# 32ND ANNUAL JUDICIAL CONFERENCE OF THE UNITED STATES COURT OF FEDERAL CLAIMS October 27, 2021

### **Speaker Biographies**

# Judge Eric G. Bruggink

Judge Bruggink was appointed Judge of the United States Court of Federal Claims on April 15, 1986 and entered on duty April 21, 1986. He is a cum laude graduate of Auburn University, receiving a B.A. degree in sociology in 1971 and an M.A. degree in speech in 1972. Judge Bruggink received his J.D. in 1975 from the University of Alabama School of Law, where he was a Hugo Black Scholar and Note and Comments Editor of the Alabama Law Review. Judge Bruggink was appointed Director, Office of Appeals Counsel of the U.S. Merit Systems Protection Board in November 1982, and served in that position until his appointment as Judge of the Court of Federal Claims. He formerly served as a law clerk to Chief Judge Frank H. McFadden of the Northern District of Alabama, and as an associate with the law firms of Steiner, Crum & Baker in Montgomery, Alabama, 1979-1982, and Hardwick, Hause & Segrest in Dothan, Alabama, 1976-1977. He was Assistant Director of the Alabama Law Institute from 1977 to 1979, during which time he established the Office of Energy and Environmental Law and served as its first director. Born in Kalidjati, Indonesia, he became a naturalized citizen of the United States in 1960, and speaks Dutch. Judge Bruggink is married to the former Melinda Harris, and has two sons, John and David. He is a member of the Alabama State Bar, the District of Columbia Bar, and the Federal Circuit Bar.

### Judge Patricia Elaine Campbell-Smith

Judge Campbell-Smith was appointed Judge of the United States Court of Federal Claims on September 19, 2013. She served as Chief Judge from October 21, 2013 - March 13, 2017. Judge Campbell-Smith formerly served as Special Master from December 8, 2005 to April 6, 2011. On April 7, 2011, she was appointed as Chief Special Master. Judge Campbell-Smith practiced from 1993 to 1996, and again from 1997 to 1998, with the law firm of Liskow & Lewis in New Orleans, Louisiana. Her areas of practice included environmental regulatory law, patent infringement litigation, and toxic tort litigation. Her pro bono work included representing children in adoption proceedings in the juvenile division of Civil District Court in New Orleans, Louisiana. Judge Campbell-Smith served as an extern to Judge John Minor Wisdom of the Fifth Circuit Court of Appeals in 1991. She clerked for Judge Martin L. C. Feldman of the United States District Court for the Eastern District of Louisiana from 1992 to 1993. She clerked for Judge Sarah S. Vance of the United States District Court of the Eastern District of Louisiana from 1996 to 1997, and she clerked for Judge Emily C. Hewitt of the United States Court of Federal Claims from 1998 to 2005. Judge Campbell-Smith graduated from Tulane Law School, with honors, in 1992. She received her undergraduate degree in electrical engineering from Duke University, with honors, in 1987. She is a member of the bar in the states of Louisiana and Maryland.

#### **David Celentano**

David Celentano (*Chell – eN – Tah - no*) is Professor and Dr. Charles Armstrong Chair in Epidemiology at the Johns Hopkins Bloomberg School of Public Health. He earned his doctorate from that School in 1977 and joined the faculty in 1978. He was promoted to Professor in 1989. He is an infectious diseases epidemiologist, working primarily internationally on issues of HIV/AIDS prevention, control and treatment for the past 30 years and since March 2020, on COVID-19. He has been Chair of the Epidemiology Department since 2008 and maintains a robust research portfolio. He is the author of over 600 peer reviewed scientific articles, 12 books, including the most widely used introductory text, *Gordis* 

*Epidemiology* and is a consultant to the Department of Health in the UAE, State of Qatar, the United States Capitol, among others, on public health planning and evaluation, primarily related to SARS-CoV-2.

### **Rob Chandler**

Rob Chandler is a Trial Attorney for the Fraud section of the Commercial Litigation Branch of the Department of Justice. Rob has been with the Department Justice for 15 years and with the Fraud section for 11 years. He conducts investigations and brings civil actions under the False Claims Act in connection with government procurement matters, primarily involving the Department of Defense.

# **Chief Special Master Brian H. Corcoran**

Brian H. Corcoran was appointed as a Special Master of the United States Court of Federal Claims on January 13, 2014. He graduated cum laude, with high honors in his major, from Dartmouth College in 1988. He received his J.D. in 1991 from the University of Virginia School of Law. Mr. Corcoran is a seasoned trial attorney with experience in a wide variety of legal matters, including intellectual property, general commercial disputes, tax matters, and pro bono civil rights and employment discriminiation actions. Until 2008, he was employed in the private sector, rising to the level of partner in the Washington, D.C. office of Katten Muchin Rosenman LLP. From 2008 to 2014, Mr. Corcoran worked for the Department of Justice, Tax Division, as a trial attorney, where he obtained numerous permanent injunctions against fradulent tax preparers and the promoters of illegal tax schemes across the United States. Mr. Corcoran is admitted to the bars of New York and the District of Columbia, as well as numerous federal district courts.

# Judge Kathryn C. Davis

Judge Kathryn C. Davis was appointed to the United States Court of Federal Claims in December 2020. Prior to her appointment, Judge Davis served in the Federal Programs Branch in the Civil Division of the U.S. Department of Justice, joining in 2008 as a Trial Attorney and rising to the position of Senior Trial Counsel. Her work at the Federal Programs Branch focused primarily on defending federal agencies in suits raising complex issues of constitutional and administrative law. During her tenure at the Justice Department, Judge Davis received the Attorney General's Distinguished Service Award for her work on district court litigation related to the 2013 Federal Government shutdown and a Civil Division Special Commendation Award for her work on the Guantanamo Bay detainee litigation. Since 2018, she also has served as a Professorial Lecturer in Law at the George Washington University Law School. From 2005 to 2008, Judge Davis was in private practice in Philadelphia. Judge Davis received her B.S. in Business Administration from Boston University in 2001, and her J.D., cum laude, from Temple University Beasley School of Law in 2005.

