UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

   Jennifer Walker Elrod (Jennifer Leigh Walker; Jennifer L. Walker Elrod)

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

   United States Circuit Judge for the Fifth Circuit

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

   190th District Court
   201 Caroline, 12th Floor
   Houston, TX 77002

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

   1966 in Port Arthur, Texas

5. **Marital Status**: (include name of spouse, and names of spouse pre-marriage, if different). List spouse's occupation, employer's name and business address(es). Please, also indicate the number of dependent children.

   Married to Hal Connor Elrod
   Director of Information Systems
   Direct Energy
   12 Greenway Plaza, Suite 600
   Houston, TX 77046

   Two dependent children

6. **Education**: List in reverse chronological order, listing most recent first, each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

   Harvard Law School, J.D. 1992 (attended Fall 1989 through Spring 1992)
   Baylor University, B.A. 1988 (attended Fall 1984 through Spring 1988)
   Lee College, Baytown, Texas (attended Summer 1985, no degree)

7. **Employment Record**: List in reverse chronological order, listing most recent first, all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or job description where appropriate.

2002-Present	Judge, 190th District Court, 201 Caroline, 12th Floor, Houston, TX 77002
1994-2002	Associate, Baker Botts, L.L.P., 910 Louisiana, Houston, TX 77002
Spring 1995	Adjunct Faculty, University of Houston Law Center, 100 Law Center, Houston, TX 77204
1992-1994	Law Clerk to Hon. Sim Lake, Southern District of Texas, 515 Rusk, Houston, TX 77002
Summer 1992	Summer Associate, Susman Godfrey, L.L.P., 1000 Louisiana, Suite 5100, Houston, TX 77002
1990-1992	Board of Student Advisors, Harvard Law School, 1363 Massachusetts Ave., Cambridge, MA 02138
Summer 1991	Summer Associate, Wilson, Sonsini, Goodrich and Rosati, 650 Page Mill Road, Palo Alto, CA 94304
Summer 1991	Summer Associate, Baker Botts, L.L.P., 910 Louisiana, Houston, TX 77002
Summer 1990-3/91*	Law Clerk, U.S. Attorney's Office, 1 Courthouse Way, Boston, MA 02210
1988-1989	Intern, Texas Research League, Red River, Austin, TX
Summer 1988	LBJ Legislative Intern to Hon. Jack Fields, U.S. Congress, Washington, D.C.
1999*-2002	Board Member/Chair of Board, Gulf Coast Legal Foundation (now Lone Star Legal Aid), 1415 Fannin, Houston, TX 77002
1999*-2002	Pro Bono General Counsel, Communities In Schools Houston, 2150 W. 18th St., #100, Houston, TX 77008

*date is approximate

8. **Military Service and Draft Status**: Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received.

   None.

9. **Honors and Awards**: List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

   Outstanding Young Lawyer of Houston (given by Houston Young Lawyers Association); Outstanding Young Alumna of Baylor University; Thomas Gibbs Gee Award for Outstanding Pro Bono Work (given by Baker Botts, L.L.P.); President's Award from the Houston Bar Association for Outstanding Service to the Bar in 2007 and 1998; Extraordinary Mother Award (given by Cystic Fibrosis Foundation of Houston); James Barr Ames Moot Court Finalist (Harvard Law School); Teagle Foundation Scholar; Outstanding Graduating Senior in Honors Program (given by Baylor University); Phi Beta Kappa; Omicron Delta Kappa; Mortar Board; Omicron Delta Epsilon; Gamma Beta Phi.

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

    Member, State Bar of Texas (since 1992); Vice-Chair of CLE at State Bar Annual Meeting; Member, Pattern Jury Committee; Member, College of the State Bar; Member Texas Bar Foundation; Former Member, Pro Bono College of State Bar; Former Member, Texas Young Lawyers Association; Speaker, Teen Court; Former Member, Houston Young Lawyers Association; Co-Chair HYLA Barbara Jordan Project; Member, Houston Young Lawyers Foundation; Member, Houston Bar Association; Co-Chair, Administration of Justice Committee; Former Co-Chair, Law Day Committee; Former Co-Chair CLE Committee; Former Co-Chair, LegalLines Committee; Participant in Night Court; Participant in the "Importance of Jury Service" community project; Participant in "Brown v. Board of Education Anniversary" community project; Former Council Member of Antitrust and Trade Regulation Section (2000-2002); American Bar Association (approx. 1994-approx. 2002); Member of Antitrust Section (assisted with Antitrust Monograph on Business Torts); Member, Mexican-American Bar Association of Houston; Member, Visitors Committee of South Texas College of Law; Member, Harris County Board of Judges; Member of Jury and Administration of Justice Committees; Member, Harris County Civil Board of Judges; Member of Judicial Education and Tax Committees.

11. **Bar and Court Admission**:

    a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

Admitted to the State Bar of Texas in 1992.
There have been no lapses in membership.

b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

All state courts in Texas; November 1992.
U.S. District Court for the Southern District of Texas; February 1995.
U.S. District Court for the Eastern District of Texas; February 1998.
Supreme Court of the United States; January 2001.

