

September 7, 2021

The Honorable Richard Durbin
Chairman, Committee on the Judiciary
United States Senate
Washington, DC 20510

The Honorable Charles Grassley
Ranking Member, Committee on the Judiciary
United States Senate
Washington, DC 20510

Re: Nomination of Elizabeth Barchas Prelogar
for Solicitor General of the United States

Dear Chairman Durbin and Ranking Member Grassley:

We write in support of Elizabeth Barchas Prelogar's nomination to become the Solicitor General of the United States. Each of us served alongside Elizabeth as a law clerk at the Supreme Court of the United States, either during the October 2009 Term, when she clerked for Justice Ruth Bader Ginsburg, or during the October 2010 Term, when she clerked for Justice Elena Kagan. We come from different backgrounds, embrace different legal viewpoints, and occupy different professional roles. We do not all agree with every position or argument that Elizabeth has previously advanced as an advocate. Nor do we expect that we will all agree with every position or argument that she will advance in the future, including as Solicitor General. But all of us have sincere respect for Elizabeth and are confident she would serve the Department of Justice with distinction.

From our time clerking with Elizabeth, we know her to be smart and hard-working, a gifted writer and keen legal analyst. She is, in the words of the statute defining the office to which she has been nominated, "learned in the law." We also know her to be a thoughtful, decent, and honest person. Although law clerks sometimes disagreed on the right outcome or approach in a case, Elizabeth did not allow these disagreements to become personal or divisive. To the contrary, she was and is committed to an atmosphere of mutual respect, even while demonstrating her skills as an advocate for her position. For all of these reasons, we are confident that Elizabeth has the intellect, temperament, character, and talent necessary to excel as the federal Government's chief legal representative in the United States Supreme Court.

Respectfully submitted,

Agarwal, Amit	Hunt, Hyland	Peterson, William
Allen, Bob	Jed, Adam	Powell, Lindsey
Allen, K. Winn	Johnson, Robert E.	Pozen, David
Allen, Katherine Twomey	Kedem, Allon	Pulham, Tom
Anderson, Trisha	Keller, Scott A.	Ram, Natalie
Arlyck, Kevin	Lehotsky, Steven	Rappaport, John
Bergquist, Amy	Levy, Vincent	Re, Richard
Bookman, Pamela	Lilley, Jaynie	Sachs, Stephen E.
Cerreta, John W.	Lin, Elbert	Saharia, Amy Mason
Crane, Paul T.	Lue, Thomas S.	Stern, James
Crespo, Andrew Manuel	Maley, Erika	Sullivan, Daniel
Deahl, Joshua	Martinez, Roman	Tarbert, Kathryn E.
Dewar, Elizabeth N.	Marwell, Jeremy C.	Theodore, Elisabeth S.
Eichensehr, Kristen	McAlister, Merritt	Townsend, Lucas
Epps, Daniel	McDonald, James M.	Tseytlin, Misha
Erman, Sam	McLeod, Marah Stith	Unikowsky, Adam G.
Fitzgerald, Matthew A.	Mollen, Abby	Wilcox, Jason
Fonzone, Christopher	Morrissey, Tara S.	Yablon, Robert
Hopkins, Brook	Nou, Jennifer	Zimmerman, Erik R.
Horowitz, Steven J.	Owen, Matt	Zionts, David
Hudson, D. Zachary	Pasachoff, Eloise	