# Judge Thompson M. Dietz

Thompson M. Dietz was appointed Judge of the United States Court of Federal Claims on December 22, 2020. Prior to his appointment, Judge Dietz served as associate counsel at a national accounting firm based in Roseland, New Jersey, where his practice focused on government contracts, commercial contracts, and regulatory and compliance matters. With almost a decade in the accounting industry, he has provided counsel with respect to diverse legal and regulatory matters. He also served as lead counsel for the firm's government and public sector group and data security and privacy matters. Before his time in the accounting industry, Judge Dietz worked in the contracts group of a large defense contractor, where he was involved in the negotiation and management of federal government contracts relating to significant military system design and development programs. Judge Dietz received a Certificate of Commendation from the United States Marine Corps for his contributions. Judge Dietz is a

native of New Orleans, Louisiana. He earned his B.A. from Clemson University and J.D. from Tulane Law School. He is married and has three daughters.

### **Dennis Dingle**

Mr. Dennis W. Dingle assumed duties as Director, Army Board for Correction of Military Records (ABCMR), Army Review Boards Agency, in April 2015. In this capacity he is responsible for a staff of 62 professionals who prepare and process cases for consideration by the Army's highest administrative review board. Prior to his current assignment, from February 2014 to April 2015, he was the Director, Studies and Analysis/Special Projects for Strategic Resources Incorporated. From September 2007 to September 2013, he served as an Executive-level Special Assistant (Highly Qualified Expert) for Post Combat Support to Soldiers and Families/Health of the Force, Office of the Deputy Chief of Staff for Personnel (DCS G-1), HQDA.

### **Brian Gunn**

Brian Gunn is a principal in the Indian Tribal Governments Group at Powers, Pyles, Sutter & Verville PC, in Washington, DC., and is an enrolled member of the Confederated Tribes of the Colville Reservation in Washington state. Mr. Gunn specializes in legislative and government relations matters related to the federal budget and appropriations, natural resources, federal lands, Indian health, and taxation. In addition, Mr. Gunn has represented and currently represents tribal governments in tribal trust related claims against the United States in the Court of Federal Claims and U.S. district courts.

### **David Harrington**

David Harrington is an Assistant Chief in the Environment and Natural Resources Division of the United States Department of Justice. Mr. Harrington supervises a team of attorneys that focuses largely on Fifth Amendment takings claims before the United States Court of Federal Claims. Such claims include alleged takings based on riverine flooding, the governmental response to storms such as Hurricane Harvey, the conversion of railroads to public recreational trails, and the regulation of land by the Army Corps of Engineers under the Clean Water Act. Prior to his work at ENRD, Mr. Harrington spent nearly 15 years in the Justice Department's Civil Division, where he tried numerous takings and contract cases, and in private practice. Mr. Harrington is a graduate of the University of Virginia School of Law.

#### Judge Richard A. Hertling

Richard A. Hertling was confirmed by the Senate and sworn in as a judge of the United States Court of Federal Claims in June 2019. Born and raised in New York City, he graduated from Brown University and received his law degree from the University of Chicago Law School. He is admitted to practice in New York and the District of Columbia. Upon graduating from law school, Judge Hertling clerked for Judge Henry A. Politz of the United States Court of Appeals for the Fifth Circuit in 1985-86. Following his clerkship, he was hired through the Attorney General's Honors Program and served as a Trial Attorney in the Federal Programs Branch of the Civil Division of the U.S. Department of Justice, litigating constitutional and regulatory cases, from 1986 until January 1990. In January 1990, Judge Hertling began his Capitol Hill career, serving on the staff of the Senate Judiciary Committee as minority chief counsel of the Subcommittee on the Constitution and the Subcommittee on Technology and the Law, and as chief counsel of the Subcommittee on Terrorism, Technology and Government Information, while also serving as chief counsel to Senator Arlen Specter (R-PA). Subsequently, Judge Hertling became senior counsel to the Senate Governmental Affairs Committee, while also handling Judiciary Committee and other legal issues for its chairman, Senator Fred Thompson (R-TN). Following that position, he became chief of staff to newly elected Senator Peter Fitzgerald (R-IL), and then returned to the Governmental Affairs Committee as minority staff director. Upon the retirement of Senator Thompson, Judge Hertling served

as deputy chief of staff and legislative director to newly elected Senator Lamar Alexander (R-TN). In July 2003, Judge Hertling was appointed Deputy Assistant Attorney General for Legal Policy at the Department of Justice and in 2005 was named the Principal Deputy Assistant Attorney General for Legal Policy. In 2007, he was appointed Acting Assistant Attorney General for Legislative Affairs at the Department of Justice. Judge Hertling was appointed minority deputy chief of staff and policy director of the House Judiciary Committee in 2008, becoming the committee's staff director and chief counsel in 2012. In 2013, Judge Hertling joined a prominent Washington law firm as of counsel in its public policy group and practiced at the firm until his appointment to the court

#### Elizabeth A. Hill

Ms. Hill currently serves as the Executive Director, Board for Correction of Naval Records (BCNR). The mission of the BCNR is to provide a method for correction of errors or removal of injustices from current and former Navy and Marine Corps member's military records. The BCNR is the highest level of administrative appeal in the Department of the Navy. The BCNR will be accessible, transparent, fair and efficient in assisting Sailors, Marines, and veterans seeking to correct their naval records. Ms. Hill retired from the U.S. Air Force in April 2016 as a Colonel, after more than 30 years of active duty. She enlisted in November 1984, and spent ten years serving in various positions within the military personnel career field ultimately achieving the rank of MSgt. In June 1995, Ms. Hill was commissioned as a distinguished graduate through the Academy of Military Science, McGhee Tyson Air National Guard Base, TN and served the next twenty years in multiple leadership roles at the squadron, group and headquarter levels. Her breath of experience includes military personnel, manpower, training, programming, budgeting, strategic planning, legislation and case adjudication. Significant Assignments during her Air Force career: Force Support Squadron Commander, 134<sup>th</sup> ARW, McGhee Tyson ANGB, TN; Chief, Policy and Legislation Branch, National Guard Bureau (NGB), Crystal City, VA; Chief, Manpower, Personnel and Services Issues and Initiatives Division, NGB, Mission Support Group Commander, 134<sup>th</sup> ARW, McGhee Tyson ANGB, TN; Military Assistant for ANG matters to Secretary of the Air Force, Reserve Affairs (SAF/MRR) and Deputy Director, Secretary of the Air Force Personnel Council (SAFPC) until her retirement in 2016. Ms. Hill transitioned to the civil service in April 2016 and continues to serve in this position. Ms. Hill holds a Master's of Science in Administration, Human Resources, from Central Michigan University and a Bachelor of Science in Financial Management from the University of Maryland. During her Air Force career, Ms. Hill was awarded the Legion of Merit and seven Meritorious Service medals. She is also a graduate of the Air Force Squadron Officer's School, Air Command and Staff College, and Air War College (excellent graduate).

