



UTAH VOTER INFORMATION PAMPHLET



Box Elder • Cache • Rich

GENERAL ELECTION • NOVEMBER 2, 2010

POLLS OPEN 7 AM TO 8 PM

EARLY VOTING • OCTOBER 19-29, 2010

STATE OF UTAH
OFFICE OF THE LIEUTENANT GOVERNOR



GREG BELL
LIEUTENANT GOVERNOR

September 8, 2010

Dear Utah Voters:

Thank you for taking the time to read the enclosed material as you learn more about the 2010 General Election in Utah.

The Lieutenant Governor's Office is pleased to present the 2010 Voter Information Pamphlet along with many new features available online at www.vote.utah.gov.

In addition to the information provided in these pages, you can visit www.vote.utah.gov and find more information about candidates and issues than ever before. It is our goal to make www.vote.utah.gov your destination for answers to any election-related question you might have.

For instance, at www.vote.utah.gov you can find out who is running for office in your district or who your current elected officials are and a little bit of information about them. You can also find a list of Early Voting locations in your county and where to vote on Election Day. Our website also provides an interactive voting machine demonstration to help you become familiar with the state's voting equipment.

As always, if you need assistance of any kind, my office stands ready to serve. You can call us at 1.800.995.VOTE (8683), email me at elections@utah.gov or stop by our office in the State Capitol.

I hope this information helps you become a more informed and involved voter.

Sincerely,

A handwritten signature in black ink that reads "Greg Bell".

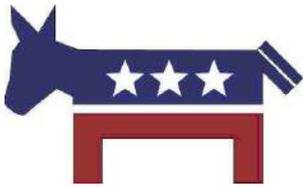
Greg Bell
Lieutenant Governor

POLITICAL PARTIES



Constitution Party

P.O. Box 1215
Bountiful, Utah 84010
801-544-4056
Website: <http://www.utah-constitution-party.org/>



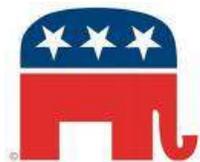
Democratic Party

455 S. 300 E. Ste. #301
Salt Lake City, UT 84111
801-328-1212
Fax: 801-328-1238
Website: <http://www.utdemocrats.org/>



Libertarian Party

P.O. Box 526025
Salt Lake City, UT 84152
801-565-1988
Website: <http://www.lputah.org/>



Republican Party

117 E. South Temple
Salt Lake City, UT 84111
801-533-9777
Fax: 801-533-0327
Website: <http://www.utgop.org/>

FOR MORE INFORMATION

The following list of web sites, although not comprehensive, is provided to give voters the opportunity to become better informed.

NEWS MEDIA:

National

www.cnn.com
www.usatoday.com
www.foxnews.com

Local

www.deseretnews.com
www.sltrib.com
www.voteutah.org
www.kutv.com
www.ksl.com
www.abc4.com
www.myfoxutah.com

GOVERNMENT:

www.elections.utah.gov
www.fec.gov
www.eac.gov
www.vote.utah.gov

YOUTH VOTING SITES:

www.youthvote.org
www.rockthevote.org
www.declareyourself.com
pbskids.org/democracy

REGISTER TO VOTE:

www.voter.utah.gov

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A.

CANDIDATES

The following pages list the candidates who are running for U.S. Senate, U.S. House of Representatives, Governor, Lieutenant Governor, Utah State Senate, Utah State House of Representatives, and State Board of Education.

The candidates for U.S. Senate, U.S. House of Representatives, Governor, and Lieutenant Governor were given the opportunity to submit a 100-word statement and a photograph. The Lieutenant Governor's Office has no editorial authority over these statements. All candidates appear in alphabetical order.

A list of candidates for the Utah State Senate, Utah State House of Representatives, and State Board of Education are provided to give voters the opportunity to contact the candidates in their area. If a candidate provided an e-mail address or website, it is also included. To find out which district you reside in, contact your county clerk's office, or, if you are registered to vote, visit vote.utah.gov.

U.S. SENATE



Scott N. Bradley
CONSTITUTION

A Utah native and business owner, Scott's past work experience includes management at AT&T, and university administration. He holds a Bachelor of Science, a Masters in Public Administration, and a PhD in Constitutional Law. Scott is the Founder and Chairman of the Constitution Commemoration Foundation, which seeks to foster increased understanding and application of the original intent of the Founders of our Constitution. He is the author of the book and DVD/CD lecture series "To Preserve the Nation."

Scott is running for the Senate to champion the Constitution and secure the Blessings of Liberty for ourselves and our posterity.

ScottBradleyForSenate.com

1496 East 2700 North
North Logan, UT 84341
(435) 753-8844
liberty1787@comcast.net
www.scottbradleyforsenate.com



Sam F. Granato
DEMOCRATIC

Sam Granato is a native Utahn and successful small business owner. Sam is concerned America is going in the wrong direction and – like a car that's trying to get back on the road – keeps overcorrecting by making extreme lurches from left to right. It's time for a steady, moderate hand at the wheel that will take Utahns safely down the road and into a brighter future.

Throughout his more than 20 years of public service, Sam has proven he can bring people together to find sensible solutions. Sam has the experience and integrity needed to serve the people of Utah.

1463 Brookshire
Salt Lake City, UT 84106
(801) 433-0940
info@voteforgranato.com
www.voteforgranato.com



Mike Lee
REPUBLICAN

Mike Lee is an across-the-board conservative and Constitutional law expert. Mike served as a law clerk to Supreme Court Justice Samuel Alito and was legal counsel to Governor John Huntsman.

Mike believes the federal government has become too big and too expensive. He will fight to reduce the size, cost and reach of government by balancing the budget, cutting taxes and lowering spending. He will also work to repeal President Obama's unconstitutional health care bill and replace it with common sense reform.

Mike Lee lives in Alpine with his wife Sharon and their three children, John, James and Eliza.

917 Quail Hollow Circle
Alpine, UT 84004
(801) 350-7814
mlee@mikelee2010.com
www.mikelee2010.com

U.S. CONGRESSIONAL DISTRICT 1



Rob Bishop
REPUBLICAN

Rob Bishop has consistently defended Utah's interests. As Utah House Speaker, Rob promoted a conservative agenda. As a teacher for 28 years, Rob knows about education and making a difference in people's lives.

In Congress, Rob has strengthened our national security, defended our military installations, cut taxes, and looked after our public lands. He has backed lean budgets and is a leader in the fight for a comprehensive national energy strategy.

Born in Kaysville, Rob Bishop attended Davis High and the University of Utah, and served a mission for his church. He and his wife, Jeralynn, have five children.

PO Box 2010
Brigham City, UT 84302
(801) 292-5577
votebishop@gmail.com
www.votebishop.com



Morgan Bowen
DEMOCRATIC

Like many of you, I am frustrated with career politicians who have stood by while the American economy has been recklessly driven off a cliff. We must take our country back from the Washington power brokers. We must move quickly to restore America's entrepreneurial spirit and get America working again. The way forward is through innovation, hard work, and frugality. Let's get America working again!

For 15 years Morgan was CEO of an international sustainable agricultural company. Today, Morgan teaches Seminary for the LDS Church. He and his wife Kristen Matheson Bowen, have six children and live in Hyde Park.

345 North 48 West
Hyde Park, UT 84318
(435) 760-4812
votebowen@gmail.com
www.votebowen.com



Kirk D. Pearson
CONSTITUTION

As I have served in the political process for the past few years, I have fought and defeated tax increases. America became the greatest nation in the world because of the governing principles established in our Constitution. The two major parties continue to ignore these principles. We do not need to change America. What we need is a Restoration of those Constitutional principles that made this nation great. My commitment will continue to be to the Constitution in the tradition of the Founding Fathers. visit www.kirk4congress.com

1316 East Canyon Rd
Lake Point, UT 84074
(801) 856-1471
kirk4congress@gmail.com



Jared Paul Stratton
LIBERTARIAN

Congress has no shortage of anger and partisanship but they are lacking what we need right now are good solutions. And we cannot expect any different from them if we don't start voting differently.

There are choices beyond picking a side and making an all-or-nothing gamble with our rights, solutions that don't dictate what is right but instead preserve liberty, uphold justice, and let us choose our values. We need a voice that favors reason over rhetoric and represents all voters in our district.

The first solution I already have for you--vote Jared Paul Stratton.
Thank you.

Stratton2010.com

120 South 300 East
Apt 409
Salt Lake City, UT 84111
strattonshrugged@gmail.com

U.S. CONGRESSIONAL DISTRICT 2



Dave Glissmeyer
UNAFFILIATED

Utah voters have a choice. We need independent, unbiased and unbought ideas to surface and heard. Utahns have a viable, valid 3rd choice this year.

As a local small business owner; I understand living on budget, understand the sacrifice and creativity required to keep the boat afloat during troubled times without tossing people overboard.

I have no large donors; big money never will have my ear. If you want to elect someone different, to speak for you against the status quo; I am your guy. If not, check the R or D and live with 2 years of broken promises.

250 North Alta Street
Salt Lake City, UT 84103
(801) 330-3078
dave@congressmandave.org
www.congressmandave.org



Wayne L. Hill
UNAFFILIATED

Wayne Hill is running as an unaffiliated independent candidate. Wayne is not tied to a party platform or agenda. He will be your voice and your vote. Wayne believes the parties have been stolen out from under us. WE, the decent, hard working, freedom loving Americans have not approved 44 czars, unions, or executive orders and appointments which have circumvented the Constitution and our rights.

The Obama and Bush administrations have overthrown our constitutional rights, with bailouts and unfunded liabilities. Honesty, love for this Country, desire to defend and preserve the God given Constitution, commitment to serve are Wayne's qualifications.

1450 North Dixie Downs Rd
#154
St. George, UT 84770
(435) 680-0200
whillhearing@gmail.com



Randall Hinton
CONSTITUTION

It's Time To Reclaim Our Children's Future!

We all make mistakes, but with a Federal Debt topping \$13 Trillion Dollars and Unfunded Liabilities estimated to be higher than \$109 Trillion we have reached a point where this mistake is too great to be passed along to future generations. Leadership in Washington must be willing to tackle the most Toxic and Radioactive of all issues, We cannot condemn our children to be slaves to our past excesses.

I am running to reclaim the future for my 5 beautiful children, and the future for those whom you love and care for.

P.O. Box 2472
St. George, UT 84771
(435) 258-6339
randall@randallhinton.com
www.hinton2010.com



Jim Matheson
DEMOCRATIC

Congressman Jim Matheson is a sixth-generation Utahn. Before his election to Congress in November 2000, Jim worked in the energy business for 13 years. Matheson's approach as a Congressman has been to put Utah first, ahead of politics or partisanship.

The initiatives he has pursued, such as removing radioactive waste adjacent to the Colorado River, preventing the resumption of nuclear weapons testing, and providing full education benefits to returning Utah Guard and Reservists came from listening to Utahns. Other priorities include banning the importation of radioactive waste from foreign countries and promoting job growth and investment in retraining and education.

1400 South Foothill Blvd
Suite 32
Salt Lake City, UT 84108
(801) 359-5474
jim@mathesonforcongress.com
www.mathesonforcongress.com

U.S. CONGRESSIONAL DISTRICT 2



Morgan Philpot REPUBLICAN

In the Utah State Legislature, Morgan Philpot worked to balance Utah's budget and pass spending caps. In the U.S. House, he will work to balance the budget, lower taxes, and repeal the unconstitutional Obama-Pelosi health care law.

By comparison, Jim Matheson:

Voted to pass the Obama-Pelosi 's \$789 billion stimulus bill; pushing America further into debt,

Stated he will "certainly oppose any efforts to repeal the [Obama-Pelosi healthcare] law," and

Voted for Nancy Pelosi to be Speaker of the House four times.

A vote for Morgan Philpot is a vote to put America's economy back on track.

792 West 450 North
American Fork, UT 84003
(801) 870-6493
morgan@jmphilpot.com
www.philpotforcongress.com

U.S. CONGRESSIONAL DISTRICT 3



Jason Chaffetz
REPUBLICAN

We have to change the way we do business in Washington, DC. The federal government is completely out of control. Massive spending, soaring deficits and crippling taxes are putting our country in serious jeopardy. I have always maintained that the best hope for Utah - and the United States of America - is to return to the core principles of fiscal discipline, limited government, accountability and a strong national defense.

I was elected to fight for conservative principles, and that's exactly what I've done. Big government is on the attack, and we need to fight back.

315 Westfield Circle
Alpine, UT 84004
jason@chaffetz.com
www.jasonforcongress.com



Karen Hyer
DEMOCRATIC

Karen Hyer lives in the Third District. She's a wife, mother and grandmother who offers unsurpassed real-life experience: she's been a teacher, researcher, author, businesswoman, farmer, rancher, and BYU professor of business ethics, public administration and law. She's also done substantial international service.

"My core values are conservative, but I'm an American first, not a professional politician. I'll have the political courage to fight government corruption, think outside the box, and work with others to find real solutions to our nation's challenges."

We need Karen to help grow our economy, ensure fiscal responsibility and bring ethics to government!

PO Box 1876
Provo, UT 84603
(801) 373-9636
info@hyerforcongress.com
http://www.hyerforcongress.com



Joseph L. Puente
UNAFFILIATED

The party system has failed this nation, betrayed the people of Utah and has become corrupted by special interests that manipulate laws so that a few people can benefit at the expense of average Americans. Joseph Puente is committed to finding solutions to problems by addressing their underlying causes instead of tackling their symptoms and advocates Citizen Funded Elections, a voluntary system in which candidates can demonstrate their commitment to the public by refusing to accept money from special interests in favor of small contributions from individuals with matching funds to enable effective campaigning without corporate sponsorship.

3739 South 645 East
South Salt Lake, UT 84106
(435) 262-0941
joepuente@live.com
http://www.joepuente.org



Jake Shannon
LIBERTARIAN

Jake Shannon is uniquely qualified to help end the onerous tax and monetary system strangling our economy.

With proven successes as an entrepreneur in startup venture formation and a quantitative background including experience as a Derivatives Specialist Manager at Financial Engineering Associates, Manager of Technical Oversight for Complex Instruments at Indymac Bank, and Metrics Modeling Manager for Financial Freedom Senior Funding, Mr. Shannon now seeks to bring his financial expertise to the U.S. Congress to defend the interests of Utah's families and small-business owners.

Legalize freedom and protect the Bill of Rights by electing Jake Shannon on November 2nd.

419 4th Avenue
Salt Lake City, UT 84103
(801) 635-4488
info@jakeshannon.com
http://www.JakeShannonfor
Congress.com

U.S. CONGRESSIONAL DISTRICT 3



Douglas Sligting CONSTITUTION

As stated in the Declaration of Independence: "That to secure these rights (unalienable rights endowed by our Creator), governments are instituted among men, deriving their just powers from the consent of the governed."

This means the only reason our government exists is to secure our God-given rights. Anything the government tries to do beyond securing our God-given rights is beyond its proper scope and unconstitutional. I understand that I don't represent your will and wishes. I represent your God-given rights under our Constitution, and will not deviate from these principles if elected.

13179 South 2420 West
Riverton, UT 84065
(801) 253-7379
douglas@dentalbranding.com

UTAH GOVERNOR AND LIEUTENANT GOVERNOR



Farley M. Anderson
GOVERNOR
UNAFFILIATED

As an unaffiliated candidate not part of the good old boy network, my only party is the People of Utah. I have not and will not accept corporate contributions.

As your Governor,

- Laws will be enforced equally for everyone, including elected officials;
- Size and cost of government will be reduced;
- Utah will cease being a "sanctuary state" for illegal immigration;
- Individual and state sovereignty will be protected.

I am an entrepreneur, inventor, author, publisher, teacher, lecturer, husband and father of 11— I know how to do more with less.

www.independencemovement.org

Give party politics a needed time out. Vote unaffiliated!

417 East 8788 South
Paradise, UT 84328
(435) 245-0159
andersontribe10@yahoo.com
www.independencemovement.org



Steve Maxfield
LT. GOVERNOR
UNAFFILIATED

I am the best candidate for Lt. Governor.

Here's why:
In recent Supreme Court Cases, Lt. Governor Greg Bell and I represented opposite sides of citizen's rights:

Sevier Power v Hansen: "Initiatives"
Ruling: The Legislature cannot take away fundamental rights protected by the Constitution.

Anderson v Bell: "Ballot Access"
Ruling: Bell exceeded his authority in not accepting E-Signatures for Ballot access.

I'm a Husband and Father, entrepreneur, inventor, and citizen's advocate.

"With a 20-year track record of defending fundamental rights of Utah citizens, Steve has done more to protect first amendment rights than anyone I know." Farley Anderson

www.SteveMaxfield.com

P.O. Box 179
Kanosh, UT 84637
(801) 803-3289
steve@stevemaxfield.com



Peter Corroon
GOVERNOR
DEMOCRATIC

As leader of Utah's second largest government, I have a proven track-record of being a fiscal conservative, who focuses on running an open, honest and ethical government. As Governor, I will work hard to create well-paying jobs for our citizens, support local businesses, ensure every child has a quality education and preserve Utah's great quality of life.

My engineering background taught me to be a practical problem-solver. I focus on people and policies, not politics. Representative Sheryl Allen, a Republican, and I have decided to run together this year to represent all Utahns in a bipartisan way.

770 East South Temple
Suite 100
Salt Lake City, UT 84102
(801) 953-0752
donald@votecorroon.com
www.votecorroon.com



Sheryl Allen
LT. GOVERNOR
DEMOCRATIC

I have represented Davis County residents in the Utah Legislature since 1994. My priorities include a strong focus on education, business, ethics reform and transparency in government.

I have a background in education and have served as Special Projects Director for the Davis School District, Co-Chair of the Utah International Trade Commission, Co-Chair of the Economic Development and Revenue Appropriations Committee.

I believe Peter Corroon is the best person for the job of governor and that's why I'm proud to be running as his Lt. governor. It's a bipartisan approach to government in our great state of Utah.

770 East South Temple
Suite 100
Salt Lake City, UT 84102
(801) 295-8576
donald@votecorroon.com
www.votecorroon.com

UTAH GOVERNOR AND LIEUTENANT GOVERNOR



Gary R. Herbert
GOVERNOR
REPUBLICAN

I am honored to serve as Utah's 17th Governor.

My priorities for our great State include:

Continuing our successful Economic Development initiatives, attracting new business to Utah and helping our existing businesses to grow and prosper; Leading the state in the Responsible Development of our Energy Resources - Utah is uniquely positioned to play a critical role in helping the nation attain energy independence; Ensuring that the majority of the State's budget continues to be used for Education; Engendering Government Efficiency to make certain Utah taxpayers are well and properly served.

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(801) 328-2010
Gary@GaryHerbert.com
www.GaryHerbert.com
Facebook & Twitter:
HerbertForUtah



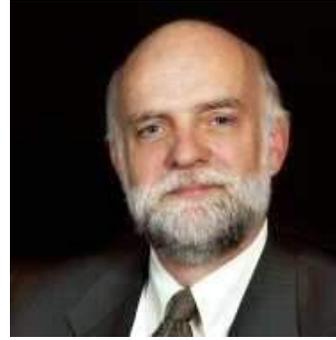
Greg Bell
LT. GOVERNOR
REPUBLICAN

It has been a pleasure to serve as your Lt. Governor and to serve with Governor Herbert. Together we are working hard to:

1. Help businesses create jobs,
2. Improve public education, and
3. Responsibly develop Utah's natural resources for traditional & alternative energy.

Utah is a great place. We hope for your support as we work to make it even better.

55 East 300 South
Salt Lake City, UT 84111
(801) 328-2010
Greg@GaryHerbert.com
www.GaryHerbert.com
Facebook & Twitter:
HerbertForUtah



W. Andrew McCullough
GOVERNOR
LIBERTARIAN

As Governor, I will work for smaller government, lower taxes and more freedom in the functions of all government agencies. Utah suffers from diminished tax collections. We must make do with less.

I envision fewer children taken from their families, fewer people going to jail for possession of drugs, less censorship and less misuse of government power. Utah needs more freedom, and fewer "message bills".

I am an attorney with a practice concentrating on individual freedom issues. I know what needs to be done, and I can make a difference.

We need a real change.
www.andy4gov.org

6885 South State #200
Midvale, UT 84047
(801) 565-0894
wandrew@prodigy.net
www.andrewmccullough.org



Aric M. Cramer, Sr.
LT. GOVERNOR
LIBERTARIAN

I took the oath to support, obey and defend the Utah and U.S. constitutions more than two decades ago, and since then have championed Utahns' dignity, rights, progress, and liberties.

The Lieutenant Governor supervises elections. I advocate opening electoral processes to all Utahns; replacing the two-party system protecting the incumbent political cartel from meaningful competition with spoiler-free ranked choice voting and gerrymander-proof proportional representation. These reforms have improved voter engagement and elected official accountability where adopted in America's cities.

Study alternatives to the false choices presented to you by the establishment media. Please vote with courage, integrity, and your conscience.

150 North 200 East
Suite 101
St. George, UT 84770
(435) 627-1565
ariccramer@gmail.com
www.cramerlathamlawyers.com

UTAH STATE SENATE

UTAH STATE SENATE 2
Democratic
Ben McAdams
847 E 17th Avenue
Salt Lake City, UT 84103
(801) 618-1946
benmcadams@gmail.com
www.benmcadams.com

UTAH STATE SENATE 2
Republican
Melvin Dean Nimer
464 Edith Avenue
Salt Lake City, UT 84111
(801) 657-9611
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UTAH STATE SENATE 3
Republican
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UTAH STATE SENATE 3
Democratic
Gene Davis
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Salt Lake City, UT 84106
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wgdavis@msn.com

UTAH STATE SENATE 4
Republican
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2380 Summerspring Lane
Salt Lake City, UT 84124
(801) 921-6907
info@votegreer.com
www.votegreer.com

UTAH STATE SENATE 4
Democratic
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UTAH STATE SENATE 5
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sam@votefidler.org
www.votefidler.org

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UTAH STATE SENATE 5
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4164 W Midway Drive
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UTAH STATE SENATE 7
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Salt Lake City, UT 84109
(801) 484-8873

UTAH STATE SENATE 7
Democratic
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Salt Lake City, UT 84105
(801) 364-2451
www.rossromero.net

UTAH STATE SENATE 9
Democratic
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2148 E Wasatch Blvd.
Sandy, UT 84092
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www.ayreslawfirm.com

UTAH STATE SENATE 9
Republican
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PO Box 901136
Sandy, UT 84090
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wniederhauser@gmail.com
www.wayneniederhauser.com

UTAH STATE SENATE 11
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www.rep52.com

UTAH STATE SENATE 11
Republican
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www.howardstephenson.com

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bgoodfellow@utahsenate.org

UTAH STATE SENATE 12
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Daniel W. Thatcher
6352 City Vistas Way
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www.thatcherforsenate.com

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UTAH STATE SENATE 15
Republican
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(801) 221-0623
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www.margaretdayton.com

UTAH STATE SENATE 17
Democratic
Richard "Rick" Kent
PO Box 37
Fielding, UT 84311
(435) 458-3811
rdkent@nebonet.com

UTAH STATE SENATE 17
Republican
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1209 Michelle Drive
Brigham City, UT 84302
(435) 723-2035
pknudson@utahsenate.com

UTAH STATE SENATE 17
Constitution
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667 S 200 W
Brigham City, UT 84302
(435) 723-1483
tips.lodge@gmail.com

UTAH STATE SENATE 18
Republican
Stuart C. Reid
2155 Grant Avenue #125
Ogden, UT 84401
(801) 627-5577

UTAH STATE SENATE 18
Democratic
Betty Sawyer
1050 28th Street
Ogden, UT 84403
(801) 399-4577
the_sawyers@comcast.net

UTAH STATE SENATE 21
Libertarian
Vincent C. Marcus III
2880 W 1425 N
Layton, UT 84041
(801) 444-0737
vince@votemarcus.com
www.votemarcus.com

UTAH STATE SENATE 21
Democratic
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Syracuse, UT 84075
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sarahschofield33@msn.com

UTAH STATE SENATE 21
Republican
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466 S 1700 W
Layton, UT 84041
(801) 678-3147
jerry@jjnursery.com

UTAH STATE SENATE 22
Republican
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3271 E 1875 N
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(801) 593-1776
jsa@theadamseb.com

UTAH STATE SENATE 22
Constitution
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380 Oak Lane
Kaysville, UT 84037
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B.

BALLOT ISSUES

Instructions for reading the Text of the Ballot Issues

- (1) Underlined words and numbers represent new language being added or current language that is being moved from another section.
- (2) Bracketed and lined-through words or numbers represent current language being deleted or current language that is being moved to another section.
- (3) All other language is the current language, which is retained without change.

Example: (1) The members of the House of Representatives [~~after the first election,~~] shall be chosen biennially on even-numbered years by the qualified voters of the respective representative districts, on the first Tuesday after the first Monday in November [~~1896, and biennially thereafter~~].

Present Language: (1) The members of the House of Representatives, after the first election, shall be chosen by the qualified voters of the respective representative districts, on the first Tuesday after the first Monday in November, 1896, and biennially thereafter.

Proposed Revision: (1) The members of the House of Representatives shall be chosen biennially on even-numbered years by the qualified voters of the respective representative districts, on the first Tuesday after the first Monday in November.

(H.J.R. 8)

CONSTITUTIONAL AMENDMENT A

JOINT RESOLUTION REGARDING SECRET BALLOT

2009 GENERAL SESSION

SENATE: 21-8-0
HOUSE: 53-22-0

BALLOT TITLE

FOR

AGAINST

Shall the Utah Constitution be amended to specify that elections currently required to be by secret ballot include elections under state or federal law for public office, on an initiative or referendum, or to designate or authorize employee or individual representation?

IMPARTIAL ANALYSIS

Current provisions of the Utah Constitution

The Utah Constitution currently requires all elections to be by secret ballot. That requirement probably already applies to elections to select public officers and elections under state law on initiatives or referenda. However, because the scope of the requirement that "all elections" be by secret ballot is not defined in case law, it is unclear exactly which elections are included within the scope of the requirement.

Effect of Constitutional Amendment A

Constitutional Amendment A modifies the scope of the secret ballot requirement. Unless preempted by federal law, the Amendment requires specific types of elections to be by secret ballot.

The Amendment specifies that elections required to be held by secret ballot include elections under state or federal law for public office, on an initiative or referendum, or to designate or authorize employee or individual representation. An election to designate or authorize employee representation would probably include an election to determine whether or not to form a union or to determine union representation.

Effective Date

If approved by voters, Constitutional Amendment A takes effect January 1, 2011.

Fiscal Impact

Constitutional Amendment A will have no direct, measurable impact on state or local government costs or revenues.

ARGUMENT FOR

The secret ballot is a voting method in which your voting choices are confidential. The key aim is to ensure you can cast your vote free from intimidation or bribery.

America first used secret ballots to protect the rights of recently freed slaves after the Civil War. Voter intimidation during southern reconstruction was rampant; African American first-time voters being threatened with physical violence, even lynching, based on how they cast their publicly known ballots.

The secret ballot guarantees that your private opinion counts, not the person peering into your private voting booth. Open ballots are not truly free for people who disagree with the powerful.

ARGUMENT FOR (CONTINUED)

From the lynching of freed American slaves who dared to vote, to the purple-stained thumbs of voters in newly freed countries, the right to a secret ballot has been won through the spilled blood of freedom-loving patriots. It is the hallmark of a free society that must never be abridged.

Unfortunately the secret ballot is under attack right here in America. President Barack Obama and big labor union bosses are on the verge of passing legislation called the "Employee Free Choice Act," also known as "card check." If they succeed, card check will deny employees the right to cast a secret ballot in union organizing elections.

Rather than holding a monitored workplace election using secret ballots (as has been the case for decades) under Big Labor's card check proposal the union would automatically be created in businesses (with more than ten employees) once the union collects "authorization cards" signed by a majority of the employees. Importantly, under card check, employees wouldn't be able to sign an authorization card privately. Friends, co-workers and union bosses would know exactly who has signed and who hasn't, and could use pressure and intimidation to coerce hold-outs to sign an authorization card.

