

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

1. **Name**: State full name (include any former names used).

Jimmie V. Reyna

2. **Position**: State the position for which you have been nominated.

United States Circuit Judge for the Federal Circuit

3. **Address**: List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

Office: 1666 K Street, N.W., Suite 1200
Washington, D.C. 20006



4. **Birthplace**: State year and place of birth.

1952; Tucumcari, New Mexico

5. **Education**: List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

1975 – 1978, University of New Mexico School of Law; J.D., 1978
1971 – 1975, University of Rochester; B.A., 1975

6. **Employment Record**: List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

1998 – present
Williams Mullen, P.C.
1666 K Street, N.W., Suite 1200
Washington, D.C. 20006
Partner (1998 – present) and Director (2006 – 2007 & 2009 – present)

1986 – 1998

Stewart and Stewart
2100 M Street, N.W., Suite 200
Washington, D.C. 20016
Partner (1993 – 1998)
Associate (1986 – 1993)

1983 – 1986

Jimmie V. Reyna, Attorney at Law
921 Luna Circle
Albuquerque, New Mexico 88101
Sole Practitioner

1982 – 1983

Aragon and Reyna
400 Gold Street, N.W.
Albuquerque, New Mexico 87107
Partner

1981 – 1982

Jimmie V. Reyna, Attorney at Law
400 Gold Street, N.W., Suite 800
Albuquerque, New Mexico 87107
Sole Practitioner

1979 – 1981

Shaffer, Butt, Thornton & Baer
400 Gold Street, N.W., Suite 1200
Albuquerque, New Mexico 87107
Associate

Summers 1977 and 1978

Southwestern Company, Franklin, Tennessee
Door-to-door book salesman / Independent Contractor

Fall 1976

Ortega, Snead, Dixon & Hanna, P.A.
201 12th Street, N.W.
Albuquerque, New Mexico 87103
Law Clerk

Fall 1976

University of New Mexico School of Law
1117 Stanford Drive, N.E.
Albuquerque, New Mexico 87131
Student Researcher for the American Indian Newsletter

Other Affiliations (uncompensated)

2006 – present

Community Services for Autistic Adults and Children (“CSAAC”) Foundation
Jane Salzano Center for Autism
8615 East Village Avenue
Montgomery Village, Maryland 20886
Member, Board of Directors

2003 – 2008

National Hispanic Bar Association
1001 Connecticut Avenue, N.W., Suite 507
Washington, D.C. 20036
Immediate-Past National President (2007 – 2008)
National President (2006 – 2007)
National President-Elect (2005 – 2006)
National Vice President of Regional Affairs (2005)
Regional President, Region V (MD, DC, VA) (2003 – 2004)

2005 – 2006

Hispanic National Bar Association Foundation
1900 K Street NW, Suite 100
Washington, D.C. 20006
Member, Board of Directors

1994 – 2006

U.S. - Mexico Law Institute
c/o Jackson Walker L.L.P.
901 Main Street, Suite 600
Dallas, Texas 75202
Member, Board of Directors

1992 – 1998 & 2003 – 2006

Community Services for Autistic Adults and Children
The Jane Salzano Center for Autism
8615 East Village Avenue
Montgomery Village, Maryland 20886
Member, Board of Directors

1982 – 1984

Albuquerque Hispano Chamber of Commerce
1309 4th Street, S.W.
Albuquerque, New Mexico 87102
Member, Board of Directors (1982 – 1984)
President (1984)

1985 – 1986
Hispanic Culture Foundation
National Hispanic Cultural Center (and Foundation)
1701 4th Street, S.W.
Albuquerque, New Mexico 87102
Founder, Incorporator, pro bono counsel

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I have not served in the U.S. Military. I have registered for selective service.

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

Super Lawyers, Washington, D.C. (2008, 2010, 2011)
Super Lawyers, National Corporate Edition (2009)
Best Lawyers in America (2009, 2010, 2011)
Ohtli Medal, Government of Mexico (2009)
Extraordinary Leadership Award, Hispanic National Bar Association (2007)
Distinguished Citizen Award, Military Airlift Command, U.S. Air Force (1985)
Spirit of Excellence Award, Albuquerque Hispano Chamber of Commerce (1985)
Lifetime Honorary Membership, Society of Hispanic Professional Engineers (1982)

9. **Bar Associations:** List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

American Bar Association (ABA)
Section on International Law
Vice-chair, Mexican Law Committee (1992)
Co-chair, Mexican Law Committee (1993 – 1994 & 2003 – 2005)
Chair, U.S.-Mexico Foreign Trade Subcommittee (1989 – 90, 1994)
Section Liaison to the Hispanic National Bar Association (2007 – present)
Section on Dispute Resolution
International Committee
Co-chair, Subcommittee on MERCOSUR (1999 – 2001)
Co-chair, Subcommittee on WTO (2001 – 2006)
ABA President's Council on Diversity in the Legal Profession (2006 – 2007)

Customs International Trade Bar Association

District of Columbia Bar Association

Hispanic Bar Association of the District of Columbia

Inter-American Bar Association

International Bar Association

National Hispanic Bar Association (HNBA)

Immediate-Past National President (2007 – 2008)

National President (2006 – 2007)

National President-Elect (2005 – 2006)

National Vice President of Regional Affairs (2005)

Regional President Region V (MD, DC, VA) (2003 – 2004)

Chair of International Law Committee (1999 – 2003)

HNBA Delegate to ABA House of Delegates (2007 – 2008)

HNBA Representative to the National Hispanic Leadership Agenda (2008 – 2010)

New Mexico State Bar Association

10. Bar and Court Admission:

- a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

District of Columbia, 1994

New Mexico, 1979

There has been no lapse in membership.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

Supreme Court of the United States, 2005

U.S. Court of Appeals for the Federal Circuit, 1989

U.S. Court of Appeals for the Tenth Circuit, 1982

U.S. Court of International Trade, 1987

U.S. District Court for the District of New Mexico, 1980

District of Columbia Court of Appeals, 1994

Supreme Court of the State of New Mexico, 1979

There has been no lapse in membership.

11. Memberships:

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school. Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Big Brothers Big Sisters of America

Member, Nationwide Hispanic Advisory Council (May 2010 – present)

Historical Society of the U.S. Court of International Trade

Chair, Membership Committee (2007 – present)

Hispanic National Bar Association Journal of Law and Policy

Senior Co-Editor (2005 – present)

Indian River Inlet Boating Association (2008)

International Trade Update Advisory Committee (ABA Section on International Law and Georgetown University Law Center) (2006 – present)

Mid-Atlantic Hispanic Chamber of Commerce

Member, Board of Advisors (February 2010 – present)

National Hispanic Leadership Agenda

Hispanic National Bar Association Representative (2008 – 2010)

I have made financial contributions, both individually and with my spouse, to a number of charitable organizations over the years. I have not included in the list above any organizations to which I only have given funds and where I have not participated in programmatic activities, although the organizations' development protocols may deem me a "member." These organizations include the March of Dimes, the Red Cross, and the Special Olympics.

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

None of the organizations listed in response to 11a above currently discriminate or, to the best of my knowledge, formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies.

12. Published Writings and Public Statements:

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

To answer this question, I have searched my files and papers and conducted an electronic Internet search for information and materials responsive to this question. Although I have sought to compile a list as complete as possible, there may be other published material that I have been unable to remember or identify.

Books

Passport to North American Trade: Rules of Origin and Customs Procedures Under the NAFTA (1995). Copy supplied.

The GATT Uruguay Round: A Negotiating History (1986-1992) (Terence P. Stewart, series ed.). I was author of a volume in the series entitled *Services* (1993). Copy supplied.

Additionally, I am working as editor and chapter author of a planned publication entitled *International Trade Laws and Customs Regulations of Latin America*. The book will be comprised of country-specific chapters on trade laws and customs regulations written by authors resident in the respective countries; I will edit these country-specific chapters. In addition, I plan to write (but have not yet written) an introductory section offering a general overview of trade policy issues that affect the Americas. I am seeking to complete both parts in time to send the manuscript to the publisher, Kluwer Law International, for a late 2010 publication.

Journal Editorial Service

Hispanic National Bar Association Journal of Law and Policy, Vol. 2, Issue 1, summer 2010 (Senior Editor). Copy supplied.

