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**From:** Fahrenkopf, Leslie  
**Sent:** Thursday, March 23, 2006 7:27 PM  
**To:** Miers, Harriet  
**Subject:** Tenth Circuit - Wyoming seats

Harriet:

There are twelve seats for active judges on the Tenth Circuit. Wyoming has one of the 12 seats (Judge O'Brien). The break-down by state is as follows:

Seat 1: Colorado - vacant (Neil Gorsuch candidate)  
Seat 2: New Mexico - Hartz  
Seat 3: Utah - Murphy  
Seat 4: Colorado - Tymkovich  
Seat 5: Wyoming - O'Brien  
Seat 6: Kansas - Briscoe  
Seat 7: Oklahoma - Henry  
Seat 8: Oklahoma - vacant (Jerome Holmes candidate)  
Seat 9: Utah - McConnell  
Seat 10: Kansas - Tacha  
Seat 11: New Mexico - Kelly  
Seat 12: Colorado - Lucero

We can discuss further at your convenience.

Thanks -  
Leslie

# New Email Message

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**From:** Fahrenkopf, Leslie  
**Sent:** Thursday, March 23, 2006 3:10 PM  
**To:** Miers, Harriet  
**Cc:** Kelley, William K.  
**Subject:** 10th Circuit: Neil Gorsuch

Now that Salazar has been notified that Neil Gorsuch is the 10th Circuit candidate, are you comfortable with Neil's supporters setting up the meet-and-greet with the Senator?

Thanks.

# New Email Message

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**From:** Drummond, Michael  
**Sent:** Thursday, February 02, 2006 10:10 AM  
**To:** Fahrenkopf, Leslie  
**Subject:** FW: CV  
**Attachments:** cv-p.pdf

Not sure if you needed another copy of Neil's resume...

-----Original Message-----

**From:** Neil.Gorsuch@usdoj.gov [<mailto:Neil.Gorsuch@usdoj.gov>]  
**Sent:** Thursday, February 02, 2006 10:08 AM  
**To:** Drummond, Michael  
**Subject:** CV

## NEIL M. GORSUCH

### EXPERIENCE

#### UNITED STATES DEPARTMENT OF JUSTICE, Washington, D.C.

Principal Deputy to the Associate Attorney General, June 2005-present.

Assist the Department's number three officer in managing the Justice Department's civil justice components, including the Antitrust, Tax, Civil, Civil Rights, and Environment and Natural Resources divisions. Responsible for advising the Attorney General and Associate Attorney General on civil justice, federal and local law enforcement, and public safety matters, including the Department's terrorism and national security-related litigation.

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Representative matters included: Conwood v. UST (trial and appeal leading to the largest affirmed private judgment in the history of federal antitrust laws as of 2002); Z-Tel Communications v. SBC Communications (defended SBC in an antitrust and RICO suit brought by a rival seeking damages of over \$1 billion); Twombly v. SBC Communications (successful defense of putative nationwide antitrust class actions); AutoMall v. American Express (lead trial counsel for American Express in a \$78 million dispute); NCRIC, Inc. v. Columbia Hospital for Women (lead trial counsel for defendant hospital in which claims against it were rejected and the hospital won an \$18.2 million counterclaim judgment); Zachair, Ltd. v. Driggs Corp. (lead trial counsel for plaintiff in \$4 million abuse of process and tortious interference suit); In re Qwest Communications International, Inc. Securities Litigation (defended company directors in securities fraud litigation brought in federal and multiple state courts); Teachers Retirement System of Louisiana v. Regal Entertainment (defeated derivative suit challenging a \$710 million restructuring); Dura Pharmaceuticals v. Broudo (represented U.S. Chamber of Commerce in securities fraud dispute before the U.S. Supreme Court); Quill v. Vacco and Washington v. Glucksberg (represented amicus American Hospital Association in U.S. Supreme Court right-to-die cases); Felzen v. ADM and Devlin v. Scardellitti (represented Council for Institutional Investors in U.S. Supreme Court cases concerning the rights of objecting shareholders in class action and derivative suit settlements); Lentell v. Merrill Lynch (securities fraud dispute before the Second Circuit); Sercenco v. General Electric (successful defense of GE in Foreign Corrupt Practices Act claims); Ashley v. Coopers & Lybrand (represented founder of Laura Ashley in a fraud suit against his former management consulting firm; settled during trial on undisclosed terms); Goff v. Bickerstaff & Ford Motor Company (successful defense of RICO suit); Chance v. UST (successful antitrust class action).

