

Received(Date): 16 JAN 2002 14:07:03
From: "Suit, Neal" <Neal.Suit@usdoj.gov> ("Suit, Neal" <Neal.Suit@usdoj.gov> [UNKNOWN])
To: "Newstead, Jennifer" <Jennifer.Newstead@usdoj.gov> (Receipt Notification Requested) (IPM Return Requested) ("Newstead, Jennifer" <Jennifer.Newstead@usdoj.gov> (Receipt Notification Requested) (IPM Return Requested) [UNKNOWN])
Cc: "Dinh, Viet" <Viet.Dinh@usdoj.gov> (Receipt Notification Requested) (IPM Return Requested) ("Dinh, Viet" <Viet.Dinh@usdoj.gov> (Receipt Notification Requested) (IPM Return Requested) [UNKNOWN]), Brett M. Kavanaugh (CN=Brett M. Kavanaugh/OU=WHO/O=EOP@EOP [WHO])
Subject: : RE: Letter

Begin Original ARMS Header #####
RECORD TYPE: PRESIDENTIAL (NOTES MAIL)
CREATOR:"Suit, Neal" <Neal.Suit@usdoj.gov> ("Suit, Neal" <Neal.Suit@usdoj.gov> [UNKNOWN])
CREATION DATE/TIME:16-JAN-2002 14:07:03.00
SUBJECT:: RE: Letter
TO:"Newstead, Jennifer" <Jennifer.Newstead@usdoj.gov> (Receipt Notification Requested) (IPM Return Requested) ("Newstead, Jennifer" <Jennifer.Newstead@usdoj.gov> (Receipt Notification Requested) (IPM Return Requested) [UNKNOWN])
READ:UNKNOWN
CC:"Dinh, Viet" <Viet.Dinh@usdoj.gov> (Receipt Notification Requested) (IPM Return Requested) ("Dinh, Viet" <Viet.Dinh@usdoj.gov> (Receipt Notification Requested) (IPM Return Requested) [UNKNOWN])
READ:UNKNOWN
CC:Brett M. Kavanaugh (CN=Brett M. Kavanaugh/OU=WHO/O=EOP@EOP [WHO])
READ:UNKNOWN
End Original ARMS Header

When the Senate adjourned there were 94 vacancies, but 37 of them were designated as judicial emergencies (they confused the numbers because 18 is the number of our nominees pending for seats designated as judicial emergencies, not the total number of judicial emergencies).

In addition, Bush has nominated 66 individuals to Art. III positions, not 65.

Everything else looks right. Thanks.

Neal

-----Original Message-----
From: Newstead, Jennifer
Sent: Wednesday, January 16, 2002 1:52 PM
To: Suit, Neal
Cc: Dinh, Viet; 'brett_m._kavanaugh@who.eop.gov'
Subject: FW: Letter

Neal, can you please confirm these numbers -- the article will not include the Jan. 23 numbers after all. thanks

-----Original Message-----
From: P6/b(6)
Sent: Wednesday, January 16, 2002 1:35 PM
To: Newstead, Jennifer
Subject: Re: Letter

Here is the paragraph that contains our numbers. (Note the last sentence which is new and is intended to deal with the issue you raised).

As you are well aware, when the Senate adjourned on December 20, there were 94 vacancies in the federal judiciary, 18 of which have been designated as judicial emergencies. Since May 2001, President George W. Bush has nominated

65 men and women to fill these vacancies. The President's nominees are a diverse group of eminently well-qualified lawyers who share the President's commitment to the Constitution, the administration of justice, and the rule of law. Nevertheless, on December 20, the Senate had confirmed only 28 of these nominees-a record low confirmation rate. As of this date there are 37

more nominations pending before you (23 to the U.S. Courts of Appeal and 14 to the U.S. District Courts). Of these, the Senate has yet to schedule hearings for 32 of the nominees. As the vacancies continue to mount, the situation can only worsen.

Please let me know ASAP if we are on target.

Thanks you, thank you, thank you!

J