Hispanic National Bar Association Journal of Law and Policy, Vol. 1, Issue 1, summer 2008 (Senior Editor). Copy supplied.

Articles

El Respeto Dominará las Audiencias, *La Opinion*, July 14, 2009 (Spanish Language). Copy supplied.

Navigating Preferential Trade Arrangements in the Americas: Safe Passage for the EU Legal Practitioner (Inter-American Bar Association Conference XL, June 24, 2004). Copy supplied.

Trade Policy Issues and Implications Concerning International Regulation of the Internet (Hispanic Internet Summit, April 2001). Copy supplied.

WTO Negotiations on Maritime Services: A Survey of Issues and Implications, *Admiralty and Trade Issues in the New Millennium* (Maritime Law & International Trade Society, Regent University, April 2000). Copy supplied.

Taking the Inter Out of International Trade, *Appliance* (Latin America Edition), October 1998 (Spanish Language). Copy supplied.

Free Trade In the Americas: Developments and Trends in Standards and Standards-Related Measures, American Bar Association Section on International Law and Practice, 1998. Copy supplied.

NAFTA Chapter 19 Bi-national Panel Reviews in Mexico: A Marriage of Two Distinct Legal Systems, 5 U.S.-Mexico L.J. 63, 1997. Copy supplied.

Trade Treaties: Regulation of Trade through Trade Agreements, in "Export Practice: Customs and International Trade Law," Practising Law Institute, Spring 1994. Copy supplied.

A Preliminary Review of the Operation and Effect of the NAFTA Rules of Origin, 1 U.S.-Mexico Law Journal 127, 1993. Copy supplied.

Developing International Markets: Expanding Production to Other Countries, in "Helping Your Virginia Client Go International," IVB-1 (Virginia Law Foundation, 1992). Copy supplied.

NAFTA Safeguards: Providing Temporary Relief from Increased Imports, in "The North American Free Trade Agreement: Issues, Options and Implications" 94 (Baker and Bialos, ed. 1992, ABA). Copy supplied.

The Role of Certain Consultative and Bilateral Arrangements Between the U.S. and Mexico as a Foundation for Free Trade Negotiations, (United States and Mexico Business Conference, Albuquerque, New Mexico 1990). I have been unable to obtain a copy of this article.

Williams Mullen Firm Materials

I edited issues of a newsletter published by the firm entitled *Highlights in International Trade and Commerce Newsletter*. The specific publication dates for which I was involved are: Sept. 24, 2010; Aug. 10, 2010; July 8, 2010; June 14, 2010; May 18, 2010; Apr. 23, 2010; Mar. 6, 2009; Aug. 1, 2008; Mar. 19, 2008; and Feb. 7, 2008. Copies supplied.

Playing it Safe: Staying Ahead of the U.S. Business Regulation Curve Ball (July 29, 2009).

Surprises Lurk in “Buy American” Requirements of Stimulus Package (March 2009).

Briefing on Recent Developments Affecting Business with China (2008) (co-author with Michael E. Burke and Hans H. Huang).

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

To answer this question, I have searched my files and papers and conducted an electronic Internet search for information and materials responsive to this question. I also consulted with the Executive Director of the Hispanic National Bar Association so as to be able to supply as complete a list as possible of materials from my service as an officer of the Association. Although I have sought to compile a list as complete as possible, there may be other reports, memoranda, and policy statements that I have been unable to remember or identify.

HNBA Press Release: Hispanic National Bar Association Urges Passage of the Dream Act (Sept. 25, 2007). Copy supplied.

HNBA Press Release: HNBA Launches New Program to Build Understanding of U.S. Law and Government within Hispanic Youth (July 27, 2007). Copy supplied.

Proposed New Interpretation 301-6 for Standard 301(a), Section of Legal Education and Admissions to the Bar, American Bar Association. Comments of the Hispanic National Bar Association (July 23, 2007). Copy supplied.

La Promesa en el Derecho (The Promise in the Law). I am the founder and editor of this publication, which is an HNBA community outreach tool aimed at building

trust and confidence in U.S. legal system among U.S. Latino youth (July 31, 2007) (reprinted July 2009 and July 2010). Copy supplied.

HNBA Press Release: Hispanic National Bar Association Dismayed at the Sidetracking of Comprehensive Immigration Reform Legislation (June 8, 2007). Copy supplied.

HNBA Press Release: Hispanic National Bar Association Recognizes Positive Movement Towards Comprehensive Immigration Reform (May 18, 2007). Copy supplied.

HNBA Press Release: HNBA Moves to Oppose PBS World War II Documentary (Apr. 13, 2007). Copy supplied.

HNBA Press Release: HNBA Supports STRIVE Act: Immigration Legislation That Strikes the Right Balance (Mar. 28, 2007). Copy supplied.

HNBA Press Release: HNBA Joins New York City Hispanic Bar Organizations in Call for Convention Fix and Commission-Based Appointment System for New York Supreme Court Justices (Jan. 18, 2006). Copy supplied.

HNBA Press Release: HNBA Urges U.S. Senate and President Bush to Move Swiftly to Enact Fair Minimum Wage for America (Jan. 11, 2007). Copy supplied.

HNBA Press Release: HNBA Condemns Holiday Immigration Raids and Calls for a Moratorium on Further Action (Dec. 18, 2006). Copy supplied.

HNBA Press Release: HNBA to Guard Against Election Threats and Suppression (Oct. 19, 2006). Copy supplied.

In addition to the press releases listed above, HNBA occasionally issued statements in my name as President such as those commending individuals who accepted regional officerships of the organization. Neither I nor HNBA retained a record of such statements.

Letter to Susan H. Kuhbach re: Comments of Williams Mullen on Application of the Countervailing Duty Law to Imports from the People's Republic of China (Jan. 16, 2006). Copy supplied.

- c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your behalf to public bodies or public officials.

To answer this question, I have searched my files and papers and conducted an electronic Internet search for information and materials responsive to this question. Although I have sought to compile a list as complete as possible, there may be other testimony, official statements, or other communications relating to matters of public policy or legal interpretation that I have been unable to remember or identify.

On several occasions, I have given testimony to the Montgomery County Council on the needs of autistic individuals in our community. Some of the particular issues on which I have spoken include a broken elevator and malfunctioning air conditioning in facilities dedicated to serving individuals with autism. I have no notes, transcript, or recordings.

In 1989 or 1990, I testified before the U.S. International Trade Commission on Rules of Origin. I have been unable to locate a transcript of my remarks but I will supply one to the Committee if I am successful in doing so.

During the George W. Bush Administration, I participated in occasional special White House issue briefings on immigration. I occasionally made comments at these briefings but I have no notes, transcript, or recording of them.

In November or December 2008, I participated in a large group meeting with members of the domestic policy team of the Obama-Biden Transition. I spoke for two or three minutes on general issues regarding diversity in law schools. I have no notes, transcript, or recording.

Written Statement of the Hispanic National Bar Association in Support of the Confirmation of the Honorable Sonia Sotomayor as Associate Justice of the Supreme Court of the United States (July 15, 2009). Copy supplied.

- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

To answer this question, I have searched my files and papers and conducted an electronic Internet search for information and materials responsive to this question. Although I have sought to compile a list as complete as possible, there may be other speeches or talks that I have been unable to remember or identify. I have spoken frequently at international trade conferences and events as part of my professional practice development and participation in the bar.

09/21/10: "Legal Perspectives – International Reps & Distributors," at the Housewares Export Council Global Forum. PowerPoint supplied.

06/08/2010: "Trade in the Americas." Washington International Trade Association. Ronald Reagan Building and International Trade Center, Washington, DC. I was the moderator and provided opening remarks. Notes and handout supplied.

06/01/2010: Government Affairs Committee of the International Housewares Association. Washington, DC. I spoke on trade issues facing the housewares industry. I have no notes, transcript, or recording. News coverage supplied.

04/21/2010: "U.N. Convention on Contracts for the International Sale of Goods." Monthly meeting of the HNBA International Law Committee. Telephone conference call presentation on current international issues. PowerPoint supplied.

