

**SIXTEENTH CIRCUIT JUDICIAL COMMISSION
JACKSON COUNTY, MISSOURI
APPLICATION FOR CIRCUIT JUDGE**

PLEASE NOTE: RESPONSES TO THESE QUESTIONS WILL BE MADE PUBLIC IF THE APPLICANT IS SELECTED AS ONE OF THE NOMINEES FOR THE VACANCY.

1. State your full name

Gregory Burnett Gillis

2. State your date and location of birth.

October 18, 1959 Kansas City, Missouri

3. State your present occupation, place of work, and job title.

Judge, 16th Circuit of Missouri at Kansas City, Associate Circuit Judge

4. Provide the following information concerning your eligibility for the office of Circuit Judge:

(a) Are you at least thirty years of age?

Yes

(b) Are you licensed to practice law in Missouri?

Yes

(c) Have you been a citizen of the United States for at least ten years?

Yes

(d) Have you been a resident of Jackson County for at least one year?

Yes

5. State whether you are able, with or without a reasonable accommodation, to perform the essential functions of a Circuit Judge, including the ability to preside over trials, conduct legal research and analysis, attend court anywhere in the State of Missouri, communicate clearly and effectively both orally and in writing, and expeditiously decide issues coming before the court.

Yes

6. State the year of your admission to the Missouri Bar and whether your license is and always has been in good standing. If not, please explain.

I was admitted to the Missouri Bar in 1986. My license is and always has been in
Good standing.

7. List any other states, courts, or agencies in which you have been licensed as an attorney, and state whether your license is and always has been in good standing.

I have been licensed as an attorney in the state of Kansas and in the United States
District Court for the Western District of Missouri. My license is on inactive
Status in Kansas and in Federal Court and has always been in good standing.

8. Provide the following information for all colleges or universities, other than law schools, you have attended:

(a) Name and location of institution

University of Missouri-Columbia

(b) Dates attended and degrees received

1977 to 1981 Bachelor of Arts Political Science

(c) Significant activities, achievements, honors, and awards

Phi Eta Sigma Honor Society, University Scholar, Dean's List

9. Provide the following information for all law schools you have attended:

(a) Name and location of law school

University of Missouri-Columbia

(b) Dates attended and degrees received

1981 to 1984 Juris Doctor

(c) Significant activities, achievements, honors, and awards

Intern in Boone County Public Defender's Office

10. State whether you have ever been suspended or expelled as a student from any school or educational institution. If so, please explain.

No

11. List, in chronological order, all non-legal and legal employment you have held post-high school. Include the name and location of each employer, job title, dates of employment, and reason for termination of employment.

General Motors Assembly Division-Kansas City (Chevrolet)

Assembly line worker (May 1979 to August 1979) Resigned to return to college.

Missouri Commission on Human Rights-Kansas City

Human Rights Officer (January 1985 to September 1985) Resigned

Hyatt Legal Services-Kansas City, MO-Kansas City, KS-Overland Park, KS

General Practice Staff Attorney (September 1985 to September 1986) Resigned

City of Overland Park, Kansas Law Department

City Prosecutor (September 1986 to October 1987) Resigned

Jackson County Prosecutor-Kansas City, MO

Assistant Prosecuting Attorney (October 1987 to November 1999) Resigned

16th Judicial Circuit-Jackson County, Missouri

Drug Court Commissioner (November 1999 to April 2001) Appointed Associate
Circuit Judge.

Missouri Judiciary

Associate Circuit Judge-16th Judicial Circuit (April 2001 to date)

12. Describe the nature and extent of your experience as a practicing attorney in the trial and appellate courts, and explain how such experience demonstrates the quality of your legal work.

The following is a detailed description of the nature and extent of my experience as a practicing attorney.