12. **Memberships**:

a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 10 or 11 to which you belong, or to which you have belonged, or in which you have significantly participated, since graduation from law school. Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Memorial Drive Baptist Church (member since 1992, deacon, choir member, Sunday School Teacher); Communities in Schools Houston (former Pro Bono General Counsel until 2002, volunteer); Baylor Alumni Association; Baylor University Women's Association of Houston (member periodically since approx. 1993); Phi Beta Kappa; Phi Beta Kappa Association of Greater Houston; Houston Realty Breakfast Club (approx. 2002-2006); National Association of Women Judges (member approx. 2003-2006, served on conference planning committee for Houston conference, served on CLE panel); various local Republican Women's clubs (approx. 2002-2006); Association of Women Attorneys (approx. 1993-present) (previously served on judicial screening committee); Houston Chapter of the Federalist Society (member since approx. 1994); Zeta Tau Alpha Alumnae Association of Houston (member periodically since 1994), emcee of Think Pink Luncheon); Aspiring Youth (volunteer); Leadership Houston Class XX; Houston Zoo, Houston Children's Museum; SpaceCenter Houston; Harvard Law School Alumni Association; Vice-Chair Reunion Gift Committee in 1997.

b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion. Please indicate whether any of these organizations listed in response to 12a above currently discriminate or formerly discriminated on the basis of race, sex, or religion – either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

To my knowledge, none of the organizations of which I have been a member practices the invidious discrimination referred to above. If I became aware of such discrimination, I would immediately cease associating with that organization.

I have been involved in several women's organizations, including a sorority in college.

13. **Published Writings and Public Statements**:

a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Please supply four (4) copies of all published material to the Committee.

Committee Member, Texas Pattern Jury Charges (Business, Consumer, Insurance, Employment) (2006 ed.)

"Religious Discrimination Issues in Employment," published in the Texas Labor Letter.

"Improving Your Serve," published in the Houston Trial Lawyers Association newsletter.

Assisted in preparation of damages chapter for ABA Antitrust Section Monograph on Business Torts.

b. Please supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, please give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

None

c. Please supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your behalf to public bodies or public officials.

None

d. Please supply four (4) copies, transcripts or tape recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer

sessions. Please include the date and place where they were delivered, and readily available press reports about the speech or talk. If you do not have a copy of the speech or a transcript or tape recording of your remarks, please give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, please furnish a copy of any outline or notes from which you spoke.

April 13, 2007	Moderator, 2007 Civil/Appellate Bench Bar Conference: "Handling Pro Bono Cases"
March 28, 2007	Moderator, University of Houston Law Center, "Law Firms' View of Pro Bono"
March 1, 2007	Texas Bar CLE: "New Dogs, Old Tricks"
Feb. 23, 2007	South Texas College of Law Advanced Civil Trial Conference: "Effective Oral Persuasion in Trial and On Appeal"
Feb. 3, 2007	Bay Area Turning Point: "The Importance of Jury Service"
Feb. 2007	Houston Hispanic Forum: "Careers in the Law"
Aug. 9, 2006	TYLA Teen Court: "We the Jury" and "Effective Public Speaking"
April 24, 2006	J.D. Walker Community Center: "Importance of Jury Service"
Feb. 9, 2006	South Texas College of Law Advanced Civil Trial Conference: "Texas District Courts: Do's and Don'ts and Other Hot Topics"
Feb. 3, 2006	Texas Bar CLE: "New Dogs, Old Tricks"
Feb. 2006	Houston Hispanic Forum: "Careers in the Law"
Nov. 3, 2005	HBA Voir Dire Program for Debakey High School Students
Oct. 28, 2005	HBA: "Direct and Cross of a Financial Expert"
Oct. 21, 2005	National Association of Women Judges Conference: "Accountants, Lawyers, Investment Bankers, and Other Non-Scientific Experts: Applying Daubert to Non-Science Expert Opinions"
Sept. 24, 2005	Houston Court Reporters' Association: "Wild Wild West of Court Reporters"
Sept. 16, 2005	The Cliffwood School: "The Importance of Jury Service"
July 2005	TYLA Teen Court: "How to Present an Informative Speech
Sept. 9, 2005	TTLA Med/Mal Conference: "Mock Charge Conference"
April 9, 2005	Houston Hispanic Forum: "Careers in the Law"
March 4, 2005	HYLA CLE: "Post-Verdict Strategies"
Feb. 9, 2005	Houston Claims Association: "Judicial Panel"
Feb. 2005	Girl Scout Career and Technology Fair: "Careers in the Law"