10/30/2009: "Cultural Differences in the Americas; Lemons to Lemonade: Unique Perspectives of Hispanic In-House Counsel." ABA Section on International Law, Fall Meeting, Miami, Florida. I provided opening remarks for this panel I organized of Latino in-house counsel speaking on legal developments in the Americas and how cultural differences impact handling large corporate matters in the Americas. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

10/08/2009: "Multidisciplinary Partnerships and the Balanced Scorecard – What's the Score?" Annual Meeting, Public Interest Section, International Bar Association, Madrid, Spain. I have no notes, transcript, or recording. The address of the IBA is One Stephen St., 10th Fl., London, United Kingdom W1T 1AT.

09/11/2009: "An Encounter on the Camino Real." Ohtli Award Ceremony, Annual Convention of the Hispanic National Bar Association, International Hispanic Culture Center, Albuquerque, New Mexico. Keynote address as recipient of the Ohtli Award. Notes supplied.

09/10/2009: "Status on the U.S. Hispanic Judiciary." Plenary Session of the Hispanic National Bar Association Annual Convention, Albuquerque, New Mexico. I was the moderator and organizer of a panel of judges and law professors. I have no notes, transcript, or recording. The address of the HNBA is P.O. Box 14347, Washington, D.C. 20044.

03/05/2009: "Continued Dumping and Subsidy Offset: Intermission or Final Curtain Call?" The Year in Review in Customs Law. 2009 International Trade Update. ABA Section on International Law and Georgetown University Law

Center. Georgetown University Law Center, Washington, DC. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

9/29/2008: "The Origins of Diversity." Rocky Mountain Legal Diversity Summit, Colorado Bar Association and the Colorado Hispanic Bar Association, Soldiers Field, Denver, Colorado. Keynote speaker. I have no notes, transcript, or recording. The address of the CHBA is P.O. Box 8895, Denver, CO 80201.

08/10/2007: "So Whose Pipeline is This?" ABA Young Lawyers Division Assembly, 2007 ABA Annual Meeting, San Francisco, California. Remarks on diversity in the legal profession. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

08/09/2007: "Fair and Impartial Courts—Another Perspective?" 2007, ABA Annual Meeting, San Francisco, California. Panelist. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

07/10/2007: "Why A Strong Judiciary Requires a Diverse Profession." Wake County Bar Association luncheon/meeting, Raleigh, North Carolina. Luncheon speaker. I have no notes, transcript, or recording. The address of the Wake County Bar Association is P.O. Box 3686, Cary, NC 27519.

6/14/2007: "PASOS: Desde el Pasado Hacia el Futuro (Strides: From the Past Towards the Future)." HBA-DC Pasos Ceremony. Hispanic Bar Association – DC. Catholic University School of Law. Speaker at annual ceremony for recent law school graduates and their families. PowerPoint supplied.

06/05/2007: "Our Fundamental Obligations as Attorneys." Wal-Mart Legal Diversity Conference, Rogers, Arkansas. I gave remarks to audience of outside counsel for Wal-Mart. I have no notes, transcript, or recording. The address of Wal-Mart Stores is 702 SW 8th St., Bentonville, AR 72716.

06/02/2007: "Of Doves and Watermelons." U.S. District Court Naturalization Ceremony, District of Columbia, Judge Ricardo Urbina. Washington, D.C. Keynote speaker at naturalization ceremony for new U.S. citizens. I used the same notes as for the ceremony on March 31, 2006.

05/23/2007: "Latino Lawyers: The West Meets the East." Monthly Meeting, Los Abogados de Arizona, Phoenix, Arizona. Speaker at luncheon meeting of Los Abogados de Arizona. Comments on how certain cultural differences can be blurred within the legal profession. I have no notes, transcript, or recording. The address of Los Abogados de Arizona is c/o Davis Miles PLLC, 80 E. Rio Salado Pkwy., Ste. 401, Tempe, AZ 85281.

03/13/2007: "Structuring and Negotiating International Transactions and Investments." ABA Section on International Law, Fall Meeting, Buenos Aires, Argentina. I spoke on a panel that addressed U.S. and foreign issues in structuring a new direct investment abroad. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

03/07/2007: "The Voice of the Latino/a Lawyer: Accomplishments and Challenges." Tenth Annual Hispanic Law Conference, American University, Washington College of Law, Washington, D.C. I made comments on challenges that law students must be prepared to overcome. Audio supplied.

02/22/2007: "Diversity Town Hall." 20th Annual Corporate Counsel Conference, National Bar Association, Miami, Florida. I was one of four principal speakers who addressed diversity issues affecting African-Americans and Latinos in the legal profession. I have no notes, transcript, or recording. The address of the National Bar Association is 1225 11th St., NW, Washington, DC 20001.

02/08/2007: "Start By Mastering the Law." Council Meeting, ABA Young Lawyers Divisions, American Bar Association Midyear Meeting, Miami, Florida. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

02/03/2007: "Mentoring and the Law." Kickoff program of the HNBA National Mentoring, Sandra Day O'Connor College of Law, Arizona State University, Phoenix, Arizona. Remarks to mentees and their parents, mentors and local members of the bar on the start of the HNBA mentoring program in Phoenix. I have no notes, transcript, or recording. The address of the HNBA is P.O. Box 14347, Washington, D.C. 20044.

02/02/2007: "Onions and a Dirty Chevrolet." 2007 Annual Dinner, Oregon Hispanic Bar Association, Portland, Oregon. Keynote Speaker. Notes supplied.

10/31/2006: "Latinos in the Federal Workplace, Comments on GAO Report: Additional Insights Could Enhance Agency Efforts Related to Hispanic Representation Report No. GAO-06-832, September 20, 2006. Council of Federal EEO and Civil Rights Executives Meeting. Washington, D.C. I discussed a Government Accountability Office report. Minutes covering my remarks are supplied.

10/27/2006: "The Doha Negotiation Round on Trade in Services. How Many Lives Does A GATS Have?" World Trade Organization (WTO) Academy, Georgetown University Law Center, Washington, D.C. Panelist. I addressed the status of the ongoing negotiations on the WTO General Agreement on Trade in Services and other issues related to the WTO Doha Round negotiations. Notes supplied.

10/14/2006: "The New Paradigm of the Hispanic Legal Professional," HNBA Region VI Annual Dinner, Charlotte, North Carolina. My comments focused on the need for the development of legal professionals to serve the future U.S. population. I have no notes, transcript, or recording. The address of the HNBA is P.O. Box 14347, Washington, D.C. 20044.

09/15/2006: "A Strong America Requires Strong Hispanic Lawyers." Annual Meeting & Banquet, Mexican-American Bar Association of Texas, El Paso, Texas. Keynote speaker. I have no notes, transcript, or recording. I have no address for the organization.

09/06/2006: "Trade Adjustment Assistance: Where Have We Been and Where are We Going?" 14th Judicial Conference of the Court of International Trade, New York, NY. I served as a member of a panel that addressed developments in law and court cases concerning U.S. trade adjustment assistance. I have no notes, transcript, or recording.

09/02/2006: "The Elements of Service: The New Paradigm of the U.S. Hispanic Legal Professional." Keynote speaker on the occasion of being sworn in as National President of the Hispanic National Bar Association, HNBA Annual Convention, San Francisco, CA. Speech text supplied.

04/27/2006: "Prácticas Desleales De Comercio Internacional." II Congreso Nacional De Exportadores. ["Unfair Trade Practices in International Trade." II Congress of the National Exporters.] Tegucigalpa, Honduras. Keynote speaker on antidumping and countervailing duty laws of the United States. PowerPoint supplied.

03/31/2006: "Of Doves and Watermelons." U.S. District Court Naturalization Ceremony, District of New Mexico, District Judge Robert Brack. Las Cruces, New Mexico. Keynote speaker. Notes supplied.

11/04/2005: "Ties That Really Bind: Cross-Border Issues Concerning Power, Gas, and Energy." 14th Annual Conference, United States-Mexico Law Institute, Mexico City. Panelist addressing U.S.-Mexico legal issues that affect cross-border movement of power and forecasting future trends in U.S.-Mexico energy relations. I have no notes, transcript, or recording. The United States-Mexico Law Institute is no longer an active organization.

