Austin, Texas, 2001-2002

Associate-in-law, Columbia Law School, 2002-2004

Assistant professor of law, University of Mississippi School of Law, 2004-2008 Appellate chief, Office of the Attorney General, State of Louisiana, 2008-2012 General counsel, The Becket Fund for Religious Liberty, Washington, D.C., 2012-2014

Private practice, Washington, D.C., 2014-2018



Judge Kyle Duncan

Judge Juan F. Alanis is the latest Magistrate Judge for the Southern District of Texas. As of this date I have not received a picture or biography.

I look forward to getting that information for the next newsletter.

UNITED STATES CIRCUIT JUDGE KURT D. ENGELHARDT UNIT-ED STATES FIFTH CIRCUIT COURT OF APPEALS



Kurt D. Engelhardt was nominated for a seat on the United States Fifth Circuit Court of Appeals by PresidentDonald J. Trump, confirmed by the Senate on May 9, 2018, and officially sworn in as a United States Circuit Judge May 15, 2018. Judge Engelhardt is based in New Orleans, Louisiana, at the John Minor Wisdom U.S. Court of Appeals Building.

Judge Engelhardt was previously nominated for a seat on the United States District Court for the Eastern District of Louisiana by President George W. Bush, and upon confirmation, was officially sworn in as a United States District Judge on December 14, 2001. While a District Judge, Judge Engelhardt served by designation on nine panels of the United States Fifth Circuit Court of Appeals. On October 1, 2015, he became Chief District Court Judge for the Eastern District of Louisiana, a position he held until joining the United States Fifth Circuit on May 15, 2018.

Judge Engelhardt served a two-year clerkship with Judge Charles Grisbaum, Jr. of the Louisiana Fifth Circuit Court of Appeals, located in Gretna, Louisiana. From there, he became associated with the Metairie law firm of Little, Metzger and Lamz (APLC), and worked in the downtown New Orleans of-

fice of that firm in 1988-89. He then joined law firm of Hailey, McNamara, Hall, Larmann & Papale, became a partner in July 1998, and practiced there until confirmation to the federal bench in December 2001.

Judge Engelhardt is a member of the Advisory Board of the New Orleans Chapter of The Federalist Society; a past member of the United States Judicial Conference Committee on Federal-State Jurisdiction; a member of the Board of Directors (and past president) of the New Orleans Chapter of the Federal Bar Association; a member of the American Judicature Society; and a member of the Federal Circuit Bar Association. He has served on the Fifth Circuit's Criminal Pattern Jury Instruction Committee, charged with updating and/or drafting pattern jury instructions district judges within the jurisdiction of the United States Fifth Circuit. Recently, he was appointed by Fifth Circuit Chief Judge Carl Stewart to chair the Circuit's Judicial Impairment Protocol Committee, established to create a framework for the judiciary to internally address disabilities of all types which may impact a judge's ability to handle her docket.

Judge Engelhardt is also a member of the American Bar Association, Jefferson Bar Association, Louisiana State Bar Association, New Orleans Bar Association, and the Phi Alpha Delta Law Fraternity. Judge Engelhardt serves on the Board of Directors of the Cancer Association of Greater New Orleans.

Please stay tuned for the next Newsletter.

I hope to see a lot of you in Grand Rapids in August.



SIXTH CIRCUIT— Debby Sawyer



I'M SO EXCITED!!! I JUST CAN'T HIDE IT!!!!

While this song was written and sung by The Pointer Sisters for a totally different reason than why I'm singing it, that song title says it all about how I feel about the upcoming FJAA Conference in Grand Rapids, Michigan!!!! I am so very excited!!! And you should be too!!!!

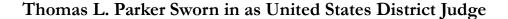
Being a representative of your chambers and your district imparts a valid sense of importance and belonging to something larger than yourself. Whether you attend alone or as part of a group, the sense of pride gained from this will be infectious throughout the year. As a bonus, you get to attend some of the best educational programs, as well as hear about an exhilarating criminal case that has all the elements of a TV drama, *USA v. Saba, et al.*

It is virtually impossible to place a value on the communication and exchange of ideas among all who attend. What better way to learn about new trends and techniques for chamber projects and programs? Engaging in discussions with other chambers staff facing issues similar to your own could be exactly the catalyst needed to address, and perhaps even resolve, some of your current work challenges. It is also a way to recharge your motivation and outlook on your daily schedules.

One of the most enjoyable aspects of meeting other FJAA members may also be among the most underestimated benefits of attending the conference. There is nothing wrong with "working the room" to network, but the camaraderie that develops at the conference inevitably leads to enduring friendships. I am a prime example. I attended my first FJAA Conference last year. Alone! I left with a long list of acquaintances and the development of life-long friendships.

It's not too late to register for the Conference!. If you haven't thought about attending a FJAA Conference, I encourage you to reconsider. I promise it will be one of the greatest decisions you have ever made!!!

I hope to see you in Grand Rapids at the FJAA Conference - August 23-25, 2018!!!!!!





The United States District Court for the Western District of Tennessee is pleased to announce that Thomas L. Parker took the Oath of Office in a private ceremony Friday, February 2, 2018, to serve as a federal district judge for the United States District Court for the Western District of Tennessee. A public investiture ceremony will be held sometime in April.

Judge Parker was appointed by President Donald Trump and was unanimously confirmed by the Senate on January 10, 2018. He was appointed to the position left vacant by Judge Samuel H. Mays, who took senior status in 2015.

Judge Parker received his law degree from Vanderbilt University School of Law, 1989 and his Bachelor of Science from the University of South Carolina, 1985. Judge Parker was a shareholder in the Memphis office of Baker, Donelson, Bearman, Caldwell & Berkowitz, P.C., where he was a civil and criminal litigator. Judge Parker served nine years as an Assistant U.S. Attorney in the Western District of Tennessee and is the former President of the Memphis Bar Association.

Judge Parker is married to Mrs. Allison Wellford Parker and they have three daughters, Katherine, Annie, and Ellen. Judge Parker and his family are lifelong Memphians.

Message from Jane E. Freeman - EDMI

Dear Fellow Judicial Assistants,

The curtain is about to close on my employment with the U.S. District Court but before that happens, I would like to express my gratitude to all of you. The Federal Judicial Assistants Association is a unique and special organization that I am so happy and proud to have been a member of. The gift of relationships formed through the FJAA is priceless.