No questions. No debate. No secret ballot. You're unionized.

The right to vote in private, free from coercion or intimidation, is one of the pillars of our nation and transcends partisanship.

This amendment to the Utah Constitution is simple and straight forward. It simply says that all elections, including elections for employee representation, shall be by secret ballot. By locking this right of secret ballots into the Utah Constitution, Utah will have taken strong and decisive action to guarantee that your right to a secret ballot shall not be infringed. Utah voters cast their votes free from fear of retribution from their government. You deserve the same right to be free of fear of retaliation from their union, their employer and their fellow employees.

If we do not stand up for the secret ballot today, what rights will we be fighting to hold onto tomorrow?

Vote FOR Constitutional Amendment A.

- Representative Carl Wimmer

- Senator Howard Stephenson

ARGUMENT AGAINST

Utah's Founding Fathers carefully crafted the Utah Constitution. We believe they got it right the first time. Amending our state Constitution should be undertaken cautiously and only when absolutely necessary and after sound deliberation. It should not be amended cavalierly or for cynical political purposes.

Since its ratification in 1896 the Utah Constitution has guaranteed that "All elections shall be by secret ballot." Amendment A attempts to change the guarantee of election by secret ballot. There is no good reason to meddle with this established tradition now.

Amendment A is a classic example of a solution in search of a problem. The proponents of Amendment A argue that this proposed amendment is necessary to guarantee that our elections are conducted by secret ballot. This is simply not true and ignores the fact that the Utah Constitution as drafted by our state Founding Fathers included in Article IV, Section 8 the guarantee that "All elections shall be by secret ballot." This simple and unambiguous rule has been the law of our land for more than a century. There is no doubt that our elections are conducted by secret ballot. Our secret ballot does not need saving. This right is secure under our current Constitution. In other words, if it isn't broken, don't fix it.

Sadly, Amendment A is nothing more than a "message" bill, imported to Utah from out-of-state. Amendment A is a misguided and cynical attempt to nullify a legislative proposal pending in Congress that seeks to modernize and reform one aspect of our labor laws. Amendment A's proponents will suggest that the Employee Free Choice Act will do away with elections by secret ballot, but this is nonsense. In reality, Amendment A's proponents know that federal law will likely

ARGUMENT AGAINST (CONTINUED)

supersede this proposed amendment but they are more interested in using our Constitution to provoke a costly lawsuit than in maintaining the sanctity and integrity of the Utah Constitution. We should not let outsiders manipulate us and our state Constitution for their own political agenda.

Amendment A is also flawed in that the Utah Constitutional Revision Commission ("CRC") did not approve the amendment and Amendment A was rushed through the Utah Legislature without proper debate and deliberation. The CRC is the bipartisan body composed of citizens and legislators that is tasked with the responsibility of carefully studying and reviewing proposed constitutional amendments to ensure they are necessary and sound. The CRC was only given half an hour to review Amendment A and ultimately did not approve the amendment. In addition, Amendment A was not considered by the Utah Senate under the regular rules for debating and voting. Instead, Amendment A was rushed through after the rules were suspended. Amendment A was not given the appropriate deliberation and consideration that should be given to a proposal to amend our most important governing document. The Utah Constitution deserves a better process and more consideration.

We should all vote NO on Amendment A.

- Representative David Litvack
Minority Leader, Utah House of Representatives

- Senator Ben McAdams
Senator, Utah State Senate

COMPLETE TEXT CONSTITUTIONAL AMENDMENT A

Utah Constitution Sections Affected:

AMENDS:

ARTICLE IV, SECTION 8

Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of the two houses voting in favor thereof:

Section 1. It is proposed to amend Utah Constitution Article IV, Section 8, to read:

Article IV, Section 8. [Election to be by secret ballot.]

(1) All elections, including elections under state or federal law for public office, on an initiative or referendum, or to designate or authorize employee representation or individual representation, shall be by secret ballot.

(2) Nothing in this section [shall] may be construed to prevent the use of any machine or mechanical contrivance for the purpose of receiving and registering the votes cast at any election [~~:- Provided, That,~~ as long as secrecy in voting [~~be~~] is preserved.

Section 2. **Submittal to voters.**

The lieutenant governor is directed to submit this proposed amendment to the voters of the state at the next regular general election in the manner provided by law.

Section 3. **Effective date.**

If the amendment proposed by this joint resolution is approved by a majority of those voting on it at the next regular general election, the amendment shall take effect on January 1, 2011.

(S.J.R. 8)

CONSTITUTIONAL AMENDMENT B

RESOLUTION REGARDING ELIGIBILITY FOR LEGISLATIVE OFFICE

2009 GENERAL SESSION

SENATE: 28-0-1

HOUSE: 72-0-3

BALLOT TITLE

FOR

AGAINST

Shall the Utah Constitution be amended to:

- specify the residency requirements for a person appointed to fill a vacancy in the office of state senator or state representative; and
- prohibit a person appointed to the office of state senator or state representative from continuing to serve in that office if the person ceases to be a resident of the district for which the person was appointed?

IMPARTIAL ANALYSIS

Constitutional Amendment B modifies a provision of the Utah Constitution regarding eligibility requirements for the office of state senator or state representative. The Amendment requires a person appointed to fill a mid-term vacancy in one of those offices to be a resident of the state for three consecutive years immediately before appointment and a resident of the legislative district for six consecutive months immediately before appointment.

The Amendment also prohibits a person appointed to fill a vacancy in a legislative office from continuing to serve in office after ceasing to be a resident of the district for which the person was appointed.

Current provisions of the Utah Constitution

The Utah Constitution currently states that a person is not eligible for the office of state senator or representative unless the person meets certain requirements, including residency requirements. The residency requirements are that a person must be a resident of the state for three consecutive years immediately before the deadline for filing for office and a resident of the district from which the person is elected for six consecutive months immediately before the filing deadline. The requirement to be a resident of the state for three years is phrased in terms that may apply to both a person who is elected to office and a person who is appointed to fill a mid-term vacancy. The requirement to be a resident of the legislative district for six months is phrased in terms that apply only to a person who is elected to office.

The Utah Constitution also prohibits a person who is elected to a legislative office from continuing to serve in that office after ceasing to be a resident of the district from which the person was elected. This provision is phrased in terms that apply only to a person who is elected to office and not to a person who is appointed to fill a mid-term vacancy.

Effect of Constitutional Amendment B

Constitutional Amendment B specifically addresses residency requirements for a person who is appointed to fill a mid-term vacancy in a legislative office. The Amendment requires a person appointed to fill a vacancy to be a resident of the state for three consecutive years immediately before the person's appointment and a resident of the legislative district for six consecutive months immediately before the person's appointment.

The Amendment also prohibits a person appointed to fill a vacant legislative office from continuing to serve in that office if the person ceases to be a resident of the district for which the person was appointed.

Effective Date

If approved by voters, Constitutional Amendment B takes effect January 1, 2011.

Fiscal Impact

Constitutional Amendment B will have no direct, measurable impact on state or local government costs or revenues.

ARGUMENT FOR

Amendment "B" is designed to apply the same eligibility requirements, whether a person is *elected* or *appointed* to serve in a legislative office.

The current constitutional provision applies only to persons who are *elected* to the legislature. A person seeking election must meet two residency requirements. **First**, the person must have been a resident of Utah for at least three consecutive years immediately before the deadline for filing a declaration of candidacy. **Second**, also immediately before that deadline, the person must have been a resident of the legislative district for at least six consecutive months.

Amendment "B" simply imposes the same residency requirements on persons *appointed* to fill the unexpired term of a legislator who leaves office in mid-term. However, the crucial date is the date of *appointment* rather than the date of *filing* for election. A person appointed to fill a vacancy must have been a resident of Utah for at least three consecutive years immediately prior to the date of *appointment*. The person must also have been a resident of the legislative district that will be represented for at least six consecutive months immediately prior to the date of *appointment*.

Amendment "B" goes on to clarify that the *continuing residency requirement* within the district applies not only to a person *elected* but also to a person *appointed*. In either case, if a legislator ceases to reside in the legislative district, the eligibility to represent that district also ends.

CITIZENS SHOULD VOTE YES FOR THIS AMENDMENT. It is a common sense clarification required to make certain that state representatives and state senators live among the people whom they represent. The Utah Constitutional Revision Commission favorably recommended this amendment and adoption of this amendment was unanimously endorsed by both the Utah House of Representatives and the Utah State Senate.

- Senator Scott McCoy
- Representative Kay McIff

ARGUMENT AGAINST

No argument submitted.

COMPLETE TEXT CONSTITUTIONAL AMENDMENT B

Utah Constitution Sections Affected:

AMENDS:

ARTICLE VI, SECTION 5

Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of the two houses voting in favor thereof:

Section 1. It is proposed to amend Utah Constitution Article VI, Section 5, to read:

Article VI, Section 5. [Who is eligible as a legislator.]

~~[No]~~ *(1) A person ~~[shall be]~~ is not eligible to the office of senator or representative ~~[who]~~ unless the person is ~~[not]~~:*

(a) a citizen of the United States;

(b) at least twenty-five years of age;

(c) a qualified voter in the district from which the person is chosen;

(d) a resident of the state for three consecutive years immediately prior to:

(i) the last date provided by statute for filing for the office, for a person seeking election to the office; or

(ii) the person's appointment to the office, for a person appointed to fill a mid-term vacancy; and

(e) (i) a resident of the district from which the person is elected for six consecutive months immediately prior to the last date provided by statute for filing for the office~~[-No]~~; or

(ii) a resident of the district for which the person is appointed to fill a mid-term vacancy for six consecutive months immediately prior to the person's appointment.

COMPLETE TEXT CONSTITUTIONAL AMENDMENT B (CONTINUED)

(2) A person elected or appointed to the office of senator or representative [shall] may not continue to serve in that office after ceasing to be a resident of the district from which elected or for which appointed.

Section 2. **Submittal to voters.**

The lieutenant governor is directed to submit this proposed amendment to the voters of the state at the next regular general election in the manner provided by law.

Section 3. **Effective date.**

If the amendment proposed by this joint resolution is approved by a majority of those voting on it at the next regular general election, the amendment shall take effect on January 1, 2011.

(H.J.R. 2)

CONSTITUTIONAL AMENDMENT C

RESOLUTION ON PROPERTY TAX EXEMPTION FOR WATER FACILITIES

2010 GENERAL SESSION

SENATE: 24-0-5

HOUSE: 70-0-5

BALLOT TITLE

FOR

AGAINST

Shall the Utah Constitution be amended to provide a property tax exemption to nonprofit entities for their:

- water rights and specified facilities used within the state to irrigate land, provide domestic water, or provide water to a public water supplier; and
- land occupied by and, under certain conditions, immediately adjacent to some of those facilities?

IMPARTIAL ANALYSIS

Constitutional Amendment C provides a property tax exemption for certain property owned by nonprofit entities if the property is used to irrigate land, provide domestic water, or provide water to a public water supplier. It also provides an exemption for land occupied by or adjacent to some of that exempt property, under certain circumstances.

Current provisions of the Utah Constitution

The Utah Constitution currently provides a property tax exemption for all government owned and some privately owned water rights and facilities used to produce, treat, store, and distribute water in the state. Privately owned water rights and facilities are exempt only if the owner of the water rights and facilities uses them to irrigate the owner's own land within the state. The Utah Constitution does not presently provide a property tax exemption for privately owned water rights and facilities used to provide water for purposes other than the irrigation of land owned by the owner of the water rights and facilities.

Effect of Constitutional Amendment C

Constitutional Amendment C makes water rights and certain facilities owned by nonprofit entities exempt from property taxes if the water rights and facilities are used within the state to irrigate land, provide domestic water, or provide water to a public water supplier. Under a bill that becomes effective if Constitutional Amendment C is approved by voters, domestic water is defined as water used for a residential or commercial use, including the outdoor watering of vegetation.

Constitutional Amendment C also provides an exemption for land that is occupied by an exempt reservoir, ditch, canal, or pipe if that land is owned by the same nonprofit entity that owns the reservoir, ditch, canal, or pipe. The Amendment also makes land exempt from property taxes if the land: is adjacent to an exempt reservoir, ditch, canal, or pipe; is owned by the same nonprofit entity that owns the reservoir, ditch, canal, or pipe; and is reasonably necessary for the maintenance of the reservoir, ditch, canal, or pipe or is reasonably necessary for supporting their operation.

Effective date

If approved by voters, Constitutional Amendment C takes effect January 1, 2011.

Fiscal impact

Constitutional Amendment C will reduce the property tax liability of certain water-providing nonprofit entities by an estimated cumulative amount of \$400,000 per year. These tax savings could potentially translate into a cost saving for local water authorities that use water provided by the nonprofit entities. The reduction of the nonprofit entities' tax liability will not decrease local government revenue because the \$400,000 tax burden will shift from the nonprofit entities to other taxpayers. The Amendment will have no direct, measurable impact on state government costs or revenues.

ARGUMENT FOR

Water is Utah's most important and precious public resource. The framers of our Utah Constitution appropriately exempted from property tax, the physical facilities needed to capture, store, treat and deliver water to cities, special districts, and farmers. The drafters of our Constitution correctly reasoned that an additional tax on these water facilities would only hinder the orderly development of Utah.

Recently the question has arisen regarding the taxation of water facilities of non-profit water companies that deliver culinary and irrigation water to their members. Many of these companies have been in existence for over a hundred years and are the only source of drinking water in their community.

Constitutional Amendment C exempts water facilities of non-profit companies from property tax. This exemption is appropriate and fair for two reasons. First, nearly all similar water facilities are already exempt from property taxes. Second, those served by non-profit water companies already pay property taxes on the increased value of their property due to the availability of the water service provided by the non-profit water company.

Without this exemption the members of these non-profit companies are subject to unfair double taxation that other culinary, domestic and agricultural users are not subject to.

This proposed amendment had six public hearings before being unanimously passed by both the Utah House and Senate. The Constitutional Revision Commission, the State Water Development Commission, and the Executive Water Task Force all voted unanimously to support this fair and equitable change to our Constitution.

We encourage you to vote For Constitutional Amendment C.

Respectfully,
-Representative Patrick Painter
House Chairman, State Water Development Commission
-Steve Urquhart
State Senator, District 29

ARGUMENT AGAINST

No argument submitted.

COMPLETE TEXT CONSTITUTIONAL AMENDMENT C

Utah Constitution Sections Affected:

AMENDS:

ARTICLE XIII, SECTION 3

Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of the two houses voting in favor thereof:

Section 1. It is proposed to amend Utah Constitution Article XIII, Section 3, to read:

Article XIII, Section 3. [Property tax exemptions.]

- (1) The following are exempt from property tax:
- (a) property owned by the State;
 - (b) property owned by a public library;
 - (c) property owned by a school district;
 - (d) property owned by a political subdivision of the State, other than a school district, and located within the political subdivision;
 - (e) property owned by a political subdivision of the State, other than a school district, and located outside the political subdivision unless the Legislature by statute authorizes the property tax on that property;
 - (f) property owned by a nonprofit entity used exclusively for religious, charitable, or educational purposes;
 - (g) places of burial not held or used for private or corporate benefit;
 - (h) farm equipment and farm machinery as defined by statute; ~~and~~
-

COMPLETE TEXT CONSTITUTIONAL AMENDMENT C (CONTINUED)

(i) water rights, reservoirs, pumping plants, ditches, canals, pipes, flumes, power plants, and transmission lines to the extent owned and used by an individual or corporation to irrigate land that is:

(i) within the State; and

(ii) owned by the individual or corporation, or by an individual member of the corporation[-]; and

(j) (i) if owned by a nonprofit entity and used within the State to irrigate land, provide domestic water, as defined by statute, or provide water to a public water supplier:

(A) water rights; and

(B) reservoirs, pumping plants, ditches, canals, pipes, flumes, and, as defined by statute, other water infrastructure;

(ii) land occupied by a reservoir, ditch, canal, or pipe that is exempt under Subsection (1)(j)(i)(B) if the land is owned by the nonprofit entity that owns the reservoir, ditch, canal, or pipe; and

(iii) land immediately adjacent to a reservoir, ditch, canal, or pipe that is exempt under Subsection (1)(j)(i)(B) if the land is:

(A) owned by the nonprofit entity that owns the adjacent reservoir, ditch, canal, or pipe; and

(B) reasonably necessary for the maintenance or for otherwise supporting the operation of the reservoir, ditch, canal, or pipe.

(2) (a) The Legislature may by statute exempt the following from property tax:

(i) tangible personal property constituting inventory present in the State on January 1 and held for sale in the ordinary course of business;

(ii) tangible personal property present in the State on January 1 and held for sale or processing and shipped to a final destination outside the State within 12 months;

(iii) subject to Subsection (2)(b), property to the extent used to generate and deliver electrical power for pumping water to irrigate lands in the State;

(iv) up to 45% of the fair market value of residential property, as defined by statute;

(v) household furnishings, furniture, and equipment used exclusively by the owner of that property in maintaining the owner's home; and

(vi) tangible personal property that, if subject to property tax, would generate an inconsequential amount of revenue.

(b) The exemption under Subsection (2)(a)(iii) shall accrue to the benefit of the users of pumped water as provided by statute.

(3) The following may be exempted from property tax as provided by statute:

(a) property owned by a disabled person who, during military training or a military conflict, was disabled in the line of duty in the military service of the United States or the State; and

(b) property owned by the unmarried surviving spouse or the minor orphan of a person who:

(i) is described in Subsection (3)(a); or

(ii) during military training or a military conflict, was killed in action or died in the line of duty in the military service of the United States or the State.

(4) The Legislature may by statute provide for the remission or abatement of the taxes of the poor.

Section 2. **Submittal to voters.**

The lieutenant governor is directed to submit this proposed amendment to the voters of the state at the next regular general election in the manner provided by law.

Section 3. **Effective date.**

If the amendment proposed by this joint resolution is approved by a majority of those voting on it at the next regular general election, the amendment shall take effect on January 1, 2011.

(H.J.R. 15)

CONSTITUTIONAL AMENDMENT D

RESOLUTION ON LEGISLATIVE ETHICS COMMISSION

2010 GENERAL SESSION

SENATE: 25-4-0

HOUSE: 70-3-2

BALLOT TITLE

FOR

AGAINST

Shall the Utah Constitution be amended to:

- establish a five-member legislative ethics commission whose members may not include sitting legislators or registered lobbyists;
- authorize the commission to conduct an independent review of complaints alleging unethical legislative behavior; and
- authorize the Legislature to provide for:
 - procedures and requirements for filing a complaint;
 - the qualifications, appointment, and terms of commission members; and
 - commission duties, powers, operations, and procedures?

IMPARTIAL ANALYSIS

Constitutional Amendment D establishes a five-member legislative ethics commission with authority to conduct an independent review of complaints alleging unethical legislative behavior.

Current provisions of the Utah Constitution

The Utah Constitution currently authorizes the Utah House of Representatives to punish a member of the House, and the Utah Senate to punish a member of the Senate, for "disorderly conduct." Although "disorderly conduct" is not defined in the Utah Constitution, the Legislature has interpreted that term to refer to a violation of the Legislature's Code of Official Conduct or to a legislator's improper conduct while acting as a legislator that would reflect discredit upon the House or Senate. The Utah Constitution also authorizes the House and Senate, with a two-thirds vote, to expel a member of its respective house for cause. The Utah Constitution does not specify the process that the House or Senate must use to decide whether to punish or expel a member but leaves it to each house to define that process.

Effect of Constitutional Amendment D

Constitutional Amendment D establishes a legislative ethics commission to participate in the process of evaluating complaints alleging unethical legislative behavior. Under the Amendment, the legislative ethics commission has authority to conduct an independent review to determine whether a complaint merits further consideration by the house of the member against whom the complaint is made. The decision whether to punish or expel a member of the Utah House of Representatives would remain with the House, and the decision whether to punish or expel a member of the Utah Senate would remain with the Senate.

The Amendment requires the legislative ethics commission to have five members. It prohibits a sitting legislator or registered lobbyist from being a member of the commission.

The Amendment also authorizes the Legislature to provide in its internal rules for:

- 1) the procedures and requirements for filing a complaint alleging unethical legislative behavior;
- 2) the qualifications, appointment, and terms of commission members; and
- 3) the duties, powers, operations, and procedures of the commission.

Constitutional Amendment D does not affect the authority of the House or Senate to establish internal rules to govern other aspects of the process of determining whether to punish or expel a member.

Effective date

If approved by voters, Constitutional Amendment D takes effect January 1, 2011.

IMPARTIAL ANALYSIS (CONTINUED)

Fiscal impact

Costs to the state associated with Constitutional Amendment D will depend on the content of legislative rules allowed under the Amendment. Based on current legislative rules, costs could range from \$700 per year to significantly higher, depending on the number of complaints filed and the nature of those complaints. Constitutional Amendment D will have no direct, measurable impact on state revenues or on local government costs or revenues.

ARGUMENT FOR

The Constitution of the State of Utah requires that, "Each house shall be the judge of the election and qualifications of its members, and may punish them for disorderly conduct." This provision, which can also be found in our inspired U.S. Constitution, is critical to maintaining a healthy government and ensuring appropriate checks and balances between each branch of government.

Constitutional Amendment D preserves that power and creates a Legislative Ethics Commission with the authority to independently review alleged unethical behavior in the Legislative Branch of government. This provision is patterned after the Judicial Conduct Commission, which has been well-tested and effective in the Judicial Branch.

Unfortunately, trust in government throughout the world is low. We have been fortunate in Utah to have honest, ethical government that is responsive to citizens. The leaders of this State, of both parties, have helped create a foundation of good management and fiscal discipline. It is important that we maintain principled, ethical institutions so that our economy can be strong and so that Utah remains the best place in the nation to raise a family, to work and to play.

Creation of this Ethics Commission will strengthen our legislative branch and see that breaches of ethics are properly handled. It allows for independent reviews of ethics complaints, but also provides a process to ensure that complaints have merit and are not submitted only for partisan political purposes.

Constitutional Amendment D ensures that legislative ethics complaints will be considered by an independent panel of distinguished Utahns. It does not allow sitting legislators or lobbyists to participate in this process.

Most Utahns clearly want their legislators to work cooperatively with one another to accomplish the work of the state. Although there have been, and always will be, disagreements over important policy matters, we are in full accord, as Republicans and Democrats, that ethics is not an issue over which we should fight. We have worked cooperatively with legislators of both parties to develop and submit this Ethics Commission amendment. It passed both the Senate and House in the 2010 legislative session with near-unanimous support.

This constitutional amendment will forever enshrine an Ethics Commission in the Constitution, helping ensure honorable behavior and good government in our state.

PLEASE VOTE FOR CONSTITUTIONAL AMENDMENT D.

--Representative David Clark

Speaker, Utah House of Representatives

-Representative David Litvack – Minority Leader, Utah House of Representatives

--Senator John Valentine – Former President, Utah State Senate

ARGUMENT AGAINST

Last session, I voted against the constitutional amendment regarding ethics reform and here are a couple of reasons why I believe the public should also vote AGAINST this ballot initiative.

1. First, the only reason this measure is on the ballot is because it was a political reaction to the Ethics Reform petition that was being circulated. This amendment was proposed to counter this initiative, so it would appear the legislature was addressing the voters' concerns, using "let's show them we're doing something" tactics.
2. Passing this initiative will not guarantee your elected official will truly represent you and be honest in their dealings with others and do what's best for the people.
3. Because a person's integrity is born from within, we as voters need to do a better job of knowing our candidates before we elect them, so we know we can trust them before they are sworn into an office of public trust.
4. Voting for this ballot initiative will not guarantee checks and balances, accountability, responsibility, or whether or not someone has integrity. Voting for this initiative will not guarantee that those we elect to office of public trust will be ethical and have moral integrity.

This proposal is not in the best interest of the voters of the State of Utah. As you cast your vote regarding this ballot initiative, please remember, ethics and integrity come from within. Use your integrity. Do the right thing and vote NO on this proposal.

Signed Rep. Neil Hansen

Only citizens who are serious about their responsibilities of discernment and election can ensure their legislature is moral. "Ethics" legislation, topped off by this proposed Independent Commission will not make angels of us all. This will do very little to stop the truly ambitious and evil among us.

Only your vote can do that.

Ever-tightening ethics regulations will set up a convoluted system where groups who fail at the ballot box can promote their political agenda under the guise of ethics complaints. Your elected representatives could have their reputations destroyed on technicalities that are not morally wrong.

Consider, for a moment, the many opportunities citizens have to screen and scrutinize public officials:

- The moment an individual registers as a candidate for political office, he or she enters a glass house for all to inspect;
- Public and media scrutiny during the campaign, driven by public interest;
- Elections;
- Performance in office; and
- Re-Elections.

The current process places you, the citizen, in full control of ethics violations. In fact, you ARE the ethics committee, because YOU decide whether a candidate is allowed to serve.

Do not use ethics legislation as a feel-good crutch when the real problem is that too many citizens fail to properly scrutinize candidates before they vote.

There are no short cuts to running a proper democratic republic.

Don't be fooled. Ethics cannot be legislated. Please vote no on Amendment D.

Chris Buttars
Utah State Senator

REBUTTAL TO ARGUMENT FOR

Creation of this Ethics Commission will do nothing. The power of the ethics committee is now in the hands of the party leaders of the legislature on both sides. The way to get appointed to this committee is to show favoritism to those party leaders. There are no checks and balances in place. The only real way to have a good ethics committee is to allow all members of the legislature pick the members of the ethics committee by secrete vote, This would take away, fear or favoritism, from the party leaders and would cure the problem. This would ensure the necessary checks and balances in the ethics committee. There's too much power given to the party leaders and this is what needs to change.

Therefore you should vote NO on Constitutional amendment D.

Representative Neil Hansen
House District # 09

Changing the core structure of our government to add another layer of bureaucracy is wrong.

The legislature is supposed to handle her own problems and regulate her own affairs. This element was put into the constitution for a reason.

The voters ARE the Independent Ethics Committee. There should be no bureaucratic buffer zone between the People and their elected representatives.

We should be about the business of limiting layers of bureaucracy, not adding more.

We can dream bright ideas up all day, but we need to be very cautious about changing the fundamental founding document of our state.

Amendment D is wrong. Please vote against it.

D. Chris Buttars
Utah State Senator, District 10

REBUTTAL TO ARGUMENT AGAINST

Our colleagues are correct when they say rules cannot force anyone to act with integrity. That comes from inside. They are right when they say voters are the final 'ethics committee'. In a democratic republic there is no workable substitute for educated, engaged citizens.

However, we firmly believe citizens should have a reasonable expectation that

- 1) Legislators will act honorably while representing them in office,
- 2) Ethical breaches will be dealt with appropriately, and
- 3) Citizens will be fully informed of credible accusations of wrongdoing.

We have worked hard to form a new system that will do just that, and the Independent Ethics Commission plays an essential role. It is charged with investigating complaints in a manner that is fair to the innocent and uncompromising to the guilty. When wrongdoing is found the information will be made public and the issue will move to a very public hearing. This idea precedes the UEG initiative. It was extensively reworked in public meetings throughout the summer of 2009 and approved in 2010.

REBUTTAL TO ARGUMENT AGAINST (CONTINUED)

Utahns are ethical people, and the makeup of the legislature tends to reflect that. Last year the Center for Competitive Politics rated government corruption in Utah seventh lowest out of 50 states. However, no state is perfect and no human infallible. We believe the Independent Ethics Commission is essential as we move forward, and we believe it should be given a permanent place in government by including it in the Utah Constitution.

Please vote yes on Amendment D. Thank you.

