

Alaska Judicial Council

# Alaska Judicial Council Application for Judicial Appointment

		r which you wish to be considered:  uperior Court  Date: 12/28/21
Pers	onal	I. Public Information (Questions 1-24)
1.	(a)	State full name* Ian Wheeles
		Name as it should appear on bar survey:
	(b)	* Unless otherwise specified, this is how your name will appear on the bar survey.  Have you ever used or been known by any other names or pseudonyms? If so, please identify.  No
2.		ong have you been a resident of the State of Alaska immediately preceding the date of this ation?**    39   years   0   months     Total   39   years   0   months
3.		ong have you been engaged in the active practice of law immediately preceding the date of oplication?**  Total 13 years 8 months  months
Non	legal E	ducation
4.		names and dates of attendance of all colleges and professional schools (other than law schools) ttended and degrees and dates conferred. List any honors.
Dear	n's list;	f Alaska Anchorage (2002-04) Bachelor of Arts - Political Science (5/04) Political Science departmental honors pha honor society
Illino	is Instit	ute of Technology (2001-02)

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

## **Legal Education**

5.	List a	Il law schools, dates attended and degrees conferred. If you did not receive a degree from any
	law so	chool, please indicate.
Unive 2004 J.D.		of Idaho, College of Law
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.
comp Dear Natio	oleting n's list onal M	Service Award - one of 5 graduates out of my class to receive this distinction for at least 40 hours of pro bono during 3rd year of law school.  oot court competition team 2006 ncome Tax Assistance team leader to rural Alaska 2007
	(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.
See	attach	ed page.
∟ Milita	rv	
-	,	
7.	Have	you served in the armed forces (reserves or otherwise)? Yes No
		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.

## **CLE courses completed in past 5 years:**

## 2017

- Family Law and the Military
- Danger of a Digital Legacy: Estate Planning in digital age
- · Just another day at the firm: Ethics/Professionalism

## 2018

- Representing Children in Youth and CINA cases
- Real property transfers in Alaska: Beyond the Warranty Deed and the Quitclaim Deed
- Reaching out: Ethics/Professionalism

#### 2019

- Deposition Dos and Don'ts and Cross Examination
- The Hotline: Ethics and Professionalism

## 2020

- Becoming a Judge Selection Process
- Constitutional Law How to Litigate and Oral Arguments
- Strategies for Wellness: Avoiding Traps of Substance Abuse and Depression
- Pozner on Cross: Advanced Techniques

#### 2021:

- Financial Planning for Attorneys
- (ANDVSA) Layers of Trauma
- (ANDVSA) Vicarious Trauma
- (ANDVSA) New Protective Order Online Petition Process
- Anchorage Superior Court: Off the Record
- Me Too: Sexism, Bias, and Sexual Misconduct in the Legal Profession
- ANCSA at 50
- Jury Trials During the Coronavirus Epidemic: Online, In-Person & Jury Selection
- Trial Practice: A Wee Treatise

## Nonlegal Employment

		erience. If you had a be are unpaid debts or c		
I worked for Spenard Bui UAA and through law sch performed a variety of job part-time through the win	nool. I drove truc bs. After I was a	cks and forklifts, crat dmitted to the Bar ir	ted windows and do a 2008, I continued	ors, and
I have owned a 4-plex an 4-plex in 2018.	nd duplex and ma	anaged them myself	f, starting in 2009. I	sold the

## 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: Law	Office of lan Wheeles			
Supervisor or name of contact pe	erson who can verify em	ployment: self-employed	d; my associates or staff of	an verify (Aaron Jabaay)
Current address of this person:				
City Anchorage	State AK	Zip 99518		
Dates and location of Employn	nent: From 10/2009	To present	City Anchorage	State_AK
Job title and description:				
Self-employed private, gowork for me in 12+ years				
<b>Previous Employers:</b>			irst)	
Employer: Law Office of Dar	Allan and Associate	es		
Supervisor or name of contact pe	erson who can verify em	ployment: Dan Allan		
Current address of this person:	800 E. Dimond Blvd S	uite 3-620		
City Anchorage	State AK	Zip 99515		
Dates and Location of Employs	ment: From 1/2008	<sub>To_</sub> 12/2009	City Anchorage	State AK
Job title and description: Associate att	orney, practiced	criminal defense a	and family law	
Reason for Leaving: Started m	y own practice			
Employer: Anchorage Municip	al Prosecutor		100	
Supervisor or name of contact			emecek	
Current address of this person	: 1031 W. 4th Ave, Sui	ite 200		
City Anchorage	State AK	Zip_99501		
Dates and Location of Employn	nent: From <u>5/2006</u>	To 8/2006	City Anchorage	State AK
Job title and description: Summer intern for Muni Prosecutor. Conducted various daily misdemeanor hearings, and one jury trial.				
Reason for Leaving: Returned	I to final year of law	school		