I will be retiring on June 30, 2018 after 31 plus years of service. I will be spending more time with my children and grandchildren who have made great plans of their own for me. I also have many travel plans as distant roads are calling me.

Good luck to all of you. I will miss you.

Jane E. Freeman Judicial Assistant to the Honorable John Corbett O'Meara





Rebecca McGee, Charlene Gill, & Jane Freeman

Jane enjoying her retirement luncheon



CELEBRATING JANIE AT AMERICAN CONEY ISLAND

Jane's Luncheon with MIED Judicial Assistants, Staff from Court Administration and Buddies from around the Court



Western District of Michigan...

Submitted by

Chief Judge Robert J. Jonker

and Yvonne Carpenter, JA

In 2018, approximately 50 Court staff (Chambers, Clerk's Office and Probation) took part in a program of inspiration, education and patriotism culminating in May with a 4-day bus trip to Washington, DC, and the Antietam Battlefield in Sharpsburg, Maryland. The journey began in March with six lunch hour lectures from historians, a Constitutional law professor, and a retired National Park guide from the Antietam Battlefield. The program leaders also compiled a web-based archive of additional suggested reading materials and videos in preparation for this trip.

Congress created the Western District of Michigan in March 1863 just two months after the Emancipation Proclamation that the outcome at Antietam helped make possible. Congress created the Western District by splitting the existing District of Michigan into the Western and Eastern districts that exist to this day. Congress rejected requests from eight other states for similar splits. No new District was created during the Civil War until West Virginia in 1864. President Abraham Lincoln appointed Solomon Withey as the first judge of the Western District of Michigan.

We spent one day in DC where we took part in a tour of the Supreme Court. We visited the National Archives where we were able to see the Constitution, the Declaration of Independence, the Bill of Rights and other national treasures. We visited Ford's Theater where Abraham Lincoln was shot. We also spent time on the National Mall where we saw the very inspirational memorials to those who have sacrificed for all we have and who led the nation through its most tumultuous years.

The second day of our trip was spent at the Antietam Battlefield with a guided tour from James Buchanan whose relatives died during the Battle of Antietam. We were able to walk various points of the battlefield and hear stories from Jim of what took place during this critical battle in the Civil War. We also visited the Antietam National Cemetery and took part in a wreath laying ceremony in honor of Michigan soldiers buried there.

We are all very thankful for the opportunity to have been a part of this trip. It would not have been possible without the great planning by our Clerk of Court Tom Dorwin and Chief Deputy Clerk Michelle Benham.









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COURT RECALLS MLK'S LAST LEGAL BATTLE

Submitted by USDC-WDTN

On Thursday, April 5, the US District Court will look back at the 1968 federal litigation involving Dr. Martin Luther King, Jr.'s right to march with Memphis sanitation workers. The event will be begin at 8:30 a.m., and will be held at the University of Memphis Law School. Keynote speakers will be The Honorable Andrew Young and The Reverend James Lawson. Guest speakers include Walter Bailey, Mike Cody, and Charles Newman, attorneys for Dr.

King, and Frierson Graves, attorney for the City of Memphis.



On March 28, 1968, Martin Luther King, Jr., leads a sanitation workers' protest that dissolved into vandalism. Credit: Associated Press

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It was a rare, painful failure in Martin Luther King, Jr.,'s storied career of nonviolent protest. During a hastily organized march of striking sanitation workers, young protesters in the rear turned picket signs into weapons, smashing out storefront windows.

Stung, King vowed he would return soon to Memphis, Tennessee, to lead a second, more orderly march. City leaders, shaken by several days of looting and arson fires that followed, didn't want King back.

The events of March 28, 1968, began the final week of Martin Luther King, Jr.,'s life. They also sparked a legal battle eclipsed by history—a federal court dispute in which King one last time defended the rights of aggrieved citizens to gather and march peacefully.

A program hosted by the U.S. District Court for the Western District of Tennessee earlier this month revisited that case, which began before but ended after King's assassination. Panels featured lawyers from both sides of the dispute, as well as civil rights leader and former UN Ambassador Andrew Young.



Panel discussion during the program hosted by the U.S. District Court for the Western District of Tennessee. From left to right: Judge Bernice B. Donald, U.S. Court of Appeals for the Sixth Circuit and moderator; and lawyers Walter L. Bailey, Jr., W.J. Michael Cody, Charles F. Newman, and Frierson Graves, Sr.

District Judge John T. Fowlkes, Jr., said the program underscored the importance of courts and the law even in turbulent times.

"All these events, the march, the riots, the walkouts, overshadowed this backdrop of what's happening in court, and the legal back and forth," he said. "But the courts, whether state or federal, were very important to the civil rights movement, giving it legitimacy and legality."

King's Return

When King came to Memphis to support the sanitation workers, he had moved beyond his initial civil rights agenda. King sparked controversy, even among allies, by protesting the Vietnam War and planning a Poor People's Campaign to focus on economic inequity.

Walter L. Bailey, Jr., whose law firm worked with the NAACP, took part in the March 28 demonstration that spun out of control. He met with King later that evening.

"He was a very unassuming, demure kind of person," Bailey recalled, "but he was a strong advocate for his beliefs. He pledged he would return and demonstrate to the world, under the principles of Gandhi, that he could have a nonviolent peaceful demonstration."

But tensions remained high in Memphis. The city was kept under curfew over the weekend, and national guardsmen were brought in as looting and fires flared. Mayor Henry Loeb called for martial law.

Frierson Graves, a Memphis lawyer who worked part time on the city attorney's staff, was asked to research a legal strategy to prevent a second march. "I said that the only court civil rights leaders would respect is the federal court," Frierson said. "If it went to state court, they would ignore any injunction, since those were the laws they were protesting. The only relief they had gotten was from the federal courts."

To get into federal court, the city cited "diversity of citizenship," based on the fact that King and other march leaders were coming from other states. On April 3, city lawyers asked Judge Bailey Brown for a temporary restraining order, with a goal of ordering a permanent injunction against a second march.

Partnering with Bailey's law firm to defend King was Lucius Burch, a lawyer who was summoned into the case by a telegram from the American Civil Liberties Union. At 3 p.m. on April 3, the lawyers met in King's cramped room at the Lorraine Motel.

"On one bed sat the lawyers. On the other twin bed was Dr. King, Jesse Jackson and Andy Young," said lawyer and panelist W.J. Michael Cody. "There were five of them and six of us, sort of knee-to-knee."

