SUPREME COURT NOMINATING COMMISSION Application for the position of Justice of the Kansas Supreme Court

The original and one copy of this form and its attachments should be submitted by **NOON**, **MAY 12, 2025**, to:

Douglas T. Shima Clerk of the Kansas Supreme Court Kansas Judicial Center 301 SW 10th Avenue, 1st Floor Topeka, Kansas 66612-1507

Letters in support of the applicant are encouraged. They should be addressed to the Commission Chair Gloria G. Farha Flentje and mailed to the attention of Douglas T. Shima at the above address. Such letters may accompany the application form or may be submitted separately.

Under Supreme Court Rule 1101 all records of a judicial nominating commission are confidential and not subject to disclosure to anyone not a member of the commission or assisting the commission. Under K.S.A. 20-123, the Commission is deemed a public body and subject to the Kansas Open Meetings Act of K.S.A. 75-4317 *et seq.*

Please answer the following questions on $8\frac{1}{2} \times 11$ paper. State the question, then give the answer. The last page (Page 10) of this application concerns information about the judicial applicants that will be disclosed by the Commission. See Supreme Court Rule 1101. Please do not bind or hole-punch your application.

Full name:	
Residence address: Street/P.O. Box City State Zip	Phone No.:
Office address: Street/P.O. Box City State Zip	Phone No.:
Place of birth: E-mail address:	
Kansas Bar Admission #: Law School GPA: La	w School Class Rank:

Rev. April 2025

- 1. Are you between the ages of 30 and 75?
- 2. Are you a citizen of the United States? Are you a resident of Kansas?
- 3. List each college/university and law school you have attended, degrees and dates earned, scholastic honors, and major academic activities.
- 4. List all state bars, courts, and administrative bodies having special admission requirements to which you are presently admitted to practice, specifying the dates of admission, whether you are currently a member in good standing, and whether there have ever been any restrictions on your practice.
- 5. Describe chronologically your employment since becoming a member of any state bar. As to legal employment, include names and addresses of all law offices, firms, companies, or government agencies with which you have ever practiced, the nature of your affiliation with each, the general nature of your practice, and any other relevant particulars. Provide the name, current address, and phone number of a person, preferably your supervisor, who can verify your employment for each position listed. List the months and years of legal employment to verify that you meet the statutory requirement under K.S.A. 20-105, which requires a potential nominee to have been engaged in the "active and continuous practice of law" for at least ten years prior to the date of appointment.
- 6. List all published articles on legal subjects as well as continuing legal education courses which you have presented. Please provide citations to all publications.
- 7. If in private legal practice, describe your typical client(s). If not in private legal practice, describe your employer or work arrangement, your position within the structure (are you supervised, how is work assigned, who receives your work product), and other information you feel would assist the Commission in understanding the nature of your current professional responsibilities.
- 8. What percentage of your court appearances in the last ten years was in:
 - ____% Federal district court
 - ____% Federal appellate court
 - ____% State general jurisdiction court
 - _____% State appellate court
 - _____% State limited/special court (Specify the court)
 - % Administrative bodies
 - ____% Municipal court

- 9. (a) If your practice includes litigation, list and describe the five most significant cases which you personally litigated, including case caption, case number, and citation to reported decisions, if any. Identify your client and describe the nature of your participation in the case and the reason you believe it to be significant. Give the name of the court and judge, the date tried, and the names of other attorneys involved.
 - (b) If your practice does not include litigation, describe the five most significant legal matters in which you were involved. Describe the nature of your participation in the matter and the reason you believe these experiences are relevant for consideration by the Commission. Provide the name of the client and the names of other attorneys involved.
- 10. Describe any arbitration, mediation, or other alternative dispute resolution experience that you would like to bring to the attention of the Commission.
- 11. Have you ever held judicial office or been a candidate for judicial office? If so, provide copies or give citations to significant opinions while in judicial office or dates of candidacy.
- 12. Have you ever held any other public office or been a candidate for other public office? If so, state the office involved, dates of service or dates of candidacy. If you currently hold such public office, would you be willing to resign from this position?
- 13. Have you ever submitted your name for a vacancy on one of the Kansas Appellate Courts? If so, when?
- 14. State your approximate individual net worth and the nature of your substantial financial interests.
- 15. Are you a director or officer of any business or corporation? Do you hold an ownership interest of more than \$5,000 in value (stock, partnership or proprietorship equity, or otherwise) in any business or corporation? Is there any such connection you would not be willing to sever if the relationship resulted in your frequent disqualification?
- 16. Are you a member of any partnership or joint venture?