Nov.12, 2004	Texas Bar CLE: "New Dogs, Old Tricks"
Fall 2004	HBA Voir Dire Program
Oct. 2004	Litigation Section of the State Bar: "Practice in the 190th District Court"
Nov. 12, 2003	Aspiring Youth TASTE Program
Oct. 17, 2003	Mexican-American Bar of Texas: "Practice in the 190th District Court"
May 30, 2003	HYLA: "The State Court Basics"
May 3, 2003	HBA: "Bar Speakout: Questions You Were Afraid To Ask"
March 6, 2003	South Texas College of Law Personal Injury Law Conference: "Top Ten One-Liners: Themes from Personal Injury Trials"
Feb. 2, 2003	South Texas College of Law Advanced Civil Trial Conference: "Ethical Issues in Discovery"
Oct. 3, 2002	Fourth Annual Evening Sidebar: "Business Ethics Meltdown-The Courtroom Clean-up"
Aug. 29, 2002	TTLA: "Practice in the 190th District Court"
June 20, 2002	HTLA: "New on the Block: Remarks from New District Judges"
April 2002	Remarks at my Ceremonial Investiture
Others:	20th Annual Advanced Civil Appellate Practice Course: "How to Make Yourself Indispensable at Trial"
	HBA Employment Law Section: "Whistleblower Cases and Governmental Entities"
	Houston Chapter of the Federalist Society: Introductions of Speakers- Birthright Citizenship Panel
	HYLA Law Day: "The Importance of Pro Bono Service"
	South Texas College of Law Founders' Day: "What They Don't Teach You in Law School"
	TYLA: "Employment Law for Religious Employers" Southwest DBTAC and EEOC: "Termination, Post-Employment Issues, and Exposure to Litigation"
	Mexican-American Bar Association of Houston: "Improving Your Serve"
	HBA School Presentation: "The Importance of Each Branch of Government"

South Texas College of Law: "Issues Regarding Claims of Religious Discrimination in Employment"

Houston Chapter of the Federalist Society: "Practice in the 190th State District Court"

North Harris County Bar Association: "Practice in the 190th State District Court"

South-Asian Bar Association: "Practice in the 190th State District Court"

Cystic Fibrosis Foundation of Houston: "Extraordinary Mothers and the Importance of Volunteerism"

HBA: Moderator, "Aftershocks of Columbine"

University of Houston ALSA, BLSA, HLSA: "How to Succeed in Law School and Beyond"

State Bar of Texas Annual Meeting: Introductions, "Securities Law Panel"

Ross S. Sterling High School Honor Society: "Remarks on Leadership and Character and Success"

Various short speeches about my candidacy for state court judge to the Mexican-American Bar Association, Pasadena Bar Association, and various Republican Women's Clubs and civic groups.

e. Please list all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

None

14. **Judicial Office**: State (chronologically) any judicial offices you have held, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

Judge, 190th District Court- appointed March 2002; elected Fall 2002, re-elected Fall 2006. The court is a state district civil court.

15. **Citations**: If you are or have been a judge, please provide:

    a. citations for all opinions you have written (including concurrences and dissents);

    As judge of a state district court, I do not write opinions, I sign orders. These orders are all publicly available from the Harris County District Clerk's Office.

    b. a list of cases in which certiorari has been requested or granted;

    None, to my knowledge.

    c. a short summary of and citations for all appellate opinions or orders where your decisions were reversed or where your judgment was affirmed with significant criticism of your substantive or procedural rulings;

    My decision was reversed on April 27, 2006 in *Seminole Transp. And Gathering, L.P. v. Cedyco Corp.*, 2006 WL 1140346. My decisions were affirmed in part and reversed in part on July 15, 2004, in *Caesar v. Bohacek*, 176 S. W. 3d 282, on October 6, 2005, in *Tri-State Building Specialists, Inc. v. NCI Building Systems*, L.P., 184 S.W. 3d 242, and on September 26, 2006 in *Mays v. Pierce*, 203 S.W. 3d 564. Two of my decisions have been reversed for settlement purposes only.

    d. a list of and copies of any of your unpublished opinions that were reversed on appeal or where your judgment was affirmed with significant criticism of your substantive or procedural rulings;

    None

    e. a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored; and

    As noted above, I do not issue opinions, I sign orders. All orders are available for public review through the Harris County District Clerk's Office.

    f. citations to all cases in which you were a panel member in which you did not issue an opinion.

    None

16. **Recusal:** If you are or have been a judge, please provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest, or for any other apparent reason, or in which you recused yourself sua sponte. (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general

description of that system.) Please identify each such case, and for each provide the following information:

a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;

b. a brief description of the asserted conflict of interest or other ground for recusal;

c. the procedure you followed in determining whether or not to recuse yourself;

d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

When I became Judge of the 190th Court, I recused in all cases where the parties were represented by attorneys from Baker Botts, L.L.P. for two years. Most of these recusals were handled automatically by the District Clerk's office. Occasionally, a case would be assigned to my docket. In those cases, I *sua sponte* recused. I also *sua sponte* recused in the cases being handled by Baker Botts attorneys that were already on the docket of the court when I arrived. I had practiced at Baker Botts for a number of years and I believed that I should recuse from all Baker Botts cases for a period of time to avoid any appearance of impropriety.

I recused myself *sua sponte* from a case involving CenterPoint Energy, because I thought I might have knowledge of the facts underlying the case through my previous representation of CenterPoint, and because I wanted to avoid any appearance of impropriety.

I recused myself *sua sponte* in at least two cases where lawyers who had contributed to my campaigns were parties, in order to avoid any appearance of impropriety.

