APR 0 5 2013;

ALASKA JUDICIAL COUNCIL

Alaska Judicial Council Application for Judicial Appointment

Positio	on(s) for which you wish to be considered:
Dist	rict Court - Fairbanks Date: April 5, 2013
	I. Public Information (Questions 1-24)
Perso	onai
1.	(a) State full name* Matthew Casey Christian
	Name as it should appear on bar survey: Matthew Christian
	* 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.
2.	How long have you been a resident of the State of Alaska immediately preceding the date of this application?** Total 10 years 10 months Total 10 years 10 months
3.	How long have you been engaged in the active practice of law immediately preceding the date of this application?** 10 years 10 months Total years months
Nonle	egal 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.
Unive Unive	rsity of Alaska, Fairbanks; September 1994 through December 1995 rsity of Minnesota; January 1996 through May 1998 rsity of Alaska, Fairbanks; September 1996 through May 1998 Criminal Justice; Minor History

^{**} 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.
	as M. Cooley Law School; May 1999 through December 2001; Juris Doctor; Cum e, awarded January 19, 2002.
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.
lega prof Cons	as M. Cooley American Inns of Court. This is an honor society consisting of leducators, experienced lawyers, judges, and honor studens. It promotes essional growth and community outreach. Certicate of Merits received in titutional and Contract Law. A Certificate of Merit is awarded to the top ent in a particular subject matter.
(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.
Milita	ary
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:
	CO IV
	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.
	I applied to attend the Coast Guard Academy in my senior year of high school; however, I was medically disqualified from consideration during the process due to multiple serious knee injuries.

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.

My nonlegal work experiences are valuable as they occurred during my formative years and the experiences relate directly to my ability to communicate with the various community members the court serves. My working career began at age twelve when I was employed by a small business to repair tractors and assist in the shop. From fourteen years old through high school, I worked for a golf course repairing tractors and equipment, installing watering systems, landscaping grounds, and maintaining the grounds. I assisted my grandparents on their farms with general farm field work throughout my youth and teen years. I also performed general property maintenance for elderly neighbors consisting of anything from lawn care to various home maintenance projects ranging from concrete and deck installation to house painting during these same years. In college, I worked for the University Police Department as a Community Service Officer and North Pole Police Department as a dispatcher. I also spent several months working with teenagers battling drug and alcohol addiction issues after completing college while I awaited my wife to
complete her degree. There are no unpaid debts, claims, or pending litigation.

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.) <u>for each position listed below</u>. 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: State of Alaska, Alaska Court System					
Supervisor or name of contact person who can verify employment: Hon. Sen Tan					
Current address of this person: 824 W 4th Avenue					
City_Anchorage State_Alaska Zip_99501					
Dates and location of Employment: From October 07 To Current City Kenai State Alaska					
Description:					
Magistrate Judge. Preside over misdemeanor criminal matters, small claims, traffic, domestic relations, probate, guardianship, and occasional CINA matter.					
Previous Employers: (In chronological order, most recent first)					
Employer: State of Alaska, Department of Law					
Supervisor or name of contact person who can verify employment: Deputy District Attorney, Scott Mattern					
Current address of this person: 510 2nd Avenue; Suite 200					
City Fairbanks State Alaska Zip 99701					
Dates and Location of Employment: From Feb 05 To Oct 07 City Fairbanks State Alaska					
Description: Assistant District Attorney serving in the misdemeanor unit.					
Reason for Leaving: Appointed as Magistrate Judge in Kenai.					
Employer: Borgeson and Burns, PC					
Supervisor or name of contact person who can verify employment: John Burns					
Current address of this person:					
City_Fairbanks State_Alaska Zip					
Dates and Location of Employment: From June 02 To Feb 05 City Fairbanks State Alaska					
Description: Associate Attorney. Civil litigation primarily dealing with insurance matters, property law, business law, landlord tenant, contract and tort.					
Peacon for Lewing: To Obtain trial experience					

Previous Employers (continued)

Employer: Allegan County Circuit Cour	Employer: Allegan County Circuit Court				
Supervisor or name of contact person who can verify employment: Michael J. Day, Court Administrator					
Current address of this person:					
City_Allegan State_Michiga	City Allegan State Michigan Zip				
Dates and Location of Employment: From June 20	001 To May 20	002 City Allegan	State_Michigan		
Description: Law clerk to the Hon. Harry Beach (ret). Position consisted of reviewing motions, drafting memorandums to the court, bailiff duties.					
Reason for Leaving: I returned to Alaska after completing the one year clerkship.					
Employer:					
Supervisor or name of contact person who can verify	employment:				
Current address of this person:					
CityState	Zip				
Dates and Location of Employment: From	То	City	State		
Description:					
Reason for Leaving:					
Employer:					
Supervisor or name of contact person who can verify					
Current address of this person:					
CityState					
Dates and Location of Employment: From	To	City	State		
Description:					
Reason for Leaving:					
F . I					
Employer:					
Supervisor or name of contact person who can verify Current address of this person:					
City State State					
Dates and Location of Employment: From	Zip To	City	State		
Description					
Reason for Leaving:					
Employer:					
Supervisor or name of contact person who can verify		/			
Current address of this person:					
CityState	Zip				
Dates and Location of Employment: From		City	State		
Description:					
Daniel Control					
Reason for Leaving:					

