***APPLICATION FOR***

***UNITED STATES MAGISTRATE JUDGE***

***DISTRICT OF UTAH***

***SALT LAKE CITY***

Please answer all questions. If a question is not applicable, indicate this by marking N/A.

Return the completed form as indicated on the Public Notice of Appointment. If additional space is required to answer any question(s), please so indicate on the form and attach a separate sheet, prominently identifying the question(s) for which you are providing additional information.

**GENERAL**

1. Full name: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
2. All other names by which you have been known: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
3. Office address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ State: \_\_\_\_\_\_\_\_\_\_\_\_\_\_ Zip: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Telephone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Residential address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

City: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ State: \_\_\_\_\_\_\_\_\_\_\_\_\_\_ Zip: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Mobile phone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Email address: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Place of birth: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Date of birth: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Length of residence in Utah: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
2. If you are a naturalized citizen, state the date and place of naturalization: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_
3. Military service:

Branch: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Dates: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Rank or Rate at Discharge: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Type of Discharge: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

If currently a Reserve or National Guard member, give service, branch, unit, and present rank: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Are you related by blood or marriage to any judges of this court? Yes No

If yes, list name(s) and relationship:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**HEALTH**

1. What is the present state of your health?
2. Do you have any mental or physical impairment(s) that would affect your ability to perform the duties of a magistrate judge with or without reasonable accommodation? If yes, please describe:

**EDUCATION**

1. Colleges and universities attended, dates, and degrees:

**HONORS AND PUBLICATIONS**

1. Were you a member of law review or a law journal during law school? Yes No

If yes, identify the journal and describe your role:

1. If you have published any legal books or articles, list them, giving citations and dates for each.
2. List any professional honors, prizes, or awards you have received.

**PROFESSIONAL ADMISSIONS**

1. List all courts (including state bar admissions) and administrative bodies having special admission requirements in which you are presently admitted to practice, giving the dates of admission in each case:

|  |  |
| --- | --- |
| **Court or Administrative Body** | **Date of Admission** |
|  |  |
|  |  |
|  |  |
|  |  |
|  |  |

**LAW PRACTICE**

1. State the names, addresses, and dates of employment for all law firms with which you have been associated in practice, all government agencies, and all private business organizations in which you have been employed, and other sources of income. Also provide all dates during which you have practiced as a sole practitioner.

|  |  |  |  |
| --- | --- | --- | --- |
| **Organization** | **Address** | **Position** | **Dates** |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |
|  |  |  |  |

1. Describe the general nature of your current practice, including any legal specialties and character of your typical clients; also, if your practice is substantially different now than previously, give details of prior practice.
2. a) Do you appear regularly in court?  Yes  No
   1. Indicate what percentage of your appearances throughout your career, and in the last five years were in:

|  |  |  |
| --- | --- | --- |
|  | **Career** | **Last Five Years** |
| Federal trial courts | \_\_\_\_\_\_\_\_\_\_% | \_\_\_\_\_\_\_\_\_\_% |
| Federal appellate courts | \_\_\_\_\_\_\_\_\_\_% | \_\_\_\_\_\_\_\_\_\_% |
| State or local trial courts of record | \_\_\_\_\_\_\_\_\_\_% | \_\_\_\_\_\_\_\_\_\_% |
| State appellate courts | \_\_\_\_\_\_\_\_\_\_% | \_\_\_\_\_\_\_\_\_\_% |
| Administrative bodies | \_\_\_\_\_\_\_\_\_\_% | \_\_\_\_\_\_\_\_\_\_% |
| Other (describe) | \_\_\_\_\_\_\_\_\_\_% | \_\_\_\_\_\_\_\_\_\_% |
|  |  |  |