#### Judge Ryan T. Holte

Judge Ryan T. Holte was confirmed by the United States Senate in June 2019 and sworn in as a judge on the United States Court of Federal Claims in July 2019. Prior to confirmation he served as the David L. Brennan Professor of Law and Director of the Center for Intellectual Property Law and Technology at The University of Akron School of Law (2017-2019) and an assistant professor of law at Southern Illinois University School of Law (2013-2017). He was the recipient of multiple research fellowships on patent law topics, including awards from the George Mason University School of Law and Case Western Reserve University School of Law. As an academic, Judge Holte taught a wide variety of courses, including all intellectual property subjects and property law. Judge Holte has written and presented widely on patent law subjects and empirical legal studies of Federal Circuit and district court patent law cases. His most recent articles were published in the Iowa Law Review (2019), George Mason Law Review (2018), and Washington Law Review (2017). In practice, Judge Holte served for six years as general counsel and partner of an electrical engineering technology company and is co-inventor of two patents related to Systems and Methods for Countering Satellite-Navigated Munitions (originally held under U.S. Army Secrecy Order until June 2016). Prior to entering academia, Judge Holte practiced as a litigation attorney at the Federal Trade Commission, an associate in the Intellectual Property Practice Group at Jones Day, and a patent prosecutor at Finnegan. Prior to practice, he served as a law clerk to Judge Stanley F. Birch, Jr. on the United States Court of Appeals for the Eleventh Circuit and as a law clerk to Judge Loren A. Smith on the United States Court of Federal Claims. While in practice, Judge Holte represented numerous pro bono clients on IP matters and served as lead court-appointed habeas corpus counsel in the United States Court of Appeals for the Sixth Circuit. Judge Holte also served in intellectual property bar leadership positions on the Atlanta IP Inn of Court (Executive Committee), and the State Bar of Georgia (IP Section Trademark Committee Chair). Before law practice, Judge Holte owned a car dealership in the San Francisco Bay Area specializing in biodiesel vehicles and worked as an engineer for Agilent Technologies/Hewlett Packard in Sonoma County, California. Judge Holte received his JD from the University of California Davis School of Law where he served as a staff editor of the UC Davis Business Law Journal. He received his BS, magna cum laude, in engineering from the California Maritime Academy where he was a First Class graduate of the Corps of Cadets Third Engineering Division and sailed as a U.S. Merchant Marine oiler. Judge Holte is the recipient of the 2018 California Maritime Academy Distinguished Alumnus award. Judge Holte is married and the proud father of two young children. He has been active for many years in various church and community organizations and his outside interests include classic car and truck restoration, motorcycle riding, and chasing after his kids.

#### Judge Marian Blank Horn

Marian Blank Horn was appointed by the President and confirmed by the United States Senate as a Judge of the United States Court of Federal Claims in 1986 and again in 2003. She is a graduate of Barnard College, Columbia University and received a J.D. degree from the Fordham University School of Law. In 1995, she received the Dean's Medal of Recognition from the law school. Before being appointed to the United States Court of Federal Claims, Judge Horn served as Acting Solicitor and Principal Deputy Solicitor at the United States Department of the Interior, and as Associate Solicitor for General Law and Deputy Associate Solicitor for Surface Mining, also at the United States Department of the Interior. She formerly served as Deputy Assistant General Counsel for Procurement and Financial Incentives, Senior Attorney for the Strategic Petroleum Reserve and Litigation Attorney at the Department of Energy. Judge Horn is an adjunct professor at the George Washington University Law School, teaching Negotiations and Alternative Dispute Resolution in the LL.M. program and Trial Advocacy in the J.D. program. She also has taught as an adjunct professor of law at the Washington College of Law, American University and served as project manager for the United States Department of Justice "Study of Alternatives to Conventional Criminal Adjudication" at the College of Law. Her previous experience includes private law practice and service as a prosecutor and Deputy Chief of the Appeals Bureau in the District Attorney's Office, Bronx County, New York. Judge Horn has participated as a Woodrow Wilson Visiting Fellow. She speaks frequently to high school, college and law school audiences on the challenges faced by working women and on topics related to civil and criminal law. She is admitted to practice in the United States Supreme Court and State and Federal Courts in New York and Washington, D.C. She has received numerous government awards for outstanding and excellent performance at the United States Departments of Energy and Interior, as well as awards and scholarships in law school and college.

#### Niki Irish

Niki L. Irish, LICSW has over 15 years of experience in the mental health field, with a focus on wellbeing and addiction. For over ten years she served as the Senior Counselor for the D.C. Bar Lawyer Assistance Program (LAP), providing lawyers and law students with addiction and mental health assessments, counseling, consultation and psychoeducation. Niki currently serves as the Outreach and Education Coordinator for the LAP providing a variety of trainings and educational seminars to law schools, legal employers, voluntary bar associations, and other legal organizations. Niki has a B.S. in Psychology and Family Studies and an MSW from the University of Maryland School of Social Work, with a concentration in Employee Assistance Programs. She is licensed to practice clinical social work in the District of Columbia.

