

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Ana Isabel de Alba

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

United States Circuit Judge for the Ninth 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.

United States District Court for the Eastern District of California
Robert E. Coyle Federal Building
2500 Tulare Street, Room 1501
Fresno, California 93721

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

1979; Merced, California

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.

2004 – 2007, University of California, Berkeley, School of Law; J.D., 2007

1998 – 2002, University of California, Berkeley; B.A. (Highest Honors), 2002

1996 – 1999 (approximately), Merced Junior College; no degree

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.

2022 – present

United States District Court for the Eastern District of California

Robert E. Coyle Federal Building
2500 Tulare Street, Room 1501
Fresno, California 93721
United States District Judge

2018 – 2022

Superior Court of California, County of Fresno
3333 East American Avenue, Building 701
Fresno, California 93725
Superior Court Judge
Judge, Juvenile Justice Center—Department 99B (2021 – 2022)
Judge, California Environmental Quality Act panel (2020 – 2022)
Judge, Criminal Division, Misdemeanor Department, B2 (2018 – 2021)

2021

San Joaquin College of Law
901 Fifth Street
Clovis, California 93612
Adjunct Professor

2006 – 2018

Lang, Richert & Patch, PC
5200 North Palm Avenue, Suite 401
Fresno, California 93704
Partner (2013 – 2018)
Associate (2007 – 2012)
Summer Law Clerk (2006)

2005 – 2006

Lewis, Feinberg, Renaker & Jackson, PC
1330 Broadway Street, Suite 1800
Oakland, California 94612
Summer Law Clerk (2005)
Law Clerk (2005 – 2006)

2003 – 2004

Dickson Ross, LLP
1970 Broadway Avenue, Suite 1045
Oakland, California 94612
Receptionist

Other affiliations (uncompensated):

2012 – present (approximately)
Central Valley Access to Justice Coalition

2115 Kern Street, Suite 200
Fresno, California 93721
Board Member

2017 – 2018 (approximately)
California Lawyers Association
400 Capital Mall, Suite 650
Sacramento, California 95814
Executive Board Member

2016 – 2018
Rape Counseling Services of Fresno
259 North Blackstone Avenue
Fresno, California 93701
Board Member

2015 – 2018 (approximately)
California Rural Legal Assistance, Inc.
1430 Franklin Street, Suite 103
Oakland, California 94612
Board Member

2014 – 2018 (approximately)
Legal Aid at Work
180 Montgomery Street, Suite 600
San Francisco, California 94104
Board Member

2013 – 2015 (approximately)
Fresno County Bar Association
2444 Main Street, Suite 125
Fresno, California 93721
Board Member

2013 – 2014 (approximately)
California Bar Foundation (now known as California ChangeLawyers)
180 Howard Street, Suite 1220
San Francisco, California 94105
Board Member

2011– 2013 (approximately)
Central California Legal Services, Inc.
2115 Kern Street, Suite 200
Fresno, California 93721
Board Member

2009 – 2013 (approximately)
State Bar of California
180 Howard Street
San Francisco, California 94105
Board Member

2007
American Civil Liberties Union – Immigrant Rights Project
39 Drumm Street
San Francisco, California 94111
Intern

2006
Centro Legal de la Raza
3400 E. 12th Street
Oakland, California 94601
Intern

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 did not serve in the military. I was not required to register for the 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.

The Southeast Fresno Community Economic Development Association, Inc., Trailblazer Award (2022)

Cruz Reynoso Bar Association, “In recognition of your historic achievement and extraordinary contributions to the judiciary” (2022)

Rape Counseling Services of Fresno, “Thank You” Award (2018)

Centro La Familia Advocacy Services, “Honoring Your Passion to Protect the Rights of Workers and Families” Recognition (2018)

Central California Legal Services, Inc., “Champion of Justice” Award (2018)

Martindale Hubbell AV, Preeminent Rated (2018)

Fresno County Women Lawyers’ Association Board of Directors, Justice Pauline Hanson Award (2017)

UC Berkeley Chicano Latino Alumni Association—Central Valley Chapter, Alumni of the Year Award (2017)

Super Lawyers, Northern California Rising Star (2017, 2016, 2015, 2014, 2013, 2012, 2010)

State Bar of California, Wiley W. Manuel Award for Pro Bono Legal Services (2017, 2016, 2015, 2014, 2013, 2012, 2010)

California Young Lawyers' Association, Jack Berman Award for Distinguished Service to the Profession and Public (2012)

Fresno County Bar Association—Pro Bono Services Section, Pro Bono Attorney of the Year (2012)

Legal Services Corporation, Certification of Appreciation (2012)

OneJustice, "Opening Doors to Justice" Award (2011)

American Board of Trial Advocates—San Joaquin Valley Chapter, Gerald J. Maglio Memorial Scholarship (2006)

La Raza Centro Legal, "Realizing the Dream" Scholarship (2005)

Bar Association of San Francisco, Bay Area Minority Law Student Scholarship (2004)

University of California, Berkeley

Graduated with Highest Honors (2002)

Cervantes Award for Academic Excellence in Undergraduate Studies (2002)

John K. Walsh Memorial Scholarship for Academic Excellence in Spanish (2002)

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.

California Bar Foundation (now known as California ChangeLawyers)
Board Member (2013 – 2014 (approximately))

California Judges Association (2018 – 2022)

California Latino Judges Association (2019 – present)

California Lawyers Association

Executive Board Member (2017 – 2018 (approximately))

Labor & Employment Law Section (2017 – 2018 (approximately))

California Labor & Employment Review, Editor-in-Chief (2018)
Advanced Wage & Hour Conference Planning Team, Vice-Chair (2018)

Fresno County Bar Association (2007 – present)
Board Member (2013 – 2015 (approximately))
Pro Bono Services Section, Chair (2015 – 2018)
Women Lawyers Association, Member-at-Large (2008 – 2009 (approximately))

Hispanic National Bar Association (2021 – present)

Judicial Council of California
California State-Federal Judicial Council—Eastern District of California
Representative (2023 – present)
Advisory Committee on Providing Access & Fairness (2021 – 2022)
Family & Juvenile Law Advisory Committee (2021 – 2022)

La Raza Lawyers Association—Central Valley Chapter
Honorary Non-Voting Member (2018 – present)

Office of California Governor Gavin Newsom
Regional Judicial Selection Advisory Committees
Central Valley Committee (2019 – 2022 (approximately))
California Judicial Mentor Program
Trial Court Mentor Program Working Group (2021 – 2022)

State Bar of California
Pro Bono Coordination Committee (2010 – 2015 (approximately))
Standing Committee for the Delivery of Legal Services (2009 – 2012)

United States District Court for the Eastern District of California Merit Selection Panel
for the Reappointment of Magistrate Judge Barbara A. McAuliffe, Chair (2019)

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.

California, 2007

There have been no lapses in membership. My membership has been inactive since I became a Fresno County Superior Court Judge in 2018.

- 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.

United States District Court for the Central District of California, 2008
United States District Court for the Eastern District of California, 2007
United States District Court for the Northern District of California, 2016

There have been no lapses 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.

California Rural Legal Assistance, Inc.
Board Member (2015 – 2018 (approximately))

Central California Legal Services, Inc.
Board Member (2013 – 2015 (approximately))

Central Valley Access to Justice Coalition (2012 – present (approximately))

Legal Aid at Work
Board Member (2014 – 2018 (approximately))

Pathway to Law School Regional Advisory Council—Central Valley
Advisory Board Member (2019 – present (approximately))

Rape Counseling Services of Fresno
Board Member (2016 – 2018)

- 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.

To the best of my knowledge, none of the organizations listed above currently discriminates 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.

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.

The following list reflects my best efforts to identify responsive materials, including searching my files and electronic databases. There may be other materials that I have been unable to recall or identify, however. In particular, I wrote various articles for the Fresno County Bar Association's Bar Bulletin, up until December 2018; many of those articles are listed below, but there may be others I authored, as I have been unable to locate the Bar Bulletins for October, November, and December 2018.

Congratulations to 2018 Law Day Award Winners, Bar Bull. (May 2018). Copy supplied.

Is it practical to be a private practice attorney and provide free legal services?, Bar Bull. (Feb. 2017). Copy supplied.

Congratulations to 2016 Law Day Award Winners, Bar Bull. (Apr. 2016). Copy supplied.

Help Us Honor Those Who Help Others, Bar Bull. (Sept. 2015). Copy supplied.

As the Workers' Rights Clinic Celebrates Three Years of Helping Low-Wage Workers, It Also Seeks Additional Attorney Volunteers, Bar Bull. (July/Aug. 2015). Copy supplied.

Pro Bono Champions Honored at Law Day 2015, Bar Bull. (June 2015). Copy supplied.

Congratulations to 2015 Law Day Award Winners, Bar Bull. (Apr. 2015). Copy supplied.

PBSS and VLSP to Host 'Thank You' Reception to Recognize Pro Bono Volunteers, Bar Bull. (Mar. 2015). Copy supplied.

2012 Pro Bono Clinics: A Success!, Bar Bull. (Dec. 2012). Copy supplied.

Meet Ana de Alba: She broke our hearts in 3 minutes flat, OneJustice (Oct. 8, 2012). Copy supplied.

Reminder! Failure to Comply with Mechanic's Lien Requirements Has Disastrous

Results, Lang, Richert & Patch, PC (Sept. 2011). Copy supplied.

Pro Bono Services Section Seeks Nominations for Annual Pro Bono Publico Awards, Bar Bull. (Apr. 2010). Copy supplied.

Women Helping Women Luncheon Great Success!, Bar Bull. (May 2009). Copy supplied.

- 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.

The following list reflects my best efforts to identify responsive materials, including searching my files and electronic databases. There may be other materials that I have been unable to recall or identify, however.

I served as an Editor-in-Chief for the March 2018 and July 2018 volumes of the California Labor & Employment Review, a publication of the California Lawyers Association Labor & Employment Law Section. To the best of my recollection, however, I did not draft or edit any of the materials in those volumes, and I am unable to locate a copy of either volume.

California Rural Legal Assistance, Inc., *2016 Annual Report* (2017). As a member of California Rural Legal Assistance, Inc.'s Board of Directors, my name appears on this report. To the best of my recollection, however, I did not write, edit, or participate in any way in the report's preparation, and the Board was never asked to vote on or approve its contents. Copy supplied.

California Rural Legal Assistance, Inc., *2015 Annual Report* (Nov. 17, 2016). As a member of California Rural Legal Assistance, Inc.'s Board of Directors, my name appears on this report. To the best of my recollection, however, I did not write, edit, or participate in any way in the report's preparation, and the Board was never asked to vote on or approve its contents. Copy supplied.

Legal Aid at Work, *Putting Justice to Work: The Campaign to Grow our Workers' Rights Clinic* (Nov. 2016). As a member of Legal Aid at Work's Board of Directors, my name appears on this report. To the best of my recollection, however, I did not write, edit, or participate in any way in the report's preparation, and the Board was never asked to vote on or approve its contents. 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.

The following list reflects my best efforts to identify responsive materials, including searching my files and electronic databases. There may be other materials that I have been unable to recall or identify, however.

