



The Judicial Candidates Rating Coalition
1375 East Ninth Street, Floor 2, Cleveland, Ohio 44114

Cleveland Metropolitan Bar Association
Cuyahoga Criminal Defense Lawyers Association

Norman S. Minor Bar Association
Ohio Women's Bar Association
Asian-American Bar Association of Ohio

CONFIDENTIAL
JUDICIAL CANDIDATE QUESTIONNAIRE

Dear Candidate:

This questionnaire seeks detailed information from candidates for judicial office, including incumbents seeking re-election. Members of our Coalition will use your answers, your interview, and other available information to assign a rating reflecting each group's application of our criteria, which are detailed at <https://www.judge4yourself.com/how-we-rate-candidates>. Although each Coalition member group assigns its own rating, all Coalition members use a common rating system. Ratings of Excellent, Good, Satisfactory, Not Recommended, or Refused to Participate can be used.

Responding to these questions will require significant time and effort on your part. We believe the information requested will help us give the public thoughtful and accurate ratings of judicial candidates. Your responses are an opportunity to demonstrate you are or would be the kind of excellent judge we all want for our clients and our community. We appreciate your time, and your true, honest, and candid answers. Do not, however, disclose information you are required to keep confidential, or that is subject to attorney-client privilege, attorney work product, or any other privileges or protections.

We prefer typewritten answers, and upon request will supply this form in an editable format for your convenience. If writing answers by hand is unavoidable, please add extra pages where necessary to complete your response. **Please keep a copy of your answers for future reference and use.**

Please answer all applicable questions and sign the jurat and the waiver.

GENERAL

- 1. Name:
- 2. Please list all other names by which you have been known:
- 3. a. City and county of residence:
b. How long have you lived in Ohio?
c. How long have you lived in Cuyahoga County?
d. How long have you lived in the jurisdiction in which you seek office?
- 4. Business address:
City: State: Zip:
Business Phone: Business Fax:
Email:
- 5. Place and date of birth:
- 6. Court for which you are a candidate:
- 7. Commencement of term:

UNDERGRADUATE AND GRADUATE EDUCATION

- 8. School Name: Years: Degree Honors
Attended: Received: (if any):

MILITARY SERVICE:

- 9. State your military service, if any:
Service: Branch: Dates:
Rank at discharge: Type of discharge:
If active in the Reserve or National Guard, please list service, branch, unit, and present rank:

WORK HISTORY AND PROFESSIONAL ADMISSIONS:

10. State your complete work history since graduating college (excluding summer employment) in chronological order, listing each employer, the employer's address, your position, and the time period you were so employed. Also include the same information for any period of time during which you were self-employed. **In the alternative, you may attach a résumé if it contains all of the requested information**, or if you supplement any missing information in your response here.

Dates: Position: Employer Name and City, State:

11. List the date(s) you were admitted to the bar of any state and your current status as a bar member. Identify any period during which you were not in good standing in each bar, and the reason. Please also list the date of your admission to all courts and administrative bodies having special requirements to which you have been admitted to practice, your current status and the dates and reason for any period during which you were not in good standing.

12. (a) Are you currently serving as a judge or magistrate?
- (b) Are you currently engaged in the practice of law?
- (c) If you are NOT currently engaged in either the practice of law or serving as a judge or magistrate,
- (1) Make sure to complete Question 23 for your most recent six years of legal practice.
- (2) Describe how your current work is relevant to your performance in the judicial office you seek.

HONORS AND AWARDS:

13. List and fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

BAR ASSOCIATION AND OTHER MEMBERSHIPS

14. List all professional, business, fraternal, sororal, scholarly, civic, charitable, or other organizations to which you belong, or to which you have belonged, since graduation from law school. Please include bar associations, clubs, working groups, advisory or editorial boards, panels, committees, or conferences. Provide dates of membership or participation, and indicate any offices you held, and/or your noteworthy accomplishments in connection with the organization.

15. Rule 3.6(A) of the Ohio Code of Judicial Conduct states that “a judge shall not hold membership in any organization that practices invidious discrimination on the basis of race, sex, gender, religion, national origin, ethnicity, or sexual orientation.” Comment [1] to Rule 3.6 the ABA Model Code of Judicial Conduct defines “invidious” discrimination as that which excludes a person, on a forbidden ground, who would otherwise be eligible for membership. If any of the organizations listed in response to question 14 above engaged in invidious discrimination on the basis of race, sex, gender, religion, national origin, ethnicity, or sexual orientation while you were a member, identify the organization, its discriminatory practice or policy, and any action you have taken to change such practice or policy.

