

Application for Judicial Appointment

Application Instructions

1. The Judicial Council will consider this application only if it is completed in full. Please check to see that you have answered each question.
2. Please use the space provided for answers. If the space provided is insufficient, finish the answer on an appropriately numbered sheet or sheets attached to this form.
3. Please note that Question 25 of the application asks you to prepare a brief biographical statement (limited to 150 words) about your background, legal education, and legal experience. Please use the page provided for writing your statement. Please do not list personal information about minor children. A copy of this statement will be scanned and posted on the Council's website after the application deadline. Unless you object, we will post your picture as well. 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.
4. This application constitutes a public record within the meaning of AS 09.25.110 and AS 39.25.080. All information, except that specifically denoted as confidential herein (Section II), is available for public inspection. Also, the Council forwards each nominee's application to the governor, including the confidential sections.
5. The Judicial Council asks that each applicant review the Code of Judicial Conduct (Alaska Rules of Court). Please note that Ethics Opinion 85-1 of the Alaska Bar Association provides that the proscription of Canon 5 (formerly 7) of the Code of Judicial Conduct specifically applies to candidates for appointment to judicial office under Alaska's merit selection plan.
6. A description of the procedures and time frames the Council uses during its judicial selection process is provided to every applicant. A description of Council selection procedures may be obtained by contacting the Council and may be downloaded from the Council's website at www.ajc.state.ak.us. Please call if you have questions.
7. Please submit one single-sided, unbound copy of your completed application, including your writing sample and photos, to the Council office, 1029 West Third Avenue, Suite 201, Anchorage, Alaska 99501-1969, by the deadline.
8. Please submit **twelve** copies of a **2" x 2"** photo of yourself with your application in a separate labeled envelope.

Larry Cohn
Executive Director

Alaska Judicial Council Application for Judicial Appointment

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

Date: _____

I. Public Information (Questions 1-24)

Personal

1. (a) State full name* _____
Name as it should appear on bar survey: _____
* 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? **
_____ years _____ months
Total _____ years _____ months

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

** 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.

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.

- (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.

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.

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: _____

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: _____

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

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: _____

Previous Employers (continued)

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: _____

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: _____

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

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

Comment: _____

(b) Percent: State _____
Federal _____
Other _____
= 100%

Comment: _____

(c) Of practice in state courts, percent: Supreme Court _____
Court of Appeals _____
Superior Court _____
District Court _____
= 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:
 None 1-5 6-15 16-30 31 or more

Comment: _____

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

Comment: _____

(g) Approximate number of appellate matters handled: _____

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: _____

(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.).

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.

Public Service

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

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) |
|------------------|-------------|-----------------------------------|------------------------------------|
| | | | |
| | | | |
| | | | |
| | | | |

- (d) had any proceedings brought to have you declared a ward of any court or adjudged an incompetent? Yes No

If your answer is "yes" to any part of this question, state the facts in detail. Give the name and place of the court or agency, dates of the beginning and end of any action or proceeding, case numbers, and the judgment or other disposition.

18. (a) Has a tax lien or other collection procedure ever been instituted against you by federal, state or local authorities? Yes No

In particular, have you been the subject of any proceeding, criminal or civil, initiated against you by the Internal Revenue Service or a State Tax Office? Yes No

If so, give particulars, including case numbers.

- (b) Have you ever been sued by a client? Yes No

If so, give particulars, including case numbers.

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

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

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: _____

Address: _____

City/State/Zip: _____ Phone: _____

Name: _____

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: _____

Address: _____

City/State/Zip: _____ Phone: _____

Name: _____

Address: _____

City/State/Zip: _____ Phone: _____

Name: _____

Address: _____

City/State/Zip: _____ 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 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: _____ *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 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**, 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

| | |
|-----------------------------------|---------------------------|
| <i>Case Name:</i> _____ | <i>Case Number:</i> _____ |
| <i>v.</i> _____ | <i>Judge Name:</i> _____ |
| <i>Attorneys Involved:</i> | |
| Name: _____ | Name: _____ |
| Address: _____ | Address: _____ |
| City, State, Zip: _____ | City, State, Zip: _____ |
| Name: _____ | Name: _____ |
| Address: _____ | Address: _____ |
| City, State, Zip: _____ | City, State, Zip: _____ |