Testimony, *Hearing on pending nominations*, Committee on the Judiciary (Apr. 27, 2022). Video available at <https://www.judiciary.senate.gov/committee-activity/hearings/04/20/2022/nominations>, and written responses supplied.

Testimony, *Hearing on Civil Rights in California's Central Valley*, Cal. Dep't of Fair Emp. & Hous.—Fair Emp. & Hous. Council (Apr. 20, 2018). Video available at <https://www.dfeh.ca.gov/fehccouncil/civilrightshearingincentralvalley> and copy of written testimony supplied.

2016 – 2018: As a member of the Board of Directors for Rape Counseling Services of Fresno (“RCS”), I regularly participated in Board meetings where I provided input about fundraising and Board business and voted to approve meeting minutes. The mission of RCS is to end rape and sexual violence and empower survivors. Minutes of meetings where I participated supplied.

2015 – 2018: As a member of the Board of Directors for California Rural Legal Assistance, Inc. (“CRLA”), I regularly participated in Board meetings where I provided input about fundraising and Board business and voted to approve meeting minutes. CRLA is a non-profit law firm that provides free civil legal services to low-income residents of California’s rural counties. Minutes of meetings where I participated supplied.

2013 – 2015: As a member of the Board of Directors for the Fresno County Bar Association (“FCBA”), I regularly participated in Board meetings where I provided input about fundraising and Board business and voted to approve meeting minutes. The mission of the FCBA is to enhance our justice system, support and bring together lawyers, and assist the community the legal system serves. Minutes of meetings where I participated supplied.

2011 – 2013: As a member of the Board of Directors for Central California Legal Services, Inc. (“CCLS”), I regularly participated in Board meetings where I provided input about fundraising and Board business and voted to approve meeting minutes. CCLS is a non-profit law firm that provides free civil legal assistance to low-income individuals, families, organizations, and communities. Minutes of meetings where I participated supplied.

2013 – 2014: As a member of the Board of Directors for the California Bar Foundation, now known as ChangeLawyers, I regularly participated in Board meetings where I provided input about fundraising and Board business and voted to approve meeting minutes. The mission of the California Bar Foundation is to

build a better justice system for all Californians. Minutes of meetings where I participated 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.

The following list reflects my best efforts to identify responsive materials, including searching my files and electronic databases. There may be other materials that I have been unable to recall or identify, however.

April 4, 2023: Guest Speaker, Brown Bag Luncheon Series, Association of Business Trial Lawyers, Robert E. Coyle Federal Building Fresno, California. I spoke to ABTL members about my courtroom and trial rules and procedures. I have no notes, transcript, or recording. The address for the Robert E. Coyle Federal Building is 2500 Tulare Street, Room 1501, Fresno, California 93721.

March 17, 2023: Trial Judge, Open Doors to Federal Courts with Middle School Students from Mendota Middle School , Robert E. Coyle Federal Building, Fresno, California. Attorney volunteers from the United States Attorneys' Office and Federal Public Defenders Office put on a mock trial for students, for which I served as the judge. I have no notes, transcript, or recording. The address for the Robert E. Coyle Federal Building is 2500 Tulare Street, Room 1501, Fresno, California 93721.

March 3, 2023: Host, Field Trip with Sixth Graders from Liddell Elementary School, Robert E. Coyle Federal Building, Fresno, California. Court staff hosted sixth graders from Liddell, and gave them a tour of the courthouse and my chambers, and I answered questions from the students. I have no notes, transcript, or recording. The address for the Robert E. Coyle Federal Building is 2500 Tulare Street, Room 1501, Fresno, California 93721.

March 2, 2023: Host, Field Trip with Twelfth Graders from Dos Palos High School ("DPHS"), Robert E. Coyle Federal Building, Fresno, California. Court staff hosted twelfth graders from DPHS, and gave them a tour of the courthouse and my chambers, and I answered questions from the students. I have no notes, transcript, or recording. The address for the Robert E. Coyle Federal Building is 2500 Tulare Street, Room 1501, Fresno, California 93721.

February 3, 2023: Host, Investiture Reception, Robert E. Coyle Federal Building

Fresno, California. Speech supplied.

December 17, 2022: Keynote Speaker at Mujeres Poderosas Amorosas for Cultiva La Salud in Fresno, California. I spoke to survivors of domestic and intimate partner violence about how I became a judge in the Eastern District of California. I have no notes, transcript, or recording. The address for the Cultiva La Salud is 2409 Merced Street, Fresno, California 93721.

December 13, 2022: Host, Field Trip with Third Graders from Our Lady of Perpetual Help (“OLPH”), Robert E. Coyle Federal Building, Fresno, California. Court staff hosted third graders from OLPH, and gave them a tour of the courthouse and my chambers, and I answered questions from the students. I have no notes, transcript, or recording. The address for the Robert E. Coyle Federal Building is 2500 Tulare Street, Room 1501, Fresno, California 93721.

November 18, 2022: Host, Field Trip with Second Graders from Saint Anthony’s Elementary School, Robert E. Coyle Federal Building, Fresno, California. Court staff hosted the second graders from St. Anthony’s, gave them a tour of the courthouse and my chambers, and I answered questions from the students. I have no notes, transcript, or recording. The address for the Robert E. Coyle Federal Building is 2500 Tulare Street, Room 1501, Fresno, California 93721.

November 16, 2022: Keynote Speaker, Federal Bar Association Night to Honor Service Program, Robert T. Matsui United States Courthouse, Sacramento, California. Speech supplied.

November 16, 2022: Honoree, Southeast Fresno Community Economic Development Association’s 9th Annual Trailblazer for Prosperity Awards, Fresno Fairgrounds, Fresno, California. I thanked the organization and its members for the award. I have no notes, transcript, or recording. The address for Southeast Fresno Community Economic Development Association is 3362 East Balch Avenue, Fresno, California 93702.

November 10, 2022: Keynote Speaker, 2022 Unity Bar Dinner hosted by the Cruz Reynoso Bar Association at the Grand Ballroom in Sacramento, California. Speech supplied.

September 22, 2022: Panelist with Justice Patricia Guerrero hosted by the Cruz Reynoso Bar Association, Sacramento, California. I spoke about my journey to the District Court. I have no notes, transcript, or recording. The address for the Cruz Reynoso Bar Association is 20 Bicentennial, Sacramento, California 95826.

September 8, 2022: Speaker; A Song for Cesar; Celebration of National Hispanic Heritage Month, Sponsored by the United States Attorney’s Office for the Eastern District of California’s Special Emphasis Program, the Federal Bar Association, La Raza Lawyers Association, and the Cruz Reynoso Bar Association, held at the

Robert E. Coyle Federal Building, Fresno, California. I spoke about my childhood working the fields. I have no notes, transcript, or recording. The address for the Robert E. Coyle Federal Building is 2500 Tulare Street, Room 1501, Fresno, California 93721.

September 7, 2022: Participant, Reading and Beyond, Fresno, California. I read to and answered questions from elementary school students. I have no notes, transcript, or recording. The address for Reading and Beyond is 4670 East Butler Avenue, Fresno, California 93720.

September 2, 2022: Guest Speaker, What Do Judges Do?, Liddell Elementary School, Fresno, California. I spoke to sixth grade students about being a lawyer and a judge. I have no notes, transcript, or recording. The address for Liddell Elementary School is 5455 West Alluvial Avenue, Fresno, California 93722.

August 11, 2022: Guest Speaker; Central Valley Unity Bar, Fresno California. Speech supplied.

August 10, 2022: Guest Speaker, Diversity and Inclusion in the Profession, San Joaquin College of Law, Clovis, California. Speech supplied.

November 5, 2021: Keynote Speaker, Mario G. Olmos Scholarship Banquet, La Raza Lawyers Association—Central Valley Chapter, Fresno, California. Speech supplied.

September 14, 2021: Guest Speaker, How I Became a Judge, Dos Palos High School, Dos Palos, California. I spoke to high school seniors at my alma mater about how I became a judge on the Fresno County Superior Court. I have no notes, transcript, or recording. The address for Dos Palos High School is 1701 East Blossom Avenue, Dos Palos, California 93620.

September 8, 2021: Guest Speaker, My Path to the Bench, Political Science 13: Judicial Reason, Fresno City College, Fresno, California. I spoke to students about my background and how one is appointed to a California Superior Court. I have no notes, transcript, or recording. The address for Fresno City College is 1101 East University Avenue, Fresno, California 93741.

August 11, 2021: Guest Speaker, Diversity in the Profession, San Joaquin College of Law, Clovis, California. I spoke to incoming law students about diversity in the profession and my own experiences as an attorney in the Central Valley. I have no notes, transcript, or recording. The address for the San Joaquin College of Law is 901 Fifth Street, Clovis, California 93612.

July 28, 2021: Guest Speaker, How I Made it to The Bench, Rising Scholars Academy (virtual). I spoke to students about growing up in the Central Valley, attending the University of California, Berkeley, practicing law, and serving as a

judge. I have no notes, transcript, or recording. The address for the Rising Scholars Academy is 442 Union Circle, Hanford, California 93230.

June 16, 2021: Panelist, How to Become a Superior Court Judge, Fresno County Women Lawyers (virtual). The panel discussed the judicial selection process in California. I have no notes, transcript, or recording. The address for Fresno County Women Lawyers is P.O. Box 3084, Pinedale, California 93650.

June 8, 2021: Presenter, Fernando de Alba Scholarship, Pacheco High School, Los Banos, California. I presented a scholarship award to a student who was the first in their family to attend college. I have no notes, transcript, or recording. The address for Pacheco High School is 200 Ward Road, Los Banos, California 93635.

June 2, 2021: Presenter, Fernando de Alba Scholarship, Dos Palos High School, Dos Palos, California. I presented a scholarship award to a student who was the first in their family to attend college. I have no notes, transcript, or recording. The address for Dos Palos High School is 1701 East Blossom Avenue, Dos Palos, California 93620.

April 30, 2021: Guest Speaker, Historia Inspiradora: Charla con la Jueza Ana de Alba, Consulate of Mexico in Fresno (virtual). Video available at <https://nepn.facebook.com/consulmexfresno/videos/charla-con-la-jueza-ana-de-alba/4333213266712187>.

April 26, 2021: Guest Speaker, How I Became a Judge, Pacheco High School (virtual). I spoke to high school students about how to become an attorney and judge in California. I have no notes, transcript, or recording. The address for Pacheco High School is 200 Ward Road, Los Banos, California 93635.

April 23, 2021: Guest Speaker, How I Became a Judge, Dos Palos High School, Dos Palos, California. I spoke to high school seniors about how to become an attorney and judge in California. I have no notes, transcript, or recording. The address for Dos Palos High School is 1701 East Blossom Avenue, Dos Palos, California 93620.

April 16, 2021: Guest Speaker, How I Became a Judge, Dos Palos High School, Dos Palos, California. I spoke to high school seniors about how to become an attorney and judge in California. I have no notes, transcript, or recording. The address for Dos Palos High School is 1701 East Blossom Avenue, Dos Palos, California 93620.

