



Jennifer Mascott

President Trump announced his intention to nominate Jennifer Mascott to serve on the United States Court of Appeals for the Third Circuit on July 16, 2025.

Career¹

- Bachelor of Science, University of Maryland at College Park, 1997
- Juris Doctor, George Washington University Law School, 2006
- Federalist Society, 2006-present
 - Executive Committee Member, Separation of Powers Practice Group, 2021-2025
- Law Clerk to the Hon. Brett M. Kavanaugh, United States Court of Appeals for the D.C. Circuit, 2006-2007
- Law Clerk to Associate Justice Clarence Thomas, Supreme Court of the United States, 2008-2009
- Adjunct Faculty, The George Washington University Law School, 2011-2013, 2015
- Of Counsel, Consovoy McCarthy Park PLLC, 2017-2019
- Antonin Scalia Law School at George Mason University, 2017-2024
 - Co-Executive Director, C. Boyden Gray for the Study of the Administrative State, 2021-2024
 - Co-Director, Administrative Law & Supreme Court Clinics, August 2017-August 2018
 - Faculty Director & Founder, Separation of Powers Student Litigation Clinic, December 2021-June 2024
 - Assistant Professor of Law (on leave from April 2019-January 2021)
- United States Department of Justice, April 2019-Jan. 2021
 - Deputy Assistant Attorney General, Office of Legal Counsel, April 2019-May 2020, November 2020-January 2021)
 - Associate Deputy Attorney General, May 2020-January 2021
- Volunteer Board Member, Rockville Pregnancy Clinic,² 2021-2023
- Volunteer, Trump Vance Transition 47, 2024-2025
- Associate Professor of Law, and Founder and Director of the Separation of Powers Institute, Catholic Law School, June 2024-present
- Senior Counsel to the President, White House Counsel's Office, March 2025-present

Record on Reproductive Freedom

- In 2021, Mascott testified before the Senate Judiciary Committee in support of Texas's SB8 anti-abortion and so-called "bounty" law³ – a law that banned abortion before most people know they are pregnant, encouraged neighbors to turn on each other for financial gain, and blatantly violated *Roe v. Wade* when it was enacted"

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- Mascott authored an amicus brief in a Supreme Court case in support of an extremist anti-abortion organization's attempt to restrict access to mifepristone nationwide.⁴
- She authored an amicus brief to the Supreme Court on behalf of 144 anti-reproductive freedom members of Congress that urged the Court to side with an anti-abortion center (a so-called "crisis pregnancy center"). The case centered on a challenge to a California law that aimed to enact protections for pregnant people seeking care. The law required unlicensed centers like the one who brought the case to disclose their non-medical status and provide information on abortion and contraception services to patients. In her brief, Mascott propagated disinformation about contraception and argued that "compelling" these anti-abortion centers "to promote referrals for abortion and include burdensome disclosures in their advertising" violated the First Amendment.⁵ The Supreme Court eventually struck down the California law in a 5-4 decision.
- Mascott's commitment to anti-abortion advocacy extends beyond her professional efforts and includes serving as a volunteer board member at an anti-abortion center called Rockville Pregnancy Clinic (now called the Rockville Women's Center (RWC)).⁶
- Mascott made a number of television appearances in the aftermath of the *Dobbs* decision where she lauded the Supreme Court's decision to overrule the federal constitutional right to abortion.⁷ In these appearances, she ignored the devastating implications the decision would have on people across the country, instead opting to push dangerous fetal personhood ideology⁸ and parrot the Trump administration's hollow argument that the decision would "return" the issue of abortion to the states.⁹

¹Jennifer Mascott, Questionnaire for Judicial Nominees, United States Senate Committee on the Judiciary (May 8, 2025).

² Rockville Pregnancy Clinic (now known as Rockville Women's Center (RWC)) is an anti-abortion center that regularly provides disinformation and withholds pertinent information and/or resources to pregnant people as an effort to keep patients from seeking abortion or contraceptive care.

³ Hearing of the U.S. Senate Committee on the Judiciary, titled "Texas's Unconstitutional Abortion Ban and the Role of the Shadow Docket," Prepared Statement for Testimony on Behalf of the Minority, Jurisdiction and the Supreme Court's Orders Docket, Sept. 29, 2021. Copy supplied. A video recording of the hearing is available at <https://www.senate.gov/isvp/?comm=judiciary&filename=judiciary092921>.

⁴ Brief of Amicus Curiae Mountain States Legal Foundation in Support of Respondents in No. 23-235, *U.S. Food and Drug Administration v. Alliance for Hippocratic Medicine* and No. 23-236, *Danco Laboratories v. Alliance for Hippocratic Medicine*, 602 U.S. 367 (2024).

⁵ Brief of 144 Members of Congress as Amici Curiae in Support of Petitioners in No. 16-1140, *National Institute of Family and Life Advocates v. Becerra*, 585 U.S. 755 (2018).

⁶ Jennifer Mascott, Questionnaire for Judicial Nominees, United States Senate Committee on the Judiciary (May 8, 2025).

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⁷ *Today Show* (NBC, June 25, 2022), available at <https://www.today.com/video/former-law-clerk-to-justice-thomas-kavanaugh-speaks-on-abortion-ruling-142822469994>; *Fox News* (Fox, June 26, 2022), available at <https://www.foxnews.com/video/6308533383112>.

⁸ *Today Show* (NBC, June 25, 2022), available at <https://www.today.com/video/former-law-clerk-to-justice-thomas-kavanaugh-speaks-on-abortion-ruling-142822469994>.

⁹ *Fox News* (Fox, June 26, 2022), available at <https://www.foxnews.com/video/6308533383112>.