Case Number 2

| | |
|-----------------------------------|---------------------------|
| <i>Case Name:</i> _____ | <i>Case Number:</i> _____ |
| <i>v.</i> _____ | <i>Judge Name:</i> _____ |
| <i>Attorneys Involved:</i> | |
| Name: _____ | Name: _____ |
| Address: _____ | Address: _____ |
| City, State, Zip: _____ | City, State, Zip: _____ |
| Name: _____ | Name: _____ |
| Address: _____ | Address: _____ |
| City, State, Zip: _____ | City, State, Zip: _____ |

Case Number 3

| | |
|-----------------------------------|---------------------------|
| <i>Case Name:</i> _____ | <i>Case Number:</i> _____ |
| <i>v.</i> _____ | <i>Judge Name:</i> _____ |
| <i>Attorneys Involved:</i> | |
| Name: _____ | Name: _____ |
| Address: _____ | Address: _____ |
| City, State, Zip: _____ | City, State, Zip: _____ |
| 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.

Biographical Statement

Name _____

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

Please leave this area blank

Date: _____

II. Confidential Information (Questions 26-35)

26. Office Telephone: _____
Home Telephone: _____
FAX: _____
E-mail: _____

27. Social Security Number :* _____
Date of birth: _____ Place of birth _____ Age: _____

28. For the purpose of identifying potential conflicts of interest:

(a) Spouse's full name and occupation:** _____

(b) Children's names and occupations: _____

29. (a) Current mailing address: _____
City, State Zip: _____

(b) Current business address: _____
City, State Zip: _____

30. State every residence you have had in the last five years in the United States or elsewhere, with exact address of each, and the month and year of the beginning and ending of each residence.

* Social security number is used for the sole purpose of identification for background checks.

** Also include the full name and occupation of a domestic partner with whom you reside (required to determine possible conflict of interest problems).

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

To your knowledge, have any formal complaints (including fee disputes), charges or grievances (not disclosed in response to question 22) been brought against you? Yes No

In each case, state in detail the circumstances and the outcome. Please include all complaints even if they were dismissed or not accepted for investigation.

32. If you have been a judge, have you received notice of public charges, a cautionary letter, private admonition, or other confidential sanction from the Alaska Commission on Judicial Conduct? Yes No

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

33. Please estimate your total income* for each of the three years immediately preceding the date of this application. This information is used to evaluate active practice of law and potential conflict of interest issues.

| Year | Total Income* | Percent of Total Income* Derived From the Practice of Law |
|-------------|----------------------|--|
| | | |
| | | |
| | | |

* This is your "adjusted gross income" as defined on your 1040 tax form, but should not include income attributable to a spouse or other person.

Conflict of Interest

34. Please identify, with particularity: (a) every entity in which you have any interest financial or otherwise and describe the interest; (b) any person who, through a relationship with you, might create a conflict of interest if you were appointed, and describe the conflict.

What steps, if any, would you take to avoid potential conflict of interest under the Code of Judicial Conduct if you were appointed to the bench?

Ability to Perform Job-Related Functions

35. Is there any reason why it might be difficult for you to perform fully all of the requirements of this position as set out in the judicial position description attached to this application? Yes No

If so, please explain how you will be able to perform job-related functions, with or without reasonable accommodation.

Certification and Waiver

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

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

Signature of Applicant

Typed Name

Date

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public, State of Alaska

My Commission expires: _____

Release to Obtain Credit History

I specifically authorize the Alaska Judicial Council to obtain information regarding me from any credit reporting agency. I authorize these agencies to make available to the Council all confidential and non-confidential documents, records, and information concerning me that the Council may request.

Signature of Applicant

Typed Name

Date

Subscribed and sworn to before me this _____ day of _____, 20____.

Notary Public, State of Alaska

My Commission expires: _____

**For Applicants who are Judges
Alaska Commission on Judicial Conduct
Waiver of Confidentiality**

Pursuant to Commission Rule 5(e), I waive my rights to confidentiality concerning any actions taken by the Commission under Rule 11(b)(2)-(4). I am seeking a position of (or seeking to retain my judicial position as) a judge or justice on the _____ Court,
name and level of court
and authorize Commission staff to provide a factual summary of any and all actions taken by the Commission to the Alaska Judicial Council and its staff for purposes of determining my qualifications for the position. No other use is authorized by this waiver; however, I recognize that once released, further dissemination of this information may not necessarily be restricted by law.

Name

Signature

Subscribed and sworn to before me this _____ day of _____, 20_____.

Notary Public, State of Alaska

My Commission expires: _____

Appendix A
Writing Sample
(see question 21)