April 14, 2021: Keynote Speaker, My Journey to the Bench, Second Annual Pathway to Law School 101, Fresno City College (virtual). I spoke to students regarding my experiences in law school, as an attorney, and on the bench. I have no notes, transcript, or recording. The address for Fresno City College is 1101

East University Avenue, Fresno, California 93741.

January 12, 2021: Judge, Swearing-In of New Bar Admittee Jacob Espindola, Fresno County Superior Court, Fresno, California. I swore Mr. Espindola into the California bar following his passage of California's bar exam. I have no notes, transcript, or recording, but press coverage is supplied. The address for the Fresno County Superior Court is 1100 Van Ness Avenue, Fresno, California 93724.

January 2021 (specific date unknown): Judge, Fresno County Mock Trial Competition, Office of Fresno County Superintendent of Schools (virtual). I served as a mock trial judge for a high school mock trial competition. I have no notes, transcript, or recording. The address for the Office of the Fresno County Superintendent of Schools is 1111 Van Ness Avenue, Fresno, California 93721.

March 6, 2020: Guest Speaker, Dual Immersion Program, Ewing Elementary School, Fresno, California. I read a book to students and discussed the benefits of speaking two languages. I have no notes, transcript, or recording. The address for Ewing Elementary School is 4873 East Olive Avenue, Fresno, California 93727.

March 5, 2020: Guest Speaker, Dual Immersion Program, Ewing Elementary School, Fresno, California. I read a book to students and discussed the benefits of speaking two languages. I have no notes, transcript, or recording. The address for Ewing Elementary School is 4873 East Olive Avenue, Fresno, California 93727.

February 12, 2020: Panelist, Berkeley La Raza Judicial Panel, University of California, Berkeley, School of Law, Berkeley, California. I discussed my experiences as a law student, lawyer, and judge. I have no notes, transcript, or recording. The address for the University of California, Berkeley, School of Law is 2763-2719 Bancroft Way, Berkeley, California 94704.

October 9, 2019: Panelist, Lunch with High School Students in the Central Valley, California Latino Judges Association, Fresno, California. I discussed my experiences as a law student, lawyer, and judge. I have no notes, transcript, or recording, but press coverage is supplied. The California Latino Judges Association has no physical address.

May 19, 2019: Honoree, 17th Annual Judicial Reception, Fresno County Women Lawyers, Fresno, California. I thanked the organization and its members for recognizing my appointment to the Fresno County Superior Court bench. I have no notes, transcript, or recording. The address for Fresno County Women Lawyers is P.O. Box 3084, Pinedale, California 93650.

March 30, 2019: Guest Speaker, How Being Bilingual Helped My Career,

Seventh Annual Dual Language Immersion Parent Conference, Ewing Elementary School, Fresno, California. I spoke to parents of students in a dual English/Spanish immersion program about how being bilingual helped me in my career as an attorney. I have no notes, transcript, or recording. The address for Ewing Elementary School is 4873 East Olive Avenue, Fresno, California 93727.

March 25, 2019: Participant, BLAST Central Valley Luncheon, Central California Legal Services, Inc., Fresno, California. I spoke to students in the University of California, Berkeley, School of Law's BLAST Central Valley program and discussed my experiences as a student and a judge. I have no notes, transcript, or recording, but press coverage is supplied. The address for Central California Legal Services, Inc. is 2115 Kern Street, Suite 200, Fresno, California 93724.

January 7, 2019: Guest Speaker, How I Made it to The Bench, Rising Scholars Academy (virtual). I spoke to students about growing up in the Central Valley, attending the University of California, Berkeley, practicing law, and serving as a judge. I have no notes, transcript, or recording, but press coverage is supplied. The address for the Rising Scholars Academy is 442 Union Circle, Hanford, California 93230.

January 2019 (specific date unknown): Judge, Fresno County Mock Trial Competition, Office of Fresno County Superintendent of Schools, Fresno, California. I served as a mock trial judge for a high school mock trial competition. I have no notes, transcript, or recording. The address for the Office of the Fresno County Superintendent of Schools is 1111 Van Ness Avenue, Fresno, California 93721.

December 2018 (specific date unknown): Guest Speaker, What Do Judges Do?, Liddell Elementary School, Fresno, California. I spoke to second grade students about being a lawyer and a judge. I have no notes, transcript, or recording. The address for Liddell Elementary School is 5455 West Alluvial Avenue, Fresno, California 93722.

December 13, 2018: Host, Enrobing Ceremony and Public Swearing-In Reception, Fresno County Superior Court, Fresno, California. I made a speech thanking guests, family, and former and future colleagues for their support as I was publicly sworn into the Fresno County Superior Court. I have no notes, transcript, or recording. The address for the Fresno County Superior Court is 1100 Van Ness Avenue, Fresno, California 93724.

November 18, 2018: Honoree, Reception Honoring Latino Judicial Appointments, La Raza Lawyers Association—Central Valley Chapter, Fresno, California. I thanked the reception committee for celebrating my judicial appointment. I have no notes, transcript, or recording. The address for the La Raza Lawyers Association—Central Valley Chapter is P.O. Box 748, Fresno, California 93721.

October 17, 2018: Speaker, Introductory Remarks Regarding Judy Lund at Justice Pauline Hanson Dinner, Fresno County Women Lawyers, Fresno, California. I introduced the 2018 Justice Pauline Hanson Award winner, Judy Lund. I have no notes, transcript, or recording. The address for Fresno County Women Lawyers is P.O. Box 3084, Pinedale, California 93650.

October 4, 2018: Honoree, Champions of Justice, Central California Legal Services, Inc., Fresno, California. I thanked Central California Legal Services, Inc. for honoring me and encouraged others to provide pro bono legal services. I have no notes, transcript, or recording. The address for Central California Legal Services, Inc. is 2115 Kern Street, Suite 200, Fresno, California 93721.

September 29, 2018: Honoree, Fiesta Night, Centro La Familia Advocacy Services & Family Support Center, Fresno, California. I thanked Centro La Familia Advocacy Services for their recognition and my family and former law firm, Lang, Richert & Patch, PC, for their support. I have no notes, transcript, or recording. The address for Centro La Familia Advocacy Services & Family Support Center is 302 Fresno Street, Suite 102, Fresno, California 93706.

September 25, 2018: Speaker, Beyond #MeToo, Where Do We Go From Here?, Central California Women's Conference, Fresno, California. I gave a breakout presentation regarding sexual harassment in the workplace. I have no notes, transcript, or recording. The address for the Central California Women's Conference is P.O. Box 998, Atwater, California 95301.

July 12, 2018: Moderator, The Annual Update—Recent Cases and Developments in Wage and Hour Law, Eighth Annual Advanced Wage and Hour Conference, California Lawyers Association—Labor & Employment Law Section, Los Angeles, California. I moderated a discussion about recent developments in wage and hour law in California. I have no notes, transcript, or recording. The address for the California Lawyers Association is 400 Capital Mall, Suite 650, Sacramento, California 95814.

June 25, 2018: Guest Speaker, My Time at Berkeley, Rising Scholars Academy (virtual). I spoke to students about growing up in the Central Valley, attending the University of California, Berkeley, practicing law, and serving as a judge. I have no notes, transcript, or recording. The address for the Rising Scholars Academy is 442 Union Circle, Hanford, California 93230.

May 2018 (specific date unknown): Presenter, Pro Bono Attorney and Firm of the Year Awards, Fresno County Bar Association—Pro Bono Services Section, Fresno, California. I presented the Pro Bono Attorney and Firm of the Year Awards at the Fresno County Bar Association's Law Day luncheon. I have no notes, transcript, or recording. The address for the Fresno County Bar Association is 2444 Main Street, Suite 125, Fresno, California 93721.

April 21, 2018 (approximately): Presenter, How I Became an Attorney, Chicano Youth Conference, Fresno City College, Fresno, California. I spoke to college, high school, and middle school students about my path to becoming an attorney. I have no notes, transcript, or recording. The address for Fresno City College is 1101 East University Avenue, Fresno, California 93741.

April 20, 2018: Panelist, Pro Bono Opportunities for Students and Lawyers, Law Students for Community Advancement Club, San Joaquin College of Law, Clovis, California. I spoke to law students about pro bono opportunities. I have no notes, transcript, or recording. The address for the San Joaquin College of Law is 901 Fifth Street, Clovis, California 93612.

April 19, 2018: Panelist, Women's Rights in the Workplace, Ventanilla de Atencion Integral de la Mujer, Consulate of Mexico in Fresno, Fresno, California. I spoke about the rights of women in the workplace. I have no notes, transcript, or recording. The address for the Consulate of Mexico in Fresno is 7435 North Ingram Avenue, Fresno, California 93711.

April 5, 2018: Keynote Speaker, Why Diversity Matters, Fresno County Bar Association—Estate Planning, Trust & Probate Section, Fresno, California. I spoke about diversity in the legal profession. I have no notes, transcript, or recording. The address for the Fresno County Bar Association is 2444 Main Street, Suite 125, Fresno, California 93724.

February 28, 2018: Keynote Speaker, Why Diversity Matters: Eliminating Bias in the Legal Profession, Fresno County Women Lawyers, Fresno, California. I spoke about diversity in the legal profession. I have no notes, transcript, or recording. The address for Fresno County Women Lawyers is P.O. Box 3084, Pinedale, California 93650.

2016 – 2018 (specific dates unknown): Presenter, How I Became an Attorney, Fresno Pacific University, Fresno, California. Twice per year from 2016 to 2018, I spoke to first year remedial English students at Fresno Pacific University about my life and career path. I have no notes, transcripts, or recordings. The address for Fresno Pacific University is 1717 South Chestnut Avenue, Fresno, California 93702.

2016 – 2018 (specific dates unknown): Presenter, How I Became an Attorney, Fresno City College, Fresno, California. Twice per year from 2016 to 2018, I spoke to first year remedial English students at Fresno City College about my life and career path. I have no notes, transcripts, or recordings. The address for Fresno City College is 1101 East University Avenue, Fresno, California 93741.

November 17, 2017: Keynote Speaker, Rural Legal Access 2017 Summit, San Joaquin College of Law, Clovis, California. I spoke to students about my representations of low-income clients. I have no notes, transcript, or recording,

but press coverage is supplied. The address for the San Joaquin College of Law is 901 Fifth Street, Clovis, California 93612.

November 16, 2017: Honoree, Justice Pauline Hanson Award, Fresno County Women Lawyers, Fresno, California. I thanked Fresno County Women Lawyers for their recognition and spoke about my experiences leading up to my work as an attorney. I have no notes, transcript, or recording. The address for Fresno County Women Lawyers is P.O. Box 3084, Pinedale, California 93650.

November 4, 2017: Panelist, Discussion Regarding College, Ivy League Project, Porterville, California. I spoke about my experiences as a college and law student at the University of California, Berkeley to students from the Central Valley interested in attending Ivy League and other top universities. I have no notes, transcript, or recording. The Ivy League Project has no physical address.