03/11/2005: "Information Technology and Trade Agreements: Issues and Implications." Mid-Year Conference, Hispanic National Bar Association, Dallas, Texas. Panelist addressing implications of certain intellectual property issues (patent and trademark/service mark infringement) on international trade. PowerPoint supplied.

03/01/2005: "The Importance of Doing Business in the Americas, A Legal Perspective on Economic, Political, and Social Issues," 8th Annual Hispanic Law Conference, American University, Washington, DC. Speaker. I have no notes, transcript, or recording. The address of HNBA, the event co-sponsor is P.O. Box 14347, Washington, D.C. 20044.

09/10/2004: "Post-NAFTA Conflicts: Immigration, Transportation and the Energy Sector." 13th Annual Conference, United States-Mexico Law Institute, Santa Fe, New Mexico. Introductory remarks for morning session of programs. Transcript supplied.

06/24/2004: "Navigating Preferential Trade Arrangements in the Americas: Safe Passage for the EU Legal Practitioner." XL Conference, Inter-American Bar Association. Madrid, Spain. I presented a paper, which is supplied.

04/24/2004: Seventh Annual Hispanic Law Conference and Networking Reception: "Election 2004 Counting on Hispanic Votes." American University, Washington College of Law, Washington, D.C. I moderated a debate panel. I have no notes, transcript, or recording. The address of the College of Law is 4801 Massachusetts Ave., NW, Washington, D.C. 20016.

03/24/2004: "A Vintage Year in Trade." Mexican-American Law Student Association, University of New Mexico School of Law. Notes supplied.

Spring 2004: "Panel Discussion: Mexico's Preferential Customs Programs." United States-Mexico Law Journal. Transcript supplied.

Spring 2004: "Oh Romeo, Donde Estas?" United States-Mexico Law Journal. I gave introductory remarks to a panel entitled "Comments on the United States-Mexico Relationship." I also moderated the panel. Transcripts of both my remarks and of the panel are supplied.

09/14/2003: "The Red and Green Lights of Homeland Security." 12th Annual Conference, United States-Mexico Law Journal. Oaxaca, Mexico. Panel moderator. Transcript supplied.

10/02/2002: "Developing a Career and Practice in International Law." HNBA Annual Convention. Atlanta, GA. Handout supplied.

June 2002: "Regional Trade Agreements: A Focus on the Free Trade Agreement of the Americas" and "The WTO, China, and Taiwan: Impact of the Newest Members." Housewares Export Council of North America, Toronto, Ontario, Canada. I have no notes, transcript, or recording of either presentation. The address of the Housewares Export Council is 6400 Shafer Court, Suite 650, Rosemont, IL 60018.

04/22/2002: "Free Trade Area of the Americas: Issues and Implications."
Richmond Export Import Club. Richmond, Virginia. PowerPoint supplied.

Spring 2002: "Question and Comments by Members of the Institute." United
States-Mexico Law Journal. Transcript supplied.

01/31/2002: "Free Trade, Preferential Trade Agreements and Rules of Origin."
International Trade Update 2002, Georgetown University Law Center CLE, and
the ABA Section of International Law and Practice. Georgetown University Law
Center. Washington, DC. Moderated a CLE panel. Copy of case study supplied.

10/05/2001: Address at the Richmond Journal of Global Law & Business Fall
Symposium, "The Changing Labor Markets of the Western Hemisphere: Labor
Issues Relating to the Free Trade Area of the Americas." Panel. I have no notes,
transcript, or recording. The address of the Journal is T.C. Williams School of
Law, 28 Westhampton Way, University of Richmond, VA 23173.

09/06/2001: "Introduction: What is the Future of U.S.-Mexico Market
Convergence?" 10th Annual Conference, United States-Mexico Law Institute,
Guanajuato, Mexico. Speaker on extent that globalization and market integration
forces are blurring social and political boundaries. Remarks supplied.

04/26/2001: "Trade Policy Issues and Implications Concerning International
Regulation of the Internet." Hispanic Internet Summit, The Leadership Forum for
Hispanics in the New Economy. Hispanic National Bar Association, San Juan,
Puerto Rico. I presented a paper, which is supplied.

Spring 2001: "The Operational Realities of Resolving or Not Resolving Standards
Disputes Under NAFTA." Panel moderator. United States-Mexico Law Journal.
Transcript supplied.

Spring 2001: "Mexican Lawyers Going North and U.S. Lawyers Going South:
Interstate Legal Practice, NAFTA and U.S. State Bar Regulations." United
States-Mexico Law Journal. Transcript supplied.

10/26/2000: "Standards Related Measures; Product Standards (Labeling
Requirements); Accounting Services; Environmental Regulations; Labor
Standard; Cultural Standards." 9th Annual Conference, United States-Mexico Law
Institute, Santa Fe, New Mexico. I have no notes, transcript, or recording. The
United States-Mexico Law Institute is no longer an active organization.

09/23/2000: "Footprints of Trade Challenges for a New Millennium." Keynote
Speaker, Annual Summit, Society of International Business Fellows. Seattle,
Washington. Speech text supplied.

04/07/2000: "WTO Negotiations on Maritime Transport Services: A Survey of Issues and Implications." Conference on Admiralty and Trade Issues in the New Millennium, Maritime Law and International Trade Society, Regent University, Virginia Beach, VA. I presented a paper, which is supplied.

06/15/1999: "China and the World Trade Organization." Annual Meeting of Housewares Export Council of North America. Nassau, Bahamas. Handout supplied.

03/24/1999: "GATS 2000 Negotiations, Issues and Implications, Express Integrated Transportation Services." Presentation to staff and members of the WTO Division on Trade in Services. Geneva, Switzerland. PowerPoint presentation supplied.

03/18/1999: "Litigation in Mexican Courts and Alternative Forms of Dispute Resolution." Practicing Law in the Era of NAFTA: Mastering the New Global Marketplace, American Bar Association Section on Dispute Resolution and St. Mary's University School of Law, San Antonio, Texas. Panelist. I addressed "Displacing the Mexican *Tribunal Fiscal de la Federación* in Challenges to Final Antidumping Duty Reviews." I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

03/08/1999: "Regulation of Commerce in Latin America." Spring Meeting, Electronic Retailing Association, Miami, FL. PowerPoint supplied.

Spring 1999: "A Case Study of Three Opportunities to Improve the Private Financial Infrastructure of Mexico: Secured Financing of Inventory; Accounts Receivable and Equipment; the Securitization of Assets; the Laws of Bankruptcy and Insolvency." United States-Mexico Law Journal. Transcript supplied.

01/19/1999: "International Regulation of Electronic Commerce." Air Cargo Internet Symposium, Journal of Commerce, New Orleans, LA. PowerPoint and attachments supplied.

08/03/1998: "Free Trade in the Americas: Developments and Trends in Standards and Standards Related Measures." ABA Section on International Law and Practice, ABA Annual Convention. Toronto, Canada. I presented a paper, which is supplied.

1998: "Cross-Border Movement of Goods: Developments in U.S. Mexico Customs Procedures." 7th Annual Conference, U.S.-Mexico Law Institute. Transcript supplied.

05/03/1997: "Aspectos Jurídicos del Tratado de Libre Comercio: El Destina del la Globalización Económica será la Globalización del Derecho? Ajustes a los sistemas de derecho provocados por los acuerdos de comercio internacional."

Asamblea Anual de la Federación Nacional de Colegios, Barras y Asociaciones de Abogados, Tlaxcala, Tlaxcala, México. [“Legal Aspects of the Free Trade Agreement: Is the Destiny of Economic Globalization the Globalization of Law? Adjustments to legal systems provoked by international trade agreements.” Annual Assembly, Federation of National Societies, Bars, and Associations of Lawyers.] I presented a paper, which is supplied. Subsequent to this event, this paper was formally presented to the Supreme Court of Mexico at the special request of several Justices in attendance of the Assembly.

1997: “Practice Before U.S.-Mexico Binational Panels Under Chapter Nineteen of NAFTA: A Panel Discussion.” United States-Mexico Law Journal. Transcript supplied.