JACKSON COUNTY PROSECUTOR'S OFFICE:

Criminal Division

I worked in the criminal division of the Jackson County Prosecutor's Office from November of 1989 until November of 1999 when I was appointed Drug Court Commissioner. With the exception of one year (4/91 to 4/92) when I served as Chief Warrant Officer, I was assigned to the Drug Prosecution Unit.

From 1989 until 1995, I was a trial attorney in the Drug Prosecution Unit. During this period, I had the opportunity to litigate and try felony cases as lead and co-counsel. Also, during this period, I was promoted to the position of Trial Team Leader. As Trial Team leader, I not only managed my own docket of pending cases, but I also worked very closely with other team members assisting them in the preparation and trial of their cases. Most of the cases that I handled involved the sale and possession of illegal drugs.

However, there were many other cases assigned to me that involved violent offenses such as assault and homicide or property crimes which were considered related to drug trafficking or drug use. It was not unusual for me to have as many assault, robbery and homicide cases as drug sales and possessions. During this period, I had the opportunity to refine my skills as a trial attorney. I also had the very rewarding opportunity to share what I had learned with others.

From December of 1995 to March of 1999, I served as the Drug Unit Warrant Officer. In this position, I personally reviewed nearly every drug case referred to the Jackson County Prosecutor's Office from the Kansas City Police Department. I routed cases to the Drug Court when it appeared to me that the defendant was eligible for Drug Diversion. During this period, I was assigned to the Associate Criminal Division and Criminal "A" to see to it that drug cases were disposed of appropriately and as quickly as possible. Plea negotiations were conducted in the Associate Criminal Division and Criminal "A". As a result of these negotiations, I was able to dispose of hundreds of drug cases each year. During this period, I had the opportunity to work with nearly every judge in the 16th Circuit and most all of the attorneys in Jackson County who are involved in criminal cases. I learned to manage large dockets and refined my skills in plea negotiation. Also, while serving as Drug Unit Warrant Officer, I had the opportunity to try a number of cases as co-counsel.

For one year (4/91 to 4/92), I served as Chief Warrant Officer. In this position, I supervised a staff of several attorneys and support personnel. I was responsible for review and charging for all cases referred from the Kansas City Police Department. We were involved with all types of cases from traffic matters to murder. This position involved a great deal of contact with the Kansas City Police Department, the Associate Circuit Criminal Division as well as the Criminal "A" Division due to a heavy schedule of preliminary hearings and Grand Jury presentations. I was directly involved in all of these activities and worked closely with other staff members on case filings and court presentations.

From March of 1999 until my appointment as Drug Court Commissioner, I served as a Senior Assistant Prosecuting Attorney. I litigated and tried a caseload of drug related violent crimes. I also acted as co-counsel assisting newer assistants in the preparation and trial of drug cases and drug related felonies.

Family Support Division

From October of 1987 until November of 1999, I was assigned to the Family Support Division of the Jackson County Prosecutor's Office. During this period I was engaged in the enforcement of child support obligations. I handled hundreds of cases during this period and I was in personal contact with custodial parents as well as payers of child support. When negotiations with the non-custodial parents failed, it was my responsibility to file applications for hearings to determine whether the payer should be found in contempt of court for failure to pay child support in accordance with the

domestic relations order. These cases were set on contempt dockets in the divisions of the circuit court assigned to hear domestic (now family court) matters. If the case could not be settled before hearing, I would present the evidence to the court to support a finding that the respondent was in contempt. Payers found in contempt would be committed to the Jackson County Detention Center until payment arrangements were made.

I also managed the filing of felony and misdemeanor charges for criminal non-support. I appeared in the Associate Criminal Division and Criminal "A" Division for disposition of these cases. Several of these cases were formally litigated before Circuit Judges on criminal trial dockets. In one such case, *State v. Melvin Gray* (1987) Assistant Public Defender Justine Del Muro (now Judge Del Muro) and I commenced jury selection but the case was settled before trial.

