

FILED

JAN 16 1990

IN THE SUPREME COURT OF THE STATE OF ARIZONA
NOEL K. DESERTE
CLERK SUPREME COURT
BY *Lynda Smith*

ORDER AMENDING APPELLATE FORM QUESTIONNAIRE
FOR CANDIDATES FOR JUDICIAL OFFICE

Administrative Order No. 90-6

IT IS ORDERED that Appellate Commission Form
Questionnaire for Candidates for Judicial Office be amended as
set forth in the attachment hereto,* effective January 16,
1990.

Dated in the City of Phoenix, Arizona at the State
Capitol, this 16th day of January, 1990.

FRANK X. GORDON, JR., CHIEF JUSTICE

STANLEY G. FELDMAN, VICE CHIEF JUSTICE

JAMES DUKE CAMERON, JUSTICE

JAMES MOELLER, JUSTICE

ROBERT J. CONCORAN, JUSTICE

*Changes or additions in text are indicated by underscoring, and
deletions from text are indicated by ~~strikeouts~~.

APPELLATE COMMISSION FORM

QUESTIONNAIRE FOR CANDIDATES FOR JUDICIAL OFFICE

(This questionnaire must be filed with the Chairman of the Commission not later than _____; it will be held in strictest confidence.

1. Full name: _____

2. Office address: _____

3. Residence address: _____

4. Birthplace: _____

4.5. Birthdate: Are you 30 years of age or older? ()Yes ()No

5.6. Political party affiliation, if any: _____

7. Marital Status: _____

8. If married, spouse's full name: _____

6.9. List any prior marriages: If any previous marriages were terminated by judicial proceedings, please furnish copies of final judgments or decrees.

7.10. Children's full names and ages: If your spouse or children are engaged in any business, state their names and the name and address of the business in which they are engaged:

8.11. All places of residence (city and state) and approximate dates, since admission to the bar in any jurisdiction:

9.12- Schools attended (preparatory, college, and law), dates, and degrees:

10.13- Bar Admissions and dates:

Have you ever been denied admission to the Bar of any other state:
If so, explain.

12.15-A. If you are not now a judge, please describe chronologically your law practice and experience after your graduation from law school, including:

- (a) Whether you served as clerk to a judge, and if so, the name of the judge, the court, and the dates of the period you were a clerk.
- (b) Whether you practiced alone, and if so, the addresses and the dates.
- (c) The dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been connected, and the nature of your connection with each.
- (d) Describe your major typical clients, and mention the areas, if any, in which you specialize. Include here enough to give a full description of your practice, and add any other relevant particulars.

B. If you are now a judge, what was the general character of your practice before you became a judge, dividing it into periods with dates if its character changed over the years?

11.14-Present professional partners, associates, employer or firm
name:

(a) Describe your typical former clients, and mention the areas, if any, in which you specialized.

(b) List prior professional partners, associates, law firms or employers and dates:

13.16-Have you appeared in court as a lawyer regularly, occasionally or not at all? _____ If the frequency of your appearance in court varies, please describe each such variance, giving dates.

(a) What percentage of these appearances was in:

- (1) federal courts: _____
- (2) state courts of record: _____
- (3) other courts: _____

(b) What percentage of your litigation was:

- (1) civil: _____
- (2) criminal: _____

(c) State the number of cases in courts of record you tried to verdict or judgment (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

(d) What percentage of these trials was:

- (1) Jury: _____
- (2) Non-jury: _____

(e) Describe not more than eight of the more significant litigated matters which you handled and give the citations, if the cases were reported. Please give a capsule summary of the substance of each case, and a succinct statement of what you believe to be the particular significance of the case. Please identify the party or parties whom you represented, describe in detail the nature of your participation in the litigation and the final disposition of the case. Judges who have been on the bench for more than ten years may adapt this question to their own experience or skip it entirely if they regard this portion of their experience as too remote to be significant. Please also state, as to each case:

- (1) the dates of the trial period or periods
- (2) the name of the court and the name of the judge before whom the case was tried
- (3) the names and addresses of counsel for the other parties

14.17-If applicable, please state the judicial office you now hold, and the judicial offices you have previously held, giving dates and details, including the courts involved, whether elected or appointed, periods of service and a description of the jurisdiction of each of such courts with any limitations upon the jurisdiction of each court.