It was decided that Young should testify at the next day's court hearing. King, worried that the previous week's violence would undermine future protest campaigns, would not attend the hearing.

"King was very depressed. He had never had this happen to him," Cody said.

'Like a Pressure Cooker'

On April 4, the city alleged that King and other march organizers could not control unruly demonstrators. According to a transcript, <u>available on the court's website</u>

(https://www.tnwd.uscourts.gov/), public safety director Frank C. Hollomon testified that a second march posed "a clear and present danger," threatening the entire city, the marchers, and even King himself.

King's lawyers countered that the demonstration was protected by the First Amendment. They also said federal courts had established that marches could be permitted if conditions were set to maintain safety.

"We had strong law, strong facts, and a legendary client. We had eloquent witnesses and a fine judge in Bailey Brown," lawyer Charles F. Newman said. "I don't think the legal issue was ever in doubt. The issue was whether the chance of disorder was greater if the march was stopped or if it took place."

Burch pressed that point, asking city witnesses whether it was better if a march were led by King, or occurred without him. They conceded that King's presence would likely make the march safer.

Young testified that King's organization was skilled at managing marches, and would agree to safety conditions. He also said the right to protest was essential to democracy, and public peace.

"The nonviolent movement has traditionally used marches as a healthy escape," Young testified. "If there is no channel, ... then it is sort of like a pressure cooker. It explodes somewhere."

After the hearing, Brown told lawyers he would permit a second march, and directed lawyers to draft an order with safety conditions, which he would sign the next day.

Cody said a member of the legal team found King at his hotel about 5:45 p.m. and let him know that the city's injunction had been rejected. Fifteen



Judge Bernice B. Donald, U.S. Court of Appeals for the Sixth Circuit; James

minutes later, King stepped out onto his motel balcony. He was killed at 6:01 p.m.

Bailey was in his law library when he received news of King's death. "When Dr. King was shot, I cried," he said. "It was a huge honor and privilege to be a part of his legal team." Lawson, a prominent Memphis civil rights leader, and a former sanitation worker from Memphis talk after the federal court event in Memphis.

On April 5, Judge Brown signed an order permitting the march. Three days later, Coretta Scott King led thousands of grieving marchers through Memphis. In keeping with Brown's order, they walked in rows of six, guided by marshals with walkie-talkies. There was no violence.

Fifty years later, lawyers on both sides said the legal system worked. In a time of strife, the court calmly balanced civil rights and public safety.

"We had handled lots of civil rights cases, but we'd never had Dr. King as a client," Cody said. "Everyone had legitimate positions, and I think the court in a businesslike way let those issues play out. At the end of the day, everyone in the courtroom felt it was the only appropriate decision—put tight restrictions on the march and let it take place."

"The most memorable part of the hearing for me was how Judge Brown handled it," said Graves, who represented the city. When the lawyers left the court at 5 p.m. on April 4, "I thought it was a routine-type lawsuit. We came to a good solution that would have worked. I didn't think there was anything out of the ordinary, until an hour later."

SEVENTH CIRCUIT— Whitney Gingrich



News from the Central District of Illinois:

On Tuesday, May 29 a group of various Chambers Staff from the Peoria Division of the Central District of Illinois attended a private tour of the Peoria Riverfront Museum's "Celebrate Illinois" exhibit, marking the 200 years in the Land of Lincoln. It was the first and only comprehensive exhibition celebrating the Illinois bicentennial. The exhibit told a story through more than 240 historic objects and the narratives of notable Illinoisans, including four U.S. presidents, abolitionists and reformers, farmers and pioneers, inventors and scientists, artists and authors, athletes and celebrities, veterans, Native Americans and immigrants.

The exhibition celebrated the state's influential people, places, and innovations in Illinois history, giving visitors the chance to discover Illinois remarkable history.

As part of the celebration of the 200th anniversary of Illinois becoming a state, the Museum had created the exhibition using artifacts borrowed statewide from colleges, professional organizations, other museums and historical societies.

It was a truly fascinating exhibit that ran February 3rd- June 3rd.





FJAA members included in the
Chambers Staff touring were
Jill Adkins, Cathy Geier and Whitney
Gingrich.

The tour was coordinated by Chief Judge James E. Shadid and guided by John D. Morris, President & CEO of the museum.

RECRUIT COUNSEL FOR PRO SE CASES

Our two judges in WIWD are granting requests to recruit counsel in pro se cases at a greater rate than in the past. Our court does not make taking pro bono cases mandatory, so to facilitate recruitment, we are thinking of posting a list of cases that we are attempting to recruit counsel on our website, and sending out an email blast to our bar when new cases are added. If other courts have had success doing this, I would love to hear from you. Please email Melissa Hardin with any comments or suggestions with what works in your court (melissa.hardin@wiwd,uscourts.gov). Currently, I have a list of about 20 firms that have agreed to take a case a year, and email them when I get a new case to recruit counsel.

PLEASE SEND YOUR SUGGESTIONS AND COMMENTS !!!!

EIGHT CIRCUIT— Judith Kirby



Featured Spotlight: Judge Theodore McMillian By 8th Circuit Librarians

Theodore McMillian was born in 1919, the great-grandson of a slave, and grew up in an impoverished area of St. Louis as the oldest of ten children. Despite graduating first in class from Saint Louis University School of Law, racial discrimination made it difficult for him to find a position in a law firm. Determined to practice law, he and Alphonse Lynch, the first African American to graduate from Saint Louis University's law school (McMillian was the second), established the firm of Lynch & McMillian. Over the course of his remarkable career, McMillian would break down long-standing racial barriers to rise to the second highest court in the nation.

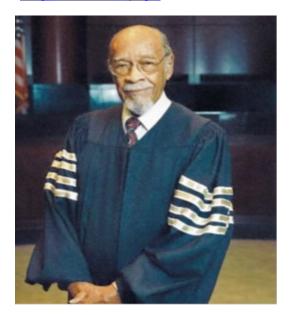
He was the first African American to serve:

- Missouri's state circuit court, by appointment to St. Louis City Circuit Court, 22nd Judicial District, 1956
- Missouri's state appellate court, by appointment to the Missouri Court of Appeals, Eastern District, 1972
- the federal bench in the seven states of the Eighth Circuit, by appointment to the U.S. Court of Appeals for the Eighth Circuit, 1978

Judge McMillian died on January 18, 2006, leaving behind a legacy as a man of firsts, an advocate of civil rights, a wise mentor and supporter for the many individuals who needed a helping hand, and a man of humility. A sign in his office bore his credo: "It is much more important to be human than to be important."