November 3, 2017: Keynote Speaker, Know Your Rights, Farmworker Women's Health, Safety, Employment, Education & Environment Conference, United Women's Organization, Visalia, California. I spoke to farmworker women about their rights in the workplace. I have no notes, transcript, or recording, but press coverage is supplied. The address for the United Women's Organization is 1522 South Mooney Boulevard, Visalia, California 93277.

July 1, 2017: Guest Speaker, My Experiences at UC Berkeley, Rising Scholars Academy, Berkeley, California. I spoke to middle and high school students taking courses at the University of California, Berkeley about my experiences as a student there. I have no notes, transcript, or recording. The address for the Rising Scholars Academy is 442 Union Circle, Hanford, California 93230.

June 25, 2017: Panelist, Know Your Rights, Central California Legal Services, Inc. and Sikh Institute of Fresno, Fresno, California. I spoke to members of the Sikh community about their rights in the workplace. I have no notes, transcript, or recording. The address for Central California Legal Services, Inc. is 2115 Kern Street, Suite 200, Fresno, California 93721. The address for the Sikh Institute of Fresno is 4827 North Parkway Drive, Fresno, California 93722.

June 16 – 17, 2017: Instructor, Civil Litigation 101, Central California Legal Services, Inc., Fresno, California. I taught a two-day course about various aspects of civil litigation to attorneys from Central California Legal Services, Inc. I have no notes, transcripts, or recordings. The address for Central California Legal Services, Inc. is 2115 Kern Street, Suite 200, Fresno, California 93721.

May 2017 (specific date unknown): Presenter, Pro Bono Attorney and Firm of the Year Awards, Fresno County Bar Association—Pro Bono Services Section, Fresno, California. I presented the Pro Bono Attorney and Firm of the Year Awards at the Fresno County Bar Association's Law Day luncheon. I have no notes, transcript, or recording. The address for the Fresno County Bar

Association is 2444 Main Street, Suite 125, Fresno, California 93721.

February 22, 2017: Honoree, Alumni of the Year Award, UC Berkeley Chicano Latino Alumni Association—Central Valley Chapter, Fresno, California. I thanked the organization for naming me as their Alumni of the Year. I have no notes, transcript, or recording. The address for the UC Berkeley Chicano Latino Alumni Association—Central Valley Chapter is 2547 Channing Way, Berkeley, California 94704.

February 19, 2017: Keynote Speaker, Women's Rights in the Workplace, Women Techmakers Fresno, Fresno, California. I spoke to women working in the technology sector about their rights in the workplace. I have no notes, transcript, or recording. Women Techmakers Fresno has no physical address.

November 15, 2016: Panelist, My Experiences at UC Berkeley, Ivy League Project, Parlier, California. I spoke about my experiences as a college and law student at the University of California, Berkeley to students from the Central Valley interested in attending Ivy League and other top universities. I have no notes, transcript, or recording. The Ivy League Project has no physical address.

October 28, 2016: Keynote Speaker, How to Negotiate a Promotion, Professional Development Speaker Series, Society of Women Engineers—San Joaquin Valley Professional Section, Fresno, California. I spoke to women engineers about how to negotiate a pay raise and their rights in the workplace. I have no notes, transcript, or recording. The Society of Women Engineers has no physical address.

May 2016 (specific date unknown): Presenter, Pro Bono Attorney and Firm of the Year Awards, Fresno County Bar Association—Pro Bono Services Section, Fresno, California. I presented the Pro Bono Attorney and Firm of the Year Awards at the Fresno County Bar Association's Law Day luncheon. I have no notes, transcript, or recording. The address for the Fresno County Bar Association is 2444 Main Street, Suite 125, Fresno, California 93721.

April 26, 2016: Guest Speaker, Celebrando el dia del niño, Ewing Elementary School, Fresno, California. I read to elementary school children in Spanish and English. I have no notes, transcript, or recording. The address for Ewing Elementary School is 4873 East Olive Avenue, Fresno, California 93727.

April 21, 2016: Presenter, 50th Anniversary Award to Head Consul of the Consulate of Mexico, Vicente Sanchez Ventura, California Rural Legal Assistance, Inc., Fresno, California. I provided introductory remarks about Consul Sanchez Ventura and spoke about the work that the Consulate of Mexico in Fresno had been doing for farmworkers. I have no notes, transcript, or recording. The address for California Rural Legal Assistance, Inc. is 1430 Franklin Street, Suite 103, Oakland, California 94612.

September 23, 2015: Panelist, Discussion Regarding College, Ivy League Project, Parlier, California. I spoke about my experiences as a college and law student at the University of California, Berkeley to students from the Central Valley interested in attending Ivy League and other top universities. I have no notes, transcript, or recording. The Ivy League Project has no physical address.

August 29, 2015: Presenter, Know Your Rights, Consulates of Mexico, El Salvador, Guatemala & Nicaragua in San Francisco, San Francisco, California. I spoke about workers' rights. I have no notes, transcript, or recording, and I am unable to recall or identify the organization that sponsored the event.

June 10, 2015: Presenter, Workers' Rights Clinic Collaborative, Pathways to Justice Conference, State Bar of California, Los Angeles, California. PowerPoint supplied.

May 2015 (specific date unknown): Presenter, Pro Bono Attorney and Firm of the Year Awards, Fresno County Bar Association—Pro Bono Services Section, Fresno, California. I presented the Pro Bono Attorney and Firm of the Year Awards at the Fresno County Bar Association's Law Day luncheon. I have no notes, transcript, or recording. The address for the Fresno County Bar Association is 2444 Main Street, Suite 125, Fresno, California 93721.

March 24, 2015: Panelist, Women's Success Symposium, California State University, Fresno, Cross-Cultural & Gender Center, Fresno, California. I discussed workplace harassment, how to negotiate pay raises effectively, and what to do when faced with discrimination or harassment in the workplace. I have no notes, transcript, or recording, but press coverage is supplied. The address for the California State University, Fresno, Cross Cultural & Gender Center is 5600 North Maple Avenue, Fresno, California 93710.

September 6, 2012: Panelist, Ethical Issues in Pro Bono Representation, Practising Law Institute, San Francisco, California. I spoke about ethical issues in pro bono practice. I have no notes, transcript, or recording. The address for the Practising Law Institute is 685 Market Street, San Francisco, California 94105.

May 2, 2012: Honoree, Pro Bono Attorney of the Year, Fresno County Bar Association—Pro Bono Services Section, Fresno, California. I thanked the Fresno County Bar Association Pro Bono Services Section for naming me the 2012 Pro Bono Attorney of the Year. I have no notes, transcript, or recording. The address for the Fresno County Bar Association is 2444 Main Street, Suite 125, Fresno, California 93721.

March 16, 2012: Guest Speaker & Judge, Mock Trial, Miano Elementary School, Los Banos, California. I helped sixth grade students prepare for a mock trial and then judged their mock trial presentations. I have no notes, transcript, or

recording, but press coverage is supplied. The address for Miano Elementary School is 1129 East B Street, Los Banos, California 93635.

July 13, 2011: Honoree, Opening Doors to Justice, OneJustice, San Francisco, California. I spoke about my passion for encouraging others to provide pro bono services. I have no notes, transcript, or recording, but press coverage is supplied. The address for OneJustice is 433 California Street, Suite 815, San Francisco, California 94104.

March 30, 2007: Guest Speaker & Judge, Mock Trial, Miano Elementary School, Los Banos, California. I helped sixth grade students prepare for a mock trial and then judged their mock trial presentations. I have no notes, transcript, or recording, but press coverage is supplied. The address for Miano Elementary School is 1129 East B Street, Los Banos, California 93635.

Date Unknown: Keynote Speaker, Central Valley Graduation, Parents Involved in Quality Education. I spoke to parents about the importance of supporting their children and their academic goals. I have no notes, transcript, or recording, and I have been unable to recall or identify the location of the event. The address for Parents Involved in Quality Education is 1625 East Shaw Avenue, Suite 128, Fresno, California 93710.

Date Unknown: Guest Speaker, Life as a Lawyer, Miano Elementary School, Los Banos, California. I spoke to sixth grade students about growing up in the Central Valley, attending the University of California, Berkeley, and being a practicing attorney. I have no notes, transcript, or recording. The address for Miano Elementary School is 1129 East B Street, Los Banos, California 93635.

Dates Unknown: Presenter, Civil Remedies for Survivors of Sexual Assault in the Workplace, Rape Counseling Services of Fresno, Fresno, California. Twice per year for approximately four years, I conducted trainings for new student interns about civil remedies available to survivors of sexual assault in the workplace. I have no notes, transcripts, or recordings. The address for Rape Counseling Services of Fresno is 259 North Blackstone Avenue, Fresno, California 93701.

Dates Unknown: Presenter, Know Your Rights, Consulate of Mexico in Fresno. I gave numerous "Know Your Rights" presentations throughout the Central Valley about wage and hour issues and workplace discrimination and harassment. I have no notes, transcripts, or recordings, and I have been unable to recall or identify the specific locations of the events. The address for the Consulate of Mexico in Fresno is 7435 North Ingram Avenue, Fresno, California 93711.

Dates Unknown: Presenter, Conozca sus Derechos, Consulate of Mexico in Fresno, Fresno, California. On at least a dozen occasions, I presented to Consulate staff and community members regarding the rights of workers. I have no notes, transcripts, or recordings. The address for the Consulate of Mexico in

Fresno is 7435 North Ingram Avenue, Fresno, California 93711.

- 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.

The following list reflects my best efforts to identify responsive interviews, including searching my files and electronic databases. There may be other interviews that I have been unable to recall or identify, however.

Juan Esparza Loera, *It's official. Daughter of California farmworkers makes U.S. District Court history*, *Vida en el Valle* (July 11, 2022). Copy supplied (reprinted in multiple outlets).

Arin Mikailian, *Innate Sense of Justice*, *L.A. Daily J.* (Oct. 28, 2019). Copy supplied.

Juan Esparza Loera, *Local Courts Welcome Four Latino Judges*, *Vida en el Valle* (Nov. 21, 2018) (reprinted in multiple sources). Copy supplied.

David Taub, *Governor Brown Elevates Fresno Women to Judgeships*, *GV Wire* (Oct. 19, 2018). Copy supplied.

Arriba Valle Central, Univision 21 Fresno KFTV (July 14, 2017). I am unable to locate a recording.

Press Conference, Mexican American Legal Defense & Educational Fund (July 12, 2017). Representative press coverage includes the following.

Usuarios latinos de Medi-Cal en California demandan al estado por presunta violacion de derechos, Univision (July 14, 2017). Video available at <https://www.univision.com/shows/noticiero-univision/usuarios-latinos-de-medi-cal-en-california-demandan-al-estado-por-presunta-violacion-de-derechos-video>.

Activistas presentan demanda contra California por no proveer salud adecuadamente a millones de hispanos, Univision (July 12, 2017). Video available at <https://www.univision.com/local/los-angeles-kmex/activistas-presentan-demanda-contra-california-por-no-proveer-salud-adecuadamente-a-millones-de-hispanos>.

Pilar Marrero, *Acusan a Medi-Cal por ser discriminatorio y ofrecer "atencion medica de segunda clase"; Abogados alegan que mientras mas latinos se suman al programa, el estado de California invierte menos en el mismo y su calidad se reduce*, *La Opinion* (July 12, 2017) (reprinted in

multiple sources). Copy supplied.

