

From: McConnell, Dwayne W (LAW)
Sent: Wednesday, December 28, 2011 1:45 PM
To: Larry Cohn
Subject: Bethel Superior Court vacancy

Dear Larry:

Based on our discussion this morning about the process this email is intended to notify the Alaska Judicial Council that I am applying for the Bethel Superior Court vacancy. I understand you wish that I supplement the application to add any significant changes. I will look at it and do so within the week if I change anything. I will also supply another 12 photos to you shortly.

Please advise me you got my email to insure I am timely.

Thanks.

Dwayne

Dwayne W. McConnell
Assistant Attorney General
Criminal Division Central Office
P.O. Box 110300
Juneau, AK 99801
(907) 465-3428

RECEIVED

SEP 9 2011

ALASKA JUDICIAL COUNCIL

Alaska Judicial Council Application for Judicial Appointment

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

Superior Court Judge - Anchorage

Date: 09-09-2011

I. Public Information (Questions 1-24)

Personal

1. (a) State full name* Dwayne Wright McConnell
 Name as it should appear on bar survey: Dwayne W. McConnell
 * 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.
N/A
2. How long have you been a resident of the State of Alaska immediately preceding the date of this application? **
5 years 2 months
 Total 28 years 2 months
3. How long have you been engaged in the active practice of law immediately preceding the date of this application? **
5 years 2 months
 Total 30 years 8 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.

Southwest Missouri State University; Bachelor of Arts, 1971

** 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.

University of Missouri at Kansas City; Juris Doctorate, 1975

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.

I have attended the annual Department of Law, Criminal Division CLE courses for the past five years. I have earned a minimum of three ethics credits for the last five years along with a minimum of twelve credits in other areas including, but not limited to, trial advocacy, violence against women, criminal procedure, and recent changes in criminal law.

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.

March 1978 - November 1979: Project Coordinator, Alaska Department of Community and Regional Affairs. I reviewed spending of CETA funds by various non-profit agencies.

August 1967 - October 1973: I worked as a laborer for the St. Louis - San Francisco ("Frisco") Railroad in Springfield, Missouri, and Kansas City, Missouri during college and law school.

There are no unpaid debts or claims pending litigation related to my major nonlegal work experiences.

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, Criminal Division

Supervisor or name of contact person who can verify employment: Rick Svobodny

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

City Juneau State Alaska Zip 99811

Dates and location of Employment: From 06-2006 To Present City Anch./Juneau State Alaska

Description:

2006: Attorney, Rural Prosecution Unit, Criminal Division (Anchorage). 2007: Supervising Attorney, Rural Prosecution Unit (Anchorage). 2011: Central Office, Criminal Division, Assistant Attorney General (Juneau)*.

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

Employer: Jones, Galligan, Key & Lozano

Supervisor or name of contact person who can verify employment: Bob Galligan

Current address of this person: 2300 W. Pike Blvd.

City Weslaco State Texas Zip 78596

Dates and Location of Employment: From 11-2004 To 05-2006 City Weslaco State Texas

Description:

General civil practice with emphasis on civil litigation including insurance defense and representing injured plaintiffs in tort cases.

Reason for Leaving: Return to Alaska.

Employer: State of Alaska, Criminal Division, Kenai District Attorney.

Supervisor or name of contact person who can verify employment: Patrick Gullufsen

Current address of this person: Mr. Gullufsen has retired, Mr. Svobodny can verify employment.

City Kenai State Alaska Zip 99611

Dates and Location of Employment: From 11-1998 To 10-2004 City Kenai State Alaska

Description:

I managed an office of four lawyers and support staff for handling all state criminal cases on the Kenai Peninsula.

Reason for Leaving: Relocated to Weslaco, Texas, to work in private practice.

Previous Employers (continued)

Employer: State of Alaska, Criminal Division, Juneau District Attorney's Office

Supervisor or name of contact person who can verify employment: Rick Svobodny

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

City Juneau State Alaska Zip 99811

Dates and Location of Employment: From 07-1994 To 01-1998 City Juneau State Alaska

Description: Assistant District Attorney - I handled misdemeanors and felonies as assigned including a traveling calendar which included Sitka, Haines and Skagway.

Reason for Leaving: Promoted to Kenai District Attorney.

