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# REPUBLICAN PARTY OF FLORIDA



BILL TAYLOR, Chairman  
SUE STEWART, Vice Chairman  
JEANNE RODRIGUEZ, Secretary  
HARRY SCHOOLEY, Treasurer  
KATHARINE NILSSON, Assistant Secretary  
SEN. DAVID McCLAIN, Assistant Treasurer

May 2, 1975

Mr. Pete McPherson  
The White House  
Washington, D. C. 20500

Dear Pete:

This is to confirm our telephone conversation of yesterday with regard to our advancing the name of Gerald B. Tjoflat as successor to Judge Bryan Simpson as Judge of the U. S. Court of Appeals for the Fifth Circuit.

I have discussed this matter with the National Committeeman and Committeewoman and they concur with me, as well as the members of the Florida Congressional Delegation with the exception of Congressman Burke.

I will not attempt to restate here our desire to have this nomination clear your office by May 9, but you will recall we are attempting to beat a deadline so as to preclude action by the so-called Judicial Selection Commission of Florida.

Judge Gerald B. Tjoflat presently serves as a Federal District Judge having been appointed by President Nixon some four years ago. The Deputy Attorney General Harold Tyler knows him personally and it is with great pleasure that I present this name. Again, I request speedy action in advancing it with the President's nomination to the Judiciary.

Thank you.

Sincerely,

*Bill*

BILL TAYLOR  
State Chairman

BT/ss



WHITE HOUSE  
WASHINGTON

*Sen  
Court to  
of Appeals*

June 23, 1975

MEMORANDUM FOR:

AARON SPAULDING

FROM:

PHILIP BUCHEN *P.W.B.*

Attached is a letter from Judge Noel P. Fox of Grand Rapids recommending Judge Gerald Tjoflat for appointment to the Court of Appeals for the Fifth Circuit.

Attachment

*To  
Peter*

*[Signature]*

*6/25/75*



14  
L. A. "SKIP" BAFALIS  
10TH DISTRICT, FLORIDA

WAYS AND MEANS COMMITTEE

SUBCOMMITTEES:

PUBLIC ASSISTANCE

OVERSIGHT

*Amendment*

Congress of the United States  
House of Representatives  
Washington, D.C. 20515

May 12, 1975

5-13  
WASHINGTON OFFICE:  
408 CANNON HOUSE OFFICE BUILDING  
WASHINGTON, D.C. 20515  
202-225-2536

DISTRICT OFFICES:  
ROOM 106, FEDERAL BUILDING  
FORT MYERS, FLORIDA 33901  
813-334-4424

700 VIRGINIA AVENUE  
FORT PIERCE, FLORIDA 33450  
305-465-3710

MP  
The Honorable Gerald R. Ford  
Office of the President  
The White House  
Washington, D.C.

Dear Mr. President:

This is to add my voice to the many others in support of Judge Peter T. Fay of the U.S. District Court, Southern District of Florida, for the vacancy of the Fifth Circuit Court of Appeals.

I have known Judge Fay for many years. He is an outstanding jurist and I am confident would serve with distinction if honored with this appointment.

Judge Fay also has extensive Party credentials having served as South Florida Chairman of the Nixon Committee in 1968. In this capacity he spent almost full time from May through the General Election of that year. He has also contributed significantly to the efforts of local and statewide Republican candidates in Florida.

Judge Fay's experience and dedication would make him a valuable addition to the Fifth Circuit and bring credit to the Administration.

With best wishes and warm personal regards, I am

Sincerely,

*Skip Bafalis*

L. A. "Skip" Bafalis  
Member of Congress

LAB/Njs





J. HERBERT BURKE  
1st DISTRICT, FLORIDA

COMMITTEES:  
INTERNATIONAL RELATIONS

SUBCOMMITTEES:  
INTERNATIONAL OPERATIONS  
FOREIGN POLICY RESEARCH AND DEVELOPMENT

HOUSE ADMINISTRATION

*Handwritten notes:*  
1. 2. 3.

WASHINGTON OFFICE:  
2442 RAYBURN HOUSE OFFICE BUILDING  
WASHINGTON, D.C. 20515  
202-223-3026

DISTRICT OFFICE:  
440 SOUTH ANDREWS AVENUE  
FT. LAUDERDALE, FLORIDA 33301  
305-522-3739

# Congress of the United States

## House of Representatives

Washington, D.C. 20515

May 6, 1975

*Handwritten:*  
me  
7/12

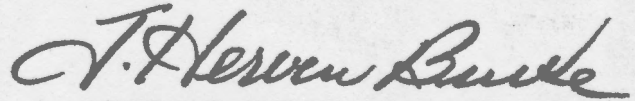
The President  
The White House  
Washington, D. C.