From January 1988 to November 1989, I was a team leader within the Family Support Division supervising a group of attorneys who were dedicated to child support enforcement. I was responsible for the accuracy of the documents filed in civil and criminal divisions of the Circuit Court by those attorneys who were under my supervision.

In sum, my work as an Assistant Prosecutor gave me the opportunity to fully develop my skill as a trial lawyer. I also developed a keen attention to legal analysis that was developed in the review of hundreds of felony criminal cases as Chief Warrant Officer and as well as Drug Unit Warrant Officer.

**CITY OF OVERLAND PARK KANSAS:
(City Prosecutor 9/86 to 10/87)**

In September of 1986, the City of Overland Park, Kansas hired two full-time prosecutors to handle all of the city's municipal court work. These positions were under the direct supervision of the City Attorney Robert Watson. Previously, part-time prosecutors were retained by the city on a contract basis.

As one of two full time prosecutors, I was assigned to prosecute general ordinance violations in the municipal court. Because Kansas law imposes mandatory minimum jail sentences for many DWI offenses, I had eight to ten bench trials for this offense each week. Because the stakes were high, many repeat offenders had no option but to take their cases to trial. Every Defendant was represented by experienced privately retained counsel. I handled morning and evening dockets and it was not uncommon to conclude a DWI or Assault prosecution at 1:00 A.M. I was also extensively involved in plea negotiations which disposed of a significant number of the cases assigned to me.

As City Prosecutor, I litigated and tried a significant number of Domestic Violence cases (many of which would today be in state court because of the serious nature of the injuries sustained by the victim).

Another responsibility as City Prosecutor was to serve as Police Legal Advisor on issues of Search and Seizure.

During my time as City Prosecutor, I had the opportunity to try two cases before juries in Johnson County District Court which were *de novo* appeals from municipal court prosecutions.

My work as City Prosecutor provided the foundation for my work as a trial lawyer in later years.

**HYATT LEGAL SERVICES:
(Staff Attorney 9/85 to 9/86)**

Hyatt Legal Services was a high volume general practice firm. On a weekly basis I would see 60 to 80 people for initial consultations. The offices were open on Saturdays. There were offices located throughout the Kansas City Metropolitan area in Kansas and in Missouri. During my time with Hyatt, I worked at offices in Wyandotte and Johnson County in Kansas and Jackson County, Missouri.

While I handled nearly every type of civil case, most clients' cases fell into one of three categories: (1) domestic relations, (2) debtor/creditor matters, and (3) probate matters. I handled a lot of cases in each of these categories. Of the three categories, the heaviest concentration of cases was in the area of domestic relations. I consulted with clients regarding contested and non-contested dissolutions. I negotiated with opposing counsel in contested matters and when necessary drafted proposed decrees and property settlement agreements. Some contested matters resulted in trials. In addition to dissolutions, I also prosecuted and defended motions to modify child custody, child support and visitation.

Many clients who visited Hyatt were in financial trouble because of a recent job loss or divorce. I handled dozens of bankruptcy cases for Chapter 7 liquidation and Chapter 13 reorganization. I drafted the petitions and I appeared in Federal Bankruptcy Court to obtain either a Discharge under Chapter 7 of the Bankruptcy Code or Confirmation of a Plan under Chapter 13 of the Bankruptcy Code.

In the probate area, I drafted wills and filed documents in the Probate Court for the administration of small estates. I handled several guardianships and was retained in one adoption proceeding.

My work at Hyatt was instrumental in giving me the skills to work well with large and diverse groups of people as clients and as opposing counsel. Moreover, because this

firm was involved in a wide array of cases, I quickly developed a basic grasp of many areas of the law that commonly impact citizens in our community. The very high volume of cases, instilled within me the tools of effective time management which enabled me to handle large caseloads while still paying very close attention to the details essential to providing high quality legal service.

13. Provide a representative list of at least ten cases in which you served as the primary attorney at trial or an administrative hearing. The list should include the style of each case, court or administrative agency, identification of your client, and the nature and date of disposition.