Employer: Jones, Galligan & Key

Supervisor or name of contact person who can verify employment: Bob Galligan

Current address of this person: 2300 W. Pike Blvd.

City Weslaco State Texas Zip 78596

Dates and Location of Employment: From 03-1992 To 06-1994 City Weslaco State Texas

Description: General civil practice with emphasis on litigation including insurance defense and representing injured plaintiffs in tort cases.

Reason for Leaving: Relocated to Alaska to work in Juneau District Attorney's Office.

Employer: U.S. Virgin Islands, Department of Justice

Supervisor or name of contact person who can verify employment: Darryl Donahue

Current address of this person: Toro Bldg., 3008 Orange Grove Christiansted

City St. Croix State Virgin Is Zip 00820-4375

Dates and Location of Employment: From 08-1991 To 09-1991 City St. Croix State U.S.V.I.

Description: Handled major felony cases on behalf of the United States Virgin Islands.

Reason for Leaving: Did not like living in St. Croix.

Employer: State of Alaska, Civil Division, Dept. Of Trans. & Pub. Facilities

Supervisor or name of contact person who can verify employment: Nancy Gordon

Current address of this person: 1031 W. Fourth Ave., Suite 200

City Anchorage State Alaska Zip 99501

Dates and Location of Employment: From 07-1990 To 06-1991 City Anchorage State Alaska

Description: Supervisor of the Department of Law, Civil Division section for DOTPF matters such as condemnation, contracts, and other civil matters.

Reason for Leaving: Moved to the Virgin Islands to accept job as a prosecutor.

Employer: Department of Law, Criminal Division, Anchorage District Attorney

Supervisor or name of contact person who can verify employment: Rick Svobodny

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

City Juneau State Alaska Zip 99811

Dates and Location of Employment: From 1987 To 1990 City Anchorage State Alaska

Description: District Attorney of Anchorage. I supervised approximately 20 lawyers along with support staff, handling all felony and many misdemeanor matters.

Reason for Leaving: The Attorney General requested that I transfer to the Civil Division.

ATTACHMENT

PREVIOUS EMPLOYERS (continued)

Employer: Department of Law, Criminal Division, Palmer District Attorney
Contact Person: Rick Svobodny
Current Address: P.O. Box 110300
Juneau, Alaska 99811
Dates of Employment: From 1985 to 1987
Location of Employment: Palmer, Alaska
Description: Palmer District Attorney. I managed an office of four lawyers along with support staff. We handled all felonies and misdemeanor matters in the Matanuska Susitna area, Valdez and Glennallen.
Reason for Leaving: Promoted to Anchorage District Attorney.

Employer: Department of Law, Criminal Division, Kodiak District Attorney
Contact Person: Rick Svobodny
Current Address: P.O. Box 110300
Juneau, Alaska 99811
Dates of Employment: From 1982 to 1985
Location of Employment: Kodiak, Alaska
Description: Kodiak District Attorney. I managed an office of two lawyers along with support staff. We handled all felonies and misdemeanor matters for Kodiak and surrounding islands.
Reason for leaving: Promoted to Palmer District Attorney.

Employer: Department of Law, Criminal Division, Bethel District Attorney
Contact Person: Rick Svobodny
Current Address: P.O. Box 110300
Juneau, Alaska 99811
Dates of Employment: From 1979 to 1982
Location of Employment: Bethel, Alaska
Description: Bethel District Attorney. I managed an office of two lawyers along with support staff. We handled all felonies and misdemeanor matters in the Y-K Delta.
Reason for leaving: Promoted to Kodiak District Attorney.

Employer: Legal Aid and Public Defender
Contact Person: Effie F. Day
Current Address: 600 Lathrop Bldg., 1005 Grand Ave.
Kansas City, Missouri 64106-2216
Dates of Employment: From 09-1973 to 01-1978
Location of Employment: Kansas City, Liberty and Warrensburg, Missouri

Description: Commencing August 1973, I worked as a Legal Intern in urban Kansas City while going to law school. I interviewed and screened clients for civil matters such as Landlord-Tenant, Social Security disability benefits, dissolutions, and various other civil matters for indigent clients. After graduating from law school, I was promoted to managing attorney of Liberty, Missouri, handling the same types of matters for indigent clients. I later established the Warrensburg, Missouri office which had two lawyers covering three counties handling the same types of matters for indigent clients.

