

Alaska Judicial Council
Application for Judicial Appointment

Position(s) for which you wish to be considered:
Alaska Supreme Court

Date: June 21, 2007

I. Public Information (Questions 1-24)

Personal

1. (a) State full name* Daniel Edward Winfree
Name as it should appear on bar survey: Daniel E. Winfree
*Unless otherwise specified, this is how your name will appear on the bar survey.

(b) Have you ever used or been known by any other name? If so, please identify. No

2. How long have you been a resident of the State of Alaska immediately preceding the date of this application? ** 54 years 4 months
Total 54 years 4 months

** See AS 22.10.090; see also 1984 Inf. Op. Atty. Gen. (July 19; 366- 624-84).

3. How long have you been engaged in the active practice of law immediately preceding the date of this application? ** 25 years 0 months
Total 25 years 0 months

Nonlegal Education

4. State names and dates of attendance of all colleges and professional schools (other than law schools) ever attended and degrees and dates conferred. List any honors.

- University of California, Berkeley, Graduate School of Business
MBA, Real Estate and Urban Land Economics, December 1981
(attendance: September 1979 to December 1981, jointly with law school)
- University of Oregon, B.S., Finance, *cum laude*, June 1977
(attendance: September 1971 to June 1977, with various breaks in time)

Legal Education

5. List all law schools, dates attended and degrees conferred. If you did not receive a degree from any law school, please indicate.

- University of California, Berkeley, Boalt Hall School of Law, J.D., December 1981
(attendance: August 1978 to December 1981)

6. (a) Did you receive any honors in law school or belong to any honorary societies or groups?
 Yes No If yes, please give details. N/A

(b) Have you taken any CLE (continuing legal education) courses during the past five years?
 Yes No

Please describe or list. Please do not attach individual certificates of attendance.

- I was a panelist for three Alaska Bar Association CLE programs during the last five years, two on legal ethics issues and one on law/management issues for new lawyers. (I was a panelist for at least four or five other Alaska Bar Association and Western States Bar Conference CLE programs in prior years, covering trial practice issues and ethics issues.) I attended a variety of CLE programs at annual Alaska Bar Conventions (and otherwise) over the last five years, and I generally attend at least one CLE program on ethics issues every year. I would estimate that over my 25-year legal career, I have attended (live or by videotape) or been a panelist for 150 - 200 CLE programs in and outside of Alaska, covering a wide variety of topics, including ethics, professional malpractice litigation, tort and insurance law, real estate practice and litigation, probate administration, guardianships and conservatorships, corporate and commercial law, non-profit law and taxation, emerging trial practice issues, and substance abuse problems of lawyers and judges.

Military

7. Have you served in the armed forces (reserves or otherwise)? Yes No
If so, please provide the following information:

(a) Dates of service: _____

(b) Branch of service: _____

(c) Rank at time of discharge: _____

(d) Type of military discharge: _____

(e) Awards or citations: _____

(f) Have you ever been refused admission to or released from any of the armed services for reasons other than honorable discharge? Yes No If so, state the details.

Nonlegal Employment

8. Describe major nonlegal working experience. If you had a business or association that has been discontinued, please note whether there are unpaid debts or claims pending litigation.
- 1965 – 1972: In fifth grade, I started working for a Fairbanks architectural and engineering firm, and worked for that company until my second year of college. I started as the yard boy, shoveling and sweeping sidewalks and mowing lawns, then moved up to blueprint machine operator, and finally moved to land surveyor for the summers before my first and second years of college. During my last summer, I acted as crew chief and instrument-tech working with levels and transits.
 - 1973 – 1974: In the summer of 1973, I went to work for Sourdough Express, a freight/moving company owned by my grandfather in the 1920s and then by a different branch of the family by the time I was born. I became a member of Alaska Teamsters Local 959 and worked that summer packing furniture, primarily for military families rotating in and out of Ft. Wainwright, Eielson AFB, and Ft. Greely. By the end of the summer, I was driving tractor trailers. I returned to that job in 1974, but with the explosion of activity from the Trans-Alaska Pipeline, I moved to local freight delivery and some line-haul delivery to pipeline construction camps. I drove a wide variety of trucks and operated forklifts.
 - 1975 – 1976: After returning from college in June 1975, I took my first dispatch to pipeline construction camps, and I continued pipeline work through August 1976, when I went back for my final year of college. I lived at the Delta and Isabell Pass camps, working 7 days a week, 12 - 15 hours a day, as a materials expeditor, a dump-truck driver, and a bus driver for pipeline welders. During this 13 month period, I met and worked with the most diverse group of people imaginable. It was an experience of a lifetime.
 - 1977: After graduation from college, I took my first dispatch north of the Yukon River, living and working out of Galbraith Lake Camp, Chandalar Camp, and Pump Stations 3 and 4. During this four-month period, I operated large forklifts in a materials storage yard, drove flatbed trucks, and drove a bus for a maintenance crew. I was working next to the Trans-Alaska Pipeline as the first barrel of oil passed through our area in July 1977, and I still can recall seeing the “walkers” who were moving down the pipeline and monitoring the “pig” holding back the flow of oil as it made its way to Valdez.
 - 1978: In April 1978, the summer before I entered law school, I took my first dispatch to work at Prudhoe Bay. I worked as a warehouseman, then as a bus driver for a crew installing gathering lines, then as a combination bus driver/warehouseman, driving the pipe fabrication crew to the fabrication shop and then staffing the warehouse by myself during the night shift.
 - 1981: After my third year of law school, but before an extra semester required by my joint degree program, I worked for a construction company in Fairbanks as a quality control inspector. The project involved the burial of small sections of gas-line pipe in permafrost for the study of pipe movement. Over 25 years later, that gas line still is being studied.
 - I never have had an ownership interest in a business of any kind other than my law firms.

Legal Experience

9. Describe chronologically your legal employment since admission to law school. **Please provide dates, name of employer, name of supervisor or person who can verify employment, addresses, the reason you left the position, and a brief description of type of practice (i.e., insurance defense, criminal, appellate, general, litigation, etc.) for each position listed below.**

Current Employer: The Greater Fairbanks Community Hospital Foundation, Incorporated
Supervisor or name of contact person who can verify employment: Jeffrey J. Cook, President
Current address of this person: P.O. Box 71396
City Fairbanks State AK Zip 99707
Dates of Employment: From March, 2006 To Present
Description: Executive Director/General Counsel: responsible for the day-to-day business and legal affairs of non-profit owner (not operator) of community hospital with approximately \$500 million in assets and \$20 million in annual revenues.