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Nachems senior honor society.

Graduated in three years.

- PUBLICATIONS** Assisted Suicide and Euthanasia: An Argument Against Legalization (book forthcoming from Princeton University Press, 2006); Ensuring Class Action Fairness, Federal Trade Commission Class Action Workshop (Sept. 2004); Justice White and Judicial Excellence, distributed nationally by UPI (May 2002); The Legalization of Assisted Suicide and the Law of Unintended Consequences, 2004 Wisconsin Law Review 1347; The Right to Assisted Suicide and Euthanasia, 23 Harvard Journal of Law and Public Policy 599 (2000); Liberals and Lawsuits, National Review Online (Feb. 2005). Co-author: No Loss, No Gain, The Legal Times (2005) (concerning securities fraud lawsuits); Settlements in Securities Fraud Class Actions: Improving Investor Protections, Washington Legal Foundation (April 2005) and reprinted in Andrews Class Action Litigation Reporter (August 2005); Will the Gentlemen Please Yield? A Defense of the Constitutionality of State-Imposed Term Limits, 20 Hofstra Law Review 341 (1991) and reprinted in Policy Analysis on Term Limits, Cato Institute Policy Analysis No. 178 (1992); The Constitutional Case for Term Limits, Wall Street Journal (Nov. 1992).
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# New Email Message



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**From:** Drummond, Michael  
**Sent:** Thursday, February 02, 2006 10:10 AM  
**To:** Fahrenkopf, Leslie  
**Subject:** FW: CV  
**Attachments:** cv-p.pdf

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-----Original Message-----

**From:** Neil.Gorsuch@usdoj.gov [<mailto:Neil.Gorsuch@usdoj.gov>]  
**Sent:** Thursday, February 02, 2006 10:08 AM  
**To:** Drummond, Michael  
**Subject:** CV

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# New Email Message

---

**From:** Drummond, Michael  
**Sent:** Thursday, February 02, 2006 10:29 AM  
**To:** Kristi.R.Macklin@usdoj.gov  
**Cc:** Persinger, John M.  
**Subject:** FW: CV  
**Attachments:** cv-p.pdf

-----Original Message-----

From: Neil.Gorsuch@usdoj.gov [<mailto:Neil.Gorsuch@usdoj.gov>]  
Sent: Thursday, February 02, 2006 10:08 AM  
To: Drummond, Michael  
Subject: CV

## NEIL M. GORSUCH

### EXPERIENCE

#### UNITED STATES DEPARTMENT OF JUSTICE, Washington, D.C.

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# New Email Message



---

**From:** Drummond, Michael  
**Sent:** Thursday, February 02, 2006 10:09 AM  
**To:** Roebke, Heather M.; Persinger, John M.  
**Subject:** FW: CV  
**Attachments:** cv-p.pdf

-----Original Message-----

From: Neil.Gorsuch@usdoj.gov [<mailto:Neil.Gorsuch@usdoj.gov>]  
Sent: Thursday, February 02, 2006 10:08 AM  
To: Drummond, Michael  
Subject: CV

Michael, my assistant Aloma just passed along your request for a cv. A copy is attached. If you need anything further, my number is 305-1434; thanks! NMG

<<cv-p.pdf>>

## NEIL M. GORSUCH

### EXPERIENCE

**UNITED STATES DEPARTMENT OF JUSTICE**, Washington, D.C.

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**To:** Drummond, Michael  
**Subject:** CV  
**Attachments:** cv-p.pdf

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Harvard Journal of Law & Public Policy, Senior Editor.