1. Throughout your career, what percentage of your practice has been devoted to litigation? \_\_\_\_\_\_\_\_\_\_%.
2. During the past five years, what percentage of your practice has been devoted to litigation? \_\_\_\_\_\_\_\_\_\_%.
3. On average, how frequently have you appeared in court during your career? \_\_\_\_\_\_\_ times per month.
4. On average, how frequently have you appeared in court over the last five years? \_\_\_\_\_\_\_ times per month.
5. On average, how frequently have you appeared at administrative hearings? \_\_\_\_\_\_\_\_ times per month.
6. What percentage of your practice involving litigation has been in:

|  |  |
| --- | --- |
| Civil trial courts | \_\_\_\_\_\_\_\_\_\_% |
| Criminal trial courts | \_\_\_\_\_\_\_\_\_\_% |
| Appellate courts (civil) | \_\_\_\_\_\_\_\_\_\_% |
| Appellate courts (criminal) | \_\_\_\_\_\_\_\_\_\_% |
| Other (describe) | \_\_\_\_\_\_\_\_\_\_% |

1. State the number of cases you have tried to conclusion in courts of record in your career, indicating whether you were sole, associate, or chief counsel. Give citations of any reported cases.
2. Summarize your courtroom experience, indicating specifically your trial and motion practice, and your involvement in civil discovery proceedings, criminal pretrial proceedings, and therapeutic courts, such as drug court, veterans court, and mental health court.
3. State the names, addresses, and telephone numbers of adversary counsel against whom you have litigated your five most significant cases over the past five years, indicating the parties to the action (and the party/parties you represented) and the courts in which the cases were litigated. If you are a judge, list counsel against whom you ruled in your five most significant cases in the last five years.

Case Name:

Party Represented:

Nature of the Case:

Court:

Adversary Attorney:

Firm/Address:

Phone Number:

Case Name:

Party Represented:

Nature of the Case:

Court:

Adversary Attorney:

Firm/Address:

Phone Number:

Case Name:

Party Represented:

Nature of the Case:

Court:

Adversary Attorney:

Firm/Address:

Phone Number:

Case Name:

Party Represented:

Nature of the Case:

Court:

Adversary Attorney:

Firm/Address:

Phone Number:

Case Name:

Party Represented:

Nature of the Case:

Court:

Adversary Attorney:

Firm/Address:

Phone Number:

**PUBLIC OFFICE**

1. Have you ever run for, or held, public office? Yes No If yes, give details.

**PRIOR JUDICIAL EXPERIENCE**

1. a) Have you ever held judicial office or been a candidate for judicial office? If so, state the courts involved and the dates of service, or dates of candidacy. Indicate specifically your involvement as a judge in civil discovery proceedings, criminal pretrial proceedings, and therapeutic courts, such as drug court, veterans court, and mental health court.
   1. If you have held judicial office, provide the names and addresses of five counsel who have appeared before you (excluding those listed in answer to Question 26 above) who would be knowledgeable of your work, temperament, and abilities.
   2. Prior quasi-judicial service:

|  |  |
| --- | --- |
| Name of agency: |  |
| Position held: |  |
| Hearings on what types of issues: |  |
| Number of cases adjudicated: |  |
| Dates of service: |  |

**BUSINESS INVOLVEMENT**

1. a) If you are now an officer, director, or otherwise engaged in the management of any business enterprise (other than a law firm), state the name of such enterprise, the nature of the business, the nature of your duties, and whether you intend to resign such position immediately upon your appointment to judicial office.
   1. Since being admitted to the Bar, have you ever engaged in any occupation, business, or profession other than the practice of law?

Yes No If yes, give the details, including dates.

* 1. During the past five years have you received any fees or compensation of any kind, other than for legal services rendered, from any business enterprise, institution, organization, or association of any kind?

Yes No

If yes, identify the source of such compensation, the nature of the business enterprise, institution, organization or association involved, and the dates such compensation was paid.

**FITNESS FOR OFFICE**

1. a) Have you ever been arrested, charged, or convicted for violation of any federal law, state law, county or municipal law, regulation, or ordinance?

Yes No

If yes, give details. (Do not include traffic violations for which a fine of $200 or less was imposed unless it also included a jail sentence.)

b) Have you, to your knowledge, ever been under federal, state or local investigation for possible violation of a criminal statute?