Reason for leaving: Moved to Alaska.

***Continuation of description for employment with Department of Law, Criminal Division from 2006 to the present:** The Rural Unit handled major felonies such as unclassified, Class A and B in rural Alaska throughout the State with an emphasis on Bethel, Kotzebue, and Barrow. The Rural Unit also trained young lawyers working in these rural areas and functioned as the District Attorney of Bethel for over a year.

In my current position, I am handling criminal cases specially assigned to me by the Deputy Attorney General to prosecute along with other administrative matters.

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

(a) Percent of your practice that was:

Civil	5%
Criminal	95%
Other	= 100%

Comment: _____

(b) Percent:

State	100%
Federal	_____
Other	= 100%

Comment: _____

(c) Of practice in state courts, percent:

Supreme Court	_____
Court of Appeals	5%
Superior Court	85%
District Court	10%
	= 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: All of these trials have been Unclassified, Class A or B.

(f) Percent of these trials which were: Jury 90% Non-Jury 10%

Comment: _____

(g) Approximate number of appellate matters handled: 2

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:

N/A

(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.

None.

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.

Missouri (all state courts) (1975); Alaska (all state courts) (1979); Texas (all state courts) (1990 and 2004); Southern Federal District of Texas

Public Service

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

Missouri Bar Association; Alaska Bar Association; Texas Bar Association; American Bar Association.

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).

None.

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)
Anchorage District Court	1999	No	
Ketchikan Superior Court*	2001	Withdrew name*	
Kenai Superior	2004	Yes	No
* Withdrew name before poll.			

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.

All attorneys for the Department of Law are appointed.

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.

While in Anchorage, I was very involved in the Save the Road 35th and McRae project for approximately four years. The Project was an attempt to convince the Municipality of Anchorage to change the planned reconstruction of the road through an older, established neighborhood. As a result of our efforts, we convinced the Mayor to change the then-existing engineering plans for the reconstruction of the road to accommodate our concerns and minimize condemnation of private land.

In Anchorage, I also assisted my next door neighbor's daughter for approximately two months in preparing for a criminal case for moot court which she later scored the highest grade in her class.

In Kenai, every year, I participated in raising funds for the Lee Shores Women's Shelter through calls to a radio show. I also gave speeches and presentations to various civic organizations regarding criminal law.

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.

N/A.

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).

1. Dissolution of Marriage - November 1974 from Gina K. McConnell
2. Dissolution of Marriage - January 1997 from Cheryl K. Barger
3. Civil action brought by Frank Feitchinger, a former APD Officer in the late 1980's against me personally along with other individuals, Police Union and the City of Anchorage. I was dismissed by the Superior Court in 1995.
4. Two civil actions filed against me personally by Ronald Williams, first in federal court, then state court. Federal case was styled Ronald Williams et. al. v. Don Donaldson, et.al., A00-0294 CV. The State case was styled Ronald Williams et. al. v. Dan Donaldson, et. al., 3KN-02-147 CI. Both cases have been dismissed.
5. Civil federal district court action filed against me personally as well in my capacity as an agent for the State along with several other individuals. It is styled Zebulon Nudson v. Dwyane McConnell, et. al., A02-0076 CV. The case has been dismissed.

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: Gregg Olson
Address: 310 K Street, Suite 308
City/State/Zip: Anchorage, Alaska 99501 Phone: (907) 269-6250

Name: Dave Mowrer
Address: 140 Amanda Drive
City/State/Zip: Oak Ridge, TN, 37830 Phone: (865) 483-3257

- (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: Larry Weeks
Address: 59 Ave de las Bourdonnais
City/State/Zip: Paris, France 75007 Phone: maureenweeks@me.com

Name: Larry Zervos
Address: University of Alaska Fairbanks, Wood Center, P.O. Box 756640
City/State/Zip: Fairbanks, Alaska 99775 Phone: (907) 450-8080

Name: Louis Menendez
Address: Dimond Courthouse, P.O. Box 114100
City/State/Zip: Juneau, Alaska 99811 Phone: (907) 463-4701

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:* 4EM-10-45 Cr.
v. Aloysius Patrick *Judge Name:* Raymond Funk

Attorneys Involved:

Name: <u>Elizabeth Pederson</u>	Name: _____
Address: <u>Box 10</u>	Address: _____
City, State, Zip: <u>Bethel, Alaska 99559</u>	City, State, Zip: _____
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 2

Case Name: State of Alaska *Case Number:* 4BE-07-1794 Cr.
v. James Leopold III *Judge Name:* Leonard Devaney

Attorneys Involved:

Name: <u>Brooke Browning</u>	Name: _____
Address: <u>Box 317</u>	Address: _____
City, State, Zip: <u>Kotzebue, Alaska 99752</u>	City, State, Zip: _____
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 3

Case Name: State of Alaska *Case Number:* 4EM-08-108 Cr.
v. John Leopold *Judge Name:* Leonard Devaney

Attorneys Involved:

Name: <u>Brian Kay</u>	Name: _____
Address: <u>P.O. Box 2129</u>	Address: _____
City, State, Zip: <u>Bethel, Alaska 99559</u>	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: State of Alaska Case Number: 4BE-08-422 Cr.
v. Staci Gillilan Judge Name: Marvin Hamilton

Attorneys Involved:

Name: Sean Brown Name: _____
Address: P.O. Box 1809 Address: _____
City, State, Zip: Bethel, Alaska 99559 City, State, Zip: _____

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

Case Number 2

Case Name: State of Alaska Case Number: 4BE-10-109 Cr.
v. Ryan Burke Judge Name: Leonard Devaney

Attorneys Involved:

Name: Myron Angstman Name: _____
Address: P.O. Box 585 Address: _____
City, State, Zip: Bethel, Alaska 99559 City, State, Zip: _____

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

Case Number 3

Case Name: State of Alaska Case Number: 4BE-09-1101 Cr.
v. Jermie Azean Judge Name: Marvin Hamilton

Attorneys Involved:

Name: Kari McCrea Name: _____
Address: P.O. Box 10 Address: _____
City, State, Zip: Bethel, Alaska 99559 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.

N/A.

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 practiced law almost entirely since being admitted in 1975 to the Missouri Bar Association and before that, as an intern with Legal Services in Kansas City, Missouri, for two years during law school. I have represented the people of the State of Alaska as a prosecutor most of my career in Alaska.

Though some attorneys may view me exclusively as a prosecutor, for approximately a quarter of my career I have worked as an attorney in the civil sector representing indigent clients as a Legal Services attorney in Missouri and representing injured plaintiffs, school districts, insurance companies and other civil clients when I worked for a litigation firm in South Texas. I have experienced the stresses of billable hours, finding expert witnesses, keeping case costs down, preparing for depositions, formulating and executing a cost efficient and effective discovery plans and dealing with the nuances of private practice. I believe that I have the

Additional Comments (Continued)

experience both from a civil and criminal perspective to be a successful and skilled Superior Court Judge.

People may wonder why I am applying for a judgeship at the age of 62. I have changed jobs several times, but never have considered retiring from the practice of law. Ironically, the one time that I retired, I joined a very active litigation firm in South Texas and worked as hard as I did when I was a prosecutor in Alaska. I realize that judges have a mandatory retirement age of 70, but I hope that I could continue to be fortunate enough to contribute working as a pro tem judge.

The majority of my career has been in the public sector first with Legal Services in Missouri and then with the State of Alaska. I receive immense job satisfaction working within the bounds of the law.

I would very much like to take on the challenges of a Superior Court Judge in Anchorage and would do my very best to balance and respect the rights of all parties to come to a just and fair resolution of all the cases I am assigned.

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 Dwayne W. McConnell

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

Anchorage Superior Court Judge

Please leave this area blank

Date: September 9, 2011

I grew up on a farm in Nixa, Missouri, working in the fields with relatives. My parents moved my sister and me to Springfield so that we could attend a better, larger high school and to prepare us to be the first in our family to attend college. I worked through college and part of the first year of law school for the railroad.

In my second year of law school I started work with Legal Services representing indigent clients and continued that work for the next five years until I moved to Alaska.

I moved to Juneau in 1978 and to Bethel in 1979. Since 1979, I have lived and worked as a prosecutor all around Alaska; leaving twice only to return, wondering almost immediately both times why I had left.

I enjoy golf, tennis, snorkeling, movies, reading and hiking with my wife, Anne Preston.