For more on Judge McMillian, visit his permanent display in the west hall of the 27th floor of St. Louis' Eagleton Courthouse, his traveling display in the St. Louis Library on the 22nd floor, or <u>Judge McMillian's page</u> on the Historical Society website.

Source: 8th Circuit Library Newsletter, Vol. 2018, Issue No. 2, February 2018



Federal Courts in St. Louis Host Visitors from Japan

Contributed by Rachel Marshall, Education Specialist

On January 30, the courts were visited by a group of researchers from Japan: Judge Kentaro Horiuchi, Assistant Judge of Tokyo District and Family Court; Ikkyu Nagata, Family Court Investigator, Kobe Family Court; and Naoto Kanada, Court Clerk, Nagoya District Court. The purpose of the research was to learn more about how the U.S. Courts provide reasonable accommodations for individuals with disabilities in a court setting. Very recently, Japan passed a law similar to U.S. laws prohibiting discrimination on the basis of disabilities in public services.

In order to meet this request, a full day of meetings and interviews was scheduled. The researchers met with U.S. Magistrate Judge **Noelle C. Collins** and clerk's office staff from the Eighth Circuit and the Eastern District of Missouri. Additionally, they met with representatives from the circuit library, the federal public defender's office, probation and pretrial services, and the U.S. Marshals.

During their visit, the researchers were able to interview each of the representatives and tour the building and various courtrooms to learn more about how individuals with disabilities are accommodated at the Thomas F. Eagleton U.S. Courthouse.

Everyone involved enjoyed the conversation and information exchange. The researchers were next headed to the Missouri Courts, the New Jersey Courts, and the U.S. District Court for the District of New Jersey.

Source: 8th Circuit Library Newsletter, Vol. 2018, Issue No. 2, February 2018

Judge Daneta Wollmann Now Full-Time for District of South Dakota

U.S. Magistrate Judge **Daneta Wollmann** of the District of South Dakota became the full-time magistrate judge in Rapid City on April 1, 2018, appointed to a term of eight years.

Judge Wollmann had served as a part-time magistrate judge in Rapid City since March 2015. The Judicial Conference of the United States authorized conversion of the part-time position to full-time, due to the District's unusually heavy criminal caseload.

This marks the first time there has been a full-time magistrate judge in the Western Division.

Judge Wollmann is a graduate of Purdue University and the University of South Dakota School of Law.

Before her service with the Court, Judge Wollmann was a partner at Banks, Johnson, Kappelman and Becker. Judge Wollmann also served as an Assistant United States Attorney in the Civil Division and as a Deputy States Attorney in Beadle County.

Congratulations, Judge Wollmann!

Source: 8th Circuit Library Newsletter, April 2018, Vol. 2018, Issue No. 4

Photo: Judge Wollmann

Appointment of Judge David R. Stras

David R. Stras was appointed to the bench of the Eighth Circuit Court of Appeals on January 31, 2018. A 1999 graduate of the University of Kansas Law School, Judge Stras clerked for U.S. Supreme Court Justice Clarence Thomas and for Judge Melvin Brunetti of the Ninth Circuit Court of Appeals and Judge J. Michael Luttig of the Fourth Circuit Court of Appeals. He was a law and political science professor at the University of Minnesota from 2004 until his appointment to the Minnesota Supreme Court in 2010.

Judge Stras' investiture was celebrated on May 18, 2018 in Minneapolis, MN.

We welcome Judge Stras and his staff.

Source: Minneapolis Star Tribune and Minnesota Judicial Branch website





In Memoriam: Judge Diana E. Murphy

U.S. Court of Appeals Judge Diana E. Murphy passed away on May 16, 2018, at the age of 84. She assumed senior status in November 2016 and had planned to retire at the end of June 2018, after 38 years of service on the federal bench.

Judge Murphy leaves behind a historic legacy as a woman of firsts in law in the Eighth Circuit.

First woman to be Chief Judge of a district court in the Eighth Circuit

First woman to be a U.S. District Judge in Minnesota

First woman to be Chief Judge of the U.S. District Court, District of Minnesota

First woman appointed to the U.S. Court of Appeals for the Eighth Circuit

First woman to chair the U.S. Sentencing Commission

The woman of so many significant firsts did not initially set out to be a judge. Diana Kuske was pursuing a doctorate in history and teaching at the University of Minnesota when she met Joseph Murphy. They got married and had two sons. When the boys grew older, Diana became very active in community affairs and human rights issues, and eventually, at the age of 37, entered law school.

She would become not only a highly respected jurist, writing decisions of "fairness, dignity, compassion and understanding," but would lead numerous circuit and national judicial and professional associations, as well as civic organizations.

Minnesota's U.S. District Judge Ann Montgomery, who succeeded Judge Murphy on the district court, told the *Star Tribune*, "Diana was pretty used to being the first woman to do lots of things. And she was not the least bit intimidated. She was such an intellectual presence and giant that she could match wits and intellect with anyone."

Chief U.S. District Judge John Tunheim said, "Her long and distinguished career opened doors to help diversify the courts and to provide inspirational leadership to generations of judges and lawyers ... Her incredible civic engagement inspired many of us to try to follow in her footsteps. We will miss her intellectual force, her wise judgment, her warm and gentle encouragement, and her friendship. Judge Murphy was truly our treasured colleague."

To read about Judge Diana Murphy's extraordinary life and career, see her page on the Historical Society website.

Source: 8th Circuit Library Newsletter, Vol. 2018, Issue No. 5, May 2018

NINTH CIRCUIT—Julie Lemm

Happy summer to all Ninth Circuit FJAA members! I hope you are all enjoying some nice weather and are able to take some time for yourselves. While I've truly enjoyed being your Circuit Representative for the past five years, this year I've been forced to take more time for myself which precludes me from continuing in that position: I was diagnosed with early stage breast cancer in March 2018.



My prognosis is good, and thanks to advances in surgical procedures and specialized "oncotype" tests, my treatment has been limited to one surgery and radiation treatments. My condition was caught on a routine mammogram and presented as an area of "architectural distortion" – there was no hard lump. I'm hoping my experience will impress upon each of you how crucial a yearly mammogram can be in catching this sneaky disease early!