## Previous Employers (continued)

Employer:			
Supervisor or name of contact person who can	n verify employment:		
Current address of this person:			
CityState	Zip		
Dates and Location of Employment: From			State
Job title and description:			
Reason for Leaving:		_	
Employer:			
Supervisor or name of contact person who ca	n verify employment:		
Current address of this person:			
CityState	Zip		
Dates and Location of Employment: From	То	City	State
Job title and description:			
Reason for Leaving:			
Employer:			
Supervisor or name of contact person who ca			
Current address of this person:		. ,	
CityState	Zip		
Dates and Location of Employment: From	To	City	State
Job title and description:			
Reason for Leaving:			
Employer:			
Supervisor or name of contact person who ca			
Current address of this person:			
CityState	Zip		
Dates and Location of Employment: From			State
Job title and description:	4		
Reason for Leaving:			
Employer:			
Supervisor or name of contact person who ca			
Current address of this person:			
	Zip		
Dates and Location of Employment: From	To	City	State
Job title and description:			
Reason for Leaving:			

10.	During	g your legal career, please indicate (ap	pproximately) t	he following:		
	(a)	Percent of your practice that was:	Civil Criminal Other	60 10 30		
		Comment: Other: Probate, administra	ative, and transa	= 100% actional work		
	(b)	Percent:	State Federal Other	99.9		
		Comment: I have had 3-4 federal cas	es in my career	= 100%		
	(c)	Of practice in state courts, percent:	Court of Apposition Court District Court	reals $\frac{0}{94}$ t $\frac{5}{100\%}$		
		Comment: I have had 5-6 appeals in m	y career, one Su	uperior Ct, the rest to AK Supreme Court.		
	(d)	Frequency of appearance in court (select one):  Regularly Occasionally Infrequently Not at All  Comment:				
	(e)	Number of trials (by court or jury) you conducted (select one):  None 1-5 6-15 16-30 31 or more  Comment:				
	(f)	Percent of these trials which were: Jury 3 Non-Jury 97  Comment: I have had 1 felony and 2 misdemeanor jury trials, all others were bench trials.				
	(g)	Approximate number of appellate matters handled: 5-6 Comment:				
	(h)	Approximate number of arbitrations or administrative hearings (select one):  None 1-5 6-15 16-30 31 or more  Briefly describe type of matters heard:				
		4-5 admin. hrg officer appeals (Dept of Tra arbitration matters	nsportation, DMV,	, child support, Muni tax); 2-3 private		
	(i)	Please briefly summarize any <i>pro bono</i> work that you have done and indicate whet work was done through a <i>pro bono</i> legal service provider (e.g. Alaska Legal Se Alaska Network on Domestic Violence and Sexual Assault, etc.).				
		local non-profits by request.	no at times on my obsolution Project to ay nent law cases (an	own, and provided pro bono legal services to mediate family law cases for pro se parties.		

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.				
	ska State Courts 5/22/2008 ed Stated District Court - Alaska 10	)/9/2009			
Pub	lic Service				
12.	List bar associations, and sections a officer.	and committe	ees of which you are	e or have been a mo	ember o
Unbu Torts Busir Fami	Support Guidelines Review Committee andled Law section Personal Injury section, Administrative ness Law section, Corporate Counsel so by Law section ation/Arbitration/ADR section	Law section	,		
13.	List publications, if any (give title publications such as blogs or website name(s) of the co-author(s).	_		*	
14.	Have you ever applied for a judgesh Please list dates and judgeships appli Council and appointed.			ere nominated by the	Judicia
	Judgeship	Date	Nominated By Council (Y/N)	Appointed By Governor (Y/N)	
	Anchorage Superior Court	Oct 2019	N	N	
	Anchorage Superior Court	July 2021	N	N	
					•

