

Vacancies in the Federal Judiciary

March 1, 2004

Prepared by the AOUSA Office of Legislative Affairs

| Court | Vacancy Created By | Reason | Vacancy Date | Nominee | Nomination Date |
|----------------|-----------------------|----------|-----------------|-------------------------|--------------------|
| First Circuit | | | | | |
| MA | Keeton, Robert E. | Senior | 2/28/2003 | Saylor, Dennis F. IV | 7/30/2003 |
| Second Circuit | | | | | |
| CCA | Parker, Fred I. | Deceased | 8/12/2003 | Hall, Peter W. | 12/9/2003 |
| NY-E | Johnson, Sterling Jr. | Senior | 6/1/2003 | Townes, Sandra L. | 8/1/2003 |
| | Raggi, Reena | Elevated | 9/20/2002 | Irizarry, Dora L. | 4/28/2003 |
| NY-S | Schwartz, Allen G. | Deceased | 3/22/2003 | Karas, Kenneth M. | 9/18/2003 |
| Third Circuit | | | | | |
| CCA | Becker, Edward R. | Senior | 5/4/2003 | Van Antwerpen, Franklin | 11/21/2003 |
| NJ | Orlofsky, Stephen M. | Resigned | 8/31/2003 | Sheridan, Peter G. | 11/5/2003 |

| Court | Vacancy Created By | Reason | Vacancy Date | Nominee | Nomination Date |
|-------|--------------------|--------|--------------|---------|-----------------|
|-------|--------------------|--------|--------------|---------|-----------------|

(Third Circuit – cont.)

PA-E

| | | | | |
|-----------------------|----------|------------|----------------------|------------|
| Buckwalter, Ronald L. | Senior | 12/11/2003 | Stengel, Lawrence F. | 11/6/2003 |
| Hutton, Herbert J. | Senior | 9/6/2003 | Diamond, Paul S. | 1/20/2004 |
| Waldman, Jay C. | Deceased | 5/30/2003 | Sanchez, Juan R. | 11/25/2003 |
| Yohn, William H. Jr. | Senior | 11/20/2003 | Pratter, Gene E. K. | 11/3/2003 |

PA-W

| | | |
|---------------------|----------|-----------|
| Cindrich, Robert J. | Resigned | 1/31/2004 |
|---------------------|----------|-----------|

Fourth Circuit

CCA

| | | | | |
|--------------------------|----------|-----------|--------------------|-----------|
| Murnaghan, Francis | Deceased | 8/31/2000 | Allen, Claude A. | 1/20/2004 |
| Phillips, J. Dickson Jr. | Senior | 7/31/1994 | Boyle, Terrence W. | 1/7/2003 |

NC-E

| | | | | |
|----------------|--------|-----------|---------------------|----------|
| Britt, W. Earl | Senior | 12/7/1997 | Dever, James C. III | 1/7/2003 |
|----------------|--------|-----------|---------------------|----------|

NC-W

| | | | | |
|------------|--------------|-----------|--------------------|-----------|
| PL 107-273 | New Position | 7/15/2003 | Conrad, Robert Jr. | 4/28/2003 |
|------------|--------------|-----------|--------------------|-----------|

SC

| | | | | |
|------------------|--------|-----------|-----------------------|-----------|
| Houck, C. Weston | Senior | 10/1/2003 | Harwell, Robert Bryan | 1/20/2004 |
|------------------|--------|-----------|-----------------------|-----------|

VA-E

| | | | | |
|----------------------|--------|----------|-----------------------|------------|
| Morgan, Henry C. Jr. | Senior | 2/8/2004 | Kelley, Walter D. Jr. | 10/31/2003 |
|----------------------|--------|----------|-----------------------|------------|

| Court | Vacancy Created By | Reason | Vacancy Date | Nominee | Nomination Date |
|-------|-----------------------|--------|-----------------|---------|--------------------|
|-------|-----------------------|--------|-----------------|---------|--------------------|

Fifth Circuit

CCA

| | | | | |
|---------------------|--------|-----------|-------------------------|----------|
| Garwood, William L. | Senior | 1/23/1997 | Owen, Priscilla Richman | 1/7/2003 |
|---------------------|--------|-----------|-------------------------|----------|

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|------------------|--------|-----------|----------------------------|----------|
| Politz, Henry A. | Senior | 8/10/1999 | *Pickering, Charles W. Sr. | 1/7/2003 |
|------------------|--------|-----------|----------------------------|----------|

~~*(Renominated to this position on 2/6/2004 following the temporary recess appointment on 1/16/2004)~~

MS-S

| | | | | |
|----------------------------|----------|-----------|--|--|
| *Pickering, Charles W. Sr. | Elevated | 1/16/2004 | | |
|----------------------------|----------|-----------|--|--|

TX-N

| | | | | |
|---------------------|--------|----------|----------------|------------|
| Buchmeyer, Jerry L. | Senior | 9/5/2003 | Boyle, Jane J. | 11/24/2003 |
|---------------------|--------|----------|----------------|------------|

TX-E

| | | | | |
|---------------------|----------|-----------|--|--|
| Hannah, John H. Jr. | Deceased | 12/4/2003 | | |
|---------------------|----------|-----------|--|--|