David Clark
Speaker of the House

John Valentine
State Senator

David Litvack
House Minority Leader

COMPLETE TEXT CONSTITUTIONAL AMENDMENT D

Utah Constitution Sections Affected:

AMENDS:

ARTICLE VI, SECTION 10

Be it resolved by the Legislature of the state of Utah, two-thirds of all members elected to each of the two houses voting in favor thereof:

Section 1. It is proposed to amend Utah Constitution Article VI, Section 10, to read:

Article VI, Section 10. [Each house to be judge of election and qualifications of its members -- Expulsion -- Legislative ethics commission.]

(1) Each house shall be the judge of the election and qualifications of its members, and may punish them for disorderly conduct, and with the concurrence of two-thirds of all the members elected, expel a member for cause.

(2) (a) There is established a legislative ethics commission with authority to conduct an independent review of each complaint alleging unethical legislative behavior, to determine whether the complaint merits further consideration by the house of the member against whom the complaint is made.

(b) (i) The commission shall consist of five members.

(ii) A commission member may not be a sitting legislator or a person who is registered as a lobbyist.

(c) The Legislature may by rule provide for:

(i) procedures and requirements for filing a complaint alleging unethical legislative behavior;

(ii) the qualifications, appointment, and terms of commission members; and

(iii) commission duties, powers, operations, and procedures.

Section 2. **Submittal to voters.**

The lieutenant governor is directed to submit this proposed amendment to the voters of the state at the next regular general election in the manner provided by law.

Section 3. **Effective date.**

If the amendment proposed by this joint resolution is approved by a majority of those voting on it at the next regular general election, the amendment shall take effect on January 1, 2011.

C.

JUDGES

INFORMATION ABOUT JUDGES APPEARING ON YOUR BALLOT

Merit Selection of Judges

The office of judge is unique in our society. A judge is a public servant holding an office of high public trust and so should answer to the public. However, the obligation of a judge is to resolve disputes impartially and to base decisions solely upon the facts of the case and the law. A judge, therefore, should be insulated from public pressure.

Merit selection of judges was developed as an alternative to requiring judges to run in contested elections. The Judicial Article of the Utah Constitution, revised effective July 1, 1985, establishes merit selection as the exclusive method of choosing a state court judge. As stated in the Utah Constitution: "*Selection of judges shall be based solely upon consideration of fitness for office without regard to any partisan political consideration.*"

There are four steps in the Utah merit selection plan: nomination, appointment, confirmation and retention election. The nomination of judges is by a committee of lawyers and non-lawyers selected by the Governor. The judicial nominating commission nominates between three and seven of the best qualified candidates from among all applicants. The Governor appoints one of the nominees, who then must be confirmed by a majority of the Utah State Senate.

Judicial Retention Elections

Under the Utah Constitution, judges must stand for retention election at the end of each term of office. The public has the opportunity to vote whether to retain the judge for another term. Before a judge stands for retention election, he or she is evaluated by the Judicial Council. The Judicial Council is established by the Utah Constitution as the policy making body for the judicial branch of government and is required by its own rules and by statute to evaluate the performance of all judges. As a result of the evaluation, the Judicial Council certifies whether the judge is qualified for retention election. The results of individual evaluations are published in the voter information pamphlet.

Performance Evaluation Program

The judicial performance evaluation program is required by statute and developed by rule of the Judicial Council. The purpose of the program is two-fold:

- ◇ To provide each judge with information for his or her self improvement; and
- ◇ To provide the public with information upon which to make knowledgeable decisions regarding retention election.

The evaluation of each judge's performance is conducted every two to four years depending on when the judge is standing for retention election. An independent surveyor conducts a poll of lawyers appearing before each judge and asks the lawyer to anonymously evaluate the judge based on several criteria. In addition, a similar survey of jurors is conducted for district court judges. Before the close of a judge's term of office, the Judicial Council reviews the results of the attorney and juror polls and other standards of performance and determines whether the judge is qualified for retention.

Criteria for Performance Evaluation

(A) Integrity:

- (1) avoidance of impropriety and appearance of impropriety;
- (2) freedom from personal bias;
- (3) ability to decide issues based on the law and the facts without regard to the identity of the parties or counsel, the popularity of the decision, and without concern for criticism;
- (4) impartiality of actions;
- (5) compliance with the Code of Judicial Conduct.

(B) Knowledge and understanding of the law:

- (1) the issuance of legally sound decisions;
- (2) understanding of the substantive, procedural, and evidentiary law of the state;
- (3) attentiveness to the factual and legal issues before the court;
- (4) the proper application of judicial precedents and other appropriate sources of authority.

(C) Ability to communicate:

- (1) clarity of bench rulings and other oral communications;
- (2) quality of written opinions with specific focus on clarity and logic, and the ability to explain clearly the facts of a case and the legal precedents at issue;
- (3) sensitivity to impact of demeanor and other nonverbal communications.

(D) Preparation, attentiveness, dignity and control over proceedings:

- (1) courtesy to all parties and participants; and
- (2) willingness to permit every person legally interested in a proceeding to be heard, unless precluded by law.

(E) Skills as a manager:

- (1) devoting appropriate time to all pending matters;
- (2) discharging administrative responsibilities diligently;

INFORMATION ABOUT JUDGES APPEARING ON YOUR BALLOT

(3) where responsibility exists for a calendar, knowledge of the number, age, and status of pending cases.

(F) Punctuality:

- (1) the prompt disposition of pending matters;
- (2) meeting commitments on time and according to rules of the court; and
- (3) compliance with the case processing time standard established by the Council.

(G) Service to the profession and the public:

- (1) attendance at and participation in judicial and continuing legal education programs;
- (2) consistent with the Code of Judicial Conduct, participation in organizations devoted to improving the justice system;
- (3) consistent with the highest principles of the law, ensuring that the court is serving the public and the justice system to the best of its ability and in such a manner as to instill confidence in the court system; and
- (4) service within the organizations of the judicial branch of government and in leadership positions within the judicial branch of government, such as presiding judge, Judicial Council, Boards of Judges, and standing and ad hoc committees.

(H) Effectiveness in working with other judges, commissioners and court personnel:

- (1) when part of a multi-judge panel, exchanging ideas and opinions with other judges during the decision-making process;
- (2) critiquing the work of colleagues;
- (3) facilitating the administrative responsibilities of other judges and commissioners; and
- (4) effectively working with court staff.

Minimum Standards for Performance

The Judicial Council has established the following minimum standards for judicial performance. Some standards apply to all judges and some standards apply to judges of a specific court.

- ◇ A minimum score of 70% on at least 75% of the questions on the attorney survey.
- ◇ A minimum score of 70% on at least 75% of the questions on the juror survey.
- ◇ For justices of the Supreme Court, circulating no more than six principal opinions more than 6 months after submission.
- ◇ For judges of the Court of Appeals, circulating no more than six principal opinions more than 6 months after submission and achieving a final average time to circulation of a principal opinion of not more than 120 days after submission.

- ◇ For judges of the trial courts, no cases under advisement for more than 6 months and not more than an average of three cases per calendar year under advisement more than two months with no more than half of the maximum exceptional cases in any one calendar year.
- ◇ At least 30 hours of judicial education per year.
- ◇ Substantial compliance with the Code of Judicial Conduct.
- ◇ Physical and mental fitness for office.

If the Council finds the judge met the performance standards, it is presumed the Council will certify the judge for election. If the Council finds the judge did not meet the performance standards, it is presumed the Council will not certify the judge for election. A presumption against certification may be overcome by a showing of good cause to the contrary. A presumption in favor of certification may be overcome by:

- (a) reliable information showing non-compliance with a performance standard; or
- (b) formal or informal sanctions by the Supreme Court of sufficient gravity or number or both to demonstrate lack of substantial compliance with the Code of Judicial Conduct.

Attorney Survey Questions

A random sample of attorneys appearing before each judge was asked to rate the judge as “excellent,” “more than adequate,” “adequate,” “less than adequate,” and “inadequate” on the following questions. A favorable response is “excellent,” “more than adequate,” or “adequate.” To be certified the judge must receive a 70% favorable response rate to at least 75% of the following questions and an overall favorable response rate of at least 70%. There are no surveys for justice court judges.

Questions of Attorneys About Court of Appeals Judges

- 1) Behavior is free from impropriety and the appearance of impropriety.
- 2) Behavior is free from bias and favoritism.
- 3) Avoids ex parte communications.
- 4) Understands the rules of procedure and evidence.
- 5) Understands the substantive law.
- 6) Perceives legal and factual issues.
- 7) Maintains the quality of questions and comments during oral argument.
- 8) Demonstrates appropriate demeanor.
- 9) Opinions are scholarly and well written.
- 10) Overall, the performance of this justice or judge is:

INFORMATION ABOUT JUDGES APPEARING ON YOUR BALLOT

Questions of Attorneys About District and Juvenile Court Judges

- 1) Behavior is free from impropriety and the appearance of impropriety.
- 2) Behavior is free from bias and favoritism.
- 3) Avoids ex parte communications (contact with one party without the other parties present).
- 4) Understands the rules of procedure and evidence.
- 5) Perceives legal and factual issues.
- 6) Is prepared for hearings and trials.
- 7) Demonstrates appropriate demeanor.
- 8) Maintains order in the courtroom.
- 9) Gives parties a fair opportunity to present the case.
- 10) Oral and written decisions and orders are clear and well reasoned.
- 11) Issues orders and opinions without unnecessary delay.
- 12) Effectively uses pretrial procedures to narrow and define the issues.
- 13) Overall, the performance of this judge or commissioner is:

Juror Survey Questions

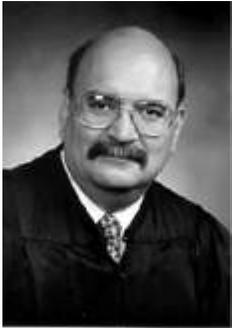
All jurors trying a case before a district court judge were asked to answer “yes” or “no” to each of the following questions. To be certified the judge must receive a 70% favorable response rate to at least 75% of the following questions and an overall favorable response rate of at least 70%. There are no jurors in the Supreme Court, Court of Appeals, or juvenile court, and some district court judges are assigned only cases for which there are no jury trials.

Questions of Jurors About District Court Judges

- 1) Did the judge conduct the trial in a fair and impartial manner?
- 2) Did the judge clearly explain court procedures?
- 3) Did the judge clearly explain the jury's responsibilities?
- 4) Did the judge treat people with patience, courtesy and respect?
- 5) Did the judge pay attention?
- 6) Did the judge, to the extent possible, conduct the trial without unexplained delays?
- 7) Did the judge allow sufficient recesses to attend to your personal needs?
- 8) Overall, is the judge a good judge?

Justices of the Supreme Court and judges of the Court of Appeals are statewide offices and appear on the ballots of every county. Judges of the district court and juvenile court appear on the ballots of the counties within their respective judicial districts. Judges of the justice court appear on the ballots of the counties or precincts of their court. All judges were certified by the Utah Judicial Council for retention in the 2010 General Election. The judges standing for this election are as follows:

COURT OF APPEALS



Judge William Thorne, Jr. was appointed to the Utah Court of Appeals in May 2000 by Gov. Michael Leavitt. He was a judge in the Third Circuit Court for eight years and served in the Third District Court for six years. Judge Thorne received a B.A. from the University of Santa Clara in 1974 and a J.D. from Stanford Law School in 1977. Judge Thorne has served on numerous national organizations related to children, including among others, the Board of Directors for National CASA, the ABA Committee on the Unmet Legal Needs of Children, the PEW Commission on Children in Foster Care and is currently serving on the Board of Directors for the Evan B. Donaldson Adoption Institute. He is a former member of the Utah Judicial Council, the Board of Circuit Court Judges, and the Board of Directors for the National Indian Court Judges Association.

Judge Thorne's compliance with performance standards is as follows:

**Judge
William A. Thorne, Jr.**
Court of Appeals
(All Counties)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys There were 84 respondents for Judge Thorne.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10
Total Favorable	%	94	89	100	87	82	83	89	96	78	81
Excellent	%	59	55	67	41	37	35	43	57	32	42
More than Adequate	%	17	19	16	26	26	27	25	25	29	24
Adequate	%	18	15	17	20	19	22	21	14	17	15
Less than Adequate	%	2	5	0	5	6	10	6	2	13	13
Inadequate	%	4	6	0	8	12	7	5	1	9	6

FIRST JUDICIAL DISTRICT



Judge Clint S. Judkins was appointed to the First Circuit Court in 1988 by Gov. Norman H. Bangerter. He became a judge in First District Court in July 1996. Judge Judkins received his law degree from the University of Utah College of Law in 1972. He was in private practice in Tremonton prior to his appointment to the bench. He served as the Tremonton City Attorney for 16 years. Judge Judkins served on the Indigent Defense Cost Committee and is past President of the Box Elder County Bar Association. He has been the Presiding Judge in the First Circuit and First District Courts and also served on the Board of Circuit Court Judges and the Board of District Court Judges. He has served on the Gender Fairness Committee and on the Commissioner Conduct Committee. Judge Judkins is Master of the Bench, Rex E. Lee American Inn of Court.

Judge Judkins's compliance with performance standards is as follows:

**Judge
Clint S. Judkins**
District Court
First Judicial District
(Box Elder, Cache, Rich)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 89 respondents for Judge Judkins.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	87	83	94	90	85	94	81	97	89	87	94	88	87
Excellent	%	37	31	51	24	25	32	36	41	31	23	32	26	30
More than Adequate	%	32	32	29	41	38	39	32	40	40	31	36	36	38
Adequate	%	18	20	14	25	22	23	13	16	18	32	26	26	18
Less than Adequate	%	9	8	6	5	9	3	12	3	3	9	3	5	7
Inadequate	%	4	9	0	4	6	2	7	0	8	4	2	7	7

Survey of Jurors

There were 12 respondents for Judge Judkins.

Yes	%	100	100	100	100	100	100	100	100
No	%	0	0	0	0	0	0	0	0

JUSTICE COURT JUDGES



**Judge
Dennis J. Barker**
Newton & Amalga
Municipal Justice Court
(Cache County)

Judge Dennis Barker was appointed to the Newton Justice Court in November 1997 and the Amalga Justice Court in November 1998. He attended Ricks College from 1962 to 1964 and then University of Utah in 1964. He was in Banking for 8 years and Insurance for 10 years prior to becoming a dairy farmer for 17 years. During this time he has driven a school bus for 46 years. He is a graduate of the First and Second Legal Institutes. He continues to drive bus and serve on the bench.

Judge Barker's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Kevin R. Christensen**
Box Elder County
Justice Court & Garland,
Tremonton & Willard
Municipal Justice Court
(Box Elder County)

Judge Kevin Christensen was appointed to the Box Elder County Justice Court in May 1996. He serves Box Elder County, Tremonton City, Brigham City, Garland City and Willard City. Judge Christensen is a graduate of Weber State University and the Gonzaga University School of Law. He was in private practice before being appointed to the bench. In addition to his judicial and family duties, Judge Christensen often speaks to various youth and civic groups about the structure and function of the court system. In 2006, Judge Christensen received the Scott M. Matheson Award for outstanding service to law-related education.

Judge Christensen's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

No photograph
available

Judge Wayne Cooper was appointed a Justice Court Judge in February 1991. He serves Clarkston City, Cornish City and Trenton City. He attended Utah State University and Weber State University. He has worked in the aerospace industry as a financial analyst for the last 25 years. He is a graduate of the Legal Institute. He is currently serving as the district education director for the First Judicial District.

Judge Cooper's compliance with performance standards is as follows:

**Judge
Wayne Cooper**
Clarkston Municipal
Justice Court
(Cache County)

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Evan B. Hall**
Lewiston Municipal
Justice Court
(Cache County)

Judge Evan Hall was appointed to the Lewiston Justice Court in January 1992. In 1967 he received a Bachelors degree from Utah State University with a major in Business Administration/Business Education and a minor in Physical Education. He taught school and coached in the Cache County School District for 31 years. He has served in various leadership positions in his church as well as in his community. He and his wife, Diane, are the parents of four sons and the grandparents to fifteen grandchildren.

Judge Hall's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
David C. Marx**
Hyde Park & North Logan
Municipal Justice Court
(Cache County)

Judge David Marx was appointed as a Justice Court Judge in June 1997. He serves North Logan City and Hyde Park City, as well as a pro tem judge for several courts in Cache and Box Elder counties. He earned a Bachelor of Science degree from Utah State University, a law degree from Concord Law School, and is a graduate of the Utah Legal Institute. Judge Marx served three years as the Justice Court district education director for the First Judicial District. In addition, he has served seven years on the Justice Court Board and currently serves as the chair of the board. Judge Marx received the Justice Court Service Award in 2007. In 2008, he was presented the Quality of Justice Award by the Utah Judicial Council.

Judge Marx's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Ross. K. McKinnon**
Rich County Justice Court
(Rich County)

Judge Ross K. McKinnon was appointed Rich County Justice Court Judge in February 1993. Judge McKinnon is a lifetime resident of Rich County. He attended Utah State University and Weber State University before returning home to run the family ranch. He is now the owner and operator of McKinnon Ranch. He has been active in many civic organizations including Lions Club, City Council, Planning and Zoning Commission, Fair Board Chairman and various farming and ranching organizations.

Judge McKinnon's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had fewer than 30 hours of continuing judicial education and failed to attend the annual justice court judges' conference in one year during his term, but showed good cause why he should nevertheless be certified.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Terry Moore**
Smithfield & Wellsville
Municipal Justice Court
(Cache County)

Judge Terry Moore was appointed to the Smithfield Justice Court in April 1990 and the Wellsville Justice Court in March 1997. Judge Moore has a bachelors degree from the University of Utah. He has completed the Utah Legal Institute, attended the National Judicial College, and was one of six Utah Justice Court Judges to attend the Leadership Institute for Judicial Education. He has served three terms as District Education Director and appears regularly at local middle and high schools to provide information regarding Utah's justice courts.

Judge Moore's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Kevin L. Nelson**
Mantua Municipal
Justice Court
(Box Elder County)

Judge Kevin L. Nelson earned a Bachelor of Science degree in Computer Information Systems from Weber State. He works full time as an auditor for America First Credit Union. Judge Nelson has been on the Mantua Justice Court bench since 1992. He has served on the Board of Justice Court Judges and the Judicial Council. He has also served on the Information Technology Committee and the Jury Improvement Committee. In 2002, he was given the Quality of Justice Award and in 2008 received the Justice Court Service Award. Judge Nelson meets or exceeds the annual judicial education requirements. Judge Nelson is faithful in the impartial and diligent performance of judicial duties. He has had a particular focus to help improve the courts through the use of technology.

Judge Nelson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

No photograph
available

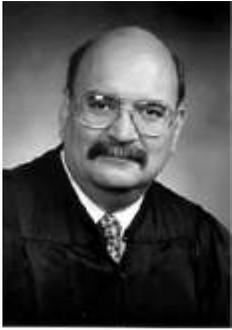
Judge Jack L. Stevens has been involved in the Utah judicial system for 33 years. He currently serves three courts in Cache Valley. He was appointed as Nibley Justice Court Judge in January 1977. Judge Stevens has presided in the Hyrum Justice Court since January 2006 and also serves as Judge Pro-Tem in Logan Municipal Court. Additionally, Judge Stevens is a retired U.S. Army officer, having spent 25 years on active duty.

Judge Stevens's compliance with performance standards is as follows:

**Judge
Jack Stevens**
Hyrum & Nibley
Municipal Justice Court
(Cache County)

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

COURT OF APPEALS



Judge William Thorne, Jr. was appointed to the Utah Court of Appeals in May 2000 by Gov. Michael Leavitt. He was a judge in the Third Circuit Court for eight years and served in the Third District Court for six years. Judge Thorne received a B.A. from the University of Santa Clara in 1974 and a J.D. from Stanford Law School in 1977. Judge Thorne has served on numerous national organizations related to children, including among others the Board of Directors for National CASA, the ABA Committee on the Unmet Legal Needs of Children, the PEW Commission on Children in Foster Care and is currently serving on the Board of Directors for the Evan B. Donaldson Adoption Institute. He is a former member of the Utah Judicial Council, the Board of Circuit Court Judges, and the Board of Directors for the National Indian Court Judges Association.

Judge Thorne's compliance with performance standards is as follows:

**Judge
William A. Thorne, Jr.**
Court of Appeals
(All Counties)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys There were 84 respondents for Judge Thorne.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10
Total Favorable	%	94	89	100	87	82	83	89	96	78	81
Excellent	%	59	55	67	41	37	35	43	57	32	42
More than Adequate	%	17	19	16	26	26	27	25	25	29	24
Adequate	%	18	15	17	20	19	22	21	14	17	15
Less than Adequate	%	2	5	0	5	6	10	6	2	13	13
Inadequate	%	4	6	0	8	12	7	5	1	9	6

SECOND JUDICIAL DISTRICT



Judge Michael Allphin was appointed by Gov. Michael Leavitt to the Second District Court in 1995. Judge Allphin received a law degree from the University of the Pacific, McGeorge School of Law in 1980. He practiced law with the firm of Boyack, Allphin & Hansen. He served as the State District Court Administrator during 1988 and 1989 and guided the District Court transition from county-operated to state-operated courts. He was appointed in May 1989 as a District Court Commissioner. He served in that assignment and as District Judge Pro Tempore until his appointment as District Judge. He served as chair of the Executive Committee of Court Commissioners. He was on the Board of District Court Judges from 1998 to 2004 and served as chair from 2002 to 2003. He has served as Associate Presiding Judge and Presiding Judge of the Second District Court.

Judge Allphin's compliance with performance standards is as follows:

**Judge
Michael G. Allphin**
District Court
Second Judicial District
(Weber, Davis, Morgan)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 106 respondents for Judge Allphin.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	96	95	95	96	95	95	95	96	95	95	94	96	96
Excellent	%	41	38	42	38	39	39	41	44	40	31	31	33	35
More than Adequate	%	40	38	37	37	35	39	32	42	35	42	40	36	41
Adequate	%	15	19	15	21	22	18	22	11	20	22	24	26	21
Less than Adequate	%	1	2	2	2	4	3	4	3	4	2	4	2	2
Inadequate	%	3	3	3	2	1	2	1	1	2	3	2	2	2

Survey of Jurors

There were 32 respondents for Judge Allphin.

	%	100	97	100	100	97	100	100	100
Yes	%	100	97	100	100	97	100	100	100
No	%	0	3	0	0	3	0	0	0

SECOND JUDICIAL DISTRICT



Judge Mark Andrus was appointed to the Second District Juvenile Court in 1994 by Gov. Michael Leavitt. Judge Andrus received a law degree from the University of Utah College of Law in 1982. He was an attorney with the Salt Lake Legal Defender Association before accepting a position with the Davis County Attorney's Office in 1983. He has served as Presiding Judge in the Second District Juvenile Court, Chair of the Board of Juvenile Court Judges, a member of the Utah Judicial Council, and the Juvenile Court Re-codification Committee, the Family Court Task Force, the Sentencing Commission, and the Board of Juvenile Justice and Delinquency Prevention. Judge Andrus is a member of the National Council of Juvenile and Family Court Judges and a faculty member on the Utah Judicial Institute. Judge Andrus is currently serving on the Court Improvement Committee and on the Board of Juvenile Court Judges.

Judge

J. Mark Andrus
Juvenile Court
Second Judicial District
(Weber, Davis, Morgan)

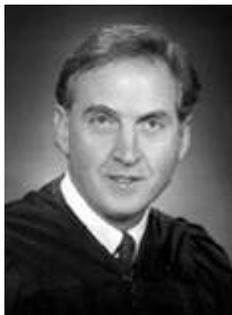
Judge Andrus's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 66 respondents for Judge Andrus.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	97	93	100	97	97	98	91	99	95	97	98	98	97
Excellent	%	52	46	62	44	49	48	35	51	39	49	47	44	38
More than Adequate	%	22	21	18	27	28	31	24	31	36	28	25	25	33
Adequate	%	23	25	20	25	20	19	32	16	20	20	27	29	26
Less than Adequate	%	2	6	0	3	2	2	3	1	3	2	2	2	2
Inadequate	%	2	1	0	0	2	0	6	0	2	2	0	0	2



Judge Glen Dawson was appointed to the Second District Court in September 1994 by Gov. Michael Leavitt. He received his law degree from the J. Reuben Clark College of Law at Brigham Young University in 1980. He served in Washington, D.C. as a trial attorney with the U.S. Department of Justice from 1980 to 1986. He served as an Assistant United States Attorney for the District of Utah from 1986 until his appointment to the bench. Judge Dawson currently serves as the Drug Court Judge for Davis County and is currently the President of the Rex E. Lee American Inn of Court. He also works as an Adjunct Professor of Law at the S.J. Quinney School of Law at the University of Utah in the Trial Advocacy Department and as an Adjunct Professor at Weber State University in the Criminal Justice Department.

Judge

Glen R. Dawson
District Court
Second Judicial District
(Weber, Davis, Morgan)

Judge Dawson's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 107 respondents for Judge Dawson.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	95	95	96	98	95	94	94	98	94	94	94	94	95
Excellent	%	52	48	56	44	37	47	54	50	49	42	45	42	44
More than Adequate	%	29	32	28	35	38	31	25	33	33	31	28	33	31
Adequate	%	15	16	12	19	21	16	16	15	11	20	22	19	21
Less than Adequate	%	5	4	4	2	5	5	4	2	6	5	5	6	4
Inadequate	%	0	1	0	0	0	1	2	0	0	1	1	0	1

SECOND JUDICIAL DISTRICT



Judge Ernest Jones was appointed to the Second District Court by Gov. Michael Leavitt in August 2000. He received a law degree from the University of Utah School of Law in 1974. He was the Clinton City attorney and worked at the Utah Attorney General's Office, the Weber County Attorney's Office, and the law firm of Olmstead, Stine and Campbell. Judge Jones was with the Salt Lake County District Attorneys Office from 1980 until his appointment. Judge Jones received the Most Valuable Prosecutor Award and Salt Lake County Employee of the Year award. Judge Jones is LTC (Ret.), Staff Judge Advocate, and is in the U.S. Army Reserves, Ft. Douglas. He served on the Advisory Committee on Criminal Jury Instructions and was a member of the 2003 Judicial Conference Planning Committee. Judge Jones serves as a Drug Court Judge in Weber County and is a member of the Board of District Court Judges.

Judge

Ernest W. Jones

District Court
Second Judicial District
(Weber, Davis, and Morgan)

Judge Jones's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 98 respondents for Judge Jones.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	95	92	93	89	89	93	93	98	95	86	95	93	90
Excellent	%	43	39	48	36	34	42	42	45	45	34	39	36	35
More than Adequate	%	31	34	30	34	35	37	36	39	33	32	36	36	40
Adequate	%	20	18	15	18	19	14	14	13	17	20	20	21	15
Less than Adequate	%	1	4	5	8	9	4	4	1	1	9	3	2	5
Inadequate	%	4	4	2	3	2	3	3	1	4	5	2	4	5

Survey of Jurors

There were 69 respondents for Judge Jones.

Yes	%	100	99	100	100	100	100	100	100
No	%	0	1	0	0	0	0	0	0

JUSTICE COURT JUDGES



**Judge
Norman Ashton**
Ogden Municipal
Justice Court
(Weber County)

Judge Ashton was appointed to the first Ogden City Justice Court concurrently with the court's commencement and opening on July 1, 2006. Judge Ashton has a Bachelor of Arts (cum laude), English and a Juris Doctorate from the University of Utah. Judge Ashton was in private practice with law firms in California, the U.S. Territory of Guam and Utah for thirteen years prior to serving as the Ogden City Attorney for twenty years. Judge Ashton has served as past president of the Utah Municipal Attorney's Association and the past chairman of Ogden-Weber Chapter of the J. Reuben Clark Society. Judge Ashton also regularly teaches at the University of Phoenix as an instructor in Business Law.

