

**Alaska Judicial Council**  
**Application for Judicial Appointment**

RECEIVED  
DEC 19 2002  
ALASKA  
JUDICIAL COUNCIL

Superior Court Judge  
Fourth Judicial District

Date: December 17, 2002

Position(s) for which you wish to be considered

**I. PUBLIC INFORMATION (Qs. 1-24 & 35)**

**PERSONAL**

1. (a) State full name\* Randy Marion Olsen  
Name as it should appear on bar survey: Randy M. Olsen  
\* 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

3. How long have you been a resident of the State of Alaska immediately preceding the date of this application? \*\* 51 years      months  
Total years 51 months     

4. How long have you been engaged in the active practice of law immediately preceding the date of this application? \*\* 25 years 6 months  
Total years 25 months 6

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

**NONLEGAL EDUCATION**

5. 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.

1968-1969 Brigham Young University

1971-1974 Brigham Young University, awarded B.A. (History) with Honors, 1974

**LEGAL EDUCATION**

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

1974-1977 J. Reuben Clark Law School at BYU, awarded J.D., 1977

7. (a) Did you receive any honors in law school or belong to any honorary societies or groups?  
Yes  If so, please give details.

Editorial Board, BYU Legal Studies (published probate handbook for practitioners).

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

8/2002 Timothy Terrell: Appellate writing, 6.5 hours  
9/2002 Leroy Tornquist: Negotiations, 5 hours  
10/2002 Jennifer Renne/Stephen Van Goor: Ethics for Public Lawyers, 2.25 hrs.  
5/2000 WA State Trial Lawyer's: Invisible injuries and chronic pain, 7.5 hrs.  
numerous other "off the record" offerings, electronic media presentations

**MILITARY**

8. Have you served in the armed forces (reserves or otherwise)? 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. If so, state the details.

**NONLEGAL EMPLOYMENT**

9. Describe major nonlegal working experience, if any.

Furniture Finishing and Refinishing, college part-time and full-time employment

10. Describe major nonlegal business or professional experience, if any. If your association has been discontinued, please note whether there are unpaid debts or claims pending litigation.

1. Bought a 12 acre parcel and subdivided into home lots. Sold the lots by 1985. No unpaid debts or claims.

2. Bought and sold residential rental properties over the last 25 years. Own one duplex currently out of state. No unpaid debts or claims.

## LEGAL EXPERIENCE

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

Summer, 1975, worked for the Alaska Court System in Fairbanks as a summer bailiff. I escorted juries and performed other duties as assigned by court clerks and judges. Hired by whoever was the area court administrator in the time period. For verification of employment contact Louise Eshenower, Court System Human Resources, (907) 264-8244. Left to attend 2nd year of law school.

Summer, 1976, legal intern with District Attorney's Office in Fairbanks. I appeared in various court proceedings (arraignments, bail hearings, misdemeanor sentencings), did legal research for trial attorneys, and drafted appellate briefs. I was supervised by Harry Davis, 3154 Riverview Dr., Fairbanks, AK 99709, (907-474-0133). For verification contact the current District Attorney, Terry Foster, 455 3rd Ave. Ste. 150, Fairbanks, Alaska 99701 (907-451-5970). I was offered a permanent position upon completion of law school, so left the internship to finish the third year.

June, 1977-1982, Assistant District Attorney in Fairbanks. Screened cases, drafted criminal complaints, drafted search warrants, conducted misdemeanor and felony trials, wrote appeal briefs. I appeared in trials in Healy, Nenana, Fairbanks, Fort Yukon, Barrow, and Wainwright. I was supervised by Harry Davis and more closely by Pat Doogan (listed as a reference at para. 22(b)(1)) For verification see the preceding paragraph. I left after I was invited several times by the head of the Fairbanks Attorney General's Office to join his staff, and felt that after 5 years as a prosecuting attorney I should broaden my experience.

1982-present, Assistant Attorney General in Fairbanks. Job assignments have included: child support enforcement, child protection cases, commercial law and bankruptcies, labor law enforcement, revenue enforcement, mental and alcohol commitment hearings, and defense of tort claims. The last 15 years I have been assigned defense of tort claims, the last 13 years as head of the tort defense section in Fairbanks. I am currently supervisor of the section, although I also represent the state in other cases assigned by the Attorney General. I have been supervised since joining the AG's by Larry Wood, 1835 S. Bragaw St. MS-569, Anchorage, AK 99512 (907-787-8375), Gary Foster, 3437 Airport Way Ste. 201, Fairbanks, AK 99701 (458-8083); Susan Cox, P.O. Box 110300, Juneau, AK 99811 (907-465-4600) and Mary Lundquist, 100 Cushman St. #400, Fairbanks, AK 99701 (907-451-2811). For verification contact Michele Foley, 100 Cushman St. #400, Fairbanks, AK 99701 (907-451-2811).



