

Alaska Judicial Council

Application for Judicial Appointment

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

Juneau Superior Court

Date: July 20, 2021

I. Public Information (Questions 1-24)

Personal

1. (a) State full name* Marianna Camille Carpeneti
Name as it should appear on bar survey: Marianna Carpeneti
* 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 names or pseudonyms? If so, please identify. Mari Carpeneti
2. How long have you been a resident of the State of Alaska immediately preceding the date of this application? **

	<u>9</u> years	<u>1</u> months
Total	<u>36</u> years	<u>3</u> months
3. How long have you been engaged in the active practice of law immediately preceding the date of this application? **

	<u>9</u> years	<u>0</u> months
Total	<u>9</u> years	<u>0</u> 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.

Davidson College: BA in Classics.

Dates of attendance: August 2001 - May 2005.

Honors: Graduated cum laude; departmental honors in Classics; invited to present part of my honors thesis at ACS Undergraduate Classics Symposium.

California State University, Long Beach: no degree conferred.

Dates of attendance: June - August, 2004.

I took classes in geology and math in order to complete requirements for my undergraduate degree at Davidson.

University of Alaska, Southeast: no degree conferred.

Dates of Attendance: September 2005 - May 2006.

I took classes in marine electrical wiring, and diesel engine mechanics.

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

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 Washington School of Law
Dates of attendance: September 2009 - May 2012.
Graduated May 2012, Juris Doctor.

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.

I served as the Director of the Rural Tax Assistance Program (see Question 10(i) for further details). I also served as Treasurer of the Native American Law Students Association (with a board of three fellow students, we more than doubled our membership, planned and executed four major events, exponentially increased fundraising, and used the money raised to send four students to the Indian Law Conference of the Federal Bar Association). I also served as a member of the Immigrant Families Advocacy Project.

- (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.

2016: Nine CLE credits, including Torts Section meetings, and Tech Tock, Tech Tock: Social Media and the Countdown to Your Ethical Demise.
2017: 12 CLE credits, including at the Alaska Bar Convention (Negotiation Ethics, Civil Justice Reform, Lawyer Incivility, Professionalism, and Enforcement); Civility in the Practice of Law (an ethics CLE put on by the Juneau Bar Association); The Names Have Been Changed to Protect the Innocent: From Bar Counsel's Hotline Files (with Bar Counsel Nelson Page); and Torts/Personal Injury Section Meetings.
2018: 12 CLE credits, including at the 2018 Alaska Bar Convention and Torts/Personal Injury Section meetings.
2019: Three CLE credits (Client Intake, Malpractice Avoidance, & Succession Planning – Musings of a Risk Manager).
2020: 10 CLE credits, including section meetings for Probate/Elder Law and Family Law; Just Mercy Webinar; Strategies for Wellness: Substance Abuse & Health in the Practice of Law; Becoming a Judge in Alaska: The Judicial Selection Process Explained; and Representing a Criminal Defendant on Appeal.
2021: One CLE credit to date (Nota-what now?! Recent Changes to the Alaska Notarization Requirements).

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.

Question 6(b): CLEs taken in the past five years

2016: Nine CLE credits, including:

- Torts/Personal Injury Section meetings
- Tech Tock, Tech Tock: Social Media and the Countdown to Your Ethical Demise

2017: 37 CLE credits (21.25 General; 15.75 Ethics). These included:

- Subrogation Law (from Richmond & Quinn)
- Elder Abuse, Neglect, & Financial Exploitation (ALSC)
- Appellate Law Practice (Judge Mannheimer)
- Alaska Bar Convention (Negotiation Ethics, Civil Justice Reform, Lawyer Incivility, Professionalism, and Enforcement; Metadata & Privacy)
- Fundamentals of Appellate Practice (in-house training at Dept. of Law)
- Deposition Training (in-house training at Dept. of Law)
- The Role of Gender in the Art of Advocacy
- Civility in the Practice of Law (an ethics CLE put on by the Juneau Bar Association);
- The Names Have Been Changed to Protect the Innocent: From Bar Counsel's Hotline Files (with Bar Counsel Nelson Page)
- State Agency Training through NAGTRI
- Implicit Bias Training
- Medical Records in Litigation

2018: 16 CLE credits (13 general; 3 ethics). These included:

- Alaska Bar Convention attendance
- Office of Administrative Hearings Training (in-house training at the Dept. of Law)
- Expert Deposition Training (in-house training at the Dept. of Law)
- Torts/Personal Injury Section meetings)

2019: Three CLE credits (Client Intake, Malpractice Avoidance, & Succession Planning – Musings of a Risk Manager).

