

**Alaska Judicial Council
2008 Judicial Retention Performance Evaluation Materials
Judge Alex M. Swiderski
Anchorage District Court**

The Alaska Judicial Council evaluates judges on a number of criteria, including legal ability, demeanor, diligence, ability to manage their caseloads, and fairness and integrity. The Judicial Council finds Judge Swiderski to be **Qualified** and recommends unanimously that the public vote **"YES"** to retain him as a district court judge.

Retention evaluation materials for this judge

1. Voter pamphlet page	2
<i>This page will appear in the State of Alaska Election Pamphlet sent to each Alaskan household.</i>	
2. Judge questionnaire	3
<i>The judge's response to a Judicial Council questionnaire.</i>	
3. Survey scores in 2008	
<i>(To view survey scores for all judges on the ballot go to main 2008 retention page.)</i>	
a. Attorney; Peace Officer; Social Worker/Guardians Ad Litem/CASA scores	10
b. Juror survey scores	20
c. Court employee survey scores	21

Retention evaluation materials for all judges on the ballot

(To view these materials go to main 2008 retention page.)

- 1. Peremptory challenge memo**
Analysis of peremptory challenge rates for judges.
- 2. Recusal memo**
Evaluation of judge's record of self-disqualification from cases, or "recusals."
- 3. Appellate Review Memo**
Analysis of appellate decisions involving each trial judge's cases.

Alaska Judicial Council Recommendation

Judge Alex M. Swiderski, District Court, Anchorage

Judicial Council Recommendation

The Alaska Judicial Council, a non-partisan citizens commission established by the Alaska constitution, evaluates judges on criteria that include legal ability, demeanor, diligence, ability to manage their caseloads, and fairness and integrity. The Judicial Council finds Judge Swiderski to be **Qualified** and recommends unanimously that the public vote "YES" to retain him as a district court judge.

Judicial Council Evaluation

The Judicial Council surveyed 2,884 attorneys and 1,539 peace and probation officers, together with social workers/guardians ad litem, and child advocates, jurors, and court employees about the judges on the ballot. Respondents were asked to rate judicial performance and to submit comments. The Council also reviewed the ratings and observations of the Alaska Judicial Observers, independent community-based volunteers. The Council reviewed court system records concerning peremptory challenges, recusals, and appellate affirmance and reversal rates; any civil or criminal litigation involving the judge; APOC and court system conflict-of-interest statements; any public disciplinary files; and whether a judge's pay was withheld for an untimely decision. The Council investigated judicial conduct in specific cases. The Council interviewed some judges, attorneys, court staff, and others, and held a statewide public hearing to obtain comments about judges.

	Attorney Survey	Peace Officer Survey	Juror Survey	Court Employee Survey	Social Workers Guardians ad Litem CASAs
Legal Ability	3.9	---	---	---	---
Impartiality	4.0	4.1	4.8	4.2	---
Integrity	4.2	4.3	---	4.4	---
Temperament	3.9	4.1	4.9	4.2	---
Diligence	4.0	4.0	---	4.3	---
Overall	3.9	4.0	4.8	4.3	---

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

Rating Scale

5.0 = Excellent
 4.0 = Good
 3.0 = Acceptable
 2.0 = Deficient
 1.0 = Poor

Summary of Survey Information

Attorneys in Alaska rated Judge Swiderski on the six categories summarized in the table above, using 5 as the highest rating possible. The attorney rating for Judge Swiderski on overall performance was 3.9. Peace and probation officers rated Judge Swiderski on five categories, using the 5-point scale above. They gave Judge Swiderski a rating of 4.0.

Three other groups also evaluated Judge Swiderski's performance, using the same 5-point scale with 5 as the highest rating. Jurors rated him 4.8 overall and court employees gave him 4.3. There were no social workers, guardians ad litem or CASA volunteers who rated Judge Swiderski. The Alaska Judicial Observers rated him 3.46.