## Attachment to Randy M. Olsen Judicial Application

Continuation from Page 5:

12(e): I conducted 15 to 20 trials a year while a prosecutor. I conducted 16 trials in my next 15 years of civil practice, including one in 1995, one in 1996, and one in 1997. As my responsibilities increased the cases have become larger, but fewer. These larger cases have been resolved by summary judgment or by settlement. A portion of my time is also devoted to supervisory responsibilities.

Continuation from Page 6:

12(I): In the previous five years I have handled the following Pro Bono cases:

- 2002- I currently represent a wife in a divorce property division dispute.
- 2002- Represented wife in a dissolution dispute
- 2001- obtained divorce and child custody order for wife.
- 2000- represented a father in a child custody dispute and negotiated a stipulation.
- 1999- represented a wife in a divorce action.
- 1998- represented an out-of-state mother seeking enforcement of a foreign judgment granting her custody, and seeking recovery of her three children being held unlawfully in Delta Junction.

(i) Have you undertaken any pro bono work during this period?

Yes  No

Describe: See attached

13. 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 State Courts, October 28, 1977

U.S. District Court, District of Alaska, April 16, 1982

U.S. Court of Appeals, Ninth Circuit, July 2, 1984

### **PUBLIC SERVICE**

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

Alaska Bar Association

Tanana Valley Bar Association, served as secretary, treasurer,  
vice president, and president, over a 4-year period.

15. List legal publications, if any (give title, subject and date of publications):

Authored Personal Representative chapter, Utah Probate Manual, while on  
Board of Editors, BYU Legal Studies, 1977

16. Have you ever applied for a judgeship? Please list dates and judgeships applied for, as well as whether you were nominated by the Judicial Council and appointed:

<b>Judgeship</b>	<b>Date</b>	<b>Nominated By Council (Y/N)</b>	<b>Appointed By Governor (Y/N)</b>
Fairbanks District Court	9/24/84	Y	N

17. Have you ever held public or political office, elective or appointive? No

If so, state office, manner selected, and when and where held.

18. List all other legal and any nonlegal organizations and clubs of which you are a member, including civic, charitable, religious, educational, social and fraternal. (Please indicate whether you participate in the organization's activities, or simply hold a membership.)

- Church of Jesus Christ of Latter-day Saints (participant)
- Boy Scouts of America (participant: cubscouts, merit badge counselor)
- Fairbanks Youth Soccer (participant: coach)
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19. 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 other than minor traffic offenses (those for which a fine of \$50.00 or less, and no other sanctions were imposed)? NO
- (b) failed to answer any summons or other legal process served upon you personally at any time? 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? NO
- (d) had any proceedings brought to have you declared a ward of any court or adjudged an incompetent? 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.

20. (a) Has a tax lien or other collection procedure ever been instituted against you by federal, state or local authorities? 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? If so, give particulars, including case numbers.

NO, NO

- (b) Have you ever been sued by a client? If so, give particulars, including case numbers.

NO

- (c) Have you ever been a party in any other legal proceeding? If so, give the particulars. Include all legal proceedings in which you were a party in interest, including divorce/dissolution proceedings; a material witness; a named co-conspirator or correspondent; and any grand jury investigation in which you figured as a subject, or in which you appeared as a witness. 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).

NO

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

- (a) Are there any unsatisfied judgments against you? 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? 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? Please state the circumstances and outcome of any such unsatisfied or default judgment, or of any foreclosure.

NO, NO, NO

- (b) Have you ever made an assignment for the benefit of creditors? Has any petition in bankruptcy ever been filed by you? If so, state the circumstances, case number, and the outcome.

NO

**REFERENCES\***

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

(1) NAME: Mark I. Wood  
ADDRESS: 101 Lacey St.  
CITY/STATE/ZIP: Fairbanks, AK 99701 PHONE: 907-452-9311

(2) NAME: Bryant Christensen  
ADDRESS: P.O. Box 71224  
CITY/STATE/ZIP: Fairbanks, AK 99707 PHONE: 907-457-1485

(b) List the names, addresses, 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. (You should not list the Chief Justice of the Alaska Supreme Court.)