In March of 2006, I took the position of Executive Director & General Counsel for The Greater Fairbanks Community Hospital Foundation, Incorporated ("The Hospital Foundation"). The Hospital Foundation is a tax-exempt, Alaska non-profit corporation that owns our local hospital campus and leases it to a regional hospital operator. However, under our arrangement, I am a 'leased-employee' to The Hospital Foundation from Winfree Law Office. The Hospital Foundation pays Winfree Law Office a gross monthly amount designed to cover my agreed-upon salary and all employer tax, insurance and retirement-plan obligations, and Winfree Law Office then generates the payroll for me. I am the only Winfree Law Office employee.

The Hospital Foundation also allows me to undertake a small amount of separate activity through Winfree Law Office, which can be divided into three categories. First, I continue to serve the Alaska Court System on a *pro bono* basis as the Special Master in the "CAPA Proceedings" initiated in 2002 and expected to conclude by the end of 2007. Second, I serve regularly as an arbitrator (single and as part of panels) and as a mediator for civil litigation matters. Finally, I continue to work on a very few remaining client files as I wind down my private practice.

Current Employer: Winfree Law Office, A Professional Corporation
Supervisor or name of contact person who can verify employment: *
Current address of this person: _____
City _____ State _____ Zip _____
Dates of Employment: From July, 1996 To Present
Description: Civil litigation, including personal injury, professional liability, products liability, contracts, corporate and commercial, probate, guardianship and conservatorship litigation; business law; real estate; probate administration.

*I opened Winfree Law Office in July of 1996 as a sole proprietor and a solo practitioner. I incorporated the business in 1998, and, in about 2000, I began adding lawyers to the firm. These lawyers can confirm my employment, and are in a position to provide the Council with other information relevant to my application, e.g., how I work with staff, how I work with law clerks and with other lawyers, and how my background and skills qualify me for this position. The following lawyers worked for Winfree Law Office between 2000 through 2006 and still reside in Alaska:

William B. Schendel
Schendel Law Office
250 Cushman Street, #500
Fairbanks, AK 99701
(907) 451-6500

Corinne M. Vorenkamp
Office of the District Attorney
455 Third Avenue, #150
Fairbanks, AK 99701
(907) 451-5970

Aimee Anderson Oravec
Richmond & Quinn
360 "K" Street, #200
Anchorage, AK 99501
(907) 276-5727

Shelley D. Ebenal
Birch, Horton, Bittner & Cherot
1127 W. Seventh Avenue
Anchorage, AK 99501
(907) 276-1550

Cassandra J. Tilly
Law Clerk to Judge Robert B. Downes
Alaska Superior Court, 101 Lacey Street
Fairbanks, AK 99701
(907) 452-9315

Previous Employers: *(In chronological order, most recent first)*

Employer: Winfree & Hompesch, PC
Supervisor or name of contact person who can verify employment: Richard W. Hompesch
Current address of this person: Hompesch & Evans, PC, 119 N. Cushman Street, #400
City Fairbanks State AK Zip 99701
Dates of Employment: From July, 1990 To July, 1996
Description: Civil litigation, including personal injury, professional liability, products liability, contracts, corporate and commercial, probate, guardianship and conservatorship litigation; business law; real estate; probate administration.
Reason for Leaving: To return to solo practice.

Employer: Law Office of Daniel E. Winfree
Supervisor or name of contact person who can verify employment: *
Current address of this person: _____
City: _____ State _____ Zip _____
Dates of Employment: From April, 1985 To June, 1990
Description: Valdez & Fairbanks general practice, including some criminal defense and family law, but emphasis on civil litigation and small business law.
Reason for Leaving: Formed new law firm, Winfree & Hompesch, P.C.

* In April of 1985, I opened a sole proprietorship and began to practice law on my own in Valdez, where my wife had taken the position of Administrator of the Valdez Community Hospital. I had no employees at that time, but I did share some common office space with and 'rent' staff from Valdez attorney William Bixby, who can confirm my practice there. In addition, attorneys William and Donna Walker were in the Valdez office of the Hughes, Thorsness law firm at that time, and they can confirm my Valdez practice, as well. I had considerable contact with these three attorneys during the two years I was in Valdez (and some contact in later years), and they also may provide information about my qualifications for the position.

William Bixby
BixbyFranciosi, PC
P.O. Box 1229
Valdez, AK 99686
(907) 835-4775

William & Donna Walker
Walker & Levesque, LLC
731 "N" Street
Anchorage, AK 99501
(907) 278-7000

In April of 1987, my wife and I returned to our native Fairbanks. I continued with my sole proprietorship and practiced by myself until July of 1990. During that time, I maintained a presence in Valdez as well as in Fairbanks. In Fairbanks, I rented office space from the law firm of Rice & Ringstad; Julian Rice no longer is in Alaska, but Kenneth Ringstad can confirm my Fairbanks practice from 1987 to 1990.

Kenneth P. Ringstad, Jr.
Paskvan & Ringstad, PC
714 4th Avenue, #301
Fairbanks, AK 99701
(907) 452-1205

Application for Judicial Appointment
Daniel E. Winfree

Previous Employers: (continued)

Employer: Perkins, Coie, Stone, Olson & Williams (n/k/a Perkins Coie)
Supervisor or name of contact person who can verify employment: Bruce Bookman*
Current address of this person: Bookman & Helm
471 W. 36th Avenue, #204
City: Anchorage State AK Zip 99503
Dates of Employment: From May, 1982 To March, 1985
Description: Associate: insurance defense, real estate and commercial work.
Reason for Leaving: Moved to Valdez when my wife was appointed hospital administrator there.

* My supervisor at Perkins Coie no longer is at that firm, as noted. James N. Leik was an associate attorney at the firm while I was there, and is a partner in the firm today. He also can confirm my employment, and, since he and I have had continued dealings throughout the years, he also can provide information about my qualifications for the position.

James N. Leik
Perkins Coie LLP
1029 W. Third Avenue, #300
Anchorage, AK 99501
(907) 279-8561

Employer: Schwabe, Williamson, Wyatt, Moore & Roberts (n/k/a Schwabe, Williamson & Wyatt, PC)
Supervisor or name of contact person who can verify employment: Robert D. Dayton (not my supervisor, but can verify my employment with the firm)
Current address of this person: Schwabe, Williamson & Wyatt
PacWest Center, 1211 SW Fifth Avenue, #1900
City: Portland State OR Zip 97204
Dates of Employment: From June, 1980 To August, 1980
Description: Summer clerk (between second and third years of law school): projects included real estate issues and transactions, corporate law issues, and civil litigation.
Reason for Leaving: Returned to law school.