I am pleased to recommend on behalf of the majority of the Florida Republican Congressional Delegation namely Lou Frey, C.W. "Bill" Young, and myself -- Judge Norman C. Roettger, Jr., United States District Court, Fort Lauderdale, Florida -- to succeed Judge Bryan Simpson as Judge U.S. Court of Appeals, Fifth Circuit.

Congressman Richard Kelly made no personal recommendation. Congressman L. A. "Skip" Bafalis has recommended Judge Peter T. Fay who is presently a Judge of the Federal District Court in Miami. We all agree that Judge Fay is a fine Judge, but it is our sincere hope that you will nominate Judge Norman Roettger to be elevated to the Appellate Court.

With best wishes,

Sincerely,



J. HERBERT BURKE  
Member of Congress

JHB:lb



BURKE  
DISTRICT, FLORIDA

WASHINGTON OFFICE:  
2442 RAYBURN HOUSE OFFICE BUILDING  
WASHINGTON, D.C. 20515  
202-225-3026

DISTRICT OFFICE:  
440 SOUTH ANDREWS AVENUE  
FT. LAUDERDALE, FLORIDA 33301  
305-522-3739

COMMITTEES:  
INTERNATIONAL RELATIONS  
  
SUBCOMMITTEES:  
INTERNATIONAL OPERATIONS  
FUTURE FOREIGN POLICY RESEARCH AND DEVELOPMENT  
  
HOUSE ADMINISTRATION

**Congress of the United States**  
**House of Representatives**  
**Washington, D.C. 20515**

May 2, 1975

The President  
The White House  
Washington, D.C.

Dear Mr. President:

On behalf of the Florida Republican Delegation and the State Chairman, and the National Committeeman and Committeewoman, I want to take this opportunity to thank you for nominating William D. Stafford to fill the vacancy of Federal Judge for the Northern District of Florida.

We are convinced that he will make a fine Judge and that he is an excellent choice. Since Mr. Stafford was the United States Attorney for the Northern District of Florida, it now becomes your task to appoint a successor for this position which he will vacate to become Judge.

As I indicated in my letter regarding Mr. Stafford, the aforementioned have discussed the various applicants for the District Attorney's position in Northern Florida, and I am pleased to advise you that we unanimously support Richard McFarlain. There are several other well-qualified men -- Nickolas P. Geeker, Robert L. Crongeyer, Jr., and Kenneth F. Hoffman -- who expressed interest in this position, and it was difficult to recommend only one.

Mr. McFarlain is presently employed as the head of the Florida Bar's legal department and has responsibility for the Bar's state-wide jurisdiction in lawyer discipline cases and unauthorized practice of law matters. Although you probably have a copy of his resume, I am enclosing one for your convenience.

NOT ENCLOSED

With best wishes,

Sincerely,

J. HERBERT BURKE  
Member of Congress

JHB:lb



February, 1975

Name: NORMAN C. ROETTGER, JR.

Home Address: 1000 River Reach Drive  
Fort Lauderdale, Florida 33315

Telephone: (305) 524-3875 (home)  
(305) 525-5121 (Fort Lauderdale chamber)

Present Position: Judge, United States District Court  
Southern District of Florida  
Resident Judge, Fort Lauderdale, Florida  
Appointed by President Richard M. Nixon  
on June 2, 1972

Place of birth: Lucasville, Ohio

Date of birth: November 3, 1930

Education:  
Undergraduate: Ohio State University, B.A., 1952  
Law School: Washington and Lee University, LL.B.,  
(Magna cum laude) 1958

Previous Employment: March, 1971 to June, 1972  
Member, law firm of Fleming, O'Bryan and  
Fleming in Fort Lauderdale, Florida

February, 1969 to March, 1971 -- Deputy  
General Counsel of U. S. Department of  
Housing and Urban Development -- Executive  
Level V -- (Acting General Counsel,  
July - November 1970)

August, 1959 to February, 1969 -- Member  
(Associate prior to 1963) of Fleming,  
O'Bryan and Fleming

September, 1958 to August, 1959 -- Associate  
in law firm of Frost & Jacobs in Cincinnati,  
Ohio

Admitted to Bar in Florida and Ohio, 1958;  
also admitted to practice before the  
U. S. Supreme Court, U. S. Court of Appeals  
for the Fifth Circuit and U. S. District  
Court for the Southern District of Florida





LAW OFFICES

BOLLES, GOODWIN, RYSKAMP & WELCHER, P. A.