I recused myself *sua sponte* in a case in which I had previously deposed one of the individual parties in a pro bono matter while I was in private practice. I had a belief as to the truthfulness of the party from that prior matter and I thought it best to recuse.

I recused myself *sua sponte* in a case where one of my former co-workers at Baker Botts was going to be a witness. I sought to avoid any appearance of impropriety.

I recused myself *sua sponte* in a case involving the small travel office used by Baker Botts, L.L.P. while I was an attorney there. I sought to avoid any appearance of impropriety.

I recused myself *sua sponte* in two cases in which a legal support firm was a party, where that firm had been a major sponsor of a Houston Bar Association program in which I had appeared. I sought to avoid any appearance of impropriety.

I declined to recuse myself in a case brought by a *pro se* party. Under our procedures, once a judge declines to recuse himself or herself, the Regional Administrative Judge either hears the recusal himself or assigns another judge to hear the recusal motion. That procedure was followed and I was not recused.

I declined to recuse myself in a case brought by four *pro se* parties. These *pro se* parties brought several motions to disqualify/recuse me. Each time that they sought to disqualify or recuse me, I referred the matter to the Regional Administrative Judge and I was not disqualified or recused.

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

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

    None

    b. List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, please identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

    When I was in college in the mid-1980's, I worked for my local Congressman Jack Field's re-election efforts. I worked with other students, distributing yard signs and packets of voter information.

18. **Legal Career:** Please answer each part separately.

    a. Describe chronologically your law practice and legal experience after graduation from law school including:

        i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

        I clerked for the Hon. Sim Lake, United States District Judge for the Southern District of Texas from 1992-94.

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

I have not practiced alone.

iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

2002-Present	Judge, 190th District Court, 201 Caroline, 12th Floor, Houston, TX 77002
1994-2002	Associate, Baker Botts, L.L.P., 910 Louisiana, Houston, TX 77002
Spring 1995	Adjunct Faculty, University of Houston Law Center, 100 Law Center, Houston, TX 77204
1992-1994	Law Clerk to Hon. Sim Lake, Southern District of Texas, 515 Rusk, Houston, TX 77002
Summer 1992	Summer Associate, Susman Godfrey, L.L.P., 1000 Louisiana, Suite 5100, Houston, TX 77002

b. Describe:

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

While at Baker Botts, L.L.P., I practiced in the Trial Department and I maintained a varied docket. I worked on antitrust, employment, commercial litigation, toxic tort, and other personal injury cases. I also served pro bono as a General Counsel for a non-profit organization.

ii. your typical clients and the areas, if any, in which you have specialized.

I practiced in a wide variety of litigation areas. I represented, among others, Schlumberger, CenterPoint Energy, the Texas Farm Bureau, PacifiCare, and the Loewen Group. I also represented individuals and groups pro bono.

c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

Approximately 95 percent of my practice was in litigation. I appeared in court on a regular basis.

i. Indicate the percentage of your practice in:
   1. federal courts: 20%
   2. state courts of record; 80%
   3. other courts.

ii. Indicate the percentage of your practice in:
   1. civil proceedings: 100%
   2. criminal proceedings.

d. State the number of cases in courts of record you tried to verdict or judgment (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

As a lawyer, to the best of my recollection, I participated in at least six trials to judgment. In one, I was part of a team. In several others, I tried them with one other lawyer. As a judge, I have presided over more than 125 jury and non-jury trials.

i. What percentage of these trials were:
   1. jury; 67%
   2. non-jury: 33%

e. Describe your practice, if any, before the Supreme Court of the United States. Please supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

My former law firm represented the Texas Association of District and County Attorneys, pro bono, as amici before the Supreme Court of the United States in *Texas v. Cobb*. I assisted with the brief.

19. **Litigation**: Describe the ten (10) most significant litigated matters which you personally handled. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

a. the date of representation;

b. the name of the court and the name of the judge or judges before whom the case was litigated; and

c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

1. I participated as a senior associate in a consent decree matter brought by the Department of Justice against two oil field service companies involved in a joint venture. Along with Rufus W. Oliver, III, J. Bruce McDonald, Harold Murry, Jr. and Mary C. Spearing, I represented Schlumberger, Ltd. The Department of Justice, Antitrust Division was represented by Roger W. Fones and Angela L. Hughes. Co-Defendant Smith International, Inc. was represented by William Bradford Reynolds. The Hon. Stanley Sporkin presided over the trial. The Court's decision is reported at 2000-1 Trade Cas. (CCH) P72,763 (D.D.C. 2000).