State v. Dorothy J. McBride, Division 4, Judge Alvin C. Randall
No. CR89-5165
Charge: Sale of Controlled Substance
Disposition: Guilty by Jury
Trial: 5/11/90

State v. Rodney Gorham, Division 6, Judge John O'Malley
No. CR1988-5758
Charge: Unlawful Use of a Weapon
Disposition: Guilty by Jury
Date: 7/23/90

State v. Huey J. Love, Division 14, Judge Robert A. Meyers
No. CR90-2422
Charge: Possession of Controlled Substance
Disposition: Guilty by Jury
Trial: 10/24/90

State v. Bobby C. Osbey, Division 8, Judge Lee E. Wells
CR90-3436
Charge: Sale of Controlled Substance
Disposition: Guilty by Jury
Trial 1/14/91

State v. Dwayne M. Royston, Division 10, Judge Gene R. Martin
No. CR90-3342
Charge: Sale of a Controlled Substance
Disposition: Guilty by Jury
Trial: 4/26/91

State v. Terrance Releford, Division 15, Judge Preston Dean
No. CR90-3438
Charge: Unlawful Use of Weapon
Disposition: Not Guilty by Jury
Trial: 3/20/91

State v. James R. Duncan, Division 5, Judge Jack E. Gant
No. CR92-1473
Charge: Assault in the First Degree – Serious Injury
Disposition: Not Guilty by Jury
Trial: 2/10/93

State v. Audra R. Mcleod, Visiting Judge
No. CR92-3034
Charge: Sale of a Controlled Substance
Disposition: Guilty by Jury
Trial: 6/1/94

State v. Larry R. Lewis, Visiting Judge
No. CR92-5325
Charge: Assault in the First Degree – Serious Injury
Disposition: Not Guilty by Jury
Trial: 7/13/93

State v. Thomas Dulley, Division 10, Judge Gene R. Martin
No. CR93-0137
Charge: Sale of a Controlled Substance
Disposition: Guilty by Jury
Trial: 12.3/93

State v. James M. Willis, Division 18, Judge Jon R. Gray
No. CR93-0152
Charge: Robbery, First Degree
Disposition: Guilty by Jury
Trial: 3/16/95

State v. Irvin D. Burnett, Division 2, Judge William Ely
No. CR93-3189
Charge: Murder, Second Degree
Disposition: Hung Jury
Trial: 6/24/94

State v. Irvin D. Burnett, Visiting Judge John Moody
No. CR93-3189
Charge: Murder, Second Degree
Disposition: Guilty by Jury
Trial: 10/7/94

State v. Ronnie A. Stacy, Division 18, Judge Jon R. Gray
No. CR93-4513
Charge: Murder, First Degree
Disposition: Guilty by Jury
Trial: 8/31/94

State v. Lazato Perez, Division 9, Judge H. Michael Coburn
No. CR94-0749
Charge: Trafficking Drugs in the Second Degree
Disposition: Guilty by Jury
Trial: 10/26/94

State v. Charles L. Austin, Division 11, Judge Donald L. Mason
No. CR94-1248
Charge: Murder, Second Degree
Disposition: Guilty by Jury
Trial: 9/29/94

State v. Joseph W. Gayden, Division 11, Judge Donald L. Mason
No. CR94-1252
Charge: Unlawful Use of Weapon
Disposition: Guilty by Jury
Trial: 2/15/95

State v. Joe L. Theus, Division 9, Visiting Judge
No. CR94-3357
Charge: Murder, Second Degree; Robbery, First Degree
Disposition: Guilty by Jury
Trial: 7/14/95

State v. James L. Peterson, Division 10, Judge Gene R. Martin
No. CR94-4159
Charge: Robbery, First Degree
Disposition: Not Guilty by Jury
Trial: 4/18/95

State v. Robert R. Hatfield, Division 15, Judge Preston Dean
No. CR94-4212
Charge: Murder in the Second Degree, Armed Criminal Action
Disposition: Guilty by Jury
Trial: 10/30/95

State v. Melvin L. Pritchard, Division 8, Judge Lee E. Wells
No. CR99-00072
Charge: Burglary, First Degree/Murder in the Second Degree
Disposition: Not Guilty by Jury
Trial: 9/27/99

14. If you have appellate experience, provide a representative list of cases in which you served as the primary attorney on appeal. The list should include the style of each case, appellate court or administrative agency, identification of your client, and the nature and date of disposition.