WRITTEN WORK PRODUCT

16. For Candidates for the Court of Appeals ONLY: Please supply a copy of a brief (if you are currently a lawyer) or judicial opinion (if you are currently a judge) you authored and filed, preferably within the past 6 years. Current Common Pleas Court judges may simply direct our attention to opinions posted on the court's website.

If you cannot supply either briefs or opinions, please supply a copy of at least one published work you wrote (e.g. article, speech, report), preferably within the past 6 years. We prefer the work submitted be exclusively your own work product. If it is not, please describe the role others played. If you are unable to supply any writing sample at all, please explain why.

JUDICIAL EXPERIENCE (QUESTIONS 17-18 ARE ONLY FOR THOSE WITH JUDICIAL EXPERIENCE)

17. To permit us to review data about your docket management,
- a. Current magistrates, municipal court judges and Juvenile Court judges are asked to supply a copy of their individual Judge Reports to the Supreme Court for December of each previous year of their current term of service, and October of this year.
 - b. We will review the publicly available Court of Common Pleas Statistics Reports, and request from Common Pleas judges only copies of any applicable supplement (e.g. Commercial Docket Supplement Form A) for December of each previous year of their current term of service, and October of this year.
18. In the past six years, has an Affidavit of Prejudice been filed with the Ohio Supreme Court concerning you? YES_____ NO_____. If so, describe the affiant's allegation briefly and how the matter was resolved.

PUBLIC OFFICE

19. List chronologically any elected or appointed public offices you have held or sought, other than judicial offices, including the terms of service, and whether such positions were elected or appointed. If appointed, please include the name of the individual or entity that appointed you.

LAW PRACTICE

Answer each part separately. FOR JUDGES WHO WILL, AS OF JANUARY 2019, HAVE COMPLETED AT LEAST ONE FULL TERM OF SERVICE, THIS QUESTION IS OPTIONAL.

20. For your current or most recent law practice, and every distinctive period of practice in the past, whether or not with a different office, describe:
- (a) the general character of your law practice;
 - (b) your typical clients and or matters, and the legal areas, if any, on which you have focused.
 - (c) The percentage of your practice in litigation and whether you appear in court frequently, occasionally, or not at all.
 - (d) The percentage of your practice in: federal courts _____%; state courts of record _____%; other courts _____%; and administrative agencies _____%.
 - (e) The percentage of your practice in: civil proceedings _____%; and criminal proceedings _____%.
21. Estimate the number of cases in courts of record, including cases before administrative-law judges, you have tried to verdict, judgment, or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel, and
- What percentage or numbers of these trials were: jury % and non-jury %.

22. [APPELLATE COURT CANDIDATES ONLY] Describe your practice, if any, before state and federal intermediate courts of appeals, the Ohio Supreme Court or the U.S. Supreme Court.

LITIGATION EXPERIENCE

23. **(THIS QUESTION IS INTENDED FOR LAWYER CANDIDATES AND NEWLY SEATED JUDGES. IT IS OPTIONAL FOR JUDGES WHO WILL, AS OF JANUARY 2019, HAVE ALREADY COMPLETED AT LEAST ONE FULL TERM OF SERVICE.)** Describe at least five litigated matters you personally handled, regardless of whether you were the attorney of record, that are memorable or significant to you, including the following information:
- (a) case caption, including docket number and year, if this information is readily available to you;
 - (a) names of the judge or judges before whom the case was litigated;
 - (b) the nature of the case;
 - (c) the party or parties you represented;
 - (d) the nature of your participation in the litigation and the final disposition of the case;
 - (e) the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties; and
 - (f) why this case was memorable or significant to you.

OTHER LAW RELATED ACTIVITIES

24. Pro Bono Work. The Statements on Professionalism adopted by the Supreme Court of Ohio, and the Court's September 20, 2007 Statement Regarding Provision of Pro Bono Legal Services by Ohio Lawyers encourage Ohio lawyers to help provide the pro bono representation that is necessary to make our system of justice available to all. Describe what you have done to fulfill these responsibilities, including the types of matters handled, when you did this work and an estimate of the time you devote to pro bono work each year.

25. Teaching. Describe your teaching experience, if any, including school or sponsoring institution, the years you taught the course, and the subject matter. If you have a syllabus for any such course, please attach it.
26. Other. Please describe any other significant professional activity you wish to call to our attention. This may include service on Ohio Supreme Court Boards, Commissions, or Task Forces; your involvement in any professional or community organizations; and the like.

POTENTIAL CONFLICTS OF INTEREST

27. Identify any circumstances likely to present potential conflicts-of-interest when you assume the position you are seeking. Explain how you would address any such conflict if it were to arise.

