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ALASKA JUDICIAL COUNCIL

alaska judicial council

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Alaska Judicial Council Trial Judge Questionnaire

2012 Candidates for Judicial Retention

October 2011

Charles T. Huguelet

Name

Kenai Superior Court

Court

1. Please estimate your workload during your present term.

a) 40 % civil cases

50 % criminal cases

10 % court administrative work

100 % Total

b) 15 # of jury trials/year

25 # of non-jury trials/year

5 # of administrative appeals/year

2. Please describe your participation on court/bar committees or other administrative activities during your current term of office.

Kenai Bar Association meetings; Kenai Bench-Bar Conferences; Judicial representative to Alaska Children's Justice Act Task Force; Criminal Pattern Jury Instructions Committee.

3. Please assess, in one or two paragraphs, your judicial performance during your present term. Appropriate areas of comment could include: satisfaction with your judicial role, specific contributions to the judiciary or the field of law, increases in legal knowledge and judicial skills, or other measures of judicial abilities that you believe to be important.

I have matured as a judge during the present term. I do not worry so much about 'controlling the courtroom' or establishing strict guidelines and procedures for attorneys. I am a much better listener and have strengthened my capacity for seeing beyond emotion, theatrics, and other distractions to find appropriate solutions to legal problems. I have developed a very positive outlook towards the criminal justice system. Most of the defendants in the communities I serve are not hopeless sociopaths. They tend to be addicts, young men with a few rough edges, and other folks who have made some bad choices. Most go on to live reasonably productive lives, and I think accountability enforced by the courts is the key aspect of the process. I am a reserve officer and have served twice in Iraq working with a damaged justice system. My experiences working with corrupt cops and judges who have to worry about being murdered for their decisions has strengthened my belief in the absolute necessity of an independent judiciary and a society governed by the rule of law.

4. During your most recent term as a judge, have you:
- a) had a tax lien filed or other collection procedure instituted against you by federal, state, or local authorities? Yes No
 - b) been involved in a non-judicial capacity in any legal proceeding whether as a party or otherwise? Yes No
 - c) engaged in the practice of law (other than as a judge)? Yes No
 - d) held office in any political party? Yes No
 - e) held any other local, state or federal office? Yes No
 - f) had any complaints, charges or grievances filed against you with the Alaska Commission on Judicial Conduct, the Alaska Bar Association, or with the Alaska Court System that resulted in public proceedings or sanctions? Yes No

5. If your answer to any of the questions above is "yes," please give full details, including dates, facts, case numbers and outcomes.

I am an officer (colonel) in the United States Air Force Reserve. I served as an instructor at the Air Force JAG school and served two tours in Iraq (2007-08 Military Justice Advisor with Iraqi Ministry of Defense; 2010-11 Director, Law and Order Task Force). I am now the Senior Reserve Judge Advocate for the 11th Air Force.

6. Please provide any other information which you believe would assist the Council in conducting its evaluations and in preparing its recommendations for the 2012 retention elections.

I have been the catalyst for bench-bar meetings on the Kenai. I have been a speaker at seminars involving children's issues. I have also spoken at schools and before civic groups on the Peninsula. I believe that courts need meaningful communication with the bar and community to be effective.

For questions 7 through 10 please do not list any cases that have pending issues in your court.

7. Please list your three most recent jury trials including case names and numbers. Please list the names, current addresses, including zip codes and suite numbers where applicable, of each attorney involved in these trials. (Attach additional pages if necessary.)

Case Number 1

Case Name: State of Alaska **Case Number:** 3KN-11-1068CR
 v. Travis Mercier

Attorneys Involved:

Name: <u>ADA Amy Fenske</u>	Name: <u>Dan Poulson</u>
Address: <u>120 Trading Bay, Suite 200</u>	Address: <u>130 Trading Bay, Suite 390</u>
City, State, Zip: <u>Kenai, AK 99611</u>	City, State, Zip: <u>Kenai, AK 99611</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 2

Case Name: State of Alaska **Case Number:** 3KN-11-620CR
 v. Rhonda Marcum

Attorneys Involved:

Name: <u>ADA Martin Fallon</u>	Name: <u>Dan Poulson</u>
Address: <u>120 Trading Bay, Suite 200</u>	Address: <u>130 Trading Bay, Suite 390</u>
City, State, Zip: <u>Kenai, AK 99611</u>	City, State, Zip: <u>Kenai, AK 99611</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 3

Case Name: Betsy Beeks **Case Number:** 3HO-03-29 CI
 v. Rene Alvarez, et al

Attorneys Involved:

Name: <u>Michael Flanigan</u>	Name: <u>Howard Lazar</u>
Address: <u>1029 W. Third Ave, Ste 250</u>	Address: <u>1007 West Third Av, Ste 400</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

8. Please list your three most recent non-jury trials including case names and numbers. Please list the names, current addresses, including zip codes and suite numbers where applicable, of each attorney involved in these trials. (Attach additional pages if necessary.)