2020: 10 total, including:

- April 14 Probate/Elder Law Section Meeting: SB 241 & Coronavirus Planning
- May 5 Family Law Section Meeting: 2020 cases in review
- June 26: Just Mercy Webinar (ethics)
- Sept. 24: Strategies for Wellness: Substance Abuse & Health in the Practice of Law (ethics)
- October 8: Becoming a Judge in Alaska: The Judicial Selection Process Explained (part ethics)
- November 6: Representing a criminal defendant on appeal

2021: (1 to date):

- January: Nota-what now?! Recent Changes to the Alaska Notarization Requirements
- (I am registered for the Alaska Bar Convention, and anticipate attending that in September 2021.)

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.

Legislative Staffer, 2006 and 2009

In 2009 I worked as the Chief of Staff for Alaska State Representative Robert Herron. In this position I managed the office; tracked the capital, operating, and supplemental budgets; promoted Rep. Herron's legislative agenda through research and committee testimony; and hired office staff. I also worked as the Committee Aide for the House Health and Social Services Committee.

During the 2006 session, was a legislative aide to Rep. Mary Kapsner (now Peltola), Rep. Herron's predecessor. I worked with constituents, was Rep. Kapsner's aide in the Transportation Committee, wrote the weekly newsletter, and carried out other duties as assigned.

Backroads Active Travel, summer and fall, 2007-2008

I worked as a trip leader in Tuscany, Alaska, and Vermont. Along with two other leaders I was in charge of every detail of each six-day bicycle trip, maintained bikes, demonstrated routes, coordinated subcontractors, prepared food, and supported riders along the route.

Carpentry: Summers 2000-2006, Fall 2005, Fall-Spring 2007-2008

I had a handyman's license and worked in Juneau with Jim Asper, an experienced carpenter. Work included rough and finished carpentry, flooring, electrical installations, plumbing, and kitchen and bathroom remodels. There are no unpaid debts or claims pending litigation in connection with this business.

Legal Experience

9. Describe chronologically your legal employment since admission to law school. Please provide dates and location of employment, name of employer, name AND CURRENT ADDRESS OF supervisor or person who can verify AND COMMENT ON YOUR employment, 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. IF YOU ARE CURRENTLY A TRIAL COURT JUDGE, PLEASE LIST YOUR PRESIDING JUDGE. FOR PAST JUDGESHIPS, PLEASE LIST THE JUDGE WHO LAST PRESIDED DURING YOUR TIME ON THE BENCH.

The Council will ask for comments from your current and former employers about your employment and your judicial qualifications. You may choose to list other persons as character and professional references in response to Question 20 of this application.

If the supervisor or contact person asks (in writing) that the letter be shared with the governor, the Council will send designated letters for each nominee. The applicant should not request a copy of the letter from the reference. References or letters not solicited by the Council are considered public (with few exceptions) and will be sent to the governor for all nominees.

Current Employer: Carpeneti Law Office, L.L.C.

Supervisor or name of contact person who can verify employment: I am self-employed.

Current address of this person: _____

City _____ State _____ Zip _____

Dates and location of Employment: From 05/01/2020 To present City Homer State AK

Job title and description:

I opened a solo practice when my family moved to Homer. I work about half time, and my practice includes real estate law, estate planning, post-conviction relief, and criminal appeals.

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

Employer: State of Alaska, Office of Public Advocacy

Supervisor or name of contact person who can verify employment: Elizabeth Russo

Current address of this person: 900 W. 5th Ave., Ste. 525

City Anchorage State AK Zip 99501

Dates and Location of Employment: From 10/29/2018 To 01/15/2020 City Juneau State AK

Job title and description: Supervising Attorney, Juneau Defense Section: as the sole attorney for OPA's southeast Alaska office, I represented clients from Yakutat to Ketchikan. My clients included defendants in criminal cases, parents in Child in Need of Aid cases, respondents in guardianship petitions, and juveniles in delinquency cases. I appeared daily in multiple courtrooms and was responsible for every aspect of my cases. In addition to an average caseload of 130 cases, I supervised a law office assistant.

Reason for Leaving: My husband accepted a position in Homer, Alaska, and our family moved in 2020.

