

Alaska Judicial Council Recommendation

Judge Larry Weeks, Superior Court, Juneau

I. Judicial Council Evaluation. The Alaska Judicial Council, a non-partisan citizens commission established by the Alaska Constitution, finds Judge Weeks to be **Qualified** and recommends unanimously (6-0) that the public vote "YES" to retain him as a superior court judge.

II. Summary of Evaluation Information. In a survey sent to all 2,644 attorneys in Alaska, Judge Weeks was rated in the excellent range on overall judicial performance (4.3, see graph). He scored highest (4.5) in the category of "conduct free from impropriety." He scored 4.1 or better in all sixteen categories.

Summary Categories	Attorney Survey	Peace Officer Survey	Juror Survey	Court Employee Survey
Legal Ability	4.2	---	---	---
Impartiality	4.3	4.3	4.8	---
Integrity	4.4	4.8	---	4.7
Temperament	4.4	4.3	4.8	4.6
Diligence	4.3	4.4	---	4.5
Special Skills	4.4	4.1	---	4.6
Overall	4.3	4.2	4.9	4.6

Ratings are based on a one to five scale. Five is the best rating and three is "acceptable."

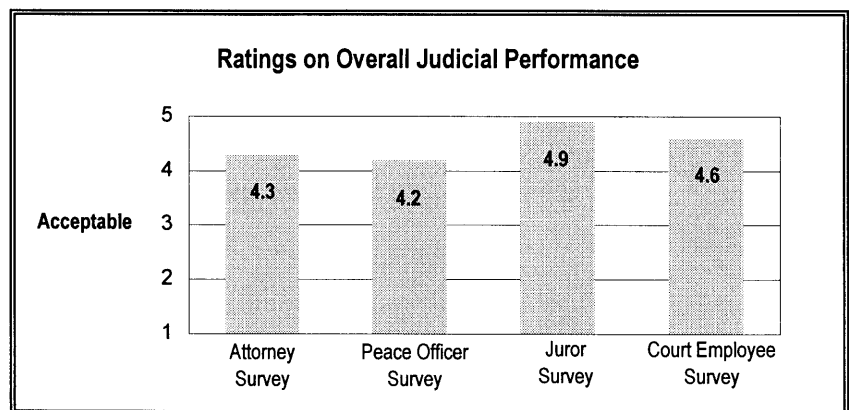
Range Description

4.0 - 5.0 = Excellent
 3.5 - 3.9 = Good
 3.0 - 3.4 = Acceptable
 2.5 - 2.9 = Below Acceptable
 1.0 - 2.4 = Poor

A survey of all 1,890 peace and probation officers in Alaska rated Judge Weeks in the excellent range on overall judicial performance (4.2, see graph). He scored highest (4.4) in the categories of "conduct free from impropriety," "ability to control courtroom," "promptness in making decisions," and "willingness to work." He scored 4.0 or better in all thirteen categories.

A survey of all jurors appearing before Judge Weeks in 1998 and 1999 rated him in the excellent range (4.9) on overall performance. A survey of all court employees rated him in the excellent range (4.6) on overall performance.

The Council also completed a background investigation including a court records check, a disciplinary records check, a review of conflict of interest statements submitted to the court system, a review of any withheld salary warrants and a review of financial disclosure statements submitted to the Alaska Public Offices Commission. Attorneys, peace officers, court employees and jurors were asked to submit written comments about the judge. The Council actively encouraged the public to comment, both in writing and in a statewide public hearing teleconference.



Recommendation: Vote "YES" to retain Judge Weeks

Contact the Judicial Council at 1029 W. 3rd, Suite 201, Anchorage, AK 99501 (telephone: (907) 279-2526) for more detailed information, or review the information on our Internet site at:

www.ajc.state.ak.us



alaska judicial council

1029 W. Third Avenue, Suite 201, Anchorage, Alaska 99501-1969 (907) 279-2526 FAX (907) 276-5046
http://www.ajc.state.ak.us E-Mail: postmaster@ajc.state.ak.us

EXECUTIVE DIRECTOR
William T. Cotton

NON-ATTORNEY MEMBERS
Janice Lienhart
Vicki A. Otte
Sandra S. Stringer

RECEIVED

DEC 10 1999

ATTORNEY MEMBERS
Geoffrey G. Currall
Paul J. Ewers
Robert H. Wagstaff

AK Judicial Council

CHAIRMAN, EX OFFICIO
Warren W. Matthews
Chief Justice
Supreme Court

Alaska Judicial Council Questionnaire

Trial Judge 2000 Candidates for Judicial Retention

November 19, 1999

Larry Weeks

Name

Juneau Superior Court

Court

1. Describe your workload during your present term.

- | | |
|----------------------------------|---|
| a) <u>25</u> % Civil Cases | b) <u>13</u> # of trials/year (this yr) |
| <u>60</u> % Criminal Cases | <u>10</u> # Administrative Appeals |
| <u>15</u> % Court Administrative | |
| 100 % Total | |

2. Please describe your participation on court/Bar committees or other administrative activities during your current term of office.