Employer: Weiss, Derr & Descamp (later known as Weiss, Jensen, Ellis & Howard, and then merged into Holland & Knight, LLP)
Supervisor or name of contact person who can verify employment: Robert L. Weiss
Current address of this person: Holland & Knight, LLP
111 SW Fifth Avenue, #2300
City: Portland State OR Zip 97204
Dates of Employment: From June, 1979 To August, 1979
Description: Summer clerk (between first and second years of law school): projects included corporate law issues, tax law issues, and construction litigation.
Reason for Leaving: Returned to law school.

10. For the past five years, please indicate (approximately) the following:

(a) Percent of your practice that was:

	Civil	100%
	Criminal	_____
	Other	_____
		= 100%

(b) Percent:

	State	95%
	Federal	5%
	Other	_____
		= 100%

(c) Of practice in state courts, percent:

	Supreme Court	5%
	Court of Appeals	_____
	Superior Court	90%
	District Court	5%
		= 100%

(d) Frequency of appearance in court:
 Regularly Occasionally Infrequently Not at All

(e) Number of trials (by court or jury) you conducted in the past 5 years:
 None 1-5 6-15 16-30 31 or more
Comment: This number encompasses evidentiary hearings, primarily in probate court. As Special Master in the CAPA Proceedings (described in response to Question 23), I held many "ward claim" hearings before judges in Barrow, Bethel, Fairbanks and Anchorage. From a career standpoint, I would add another 16 - 20 trials and evidentiary hearings; seven of my trials, covering about 18 weeks of trial time, were jury trials.

(f) Percent of these trials which were: Jury _____ Non-Jury 100%
Comment: See (e) above.

(g) Approximate number of appellate matters handled: 5
Comment: From a career standpoint: 12 reported Alaska Supreme Court decisions, 1 pending; 6 - 10 unaccepted Petitions for Review; 4 - 8 superior court appellate matters

(h) Approximate number of arbitrations or administrative hearings:
 None 1-5 6-15 16-30 31 or more

- As arbitrator, 5 UM arbitrations, 2 ABA fee arbitrations; at least 1 disciplinary proceeding for ABA. Career: perhaps in the "31 or more" category. During my 2000 - 2003 term on the Alaska Bar Association Board of Governors, I participated in one very significant administrative matter involving the proposed re-admission of a previously disbarred attorney to the practice of law in Alaska. A Bar hearing committee recommended that the applicant be re-admitted to the Bar, but the Board of Governors rejected that recommendation and recommended to the Alaska Supreme Court that the applicant not be re-admitted to the Bar. I wrote the opinion for the majority position of the Board of Governors, which later was attached to and adopted as the Alaska Supreme Court's majority decision in the matter. See *In re Reinstatement of Wiederholt*, 89 P.3d 771 (Alaska 2004)

(i) Have you undertaken any *pro bono* work through a *pro bono* legal service provider (e.g. Alaska Legal Services, Alaska Network on Domestic Violence and Sexual Assault, etc.) during this period? Yes No

- I have been a participant in the Alaska Pro Bono Program since 1983. My last case was an FED defense in late 2002; I have not taken any newer cases because of my *pro bono* work as Special Master in the CAPA Proceedings.

11. List all the courts and administrative tribunals in the United States or elsewhere to which you are or have been admitted to practice, and the dates of admission.

- Alaska, June 4, 1982
- U. S. District Court for the District of Alaska, June 23, 1982
- Ninth Circuit Court of Appeals, July 6, 1982
- U. S. Tax Court, January 30, 1996

Public Service

12. List bar associations, sections and committees of which you are or have been a member or officer.

Alaska Bar Association
 Member, 1982 – Present
 Distinguished Service Award, May, 2007
 Board of Governors, 1990 – 1996, 2000 – 2003
 President, 1994 – 1995
 Treasurer, 1991 – 1993
 Secretary, 1990 – 1991
 Member, Ethics Committee, 1997 – 2000
 Member, Fee Arbitration Committee, 1997 – Present
 Member, Business Law, Corporate Counsel, Employment Law, Probate Law, Real Estate Law, and Torts Law Sections (at least one per year since 1982; currently Corporate Counsel)

Tanana Valley Bar Association
 Member, 1988 – Present

Western States Bar Conference
 Member 1994 – Present; President, 1997 – 1998

American Bar Association
 Member, 1982 – Present
 Member, General Practice, Litigation, Real Property/Probate/Trust Law, Tort and Insurance Practice, and Employment Sections (most years)

Association of Trial Lawyers of America
 Member, 1983 – 2006

Alaska Academy of Trial Lawyers
 Member, 1990 – 2006

13. List legal publications, if any (give title, subject and date of publications). Please include publications you have co-authored and the name(s) of the co-author(s). N/A

14. Have you ever applied for a judgeship? Yes No

Judgeship	Date	Appointed By Governor (Y/N)	Nominated By Council (Y/N)
Alaska Supreme Court	1996	N	N
See Pages 7(a) & (b), attached			

Application for Judicial Appointment
Daniel E. Winfree

14: Previous Judgeship Applications

In June of 2001, I asked to be considered for a vacancy on the U.S. District Court for the District of Alaska. Under the applicable process, a bar poll was conducted, the results were given to the Alaska Congressional Delegation, and the Delegation submitted three names to the President of the United States for possible appointment.

I finished 'fifth' in the bar poll, behind two Anchorage attorneys, a Palmer superior court judge and a Fairbanks superior court judge; just behind me was a Ketchikan superior court judge. The Delegation decided to choose from outside Anchorage, and the names of the Palmer, Fairbanks and Ketchikan superior court judges went to President George W. Bush. The Fairbanks judge received the appointment. Copies of relevant extracts from the bar poll follow (which, unfortunately, are somewhat marked-up).

Bar Poll Ratings of Candidates for U.S. District Court Judge Position
(ranked by adding extremely well qualified and well qualified to get total %)

NAME	EXTREMELY	WELL	TOTAL %
	WELL QUALIFIED	QUALIFIED	
Sanders	39.3	29.3	68.6
Callow	35.1	28.4	63.5
Cutler	30.9	28.9	59.8
Beistline	18.5	28.6	45.1
Winfree	13.3	28.3	41.6
Thompson	13.6	27.1	40.7
Murphy	16.6	20.0	36.6
Quinn	9.4	25.9	35.3
Pfiffner	7.9	16.8	24.7
Wilcox	4.5	16.6	21.1
Downes	8.7	11.4	20.1
Yerbich	3.8	11.7	15.5
Rosenbaum	3.8	9.9	13.7
Merriner	2.6	7.5	10.1
Jacobus	4.3	5.5	9.8
Miller	2.5	5.9	8.4
Cook	2.3	2.9	5.2
Michaelson	1.0	4.0	5.0
Skladal	2.1	2.6	4.7

Bar Poll Ratings of Candidates for U.S. District Court Judge Position
(ranked by extremely well qualified, then well qualified, then qualified)