Employer: State of Alaska, Department of Law, Civil Division, Torts and Workers' Compensation Section

Supervisor or name of contact person who can verify employment: Susan Cox

Current address of this person: _____

City _____ State _____ Zip _____

Dates and Location of Employment: From 02/01/2016 To 08/03/2018 City Juneau State AK

Job title and description: Assistant Attorney General: I worked as a civil litigator, defending state employees and agencies. I was responsible for every phase of my cases, including discovery, depositions, motion practice (including dispositive motions) and trial.

Reason for Leaving: I was offered the position at OPA, which gave me the chance to get supervisory experience, and return to criminal practice.

Previous Employers (continued)

Employer: Hoffman & Blasco L.L.C.

Supervisor or name of contact person who can verify employment: Bob Blasco

Current address of this person: 9360 Glacier Ave., Suite 202

City Juneau State AK Zip 99801

Dates and Location of Employment: From 11/01/2014 To 01/15/2016 City Juneau State AK

Job title and description: Associate Attorney: my practice focused on probate work and estate planning, but also included municipal law, civil litigation, and land law issues. Municipal work included appellate defense of zoning decisions, drafting municipal contracts and ordinances, and advising on personnel and land law issues. Litigation work included discovery, deposition preparation, and motion practice.

Reason for Leaving: I wanted to gain more civil litigation experience, specifically including trial work.

Employer: State of Alaska, Department of Law, Criminal Division

Supervisor or name of contact person who can verify employment: June Stein

Current address of this person: _____

City _____ State _____ Zip _____

Dates and Location of Employment: From 07/14/2014 To 10/3/2014 City Bethel State AK

Job title and description: Assistant District Attorney: I spent three months in the Bethel office providing coverage for the office while one of their ADAs was out on leave.

Reason for Leaving: My partner moved to Juneau to pursue a graduate degree.

Employer: State of Alaska, Department of Law, Criminal Division

Supervisor or name of contact person who can verify employment: Clint Campion

Current address of this person: 500 L Street Suite 500

City Anchorage State AK Zip 99501

Dates and Location of Employment: From 08/16/2012 To 07/14/2014 City Dillingham State AK

Job title and description: Assistant District Attorney: with one other attorney, I was responsible for nearly every case originating in the greater Bristol Bay area (about 900/year). The work included managing daily court hearings, plea negotiation and case resolution, pre-trial litigation, and trial, as well as post-conviction relief and appellate work. I prosecuted 15 jury trials, resulting in 11 convictions, including convictions for unclassified felonies.

Reason for Leaving: My partner moved to Juneau to pursue a graduate degree.

Employer: City and Borough of Juneau, Law Department

Supervisor or name of contact person who can verify employment: John Hartle

Current address of this person: _____

City _____ State _____ Zip _____

Dates and Location of Employment: From 6/13/2011 To 09/16/2011 City Juneau State AK

Job title and description: Summer Intern: I was responsible for the court work for the city prosecutor's office, including arraignments, bail review hearings, change-of-plea hearings, evidentiary hearings, and trials. I prosecuted three jury trials, and secured a conviction in each.

Reason for Leaving: I returned to law school for my third year.

Employer: State of Alaska, Department of Law, Civil Division, Child Protection Section

Supervisor or name of contact person who can verify employment: Carla Erickson

Current address of this person: 1041 W. 4th Ave., Ste. 200

City Anchorage State AK Zip 99501

Dates and Location of Employment: From 06/01/2010 To 09/15/2010 City Anchorage State AK

Job title and description: Summer Intern: I researched legal issues, drafted trial briefs and other memoranda, and prepared a termination trial.

Reason for Leaving: I returned to law school for my second year.

10. During your legal career, please indicate (approximately) the following:

(a) Percent of your practice that was: Civil 45
Criminal 40
Other 15
= 100%

Comment: At OPA I handled Child in Need of Aid, delinquency, and guardianship cases; in private practice I have done probate work.

(b) Percent: State 90
Federal 10
Other
= 100%

Comment:

(c) Of practice in state courts, percent: Supreme Court 1
Court of Appeals 1
Superior Court 95
District Court 3
= 100%

Comment: I have completed one Supreme Court appeal and am working on one criminal appeal in the Court of Appeals.

(d) Frequency of appearance in court (select one):
☒ Regularly ☐ Occasionally ☐ Infrequently ☐ Not at All
Comment:

(e) Number of trials (by court or jury) you conducted (select one):
☐ None ☐ 1-5 ☐ 6-15 ☒ 16-30 ☐ 31 or more

Comment: I have done trials from the prosecution and defense side (criminal law) and one civil bench trial.