Recommendation: Vote "YES" to retain Judge Alex M. Swiderski

Contact the Judicial Council at 1029 W. Third Avenue, 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

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ALASKA
JUDICIAL COUNCIL

**Alaska Judicial Council
Questionnaire**

**Trial Judge
2008 Candidates for Judicial Retention**

November 21, 2008

Alex M. Swiderski	Anchorage District Court
Name	Court

1. Please estimate your workload during your present term.

a) <u> 30 </u> % civil cases <u> 50 </u> % criminal cases <u> 20 </u> % court administrative work 100 % Total	b) <u> 10 </u> # of jury trials/year <u> 30 </u> # of non-jury trials/year <u> 0 </u> # of administrative appeals/year
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2. Please describe your participation on court/bar committees or other administrative activities during your current term of office.

Judicial Conference Planning committee which plans the two judicial training conferences held each year. Anchorage District Court Judges calendar committee (see answer to Question no. 3). One of two judges on the Anchorage Wellness Court, the drug and alcohol therapeutic court. Back-up judge for the Community Resources Project, the mental health therapeutic Court. One of two judges on a District Court Orders committee which is developing a researchable library of district court orders similar to a brief bank, for use by district court judges statewide. Magistrate Training Judge in 2007, responsible for the evaluation and training of three magistrates. The magistrate training judges also planned the annual magistrates training conference.

*Alaska Judicial Council
Trial Judge Questionnaire
Retention*

3. 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 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.

My judicial position is very satisfying. I find both criminal and civil cases rewarding. Since my appointment I believe that I have become a better judge. The position challenges me to be fair, measured, patient, and compassionate on and off the bench. While I have always pursued these virtues, I feel fortunate to have an occupation for which they are so important.

Several of the Anchorage District Court Judges have advised me that I have brought a new level of energy to the District Court bench. I initiated an effort to better deliver judicial services, including improvement of Anchorage District Court calendaring. We now have a standing calendaring committee of three judges, including myself. The committee has already implemented improvements that are appreciated by the judges as well as the attorneys who appear in district court, litigants, and court system staff. We believe there is more that can be done. I am working on a project to resolve docket issues with state misdemeanors. Historically, a large percentage of these cases have been continued and delayed multiple times before being resolved. This has been a source of frustration to the public, judges, court staff, defendants, and victims. The problems arise from discovery issues and failure to timely review and negotiate cases. I have been working with the DAs, PDs, attorneys from the Office of Public Advocacy and also the Anchorage Police Department to resolve these problems. The District Attorneys Office is implementing new discovery procedures, and I have persuaded the DAs, PDs and OPA to establish regular times to meet and confer on cases. Although many attorneys were initially resistant to the changes, they have become supportive of them as they see how these changes lead to efficient resolution of cases.

As one of the Wellness Court judges and the backup judge for the Coordinated Resources project I find the therapeutic courts to be especially rewarding. The goal of these courts is to break the ruinous patterns of repeat offenses, addictions, and other destructive behaviors through intensive treatment and monitoring of defendants. The defendants' success is gratifying and helps me be a more compassionate, patient person and judge.

With assistance from others, I organized and moderated a well-received District Court session at the last judicial training conference. I believe that the session helped judges with legal issues, and it has increased communication within the district court statewide. I have been asked to moderate a similar session at a newer judges training seminar in February 2008, and several judges have asked to repeat the format with new topics at the spring 2008 judicial conference.

*Alaska Judicial Council
Trial Judge Questionnaire
Retention*

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
 - b) been involved in a non-judicial capacity in any legal proceeding whether as a party or otherwise? Yes No
 - c) engaged in the practice of law (other than as a judge)? Yes No
 - d) held office in any political party? Yes No
 - e) held any other local state or federal office? Yes No
 - f) had any complaints, charges or grievances filed against you with the Alaska Commission on Judicial Conduct, the Alaska Bar Association, or with the Alaska Court System that resulted in public proceedings or sanctions? Yes No

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

6. Please provide any other information which you believe would assist the Council in conducting its evaluations and in preparing its recommendations for the 2008 retention elections.

Alaska Judicial Council
 Trial Judge Questionnaire
 Retention

7. Please list your three most recent jury trials including case names and numbers. Please list the names, current addresses, including zip codes and suite numbers where applicable, and phone numbers of each attorney involved in these trials. (Attach additional pages if necessary.)