Case Number 1

Case Name: In the Matter of: K.D. Case Number: 3KN-07-45 CP
v. _____

Attorneys Involved:

Name: Michelle Higuchi Name: Carol Brenckle
Address: 120 Trading Bay, Ste 200 Address: 130 Trading Bay Suite 340
City, State, Zip: Kenai, AK 99611 City, State, Zip: Kenai, AK 99611

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

Case Number 2

Case Name: Carrie Baylink Case Number: 3HO-08-224CI
v. Paul Baylink

Attorneys Involved:

Name: Steven Pradell Name: Gwen Neal
Address: 1009 W. Seventh Ave Address: 190 E. Pioneer Avenue
City, State, Zip: Anchorage, AK 99501 City, State, Zip: Homer, AK 99603

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

Case Number 3

Case Name: In the Matter of the Estate Case Number: 3HO-08-25PR
v. of Peter W. Kalberg

Attorneys Involved:

Name: Daniel Westberburg Name: Daniel Aaronson
Address: 4164 Pennock Street Address: PO Box 1681
City, State, Zip: Homer, AK 99603 City, State, Zip: Kenai, AK 99611

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

9. Please list your three most recent cases, including case names and numbers, which did not go to trial, but on which you did significant work (such as settlement conference, hearings, motion work, etc.). Please list the names, current addresses, including zip codes and suite numbers where applicable, of each attorney involved in these cases. (Attach additional pages if necessary.)

Case Number 1

Case Name: Roy Cross Case Number: 3KN-05-805 CI

v. Barbara Baughn

Attorneys Involved:

Name: Carol Brenckle

Name: Joseph Raymond Skrha

Address: 130 Trading Bay, Suite 340

Address: 150 N. Willow, Ste 2

City, State, Zip: Kenai, AK 99611

City, State, Zip: Kenai, AK 99611

Name: _____

Name: _____

Address: _____

Address: _____

City, State, Zip: _____

City, State, Zip: _____

Case Number 2

Case Name: In the Matter of Case Number: 3KN-04-46/45/47/48/49B CP,

v. T.P., A.H., H.P., N.P., Q.P, JP

Attorneys Involved:

Name: Michelle Higuchi

Name: Shana Theiler

Address: 120 Trading Bay, Ste 200

Address: 105 Trading Bay, Suite 103

City, State, Zip: Kenai, AK 99611

City, State, Zip: Kenai, AK 99611

Name: Elizabeth Leduc

Name: _____

Address: 130 Trading Bay, Ste 390

Address: _____

City, State, Zip: Kenai, AK 99611

City, State, Zip: _____

Case Number 3

Case Name: Kevin Co Case Number: 3HO-09-265CI

v. Kelly Matson

Attorneys Involved:

Name: Rhonda Butterfield

Name: Michelle Nesbett

Address: 725 Christensen Dr, Ste 5

Address: 750 W. Second St, Ste 105

City, State, Zip: Anchorage, AK 99501

City, State, Zip: Anchorage, AK 99501

Name: _____

Name: _____

Address: _____

Address: _____

City, State, Zip: _____

City, State, Zip: _____

- 10. *Optional:* If you deem it helpful to the Council, please list up to three other cases during your past term in which you believe your work was particularly noteworthy. Please list the names, current addresses, including zip codes and suite numbers where applicable, of each attorney involved in these cases. (Attach additional pages if necessary.)

Case Number 1

Case Name: Mike O'Malley Case Number: 3HO-07-214CI
 v. David W. Green

Attorneys Involved:

Name: <u>Joseph Kashi</u>	Name: <u>Grant Watts</u>
Address: <u>205 East Beluga</u>	Address: <u>701 W. 8th Ave, Suite 700</u>
City, State, Zip: <u>Soldotna, AK 99669</u>	City, State, Zip: <u>Anchorage, AK 99501</u>

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

Case Number 2

Case Name: Donald Doan Case Number: 3AN-09-6695CI
 v. Law Offices Barokes et al

Attorneys Involved:

Name: <u>Judith Conte</u>	Name: <u>Nelson Page</u>
Address: <u>PO Box 91127</u>	Address: <u>810 N Street, Suite 300</u>
City, State, Zip: <u>Anchorage, AK 99509-1767</u>	City, State, Zip: <u>Anchorage, AK 99501</u>

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

Case Number 3

Case Name: State of Alaska Case Number: 3VA-07-113 CR
 v. Sandrock & Price

Attorneys Involved:

Name: <u>Jean Seaton</u>	Name: <u>S. Joe Montague</u>
Address: <u>304 Lake Street #202</u>	Address: <u>130 Trading Bay, Suite 390</u>
City, State, Zip: <u>Sitka, AK 99835</u>	City, State, Zip: <u>Kenai, AK 99611</u>

Name: <u>Carol Brenckle</u>	Name: _____
Address: <u>130 Trading Bay, Suite 340</u>	Address: _____
City, State, Zip: <u>Kenai, AK 99611</u>	City, State, Zip: _____