

**UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY**

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Stacey Diane Neumann

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

United States District Judge for the District of Maine

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

Office: Murray, Plumb & Murray
75 Pearl Street, 3rd Floor
Portland, Maine 04101

Residence: Scarborough, Maine

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

1978; Natick, Massachusetts

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.

2002 – 2005, Cornell Law School; J.D., 2005

1996 – 2000, James Madison University; B.A., 2000

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.

2013 – present
Murray, Plumb & Murray
75 Pearl Street, 3rd Floor

Portland, Maine 04101
Director/Partner (2017 – present)
Associate (2013 – 2016)

2022 – present
Maine Commission on Governmental Ethics and Election Practices
Maine Ethics Commission
135 State House Station
Augusta, Maine 04333
Commissioner

2009 – 2013
United States Attorney's Office for the District of Maine
100 Middle Street, 6th Floor
Portland, Maine
Special Assistant United States Attorney (2009 – 2010)
Assistant United States Attorney (2010 – 2013)
Project Safe Childhood Coordinator (2011 – 2013)

2010 – 2011
University of New England
11 Hills Beach Road
Biddeford, Maine 04005
Adjunct Professor

2007 – 2009; Fall 2004
Vermont Office of the Defender General/Chittenden County Public Defender Office
192 College Street, #301
Burlington, Vermont 05401
Staff Attorney (2007 – 2009)
Legal Intern (uncompensated) (Fall 2004)

2006 – 2007
United States Court of Appeals for the Second Circuit
151 West Street
Rutland, Vermont 05702
Judicial Law Clerk to the Honorable Peter W. Hall

2005 – 2006; Summer 2003
Vermont Supreme Court
109 State Street
Montpelier, Vermont 05609
Judicial Law Clerk to the Honorable John A. Dooley (2005 – 2006)
Summer Intern for the Honorable John A. Dooley (Summer 2003)

Spring 2005

Professor Kevin M. Clermont
Cornell Law School
204 Myron Taylor Hall
Ithaca, New York 14853
Student Teaching Assistant (uncompensated)

Summer 2004
United States Attorney's Office for the District of Vermont
11 Elmwood Avenue, 3rd Floor
Burlington, Vermont 05401
Summer Intern

2000 – 2001
The Washington Post
1150 15th Street, Northwest
Washington, DC 20071
Sales Associate

Other affiliations (uncompensated)

2022 – present
Harvard Law School Trial Advocacy Workshop
1585 Massachusetts Avenue
Cambridge, Massachusetts 02138
Trial Advocacy Workshop Faculty Member

2022 – present
Scarborough Little League
No Physical Address
Member, Board of Directors

2014 – 2016
Long Creek Youth Development Center
675 Westbrook Street
South Portland, Maine 04106
Member, Board of Visitors

2006 – 2009
Dismas of Vermont
P.O. Box 156
Hyde Park, Vermont 05655
Member, Board of Directors

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.

Best Lawyers “Lawyer of the Year” for Criminal Defense: White Collar, Portland, Maine (2022; 2024)

Best Lawyers recognition Criminal Defense: General Practice and Criminal Defense: White Collar (2019 – 2024)

Katahdin Counsel Recognition for Pro Bono Civil Representation (2015; 2017)

Cornell Law School

Magna cum laude (2005)

Order of the Coif (2005)

Cornell Law Review Admissions Editor (2004 – 2005)

Stanley E. Gould Prize for Public Interest Law (2004)

Cornell Law School Honors Teaching Fellow (2004)

CALI Awards

James Madison University

Magna cum laude with Distinction (2000)

“Most Outstanding Student” in College of Arts and Letters (2000)

Honors Program (1996 – 2000)

Phi Kappa Phi National Honor Society (2000)

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

American Bar Association

Committee for the Appointment of the Federal Public Defender for the District of Maine (2023)

Committee for the Request for Reappointment of the Federal Public Defender for the District of Maine (2017)

Criminal Justice Act Panel (2013 – present)

Panel Selection Committee (2020 – present)

Criminal Law Committee for the District of Maine

Cumberland Bar Association

District of Maine Judicial Conference Planning Committee Member (2016)

Gignoux Inn of Court

Maine Association of Criminal Defense Lawyers (2014 – present)
Board of Directors (2018 – 2023)

Maine Employment Lawyers Association

Maine State Bar Association (2014 – present)
Board of Governors, Women’s Law Section Representative (2021 – present)
Maine State Bar Association Employment Practice Group Section Leader
Employee Sector (2023 – 2025 term)
Women’s Law Section (2014 – present)

Maine Trial Lawyers Association

National Employment Lawyers Association

United States Sentencing Commission Practitioner’s Advisory Group (2022 – present)

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.

Maine, 2010
Vermont, 2005

There have been no lapses in membership. I have been on inactive status in Vermont since 2009.

- 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 Court of Appeals for the First Circuit, 2011
United States District Court for the District of Maine, 2010

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.

Dismas of Vermont, Board of Directors (2006 – 2009)

Long Creek Youth Correctional Facility & A.R. Gould School, Board of Directors (2014 – 2016)

Maine Commission on Ethics and Election Practices (2022 – present)

Additionally, I have been a member of my local Little League Board of Directors (2022 – present), Scarborough Primary School Parent Teacher Association (2015 – 2019), and the Supporters of Scarborough Schools (2015 -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 listed organizations currently discriminate or formerly discriminated based on 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.

Common Questions About Maine's Earned Paid Leave Law, Murray, Plumb & Murray, Blog (Sept. 16, 2020). Copy supplied.

Families First Coronavirus Response Act: Employee Paid Leave Rights, Murray,

Plumb & Murray, Blog (Mar. 25, 2020). Copy supplied.

How to File a Discrimination Claim with the Maine Human Rights Commission, Murray, Plumb & Murray (2020). Available at <https://www.youtube.com/watch?app=desktop&v=by1DpaJLKFs&edufilter=NU> LL.

Whistleblowing Protections for Employees, Murray, Plumb & Murray Blog (Oct. 2, 2019). Copy supplied.

Developing a Workplace Culture that Cultivates Respect, Murray, Plumb & Murray Blog (Mar. 11, 2019). Copy supplied.

Stacey D. Neuman, *Letter to the Editor*, Jon Gale's knowledge of criminal justice system will serve him well as DA, Portland Press Herald (June 8, 2018).