401 CITY NATIONAL BANK BUILDING

25 WEST FLAGLER STREET

MIAMI, FLORIDA 33130

GEORGE C. BOLLES  
DAVID C. GOODWIN  
KENNETH L. RYSKAMP  
ROGER G. WELCHER  
ANDREW C. PAVLICK  
ARTHUR M. SIMON  
CRAIG DONOFF

September 9, 1975

*Judges  
Fay  
Peter*

ROBERT C. CLAIBORNE  
BART L. COHEN  
HAROLD GRAY  
EDWARD SCHROLL  
OF COUNSEL

TELEPHONE  
(305) 379-8353

President Gerald T. Ford  
White House  
Washington, D. C.

Dear Mr. President:

I understand that you are presently considering an appointment to the United States Court of Appeals for the Fifth Circuit to fill the vacancy created by the resignation of Judge Bryan Simpson. I would highly endorse the recommendation of the Justice Department that this appointment be given to Judge Peter T. Fay of the Southern District of Florida. Judge Fay has served this district with exceptional distinction and has won the approval of all segments of the Bar. His appointment would lend great dignity to the Fifth Circuit.

I would take this opportunity to again offer to you my services and support in the forthcoming election.

Cordially,

*Kenneth L. Ryskamp*  
Kenneth L. Ryskamp

KLR/hp

cc: Mr. Philip W. Buchen  
White House  
Washington, D. C.





September 3, 1975

MEMORANDUM FOR: MR. DOUGLAS BENNETT  
FROM: TERRY O'DONNELL  
SUBJECT:

Bob Gallagher, a young attorney from Florida who has helped out with some Presidential advances and who is a leader among the young lawyers in the State, called to endorse Judge Peter T. Fay for appointment to the Fifth Judicial Circuit, U.S. Court of Appeals.

Gallagher reports that Faye has such an outstanding reputation throughout Florida that he would receive wide bipartisan support from all segments of the community.

I pass this information on for whatever you deem appropriate.

cc: Mr. Hills ✓



The White House  
Washington

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PMS PRESIDENT FORD ATTN MR RODERICK HILLS

WHITE HOUSE DC

URGE YOUR SERIOUS AND AFFIRMATIVE CONSIDERATION OF JUDGE  
PETER FAY FOR FIFTH CIRCUIT VACANCY.

L A SKIP BAFALIS MC.

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The White House  
Washington

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PMS PRESIDENT FORD ATTN MR RODERICK HILLS

WHITE HOUSE DC

URGE YOUR SERIOUS AND AFFIRMATIVE CONSIDERATION OF JUDGE  
PETER FAY FOR FIFTH CIRCUIT VACANCY.

L A SKIP BAFALIS MC.

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The White House  
Washington

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7  
8 PMS PRESIDENT GERALD R FORD, ATTN RODERICK HILLS

9 WHITE HOUSE  
10  
11 WASHINGTON DC 20500

12 I STRONGLY RECOMMEND APPOINTMENT OF JUDGE PETER FAY OF MIAMI TO  
13  
14 FIFTH CIRCUIT COURT OF APPEALS.

15 ANGEL BRADLEY CHAIRMAN REPUBLICAN PARTY OF DADE COUNTY FLORIDA  
16  
17 NNNN





The White House  
Washington

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8 PMS PRESIDENT GERALD R FORD, ATTN RODERICK HILLS  
9  
10 WHITE HOUSE

11 WASHINGTON DC 20500

12 I STRONGLY RECOMMEND APPOINTMENT OF JUDGE PETER FAY OF MIAMI TO  
13  
14 FIFTH CIRCUIT COURT OF APPEALS.

15 ANGEL BRADLEY CHAIRMAN REPUBLICAN PARTY OF DADE COUNTY FLORIDA  
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17 NNNN  
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W. THEODORE PIERSON  
HARRISON T. SLAUGHTER  
DEAN BURCH  
ROBERT E. HODSON  
ROBERT B. YORTY  
WILLIAM O. BITTMAN  
PETER D. O'CONNELL  
ROBERT B. HANKINS  
DAVID S. BLACK  
W. THEODORE PIERSON, JR.  
BRIAN A. JOHNSON  
WILLIAM H. FITZ  
LEON J. SCHACHTER  
GEORGE R. CLARK  
JOHN J. DUFFY  
RICHARD M. SINGER  
NORMAN L. EULE