Case Number 1

Case Name: State of Alaska **Case Number:** 3AN-07-10018CR
 v. Burke Thomas Butler

Attorneys Involved:

Name: <u>Joy C. Green-Armstrong</u>	Name: <u>Monika Elkinton</u>
Address: <u>301 K St. Suite 520</u>	Address: <u>900 West 5th Av. Suite 200</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>

Name: <u>Robert E. Henderson</u>	Name: <u>Paul E. Malin</u>
Address: <u>301 K St. Suite 520</u>	Address: <u>900 West 5th Av. Suite 200</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>

Case Number 2

Case Name: Municipality of Anchorage **Case Number:** 3AN-07-1379CR
 v. Timothy Russell Fyffe

Attorneys Involved:

Name: <u>Pamela Scott Washington</u>	Name: <u>Richard D. Kibby</u>
Address: <u>632 West 6th Av. Suite 210</u>	Address: <u>405 West 36th Av. Suite 201</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99503</u>

Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 3

Case Name: State of Alaska **Case Number:** 3AN-07-01460CR
 v. Thomas M. Geertsen

Attorneys Involved:

Name: <u>Robert Corbisier</u>	Name: <u>Christina Alfonso</u>
Address: <u>301 K St., Suite 520</u>	Address: <u>800 E. Dimond Blvd. Ste 3-620</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>

Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

*Alaska Judicial Council
Trial Judge Questionnaire
Retention*

8. Please list your three most recent non-jury trials including case names and numbers. Please list the names, current addresses, including zip codes and suite numbers where applicable, and phone numbers of each attorney involved in your three most recent non-jury trials. (Attach additional pages if necessary.)

Case Number 1

Case
Name: David E. Olsen **Case Number:** 3AN-04-12232
v. Thomas Puett

Attorneys Involved:

Name: <u>Paul J. Nangle</u>	Name: <u>Eric J. Brown</u>
Address: <u>101 Christensen Dr.</u>	Address: <u>3000 A St. Suite 300</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99503</u>

Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 2

Case
Name: Timothy M. Winters **Case Number:** _____
v. Christie A. Stemmler

Attorneys Involved:

Name: <u>Andrew M. Lebo</u>	Name: <u>Brett von Gemmingen</u>
Address: <u>425 G Street, Suite 920</u>	Address: <u>637 W. Third Av</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>

Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 3

Case
Name: Glenn E. Ball, III **Case Number:** 3AN-05-7163CI
v. Janet Girt

Attorneys Involved:

Name: <u>Richard Crabtree</u>	Name: <u>Paul Nangle</u>
Address: <u>3000 A St. Suite 200</u>	Address: <u>101 Christensen Dr.</u>
City, State, Zip: <u>Anchorage, AK 99503</u>	City, State, Zip: <u>Anchorage, AK 99501</u>

Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

*Alaska Judicial Council
Trial Judge Questionnaire
Retention*

9. Please list your three most recent cases, including case names and numbers, which did not go to trial, but on which you did significant work (such as settlement conference, hearings, motion work, etc.). Please list the names, current addresses, including zip codes and suite numbers where applicable, and phone numbers of each attorney involved in your three most recent non-jury trials. (Attach additional pages if necessary.)

Case Number 1

Case

Name: Richard Long **Case Number:** 3AN-06-07233CI
v. Chugach School District

Attorneys Involved:

Name: <u>James B. Wright</u>	Name: <u>Thomas V. Wang</u>
Address: <u>500 L. St. Suite 301</u>	Address: <u>500 L. St. Suite 500</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 2

Case

Name: Assoc. of Owners Hohn Condos **Case Number:** 3AN07-06914CI
v. Sue and Carl Grundberg

Attorneys Involved:

Name: <u>Matthew Block</u>	Name: <u>Charles E. Tulin</u>
Address: <u>601 West 5th Av. Suite 700</u>	Address: <u>529 West Third Av.</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 3

Case

Name: First National Bank Alaska **Case Number:** 3AN-06-06533CI
v. Gary A. Baxley et al

Attorneys Involved:

Name: <u>John R. Beard</u>	Name: <u>Darryl L. Jones</u>
Address: <u>425 G. St. Suite 630</u>	Address: <u>109 W. 6th Av., Suite 200</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Alaska Judicial Council
Trial Judge Questionnaire
Retention

10. *Optional:* If you deem it helpful to the Council, please list up to three other cases during your past term in which you believe your work was particularly noteworthy. Please list the names, current addresses, including zip codes and suite numbers where applicable, and phone numbers of each attorney involved in these cases. (Attach additional pages if necessary.)