Presiding Judge; CINA Court Improvement Project; Numerous CLE's: Technology, Ethics, Guardian Ad Litem Changes, Mediation, Bench/Bar; Public Information on Fairness in Access; Time Standards; Kept Sentencing Manual current; Developed Domestic Relations Manual for Judges; Indian Child Welfare Act Conference for Tribes.

3. On a separate sheet of paper please assess, in one or two paragraphs, your judicial performance during your present term. Appropriate areas of comment could include: satisfaction with your judicial role, specific contributions to the

This has been a challenging term for me in some ways. Justice Carpeneti's moving to the Supreme Court caused a seven month period of heavy additional work that wore me down. I have also had things going on in my personal life that caused me to make adjustments. My 90 year-old father-in-law lives with us and is suffering from severe dementia and requires constant care. Judge Collins is here now and is wonderful to work with and has relieved my extra workload. My wife and I have made adjustments to care-giving that minimize the impact on my job.

This is the best job in the world. You can believe that you have a positive effect in people's lives and help to make an important system work better. The First District tries hard to take justice to outlying areas, maintain public education about what we do, keep Bar/Bench relations good and keep cases moving in an expedited manner. We maintain our own CLE programs, try to stay abreast of developments and innovate when that is possible. As Presiding Judge I try to facilitate those things.

judiciary or the field of law, increases in legal knowledge and judicial skills, or other measures of judicial abilities that you believe to be important.

4. During your most recent term as a judge, have you:

- a) had a tax lien filed or other collection procedure instituted against you by federal, state, or local authorities? Yes _____ No x.

- b) been involved in a nonjudicial capacity in any legal proceeding whether as a party or otherwise? Yes x No _____. Sued with other Judges & Justices in Adnan Aliwahi v. _____
- c) engaged in the practice of law (other than as a judge)? Yes _____ No x.
- d) held office in any political party? Yes _____ No x.
- e) held any other local state or federal office? Yes _____ No x.

If your answer to any of the questions above is "yes," please give full details, including dates, facts, case numbers and outcomes.

b) I handled the appeal of Pro se defendant in stalking case. He was unhappy with nearly everyone's performance, including his lawyer, his original trial judge (Froehlich), and Justice Carpeneti and myself & perhaps others. I received Federal Court Pro se complaint. Don't remember if I was summoned. Turned over to Court System Council and have heard nothing since.

Please provide any other information which you believe would assist the Council in conducting its evaluations and in preparing its recommendations for the 2000 retention elections.

5. Please list the names and case numbers of the three most recent jury cases tried before you, identify the attorneys involved, and show their current addresses. (Attach additional pages if necessary.)

<i>Name of Case</i>	<i>Case Number</i>
1 <u>State v. Nauska & Willis</u>	<u>1JU-99-252, 253 CR</u>

Attorneys Involved

✓ Name: Sue McLean
Address: Da's Office Box 110300
Juneau AK 99811-0300

Name: _____
Address: _____

✓ Name: Tom Meyer
Address: NBA Bldg 217 2nd Street #204
Juneau AK 99801

✓ Name: Jim Curtain
Address: 319 Seward St. Ste 2
Juneau AK 99801

<i>Name of Case</i>	<i>Case Number</i>
2 <u>Bauer v. Infrastructers</u>	<u>1JU-96-242 CI</u>

Attorneys Involved

✓ Name: Jim Douglas
Address: Baxter, Bruce Brand & Douglas 9309 Glacier Hwy
Ste A201 Box 32819 Juneau
99803

Name: _____
Address: _____

✓ Name: Robert Reges
Address: RuddyBradleyKolkhorst
Box 34338
Juneau AK 99803

Name: _____
Address: _____

<i>Name of Case</i>	<i>Case Number</i>
3 <u>Carpenter v. Great Divide</u>	<u>1JU-96-1125 CI</u>

Attorneys Involved

✓ Name: Mark Choate
Address: 4660 LaJolla Village Dr
Ste 500
San Diego CA 92122

Name: _____
Address: _____

✓ Name: Jim Bendell
Address: Po Box 587 ; 2535 Ivy Street
Port Townsend, WA 98368

✓ Name: Paul Stockler
Address: 705 Christensen Drive
Anchorage AK 99501

6. Please list the names and case numbers of the three most recent non-jury cases tried before you, identify the attorneys involved, and show their current addresses. (Attach additional pages if necessary.)

