

SEP 13 2011

ALASKA JUDICIAL COUNCIL

# Alaska Judicial Council Application for Judicial Appointment

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

Anchorage Superior Court

Date: September 13, 2011

## I. Public Information (Questions 1-24)

### Personal

1. (a) State full name\* Jonathan Andrew Woodman  
 Name as it should appear on bar survey: Jonathan Woodman  
 \* 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? \*\*
- |       |                 |                 |
|-------|-----------------|-----------------|
|       | <u>11</u> years | <u>9</u> months |
| Total | <u>11</u> years | <u>9</u> months |
3. How long have you been engaged in the active practice of law immediately preceding the date of this application? \*\*
- |       |                 |                  |
|-------|-----------------|------------------|
|       | <u>17</u> years | <u>10</u> months |
| Total | <u>17</u> years | <u>10</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.

Massachusetts Institute of Technology, September 1986 - June 1990 S.B. Aerospace Engineering, June 4, 1990
---

\*\* 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.

The Ohio State University College of Law, August 1990 - May 1993  
Juris Doctorate

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.

Judge Joseph M. Harter Award for Trial Practice  
Phi Delta Phi, 1990-1993; President 1992-1993

(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.

2011 - Faculty, NAGTRI Trial Advocacy Training, Anchorage, AK - 33.5 hours  
2010 - NAGTRI seminar, Train the Trainer, Rutgers, NJ - 8.5 hours  
2010 - 9th Circuit Bench/Bar Conference - 1.5 hours  
2010 - Medicare Secondary Payer Unlocked: The Game Has Changed - 4.5 hours  
2008 - Dept. of Law Civil Division Retreat - 12.0 hours  
2006-2011 - Multiple meetings of Defense Counsel of Alaska  
2006-2011 - Multiple meetings of Alaska Bar Torts section

**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.

University of Alaska, Anchorage, Adjunct Instructor, 2005 - Present.  
I teach UAA's LSAT preparation course.

## 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:** State of Alaska, Department of Law

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

Current address of this person: P.O. Box 110300

City Juneau State AK Zip 99811

Dates and location of Employment: From 8/2008 To Present City Anchorage State AK

Description: I am an Assistant Attorney General IV in the Torts Section. I represent state entities, officials, and employees in tort cases throughout Alaska in state and federal courts.

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

Employer: Guess & Rudd, PC

Supervisor or name of contact person who can verify employment: Gary A. Zipkin

Current address of this person: 510 L Street, Suite 700

City Anchorage State AK Zip 99501

Dates and Location of Employment: From 12/1999 To 8/2008 City Anchorage State AK

Description: Associate 1999; shareholder 2004; vice-president 2006; president 2007. Areas: torts, insurance, banking, bankruptcy and aviation.

Reason for Leaving: To work at Department of Law

Employer: Office of the Ohio Public Defender

Supervisor or name of contact person who can verify employment: Stephen Hardwick

Current address of this person: 250 East Broad Street, Suite 1400

City Columbus State OH Zip 43215

Dates and Location of Employment: From 9/1997 To 12/1999 City Columbus State OH

Description: Assistant Public Defender in the Death Penalty Division. I handled death penalty appeals in state and federal courts throughout Ohio.

Reason for Leaving: To work at Guess & Rudd, PC.

**Previous Employers (continued)**

Employer: Law Offices of Jonathan A. Woodman  
Supervisor or name of contact person who can verify employment: Jonathan Woodman (me)  
Current address of this person: 19015 Trail Bay Drive  
City Eagle River State AK Zip 99577  
Dates and Location of Employment: From 11/1993 To 9/1997 City Columbus State OH  
Description: Solo attorney. I practiced mainly criminal defense, as well as some plaintiff personal injury and high school athletics litigation.  
Reason for Leaving: To work at Office of the Ohio Public Defender.

Employer: Law Offices of R. William Meeks  
Supervisor or name of contact person who can verify employment: Bill Meeks  
Current address of this person: 511 South High Street  
City Columbus State OH Zip 43210  
Dates and Location of Employment: From 9/1991 To 11/1993 City Columbus State OH  
Description: Legal intern at criminal defense law firm. I conducted legal research, interviewed witnesses and clients, and drafted motions and briefs.  
Reason for Leaving: To start my own law firm.