Case Number 1

Case Name: Municipality of Anchorage **Case Number:** 3AN-05-10367CR
v. John P Rittgers

Attorneys Involved:

Name: <u>Jennifer Messick</u>	Name: <u>Kevin T. Fitzgerald</u>
Address: <u>632 W. 6th Av. Suite 210</u>	Address: <u>813 W. Third Av.</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Name: <u>Suzanne H. Lombardi*</u>	Name: <u>*Ms. Lombardi appeared</u>
Address: <u>2200 Sonstrom Drive</u>	Address: <u>for the Alaska Office of</u>
City, State, Zip: <u>Anchorage, AK 99517</u>	City, State, Zip: <u>Victims' Rights</u>

Case Number 2

Case Name: Jill E. Farrell **Case Number:** 3AN-05-05925CI
v. Wallace H. Tetlow

Attorneys Involved:

Name: <u>Marion C. Kelly</u>	Name: <u>William A. Earnhart</u>
Address: <u>745 W. 4th Av. Suite 425</u>	Address: <u>360 K St. Suite 200</u>
City, State, Zip: <u>Anchorage, AK 99501</u>	City, State, Zip: <u>Anchorage, AK 99501</u>
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

Case Number 3

Case Name: _____ **Case Number:** _____
v. _____

Attorneys Involved:

Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____
Name: _____	Name: _____
Address: _____	Address: _____
City, State, Zip: _____	City, State, Zip: _____

37. DISTRICT COURT JUDGE ALEX M. SWIDERSKI**A. Alaska Bar Association****Demographic Description (N=184)**

	N	%
Type of Practice		
No Response	3	1.6%
Private, Solo	32	17.3%
Private, 2-5 Attorneys	38	20.6%
Private, 6+ Attorneys	20	10.8%
Private, Corporate Employee	12	6.5%
Judge or Judicial Officer	30	16.3%
Government	41	22.2%
Public Service Agency or Organization (Not Govt)	2	1.0%
Retired	6	3.2%
Other	--	0.0%
Length of Alaska Practice		
No Response	6	3.2%
5 Years or fewer	21	11.4%
6 to 10 years	14	7.6%
11 to 15 years	19	10.3%
16 to 20 years	21	11.4%
21 years or more	103	55.9%
Gender		
No Response	3	1.6%
Male	128	69.5%
Female	53	28.8%
Cases Handled		
No Response	4	2.1%
Prosecution	14	7.6%
Mainly Criminal	13	7.0%
Mixed Criminal & Civil	57	30.9%
Mainly Civil	92	50.0%
Other	4	2.1%
Location of Practice		
No Response	3	1.6%
First District	6	3.2%
Second District	2	1.0%
Third District	163	88.5%
Fourth District	5	2.7%
Outside of Alaska	5	2.7%

**Evaluation of Judge Alex M. Swiderski:
Alaska Bar Association Members**

Summary of Findings

Judge Alex M. Swiderski was evaluated by 143 Alaska Bar Association members who reported having direct professional experience with the judge. The mean score on *overall evaluation* was 3.9. The highest mean score was obtained on *integrity* (4.2) and the lowest mean scores were obtained on *legal ability* and *judicial temperament* (3.9). Details are presented in the two tables that follow.