THOMAS N. DOWD  
HAROLD DAVID COHEN  
LOWELL J. BRADFORD  
WILLIAM F. WETMORE, JR.  
WILLIAM A. GEOGHEGAN  
DAVID MACHANIC  
WILLIAM S. GREEN  
VIRGINIA LEE RILEY  
J. LAURENT SCHARFF  
JAMES J. FREEMAN  
WILLIAM S. D'AMICO  
THOMAS C. FOX  
GORDON W. HATHEWAY, JR.  
MARK J. TAUBER  
JOHN F. LILLARD, III  
JUDITH L. HARRIS

*Pierson, Ball & Dowd*  
*1000 Ring Building*  
*1200 18<sup>th</sup> Street, N.W.*  
*Washington, D.C. 20036*

*Return  
to Rod*

TELEPHONE  
(202) 331-8566

CABLE ADDRESS  
"PIERBALL"

FREDERIC J. BALL (1965)  
VERNON C. KOHLHAAS (1971)

August 15, 1975

*Copies*  
*To: P.B. + P. Bennett*

Rod Hills, Esquire  
The White House  
Washington, D. C. 20500

Dear Rod:

It isn't too often that I'm very impressed upon first meeting someone, but last weekend I had the occasion to spend a considerable amount of time with Judge Peter Fay, who is a district judge in Miami, Florida and who is presently being considered by the White House for appointment to the Court of Appeals for the Fifth Circuit.

Peter Fay is young, capable, dynamic, personable and, frankly, I can't remember enough adjectives to describe him.

This is the sort of man that I think would serve our society, our President, and our citizenry very well if appointed to the Court of Appeals.

I don't know the other candidate for this position and I'm not about, therefore, to put the knock on him. All I'm going to say is that Peter Fay is a damn impressive guy and one that I hope you personally will get an opportunity to meet.

For the record, I am enclosing a biographical sketch of Judge Fay but, as usual, the printed word is not quite the same as the three-dimensional personality. I think



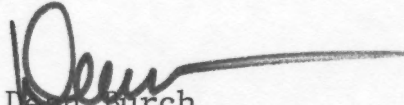
*Pierson, Ball & Dowd*

Rod Hills, Esquire  
August 15, 1975  
Page Two

from the tone of my letter you will perceive that I would wholeheartedly, in fact, enthusiastically, support Judge Fay's nomination and I certainly hope that this will come to pass.

Best personal regards.

Sincerely,

  
Dean Burch



BIOGRAPHICAL SKETCH OF

PETER T. FAY

Birthdate: January 18, 1929  
Birthplace: Rochester, New York  
Past residence: Raised in Fort Lauderdale, Florida -  
Miami since 1956  
Home address: 11000 Snapper Creek Road, Miami, Florida 33156  
Tele: (305) 666-8841  
Office address: U. S. Courthouse  
300 N. E. First Avenue  
Post Office Box 014820  
Miami, Florida 33101  
Telephone: (305) 350-5974†  
Married to: Claudia Pat Zimmerman  
Children: Three - Michael 11, William 10, Darcy Ann 8  
Political Party: Republican

Graduated from Fort Lauderdale High School in June, 1947 with standing of #2 in class.

Lettered in four varsity sports — named All State in basketball.

President of both Junior and Senior Class.

Active in Key Club (Pres.), Student Gov't, Hi-Y and National Honor Society (Pres.)

Graduated from Rollins College in June, 1951 with ranking in upper 1/3 of class.

Attended college on football scholarship.

Lettered in four varsity sports and named captain of college All State Basketball Team - 1950.

Active in X-Club (social fraternity), Student Gov't, Chapel Staff, O.O.O.O. (Pres.), O.D.K. (Pres.), Pi Gamma Mu and various other college projects — freshman orientation, etc.

Served in U. S. Air Force 1951 - 1953.

Graduated from Officer Candidate School in December, 1951, with rank of second in command of cadets.

Awarded overall academic-athletic medal for most points in military, studies and sports.

Active duty at Craig Air Force Base, Selma, Alabama and Lajes Field, Azores, Portugal.

Honorable discharge as First Lieutenant.

Graduated from University of Florida Law School in January, 1956, with standing # 1 in class and honors.

Active in John Marshall Bar Association (Pres.), Phi Delta Phi Legal Fraternity (Pres.), Phi Delta Theta, Executive Editor of Law Review and selected for membership in the Order of the Coif.