### Nicole D. Jackson

Nicole D. Jackson, is the Executive Director, Air Force Board for Correction of Military Records (AFBCMR), Office of the Assistant Secretary of the Air Force for Manpower and Reserve Affairs, Joint Base Andrews. The AFBCMR is the highest level of administrative review within the Department of the Air Force and is comprised of senior civilians appointed by the Secretary to correct military records when it finds an applicant the victim of an error or injustice. Ms. Jackson manages the operations of the AFBCMR and is responsible for all executive and administrative functions of the Board. In this role, she advises on the most difficult and controversial cases and leads the efforts of the staff in the analysis and presentation of appeals which are related to the full spectrum of issues confronting current and former Active, Guard, and Reserve Airmen. In doing so, she ensures the Board, acting on behalf of the Secretary of the Air Force, has the benefit of timely and comprehensive analytical support that is critical to its ability to determine if applicants are the victim of an error or injustice. Ms. Jackson is a 23-year Regular Air Force veteran. Her extensive knowledge of military personnel policy matters comes from having served at the tactical, operational and strategic levels culminating as the Force Support Superintendent where she led a variety of programs related to the force management, development, readiness, and sustainment support of more than 2,900 personnel. Prior to her current position, Ms. Jackson served as the Chief of Military Programs for United State Cyber Command (USCYBERCOM). In that position she developed, implemented and supported military personnel programs and processes in order to add value to USCYBERCOM and its Soldiers, Sailors, Marines, Airmen and Coast Guardsmen. She led efforts to conduct trend analysis used to develop strategies important to the improved involvement, development and retention of the Cyber Warrior.

# Chief Judge Elaine D. Kaplan

Judge Elaine D. Kaplan was appointed Judge of the United States Court of Federal Claims on November 1, 2013. On March 2, 2021, President Biden designated her as Chief Judge. Judge Kaplan joined the court after serving as the Acting Director of the U.S. Office of Personnel Management (OPM). Prior to being designated Acting Director in April 2013, she had served as OPM's General Counsel, a position to which she was appointed in 2009. Judge Kaplan began her legal career in the Solicitor's Office of the U.S. Department of Labor, first in the Employee Benefits Division and then in the Division of Special Appellate and Supreme Court Litigation. Between 1984 and 1998, she litigated and supervised the litigation of cases at all levels of the federal court system as an attorney at the National Treasury Employees Union, an organization to which she returned in 2004 as Senior Deputy General Counsel. In 1998, Judge Kaplan was nominated by President Clinton and confirmed by the Senate to serve a five-year term as the head of the U.S. Office of Special Counsel, an independent agency whose mission is to protect the merit-based civil service. From 2003 to 2004, Judge Kaplan was "of counsel" to Bernabei and Katz, a nationally recognized plaintiff's side employment law and civil rights firm. Judge Kaplan has appeared frequently at national and international conferences to speak on issues related to the merit-based civil service and whistleblower protection; she has authored several articles on these and related subjects. Between

2004 and 2011, she was a member of the adjunct faculty of American University's School of Public Administration, teaching graduate-level classes covering legal issues that arise in the context of public administration, with an emphasis on constitutional law. A native of Brooklyn, New York, Judge Kaplan earned a J.D., cum laude, from Georgetown University in 1979, and a bachelor's degree in history from the State University of New York in Binghamton in 1976.

### **Mark Lanterman**

Mark Lanterman is the Chief Technology Officer of Computer Forensic Services. Before entering the private sector, Mark was a member of the U.S. Secret Service Electronic Crimes Taskforce. Mark has 28 years of security and forensic experience and has testified in over 2000 cases. Mark is faculty for the Federal Judicial Center in Washington, D.C., the National Judicial College in Reno, Nevada, the University of Minnesota and the Mitchell Hamline Law School. Mark is a professor in the cybersecurity program at the St. Thomas School of Law in Minneapolis, Minnesota. Mark has provided training in digital evidence, computer forensics and cyber security to the United States Supreme Court. He has also presented to the 8th and 11th Circuit Federal Judicial Conferences as well as numerous State and Federal Judicial Conferences across the United States. Mark completed his postgrad studies in cybersecurity at Harvard University and is certified as a Seized Computer Evidence Recovery Specialist (SCERS) by the Department of Homeland Security. Mark is a member of the Minnesota Lawyers Professional Responsibility Board and serves as Chairman of its Opinions Committee.

### **Judge Charles Lettow**

Judge Lettow was appointed a judge of the United States Court of Federal Claims on July 14, 2003, and entered on duty on July 22, 2003. He previously spent more than 30 years as a litigator with Cleary, Gottlieb, Steen & Hamilton, first as an associate from 1973-1976, and then as a partner from 1976-2003. During that time, he argued three cases in the U.S. Supreme Court and more than 40 cases in the federal courts of appeals and handled numerous cases in federal trial courts. Prior to joining Cleary, Gottlieb, Judge Lettow served as Counsel, Council on Environmental Quality in the Executive Office of the President, from 1970 to 1973. He was a law clerk to Chief Justice Warren E. Burger, Supreme Court of the United States, during 1969-1970, and was a law clerk to Judge Ben C. Duniway, U.S. Court of Appeals for the Ninth Circuit, during 1968-1969. Judge Lettow received an LL.B. degree from Stanford University in 1968, where he was Note Editor of the Stanford Law Review and a member of Order of the Coif. He also received a B.S.Ch.E. from Iowa State University in 1962, and a M.A. in history from Brown University in 2001. From 1963 to 1965, Judge Lettow served in the U.S. Army with the Third Infantry Division.

#### **Dondrae Maiden**

Dondrae Maiden serves as the Director of the Indian Trust Litigation Office in the Office of the Solicitor at the United States Department of the Interior (DOI). He has over sixteen years of legal experience and is licensed to practice law in the Commonwealth of Virginia, the District of Columbia, the State of Maryland, and is admitted to practice before the United States Supreme Court. At the Department of the Interior, Dondrae directs an office that defends DOI in breach of trust cases. He has twice been awarded the Solicitor's Award of Excellence, a top award given to lawyers within his department, for his critical role in historic settlements totaling over 3.7 billion dollars. Before joining the DOI, Dondrae was an attorney at a large Washington, D.C. law firm. He is a graduate of Virginia Union University and the University of Maryland School of Law.