(f) Percent of these trials which were: Jury 95 Non-Jury 5

Comment: All of my trials were jury trials except one bench trial on the issue of liability in a civil case.

(g) Approximate number of appellate matters handled: 4

Comment: I have handled a couple of administrative appeals in the superior court (in addition to appeals described above).

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

Briefly describe type of matters heard:

(i) Please briefly summarize any *pro bono* work that you have done and indicate whether the work was done through a *pro bono* legal service provider (e.g. Alaska Legal Services, Alaska Network on Domestic Violence and Sexual Assault, etc.).

I organized the Juneau Bar Association's MLK Day of Service in 2017, and participated in the event in 2018 and 2016. Organizing the event included soliciting donations from local businesses, recruiting volunteers, and advertising the event (writing a My Turn, contacting local churches and social service organizations, and social media advertising). This event was done in partnership with ALSC.

Alaska Business Development Center, Volunteer Tax and Loan Program (VLTP): in my 3L year of law school (2012) I organized and led (and in my 2L year I participated in), a volunteer trip for 12 students to a dozen rural Alaskan villages, assisting residents with tax returns. In 2011 the team filed 995 tax returns, resulting in tax refunds of \$1,506,679. In 2012 I believe those figures were slightly higher. Done in partnership with ABDC and UW Law.

In 2015 I handled a pro bono case through our firm, representing a high school student appealing the Alaska School Activities Association's decision to deny him a hardship waiver to allow him to play varsity basketball at Thunder Mountain High School in Juneau. Not done in conjunction with a pro bono legal service provider.

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.

State of Alaska: admitted February 2013.

United States District Court for the District of Alaska: admitted January 2015.

Public Service

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

Alaska Bar Association: member.

Sections: Torts and Personal Injury (2016-2019); Estate Planning & Probate (2015-2016, 2020-2021); Juvenile Justice (2019-2020); New Lawyers (2015-2019); Appellate Law (2020-2021); Business Law (2020-2021); Family Law (2020-2021); Real Estate Law (2021).

Juneau Bar Association

2016: Vice President

2017: President

2015-2021: member

13. List publications, if any (give title, subject and date of publications). Please include online publications such as blogs or websites, and any 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

Please list dates and judgeships applied for, as well as whether you were nominated by the Judicial Council and appointed.

Judgeship	Date	Nominated By Council (Y/N)	Appointed By Governor (Y/N)

15. Have you ever held public or political office, elective or appointive? ☐Yes ☒No
If so, state office, manner selected, and when and where held.

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.

Board of Governors, New Lawyer Liaison, 2017-2018: As the new lawyer liaison (non-voting member), I participated in quarterly board meetings, reviewed all material related to the Board, heard evidence in disciplinary cases, and participated in Board discussions and meetings. The Board of Governors selected me by vote in May 2017 at the Alaska Bar Convention.

Juneau Bar Association: as the 2017 president of the Juneau Bar Association, I (with the Secretary and Treasurer) worked on the following:

- Organized the hospitality suite at the Alaska Bar Convention
- Organized the MLK Day of Service
- Brought over 50 speakers at our weekly lunches.
- Developed "Friday Ethics" sessions making free ethics CLEs available to members
- Organized Social events (including summer whale watching cruise, barbeques, and the winter holiday party)
- Hosted multiple bench/bar meetings

I have also been involved with the Juneau Youth Sailing Foundation, including serving as a board member from 2015-2017.

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.

On October 3, 1998, when I was 16 years old, I was cited for minor consuming (an infraction) in Juneau, Alaska. I appeared in front of Superior Court Judge Larry Weeks, where I pleaded guilty, and judgment was entered against me. I was fined (I believe the amount was \$300). I also participated in a drug and alcohol assessment. In an attempt to fully answer this question, I requested and obtained a criminal history report from the Alaska Department of Public Safety; that report states there are no criminal history records for me.

On March 2, 2002, I received a speeding ticket while driving cross country. I believe I was in either Mississippi or Alabama. I do not remember the amount of the speeding ticket, but it's possible it was for more than \$50. I do not have any additional information about this ticket.

On May 12, 2004, I was cited for speeding in Mecklenberg County, Virginia. Please see attached letter for details.

On April 13, 2007, I received a speeding ticket in Nevada. I cannot recall the precise amount of the ticket, but I believe it was more than \$50. I contacted the Nevada Highway Patrol who advised me that they do not retain records longer than five years. (Please see attached retention letter.)

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).

(d) Has a court ever found you to have provided ineffective assistance of counsel? ☐ Yes ☒ No

If so, provide the particulars including petitioner and case number.