During law school worked as clerk for Clayton Duncan & Arnow, Gainesville, Florida and as assistant clerk in law library.

Practiced law with Patton and Kanner, Miami, for six months (general practice) in 1956.

Joined firm of Nichols Gaither Green Frates & Beckham, 1956, and practiced trial work through February, 1961.





Formed Frates and Fay in March, 1961, with William S. Frates. Firm has grown to Frates Floyd Pearson Stewart Proenza & Richman, doing all types of general trial work and appellate work in all federal and state courts.

Active in various bar activities, including numerous committees of American Bar Association, Florida Bar Association and Dade County Bar Association. Served as member of Board of Governors for Junior Bar Section for five years and on Board of Directors of Academy of Florida Trial Lawyers for three years.

Served five years on grievance committees of the Florida Bar and have served as attorney for the Florida Bar in presenting these matters to the Supreme Court of Florida.

Author of several legal articles and lecturer for the Continuing Legal Education programs of the Florida Bar.

Fellow in Law-Science Academy.

Served four years on Board of Trustees of Rollins College, Winter Park, Florida.

Presently member Administrative Board, Biscayne College, Miami.

Past member of Executive Council of University of Florida Alumni Association.

Admitted to practice in all state and federal courts of general jurisdiction, including the Supreme Court of the United States.

Past member of Jaycees and member of Chamber of Commerce.

Past active member of Board of Directors of Children's Service Bureau.

Was active in United Fund drives.

Director in Coral Way National Bank (Southeastern Bancorporation) of Miami, Florida, 1969 - 1970.

Awarded a.v. rating in Martindale-Hubbell Law Directory during fall of 1968.

Member of Miami Club, Riviera Country Club, University Club, Coral Oaks Tennis Club.

Attend St. Louis Catholic Church, Miami, Florida.

Listed in Who's Who in America.

Hobbies: Golf and fishing.

October 30, 1970 - Appointed United States District Judge for the Southern District of Florida

Faculty Member of Federal Judicial Center, Washington, D.C.

Member Judicial Conference Committee for Implementation of Criminal Justice Act.

Member Orange Bowl Committee.

Received Honorary Degrees of L.L.D. from Rollins College, 1971 and Biscayne College, 1975.



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THE WHITE HOUSE  
WASHINGTON

Make copies for  
Doug Bennett

*Sent*



# Mixup Clouds

## Judge Vacancy

By OTIS PERKINS  
Times-Union Staff Writer

An announcement can be expected by next Tuesday on who will be named to succeed Judge Bryan Simpson to the U.S. 5th Circuit Court of Appeals, according to a Justice Department spokesman.

did or didn't go the White House.

Chile's office said the appellate judgeship came up when the two senators met to discuss the filling of another federal judgeship in Miami.

Chiles was quoted as saying in answer to a question

11  
REPUBLICAN TIMES-UNION, JACKSONVILLE, SATURDAY, SEPTEMBER 13, 1958



# Homes From The Past

This old Riverside home had a more interesting history than most before finally being torn down to make room for the Blue Cross-Blue Shield complex. The home was built in 1902 for Edward Alonzo Champlain, an executive with the Consolidated Wholesale Grocery Co. The house was located on the corner of Riverside Avenue and Rosselle Street, present

site of the Green Derby Restaurant brief heyday as a movie-making center of a Fatty Arbuckle movie that was Studio across the street on Riverside Avenue developed, the huge house was later to 621 Rosselle St. to make room few years later it became a funeral and finally was demolished to make company's expansion. This old home featured in a photographic exhibit opener Gallery of Art.

## — APPEALS COURT —

# Tjoflat's Name Not On List

By STEVE THOMAS  
Journal Staff Writer

Jacksonville U.S. District Court Judge Gerald B. Tjoflat no longer is under consideration for appointment to the U.S. 5th Circuit Court of Appeal in New Orleans, U.S. Sen. Lawton Chiles' office said today.

But what one Washington source called "an apparent squabble" has erupted over

the method by which the name of Miami U.S. District Court Judge Peter T. Fay's name was sent to the White House for possible referral for Senate confirmation.

At first there were seven Floridians nominated for consideration by the Federal Judicial Nominating Commission of Florida to fill the vacancy created when Judge Bryan Simpson of Jacksonville assumed senior judge status June 30.

Later, that number was pared to three, U.S. District Court Judges Tjoflat, Fay and C. Clyde Atkins, also of Miami.

Those three names were

# Second Body In Hampton R

HAMPTON — Robbery apparently was the motive for the slayings yesterday of two youths, a 19-year-old convenience store clerk and his 16-year-old friend, Bradford County Sheriff Dolph Reddish said today.