#### Nancie G. Marzulla

Nancie G. Marzulla is a founding partner of Marzulla Law, LLC and is Co-Chair of the Court of Federal Claims Chief Judge's Advisory Council. Marzulla Law is ranked as one of the nation's "Best Law Firms," and a "Tier One" environmental litigation firm by U.S. News and World Report. Nancie's litigation practice concentrates on water rights, federal takings claims, and contract claims in the U.S. Court of Federal Claims. She also has extensive experience in handling matters involving property, water, environmental law, Indian tribal claims, development, and natural resources in trial courts, courts of appeal, and the Supreme Court. Nancie also represents clients in enforcement or permitting disputes with federal regulatory agencies. Nancie served as an Attorney-Advisor and litigation attorney in the Civil

Rights Division at the U.S. Department of Justice. Later, Nancie joined the law firm of Verner, Liipfert (now DLA Piper), where she litigated complex airline and other civil matters. In 1991, she founded Defenders of Property Rights, where she was involved in takings cases in the Supreme Court, federal courts of appeal, and trial courts. Nancie also worked at the International Labor Organization in Geneva, Switzerland doing comparative legal research. Nancie is President of the Washington Chapter of INBLF, network of highly credentialed law firms across the United States, Canada and around the globe.

### Roger J. Marzulla

Roger J. Marzulla is one of the nation's leading environmental, water, and property lawyers. As Assistant Attorney General in charge of the U.S. Justice Department's Environment and Natural Resources Division, Roger learned first hand the operations and litigation styles of his client agencies: EPA, Interior Department, Bureau of Reclamation, Fish and Wildlife Service, National Marine Fisheries Service, Department of Transportation, Department of Commerce. In 1997, he co-founded Marzulla Law, where he brings to bear more than 35 years of expertise representing companies and individuals in industries as diverse as land and project development, aerospace, chemicals, oil and gas, mining, timber, manufacturing, computers, agriculture and water service. Roger began his legal career as a trial lawyer in San Jose, California, after graduating magna cum laude from the University of Santa Clara School of Law. As a partner in Matthews & Marzulla he represented developers, title and construction companies, shopping centers, apartment owners and lenders in litigation throughout California. In 1981 he moved to Denver to become President of Mountain States Legal Foundation, litigating environmental and natural resource cases across the West. In 1983 Roger joined the Justice Department as Special Litigation Counsel. He was subsequently promoted to Deputy Assistant Attorney General and, in 1987, was confirmed by the Senate as Assistant Attorney General in charge of the Environment and Natural Resources Division. At the Justice Department, Roger helped create litigation strategies for government programs as diverse as Superfund, the Clean Air Act, off-shore oil leasing, environmental crimes, federal facility clean-up, wetlands, endangered species and hazardous waste enforcement, as well as Presidential Order EO 12,630 (Government Interference with Private Property Rights). In 1989 Roger returned to private law practice, successively heading the environmental law practices of the Powell, Goldstein and Akin, Gump law firms. Since 1997, as a partner in Marzulla Law, Roger has continued to represent corporate and business clients in a wide array of environmental and property issues in courts across the country, frequently in litigation against the United States. He also assists clients in attaining compliance with environmental, health and safety regulation, and in avoiding risks in transactions.

#### **Patricia McCarthy**

Patricia M. McCarthy is an Assistant Director of the Commercial Litigation Branch of the United States Department of Justice. Ms. McCarthy supervises commercial and international trade litigation. She also represents the United States in a wide variety of matters before the United States Court of Appeals for the Federal Circuit, the United States Court of Federal Claims, and the United States Court of International Trade. Ms. McCarthy has extensive expertise in complex government contract disputes, government procurement challenges, antidumping and countervailing duty litigation, Administrative Procedure Act causes of action, customs penalty actions, and state-to-state arbitrations. She has received numerous awards, including two John Marshall Awards, the Department of Justice's highest award offered to attorneys for contributions and excellence in specialized areas of legal performance. Before joining the Department of Justice in 1994, Ms. McCarthy was an associate with the Boston law firm of Bingham, Dana & Gould. Ms. McCarthy graduated from Colby College, cum laude, and she received her J.D. degree from Cornell Law School.

# Melody McCoy

Melody joined the Native American Rights Fund (NARF) as a staff attorney in 1986. At NARF, Melody has worked primarily in the areas of jurisdiction in Indian country, tribal rights in education, tribal intellectual property rights, and tribal trust funds. She was a member of NARF's Litigation Management Committee from 1992-1995, and also from 2007-2019. Melody received her undergraduate degree from Harvard University (1981) and law degree from the University of Michigan (1986). She is admitted to practice law in Colorado and Massachusetts. She has practiced before all levels of tribal and federal courts, including arguing a case before the U.S. Supreme Court. Melody is a citizen of the Cherokee Nation of Oklahoma.

#### Judge Edward H. Meyers

Judge Meyers was appointed Judge of the United States Court of Federal Claims on October 20, 2020. Prior to his appointment, he was a partner with Stein Mitchell Beato & Missner LLP from 2012-2020. Before joining Stein Mitchell, he was an associate at the Washington, D.C. office of Kirkland & Ellis LLP from 2006-2012. While in private practice, Judge Meyers focused on complex civil litigation and tried cases in state and federal courts across the country. From 2005-2006, Judge Meyers served as a law clerk to the Honorable Loren A. Smith, Senior Judge of the United States Court of Federal Claims. Judge Meyers was born and raised in Washington, D.C. He received his JD, summa cum laude, from The Catholic University of America, Columbus School of Law. He received the John L. Garvey Faculty Award, which is awarded to the graduate with the highest academic average, and was an associate editor of the Catholic University Law Review. Judge Meyers received his B.A. from Vanderbilt University. Judge Meyers is married and has one son and two stepsons.

#### **Doug Mickle**

Doug Mickle is an Assistant Director with the National Courts Section of the Commercial Litigation Branch, Civil Division, United States Department of Justice, where he supervises the National Courts Section's Bid Protest Team. Mr. Mickle is a Distinguished Military Graduate of St. Lawrence University and upon graduation was commissioned in the Regular Army. He served in various command and staff positions until he was selected for the Army's Funded Legal Education Program. Mr. Mickle received his law degree from George Washington University Law School. As a Judge Advocate, Mr. Mickle had several diverse litigation assignments at various levels of command, culminating with his final assignment as the Chief of the General Litigation Branch at the Army's Litigation Division. Mr. Mickle is an active member of the American Bar Association and he currently serves as a Council Member on the ABA's Public Contract Law Section and previously served as a Co-Chair and Vice-Chair of the Bid Protest Committee. Mr. Mickle also is a member of the Court of Federal Claims Advisory Council's Bid Protest/Contracts and Military Pay/Civilian Pay committees.