08/06/1996: “International Practitioners Workshop: How to Conduct Commercial Negotiations in Mexico and Other Latin American Countries.” Panelist. Annual Meeting of the American Bar Association. Orlando, FL. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

04/16/1996: “U.S. Exports to Mexico: Understanding Mexico's New Customs Law, Standards, and Labeling Requirements.” American Bar Association Section of International Law & Practice Program. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

1996: “Comments on the Tension Between Trade and Antitrust Laws.” United States-Mexico Law Journal Symposium. Panel moderator. Transcript supplied.

1996: “Questions and Comments.” United States-Mexico Law Journal Symposium. Transcript supplied.

07/26/1995: “Women and Minorities in International Trade.” American Bar Association Section of International Law & Practice Program. Panelist. Washington, DC. I have no notes, transcript, or recording. The address of the ABA is 321 N. Clark St., Chicago, IL 60654.

1994: “Introductory Remarks.” United States-Mexico Law Journal Symposium. Transcript supplied.

02/23/1993: “Estructura y Operación del Acuerdo de Libre Comercio de America del Norte (ALCAN).” [Structure and Operation of NAFTA.] Association of Free Trade Zones of the Dominican Republic. Santo Domingo, Dominican Republic. Notes supplied.

05/22/1992: “Developing International Markets: Expanding Production to Other Countries.” 4th Annual International Law Seminar, Helping Your Virginia

Business Client Go International, Virginia Law Foundation. Williamsburg, VA. I presented a paper, which is supplied.

In addition to the speeches listed above, I have served as guest lecturer in D.C.-area law schools addressing international trade and trade policy topics, such as the TRIPS Agreement under the World Trade Organization; developments in antidumping and countervailing duty law; and the conduct and status of trade negotiations under multilateral, regional, and bilateral arrangements. When I present to such classes, I speak without notes and I am not aware of any transcript or recording. While I have not kept track of these class presentations and have been unable to recreate a list of them, my recurring commitment has been to speak to trade classes taught by Adjunct Professor Betty Southard Murphy (Partner, Baker Hostetler) to LL.M. students at the Washington College of Law, American University.

- e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

To answer this question, I have searched my files and papers and conducted an electronic Internet search for interviews and other related information and materials applicable to this section of the questionnaire. While there may exist other interviews that I have given, the following are interviews for which I have retained record or otherwise identified. Clips supplied except as noted.

The Greater Incidence of Autism. April 22, 2010, Radio Interview, WLZZ, FM. Lahnam, MD. I discussed the trend of increasing incidence of autism. I have no transcript or recording.

Law School Admission for Minorities in Decline: Study. Law 360. January 7, 2010.

President's Message. Noticias. Winter 2010.

Mexico's Highest Honor. Legal Bisnow. October 19, 2009.

Jimmie V. Reyna Receives Highest Recognition from the Government of Mexico. Williams Mullen News Release. September 8, 2009.

Press Conference: "The Nomination of Judge Sonia Sotomayor." Hispanics for a Fair Judiciary. Russell Senate Office Building, Washington, DC. May 26, 2009. Transcript supplied.

Sotomayor Could be First Hispanic Justice on Supreme Court. Radio Interview, WTOP FM. May 26, 2009. Audio supplied.

During summer 2009, I gave approximately a dozen additional interviews to various media outlets about the nomination and confirmation process of now-Justice Sotomayor. I specifically recall speaking with CNN En Espanol, Voice of America, and Univision. I have been unable to find transcripts or recordings for these interviews.

Dupont Corporate Counsel Takes on National Leadership Role. Delaware Law Weekly. September 10, 2008.

Justice Department Charges 148 Illegal Aliens with Identity Theft. July 7, 2008. CNS News.

Attorney is Here for Manatee's 'Huge Need.' Bradenton Herald. October 14, 2007.

Pulse of the Legal Profession: 800 Lawyers Reveal What They Think About Their Lives, Their Careers, and the State of The Profession. ABA Law Journal. October 01, 2007.

Women, Minorities Travel Tougher Road to Top. South Carolina Lawyers Weekly. June 25, 2007.

Glass Ceilings Often Prove Shatterproof. St. Louis Countian. April 26, 2007.

National Latino Organizations Call for Moratorium on Immigration Raids. US Fed News. December 18, 2006.

Law Professor in Good Position to Promote Diversity at CU. CU Independent. November 17, 2006.

Lorenzo Trujillo, Assistant Dean, University of Colorado Law School, Appointed New HNBA General Counsel. U.S. Newswire. October 16, 2006.

Jimmie V. Reyna to Lead National Hispanic Bar. Virginia Lawyers Weekly. September 25, 2006.

Pointing Latino Lawyers to Judgeships; Hispanic Group Pushes for More Diversity on Bench. The San Francisco Chronicle. September 1, 2006.

Jimmie V. Reyna to lead Hispanic National Bar Association. Virginia Lawyers Weekly. November 7, 2005.

Latinos Disappointed, Still Holding Out Hope for a Hispanic Nominee. New America Media. July 21, 2005.

Roving Medical Tests Offered by U.S. Firm. The Toronto Star. September 23, 2004.

Interview: University of New Mexico Law Alumni News. 2002.

NHMA Helps Revise Mexican Certification Standards for Small U.S. Electric Exporters. January 1, 2000. Appliance Manufacturer.

Protesters Say Their Mission Was Accomplished in Seattle; Despite Violence, Groups Get Word Out on WTO. The Baltimore Sun, December 5, 1999.

FTAA Efforts to Ease Restraints May Surface at WTO Meeting. Journal of Commerce, November 8, 1999.

Carriers Influencing FTAA Pact. Journal of Commerce, Inc., November 4, 1999.

Entrepreneurs Against Castro. Diario Las Americas. November 4, 1999. Original and translated versions supplied.

Air Express Firms Flock Together for Trade Gains. Journal of Commerce, Inc., May 12, 1998.

Developing Into a Legal Eagle. World Trade Magazine Inc., January 1996.

In addition to the interviews quoted above, I have sometimes been quoted in the foreign press and particularly the Spanish language press. I have not kept track of such interviews, which have sometimes consisted of a single sentence offered on the way out of a meeting, but the list below contains those clips I have been able to locate.

Sotomayor Gana Más Respaldo – Comité Judicial Vota 13 a 6 Su Designación a la Suprema Corte; Ahora Pasa al Senado. La Opinion. July 29, 2009.

Para el 28 el Voto Sobre Sotomayor – Los Demócratas del Comité Judicial Quieren Votar Hoy, Mientras Los Republicanos Piden Más Tiempo. La Opinion. July 21, 2009.

Se Despeja el Camino a Sotomayor – Llegan a su Fin las Audiencias de Confirmación. La Opinion. July 17, 2009.

Se Equilibra Debate por Sotomayor. La Opinion. July 12, 2009.

Nuevas Leyes Dificultan La Vida de Los Indocumentados – Estados y Ciudades Aprueban Medidas Reaccionarias. EFE News Service. December 30, 2006.

Bush dice que sistema migratorio EEUU lleva a trato “inhumano” de extranjeros. EFE News Service. December 20, 2006

Renacen Esperanzas Latinas. La Opinion. October 28, 2005.

Harriet Miers, Designada por la Casa Blanca para la Corte Suprema de Justicia Retira Nominación. CNN en Español. October 27, 2005.

No Soy un Ideólogo, Dice Roberts. La Opinion. September 16, 2005.

Bush Insta al Senado a Confirmar a Roberts. La Opinion. July 21, 2005.

Bush Nomina a John G. Roberts para el Supremo. La Opinion. July 20, 2005.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

I have not held any judicial office.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment? _____

- i. Of these, approximately what percent were:

jury trials: _____%

bench trials: _____%

civil proceedings: _____%

criminal proceedings: _____%

- b. Provide citations for all opinions you have written, including concurrences and dissents.
- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).
- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.
- e. Provide a list of all cases in which certiorari was requested or granted.

- f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.
- g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.
- h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.
- i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.

14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have never served as a judge.

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal;
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

15. **Public Office, Political Activities and Affiliations:**

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed

you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

Since 1995, I have been a member of the World Trade Organization (WTO) indicative list of non-governmental panelist candidates for dispute settlement. I was first nominated by the U.S. Trade Representative, Ambassador Mickey Kantor, in July 1995 and confirmed by the Dispute Settlement Body of the WTO in September 1995. I subsequently have been renominated and reconfirmed to sequential terms.

