

QUESTIONNAIRE FOR NOMINEES BEFORE THE COMMITTEE ON THE JUDICIARY,
UNITED STATES SENATE

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

P. Kevin Castel (also Peter Kevin Castel)

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

United States District Judge, Southern District of New York

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

**Cahill Gordon & Reindel
80 Pine Street
New York, NY 10005
(212) 701-3881**

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

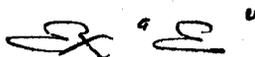
August 5, 1950; Jamaica (Queens County), NY

5. **Marital Status:** (include maiden name of wife, or husband's name). List spouse's occupation, employer's name and business address(es). Please also indicate the number of dependent children.

**Married since August 14, 1976 to Patricia A. Castel
(Patricia A. McLernon, Esq.). Patricia formerly
served as law clerk to the Hon Henry F. Werker,
United States District Judge, Southern District of
New York, and thereafter was a practicing lawyer
at Davis Polk & Wardwell; she is currently not
employed outside our home. We have two
dependent children.**

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

St. John's University, School of Law (attended 1972-75),



Co-Recipient (with spouse), Fidelitas Award, St. John's University (2002)
Best Lawyers in America (2001-02 edition)
Who's Who in America (Marquis 2001 edition)
Honoree, St. John's Law Review (2001)
President's Medal, St. John's University (2000)
Pietas Medal, St. John's University (1997)
Distinguished Alumni Award St. Vincent's College of St. John's University (1990)
St. Thomas More Scholar, St. John's School of Law (full tuition scholarship 1972-75)
Articles Editor, St. John's Law Review (1975)
Father Easterly Award (Outstanding Student Service) (1972)

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.

Federal Bar Council

* ✓ **President *Emeritus* (2002-present)**
✓ **President and Chairman of Executive Committee (2000-02)**
Officer and/or Trustee (various dates since 1982)

The Legal Aid Society

Board of Directors (2000-present)

New York State Bar Association

House of Delegates (1994-95)

Chair, Commercial and Federal Litigation Section (1993-94)

Officer and/or Executive Committee Member (various dates since 1989)

St. John's School of Law Alumni Association

1st Vice President (2002-present)

Officer and/or Director (various dates since 1990)

New York County Lawyers Association

American Bar Association

Association of the Bar of the City of New York

✓ **Committee on Professional and Judicial Ethics (1994-97)**

Ad Hoc Committee on Homelessness (1997-98)

✓ **Council on Judicial Administration (1997-99)**

Fellow, American Bar Foundation

Fellow, New York State Bar Foundation

Supreme Court Historical Society

American Judicature Society

Not applicable.

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

- (a) List chronologically any public offices you have held, federal, state or local, 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 nominations for appointed office for which were not confirmed by a state or federal legislative body.



Departmental Disciplinary Committee of the First Judicial Department (1988-94; 1997-2002); Hearing Panel Member (1988-90), Hearing Panel Chair (1990-93), Policy Committee Member (1997-2002). Appointed by the Presiding Justice of the Appellate Division, First Department. The Departmental Disciplinary Committee is the body responsible for attorney discipline in Manhattan and the Bronx.

Court Special Purpose Fund Committee, Eastern District of New York (2002-present); appointed by Chief Judge

Arbitrator, Eastern District of New York (1986-present); appointed by Chief Judge

Mediator, Southern District of New York (1994-present); appointed by Chief Judge

4th Congressional District Screening Committee for U.S. Military Academies (1995-96) appointed by Congressman Dan Friesa (NY).

Mayor's Panel on Martin Luther King, Jr. Institute for Law and Social Justice (1987-89); appointed by Mayor Edward I. Koch

Queens Community Board # 2 (approx. 1976-81); appointed by Thomas Manton, City Councilman

- (b) Have you ever held a position or played a role in a political campaign? If so, please identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

No.

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

**States International Trade Commission, Akzo N.V.
v. U.S. ITC, 808 F.2d 1471 (Fed. Cir. 1986).**

TLX Acquisition Corp. v. The Telex Corporation, Case No. CIV-87-2056-R, United States District Court, Western District of Oklahoma (1987). Acted as special counsel to board of directors of Telex Corporation on hostile tender offer and participated in litigation in Northern and Western Districts of Oklahoma, as well as Delaware and Oklahoma state courts, including arguing the constitutionality of the Oklahoma Takeover Disclosure Act. Judge: Hon. David L. Russell. Opposing Counsel: (now) Hon. John S. Martin, Jr., United States District Court, Southern District of New York, (212) 637-0228. Co-Counsel: Joel L. Wohlgemuth, Norman Wohlgemuth Chandler & Dowdell, 2900 Mid Continent Tower Tulsa, OK 74103, (918) 583-7571.

20. **Criminal History**: State whether you have ever been convicted of a crime, within ten years of your nomination, other than a minor traffic violation, that is reflected in a record available to the public, and if so, provide the relevant dates of arrest, charge and disposition and describe the particulars of the offense.

No.

21. **Party to Civil or Administrative Proceedings**: State whether you, or any business of which you are or were an officer, have ever been a party or otherwise involved as a party in any civil or administrative proceeding, within ten years of your nomination, that is reflected in a record available to the public. If so, please describe in detail the nature of your participation in the litigation and the final disposition of the case. Include all proceedings in which you were a party in interest. Do not list any proceedings in which you were a guardian *ad litem*, stakeholder, or material witness.

None.

-  22. **Potential Conflict of Interest**: Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern. Identify the 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.

I will comply with all existing codes governing judicial

conduct. For an indefinite period, I will not sit on cases in which my former firm appears as counsel. I will not sit on any case to which a former client is a party and is substantially related to the work I have done for that client.

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

No.

24. **Sources of Income:** List sources and amounts of all income received during the calendar year preceding the nomination, including all salaries, fees, dividends, interest, gifts, rents, royalties, patents, honoraria, and other items exceeding \$500. 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:** Complete and attach the financial net worth statement in detail. Add schedules as called for.

See attached net worth statement.

-  26. **Selection Process:** Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts?

Yes.

- (a) If so, did it recommend your nomination?

Yes.

- (b) Describe your experience in the judicial selection process, including the circumstances leading to your nomination and the interviews in which you participated.

I was interviewed by a federal judicial screening committee appointed by Governor George Pataki of New York. I was interviewed by members of the Office of White House Counsel, Office of Legal Policy of the Department of Justice and the FBI.

- (c) Has anyone involved in the process of selecting you as a judicial nominee discussed with you any specific case, legal issue or question in a manner that could reasonably be interpreted as asking or seeking a commitment as to how you would

rule on such case, issue, or question? If so, please explain fully.

No.