Demandan a California por no proveer salud a millones de latinos, Excelsior (July 12, 2017) (reprinted in multiple sources). Copy supplied.

From Chavez to de Alba, Cal. Rural Legal Assistance, Inc. (Nov. 17, 2016). Copy supplied in response to Question 12b.

Arriba Valle Central, Univision 21 Fresno KFTV (Aug. 12, 2016). I am unable to locate a recording.

Arriba Valle Central, Univision 21 Fresno KFTV (May 11, 2016). I am unable to locate a recording.

Arriba Valle Central, Univision 21 Fresno KFTV (Nov. 13, 2015). I am unable to locate a recording.

Arriba Valle Central, Univision 21 Fresno KFTV (Oct. 19, 2015). I am unable to locate a recording.

Psyche Pascual, *Tending the Shepherds: Fresno Attorney Lauded for Commitment to Legal Services*, Cal. Bar J. (Sept. 2015). Copy supplied.

June D. Bell, *Ana de Alba's Homegrown Activism: The Daughter of Immigrant Workers Returns to Central Valley, Law Degree in Hand*, No. Cal. Super Laws. Mag. (July 7, 2015). Copy supplied.

Arriba Valle Central, Univision 21 Fresno KFTV (June 12, 2015). I am unable to locate a recording.

Laura Impellizzeri, *Good Works: Passion Has Early Roots*, Cal. Law. Mag. (Dec. 5, 2013). Copy supplied.

Putting Justice to Work: The Workers' Rights Clinic, Legal Aid Soc'y (July 10, 2013). I am unable to locate a copy, but representative press coverage is supplied.

Jack Berman Award of Achievement, Cal. Young Laws. Ass'n (Oct. 12, 2012). Copy supplied.

Juan Esparza Loera, *Ayuda Para Los Que No Son Pagados*, Vida en el Valle (July 10, 2012) (reprinted in multiple sources). Copy supplied.

Employment Law Clinic for Low Wage Workers to Open in Fresno, ABC 7 (Apr. 18, 2012). Copy supplied.

Heather Somerville & Robert Rodriguez, *Clinic Aids Valley Laborers Who Are*

Wage Theft Victims, Fresno Bee (Apr. 1, 2012). Copy supplied.

Thaddeus Miller, *Mock trial enlightens view of future for Los Banos sixth-graders*, Los Banos Enter. (Mar. 16, 2012). Copy supplied in response to Question 12d.

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.

From December 2018 to July 2022, I served as a Judge of the Superior Court of California, County of Fresno. I was appointed to that position by then-California Governor Edmund G. Brown Jr. on October 11, 2018, and I took my oath of office on December 10, 2018. I was elected without opposition to a successive six-year term in 2020. The Fresno County Superior Court is a California state court of general jurisdiction. I was initially assigned to the Criminal Law Division, where I handled a misdemeanor calendar. From February 2021 until July 2022, I was assigned to the Juvenile Justice Division, where I handled all manner of juvenile delinquency matters.

I currently serve as a district judge of the Eastern District of California, to which I was nominated by President Biden and confirmed by the Senate. I took the oath of office on July 8, 2022. The Eastern District of California is a trial court of limited subject matter jurisdiction. In my capacity as a district judge, I handle both civil and criminal matters.

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

I have presided over approximately ten cases that have gone to verdict or judgment. Seven were juvenile delinquency cases with underlying criminal allegations that I presided over as a Superior Court Judge. The other three were jury trials that I presided over as a district judge.

- i. Of these cases, approximately what percent were:

jury trials:	30%
bench trials:	70%

- ii. Of these cases, approximately what percent were:

civil proceedings:	20%
criminal proceedings:	80%

- b. Provide citations for all opinions you have written, including concurrences and dissents.

When I was serving as a Superior Court judge, I generally did not issue written

opinions. Instead, my decisions were usually issued from the bench in open court or recorded in minute orders. The Fresno County Superior Court does not maintain a readily accessible database of my decisions. Rather, case files are stored in the court's case management system.

In my capacity as one of the Fresno County Superior Court's California Environmental Quality Act judges, I issued one opinion, in *American Chemistry Council v. California Department of Toxic Substances Control*, No. 19CECG02938 (Fresno Cnty. Super. Ct. Mar. 17, 2021).

See attached list of citations from my time as a district judge of the Eastern District of California.

- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature of 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 (4) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).

1. *Villareal v. Cnty. of Fresno*, No. 1:15-cv-01410-ADA-EPG, 2022 WL 16528413 (E.D. Cal. Oct. 28, 2022); 2022 WL 17630790 (E.D. Cal. Dec. 13, 2022)

Ms. Villareal sued the County of Fresno via 42 U.S.C. § 1983, alleging numerous violations of her civil rights when she was incarcerated in the Fresno County jail. By the time this case was re-assigned to me in August 2022, the parties had engaged in extensive discovery and motion work and were preparing for trial. Leading up to the trial, I issued rulings on pending motions in limine. At the week-long jury trial, the only remaining claim was that the Fresno County jail had violated Ms. Villareal's Eighth Amendment rights because the County had an official policy, or widespread or longstanding practice, custom, or policy, of not providing the constitutionally-required amount of access to physical exercise to jail inmates. The jury unanimously found that Ms. Villareal failed to prove her claim.

Counsel for Plaintiff:

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Counsel for Defendant:

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2. *United States v. Lee*, No. 1:19-cr-00081-ADA-BAM-1 (E.D. Cal.)

The government brought an 18-count indictment against Ms. Lee for wire fraud, aggravated identity fraud, participating in a scheme to defraud the United States through the filing of materially false tax returns for others, and willfully underreporting her own taxable income. After this case was reassigned to me before the trial, I made oral rulings on Ms. Lee's two motions in limine on impeachment evidence. After a three-day trial in January 2023, the jury convicted Ms. Lee on all counts. She is scheduled for sentencing on May 8, 2023.

Counsel for the United States:

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(559) 497-4000

Counsel for Defendant:

Richard Oberto
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(559) 221-2557

3. *Baday v. Kings County*, No. 1:20-cv-00644-ADA-SKO, 2022 WL 10631010 (E.D. Cal. Oct. 18, 2022)

Plaintiff asserted six causes of action against two groups of defendants (1) Kings County and certain county officials ("County Defendants") and (2) Adventist Health Hanford and Georganne Greene ("Health Defendants"). Plaintiff's first three claims alleged violations of Plaintiff's due process right to a fair trial and violation of due process under Article 1, Section 7 of the California Constitution, and the remaining three claims alleged violations of California state law. Both groups of Defendants filed motions to dismiss Plaintiff's complaints pursuant to Federal Rule of Civil Procedure 12(b)(6). For reasons stated in the opinion, I granted in part and denied in part, Health Defendant's motion to dismiss and granted Plaintiff leave to amend the second amended complaint. This case is currently ongoing with Plaintiff having filed a third amended complaint and the parties engaging in discovery.

Counsel for Plaintiff:

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David S. McLane
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4. *Holcomb v. Pfizer, Inc.*, No. 1:20-cv-01008-ADA-BAM, 2022 WL 17670003
(E.D. Cal. Dec. 14, 2022)

Plaintiff's complaint alleged the following four causes of action against Defendant: (1) negligence; (2) breach of express warranty; (3) breach of implied warranty; and (4) strict liability for manufacturing and design defects and failure to warn. Defendants removed this case to the Eastern District asserting subject matter jurisdiction. Defendant filed a motion for judgment on the pleadings. I granted Defendant's motion; dismissed Plaintiff's fourth cause of action with prejudice; dismissed Plaintiff's first, second, and third causes of action without prejudice; and granted Plaintiff leave to amend his complaint. This matter is ongoing and Plaintiff has since filed a first amended complaint and Defendant has filed a motion to dismiss the complaint.

Plaintiff is proceeding *pro se*

Counsel for Defendant:
Rachel Passaretti-Wu
Jonathan S. Tam
Dechert LLP
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(415) 262-4500

5. *Singh v. Garland*, No. 1:22-cv-00502-ADA-CDB, 2023 WL 2466405 (E.D. Cal. Mar. 10, 2023)

Plaintiff filed a complaint seeking judicial review of a United States Citizenship & Immigration Services' decision denying his I-130 Petition for Alien Relative alleging that the agency's decision is: (1) arbitrary and capricious under the Administrative Procedures Act; (2) violative of Section 204.2 of Title 8 of the Code of Federal Regulations; and (3) violative of Plaintiff's procedural due process rights. Defendant filed a motion for dismissal and summary judgment. For reasons stated in the opinion, I granted Defendant's motion for summary judgment. The case is closed but the time to appeal my decision has not yet expired.

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6. *Am. Chem. Council v. Cal. Dep't of Toxic Substances Control*, No. 19CECG02938 (Fresno Cnty. Super. Ct. Mar. 17, 2021) (copy supplied), *aff'd in part and rev'd in part*, 86 Cal.App.5th 146 (2022)

This is a California Environmental Quality Act ("CEQA") matter where petitioners American Chemistry Council ("ACC") and General Coatings Manufacturing Corporation ("General Coatings") challenged a decision of respondent California Department of Toxic Substances Control ("DTSC") via a petition for a writ of mandate and a complaint for injunctive and declaratory relief. Specifically, the petitioners challenged DTSC's decision to list spray polyurethane foam ("SPF") systems containing unreacted methylene diphenyl diisocyanates as a "priority product" pursuant to California's Safer Consumer Products regulations. The petitioners sought a writ of mandate to force DTSC to de-list SPF systems as a priority product and to prohibit DTSC from re-listing the systems under California law. The petitioners also sought a declaration that DTSC violated CEQA when it enacted regulations listing SPF systems as a priority product. After extensive briefing and oral argument, I found that DTSC abused its discretion and violated CEQA by engaging in impermissible piecemealing of the listing's environmental analysis. I denied the petitioners' bid for relief on all other causes of action. The parties cross-appealed, and the Court of Appeal affirmed the determination that the DTSC acted within its authority and

in compliance with the California Administrative Procedure Act's requirements when the DTSC enacted the listing regulation but reversed the finding of a CEQA violation because the petitioners' claim was untimely, having been filed past the statute of limitations.

Counsel for Petitioners:

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Counsel for Respondent:

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(213) 269-6325

7. *People v. Dominguez*, No. M20917987 (Fresno Cnty. Super. Ct.)

Mr. Dominguez was charged with driving under the influence in violation of California Vehicle Code §§ 23152(a) and 23152(b). The core question in the case was whether the officer who arrested Mr. Dominguez knew that he was on felony probation and subject to search and seizure before conducting an investigative traffic stop of his vehicle. Upon contacting Mr. Dominguez, the officer placed him under arrest and did a DUI investigation in which he developed the suspicion that Mr. Dominguez was driving under the influence of alcohol. Mr. Dominguez sought to suppress that evidence on the ground that the officer had no legitimate basis for the stop. The officer testified that he recognized Mr. Dominguez from a prior incident in 2019 and, as a result, believed him to be on felony probation. But, at a suppression hearing over which I presided, Mr. Dominguez's counsel's examination of the officer showed that the officer did not actually know that Mr. Dominguez was on felony probation until after he conducted the stop and ran Mr.