With the input and blessing of the FJAA Board, Suzanne Lofton of the District of Hawaii has accepted the nomination for the Ninth Circuit Representative position for the 2018-2019 year. I had the pleasure of meeting Suzanne for the first time at last year's National Educational Conference in San Francisco. Suzanne is relatively new to the federal judiciary: she started working for Judge Derrick Watson in May 2013 and joined the FJAA in 2014.

While I won't be able to attend this year's conference in Grand Rapids, MI, Suzanne is hoping to attend, and I hope she will receive the same warm greetings that I've received from the Ninth Circuit members in years past.

Thanks to each of you for supporting the FJAA in 2018, and hopefully our paths will cross again in 2019.

* * *

On July 31, 2018, U.S. Magistrate Judge Valerie Cooke will retire after nearly nineteen years on the bench. As a third generation Nevada attorney, Judge Cooke has worked diligently to advance communities across Nevada, notably working to ensure equal protection under the law for the most vulnerable and forgotten populations. Judge Cooke is commended for her many years of service to the District of Nevada. She will be greatly missed. Judge Cooke's JA, Debra Newman, will continue working in chambers for incoming U.S. Magistrate Judge Carla Higginbotham.

TENTH CIRCUIT— Susan Goodwin

Welcome Gina Spruitenburg

Gina Spruitenburg is the Judicial Assistant for newly appointed Judge Allison H. Eid. Gina is originally from California and moved to Colorado in 2006. Many people ask Gina if she came over from the Colorado Supreme Court with Judge Eid. But, she was actually working for Judge Eid's husband, Troy A. Eid, at Greenberg Traurig, LLP, as his legal assistant. Gina started working for Troy back in November of 2014 and has known the family ever since.

Allison H. Eid was sworn in on November 3, 2017, and we welcome her. Before joining the Tenth Circuit Court of Appeals, Judge Eid served as the 95th Justice of the Colorado Supreme Court.



Top row, left to right: Gina, law clerks Chase Harrington, Jay Tymkovich. Bottom row, left to right: Kiki Council, Meghan Dunn and Judge Eid.

ELEVENTH CIRCUIT—Gail Shafer

News from the 11th Circuit 2018 District Operational Practices Forum Minneapolis, Minnesota - May 17-18, 2018 Becky Overstreet – Southern District of Georgia -Savannah

The 2018 District Operational Practices Forum was held in Minneapolis, Minnesota, May 17 and 18. I was fortunate enough to be invited to attend. This event was very organized and informative. Each session was carefully outlined, prior to meetings, to give an overview of materials that would be covered during allotted blocks

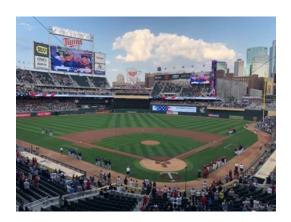


of time. Many sessions were offered several times, over those two days, allowing us ample opportunity to learn from and participate in discussions regarding topics of interest and relevance to our daily job duties.

Management of Electronic Chambers' Papers was one session that stood out to me. It was very informative on the issues of typical retention practices and judge's options for either deleting or retaining their documents. Just a few of the other topics that were offered are Media Relations for High Profile Cases, Dictionary Preparation for NextGen Configuration, District Clerks' Manual Project, NextGen Calendar and Preparing for Natural Disasters.

As for Minneapolis, I enjoyed taking in many of the sites it offers. The city is home to many great dining choices, art exhibits, the Mall of America (who wouldn't enjoy an opportunity to shop at any store you could ever imagine visiting in a mall...all under one roof) and is home to the Minnesota Twins professional baseball team. Not to mention, the weather was perfect for a night at the ballpark!







VOLUME 16, ISSUE 3

FEDERAL/DC CIRCUITS—Millie

INDEPENDENCE DAY

On July 4, 1776, the thirteen colonies claimed their independence from England, an event which eventually led to the formation of the United States. Each year on July 4th, also known as Independence Day, Americans celebrate this historic event.

Conflict between the colonies and England was already a year old when the colonies convened a Continental Congress in Philadelphia in the summer of 1776. In a June 7 session in the Pennsylvania State House (later Independence Hall), Richard Henry Lee of Virginia presented a resolution with the famous words: "Resolved: That these United Colonies are, and of right ought to be, free and independent States, that they are absolved



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from all allegiance to the British Crown, and that all political connection between them and the State of Great Britain is, and ought to be, totally dissolved."

Lee's words were the impetus for the drafting of a formal Declaration of Independence, although the resolution was not followed up on immediately. On June 11, consideration of the resolution was postponed by a vote of seven colonies to five, with New York abstaining. However, a Committee of Five was appointed to draft a statement presenting to the world the colonies' case for independence. Members of the Committee included John Adams of Massachusetts, Roger Sherman of Connecticut, Benjamin Franklin of Pennsylvania, Robert R. Livingston of New York and Thomas Jefferson of Virginia. The task of drafting the actual document fell on Jefferson.

On July 1, 1776, the Continental Congress reconvened, and on the following day, the Lee Resolution for independence was adopted by 12 of the 13 colonies, New York not voting. Discussions of Jefferson's Declaration of Independence resulted in some minor changes, but the spirit of the document was unchanged. The process of revision continued through all of July 3 and into the late afternoon of July 4, when the Declaration was officially adopted. Of the 13



colonies, nine voted in favor of the Declaration, two -Pennsylvania and South Carolina -- voted No, Delaware was
undecided and New York abstained. John Hancock, President of
the Continental Congress, signed the Declaration of
Independence. It is said that John Hancock's signed his name
"with a great flourish" so England's "King George can read that
without spectacles!"