15.	Have	you ever held public or political office, elective or appointive? Yes
	If so,	state office, manner selected, and when and where held.
16.	legal religi the or one of partic	e provide the Council with information that you would like the Council to consider about other and nonlegal organizations and clubs of which you are a member, including civic, charitable, ous, educational, social and fraternal organizations. Please indicate whether you participate in reganization's activities, or simply hold a membership. Your involvement in the community is of the criteria the Council uses in its evaluations. The Council does not use affiliation with a cular group as a criterion except to the extent that it might raise questions of conflict of interest buld affect an applicant's ability to impartially apply the law.
Anci Anci Anci Univ capa Coo Volu	horage inteere horage horage versity acities per La inteere	int Church - Elder/board member/(former secretary) E Library Foundation - former board member ed in Guys Read program promoting reading in elementary aged boys E Adult Baseball League - former board member E Youth Court - former instructor (and student board member in high school) of Alaska Anchorage - scholarship founder, participate in various alumni to advise on fundraising and community engagement anding Rifle and Sportsman's Club - member and multiple times speaking to Dimond High School government classes regarding ry, and legal profession
L 17.	Indic	ate (Yes or No) whether you have ever:
	(a)	been arrested, charged with, pled guilty or <i>nolo contendere</i> 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?
	(b)	failed to answer any summons or other legal process served upon you personally at any time? Yes
	(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

(a)	incompetent? Yes No If your answer is "yes" to any part of this question, state the facts in detail. Give the nar 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.
an ed and in (3AN In Se spect In 20 was	704: I was driving a box van for SBS and was cited at the Glenn Hwy weigh station for quipment issue with the truck (non-moving violation). I don't recall what the issue was it was handled by the company, but in my name as I was the driver. I-04-04889MO) eptember (?) 2005: I was cited for speeding in Washington state. I don't recall the iffics and don't have any records of this any longer. I was maybe 6 mph over on I-90. 1009 (?): I was cited in Anchorage for tinted windows in my car. I bought the car when in law school in 2007 and the tinting law in Idaho/WA was different than in Anchorage of the ticket and then removed the tint to comply with the Anchorage ordinance.
(a)	Has a tax lien or other collection procedure ever been instituted against you by federal, stoor local authorities? Yes No In particular, have you been the subject of any proceeding, criminal or civil, initiated again 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.
2	
(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 interest, including petitioner or respondent in dissolution or divorce proceedings; a mate witness; a named co-conspirator or correspondent; and subject or witness in any grand j proceedings. Do not list proceedings in which you were sued only in a representate capacity (e.g. guardian ad litem, or as Commissioner of Natural Resources).
hyd for wa:	2003 I was in a vehicle collision in Anchorage while driving a box van for SBS. I droplaned on wet roads and rear-ended the vehicle in front of me. I was not cited this. I was later sued (in 2005), along with SBS, by the other motorist. The case is settled very quickly and I had little involvement other than responding to covery requests. I was in Idaho in law school at that time. (3AN-05-11986 CI)

	(d)	Has a court ever found you to have provided ineffective assistance of counsel?  Yes No  If so, provide the particulars including petitioner and case number.
		it so, provide the particulars including petitioner and case number.
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.
L	(b)	Have you ever made an assignment for the benefit of creditors?  Have you ever filed any petition in bankruptcy?  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)		es, and phone numbers of two persons whom iscuss your general character and background.
		Name: Maricel Simmons	
		Address:	
			Phone:
		Name: Adam Diaz	
		Address:	==
		City/State/Zip: Kennewick, WA 99336	Phone:
	(b)		les, and phone numbers of three other persons can discuss your professional competence and
		Address: 303 K. St.	
			Phone:
		Name: Hon. Gregory A. Miller Address: 825 W. 4th Ave.	
		A I AIC 00504	Phone:
		Name: Jacob Sonneborn	
		Address: 421 W. 1st Ave., Suite 220	
		City/State/Zin- Anchorage, AK 99501	Phone

20

## 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 with any pending issues in the trial or appellate 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. If you have no cases that have gone to trial within the past three years, you may include cases that went to trial before that date, or may provide up to six cases in response to the next subsection, 20(d). Please include the judge's name and case names and numbers. (Attach additional pages if necessary.)