The body of Glen C. Lundgren, a clerk at an all-night Zippy Mart on U.S. 301, two miles west of here, was discovered by a truck driver at about 1:05 a.m. yesterday. He was shot once in the head, apparently with a small-caliber gun, Reddish said.

Yesterday afternoon a motorist found the body of a second youth, Keith Kirchaine, 16, lying face down

right initially so no witnesses would be left," he said. "We have no way of knowing."

Lundgren recently was discharged from the Marine Reserves and started working at the store only three

## — DEATH OF

# Jury Ur Life Ser

By BEVERLY CHEUVRONT  
Journal Staff Writer

Jacksonville Journal 9/24/75

**Brakes  
Fail: Gas**

*Personnel  
Judgeship  
Appts.*

Sept. 17, 1975

To: Doug Bennett

From: Phil Buchen



# Mixup Clouds

## Judge Vacancy

By OTIS PERKINS  
Times-Union Staff Writer

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THE FLORIDA TIMES-UNION, JACKSONVILLE, SATURDAY, SEPTEMBER 13, 1975

...HOMES FROM THE P...  
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— APPEALS COURT —

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Journal Staff Writer

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Later, that number was pared to three, U.S. District Court Judges Tjoflat, Fay and C. Clyde Atkins, also of Miami.

Those three names were passed to the Justice Department for American Bar Association and FBI field checks and, according to Chiles' office, the findings of the three independent investigations were to have been

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March 30, 1976

*File  
Industrial*

Dear Mr. Chairman:

Thank you for the letter to the President from you and Senator Henry M. Jackson asking that full consideration be given to nominating an attorney or judge from Washington State to fill the vacancy on the Ninth Circuit Court of Appeals.

Please be assured I shall call your letter promptly to the attention of the President and the appropriate Presidential advisers. I know your views regarding this position will be appreciated and fully considered.

With kind regards,

Sincerely,

William T. Kendall  
Deputy Assistant  
to the President

The Honorable Warren G. Magnuson  
United States Senate  
Washington, D.C. 20510

bcc: w/incoming to Douglas Bennett for further handling  
bcc: w/incoming to Philip Buchen for your information

WTK:JEB:VO:rg



March 30, 1976

Dear Mr. Chairman:

Thank you for the letter to the President from you and Senator Warren G. Magnuson asking that full consideration be given to nominating an attorney or judge from Washington State to fill the vacancy on the Ninth Circuit Court of Appeals.

Please be assured I shall call your letter promptly to the attention of the President and the appropriate Presidential advisers. I know your views regarding this position will be appreciated and fully considered.

With kind regards,

Sincerely,

William F. Kendall  
Deputy Assistant  
to the President

The Honorable Henry M. Jackson  
United States Senate  
Washington, D.C. 20510



bcc: w/incoming to Douglas Bennett for further handling  
✓ bcc: w/incoming to Philip Buchen for your information

WTK:JEB:VO:rg

14  
Re  
Appointments

3-26

United States Senate

WASHINGTON, D.C. 20510

March 23, 1976

The President  
The White House  
Washington, D. C.

Dear Mr. President:

MR

As you know, Ninth Circuit Court Judge M. Oliver Koelsch has resigned. We and the Washington State Bar Association very strongly feel that the vacancy should be filled by an attorney or judge from the State of Washington.

While we are aware of the imbalance in population between California and the Northwest, the State of Washington at present has only one representative on the Ninth Circuit Court of Appeals. There are two United States District Courts in our State and, ideally, each should be represented on the Circuit Court. In our State, as you are no doubt aware, we have many fine and eminently qualified attorneys and judges who would make excellent Circuit Court Judges.

We hope you will seriously consider granting the State of Washington better representation on our Circuit Court of Appeals.

Thank you for your attention, Mr. President.

Sincerely,

*Henry M. Jackson*  
HENRY M. JACKSON, U.S.S.

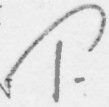

*Warren G. Magnuson*  
WARREN G. MAGNUSON, U.S.S.



THE WHITE HOUSE

WASHINGTON

July 28, 1976

MEMORANDUM FOR: JACK MARSH  
THROUGH: PHIL BUCHEN   
FROM: KEN LAZARUS   
SUBJECT: Sixth Circuit Judicial Appointment/  
Inquiry by Senator Baker

This is in response to your note of July 26 regarding the request made by Senator Baker for expeditious treatment of the nomination of Judge Harry Welford (currently serving on the U.S. District Court for the Western District of Tennessee) for appointment to a vacancy on the U.S. Court of Appeals for the Sixth Circuit.