Today, the original copy of the Declaration is housed in the National Archives in Washington, D.C., and July 4 has been designated a national holiday to commemorate the day the United States laid down its claim to be a free and independent nation. **Source: military.com**

FUN FACTS ABOUT JULY

- July is the second summer month after June.
- There are many countries which have their Independence Day during the month of July. These include the United States, Belarus, Venezuela, Argentina, Belgium, the Bahamas, and the Maldives. The national days for France and Canada occur in July as well.
- ♦ July is the warmest month in the Northern Hemisphere on average. It is similar to January in the Southern Hemisphere.
- ♦ Sometimes the hot, long days of July are call the "dog days of summer."
- t is sometimes called the Hay month because the grass dries out due to a lack of rain and can be made into hay.
- July's birthstone, the ruby, is often associated with contentment, love, passion, and integrity.
- ♦ Source: ducksters.com

FUN FACTS ABOUT JULY

◆ Birthstone: Ruby ◆ Flower: Larkspur or Water Lily ◆ Zodiac Sign: Cancer and Leo

United States Court of Appeals for the D.C. Circuit

CHIEF JUDGES ANNOUNCE PRO BONO LEADERS AMONG D.C. FIRMS

On April 24, 2018, the Chief Judges of the United States Courts of the D.C. Circuit honored local law firms for outstanding leadership in pro bono service.

Representatives of the 37 law firms being recognized joined Chief Judge Merrick B. Garland, Chief Judge Beryl A. Howell, and other federal judges for the fifteenth annual 40 at 50 Judicial Pro Bono Recognition Breakfast.

The event honors law firms at which at least 40% of all attorneys dedicated 50 or more hours in 2017 to providing free legal representation to individuals with limited financial resources or to charitable organizations. Thirty-seven firms is a record high number; the previous high was 33, for both 2015 and 2016.

This year there were sixteen firms where 50% or more of attorneys contributed at least 50 hours in 2017. Four of these sixteen had 60% or more of their attorneys contributing 50 or more hours of pro bono service in 2017—Ropes & Gray, Jenner & Block LLP, Miller & Chevalier, and Paul Hastings.

The D.C. Circuit Judicial Conference Standing Committee on Pro Bono Legal Services sponsors this annual event to promote the aspirational goal of the Circuit's Judicial Conference that each attorney contribute at least 50 pro bono hours per year. Law firms with 25 or more attorneys in the District are eligible for recognition.

CHANGES TO CIRCUIT RULE 25, 32, AND 46

The Clerk's Office now has the capability to accept fee payments through PACER and can begin accepting new cases through the court's Case Management/Electronic Filing (CM/ECF) system – agency appeals and petitions for review, mandamus, or permission to appeal. The proposed amendment to Circuit Rule 25(c)(3) will permit – but not require – electronic filing of case-initiating documents. That is to say, a litigant may file a new petition or agency appeal through CM/ECF when the required fee is paid through PACER by credit card or ACH debit. Or a litigant may still initiate a new case by filing a paper document and paying the required fee by cash or check. The district court has a similar procedure for filing a notice of appeal, where registered users may file a notice either electronically or in paper form.

The court proposed a corresponding amendment to Circuit Rule 32(d) to require ECF filers to submit paper copies of petitions filed pursuant to Federal Rule of Appellate Procedure 5 or 21, in addition to the electronic filing. Paper copies of agency petitions or appeals under Rule 15 are not required because those (like notices of appeal of a district-court order) are not substantive documents, in contrast to petitions for permission to appeal or mandamus petitions.

The court now requires that all applications for admission to the court's bar be submitted electronically. The court proposed two amendments to Rule 46, which governs attorney admissions. To reflect the mechanics of electronic filing, Section (b) has been modified to indicate the application form must be "accompanied by" a certificate of good standing rather than requiring the applicant to file an application and "append an original certificate." And Rule 46(c) will be expanded to require ECF filers to report any change in their postal or email address by updating their appellate filer account. The same updating requirement has been added to Rule 25(b)(3), which sets out the responsibilities of ECF filers.

VOLUME 16, ISSUE 3

Federal/D.C. Circuits Continued ...

IMPORTANCE OF A GOOD ATTITUDE AT WORK

Having a good, positive attitude, along with positive thinking, at work will reflect on what you do and make you a more productive employee. This can determine how well you get your projects done and also how others perceive you. If you display a good attitude, you may increase your chances for a promotion or a raise if you are a positive role model for others within your department at work.



Significance

Your attitude is a form of expression of yourself. You can choose to be happy, positive and optimistic or you can choose to be pessimistic and critical with a negative outlook on your workday. The Mayo Clinic suggests that positive thinking and a good attitude help better your psychological well-being and help you cope better under stressful situations at work. If you display a good attitude, your co-workers will as well, making it easier to communicate and get along in the workplace.

Identification

There are signs of a good attitude, and these signs are identified by employers and management, who look for leaders in a group or those to whom they want to give projects. Those employees who are committed to volunteering some of their extra time and are appreciative, enthusiastic, kind and willing to help others and work overtime with a good attitude are often recognized in the workplace,

Benefits

When you begin to display a positive attitude at work, you can expect to see benefits. If you have to make a presentation or share a project speech with others in your department, keep your attitude upbeat and hopeful for a positive outcome. Reinforce with others the rewards of your goals and emphasize less on the negatives. This will keep other employees, including yourself, motivated and on track.

Atmosphere

It can be trying for you to have a good attitude in the workplace when the atmosphere in the workplace is negative, or other employees are unhappy. Suggest ways to increase morale to your bosses. This could be something as simple as having lunch catered twice a week or seminars and retreats that include a guest motivational speaker. The key is to change the tone in the office to a positive one, explains the University of Michigan website. This helps to induce productivity and make employees feel better.

Effects

The Entrepreneur website explains that when you expect positive outcomes, you can turn a bad circumstance into a new opportunity. This gives you a chance to learn from your experience and investigate new ideas on how to make the next project or activity a more beneficial one. Reacting with an attitude that you can learn from the negative rather than give up or get mad will show that you are a team player and someone who can bounce back from stress.

Source livestrong.com



United States Court of Federal Claims

ANNOUNCEMENTS

HOWARD UNIVERSITY SCHOOL OF LAW'S ANNUAL INTELLECTUAL PROPERTY AND SOCIAL JUSTICE CONFERENCE

On March 2, 2018, Chief Judge Susan G. Braden received an Award from the Howard University School of Law at the Fifteenth Annual Intellectual Property and Social Justice Conference: "In Recognition and Appreciation for Uncompromising Commitment to Teaching, Mentoring, and Inspiring nascent and accomplished Members of the Bar; to the Progressive



Interpretation, Implementation, and Advancement of Intellectual Property Law; and to-Inculcating the Highest Aspirations for Equal Access to Justice and Public Service throughout the Legal Profession."