Judge Ashton's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Joseph M. Bean**
Syracuse Municipal
Justice Court
(Davis County)

Judge Joseph M. Bean graduated with a Bachelor's Degree in Political Science from the University of Utah in 1986. He graduated from the University of Utah College of Law in 1989 and passed the Utah Bar Association Admission Exam in the same year. Judge Bean clerked for Chief Justice Gordon R. Hall of the Utah Supreme Court in 1990. He has maintained a general practice of law, primarily in Davis and Weber counties, since 1991. Judge Bean was appointed to serve as the justice court judge for Syracuse City in 1993 and has served in that capacity for the last sixteen years. He is currently serving on the Board of Justice Court Judges (2005 - present).

Judge Bean's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
James L. Beesley**
Harrisville & Plain City
Municipal Justice Court
(Weber County)

Judge James Beesley was appointed to the Plain City Justice Court in July 1988 and to the Harrisville Justice Court in 1995. He was born and educated in Weber County. Prior to being appointed to the bench, Judge Beesley was a member of the Plain City council and had served in the Utah National Guard Special Forces unit as an army medic. He is currently the treasurer for the Utah Justice Courts Association and a member of the Utah Bail Committee.

Judge Beesley's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Tony Hassell**
Morgan County
Justice Court
(Morgan County)

Judge Hassell has served Morgan County as their Justice Court Judge since 1982. He has always attempted to serve the people of Morgan with integrity and fairness, at the same time enforcing the rules of the law. He has enjoyed serving in this capacity for these years, and hopes to continue to fulfill the obligations as Morgan County Justice Judge. Judge Hassell's past qualifications include: Juvenile Probation Officer, Director of Weber Valley Detention Center, Director of Observation and Assessment for Weber and Davis, and Cache Counties, Director of Millcreek Juvenile Correction Center, Director of Farmington Bay Youth Center (Detention, Observation and Assessment, Long Term Sex Offender Unit) and Licensed certified social worker (LCSW). He is currently retired from the State of Utah Juvenile Justice Services.

Judge Hassell's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

No photograph
available

**Judge
Michelle E. Heward**
Riverdale Municipal
Justice Court
(Weber County)

Judge Michelle E. Heward was appointed to the South Ogden Justice Court in 2001, and moved to the Riverdale Justice Court in 2005. She earned a Bachelor of Arts in Psychology from Weber State College in 1982, and Juris Doctorate from the University of Utah in 1987. She worked as a private attorney in Ogden from 1987 to 1991 when she went to the Weber County Attorney's Office as a prosecutor, primarily in Juvenile Court. Since 1995 she has taught in the Criminal Justice Department at Weber State University where she teaches law classes in both the undergraduate and graduate programs as a tenured full professor. Her scholarly interests, research and publications are in the areas of constitutional and juvenile law, evidence and problem solving courts. Riverdale is one of four misdemeanor DUI courts in the state working to provide public safety through a team approach to address substance abuse and addiction. Judge Heward has been actively involved in the community serving in various capacities on a local, state and national level including chair of the Utah Youth Court Board, Faculty Senate Chair at Weber State University, and with the Boy Scouts of America.

Judge Heward's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Jerald L. Jensen**
Davis County Justice
Court & Sunset
Municipal Justice Court
(Davis County)

Judge Jerald Jensen was initially appointed to the Justice Court Bench in 1987. He is currently serving in both the Davis County Justice Court and the Sunset City Justice Court. Judge Jensen served as a member of the Utah State Judicial Council from 1991 through 1997 and again from 2000 through 2006. Judge Jensen has also served as a member of the Utah Board of Justice Court Judges in various capacities for the past 19 years and recently completed a second two year term as Chairman of that governing body. He has been extensively involved in judicial education and training at the local court level. He has served on numerous Judicial Council committees throughout his service on the bench. He served for two years on the Justice Court Study Committee. That committee work resulted in legislation in 2008 which significantly improved the independence of Justice Courts. Judge Jensen has jointly presided over a county wide misdemeanor substance abuse court for the past three years. He has received several awards recognizing his contributions to the court system during his career. Those awards include the Justice Court Judge of the Year award and the Quality of Justice Award.

Judge Jensen's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Patrick E. Lambert**
Farr West, North Ogden,
Pleasant View, Uintah &
Washington Terrace
Municipal Justice Court
(Weber County)

Judge Patrick E. Lambert is currently the Municipal Court Judge for North Ogden, Washington Terrace-Marriott Slaterville, Farr West, Pleasant View and Uintah cities. He was first appointed to the bench in July 1982. He is a graduate of Weber State College with a Bachelor of Science Degree in Sociology and Psychology. He retired from the State of Utah after thirty two years of service. He spent nine years with the Department of Corrections and the past twenty three years as an Administrator for the Division of Youth Corrections. He was a District Agent with Adult Probation and Parole, and a Pre-revocation Hearing Officer for the Utah State Board of Pardons. He was an Associate Regional Administrator for the Division of Youth Corrections, Director of MOWEDA Detention Center and Director of Internal Investigations. He was President of the Utah Correctional Association, Board member for the Commission on Criminal and Juvenile Justice and a Board member for Weber County Alcohol and Drugs.

Judge Lambert's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Andrea W. Lockwood**
Ogden Municipal
Justice Court
(Weber County)

Judge Andrea W. Lockwood was appointed to the Ogden City Justice Court in 2006. She received a Bachelor of Arts Degree in history and political science from Weber State University in 1974 and a law degree from the J. Reuben Clark Law School at Brigham Young University in 1979. Prior to joining the bench, Judge Lockwood worked in the Ogden City Attorney's Office for 27 years, serving the last 4 years as the Chief Deputy City Attorney. Judge Lockwood has served as a member of the Board of the Midtown Community Health Center for over 6 years, and was formerly a member of the McKay Dee Foundation Board.

Judge Lockwood's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Richard T. London**

Morgan Municipal
Justice Court
(Morgan County)

Judge Richard Ted London was appointed Justice Court Judge for Morgan City in February 2001. A native son of Morgan County, he grew up in Croydon and attended public school in Morgan. Judge London graduated from the University of Utah in 1968 in Mathematics and spent the next five years as a USAF pilot. In 1973 he returned to Morgan to teach high school, worked as a construction supervisor, and eventually retired from Hill AFB after 26 years in applied mathematics and computers. He received an MBA from USU and a second BS from WSU in Data Processing. He served on the Morgan School Board for eight years, completing his last year as state president of the Utah State School Board Association. He also served several years as chairman of the county library board. Judge London has attended the National Judicial College in Reno, Nevada and completed Legal Institute I and II for Utah justice court judges. He also served two terms on the Judicial Council's Standing Committee on Court Technology. Rick and his wife Lynne have six children, fourteen grandchildren, and live in Morgan City.

Judge London's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
David L. Miller**

Centerville & North Salt
Lake Municipal
Justice Courts
(Davis County)

Judge Miller was appointed as a Justice Court Judge in 1996 and has served continuously since. He now serves as the Judge for the cities of Centerville and North Salt Lake, and previously also served as the Fruit Heights City Judge for 8 years. Judge Miller is a practicing attorney and was appointed as a Chapter 7 panel trustee for the U.S. Bankruptcy Court in 1999 where he also still serves. Judge Miller obtained a Bachelors Degree in Psychology, Magna Cum Laude from Weber State University in 1979; a Law Degree Cum Laude from Brigham Young University in 1982; and a Master of Law Degree in Taxation from Golden Gate University in 1985. Judge Miller enjoys teaching youth, fellow judges and lawyers, and has served as the Education Director for the Second Judicial District, and on the statewide Board of Justice Court Judges. He will frequently allow defendants on probation to choose between written book reports and attending classes. Judge Miller is committed to the Mission Statement of the Justice Courts which is: "To Improve the Quality of Life in Our Community."

Judge Miller's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Robert G. Peters**

Woods Cross Municipal
Justice Court
(Davis County)

Judge Robert G. Peters was appointed to the Woods Cross Justice Court in May 2004. He is a graduate of the FBI National Academy and the American Paralegal Program. Judge Peters is a retired captain of the Davis County Sheriff's Department where he initiated the paramedic program in 1977, which was one of only four paramedic programs in law enforcement in the nation. He co-authored the book "Priority Medical Dispatch," and has worked as a paralegal in private practice. He has earned his Legal Institute certificate through the AOC Training Department. He is a member of several professional associations.

Judge Peters' compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES

No photograph
available

Judge Reuben J. Renstrom was appointed to the South Ogden Justice Court in 2006. He received a B.A. in political science from Weber State University and a law degree from the University of Kansas School of Law in 2002. Judge Renstrom served as a prosecutor for Ogden City, and practiced law with Helgesen, Waterfall & Jones prior to becoming a Justice Court judge. He is a member of the Utah State Bar, the Utah Trial Lawyers Association and the Rex E. Lee Inns of Court.

Judge Renstrom's compliance with performance standards is as follows:

**Judge
Reuben John Renstrom**
South Ogden & South
Weber Municipal
Justice Court
(Weber & Davis Counties)

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



Judge John Sandberg was appointed judge of the Clinton Justice Court in 1988. He was appointed judge of the Clearfield Justice Court in 1994. He earned a B.A. in Communications and Political Science from Weber State University in 1975 and a law degree from J. Ruben Clark Law School at Brigham Young University in 1978. Judge Sandberg has been President of the Utah Justice Court Judges Association and chairman of the Justice Court Board of Judges. He has served on the Utah Judicial Council, Utah Judicial Performance Evaluation Committee, Utah Judicial Ethics Task Force, and Utah Standing Committee on Judicial Education. Judge Sandberg has served as the education director for Utah Justice Courts. Judge Sandberg is a member of the Utah State, Davis County and Weber County Bar Associations. He has been twice awarded the Quality of Justice Award by the Utah Judicial Council and has received the Justice Court Judge of the Year Award.

Judge Sandberg's compliance with performance standards is as follows:

**Judge
John L. Sandberg**
Clearfield & Clinton
Municipal Justice Court
(Davis County)

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



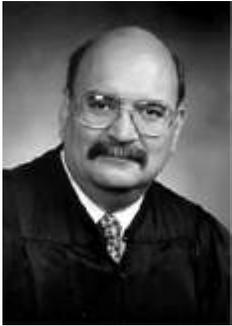
Judge R. Scott Waterfall was appointed to the South Ogden Justice Court in August 1992 and the Roy Justice Court in January 2003. He earned a law degree from the J. Reuben Clark School of Law at Brigham Young University in 1980 and bachelor and master degrees in accounting from Weber State University. Judge Waterfall worked in private law practice as a founding partner with Helgesen Waterfall & Jones PC, in Ogden, Utah. He has been a court approved mediator and arbitrator. He has particularly enjoyed providing pro bono legal counsel through a shelter organization for women and children. Judge Waterfall was appointed to the Utah Supreme Court Advisory Rules of Civil Procedure Committee and the Bail Schedule Committee for Utah Courts. He is the past District Education Director for Justice Court Judges of the Second Judicial District for Utah.

Judge Waterfall's compliance with performance standards is as follows:

**Judge
R. Scott Waterfall**
Roy & South Ogden
Municipal Justice Court
(Weber County)

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

COURT OF APPEALS



Judge William Thorne, Jr. was appointed to the Utah Court of Appeals in May 2000 by Gov. Michael Leavitt. He was a judge in the Third Circuit Court for eight years and served in the Third District Court for six years. Judge Thorne received a B.A. from the University of Santa Clara in 1974 and a J.D. from Stanford Law School in 1977. Judge Thorne has served on numerous national organizations related to children, including among others the Board of Directors for National CASA, the ABA Committee on the Unmet Legal Needs of Children, the PEW Commission on Children in Foster Care and is currently serving on the Board of Directors for the Evan B. Donaldson Adoption Institute. He is a former member of the Utah Judicial Council, the Board of Circuit Court Judges, and the Board of Directors for the National Indian Court Judges Association.

Judge Thorne's compliance with performance standards is as follows:

**Judge
William A. Thorne, Jr.**
Court of Appeals
(All Counties)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys There were 84 respondents for Judge Thorne.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10
Total Favorable	%	94	89	100	87	82	83	89	96	78	81
Excellent	%	59	55	67	41	37	35	43	57	32	42
More than Adequate	%	17	19	16	26	26	27	25	25	29	24
Adequate	%	18	15	17	20	19	22	21	14	17	15
Less than Adequate	%	2	5	0	5	6	10	6	2	13	13
Inadequate	%	4	6	0	8	12	7	5	1	9	6

THIRD JUDICIAL DISTRICT



Judge Judith Atherton was appointed to the Third District Court in August 1995 by Gov. Michael Leavitt. Judge Atherton received a juris doctor from the University of Utah College of Law in 1983. She has served as counsel for the Legal Aid Society of Salt Lake and as an Assistant Attorney General in the Criminal Appeals Division. Judge Atherton has been co-chair of the Standing Committee on Children and Family Law, served on the Committee for Improvement of Jury Service, and the Board of District Court Judges. Currently, she is a member of the Commission on Criminal and Juvenile Justice and the Utah Judicial Council. Judge Atherton is assigned to the criminal division of the Third District Court and since 2004 has supervised the Third District Mental Health Court, a calendar that addresses the needs of mentally ill defendants in the criminal justice system.

Judge Atherton's compliance with performance standards is as follows:

**Judge
Judith S. H. Atherton**
District Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during her term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 108 respondents for Judge Atherton.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	87	82	95	86	86	96	90	98	90	90	92	96	90
Excellent	%	47	42	49	48	47	51	47	59	46	47	44	50	44
More than Adequate	%	28	28	33	29	27	31	22	23	27	31	33	28	25
Adequate	%	13	12	13	9	12	14	20	16	17	12	15	18	20
Less than Adequate	%	8	11	3	6	6	1	4	1	6	6	3	2	5
Inadequate	%	5	7	2	8	8	3	6	1	5	4	5	2	6

Survey of Jurors

There were 133 respondents for Judge Atherton.

Yes	%	100	100	100	100	99	98	99	100
No	%	0	0	0	0	1	2	1	0

THIRD JUDICIAL DISTRICT



Judge Terry Christiansen was appointed to the Third District Court in July 2000 by Gov. Michael Leavitt. He received his law degree from the University of Utah School of Law in 1975. Judge Christiansen was the chief deputy Summit County attorney, a Park City prosecutor, and was in private practice with the law firm of Adkins & Christiansen. Judge Christiansen started his legal career with the law firm of Roe & Fowler. Judge Christiansen has more than 20 years experience as a county attorney and city prosecutor. He also served 10 years as a small claims judge. Judge Christiansen serves on the Board of District Court Judges, the Court's Grand Jury Committee, the State Law Library Committee, and the Third District Administrative Committee. He served 8 years on the Utah Sentencing Commission and is a former member of the Utah Sexual Violence Council.

Judge Christiansen's compliance with performance standards is as follows:

Judge

Terry L. Christiansen
District Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 105 respondents for Judge Christiansen.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	95	90	99	96	93	99	99	100	97	93	97	95	94
Excellent	%	58	46	59	43	44	46	51	57	47	38	46	44	44
More than Adequate	%	20	24	24	35	34	34	27	29	32	36	34	33	30
Adequate	%	18	20	15	18	16	19	21	14	18	19	18	17	20
Less than Adequate	%	3	7	1	1	3	0	1	0	2	5	2	3	5
Inadequate	%	2	4	0	3	4	1	0	0	1	3	1	2	1

Survey of Jurors

There were 104 respondents for Judge Christiansen.

Yes	%	100	100	100	100	100	99	100	100
No	%	0	0	0	0	0	1	0	0



Judge James R. Michie, Jr. was appointed to the Third District Juvenile Court in October 2006 by Governor Jon M. Huntsman, Jr. Judge Michie serves Salt Lake, Summit and Tooele counties. Judge Michie graduated cum laude in 1986 from the University of Utah with an Honors Bachelor of Arts Degree in Political Science, and received a Juris Doctor Degree from the University of Utah College of Law in 1989. After graduating from law school, Judge Michie was an Associate Attorney with the law firm of Ballard, Spahr, Andrews & Ingersoll practicing in the area of public finance. He served as a Guardian ad Litem from September 1999 until his appointment to the bench. Judge Michie served on the Children's Justice Center Board for several years. He was appointed to the Utah Board of Juvenile Justice in August 2008. Judge Michie serves as the associate presiding judge.

Judge Michie's compliance with performance standards is as follows:

Judge

James R. Michie, Jr.
Juvenile Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 72 respondents for Judge Michie.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	97	94	97	93	93	94	92	92	99	89	94	90	94
Excellent	%	59	57	53	40	43	52	58	50	65	47	50	44	54
More than Adequate	%	23	24	27	31	26	23	25	26	17	18	29	27	21
Adequate	%	15	14	17	22	24	20	8	15	17	24	15	19	19
Less than Adequate	%	1	4	1	6	6	1	7	4	0	10	5	6	4
Inadequate	%	1	1	1	1	1	4	1	4	1	2	2	3	1

THIRD JUDICIAL DISTRICT



Judge L.A. Dever was appointed to the Third District Court in August 1995. He serves Salt Lake, Summit, and Tooele counties. Judge Dever received his B.S. degree from the University of Utah and graduated from the University of Houston Law School in 1975. His first position was with the firm of Stephens & Associates in Houston. After his move to Salt Lake, he worked as a prosecutor from 1978 to 1982 in the Salt Lake County Attorney's office. He was a partner in the Vernal law firm of McRae & DeLand from 1982 to 1987. Judge Dever accepted a position as Assistant Attorney General and for the next eight years served in several capacities in the Attorney General's Office, including that of Deputy Solicitor General. At the time of his appointment to the bench, Judge Dever was serving as Chief of the Public Affairs Division in the Attorney General's Office.

Judge Dever's compliance with performance standards is as follows:

Judge L.A. Dever

District Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 100 respondents for Judge Dever.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	87	89	98	88	85	93	76	98	85	84	88	89	84
Excellent	%	31	33	41	29	27	32	20	39	28	31	26	32	24
More than Adequate	%	30	26	33	37	35	28	25	33	28	19	30	28	32
Adequate	%	25	31	23	22	23	33	32	26	28	34	32	29	28
Less than Adequate	%	10	10	2	9	10	6	9	2	9	7	8	7	11
Inadequate	%	3	1	0	3	5	1	15	0	6	9	5	4	5

Survey of Jurors

There were 32 respondents for Judge Dever.

Yes	%	100	97	100	100	100	100	100	100
No	%	0	3	0	0	0	0	0	0



Judge Frederic Oddone was appointed to the Third District Juvenile Court in 1994 by Gov. Michael Leavitt. He received a law degree from the University of Utah in 1972. Before his appointment he was a Deputy Salt Lake County Attorney in the criminal division. Judge Oddone has served on the Advisory Committee on Juvenile Court Procedure, the Salt Lake City Gang Task Force On Violence, the Judicial Council's Task Force on Juvenile Court Organization, the Family Court Task Force, and chaired the Task Force on Court Security. He served on the Salt Lake Criminal Justice Advisory Council and is currently on the Sentencing Commission. Judge Oddone is chair of the Criminal Justice Program Advisory Committee at Salt Lake Community College where he teaches law. He has served two terms as presiding judge for Third District Juvenile Court and also serves on the court's management committee.

Judge Oddone's compliance with performance standards is as follows:

Judge

Frederic M. Oddone

Juvenile Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 69 respondents for Judge Oddone.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	93	91	80	91	92	92	93	100	90	91	98	94	94
Excellent	%	41	44	31	46	38	36	46	51	46	42	41	38	43
More than Adequate	%	34	26	23	28	39	35	36	30	31	28	35	34	36
Adequate	%	18	21	26	18	15	21	11	19	13	22	23	22	14
Less than Adequate	%	3	4	8	7	5	5	4	0	3	6	0	5	4
Inadequate	%	4	4	12	1	3	3	3	0	7	3	2	2	1

THIRD JUDICIAL DISTRICT



Judge Robert Faust was appointed to the Third District Court in 2007 by Gov. Jon Huntsman, Jr. He received his law degree from Brigham Young University in 1982 and joined the law firm of Nielsen & Senior. In 1996 Judge Faust established a solo practice and became counsel for the United States Postal Service and a Special Assistant United States Attorney. Judge Faust was admitted to practice before the United States Supreme Court. He has served on the Utah Supreme Court Ethics & Discipline Committee and Task Force on Bar Governance. Judge Faust served as president of the Federal Bar Association for Utah and on the Federal Bar Association National Council and Federal Bar Foundation; American Trial Lawyers Association; ABA Litigation, Real Property and Estate Planning Sections, Utah State Bar Litigation Section, Courts and Judges Committee, Natural Resources Section, Real Property Section, Continuing Legal Education Committee and Mid-Year Meeting Committee.

Judge Robert P. Faust
 District Court
 Third Judicial District
 (Salt Lake, Summit, Tooele)

Judge Faust's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 94 respondents for Judge Faust.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	96	93	97	93	88	93	100	99	97	85	91	93	93
Excellent	%	47	49	49	31	35	36	54	46	48	35	37	32	34
More than Adequate	%	35	27	31	31	32	36	27	33	28	28	30	28	36
Adequate	%	13	17	16	32	22	22	19	20	21	21	25	32	22
Less than Adequate	%	3	5	1	4	12	5	0	0	1	13	5	6	4
Inadequate	%	1	2	2	2	0	1	0	1	2	2	4	1	3

Survey of Jurors

There were 59 respondents for Judge Faust.

Yes	%	100	100	100	100	98	97	100	100
No	%	0	0	0	0	2	3	0	0

THIRD JUDICIAL DISTRICT



Judge Robert Hilder was appointed to the Third District Court by Gov. Michael Leavitt in 1995. Judge Hilder emigrated from Australia in 1977, and has lived in Utah since that time. He received a bachelor's degree from the University of Utah (magna cum laude, Phi Beta Kappa) and a law degree from the University's College of Law in 1984, where he served on the Utah Law Review. After clerking with Christensen & Jensen, he joined the firm as an associate. Judge Hilder was the firm's managing director. Judge Hilder's service includes: the Judicial Performance Evaluation Committee (1998-2001); the Utah Judicial Council (2001-2007); Associate Presiding Judge, Third District (2005-2007), and Presiding Judge (2007- present); Executive Committee, Family Law Section of the Utah State Bar (2005-2007); and member of the Grand Jury Panel of Judges (1998-2007). He also teaches pre-trial practice at the S.J. Quinney College of Law.

Judge Hilder's compliance with performance standards is as follows:

Judge

Robert K. Hilder

District Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 117 respondents for Judge Hilder.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	97	97	99	99	97	100	100	99	98	98	97	99	98
Excellent	%	79	77	75	72	71	72	84	72	77	69	66	68	76
More than Adequate	%	14	15	19	21	21	22	9	24	19	23	22	25	17
Adequate	%	5	5	5	6	5	6	6	3	3	6	9	6	5
Less than Adequate	%	2	2	0	1	3	0	0	1	2	1	3	1	1
Inadequate	%	1	1	1	0	0	0	0	0	0	1	0	0	1

Survey of Jurors

There were 50 respondents for Judge Hilder.

Yes	%	100	100	100	100	100	96	100	100
No	%	0	0	0	0	0	4	0	0

THIRD JUDICIAL DISTRICT



Judge Kimberly Hornak was appointed to the Third District Juvenile Court in October 1994 by Gov. Michael Leavitt. She received a law degree from Gonzaga University in 1983. From 1984 to 1985, Judge Hornak was with Utah Legal Services and with the Legal Aid Society from 1985 to 1986. Judge Hornak was assistant attorney general from 1986 to 1988, and Deputy Salt Lake County Attorney from 1988 until her appointment. She has taught in the Trial Advocacy Program at the University of Utah and for the paralegal program at Westminster College. She has served on the Court Improvement Committee, the Committee on Judicial Education, the Judicial Ethics Committee, the Board of Juvenile Court Judges, the Committee on the Code of Judicial Conduct, and the Sentencing Commission. Judge Hornak served as presiding judge in Third District Juvenile Court from 2004 through 2007. She currently serves on the Judicial Council.

Judge Hornak's compliance with performance standards is as follows:

Judge

Kimberly K. Hornak

Juvenile Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during her term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 73 respondents for Judge Hornak.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	91	86	94	85	92	93	93	95	92	90	94	91	92
Excellent	%	43	36	42	31	29	34	44	47	36	34	42	31	37
More than Adequate	%	28	29	30	32	36	32	36	30	38	32	33	30	34
Adequate	%	19	21	22	22	26	27	14	18	18	24	19	30	21
Less than Adequate	%	7	11	3	11	6	3	5	3	3	6	3	4	5
Inadequate	%	3	3	3	4	3	4	1	3	5	4	3	4	3



Judge Mark S. Kouris was appointed to the Third District Court in April 2006 by Gov. Jon M. Huntsman, Jr. Judge Kouris serves Salt Lake, Summit, and Tooele counties. Judge Kouris received his law degree from the University of Utah in 1993. Prior to attending law school, Judge Kouris received a Masters Degree in Business Administration. He worked in upper management for Procter & Gamble before starting and managing a packaging and shipping company. After selling the company, Judge Kouris worked as an Assistant Utah Attorney General before serving as a Deputy District Attorney for six years where he prosecuted gang felonies. Judge Kouris then joined the Utah Federal Defender's Office where he worked for the five years before being appointed to the bench.

Judge Kouris's compliance with performance standards is as follows:

Judge

Mark S. Kouris

District Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 83 respondents for Judge Kouris.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	96	94	99	95	96	96	98	100	94	92	95	89	96
Excellent	%	57	55	56	56	55	54	63	57	57	51	53	51	53
More than Adequate	%	27	28	28	20	23	28	18	27	27	24	21	21	27
Adequate	%	13	11	15	19	18	14	17	16	10	17	20	18	17
Less than Adequate	%	2	4	0	1	1	1	1	0	2	4	3	8	0
Inadequate	%	1	2	1	4	2	3	1	0	4	4	3	3	4

Survey of Jurors

There were 84 respondents for Judge Kouris.

Yes	%	100	99	100	99	100	95	100	100
No	%	0	1	0	1	0	5	0	0

THIRD JUDICIAL DISTRICT



Judge Bruce C. Lubeck was appointed to the Third District Court in May 2001 by Gov. Michael O. Leavitt. He serves Salt Lake, Summit, and Tooele counties. He received a law degree from the University of Utah College of Law in 1971. At the time of his appointment to the bench, Judge Lubeck was an Assistant U.S. Attorney having served in that capacity as a prosecutor since 1981. Prior to that he was in private practice and was also employed by the Salt Lake Legal Defender Association. He has been an adjunct faculty member at Salt Lake Community College and the University of Utah S.J. Quinney College of Law. He has served on several bar committees including the Lawyers Helping Lawyers Committee and the Utah Supreme Court Criminal Rules Advisory Committee.

Judge Lubeck's compliance with performance standards is as follows:

**Judge
Bruce C. Lubeck**
District Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 106 respondents for Judge Lubeck.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	93	87	99	92	86	95	93	99	89	81	95	85	89
Excellent	%	46	48	53	37	30	39	40	44	37	31	42	25	27
More than Adequate	%	31	28	35	37	33	35	35	36	35	26	29	33	39
Adequate	%	16	11	10	18	23	21	19	20	16	24	25	27	23
Less than Adequate	%	5	10	1	8	9	4	3	1	9	11	2	8	8
Inadequate	%	3	3	0	1	5	1	4	0	3	8	3	7	4

Survey of Jurors

There were 33 respondents for Judge Lubeck.

Yes	%	100	100	100	100	100	100	100	100
No	%	0	0	0	0	0	0	0	0



Judge Mark W. May was appointed to the Third District Juvenile Court in July 2007 by Gov. Jon M. Huntsman, Jr. He serves Salt Lake, Summit and Tooele counties. Prior to his appointment to the bench, Judge May worked for the Utah Attorney General's Office where he was the division chief of the Child Protection Division. Judge May also worked for the Office of the Guardian ad Litem and the law firm of Moyle & Draper, P.C. Judge May earned a degree in Business Finance from Brigham Young University in 1984 and received his law degree from the University of Utah School of Law in 1989.