"It's Like Déjà vu All Over Again": Williams v. Taylor, Wiggins v. Smith, Rompilla v. Beard and a (Partial) Return to the Guidelines Approach to the Effective Assistance of Counsel, 34 AM. J. OF CRIM. L. 127 (2007). 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.

As a member of the Maine State Bar Association Board of Governors since 2021, I typically attend monthly board meetings. Minutes are supplied for the following meetings at which I was present:

January 24, 2024
December 5, 2023
October 24, 2023
August 15, 2023
June 26, 2023
May 9, 2023
April 4, 2023
March 7, 2023
January 25, 2023
December 6, 2022
October 25, 2022
August 23, 2022
June 15, 2022
May 10, 2022
April 12, 2022
March 8, 2022

January 27, 2022
December 7, 2021
October 26, 2021
September 28, 2021
August 24, 2021
June 23, 2021
May 25, 2021
April 27, 2021
March 23, 2021
February 23, 2021
January 26, 2021

- 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.

As a member of the United States Sentencing Commission's Practitioners Advisory Group, I participated in drafting portions of submissions and reviewing submissions sent to the Sentencing Commission related to the Sentencing Commission's proposed policy priorities and proposed amendments to the Federal Sentencing Guidelines. The following is a list of the submissions from the Practitioners Advisory Group during the period I have been a member:

Request for Comment on Proposed Amendments to Sentencing Guidelines, December 26, 2023, United States Sentencing Commission's Practitioners Advisory Group (Feb. 22, 2024). Copy supplied.

Comment on Possible Policy Priorities for the 2024 Amendment Cycle, United States Sentencing Commission's Practitioners Advisory Group (Aug. 1, 2023). Copy supplied.

Request for Comment on Parts A and B of the Criminal History Amendment, Relating to "Status Points" and Certain "Zero-Point" Offenders, United States Sentencing Commission's Practitioners Advisory Group (June 23, 2023). Copy supplied.

Proposed Amendments to the Sentencing Guidelines January 2023, United States Sentencing Commission's Practitioners Advisory Group (March 14, 2023). Copy supplied.

On March 30, 2022, I appeared before the Maine Joint Standing Committee on Veterans and Legal Affairs regarding my confirmation for appointment to the Maine Commission on Ethics and Election Practices. I have no notes or transcript.

On approximately March 31, 2022, I appeared before the Maine Judiciary

Committee in support of the nomination of Julia Lipez to the Maine Superior Court. I have no notes or transcript.

Statement Honoring Judge Peter. W. Hall read into Congressional Record by Senator Patrick Leahy (Mar. 25, 2021). Copy supplied.

On June 25, 2020, I spoke in my personal capacity at a Scarborough Town Council Meeting during the public comment period on the proposed budget for the local school department. I have no notes or transcript.

On April 10, 2017, I signed onto a letter sent to the U.S. Attorney General related to arrests by Immigration and Customs Enforcement at a Maine County Courthouse. Copy supplied.

In 2016, the Chair of the Long Creek Youth Development Center Board of Visitors sent a 2016 Annual Report to the Maine State Legislature at the time I was a Board Member. Copy supplied.

As Commissioner on the Maine Commission on Governmental Ethics and Election Practices, I typically attend monthly Commission meetings. Minutes are supplied for the following meetings at which I was present:

February 28, 2024. Minutes supplied and video available at <https://www.youtube.com/watch?v=jMQ3z2yb49o&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=2>.

January 31, 2024. Minutes supplied and video available at <https://www.youtube.com/watch?v=iOT546iwZ6g&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=3>.

November 29, 2023. Minutes supplied and video available at <https://www.youtube.com/watch?v=kJDOVkm4g1w&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=4>.

October 25, 2023. Minutes supplied and video available at <https://www.youtube.com/watch?v=JIB6CCZi1WY&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=5>.

August 23, 2023. Minutes supplied and video available at <https://www.youtube.com/watch?v=yUV2uchOzb0&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=6>.

July 24, 2023. Minutes supplied and video available at <https://www.youtube.com/watch?v=kPDDv51WK7w&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=7>.

May 31, 2023. Minutes supplied and video available at
<https://www.youtube.com/watch?v=cQJaF2MdzyU&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=8>.

February 28, 2023. Minutes supplied and video available at
<https://www.youtube.com/watch?v=uGyzI75bLOY&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=9>.

January 30, 2023. Minutes supplied and video available at
<https://www.youtube.com/watch?v=wGdQTnaPt-M&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=10>.

December 21, 2022. Minutes supplied and video available at
<https://www.youtube.com/watch?v=f2qTUPzaDMc&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=11>.

November 30, 2022. Minutes supplied and video available at
<https://www.youtube.com/watch?v=UjSYK0hM1Dw&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=12>.

October 26, 2022. Minutes supplied and video available at
<https://www.youtube.com/watch?v=QNEjTEqHesQ&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=13>.

September 28, 2022. Minutes supplied and video available at
<https://www.youtube.com/watch?v=ZhEtwwkRlrc&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=14>.

July 27, 2022. Minutes supplied and video available at
<https://www.youtube.com/watch?v=eN9P45rs-q8&list=PLPsjFoCIbMmEKZz9AdJeLd6TI2R3AwjWQ&index=15>.

June 22, 2022. Minutes supplied and video available at
<https://www.youtube.com/watch?v=8xrlUuL-HFA>.

May 11, 2022. Minutes supplied and video available at
<https://www.youtube.com/watch?v=IpPKW8BZE54>.

May 6, 2022. Minutes supplied and video available at
<https://www.youtube.com/watch?v=Lgazqlrak4o>.

I was a board member for the Maine Association of Criminal Defense Lawyers from 2018 to 2023. MACDL regularly writes letters to the legislature regarding pending bills. I have played no role in drafting or reviewing these letters; moreover, the board does not vote for or against approving these letters. I am including them below because I was a member of the board at the time they were

submitted and my name is included on the letterhead, even though I had no role in drafting, reviewing or approving them. Copies supplied of letters submitted on the following dates regarding the listed proposed bills:

September 25, 2023, LD 1056 & LD 1576
May 8, 2023, LD 1771
April 6, 2023, LD 1449
April 6, 2023, LD 1435
April 6, 2023, LD 1299
April 6, 2023, LD 1261
April 6, 2023, LD 692
March 17, 2023, LD 761
March 8, 2023, LD 576
March 3, 2023, LD 765
March 3, 2023, LD 453
February 28, 2023, LD 45
February 23, 2023, LD 429
February 17, 2023, LD 452
February 16, 2023, LD 428
February 16, 2023, LD 405
February 16, 2023, LD 363
February 16, 2023, LD 115
February 6, 2023, LD 243
February 24, 2022, LD 1946
February 9, 2022, LD 1924
February 7, 2022, LD 1862
February 4, 2022, LD 1604
January 10, 2022, LD 1821
April 16, 2021, LD 994
April 8, 2021, LD 1096
April 8, 2021, LD 841
April 8, 2021, LD 813
April 5, 2021, LD 1192
March 29, 2021, LD 1070
March 29, 2021, LD 1016
March 29, 2021, LD 877
March 23, 2021, LD 491
March 22, 2021, LD 710
March 19, 2021, LD 477
March 10, 2021, LD 216
February 24, 2021, LD 320
February 21, 2021, LD 448
February 17, 2021, LD 419
February 16, 2021, LD 369
February 16, 2021, LD 233
January 27, 2021, LD 27

March 13, 2020, LD 1221
February 18, 2020, LD 1897
February 18, 2020, LD 1421
February 18, 2020, LD 182
February 5, 2020, LD 2037
February 5, 2020, 2041
January 29, 2020, LD 1953
April 16, 2019, LD 800
April 16, 2019, LD 801
April 5, 2019, LD 1219
April 5, 2019, LD 1060
March 4, 2019, LD 332
March 4, 2019, LD 67
March 1, 2019, LD 700
March 1, 2019, LD 18
February 20, 2019, LD 263
February 20, 2019, LD 445
February 12, 2019, LD 342
February 4, 2019, LD 262
February 4, 2019, LD 134
March 21, 2018, LD 1859
February 26, 2018, LD 1822
February 26, 2018, LD 1819
January 26, 2018, LD 1728
January 25, 2018, LD 1783

I have been a board member for the Maine State Bar Association from 2021 to present. The MSBA regularly writes letters to the legislature in support of judicial nominations. I have played no role in drafting or reviewing these letters; moreover, the board does not vote for or against approving these letters. I am including them below because I was a member of the board at the time they were submitted and my name is included on the letterhead, even though I had no role in drafting, reviewing, or approving them. Copies supplied of letters submitted on the following dates regarding the following judges:

June 9, 2023

Justice E. Allen Hunter
Judge Cynthia L. Montgomery

April 18, 2023

Justice Harold L. Stewart, II
Judge James F. Martemucci

April 12, 2023

Justice William R. Stokes
Judge Keith A. Powers
Judge Gregory A. Campbell
Judge Jennifer Archer

February 15, 2023
Justice Wayne R. Douglas
Justice Paul A. Fritzsche
Judge Patrick Larson

February 14, 2023
Judge Michael P. Roberts
Judge Maria A. Woodman
Judge Jed J. French
Judge Barbara Raimondi

April 8, 2022
Justice Rick E. Lawrence

March 30, 2022
Justice Wayne R. Douglas
Justice Michaela Murphy
Justice Bruce C. Mallonee

January 18, 2022
Justice William R. Stokes
Justice Thomas D. Warren
Judge Susan E. Oram
Judge Deborah P. Cashman
Judge Bruce A. Jordan

June 1, 2021
Justice Valerie Stanfill

March 23, 2021
Justice Robert E. Mullen
Justice Daniel Billings
Judge Eric J. Walker
Judge Barbara J. Raimondi
Judge Andrew B. Benson

February 9, 2021
Judge Rick E. Lawrence
Judge Richard W. Mulhern

January 23, 2021
Judge Charles Dow

In addition to submitting letters related to judicial nominations, the MSBA regularly writes letters to the legislature regarding pending bills. I have played no role in drafting or reviewing these letters; moreover, the board does not vote for or against approving these letters. I am including them below because I have been a member of the board at the time they were submitted and even though I had no role in drafting, reviewing or approving them. Copies supplied of letters submitted on the following dates regarding the listed proposed bills:

March 28, 2024, on LD 2219
February 28, 2024, on LD 2090
February 28, 2024, on LD 2214

May 17, 2023, on LD 258
April 19, 2023, on LD 1468
April 10, 2023, on LD 1462
April 3, 2023, on LD 1192
March 21, 2023, on LD 564
March 7, 2023, on Biennial Budget
February 27, 2023, on LD 258
February 9, 2023, on LD 243
February 3, 2023, on MCILS Funding
January 25, 2023, on LD 206
March 16, 2022 on Notorial Acts
March 4, 2022, on Funding for Civil Legal Aid
February 9, 2022 on LD 1950
February 9, 2022 on LD 1924
February 8, 2022 on LD 1926
May 21, 2021 on LD 1685
April 30, 2021 on LD 810
April 2, 2021 on LD 978
March 1, 2021 on LD 221
February 24, 2021 on LD 369
February 24, 2021, on LD 320
February 2, 2021 on LD 2
February 1, 2021 on LD 32

- 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.

November 2, 2023: Panelist, The Impact of Parenthood on Gender Equality in the Legal Profession, Maine State Bar Association, Women's Law Section. I participated in a panel discussion about the impacts of parenting while being an attorney. I have no notes, transcript, or recording. The address for the Maine State Bar Association is 124 State Street, Augusta, Maine 04330.

June 8, 2023: Moderator, Judges Panel, Maine Association of Criminal Defense Lawyers. I moderated a panel of sitting judges discussing matters of criminal law. I have no notes, transcript, or recording. The address for the Maine Association of Criminal Defense Lawyers is P.O. Box 17642, Portland Maine 04112.

September 28, 2021: Panelist, Maine Lawyers Respond to Controversial ABA

Article, Maine State Bar Association, Women's Law Section. I participated in a panel discussion in response to an article in the *ABA Journal* entitled "Are women lawyers paying enough attention to upward mobility?" I have no notes, transcript, or recording. The address for the Maine State Bar Association is 124 State Street, Augusta, Maine 04330.

June 12, 2021: Panelist, Ethics in Criminal Law, Maine Association of Criminal Defense Lawyers. I moderated a panel discussion on ethical issues in the practice of criminal law. I have no notes, transcript, or recording. The address for the Maine Association of Criminal Defense Lawyers is P.O Box 17642, Portland Maine 04112.

February 9, 2021: Co-Presenter, Legal Considerations for Employers Surrounding Covid Vaccines, Murray, Plumb & Murray. Video available at <https://mpmlaw.com/legal-considerations-for-employers-surrounding-covid-vaccines>.