Yes No If yes, give particulars.

1. a) Have you ever been sued by a client?

Yes No If yes, give particulars.

b) Have you or your professional liability insurance carrier ever settled a claim against you for professional malpractice?

Yes No If yes, give particulars, including the dates and amounts involved.

1. Have you ever been charged in any civil or criminal proceeding with conduct alleged to involve moral turpitude, dishonesty, or unethical conduct?

Yes No If yes, give particulars.

1. Have you ever been disciplined or cited for a breach of ethics or unprofessional conduct by any court, administrative agency, bar association, or other professional group?

Yes No If yes, give particulars.

1. Have you filed appropriate tax returns as required by federal, state, local, and other government authorities?

Yes No If no, explain.

1. Have any liens or claims ever been instituted against you by the federal, state, or local authorities?

Yes No If yes, explain.

**PROFESSIONAL AND OTHER ACTIVITIES**

1. a) List all bar associations and legal professional societies of which you are a member and give the titles and dates of any office you have held in such groups and committees to which you have belonged.
   1. List all organizations and clubs, other than bar associations and professional societies identified in response to Question No. 38(a), of which you have been a member during the past ten years, including the titles and dates of any offices you have held in each such organization.
   2. Have you ever served on a merit selection panel to consider the appointment or reappointment of a United States magistrate judge in this district? If yes, please provide date(s) or appointment(s).
   3. List all professional presentations you have made on any subject, identifying the date, place, sponsor, title, and summary of the substance.
   4. Describe your involvement and experience in ADR proceedings, including mediation and arbitration, in any capacity.

f) Describe your pro bono service, if any.

**SUPPLEMENTAL INFORMATION**

1. Describe any additional education, recognition, accomplishments, experiences, or positions you have received or held, you believe would assist you in holding judicial office.
2. State any other pertinent information reflecting positively or adversely on you, which you believe should be disclosed to the district court and the selection panel in connection with your possible selection as United States magistrate judge. Specifically, explain any alleged breach of trust, judgment entered, adjudication of insolvency, or circumstance in which you have been accused of verbal or physical harassment or assault of a sexual nature or otherwise.
3. Potential Conflicts of Interest.

Identify the family members or other persons, parties, categories of litigation, and financial arrangements that are likely to present potential conflicts of interest when you first assume the position of United States magistrate judge. Explain how you would address any such conflict if it were to arise, including the procedure you will follow in determining areas of potential concern.

1. a) List three individuals as references who are familiar with your professional abilities.

Name:

Address:

Mobile Phone:

Work Phone:

Email Address:

Name:

Address:

Mobile Phone:

Work Phone:

Email Address:

Name:

Address:

Mobile Phone:

Work Phone:

Email Address:

b) List three different individuals as references who are familiar with your personal character.

Name:

Address:

Mobile Phone:

Work Phone:

Email Address:

Name:

Address:

Mobile Phone:

Work Phone:

Email Address:

Name:

Address:

Mobile Phone:

Work Phone:

Email Address:

**CONFIDENTIALITY STATEMENT**

This form will be kept confidential and will be examined only by members of the merit selection panel and the judges of the district court. The individuals whom you have listed as references above may be contacted by the panel, but no other employers, colleagues, or other individuals will be contacted without your prior approval. The names of the five persons considered best qualified by the merit selection panel will be disclosed to facilitate public comment, but this application will not be disclosed.

I declare under penalty of perjury that the foregoing is true and correct.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature of Applicant Date

**APPLICATION SUBMISSION**:

**Completed applications signed by the applicant must be received by 4:00 p.m. on Friday, November 2, 2018. Please deliver the original signed application and ten additional copies to the Clerk’s office in the court by hand-delivery or by mail addressed to:**

**United States District Court**

**Attn: Human Resources**

**Magistrate Judge Position**

**351 South West Temple, Room No. 2.118**

**Salt Lake City, Utah 84101**