Judge May's compliance with performance standards is as follows:

**Judge
Mark W. May**
Juvenile Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 38 respondents for Judge May.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	97	95	94	97	97	97	97	97	97	97	97	97	97
Excellent	%	68	55	65	50	54	54	62	62	58	45	55	50	53
More than Adequate	%	21	32	29	37	28	36	28	31	32	42	30	28	37
Adequate	%	8	8	0	11	15	8	8	5	8	9	12	19	8
Less than Adequate	%	0	3	3	0	0	0	0	0	0	0	0	0	0
Inadequate	%	3	3	3	3	3	3	3	3	3	3	3	3	3

THIRD JUDICIAL DISTRICT



Judge Sandra Peuler was appointed to the Third District Court in 1994 by Gov. Michael Leavitt. She received a law degree from the University of Baltimore in 1977. Before her appointment, she was a court commissioner in the Third District for 12 years. She served on the Children's Justice Center Advisory Board, the Bar's Ethics Advisory Opinion Committee, and the Board of District Judges. Judge Peuler served on the Commission on Criminal and Juvenile Justice from 1998 to 2006. She is a past-president of the David K. Watkiss Inn of Court, and was associate and presiding judge for the Third District Court from 2001 to 2007. She is a Fellow of the American Bar Foundation. She received special recognition from the Utah State Bar in 1992 for her work as court commissioner, and was honored as Woman Lawyer of the Year in 1999 and as Judge of the Year in 2007.

Judge Peuler's compliance with performance standards is as follows:

Judge

Sandra N. Peuler
 District Court
 Third Judicial District
 (Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during her term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 100 respondents for Judge Peuler.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	97	96	99	97	96	98	98	99	97	95	97	96	97
Excellent	%	70	66	64	60	59	57	70	65	64	55	55	52	62
More than Adequate	%	21	23	28	31	34	35	23	28	28	33	35	34	28
Adequate	%	6	7	7	5	3	6	5	6	5	8	7	9	7
Less than Adequate	%	1	1	0	1	1	1	1	1	2	0	1	2	2
Inadequate	%	2	3	1	2	3	1	1	0	1	5	2	2	1

Survey of Jurors

There were 15 respondents for Judge Peuler.

Yes	%	100	100	100	100	100	100	100	100
No	%	0	0	0	0	0	0	0	0

THIRD JUDICIAL DISTRICT



Judge Randall Skanchy was appointed to the Third District Court in 2001 by Gov. Michael Leavitt. He received a law degree from Brigham Young University in 1980. Judge Skanchy has 21 years of trial experience in civil and environmental matters in state and federal courts. He served as an arbitrator for the National Association of Securities Dealers and handled environmental superfund matters throughout the western United States. He served as chair of the Utah Food Bank from 1996 to 1999, and on the Community Services Council from 1996 to 2000. He serves as an adjunct professor for the Weber State University John B. Goddard School of Business and Economics. He is a member of the Judicial Council's Ethics Advisory Committee and the Board of District Court Judges. He is assigned to a criminal calendar and as a Drug Court judge.

Judge Skanchy's compliance with performance standards is as follows:

**Judge
Randall N. Skanchy**
District Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 107 respondents for Judge Skanchy.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	94	91	99	93	93	100	98	100	95	95	98	95	95
Excellent	%	53	52	57	50	50	58	54	62	55	45	52	48	51
More than Adequate	%	30	29	26	33	33	24	27	27	27	35	32	29	32
Adequate	%	11	9	16	10	9	18	17	11	13	15	14	18	12
Less than Adequate	%	4	7	0	3	6	0	2	0	4	2	0	2	4
Inadequate	%	2	3	1	4	2	0	0	0	1	3	2	3	1

Survey of Jurors

There were 181 respondents for Judge Skanchy.

Yes	%	100	100	100	100	98	98	100	100
No	%	0	0	0	0	2	2	0	0

THIRD JUDICIAL DISTRICT



Judge Kate Toomey was appointed to the Third District Court by Gov. Jon Huntsman, Jr. Judge Toomey received a law degree from the University of Maryland in 1991, then served as a law clerk with the Maryland Court of Special Appeals, after which she joined the Maryland Public Defender's Office. In 1993, Judge Toomey became an associate with Anderson & Karrenberg until 1996, when she joined the Bar's Office of Professional Conduct. Judge Toomey was the managing editor of the "University of Maryland Law Review," the managing editor, then editor-in-chief of "Voir Dire," and a member of the Executive Committee of the Utah Bar Journal. Judge Toomey serves on the Appellate Rules Advisory Committee, the Advisory Committee on Professionalism, the Board of District Court Judges, the Utah Foster Care Foundation, and on its Executive Committee. She is a member of the Committee on Rules of Civil Procedure.

Judge Toomey's compliance with performance standards is as follows:

Judge

Mary Kate A. Toomey

District Court
Third Judicial District
(Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during her term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 109 respondents for Judge Toomey.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	97	96	99	83	85	93	97	99	95	87	92	95	89
Excellent	%	54	56	63	32	35	41	50	42	50	36	35	32	39
More than Adequate	%	32	27	27	31	32	33	30	34	30	33	35	40	32
Adequate	%	11	14	9	21	19	19	17	24	14	18	21	23	17
Less than Adequate	%	1	1	1	12	11	5	2	1	5	9	5	2	10
Inadequate	%	2	3	0	5	4	3	1	0	0	4	3	2	1

Survey of Jurors

There were 81 respondents for Judge Toomey.

Yes	%	100	100	100	100	100	100	100	100
No	%	0	0	0	0	0	0	0	0

THIRD JUDICIAL DISTRICT



Judge Vernice Trease was appointed to the Third District Court in 2006 by Gov. Jon Huntsman, Jr. Judge Trease received a law degree from the University of Utah College of Law. Judge Trease served as a trial attorney and assistant director with the Salt Lake Legal Defender Assoc. She is a recipient of the Utah Minority Bar Association Community Service Award. Judge Trease has served as a member of the Utah Commission on Racial and Ethnic Fairness in Criminal and Juvenile Justice System, and the Domestic and Sexual Violence Domestic Violence Justice Planning Group. Judge Trease currently serves on the Committee on the Rules of Criminal Procedure, the Fine/Bail Schedule Committee, and is the chairperson of the Court Interpreter Committee. She is a former District Director of the National Association of Women Judges and is a member of the David K. Watkiss-Sutherland II Inns of Court.

Judge Trease's compliance with performance standards is as follows:

Judge Vernice S. Trease
 District Court
 Third Judicial District
 (Salt Lake, Summit, Tooele)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during her term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 121 respondents for Judge Trease.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	98	98	99	98	97	100	98	98	100	96	98	97	97
Excellent	%	66	63	67	61	63	66	75	68	73	59	58	57	63
More than Adequate	%	24	25	25	24	24	24	19	20	19	26	31	26	27
Adequate	%	8	9	7	12	11	9	5	11	8	11	9	14	7
Less than Adequate	%	2	2	1	2	2	0	2	2	0	2	1	3	2
Inadequate	%	0	1	0	1	1	0	0	0	0	2	1	0	1

Survey of Jurors There were 57 respondents for Judge Trease.

Yes	%	100	100	100	100	100	95	100	100
No	%	0	0	0	0	0	5	0	0

JUSTICE COURT JUDGES



**Judge
Clinton Balmforth**
Alta & South Jordan
Municipal Justice Court
(Salt Lake County)

Judge Clinton E. Balmforth was appointed as the South Jordan Justice Court Judge in January 1998 and also as the Alta Justice Court judge in November 2002. He received a Juris Doctorate degree from the University of Utah Law School in 1968 and is a current member of the Utah State Bar. Judge Balmforth has worked as a Prosecuting Attorney for Salt Lake City, Deputy County Attorney for Salt Lake County and as the City Attorney for South Salt Lake. Prior to his judicial appointments, Judge Balmforth worked as the part-time prosecuting attorney for the City of South Jordan. He also served as an instructor for Utah Peace Officer Standards and Training. In 2005 he was recognized and received an award from the South Jordan Chamber of Commerce for exemplary service and commitment to the community.

Judge Balmforth's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Holly M. Barringham**
Salt Lake County Justice
Court & Salt Lake City
Municipal Justice Court
(Salt Lake County)

Judge Holly Magi Barringham has served the Salt Lake City Justice Court since October 2005 and the Salt Lake County Justice Court since January 2006. She earned a bachelor's degree in Nursing at Loma Linda University in California and a J.D. from the University of Wyoming College of Law. Judge Barringham was an assistant Salt Lake City prosecutor from January 2003 until her appointment to the Justice Court in September 2005. Previously, she served as a school board member for a local private school. Judge Barringham presides over Salt Lake County's first offender and misdemeanor drug courts and currently serves on the court's Jury Subcommittee.

Judge Barringham's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
John L. Baxter**
Salt Lake City Municipal
Justice Court
(Salt Lake County)

Judge Baxter is the domestic violence court and drug court judge for the Salt Lake City Justice Court. He presides over the Salt Lake City Justice Court Homeless Outreach Project, the Homeless Court. He chairs the Utah Judicial Council's Standing Committee on Access to Resources for Self-Represented Parties. He has served on the Utah Supreme Court's Committee on Privacy and Public Access to Records, and currently serves on the Advisory Committee on Professionalism, the Standing Committee on Judicial Outreach, the Salt Lake County Criminal Justice Advisory Council (CJAC) and the Utah Commission on Criminal and Juvenile Justice (CCJJ) Mental Health Initiative. He is a member of the Utah State Bar and the State Bar of California. He practiced law with the Salt Lake Legal Defender Association. He served for several years as a volunteer attorney at the Sunday morning homeless breakfast in Salt Lake City and served in the United States Marine Corps.

Judge Baxter's compliance with performance standards is as follows:

- 1) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



Judge

Daniel F. Bertch

Draper Municipal Justice Court
(Salt Lake County)

Judge Daniel F. Bertch has served as the Draper City Justice Court Judge since 1992. He has been a practicing attorney since 1984 and is currently with Kevin K. Robson in the firm of Bertch Robson. Judge Bertch graduated from BYU Law School in 1984, cum laude, and was awarded the Order of the Coif. He currently serves on the Uniform Fine and Bail Committee.

Judge Bertch's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



Judge

Gregory L. Bown

Riverton Municipal
Justice Court
(Salt Lake County)

Judge Gregory L. Bown received his education from University of Utah Law School, graduated in 1971 with a J.D Degree and was admitted to practice law in Utah in 1971. Prior to his appointment to the bench, Judge Bown practiced law for 31 years as Deputy District Attorney for Salt Lake County District Attorney's Office. He was a felony prosecutor with an emphasis on White Collar Crime, and retired from that office in 2005. He then began working part time prosecuting misdemeanors for the cities of Riverton, Holladay, Cottonwood Heights, Herriman, Bluffdale and Taylorsville. Judge Bown was appointed Riverton City Justice Court Judge on October 1, 2007. Judge Bown is currently the Education Director representing the Justice Court Judges in the Third District Court boundaries.

Judge Bown's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



Judge

L.G. Cutler

Salt Lake City Municipal
Justice Court
(Salt Lake County)

Judge L. G. Cutler was appointed to the Salt Lake City Justice Court in 2004. The majority of cases in Salt Lake City Justice Court are misdemeanor crimes plus a large volume of traffic offenses. Judge Cutler is one of five full time positions in the Salt Lake City Justice Court. He is assigned a pro rata share of the current caseload (2009) which includes 15,000 misdemeanor cases and 9,000 contested traffic filings yearly. Prior to serving on the Bench, he received his undergraduate degree in history from the University of Utah in 1975 and thereafter graduated from University's College of Law in 1979. Upon graduation, he served as a staff attorney with Utah Legal Services and provided legal representation to indigent children, parents and families in juvenile court. He continued with his solo practice with an emphasis in domestic law, guardian ad litem representation of children, and criminal defense. He also contracted with various smaller Salt Lake County communities to provide prosecution services for more than 20 years.

Judge Cutler's compliance with performance standards is as follows:

- 1) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Daniel B. Gibbons**
Holladay Municipal
Justice Court
(Salt Lake County)

Judge Daniel Bay Gibbons was appointed in 2001 and is a lifelong resident of Salt Lake County. A graduate of East High and the University of Utah, he received a Juris Doctor degree from Willamette University, where he was an editor of the law review. He clerked for the Utah Attorney General's Office, was admitted to the bar in 1986 and became a partner in the Salt Lake City firm of Kirton & McConkie. He is admitted to practice before the Utah Supreme Court, the U.S. Tenth Circuit Court of Appeals and the U.S. Supreme Court. Active in humanitarian and volunteer work, he sponsored several political refugees from the former Soviet Union as a volunteer with the Tolstoy Foundation's Refugee Resettlement Agency. He created and coached an elementary school chess team. Since 2007 Judge Gibbons has lectured on the American jury trial in over a dozen Ukrainian law schools under the auspices of the federally funded BUILD Initiative, which is dedicated to building Ukrainian judicial independence. Married for thirty years, Judge Gibbons has five children and one grandchild. He loves books, reads ancient Greek and speaks German and Russian. He is also a dedicated runner and has completed eight marathons.

Judge Gibbons's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Shauna Graves-
Robertson**
Salt Lake County
Justice Court
(Salt Lake County)

Judge Shauna Graves-Robertson was appointed to the Salt Lake County Justice Court by the Salt Lake County Commission in January 1999. Judge Graves-Robertson is a Salt Lake City native and a graduate of West High School. She graduated from Arizona State University in 1980 with a Bachelor of Science degree in Criminal Justice. Judge Graves-Robertson received a Masters in Public Administration in 1987 and a law degree from the University of Utah in 1990. Prior to taking the bench, Judge Graves-Robertson worked for the Salt Lake Legal Defenders Association. She graduated from the National Judicial College with a certificate in judicial studies. She is a life member of Alpha Kappa Alpha Sorority, Inc., a member of the National Association of Women Judges, Women Lawyers of Utah, the Minority Bar Association, the National Bar Association, and the Supreme Court's Advisory Committee on Diversity. Judge Graves-Robertson is currently the presiding judge in Salt Lake County.

Judge Graves-Robertson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Catherine M. Johnson**
South Salt Lake
Municipal Justice Court
(Salt Lake County)

Judge Catherine Johnson was appointed a Justice Court Judge for the City of South Salt Lake in 2001. She graduated from the University of Utah with a bachelor's degree in communication, with minors in philosophy and anthropology. She received her Juris Doctorate from the University of Utah College Of Law in 1991. As a law student, she was a member of the Utah Law Review and served a judicial externship with the Utah Supreme Court. After receiving her law degree, Judge Johnson practiced law with the Utah Department of Commerce and later represented the State of Utah in the Criminal Appeals Division of the Utah Attorney General's Office. Prior to her appointment to the bench, she was employed as a staff attorney for the Utah Court of Appeals.

Judge Johnson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



Judge

Ronald E. Kunz

West Jordan Municipal
Justice Court
(Salt Lake County)

Judge Ronald E. Kunz was appointed as the West Jordan City Justice Court Judge in April 1990. As a resident of West Jordan, he has been actively involved in various civic and community service organizations, including serving as a trustee for the Utah Boys Ranch. Judge Kunz earned a Juris Doctorate degree from the University of Utah College of Law in 1979. Prior to his judicial appointment, he worked as a general law practitioner for 11 years handling a wide variety of cases before various levels of state and federal courts. Judge Kunz served as a contract legal defender for the Third Circuit Court and the City of West Jordan. He also served as the attorney for the towns of Woodruff and Kamas during the early years of his practice. Judge Kunz has served on two different Judicial Council Committees to help improve the state's trial by jury system. Under his direction, the West Jordan Justice Court has proactively implemented domestic violence programs that have resulted with Judge Kunz receiving the 2006 "Freedom Award" from the Salt Lake Area Domestic Violence Coalition and being named the 2008 "Advocate of the Year" by the Utah Domestic Violence Council.

Judge Kunz's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



Judge

Michael W. Kwan

Taylorsville Municipal
Justice Court
(Salt Lake County)

Judge Michael Kwan has served the Taylorsville Justice Court since 1998. Judge Kwan received a law degree from Whittier College School of Law and was certified in Chinese law by the East China University of Politics and Law in 1993. Judge Kwan served as a pro tempore judge in Third District Court from 1996 -1998. He received the Quality of Justice Award in 2001. His Domestic Violence Program was awarded the Peace on Earth Award from the Salt Lake Area Domestic Violence Advisory Council in 2002. He started one of the first DUI/Drug Courts in the nation in 1998. This program received the Governor's Award for reducing drug and alcohol abuse and related crimes in 2008. He is currently serving on the Utah Substance Abuse and Anti-Violence Council and previously served on the Utah Rules of Evidence Committee. Judge Kwan was editor of the National Conference of Special Court Judges journal, was the chair of the Board of Justice Court Judges, and served on the Utah Judicial Council. Judge Kwan has taught judicial education courses across the country for the Utah Judicial Institute, ABA and National Drug Court Institute focusing on traffic, evidence, Constitutional law, and criminal procedure and law.

Judge Kwan's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

The Utah Supreme Court has ordered one public reprimand of Judge Kwan since February, 2004. On November 1, 2005, the Court publicly reprimanded Judge Kwan for making comments during an argument in a criminal case that violated Canon 3B(4) of the Code of Judicial Conduct, which requires a judge to be patient, dignified, and courteous.

Judge Kwan presided at a hearing on a motion to suppress. Defense counsel argued that the city prosecutor had failed to produce a document relevant to the motion. After argument, Judge Kwan ruled that the prosecutor had willfully failed to comply with the prior order of the court to produce the document. Defense counsel moved to dismiss the case. The prosecutor argued against the motion, again stating that the previous discovery order did not include the document. Judge Kwan told the prosecutor that he seemed to be raising the "Clinton defense." Judge Kwan then explained that the prosecutor's argument was similar to President Clinton claiming that he understood he was not supposed to have sex outside of marriage, but that "nobody told him he couldn't put his _____ in somebody else's mouth."

JUSTICE COURT JUDGES



**Judge
Sydney Magid**
Salt Lake City Municipal
Justice Court
(Salt Lake County)

Judge Sydney Magid was appointed to the Salt Lake City Justice Court in 2004. She received a Bachelor of Arts in Mass Communications from the University of Massachusetts at Amherst in 1990 and a Juris Doctorate from the University of Utah College of Law in 1993 where she was a William H. Leary Scholar. Prior to her appointment to the bench, she worked as an attorney in private practice. She currently serves on the Justice Court Judges Education Curriculum Subcommittee.

Judge Magid's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

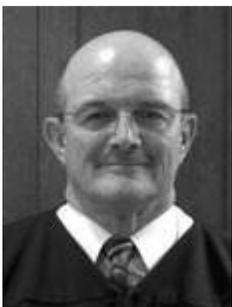


**Judge
Brendan P. McCullagh**
West Valley City
Municipal Justice Court
(Salt Lake County)

Judge Brendan P. McCullagh was appointed to the West Valley City Justice Court in July 2002. He previously served six years as the Deputy District Attorney for Salt Lake County. Judge McCullagh received a Juris Doctorate degree from the University of Utah College of Law in 1995. Judge McCullagh served three years on the Board of Justice Court Judges. He has served on the Utah Supreme Court's Advisory Committee on the Rules of Evidence and the Judicial Council's Standing Committee on Interpreters. Judge McCullagh currently serves on the Utah Supreme Court's Advisory Committees on the Criminal Rules of Procedure and Criminal Jury Instructions. In 2007, he was elected by his peers to serve a three-year term on the Judicial Council. Also in 2007, Judge McCullagh received the Utah Judicial Council's Quality of Justice award for performance of judicial responsibilities with outstanding dedication to the highest quality of justice. In 2008, Judge McCullagh was awarded the Scott M. Matheson Award by the Utah State Bar for outstanding service to law-related education.

Judge McCullagh's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Ronald E. Powell**
Stockton Municipal
Justice Court
(Tooele County)

Judge Ronald E. Powell was appointed as a judge for the Stockton Justice Court in 2004. Judge Powell served his country with two tours of duty in Vietnam with the US Navy. Judge Powell has nine years of law enforcement experience in the State of California, where he studied the administration of justice. After retiring as a supervisor from the City of Los Angeles, Department of Water and Power, Judge Powell moved to Utah. Judge Powell has earned his certificate in legal studies by attending and completing the Legal Institute for Justice Court Judges.

Judge Powell's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Jeanne M. Robison**
Salt Lake City Municipal
Justice Court
(Salt Lake County)

Judge Jeanne Robison was appointed to the Salt Lake City Justice Court in 2005. Prior to taking the bench, Judge Robison was an Assistant City Prosecutor for Salt Lake City from 1995 – 2005. She received a Bachelor of Arts in Political Science from Brigham Young University in 1986 and a Juris Doctorate from the University of Utah, College of Law in 1994. She has been an adjunct professor for the University of Utah and University of Phoenix. She is a former member of the Needs of Children Committee of the Utah State Bar and the Board of Directors of the Multi-Cultural Legal Center. Judge Robison currently serves as the chair of the Justice Court Education Curriculum Subcommittee. She also presides over cases referred to Passages, a collaborative restorative justice program.

Judge Robison's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Keith L. Stoney**
Saratoga Springs & West
Valley City Municipal
Justice Court
(Utah & Salt Lake Counties)

Judge Stoney was the first judge appointed to the West Valley City Justice Court on July 1, 2001 where he currently serves as presiding judge. He has a Bachelor of Arts degree in Interpersonal Communication from Brigham Young University and a Juris Doctorate from the J. Reuben Clark School of Law. Prior to taking the bench, he was an Administrative Law Judge, the Chief Prosecutor for West Valley City for 16 years, and has also managed a private law practice. He has taught at Brigham Young University and at the J. Reuben Clark School of Law as an adjunct professor. He has been an instructor for Utah Peace Officer Standards and Training, Salt Lake Community College, Utah Department of Corrections, and Western Community Policing Center. Judge Stoney is presently a justice court judge mentor to newly appointed judges and serves as a Justice Court representative on the Utah Judicial Council.

Judge Stoney's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



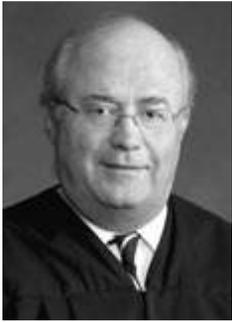
**Judge
Marsha C. Thomas**
Taylorsville Municipal
Justice Court
(Salt Lake County)

Marsha C. Thomas is a Judge for the City of Taylorsville Municipal Justice Court. She received her law degree from the University of Utah S. J. Quinney College of Law and spent the first years of her legal career at the S. J. Quinney Law Library as a reference librarian where she helped the public access legal information and taught legal research to law students. She then opened a solo practice and later was a founding partner of Thomas Tax & Law, Inc. Judge Thomas currently serves as the Chair of the Utah Justice Court Education Committee and as a member of the Utah Judicial Council Standing Committee for Judicial Branch Education. Judge Thomas received the 2000 Amicus Curiae Award and the 2010 Justice Court Service Award from the Association and Board of Justice Court Judges for her service to Utah Justice Court Judges.

Judge Thomas's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
W. Paul Thompson**
Murray Municipal
Justice Court
(Salt Lake County)

Judge Paul Thompson was appointed judge of the Murray Municipal Justice Court in 2008. He served as judge in South Salt Lake from 1992 to 1997. He graduated from the J. Reuben Clark Law School at Brigham Young University in 1976 after receiving a co-major in European Studies and Political Science also from BYU. He served as Mayor of Sandy City from 1978 to 1982. His private legal practice emphasized local government and land use law, having represented numerous local governmental entities including South Salt Lake, South Jordan, and the Town of Alta. He is a former municipal prosecutor. He has taught planning administration law as an adjunct Professor at the University of Utah. He was the founding chairperson of the Victims' Rights Committee in the Third Judicial District and former Board Member of the Utah Industries for the Blind, Salt Lake Valley Health Department, Salt Lake Council of Governments (Chairman), National League of Cities Transportation Policy Steering Committee. He has received distinguished service awards from the J. Reuben Clark Law School and the Utah Chapter of the American Planning Association. He has been a member of the Utah State Bar since 1976.

Judge Thompson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Virginia Ward**
Salt Lake City Municipal
Justice Court
(Salt Lake County)

Judge Virginia Ward was appointed to the Salt Lake City Justice Court in July 2002. At the time of her appointment, Judge Ward was director of the Office of Administrative Hearings, Utah Department of Human Services, and served as an Administrative Law Judge for that office. Previously, she served as a Senior Assistant Salt Lake City Prosecutor, with service in that office from 1994 to 2000. Judge Ward received a Juris Doctorate degree from the University of Utah in 1993, and previously earned an Honors Bachelor of Arts degree in Political Science at the University of Utah in 1989, where she was elected to Phi Beta Kappa and Phi Kappa Phi. Judge Ward is the Presiding Judge in the Salt Lake City Justice Court, and is Chair of the Board of Directors for the Utah Law-Related Education Project. Judge Ward currently manages the Salt Lake City Justice Court's Focus Program, involving repeat DUI offenders, and she has given past service in various committee positions for the court system and the Utah State Bar.

Judge Ward's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Susan Weidauer**
Sandy Municipal
Justice Court
(Salt Lake County)

Judge Susan Weidauer was appointed to serve the Sandy Justice Court at its inception in 1991. She studied at LDS Business College, University of Utah, Westminster College and POST and was employed 20 years with various law firms and the Sandy City Attorneys Office prior to her appointment to the bench. Her studies have continued with the National Judicial College, the National Judges Association and she is a graduate of the AOC Legal Institute. Judge Weidauer has served on the Justice Court Board and is active in community service.

Judge Weidauer's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



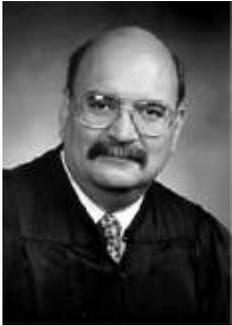
**Judge
Ronald C. Wolthuis**
Midvale Municipal
Justice Court
(Salt Lake County)

Judge Wolthuis was appointed to the Midvale City Justice Court in March, 2008. He graduated cum laude with a Bachelor of Science degree from Weber State College in June, 1978, with departmental honors in Zoology. Judge Wolthuis received his Juris Doctorate from the University of Utah College of Law in June, 1985. During law school, he was an editor on the Journal of Contemporary Law and the Journal of Energy Law & Policy. Judge Wolthuis was admitted to the Utah State Bar in 1985 and practiced law until his appointment to the bench in 2008. Judge Wolthuis served as the West Jordan City Prosecutor for nine years and as the South Jordan City Prosecutor for three years. Judge Wolthuis has lectured for the Utah Department of Corrections, Utah State Bar Association, various police agencies and community groups.

Judge Wolthuis's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

COURT OF APPEALS



**Judge
William A. Thorne, Jr.**
Court of Appeals
(All Counties)

Judge William Thorne, Jr. was appointed to the Utah Court of Appeals in May 2000 by Gov. Michael Leavitt. He was a judge in the Third Circuit Court for eight years and served in the Third District Court for six years. Judge Thorne received a B.A. from the University of Santa Clara in 1974 and a J.D. from Stanford Law School in 1977. Judge Thorne has served on numerous national organizations related to children, including among others the Board of Directors for National CASA, the ABA Committee on the Unmet Legal Needs of Children, the PEW Commission on Children in Foster Care and is currently serving on the Board of Directors for the Evan B. Donaldson Adoption Institute. He is a former member of the Utah Judicial Council, the Board of Circuit Court Judges, and the Board of Directors for the National Indian Court Judges Association.