# **Jeffrey Miller**

Jeffrey Miller currently serves as Counsel to the Executive Director, Board for Correction of Naval Records (BCNR). The BCNR operates under the authority of Section 1552 of Title 10, U.S. Code, to provide the Secretary of the Navy a method to correct errors and remove injustices from the military records of current and former members of the Navy and Marine Corps. It is the highest level of administrative appeal in the Department of the Navy. In this capacity, Mr. Miller provides expert legal advice and support to the Executive Director and her staff in a variety of legal disciplines, focused primarily upon military personnel law matters. He has served in this capacity since October 2020. Mr. Miller retired from the U.S. Army in October 2020 as a Colonel, after more than 27 years of active duty service. After graduating as a Distinguished Military Graduate from the Pennsylvania State University in 1993 with a Bachelor of Arts (B.A.) degree in International Politics, he was commissioned as a second lieutenant in the Air Defense Artillery branch of the Army. He served for four years as a PATRIOT missile officer at Fort Bliss (TX) and Fort Hood (TX), including a deployment to Saudi Arabia in support of OPERATION SOUTHERN WATCH, before being selected for the Army's Funded Legal Education Program and attending the Ohio State University Moritz College of Law. He graduated with a Juris Doctorate (J.D.) degree in 2000 before beginning his career as a Judge Advocate. Mr. Miller culminated his 27 year career in the Army as the Staff Judge Advocate for the U.S. Army Combined Arms Support Command and Fort Lee (VA), in July 2020. Prior to this assignment, he served as a Strategic Initiatives Officer in the Office of The Judge Advocate General (OTJAG) (2016-2017); the Senior Legal Advisor, NATO Land Command, Izmir, Turkey (2015-2016); Staff Judge Advocate, National Training Center and Fort Irwin (CA) (2013-2015); Military Personnel Law Branch Chief and Division Deputy Chief, Administrative Law Division, OTJAG (2011-2013); Deputy Staff Judge Advocate, 1<sup>st</sup> Armored Division and Fort Bliss (2009-2011); Military Personnel Law Attorney, Administrative Law Division, OTJAG (2007-2009); Senior Defense Counsel, 10<sup>th</sup> Mountain Division and Fort Drum (NY) (2005-2007); Brigade Judge Advocate, 3<sup>rd</sup> Brigade Combat Team, 1<sup>st</sup> Armored Division, Baghdad, Iraq (OPERATION IRAQI FREEDOM, 2003-2004); and Chief of Legal Assistance, Trial Counsel, and Chief of Criminal Law, 24<sup>th</sup> Infantry Division and Fort Riley (KS) (2000-2003). In addition to the B.A. and J.D. degrees mentioned above, Mr. Miller also earned a Master of Science (M.S.) degree in National Security Strategy from the National War College in Washington, D.C., in 2018, and a Master of Laws (LL.M.) degree in Military Law from The Judge Advocate General's Legal Center and School in Charlottesville, VA, in 2005. During his military career, Mr. Miller was awarded the Legion of Merit twice, as well as the Defense Meritorious Service Medal, the Bronze Star, and numerous other meritorious service medals. Mr. Miller is married to the former Lisa Milo from Carbondale, Pennsylvania. They have two children, Joseph and Grace.

#### **Bonnie Prober**

After practicing law for over a decade at a large corporate defense firm, a small plaintiffs' litigation boutique, and the Department of Justice, and recognizing the need for greater awareness about and attention to the mental and physical health and wellness of attorneys across both the public and private sectors, Bonnie returned to school for a Masters of Social Work, with a concentration in Behavioral Health/ Employee Assistance Programs. Drawing upon her experience as a litigator, she now promotes education and awareness within the legal community about mental health and substance abuse issues, resources, and stress management techniques. She also is launching a practice to provide mental health counseling to legal and other professionals and to assist firms with the development of wellness initiatives and evaluation of policies and procedures, with an eye toward enhancing mental health and wellness throughout the legal community. Bonnie's areas of expertise include workplace stress and anxiety, substance abuse, depression, grief, relationship issues, life changes and transitions, and other mental health and wellness concerns impacting working-age adults.

#### Lisa Reyes

Lisa Reyes joined the staff of the United States Court of Federal Claims Clerk's Office in 1995 and served as Assistant and Staff Attorney to the Clerk of Court until 2003 when she was selected as Chief Deputy Clerk for Operations. In 2014, Ms. Reyes became the Chief Deputy Clerk of the court and served in this capacity until May 2016 when the court designated her as the Acting Clerk of Court. In August 2017, the court designated her Clerk of Court. Before joining the court, she worked for the Allegheny County Bar Association in Pittsburgh, Pennsylvania; the law firm Jones, Gregg, Creehan and Gerace, LLP; and the Pennsylvania Office of the Attorney General. Ms. Reyes is an honors graduate of Carnegie Mellon University where she majored in industrial management and received her J.D. from the University of Pittsburgh School of Law.

# **David Robbins**

David B. Robbins is a Partner in Jenner & Block's Washington, DC, office and is co-chair of the firm's Government Contracts Group. He has extensive experience with False Claims Act litigation, parallel criminal and civil fraud defense matters, and sensitive investigations. Robbins ran the U.S. Air Force's global Procurement Fraud Remedies Office and served, among other roles, as acting Deputy General Counsel (Contractor Responsibility) and Suspending and Debarring Official. Robbins is also the principal author and editor of the American Bar Association peer-reviewed book entitled "The Procurement Fraud Guidebook: The System, Stakeholders, and Response Strategies." Robbins can be reached at DRobbins@jenner.com or 202.639.6040.