Employer: Law Offices Bradley N. Frick  
Supervisor or name of contact person who can verify employment: Brad Frick  
Current address of this person: 1265 Neil Avenue  
City Columbus State OH Zip 43201  
Dates and Location of Employment: From 10/1990 To 11/1993 City Columbus State OH  
Description: Legal intern at civil litigation law firm. I conducted legal research, interviewed witnesses and clients, and drafted motions and briefs.  
Reason for Leaving: To start my own law firm.

Employer: \_\_\_\_\_  
Supervisor or name of contact person who can verify employment: \_\_\_\_\_  
Current address of this person: \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Dates and Location of Employment: From \_\_\_\_\_ To \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_  
Description: \_\_\_\_\_  
Reason for Leaving: \_\_\_\_\_

Employer: \_\_\_\_\_  
Supervisor or name of contact person who can verify employment: \_\_\_\_\_  
Current address of this person: \_\_\_\_\_  
City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_  
Dates and Location of Employment: From \_\_\_\_\_ To \_\_\_\_\_ City \_\_\_\_\_ State \_\_\_\_\_  
Description: \_\_\_\_\_  
Reason for Leaving: \_\_\_\_\_

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

(a) Percent of your practice that was:

Civil	100
Criminal	0
Other	0
	= 100%

Comment: \_\_\_\_\_

(b) Percent:

State	90
Federal	10
Other	= 100%

Comment: \_\_\_\_\_

(c) Of practice in state courts, percent:

Supreme Court	5
Court of Appeals	0
Superior Court	95
District Court	0
	= 100%

Comment: \_\_\_\_\_

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

Comment: \_\_\_\_\_

(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: \_\_\_\_\_

(f) Percent of these trials which were: Jury 100      Non-Jury \_\_\_\_\_

Comment: \_\_\_\_\_

(g) Approximate number of appellate matters handled: 3

Comment: \_\_\_\_\_

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

Briefly describe type of matters heard:

First party insurance and banking arbitrations.

(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.) during this period.

I represented four pro bono clients, all through Alaska Legal Services. In each case, I assisted debtors in bankruptcy. I donated a total of 127 hours of pro bono services.

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.

Ohio - 1993; US District Court, Southern District of Ohio - 1993;  
 US Court of Appeals, Sixth Circuit - 1994; US Supreme Court - 1996;  
 Alaska - 2000; US District Court, District of Alaska - 2000;  
 US Court of Appeals, Ninth Circuit - 2004

**Public Service**

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

Alaska Bar Association - Torts Section  
 Defense Counsel of Alaska  
 American Inns of Court - Anchorage  
 Ohio State Bar Association - Criminal Law Section  
 American Bar Association  
 National Association of Criminal Defense Attorneys

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).

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.

I am on the faculty of the National Attorneys General Training & Research Institute in the area of trial advocacy. NAGTRI faculty present multi-day seminars throughout the country to train assistant attorneys general. I have been a NAGTRI faculty member since 2010.

I serve as an Educational Counselor for the MIT Educational Council. I speak with students from south central Alaska about their educational goals and MIT, and I interview prospective students. I have been an EC since 1993.

I participate annually in the Alaska High School Mock Trial Competition. For many years, I was the scorer for the tournament. For the past two years I have served as a judge in the competition.

I am a member of the Alaska Randonneurs, a long distance cycling club. This year, I served on the organizing committee for the inaugural Big Wild Ride, a 750-mile, 4-day, bicycle ride around Alaska.

I am a member of the Arctic Bicycle Club and the Bicycle Commuters of Anchorage.

Finally, I play on two adult league soccer teams through Soccer Alaska.

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.

3AN-01A1271587 Municipality of Anchorage v. Woodman, Jonathan A.  
Paid fine for speeding ticket issued July 2, 2001.

3AN-04-30438MO Municipality of Anchorage v. Woodman, Jonathan A.  
Paid fine for speeding ticket issued November 4, 2004.

In 1986, I received a speeding ticket and paid a fine.  
In 1985, I received a ticket for failure to yield and paid a fine.  
These last two tickets were in Ohio while I was in high school.

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).

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.