Judge Thorne's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys There were 84 respondents for Judge Thorne.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10
Total Favorable	%	94	89	100	87	82	83	89	96	78	81
Excellent	%	59	55	67	41	37	35	43	57	32	42
More than Adequate	%	17	19	16	26	26	27	25	25	29	24
Adequate	%	18	15	17	20	19	22	21	14	17	15
Less than Adequate	%	2	5	0	5	6	10	6	2	13	13
Inadequate	%	4	6	0	8	12	7	5	1	9	6

FOURTH JUDICIAL DISTRICT



Judge Suchada Bazzelle was appointed to the Fourth District Juvenile Court in January 2007 by Governor Jon Huntsman, Jr. She serves Utah County, where she resides with her family. Judge Bazzelle received a law degree from Brigham Young University in 1994 and worked in private practice from 1994 to 1998, focusing on family law and general litigation. From 1997 to 2000, she served as Director of Legal Education for Westminster College. Judge Bazzelle began working as a volunteer Guardian ad Litem in 1997 and joined the Office of the Guardian ad Litem in August 2000, where she served in the Third District Juvenile Court until her appointment to the bench. She currently conducts a child welfare adult drug court as well as a juvenile drug court. Judge Bazzelle is also serving as vice chair of the Board of Juvenile Court Judges.

Judge Bazzelle's compliance with performance standards is as follows:

**Judge
Suchada P. Bazzelle**
Juvenile Court
Fourth Judicial District
(Wasatch, Utah, Juab, Millard)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during her term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 53 respondents for Judge Bazzelle.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	96	92	98	98	98	96	98	100	96	94	98	98	96
Excellent	%	49	43	35	37	43	44	61	51	57	39	47	32	43
More than Adequate	%	43	36	51	44	37	41	26	40	29	43	31	38	42
Adequate	%	4	13	12	17	19	11	11	9	10	12	20	28	11
Less than Adequate	%	4	4	0	0	0	2	0	0	2	4	2	2	2
Inadequate	%	0	4	2	2	2	2	2	0	2	2	0	0	2



Judge David N. Mortensen was appointed to the Fourth District Court in September 2006 by Gov. Jon M. Huntsman, Jr. He serves Juab, Millard, Utah, and Wasatch counties. Judge Mortensen currently serves as the associate presiding judge of the Fourth District Court. Judge Mortensen graduated from the J. Reuben Clark Law School at Brigham Young University in 1993. Prior to his appointment to the bench, Judge Mortensen was in private practice as a trial attorney. He is a member of the A. Sherman Christensen Inn of Court (America Inns of Court I) and serves on the Utah State Bar Fee Arbitration Committee. Judge Mortensen is a member of the Utah Supreme Court Advisory Committee on Evidence and a member of the Board of District Court Judges.

Judge Mortensen's compliance with performance standards is as follows:

**Judge
David N. Mortensen**
District Court
Fourth Judicial District
(Wasatch, Utah, Juab, Millard)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 48 respondents for Judge Mortensen.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	98	98	100	98	98	98	100	100	94	95	95	91	96
Excellent	%	44	42	48	40	47	54	54	46	49	37	40	43	42
More than Adequate	%	40	40	34	38	34	31	33	42	32	42	37	31	40
Adequate	%	15	17	18	19	17	13	13	13	13	16	19	17	15
Less than Adequate	%	0	0	0	0	0	0	0	0	2	2	2	5	4
Inadequate	%	2	2	0	2	2	2	0	0	4	2	2	5	0

Survey of Jurors There were 71 respondents for Judge Mortensen.

Yes	%	100	99	100	100	100	97	99	100
No	%	0	1	0	0	0	3	1	0

FOURTH JUDICIAL DISTRICT



Judge Donald J. Eyre, Jr. was appointed to the Fourth District Court in November 1994 by Gov. Michael O. Leavitt. He serves Juab, Millard, Utah and Wasatch counties. He received a law degree from the University of Utah College of Law in 1976 and was in private practice from 1976 until his appointment to the bench. Judge Eyre was appointed Nephi City attorney in 1978 and concurrently served as Juab County attorney from 1979 until his appointment to the bench. He served on the Jury Education Committee, the Justice Court Standards Committee, and the Children and Family Law Standing Committee. Judge Eyre served as the presiding judge of the Fourth District Court from 1999 to 2000, and on the Board of District Court Judges from 2000 to 2003. In 2004, he helped establish district courts in Juab and Millard counties. He currently serves on the Utah Judicial Council.

Judge Eyre's compliance with performance standards is as follows:

**Judge
Donald J. Eyre, Jr.**
District Court
Fourth Judicial District
(Wasatch, Utah, Juab, Millard)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 85 respondents for Judge Eyre.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	98	93	100	94	89	95	95	99	92	93	95	92	93
Excellent	%	52	44	49	34	31	34	51	41	46	28	36	32	31
More than Adequate	%	26	28	33	36	36	39	31	40	29	36	39	36	47
Adequate	%	20	22	17	24	22	22	14	19	17	28	20	23	15
Less than Adequate	%	2	5	0	5	9	5	2	0	7	6	5	5	5
Inadequate	%	0	2	0	1	2	0	2	1	1	1	0	3	2

Survey of Jurors

There were 59 respondents for Judge Eyre.

Yes	%	100	100	100	100	100	98	100	100
No	%	0	0	0	0	0	2	0	0

FOURTH JUDICIAL DISTRICT



Judge Fred D. Howard was appointed to the Fourth District Court in July 1995 by Gov. Michael O. Leavitt. He serves Juab, Millard, Utah, and Wasatch counties. He received a law degree from the J. Reuben Clark Law School at Brigham Young University in 1979. Before his appointment to the bench, Judge Howard was a partner with the law firm of Howard, Lewis & Petersen. In addition, he served as deputy county attorney for Carbon County from 1979 to 1982. Judge Howard serves as counselor of the A. Sherman Christensen Inn of the American Inns of Court. He has served as presiding judge of the Fourth District Court, on the Board of District Court Judges, and on the Utah Supreme Court Advisory Committee on the Rules of Professional Conduct.

Judge Howard's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

**Judge
Fred D. Howard**
District Court
Fourth Judicial District
(Wasatch, Utah, Juab, Millard)

Survey of Attorneys

There were 102 respondents for Judge Howard.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	96	91	98	90	89	93	97	96	92	86	97	96	91
Excellent	%	58	44	60	30	30	43	69	53	57	33	33	33	43
More than Adequate	%	28	26	28	38	30	36	21	36	26	27	43	36	35
Adequate	%	11	21	10	22	29	14	8	8	10	26	20	27	13
Less than Adequate	%	3	6	2	4	6	3	1	2	5	7	1	2	3
Inadequate	%	1	3	0	6	6	4	2	2	3	7	2	2	6

Survey of Jurors

There were 68 respondents for Judge Howard.

Yes	%	100	100	100	100	100	99	100	100
No	%	0	0	0	0	0	1	0	0

FOURTH JUDICIAL DISTRICT



Judge Claudia Laycock was appointed to the Fourth District Court in 2001. She graduated from Brigham Young University in 1974 and then taught at Dixon Junior High in Provo, Utah. She received her law degree from Brigham Young University and was admitted to the Utah State Bar in 1985. She practiced law in Provo for 3 years with Aldrich, Nelson, Weight & Esplin, specializing in criminal defense and family law. She joined the Utah County Attorney's Office in 1988 as a prosecutor, remaining there until her appointment to the bench. Prior to her appointment, she served on the board of the Women and Children in Crisis Center in Provo for 12 years. Judge Laycock served on the Standing Committee on Judicial Education for 6 years, the Supreme Court's Code of Judicial Conduct Committee for 2 years, and now serves on the Utah State Bar's Mentor Training and Resource Committee.

**Judge
Claudia Laycock**
District Court
Fourth Judicial District
(Wasatch, Utah, Juab, Millard)

Judge Laycock's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during her term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 109 respondents for Judge Laycock.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	92	83	99	87	84	95	87	95	90	89	90	91	91
Excellent	%	41	34	44	43	41	46	40	46	40	35	35	31	35
More than Adequate	%	32	28	32	23	26	33	25	27	24	31	33	37	34
Adequate	%	19	20	23	22	17	16	23	22	26	23	23	22	22
Less than Adequate	%	7	14	1	8	11	3	9	5	6	6	5	8	7
Inadequate	%	1	4	0	5	5	2	4	0	5	5	5	1	2

Survey of Jurors

There were 96 respondents for Judge Laycock.

Yes	%	100	100	100	100	100	100	100	100
No	%	0	0	0	0	0	0	0	0

FOURTH JUDICIAL DISTRICT



Judge Darold J. McDade was appointed to the Fourth District Court in July 2007 by Gov. Jon M. Huntsman, Jr. He serves Juab, Millard, Utah and Wasatch counties. Judge McDade received his law degree from the J. Reuben Clark Law School at Brigham Young University in 1990. Judge McDade was in private practice from 1991 to 1992 specializing in criminal defense and family law. In 1992, Judge McDade joined the Provo section of the Utah Attorney General's Office, Child and Family Support Division, representing the Office of Recovery Services, where he was serving as Section Chief prior to his appointment to the bench. Judge McDade also served as a volunteer judge pro tem in the Fourth District Court-Small Claims Division-from 2004 to 2007. In addition, Judge McDade was an elected member of the Pleasant Grove City Council from 2000 to 2007 and is a member of the Navajo Nation Bar Association.

Judge Darold J. McDade
District Court
Fourth Judicial District
(Wasatch, Utah, Juab, Millard)

Judge McDade's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

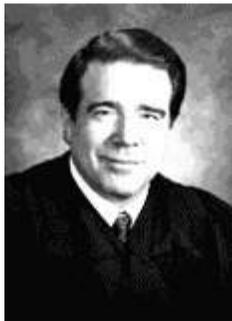
There were 73 respondents for Judge McDade.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	97	96	98	86	87	99	99	100	99	85	97	96	92
Excellent	%	50	50	54	23	25	34	54	45	45	26	30	30	36
More than Adequate	%	30	32	28	31	28	41	34	41	43	35	41	39	33
Adequate	%	18	14	16	32	34	24	11	13	11	24	26	28	23
Less than Adequate	%	1	3	2	13	10	1	1	0	0	11	2	0	5
Inadequate	%	1	1	0	1	3	0	0	0	1	3	2	4	3

Survey of Jurors

There were 31 respondents for Judge McDade.

Yes	%	100	100	100	100	100	94	100	100
No	%	0	0	0	0	0	6	0	0



Judge Sterling Sainsbury was appointed to the Fourth District Juvenile Court in August 1994 by Gov. Michael Leavitt. Judge Sainsbury served on the Eighth District Juvenile Court bench until 1996. He received a law degree from the J. Reuben Clark College of Law at Brigham Young University in 1981. From 1981 to 1983, he worked in private practice. From 1981 until his appointment to the bench, he was a deputy Utah County attorney. From 1987 to 1992, Judge Sainsbury was a guest instructor at Brigham Young University in the Department of Social Work. He is a past member of the Supreme Court's Advisory Committee on Rules of Juvenile Court Procedure, Utah Sentencing Commission, Utah County Gang Task Force, and recently served on the Board of Juvenile Court Judges. He currently serves as the presiding judge of the Fourth District Juvenile Court.

Judge Sterling B. Sainsbury
Juvenile Court
Fourth Judicial District
(Wasatch, Utah, Juab, Millard)

Judge Sainsbury's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 62 respondents for Judge Sainsbury.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	95	95	98	98	95	97	97	100	98	97	100	96	95
Excellent	%	51	52	59	50	51	44	49	55	49	42	48	42	48
More than Adequate	%	35	31	29	35	33	44	38	39	38	42	42	40	39
Adequate	%	10	11	10	13	11	8	10	6	11	12	10	14	8
Less than Adequate	%	5	5	2	2	5	2	3	0	2	2	0	2	5
Inadequate	%	0	0	0	0	0	2	0	0	0	2	0	2	0

JUSTICE COURT JUDGES



**Judge
W. Brent Bullock**
Lindon & Pleasant Grove
Municipal Justice Court
(Utah County)

Judge W. Brent Bullock was appointed to the Pleasant Grove Justice Court in May 1991 and to the Lindon Justice Court in July 1998. He is a graduate of Brigham Young University with a Bachelors' Degree in Law Enforcement Management, a Master of Public Administration Degree and a law degree from Brigham Young University, J. Rueben Clark Law School in 1987. He is an Associate Professor in the Criminal Justice program at Utah Valley University and maintains a part-time law practice. He has served on the Utah State Court Interpreter and Translation Committee and is currently serving on the Detection of Deception Licensing Board.

Judge Bullock's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Scott J. Cullimore**
Utah County Justice Court
(Utah County)

Judge Scott J. Cullimore has served as Judge of the Utah County Justice Court for fourteen years. He graduated from Brigham Young University with a degree in Criminal Justice. Prior to his appointment to the bench, he worked as a supervisor for the Department of Adult Probation and Parole, State of Utah. He retired from his Law Enforcement career after twenty years of service. His professional career, prior to Adult Probation and Parole, included working as a Correctional Officer at the Utah State Prison, a Drivers License Examiner for the Department of Public Safety, a Psychiatric Aid at the Utah State Hospital, and a Field Investigator for the Department of Assistance Payments. He also taught Substance Abuse Classes for the Utah County Department of Human Services. He has been a member of the Advisory Board of Adult Probation and Parole. He has served on the Lindon City Council and as the Mayor of Lindon City. Judge Cullimore was bestowed with the honor of "Justice Court Judge of the Year" in 2003. He is active in his church and community, and is currently a member of the Lindon Historic Committee.

Judge Cullimore's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
David C. Dahlquist**
Payson Municipal
Justice Court
(Utah County)

Judge David C. Dahlquist was appointed judge of the Payson Justice Court in April 2008 and took the bench in July 2008, after being certified by the Utah Judicial Council. Since taking the bench, he has been actively involved in judicial education and is working toward completion of a legal studies certificate and award through the Judicial Institute of the Administrative Office of the Courts. He graduated magna cum laude from the University of Utah in 1975 with a degree in music education and worked for 30 years as choral director at Payson High School in Nebo School District before retiring in June, 2005. In addition to his credentials in music education, he was also certified in secondary social studies and taught across the spectrum of both disciplines. Judge Dahlquist is the founder and musical director of the Payson Civic Chorale and has been actively involved on both sides of the stagelights for many years with the Payson Community Theater.

Judge Dahlquist's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Ronald R. Hare**
Fillmore Municipal Justice
Court & Millard County Justice
Court East Millard Precinct
(Millard County)

Judge Ronald R. Hare graduated from the University of Utah College of Law in June 1971. He practiced as a sole practitioner in Fillmore prior to being sworn in as Justice Court judge for East Millard Justice Court in January 1979. He has been appointed to conduct preliminary hearings in felony cases as assigned by the Fourth District Court judges. Judge Hare served on the Utah Judicial Council from October 1998 to October 2004, and on the Justice Court Board from October 2004 to April 2006 and November 2006 to April 2010.

Judge Hare's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Debra Haveron**
Millard County Justice Court
West Millard Precinct
(Millard County)

Judge Debra L. Haveron was appointed in 1995 as the Justice Court Judge for the West Millard County Justice Court after having worked as the court clerk since 1991. She has attended the National Judicial College in Reno, Nevada, and is a graduate of the Legal Institute for Justice Court Judges. Each year she has students from the local elementary schools come to her courtroom for a presentation on the courts and a mock trial experience. She has also done outreach programs in the middle school and high school. Judge Haveron has served as a member of the Board of Justice Court Judges, the Justice Court Education Committee, the Bail Committee and as an assistant district education director.

Judge Haveron's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
O. Lane McCotter**
Wasatch County
Justice Court
(Wasatch County)

Judge Lane McCotter was appointed to the Wasatch County Justice Court in May 2005. He is a graduate of North Carolina State University and received a M.A. in Criminology from Sam Houston State University. As a career U.S. Army officer for 22 years, Judge McCotter devoted the majority of his time to criminal justice command assignments, and retired as a colonel in 1984. He is a graduate of the Army Command and General Staff College, the Air Force War College, and the F.B.I. National Academy. Prior to coming to Utah in 1991, Judge McCotter served as director of both the Texas and New Mexico prison systems. In 1991, he became the director of the Utah Department of Corrections, serving until 1997. During this period he also served on the Utah POST Council. From 1998 until 2002, Judge McCotter served as chair on the Fourth Judicial District Nominating Commission. In May 2003, Judge McCotter was selected to serve on the U.S. Department of Justice criminal justice team to assess and implement a plan to rebuild the Iraq criminal justice system. He served in Iraq until September 2003.

Judge McCotter's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Darwin R. Poulsen**
Alpine & Highland
Municipal Justice Court
(Utah County)

Judge Darwin R. Poulsen was raised on a farm in Idaho where he learned the value of hard work. After completing high school he graduated from Brigham Young University with a degree in Sociology and a minor in Business Management. He spent two years teaching school and then decided to go into Sales which he continued for 30 years. He received outstanding sales performance awards annually as a member of the President's Club. He was awarded a Certificate of Public Service Merit from the Utah Alcoholism Foundation and a Community Service Award from Highland City. He was appointed Judge of the Highland Justice Court in August 1990 and was certified by the Utah Judicial Council. Currently he serves as the Alpine Justice Court Judge and the Highland Justice Court Judge. Judge Poulsen is married and has four children and 17 grandchildren.

Judge Poulsen's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Stevan W. Ridge**
Utah County Justice Court
(Utah County)

Judge Stevan W. Ridge is a Utah native born and raised in Utah County. He was educated at Utah State University in Logan, Utah and Weber State University in Ogden, Utah. He is a graduate of the Utah Law Enforcement Academy and the Utah Corrections Academy. He served as a professional law enforcement officer with the Wasatch County Sheriff's Department and the Utah Department of Corrections for a total of 23 years. Judge Ridge was appointed as Heber City Justice Court Judge on June 1, 2002 and was then appointed as Utah County Justice Court Judge in January of 2008. He has served a total of eight years on the bench. Judge Ridge has completed the Utah Judicial Institute training program and has served two terms as the Education Director for the Fourth District Justice Court Judges.

Judge Ridge's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

The Utah Supreme Court has ordered one public reprimand of Judge Ridge since February 2007. On May 12, 2010, the Court publicly reprimanded Judge Ridge for altering a sentence, which created an appearance of impropriety in violation Canon 2 of the Code of Judicial Conduct.

Judge Ridge presided over a justice court bench trial at which the defendant was found guilty of a traffic violation. Judge Ridge imposed a modest fine as the sentence. When the defendant stated his intention to appeal, Judge Ridge announced he would change the sentence to the maximum penalty, which entailed a substantial fine and ninety days in jail. Judge Ridge's motivation for changing the sentence was to provide the district court with more sentencing discretion on appeal. The imposition of the augmented sentence created the appearance, and caused the defendant to believe, that Judge Ridge was punishing him for exercising his right to appeal.

JUSTICE COURT JUDGES



**Judge
Stanley K. Robison**
Delta Municipal
Justice Court
(Millard County)

Judge Stan Robison, was appointed Delta City Justice Court Judge in July 1983 and has served in that position since. He was raised in Delta, graduated from B.Y.U. with a degree in Accounting, Business Education and Economics. He worked in the petroleum distribution business for 38 years in the Delta area. He served as a West Millard EMT for 13 years and as Secretary for the Millard County Jr. Livestock Show for a number of years. He has served as Justice Court District Education Director and on the State Court Planning and Building Committee. He is married and has five children and eight grandchildren.

Judge Robison's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Vernon F. Romney**
Provo Municipal
Justice Court
(Utah County)

Judge Vernon F. Romney was reared in Salt Lake City, and attended the public schools there. He graduated from BYU, first with a degree in English in 1979, and later with a law degree in 1982. For twenty-two years, he worked in the Provo City attorney's office, most of that time serving as lead city prosecutor. During his career as an attorney, he served as president of the Central Utah Bar Association, president of the Utah Municipal Prosecutor's Association, chair of the Fourth District Court's victims' rights committee, as a member of the Utah Domestic Violence Council, and as a member of the training committee for the Utah Prosecution Council. He was appointed to the bench in April, 2007, and took the bench in July, 2007 as the first judge of the new Provo City justice court. He is fluent in Spanish, and his hobbies include reading, running, and attending ball games, particularly football. Judge Romney and his wife have four grown children and four grandchildren.

Judge Romney's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Garry R. Sampson**
Lehi Municipal
Justice Court
(Utah County)

Judge Garry R. Sampson was appointed to the Lehi City Justice Court in May of 2004. He attended Utah Valley State College, Brigham Young University and The University of Phoenix for a bachelors in Business Administration and a minor in Education. Prior to his appointment to the bench, he served as the Court Administrator. Prior to becoming the Court Administrator, he worked as an Instructional Designer for computer based educational technology and was an adjunct faculty member for UVSC. Judge Sampson received the District Award of Merit and Silver Beaver from the Boy Scouts of America for his service in Scouting. Judges Sampson is active in his church and community, having served on the Lehi City Council and as Mayor of Lehi. He has completed the Legal Institute for Justice Court Judges through the Administrative Office of the Court. Judge Sampson is married and has six children and 24 grandchildren.

Judge Sampson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

The Utah Supreme Court has ordered one public reprimand of Judge Sampson since February 2004. On December 17, 2009, the Court publicly reprimanded Judge Sampson for pointing a firearm at his bailiff as a joke, which did not meet the high standard of conduct required by Canon 1 of the Code of Judicial Conduct.

During a time when court was not in session, Judge Sampson's bailiff jokingly threatened to splash water on him. Judge Sampson pointed a small firearm at her. The bailiff and two other individuals who were present perceived Judge Sampson was joking and had no intention to threaten or harm anyone. Nonetheless, the bailiff and one of the other individuals were concerned the firearm might accidentally discharge.



**Judge
Keith L. Stoney**
Saratoga Springs & West
Valley City Municipal
Justice Court
(Utah & Salt Lake Counties)

Judge Stoney was the first judge appointed to the West Valley City Justice Court on July 1, 2001 where he currently serves as presiding judge. He has a Bachelor of Arts degree in Interpersonal Communication from Brigham Young University and a Juris Doctorate from the J. Reuben Clark School of Law. Prior to taking the bench, he was an Administrative Law Judge, the Chief Prosecutor for West Valley City for 16 years, and has also managed a private law practice. He has taught at Brigham Young University and at the J. Reuben Clark School of Law as an adjunct professor. He has been an instructor for Utah Peace Officer Standards and Training, Salt Lake Community College, Utah Department of Corrections, and Western Community Policing Center. Judge Stoney is presently a justice court judge mentor to newly appointed judges and serves as a Justice Court representative on the Utah Judicial Council.

Judge Stoney's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Sherlynn White
Fenstermaker**
Mapleton & Springville
Municipal Justice Court
(Utah County)

Judge Sherlynn White Fenstermaker was appointed to serve as a Judge in the Springville and Mapleton Justice Courts in 2007. She was born in Cedar City, Utah and attended schools in Parowan and Cedar City, Utah. She graduated from Southern Utah State College in 1975 with a degree in Political Science. Judge Fenstermaker graduated from the J Reuben Clark Law School at Brigham Young University in 1979. She practiced law in Salt Lake City with the firm of Hanson, Russon, Hanson and Dunn from 1979 to 1984. Since 1984 she has been a member of the firm of Ivie and Young in Provo, Utah. From 1985 to 2007, she also worked as the Springville City Prosecutor. Judge Fenstermaker previously served on the Springville Library Board, the Utah County Housing Authority Board and as a member of the Utah County Career Services Council.

Judge White Fenstermaker's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



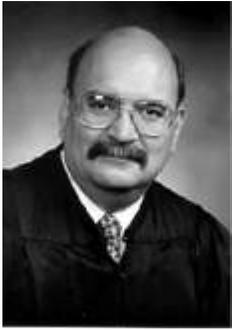
**Judge
Sharla Williams**
Genola, Goshen, Juab,
Levan, Nephi & Santaquin
Municipal Justice Courts
(Juab & Utah Counties)

Judge Sharla T. Williams was appointed to Nephi Precinct Court in Juab County in January 1991. In September 2008, Judge Williams was appointed to the Santaquin/Genola/Goshen Justice Court. She attended the National Judicial College in Reno, Nevada. She was given the Honor of "Dedicated Service" in the year 1995.

Judge Williams's compliance with performance standards is as follows:

- 1) Had more than the maximum allowable cases held under advisement, but showed good cause why she should nevertheless be certified.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

COURT OF APPEALS



**Judge
William A. Thorne, Jr.**
Court of Appeals
(All Counties)

Judge William Thorne, Jr. was appointed to the Utah Court of Appeals in May 2000 by Gov. Michael Leavitt. He was a judge in the Third Circuit Court for eight years and served in the Third District Court for six years. Judge Thorne received a B.A. from the University of Santa Clara in 1974 and a J.D. from Stanford Law School in 1977. Judge Thorne has served on numerous national organizations related to children, including among others the Board of Directors for National CASA, the ABA Committee on the Unmet Legal Needs of Children, the PEW Commission on Children in Foster Care and is currently serving on the Board of Directors for the Evan B. Donaldson Adoption Institute. He is a former member of the Utah Judicial Council, the Board of Circuit Court Judges, and the Board of Directors for the National Indian Court Judges Association.

Judge Thorne's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys.

There were 84 respondents for Judge Thorne.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10
Total Favorable	%	94	89	100	87	82	83	89	96	78	81
Excellent	%	59	55	67	41	37	35	43	57	32	42
More than Adequate	%	17	19	16	26	26	27	25	25	29	24
Adequate	%	18	15	17	20	19	22	21	14	17	15
Less than Adequate	%	2	5	0	5	6	10	6	2	13	13
Inadequate	%	4	6	0	8	12	7	5	1	9	6

FIFTH JUDICIAL DISTRICT



Judge Hans Q. Chamberlain was appointed to the Fifth District Juvenile Court in August 1995 by Gov. Michael O. Leavitt. He serves Beaver, Iron, and Washington counties. Prior to his appointment to the bench, he was the senior member of the law firm of Chamberlain & Higbee. He also served as Iron County attorney for eight years and is the past president of the Utah State Bar, the Statewide Association of Prosecutors and the Southern Bar Association. Judge Chamberlain has also been a member of the Utah State Board of Regents and is a past member and chair of the Southern Utah University Board of Trustees. He has served on the Board of Juvenile Court Judges and was chair from 1997 to 1998. He is a past member and chair of the Standing Committee on Court Facilities Planning. Judge Chamberlain currently serves as the vice chair of the Judicial Council.

Judge Chamberlain's compliance with performance standards is as follows:

Judge

Hans Q. Chamberlain

Juvenile Court
Fifth Judicial District
(Beaver, Iron, Washington)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 26 respondents for Judge Chamberlain.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	96	92	96	100	96	100	100	100	96	96	100	100	100
Excellent	%	50	35	46	44	38	42	42	54	46	24	43	41	58
More than Adequate	%	35	46	31	40	50	35	42	38	35	56	39	41	27
Adequate	%	12	12	19	16	8	23	15	8	15	16	17	18	15
Less than Adequate	%	4	8	4	0	0	0	0	0	4	4	0	0	0
Inadequate	%	0	0	0	0	4	0	0	0	0	0	0	0	0



Judge Thomas M. Higbee was appointed to the Fifth District Juvenile Court in January 2001 by Gov. Michael O. Leavitt. He serves Beaver, Iron, and Washington counties. Judge Higbee received his law degree from the University of Utah Law School in 1980. Prior to his appointment, Judge Higbee was in private practice for 20 years. He was the senior partner in the law firm of Higbee & Jensen at the time of his appointment. Judge Higbee currently serves on the Board of Juvenile Court Judges and as co-chair of the Judicial Council's Standing Committee on Children and Family Law.

Judge Higbee's compliance with performance standards is as follows:

Judge

Thomas M. Higbee

Juvenile Court
Fifth Judicial District
(Beaver, Iron, Washington)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 47 respondents for Judge Higbee.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	98	93	98	100	96	98	96	100	94	100	93	95	98
Excellent	%	70	59	69	63	64	70	70	70	60	54	49	52	70
More than Adequate	%	13	22	19	28	22	15	26	23	28	33	36	32	17
Adequate	%	15	13	10	9	9	13	0	6	6	13	9	11	11
Less than Adequate	%	2	7	2	0	2	2	4	0	4	0	7	5	2
Inadequate	%	0	0	0	0	2	0	0	0	2	0	0	0	0

FIFTH JUDICIAL DISTRICT



Judge G. Rand Beacham was appointed to the Fifth District Court in August 1995 by Governor Michael O. Leavitt. He serves Washington, Iron, and Beaver counties. Judge Beacham graduated from Snow College, Utah State University, and the University of Utah College of Law. Prior to his appointment to the bench, he was in private legal practice for 15 years in the areas of civil litigation, transactions, and business work. Judge Beacham has been a member of the Board of District Court Judges, the presiding judge of the Fifth District Court, co-chair of the Standing Committee on Children and Family Law, a member of the Judicial Council, and president of the Scott M. Matheson, Sr. American Inn of Court.