(a)	Percent of your practice that was:	Civil Criminal Other	40 60 = 10	007
	Comment:		= 10	U%o
(b)	Percent:	State Federal Other	100	- - -
	Comment:		= 100	
(c)	Of practice in state courts, percent:		<u> </u>	
	Comment: Superior Court docket	has increased	substant	
(d)	Frequency of appearance in court: Regularly			
(e)	Number of trials (by court or jury) y □ None □ 1-5 □ 6-15 Comment:	5 □ 16-30	∠ 31	or more
(f)	Percent of these trials which were: J Comment: See attached page.	Jury <u>5</u> Non	-Jury <u>95</u>	
(g)	Approximate number of appellate m Comment:			
(h)	Approximate number of arbitrations □ None □ 1-5 □ 6-1: Briefly describe type of matters hear	5 □ 16-30	□ 31	
(i)	Please briefly summarize any pro bowers was done through a pro bond Alaska Network on Domestic Violen	legal service pro	ovider (e.g.	Alaska Legal Serv

Question 10(f)

It is difficult to quantify the breakdown between jury and court trials. In the past five years, I have presided over approximately twenty to twenty-five criminal jury trials. However, I also preside over a multitude of bench trials as a routine part of my duties in District and Superior Court.

				elsewhere to which	you are
	or have been admitted to practice, an	<u>d the dates o</u>	t admission.		
Stat	e of Alaska; June 3, 2002				
	ed States Federal District Cour	t; June 28	, 2002		
Publ	ic Service				
12.	List bar associations, and sections a officer.	nd committe	es of which you are	or have been a me	mber oi
Fair	banks Bar Association				
	i Bar Association				
Alas	ka Bar Association				
13.	List legal publications, if any (giv	e title, subi	ect and date of pu	blications). Please	include
			-		
	publications you have co-authored ar	na the name(s) of the co-author(s).	
				<i>y</i> •	
l				<i>)</i> •	
		<u>.</u>		<i>,</i> .	
				<u> </u>	.,,
				,	
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				,	
14.	Have you ever applied for a judgeshi	n? Ø Yes ∣			
14.	Have you ever applied for a judgeshi	-	□ No		Indicia
14.	Have you ever applied for a judgeshi Please list dates and judgeships appli	-	□ No		Judicial
14.	• • • • • • • • • • • • • • • • • • • •	-	□ No		Judicia
14.	Please list dates and judgeships appli	-	□ No		Judicial
14.	Please list dates and judgeships appli	-	□ No		Judicia
14.	Please list dates and judgeships appli	-	□ No Il as whether you we	re nominated by the	Judicia
14.	Please list dates and judgeships appli	-	□ No		Judicia
14.	Please list dates and judgeships appli	-	□ No Il as whether you we Nominated By	re nominated by the Appointed By	Judicia

Judgeship	Date	Nominated By Council (Y/N)	Appointed By Governor (Y/N)
Fairbanks District Court	7-22-11	Yes	No