### Judge Eleni M. Roumel

Judge Roumel was appointed Judge of the United States Court of Federal Claims on February 24, 2020. She served as Chief Judge from October 19, 2020 - March 2, 2021. She previously served as the Deputy Counsel to Vice President Mike Pence from 2018-2020. Prior to her tenure at the White House, she served from 2012-2018 as Assistant General Counsel in the U.S. House of Representatives Office of General Counsel. While serving in the House Office of General Counsel she advised and represented the U.S. House of Representatives, Members of Congress, and congressional staff in federal trial and appellate courts across the country. Judge Roumel previously was a partner with Nelson Mullins Riley & Scarborough, LLP, in Charleston, South Carolina, and before that practiced at Wilmer Cutler Pickering Hale and Dorr, LLP and Skadden Arps Slate Meagher & Flom, LLP in New York City. She also was an adjunct professor at the Charleston School of Law, where she taught intellectual property law. Judge Roumel served as a law clerk to the Honorable William H. Pauley III, United States District Judge for the Southern District of New York, from 2002-2004. Judge Roumel received her J.D., magna cum laude, in 2000 from Tulane Law School, where she graduated Order of the Coif and was an editor of the Tulane Law Review. Judge Roumel also received her M.B.A. from Tulane University's A.B. Freeman School of Business in 2000. She earned her Bachelor of Arts degree, cum laude, from Wake Forest University in 1996.

# Judge Stephen S. Schwartz

Judge Schwartz was nominated to the U.S. Court of Federal Claims on June 7, 2017, confirmed on December 8, 2020, and received his commission on December 22, 2020. Judge Schwartz graduated from Yale College in 2005. He received his J.D. from the University of Chicago Law School, where he was Online Editor of the University of Chicago Law Review and a Hinton Moot Court finalist. He clerked for Judge Jerry E. Smith on the U.S. Court of Appeals for the Fifth Circuit. Following his clerkship, Judge Schwartz was a litigation associate at D.C. law firm, focusing his practice on appellate and administrative law matters. He then joined a non-profit where he litigated cases related to federal government transparency and administrative agency discretion. In 2016 he joined a D.C. litigation boutique where he represented state and local governments in complex trial court and appellate proceedings, becoming a partner in 2017. A native of Winona, Minnesota, he lives with his family in Arlington, Virginia.

### **Frank Singer**

Frank J. Singer is senior litigation counsel with the Natural Resources Section of the U.S. Department of Justice's Environment and Natural Resources Division. His practice focuses on Fifth Amendment takings lawsuits and tribal trust lawsuits filed in the Court of Federal Claims.

### Judge Matthew Solomson

Judge Solomson joined the Court in February 2020, prior to which he served as Chief Legal & Compliance Officer for an \$11B federal contracting business unit of a Fortune 50 healthcare company. In addition to his private sector experience, Judge Solomson practiced at several large firms in Washington, DC, and was a Trial Attorney with the Commercial Litigation Branch of the U.S. Department of Justice. He is the author of Court of Federal Claims: Jurisdiction, Practice, and Procedure, a legal treatise first published by Bloomberg BNA in 2016.

# Judge Zachary N. Somers

Judge Zachary N. Somers was appointed Judge of the United States Court of Federal Claims on December 22, 2020, by President Donald J. Trump. Prior to his appointment, Judge Somers served as Chief Investigative Counsel to the Senate Committee on the Judiciary under Chairman Lindsey Graham. Before moving to the Senate, he served for over a decade on the House Committee on the Judiciary under Chairmen Lamar Smith and Bob Goodlatte, in multiple positions, including as the Committee's General Counsel & Parliamentarian and as Deputy Chief Counsel for the Subcommittee on the Constitution. Prior to his work on Capitol Hill, Judge Somers worked at a boutique law firm that specializes in litigation before the Court of Federal Claims. He served as a law clerk to Judge Victor Wolski on the Court of Federal Claims. A native of Washington, D.C., Judge Somers earned his A.B. from Georgetown University and his J.D. from Georgetown University Law Center, where he served as Editorin-Chief of the *Georgetown Journal of Law and Public Policy*.

# Judge Margaret M. Sweeney

Judge Sweeney was appointed a Judge of the United States Court of Federal Claims by President George W. Bush on October 24, 2005, and entered duty on December 14, 2005. She served as Chief Judge from July 12, 2018 - October 18, 2020. She graduated from Notre Dame of Maryland, receiving a B.A. degree in history in 1977, and from Delaware Law School, receiving a J.D. degree in 1981. Judge Sweeney formerly was a Special Master for the United States Court of Federal Claims (2003 - 2005). Prior to that appointment, Judge Sweeney served as an Attorney Advisor for the United States Department of Justice Office of Intelligence Policy and Review (1999 - 2003). In that position, she prepared applications and motions on behalf of various United States intelligence agencies for presentation to the Foreign Intelligence Surveillance Court. Prior to joining the Office of Intelligence Policy and Review, Judge Sweeney served as a Trial Attorney in the General Litigation Section of the Environment and Natural Resources Division of the United States Department of Justice (1987 - 1999). From 1985 to 1987, she served as law clerk to the Honorable Loren A. Smith, Chief Judge of the United States Court of Federal Claims. Judge Sweeney was a litigation associate from 1983 to 1985, with the firm of Fedorko, Gilbert, & Lanctot, Morrisville, Pennsylvania, handling civil and criminal cases, including commercial litigation, personal injury, domestic relations, real property and estates. Judge Sweeney also served as a Delaware Family Court Master presiding over cases involving domestic relations matters (1981 - 1983). Judge Sweeney is a member of the bars of the Supreme Court of Pennsylvania and the District of Columbia

Court of Appeals. In 1999, she served as President of the United States Court of Federal Claims Bar Association. Judge Sweeney and her family reside in the Washington metropolitan area.