   Rufus W. Oliver, III, 910 Louisiana, Houston, TX 77002, (713) 229-1234
   J. Bruce McDonald, 51 Louisiana Ave. N.W., Washington, D.C. 20001-2113, (202) 879-5570
   Harold Murry, Jr., 1299 Pennsylvania Ave. N.W., Washington, D.C. 20004-2400, (202) 639-7722
   Mary C. Spearing, 1299 Pennsylvania Ave. N.W., Washington, D.C. 20004-2400, (202) 639-7760
   Roger W. Fones, 2000 Pennsylvania Ave. N.W., Washington, D.C. 20006-1888, (202) 887-6931
   Angela L. Hughes, 325 7th Street N.W., Washington, D.C. 20530, (202) 307-6410
   William Bradford Reynolds, 1299 Pennsylvania Ave. N.W., Washington, D.C. 20004, (202) 383-6912

2. I participated as an associate in the defense of the attempted takeover of The Loewen Group by Service Corporation International. At the time, both companies were in the funeral services industry. Also representing The Loewen Group were R. Paul Yetter, Thomas R. Ajamie, Joseph P. Knight, Maryanne Lyons and Matthew P. Eastus, all of whom were then at Baker Botts, L.L.P. Representing SCI was the Hon. John L. Hill, Jr. and Jess Hall, Jr., who were then both at Liddell, Sapp, Zivley, Hill &LaBoon. The Loewen group was successful in obtaining dismissal of the Texas action and denial of a preliminary injunction. The case was before the Hon. John D. Rainey, and is reported at 1997-1 Trade Case. (CCH) P71,688 (S.D. Tex. 1996).

   R. Paul Yetter, 909 Fannin, Suite 360, Houston, TX 77010, (713) 632-8000
   Thomas R. Ajamie, 711 Louisiana Street, Suite 2150, Houston, TX 77002, (713) 860-1600
   Joseph P. Knight, 1500 San Jacinto Center, 98 San Jacinto Blvd., Austin, TX 78701, (512) 322-2554
   Maryanne Lyons, 910 Louisiana, Houston, TX 77002, (713) 229-1234
   Matthew P. Eastus, 400 S. Hope St., Los Angeles, CA, 90071, (213) 430-6679
   John L. Hill, Jr., 919 Milam Street, Houston, TX 77002, (713) 650-2752
   Jess Hall, Jr., 31526 Lower Oxbow Trace, Fulshear TX, 77441, (281) 346-0319

3. I participated as an associate in the defense of PacifiCare Health Systems, Inc. in a lawsuit involving antitrust claims brought by a physician. Also representing PacifiCare were Rufus W. Oliver, III, J. Bruce McDonald, and Michael Bennett,

all of whom were then at Baker Botts, L.L.P. Representing the physician was David W. Crowe of Dallas, Texas. The case was before the Hon. A. Joe Fish in the Northern District of Texas, and is reported at 1998 U.S. Dist. LEXIS 5148 (N.D. Tex. 1998). PacifiCare was successful in obtaining a transfer of venue to the Western District of Oklahoma.

Rufus W. Oliver, III, 910 Louisiana, Houston, TX 77002, (713) 229-1234
J. Bruce McDonald, 51 Louisiana Ave., N.W. Washington, D.C. 20001-2113 (202) 879-5570
Michael Bennett, 910 Louisiana, Houston, TX 77002, (713) 229-1234
David W. Crowe, 6550 Bank of America Plaza, 901 Main Street, Dallas, TX 75202 (214) 231-0555

4. I participated pro bono as co-counsel before trial in representing high school students who brought first amendment claims against their school district. Also representing the student plaintiffs was Brent C. Perry. Cobby A. Caputo represented the school district. The students were successful in obtaining injunctive relief. The case was before the Hon. David Hittner in the Southern District of Texas, and is reported at 976 F. Supp. 659 (S.D. Tex. 1997).

Brent C. Perry, 6303 Beverly Hill, Suite 220, Houston, TX 77057, (713) 334-6628
Cobby A. Caputo, 816 Congress Ave., Suite 1700, Austin, TX 78701, (512) 472-8021

5. I participated as co-counsel for Houston Lighting and Power Company (now CenterPoint Energy) in a trial involving alleged property damages resulting from a house fire. The case featured a number of interesting legal issues and theories of causation. The case was litigated before the Hon. Cynthia Crowe, then Judge of Harris County Court at Law. Opposing counsel were Danny Sheena and Bill Portis of Houston, TX. Co-counsel was John Anaipakos of Baker Botts, L.L.P. The client obtained a favorable jury verdict.

John Anaipakos, 910 Louisiana, Houston, TX 77002 (713) 229-1234
Danny Sheena, 1001 Texas Ave., Suite 240, Houston, TX 77002 (713) 224-6508
Bill Portis, 1001 Texas Ave., Suite 230, Houston, TX 77002 (713) 224-6473

6. I represented Reliant Energy HL&P (now CenterPoint Energy) in an alleged electrical contact matter. Opposing counsel was Stavis Gilbreath. Reliant Energy HL&P obtained a summary judgment in the matter, which was before the Hon. Bruce Oakley in the 234th District Court of Harris County Texas.

Stavis Gilbreath, 5412 Irvington Blvd., Houston, TX 77057 (713) 695-2888

7. I participated as co-counsel for CenterPoint Energy in several very large related condemnation matters involving the Harris County Toll Road Authority. The matters were before the Hon. Jack Cagle, the Hon. Lynn Bradshaw-Hull, and the Hon. Gary-Michael Block in the Harris County Courts at Law. The matters were resolved favorably following the Special Commissioners Hearings. Co-Counsel was Charles Dippel. Opposing counsel were Laura Cahill and Cedric Loeb of the Harris County Attorneys Office.