2021 (specific date unknown): I presented as a co-speaker advising trucking companies on employment law. I have no notes, transcript, or recording. The address for the Maine Motor Transport Association is 142 Whitten Road, Augusta, Maine 04332.

April 2, 2020: Co-Presenter, Families First Coronavirus Response Act (FFCRA) Webinar, Murray, Plumb & Murray. Video available at <https://mpmlaw.com/families-first-coronavirus-response-act-ffcra-webinar-2>.

January 31, 2019: Panelist, Health Care Response to Human Trafficking, sponsored by Preble Street, the New England Coalition Against Trafficking, the Sexual Assault Forensic Examiner (SAFE) program, and the University of New England Advanced Nursing Education (SANE) program. I participated in a panel discussion regarding the roles and responsibilities of a criminal defense attorney representing a client who is both a defendant with their own criminal conduct and is also a victim of sex trafficking. I have no notes, transcript, or recording. The address for Preble Street is 55 Portland Street, Portland, Maine 04101.

2019 (specific date unknown): Maine Motor Transport Assoc. Annual Conference on Employer Compliance. I was a solo speaker advising trucking companies regarding employment law. I have no notes, transcript, or recording. The address for the Maine Motor Transport Association is 142 Whitten Road, Augusta, Maine 04332.

August 16, 2018: Panelist, Ethics (17th Annual Employment Law), Maine State Bar Association. I participated in a panel discussion on the rules of professional responsibility in the practice of employment law. I have no notes, transcript, or recording. The address for the Maine State Bar Association is 124 State Street, Augusta, Maine 04330.

2018: Speaker, Stacey Neumann: Murray, Plumb & Murray: Stacey Neumann, Marketing video placed on YouTube at <https://www.youtube.com/watch?v=KSaWxjlqCL8>.

November 3, 2017: Co-Speaker: Employment Law Review, Maine Trial Lawyers Association. I was a co-speaker on general employment law issues. I have no notes, transcript, or recording. The address for the Maine Trial Lawyers Association is 160 Capital Street, P.O. Box 438, Augusta, Maine 04332.

October 17, 2017: Speaker, National Business Institute, Inc. I was a speaker at an NBI Conference entitled "HR Law Boot Camp" and I presented on employment law around hiring. I have no notes, transcript, or recording. The address for the NBI, Inc. is 1218 McCann Drive, Altoona, Wisconsin 54720.

October 28, 2016: Panelist: Federal prosecution and Sentencing in an Era of Addiction: Balancing Punishment, Deterrence and Rehabilitation, District of Maine Judicial Conference. I was one of several panelists discussing how a defendant's substance abuse disorder might be considered at sentencing. I have no notes, transcript, or recording. The address for the Federal District Court for the District of Maine is 156 Federal Street, Portland, Maine 04101.

2012 (specific date unknown): Annual Tri-State Advanced Victim Assistance Conference, Maine, United States Attorney's Offices for the Districts of Maine, Vermont, and New Hampshire. (Specific location unknown). To the best of my recollection, I would have spoken in my role as the Project Safe Childhood Coordinator for the United States Attorney's Office for the District of Maine. I have no notes, transcript, or recording. The address for the United States Attorney's Office for the District of Maine is 100 Middle Street, 6th Floor, Portland, Maine 04101.

2008; 2010 (specific dates unknown): Cornell Law School Public Interest Symposium, Cornell Law School, Ithaca, New York. To the best of my recollection, I was a panelist among other Cornell Law School alumni working in the public interest field and would have spoken about my roles as a public defender (2008) and Assistant United States Attorney (2010). I have no notes, transcript, or recording. The address for Cornell Law School is Myron Taylor Hall, Ithaca, New York 14853.

2008 (specific date unknown): Guest speaker, University of Vermont Forensic Biology, University of Vermont, Burlington, Vermont. To the best of my recollection, I spoke to students in an undergraduate course about how forensic biology applies directly in the courtroom. I have no notes, transcript, or recording. The address for the University of Vermont is 479 Main Street, Burlington,

Vermont 05405.

- 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.

I have not maintained a record of all interviews I have given, but I have searched my files and electronic databases in an effort to identify all interviews responsive to this question. I found the interviews listed below, but it is possible that there may be others that I did not recall or locate.

Donna M. Perry, *Federal judge dismisses charges against former Wilton police officer and former Oxford County deputy in illicit marijuana operation*, Sun Journal (Oct. 20, 2023). Copy supplied.

Murray, Plumb, & Murray, *Stacey Neumann Appointed by U.S. Sentencing Commission to Serve on Practitioners Advisory Group*, Press Release (Jan. 30, 2023). Copy supplied.

Murray, Plumb, & Murray, *Attorney Stacey Neumann Invited to Teach at Harvard Trial Advocacy Workshop*, Press Release (Dec. 13, 2022). Copy supplied.

Murray, Plumb & Murray, *Stacey D. Neumann, Esq. Appointed to Maine Commission on Governmental Ethics and Election Practices*, Press Release (Apr. 4, 2022). Copy supplied.

Bissonette, Day & Chardon, *Feature: Women Lawyers in Maine: 150 Years and Counting*, 36 Maine Bar. J 189 (2021). Copy supplied.

Murray, Plumb & Murray, *Stacey Neumann to Speak on Panel of Maine Lawyers Responding to Controversial ABA Article*, Press Release (Sept. 15, 2021). Copy supplied.

Murray, Plumb & Murray, *Stacey D. Neumann, Esq. Appointed to Criminal Law Committee*, Press Release (May 21, 2021). Copy supplied.

Rob Wolfe, *Cleared of misconduct, beleaguered police chief in Saco opts to retire, Union officials express 'no confidence' in Raynald Demers, who will leave*, Portland Press Herald (June 7, 2019). Copy supplied.

Matt Byrne & Gillian Graham, *Saco police unions: No confident in reinstated chief, deputy*, Portland Press Herald (May 21, 2019). Copy supplied.

Sharon Handy, WMTW Channel 8, *Saco Police chief, deputy chief reinstated after probe finds no wrongdoing* (May 20, 2019). Video available at

<https://news.yahoo.com/saco-police-chief-deputy-chief-200813898.html>.

Megan Gray, *Suit settled over alleged drugging at firm's party*, Portland Press Herald (Mar. 14, 2019). Copy supplied.

Renee Cordes, *Pro bono work a labor of love for Portland attorney Stacey Neumann*, MaineBiz (Feb. 4, 2019). Copy supplied.

Kelley Bouchard, *Scarborough School Board Candidates Weigh in on Two Key Issues*, Portland Press Herald (Oct. 29, 2018). Copy supplied.