15.18-If you are or have been an appellate judge, please describe eight or more significant opinions you have written, or attach copies of them to your answers, and give the citations to any further review of such opinions. If you are or have been a trial judge, please describe significant cases which you have tried and, where they have been written reviewed, give the citations for the review; if you have written opinions, published or unpublished, which you feel are representative, give citations or attach them.

16.19-Have you ever been engaged in any occupation, business or profession other than the practice of law or holding judicial or other public office? If so, please give details, including dates.

17.20-Are you now an officer or director or otherwise engaged in the management of any business enterprise?

(a) If so, give details, including the name of the enterprise, the nature of the business, the title or other description of the position, the nature of your duties and the term of your service.

(b) Is it your intention to resign such positions and withdraw from any participation in the management of any of such enterprises if you are nominated and confirmed? If not, please give reasons.

18.21-Have you ever been sued by a client or a party?
If so, give particulars please.

19.22-(a) Have you published any legal books or articles?
If so, please list them, giving the citations and dates.

(b) Have you attended any continuing legal education courses in the past five years? If so, list them:

(c) Over the past five years, have you taught any courses on law or lectured at Bar Association conferences, law school forums, or continuing legal education seminars?
If so, describe:

20.23-List any honors, prizes, awards or other forms of recognition which you have received other than those mentioned in answers to the foregoing questions.

21.24-List any public offices held and/or run for and dates: _____

22.25-List memberships and activities in professional organizations, including offices held:

23.26-List memberships and activities in civilc organizations, including offices held:

24.27-Avocational interests and hobbies: _____

25.28-A. Summarize significant medical history including any physical limitations which may adversely affect your ability to perform the duties of a judge.

B. Give name of personal physician and date of last physical examination.

26.29-Have you undergone psychiatric treatment or treatment for addiction to alcohol or drugs: _____

If "yes", state dates and institutions:

27.30-Have you had any military service? If so, give dates, branch of service, rank or rate, serial number and present status.

28.31-Has a tax lien or other collection procedure ever been instituted against you by federal, state or local authorities?
If so, give particulars.

29.32-Have you filed your income taxes for each of the last five years?
If not, explain.

30.33-To your knowledge, has any formal charge or professional misconduct ever been filed against you in any jurisdiction?
If so, when? How was it resolved?

31.34-Have you ever been charged with any misdemeanor or felony other than a minor traffic offense? If so, when? How was it resolved?

32.35-List the names and addresses of those persons who are in a position to comment on your qualifications for judicial position and of whom inquiry may be made by the Commission without embarrassment to you. (Include, in addition to lawyers or judges whom you feel are acquainted with you, at least four professional adversaries with whom you have dealt within the last five years and at least five community references who are not members of the Bar.)

33.36-State any other information you regard as pertinent.

Submission of this questionnaire expresses my willingness to accept appointment to the _____ if tendered by the Governor.

Dated: _____ SIGNED: _____

Please transmit the completed and signed questionnaire in an envelope marked "Personal" to the Chairman of the Commission - Chief Justice of the Supreme Court, State Capitol, 201 Southwest Wing, Phoenix, Arizona 85007.

SEE NEXT PAGE FOR MEDICAL WAIVER.

DATE: _____

WAIVER OF MEDICAL RECORDS

TO: (List each physical, hospital, clinic or other medical service from whom you have received medical treatment during the past three years.)

I hereby authorize you to furnish to the Commission on Appellate Court Appointments, upon request of the Chief Justice of Arizona, a record of my medical history and treatment during the three years prior to the date of this waiver.

Name: _____

Address: _____

DATE: _____

AUTHORIZATION FOR CRIMINAL BACKGROUND CHECK

I hereby authorize the Commission on Appellate Court Appointments, upon request of the Chief Justice of the Arizona Supreme Court, or his designee, to conduct a criminal background investigation on me as a voluntary part of the application process for judicial appointment.

Name: _____

Address: _____

Date of Birth: _____

Place of Birth: _____

Social Security Number: _____

Signed this _____ day of _____, 199____.