PAST CONDUCT

28. Since your admission to the Ohio Bar, have you pled guilty or no contest to, or been convicted of a violation of any federal law, state law, county or municipal law, regulation or ordinance? YES_____ NO_____. If so, please give details. You need not list traffic violations for which a fine of \$250.00 or less was imposed, exclusive of costs, unless it also included a jail sentence. Include convictions subsequently expunged.
29. Since your admission to the Ohio Bar, has a client made a claim or filed suit against you or your law firm involving allegations of your professional malpractice? YES_____ NO_____. If so, state the date, the type of client, the nature of the claim, resolution, and a copy of any order or judgment adjudicating your conduct.

30. Since your admission to the Ohio Bar, have you been charged, in any civil or criminal proceeding, with conduct alleged to involve moral turpitude, dishonesty, and/or unethical conduct? YES _____ NO _____. If so, please give particulars, including the case caption.
31. Have you ever been disciplined for a breach of ethics or unprofessional conduct by any court, or by the disciplinary authority for any profession in which you also hold a license? YES _____ NO _____. If so, please give the particulars including the year, complainant, nature of complaint, findings, and sanction, and provide a copy of relevant opinions and orders.
32. Other than those noted in 31, give the particulars of any other complaint made against you for a breach of ethics or unprofessional conduct to which you have been required to respond to any court, Office of Disciplinary Counsel, administrative agency, Bar Association, or other professional group or disciplinary authority. **You do not have to list complaints you learned about only after they were summarily dismissed.**
33. Have you filed all appropriate tax returns, and paid all taxes due, as required by Federal, State, local, and other government authorities? YES _____ NO _____. If no, please explain.

HEALTH

34. Do you now have any physical or mental condition, including an illness, impairment, or addiction, that is likely materially to limit or interfere with your serving as a judge? YES _____ NO _____. If your answer is yes, please explain. Describe any accommodations you will require for the condition, illness, impairment, or addiction you have identified. (If, for personal reasons, you wish to discuss your response to this question only with the Coalition's chair, please feel free to contact us; we are not trying to be intrusive, but to explore possible impacts on judicial performance.)

GOALS AND OTHER QUALIFICATIONS

35. Why do you aspire to be a judge?

36. What changes, if any, would you make if elected to the Bench? If you are an incumbent seeking re-election, what specifically would you change as a judge during your next term of office if elected once again to the Bench? Incumbents should specify any tools or techniques that he or she has used to improve the efficiency of the docket and trial calendar.

37. Please identify the greatest issue(s) the judiciary, or the court on which you wish to serve, faces today.

38. Please explain how your background demonstrates the level of community engagement and understanding appropriate to the judicial office you are seeking.

39. Please state any other information you regard as relevant to your candidacy.

FOR TRIAL COURT CANDIDATES

40. Would you conduct telephonic court appearance (e.g. pre-trials, case management conferences, etc.) for criminal and civil matters?

41. Both a criminal trial and civil trial are scheduled on the same date. All parties are ready to proceed. What factors will you consider when determining which matter will go forward and why?

42. How do you or will you manage your docket to ensure dispositive motions are heard in a timely manner so parties do not incur the time and expense of preparing for a trial that ultimately may not proceed? Would you be amenable to an automatic continuance of a trial date when a dispositive motion has not been ruled upon by a certain number of days in advance of trial?

43. Do you or will you “spin” cases to visiting judges? If so, under what circumstances would you do so? And how do you or would you ensure dispositive motions are treated appropriately prior to assigning the case to a visiting judge?
44. In a criminal matter, how do you or would you manage your docket to ensure all defendants who are gainfully employed do not have to make repeated trips to Court and possibly jeopardize their employment?
45. What are some of the factors you consider or would consider when analyzing a defendant’s Motion for Judicial Release?
46. Would you support a system whereby assigned counsel presents a fee bill to the Court at the conclusion of the sentencing hearing for the Judge’s signature?
47. Do you or would you support Direct Deposit of Attorney Fees?

AUTHORIZATION TO RELEASE INFORMATION

I, having declared myself to be a candidate for a judicial office, consent to an investigation being made as to my moral character, professional reputation, and fitness for the office.

I authorize and request any certified grievance committee within the State of Ohio and the Office of Disciplinary Counsel of the Supreme Court of Ohio to release to this Coalition any information relating to grievances concerning my conduct prior to this date, and the disposition of those grievances.

I specifically request that any bar association to which I have provided information for the purposes of judicial evaluation make that same information available upon request to this Coalition.

I understand that this Coalition will make all reasonable efforts to keep such information confidential.

I give this permission under Gov. Bar R. V., Sec. 11(E)(1)(a) and (b), but only for this Coalition's purposes.

Date

Signature of Candidate

JURAT

_____, being first duly sworn, deposes and says that the information in the above questionnaire is true.

Signature of Candidate

Sworn to before me and subscribed in my presence this ____ day of _____, 20__.

Notary Public

My commission expires:_____