At the Award Ceremony Professor Lateef Mtimia added: "Year after year, Chief Judge Braden makes a personal effort to connect with our students...to explore a wide variety of practice fields of which they may have been unaware--she's determined to spark their professional and intellectual curiosity."

GW LAW SCHOOL ANNUAL MOOT COURT COMPETITION

On April 10, 2018, The George Washington University Law School held its annual moot court competition at the U.S. Court of Federal Claims. The competition was judged by the Honorable Marian Blank Horn and the Honorable Lydia Kay Griggsby.

Located four blocks from the White House, The George Washington University was created by an Act of Congress in 1821. Today, GW is the largest institution of higher education in the nation's capital. The University offers comprehensive programs of undergraduate and graduate liberal arts study as well as degree programs in medicine, law, engineering, education, business/public management and international affairs. Each year GW enrolls a diverse population of 19,000 undergraduate, graduate and professional students from all 50 states, the District of Columbia and some 100 countries.

During the first quarter of fiscal year 2018, the Court's general jurisdiction case load continued to increase. That means that the Court's docket will reach a twelve year peak this fiscal year. Consequently, the Chief Judge has requested that our Senior Judges assume a 100% assignment from both the general jurisdiction and bid protest wheels. This will enable the court to maintain a current docket, where a decision is issued within 90 days, after the last written brief or filing is made.

CURRENT VACANT JUDGESHIPS ON THE COURT OF FEDERAL CLAIMS

Seat Last Held By	Vacant Since	Pending Since
Lynn J. Bush	10/21/2013	04/10/2014
Emily C. Hewitt	10/21/2013	05/21/2014
Edward J. Damich	10/21/2013	05/21/2014
Nancy B. Firestone	10/21/2013	04/10/2014
George W. Miller	08/07/2013	05/21/2014
Lawrence J. Block	01/08/2016	

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Federal/D.C. Circuits Continued ...

On May 1, 2018, the Court of Federal Claims Bar Association hosted its **Annual Law Day Luncheon at The Hamilton in Washington, DC**. The Court's Bar Association is unique, as it is comprised of both private practitioners, representing the claimants, and Department of Justice attorneys, representing the government. All have the same goals: professional development, getting to know their colleagues a little better outside of the courtroom, and working together to advance the administration of justice. The Court actively participates in many of the Bar Association's events in order to further these goals. The theme for Law Day 2018 was "Separation of Powers: Framework for Freedom." **The keynote speaker for this year's event was Solicitor General Noel Francisco**. Noel John Francisco was sworn in as the 48th Solicitor General of the United States on September 19, 2017.



Noel Francisco



On May 3, 2018, Judge Elaine D. Kaplan took part in a conference and panel entitled "Colloquium on Trade in Government Procurement: How Courts and Tribunals approach their Role in the International Procurement System" at the Centre of European Law, The Dickson Poon School of Law, King's College, London. Judge Kaplan discussed the history of the Court of Federal Claims, its approach to bid protest decisions, and appellate review of bid protests. For Judge Kaplan's biography, please visit https://www.uscfc.uscourts.gov/elaine-d-kaplan.

SENIOR JUDGE PARTICIPATES IN INTERNATIONAL JUDICIAL CONFERENCE

Senior Judge Bohdan A. Futey delivered the keynote speech at an international judicial conference in Munich, Germany. Senior Judge Futey's speech included a discussion of the Rule of Law and judicial independence in the context of international law. The conference, entitled "Interpretations and Realities of the Rule of Law in the European Union and Ukraine," was conducted by the Ukrainian Free University in cooperation with the Ludwig-Maximilians-Universität München. For Judge Futey's biography, please visit http://www.uscfc.uscourts.gov/bohdan-a-futey.



United States Court of Appeals for the Federal Circuit

CHINESE DELEGATION VISITS D.C.



On May 21, 2018, Circuit Judge Evan J. Wallach hosted the Chinese Delegation on their visit to the Court of Appeals for the Federal Circuit. The event was held in Dolley Madison House, one of the Court's historic homes. A delegation of 20 judges from the Guangxi Province of Southern China were in attendance. The Dolley Madison House is an American colonial-style historic home located at 1520 H Street NW in Washington, D.C. The house is best known for being the residence of former First Lady Dolley Madison, who lived there from November 1837 until her death in July 1849.



Dolley Madison House

The visit, part of the Bar's larger effort to explore issues arising from the globalization of legal practice and to reach out to members from across the world, provided the delegation an overview of the Bar's work, the role of the D.C. Courts, and the collaborative relationship between the two. The visit was an opportunity to share information about the U.S. and Chinese approach to improve the justice system, and for the Bar to connect with its counterparts abroad.



Lead Without A Title

Those without positional authority can and should lead. A team with leaders at every level will beat any team with leadership centralized at the top.

We all have the ability to influence others no matter our title. Leading without the title is the purest form of leadership. I am not suggesting it is always easy. But, it is necessary.



Here are some smart moves you can make today to start changing the game and creating exceptional results:

Remember That You Need No Title to be a Leader. Leadership has less to do with the size of your title than the depth of your commitment.

Shift from Victimhood to Leadership. No great career, business or life was ever created on a platform of excuses. Too many people play victim at work. They blame the boss or the economy or the competition or the weather for their less than mediocre results. Leaders Without A Title are different. They get that they have power. It may not be the power granted through a title like CEO or SVP. But they have power. And that's the power to see opportunity amid crises. That's the power to drive positive change. That's the power to encourage everyone on your team. And it's the power to step into the person you've always longed to be.

Innovate or Stagnate. To Lead Without a Title is to leave everything you touch better than you found it. Mediocrity happens when people refuse to change and improve all that they do.

Become a Value Creator versus a Clock Watcher. Success comes from the value you add rather than from the busyness you show. What's the point of being really busy around the wrong things? Leadership is a game of focus. Focusing on fewer but smarter activities, the ones that create real value for your teammates, customers and the world at large.

Put People First. We have a ton of technology yet less and less humanity. Yet, let's remember that people do business with people they like, trust and respect. So build your team. Meet your customers. Deepen human connections. Treat others with respect. And put people first.

Remember that Tough Times Build Strong Leaders. Look at any exceptional leader and you'll find that they stepped into their leadership best during a period of crises versus calmness. To Lead Without a Title is to hunt for opportunity amid every adversity. Every setback has the seeds of an opportunity.