   Charles Dippel, 600 Travis, Suite 4200, Houston, TX 77002, (713) 220-4694
   Laura Cahill, 1310 Prairie, Suite 940, Houston, TX 77002, (713) 755-7158
   Cedric Loeb, 1019 Congress, 15th Floor, Houston, TX 77002, (713) 755-7192

8. I participated as co-counsel for a driver insured by the Texas Farm Bureau in an alleged personal injury auto accident case. My co-counsel was David Poage, then of Baker Botts, L.L.P. Opposing counsel was Albert Hollan of Houston. Co-defendant's counsel was Shannon Robbie Ramirez of Hays McConn Rice & Pickering. The case was tried in front of the Hon. Sharolyn P.Wood of the 127th District Court of Harris County. The client obtained a successful jury verdict. The Court granted a motion for new trial. At the second trial, our client obtained a successful jury verdict again.

   David Poage, (713) 664-9344
   Albert Hollan, 10101 Southwest Freeway, Suite 400, Houston, TX 77074, (713) 526-2650
   Shannon Robbie Ramirez, 400 Two Allen Center, Houston, TX 77002, (713) 752-8356

9. I represented Houston Lighting and Power Company (now CenterPoint Energy) in a tax matter before Tax Master Chris Stacy. Opposing counsel was Leah Stolar, now of Linebarger, Goggan Blair & Sampson, L.L.P. The client was found not to owe the taxes alleged and to be entitled to a tax refund.
   Leah Stolar, 1301 Travis Street, Suite 300, Houston, TX 77002, (713) 844-3437

10. I participated as co-counsel in the defense of Utility Fuels, Inc. in an employment discrimination suit brought by former employees of the company. Co-Counsel were Chapman Smith and Allistar Waldrop, of Baker Botts, L.L.P. Plaintiff's counsel was the Keeling Law Firm in Houston. The client was successful in obtaining summary judgment as to all but one of the plaintiffs and settled with the remaining plaintiff. The case was before the Hon. Ben Hardin in the District Court of Brazoria County.

    Chapman Smith, 910 Louisiana, Houston, TX 77002, (713) 229-1234
    Allistar Waldrop, 910 Louisiana, Houston, TX 77002, (713) 229-1234
    Keeling Law Firm, 901 N. Post Oak Rd., Houston, TX 77024, (713) 680-1447

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

    One of the most significant things that I have been involved in has been my pro bono representation of Communities in Schools Houston, Inc. CISH helps disadvantaged young people reach their educational goals. Because of the work of the CISH employees and volunteers in the schools, students finish high school at far greater rates. In the 1990s, I began mentoring, working in the legal internship program, and assisting with occasional legal projects. The organization experienced tremendous growth and as such, it had increasing legal needs. CISH named me as its first General Counsel in 1999 and I served in that position until being appointed to the bench in 2002.

    In college, I served as a member of the Baylor Ambassadors, a student group, and one of its functions was to visit members of the State Legislature to encourage support of the Texas Tuition Equalization Grant for private university students. Since college, I have not been involved in any lobbying activities.

21. **Teaching**: What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, please provide four (4) copies to the committee.

    While a student at Harvard Law School, I was a member of the Board of Student Advisors. As a member of the Board, I taught brief-writing and oral argument skills to first-year law students. I taught brief-writing and oral argument as an adjunct at the University of Houston Law Center in the Spring of 1995.

22. **Deferred Income/ Future Benefits**: List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or customers. Please describe the arrangements you have made to be compensated in the future for any financial or business interest.

    Other than possible state and county pensions, none.

23. **Outside Commitments During Court Service**: Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

I have no outside plans, commitments or agreements to pursue outside employment during my service with the court.

24. **Sources of Income**: List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, patents, honoraria, and other items exceeding $500 or more (If you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here.)

    See attached Financial Disclosure Report

25. **Statement of Net Worth**: Please complete the attached financial net worth statement in detail (add schedules as called for).

    See attached Net Worth Statement

26. **Potential Conflicts of Interest**:

    a. Identify the parties, categories of litigation, and financial arrangements that are likely to present potential conflicts-of-interest during your initial service in the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

    At this time, the only potential conflicts-of-interest of which I am aware would be cases that involved my husband's employer, Direct Energy.

    b. Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

    I would carefully review case files for potential conflicts before hearing or ruling on any case. In all cases I will follow the Code of Conduct for United States Judges and all applicable statues, policies and procedures to identify and avoid actual or potential conflicts of interest.

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

I have devoted a great of deal of time to pro bono work during the years that I practiced. As noted above, I served pro bono as the first General Counsel of one of the largest dropout prevention organizations in the country. I also served as the Chair of the Board of the Gulf Coast Legal Foundation (now Lone Star Legal Aid), the largest provider of pro bono legal services in southeast Texas. I also worked on other pro bono matters.

One such memorable case involved a man who lived with his partially disabled son in a house that he believed he was purchasing on a contract for deed. We were able to prevent him from being evicted. I was a member of the Pro Bono College of the State Bar of Texas. I also received awards recognizing my pro bono work including the Outstanding Young Lawyer of Houston Award and the Thomas Gibbs Gee Pro Bono Award.