NAME	EXTREMELY	WELL	QUALIFIED	NOT QUALIFIED	NUMBER OF PERSONS RATING
	WELL QUALIFIED	QUALIFIED			
Sanders	39.3	29.3	22.7	8.7	853
Callow	35.1	28.4	23.8	12.7	669
Cutler	30.9	28.9	26.0	14.2	915
Beistline	18.5	26.6	40.5	14.4	617
Murphy	16.6	20.0	33.6	29.8	669
Thompson	13.6	27.1	36.3	20.9	339
Winfree	13.3	28.3	42.5	16.0	445
Quinn	9.4	25.9	40.9	23.8	509
Downes	8.7	11.4	35.4	44.5	254
Pfiffner	7.9	16.8	41.2	34.1	405
Wilcox	4.5	16.6	45.9	33.0	379
Jacobus	4.3	5.5	24.3	65.9	877
Yerbich	3.8	11.7	37.2	47.3	505
Rosenbaum	3.8	9.9	35.4	50.9	342
Merriner	2.6	7.5	31.0	58.9	465
Miller	2.5	5.9	14.3	77.3	119
Cook	2.3	2.9	21.4	73.4	384
Skladal	2.1	2.6	20.9	74.3	191
Michaelson	1.0	4.0	9.0	86.0	100

Anchorage	Sanders	91.3	
	Callow	87.3	
Palmer	Cutler	85.8	No others over 80%
Fairbanks	Beistline	85.6	
	Winfree	84.0	

Application for Judicial Appointment
Daniel E. Winfree

In late 2005, I asked to be considered for another vacancy on the U.S. District Court for the District of Alaska, under the same process. I finished 'sixth' in the bar poll, behind the same Palmer superior court judge, behind two Anchorage superior court judges, (barely) behind a Fairbanks superior court judge, and behind the sitting U.S. Attorney; I was first among private practitioners. I was one of four applicants recommended to the President for appointment, was invited to the White House, and interviewed with White House Counsel and the Department of Justice. The sitting U.S. Attorney received the appointment. Copies of the relevant extracts from the bar poll follow (which, again, are somewhat marked-up).

Bar Poll Ratings of Candidates for U.S. District Court Judge Position
(Alpha order)

NAME	EXTREMELY WELL QUALIFIED	WELL QUALIFIED	TOTAL %
Tim Burgess	23.2	31.0	54.2
Larry D. Card	22.4	32.2	54.6
Morgan Christen	30.4	26.3	56.7
Kimberlee A. Colbo	2.0	14.6	16.6
Michael D. Corey	9.1	27.2	36.3
Beverly W. Cutler	28.0	27.5	55.5
D. Scott Dattan	4.2	9.1	13.3
Kenneth J. Diemer	9.9	13.6	23.5
Robert A.K. Doehi	5.9	15.7	21.6
Mary E. Fischer	0.6	0.0	0.6
Richard H. Foley, Jr.	13.4	19.9	33.3
Kathleen A. Frederick	3.4	9.0	12.4
Sigurd E. Murphy	20.2	22.4	42.6
Scott J. Nordstrand	9.7	11.1	20.8
Robert S. Noreen	6.5	9.3	15.8
David Pease	2.2	8.6	10.8
Frank A. Pfiffner	10.9	21.5	32.4
Timothy A. Schuerch	1.1	7.4	8.5
Margaret D. Stock	9.3	24.6	33.9
Daniel E. Winfree	25.3	26.1	51.4
Mark I. Wood	19.7	32.3	52.0
Thomas J. Yerbich	4.8	14.4	19.2

Bar Poll Ratings of Candidates for U.S. District Court Judge Position
Total Number of Bar Members Responding = 933
Candidates listed alphabetically

Percent of Responses by Category

NAME	% EXTREMELY WELL QUALIFIED	% WELL QUALIFIED	% QUALIFIED	% NOT QUALIFIED
Tim Burgess	23.2	31.0	33.2	12.6
Larry D. Card	22.4	32.2	32.9	12.5
Morgan Christen	30.4	26.3	31.6	11.7
Kimberlee A. Colbo	2.0	14.6	32.0	51.4
Michael D. Corey	9.1	27.2	40.6	23.2
Beverly W. Cutler	28.0	27.5	28.8	15.7
D. Scott Dattan	4.2	9.1	26.7	61.0
Kenneth J. Diemer	9.9	13.6	27.2	49.4
Robert A.K. Doehi	5.9	15.7	26.5	52.0
Mary E. Fischer	0.6	0.0	19.1	80.3
Richard H. Foley, Jr.	13.4	19.9	40.2	26.5
Kathleen A. Frederick	3.4	9.0	24.7	62.9
Sigurd E. Murphy	20.2	22.4	34.3	23.1
Scott J. Nordstrand	9.7	11.1	26.0	53.2
Robert S. Noreen	6.5	9.3	27.1	57.0
David Pease	2.2	8.6	28.6	60.6
Frank A. Pfiffner	10.9	21.5	41.0	26.6
Timothy A. Schuerch	1.1	7.4	23.2	68.4
Margaret D. Stock	9.3	24.6	28.6	37.5
Daniel E. Winfree	25.3	26.1	36.1	12.6
Mark I. Wood	19.7	32.3	33.3	14.6
Thomas J. Yerbich	4.8	14.4	44.1	36.8

87.5%

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15. Have you ever held public or political office, elective or appointive? [X] Yes [] No
- I recently was selected to serve on the Fairbanks North Star Borough Investment Advisory Committee, and my term expires in December of 2009. I was nominated by the FNSB Administration and confirmed by the Borough Assembly.

16. Please provide the Council with information that you would like the Council to consider about other legal and nonlegal organizations and clubs of which you are a member, including civic, charitable, religious, educational, social and fraternal organizations. Please indicate whether you participate in the organization's activities, or simply hold a membership. Your involvement in the community is one of the criteria the Council uses in its evaluations. The Council does not use affiliation with a particular group as a criterion except to the extent that it might raise questions of conflict of interest or would affect an applicant's ability to impartially apply the law.