## Case Number 1

v. Adams, Kimberty         Judge Name:         Andrew Guidi           Name:         Attorneys Involved:           Name:         8409 Mentra St.         Address:           City, State, Zip:         Address:         Address:           Name:         Address:         Address:           City, State, Zip:         City, State, Zip:         Case Number:           Case Name:         Sterba, Andrew         Case Number:         3AN-20-9963 CI           Value Name:         Frank A. Pffifner         Attorneys Involved:           Name:         Address:         Address:           City, State, Zip         Address:         Address:           City, State, Zip         City, State, Zip:         Address:           City, State, Zip:         Case Number:         Address:           City, State, Zip:         Case Number:         1SI-14-41 CI           Multing, Karen         Judge Name:         1Judge Name:           Address:         Address:         City, State, Zip:           Case Number:         1SI-14-41 CI           Judge Name:         1SI-14-41 CI           Judge Name:         Address:           City, State, Zip:         City, State, Zip:	Case Name:	Mahfouz, Jarrod	Case Number:	3AN-16-8133 CI
Name	ν.	Adams, Kimberly		
Address: City, State, Zip: Name: Address: City, State, Zip: Name: Address: City, State, Zip: Case Number: Case Number: Case Number: Case Number:  Case Number:  Case Number:  Case Number:  Case Number:  Case Number:  Case Number:  Case Number:  Attorneys Involved:  Name: Address: City, State, Zip:  Case Number:  City, State, Zip:  Case Number:  City, State, Zip:  Case Number:  Case Number:  Address: City, State, Zip:  Case Number:  Address:  City, State, Zip:  Case Number:  Address:  City, State, Zip:  Name:  Address: City, State, Zip:  Name:  Address:  Name:  Address:  Name:  Address:  Name:  Address:  Address:  City, State, Zip:  Name:  Address:  Address:  Address:			Attorneys Involved:	
Address	Name:	Ryan R. Roley	Name:	
City, State, Zip. Anchorage, AK 99518    Name	Address:	8409 Mentra St.		
Address:  City, State, Zip:  Case Number 2  Case Name:  Sterba, Andrew  Lindsey N. Dupuis  Attorneys Involved:  Name: Address:  City, State, Zip:  Name: Address:  City, State, Zip:  Case Number:  Attorneys Involved:  Name: Address:  City, State, Zip:  Case Number 3  Case Number 3  Case Number 3  Case Number:  Lindsey N. Dupuis  Name: Address:  City, State, Zip:  Case Number 3  Case Number 3  Case Number:  Lindsey N. Dupuis  Name: Address:  City, State, Zip:  Case Number 3  Case Number:  Lindsey N. Dupuis  Name: Address:  Address:  City, State, Zip:  Case Number 3  Case Number:  Lindsey N. Dupuis  Name: Address:  Attorneys Involved:  Name: Address:  City, State, Zip:  City, State, Zip:  Name: Address:  City, State, Zip:  Name: Name: Name: Address:  Name: Address: Address: Address:  Address:  City, State, Zip:  Name: Address: Address: Address: Address:	City, State, Zip:	Anchorage, AK 99518		
Address:         City, State, Zip:       Case Number 2         Case Name:       Sterba, Andrew       Case Number:       3AN-20-9963 CI         Frank A. Pffifner         Attorneys Involved:         Name:       Address:         City, State, Zip:       City, State, Zip:         Name:       Address:         City, State, Zip:       Case Number 3	Name:		Name:	
City, State, Zip:  Case Number 2  Case Name:  Sterba, Andrew Sterba, Heidi Judge Name:  Attorneys Involved:  Name: Address:  City, State, Zip:  City, State, Zip:  Case Number:  Attorneys Involved:  Name: Address:  City, State, Zip:  Case Number 3  Case Number:  City, State, Zip:  Case Number 3  Case Number:  Attorneys Involved:  Name: Address:  City, State, Zip:  Case Number 3  Case Number:  Attorneys Involved:  Name: Address:  City, State, Zip:  City, State, Zip:  Case Number:  Attorneys Involved:  Name: Address:  City, State, Zip:  Name: Address:  City, State, Zip:  Name: Address:  Address:  City, State, Zip:  Name: Address:  Address:  Address:  City, State, Zip:  Name: Address:  Address:  Address:  Address:	Address:			