I have discussed this matter with Judge Tyler who is, of course, willing to accept our direction, but suggests that it would be in the best interests of all concerned (including Judge Welford) to await formal approval of the ABA which should be forthcoming within a period of two weeks. For the reasons discussed briefly below, we are in agreement with his recommendation.

Judge Welford is the only candidate for appointment to this vacancy and his nomination has already received the informal approval of the ABA judicial selection committee. However, the committee has requested the opportunity to review this nomination, along with several others in process, at a formal meeting now set for August 6.

Preliminary discussions with the committee would indicate that Judge Welford will receive the minimum level of formal ABA approval (a "qualified" as opposed to "highly qualified" or "extremely well qualified" rating). We also have assurances





from the Senate Judiciary Committee that judicial nominations will continue to be processed (at least in situations such as the instant one involving a state with two Republican Senators) after the August recess.

To bypass formal ABA approval in these circumstances could raise unnecessary friction and suspicions. Therefore, unless we hear from you to the contrary, we shall attempt to expedite the normal processing of Judge Welford's nomination.

cc: Doug Bennett



THE WHITE HOUSE  
WASHINGTON

July 26, 1976

*For Ken  
with whom  
I've already  
talked  
on the  
phone*

MEMORANDUM FOR: PHIL BUCHEN

FROM: JACK MARSH 

Senator Baker called in reference to the candidacy of Judge Welford to the Circuit Courts of Appeals.

The Senator is urging us to send this forward to the Senate without formal ABA approval. I understand informal approval has been obtained.

The Senator wanted me to raise this matter with you with the hope that you would discuss it with Judge Tyler to see what might be done in this regard.

cc: Doug Bennett



THE WHITE HOUSE  
WASHINGTON

May 20, 1976

Dear Jack:

Many thanks for your letter in which you commend Judge Robert M. Duncan for appointment to the Sixth Circuit Court of Appeals. I am passing on a copy of your letter to the Justice Department and the White House Office of Presidential Personnel where I know it will be given careful consideration.

Best personal regards.

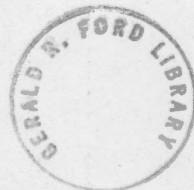
Sincerely,

*Philip*

Philip W. Buchen  
Counsel to the President

Mr. John J. Chester  
Chester, Hoffman, Park  
Willcox & Rose  
16 East Broad Street  
Columbus, Ohio 43215

*Duncan,  
Robt. M.  
(Individual  
Appointments)*



CHESTER, HOFFMAN, PARK, WILLCOX & ROSE  
16 EAST BROAD STREET  
COLUMBUS, OHIO 43215

JOHN J. CHESTER  
F. HERBERT HOFFMAN, JR.  
HOWARD C. PARK  
RODERICK H. WILLCOX  
DONALD G. ROSE  
ROBERT D. ZITKO

TELEPHONE  
221-4000  
AREA CODE 614

May 14, 1976

Hon. Philip W. Buchen  
Counsel to the President  
The White House  
1600 Pennsylvania Avenue  
Washington, D. C. 20500

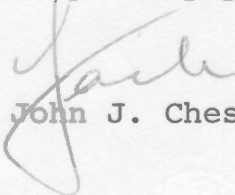
Dear Phil:

It has come to my attention that there is a vacancy existing on the Sixth Circuit Court of Appeals. I would like to recommend to you that you consider for appointment to the Sixth Circuit Court of Appeals Judge Robert M. Duncan who is now sitting in the Columbus District Court.

Judge Duncan has had a distinguished career on the bench starting out as an elected Municipal Judge. He was then appointed to the Ohio Supreme Court by Governor Rhodes. When he came up for election, he had no opposition. He was appointed by President Nixon to the United States Court of Military Appeals and subsequently appointed by President Nixon to sit in the Southern District of Ohio, Eastern Division. He has made an outstanding reputation as a trial judge. Prior to that he made an outstanding reputation as an appellate judge. It is my belief that you could do no better.

With kindest personal regards, I am.

Very truly yours,



John J. Chester

JJC/11s





*Judicial  
Appointments*

THE WHITE HOUSE

WASHINGTON


May 20, 1976

Dear Jack:

Many thanks for your letter in which you commend Judge Robert M. Duncan for appointment to the Sixth Circuit Court of Appeals. I am passing on a copy of your letter to the Justice Department and the White House Office of Presidential Personnel where I know it will be given careful consideration.