Dominguez's name through the law enforcement system. The officer also testified that there was nothing else that gave him reasonable suspicion for the stop. Accordingly, on September 9, 2020, I granted Mr. Dominguez's motion to suppress, and on January 13, 2021, the People moved to dismiss their case against Mr. Dominguez.

Counsel for the People:

Taylor Carlson
Fresno County District Attorney's Office
2200 Tulare Street
Fresno, CA 93721
(559) 600-3141

Counsel for Defendant:

Darly Htike (formerly at the Fresno County Public Defender's Office)
San Diego Public Defender's Office
495 La Tortuga Drive
Vista, CA 92081
(760) 945-4000

8. *People v. Medina*, No. M18928202 (Fresno Cnty. Super. Ct.)

The People charged Mr. Medina with having a concealed firearm in a vehicle and carrying a loaded firearm in public, in violation of California Penal Code §§ 25400(a)(1) and 25850(a), respectively. Mr. Medina allegedly brandished an assault-style rifle at utilities workers on his property. The workers contacted law enforcement, who then conducted a felony stop, during which they noticed the handle of a gun protruding from the pocket of the driver's side door. Mr. Medina moved to suppress all evidence resulting from his detention and arrest. The motion alleged that Mr. Medina's truck was searched and the handgun seized without the police first obtaining a warrant. I denied Mr. Medina's motion to suppress because the automobile exception to the Fourth Amendment's warrant requirement makes it lawful to search a readily mobile vehicle upon probable cause to believe that the vehicle contains contraband or evidence of crime, and here there was credible testimony that the workers informed police that Mr. Medina had brandished a rifle and threatened them. Moreover, the warrantless seizure of an object in plain view does not violate a defendant's reasonable expectation of privacy under certain conditions, and in this case, the police saw the gun in plain view in the car, and satisfied the other requirements of the plain-view doctrine. After my involvement in the case ended, Mr. Medina entered a nolo contendere plea to having a concealed firearm in a vehicle, and the People dismissed the remaining count.

Counsel for the People:

Lauren Meegan (formerly at the Fresno County District Attorney's Office)
Placer County District Attorney

10810 Justice Center Drive, Suite 240
Roseville, CA 95678

Counsel for Defendant:

Samuel Luton
Luton Law Office
1330 L Street, Suite C
Fresno, CA 93721
(559) 376-9300

9. *People v. Mireles*, No. M18912581 (Fresno Cnty. Super. Ct.)

Mr. Mireles was detained for four days following his July 23, 2017, arrest for driving under the influence. Seven months later, the People charged Mr. Mireles with the crimes of misdemeanor driving with a 0.08 percent or higher blood alcohol level and misdemeanor driving under the influence of alcohol, in violation of California Vehicle Code §§ 23152(b) and 23152(a), respectively. Mr. Mireles failed to appear at his arraignment on February 22, 2018, purportedly because he did not receive notice. The trial court (before this case was assigned to me) issued a warrant for Mr. Mireles's arrest that same day. Police searched Mr. Mireles's residence, but he was not there. After Mr. Mireles was informed about the search, he placed himself on the court calendar, and I was assigned to this case. At the resulting hearing, Mr. Mireles requested that I dismiss the case against him for lack of prosecution and violation of his right to a speedy trial. I denied Mr. Mireles's motion. Because the gap of time between the filing of the complaint and Mr. Mireles's arraignment was less than one year, there was no presumption of prejudice under either California law or the Sixth Amendment. Moreover, Mr. Mireles failed to demonstrate any prejudice from the 11-month gap in time between the filing of the complaint and his arraignment. Thereafter, Mr. Mireles pleaded no contest to count one, and he was sentenced to approximately four months in prison, five years of probation, the installation of an Ignition Interlock Device on his vehicle, and numerous fines and fees.

Counsel for the People:

Jeff Robinson (formerly at the Fresno County District Attorney's Office)
Law Offices of Jeff Robinson
1237 South Victoria Avenue Pmb 304
Oxnard, CA 93035
(559) 326-9897

Counsel for Defendant:

James Newcomb (formerly at the Fresno County Public Defender's Office)
Northern Nevada Legal Aid
299 South Arlington Avenue
Reno, NV 89501
(775) 321-2063

10. *People v. Ith*, No. M19915217 (Fresno Cnty. Super. Ct.)

Mr. Ith was charged with three crimes based on his driving under the influence of alcohol. Mr. Ith moved to suppress all evidence resulting from his arrest and detention. According to Mr. Ith, he did not speak or understand English well enough to successfully complete the field sobriety tests or consent to a blood draw, all of which formed the bases for the officer's probable cause for his arrest. I denied Mr. Ith's motion to suppress, based on body-worn camera evidence of the interaction and because the officer credibly testified that Mr. Ith understood his instructions. On March 10, 2020, Mr. Ith pleaded no contest to two counts, and the People dismissed the third. I am unable to recall or identify the sentence imposed on Mr. Ith.

Counsel for the People:

Lauren Meegan (formerly at the Fresno County District Attorney's Office)
Placer County District Attorney
10810 Justice Center Drive, Suite 240
Roseville, CA 95678
(916) 543-8000

Counsel for Defendant:

Blaine Sullivan
Fresno County Public Defender's Office
2135 Fresno Street, Suite 100
Fresno, CA 93721
(559) 600-3546

- 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.

1. *Bath v. Millennium Eng'g & Integration Co.*, No. 1:22-cv-01298-ADA-CDB, 2023 WL 1315419 (E.D. Cal. Jan. 31, 2023)

Counsel for Plaintiff:

Tina Heidari, NCAED
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Thy Bich Bui

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Michele Haydel Gehrke
Reed Smith LLP
101 Second Street, Suite 1800
San Francisco, CA 94105
(415) 543-8700

2. *Aldapa v. Fowler Packing Co.*, No. 1:15-cv-00420-ADA-SAB, 2023 WL 169120 (E.D. Cal. Jan. 12, 2023)

Counsel for Plaintiff:

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Howard A. Sagaser
Ian Blade Wieland
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Christopher Dean Dusseault
Tiffany X. Phan
Bradley Joseph Hamburger
Theane Diana Evangelis Kapur
Gibson, Dunn & Crutcher LLP
333 South Grand Avenue

Los Angeles, CA 90071
(213) 229-7855

3. *Riaz v. Henry*, No. 1:21-CV-00911-ADA-SKO, 2023 WL 24218 (E.D. Cal. Jan. 3, 2023)

Counsel for Plaintiff:

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Law Office of Kellan Patterson
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Counsel for Defendants:

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Visalia, CA 93291
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Amy I. Myers
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2900 West Burrel
County Civic Center
Visalia, CA 93291
(559) 636-4950

4. *Lopez-Rodriguez v. Kern Med. Surgery Ctr., LLC*, No. 1:20-cv-01187-ADA-CDB, 2022 WL 17904540 (E.D. Cal. Dec. 23, 2022)

Counsel for Plaintiff:

Michael Alan Zelman
Taylor Marie Prainito
Andrew Steven Doriott
Southern California Labor Law Group, P.C.
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Los Angeles, CA 90067
(424) 231-2366

Counsel for Defendants:

Brian Patrick Walter
Ioana Emanuela Tala
Liebert Cassidy Whitmore
6033 West Century Boulevard, 5th Floor
Los Angeles, CA 90045

(310) 981-2024

5. *Rendon v. Infinity Easterners, Inc.*, No. 1:20-cv-01538-ADA-BAM, 2022 WL 17634480 (E.D. Cal. Dec. 13, 2022)

Counsel for Plaintiff:

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Michael J. F. Smith
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Kellie M. Murphy
Kristen Michelle Caprino
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6. *Castillo v. The Well Community Church*, No. 1:21-cv-01460-ADA-BAM, 2022 WL 17631612 (E.D. Cal. Dec. 13, 2022)

Counsel for Plaintiff:

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Counsel for Defendant:

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William A. Jenkins
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7. *United States v. Martin*, No. 1:21-cr-00228-ADA-BAM-1, 2022 WL 17343865 (E.D. Cal. Nov. 30, 2022)

Counsel for the Government:

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Fresno, CA 93721
(559) 497-4000

Counsel for Defendant:

Hootan Baigmohammadi
Office of the Federal Defender
801 I Street, 3rd Floor
Sacramento, CA 95814
(916) 498-5700

8. *Augustus Mondrian v. Trius Trucking, Inc.*, No. 1:19-cv-00884-ADA-SKO, 2022 WL 6226843 (E.D. Cal. Oct. 7, 2022)

Counsel for Plaintiff:

Norman Blumenthal
Aparajit Bhowmik
Kyle R. Nordrehaug
Ruchira Piya Mukherjee
Victoria Bree Rivapalacio
Blumenthal Nordrehaug Bhowmik De Blouw LLP
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Counsel for Defendant:

Matthew Ernest Farmer
Irene Vera Fitzgerald
Vanessa M. Cohn
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Fresno, CA 93704
(559) 244-7500

9. *United States v. Novak*, No. 1:20-cr-00230-ADA-1, 2022 WL 4534120 (E.D. Cal. Sept. 28, 2022), *appeal filed and dismissed*, No. 22-10263 (9th Cir.)

Counsel for the Government:

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William Taylor
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Counsel for Defendant:

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Santa Ana, CA 92701
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Matthew Lemke
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10. *Am. Chem. Council v. Cal. Dep't of Toxic Substances Control*, No. 19CECG02938 (Fresno Cnty. Super. Ct.) (copy supplied in response to Question 13c), *aff'd in part & rev'd in part*, No. F082604 (Cal. Ct. App.)

Counsel for Petitioners:

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Washington, DC 20005
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(213) 896-6010

Andrew Aller
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Counsel for Respondent:

Catherine Wieman
Office of the California Attorney General
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Los Angeles, CA 90013
(213) 269-6325

- e. Provide a list of all cases in which certiorari was requested or granted.

I have searched legal databases and to the best of my knowledge, certiorari has not been requested or granted in any of my cases.

- 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.

During my tenure as a district judge, notices of appeal have been filed in 34 cases where I have issued an order, but the Ninth Circuit has not yet ruled on any of those appeals.

As a Superior Court Judge, I issued thousands of decisions. I have searched legal databases and to the best of my knowledge, one has been reversed by a reviewing court and one has been affirmed in part and reversed in part.

Am. Chem. Council v. Cal. Dep't of Toxic Substances Control, No. 19CECG02938 (Fresno Cnty. Super. Ct. Mar. 17, 2021) (copy previously supplied in response to Question 13c), *aff'd in part & rev'd in part*, 86 Cal.App.5th 146 (2022). In this California Environmental Quality Act ("CEQA") case, I ruled that California Department of Toxic Substances Control abused its discretion and violated CEQA by engaging in impermissible piecemealing of the environmental analysis in connection with the listing of spray polyurethane foam as a "priority product." I denied the petitioners' bid for relief on all other causes of action. The parties cross-appealed. The Court of Appeal affirmed the determination that the Department acted within authority and requirements of the California Administrative Procedure Act when it enacted the listing regulation but reversed the finding of the CEQA violation because the petitioners' claim was untimely, having been filed past the expiration of the statute of limitations.