Go to Your Limits. The more you play out on the edges of your limits and take intelligent risks, the wider your limits will expand. The more you leave your comfort zone, the bigger your comfort zone will grow. Each day at work, do the things you know you must do but are scared to do. That's how you grow, build your leadership capability and access more of the leader within you.

Lead Yourself First. Get to know your values. Think through what you want your life to stand for. Become physically, mentally and emotionally strong.

Give Back a Legacy. Success is good. Significance is even better. Sure profit and peer recognition and doing great work is mission-critical. But even more important than that is what you give – and all you leave behind. Even the longest life is pretty short. And all that matters when you get to your last day is the difference you've made and the people you've helped.

Source: healyourlife.com

Food Court

RED, WHITE AND BLUE BERRY TRIFLE

1 can (14-oz) sweetened condensed milk

1-1/2 cups 2% milk

2 packages (3.4 oz each) instant lemon or

French vanilla pudding mix

½ cup sour cream

2 cups fresh blueberries

2 cups fresh raspberries and/or strawberries

1 tablespoon lemon juice

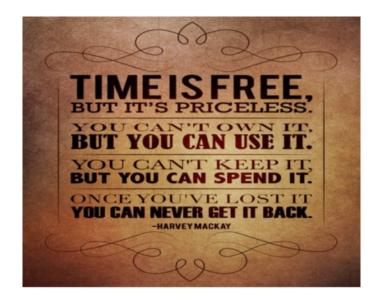
1 package (16-oz) frozen pound cake, thawed and cubed

1 container (8-oz) frozen whipped topping, thawed

Additional blueberries and raspberries, optional



In a large bowl, whisk condensed milk, 2% milk and pudding mix two minutes. Fold in sour cream. In another bowl, toss blueberries and raspberries with lemon juice. In a large glass trifle bowl, layer half of each of the following: cake cubes, berry mixture and pudding mixture. Repeat. Refrigerate, covered, at least 2 hours before serving (for better taste, make a day before serving). Serve with whipped topping and, if desired, additional berries. Yield: 12 servings.





ENCOURAGEMENT STATION

Father Son Conversation

Once day, the father was doing some work and his son came and asked, "Daddy, may I ask you a question?" Father said, "Yeah sure, what it is?" So his son asked, "Dad, how much do you make an hour?" Father got bit upset and said, "That's none of your business. Why do you ask such a thing?" Son said, "I just want to know. Please tell me, how much do you make an hour?" So, the father told him that "I make Rs. 500 per hour." (Equivalent to US \$5.00/hr.)

"Oh", the little boy replied, with his head down. Looking up, he said, "Dad, may I please borrow Rs. 300?" The father furiously said, "if the only reason you asked about my pay is so that you can borrow some money to buy a silly toy or other nonsense, then march yourself to your room and go to bed. Think why you are being so selfish. I work hard every day and do not like this childish behavior."

The little boy quietly went to his room and shut the door. The man sat down and started to get even angrier about the little boy's questions. How dare he ask such questions only to get some money? After about an hour or so, the man had calmed down and started to think, "Maybe there was something he really needed to buy with that Rs. 300 and he really didn't ask for money very often!" The man went to the door of little boy's room and opened the door." Are you sleeping, son?" He asked. "No daddy, I'm awake," replied the boy. "I've been thinking, maybe I was too hard on you earlier", said the man. "It's been a long day and I took out my aggravation on you, Here's the Rs. 300 you asked for."

The little boy sat straight up, smiling "oh thank you, dad!" He yelled. Then, reaching under his pillow he pulled some crippled up notes. The man, seeing that the boy already had money, started to get angry again. The little boy slowly counted out his money, then looked up at his father.

"Why do you want money if you already had some?" the father grumbled. "Because I didn't have enough, but now I do," the little boy replied. "Daddy I have Rs. 500 now. Can I buy an hour of your time? Please come home early tomorrow. I would like to have dinner with you." Father was dumbstruck.

Moral: It's just a short reminder to all of you working so hard in life! We should not let time slip through our fingers without having spent some time with those who really matter to us, those close to our hearts. If we die tomorrow, the company that we are working for could easily replace us in a matter of days. But the family & friends we leave behind will feel the loss for the rest of their lives. And come to think of it, we pour ourselves more into work than to our family.

Source: moralstories.org





The Federal Judicial Assistants Association ("FJAA") was formed in 2002, as a result of a merger between the Federal Judges Secretaries Association (which was formed in 1972) and the Federal Magistrate Judges Secretaries Association (which was formed in 1995). In 2009, the Federal Judges Secretaries Association officially changed its name to the Federal Judicial Assistants Association.

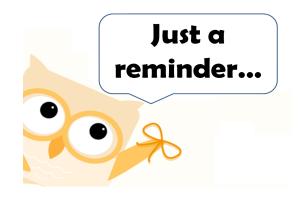
The Federal Judicial Assistants Association has held annual conferences since 1973, in Washington, D.C., Denver, Las Vegas, Seattle, St. Louis, Memphis, and San Francisco, as well as many other wonderful locations. The Federal Magistrate Judges Secretaries Association ("FMJSA") held its first meeting in 1995 in San Francisco as a joint conference with The Federal Judges Secretaries Association. Subsequent joint meetings in Philadelphia (1998), Reno (1999) and Boston (2000) led to the formation of an Ad Hoc Merger Committee for the two organizations. In 2001 the new by-laws were written and the merger of both organizations was proposed to the membership and approved by formal vote. The two organizations became one effective October 12, 2002.

The goals of FJAA are:

- 1. •To promote the general welfare of its members,
- 2. •To encourage the highest ethical standards of conduct among its members,
- 3. •To promote continuing education and professional development of its members,
- 4. •To further the exchange of ideas and practical information relating to judicial support, and
- 5. To foster among its member a feeling of camaraderie and mutual confidence.

FROM MY DESK TO YOUTIPS FOR THE OFFICE

* Let your Circuit Representative know if you would like to share tips with you fellow FJAA members. We will be more than happy to include in the our next newsletter! Thank you all for your participation!



SEND YOUR ENTRIES TO YOUR CIRCUIT REPRESENTATIVE BY SEPTEMBER 14, 2018
THANK YOU!



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Please stay in touch with your circuit representative with newsworthy items for the next issue of the newsletter.

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A free one-year membership for the year 2016-2017 is available to all new JAs that are/were hired between September 1, 2016—September 1, 2017. This free one-year membership is available only to first-time FJAA members.

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