1 Name of Case Case Number
In Re: T.H. & K.H. 1JU-97-65, 66 CP

Attorneys Involved

✓ Name: Jan Rutherfordale
Address: AG's Office
Human Services Section
Box 110300 Juneau AK 99811-
0300
Name: _____
Address: _____

✓ Name: Robert Meachum
Address: Public Defenders Office
Box 110216 Juneau AK 99811-0216
✓ Name: Roger Snippen
Address: Box 23084
Juneau AK 99802

2 Name of Case Case Number
Krossa v All Alaska SEafoods 1JU-98-~~486~~ 487 CI

Attorneys Involved

✓ Name: Campbell Jackson
Address: 526 Main st
Juneau AK 99801
✓ Name: Shane Carew
Address: 720 Olive Way, ste 1525
Seattle WA 98101

✓ Name: William Montgomery
Address: Seattle Tower, 27th Fl.
1218 Third Ave, Seattle, WA 98101
✓ Name: Bradley Scarp
Address: same as above

3 Name of Case Case Number
Demmert v Kootznoowoo 1JU-95-1688 CI

Attorneys Involved

✓ Name: Fred Triem
Address: Box 129
Petersburg, AK 99833
Name: _____
Address: _____

✓ Name: Clark Nichols
Address: 1201 3rd Ave 40th Fl
SEattle WA 98101
Name: _____
Address: _____

7. Please list the names and case numbers of the three most recent cases which did not go to trial, but on which you did significant work (such as settlement conference, hearings, motion work, etc.), identify the attorneys involved, and show their current addresses. (Attach additional pages if necessary.)

<i>Name of Case</i>	<i>Case Number</i>
1 <u>N.E.A. v. State of ALaska</u>	<u>1JU-99-1655 CI 1655 CI</u>

Attorneys Involved

✓ Name: Don Clocksin
 Address: 407 Adams St SE, Ste 206
Olympia WA 98501

Name: _____
 Address: _____

✓ Name: John Gaguine
 Address: Ag's Office
Govt Affairs SEction
Box 110300 Juneau AK 99811-0300

Name: _____
 Address: _____

<i>Name of Case</i>	<i>Case Number</i>
2 <u>Silware v. Reiswig et al</u>	<u>1JU-98-2168 CI</u>

Attorneys Involved

Name: Pro se Rochelle Silware
 Address: PO Box 350116
Palm Coast FL 32135-0116

Name: _____
 Address: _____

✓ Name: Bill Council
 Address: 424 N. Franklin St.
Juneau AK 99801

✓ Name: Michael Lessmeier
 Address: 124 West 5th St.
Juneau AK 99801
 ✓ Paul Stockler
705 Christensen Dr.
Anchorage, AK 99501

<i>Name of Case</i>	<i>Case Number</i>
3 <u>State of Alaska v Pacific & Arctic Railway</u>	<u>1JU-96-1828 CI</u>

Attorneys Involved

✓ Name: W. Cummings AG's office
 Address: Box 110300
Juneau AK 99811

✓ Name: Gary Foster
 Address: 3437 Airport Way #203
Fairbanks, AK 99709

✓ Name: T. Machetanz
 Address: 3300 Columbia Center
701 Fifth Ave Seattle WA 98104-7082

Name: See attached sheet for
 Address: additional listing

IN THE SUPERIOR COURT OF THE STATE OF ALASKA
FIRST JUDICIAL DISTRICT AT JUNEAU

FILED IN CHAMBER
STATE OF ALASKA
FIRST JUDICIAL DISTRICT
AT JUNEAU

4/3/98

TV

STATE OF ALASKA,)
Plaintiff,)
vs.)
PACIFIC & ARCTIC RAILWAY &)
NAVIGATION COMPANY *et al.*,)
Defendants.)

DEBORAH SUSAN WALLIN, *et al.*,)
Plaintiffs,)

vs.)
PERATROVICH, NOTTINGHAM & DRAGE,)
INC.; *et al.*,)
Defendants.)

PERATROVICH, NOTTINGHAM, DRAGE,)
INC.; *et al.*,)
Third-Party Plaintiffs,)

vs.)
STATE OF ALASKA; *et al.*,)
Third-Party Defendants.)