- 17. If required by the Canons of Judicial Conduct, would you be willing to resign or divest yourself of any business interests, offices, or positions you now hold if you are appointed Justice of the Kansas Supreme Court?
- 18. Have you ever been charged or convicted of a violation of any law, except traffic offenses? [Driving under the influence violations and reckless driving offenses should be included.] If "yes," please include the title of the proceedings, the caption of the case, the court or tribunal in which the case was filed and the location of same, the date of the alleged violation or incident giving rise to the charge, a statement of the relevant facts, the identity of the principal parties involved, and the outcome of the proceedings, specifying any sentence, decision, and/or judgment entered.
- (a) Have you, within the last ten years, failed to <u>file</u> any applicable local, state, or federal income tax return, schedule, or report required by law? If "yes," provide the name and address of the taxing authority, the tax year(s) for which you failed to file the return, schedule, or report, and the date you finally filed the return, schedule, or report.
 - (b) Have you, within the last ten years, failed to pay any taxes owed pursuant to state or federal law? If "yes," provide the name and address of the taxing authority, the tax year(s) for which you failed to pay, and the date you finally paid the taxes. If you continue to owe past due taxes, list the current balance of the taxes by tax year and by taxing authority.
 - (c) Has a tax lien or other collection procedure ever been instituted against you by local, state, or federal authorities? If "yes," please include the title of the proceedings, the caption of the case, the court or tribunal in which the case was filed and the location of same, the date of the incident giving rise to the proceeding, a statement of the relevant facts, the identity of the principal parties involved, and the outcome of the proceedings, specifying decision and/or judgment entered.
- 20. Have you ever sued or been sued by a client? If "yes," please give the particulars.

- 21. Have you ever been a real party defendant in interest in any legal proceedings? If "yes," please give the particulars. Include all legal proceedings in which you were a party in interest, including divorce proceedings; a material witness; a named co-conspirator or co-respondent; and any grand jury investigation in which you were a subject, or in which you appeared as a witness. Do not list proceedings in which you were sued only in a representative capacity (*e.g.*, guardian ad litem).
- 22. Have you ever been the subject of an order or other discipline imposed by a professional disciplinary body, or found in contempt? Explain. To your knowledge, have any complaints (including fee disputes), charges, or grievances been brought against you (not disclosed in response to the previous two questions)? In each case state in detail the circumstances and the outcome. Please include all complaints, even if they were dismissed or not accepted for filing.
- 23. If you are a judge, has a complaint been filed against you with the Commission on Judicial Conduct, formerly known as the Commission on Judicial Qualifications, that resulted in a finding of a violation of the Code of Judicial Conduct? If "yes," please state in detail the circumstances and the outcome.
- 24. Have you ever been accused of harassment, sexual or otherwise, in the workplace or elsewhere? Explain. In each case, state in detail the circumstances and the outcome.
- 25. Do you currently use illegal drugs? Illegal use of drugs means the use of one or more drugs, the possession or distribution of which is illegal under the laws of Kansas or of the United States. If so, please explain.
- 26. List all bar associations, professional associations, or professional societies of which you are or have been a member. Give the titles and dates of any offices which you have held in such groups and committees on which you served.
- 27. In fully identifiable fashion, list all civic, service, charitable, or other community organizations of which you have been a member, including the titles and dates of any offices which you have held and the activities in which you have been or are engaged in each such organization. Include a description of pro bono legal services you have performed.

