

# **PIMA COUNTY COMMISSION ON TRIAL COURT APPOINTMENTS**

## **MINUTES**

**April 19, 2018**

**PRESENT:** Justice John Pelander, Chair; John Barry; Sherry Downer; Michael Hennessy; Marian Hill; Cassia Lundin; Walter Nash; Richard Schaefer; Micah Schmit and Nanette Warner

**ABSENT:** Michael Boreale and Julie Katsel

Justice John Pelander called the meeting to order at 9:02 a.m.

### **Introductions**

Justice Pelander introduced himself and welcomed the public present, the Commission members and introduced new Commission member Walter Nash. He noted that the interviews will be followed by nominations to fill the judicial vacancy created by the retirement of Judge Richard Fields.

### **Public Comment**

Justice Pelander called for public comment on the candidates being interviewed. He reminded the speakers they were limited to a couple minutes each and asked them not to repeat comments by previous speakers about the same candidate.

Jana Giron spoke against Reagen Kulseth.  
Melissa Han spoke on behalf of Casey McGinley.  
Dale Cardy spoke on behalf of Gilbert Rosales.  
Amy Hernandez spoke on behalf of Mike Kelly.  
Dr. Ann Denker spoke on behalf of Laurie San Angelo.  
Dale Iverson spoke on behalf of Gilbert Rosales.

### **Approval of Minutes**

Justice Pelander asked if any member wished to submit changes or additions to the draft minutes of the screening meeting held on March 19, 2018. It was moved that the minutes be approved as submitted. The motion was seconded and passed unanimously.

### **Selection of Interview Questions**

A motion to go to executive session for the purpose of selecting interview question was made at 9:19 a.m. The motion was seconded and passed unanimously.

The Commission returned to public session at 10:36 a.m.

## **Investigation Reports**

The Commission disclosed due diligence findings and reports for Lee Ann Roads, Casey McGinley, Michael Kelly and Gilbert Rosales. They agreed to continue the reports on the remaining candidates after lunch.

## **Disqualifications and Disclosures**

Justice Pelander asked the Commission members if there were any changes to the disqualifications and disclosures since the last meeting.

Micah Schmidt disclosed that he worked in the same office as Casey McGinley and Michael Kelly but not in the same department and he also worked with Reagen Kulseth and Lee Ann Roads about 10 years ago.

Walter Nash disclosed that he has had cases against Mark Lammers and Lee Ann Roads and has appeared in front of her as well as Casey McGinley.

## **Interviews of Applicants**

From 11:04 a.m. to 12:53 p.m. the Commission interviewed Lee Ann Roads, Casey McGinley, Michael Kelly and Gilbert Rosales.

The Commission recessed for lunch from 12:53 p.m. to 1:35 p.m.

The Commission disclosed the due diligence reports for Mark Lammers, Laurie San Angelo, and Reagen Kulseth.

From 1:55 p.m. to 3:36 p.m. the Commission interviewed Mark Lammers, Laurie San Angelo and Reagen Kulseth

## **Discussion of Applicants and Interviews**

Justice Pelander reminded Commission members of the constitutionally required balance of political affiliations among nominees. He added that he would not be voting unless there was a tie.

The Commission took turns to discuss the interviews and the qualifications of the candidates in the order they were interviewed.

Justice Pelander asked the Commission if a straw vote was needed to determine if any strong consensus existed on the potential nomination list. The Commission agreed, and the results of the straw vote were:

Michael Kelly – 5  
Reagen Kulseth – 4  
Mark Lammers – 3  
Casey McGinley – 8  
Lee Ann Roads – 6  
Gilbert Rosales, Jr. – 7  
Laurie San Angelo – 8

Mike Hennessy moved to nominate all candidates with 5 or more votes, the motion was seconded. Justice Pelander opened the floor for discussion prior to the final vote. After the discussion, the motion failed by a vote of 2-7-1 with Justice Pelander abstaining.

Nanette Warner moved to nominate **Casey McGinley, Lee Ann Roads, Gilbert Rosales, Jr. and Laurie San Angelo** as the final slate for this vacancy to be submitted to the Governor. The motion was seconded and passed by a vote of 9-0-1 with Justice Pelander abstaining.

Justice Pelander thanked the Commission members for their hard work.

### **Adjournment**

At 4:35 p.m., it was moved that the meeting be adjourned. The motion was seconded and passed unanimously.