Best personal regards.

Sincerely,



Philip W. Buchen  
Counsel to the President

Mr. John J. Chester  
Chester, Hoffman, Park  
Willcox & Rose  
16 East Broad Street  
Columbus, Ohio 43215



THE WHITE HOUSE

WASHINGTON

*Judges*

July 15, 1976

MEMORANDUM FOR: PHILIP W. BUCHEN  
FROM: DOUGLAS P. BENNETT  
SUBJECT: U. S. Circuit Judge,  
Ninth Circuit

Pursuant to our new clearance procedures for Judicial appointments, I am forwarding to you the proposed Decision Memorandum for the President for the nomination of Richard M. Bilby to be U. S. Circuit Judge for the Ninth Circuit Court of Appeals.

Would you please notify Robin West's office (ext. 2981) at your earliest convenience with your comments.

Upon your approval, it will be sent directly to the President.

*7/22/76*

*P. W. B.*

Approve

Disapprove



THE WHITE HOUSE  
WASHINGTON

MEMORANDUM FOR THE PRESIDENT

THROUGH: RICHARD B. CHENEY

FROM: DOUGLAS P. BENNETT

SUBJECT: U. S. Circuit Judge, Ninth Circuit

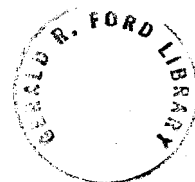
This memorandum seeks your approval of the nomination of Richard M. Bilby to the U. S. Circuit Judge for the Ninth Circuit Court of Appeals. A career profile is attached for your review (Tab A).

Richard M. Bilby, 45, a Republican, is currently practicing law with the firm of Bilby, Thompson, Shoenhair & Warnock. Prior to that he served as a law clerk for Judge Richard H. Chambers of the Ninth Circuit Court of Appeals.

Mr. Bilby graduated from the University of Arizona with a B. S. and from the University of Michigan Law School with a LL. B. He is a legal resident of Tucson, Arizona and is represented by Congressman Udall (D).

Attorney General Levi recommends this appointment, and I concur.

\_\_\_\_\_ Approve \_\_\_\_\_ Disapprove



RICHARD M. BILBY

Born: May 29, 1931 Tucson, Arizona

Legal Residence: Arizona

Marital Status: Married Wife--Ann Louise Borchert  
2 children

Education: 1949-1952 University of Arizona  
B.S. degree

1955-1958 University of Michigan Law School  
LL.B. degree

Bar: 1959 Arizona

Military Service: 1952-1954 United States Army

Experience: 1958-1959 Law Clerk for Judge Richard H. Chambers,  
Ninth Circuit Court of Appeals

1959 to present Bilby, Thompson, Shoenhair & Warnock, P.C.

Office: Ninth Floor Valley National Building  
Tucson, Arizona 85701  
Telephone: 602-792-4800

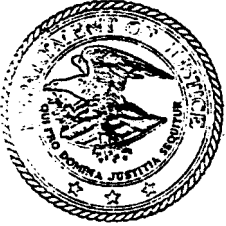
Home: 7204 Camino Vecino  
Tucson, Arizona 85715  
Telephone: 602-298-6644

Political Affiliation: Republican

Ethnic Group: Caucasian







Office of the Attorney General  
Washington, D. C. 20530

July 14, 1976

My dear Mr. President:

I have the honor to enclose the nomination of Richard M. Bilby, of Arizona, to be United States Circuit Judge for the Ninth Circuit vice Richard H. Chambers, retiring.

Mr. Bilby was born May 29, 1931 in Tucson, Arizona, is married and has two children. He attended the University of Arizona from 1949 to 1952 when he received his B.S. degree. He attended the University of Michigan Law School from 1955 to 1958 when he received his LL.B. degree. He was admitted to the Arizona State Bar in 1959.

He served in the United States Army from 1952 to 1954 when he was honorably discharged.

From 1958 to 1959 he served as a Law Clerk for Judge Chambers. Since 1959 he has practiced law with the firm of Bilby, Thompson, Shoenhair & Warnock, P.C.

The Standing Committee on Federal Judiciary of the American Bar Association has submitted a report in which they state their opinion that Mr. Bilby is qualified for appointment to this position. He bears an excellent reputation as to character and integrity, has judicial temperament, and is, I believe, worthy of appointment as a United States Circuit Judge.

I recommend the nomination.

Respectfully,

*Edward A. Tamm*

The President

The White House