- 28. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, religion, or national origin. Indicate whether any of the organizations listed in response to questions 26 and 27 currently or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and procedures.
- 29. If you have been in the military service, state the length of service, the branch and dates you served, your rank on discharge, and the type of discharge.
- 30. List the names, addresses, and phone numbers of five persons who are well acquainted with your legal ability.
- 31. If you are a practicing attorney, list the names, addresses, and phone numbers of three judges you have appeared before in the last five years and three lawyers who have been adverse to you in litigation or negotiations within the last five years.
- 32. If you are a judge, list the names, addresses, and phone numbers of at least five lawyers who have appeared before you within the last five years. Include relevant case names and numbers.
- 33. Please list any social media or internet accounts you use or have used and provide corresponding handles, usernames, or any other names or labels by which you would be identified.
- 34. Do you have a professional, business, consanguineous or personal relationship with any member of the Supreme Court Nominating Commission to whom you are submitting this nomination form? If so, provide dates and a description of this relationship.
- 35. State your perception of the primary duties, responsibilities, characteristics, and qualifications of being a Justice on the Kansas Supreme Court and describe the skills and personal qualities you possess that would enhance the court if you are appointed. (**300** words or less.)

- 36. The Commission will receive information regarding your credit history. Provide any explanation you feel necessary.
- 37. If requested to do so, are you willing to participate in a personal interview process conducted publicly by members of the Supreme Court Nominating Commission?
- 38. If you should be one of three nominated for the Kansas Supreme Court, would you agree to serve if appointed by the Governor?
- 39. Attach to this application form a writing sample which reflects your own work product, preferably containing legal analysis and citation to authority.
- 40. Attach a copy of the completed Driver's License form and an executed copy of the Authorization of Release, both which accompany this form.
- 41. State any other information which you believe should be disclosed in connection with the Commission's consideration of your potential nomination to the Kansas Supreme Court.

(Signature)

(Date)_____

SUBMIT BY **MAY 12, 2025, AT NOON** TO:

Douglas T. Shima Clerk of the Kansas Supreme Court Kansas Judicial Center 301 SW 10th Avenue, 1st Floor Topeka, Kansas 66612-1507

Completed applications with an original signature may be submitted by email to <u>scnc@kscourts.gov</u>.

DRIVER'S LICENSE

In order to facilitate background investigations, the Commission requests that you complete the form below and attach a copy of your current driver's license in the space provided.

Driver's License Number:_____

Issuing State: _____

Expiration Date: _____

AUTHORIZATION OF RELEASE (Confidential – Return Original Only)

Date

I hereby authorize and request any former and present employer, creditor, bank, savings and loan, credit union, finance company, mortgage company, credit card company, credit reporting agency, collection agency, school, college, university, agencies in the criminal justice system or any other person, company, or corporation to release any and all information and documentation relating to my employment, personnel records, evaluations, credit, financial condition, financial information, school activities, grades, degrees, character, integrity, social media activity, criminal history including expunged records and any other information whatsoever to any member of the Supreme Court Nominating Commission or any person acting on behalf of the Commission.

(Signature)

(Print Name)

(Residence Address, including Street, City, Zip Code)

(Kansas Bar Admission Number)

(Social Security Number)

(Driver's License Number)

STATE OF KANSAS,

SS: COUNTY OF ,

Acknowledged before me this _____ day of _____, 2025.

Notary Public

My Appointment Expires: _____

SUPREME COURT NOMINATING COMMISSION APPLICANT INFORMATION FOR PUBLICATION

DATE: _____

FULL NAME: ______

CITY OR CITIES OF RESIDENCE FOR THE PAST TEN YEARS:

LIST EACH COLLEGE/UNIVERSITY AND LAW SCHOOL YOU HAVE ATTENDED, INCLUDING DEGREES AND DATES EARNED.

DESCRIBE CHRONOLOGICALLY YOUR EMPLOYMENT SINCE BECOMING A MEMBER OF ANY STATE BAR.