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

Please state the circumstances and outcome of any such unsatisfied or default judgment, or of any foreclosure.

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

Have you ever filed any petition in bankruptcy?

☐ Yes ☒ No

If so, state the circumstances, case number, and the outcome.

Marianna Carpeneti

Alaska Judicial Council
510 L Street, #450
Anchorage, Ak 99510-0279
Phone: (907) 279-2526

Attention: Susanne DiPietro

Dear Ms. DiPietro,

This letter serves to more fully explain my answer to question 17(a) regarding prior convictions.

On May 12, 2004, I was driving from North Carolina to Washington DC after my junior year of college. I was driving at a speed of 82 miles per hour as I crossed the border from North Carolina into Virginia. Upon crossing the border, I was stopped by Virginia law enforcement, who cited me for speeding. I carried on with my trip, and promptly mailed in the fine for my ticket (an \$100 ticket with \$66 in court costs).

Almost nine years later, after I had attended law school, was admitted to the Alaska Bar, and was practicing as a prosecutor, I learned that anyone cited for speeding above 80 mph could be found guilty of a class one misdemeanor in Virginia.¹ By promptly paying the ticket, I had inadvertently set the stage for the General District Court of Virginia to enter a conviction against me *in absentia*.

I was stunned and horrified. Neither at the time I was cited (because I was not informed by the officer), nor any time thereafter, was I aware that I was being charged with, or had ever been found guilty of, a jailable offense. At the time, I thought that I had simply received a speeding ticket, and that the category "Reckless Driving" merely related to the speed charged and increased the amount of the fine. Had I realized the nature of the charge against me, I would have done

¹ See Virginia Code § 46.2-862. This law has since been amended so my conduct would not be a misdemeanor. See <https://lis.virginia.gov/cgi-bin/legp604.exe?201+ful+CHAP0444&201+ful+CHAP0444>.

more than pay the ticket and let a conviction to be entered against me *in absentia*, and with no further action on my part.

I immediately disclosed the fact of the conviction to the Bar Association – something I had not done in my application, because I had not been aware of it. The Bar took no action.

I feel so sorry and embarrassed – not only that I was speeding, but that I didn't realize the nature of the charge against me, and didn't address it appropriately at the time. If there is any further information I can provide, please do not hesitate to let me know. I appreciate your consideration in this matter.

Respectfully,

Marianna Carpeneti

Steve Sisolak
Governor



Nevada Department of
Public Safety
Highway Patrol

**Nevada Highway Patrol
Northern Command**

357 Hammill Lane
Reno, Nevada 89511
(775) 687-9600 • Fax (775) 688-2772

George Togliatti
Director

Sheri Brueggemann
Deputy Director

Colonel Anne Carpenter

July 22, 2021

RE: Subject: Mariana Carpeneti
DOB: 07/08/1982
NHP case #:
Date of Citation: April 2007

To Whom It May Concern:

Regretfully, our record retention for accident reports, incident reports, arrest reports, investigative documentation, photos, citations and dispositions is a five (5) year period. We no longer retain any documentation regarding this case.

For questions regarding criminal history and dispositions, please contact:

Nevada Criminal Repository
DPS Records
333 West Nye Lane
Carson City, NV 89706
Phone Number (775) 684-6262

If you have any further questions, please contact me at (775) 687-9600.

Sincerely,

AAIII
Custodian of Records

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: Julie Willoughby

Address: _____

City/State/Zip: _____ Phone: _____

Name: Kim Hutchinson

Address: _____

City/State/Zip: _____ Phone: _____

- (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: Philip M. Pallenberg

Address: _____

City/State/Zip: _____ Phone: _____

Name: Susan D. Cox

Address: _____

City/State/Zip: _____ Phone: _____

Name: Clinton M. Campion

Address: 500 L St., Ste. 500

City/State/Zip: Anchorage, AK 99501 Phone: _____

References and Counsel Questionnaires (continued)

(c) List the names, addresses, **including zip codes, and suite numbers where applicable**, of each attorney involved in your three most recent cases that have gone to trial. Please do not list cases with any pending issues in the trial or appellate courts. (Applicants who are currently judges should list the three most recent trials they presided over.) List only those cases that have gone to trial within the past three years. If you have no cases that have gone to trial within the past three years, you may include cases that went to trial before that date, or may provide up to six cases in response to the next subsection, 20(d). Please include the judge's name and case names and numbers. *(Attach additional pages if necessary.)*

