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**From:** Katyal, Neal

**Sent:** Wednesday, May 12, 2010 9:53 AM

**To:** Kneeder, Edwin S; Stewart, Malcolm L; Dreeben, Michael R; [REDACTED] (b) (6)

**Subject:** Elena's name on briefs, opps, appeal recs

From now on, until the outcome of her pending confirmation hearing, Elena will not be participating in new cases. All opps, appeal recs, etc., will not have her name on them, and [REDACTED] (b) (5) we should use my name as Acting SG.

There is a small universe of cases in which Elena has substantially participated already (this includes CVSGs where she chaired meetings, etc.). As to those cases, she very well may sign the briefs. With this email, I'd ask each Deputy sometime today to send me a full list of cases that you think fall into that category. Exclude matters in which you have had short conversations with her. This isn't a list regarding her recusals at the Supreme Court should she be confirmed; rather it is a list for her so that she knows what cases she might be signing briefs in.

Thanks,

Neal