	Poor		Deficient		Accept		Good		Excellent		Mean
	N	%	N	%	N	%	N	%	N	%	
Legal Ability	6	4.3%	8	5.7%	29	20.8%	51	36.6%	45	32.3%	3.9
Impartiality/Fairness	5	3.5%	12	8.5%	18	12.8%	49	35.0%	56	40.0%	4.0
Integrity	6	4.3%	1	0.7%	18	12.9%	42	30.2%	72	51.7%	4.2
Judicial Temperament	9	6.3%	12	8.5%	19	13.4%	46	32.6%	55	39.0%	3.9
Diligence	5	3.6%	8	5.8%	25	18.2%	47	34.3%	52	37.9%	4.0
Overall Evaluation	8	5.5%	9	6.2%	21	14.6%	52	36.3%	53	37.0%	3.9

Note: Ratings for only those respondents who reported direct professional experience with the judge.

Judge Alex M. Swiderski: Detailed Information Responses Alaska Bar Association Members

	Legal Ability		Impartiality/ Fairness		Integrity		Judicial Temperament		Diligence		Overall Evaluation	
	Mean	N	Mean	N	Mean	N	Mean	N	Mean	N	Mean	N
Basis for Evaluation												
No Response	4.7	3	4.7	3	4.7	3	4.7	3	4.7	3	4.7	3
Direct Professional	3.9	139	4.0	140	4.2	139	3.9	141	4.0	137	3.9	143
Professional Reputation	4.2	25	4.1	25	4.3	25	4.0	25	4.0	25	4.0	25
Other Personal Contacts	4.6	10	4.7	11	4.8	12	4.7	13	4.7	10	4.6	11
Type of Practice												
No Response	4.0	2	4.5	2	4.0	2	4.5	2	4.0	2	4.5	2
Private, Solo	3.7	23	3.8	24	4.1	23	3.7	24	3.7	22	3.6	24
Private, 2-5 Attorneys	3.5	32	3.6	34	3.9	32	3.4	33	3.6	32	3.6	34
Private, 6+ Attorneys	4.3	11	4.5	11	4.6	12	4.5	12	4.5	12	4.4	12
Private, Corporate Employee	4.0	9	4.2	9	4.3	9	4.3	9	4.1	9	4.2	9
Judge or Judicial Officer	4.5	25	4.7	24	4.8	25	4.5	25	4.5	24	4.6	25
Government	3.8	33	3.8	32	4.2	32	3.7	32	3.8	32	3.8	33
Public Service Agency or Organization (Not Govt)	4.0	2	4.0	2	4.5	2	4.0	2	4.5	2	4.0	2
Retired	3.5	2	4.0	2	4.5	2	4.0	2	4.0	2	4.0	2
Other	--	0	--	0	--	0	--	0	--	0	--	0
Years of Practice in Alaska												
No Response	4.0	5	4.2	5	4.2	5	4.2	5	4.2	5	4.2	5
5 Years or fewer	3.7	20	3.6	19	4.3	20	3.6	20	3.9	20	3.8	21
6 to 10 years	3.8	12	4.2	12	4.6	11	4.1	11	4.0	11	3.9	12
11 to 15 years	3.5	15	3.4	17	3.7	15	3.4	17	3.5	15	3.4	17
16 to 20 years	3.8	12	4.1	12	4.2	12	3.7	12	3.9	12	3.8	12
21 years or more	4.0	75	4.2	75	4.3	76	4.1	76	4.1	74	4.1	76
Gender												
No Response	4.0	2	4.5	2	4.0	2	4.5	2	4.0	2	4.5	2
Male	3.9	100	4.0	102	4.3	102	4.0	103	4.0	100	4.0	104
Female	3.7	37	3.9	36	4.1	35	3.7	36	3.9	35	3.7	37
Cases Handled												
No Response	4.3	3	4.7	3	4.3	3	4.7	3	4.3	3	4.7	3
Prosecution	3.8	14	3.6	14	4.1	14	3.5	14	3.8	14	3.6	14
Mainly Criminal	3.5	11	3.5	11	4.0	10	3.5	11	3.7	10	3.5	11
Mixed Criminal & Civil	3.8	47	4.0	47	4.2	46	3.8	48	3.9	46	3.9	48
Mainly Civil	4.0	62	4.2	63	4.3	64	4.1	63	4.1	62	4.1	65
Other	3.5	2	3.5	2	4.5	2	3.5	2	4.5	2	3.5	2
Location of Practice												
No Response	4.0	2	4.5	2	4.0	2	4.5	2	4.0	2	4.5	2
First District	5.0	4	5.0	4	5.0	4	5.0	4	4.8	4	5.0	4
Second District	5.0	1	5.0	1	5.0	1	5.0	1	5.0	1	5.0	1
Third District	3.8	125	3.9	127	4.2	125	3.8	128	3.9	123	3.9	129
Fourth District	4.3	3	4.0	3	3.7	3	4.0	3	4.0	3	3.7	3
Outside of Alaska	4.8	4	4.7	3	4.8	4	4.7	3	4.8	4	4.8	4