	you ever held public or political office, elective or appointive? Yes No state office, manner selected, and when and where held.
I was appo:	inted by Justice Christen to the Magistrate Judge position in August egan the position on October 17, 2007, and I am still in office.
legal a religio the org one of partice	provide the Council with information that you would like the Council to consider about other nd nonlegal organizations and clubs of which you are a member, including civic, charitable, us, educational, social and fraternal organizations. Please indicate whether you participate in ganization's activities, or simply hold a membership. Your involvement in the community is the criteria the Council uses in its evaluations. The Council does not use affiliation with a lar group as a criterion except to the extent that it might raise questions of conflict of interest all affect an applicant's ability to impartially apply the law.
Coordinate actively in the Int	rved on the Pastoral Advisory Counsel as well as the Faith Formation or Committee for Our Lady of the Angels Catholic Church in Kenai. I am nvolved in my daughter's varied activities. In Fairbanks, I was active ternational Right of Way Society, an organization for professionals n easement issues. I also served as President of the Sigma Phi Epsilon and. I am a member of the UAF and Thomas M. Cooley Alumni Association.
conducting Peninsula and answer to Crimina students of with the of	so participated in a number of "Law Day" related activities such as g a mock trial with Nikiski Elementary Students, speaking at Kenai Community College to the Introduction to Justice students, a question is session with the Kenai Peninsula Borough School District Introduction al Justice Career Course students, and inviting to court the parents and of the Skyview High Special Education Class to familiarize the students courtroom and the parents with the adult guardianship process. In am scheduled to give a presentation to students at Cook Inlet Academy oic of justice and the court system.
17. Indica	te (Yes or No) whether you have ever:
(a)	been arrested, charged with, pled guilty or <i>nolo contendere</i> 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
(b)	failed to answer any summons or other legal process served upon you personally at any time? Yes No as a member of any armed forces, been the subject of any charges which may have resulted
(c)	in disciplinary action or court martial? \square Yes \checkmark 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.
failin recall	g to the on fo It	was at fault for a car accident in Michigan and received a citation for yield. The record is not available. I paid the citation, but do not amount. In September 2002, case number w526186, I received an \$82.00 or shooting at a duck approximately five minutes after legal shooting was my fault. I forgot to bring a watch and it was a beautiful, clear also received a speeding citation in 2001; however, the fine amount was 300.
	alleght Harley and an account of the	
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.
(1	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).
Attor	ney'	my home in Fairbanks was burglarized. I was called by the District of Office to testify before the Grand Jury. I attended the sentencing and dant paid restitution over the course of the next year or two.

State	the nature and disposition of any of the following actions which app	ly to you:
(a)	Have you ever defaulted in the performance of any court-impose payment of alimony or child support or compliance with another of Ye In each case, list the name and address of the creditor, the conjudgment, the case number, the date, the amount of the judgment, a which such claim was based. Has property owned by you been either judicially or non-judicially	sourt order or decree? s No urt which rendered the nd the circumstances or y foreclosed? No
(b)	Have you ever made an assignment for the benefit of creditors? Have you ever filed any petition in bankruptcy? If so, state the circumstances, case number, and the outcome.	□ Yes ≠ No □ Yes ≠ No

19.

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, a the Judicial Council may contact who can discu	-
		Name: Hon. Carl Bauman	
		Address: 125 Trading Bay Drive, Suite 10	00
		City/State/Zip: Kenai, Alaska, 99611	Phone:
		Name: Hon. Charles Huguelet	
		Address: 125 Trading Bay Drive, Suite 10	0
		City/State/Zip: Kenai, Alaska 99611	Phone:
		qualifications for a judicial position. Name: Hon. Patrick Hammers	
		Address: 101 Lacey Street	
		City/State/Zip: Fairbanks, Alaska 99701	Phone:
		Address: 101 Lacey Street	
		City/State/Zip: Fairbanks, Alaska 99701	Phone:
		Name: Hon. Ben Seekins	
		Address: 101 Lacey Street	
		City/State/Zip: Fairbanks, Alaska 99701	Phone:

References and Counsel Questionnaires (continued)

(c) 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 that 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.)

Case Number 1 Case Name: State of Alaska Case Number: 3KN-12-1034 CR Judge Name: Matthew Christian v. David Dirks Attorneys Involved: Name: Daniel Poulson Name: Helen Hickmon Address: 120 Trading Bay Drive, Ste 200 Address: 130 Trading Bay Drive Ste 390 City, State, Zip: Kenai, Alaska 99611 City, State, Zip: Kenai, Alaska 99611 Name: City, State, Zip: City, State, Zip: Case Number 2 Case Number: 3KN-11-586 CR Case Name: State of Alaska Judge Name: Matthew Christian v. Rufus Arroyo II Attorneys Involved: Name: Regina Largent Name: Joy Hobart Address: 130 Trading Bay Drive Ste 390 Address: City, State, Zip: Kenai, Alaska 99611 City, State, Zip: Address: City, State, Zip: Case Number 3 Case Number: 3KN-11-878 CR Case Name: State of Alaska Judge Name: Matthew Christian v. Jessica Callahan Attorneys Involved: Name: Amanda Browning Name: Daniel Poulson Address: 130 Trading Bay Drive Ste 390 Address: 120 Trading Bay Drive Ste 200 City, State, Zip: Kenai, Alaska 99611 City, State, Zip: Kenai, Alaska 99611 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, 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: Larry Beller Case Number: 3KN-09-1186 CI Judge Name: Matthew Christian v. Trina Beller Attorneys Involved: Name: Kevin Koch Name: Shana Theiler Address: 105 Trading Bay Drive, 103 City, State, Zip: Kenai, Alaska 99611 City, State, Zip: City, State, Zip: Case Number 2 Case Name: In Re Estate of Mysing Case Number: 3KN-10-158 PR Judge Name: Matthew Christian Attorneys Involved: Name: Dale Dolifka Name: Blaine Gilman City, State, Zip: City, State, Zip: City, State, Zip: City, State, Zip: Case Number 3 Case Name: Carrie Gaethle Case Number: 3KN-13-63 CI v. Christopher Kirchgassner Judge Name: Matthew Christian Attorneys Involved: Name: Joseph Skrha Name: Cassandra Brulotte Address:

City, State, Zip:

City, State, Zip:

City, State, Zip:

City, State, Zip:

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 <u>public</u> sanction been imposed against you in response to a brought against you as an attorney or a judge? Have formal grievance procedures been brought against you? See Bar Rule 22(b) & (e) concerning public bar grievance procedures	☐ Yes ☑ No ☐ Yes ☑ No dures against attorneys, and AS		
22.30.011(b) and .060(b)(3) concerning public disciplinary grievance procedures against judge				
	Have you ever been held in contempt of court?	□ Yes 🎜 No		
	Have you ever been fined or otherwise sanctioned by a judge? In each case, state in detail the circumstances and the outcome.	□ Yes 🎜 No		
Addi 23.	tional Comments (Non-Confidential) Please make any additional comments that you wish to bring to the	e Council's attention about your		
	experience and suitability for this judgeship.			
See	Attached Page			

Question 23

The past several years have thoroughly prepared me to become a District Court Judge. I know from practicing before Judge Hammers, Judge Funk, Judge Kauvar, and Judge Burbank that the Fairbanks District Court is a high volume location, and my prior experiences in Fairbanks and Kenai have prepared me to immediately step into and competently handle a high volume load. I am also prepared to assist in the rural communities that Fairbanks serves as I have conducted numerous trials in Nenana, Healy, Tok, and Galena.

As an Assistant District Attorney in Fairbanks, I tried a high number of jury trials, primarily at the misdemeanor level, including driving under the influence trials, domestic violence assault, and numerous other varying offenses. Prior to that experience, I was in civil practice and had the opportunity to work with dedicated and skilled private attorneys in relevant areas of law such as collections, contracts, torts, and landlord tenant matters.

I left the Fairbanks District Attorney's Office when I accepted the position of Standing Master and Magistrate in the Third Judicial District in Kenai, beginning service on October 17, 2007. This position has provided valuable, daily experience in the District and Superior Courts. Unlike some locations where Magistrate Judges are confined to conducting arraignments, traffic trials, and reviewing warrants, in Kenai I have presided over approximately twenty to twenty-five criminal jury trials. I have conducted numerous criminal evidentiary hearings, bail hearings, and petition to revoke probation trials including ASAP and BIP violation allegations. In a civil context, I have presided over a large volume of small claims trials consisting of a multitude of legal issues. Additionally, I have heard numerous contested domestic relations issues, guardianships, probate matters, and the occasional forcible entry and detainer. In the past two years, I have also conducted settlement conferences of several Superior Court matters.

My wife and I are both graduates of the University of Alaska Fairbanks, 1998 and 1999 respectively. I expedited my law school education, graduating with honors in less than three years while working full time, so that we could return to Alaska.

Over the past decade, I have been consistently involved with the District Court in civil and criminal matters as a private practitioner, prosecutor, and judicial officer. I have a solid foundation in the criminal and civil matters heard in the District Court and can immediately fill the void left by the Honorable Jane Kauvar's appointment to the Superior Court.

Additional Comments (Continued)			
24.	Please indicate whether you prefer to be interviewed in public session or in private session. You choice of a public or private interview has no bearing on the Council's determination of you qualifications or on the questions the Council may ask. You may change your request in writing a		
	any time before the interview starts.		
	☐ Public Interview		
25.	Please prepare a brief biographical statement (limited to 150 words) about your background, leeducation, and legal experience. Please do not list personal information about minor children. Yn picture and a copy of this statement will be scanned and posted on the Council's website after application deadline. In its bar survey, the Council will invite attorneys to review the informatif they wish to become more familiar with your background and experience. Use the form on 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 strivenforce 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	Matthew Casey Christian	
Position(s) for which you wish to be considered:	
	Fairbanks District Court	Please leave this area blank
Date:	March 26, 2013	-
My wife am curr private	, Heather, is also a graduate of UAF. \ ently a Magistrate and Master in Kenai	rbanks and Thomas M. Cooley Law School. We have one child, born in Fairbanks in 2005. I , and previously served as a prosecutor and the Kenai Peninsula, but would treasure an mmunity of Fairbanks.