## 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: Jeffrey A. Magid

Address: PSC 557 Box 694

City/State/Zip: FPO AP 96379-0694

Phone: 011-81-080-3351-6344

Name: Susan M. West

Address: 1031 W. 4th Avenue, Suite 200

City/State/Zip: Anchorage, AK 99501

Phone: 907-269-5190

- (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: Scott Jordan, Director

Address: Alaska Division of Risk Management P.O. Box 110218

City/State/Zip: Juneau, AK 99811-0218

Phone: 907-465-2180

Name: Joanne Grace

Address: 1031 W. 4th Avenue, Suite 200

City/State/Zip: Anchorage, AK 99501

Phone: 907-269-5237

Name: Gary A. Zipkin

Address: 510 L Street, Suite 700

City/State/Zip: Anchorage, AK 99501

Phone: 907-793-2200

**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:** Daniel Mahoney **Case Number:** 3:06-cv-00070 TMB  
**v.** Bryan Barlow et al. **Judge Name:** Hon. Timothy Burgess

**Attorneys Involved:**

Name: <u>Arthur "Chuck" Robinson</u>	Name: <u>Frank Koziol</u>
Address: <u>35401 Kenai Spur Hwy.</u>	Address: <u>618 Christensen Drive</u>
City, State, Zip: <u>Soldotna, Alaska 99669</u>	City, State, Zip: <u>Anchorage, Alaska 99501</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

**Case Number 2**

**Case Name:** \_\_\_\_\_ **Case Number:** \_\_\_\_\_  
**v.** \_\_\_\_\_ **Judge Name:** \_\_\_\_\_

**Attorneys Involved:**

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

**Case Number 3**

**Case Name:** \_\_\_\_\_ **Case Number:** \_\_\_\_\_  
**v.** \_\_\_\_\_ **Judge Name:** \_\_\_\_\_

**Attorneys Involved:**

Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____
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, 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:** Estate of Randy Beaver **Case Number:** 4BE-09-00410CI  
**v.** State of Alaska, DHSS **Judge Name:** Hon. Harold Brown

**Attorneys Involved:**

Name: <u>Sean Brown</u>	Name: <u>Stephanie Galbraith-Moore</u>
Address: <u>BNC Complex 460 Ridgcrest</u>	Address: <u>1031 W. 4th Ave., Suite 200</u>
City, State, Zip: <u>Bethel, AK 99559</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

**Case Number 2**

**Case Name:** Cherry Dietzmann **Case Number:** 3:10-cv-00050-RJB  
**v.** USA; SOA; City of Homer **Judge Name:** Hon. Robert Bryan, USDC W.WA

**Attorneys Involved:**

Name: <u>Phillip Weidner</u>	Name: <u>Gary Guarino, AUSA</u>
Address: <u>330 L Street, Suite 200</u>	Address: <u>222 W. 7th Ave. Ste 9 Rm 253</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99513</u>
Name: <u>Frank Koziol</u>	Name: _____
Address: <u>618 Christensen Drive</u>	Address: _____
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: _____

**Case Number 3**

**Case Name:** Estate of Evans **Case Number:** 3KO-08-188 CI  
**v.** State of Alaska et al. **Judge Name:** Hon. Steve W. Cole

**Attorneys Involved:**

Name: <u>Phillip Weidner/Michael Cohn</u>	Name: <u>Matt Singer</u>
Address: <u>330 L Street, Suite 200</u>	Address: <u>3000 A Street, Suite 300</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, Alaska 99503</u>
Name: _____	Name: _____
Address: _____	Address: _____
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 **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.

I have four reported opinions:

United States v. Welch et al., 97 F.3d 142 (6th Cir. 1996)  
Franklin v. Francis, 997 F.Supp. 916 (S.D. Ohio 1998)  
Maloney v. Progressive Specialty Insurance Company, 99 P.3d 565 (Alaska 2004)  
OK Lumber Company, Inc. v. Alaska Railroad Corporation, 123 P.3d 1076 (Alaska 2005)

In addition to my legal experience, I am also a 3-time Jeopardy! champion.

**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.

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 Jonathan A. Woodman

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

Anchorage Superior Court

*Please leave this area blank*

Date: September 13, 2011

I graduated from MIT in 1990 with a degree in aerospace engineering. After a brief internship with NASA, I attended The Ohio State University College of Law, graduating in 1993.

After graduation, I hung out my own shingle, handling mostly criminal defense and plaintiff's personal injury cases. In 1996, I had a banner year, marrying my college sweetheart, Cheryl Duda, and becoming a 3-time champion on Jeopardy. In 1997, I moved to the Office of the Ohio Public Defender to do death penalty appeals.

In 1999, we followed a dream and moved to Alaska, where I became an associate at Guess & Rudd, eventually becoming a shareholder. I practiced in a number of areas including insurance defense, banking, bankruptcy, products liability, and aviation. In 2008, I accepted my current position in the Torts section of the Attorney General's Office.

I look forward to further serving the people of Alaska.