Juliette Lasaka, *5 candidates seek 1-year-terms on Scarborough School Board*, The Southern Forecaster (Sept. 28, 2018). Copy supplied.

WGAN News Radio (June 25, 2018). I was interviewed on live radio about immigration laws. I am unable to obtain a transcript or recording.

Peter McGuire, *As businesses face a labor crunch, state pushes to build teen workforce*, Portland Press Herald (May 12, 2018). Copy supplied.

WGAN News Radio (Dec. 4, 2017). I was interviewed on live radio about workplace sexual harassment laws. I am unable to obtain a transcript or recording.

Jake Bleiberg and Rosie Hughes, *Watchdogs revealed crisis in Maine's youth prison. LePage let them go.*, Bangor Daily News (June 8, 2017). Copy supplied.

Matt Byrne, *Deal between police, protestors fall apart*, Portland Press Herald (Feb. 2, 2017). Copy supplied.

Edward D. Murphy, *Protesters agree to pay into victims' fund*, Portland Press Herald (Jan. 27, 2017). Copy supplied.

Kelley Bouchard, *On third try, Scarborough approves school budget*, Portland Press Herald (Aug. 5, 2015). Copy supplied.

Dennis Hoey, *Budget for schools is rejected once again*, Portland Press Herald (July 8, 2015). Copy supplied.

Kelley Bouchard, *School budget: Too low, too high or just not right?*, Portland Press Herald (July 6, 2015). Copy supplied.

Kelley Bouchard, *New group fights Scarborough school cuts*, Portland Press Herald (June 30, 2015). Copy supplied.

Kacie Yearout, *Jury Sentences Tsarnaev to Death*, Maine News Center (May 15, 2015). Copy supplied.

Tammy Wells, *In the Line of Duty: Local officers honored for case work*, Journal Tribute (Apr. 25, 2013). Copy supplied.

David Hench, *Child porn gets Sanford man 28 years in prison*, Portland Press Herald (Oct. 13, 2013). Copy supplied.

Judy Harrison, *Federal jury convicts Charleston man on child pornography charges*, Bangor Daily News (July 25, 2012). Copy supplied.

Glenn Jordan, *A race many a mom can love*, Portland Press Herald (May 14, 2012). Copy supplied.

Erin Rhoda, *Ex-teacher gets 16 years for porn*, Portland Press Herald (Nov. 9, 2011). Copy supplied.

Erin Rhoda, *Teacher pleads guilty to making kid-porn photos*, Portland Press Herald (June 16, 2011). Copy supplied.

In addition to these matters, I also recall that I appeared on a local news station around May or June 2015. To the best of my recollection, I was part of a panel of attorneys discussing the procedure to follow the conviction and sentence of death of Dzhokhar Tsarnaev. I am unable to locate a transcript or recording.

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

I have not held judicial office.

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

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

jury trials: _____%
bench trials: _____% [total 100%]

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

civil proceedings: _____%
criminal proceedings: _____% [total 100%]

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

- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature 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).
 - d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.
 - e. Provide a list of all cases in which certiorari was requested or granted.
 - f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.
 - h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.
 - i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.
14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

I have not held judicial office.

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal;

- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

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

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

I have served as a Commissioner on the Maine Commission on Governmental Ethics and Election Practices since 2022. I was nominated by Maine Governor Janet Mills and confirmed by the Maine Senate.

I ran unsuccessfully for the Scarborough, Maine Board of Education in 2018.

- 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.

Other than my own unsuccessful run for the Scarborough, Maine Board of Education in 2018, I have none.

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;

From 2006 to 2007, I served as a law clerk to the Honorable Peter W. Hall of the United States Court of Appeals for the Second Circuit.

From 2005 to 2006, I served as a law clerk to the Honorable John A. Dooley of the Vermont Supreme Court.

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

I have not 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 – 2009

Vermont Office of the Defender General/Chittenden County Public Defender Office
192 College Street, #301
Burlington, Vermont 05401
Staff Attorney

2009 – 2013

United States Attorney's Office for the District of Maine
100 Middle Street, 6th Floor
Portland, Maine 04101
Special Assistant United States Attorney (2009 – 2010)
Assistant United States Attorney (2010 – 2013)
Project Safe Childhood Coordinator (2011 – 2013)

2013 – present

Murray, Plumb & Murray
75 Pearl Street, 3rd Floor
Portland, Maine 04101
Director/Partner (2017 – present)
Associate (2013 – 2016)

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

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

b. Describe:

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

After completing my clerkships at the Vermont Supreme Court and the United States Court of Appeals for the Second Circuit, I joined the Chittenden County Public Defender's Office as a Staff Attorney. In this role, I represented indigent defendants charged with state crimes in Chittenden County, Vermont and focused solely on criminal defense. I was in court nearly every day, and tried several cases to verdict, serving as

either sole counsel or co-counsel. In all of these cases, I played a significant role in witness examination, preparation, and trial strategy, as well as examining and cross-examining witnesses and conducting jury voir dire, opening statements, and closing arguments. In addition, I handled plea negotiations, motions, and sentencing arguments.

In 2009, my family and I moved to Maine, and I joined the United States Attorney's Office for the District of Maine as a Special Assistant United States Attorney. Initially, my caseload consisted of matters involving a variety of crimes, including immigration, gun, and fraud crimes. In 2010, I became an Assistant United States Attorney, with a similar caseload. Around 2011, I became the Project Safe Childhood Coordinator for the District of Maine and my caseload focused exclusively on investigating and prosecuting crimes against children, particularly including crimes involving the possession, transportation, and production of sexually explicit materials involving children. During my service at the United States Attorney's Office, I tried several jury trials to verdict. In addition, I collaborated closely with victims and their families, as well as with state and federal law enforcement agencies. I handled all phases of criminal proceedings including investigations, grand jury proceedings, plea bargaining, motions, jury trials, and sentencing. I prepared search warrants, subpoenas, criminal complaints, indictments, plea agreements, sentencing memoranda, motions, and all filings related to jury trials.