Case Number 2           Case Name:         Sterba, Andrew         Case Number:         3AN-20-9963 Cl           y, Sterba, Heidi         Judge Name:         Frank A. Pffffner           Attorneys Involved:           Name:         Address:           Address:         City, State, Zip:           City, State, Zip:         City, State, Zip:           Case Number 3         Case Number 3           Case Name:         Kluting, Donald         Case Number:           y, Kluting, Karen         Judge Name:           Address:         Judge Name:           Address:         Address:           City, State, Zip:         City, State, Zip:    Name:  Address:  Otty, State, Zip:  Name:  Address:  Address:  Address:	City, State, Zip:			
Name				
Attorneys Involved:           Name:         Lindsey N. Dupuis         Name:           Address:         205 E. Benson Blvd.         Address:           City, State, Zip:         Activ, State, Zip:           Name:         Address:         Address:           City, State, Zip:         City, State, Zip:           Case Number 3           Case Number:         1SI-14-41 Cl           V. Kluting, Karen         Judge Name:         Jude Pate           Attorneys Involved:           Name:         Address:         Address:           City, State, Zip:         Sitka, AK 99835         City, State, Zip:           Name:         Address:         Address:           City, State, Zip:         Address:         Address:	Case Name:	Sterba, Andrew	Case Number:	3AN-20-9963 CI
Name:         Lindsey N. Dupuis         Name:           Address:         205 E. Benson Blvd.         Address:           City, State, Zip:         Anchorage, AK 99503         City, State, Zip:           Name:         Name:         Address:           Address:         City, State, Zip:           Case Number 3           Case Number:         ISI-14-41 Cl           V.         Kluting, Donald         Case Number:         Judge Name:           V.         Milliang, Karen         Judge Name:         Jude Pate           Attorneys Involved:           Name:         Address:         Address:           City, State, Zip:         Sitka, AK 99835         City, State, Zip:           Name:         Address:         Address:	ν.	Sterba, Heidi	Judge Name:	Frank A. Pffifner
Address:       205 E. Benson Blvd.       Address:         City, State, Zip:       Anchorage, AK 99503       City, State, Zip:         Name:       Address:       Address:         City, State, Zip:       City, State, Zip:         Case Number 3         Case Number:       1SI-14-41 Cl         µ. Kluting, Donald       Case Number:       Judge Name:         µ. Kluting, Karen       Judge Name:       Jude Pate         Attorneys Involved:         Name:       Address:       Address:         City, State, Zip:       Sitka, AK 99835       City, State, Zip:         Name:       Address:       Address:         Address:       Address:			Attorneys Involved:	
Address:         City, State, Zip:         Name:         Address:         City, State, Zip:         Case Number 3         Case Number 3         Case Number 3         Case Number:         Mutting, Donald       Case Number:         1SI-14-41 Cl         Judge Name:       Jude Pate         Attorneys Involved:         Name:       Address:         City, State, Zip:       Sitka, AK 99835         City, State, Zip:       Name:         Address:       Address:         City, State, Zip:       Name:         Address:       Address:	Name:	Lindsey N. Dupuis	Name:	