I have not held public office. I have had no unsuccessful candidacies for elective office or unsuccessful nominations for appointed office.

- b. List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

My wife and I served as Precinct Co-captains for our neighborhood precinct for the Maryland Democratic Party from 1996 to 2002. During the 2008 presidential campaign, I did a very limited amount of volunteering, encouraging other attorneys to support the Obama-Biden campaign's election protection work. I did not ultimately become involved in Election Day work myself. I have not otherwise held any role in a party or campaign.

16. Legal Career: Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:
 - i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have not served as a law clerk to a judge or court.
 - ii. whether you practiced alone, and if so, the addresses and dates;

1981 to 1982: 400 Gold St., Suite 800, Albuquerque, New Mexico.
1983 to 1986: 921 Luna Circle, Albuquerque, New Mexico.
 - iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

1979 – 1981
Shaffer, Butt, Thornton & Baer
400 Gold St. N.W., Suite 1200
Albuquerque, New Mexico
Associate

1982
Aragon and Reyna
400 Gold St. N.W. Suite 800
Albuquerque, New Mexico
Partner

1986 – 1998
Stewart and Stewart
2100 M St., N.W., Suite 200
Washington, D.C. 20016
Associate (1986 – 1993)
Partner (1993 – 1998)

1998 – present
Williams Mullen, PC
1666 K St., Suite 1200
Washington, D.C. 20006
Partner

- iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

I have not served as a mediator or arbitrator in alternative dispute resolution proceedings.

I am a member of the U.S. roster of panelists for disputes under Chapter 19 (antidumping and countervailing duty cases) of the North American Free Trade Agreement (NAFTA). In addition, I am on the U.S. Indicative List of Non-Governmental Dispute Settlement Panelists for disputes arising under the dispute settlement mechanism of the World Trade Organization (WTO). In the case of the WTO, I have been qualified for disputes involving both trade in goods and trade in services. My service on both the NAFTA and WTO commenced when those trade arrangements first went into effect, 1994 and 1995, respectively.

I have not served as a panelist on a WTO dispute. I served on a NAFTA Chapter 19 dispute settlement panel that reviewed the final antidumping duty determination issued by Mexico's Secretaría de Economía (formerly the Secretaría de Comercio y Fomento Industrial), which resulted from an

antidumping duty investigation on Imports of Polystyrene Crystals from the United States and Germany.

b. Describe:

- i. the general character of your law practice and indicate by date when its character has changed over the years.

The general character of my law practice has changed over the years and as a result my legal career has been rich in the diversity of clients I have represented and the matters I have handled. Initially, my practice involved insurance defense and subrogation matters. The practice was heavy in court and trial work and I handled trials throughout New Mexico.

In 1982, I formed my own firm and my practice changed mainly to plaintiff injury, civil rights, domestic relations, criminal law, and some insurance subrogation work. During 1982, I entered into a partnership that lasted only a few months and I then returned to work as a solo practitioner.

In 1986, I moved to the Washington, D.C. area where I joined Stewart and Stewart, a boutique international trade firm where I started as an associate working on antidumping and countervailing duty cases. I became a partner in 1993 and my work increasingly involved trade policy, trade negotiations, and trade in services. In 1998, I joined the D.C. office of Williams Mullen to build a trade practice. My work at Williams Mullen has almost exclusively involved international trade, trade policy, trade negotiations and trade agreements, international investment and commerce, international business regulation and compliance matters such as under the Foreign Corrupt Practice Act, export controls, and customs.

- ii. your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

As a solo practitioner early in my career, with few exceptions, my clients were individuals and most of them were poor or disadvantaged. Since 1986, my clients mainly have been multinational corporations involved in cross-border movement of goods, services, and investments.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

While practicing in New Mexico from 1979 to 1986, I appeared in court frequently. When I moved to Washington, D.C., I initially continued to appear in court frequently but in total have appeared in court occasionally over the last 25 years.

i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|------|
| 1. federal courts: | 10 % |
| 2. state courts of record: | 10 % |
| 3. other courts: | 5 % |
| 4. administrative agencies: | 75 % |

ii. Indicate the percentage of your practice in:

- | | |
|--------------------------|------|
| 1. civil proceedings: | 95 % |
| 2. criminal proceedings: | 5 % |

d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

I have tried approximately 25 cases to verdict or final decision (approximately 17 as sole or chief counsel and 8 as co-counsel or associate counsel).

i. What percentage of these trials were:

- | | |
|--------------|------|
| 1. jury: | 30 % |
| 2. non-jury: | 70 % |

e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

I have not practiced before the Supreme Court of the United States.

17. **Litigation:** Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

- the date of representation;
- the name of the court and the name of the judge or judges before whom the case was litigated; and
- the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

(1) *Asociacion Colombiana de Exportadores de Flores v. United States*, No. 89-1748 and No. 89-1742 (Fed. Cir.)

The Floral Trade Council, an association of U.S. flower growers that was my client, had successfully petitioned the U.S. Department of Commerce for a finding that certain imported flowers from Colombia were being sold at less than fair value. As a result, the Department imposed antidumping duties. When the Floral Trade Council subsequently requested investigation of specific Colombian flower growers, the Colombian growers brought this challenge in the Court of International Trade seeking to enjoin the administrative review of the dumping case on grounds that it was contrary to the Department's own regulation. The Court of International Trade refused to grant the injunction. I represented the Floral Trade Council as appellee before the U.S. Court of Appeals for the Federal Circuit, which affirmed the decision favorable to my client. 903 F.2d 1555 (Fed. Cir. 1990).

The case was heard by Chief Judge Markey, Senior Circuit Judge Bennet, and Circuit Judge Plager. Counsel for the government was Jeanne Davidson, Department of Justice, 1100 L St., NW, Washington, DC 20530, Tel 202-616-8277. Counsel for the Plaintiffs-Appellants was James Lyons, now General Counsel of the U.S. International Trade Commission, 500 E St., SW, Washington, DC 20436, Tel 202-205-2000. My co-counsel was Terence P. Stewart, Stewart and Stewart, 2100 M St., NW, Suite 200, Washington, DC 20037, Tel 202-785-4185.

(2) *Floral Trade Council v. United States*, No. 93-06-00372 (Ct. Int'l Trade)

Dumping cases involve various stages (investigation, annual review, scope determinations, ITC injury, etc.) that often produce multiple appeals on important issues even as the captions of the cases may make them seem to be the same matter. A significant portion of my trade cases involved representation of the Floral Trade Council and so I have included several distinct cases involving that client among these ten most significant litigated matters.

In this case the Floral Trade Council, my client, challenged the 1991 Department of Commerce annual review of the antidumping order obtained the prior year. Specifically, we challenged the administrative review determination that certain margins were not based on verifiable data and we further challenged the consequent decision to apply a zero margin rate to all uninvestigated parties, including both old and new shippers. The Court of International Trade agreed that the Department had erred by failing to adjust the *all other* rate (set at zero) based on a finding that rates for particular producers were out of proportion but other positive rates were not unrepresentative. 799 F. Supp. 116 (Ct. Int'l Trade 1992).

Judge Restani presided over the case. My co-counsel was Terence P. Stewart, Stewart and Stewart, 2100 M St., NW, Suite 200, Washington, DC 20037, Tel 202-785-4185. Counsel for the government was Jeanne Davidson, Department of Justice, 1100 L St., NW, Washington, DC 20530, Tel 202-616-8277.

(3) *Truong v. U.S. Sec'y of Agric.*, No. 05-00419 (Ct. Int'l Trade)

In 2004, the Department of Agriculture recertified Texas shrimpers for Trade Adjustment Assistance. My client, Mrs. Truong, filed an application for benefits 21 days after the deadline in 2005. The Department of Agriculture denied her claim for benefits as untimely. I represented Mrs. Truong pro bono in this suit seeking equitable tolling on grounds that the government had not complied with the statutory notice provisions for recertification benefits. Initially, the Court of International Trade remanded the case for administrative findings of fact. 461 F. Supp. 2d 1349 (Ct. Int'l Trade 2006). When the Department found against her, we appealed again, and the Court of International Trade held that the Department's findings were not supported by the evidence. 484 F. Supp. 2d 1324 (Ct. Int'l Trade 2007). The government subsequently settled the matter on terms favorable to my client.