Since I have been a judge, I have continued to encourage pro bono work. For example, this past month, I moderated two panels encouraging law students and lawyers to become involved in pro bono work.

28. **Selection Process**:

a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Please do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

In October 2006, I was asked if I wished to be considered for one of the Fifth Circuit positions. In November 2006, I interviewed with the White House Counsel's Office and the Department of Justice. I had several telephone conversations with the White House Counsel's Office in January and February 2007. In February 2007, I was advised that I had been approved to go forward in the process and worked with the Department of Justice in completing nomination paperwork. I was nominated on March 29, 2007.

To my knowledge there is no selection commission in my jurisdiction to recommend candidates for nomination to Circuit Court positions.

b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, please explain fully.

No.

Rev. 1/2006

NOMINATION FILING

in Government Act of 1978
(5 U.S.C. app. §§ 101-111)

1. Person Reporting (last name, first, middle initial)	2. Court or Organization	3. Date of Report
Elrod, Jennifer W	5th Circuit	03/29/2007
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time)	**5a. Report Type (check appropriate type)**	**6. Reporting Period**
Circuit Judge Nominee	☒ Nomination, Date 3/29/2007 ☐ Initial ☐ Annual ☐ Final 5b. ☐ Amended Report	1/1/2006 to 3/29/2007
7. Chambers or Office Address	**8. On the basis of the information contained in this Report and any modifications pertaining thereto, it is, in my opinion, in compliance with applicable laws and regulations.**	
201 Caroline, 12th Floor Houston, TX 77002	Reviewing Officer_____ Date_____	

IMPORTANT NOTES: *The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information. Sign on last page.*

I. POSITIONS. *(Reporting individual only; see pp. 9-13 of instructions.)*

☐ NONE *(No reportable positions.)*

POSITION	NAME OF ORGANIZATION/ENTITY
1. Judge	190th Civil District Court, State of Texas/Harris County
2.	
3.	
4.	
5.	

II. AGREEMENTS. *(Reporting individual only; see pp. 14-16 of instructions.)*

☐ NONE *(No reportable agreements.)*

DATE	PARTIES AND TERMS
1. 2006	Employee Retirement System of Texas (since 2002), no control - not vested
2. 2006	Texas County and District Retirement System (since 2002), no control - not vested
3.	

FINANCIAL DISCLOSURE REPORT Page 2 of 6	Name of Person Reporting Elrod, Jennifer W	Date of Report 03/29/2007

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of instructions.)*

A. Filer's Non-Investment Income

☐ NONE *(No reportable non-investment income.)*

DATE	SOURCE AND TYPE	INCOME (yours, not spouse's)
1. 2005	State of Texas - salary	$ 96410
2. 2005	Harris County - salary	$ 21281
3. 2006	State of Texas - salary	$ 120099
4. 2006	Harris County - salary	$ 1656
5. 2007 YTD	State of Texas - salary	$ 20834
6. 2007 YTD	Harris County - salary	$ 1250

B. Spouse's Non-Investment Income - *If you were married during any portion of the reporting year, complete this section.*
(Dollar amount not required except for honoraria.)

☐ NONE *(No reportable non-investment income.)*

DATE	SOURCE AND TYPE
1. 2006	Direct Energy - salary
2. 2007 YTD	Direct Energy - salary
3.	
4.	
5.	

IV. REIMBURSEMENTS -- *transportation, lodging, food, entertainment.*

(Includes those to spouse and dependent children. See pp. 25-27 of instructions.)

☐ NONE *(No reportable reimbursements.)*

SOURCE	DESCRIPTION
1. Exempt	
2.	
3.	
4.	
5.	

FINANCIAL DISCLOSURE REPORT Page 3 of 6	Name of Person Reporting Elrod, Jennifer W	Date of Report 03/29/2007

V. GIFTS. *(Includes those to spouse and dependent children. See pp. 28-31 of instructions.)*

☐ NONE *(No reportable gifts.)*

	SOURCE	DESCRIPTION	VALUE
1. Exempt			
2.			
3.			
4.			
5.			

VI. LIABILITIES. *(Includes those of spouse and dependent children. See pp. 32-34 of instructions.)*

☒ NONE *(No reportable liabilities.)*

	CREDITOR	DESCRIPTION	VALUE CODE
1.			
2.			
3.			
4.			
5.			