City, State, Zip: Anchorage, AK 99503  City, State, Zip: Name: Name: Address: City, State, Zip: City, State, Zip: City, State, Zip: Case Number 3  Case Name: Kluting, Donald Case Number: 1SI-14-41 CI  ½ Kluting, Karen Judge Name: Jude Pate  Attorneys Involved:  Name: James W. McGowan Name: Address: City, State, Zip: City, State, Zip: Sitka, AK 99835  City, State, Zip: Sitka, AK 99835  City, State, Zip: Name: Name: Address: Address: Address: City, State, Zip: Name: Name: Address: Addre	Address:	205 E. Benson Blvd.		
Name:         Name:           Address:         Address:           City, State, Zip:         City, State, Zip:    **Case Number 3  **Case Number 3  **Case Number: 1SI-14-41 CI  **public Ruting, Donald Case Number: 1Ude Pate  **Attorneys Involved:*  **Attorneys Involved:*  **Name: James W. McGowan Name: Address: 1Ude Pate Name: Address: 1Ude Pate Name: Address: 1Ude Pate Name: Address: 1Ude Pate Name: Name: Name: Name: Name: Name: Name: Name: Address: 1Ude Pate Name: Name: Name: Name: Name: Address: 1Ude Pate Name:	City, State, Zip:	Anchorage, AK 99503		
Address:  City, State, Zip:  Case Number 3  Case Name: Kluting, Donald Case Number: 1SI-14-41 CI  v. Kluting, Karen Judge Name: Jude Pate  Attorneys Involved:  Name: James W. McGowan Name: Address:  City, State, Zip: Sitka, AK 99835 City, State, Zip:  Name: Address: Address: Address:  Name: Address: Address: Address:				
City, State, Zip:  Case Number 3  Case Name: Kluting, Donald			Name:	
Case Number 3           Case Number (State) Dunch (Stat	Address:		Address:	
Case Name:         Kluting, Donald         Case Number:         1SI-14-41 CI           v.         Kluting, Karen         Judge Name:         Jude Pate           Attorneys Involved:           Name:         James W. McGowan         Name:           Address:         202-A Katlian St.         Address:           City, State, Zip:         City, State, Zip:           Name:         Name:           Address:         Address:	City, State, Zip:		City, State, Zip:	
v.         Kluting, Karen         Judge Name:         Jude Pate           Attorneys Involved:           Name:         James W. McGowan         Name:           Address:         202-A Katlian St.         Address:           City, State, Zip:         City, State, Zip:           Name:         Name:           Address:         Address:			Case Number 3	
Attorneys Involved:           Name:         James W. McGowan         Name:           Address:         202-A Katlian St.         Address:           City, State, Zip:         Sitka, AK 99835         City, State, Zip:           Name:         Name:           Address:         Address:	Case Name:	Kluting, Donald	Case Number:	1SI-14-41 CI
Name:         James W. McGowan         Name:           Address:         202-A Katlian St.         Address:           City, State, Zip:         City, State, Zip:           Name:         Name:           Address:         Address:	ν	Kluting, Karen	Judge Name:	Jude Pate
Address:         202-A Katlian St.         Address:           City, State, Zip:         Sitka, AK 99835         City, State, Zip:           Name:         Name:           Address:         Address:			Attorneys Involved:	
Address:         202-A Katlian St.         Address:           City, State, Zip:         City, State, Zip:           Name:         Name:           Address:         Address:	Name:	James W. McGowan	Name:	
City, State, Zip:         Sitka, AK 99835         City, State, Zip:           Name:         Name:           Address:         Address:	Address:	202-A Katlian St.		
Name:         Name:           Address:         Address:	City, State, Zip:	Sitka, AK 99835		
Address: Address:	Name:			
City State Zin	Address:			