In 2013, I joined Murray, Plumb & Murray, P.A. (Murray, Plumb & Murray) as an associate. I have been a director at Murray, Plumb & Murray since 2017, and a member of the firm's management committee since 2021. During my tenure at Murray, Plumb & Murray I have maintained a diverse litigation practice in criminal, civil, and administrative matters, and including motion practice and trials. Initially, I assisted with special education cases and went to hearing on several of those matters before administrative law judges. Thereafter, I began to focus my civil litigation practice in the employment law field, predominately representing individual employees who have suffered workplace discrimination and retaliation. I also represent employers to assist them in upholding high standards of ethical employment practices as required by law and in defense of allegations of violations of employment law. In addition, I represent complainants and respondents in Title IX matters. In addition to my trial practice, I have worked as a neutral investigator making findings of fact and assessments of credibility and drawing evidence-based conclusions concerning allegations of wrongdoing related to employment matters in matters where I have been hired by private employers and municipalities to conduct independent investigations. In the criminal field, I represent defendants accused of crimes in both state and federal court, although primarily federal court. On the federal side, I am a member of the Criminal Justice Act panel to accept

appointed clients who qualify as indigent. I also represented retained clients.

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

At the Chittenden County Public Defender's Office, my clients were individuals charged with state crimes eligible for appointment due to their indigency.

At the United States Attorney's Office my client was the United States of America. I specialized in federal criminal law, particularly including crimes against children, generally possession, distribution, and production of child pornography.

Since 2013, I have represented a variety of clients at Murray, Plumb & Murray. In my criminal work at Murray, Plumb & Murray, I represent defendants charged with state and federal crimes, ranging from misdemeanor to felony, as well as violations of supervised release. In addition to retained clients, I represent qualifying indigent clients through my role as a member of the Criminal Justice Act panel. On the civil side, my typical clients include current and former employees seeking advice and representation related to discrimination and retaliation in the workplace. I also advise and defend businesses involved in employment disputes. In addition, I also represent individuals at the college, and sometimes high school, level who are involved in the Title IX process related to allegations of sexual harassment and assault. I represent both complainants and respondents in these Title IX proceedings.

- 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.

The entirety of my practice has been in litigation, including both criminal and civil litigation and I have served as a prosecutor, criminal defense attorney, civil plaintiff's lawyer and civil defense lawyer. As a public defender, I appeared in court daily. As an Assistant United States Attorney, I similarly appeared in court frequently. At my current law firm, I continue to appear in court or before administrative agencies regularly.

- i. Indicate the percentage of your practice in:
 - 1. federal courts: 60%
 - 2. state courts of record: 20%
 - 3. other courts: 0%
 - 4. administrative agencies: 20%

- ii. Indicate the percentage of your practice in:
 - 1. civil proceedings: 50%
 - 2. criminal proceedings: 50%

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

I have participated in approximately 15 trials or adjudications that proceeded to verdict or judgment: approximately three criminal jury trials in Vermont, five criminal jury trials as an Assistant or Special Assistant United States Attorney in the District of Maine, one civil bench trial in the District of Maine, one civil Maine state bench trial, two trials in immigration court, and three administrative hearing before an administrative law judge in Maine. In addition, I have tried three Title IX matters to final decision before an appointed neutral adjudicator. Of the matters that proceeded to trial or adjudication, I was sole counsel for at least five; I was chief counsel for a trial in the District of Maine and for two administrative hearings; I was associate counsel for one trial in the District of Maine; I was co-chief-counsel for the two bench trials and the immigration trials; I was solo counsel for another administrative hearing and the three Title IX adjudication hearings.

- i. What percentage of these trials were:
 - 1. jury: 50%
 - 2. non-jury: 50%

- 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. *United States v. Banow*, No. 2:22-cr-00012-JDL (D. Me.) (Levy, J.).

I was appointed to represent Mr. Banow through the Criminal Justice Act. Mr. Banow was charged with felony conspiracy to defraud the United States by conspiring with others to fail to comply with the Atlantic herring reporting requirements established by the National Oceanic and Atmospheric Administration (NOAA), and a related conspiracy to defraud the Internal Revenue Service (IRS). Ultimately, as part of a negotiated agreement, Mr. Banow pleaded guilty to two misdemeanor charges of conspiracy to submit false information to the Secretary of the United States Department of Commerce and his/her designees regarding the catch and sale of Atlantic Herring and Failure to pay taxes. The court sentenced him to one year of probation.

Dates of representation: 2022 – 2024

Opposing Counsel

David B. Joyce
Shira Furman
United States Attorney's Office, District of Maine
100 Middle Street Plaza, 6th Floor
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(207) 780-3257

Counsel for Defendants

David Bobrow for Defendant Parent
Bedard & Bobrow, PC
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Daniel D. Dube for Defendant Chase
Dube Law
40 Cassell Street
Lewiston, ME 04240
(207) 577-8534

Alfred Cecil Frawley, IV for Defendants Olson & Sam's Seafood LLC
Jay P. McCloskey
Thimi R. Mina
McCloskey, Mina, Cunniff, & Frawley LLC
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17 South Street
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Edward S. MacColl for Defendants Robbins & Western Sea, Inc.
Marshall J. Tinkle
Thompson, MacColl & Bass LLC, P.A.
15 Monument Square, 4th Floor
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Portland, ME 04112
(207) 774-7600

William Maselli for Defendant Chase
Law Office of William Maselli
118 East Main Street
Dover-Foxcroft, ME 04426
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Stephen M. Oullette for Defendant Lawrence
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Barry S. Pollack for Defendant Lawrence
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Boston, MA 02116
(617) 439-9800

Jeremy Pratt for Defendant Herrick
Pratt & Simmons, P.A.
P.O. Box 335
Camden, ME 04843
(207) 236-0020

Michael P. Turndorf for Defendant Reed
Law Office of Michael P. Turndorf
120 Exchange Street, 4th Floor
Portland, ME 04101
(207) 729-4500

2. *Pardi-McCarthy v. Professional Disability Associates et. al*, 2:22-cv-00190-NT (D. Me.) (Torresen, J.)

I served as co-counsel in this case representing plaintiff Pardi-McCarthy, who alleged violations of Maine's Equal Pay Act by her former employer by paying her less than a male colleague, as well as gender discrimination and violations of her federal and state rights under the Family Medical Leave Act and the Maine Family Medical Leave Act. The parties engaged in extensive discovery and pre-trial litigation. I participated in the examination and defense of witnesses at deposition. Maine's Equal Pay Act differs from the Federal Equal Pay Act and has been litigated infrequently. Ultimately the parties resolved the matter with a confidential settlement.

