

July 8, 2024

The Honorable Richard Durbin
Chairman, Committee on the Judiciary
Judiciary United States Senate
Washington, D.C. 20510

The Honorable Lindsey Graham
Ranking Member, Committee on the
United States Senate
Washington, D.C. 20510

Re: Nomination of Mary Kay Costello to the United States District Court for the Eastern District of Pennsylvania

Dear Senators Durbin and Graham:

We former Assistant United States Attorneys (AUSAs) for the Eastern District of Pennsylvania (EDPA) and other federal districts who have either worked alongside Mary Kay Costello in EDPA, defended cases against her in EDPA, had her appear before us when we were federal judges in EDPA, or are aware of her sterling reputation, write in support of her nomination and confirmation. The signatories to this letter have previously served as: presidentially appointed United States Attorneys; First Assistant United States Attorneys; Criminal Division Chiefs; Civil Division Chiefs; unit supervisors, line AUSAs; as Commonwealth of Pennsylvania County District Attorneys; and/or line Commonwealth of Pennsylvania County Assistant District Attorneys. Currently, we are retired federal judges, criminal defense attorneys, civil practitioners, or work at other federal and state agencies. We include members of both political parties and independents.

Mary Kay has faithfully served our country for **over 24 years** first as a Staff Sergeant in the United States Air Force for eight years directly out of high school and then since April 2008 as an AUSA for EDPA. In between her military service and her service as an AUSA, she achieved academic honors as a Phi Beta Kappa and Summa Cum Laude college graduate and as a Magna Cum Laude law school graduate both at Temple University in Philadelphia where she received the award for Excellence in Trial Advocacy. After undergraduate and law school in Philadelphia she worked for six years in civil litigation at a law firm in Philadelphia before her appointment as an AUSA in EDPA. This experience in civil practice will be invaluable if she is confirmed and has the privilege of serving as a District Court Judge in EDPA a district where she has resided and worked for her entire career.

She currently serves as an AUSA in EDPA where she has worked on federal prosecutions **for over 16 years** in many different areas ensuring that justice is served for Pennsylvanians that live in EDPA – she served in the healthcare and government fraud unit, the consumer and commercial fraud unit, and is currently serving in the public corruption and civil rights unit. She prosecuted numerous federal criminal cases involving health care fraud and kickback schemes, schemes to defraud federally funded programs, loan fraud, bribery involving federal programs drug diversion, embezzlement from an ERISA benefit plan, tax frauds, violent crimes, illegal distribution of opioids, and other matters. The depth and breadth of her widespread experience handling criminal and civil jury trials will be of great benefit to the Eastern District of Pennsylvania if she is confirmed as a District Court Judge.

Mary Kay is highly respected throughout our region by both federal and state prosecutors, the defense bar, and civil practitioners. Based on her extensive experience, her service to our country, her intellect, honesty and her well-earned stellar reputation for fairness we unequivocally and wholeheartedly support Mary Kay's nomination and confirmation. She will be an asset to the District Court, and we offer our highest recommendation.

Sincerely,

Barry Gross	Jessica Natali	Tay Aspinwall
David Axelrod	Jennifer Barry	Eric Boden
Jason P. Bologna	David J. Caputo	Maria Carrillo
Katayoun Copeland	Marianne Cox	John T. Crutchlow
Mark Ehlers	Sue Ercole	Andrea Foulkes
Alicia Friend	David E. Fritchey	David Hall
Linda Dale Hoffa	Randall P. Hsia	Henry E. Hockeimer, Jr.
Matthew J.D. Hogan	Joseph J. Khan	Karen Klotz
Eric L. Gibson	Albert S. Glenn	Richard Goldberg
Robert Goldman	John N. Joseph	Amy Kurland
Neuman Leverett	Richard Lloret	Ashley Lunkenheimer
Christopher Mannion	Zane David Memeger	Floyd Miller
Stephen A. Miller	Michelle Morgan	James Pavlock
Gregory A. Paw	Paige Pratter	John J. Pease III
James A. Petkun	Clare Putnam Pozos	Robert K. Reed
Peter Schenck	Michael A. Schwartz	Eric W. Sitarchuk
Kathy Stark	Joseph Trautwein	Leo Tsao
Sozi Pedro Tulante	Daniel A. Vélez	Jennifer Arbittier Williams
Melanie Babb Wilmoth	Nancy Beam Winter	Denise S. Wolf