## 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 with any pending issues in the trial or appellate 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: Gularte, Travis Case Number: 3AN-09-07992 CI Judge Name: Andrew Guidi v. Marquez, Holly Attorneys Involved: Name: Brian D. Heady Address: 205 E. Benson Blvd, Suite 102 City, State, Zip: Anchorage, AK 99503 City, State, Zip: Name: Address: City, State, Zip: City, State, Zip: Case Number 2 Case Name: Fry, Jason Case Number: 3AN-19-11863CI v. Clyne, Diana Judge Name: Thomas A. Matthews Attorneys Involved: Name: Blake F. Quackenbush Address: 807 G Street, Suite 100 Address: City, State, Zip: Anchorage, AK 99501 City, State, Zip: Address: Address: City, State, Zip: City, State, Zip: Case Number 3 Case Number: 3AN-19-10060 CI Case Name: Ingalls, Alicia v. Keil, Robert Judge Name: Herman G. Walker, Jr. Attorneys Involved: Name: Richard A. Hlem Name: Address: 700 Hollywood Dr. Address: City, State, Zip: Anchorage, AK 99501 City, State, Zip: Address: City, State, Zip: City, State, Zip:

## **Writing Sample**

21.	Attach <u>one</u> 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, (d) samples from open cases including cases on appeal.		
22.	Has any <u>public</u> sanction been imposed against you in response to a complaint, charge or grievance brought against you as an attorney or a judge?  Have formal grievance procedures been brought against you?  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?  In each case, state in detail the circumstances and the outcome.		
	tional Comments (Non Confidential)		

## 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 was born in Anchorage and have lived here my whole life, including two years at UAA. I am highly invested in our community and care deeply about serving it well. I have volunteered and supported Anchorage Youth Court for many years. I have been an active leader in my church for many years. I have volunteered at Royal Family Kids Camp for foster children through OCS. I support the cause of local libraries, serving previously on the foundation board, and in other capacities. I have made giving back the cornerstone of my law firm. My first year out of law school I founded a scholarship at UAA that has supported over 30 students now. I have had a diverse career experience that has prepared me well for this position. I spent time as a prosecutor during my internship, handling drug and vice cases. I have worked the full spectrum of criminal cases in 13 years in private practice, from DUIs and misdemeanor DV assaults, to felony drug and theft charges, sex offenses, and a murder case. I have tried misdemeanors and felonies before juries. I have handled all manner of civil cases from divorce and custody, to personal injury, contested probate and adoption, Child-in-need-of aid, business and contract disputes, employment matters, administrative law at the city and state level, tax, social security and elder law, estate planning, fish and game, and many other areas in between.

## Additional Comments (Continued)

I have been in trial in Anchorage extensively, but also in nearly every urban and rural state court throughout Alaska. I have traveled to many of these communities for court (before the Zoom era) and understand the cultural and geographic challenges of Alaska very well. In 12+ years managing my own law firm, I have plenty of experience supervising other attorneys (5) and staff (most of whom were older than me). I believe I have earned the respect of my peers in the Alaska Bar and of my fellow citizens and neighbors because I treat everyone with kindness, dignity, and empathy. While our American justice system is an adversarial system, I always strive to remove the oppositional nature from my interactions with opposing counsel or opposing pro se parties. I believe firmly that the best resolution to every case is the one that opposing sides arrive at together, cooperatively. While this certainly cannot always be achieved. I have observed throughout my career that judges and attorneys have tremendous influence to enable parties to work together or to hinder them from doing so. Often it is a matter of compassionate communication. This is one of my strengths. I believe I am both a good listener and good at helping others to understand complex matters. I am extremely organized, with a high attention to detail, and always patient and calm. I am not rash or easily bothered, nor do I take things personally. I accept feedback and criticism humbly and seek to learn from every person and situation I encounter. I have a tireless work ethic, and will go the extra mile to always be prepared for the sake of others. All of these are traits I believe are needed to be a good judge, one whom the public can respect and trust, and to reflect well upon the judiciary.

	qualifications or on the questions the Council may ask. You may change your request in writing at any time before the interview starts (select one).		
	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.		
		picture on the Council's website, please indicate your not post your picture, although you still must submit two ication.	
	If you check this box we will not po	est your picture on the website.	

Please indicate whether you prefer to be interviewed in public session or in private session. Your

. .

24.

# **Biographical Statement**

Name lan Wheeles	of 12
Position(s) for which you wish to be considered:	please photo re use propose from praff.
Anchorage Superior Court	re use
	from l'afl'
	V
Date: 12/28/21	
I am a lifelong Alaskan, Dimond High grad. I studied architect Chicago, on baseball and academic scholarships. As my big-pursued law, remembering my years in Anchorage Youth Coudegree back home at UAA and left for law school in Idaho. It for the Anchorage Prosecutor. I also led a volunteer team of returns in five villages near the Arctic Circle. After 15 months art of trial practice, I hung my shingle. I have hired and super numerous support staff since opening my firm in 2009. Our obusiness, and a mix of criminal and civil litigation. My wife an camping with our four children.	league dreams faded, I instead urt. I completed my bachelor won my first jury trial as an intern Idaho students to prepare tax at an Anchorage firm learning the vised five associate attorneys and ffice focuses on family law, small
camping with our four children.	