*emp/pt*  
(1) NAME: J. Patrick Doogan, Jr.  
ADDRESS: 455 3rd Ave. Ste. 150  
CITY/STATE/ZIP: Fairbanks, AK 99701 PHONE: 907-451-5970

(2) NAME: Mary E. Greene  
ADDRESS: 101 Lacey St.  
CITY/STATE/ZIP: Fairbanks, AK 99701 PHONE: 907-452-9319

(3) NAME: Ray Funk  
ADDRESS: 101 Lacey St.  
CITY/STATE/ZIP: Fairbanks, AK 99701 PHONE: 907-452-9328

\* **Please Note:** Letters of reference from these persons are confidential and will not be given to the applicant. The applicant should not request a copy of the letter from the reference.

**REFERENCES (continued)**

(c) List the names, addresses and phone numbers of attorneys involved in your three most recent cases that have gone to trial. (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.)

*These are my last 3 trials, if useful to the Council.*

**1**

**Case Name:** Todd Houston  
v. Gamache, Terry

**Case Number:** 3PA-95-169  
**Judge Name:** Brian Shortell

*3/97*

**Attorneys Involved:**

Name: Paul Davis

Name: \_\_\_\_\_

Address: 510 L. St. #270  
Anchorage, AK 99501

Address: \_\_\_\_\_

Name: (907-278-5000)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

**2**

**Case Name:** Richard Reakoff  
v. Tanner, et. al.

**Case Number:** F88-05 Civ (JKS)  
**Judge Name:** James Singleton

*5/96*

**Attorneys Involved:**

Name: Mike Stepovich

Name: \_\_\_\_\_

Address: 543 2nd Ave. Ste. A  
Fairbanks, AK 99701

Address: \_\_\_\_\_

Name: (907-452-6600)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

**3**

**Case Name:** Kerr  
v. State

**Case Number:** 3AN-93-6531  
**Judge Name:** Brian Shortell

*12/95*

**Attorneys Involved:**

Name: Bill Bankston

Name: \_\_\_\_\_

Address: 550 W. 7th Ave. Ste 1800  
Anchorage, AK 99501

Address: \_\_\_\_\_

Name: (907-276-1711)

Name: \_\_\_\_\_

Address: \_\_\_\_\_

Address: \_\_\_\_\_

**REFERENCES (continued)**

(d) List the names, addresses and phone numbers of attorneys involved in your three most recent cases that did not go to trial but in which you did significant work. (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.)

**1**

**Case Name:** Botelho  
v. Griffin, ACGA

**Case Number:** 3AN-98-9211 Civ  
**Judge Name:** Mark Rindner

**Attorneys Involved:**

Name: Laurel Peterson  
Address: 805 W. 3rd Ave. #200  
Anchorage, AK 99501  
907-278-1568

Name: Dan Branch  
Address: P.O. Box 110300  
Juneau, AK 99811  
907-465-3600

Name: Terry Aglietti  
Address: 733 W. 4th Ave. #206  
Anchorage, AK 99501  
907-279-8657

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

**2**

**Case Name:** Green  
v. State

**Case Number:** 4FA-01-2435  
**Judge Name:** Mary E. Greene

**Attorneys Involved:**

Name: Nelson Traverso  
Address: 312 5th Ave.  
Fairbanks, AK 99701  
(907) 457-3307

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

**3**

**Case Name:** Bryson  
v. Kompkoff/State

**Case Number:** 4FA-01-2435  
**Judge Name:** Mary E. Greene

**Attorneys Involved:**

Name: Ken Ringstad  
Address: 714 4th Ave.  
Fairbanks, AK 99701  
907-452-1205

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

Name: Howard Lazar  
Address: 1007 W. 3rd Ave. #400  
Anchorage, AK 99501  
907-279-3581

Name: \_\_\_\_\_  
Address: \_\_\_\_\_

**WRITING SAMPLE**

23. Attach as Appendix A 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. If you do not have a good sample of this length, include an excerpt from a longer writing. **Please do not submit longer writing samples.** Make sure the sample contains sufficient facts to make it understandable. Please do not submit coauthored writing samples.
24. 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? Have formal grievance procedures been brought against you? 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? In each case, state in detail the circumstances and the outcome.

NO
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