People v. Melendez, No. M18921273 (Fresno Cnty. Super. Ct. Apr. 15, 2019), *rev'd*, No. 0002798 (Fresno Cnty. Super. Ct. App. Div. Nov. 6, 2019) (copy supplied). In this case, Mr. Melendez was charged with the crimes of misdemeanor driving with a 0.08 percent or higher blood alcohol level and misdemeanor driving under the influence of alcohol, in violation of California Vehicle Code §§ 23152(b) and 23152(a), respectively. Mr. Melendez filed a motion to suppress evidence resulting from his arrest, alleging that the officer had no reasonable suspicion to stop him and thus lacked probable cause for the arrest. Following a hearing, I granted from the bench Mr. Melendez's motion to suppress, concluding that the officer's account of the incident lacked credibility. The People appealed, and the Appellate Department of the Fresno County

Superior Court reversed, concluding that there was reasonable suspicion for the stop because Mr. Melendez's car had only temporary dealer plates and no registration sticker. On remand, Mr. Melendez failed to appear, and a bench warrant was issued for his arrest.

- 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.

As a district judge, I have issued more than 1,000 orders, of which more than 240 are available on Westlaw and/or Lexis. All of my opinions are filed and stored electronically with the Eastern District of California case management system and are available on PACER, except for sealed orders.

As a judge on the Fresno County Superior Court, almost all of my decisions were issued from the bench in open court and recorded in the reporter's transcript or in a minute order. All of my decisions were unpublished in accordance with Superior Court practice. The Fresno County Superior Court does not maintain any readily accessible database of my decisions. Instead, the case files are stored in the Fresno County Superior Court's case management system and may be obtained from that court's Clerk's Office.

- 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.

United States v. Davis, No. 1:21-cr-00206-ADA-BAM-1, 2023 WL 2505039 (E.D. Cal. Mar. 13, 2023)

United States v. Bartucci, No. 1:19-cr-00244-ADA-BAM-1, 2023 WL 2189530 (E.D. Cal. Feb. 23, 2023)

United States v. Virgen-Mendoza, No. 1:19-cr-00015-ADA-BAM, 2023 WL 2058882 (E.D. Cal. Feb. 16, 2023)

Garraway v. Ciufu, No. 1:17-cv-00533-ADA-GSA (PC), 2023 WL 1446823 (E.D. Cal. Feb. 1, 2023)

United States v. Minor, No. 1:22-cr-00177-ADA-BAM, 2023 WL 184528 (E.D. Cal. Jan. 13, 2023)

Middleton v. Halliburton Energy Servs., Inc., No. 1:19-cv-01747-ADA-CDB, 2023 WL 346668 (E.D. Cal. Jan. 20, 2023), *appeal filed*, No. 23-15288 (9th Cir.)

Baday v. Kings County, No. 1:20-cv-00644-ADA-SKO, 2022 WL 10631010 (E.D. Cal. Oct. 18, 2022)

- 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.

I have never sat by designation on any federal court of appeals.

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:

- 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.

As a district judge, I recused myself *sua sponte* in the following two cases:

United States v. Zamora et al., No. 1:19-cr-00226-JLT-BAM (E.D. Cal.). I recused myself from this case upon discovering that I may know one of the defendants’ family members.

Block v. Cortez, No. 1:22-cv-00908-JLT-SAB (E.D. Cal.). I recused myself from this case because I worked with the lead counsel for defendants at Lang, Richert & Patch for many years.

As a district judge, defendants requested my recusal in the following case:

Martinez-Sanchez v. Anthony Vineyards, No. 1:19-cv-01404-ADA-CDB (E.D. Cal.). In this currently pending case, defendants moved for my recusal alleging apparent bias and partiality, citing my non-profit board membership until 2018 and public statements I made as an advocate in 2018. After carefully reviewing my recusal obligations under 28 U.S.C. §§ 144 and 455, as well as applicable case law, I determined that there was no proper basis for recusal and thus denied the motion.

As Superior Court judge, I recused myself *sua sponte* in the following cases:

People v. Mills, No. M20922329 (Fresno Cnty. Super. Ct.). I recused myself from this case, but I am unable to recall or identify any specifics about the reason for my recusal.

People v. Delatorre, No. M20919060 (Fresno Cnty. Super. Ct.). I recused myself from this case because the defendant was one of my cousins.

People v. Adegani, No. M19915214 (Fresno Cnty. Super. Ct.). I recused myself from this case because the defendant was my next-door neighbor.

People v. Mercado, No. M18919779 (Fresno Cnty. Super. Ct.). I recused myself from this case upon learning that one of the arresting officers was someone whose family I have a close personal relationship.

People v. Arambula, No. M19913880 (Fresno Cnty. Super. Ct.). I recused myself from this case because I had known the defendant and his parents for a long time.

People v. Romero, Nos. M17930353, M18926213, M18928362, M18928827 & M18929014 (Fresno Cnty. Super. Ct.). I know that I recused myself from this case, but I am unable to recall or identify any specifics about the reason for my recusal.

People v. Rodriguez, No. M18928310 (Fresno Cnty. Super. Ct.). I recused myself from this case upon discovering that one of my cousins was the alleged victim.

In addition, California Code of Civil Procedure (“CCP”) § 170.6 allows any party or attorney to an action to file a peremptory challenge against a judge. The movant need not show actual bias under CCP § 170.6. I am not aware of how many peremptory challenges were filed against me while I served as a Superior Court judge, as no list is maintained of those challenges. Separately, CCP § 170.1 governs challenges for cause. To the best of my recollection, I was never asked to recuse myself or was challenged for cause pursuant to CCP § 170.1.

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.

I have not held any public office other than judicial 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.

I have not held any memberships or offices in or rendered any services to any political party or election committee. I have never held a position or played a role in a political 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 clerk to a judge.

- ii. whether you practiced alone, and if so, the addresses and dates;

I have never practiced law alone.

- 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;

2007 – 2018
Lang, Richert & Patch, PC
5200 North Palm Avenue, Suite 401
Fresno, California 93704
Associate (2007 – 2012)
Partner (2013 – 2018)

- 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 never served as a mediator or arbitrator.

b. Describe:

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

After graduating from law school, I joined Lang, Richert & Patch, PC in

Fresno, California, initially working as an associate (2007 to 2013), and later becoming a partner (2013 to 2018). At the firm, I litigated various types of matters, including employment, personal injury, business, and construction cases. As an associate, my work consisted primarily of research and writing. As a partner, I handled most of my cases as sole counsel, and I oversaw teams of attorneys and staff to ensure that the firm's clients were properly represented. For cases that I originated, I did all written work, took and defended all depositions, handled discovery disputes, and made all court and administrative hearing appearances. As to cases where I was associate counsel, I did the majority of the briefing, drafting of discovery requests and responses, and preparing clients for deposition. For cases that were prepared for trial, I drafted all pre-trial, trial, and post-trial motions. Additionally, I served as the firm's hiring partner and spent significant time training lawyers and staff at the firm.

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

Throughout my time at Lang, Richert & Patch, PC, I represented various types of clients and handled an array of matters. I represented individuals, corporations, and other entities as both plaintiffs and defendants. And while my practice was varied, I focused on employment, personal injury, business, and construction cases, in particular.

- 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.

As an attorney, approximately 95 percent of my practice was devoted to litigation, and I appeared in court a couple of times each month. I also routinely represented individuals in various types of administrative hearings.

- i. Indicate the percentage of your practice in:

1. federal courts:	2%
2. state courts of record:	95%
3. other courts:	1%
4. administrative agencies:	2%

- ii. Indicate the percentage of your practice in:

1. civil proceedings:	100%
2. criminal proceedings:	0%

- 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.

As an attorney, I tried one federal jury trial to verdict, judgment, or final decision; I served as associate counsel in the case. I also handled numerous administrative law trials before the California Labor Commission and Employment Development Department as sole counsel.

- i. What percentage of these trials were:
 - 1. jury: 100%
 - 2. non-jury: 0%

- 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:

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

- 1. *Guzman v. Family Ranch Inc.*, No. 17C-0165 (Kings Cnty. Super. Ct.) (LaPorte, Chrissakis, JJ.)

Ms. Guzman—a farmworker and recently widowed mother of two young children—alleged that her supervisor sexually assaulted her at work while co-workers watched, after she had already complained about the supervisor to higher-ups. Ms. Guzman sued her supervisor, the company in charge of harvesting the crop, and the company that owned the land on which the crops were being grown. Ms. Guzman asserted claims for sexual harassment and retaliation in violation of the California Fair Employment and Housing Act, meal- and rest-break violations, assault, battery, and intentional infliction of emotional distress, among other claims. Following extensive discovery, the parties settled the case in August 2018. From 2015 to 2018, I served as sole counsel for Ms. Guzman, handling every aspect of her case. I drafted Ms. Guzman’s complaint, conducted discovery, prepared her for and defended her deposition, and handled

mediation proceedings and settlement negotiations.

Opposing Counsel:

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2. *Chavez v. Garcia*, No. CU1600162 (San Benito Cnty. Super. Ct.) (Tobias, J.)

Mr. Chavez was driving home from work when he was rear-ended by a semi-truck driven and owned by Mr. Garcia. Mr. Chavez suffered extensive injuries to his wrists and had to be airlifted to the nearest hospital for treatment. Mr. Chavez's injuries precluded him from returning to his job as a drywall installer. Mr. Chavez sued Mr. Garcia for negligence, negligence per se, and negligent entrustment. Given Mr. Chavez's extensive injuries, the case required retention and deposition of numerous medical experts. Following significant expert and other discovery, the case settled, with compensation for Mr. Chavez, in 2018. From 2016 to 2018, I served as sole counsel for Mr. Chavez, handling every aspect of his case, including the successful settlement negotiations.

Opposing Counsel:

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3. *Taylor v. FedEx Freight, Inc.*, No. 1:16-CV-00438 (E.D. Cal. 2018) (McAuliffe, J.)

Mr. Taylor, a former FedEx line haul driver, sued FedEx for wrongful termination. Mr. Taylor alleged that FedEx retaliated against and wrongfully terminated him in violation of California law. The case proceeded through significant discovery and a motion for summary judgment. Following a five-day trial, the jury ruled in favor of

FedEx. From 2016 to 2018, I served as associate counsel for FedEx, handling numerous key aspects of its defense. I drafted an array of motions and briefs, took and defended various depositions, and prepared a number of witnesses to testify. At trial, I also examined and cross-examined witnesses, drafted outlines, and prepared exhibit lists, among other things.

Co-counsel:

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Opposing Counsel:

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4. *Panduro v. De La Mora*, No. 6000121 (Cal. Emp. Dev. Dep't Fresno Off. of App.) (Benko, A.L.J.)