Alaska Bar Foundation
President, 2007 - 2009
Board of Trustees, 2003 - Present

Alaska Legal Services Corporation
Regional Campaign Chair for Alaska Legal Services Corporation
1998 Partners In Justice Fund Raising Campaign
Alaska Pro Bono Program Participant, 1982 - Present

University of Alaska Museum of the North
Advisory Council, 2006 - Present

University of Alaska Foundation
UAF College of Fellows, 1992 - 2006
Executive Committee, 1995 - 1996; 2002 - 2004

Rotary Club of Fairbanks
Member, 1992 - Present
Board of Directors, 1994 - 1996, 2001 - 2006
President, 2004 - 2005
Secretary, 2002 - 2003
Treasurer, 2001 - 2002

Fairbanks Chamber of Commerce
Member, 1987 - 2006
Board of Directors, 1993 - 1994

Fairbanks North Star Borough
Investment Advisory Committee, 2007 - Present

Interior Girls Softball Association
Board of Directors, 2000 - 2005
President, 2003 - 2005

Monroe Foundation, Inc., HIPOW Auction (for Catholic Schools of Fairbanks)
Volunteer, 1987 - Present
Co-Chair, 2006 - 2007

Tanana Valley Campus, University of Alaska
Adjunct Faculty, 1989 - 1990 (Intro to Civil Litigation for Paralegal Program)

Prince William Sound Community College
Adjunct Faculty, 1985 - 1986 (Business/Mathematics)

17. Indicate (Yes or No) whether you have ever:

- (a) been arrested, charged with, pled guilty or *nolo contendere* to, or been convicted of the violation of any law or ordinance, or been requested to appear before any prosecuting or investigative agency in connection with any matter in any jurisdiction, including all traffic offenses, unless the fine was less than \$50 and there were no other sanctions?
 Yes No
- (b) failed to answer any summons or other legal process served upon you personally at any time? Yes No
- (c) as a member of any armed forces, been the subject of any charges which may have resulted in disciplinary action or court martial? Yes No
- (d) had any proceedings brought to have you declared a ward of any court or adjudged an incompetent? Yes No
If your answer is "yes" to any part of this question, state the facts in detail. Give the name and place of the court or agency, dates of the beginning and end of any action or proceeding, case numbers, and the judgment or other disposition.

18. (a) Has a tax lien or other collection procedure ever been instituted against you by federal, state or local authorities? Yes No
In particular, have you been the subject of any proceeding, criminal or civil, initiated against you by the Internal Revenue Service or a State Tax Office? Yes No
If so, give particulars, including case numbers.

(b) Have you ever been sued by a client? Yes No
If so, give particulars, including case numbers.

(c) Have you ever been a party in any other legal proceeding? Yes No

If so, give the particulars. Include all legal proceedings in which you were a party in interest, including petitioner or respondent in dissolution or divorce proceedings; a material witness; a named co-conspirator or correspondent; and subject or witness in any grand jury proceedings. Do not list proceedings in which you were sued only in a representative capacity (e.g. guardian ad litem, or as Commissioner of Natural Resources).

- Sometime between 1985 - 1987, when I was a sole practitioner in Valdez, I represented a client in a breach of contract and bad faith case against certain Underwriters and two of their agents, including Arthur E. Campbell-Husted, Co., their adjustor. The case arose over Underwriters' refusal to accept, defend and settle a third-party injury claim against my client covered by a P&I maritime policy issued by Underwriters. In its Answer, Campbell-Husted, Co. included a Counterclaim against my client and a Third-Party Complaint against me, personally, for defamation by the filing of the underlying Complaint.

The claims against my client and me were dismissed on summary judgment. My client's claim then was settled by Underwriters paying the underlying injury claimant \$50,000 and paying my client \$39,000. Underwriters and their agents then settled with me by agreeing to pay my professional liability insurer \$2,200 for attorney fees and agreeing to pay me \$3,500 to settle any potential malicious prosecution and abuse of process claim (\$1,000 of which was for my policy deductible).

- In February of 1992, when I was with Winfree & Hompesch, I agreed to represent James R. Schroedl and Robert Dalton (and the limited partnership they represented) in litigating their right to purchase a gold mine from a Fairbanks couple. James N. Prescott and Michael A. Flannery were competing with Schroedl/Dalton in the purchase of the gold mine. On behalf of Schroedl/Dalton, I filed an action in state court against the sellers and Prescott/Flannery to determine who had the legitimate right to buy the mine. After Prescott/Flannery were advised of the lawsuit, they waived whatever right they had to purchase the mine. Schroedl/Dalton consummated their purchase of the mine and the lawsuit was dismissed without prejudice.

Shortly thereafter, Prescott/Flannery sued my clients and Winfree & Hompesch (but not me personally), alleging (1) malicious prosecution of the underlying declaratory judgment lawsuit, (2) abuse of process in the underlying declaratory judgment lawsuit, (3) intentional interference with their alleged contract with the seller of the mine, and (4) intentional infliction of emotional distress. The claims against Winfree & Hompesch were dismissed on summary judgment. The case was dismissed on June 9, 1993, by stipulation; the costs/fees award against Prescott/Flannery was waived for a waiver of an appeal.

- Sometime in 1989, I believe, I witnessed an assault. I testified at the grand jury proceedings and at the trial of one (or both, if they were tried together) of the assailants.

19. State the nature and disposition of any of the following actions which apply to you:

- (a) Are there any unsatisfied judgments against you? Yes No

Have you ever defaulted in the performance of any court-imposed obligation, including payment of alimony or child support or compliance with another court order or decree?
 Yes No

In each case, list the name and address of the creditor, the court which rendered the judgment, the case number, the date, the amount of the judgment, and the circumstances on which such claim was based.

Has property owned by you been either judicially or non-judicially foreclosed?
 Yes No

- (b) Have you ever made an assignment for the benefit of creditors? Yes No

Have you ever filed any petition in bankruptcy? Yes No

References and Counsel Questionnaires*

- * **Please Note:** Letters of reference from these persons are confidential and will not be given to the applicant. If the reference asks (in writing) that the letter be shared with the governor, the Council will send designated letters and counsel questionnaires for each nominee. The applicant should not request a copy of the letter from the reference. (You **should not** list the Chief Justice of the Alaska Supreme Court.)

References or letters not solicited by the Council are considered public (with few exceptions) and will be sent to the governor for all nominees.

20. (a) List the names, addresses, including zip codes, and phone numbers of two persons whom the Judicial Council may contact who can discuss your general character and background.

Name: Deborah O'Regan, Executive Director
Address: Alaska Bar Association
P.O. Box 100279
City/State/Zip: Anchorage, AK 99501 Phone: (907) 272-7469

Name: John E. Binkley
Address: Alaska Riverways, Inc.
1975 Discovery Drive
City/State/Zip: Fairbanks, AK 99709 Phone: (907) 479-6673

- (b) List the names, addresses, including zip codes, and phone numbers of three other persons whom the Judicial Council may contact who can discuss your professional competence and qualifications for a judicial position.