Case Nos. 1JU-96-1828 & 1JU-96-2124 CI

AFFIDAVIT OF SERVICE

Peggy S. Crowe, being first duly sworn, deposes and states: that I am an employee of the law firm of Rice, Volland & Taylor, P.C., in Anchorage, Alaska, and that on April 2, 1998, I caused to be served by mail on the individuals listed below, a true and correct copy of *Wallin Plaintiffs' Motion for Expedited Consideration of Motion to Compel Production of Documents; (proposed) Order Granting Motion for Expedited Consideration; Motion to Compel Production of Documents; Memorandum in Support of Motion to Compel Production of Documents; and (proposed) Order Granting Motion to Compel Production of Documents on:*

For PN&D (via fax) Traeger Machetzanz Oles Morrison & Rinker 3300 Columbia Center 701 Fifth Avenue Seattle, WA 98104-7082	For PARN Mark Rindner Lane Powell Spears Lubersky 420 L Street, Suite 300 Anchorage, AK 99501-1937	For State William F. Cummings Atty General's Office Box 110300 Juneau, AK 99811	For Sandstrom Timothy M. Stone Stone, Waller, et al. 733 N Street Anchorage, AK 99501
For PN&D (via fax) Bruce E. Davison Davison & Davison 3351 Arctic Boulevard Anchorage, AK 99503	For PARN's Insurers Andrew Guidi Delaney, Wiles, et al. 1007 W. 3rd Ave #400 Anchorage, AK 99501	For State Gary G. Foster 3437 Airport Way #203 Fairbanks, AK 99709	For Wallin Martin Zeller Friedman & Bros Box 337 Homer, AK 99603
For PARN's Insurers John Granger Cozen & O'Connor 1201 3rd Ave #5200 Seattle, WA 98101	For PARN's Insurers John Suddock 500 L Street #300 Anchorage AK 99501	For PARN Michael Spaan Bogle & Gates 1031 W. 4th Ave #660 Anchorage, AK 99501	For Wink Greg Lessmeier One Sealaska Plaza #303 Juneau, AK 99801

Peggy S Crowe

SUBSCRIBED AND SWORN TO before me on April 2, 1998, at Anchorage, Alaska.

Sharon K. ...
Notary Public in and for Alaska
My commission expires: 9/9/99

LAW OFFICES OF
RICE, VOLLAND
& TAYLOR
A PROFESSIONAL CORPORATION
211 H STREET
ANCHORAGE, AK 99501
(907) 276-5231

8. If you deem it helpful to the Council, please list the name, case number and attorneys' names and current addresses of any other cases during your judicial career in which you believe your work was particularly noteworthy. (Attach additional pages if necessary.)

1 *Name of Case* State of Alaska v Philip Morris *Case Number* 1JU-97-915 CI

Attorneys Involved

Name: See Attached Sheet

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

2 *Name of Case* _____ *Case Number* _____

Attorneys Involved

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

3 *Name of Case* _____ *Case Number* _____

Attorneys Involved

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

Name: _____

Address: _____

- ✓ Doug Gardner
AG's Office
Box 110300
Juneau AK 99811

- ✓ Richard Monkman
350 North Franklin
Juneau Ak 99801

- ✓ J. Tillinghast
One Sealaska Plaza, Ste 300
Juneau Ak 99801

- ✓ Michael Geraghty
943 W. 6th Ave
Anchorage AK 99501

- ✓ Leon Vance
302 Gold St
Juneau AK 99801

- ✓ Bruce Gagnon
420 L Street, 5th Fl
Anchorage AK 99501

- ✓ Mark Rindner
550 W. 7th Ave, Ste 1650
Anchorage AK 99501

- ✓ James Leik
1029 W. 3rd Ave, Ste 300
Anchorage AK 99501

Rodney Carman

- ✓ D. Serdehely
1031 W. 4th Ave, Ste 600
Anchorage AK 99501

Sean Matt & S. Berman
S. Weisburd & G. Stone

MEMORANDUM

TO: Judicial Council Members
FROM: Staff
DATE: May 16, 2000
RE: Comparison of Previous Survey Results - Larry Weeks

Larry Weeks is standing for retention in 2000. The table on the following page compares retention and selection survey scores for Judge Weeks. Changes in the form and content of the various surveys should be noted carefully in making any comparisons.

Judge Weeks previously stood for retention as a superior court judge in 1994. He was evaluated with the other non-retention judges in 1992 and 1998.

Judge Weeks applied for and was appointed to the Juneau Superior Court in 1990.

Judge Larry Weeks									
appointed to Juneau Superior Court 9/30/90									
	2000 Retention		1998 Retention Preview		1994 Retention		1992 Retention Preview		1990 Juneau Superior
	Bar	PPO	Bar	PPO	Bar	PPO	Bar	PPO	
Legal Ability	4.2	—	4.1	—	4.0	—	4.1	—	4.0
Fairness	4.3	4.3	4.2	4.4	4.1	4.1	4.2	4.0	4.0
Integrity	4.4	4.8	4.4	4.6	4.2	4.2	4.2	4.1	4.2
Judicial Temperament	4.4	4.3	4.3	4.5	4.2	4.2	4.2	4.1	4.0
Diligence	4.3	4.4	—	—	4.1	4.2	4.2	4.1	---
Administrative Skills	4.4	4.1	—	—	3.9	4.1	4.2	3.8	---
Overall Performance	4.3	4.2	4.2	4.4	4.1	4.1	4.2	4.0	4.0