After Ms. Panduro informed her supervisors that she had been sexually harassed at work, the company placed her on leave. When Ms. Panduro returned to work, her coworkers further harassed her because they knew she had complained. Due to the stress of her continued harassment, Ms. Panduro left her job and sought unemployment insurance benefits, which the company denied. Ms. Panduro challenged the denial at the California Employment Development Department. After a hearing, the administrative law judge reinstated Ms. Panduro's benefits, concluding that she had been constructively discharged and had not quit her employment. Throughout the 2017 proceedings, I served as sole counsel for Ms. Panduro. In that capacity, I helped Ms. Panduro prepare to testify, which was particularly challenging given that Ms. Panduro did not speak English and suffered from severe anxiety, and I otherwise represented her at the hearing.

Opposing Counsel:

I am unable to recall or identify who, if anyone, represented the respondent in this case.

5. *Lee v. Cnty. of Fresno*, No. 13CECG03170 (Fresno Cnty. Super. Ct.) (Simpson, J.)

Ms. Lee sued the County of Fresno, alleging that a County behavioral health counselor, Mr. Vang, sexually exploited her while he was treating her for mental health issues. The County moved to dismiss Ms. Lee's complaint, contending that the County could not be held liable for the sexual assault on a respondeat superior theory. The trial court denied the motion. After extensive discovery, the parties settled the case, with significant compensation for Ms. Lee. Throughout the nearly four-year proceedings, from 2013 through 2017, I served as lead counsel for Ms. Lee, overseeing all aspects of the case, including the successful settlement negotiations.

Co-counsel:

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Opposing Counsel:

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6. *Gallegos v. Aerotek Staffing Agency*, No. 14CECG03896 (Fresno Cnty. Super. Ct.)
(Hamilton, J.)

While Ms. Gallegos was employed by Aerotek Staffing Agency to work at Brandt Consolidated, Inc., a Brandt supervisor and coworker both harassed her. Ms. Gallegos complained to Aerotek, which responded that, since the harassers were Brandt employees, Aerotek had no right to reprimand them. Ms. Gallegos then complained to Brandt, which told her that, because Aerotek employed her, she had to go through them. Due to her continued harassment, Ms. Gallegos left her job. Ms. Gallegos sued both Aerotek and Brandt, alleging sexual harassment, retaliation, intentional infliction of emotional distress, constructive discharge, and failure to prevent harassment, discrimination, and retaliation. After significant document discovery and depositions, the case was settled through mediation, with compensation for Ms. Gallegos from both companies. From 2014 to 2016, I served as associate counsel for Ms. Gallegos, handling all written work in her case. I drafted and responded to all discovery requests, and prepared Ms. Gallegos for her deposition. And I represented Ms. Gallegos during the successful mediation proceedings.

Co-counsel:

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7. *Camacho v. OCAT, Inc.*, No. 11CECG03424 (Fresno Cnty. Super. Ct.) (Snauffer, J.)

Ms. Camacho, a Costa Rican immigrant with limited English skills, received sexually explicit text messages and images from her supervisor, Mr. Rodriguez, while they both worked at an OCAT, Inc.-owned Taco Bell. Ms. Camacho sued OCAT and her supervisor, Mr. Rodriguez, alleging sexual harassment, retaliation, intentional infliction of emotional distress, constructive discharge, and failure to prevent harassment, discrimination, and retaliation. Following significant discovery, the parties settled the case, with a sum certain in compensation and reasonable attorney's fees to be determined by the court. Thereafter, the trial court granted Ms. Camacho's motion for attorney's fees and a lodestar multiplier enhancement. From 2011 to 2013, I served as lead counsel for Ms. Camacho in this matter. In that capacity, I took Mr. Rodriguez's deposition. I also propounded and responded to numerous discovery requests. And I served as the primary contact for Ms. Camacho, a challenging task, as she had only very limited English skills and suffered severe trauma from the events underlying her case.

Co-counsel:

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Opposing Counsel:

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Jacqueline DeSouza (Mr. Rodriguez)

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8. *Garvey v. Cmty. Reg'l Med. Ctr.—Fresno*, No. 11CECG03734 (Fresno Cnty. Super. Ct.) (Snauffer, J.)

Following a car accident, Ms. Garvey was rushed to the hospital, where the defendants provided her substandard care and prematurely discharged her. As a result of the defendants' negligence, Ms. Garvey suffered septic shock, required numerous surgeries that would otherwise have been unnecessary, and lost vision in one eye. Ms. Garvey accordingly sued the hospital and individual doctors, alleging medical malpractice. The case proceeded through significant discovery and summary judgment briefing. On the eve of trial, the parties settled the case. From 2013 to 2014, I served as associate counsel for Ms. Garvey following discovery and during the summary judgment and pre-trial phases of her case. In that role, I drafted Ms. Garvey's opposition to the defendants' motion for summary judgment; after the opposition I drafted was filed, the defendants withdrew their motion. I also prepared the case for trial, including by taking all expert depositions, drafting trial briefs, and preparing witness examinations.

Co-counsel:

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9. *Sanchez Garcia v. R&V Wilson Arabian Ranch*, No. 04-50846 (Cal. Lab. Comm'n) (Jenson, Hr'g Officer)

Mr. Sanchez Garcia, a ranch hand for R&V Wilson Arabian Ranch, needed to take time off to have emergency hernia surgery, but the Ranch refused to grant him leave.

Mr. Sanchez Garcia followed his doctor's orders and had surgery anyway. The Ranch terminated Mr. Sanchez Garcia and locked him out of the trailer in which he lived on their property. Mr. Sanchez Garcia then filed a claim with the California Labor Commission, seeking unpaid wages and waiting time penalties against the Ranch. The parties eventually settled the case, with compensation for Mr. Sanchez Garcia. In 2012, I served as sole counsel for Mr. Sanchez Garcia. In that capacity, I drafted all correspondence, spearheaded the successful settlement negotiations, and handled all communications with Mr. Sanchez Garcia, an elderly man who only spoke Spanish.

Opposing Counsel:

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10. *Marion Steel Fabrication, Inc. v. Saint-Gobain Containers, Inc.*, No. MCV037420 (Madera Cnty. Super. Ct.) (Rigby, J.)

In this case, Marion Steel Fabrication, Inc. ("Marion Steel") sued Saint-Gobain Containers, Inc. ("SGCI") for breach of written contract, breach of prompt payment statutes, foreclosure of mechanic's lien, recovery on lien release bond, and unjust enrichment, among other claims. Marion Steel alleged that SGCI failed to pay for steel Marion Steel manufactured and furnished pursuant to the parties' contract and at SGCI's request. SGCI counterclaimed, seeking in excess of \$600,000 to reimburse it for alleged production downtime and repair costs it claimed to have incurred due to supposed defects in the welding work Marion Steel provided. After extensive discovery, the parties settled the case. From 2007 to 2009, I served as co-counsel for Marion Steel in this matter. In that role, I helped lead counsel prepare for key depositions. I also reviewed thousands of pages of materials on a tight time frame and identified documents that disproved SGCI's allegations, leading directly to the settlement of the case in favor of Marion Steel.

Co-counsel:

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Opposing Counsel:

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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.)

As an attorney, a California Superior Court judge, and now a federal district judge, the vast majority of my career has been in litigation. In addition to that significant experience with litigation, I have been involved in various other legal matters.

For instance, while serving on the bench, I chaired the United States District Court for the Eastern District of California Merit Selection Panel for the Reappointment of Magistrate Judge Barbara A. McAuliffe. I also served on California Governor Gavin Newsom's Central Valley Judicial Selection Advisory Committee, where I helped vet applicants for appointment to California Superior Courts. In addition, I currently serve as a member of the Pathway to Law School Regional Advisory Council for the Central Valley, a program that helps students transition from community college through university to law school.

Further, as an attorney in private practice, I served as counsel to the Consulate of Mexico in Fresno, where I advised the Consul regarding various legal issues. I was also active in numerous committees and boards for legal organizations. Most notably, from 2017 to 2018, I served on the Executive Board of the California Lawyers Association Labor & Employment Law Section, through which I co-chaired the Section's Eighth Annual Wage and Hour Conference.

I have not performed any lobbying activities, and I am not and have never been registered as a lobbyist.

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.

In Fall 2021, I taught Civil Rights Litigation at San Joaquin College of Law. The course discussed various aspects of litigating and defending against federal civil rights cases brought under 42 U.S.C. § 1983. Syllabus supplied.

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.

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.

If confirmed, I have no plans, commitments, or agreements to pursue outside employment, with or without compensation, during my service with the court.

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).

When my nomination is formally submitted to the Senate, I will file my Financial Disclosure Report and will supplement this Questionnaire with a copy of that 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 unaware of any persons, parties, categories of litigation, or financial arrangements that are likely to present potential conflicts of interest. If confirmed, I would address any actual or potential conflicts of interest by applying the Code of Conduct for United States Judges, the rules and standards set forth in 28 U.S.C. § 455, and any other relevant ethical canons or rules.

- 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, I would address any actual or potential conflicts of interest by applying the Code of Conduct for United States Judges, the rules and standards set forth in 28 U.S.C. § 455, and any other relevant ethical canons or rules.

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.

As a judge, I have not taken and cannot take on any pro bono representations. I have, however, sought to serve the community in various other ways. For instance, as a Superior Court judge, I sat on two collaborative courts whose mission is to help rehabilitate juvenile offenders with mental and behavioral health issues or who have been victims of human trafficking. I have also served as a volunteer judge for a youth court at a local high school, where I have presided over cases and had students advise me on how to best sentence their peer offenders.

Moreover, throughout my 11 years in private practice, I maintained a strong commitment to pro bono work, performing an average of 250 to 300 pro bono hours annually. Most notably, I established and helped implement a monthly Workers’ Rights Clinic, a collaborative effort among Legal Aid at Work, the Consulate of Mexico in Fresno, Central California Legal Services, Inc., and my former firm, Lang, Richert & Patch, PC. The monthly clinic is tasked with helping explain employment rights to low-wage workers. The workers meet with individual attorney volunteers and go over what has occurred in the workplace, what (if any) avenues they may have for redress, and what administrative agency they may want to contact for additional information. I have not participated in the clinic since taking the bench in 2018, but during the five years I was able to volunteer, we helped over 300 claimants understand their rights. As a lawyer, I also volunteered to help seniors with various legal issues at quarterly clinics co-sponsored by Central California Legal Services, Inc. In addition, I often represented individuals pro bono in employment matters before administrative bodies, including the California Labor Commission and the Employment Development Department. And I advised an assortment of non-profit entities regarding employee- and other personnel-related issues.

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.

On January 10, 2023, I received a telephone call from a counsel for Senator Padilla, inquiring about my interest in being considered for the Ninth Circuit Court of Appeals. On January 17, 2023, I interviewed with the chair of Senator Feinstein’s Judicial Advisory Committee. On January 20, 2023, I interviewed with the Statewide Chair of Senator Padilla’s Judicial Evaluation Committee. On February 6, 2023, I interviewed with attorneys from the White House Counsel’s

Office. Since February 6, 2023, I have been in contact with officials from the Office of Legal Policy at the United States Department of Justice. On April 14, 2023, the President announced his intent to nominate me.

- 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.