Name: Honorable Niesje J. Steinkruger
Address: Alaska Superior Court
101 Lacey Street
City/State/Zip: Fairbanks, AK 99701 Phone: (907) 452-9313

Name: Michael P. McConahy
Address: McConahy, Zimmerman & Wallace
711 Gaffney Road, #202
City/State/Zip: Fairbanks, AK 99701 Phone: (907) 452-2211

Name: Stephen J. Van Goor, Bar Counsel
Address: Alaska Bar Association
P.O. Box 100279
City/State/Zip: Anchorage, AK 99501 Phone: (907) 272-7469

References and Counsel Questionnaires (continued)

- (d) List the names, addresses, including zip codes, and suite numbers where applicable, and phone numbers of each attorney involved in your three most recent cases that have gone to trial. Please do not list cases pending in the trial courts. (Applicants who are currently judges should list the three most recent trials they presided over.) List only those cases which have gone to trial within the past three years. Please include the judge's name and case names and numbers. *(Attach additional pages if necessary.)*

I have not had a full trial in the past three years. However, within the past three years I served as an arbitrator in the matters set forth below.

Case Number 1

Case Name: <u>Dowdy</u>	Case Number: <u>Arbitration</u>
v. <u>State Farm</u>	Judge Name: _____
Attorneys Involved:	
Name: <u>Jonathon A. Katcher</u>	Name: <u>Paul W. Waggoner</u>
<u>Pope & Katcher</u>	<u>Law Offices of Paul W. Waggoner</u>
Address: <u>421 W. First Avenue, #220</u>	Address: <u>632 Christensen Drive, #200</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Phone: <u>(907) 272-8577</u>	Phone: <u>(907) 277-0514</u>
Name: <u>William B. Schendel (Arbitrator)</u>	Name: <u>Kirsten T. Friedman (Arbitrator)</u>
<u>Schendel Law Office</u>	<u>Friedman, Rubin & White</u>
Address: <u>250 Cushman Street, #500</u>	Address: <u>1126 Highland Avenue</u>
City, State, Zip: <u>Fairbanks, AK 99701</u>	City, State, Zip: <u>Bremerton, WA 98337</u>
Phone: <u>(907) 451-6500</u>	Phone: <u>(360) 782-4300</u>

Case Number 2

Case Name: <u>Taylor</u>	Case Number: <u>Arbitration</u>
v. <u>State Farm</u>	Judge Name: _____
Attorneys Involved:	
Name: <u>William R. Satterberg</u>	Name: <u>Kimberlee A. Colbo</u>
<u>Satterberg Law Offices</u>	<u>Hughes Bauman, et al.</u>
Address: <u>709 Fourth Avenue</u>	Address: <u>3900 "C" Street, #1001</u>
City, State, Zip: <u>Fairbanks, AK 99701</u>	City, State, Zip: <u>Anchorage, AK 99503</u>
Phone: <u>(907) 452-4454</u>	Phone: <u>(907) 274-7522</u>
Name: <u>Ward Merdes (Arbitrator)</u>	Name: <u>J. John Franich, Jr. (Arbitrator)</u>
<u>Merdes & Merdes</u>	<u>Franich Law Office</u>
Address: <u>455 Third Avenue, #225</u>	Address: <u>1305 - 21st Avenue, #204</u>
City, State, Zip: <u>Fairbanks, AK 99701</u>	City, State, Zip: <u>Fairbanks, AK 99701</u>
Phone: <u>(907) 452-5400</u>	Phone: <u>(907) 456-5100</u>

Case Number 3

Case Name: <u>Petit</u>	Case Number: <u>Arbitration</u>
v. <u>Leader Insurance</u>	Judge Name: _____
Attorneys Involved:	
Name: <u>William R. Satterberg</u>	Name: <u>Jonathon A. Katcher</u>
<u>Satterberg Law Offices</u>	<u>Pope & Katcher</u>
Address: <u>709 Fourth Avenue</u>	Address: <u>421 W. First Avenue, #220</u>
City, State, Zip: <u>Fairbanks, AK 99701</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Phone: <u>(907) 452-4454</u>	Phone: <u>(907) 272-8577</u>
Name: <u>Timothy D. Dooley (Arbitrator)</u>	Name: <u>J. John Franich, Jr. (Arbitrator)</u>
<u>Dooley Law Office</u>	<u>Franich Law Office</u>
Address: <u>921 W. Sixth Avenue, #200</u>	Address: <u>1305 - 21st Avenue, #204</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Fairbanks, AK 99701</u>
Phone: <u>(907) 279-7327</u>	Phone: <u>(907) 456-5100</u>

References and Counsel Questionnaires (continued)

- (e) List the names, addresses, including zip codes, and suite numbers where applicable, and phone numbers of each attorney involved in your three most recent cases that did not go to trial but in which you did significant work. Please do not list cases pending in the trial courts. (Applicants who are currently judges should list the three most recent cases they presided over that did not go to trial but in which they did significant work.) Please include the judge's name and case names and numbers. (*Attach additional pages if necessary.*)

Case Number 1

Case Name: <u>William Toman</u>	Case Number: <u>4FA-04-1855 Civil</u>
v. <u>Pacific Alaska Forwarders, et al.</u>	Judge Name: <u>Mark Wood</u>
Attorneys Involved:	
Name: <u>Daniel C. Kent</u>	Name: <u>Michael P. McConahy</u>
<u>Birch, Horton, Bittner & Cherot</u>	<u>McConahy, Zimmerman & Wallace</u>
Address: <u>1127 W. Seventh Avenue</u>	Address: <u>711 Gaffney Road, #202</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Fairbanks, AK 99701</u>
Phone: <u>(907) 276-1550</u>	Phone: <u>(907) 452-2211</u>
Name: <u>Grant E. Watts</u>	Name: _____
<u>Holmes, Weddle & Barcott</u>	_____
Address: <u>701 W. Eighth Avenue, #700</u>	Address: _____
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: _____
Phone: <u>(907) 274-0666</u>	Phone: _____

Case Number 2

Case Name: <u>Lori Ellison</u>	Case Number: <u>4FA-99-1171 Civil</u>
v. <u>Ballam/Jackson, et al.</u>	Judge Name: <u>Mary E. Greene</u>
Attorneys Involved:	
Name: <u>Lance C. Parrish</u>	Name: <u>William B. Schendel</u>
<u>Parrish Law Office</u>	<u>Schendel Law Office</u>
Address: <u>536 Fourth Avenue</u>	Address: <u>250 Cushman Street, #500</u>
City, State, Zip: <u>Fairbanks, AK 99701</u>	City, State, Zip: <u>Fairbanks, AK 99701</u>
Phone: <u>(907) 456-4070</u>	Phone: <u>(907) 451-6500</u>
Name: <u>David M. Freeman</u>	Name: <u>Michael Flanigan/Christian Bataille</u>
<u>Holmes, Weddle & Barcott</u>	<u>Walther & Flanigan</u>
Address: <u>701 W. Eighth Avenue, #700</u>	Address: <u>1029 W. Third Avenue, #250</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Phone: <u>(907) 274-0666</u>	Phone: <u>(907) 279-9999</u>

