

**VACANCIES IN THE FEDERAL JUDICIARY**  
 ( Article III Judges only )  
 December 1, 1988

<u>COURT</u>	<u>VACANCY CREATED BY:</u>		
<b><u>DC CIRCUIT</u></b>			
Court of Appeals	Robert Bork	Res'd	2-5-88
<b><u>FIRST CIRCUIT</u></b>			
Court of Appeals	Frank Coffin	To ret.	2-1-89
<b><u>SECOND CIRCUIT</u></b>			
Court of Appeals	Irving Kaufman	Ret'd	7-1-87
New York (S)	Vincent L. Broderick	Ret'd	11-30-88
New York (S)	William C. Conner	Ret'd	3-31-87
New York (S)	Edward Weinfeld	Dec'd	1-17-88
New York (S)	Richard J. Daronco	Dec'd	5-21-88
New York (E)	Henry Bramwell	Ret'd	9-30-87
New York (E)	Mark A. Costantion	Ret'd	12-1-87
Vermont	Albert W. Coffrin	To ret.	1-31-89
<b><u>THIRD CIRCUIT</u></b>			
Pennsylvania (W)	Gerald J. Weber	To ret.	12-30-88
Pennsylvania (W)	Hubert I. Teitelbaum	Ret'd	7-2-85
Pennsylvania (M)	William J. Nealon	To ret.	1-1-89
Virgin Islands	Almeric L. Christian	Ret'd	12-31-86

**FOURTH CIRCUIT**

Maryland	Herbert F. Murray	To ret.	12-30-88
Maryland	Joseph H. Young	Ret'd	8-1-87
Virginia (E)	D. Dortch Warriner	Dec'd	3-17-86

**FIFTH CIRCUIT**

Court of Appeals	Robert M. Hill	Dec'd	10-19-87
Texas (S)	Gabrielle K. McDonald	Res'd	8-14-88
Texas (S)	John Singleton, Jr.	Ret'd	4-1-88
Louisiana (W)	John Duhe, Jr.	Elev'd	10-14-88

**SIXTH CIRCUIT**

Court of Appeals	Pierce Lively	To ret.	12-31-88
Kentucky (E)	Scott Reed	Ret'd	8-1-88

**SEVENTH CIRCUIT**

No Vacancies

**EIGHTH CIRCUIT**

Court of Appeals	Gerald W. Heaney	To ret.	12-31-88
Arkansas (W&E)	Elsijane Trimble Roy	To ret.	12-31-88

### NINTH CIRCUIT

Court of Appeals	J. Blaine Anderson	Dec'd	4-17-88
Court of Appeals	Anthony Kennedy	Elev'd	2-3-88
Court of Appeals	Warren J. Ferguson	Ret'd	8-1-86
Alaska	James M. Fitzgerald	To ret.	1-1-89
California (N)	Spencer Williams	Ret'd	2-24-87
California (N)	Robert F. Peckham	Ret.	11-10-88
Guam	Cristobal Duenas	Ret'd	1-1-88
Oregon	James M. Burns	To ret.	11-24-89

### TENTH CIRCUIT

Colorado	John P. Moore	Elev'd	5-14-85
Colorado	New position (P.L.98-353)		7-10-84
Kansas	Richard D. Rogers	To ret.	1-1-89

### ELEVENTH CIRCUIT

Alabama (S)	William Brevard Hand	To ret.	1-19-89
Alabama (N)	J. Foy Guin Jr.	To ret.	2-2-89
Florida (S)	Sidney M. Aronovitz	Ret'd	10-31-88

### FEDERAL CIRCUIT

	Shiro Kashiwa	Res'd	1-7-86
	Oscar H. Davis	Dec'd	6-19-88

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**\* Note:** Under Senate Rule 31, any nominee not acted on when the Senate adjourns for 30 days or more will be returned to the White House. The 100th Congress recessed on October 22, 1988.

**Total Vacancies:** Courts of Appeals 8  
District Courts 20

March 15, 1988, at its semiannual meeting, the Judicial Conference of the United States noted the adverse affect Article III judicial vacancies of more than 18 months have on the courts and litigants, and said that all such vacancies shall be considered "judicial emergencies."

As of December 1, 1988 the following Federal courts have "judicial emergencies:"

Court of Appeals for the Ninth Circuit  
Court of Appeals for the Federal Circuit  
Western District of Pennsylvania  
Eastern District of Virginia  
Southern District of New York  
Northern District of California  
District of Colorado  
District of Virgin Islands

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