

UNITED STATES COURT OF APPEALS
FOR THE EIGHTH CIRCUIT
111 South 10th Street, Suite 26.325
St. Louis, Missouri 63102-1116

**APPLICATION FOR
UNITED STATES BANKRUPTCY JUDGE
DISTRICT OF SOUTH DAKOTA**

In response to any question, you may use continuation pages, but it helps the Committee if you complete as much information as possible within the fill-in blanks.

Filing instructions are on page 15.

General

1. Full name _____
2. Any other names you have used _____
3. Present occupation _____ Title _____
4. Office address _____

City _____ State _____
Zip _____ Telephone _____
Office e-mail address _____
5. Residential address _____

City _____ State _____
Zip _____ Cell Phone _____
Personal e-mail address _____
6. Place of birth _____
Date of birth _____
7. Length of residence in state _____
8. Countries where you hold national citizenship _____
9. Colleges and universities attended, dates, degrees, and class standing (if known)

10. Law School attended, dates, degree, and class standing (if known) _____

11. Military service Branch
If applicable

Dates

Rank or rate at discharge

Type of discharge

If still a reserve or national guard member, please give service, branch, unit, and present rank.

12. Are you, or any member of your household, related by blood or marriage to any judge of the Judicial Council; of the United States Court of Appeals for the Eighth Circuit; or to a Judge of the District of South Dakota Court? Yes _____ No _____ If yes, please give the name and relationship:

Honors

13. Were you an officer or a member of law review board? _____

14. List any books, articles and CLE presentations you have written, with citations and dates.

15. List any other honors, prizes, or awards you have received.

16. Are you current on the continuing legal education requirements of your state(s) of licensure?

Yes ____ No ____ If no, please explain. _____

17. List – on an attachment - continuing legal education courses completed within last five years.

Professional Admissions

18. List all courts (including state bars) and administrative bodies having special admission requirements in which you are presently admitted to practice.

Court or Administrative Body

Date of Admission

_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

19. List any other professional certifications or designations and the dates of admission (e.g., certifications regarding specialties, CPA designation, or other financial certifications or licenses).

Law Practice

20. Have you been engaged in the active practice of law for at least five years?

Yes _____ No _____

21. State the name, addresses, and dates of all law firms, government agencies and other organizations you have been associated with.

Name	Addresses	Dates
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

22. Describe the general nature of your current practice including any legal specialties. If your practice is substantially different now than previously, please give details of your prior practice.

23. a) Do you regularly appear in court? _____

b) What percent of your appearances in the last five years were in:

- | | | |
|---|-------|---|
| 1. Bankruptcy Courts. | _____ | % |
| 2. United States District Courts and Courts of Appeals. . . | _____ | % |
| 3. State or Local Courts. | _____ | % |
| 4. Administrative Bodies | _____ | % |
| 5. Other | _____ | % |

24. During the past five years:

What percent of your practice is trial practice _____ %
How frequently do you appear in court _____ times/mo.
How frequently do you appear at administrative hearings. _____ times/mo.

What percent of your litigation practice is:

Bankruptcy _____ %
Civil. _____ %
Criminal _____ %
_____ _____ %
_____ _____ %
_____ _____ %

During the past five years, state the number of cases you have tried to conclusion in courts of record, including whether you were sole, associate, or chief counsel. Give citations for reported cases.

25. Have you served as a trustee or other court-appointed officer in bankruptcy cases.

Yes____ No____ If yes, provide the approximate number of cases _____
List the more important matters.

Names	Court
_____	_____
_____	_____
_____	_____

26. Do you have any specialized bankruptcy experience other than what is described above?

Yes ____ No ____ If yes, please explain.

27. Summarize your courtroom experience for the past five years.

28. State the names and addresses of adversary counsel in your primary cases over the past five years.

Names

Addresses

Public Office

29. Have you ever run for, or held, public office? If so, give details.

Prior Judicial Experience

30. a) Have you ever held judicial office, applied for, or been a candidate for judicial office? If so, please state the courts involved and the dates of service or candidacy.

b) Prior Quasi-judicial service:

Name of agency _____

Position _____

Issues addressed _____

Number of cases adjudicated _____

Dates of service _____

31. Have you ever applied for a bankruptcy judge position? Yes ____ No ____
If yes, please list all the positions applied for and dates below.

Business Involvement

32. a) Since being admitted to the Bar, have you ever engaged in any occupation, business, or profession other than the practice of law? If so, please give the details, including dates. Be sure - for those where you are now an officer, director or otherwise managing any business

or enterprise - to state the name of the enterprise, the nature of the business, your duties, and whether you intend to resign the position immediately after appointment to judicial office.

- b) State whether during the past five years you have received any fees or compensation of any kind, other than for legal services, from any business enterprise, institution, organization, or association of any kind. If so, identify the source of such compensation; the nature of the business enterprise, institution, organization, or association involved; and the dates of the compensation.

Disciplinary Proceedings/Offenses

33. Have you ever been convicted for violation of any federal law, state law, county or municipal law, regulation or ordinance? If so, please give details. Do not include traffic violations for which a fine of \$100 or less was imposed unless it also included a jail sentence.

34. a) Has a client ever sued you? If so, give particulars.

- b) Have you or your professional liability insurance carrier ever settled a claim against you for professional malpractice? If so, please give specifics, including the amounts involved.

35. Have you ever been charged in any civil, criminal or administrative proceeding with conduct alleged to involve moral turpitude, dishonesty, or unethical conduct? If so, please give particulars, including the full style of the cause.