Judge Beacham's compliance with performance standards is as follows:

**Judge
G. Rand Beacham**
District Court
Fifth Judicial District
(Beaver, Iron, Washington)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 92 respondents for Judge Beacham.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	93	88	99	95	92	93	83	99	89	88	78	93	88
Excellent	%	55	49	68	59	53	49	43	57	45	45	24	32	45
More than Adequate	%	19	27	20	26	28	27	23	32	26	30	22	32	29
Adequate	%	18	13	10	10	12	17	17	10	18	13	32	29	14
Less than Adequate	%	4	5	0	4	2	2	9	1	6	7	14	5	5
Inadequate	%	3	6	1	1	5	4	9	0	4	5	8	2	7

Survey of Jurors

There were 48 respondents for Judge Beacham.

Yes	%	100	100	100	100	100	92	100	100
No	%	0	0	0	0	0	8	0	0

JUSTICE COURT JUDGES

No photograph available

Judge Ken Armstrong was appointed to the Santa Clara Justice Court in February 2000. Before his appointment he served in the US Army and received a Bronze Star Medal while serving in South Viet Nam. In 1976 he graduated Cum Laude from Metropolitan State College in Denver, Colorado with a degree in Criminal Justice and Outdoor Recreation. He worked as a law enforcement officer and firefighter for the next 22 years. In 2006 he was awarded a Certificate in Legal Studies from the Administrative Office of the Courts. From 2002 until 2009 he served as education Director for Justice Courts in Utah's Fifth Judicial District.

Judge

Kenneth E. Armstrong

Santa Clara Municipal
Justice Court
(Washington County)

Judge Armstrong's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



Judge Shadrach C. Bradshaw was appointed to the Beaver County Justice Court in January 1995. He owned and operated a dairy farm until 2003. Since that time, he has served as the recreational director for Beaver City. For more than 30 years, Judge Bradshaw has been active in Cub Scouts and Boy Scouts and has volunteered for many community youth programs.

Judge Bradshaw's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Judge

Shadrach Bradshaw

Beaver County Justice
Court Beaver Precinct
(Beaver County)



Judge Lee L. Bunnell was appointed to the bench in January 1984 as a part-time judge for Washington City. At that time Washington was a city of 4,000 people. He has seen it grow to about 40,000 at present. The court started at a class IV, and is now a class II. He has ruled on approximately 40,000 cases in 26 years. Judge Bunnell graduated from Dixie College with an Associate Degree, then from Weber State College with a B.S. degree, then from University of Utah with a Masters of Science degree. He taught six years in public schools, first Weber High School in Ogden, then Rancho High School in Las Vegas. He then was appointed Head Football Coach at Dixie College in St. George. After coaching for nine years he resigned as coach and accepted a position in the Science department at Dixie College where he taught Biology and Math. Later he was appointed Dean of the department of Science and Math. Judge Bunnell retired in 2005 after thirty-eight years of teaching. Judge Bunnell is married to Carol (Larson), and just celebrated 46 years of marriage. They have five children, fourteen grandchildren, and four great grandchildren.

Judge Bunnell's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Judge

Lee Bunnell

Washington Municipal
Justice Court
(Washington County)

JUSTICE COURT JUDGES

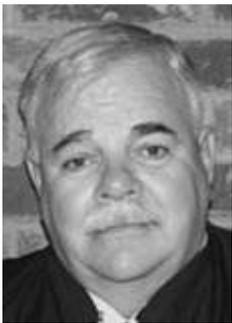


**Judge
Douglas Whitlock**
Enterprise Municipal Justice
Court & Washington County
Justice Court
(Washington County)

Judge Douglas A. Whitlock has served as judge of the Enterprise Justice Court since November 1990. In January 2003, he was appointed by the Washington County Commission to serve as a full-time judge in the Washington County Justice Court. In March 2009, he earned a Certificate in Legal Studies from the Legal Institute for Justice Court Judges. Judge Whitlock was voted Justice Court Judge of the Year by the association and board of justice court judges in 2005. He currently serves as a member of the Washington County Domestic Violence Coalition and as a member of the Utah State Fine and Bail committee. Judge Whitlock received the Second Miller Award and the District Award of Merit for Service to Youth from the Pilot Peak District of the Boy Scouts of America. He has served on the Washington County Board of Adjustments and for 19 years as Fire Chief for the City of Enterprise.

Judge Whitlock's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Dennis Byron Cox**
Beaver County Justice
Court Milford Precinct
(Beaver County)

Judge Dennis Cox was appointed to the Beaver County Justice Court, Milford Precinct, in January 2007. Judge Cox has served as chief of police in Milford and as a deputy sheriff for Beaver County. He serves as the Southern Utah Area Blue & Gold Information Officer for the United States Naval Academy at Annapolis, Maryland. Judge Cox retired from public education in 2005. Judge Cox received the Silver Beaver from the Utah National Parks Council in 2001. In 2000, he received the Utah Hunter Education Instructor of the Year, Southern Region, from the Utah Division of Wildlife Resources.

Judge Cox's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Paul E. Dame**
Washington County
Justice Court
(Washington County)

Judge Paul Dame was appointed to the Washington County Justice Court as a full-time judge in 2004. He earned a law degree, cum laude, from BYU in 1990. Prior to becoming a judge, he worked as an attorney at Parsons Behle & Latimer (1990-1994), served as a Deputy Washington County Attorney (1994-1995), served as the St. George City Prosecutor (1995-1998), and served as the Chief Deputy Washington County Prosecutor (1998-2004). Judge Dame received the 2008 Utah Justice Court Judge of the Year Award. Currently, he serves on the Justice Court Forms Subcommittee and is a regular member of the Justice Court training faculty.

Judge Dame's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES

No photograph available

Judge Brent A. Dunlap was appointed to the Iron County Justice Court in February 2007. Prior to being appointed, Judge Dunlap served in law enforcement for 21 years. Judge Dunlap is currently a member of the Justice Court Judges Education Committee.

Judge Dunlap's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Brent A. Dunlap
Iron County Justice Court
(Iron County)



Judge Margaret Miller began working in the Cedar Precinct Justice Court in May, 1973. She has been District Director and Assistant Director for the Fifth District within the Justice Court Judges Association. Judge Miller has been on the Boards of ABLE, Inc. and the Cedar City Housing Authority. She has assisted with juvenile offender programs within the Fifth District and has served on the Board to Review Court Procedures. Judge Miller received the Cedar City Business and Professional Women's honor as Women of Achievement in 1986 and 1997 and the Utah Federation Business and Professional Women's State honor as Women of Achievement in 1986. She was named Judge of the Year in 1988 and 1992. She has received the Quality of Justice Award. She was named Iron County resource person of the year and Division of Youth Corrections Region III Outstanding Volunteer in 1998.

Judge Miller's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Judge Margaret Miller
Iron County Justice Court
(Iron County)



Judge Karlin Myers was appointed to the Hurricane City Justice Court in July 2005. He serves East Washington County, including the cities of Hurricane, LaVerkin, Virgin, Rockville, and Springdale. Judge Myers is a graduate of Oregon State University and Willamette University College of Law. He has been admitted to practice law in the state and federal courts in Oregon, Idaho, and Utah. Prior to his appointment to the bench, Judge Myers maintained a private law practice for 15 years with an emphasis on criminal defense. Judge Myers currently serves as the Justice Court representative on the Court Interpreter Committee.

Judge Myers's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Judge Karlin S. Myers
Hurricane Municipal
Justice Court
(Washington County)

JUSTICE COURT JUDGES



Judge Jetta Robinson was appointed to the Beaver County Justice Court in 1981. She has served as the Minersville City Justice of the Peace and has served two terms on the Utah State Bail Schedule Committee. She is currently the Beaver County Justice Court Judge for the Minersville Precinct.

Judge Robinson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Judge

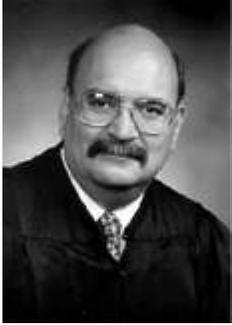
Jetta A. Robinson

Beaver County Justice Court

Minersville Precinct

(Beaver County)

COURT OF APPEALS



**Judge
William A. Thorne, Jr.**
Court of Appeals
(All Counties)

Judge William Thorne, Jr. was appointed to the Utah Court of Appeals in May 2000 by Gov. Michael Leavitt. He was a judge in the Third Circuit Court for eight years and served in the Third District Court for six years. Judge Thorne received a B.A. from the University of Santa Clara in 1974 and a J.D. from Stanford Law School in 1977. Judge Thorne has served on numerous national organizations related to children, including among others the Board of Directors for National CASA, the ABA Committee on the Unmet Legal Needs of Children, the PEW Commission on Children in Foster Care and is currently serving on the Board of Directors for the Evan B. Donaldson Adoption Institute. He is a former member of the Utah Judicial Council, the Board of Circuit Court Judges, and the Board of Directors for the National Indian Court Judges Association.

Judge Thorne's compliance with performance standards is as follows:

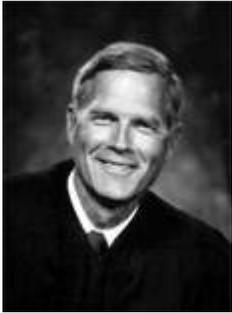
- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 84 respondents for Judge Thorne.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10
Total Favorable	%	94	89	100	87	82	83	89	96	78	81
Excellent	%	59	55	67	41	37	35	43	57	32	42
More than Adequate	%	17	19	16	26	26	27	25	25	29	24
Adequate	%	18	15	17	20	19	22	21	14	17	15
Less than Adequate	%	2	5	0	5	6	10	6	2	13	13
Inadequate	%	4	6	0	8	12	7	5	1	9	6

SIXTH JUDICIAL DISTRICT



Judge Paul D. Lyman was appointed to the Sixth District Juvenile Court in July 2000 by Gov. Michael O. Leavitt. He serves Garfield, Kane, Piute, Sanpete, Sevier, and Wayne counties. He received a law degree from the University of Chicago Law School in 1979. Judge Lyman was in private practice at the time of his appointment to bench. That practice included part-time Deputy Sevier County Attorney, Wayne County Attorney, and Salina City Attorney. Prior to that, he served in the United States Air Force from 1980 to 1985, achieving the rank of Captain. Judge Lyman was elected Mayor of Richfield from 1994 to 1998 and was on the Richfield City Council from 1989 to 1994. He has served on the Board of Juvenile Court Judges, including as board chair.

Judge Lyman's compliance with performance standards is as follows:

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had fewer than the maximum allowable cases held under advisement.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Judge

Paul D. Lyman

Juvenile Court
Sixth Judicial District
(Sanpete, Sevier, Piute, Wayne,
Garfield, Kane)

Survey of Attorneys There were 33 respondents for Judge Lyman.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	85	84	93	88	85	91	78	100	88	91	100	94	88
Excellent	%	33	34	36	36	47	48	31	48	27	28	39	31	30
More than Adequate	%	30	31	43	36	26	30	22	36	33	47	42	41	39
Adequate	%	21	19	14	15	12	12	25	15	27	16	18	22	18
Less than Adequate	%	12	9	4	9	12	6	19	0	12	6	0	6	6
Inadequate	%	3	6	4	3	3	3	3	0	0	3	0	0	6

JUSTICE COURT JUDGES

No photograph available

Judge Roy Brown was born and has lived most of his life in Wayne County. After 35 years in the construction business, he recently retired. Judge Brown was appointed to the Wayne County West Precinct Justice Court in 1988 and to the Wayne County Justice Court in 1992. Judge Brown has been active in church and civic activities.

Judge Brown's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

**Judge
Roy Brown**
Wayne County
Justice Court
(Wayne County)

No photograph available

Judge Russell Bulkley was appointed to the Garfield County Justice Court in 2007. Served on Panguitch City Justice Court 1997 to 2007. Received B.S. degree from Utah State University in 1973. Graduated from Utah Police Academy in 1974.

Judge Bulkley's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

**Judge
Russell Bulkley**
Garfield County
Justice Court
(Garfield County)



Judge Elizabeth Christensen was appointed to the Escalante City Justice Court in 2005. Originally from Wisconsin, she has made her home in Escalante, Utah for the past thirty years. Beth earned a BS in Natural Resource Management from Utah State University in 1980, followed by a BS in Elementary Education from Southern Utah University in 1990. She is currently working on her legal studies certificate. Beth has been an employee of the Garfield School District for the past twenty-three years. In addition to her job as a full-time elementary school teacher, Beth is active in her community and church. In her free time she enjoys reading, walking, gardening, and spending time with her family and friends.

Judge Christensen's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

**Judge
Elizabeth A. Christensen**
Escalante Municipal
Justice Court
(Garfield County)

JUSTICE COURT JUDGES



Judge F. Kirk Heaton has served as the Kane County Justice Court Judge since April 1990. He previously served Kane County as its County Attorney for nine years. He received his law degree as a member of the charter class of the J. Reuben Clark Law School at Brigham Young University.

Judge Heaton's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Judge

F. Kirk Heaton

Kane County Justice Court
(Kane County)

No photograph
available

Judge Gary L. Johnson was appointed to serve as the Judge for the Kanab City Justice Court on July 1, 1998. Judge Johnson received his B.S. from Southern Utah University. He has attended the National Judicial College and completed the advanced evidence course as well as the Justice Court Orientation and the level one Legal Institute. He is currently (2003) enrolled in the level two Legal Institute. Judge Johnson currently serves on the Justice Court Board of Judges and has served in the past as assistant education director for the sixth district. Outside of the legal arena he serves as an assistant football coach for Kanab High School.

Judge Johnson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Judge

Gary Johnson

Kanab Municipal
Justice Court
(Kane County)

No photograph
available

Judge Martin Nay was born and raised in Panguitch City, Utah. He was the Chief of Police for about 18 years. He was also on the Post Council for 8 years and really enjoyed this responsibility. Two and one half years ago he applied for the JP job and was appointed by the mayor and city council. He has enjoyed the trainings and getting to know other JP's throughout the state. He has enjoyed working in this position and looks forwards to serving our citizens and the residences of Panguitch City and Garfield County.

Judge Nay's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

Judge

Martin Nay

Panguitch Municipal
Justice Court
(Garfield County)

JUSTICE COURT JUDGES



**Judge
Kent Nielsen**
Sevier County Justice Court
(Sevier County)

Judge Kent Nielsen was elected to the bench in 1983. Judge Nielsen is the first graduate from both the national and state legal institutes for judges. He has served on the Judicial Council, was chair of the Board of Justice Court Judges, and director for the Six County Judges. Judge Nielsen has served on the Court Technology Committee, the Justice Court Education Committee, was chair of the Court Curriculum Committee, and is currently the chair of the Forms and Procedures Committee. Judge Kent Nielsen was awarded the Justice Court Judge of the year, Regional Director of the Year, and received the Quality of Justice Award.

Judge Nielsen's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Ivo Ray Peterson**
Fairview, Fountain Green,
Gunnison, Manti, Moroni,
Mt. Pleasant, & Spring City
Municipal Justice Court
(Sanpete County)

Judge Ivo Ray Peterson was appointed to be Justice Court Judge for Manti City in January 2000. Since that time he has been appointed Justice Court judge by Mt. Pleasant, Moroni, Fairview, Spring City, Fountain Green, Gunnison, and Ephraim cities. Judge Peterson completed the Utah Legal Institute for Justice Court Judges in April 2002. He is presently assistant regional director for education, he has served on the committee to create a Drug Court in Sanpete County and is a member of the Domestic Violence Team in Sanpete County. Judge Peterson holds both Bachelor of Fine Arts and Master of Fine Arts Degrees from the University of Utah and is a Certified Vocational Rehabilitation Counselor through Utah State University. Judge Peterson presents information to high school drivers education classes, junior high civics and fifth grade classes about current Utah law.

Judge Peterson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term, but failed to attend the annual justice court judges' conference in one year during his term. He showed good cause why he should nevertheless be certified.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Thomas Lee Robertson**
Piute County
Justice Court
(Piute County)

Judge Thomas Robertson has served the Piute Justice Court since 2002. He has been a business owner in Piute County for the last 17 years and spent 25 years in the insurance business. Judge Robertson attended college in California. He has served on the Justice Court Education Committee since 2007 and has been the Sixth District Court Judge director since 2008. Judge Robertson attended the Legal Institute in 2009 and received their certification in criminal law. He has been married for 28 years and has five children.

Judge Robertson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
Lesley Scott**

Aurora & Salina Municipal
Justice Court
(Sevier County)

Judge Lesley Scott was appointed judge for the Salina City Justice Court in April 2001. Shortly after this he was also appointed judge of Aurora City Justice Court. Prior to moving to Salina Utah in 2000 Les Scott was employed by the City of Corona, California Police Department for 29 years. He spent 4 years in the Patrol Division and the next 25 years, until he retired in 1991, in the Detective Bureau. While employed by the Corona Police Dept. he served as president of the Corona Police Officers Association for 17 years. Les enjoys camping with his wife Velta, flying radio control airplanes, golf, and rock hounding.

Judge Scott's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Peter J. Thompson**

Big Water Municipal
Justice Court
(Kane County)

Judge Peter J. Thompson was appointed to the Big Water Justice Court in February 2006. Judge Thompson holds an Associate's degree in Criminal Justice and is currently pursuing a JD degree in William Howard Taft University School of Law. Judge Thompson attended Reno Judicial College and completed the course in Special Court Jurisdiction. Judge Thompson is also enrolled in the Legal Institute for Justice Court Judges.

Judge Thompson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

COURT OF APPEALS



Judge William Thorne, Jr. was appointed to the Utah Court of Appeals in May 2000 by Gov. Michael Leavitt. He was a judge in the Third Circuit Court for eight years and served in the Third District Court for six years. Judge Thorne received a B.A. from the University of Santa Clara in 1974 and a J.D. from Stanford Law School in 1977. Judge Thorne has served on numerous national organizations related to children, including among others the Board of Directors for National CASA, the ABA Committee on the Unmet Legal Needs of Children, the PEW Commission on Children in Foster Care and is currently serving on the Board of Directors for the Evan B. Donaldson Adoption Institute. He is a former member of the Utah Judicial Council, the Board of Circuit Court Judges, and the Board of Directors for the National Indian Court Judges Association.

Judge Thorne's compliance with performance standards is as follows:

**Judge
William A. Thorne, Jr.**
Court of Appeals
(All Counties)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys There were 84 respondents for Judge Thorne.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10
Total Favorable	%	94	89	100	87	82	83	89	96	78	81
Excellent	%	59	55	67	41	37	35	43	57	32	42
More than Adequate	%	17	19	16	26	26	27	25	25	29	24
Adequate	%	18	15	17	20	19	22	21	14	17	15
Less than Adequate	%	2	5	0	5	6	10	6	2	13	13
Inadequate	%	4	6	0	8	12	7	5	1	9	6

SEVENTH JUDICIAL DISTRICT



Judge Douglas B. Thomas was appointed to the Seventh District Court in April 2007 by Governor Jon M. Huntsman, Jr. He serves Carbon, Emery, Grand, and San Juan counties. Judge Thomas received his undergraduate degree from Weber State University, an M.B.A. from the University of Utah, and Juris Doctorate from the University of Utah College of Law in 1989. He worked for the law firm of Van Cott, Bagley, Cornwall and McCarthy and later was a shareholder with Gridley, Ward and Shaw where he managed the firm's Layton office. Judge Thomas was appointed as a District Court Commissioner in 2003 where he served until his present appointment. In addition to his courtroom responsibilities, he currently serves on the Board of District Court Judges, the Family Law Executive Committee of the Utah State Bar and as co-chair of the Judicial Council's Standing Committee on Children and Family Law.

Judge Thomas's compliance with performance standards is as follows:

Judge Douglas B. Thomas
District Court
Seventh Judicial District
(Carbon, Emery, Grand,
San Juan)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 42 respondents for Judge Thomas.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	95	95	100	93	88	98	95	100	88	83	100	95	88
Excellent	%	60	60	71	53	48	60	57	60	50	49	51	42	52
More than Adequate	%	21	19	22	16	26	16	21	17	26	20	27	32	26
Adequate	%	14	16	7	23	14	21	17	24	12	15	22	21	10
Less than Adequate	%	2	5	0	5	7	2	2	0	2	12	0	0	7
Inadequate	%	2	0	0	2	5	0	2	0	10	5	0	5	5

Survey of Jurors

There were 15 respondents for Judge Thomas.

Yes	%	100	100	100	100	100	100	100	100	100	100	100	100	100
No	%	0	0	0	0	0	0	0	0	0	0	0	0	0



Judge George M. Harmond, Jr. was appointed to the Seventh District Court in December 2005 by Gov. Jon M. Huntsman, Jr. He serves Carbon, Emery, Grand, and San Juan counties. Judge Harmond received his undergraduate degree from the University of Utah, and a law degree in May 1981 from Creighton University School of Law. Judge Harmond was in general private practice from October 1981 until his appointment to the bench. In addition to his private practice, Judge Harmond served as Deputy Carbon County Attorney from 1987 to 2005. He was appointed to the Utah Board of Water Resources by Governor Michael O. Leavitt in April 2003 and served until December 2005.

Judge Harmond's compliance with performance standards is as follows:

Judge George M. Harmond, Jr.
District Court
Seventh Judicial District
(Carbon, Emery, Grand,
San Juan)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) A favorable rating by at least 70% of the respondents on at least 75% of the juror survey questions. See specific results below.
- 3) Had fewer than the maximum allowable cases held under advisement.
- 4) Had at least 30 hours of continuing judicial education annually during his term.
- 5) Mentally and physically fit for office.
- 6) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 31 respondents for Judge Harmond.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10	11	12	13
Total Favorable	%	94	90	93	87	94	97	97	97	94	90	93	96	90
Excellent	%	65	61	63	63	58	68	74	68	61	63	57	65	61
More than Adequate	%	19	23	27	10	16	26	13	23	23	17	30	19	16
Adequate	%	10	7	3	13	19	3	10	7	10	10	7	12	13
Less than Adequate	%	3	7	3	7	3	0	0	0	0	7	3	0	7
Inadequate	%	3	3	3	7	3	3	3	3	7	3	3	4	3

JUSTICE COURT JUDGES



**Judge
James J. Harris**
Blanding Municipal
Justice Court
(San Juan County)

Judge Harris was appointed to the Blanding Justice Court in June of 2002. He has received baccalaureate and advanced degrees from Brigham Young University. He was employed for thirty-one years in the San Juan School District as a teacher and administrator. In addition to his judging duties, he works as a Gentleman Farmer/Rancher.

Judge Harris's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Lyon W. Hazleton, II**
Monticello Municipal
Justice Court & San Juan
County Justice Court
(San Juan County)

In 1994, Lyon W. Hazleton II was appointed as the San Juan County Justice Court Judge. He graduated from the College of Eastern Utah with an Associate of Science degree. He has attended all mandatory classes required by the Utah State Administrative Office of the Courts and optional classes as well. He also attended the National Judicial College in Reno, Nevada. He was appointed as the Justice Court Judge for the City of Monticello in 1999. Judge Hazleton served as Education Director for the Justice Court Judges and Clerks of the Seventh District and was awarded the Justice Court Service Award for 2001. He has been an active volunteer member of the San Juan County and Monticello City Emergency Services for over 27 years. Judge Hazleton has worked with the Boy Scouts and other youth programs.

Judge Hazleton's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Linda Murdock**
East Carbon & Helper
Municipal Justice Court
(Carbon County)

Judge Linda Murdock was appointed to the Helper Justice Court in 1997. She was then appointed to the East Carbon Justice Court. She attended Fullerton College in California and worked as the head secretary in several law firms in California.

Judge Murdock's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



Judge

Elayne J. Storrs

Carbon County Justice Court & Wellington Municipal Justice Court (Carbon County)

Judge Elayne J. Storrs was appointed to the Carbon County Justice Court in 1991. She was appointed to the Wellington City Justice Court in 1993. During her terms of office she has been an active participant in the Justice Courts serving on the Justice Court Board of Judges, the Judicial Ethics Committee, Education Director for the 7th District Judges and the Education Director for the Utah State Judges. Judge Storrs was appointed to represent the Justice Courts on the Small Claims Subcommittee for the Supreme Court Advisory Committee on the Rules of Civil Procedure. She was a chosen participant for the National Leadership Conference for the National Highway Traffic and Safety Administration and Federal Highway Administration. She is a graduate of the National Judicial College's Legal Institute and the Utah State Level II Legal Institute. The Utah Association of Justice Court Judges named Judge Storrs as Justice Court Judge of the Year in 1999. She received the Quality of Justice Award in 2004. She and the staff of the Carbon County Justice Court were named the Utah Justice Court of the year in 2009 for their continued excellence in serving the public.

Judge Storrs's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



Judge

Steven L. Stream

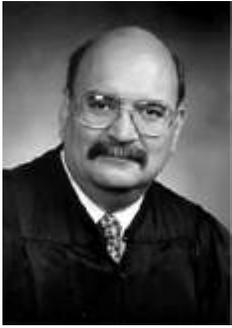
Emery County Justice Court (Emery County)

Judge Steven Stream was appointed to the Seventh District Justice Court Bench - Emery County in February of 2005. Prior to joining the bench, Judge Stream worked for Emery County as a Deputy Sheriff for over 20 years, retiring in 2004. Judge Stream currently serves as the Seventh District Justice Court Director which includes serving as Seventh District Justice Court Education Chairman and sitting on the Utah State Justice Court Education Committee.

Judge Stream's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

COURT OF APPEALS



Judge William Thorne, Jr. was appointed to the Utah Court of Appeals in May 2000 by Gov. Michael Leavitt. He was a judge in the Third Circuit Court for eight years, and served in the Third District Court for six years. Judge Thorne received a B.A. from the University of Santa Clara in 1974 and a J.D. from Stanford Law School in 1977. Judge Thorne has served on numerous national organizations related to children, including among others the Board of Directors for National CASA, the ABA Committee on the Unmet Legal Needs of Children, the PEW Commission on Children in Foster Care and is currently serving on the Board of Directors for the Evan B. Donaldson Adoption Institute. He is a former member of the Utah Judicial Council, the Board of Circuit Court Judges, and the Board of Directors for the National Indian Court Judges Association.

Judge Thorne's compliance with performance standards is as follows:

**Judge
William A. Thorne, Jr.**
Court of Appeals
(All Counties)

- 1) A favorable rating by at least 70% of the respondents on at least 75% of the attorney survey questions. See specific results below.
- 2) Had more than the maximum allowable cases held under advisement, but showed good cause why he should nevertheless be certified.
- 3) Had at least 30 hours of continuing judicial education annually during his term.
- 4) Mentally and physically fit for office.
- 5) In substantial compliance with the Code of Judicial Conduct.

Survey of Attorneys

There were 84 respondents for Judge Thorne.