Dates of representation: 2021 – 2023

Co-Counsel

Maria Fox
Murray, Plumb & Murray
75 Pearl Street, 3rd Floor
Portland, ME 04101
(207) 773-5651

Opposing-Counsel

Christopher M. Pardo
Elizabeth Louelle Sherwood
Hunton Andrews Kurth LLP
60 State Street, Suite 2400
Boston, MA 02109
(617) 648-2753

3. *Richard v. Regional School Unit 57*, 2:16-cv-265-JAW (D. Me.) (Woodcock, J.)

I served as co-counsel on this matter which proceeded to a bench trial in the federal district court. Our client, a school teacher, alleged her employer had retaliated against her in violation of the Americans with Disabilities Act, the Rehabilitation Act, the Maine Human Rights Act, and the Maine Whistleblowers' Protection Act based on her advocacy for the children in her classroom on issues related to federal and state education rights. Pre-trial, I researched, briefed, and argued motions. At trial, I examined and cross-examined several witnesses. I also drafted proposed jury instructions and delivered an opening statement. The judge found in favor of the defendant.

Dates of representation: 2015 – 2018

Opposing Counsel

Melissa Hewey
Drummond Woodsum
84 Marginal Way Suite 600
Portland, ME 04101
(207) 772-1941

Co-Counsel

Richard O'Meara
Murray, Plumb & Murray
75 Pearl Street, 3rd Floor
Portland, ME 04101
(207) 773-5651

4. *Barter v. Regional School Unit 5*, CV-16-166 (Me. 2016) (Warren, J.)

I served as co-counsel on this matter which proceeded to a bench trial in the Maine Superior Court. Our client, a vice principal of a school, alleged her employer had discriminated and retaliated against her in violation of the Maine Human Rights Act based on her protected reporting activity. Pre-trial, I researched, briefed, and argued motions. At trial, I examined and cross-examined several witnesses. I also drafted proposed jury instructions and delivered an opening statement. The judge found in favor of the defendant.

Dates of representation: 2015 – 2018

Opposing Counsel

Melissa Hewey
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84 Marginal Way Suite 600
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(207) 772-1941

Co-Counsel

Richard O'Meara
Murray, Plumb & Murray
75 Pearl Street, 3rd Floor
Portland, ME 04101
(207) 773-5651

5. *Mariano v. Rite Aid of Maine, Inc.*, 2:17-cv-00301-GZS (D. Me.) (Singal, J.)

I served as co-counsel in this case representing plaintiff Mariano, who alleged that her former employer had engaged in age discrimination, failed to provide a reasonable accommodation in violation of the Americans with Disabilities Act, and violated the Maine Whistleblowers' Protection Act by terminating her after she reported staffing and other safety deficiencies. The parties engaged in extensive litigation pre-trial. I participated in numerous deposition examinations and defenses. Shortly before trial, the parties engaged in a judicial settlement conference with the court and settled the matter with a confidential settlement agreement.

Dates of representation: 2017 – 2019

Co-Counsel

Richard E. Fradette
Fradette Law Office PLLC
91 Bay Street
Manchester, NH, 03104
(603) 493-3827

Opposing Counsel
Melinda J. Caterine
Littler Mendelson, PC
One Monument Square, Suite 600
Portland, ME 04101
(207) 699-1123

Shiloh D. Theberge
Bernstein Shur
100 Middle Street
P.O. Box 9729
Portland, ME 04104
(207) 228-7188

6. *Mrs. J. v. Portland Public Schools*, 2:15-cv-00084-DBH

I served as lead counsel in this matter in which our clients were seeking redress for their minor child under the Individuals with Disabilities Education Act (IDEA), alleging the public school had failed to provide their daughter a fair and appropriate education pursuant to federal and state law. The matter proceeded to a week-long evidentiary hearing, where I prepared and delivered an opening statement, closing argument, and examined and cross-examined dozens of witnesses, with a documentary record that included nearly 5,000 documents. The hearing officer found in favor of our clients and determined that the school district had failed to provide their daughter with a fair and appropriate education as required by the IDEA, allowing her to remain in the specialized school that had been serving her needs, with some additional services. Thereafter, we filed a complaint in federal district court to challenge the remedy as inadequate, which the court denied.

Dates of representation: 2014 – 2016

Co-Counsel
Kaitlyn Wright
Unable to locate contact information

Opposing Counsel
Melissa Hewey
Eric Herlan
84 Marginal Way Suite 600, Portland
Portland, ME 04101

(207) 772-1941

7. *United States v. Serunjogi*, 2:11-cr-00138-NT (D. Me.) (Torresen, J.), *aff'd*, 767 F.3d 132 (1st Cir. 2014)

I served as lead counsel for the government in this prosecution. The defendant was charged with conspiracy to defraud the United States by entering into a sham marriage in violation of immigration law. The matter proceeded to a jury trial, where the defendant was convicted. At trial, I examined and cross-examined several witnesses, including the defendant. I also drafted proposed jury instructions and motions in limine, and delivered a closing argument and rebuttal. The conviction was appealed and ultimately upheld by the United States Court of Appeals for the First Circuit.

Dates of representation: 2011 – 2013

Co-counsel

Jonathan Chapman (retired)

Opposing Counsel

Clifford Strike (retired)

Johanna Gauvreau
McCoy Leavitt Lasky
202 U.S. Route 1, Suite 200
Falmouth, ME 04105
(207) 835-0535

8. *United States v. King*, 1:11-cr-121-JAW (D. Me.) (Woodcock, J.), *aff'd*, 741 F.3d 305 (1st Cir. 2014)

I represented the government in this prosecution against the defendant for possession of child pornography based on the defendant's surreptitious video recordings of a child family member. The defendant pleaded guilty to the conduct and the matter proceeded to a contested sentencing hearing, where I presented evidence and cross-examined defense witnesses, including the defendant. The court sentenced the defendant to six years of imprisonment. The defendant appealed, and the United States Court of Appeals for the First Circuit upheld the sentence.

Dates of representation: 2011 – 2012

Opposing Counsel

Wayne Foote (retired)

9. *United States v. Veazie*, 2:11-cr-00202-GZS (D. Me.) (Singal, J.)

I represented the government in this prosecution against the defendant for the production and possession of child pornography regarding a young child in his care. The defendant ultimately pleaded guilty to the conduct and the matter proceeded to a contested sentencing hearing. The court sentenced the defendant to 25 years of imprisonment.

Dates of representation: 2011 – 2012

Opposing Counsel

J. Hilary Billings (retired)

10. *United States v. Infante*, 2:10-cr-00123-DBH (D. Me.) (Hornby, J.)