Judge Pouge presided over the case. Associate counsel was Francisco Orellana, now Compliance Counsel at Chevron Upstream and Gas, 6001 Bollinger Canyon Road, San Ramon, CA 94583, Tel 925-842-3067. Trial counsel for the government was David Silverbrand, Department of Justice, 1100 L St., NW, Washington, DC 20530, Tel 202-514-2000.

(4) *Fmr. Employees of Tyco Elecs. v. U.S. Dep't of Labor*, No. 02-00152 (Ct. Int'l Trade)

Plaintiffs, my clients, were dismissed from their jobs at a Tyco manufacturing plant in Pennsylvania. They first sought relief in 2001 under the Trade Adjustment Assistance program administered by the Department of Labor on grounds that their job loss was a result of shift in production of fiber optic components to Mexico, but their application was denied. In January 2002, they appealed the denial by filing a complaint *in forma pauperis* with the Court of International Trade. At the Court's request, I took on the case *pro bono*. Following multiple remands from the Court of International Trade, we reached a settlement with the Department in which it awarded certification and retroactive benefit eligibility. The Court affirmed the certification. 318 F. Supp. 2d 1354 (Ct. Int'l Trade 2004). The Court recounted the full litigation history of the case in awarding attorneys fees and litigation expenses under the Equal Access to Justice Act because the Department's position in the litigation had not been substantially justified. 350 F. Supp. 2d 1075 (Ct. Int'l Trade 2004).

Judge Carmen presided over the case. Trial attorneys for the government were John Maher and Stephen Tosini, Department of Justice, 1100 L St., NW, Washington, DC 20530, 202-514-2000. Associate counsel was Francisco Orellana, now Compliance Counsel at Chevron Upstream and Gas, 6001 Bollinger Canyon Road, San Ramon, CA 94583, Tel 925-842-3067.

(5) *Rhodia, Inc. v. United States*, Consol. Court No. 00-08-00407 (Ct. Int'l Trade)

My firm's client, Rhodia, a domestic producer of bulk aspirin, filed in 1999 a petition seeking antidumping duties on imports of the product from the People's Republic of China that were being sold at prices below fair market value. While the U.S. Department of Commerce determined that there were sales at less than fair value, we appealed several aspects of the calculation of antidumping duty margin. The Court upheld the Department's determinations as to Rhodia's claims. 185 F. Supp. 2d 1343 (Ct. Int'l Trade 2001).

Judge Pogue presided over the case. Primary and lead counsel was James R. Cannon, Jr., 1666 K Street, NW, Suite 1200, Washington, DC 20006, Tel 202-833-9200. I was on the brief. Counsel for the government was Ada E. Bosque, Department of Justice, 450 5th St., NW, Washington, DC 20530, Tel 202-514-2000. Counsel for Defendant-Intervenor Jilin Pharmaceutical were William Clinton, Adams Lee, Robert Gosselink and Albert Lo of White & Case, 701 Thirteenth St., NW, Washington, DC 20005, Tel 202-626-3620. Counsel for Defendant Intervenor Shandon Xinhua Pharmaceutical Factory Inc. was William E. Perry, now of Dorsey & Whitney LLP, 701 Fifth Avenue, Suite 6100, Seattle, WA 98104, Tel 206-903-8894.

(6) *Torrington Co. v. United States*, Court No. 91-08-00566 (Ct. Int'l Trade)

My client, Torrington Co., challenged the results of the U.S. Department of Commerce's first administrative review of an antidumping duty on imports of antifriction bearings from Sweden. We contended that the Department had made findings unsupported by substantial evidence in the record and contrary to the law in several respects. The Court remanded to the Department of Commerce with instructions to include in the foreign market value the full amount of Value Added Tax paid on each sale in the home market, without adjustment. 832 F. Supp. 405 (Ct. Int'l Trade 1993).

Judge Tsucalas presided over the case. My co-counsel was Terence P. Stewart, Stewart and Stewart, 2100 M St., NW, Suite 200, Washington, DC 20037, Tel 202-785-4185.

(7) *Foundation Reserve Ins. Co. v. Mullenix*, No. 13778 (N.M.)

Foundation Reserve issued automobile insurance to Mullenix, doing business as Tucumcari Wrecking Co ("Tucumcari"). In June 1979, a Tucumcari tow truck covered by the policy was involved in an accident that damaged a tractor-trailer rig insured by my client, Aetna Casualty & Surety. In 1981, Aetna filed an action against Tucumcari in County District Court. Tucumcari demanded that Foundation Reserve defend the action, which it declined to do. Seeking to resolve the dispute, Foundation Reserve brought this action for declaratory relief against Tucumcari, the tractor-trailer rig owner, and Aetna (as insurer of the damaged tractor-trailer rig). The trial court granted summary judgment against Foundation Reserve. On appeal to the Supreme Court of New Mexico, the issue was whether there is a duty to defend under an insurance policy even if it can be shown in a collateral proceeding that there is no duty to pay under the terms of the policy. The

Court concluded that there is a duty to defend a primary action “until the court finds that the insurer is relieved of liability under the noncoverage provision of the policy.” 642 P.2d 604 (N.M. 1982).

Justice Federici wrote the opinion. Counsel for Plaintiff-Appellant was Jonathan Hewes, of the Rodey Law Firm (now retired). Counsel for Defendant-Appellee Mullenix was Don W. Cihak, Brockman & Cihak, PO Box 984, 201 S 2nd St., Tucumcari, NM, Tel 505-461-0797.

(8) *Floral Trade Council of Davis v. United States*, No. 88-10-00822 (Ct. Int’l Trade)

I represented the Floral Trade Council in this challenge to a determination by the U.S. Department of Commerce that daisies were not within the scope of the antidumping duty orders covering certain fresh cut flowers from Colombia, Ecuador and Mexico. We raised issues related to the like product determination of the International Trade Commission that found that each of the seven investigated flowers constituted a distinct U.S. industry. The Court held that the determination had been substantially supported by the record. 716 F. Supp. 1580 (Ct. of Int’l Trade 1989).

Judge Restani presided over the case. My client was the Plaintiff, Floral Trade Council and my co-counsel were Eugene L. Stewart, Terence P. Stewart, and James R. Cannon, Jr., Stewart and Stewart, 2100 M St., NW, Suite 200, Washington, DC 20037, Tel 202-785-4185. Counsel for the government was Platte B. Moring, Department of Justice, 1100 L St., NW, Washington, DC 20530, Tel 202-616-8277, and Andrea Fekkes Dynes, Department of Commerce, 1401 Constitution Ave., NW, Washington, DC 20230, Tel (202) 482-2000. Counsel for the Defendant-Intervenors were Patrick F.J. Macrory and C. Anthony Friedrich, of Aiken Gump, 1333 New Hampshire Avenue, N.W., Washington, DC 20036, 202-887-4000.

(9) *Floral Trade Council v. United States*, No. 90-06-00290 (Ct. Int’l Trade)

My clients, the Floral Trade Council, challenged the determination reached by the U.S. Department of Commerce in the second administrative review of the antidumping duty order covering fresh cut flowers from Colombia to reject use of third country prices, and use of a certain monthly averaging methodology to account for the perishability of the flowers. The Court of International Trade remanded for further consideration by the Department with respect to several of the issues we raised. 775 F. Supp. 1492 (Ct Int’l Trade 1991).

Judge Restani presided over the case. I represented the Floral Trade Council and my co-counsel were Terence P. Stewart and James R. Cannon, Stewart & Stewart, 2100 M St., NW, Suite 200, Washington, DC 20037, Tel 202-785-4185. The government was represented by Jeanne Davidson, Department of Justice, 1100 L St., NW, Washington, DC 20530, Tel 202-616-8277, and Andrea Fekkes Dynes, Department of Commerce, 1401 Constitution Ave., NW, Washington, DC 20230, (202) 482-2000. Defendant-Intervenors were represented by Lawrence A. Schneider, Michael T. Shor, and Susan G.

Lee of Arnold & Porter, 555 Twelfth Street, NW, Washington, DC 20004, 202.942.5000; and Patrick F. J. Macrory, Spencer S. Griffith, of Akin Gump, 1333 New Hampshire Avenue, N.W., Washington, DC 20036, 202.887.4000.