FINANCIAL DISCLOSURE REPORT Page 4 of 6	Name of Person Reporting Elrod, Jennifer W	Date of Report 03/29/2007

VII. INVESTMENTS and TRUSTS — *income, value, transactions (includes those of the spouse and dependent children. See pp. 34-37 of filing instructions)*

☐ NONE *(No reportable income, assets, or transactions.)*

A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
						If not exempt from disclosure			
	(1) Amount Code 1 (A-H)	(2) Type (e.g. div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g. buy, sell, merger, redemption)	(2) Date Month - Day	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. AMCENT: BEN GNMA	A	Dividend	J	T	Exempt				
2. DREYFUS INTER TERM INCOME FUND	A	Dividend	K	T					
3. Fidelity U.S. Bond Index Fund (457 Plan)		None	J	T					
4. Schwab MktMgr INTL (IRA)	C	Distribution	K	T					
5. Schwab S&P 500 Index		None	K	T					
6. Schwab Small Cap Index Fund	C	Distribution	K	T					
7. Schwab Total Stk Mkt-INV	A	Dividend	K	T					
8. Schwab Total Stk Mkt-SEL	B	Dividend	M	T					
9. Vanguard Growth Index Fund (457 Plan)		None	L	T					
10. Vanguard Lifestrategy Growth (IRA)	B	Dividend	M	T					
11. Vanguard College Savings Iowa (529)	A	Dividend	J	T					
12. US Savings Bonds	A	Interest	J	T					
13. Texas County and District Retirement System	A	Interest	J	T					
14. Employee Retirement System of Texas	B	Interest	K	T					
15.									
16.									
17.									

1. Income Gain Codes: (See Columns B1 and D4)	A =$1,000 or less F =$30,001 - $100,000	B =$1,001 - $2,500 G =$100,001 - $1,000,000	C =$2,501 - $5,000 H1 =$1,000,001 - $5,000,000	D =$5,001 - $15,000 H2 =More than $5,000,000	E =$15,001 - $50,000
2. Value Codes (See Columns C1 and D3)	J =$15,000 or less N =$250,001 - $500,000	K =$15,001 - $50,000 O =$500,001 - $1,000,000	L =$50,001 - $100,000 P1 =$1,000,001 - $5,000,000	M =$100,001 - $250,000 P2 =$5,000,001 - $25,000,000	

FINANCIAL DISCLOSURE REPORT	[illegible]	Date of Report
Page 5 of 6	Elrod, Jennifer W	03/29/2007

VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of Report.)*

FINANCIAL DISCLOSURE REPORT	[illegible]	[illegible]
Page 6 of 6	Elrod, Jennifer W	03/29/2007

IX. CERTIFICATION.

I certify that all information given above (including information pertaining to my spouse and minor or dependent children, if any) is accurate, true, and complete to the best of my knowledge and belief, and that any information not reported was withheld because it met applicable statutory provisions permitting non-disclosure.

I further certify that earned income from outside employment and honoraria and the acceptance of gifts which have been reported are in compliance with the provisions of 5 U.S.C. app. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature Jennifer W. Elrod **Date** March 30, 2007

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILFULLY FALSIFIES OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)

FILING INSTRUCTIONS

Mail signed original and 3 additional copies to:

Committee on Financial Disclosure
Administrative Office of the United States Courts
Suite 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544

FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

ASSETS				LIABILITIES			
Cash on hand and in banks		14	911	Notes payable to banks-secured			
U.S. Government securities-add schedule		6	073	Notes payable to banks-unsecured		7	460
Listed securities-add schedule		504	202	Notes payable to relatives			
Unlisted securities--add schedule				Notes payable to others			
Accounts and notes receivable:				Accounts and bills due			
Due from relatives and friends				Unpaid income tax			
Due from others				Other unpaid income and interest			
Doubtful				Real estate mortgages payable-add schedule		171	372
Real estate owned-add schedule		316	200	Chattel mortgages and other liens payable			
Real estate mortgages receivable				Other debts-itemize:			
Autos and other personal property		32	072				
Cash value-life insurance							
Other assets itemize:							
				Total liabilities		178	832
				Net Worth		694	626
Total Assets		873	458	Total liabilities and net worth		873	458
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor				Are any assets pledged? (Add schedule)	NO		
On leases or contracts				Are you defendant in any suits or legal actions?	NO		
Legal Claims				Have you ever taken bankruptcy?	NO		
Provision for Federal Income Tax							
Other special debt							

FINANCIAL STATEMENT

NET WORTH SCHEDULES

U.S. Government Securities	
Series EE Bonds	$ 6,073
Listed Securities	
AMCENT: BEN GNMA	$ 10,471
Dreyfus Inter Term Income Fund	19,908
Fidelity Retirement MM Fund	3
Fidelity U.S. Bond Index Fund	11,510
Schwab MKTMGR INTL	45,855
Schwab S&P 500 Index	19,156
Schwab Small Cap Index fund	38,705
Schwab Total STK MKT-INV	33,754
Schwab Total STK MKT-SEL	157,438
Vanguard Growth Index Fund	52,572
Vanguard Lifestrategy Growth	110,307
Schwab Money Market/Sweep Account	4,523
Total Listed Securities	504,202
Real Estate Owned	
Personal residence	$ 316,200
Real Estate Mortgages Payable	
Personal residence	$ 171,372

AFFIDAVIT

I, Jennifer Walker Elrod, do swear that the information provided in this statement is, to the best of my knowledge, true and accurate.

April 24, 2007
(DATE)

Jennifer W. Elrod
(NAME)

CATHRINE M. NORTON
NOTARY PUBLIC, STATE OF TEXAS
MY COMMISSION EXPIRES
JUNE 20, 2010

Cathrine M. Norton
(NOTARY)