I was the lead prosecutor in this case, where the defendant was charged with several counts, including possession of a “destructive device,” or a bomb. One of Mr. Infante’s homemade bombs had exploded in his basement, blowing off his own finger. With co-counsel, I assisted law enforcement in drafting an application and affidavit in support of a criminal complaint, arrest warrant and search warrant, which was granted. I researched and briefed the government’s opposition to two motions to suppress. The hearings on these motions occurred over several days, during which I examined numerous witnesses. The defendant’s motions were denied, and the defendant pleaded guilty to four counts of the indictment, including the possession of an unregistered destructive device. He was sentenced to a total of 35 years in prison.

Dates of representation: 2010 – 2012

Co-counsel

Darcie M. McElwee
United States Attorney’s Office, District of Maine
100 Middle Street Plaza, 6th Floor
Portland, ME 04101
(207) 780-3257

Opposing counsel

J. Hilary Billings (Retired)

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

In addition to the above matters, I have been actively involved in dozens of cases in state and federal court that have been resolved prior to trial, mostly through the Maine Human Rights Commission, a prerequisite for most discrimination and retaliation matters.

Similarly, I have represented numerous criminal defendants in state and federal courts in matters that were resolved through plea negotiations.

I am active in numerous groups and committees in aid of the courts and the judicial system. In 2022, the United States Sentencing Commission appointed me to serve on the United States Sentencing Commission's Practitioners Advisory Group. The Practitioners Advisory Group meets regularly with the Commission to provide its views on the Commission's activities and work, particularly regarding proposed priorities and amendments to the Sentencing Guidelines. We research, draft, and submit proposed public comments to the Commission on which our designee testifies before the Commission.

Since 2013, I have been a member of the Criminal Justice Act panel as an attorney committed to taking court-appointed cases for defendants who qualify as indigent under the Act. Moreover, after having been asked by the court, I am a part of the selection committee that advises the district court on attorney applicants to include on the panel. In addition, I am a member of the District Court Criminal Law Committee for the District of Maine. This Committee raises, discusses, and works to resolve issues that arise in the federal criminal justice system within the District of Maine. I am involved in statewide legal services and initiatives, through my role on the Board of Governors with the Maine State Bar Association, and my previous term on the Maine Association of Criminal Defense Lawyers Board of Directors. In addition, I am the co-leader of the employment law section for the Maine State Bar Association.

I also have played an active role in the management of Murray, Plumb & Murray. Even before I became a director and part of the management committee for the firm, I overhauled and implemented the firm's mentorship program. Further, I am the firm's Chair of the Employment Law Practice Group and White Collar/Criminal Defense Group. Some of my leadership initiatives include developing and implementing onboarding, training, and mentorship programs, and developing a parental leave policy and part-time/flexible work schedule programs.

I have not registered as a lobbyist or engaged in any lobbying activities.

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 2022, I began my service as a volunteer faculty member at Harvard Law School's Trial Advocacy Workshop. The Workshop includes simulated exercises on all aspects of in-court trial practice including opening statements, development of witness testimony on direct and cross examination, use of illustrative aids and exhibits in evidence, impeachment, and summations. As a volunteer faculty member, I provided timely evaluation and critique of the students, and advised students preparing for mock-trial. Representative syllabus supplied. I have participated in one week each year.

In the spring semester of 2010 and 2011, I taught an existing course entitled “Deviance and Crime” in the sociology department at the University of New England as an adjunct professor. I am unable to locate a copy of the syllabus.

In Spring 2005, while I was a student at Cornell Law School, I assisted Professor Kevin M. Clermont with a course for undergraduate students on the “Nature, Function & Limits of Law.” In this role, I, along with other students, taught a section of the course following the syllabus of Professor Clermont. I am unable to locate a copy of the syllabus.

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.

Upon withdrawal as a shareholder and director of my present firm, Murray, Plumb & Murray, my accrued shareholder distribution will be paid according to the terms of our Shareholder Agreement by December 31, 2024, the amount to be determined at that time according to the terms of the distribution percentage shares.

Per the terms of the Woodman Building Associates, LLC (“Woodman”) Operating Agreement – an entity of which only Murray, Plumb & Murray shareholders are members – upon my withdrawal from the firm, Woodman shall buy out my membership interest with a promissory note with a term no longer than ten years, including simple interest which accrues at the Prime Rate.

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.

None.

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.

If confirmed, I will follow the Code of Conduct for United States Judges, the Maine Rules of Professional Responsibility, and all other rules and ethical canons governing recusal. I will recuse myself in any litigation in which I have ever played a role, and from cases involving any defendant I personally represented. For a period of time, I also anticipate recusing myself in all cases where my current firm, Murray, Plumb & Murray, is or represents a party. I will evaluate any other real or potential conflict, as well as any relationship that could give rise to the appearance of such a conflict, on a case-by-case basis and determine appropriate action with the advice of parties and their counsel, including by recusing where necessary or appropriate.

- 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 will evaluate and resolve any real or potential conflicts by reference to 28 U.S.C. § 455, Canon 3 of the Code of Conduct for United States Judges, and any and all other laws, rules, and practices governing such circumstances.

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

Throughout my career, I have demonstrated my commitment to serving the disadvantaged and engaging in public service. After my clerkships, I began my career as a public defender for the State of Vermont where I focused exclusively on representing the disadvantaged. In addition, I was a board member for Dismas of Vermont, whose mission is to reconcile former prisoners with society after incarceration. In my role as an Assistant United States Attorney, I was able to continue in my mission of public service, although not in direct pro bono representations. As a private practitioner, I have remained dedicated to pro bono and public work, and received the Katahdin Award for pro bono work in 2015 and 2017. Most significantly, I have been a member of the Criminal Justice Act panel since I began at Murray, Plumb & Murray. Moreover, I have served on the selection committee for this panel, to help ensure the highest quality of representation for all defendants, regardless of means. In addition, I have continued to do a variety pro bono

work in my private practice including representing pro bono individuals seeking asylum and representing indigent criminal defendants pro bono in the state system.

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 November 22, 2023, I submitted an application to the judicial screening committee for Representative Chellie Pingree, Representative Jared Golden, and Senator Angus King. Thereafter, the due date for applications was extended and I resubmitted my application on December 15, 2023. On January 4, 2024, I interviewed with the screening committee. On January 15, 2024, I interviewed with attorneys from the White House Counsel's Office and spoke with Senator King by telephone on January 19, 2024. Attorneys from the White House Counsel's Office informed me on March 14, 2024, that I would be moving forward with the selection process. Since then, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On April 24, 2024, 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.