36. Have you ever been disciplined for a breach of ethics or unprofessional conduct by any court, administrative agency, bar association, or other professional group? If so, please give the particulars.

37. In accordance with the *Judicial Conference Regulations for the Selection, Appointment, and Reappointment of Bankruptcy Judges*, a minimum qualification to be appointed as a United States bankruptcy judge is that an applicant be of sound physical and mental health sufficient to perform the essential duties of the office. Are you able to satisfy this minimum qualification?

Yes _____ No _____ If no, please explain.

38. Are you current on any applicable domestic support obligations? Yes _____ No _____
If no, please explain.

39. Do you carry professional liability insurance? Yes _____ No _____ If no, please explain.

40. Have allegations ever been made against you (civilly, criminally, administratively, or in the context of your employment or business affiliation) of sexual, racial, gender or employment misconduct or discrimination? Yes _____ No _____ If yes, please explain including details about any settlements or punishments involved.

41. Have you ever been denied employment due to information disclosed during a background check? Yes _____ No _____ If yes, please explain.

42. Have you engaged in any conduct that may cause you to be vulnerable to blackmail or intimidation or the revelation of which could cause embarrassment to the judiciary? Yes _____ No _____ If yes, please explain.

Taxes

43. To the best of your knowledge, are you in compliance with the tax laws of the federal government and of the state, county, and community applicable to you? Yes _____ No _____

44. Have you filed the tax returns required by federal, state, local and other governments? Yes _____ No _____ If no, please explain.

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

Professional and Other Activities

46. a) List all bar associations and legal or other professional societies, including titles and dates of any office or committees.

- b) List all organizations and clubs, other than those identified in Question No. 46a, of which you have been a member during the past ten years, including titles and dates of any offices or committees.

47. Describe any civic, philanthropic, community, social, or public service activities during the past five years, including any offices, committees, honors and awards.

Supplemental Information

48. Do you (either as a member or through a member) belong to any clubs or private associations that have a discriminatory clause or a history of barring membership on the basis of race, color, age (over 40), gender, religion, national origin, disability, or sexual orientation? ____ Yes ____ No
If yes, please explain.

49. State any achievements or acts showing your commitment to equal justice under the law.

50. State any additional education or other experiences (not already disclosed) that would assist you in holding judicial office.

51. State any other pertinent information, positive or negative, that should be disclosed to the circuit court and the selection panel.

Personal and Judicial References

52. List five individuals as references who are familiar with your abilities and personal character.

Name and E-Mail Address	Telephone
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

53. a) Give the names and e-mail addresses of at least five, but no more than ten, persons who may address your character and ability, based on adequate opportunity to observe your professional and general conduct and ability. Not more than four of these references may be lawyers associated with you in the practice of law or in business.

Name and E-Mail Address	Telephone	Period of Acquaintance
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

b) Give the names, e-mail addresses and current phone numbers of at least three persons who have worked for you in a subordinate position.

Name and E-Mail Address	Telephone	Work Relationship
_____	_____	_____
_____	_____	_____
_____	_____	_____

- c) Please provide the names of not more than five judges (not ever associated with you in the practice of law or in business) before whom you have appeared recently in matters that allow them to observe your professional conduct and ability. If yours is a non-litigation practice, list judges who have had an opportunity to observe you. Indicate those before whom you have appeared in court or other judicial bodies by inserting (C) before the name of the judge.

Name of Judge	Phone	Court	Date and Nature of Most Recent Matter

Confidentiality Statement

This form will be kept confidential and examined only by members of the merit selection panel, the circuit executive, judges of the judicial council, and the judges of the court of appeals. The individuals you listed as references, as well as your current employer or co-workers, may be contacted. If this is a problem, you may request special arrangements from the circuit executive.

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

Date

Signature of Candidate

You must complete the Application and the two waivers, sign them, and return

- **a signed original hard copy (unbound); and**
- **an electronic version of the original in Portable Document Format**

Please send the original by mail or delivery service to:

Millie B. Adams
U.S. Court of Appeals, Eighth Circuit
111 South 10th Street, Suite 26.325
St. Louis, MO 63102-1116

Please send the PDF to:

CE8Employment@ca8.uscourts.gov

Applications must be received at the Circuit Executive's office **not later than 4:00 pm (Central Time) Monday, March 21, 2022.**

MEDICAL AUTHORIZATION AND WAIVER

TO:

Physician _____

Address _____

Phone _____

In connection with my application for the position of U. S. Bankruptcy Judge in the Eighth Circuit, I hereby authorize any person designated by the Merit Selection Panel to communicate orally (including by telephone) and/or in writing with the physician named above with regard to my physical and mental condition and history, and any care, treatment and advice given me.

I further authorize and direct the physician named above to communicate to such person orally (including by telephone) such information regarding my physical and mental condition, care, treatment and advice sought by such person and to supply a written statement if requested by such person. For these purposes, I hereby waive any physician-patient privilege that may exist.

Name: _____ (Print or Type)

Address: _____

Phone: _____

Signature: _____

Date: _____

NOTE TO CANDIDATE: Please forward one signed original to physician.

AUTHORIZATION AND WAIVER

In connection with my application for the position of U.S. Bankruptcy Judge in the Eighth Circuit, I hereby authorize the administrators of the disciplinary and inquiry bodies of any court, bar or other association to disclose to the Merit Selection Panel all information contained in the files of such bodies concerning my present professional status, all complaints which have been made against me, together with the disposition thereof. I expressly waive whatever right I may have to confidentiality of the foregoing information.

Name: _____ (Print or Type)

Address: _____

Signature: _____

Date: _____