Note: Ratings for only those respondents who reported direct professional experience with the judge.

36. DISTRICT COURT JUDGE ALEX M. SWIDERSKI**B. Peace and Probation Officers****Demographic Description (N=29)**

	N	%
Type of Work		
No Response	--	0.0%
State Law Enforcement Officer	11	37.9%
Municipal/Borough Law Enforcement Officer	14	48.2%
Village Public Safety Officer (VSPO)	--	0.0%
Probation/Parole Officer	4	13.7%
Other	--	0.0%
Length of Alaska Experience		
No Response	2	6.8%
5 Years or fewer	5	17.2%
6 to 10 years	8	27.5%
11 to 15 years	2	6.8%
16 to 20 years	9	31.0%
21 years or more	3	10.3%
Gender		
No Response	--	0.0%
Male	21	72.4%
Female	8	27.5%
Location of Practice		
No Response	--	0.0%
First District	1	3.4%
Second District	--	0.0%
Third District	28	96.5%
Fourth District	--	0.0%
Outside of Alaska	--	0.0%
Community Population		
No Response	--	0.0%
Under 2,000	--	0.0%
Between 2,000 and 35,000	4	13.7%
Over 35,000	25	86.2%

**Evaluation of Judge Alex M. Swiderski:
Peace and Probation Officers**

Summary of Findings

Judge Alex M. Swiderski was evaluated by 23 Peace and Probation Officers who reported having direct professional experience with the judge. The mean score on *overall evaluation* was 4.0. The highest mean score was obtained on *integrity* (4.3) and the lowest mean score was obtained on *diligence* (4.0). Details are presented in the two tables that follow.

	Poor		Deficient		Accept		Good		Excellent		Mean
	N	%	N	%	N	%	N	%	N	%	
Impartiality/Fairness	--	0.0%	1	4.3%	6	26.0%	5	21.7%	11	47.8%	4.1
Integrity	--	0.0%	--	0.0%	5	23.8%	4	19.0%	12	57.1%	4.3
Judicial Temperament	--	0.0%	3	13.0%	3	13.0%	6	26.0%	11	47.8%	4.1
Diligence	--	0.0%	2	9.0%	5	22.7%	5	22.7%	10	45.4%	4.0
Overall Evaluation	--	0.0%	2	9.5%	5	23.8%	5	23.8%	9	42.8%	4.0

Note: Ratings for only those respondents who reported direct professional experience with the judge.

Judge Alex M. Swiderski: Detailed Information Responses Peace and Probation Officers