Question (See page 40 for questions)		1	2	3	4	5	6	7	8	9	10
Total Favorable	%	94	89	100	87	82	83	89	96	78	81
Excellent	%	59	55	67	41	37	35	43	57	32	42
More than Adequate	%	17	19	16	26	26	27	25	25	29	24
Adequate	%	18	15	17	20	19	22	21	14	17	15
Less than Adequate	%	2	5	0	5	6	10	6	2	13	13
Inadequate	%	4	6	0	8	12	7	5	1	9	6

JUSTICE COURT JUDGES



**Judge
Charlene S. Hartmann**
Daggett County Justice
Court Manila Precinct
(Daggett County)

Judge Charlene Hartmann was appointed to the Daggett County Justice Court, Manila Precinct in January 2008. Judge Hartmann is a graduate of Stevens Henager College with a degree in General Business. Prior to being appointed to the bench, she served as the Clerk to the 8th District Court in Daggett County. Her past work experience includes being licensed by the State of Utah as a Mortgage Loan Officer for over 25 years. Since her appointment to the judgeship, she has worked to help Daggett County obtain its first Grant for funding to aid victims of Domestic Violence. She is on the Utah Coalition against Sexual Assault Committee and the Tri County Advisory Board to Prevent Domestic Violence against Women. She currently serves as the assistant education coordinator for the 8th District Justice Courts. She was recently certified as a Magistrate by the 8th District Court, and is attending Legal Institute Classes.

Judge Hartmann's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Cleopatra McRae**
Vernal Municipal
Justice Court
(Uintah County)

Judge Cleopatra (Pat) McRae was appointed to the Vernal City Justice Court in June, 1994. Prior to being appointed to the bench, Judge McRae worked as a paralegal/office manager for the law firm of McRae & DeLand. She worked for the University of Utah's Social Work Department and as a counselor for the Dept. of Labor on the Uintah & Ouray Reservation, where she received a Certificate of Appreciation for Outstanding Service from the Ute Indian Tribe. Through the years, Judge McRae has completed courses and seminars on topics such as employment training, monitoring, evaluation and dealing with minority groups. She has attended seminars on transactional analysis, behavior modification, drug and alcohol treatment and communication skills. Judge McRae completed courses through the Weber State University on Criminal Justice, Prisons, Arrests, Search & Seizure and the Utah Criminal Code. She graduated from the National Judicial College in Reno, NV in Special Court Jurisdiction and is a graduate of the Utah Legal Institute Levels I and II - Advanced Criminal Procedures. Judge McRae served on several committees on domestic violence issues and for many years on the Education Committee representing the Eighth Judicial District. She currently serves on the Justice Court Certification Committee.

Judge McRae's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Jack D. Peterson**
Duchesne County Justice
Court East Precinct
(Duchesne County)

Judge Jack Peterson was appointed to be the judge of the Duchesne County East Justice Court on June 1, 2004. Prior to his appointment he served in the Uintah Basin and other communities in Utah as a Trooper/Senior Trooper in the Utah Highway Patrol for more than twenty years. He is a graduate of the A.O.C.'s, 'Legal Institute'. He is the District Director for the Eight District Justice Courts. He is a member of the Education Committee. He is also a member of the sub-committee for curriculum development for the court's education system.

Judge Peterson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

JUSTICE COURT JUDGES



**Judge
G.A. Petry**
Naples Municipal Justice
Court & Uintah County
Justice Court
(Uintah County)

Judge Georganna A. Petry was appointed to the Uintah County Justice Court in September 1996 and to the bench of the Naples Justice Court in 2000. She is a graduate of the Utah Legal Institute Levels I and II and has obtained the Certificate in Special Court Trial Skills from the National Judicial College. Judge Petry served a four-year appointment by the Governor on the Board of Youth Corrections. She is a past member of the Task Force on Racial and Ethnic Fairness in the Courts and the Ad Hoc Implementation Committee, immediate past chair of the Justice Court Education Committee, past member of the Judicial Council's Standing Committee on Judicial Branch Education, and a past member of the Justice Court Clerk's Education Committee. She has presented programs at judicial training events and taken programs about the judicial system to several area schools. She has written Bench Press, a weekly column for the local newspaper. In 2001, Judge Petry was the recipient of the Justice Court Judge of the Year award. In 2002, Uintah County Justice Court won the Law Day Activity Award from the American Bar Association for program activities held. Judge Petry has served on the Board of Justice Court Judges for several years and is a current member of the Awards Committee of the National Conference of Special Court Judges, a section of the American Bar Association. She is the Justice Court representative on the Utah Judicial Council.

Judge Petry's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Clair Poulson**
Duchesne County Justice
Court West Precinct
(Duchesne County)

Judge Clair M. Poulson was appointed to the bench in February 1991. Coupled with previous law enforcement service, he has over 39 years of experience in the criminal justice system. Judge Poulson has served many years on the Board of Justice Court Judges and six years on the Utah Judicial Council. He served for two years as the education chairman for the Justice Courts and is currently a member of the Ethics Advisory Committee. Judge Poulson received the Justice Court Judge of the Year award in 1998 and the Quality of Justice award in 1999. He has taught education classes for the courts and has attended many hours of training to improve his legal knowledge and skills as a judge.

Judge Poulson's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during his term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.



**Judge
Anne B. Steen**
Daggett County Justice
Court Dutch John Precinct
(Daggett County)

Judge Anne Steen was appointed to the Daggett County Justice Court for the Dutch John Precinct in September 2007. She also served as the interim judge for the Manila Precinct for five months. Prior to her appointment she worked as the clerk for the Dutch John Precinct for seven years. She served on the Daggett County School Board for 14 years and during those 14 years, 8 years as vice president of the Board. She has served on various committees; one of those committees was the Dutch John Advisory Committee. She has been involved with the school's PTA and PTO Programs as president and vice president and as a substitute teacher. She has been certified in preliminary hearings and is close to finishing her training in Legal Institute and will receive her certificate from Legal Institute.

Judge Steen's compliance with performance standards is as follows:

- 1) Had fewer than the maximum allowable cases held under advisement.
- 2) Had at least 30 hours of continuing judicial education annually during her term.
- 3) Mentally and physically fit for office.
- 4) In substantial compliance with the Code of Judicial Conduct.

D.

INSTRUCTIONS TO VOTERS

INSTRUCTIONS TO VOTERS

How to obtain a ballot for voting

1. Give your name and address to an election judge. You will also be required to show proof of identification and/or proof of residency.

2. If your name is on the official register and your right to vote has not been challenged, the election judge will give you one or more ballots.

Learn how to use the electronic voting machine.

These step-by-step instructions will guide you through the voting process. For an electronic demonstration, please visit the website vote.utah.gov.

1. START



Insert voter access card. Push firmly until card clicks. Do not remove card until finished voting.

2. READ "INSTRUCTIONS" SCREEN



If needed, touch "Large Text" or "High Contrast" to improve readability. Touch "Next" to continue.

3. VOTE FOR CANDIDATES/ISSUES



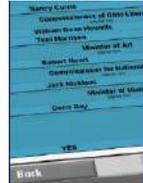
Touch the box next to your selection. An "X" will appear. To change or cancel your selection, touch the box again. The "X" will disappear. Touch "Next" to see the next page of the ballot or "Back" to see a previous page.

4. RECORD "WRITE-INS" (OPTIONAL)



Touching the box next to "Write-In" makes a keyboard appear. Type the name you wish to write-in. Touch "Record Write-In" to return to the ballot.

5. REVIEW YOUR BALLOT



A summary page will appear at the end of the ballot. Selections left blank or incomplete will be highlighted. Touch any selection to return to that page in the ballot and make changes.

6. PRINT YOUR BALLOT



Touch "Print Ballot." Your ballot will print to the right of your screen for verification. To make changes, touch "Reject Ballot." Remember, any changes must be made before touching "Cast Ballot."

7. CAST YOUR BALLOT



Touch "Cast Ballot". The printed ballot will scroll to hide your selections. No changes can be made after touching "Cast Ballot."

8. REMOVE YOUR CARD



Return the card to a poll worker.

Voting for candidates of one party

If you want to cast a "straight party" vote for all the candidates of one party, touch the box next to that party on the first page of the ballot. The box next to that party's candidates will be automatically marked on the other pages of the ballot.

You may change your vote in a particular race to the candidate from another party or to a write-in candidate. To make the change, first touch the box next to the "straight party" candidate. The X will disappear. Then, touch the box next to the candidate for whom you wish to vote. An X will appear in the box.

If you did not cast a "straight party" vote on the first page of the ballot, you will see the "straight party" selection highlighted on the summary page. If you return to this selection and mark a party, your previously marked votes will not change. However, in any partisan races where you have not already marked a candidate, the candidate of the party you chose will be automatically marked.

Constitutional Amendments/Propositions

Constitutional amendments and propositions appear on the ballot in the form of a question. A vote "FOR" an amendment or proposition means that you want to answer "yes" to the question. A vote "AGAINST" an amendment or proposition means that you want to answer "no" to the question. To vote on constitutional amendments and/or propositions, read the ballot title provided on the ballot, decide whether you are "FOR" or "AGAINST" the amendment or proposition, and fill in the oval for the appropriate response.

Help marking your ballot

The voting machines have several features to help voters who are blind or visually impaired. These features include large text, high contrast display, and audio recordings. However, voters may still ask someone of their choice to help mark their ballots. The person helping must not be a candidate, the voter's employer, an agent of the voter's employer, or an officer or agent of the voter's union. The person helping cannot in any way request, persuade, or induce the voter to vote for or against any particular candidate or issue.

GENERAL INFORMATION

How do I register to vote?

- **Online:** Register to vote online at www.voter.utah.gov. You need to have a Utah Driver's License or Identification number.
- **Mail In:** Download and print a Utah Voter Registration Form (www.elections.utah.gov). Once completed, mail the form to your county clerk's office.
- **Phone Book:** There is also a voter registration form in The White Pages (located at the end of the blue section). This form can be photocopied. Once completed, it should be mailed to your county clerk's office.
- **Drivers License & State Agency Offices:** Registration forms are also available at State Agency Offices, including the Division of Driver Licenses, Division of Workforce Services, Utah State Department of Health, Women, Infant and Children (WIC) Offices, the Division of Services for People with Disabilities, the Department of Rehabilitation, and public colleges and universities.

When do I register to vote?

- **Postmark Deadline:** Voter registration forms must be postmarked or submitted online before October 4, 2010. To verify the status of your voter registration, please contact your county clerk's office.
- **Walk-in Registration:** If an individual misses the postmark deadline, they can walk in their application up to 15 days before the general election, October 18, 2010. The application must be turned into the county clerk's office. Registrations received after October 4th will not be eligible for Early Voting.

If Registered

Voter registration is valid for life, unless you move, change your name, or wish to affiliate with a different party. To change your voter registration status for any of the mentioned reasons, simply fill out a new voter registration form.

What are the requirements?

- **Age:** At least 18 years-old on or before the next election.
- **Citizenship:** A citizen of the United States.
- **Residency:** A resident of Utah for at least 30 days before the election. An applicant is considered a resident of Utah if he or she has his principal place of residence within Utah and intends to continue to reside within Utah indefinitely.

Where do I vote?

For polling locations contact your county clerk's office (page 53) or go to vote.utah.gov. Early voting locations are located on page 51.

EMPLOYEE'S RIGHT TO TIME OFF FOR ELECTION

NOTE: This section does not apply to an employee who has three or more hours between the time polls open and close during which the employee is not employed on the job.

Each employer shall allow any voter to be absent from service or employment on election day for not more than two hours between the time the polls open and close.

Remember:

- The voter shall apply for a leave of absence before election day.
- The employer may specify the hours during which the employee may be absent.
- If the employee requests the leave of absence at the beginning or end of the work shift, the employer shall grant that request.
- The employer may not deduct from an employee's usual salary or wages because of the absence.

PROVISIONAL BALLOT

Provisional voting was mandated under the Help America Vote Act of 2002 (HAVA) to ensure that every eligible voter who is registered or who believes they are registered can cast a ballot in federal elections with the knowledge that a fair process will be followed to determine if the provisional ballot is eligible to be counted.

Voters previously registered in Utah who have moved within Utah, but have not reregistered at their new address, are allowed to vote at their new polling location. Provisional ballots also allow people who register through a Driver's License Agency or other public agency and whose name does not appear on the Official Register (for whatever reason) to vote at their new polling location.

Remember, a provisional ballot could be used if the voter's name is not found on the Official Register, if the poll worker is not satisfied that the voter has provided valid voter identification, if the voter does not have residence in the voting precinct, or under any other circumstance described in the Utah Code 20A-3-202.

EARLY VOTING

Any person who is registered to vote may vote before the election date as permitted by Utah Code 20A-3-601. In order to be eligible to participate in early voting, voters must be registered to vote at least **30 days** prior to the election, October 4, 2010.

In order to vote during early voting, voters must present valid voter identification. This is either a form of identification that bears the name and photograph of the

All provisional voters will be asked for photo identification AND for proof of current residence at the polling place. This information allows us to ensure that provisional voters were in fact previously registered to vote and to ensure that people are voting in their correct precinct. If both conditions are met, the vote will be counted. If either condition is not met, the vote will not be counted.

Voters will have until the Monday after the election to present valid voter identification to the county clerk.

You can find the status of your provisional ballot directly on our website vote.utah.gov or by contacting your county clerk's office. You will need the unique identification number (six digit) printed on the detachable stub of the provisional ballot. You can call the Lieutenant Governor's office at (801) 538-1041 or (800) 995-VOTE and we will provide you with the status of your provisional ballot. Please allow for 10-14 days after each election for this information to be available.

voter or two forms of identification that bear the name of the voter and provide evidence of the voter's residence.

The early voting period will begin on October 19 and will continue through October 29. The polls will be open for a minimum of four hours during each early voting day and will close at 5 p.m. on October 29. Every registered voter who arrives at the polls before the time scheduled for closing of the polls will be allowed to vote. Please view page 51 for details on times, dates, and locations or go to vote.utah.gov.

ABSENTEE VOTING

Voting by Absentee

Any person who is registered to vote may vote by absentee ballot.

Obtaining an absentee ballot

You may vote absentee by mail or in-person in the county clerk's office. This form is also available online at vote.utah.gov. All completed forms should be mailed to the following offices:

- Regular general and primary elections (held in even-numbered years). This application must be filed by mail or in-person in the office of the voter's county clerk.
- Municipal elections (held in odd-numbered years). This application should be filed by mail or in-person in the office of the voter's city clerk or recorder.

Deadline for applying for an absentee ballot

- For regular absentee voting, the ballot application must be received no later than the Friday before the election, October 29, 2010.
- For overseas and military voters the clerk should receive the application no later than 20 days before the election, October 13, 2010.
- Military voters using an absentee ballot in the office of their clerk or recorder, must apply for the ballot no later than the day before the election, November 1, 2010.

NOTE: The ballot is only valid if it is clearly postmarked before (not on) election day, and received in the county clerk's office before noon on the day of the official canvass.

FOR MORE INFORMATION

- Visit vote.utah.gov
- Contact your county clerk (see page 53)
- Contact the Office of the Lieutenant Governor at (801) 538-1041 or (800) 995-VOTE

EARLY VOTING LOCATIONS

Any person who is registered to vote may vote before the election date as permitted by Utah Code 20A-3-601. In order to be eligible to participate in early voting, voters must be registered to vote at least 30 days prior to the election, or October 4, 2010.

In order to vote during early voting, voters must present valid voter identification. This is either a form of identification that bears the name and photograph of the voter or two forms of identification that bear the name of the voter and provide evidence of voter's residence. The early voting period will begin on October 19 and will continue through October 29. The polls will be open for a minimum of four hours during each early voting day and will close at 5 p.m. on October 29.

Box Elder	Box Elder County Courthouse 01 South Main St. Brigham City	Monday-Friday (starting October 19- 29) 8:00 am to 5:00 pm
	Tremonton Senior Center 510 W 1000 N Tremonton	October 26-27, 8:00 am to 5:00 pm
Cache	Cache County Administration Bldg. 179 North, Room 109 Logan	Monday-Friday (starting October 19-28) 8:00 am to 5:30 pm October 29, 8:00 am to 5:00 pm
	Hyrum Library 50 West Main Street Logan	October 25-28 9:00 am to 4:00 pm
	Old Smithfield City office Building 69 North Main Smithfield	October 25-28 9:00 am to 4:00 pm
	USU Taggart Student Center Utah State University Logan	October 25-28 9:00 am to 4:00 pm
Rich	Rich County Clerk's Office 20 South Main Randolph	Monday-Friday (starting October 19-28) 9:00 am to 4:00 pm October 29, 9:00 am to 5:00 pm



State of Utah

Mail-in Voter Registration Form

Voter Instructions

You may use this form to:

- Register to vote in Utah
- Change your name or address on your voter registration record
- Affiliate with a party or change your party affiliation

To register to vote in Utah, you must:

- Be a citizen of the United States
- Have resided in Utah at least 30 days immediately before the next election
- Be at least 18 years old on or before the next election

Mail-in registration instructions:

- Complete all required information
- If you have registered to vote with a different name or address, complete the change of information section
- **One of the following is required: a Utah Driver License number, a Utah State Identification number, or the last four digits of your Social Security number. If you do not have a Utah Driver License or a Utah State Identification card, please write "None" in the space designated for a Utah Driver License or Utah State Identification and fill in your Social Security number**
- Read the voter declaration and citizenship affidavit and sign and date below
- Mail the form to your county clerk's office (addresses are on the back of this form)

Deadline for submitting this form:

- By Mail: This form must be postmarked at least 30 days before an election to be eligible to vote in that election
- Walk In: This form must be delivered in person to your county clerk at least 15 days before the election to be eligible to vote in that election

PLEASE NOTE

If you are qualified and the information on your form is complete, your county clerk will mail confirmation of your voter registration to you

For more Information

Contact your county clerk (see back of this form)
Or the Lieutenant Governor's Office at
Elections.utah.gov or 1-800-995-VOTE

NOTICE: In order to be allowed to vote you must present valid voter identification to the poll worker before voting, which must be a valid form of photo identification that shows your name and photograph, or, (2) two different forms of identification that show your name and current address.

In accordance with Utah code section 20A-2-401, the penalty for willfully causing, procuring, or allowing yourself to be registered to vote if you know you are not entitled to vote is up to one year in jail and a fine of up to \$2,500.

Reason(s) for completing this form (optional) <input type="checkbox"/> New Registration <input type="checkbox"/> Party Affiliation Change <input type="checkbox"/> Address Change <input type="checkbox"/> Name Change		Are you a citizen of the United States? <input type="checkbox"/> Yes <input type="checkbox"/> No Will you be at least 18 years on or before election day? <input type="checkbox"/> Yes <input type="checkbox"/> No Qualifications: <i>If you check no in response to either of these questions do not complete this form</i>			
Last Name		First Name		Middle Name	
Name at Birth (if different than above)		Place of Naturalization (if applicable)		Date	
Physical Address (required, principal place of residence, no P.O. Box)		County	City	State	Zip Code
Mailing Address (if different from physical)		County	City	State	Zip Code
Phone Number (optional)	Date of Birth (required, month/day/year)	Place of Birth (required, state or county)		Last Four Digits of Social Security #	
Utah Driver License or Identification number		Political Party: (optional) <input type="checkbox"/> Constitution <input type="checkbox"/> Democratic <input type="checkbox"/> Libertarian <input type="checkbox"/> Republican <input type="checkbox"/> Unaffiliated (no party preference) <input type="checkbox"/> Other (please specify) _____			
Would you like to be a permanent absentee and receive your ballot by mail on an on-going basis? (read declaration) <input type="checkbox"/> Yes <input type="checkbox"/> No		I am a person with a disability (optional) <input type="checkbox"/> Yes <input type="checkbox"/> No			
If previously registered and/or changing personal information, also fill out this section. Name on Previous Registration _____ Address on Previous Registration _____ City _____ State _____ Zip _____					
Read and Sign below					
Voter Declaration: I do swear (or affirm), subject to penalty of law for false statements, that the information contained in this form is true and that I am a citizen of the United States and a resident of the State of Utah, residing at the above address. I will be at least 18 years old on or before the next election and I will have resided in Utah for 30 days immediately before the next election. I am not a convicted felon currently incarcerated for commission of a felony. Citizenship Affidavit: I hereby swear and affirm, under penalties for voting fraud set forth below in Utah Code Section 20A-2-401, that I am a citizen and that to the best of my knowledge and belief the information above is true and correct. Vote By-Mail (only if requested): I am a qualified elector, residing at the address above and I am applying for an official absentee ballot to be sent to me and voted by me at each election in which am eligible to vote.					
Signature _____				Date (Month/Day/Year) _____	

OFFICE USE ONLY	Type of ID	Voting Precinct	Voting ID #	Form Type: By Mail
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VALID VOTER IDENTIFICATION

Present **One (1)** of the following forms of ID that bears the name and photograph of the voter:

- Currently valid Utah Driver's License
- A currently valid identification card issued by:
 - The State of Utah
 - A branch, department, or agency of the United States
- A currently valid Utah permit to carry a concealed weapon
- A valid United States passport
- A currently valid United States military identification card
- One of the following identification cards, whether or not the card includes a photograph of the voter
 - A valid tribal identification card
 - A Bureau of Indian Affairs
 - A tribal treaty card

OR

Present **Two (2)** of the following forms of identification that bears the name of the voter and provides evidence that the voter resides within the voting precinct:

- Current utility bill or a legible copy (dated within 90 before the election)
- A bank or other financial account statement, or legible copy
- A certified birth certificate
- A valid social security card
- A check issued by the state or the federal government, or legible copy thereof
- A paycheck from the voter's employer, or a legible copy
- A valid Utah Hunting or Fishing license
- A currently valid United States military I.D. card
- Certified naturalization documentation
- A valid license issued by an authorized agency of the United States
- A certified copy of court records showing the voter's adoption or name change
- Valid Medicaid card, Medicare card, or Electronic Benefits Transfer Card
- A currently valid identification card issued by:
 - A local government within the State of Utah
 - An employer for an employee
 - A college, university, technical school, or professional school located within the State of Utah
- A current Utah vehicle registration

Note: If a valid form of identification listed under Section A above does not contain a photograph of the voter, then one other form of identification listed in Section B must be included.

Voters who do not present proper identification at the polls, may vote using a provisional ballot, however the provisional ballot will not count unless they provide valid voter identification to the election official within 5 days after the election.

In the case that one's income falls below the federal poverty guideline issued by the U.S. department of Health and Human Services, he or she can receive a free identification card from the driver license division.

COUNTY CLERKS

Paul B. Barton
Beaver County Clerk
(435) 438-6463
Fax (435) 438-6462
P.O. Box 392
Beaver, UT 84713-0392

LuAnn Adams
Box Elder County Clerk
(435) 734-3351
Fax (435) 723-7562
01 South Main Street
Brigham City, UT 84302-2599

Jill Zollinger
Cache County Clerk
(435) 755-1460
Fax (435) 755-1980
179 No. Main Street
Suite 102
Logan, UT 84321

Robert P. Pero
Carbon County Clerk/Auditor
(435) 636-3224
Fax (435) 636-3210
120 East Main
Price, UT 84501-3057

Vickie McKee
Daggett County Clerk/Treasurer
(435) 784-3154
Fax (435) 784-3335
P.O. Box 219
Manila, UT 84046-0219

Steve Rawlings
Davis County Clerk/Auditor
(801) 451-3213
Fax (801) 451-3421
P.O. Box 618
Farmington, UT 84025-0618

Diane Freston
Duchesne County Clerk
(435) 738-1228
Fax (435) 738-5522
P.O. Box 270
Duchesne, UT 84021-0270

Brenda Tuttle
Emery County Clerk
(435) 381-5106
Fax (435) 381-5183
P.O. Box 907
Castle Dale, UT 84513-0907

Camille Moore
Garfield County Clerk/Auditor
(435) 676-8826
Fax (435) 676-8239
P.O. Box 77
Panguitch, UT 84759-0077

Diana Carroll
Grand County Clerk/Auditor
(435) 259-1321
Fax (435) 259-2959
125 East Center
Moab, UT 84532-2492

David I. Yardley
Iron County Clerk
(435) 477-8340
Fax (435) 477-8847
P.O. Box 429
Parowan, UT 84761-0429

Patricia Ingram
Juab County Clerk/Auditor
(435) 623-3410
Fax (435) 623-5936
160 North Main
Nephi, UT 84648-1412

Karla Johnson
Kane County Clerk/Auditor
(435) 644-2458
Fax (435) 644-2052
76 North Main
Kanab, UT 84741-0050

Norma Brunson
Millard County Clerk
(435) 743-6223
Fax (435) 743-6923
765 South Highway 99
Fillmore, UT 84631-5002

Stacy Lafitte
Morgan County Clerk/Auditor
(801) 845-4011
Fax (435) 829-6176
P.O. Box 886
Morgan, UT 84050-0886

Valeen H. Brown
Piute County Clerk/Auditor
(435) 577-2840
Fax (435) 577-2433
P.O. Box 99
Junction, UT 84740-0099

Becky Peart
Rich County Clerk/Auditor
(435) 793-2415
Fax (435) 793-2410
20 South Main
P.O. Box 218
Randolph, UT 84064-0218

Sherrie Swensen
Salt Lake County Clerk
Elections Division
(801) 468-8683
Fax: (801) 468-3473
2001 South State Street
#S1100
Salt Lake City, UT 84190

Norm Johnson
San Juan County Clerk/Auditor
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Fax (435) 587-2425
P.O. Box 338
Monticello, UT 84535-0338

Sandy Neill
Sanpete County Clerk
(435) 835-2131
Fax (435) 835-2135
160 North Main
P. O. Box 100
Manti, UT 84642-0100

Steven C. Wall
Sevier County Clerk
(435) 893-04001
Fax (435) 893-0496
P.O. Box 607
Richfield, UT 84701-0607

Kent H. Jones
Summit County Clerk
(435) 336-3204
Fax (435) 336-3030
P.O. Box 128
Coalville, UT 84017-0128

Marilyn K. Gillette
Tooele County Clerk
(435) 843-3140
Fax (435) 882-7317
47 South Main
Tooele, UT 84074-2194

Michael W. Wilkins
Uintah County Clerk
(435) 781-5361
Fax (435) 781-6701
147 East Main
Vernal, UT 84078-2643

Bryan E. Thompson
Utah County Clerk/Auditor
(801) 851-8128
Fax (801) 851-8122
100 East Center, Rm. 3100
Provo, UT 84606-3106

Brent R. Titcomb
Wasatch County Clerk
(435) 654-3211
Fax (435) 657-3328
25 North Main
Heber City, UT 84032-1827

Kim Hafen
Washington County Clerk
(435) 634-5712
Fax (435) 634-5763
197 East Tabernacle
St. George, UT 84770-3473

Ryan Torgerson
Wayne County Clerk
(435) 836-1300
Fax (435) 836-2479
P.O. Box 189
Loa, UT 84747-0189

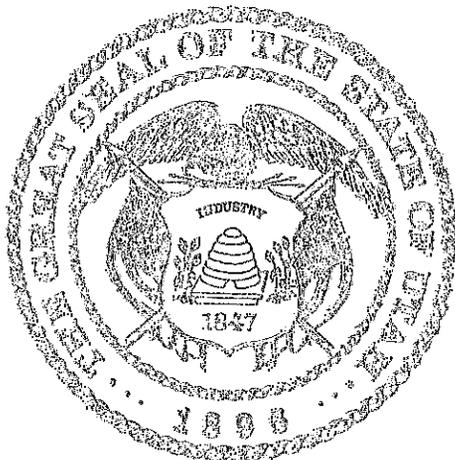
Alan D. McEwan
Weber County Clerk/Auditor
(801) 399-8400
Fax (435) 399-8300
2380 Washington Blvd
Suite 320
Ogden, UT 84401-1456

STATE OF UTAH



OFFICE OF THE LIEUTENANT GOVERNOR

I, Greg Bell, Lieutenant Governor of the State of Utah, hereby certify that the measures contained in this pamphlet will be submitted to the voters of Utah at the election to be held throughout the state on November 2, 2010, and that this pamphlet is complete and correct according to law.



In testimony whereof, I have hereunto set my hand, and affixed the Great Seal of the State of Utah this 8th day of September, 2010 at Salt Lake City, Utah.

A handwritten signature in cursive script that reads "Greg Bell".

GREG BELL
Lieutenant Governor