### Judge David A. Tapp

On November 5, 2019, the U.S. Senate confirmed the nomination of David Austin Tapp as Judge of the U.S. Court of Federal Claims. Prior to confirmation, Judge Tapp served 15 years as Judge of the 28th Circuit and District of the Kentucky Court of Justice. He holds a Juris Doctorate from the University of Louisville Brandeis School of Law, a Master of Science from Chaminade University of Honolulu, and a Bachelor of Arts from Morehead State University. Judge Tapp is a frequent presenter and author on a wide variety of civil and criminal issues including court culture, judicial stress, court-targeted acts of violence, evidence, electronically stored information, and civil and criminal procedure. He previously served as a law enforcement officer, prosecutor, private counsel, and adjunct professor of law. Judge Tapp's efforts on a variety of justice-related issues have been well-recognized. In 2011, Judge Tapp received the "All Rise" Award from the National Association of Drug Court Professionals for his efforts related to funding issues for substance abuse treatment courts. Most recently, Judge Tapp's drug court team became one of only 15 drug courts (out of 2,700 worldwide) to receive the NADCP's Community Transformation Award for his team's continuing efforts to provide meaningful substance abuse treatment. Judge Tapp was also the lead judge for Kentucky's efforts to explore the use of extendedrelease injectable naltrexone as part of a comprehensive opiate treatment strategy. Judge Tapp currently serves as a policy advisor to the 2020 RX Drug and Heroin Abuse Summit, the nation's largest conference addressing opioid-related issues. Until his confirmation, he served on the U.S. Coordinating Council on Juvenile Justice and Delinquency Prevention which reports to the President and Congress through the U.S. Department of Justice and provides advice regarding programming and intervention strategies for the nation's justice-involved children. Judge Tapp previously served six years as Chairperson of Kentucky's Circuit Judges Education Committee where he directed the continuing education of all general jurisdiction and family court judges within Kentucky. He also acted as Kentucky's Co-Chairperson of the Judicial Child Fatality Task Force which focused on awareness issues surrounding fatal and near-fatal events involving children within the judicial and child protective system, and as a member of Kentucky's Criminal Justice Policy Assessment Council, a statewide group tasked with evaluation of the Commonwealth's justice practices.

# Judge Mary Ellen Coster Williams

Judge Williams was appointed to the United States Court of Federal Claims on July 21, 2003. In 1974, she graduated summa cum laude from Catholic University where she obtained a Bachelor's degree in Latin and Greek and a Master's degree in Latin. In 1977, Judge Williams received her J.D. from the Duke University School of Law, where she served on the Editorial Board of the Duke Law Journal. From March 6, 1989 to July 18, 2003, Judge Williams served as an administrative judge on the General Services Administration Board of Contract Appeals ("Board"), where she resolved federal government contract cases. From 1987 to 1989, Judge Williams was a partner in the law firm of Janis, Schuelke and Weschler, focusing on civil litigation. Prior to joining the law firm, she served as an Assistant United States Attorney in the Civil Division of the Department of Justice ("DOJ") in Washington, D.C., from 1983 until 1987. Before joining the DOJ, Judge Williams was an associate with Schnader, Harrison, Segal and Lewis from 1979 to 1983 and with Fulbright and Jaworski from 1977 to 1979. Throughout her career, Judge Williams has been active in bar associations and professional organizations. She currently serves on the Board of Governors of the American Bar Association ("ABA"). From 2002 to 2003, she was the Chair of the ABA's Section of Public Contract Law, having served as the Section's Chair-Elect, Vice Chair, and Secretary. She was the Section's delegate to the ABA House of Delegates from 2003 to 2008. Judge Williams also served as the section representative on the ABA Committee on Ethics and Professionalism and the ABA

Commission on Evaluation of Rules of Professional Conduct from 1998 to 2000 and chaired the Ad Hoc Committee on Model Rules of Professional Responsibility of the Bar Association of D.C. in the early 1980's. From 2009 to 2010, she served on the ABA's Commission on Youth At Risk. She was a member of the ABA President's Task Force on Government Lawyers from 2000 to 2001 and was elected a Life Fellow of the American Bar Foundation in 1985. Judge Williams has also served the Bar Association of the District of Columbia in many capacities, as its Foundation president, as a Trustee, and as a member of its Board of Directors. In addition, Judge Williams was Chair of the D.C. Young Lawyers Section, Secretary of the D.C. Bar, and a member of the Policy Board for Legal Counsel for the Elderly. Judge Williams has taught Remedies and Administrative Law at the Columbus School of Law, Catholic University, since 2004, and also serves as an adjunct professor in the Advanced Academic Program for Law and Government at Johns Hopkins University, where she has taught Intellectual Property Law, Litigation with the Federal Government, Government Contracts, The American Civil Trial, and Legal Method. She has also lectured extensively on various legal topics, including civil trial practice and government contracts. Judge Williams was born and raised in Flushing, New York. She is married and has two children.

### Judge Victor J. Wolski

Judge Wolski was appointed Judge of the United States Court of Federal Claims by President George W. Bush on July 14, 2003 and entered duty on July 24, 2003. He is a 1984 graduate of the University of Pennsylvania, receiving a B.A. in History from the College of Arts and Sciences and a B.S. in Economics from the Wharton School. Following graduation, he served as research associate to a supply-side economist at the Center for Strategic and International Studies and at the Institute for Political Economy. In 1988, he served in the Reagan Administration as speech writer to Secretary of Agriculture Richard Lyng, and in 1989 he served in the administration of President George H. W. Bush, in the General Counsel's office at the U.S. Department of Energy. Judge Wolski received his J.D. in 1991 from the University of Virginia School of Law, where he served as president of the Federalist Society and as a member of the editorial board of the Virginia Tax Review. In 1991-92, he served as law clerk to Judge Vaughn R. Walker on the United States District Court for the Northern District of California. From 1992 to 1997 he was an attorney with the Pacific Legal Foundation, where he was counsel of record at the petition stage in Suitum v. Tahoe Regional Planning Agency, 520 U.S. 725 (1997). From 1997 to 2000, Judge Wolski served as tax counsel to Senator Connie Mack (R-FL), a member of the United States Senate Committee on Finance. He was General Counsel and Chief Tax Adviser to the Joint Economic Committee of the U.S. Congress in 1999 and 2000. From 2000 to 2003, Judge Wolski was an attorney with the Washington, D.C. law firms Cooper, Carvin & Rosenthal and Cooper & Kirk. He is a member of the bars of the United States Supreme Court, the District of Columbia, the states of California, Washington, and Oregon, the U.S. Courts of Appeals for the Ninth and the Federal Circuits, the U.S. Court of Federal Claims, and several other federal courts. Judge Wolski and his wife are residents of Virginia.