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Represented indigent criminal defendants in Boston courts.

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Phi Beta Kappa, early selection (top 1% of class).

Elected Class Marshal by faculty.

Nachems senior honor society.

Graduated in three years.

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- PERSONAL** Married; two daughters.
- POLITICAL** Bush-Cheney 2004 volunteer, Ohio campaign. Co-Director, Virginia Lawyers for Bush-Cheney. Bush-Cheney Marshal. Republican National Lawyers Association, Co-Chairman of Judicial Nominations Task Force (2001-02). Cited for Distinguished Service of the United States Senate for work in support of President Bush's judicial nominees by the Senate Republican Conference. Have worked on Republican campaigns since 1976, including Reagan-Bush and Bush-Quayle. Intern and Page for U.S. Senator William L. Armstrong (R-CO).

# New Email Message



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**From:** Neil.Gorsuch@usdoj.gov  
**Sent:** Thursday, February 02, 2006 10:08 AM  
**To:** Drummond, Michael  
**Subject:** CV  
**Attachments:** cv-p.pdf

Michael, my assistant Aloma just passed along your request for a cv. A copy is attached. If you need anything further, my number is 305-1434; thanks! NMG

<<cv-p.pdf>>

## NEIL M. GORSUCH

### EXPERIENCE

#### UNITED STATES DEPARTMENT OF JUSTICE, Washington, D.C.

Principal Deputy to the Associate Attorney General, June 2005-present.

Assist the Department's number three officer in managing the Justice Department's civil justice components, including the Antitrust, Tax, Civil, Civil Rights, and Environment and Natural Resources divisions. Responsible for advising the Attorney General and Associate Attorney General on civil justice, federal and local law enforcement, and public safety matters, including the Department's terrorism and national security-related litigation.

#### KELLOGG, HUBER, HANSEN, TODD, EVANS & FIGEL, Washington, D.C.

Partner, 1998-May 2005; Associate, 1995-1997.

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# New Email Message

---

**From:** Fahrenkopf, Leslie  
**Sent:** Thursday, March 23, 2006 3:10 PM  
**To:** Miers, Harriet  
**Cc:** Kelley, William K.  
**Subject:** 10th Circuit: Neil Gorsuch

Now that Salazar has been notified that Neil Gorsuch is the 10th Circuit candidate, are you comfortable with Neil's supporters setting up the meet-and-greet with the Senator?

Thanks.

# New Email Message

---

**From:** Fahrenkopf, Leslie  
**Sent:** Thursday, March 23, 2006 7:27 PM  
**To:** Miers, Harriet  
**Subject:** Tenth Circuit - Wyoming seats

Harriet:

There are twelve seats for active judges on the Tenth Circuit. Wyoming has one of the 12 seats (Judge O'Brien). The break-down by state is as follows:

Seat 1: Colorado - vacant (Neil Gorsuch candidate)  
Seat 2: New Mexico - Hartz  
Seat 3: Utah - Murphy  
Seat 4: Colorado - Tymkovich  
Seat 5: Wyoming - O'Brien  
Seat 6: Kansas - Briscoe  
Seat 7: Oklahoma - Henry  
Seat 8: Oklahoma - vacant (Jerome Holmes candidate)  
Seat 9: Utah - McConnell  
Seat 10: Kansas - Tacha  
Seat 11: New Mexico - Kelly  
Seat 12: Colorado - Lucero

We can discuss further at your convenience.

Thanks -  
Leslie

# New Email Message



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**From:** Drummond, Michael  
**Sent:** Tuesday, February 07, 2006 10:44 AM  
**To:** Courtwright, Susan M.  
**Subject:** Here you go...  
**Attachments:** cv-p.pdf

## NEIL M. GORSUCH

### EXPERIENCE

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