Case Number 3

Case Name: <u>Morris Thompson Estate</u>	Case Number: <u>C01-1924 CRB (Cal. Federal)</u>
v. <u>Alaska Airlines</u>	Judge Name: <u>Charles Breyer</u>
Attorneys Involved:	
Name: <u>Brian Panish</u>	Name: <u>Robert L. Richmond</u>
<u>Panish, Shea & Boyle</u>	<u>Richmond & Quinn</u>
Address: <u>11111 Santa Monica Blvd., #700</u>	Address: <u>360 "K" Street, #200</u>
City, State, Zip: <u>Los Angeles, CA 90025</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Phone: <u>(310) 477-1700</u>	Phone: <u>(907) 276-5727</u>
Name: _____	Name: _____
_____	_____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____
Phone: _____	Phone: _____

Writing Sample

21. Attach one example of a brief, memorandum of law, or legal opinion or similar example of legal writing (10-20 pages in length; 15-25 pages for appellate positions) prepared solely by you within the last five years. Please choose a sample that reflects your ability to do legal research and analysis. If you do not have a good sample of this length, include an excerpt from a longer writing. Make sure the sample contains sufficient facts to make it understandable. (Some reply briefs may not meet these requirements.)

Please do not submit: (a) coauthored writing samples, (b) samples with confidential information unless redacted to remove such information, (c) longer writing samples.

22. Has any **public** sanction been imposed against you in response to a complaint, charge or grievance brought against you as an attorney or a judge? Yes No

Have formal grievance procedures been brought against you? Yes No
See Bar Rule 22(b) & (e) concerning public grievance procedures against attorneys, and AS 22.30.011(b) and .060(b)(3) concerning public grievance procedures against judges.

Have you ever been held in contempt of court? Yes No

In each case, state in detail the circumstances and the outcome. N/A

Additional Comments (Non-Confidential)

23. Please make any additional comments that you wish to bring to the Council's attention about your experience and suitability for this judgeship.

General

I grew up in a Fairbanks of less than 10,000 people. Life was simple, no one seemed to have too little or too much, and doors were left unlocked. With pioneer days still in recent memory, we were raised to be self-sufficient, taught not to be indifferent to the needs of others, and encouraged to use our talents to make a difference in whatever we might do.

At the end of my law school days at Berkeley, many of my friends were rushing off to practice with large firms in New York, Washington, D.C., Chicago, Los Angeles, and San Francisco, and none of them could understand why I preferred to return home to Alaska. I did not bother trying to explain the call of the wild. I did, however, tell them that Alaska still was young, and that because of its smaller population and legal community, an individual lawyer could make real differences in the lives of Alaskans and in the practice and profession of law in Alaska. I came back to make a difference.

I have done my best to make a difference, one client at a time, demonstrating that the legal system is alive and well and can be accessed in a timely, cost-effective and not-too-overwhelming manner. I have done my best to make a difference with opposing parties and attorneys, by dealing with them in a fair and straightforward manner and by demonstrating that even serious litigation or negotiation can be handled in a reasonably amicable and efficient fashion.

I have done my best to make a difference in the legal profession. I have contributed years of effort to the regulation of the practice of law in Alaska, addressing significant issues facing the Bar and the judiciary. My service on the Board of Governors, including my year as President of the Bar, was a most rewarding experience, as was my service as President of the Western States Bar Conference. I am pleased to be able to continue that kind of public service as the current President of the Alaska Bar Foundation.

Application for Judicial Appointment
Daniel E. Winfree

Additional Comments (*Continued*)

I also have done my best to make a difference in the Fairbanks community. My community service is set out elsewhere, but in addition to that outline of activities, I have volunteered many hours to other community-based projects, whether it was picking up garbage on the annual clean-up day, providing free or discounted legal services to non-profit groups, or participating in *ad hoc* committees and panels looking to improve Fairbanks.

The upcoming vacancy on the Court provides a unique opportunity to continue public service on yet another level. Every candidate for a judicial position has specific strengths to offer. My strengths include a desire to continue to make a difference through public service, a 25-year history of very broad civil law experience, a 13-year record of involvement in the regulation of the practice of law and the provision of legal services to the public, and a strong demonstration of the analytical, reasoning and writing skills necessary to sit on Alaska's highest court.

Practice Background

In some respects, 25 years of practice have gone by in a blink of an eye. Looking back demonstrates to me how fortunate I have been to have worked on so many interesting and important issues and with so many wonderful lawyers throughout Alaska. The following is an attempt to summarize some of the important issues and areas of law I have dealt with over the last 25 years:

Constitutional Claims. In my first few years of practice, I took to the Alaska Supreme Court the issue of whether an individual subject to civil forfeiture of property (and rendered indigent as a result of that forfeiture) had a constitutional right to the appointment of counsel at the State's expense. *See Resek v. State*, 706 P.2d 288 (Alaska 1985). In later years, representing the City of Fairbanks and its officials and police officers, I defended against federal and state constitutional claims (due process, free speech, equal protection, defamation and right to petition). *See Hildebrandt v. City of Fairbanks*, 952 P.2d 974 (Alaska 1998) (police pursuit—federal due process claims); *Miller v. City of Fairbanks*, 4FA-96-00579C1 (jury trial February 1999, before Judge Mary E. Greene, constructive discharge under state whistleblower and state and federal free speech and equal protection rights); *Lowell v. City of Fairbanks*, 117 P.3d 745 (Alaska 2005) (defamation and state constitutional rights).

Statutory Claims/Issues. I have been involved in state whistleblower claims, state and federal wage and hour claims, state and federal anti-discrimination claims, state consumer protection claims, federal debt-collection practices claims, uniform commercial code claims, state and federal 'Miller Act' claims, state workers' compensation claims/issues, construction contractor/bond claims, statutory lien enforcements, and wrongful death actions.

General Civil Matters and Other Civil Litigations. I have been involved in transactions and litigation in the following areas: real estate and personal property, corporations, commercial contracts, employment contracts, securities offerings, and trusts and estates. I have been involved with over 100 injury/death claims over the years, both plaintiff and defense, including negligence and product liability claims, airplane accidents, vehicular accidents, and industrial accidents. I have handled a number of insurance coverage disputes, and have substantial experience in probate and guardianship/conservatorship/trustee-ship matters. I have been involved in class action litigation, and I have litigated cases in Fairbanks, Valdez, Anchorage, Juneau and Nome.

Additional Comments (*Continued*)

Administrative Agencies. In addition to my adjudicative and rule-making responsibilities on the Alaska Bar Association Board of Governors, I have served as a government agency hearing officer, as independent counsel to government agencies or their employees, and as counsel to a municipality in connection with its own administrative hearing procedures. I have practiced before the Alaska Human Rights Commission, the Alaska Department of Labor, and the U. S. Department of Housing & Urban Development.

