



CHAMBERS OF
CARLOS TIBURCIO BEA
U.S. CIRCUIT JUDGE

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

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October 21, 2005

Chairman, Judiciary Subcommittee on
Administrative Oversight and the Courts
Hart Senate Office Building
Washington, D.C. 20510

Re: Proposed Ninth Circuit Split Bill.

My dear Senator Sessions,

I am writing on behalf of recent (2000 and later) appointees to the U.S. Court of Appeals for the Ninth Circuit, in opposition to the proposed Bills to split our Circuit. I have been authorized by Judges Rawlinson, Clifton and Callahan to write you on their behalf.

Some of us took the Bench with some trepidation that the size of the Circuit and the volume of cases would result in inefficiencies; that the number of judges would result in lack of collegiality. Others had no such skepticism.

Regardless our views before joining the Ninth Circuit, all of us have been impressed with the efficiency with which the court dispatches its business and our procedures for maintaining a uniform federal jurisprudence in our Circuit.


Additionally, whether we were appointed by Democratic or Republican presidents, our experience is that the number of judges, the varied panels and the several locations in which we sit enhances rather than diminishes the enthusiasm and collegiality we have encountered.

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It is all too easy to look at the Ninth Circuit's size and case load from the outside and summarily conclude changes are needed. But take it from some recent arrivals who are on the inside its administrative efficiency is second to none.

Thank you for your consideration of our views. If you have any further questions, don't hesitate to ask them of us.

Very truly yours,


Carlos Tiburcio Bea
U.S. Circuit Judge