

WILMERHALE

January 2, 2019

Alan E. Schoenfeld

VIA ECF

+1 212 937 7294 (t)
+1 212 230 8888 (f)
alan.schoenfeld@wilmerhale.com

Hon. David S. Tatel
c/o Office of the Clerk
United States Court of Appeals for the D.C. Circuit
E. Barrett Prettyman U.S. Courthouse and William B. Bryant Annex
333 Constitution Ave., NW
Washington, DC 20001

Re: *Jane Doe 2, et al v. Donald Trump, et al*, 18-5257 (Docketed August 29, 2018)

Dear Judge Tatel,

I am counsel to the Plaintiffs-Appellees in the above-captioned action, *Jane Doe 2, et al v. Donald Trump, et al* (the “*Jane Doe 2* Litigation”).

As you may know, Amy Lishinski, your former judicial law clerk, joined Wilmer Cutler Pickering Hale and Dorr LLP (“WilmerHale”) on November 7, 2018, as an associate in the firm’s Washington, DC office. Ms. Lishinski is a member of the Illinois Bar, and her waiver application seeking admission to the District of Columbia Bar is pending. Ms. Lishinski worked on the *Jane Doe 2* Litigation while clerking in your chambers during the 2017-2018 term.

Rule 1.12 of the Illinois Rules of Professional Conduct (i) bars a former judicial law clerk from representing a client in connection with a matter in which he or she participated personally and substantially while clerking, and (ii) describes notification and screening requirements that must be put in place to ensure that the former judicial law clerk does not share information regarding the matter with others at the firm. We are sending you this letter, which sets out WilmerHale’s compliance with the requirements of Illinois Rule 1.12. While there is no imputed conflict or screening requirement under DC Rule 1.11, Ms. Lishinski will not participate in this matter, or in any substantially related matter, given her personal and substantial participation as a judicial law clerk. *See* Comment 6 to DC Rule 1.11.

1. WilmerHale has taken the following steps to screen Ms. Lishinski from the *Jane Doe 2* Litigation:
 - a. Ms. Lishinski has not worked on the *Jane Doe 2* Litigation since her arrival at WilmerHale.
 - b. All WilmerHale lawyers and employees have been notified that Ms. Lishinski has been screened from the *Jane Doe 2* Litigation, that they should not discuss the

Hon. David S. Tatel
January 2, 2019
Page 2

Jane Doe 2 Litigation with her, and that she should not have access to any files concerning the *Jane Doe 2* Litigation.

- c. WilmerHale has erected electronic barriers blocking Ms. Lishinski's access to all information in the firm's computer network regarding the *Jane Doe 2* Litigation.
2. As Ms. Lishinski is a salaried employee, she will not share in any fees attributable to the firm's work on the *Jane Doe 2* Litigation.

If the Court requires any additional information concerning this matter, please let me know, and we will be happy to provide it.

Respectfully submitted,

/s/ Alan E. Schoenfeld

cc: All Counsel of Record