

**From:** "Kavanaugh, Brett M."  
**To:** "Gonzales, Alberto R.," "Leitch, David G.," "Brosnahan, Jennifer R.," "Newstead, Jennifer G.," "Bartolomucci, H. Christopher," "Sampson, Kyle," "Francisco, Noel J.," "Powell, Benjamin A.," "Ullyot, Theodore W."  
**Subject:** Fw: PRO CHOICE NOMINATIONS FOR FEDERAL JUDGESHIPS  
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fyi

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**To:** Brett M. Kavanaugh/WHO/EOP@EOP, "Miranda, Manuel (Frist)"  
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**Subject:** Fw: PRO CHOICE NOMINATIONS FOR FEDERAL JUDGESHIPS

FYI

Bill Wichterman

Policy Advisor

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-----Original Message-----

**From:** Colleen Parro [P6/b6]

**To:** [P6/b6]

**Sent:** Wed Apr 23 15:16:24 2003

**Subject:** Fw: PRO CHOICE NOMINATIONS FOR FEDERAL JUDGESHIPS

To RNC/Life Supporters: This message should be of interest to all who are following Bush nominees to the federal bench.

----- Original Message -----

From: [P6/b6]

To: [P6/b6]

Cc: speaker@mail.house.gov ; info@nyscatholicconference.org ; [P6/b6] PATSY  
[P6/b6]

Sent: Wednesday, April 23, 2003 2:22 PM

Subject: PRO CHOICE NOMINATIONS FOR FEDERAL JUDGESHIPS

REPUBLICAN COALITION FOR LIFE

COLLEEN PARRO

DEAR COLLEEN:

HERE ON TINY STATEN ISLAND, WE HAVE AN OUTGOING DISTRICT ATTORNEY, WILLIAM MURPHY, DEMOCRAT AND PRO CHOICE, HAS ANNOUNCED THAT HE WOULD LIKE TO BE CONSIDERED FOR A FEDERAL JUDGESHIP, AFTER SERVING AS THIS BOROUGH'S DISTRICT ATTORNEY FOR THE LAST 21 YEARS. LAST WEEK HE WAS INTERVIEWED BY WHITE HOUSE DEPUTY COUNSEL DAVID LEITCH IN WASHINGTON, D.C.

MURPHY SAID HE EXPECTS TO HEAR "SOON" WHETHER PRESIDENT GEORGE W. BUSH WILL NOMINATE HIM TO A VACANCY ON THE U.S. DISTRICT COURT FOR THE EASTERN DISTRICT.

SEN. CHARLES SCHUMER HAD ASKED THE WHITE HOUSE TO MAKE THE NOMINATION. WHAT NERVE THIS SENATOR HAS AFTER HIS ATTEMPTS TO BLOCK PRESIDENT BUSH'S NOMINATION OF JUSTICE ESTRADA AND OWENS.

MURPHY MET WITH LEITCH AND OTHER STAFF MEMBERS FOR 30 MINUTES ON THURSDAY IN LEITCH'S WEST WIN OFFICE. MURPHY SAID LEITCH ASKED "NO LITMUS-TEST QUESTIONS," SUCH AS HIS OPINION ABOUT ABORTION, BUT QUIZZED HIM ON WHETHER HE COULD ADHERE TO FEDERAL SENTENCING GUIDELINES.

HE WAS ALSO ASKED TO DESCRIBE HIS JUDICIAL PHILOSOPHY.

"I BELIEVE IN JUDICIAL RESTRAINT," MURPHY SAID HE TOLD LEITCH. "IT'S NOT THE PLACE OF A DISTRICT COURT JUDGE TO BE AN ACTIVIST, OR TO BE LOOKING TO CHANGE THE LAW HE'S LOOKING TO APPLY."

MURPHY WAS ALSO ASKED IF HE WOULD HAVE ANY DIFFICULTY BEING KNOWN AS A "BUSH APPOINTEE" TO THE BENCH. MURPHY SAID "HE'D BE HONORED," AND NOTED THAT WHEN HE FIRST "TOYED WITH THE IDEA" OF APPLYING FOR THE FEDERAL BENCH FIVE YEARS AGO, PRESIDENT BILL CLINTON, A DEMOCRAT, WAS IN OFFICE.

"ONE REASON I'M LOOKING TO GET INTO THE JUDICIARY IS TO GET OUT OF THE POLITICS," HE SAID.

THE FBI WILL NOW CONDUCT A BACKGROUND CHECK ON MURPHY.

NOT ONLY IS A PRO CHOICE DEMOCRAT GETTING CONSIDERATION FROM THE BUSH ADMINISTRATION WHILE THE LEFT WING PRO ABORTION SENATORS ARE HOLDING A FILIBUSTER AGAINST PREVIOUS AND POSSIBLY FUTURE BUSH NOMINEES, BUT FELLOW STATEN ISLAND REPUBLICAN, PRO LIFE CONGRESSMAN, VITO FOSSELLA TOLD MURPHY HE WOULD SUPPORT HIS JUDICIAL NOMINATION.

FOSSELLA SPOKESMAN, CRAIG DONNER STATED THAT FOSSELLA WOULD LIKE TO SEE NEW YORK STATE SUPREME COURT JUSTICE JOSEPH MALTESE ON THE BENCH WITH MURPHY. THERE ARE TWO VACANCIES ON THE BENCH AND POSSIBLY ONE MORE COMING UP SOON.

I BELIEVE THAT BILL CLINTON FORWARDED ENOUGH PRO ABORTION, FEDERAL JUDGES DURING HIS ADMINISTRATION AND THAT THE BUSH ADMINISTRATION SHOULD IN TURN, HAVE THEIR NOMINATIONS PROCEED WITHOUT THE LEFT WING INFLUENCE OF FEMINIST & ABORTION LOBBIES BEING OBSTRUCTIONISTS. ESPECIALLY NOW WHEN THE DEMOCRATS ARE SHOWING THEIR PARTISAN POLITICS, REPUBLICANS SHOULD NOT SUPPORT DEMOCRATIC APPLICANTS FOR FEDERAL NOMINATION TO THE BENCH.

PRESIDENT BUSH HAS SAID MANY TIMES THAT HE WOULD NOT APPLY A LITMUS TEST TO HIS NOMINEES. IF THE DEMOCRATS INSIST ON BLOCKING HIS NOMINEES, I WISH THAT HE WOULD RECONSIDER THE USE OF THE LITMUS TEST FOR PRO LIFE.

SINCERELY,

GENE COSGRIFF

[P6/b6]