Representative Client Descriptions. I have represented municipalities and their employees, police departments and police officers, a regional Native corporation, a Native housing authority, the State of Alaska, banks and other financial institutions, tourism companies, criminal defendants, people getting divorced, trustees, personal representatives, guardians, conservators, wards (as guardian-ad-litem), injured people, insurance companies, insureds, small and very large corporations, shareholders, partnerships, partners, limited liability companies, lawyers, doctors, accountants, employees, employers, debtors, creditors, business sellers, business buyers, property sellers, property buyers, realtors, title companies, landlords, tenants, contractors, schools, and unions.

Bar Association Matters

During my nine years of service on the Alaska Bar Association Board of Governors, I participated in many disciplinary and bar-admission matters, and I presided over a number of formal hearings before the Board. I also served as the Board's Disciplinary Liaison for several years; under the Bar Rules, the Disciplinary Liaison has review and approval duties with respect to certain Bar Counsel actions. I participated in a number of Bar Rule amendments over the years, as well, recommending rule changes to the Supreme Court. Bar Counsel and his staff are in a position to provide the Council with their evaluation of my performance this area.

CAPA Proceedings

In early 2002, a for-profit company that acted as guardian and/or conservator for many incapacitated individuals, Community Advocacy Program of Alaska ("CAPA"), came under court scrutiny in Anchorage. It became apparent that money belonging to wards was missing and that there were significant and troubling management issues with CAPA. CAPA was removed as the fiduciary in a number of cases, and then, in early May of 2002, CAPA filed for bankruptcy protection.

Fairbanks Superior Court Judge Niesje Steinkruger appointed me as Special Master in an administrative proceeding set up for CAPA matters, Case No. 4FA-02-1037. I agreed to serve on a *pro bono* basis, and my role was to review all of the Fourth Judicial District files in which CAPA was a fiduciary to determine the extent of any financial improprieties. Anchorage Superior Court Judge Elaine Andrews then created a similar administrative file in Anchorage and consolidated it with the Fairbanks proceedings, thereby extending my Special Master duties to the Third Judicial District. As a courtesy to the judges in the Second Judicial District, I covered cases in Barrow, as well.

The matter became very complex. In addition to reviewing files from Fairbanks, Bethel, and Barrow, I became a representative of the wards in connection with litigation that was instituted by the bankruptcy trustee against insurers for CAPA and against certain of CAPA's professional advisors. I participated in the settlement of the litigation and the creation of a settlement fund for ward claims, I made determinations of allowable claims for wards, and I am in the process of distributing the final payments to wards. The claim determination process involved presentations in probate courts in Fairbanks, Bethel and

Additional Comments (Continued)

Barrow in all of the affected files, as well as a later hearing in Bethel and two days of hearings in Anchorage with Superior Court Judge Pro Tem Peter Ashman. I estimate that by the time my appointment is terminated, at the usual rates I would have charged for my time and that of all of the law clerks, legal assistants and other counsel in my office that worked on this matter with me, the total amount of time donated to the Alaska Court System will exceed \$200,000.

Judges Steinkruger and Ashman are in a position to provide the Council with an evaluation of my performance as Special Master:

Niesje J. Steinkruger
Superior Court Judge
101 Lacey Street
Fairbanks, AK 99701
(907) 452-9313

Peter G. Ashman
Pro Tem Judge
125 Trading Bay Drive, #100
Kenai, AK 99611
(907) 283-8510

24. Please indicate whether you prefer to be interviewed in public session or in private session. Your choice of a public or private interview has no bearing on the Council's determination of your qualifications or on the questions the Council may ask. You may change your request in writing at any time before the interview starts.

Public Interview Private Interview

25. Please prepare a brief biographical statement (**limited to 150 words**) about your background, legal education, and legal experience. Please do not list personal information about minor children. Your picture and a copy of this statement will be scanned and posted on the Council's website after the application deadline. In its bar survey, the Council will invite attorneys to review the information if they wish to become more familiar with your background and experience. Use the form on the following page for your biographical statement. Please leave the box at the top empty. The Council will use this space for your scanned picture. **To be fair to all applicants, the Council will strictly enforce the 150 word limit.**

If you object to the posting of your picture on the Council's website, please indicate your objection below. If you object, we will not post your picture, although you still must submit twelve photographs of yourself with your application.

If you check this box we will not post your picture on the website.

Biographical Statement

Name: Daniel E. Winfree

Position(s) for which you wish to be considered:

Alaska Supreme Court

Date: June 21, 2007

Please leave this area blank

I'm a third-generation Fairbanksan, born in Territorial Alaska, raised by the Golden Rule and the Code of the North, and encouraged to make a difference.

In 1981, I left University of California, Berkeley's Boalt Hall School of Law and Graduate School of Business with a J.D./MBA. I started with a national law firm in Anchorage, was a solo in Valdez, and for 20 years have been in solo/small-firm settings in Fairbanks. I'm now Executive Director/General Counsel for The Fairbanks Hospital Foundation, and I look back on 25 years of broad civil practice, 13 years of Bar service (9 on the Board of Governors, 4 on the Bar Foundation), and many fascinating experiences as a lawyer in Alaska.

I made a difference for clients and with the Bar, and now I'd like to make a difference for all of Alaska by serving on the Supreme Court.

Certification and Waiver

I hereby certify that, to the best of my knowledge, the information provided on this application is true and complete; and that I am a citizen of the United States and of the State, and will be eligible to be licensed to practice law in Alaska at the time of expected appointment (Ak. Const. Art IV; § 4).

I waive any privilege of confidentiality I may have with respect to information concerning my qualifications for judicial office that the Judicial Council may desire to obtain. I specifically authorize the Council to obtain and examine my personnel files from current and past employers, including all files maintained by the Alaska Court System, and to obtain information, records and documents regarding me from any credit reporting agency, any law enforcement agency, any bar association, any occupational licensing board, any educational institution, and any disciplinary body, including specifically the Alaska Bar Association and the Alaska Judicial Conduct Commission. I further authorize these institutions, organizations, and individuals, and any other institutions, organizations and individuals to make available to the Council all confidential and non-confidential documents, records and information concerning me that the Council may request.

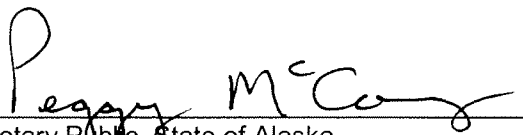


Signature of Applicant

Daniel E. Winfree
Typed Name

June 21, 2007
Date

Subscribed and sworn to before me this 21st day of June, 2007.



Notary Public, State of Alaska
My Commission expires: 10/2/2010