Case Number 1

Case Name: State of Alaska **Case Number:** 1KE-18-00683CR
v. Giffey, Arthur John **Judge Name:** William B. Carey

Attorneys Involved:

Name: <u>Kristian Pickrell</u>	Name: _____
Address: <u>415 Main St. Ste. 304</u>	Address: _____
City, State, Zip: <u>Ketchikan, AK 99901</u>	City, State, Zip: _____
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 2

Case Name: ITMO D.S.L. **Case Number:** 1KE-18-00006CN
v. _____ **Judge Name:** Trevor Stephens

Attorneys Involved:

Name: <u>Katherine Lybrand</u>	Name: <u>Julie Willoughby</u>
Address: <u>P.O. Box 110300</u>	Address: _____
City, State, Zip: <u>Juneau, AK 99811</u>	City, State, Zip: _____
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 3

Case Name: State of Alaska **Case Number:** 3DI-11-00344CR
v. Alvarado, Stephen **Judge Name:** Steve Cole

Attorneys Involved:

Name: <u>Christopher Lesch</u>	Name: <u>John Darnall</u>
Address: _____	Address: <u>310 K Street, Ste. 601</u>
City, State, Zip: _____	City, State, Zip: <u>Anchorage, AK 99501</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

References and Counsel Questionnaires (continued)

(d) List the names, addresses, **including zip codes, and suite numbers where applicable**, 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 with any pending issues in the trial or appellate 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: Danny Thompson & Greg Richeson **Case Number:** 1PE-15-00042CI
v. SEACAD et. al. **Judge Name:** William Carey

Attorneys Involved:

Name: Frederick Triem	Name: Timothy Bowman
Address: _____	Address: 807 G. St., Ste 250
City, State, Zip: _____	City, State, Zip: Anchorage, AK 99501
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 2

Case Name: Olson et. al. **Case Number:** 3:11-cv-245 JWS
v. O'Brien et. al. **Judge Name:** John Sedwick

Attorneys Involved:

Name: Terry Marston	Name: Kate Demarest
Address: _____	Address: 1031 W 4th Ave Ste 200
City, State, Zip: _____	City, State, Zip: Anchorage, AK 99501
Name: Ruth Botstein	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 3

Case Name: State of Alaska **Case Number:** 1SI-19-00166CR
v. Stamets, Azureus North **Judge Name:** Jude Pate

Attorneys Involved:

Name: Amy Williams	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 4

Case Name: ITMO JJ, TL, CL, JL, SL, KL, BL

Case Number: 1JU-18-47/48/49/50/51/52/53CN

v.

Judge Name: Amy Mead

Attorneys Involved:

Name: Chris Orman

Address: P.O. Box 110300

City, State, Zip: Juneau, AK 99811

Name: Hollis Handler

Name: Morgan Griffin

Address: P.O. Box 110300

City, State, Zip: Juneau, AK 99811

Name: Julie Willoughby

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, (d) samples from open cases including cases on appeal.

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 bar grievance procedures against attorneys, and AS 22.30.011(b) and .060(b)(3) concerning public disciplinary grievance procedures against judges.

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

Have you ever been fined or otherwise sanctioned by a judge? ☐ Yes ☒ No

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

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.

It has been a privilege and a pleasure to practice law in Alaska. I have great respect and affection for the legal community in Southeast Alaska, and particularly Juneau. I believe that my combination of civil and criminal law experience, together with my work in rural Alaska, and my strong work ethic, give me the skills to contribute to the Juneau Superior Court.

Additional Comments (Continued)

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 (select one).

☐ 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 two photographs of yourself with your application.

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

Biographical Statement

Name Marianna C Carpeneti

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

Juneau Superior Court

Please leave this area blank

Date: July 20, 2021

Background: I was born and raised in Juneau. Like many Alaskans, I feel a profound connection to this place – from a young age I knew I wanted to spend my life here. My formative work experience was as a carpenter (working summers after high school, through college, and beyond). After college I took classes in diesel engine mechanics and marine wiring, using those skills to rehabilitate a sailboat.

Legal education: At law school I focused on public service, through the Rural Tax Assistance Program, and Native American law (as Treasurer of NALSA).

Legal experience: My first legal job was a prosecutor in Dillingham. Along with my earlier work as a staffer to legislators from the Yukon-Kuskokwim Delta, this work informed my perspective on the challenges facing rural Alaskans, and our legal system's role in addressing those challenges. Since then, my practice has included criminal defense, civil litigation, and CINA work.