Sixth Circuit

CCA

| | | | | |
|--------------|--------|----------|------------------|----------|
| Keith, Damon | Senior | 5/1/1995 | Griffin, Richard | 1/7/2003 |
|--------------|--------|----------|------------------|----------|

| | | | | |
|-------------------|--------|----------|----------------------|----------|
| Kennedy, Cornelia | Senior | 3/1/1999 | Neilson, Susan Bieke | 1/7/2003 |
|-------------------|--------|----------|----------------------|----------|

| | | | | |
|----------------|--------|----------|----------------|----------|
| Ryan, James L. | Senior | 1/1/2000 | Saad, Henry W. | 1/7/2003 |
|----------------|--------|----------|----------------|----------|

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|--------------------------|--------|-----------|--------------------|----------|
| Suhrheinrich, Richard F. | Senior | 8/15/2001 | McKeague, David W. | 1/7/2003 |
|--------------------------|--------|-----------|--------------------|----------|

MI-E

| | | | | |
|--------------------|--------|-----------|-----------------|-----------|
| Duggan, Patrick J. | Senior | 9/29/2000 | Ryan, Daniel P. | 4/28/2003 |
|--------------------|--------|-----------|-----------------|-----------|

| | | | | |
|-----------------|--------|-----------|----------------------|----------|
| Gadola, Paul V. | Senior | 1/31/2001 | Ludington, Thomas L. | 1/7/2003 |
|-----------------|--------|-----------|----------------------|----------|

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|-------|-----------------------|--------|-----------------|---------|--------------------|
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Eighth Circuit

CCA

| | | | | |
|---------------------|--------|----------|-----------------------|-----------|
| Bowman, Pasco M. | Senior | 8/1/2003 | Gruender, Raymond W. | 9/29/2003 |
| McMillian, Theodore | Senior | 7/1/2003 | Benton, William Duane | 2/12/2004 |

AR-E

| | | | | |
|----------------------|--------|-----------|-----------------|-----------|
| Reasoner, Stephen M. | Senior | 9/19/2002 | Holmes, J. Leon | 1/29/2003 |
|----------------------|--------|-----------|-----------------|-----------|

Ninth Circuit

CCA

| | | | | |
|--------------------|--------|------------|--------------------|-----------|
| Browning, James R. | Senior | 9/1/2000 | Kuhl, Carolyn B. | 1/7/2003 |
| Nelson, Thomas | Senior | 11/14/2003 | Myers, William III | 5/15/2003 |

AZ

| | | | | |
|---------------------|--------|------------|--------------------|------------|
| Rosenblatt, Paul G. | Senior | 10/30/2003 | Wake, Neil Vincent | 10/22/2003 |
|---------------------|--------|------------|--------------------|------------|

CA-S

| | | | | |
|------------|--------------|-----------|-------------------|----------|
| PL 107-273 | New Position | 7/15/2003 | Benitez, Roger T. | 5/1/2003 |
|------------|--------------|-----------|-------------------|----------|

HI

| | | | | |
|--------------|--------|----------|------------------------|----------|
| Kay, Alan C. | Senior | 1/1/2000 | Rohlfing, Frederick W. | 1/7/2003 |
|--------------|--------|----------|------------------------|----------|

WA-W

| | | | | |
|--|--------------|----------|----------------------|------------|
| 28 USC 133 (per Barbara Rothstein, FJC Director) | FJC Director | 9/8/2003 | Martinez, Ricardo S. | 10/14/2003 |
| Zilly, Thomas S. | Senior | 1/1/2004 | Robart, James L. | 12/9/2003 |

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|-------|-----------------------|--------|-----------------|---------|--------------------|
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Tenth Circuit

NM

| | | | | |
|------------------|--------|----------|--------------------|-----------|
| Parker, James A. | Senior | 9/1/2003 | Herrera, Judith C. | 9/23/2003 |
|------------------|--------|----------|--------------------|-----------|

Eleventh Circuit

CCA

| | | | | |
|--|--------|------------|------------------------|----------|
| Cox, Emmett Ripley | Senior | 12/18/2000 | *Pryor, William H. Jr. | 4/9/2003 |
| Recess appointment on 2/20/2004 | | | | |

AL-N

| | | | | |
|------------------|----------|-----------|----------------------|------------|
| Nelson, Edwin L. | Deceased | 5/17/2003 | Hopkins, Virginia E. | 10/14/2003 |
|------------------|----------|-----------|----------------------|------------|

FL-M

| | | | | |
|-------------------|----------|------------|--|--|
| Nimmons, Ralph W. | Deceased | 11/24/2003 | | |
|-------------------|----------|------------|--|--|

FL-S

| | | | | |
|-------------------------|----------|----------|------------------|------------|
| Ferguson, Wilkie D. Jr. | Deceased | 6/9/2003 | Cooke, Marcia G. | 11/25/2003 |
|-------------------------|----------|----------|------------------|------------|

District of Columbia Circuit

CCA

| | | | | |
|------------------------|---------|------------|---------------------|-----------|
| Silberman, Laurence H. | Senior | 11/1/2000 | Kavanaugh, Brett M. | 7/25/2003 |
| Wald, Patricia M. | Retired | 11/16/1999 | | |
| Williams, Stephen F. | Senior | 9/30/2001 | Brown, Janice R. | 7/25/2003 |

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|-------------------------|----|
| Total Vacancies: | 47 |
| Total Nominees Pending: | 42 |