(10) *Asociacion Colombiana de Exportadores de Flores v. United States*. No 87-04-00622

Foreign exporter plaintiffs challenged the Department of Commerce's use of unverified data (rates) in calculating antidumping rates that were established and applied to all Colombian companies not specifically investigated (the *all other* rate). These companies had not submitted questionnaire responses or otherwise participated in the original antidumping duty investigation. My client, the Floral Trade Council, was defendant-intervenor and I defended the government's methodology used to establish the *all other* rate. The court affirmed the Department on several grounds and remanded on one issue. 717 F. Supp. 834 (Ct. Int'l Trade 1989).

Judge Restani presided over the case. My client was the Floral Trade Council and my co-counsel were Terence P. Stewart and James R. Cannon, Jr., Stewart and Stewart, 2100 M St., NW, Suite 200, Washington, DC 20037, Tel 202-785-4185. Plaintiffs were represented by Patrick F.J. Macrory, Spencer S. Griffith and Gwyn F. Murray, of Aiken Gump, 1333 New Hampshire Avenue, N.W., Washington, DC 20036, 202.887.4000. Plaintiff -Intervenors, Floramerica, et al., were represented by Thomas A. Rothwell, Jr. and James M. Lyons of Heron, Burchette, Ruckert & Rothwell, a firm that no longer exists, but James Lyons is now General Counsel of the U.S. International Trade Commission, 500 E St., SW, Washington, DC 20436, Tel 202-205-2000. The government was represented by Jeanne E. Davidson, Department of Justice, 1100 L St., NW, Washington, DC 20530, Tel 202-616-8277, and Anne W. White, Office of the Chief Counsel for Import Administration, Department of Commerce, 1401 Constitution Ave., NW, Washington, DC 20230, Tel (202) 482-2000.

18. **Legal Activities:** Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

In my International Trade and Customs practice, I have advised and represented clients in legal and regulatory matters involving the cross-border movement of goods, services, and investments for a broad range of industry and services sectors. In addition to traditional litigation activity, my experience includes: import trade relief; trade regulation; trade policy; trade negotiations and agreements; international treaties and accords; investment; business and corporate law; export controls; food safety; and arbitration and dispute resolution. My non-litigation legal activities have been varied and have been a

substantial part of my work in the last 25 years. Some of the most significant such activities have been as follows:

1. Chapter 19 of the North American Free Trade Agreement (“NAFTA”) establishes a mechanism for the review (“appeal”) of final antidumping and countervailing duty determinations issued by the competent authorities of the United States, Canada, and Mexico. I served as a panelist on the second Chapter 19 bi-national panel established in Mexico to hear an appeal of a final Mexican antidumping duty determination on imports of polystyrene crystals from the United States and Germany. As a panelist, I was required to apply Mexican trade law.

2. During the negotiations of the Free Trade Agreement to the Americas (“FTAA”), I represented a coalition of express delivery companies seeking to improve market access within the Americas. A significant problem was that there existed no adequate industry service sector classification that completely and accurately captured all of the different types of services required to offer overnight express deliveries. I led efforts on behalf of the coalition to secure within the context of the FTAA negotiations a new and appropriate classification for the express delivery services industry and to secure enhanced trade liberalization for the sector within a large plurilateral trade agreement.

3. Shortly after NAFTA went into effect, the Mexican government undertook to revamp its product standards regime in anticipation that imports from the United States and Canada would sharply increase as a result of the duty elimination effect of the NAFTA. Mexico adopted new product standards and it established new conformity assessment procedures (product testing methods) that operated as trade barriers to the products manufactured and exported to Mexico by my clients. In brief, Mexico required that products undergo annual multiple testing of the same products, and annual testing of products that were only slightly different from each other. On behalf of a major U.S. based international trade association of producers and exporters, I worked directly with the Mexican government in addressing the trade restrictive aspects of the product standards and conformity assessment procedures. Mexico adopted and implemented revised standards and assessment procedures and, as a result, administrative related costs and expenses for my clients were reduced by multiples of millions of dollars annually.

4. I represented the U.S. subsidiary of a large foreign auto producer on matters concerning investment in a South American country. My role was to undertake rule of origin determinations for various components that were to be used in the manufacture of autos. In addition, I was asked to forecast shifts in future trade trends; and in particular, trade policy that would affect tariffs and duties on parts and components used to produce the automobiles.

5. I represented a U.S. energy company seeking to join forces with a U.S. state for purposes of delivery of natural gas to Mexico. I was retained by the parties to address legal issues on the exportation of energy to a foreign country, constitutional issues involving a state’s ability to enter into treaties with a foreign country, and the manner in which natural gas would be treated at the customs border.

8. During 2001, I represented the U.S. fabricated steel sector in the Section 201 steel investigation brought before the U.S. International Trade Commission against imports from many countries of the world. The case was one of the largest Section 201 (safeguards or escape clause) cases in the history of the United States. Although, I worked with the fabricated steel construction industry trade association, my clients were thousands of producers of fabricated steel scattered throughout the United States; they ranged from small two-person shops with little technology to some of the world's largest and most sophisticated producers of fabricated steel. The case required detailed analysis of massive amounts of industry, technical, financial, pricing, and import data.

19. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

I have not taught any courses.

20. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

None, except that I anticipate a future income arrangement on publication of my book *International Trade Laws and Customs Regulations of Latin America*.

21. **Outside Commitments During Court Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

No, I do not have any such plans.

22. **Sources of Income:** List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

See attached Financial Disclosure Report.

23. **Statement of Net Worth:** Please complete the attached financial net worth statement in detail (add schedules as called for).

See attached Net Worth Statement.

24. Potential Conflicts of Interest:

- a. Identify the family members or other persons, parties, categories of litigation, and financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

I am not aware of any such potential conflicts of interest.

- b. Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

If confirmed to serve as a United States Circuit Judge, I will continuously be vigilant for potential conflicts of interest and will take immediate steps to resolve all conflicts of interest in accordance with applicable rules, procedures, and ethical considerations, including the federal recusal statutes and the Code of Conduct for United States Judges. Where necessary, I will consult with the Chief Judge of the court and with senior colleagues.

- 25. Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

Throughout my legal career, I have consistently sought to fulfill my obligations on service to the disadvantaged. In the area of international trade, I have served as *pro bono* counsel on major cases on request of and appointment by the Court of International Trade. I estimate that I have spent hundreds of hours on Trade Adjustment Assistance cases and other claims on behalf of *pro bono* clients. As a sole proprietor of a law firm prior to my move to the Washington, D.C. area, I devoted a large percentage of my practice to rendering advice and representing individuals who needed but could not afford an attorney.

My work within the Hispanic National Bar Association has been primarily driven by three distinct but related goals concerning legal representation of the disadvantaged. First, I have created, implemented, and worked on programs designed to ensure that all disadvantaged segments of U.S. society are informed about the law, the legal process, and our legal and governmental institutions, so as to enhance access to legal representation and our system of justice. Second, I have worked hard to develop a legal profession that is able and willing to take on the legal challenges raised by a growing Latino community, much of which is disadvantaged. Third, I have created programs and participated with others on projects aimed at strengthening the independence, impartiality, and accessibility of our judiciary, including working with the Justice Sandra Day O'Connor program on a Fair and Impartial Judiciary.

In addition, I have devoted significant time and resources over the entire length of my legal career to serving individuals with autism.

26. Selection Process:

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

There is no selection commission for the Federal Circuit.

The Hispanic National Bar Association sent a letter recommending me as a candidate for nomination to President Obama with a copy to Attorney General Holder. I understand that other letters of endorsement and communications of support were delivered to the White House. I had a handful of contacts with White House staff as I sought general information about the nomination process.

Since June 16, 2010, I have been in contact with pre-nomination officials at the U.S. Department of Justice. On August 11, 2010, I interviewed with attorneys from the White House Counsel's Office and from the Department of Justice. On September 29, 2010, the President submitted my nomination to the Senate.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.

AFFIDAVIT

I, Timmie V. Reyna, do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

September 30, 2010
(DATE)

[Signature]
(NAME)

[Signature]
(NOTARY)

**Vicki Jacobs Little
Notary Public, District of Columbia
My Commission Expires 2/28/2013**