	Impartiality/ Fairness		Integrity		Judicial Temperament		Diligence		Overall Evaluation	
	Mean	N	Mean	N	Mean	N	Mean	N	Mean	N
Basis for Evaluation										
No Response	--	0	--	0	--	0	--	0	--	0
Direct Professional	4.1	23	4.3	21	4.1	23	4.0	22	4.0	21
Professional Reputation	3.2	6	3.2	6	3.5	6	3.0	6	3.0	6
Other Personal Contacts	--	0	--	0	--	0	--	0	--	0
Type of Work										
No Response	--	0	--	0	--	0	--	0	--	0
State Law Enforcement Officer	3.7	9	4.0	8	3.4	9	3.6	8	3.5	8
Municipal/Borough Law Enforcement Officer	4.4	12	4.5	11	4.5	12	4.3	12	4.3	11
Village Public Safety Officer (VSPO)	--	0	--	0	--	0	--	0	--	0
Probation/Parole Officer	4.5	2	4.5	2	4.5	2	4.5	2	4.5	2
Other	--	0	--	0	--	0	--	0	--	0
Years										
No Response	3.5	2	5.0	1	3.0	2	4.0	1	4.0	1
5 Years or fewer	3.5	4	3.5	4	3.0	4	3.3	4	3.3	4
6 to 10 years	4.7	6	4.8	6	4.8	6	4.8	6	4.8	5
11 to 15 years	4.5	2	4.5	2	4.5	2	4.5	2	4.5	2
16 to 20 years	3.8	6	4.0	6	4.0	6	3.7	6	3.7	6
21 years or more	4.7	3	5.0	2	4.7	3	4.0	3	4.0	3
Gender										
No Response	--	0	--	0	--	0	--	0	--	0
Male	4.0	17	4.3	16	3.9	17	3.9	16	3.8	15
Female	4.5	6	4.6	5	4.5	6	4.5	6	4.5	6
Location of Practice										
No Response	--	0	--	0	--	0	--	0	--	0
First District	2.0	1	--	0	2.0	1	--	0	--	0
Second District	--	0	--	0	--	0	--	0	--	0
Third District	4.2	22	4.3	21	4.2	22	4.0	22	4.0	21
Fourth District	--	0	--	0	--	0	--	0	--	0
Outside of Alaska	--	0	--	0	--	0	--	0	--	0
Community Population										
No Response	--	0	--	0	--	0	--	0	--	0
Under 2,000	--	0	--	0	--	0	--	0	--	0
Between 2,000 and 35,000	2.5	2	3.0	1	2.0	2	3.0	1	3.0	1
Over 35,000	4.3	21	4.4	20	4.3	21	4.1	21	4.1	20

Note: Ratings for only those respondents who reported direct professional experience with the judge.

36. DISTRICT COURT JUDGE ALEX M. SWIDERSKI**C. Social Workers, Guardians ad Litem, and CASA Volunteers****Demographic Description (N=1)**

	N	%
Type of Work		
No Response	--	0.0%
Social Worker	--	0.0%
Guardian Ad Litem	--	0.0%
CASA Volunteer	1	100.0%
Other	--	0.0%
Length of Alaska Experience		
No Response	1	100.0%
5 Years or fewer	--	0.0%
6 to 10 years	--	0.0%
11 to 15 years	--	0.0%
16 to 20 years	--	0.0%
21 years or more	--	0.0%
Gender		
No Response	--	0.0%
Male	--	0.0%
Female	1	100.0%
Location of Practice		
No Response	--	0.0%
First District	--	0.0%
Second District	--	0.0%
Third District	1	100.0%
Fourth District	--	0.0%
Outside of Alaska	--	0.0%
Community Population		
No Response	--	0.0%
Under 2,000	--	0.0%
Between 2,000 and 35,000	--	0.0%
Over 35,000	1	100.0%

**Evaluation of Judge Alex M. Swiderski:
Social Workers, Guardians ad Litem, and CASA Volunteers**

Summary of Findings

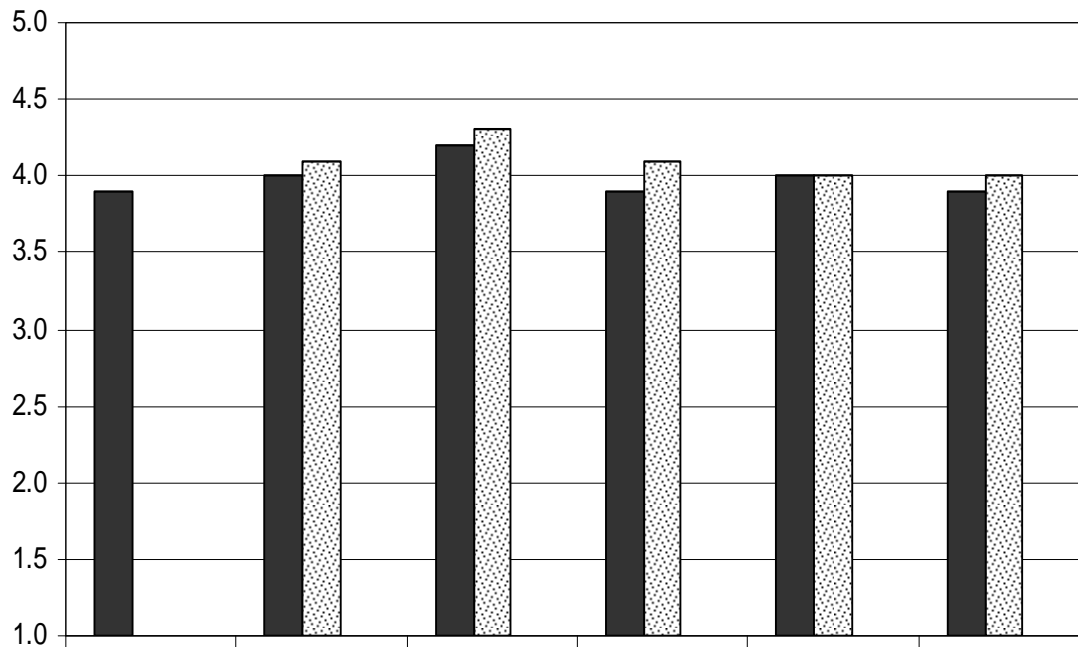
Judge Alex M. Swiderski was not evaluated by any Social Workers, Guardians ad Litem, and CASA Volunteers who reported having direct professional experience with this judge.

**Judge Alex M. Swiderski: Detailed Information Responses
Social Workers, Guardians ad Litem, and CASA Volunteers**

	Impartiality/ Fairness		Integrity		Judicial Temperament		Diligence		Overall Evaluation	
	Mean	N	Mean	N	Mean	N	Mean	N	Mean	N
Basis for Evaluation										
No Response	--	0	--	0	--	0	--	0	--	0
Direct Professional	--	0	--	0	--	0	--	0	--	0
Professional Reputation	--	0	--	0	--	0	--	0	--	0
Other Personal Contacts	--	0	4.0	1	--	0	--	0	4.0	1

District Court Judge Alex M. Swiderski

Average Ratings from All Groups Surveyed



	Legal Ability*	Impartiality	Integrity	Judicial Temperament	Diligence	Overall Evaluation
■ Alaska Bar Association (N=143)	3.9	4.0	4.2	3.9	4.0	3.9
▨ Peace and Probation Officers (N=23)		4.1	4.3	4.1	4.0	4.0
□ Social Workers/ GALs/CASA Volunteers (N=0)						

*Legal Ability items are only completed by Alaska Bar Association members.

Juror Survey Results 2008 Retention Evaluation Alex M. Swiderski											
		Distribution of Ratings									
Survey Category	Mean	Excellent % (n)	Good % (n)	Acceptable % (n)	Deficient % (n)	Poor % (n)	Total Returned = 55				
Impartiality/Fairness	4.8	80% 44	18% 10	2% 1	0% 0	0% 0					
Respectful/Courteous	4.9	87% 48	13% 7	0% 0	0% 0	0% 0					
Attentive during Proceedings	4.8	80% 44	16% 9	4% 2	0% 0	0% 0					
Control over Proceedings	4.8	84% 46	15% 8	2% 1	0% 0	0% 0					
Intelligence/Skill as a Judge	4.8	80% 43	19% 10	2% 1	0% 0	0% 0					
Overall Evaluation	4.8	80% 44	20% 11	0% 0	0% 0	0% 0					

Court Employee Survey Results 2008 Retention Evaluation Alex M. Swiderski												
Question	Excellent		Good		Acceptable		Deficient		Poor		Mean	Total Returned = 54
	%	(n)	%	(n)	%	(n)	%	(n)	%	(n)		
Impartiality/Fairness	43%	22	33%	17	20%	10	4%	2	0%	0	4.2	51
Integrity	59%	30	26%	13	16%	8	0%	0	0%	0	4.4	51
Judicial Temperament	53%	28	26%	14	15%	8	2%	1	4%	2	4.2	53
Diligence	52%	26	30%	15	14%	7	4%	2	0%	0	4.3	50
Overall Evaluation	50%	26	31%	16	17%	9	2%	1	0%	0	4.3	52