As an Associate Circuit Judge I have been appointed a Special Judge to the Missouri Court of Appeals for the Western District of Missouri (2011) and Special Judge on the Missouri Supreme Court (2005). I participated in oral argument and discussions following argument to decide the cases

15. If you are serving or have served in a judicial capacity, describe the nature and extent of your judicial responsibilities, the types of dockets handled, and any special expertise developed.

Associate Circuit Judge-Division 27 of Jackson County Circuit Court:

Division 27 is a division of general jurisdiction that has been assigned to Civil, Criminal, Family Court and Municipal Trial De Novo matters.

Civil Cases

Contract, Personal Injury, Property Damage and Suits on Account

Civil cases of this type are first scheduled on high volume dockets to determine if the cases will be resolved as default or consent judgments. If cases are contested, case management conferences will be scheduled to address pretrial discovery issues. Most contested cases are resolved by bench trial or settlement within six to eight months from the first docket setting because I take a very proactive role in moving the parties along to disposition.

Landlord-Tenant and Unlawful Detainer Actions

These civil actions are scheduled on volume dockets. Most landlord-tenant cases are filed and prosecuted by attorneys. However, there are a good number of landlord-tenant cases, which are filed pro se. Special care must be taken in order to resolve pro se cases in a fair and amicable manner. Attorneys usually file unlawful Detainer actions. The most common purpose for these actions is to seek the removal of former homeowners following a foreclosure sale. The majority of cases are resolved on the return date of the summons either as consent/default judgments or through judgment after a bench trial.

Missouri Department of Revenue- Trials De Novo and Petitions for Review

These actions are filed on behalf of motorists whose driving privileges have been revoked/suspended by administrative order of the Director of Revenue. If the parties cannot reach an agreement to settle the case, a trial will be conducted on De Novo appeals or a hearing will be held on Petitions for Review to determine whether or not the administrative action will be affirmed.

Small Claims

Each month approximately forty small claims cases are scheduled on alternating Fridays. These are informal proceedings where *pro se* litigants present claims for amounts ranging from a few dollars to the jurisdictional limit of \$5,000.

Criminal Cases

Special Assignment-Associate Criminal A-Kansas City

I have been assigned to this four times since my appointment in 2001. On two occasions, I was assigned to work for a period of six months. On another occasion I was assigned for one year. Most recently, in 2010 I volunteered to spend several months in this assignment following Judge Garrett's appointment so as to avoid conflict of interest issues for him.

The overall purpose of the Associate Criminal A division is to process all persons who are entering the criminal justice system in Kansas City. As the Associate Criminal A Division, one of my duties is to conduct initial arraignments for persons who have been recently charged with a crime. At the initial arraignment, the defendant is advised of the charges, a not guilty plea is entered on his/her behalf, bond is set, a future court date is established and the defendant is screened to determine eligibility for Public Defender services. It is also my duty to schedule and conduct preliminary hearing/pretrial dockets. Each docket is set up to address a specific type of criminal violation. Each day of the week is devoted to a different type of criminal violations. When I last served in this assignment, preliminary hearing/pre trial conferences were scheduled in the mornings. Felony and misdemeanor guilty pleas were scheduled in the afternoons. Aside from the general courtroom duties, there are several other equally important responsibilities. **Case Review:** Each day persons are taken into custody and are held pending charges. One of my responsibilities is to undertake an immediate review of in custody cases to determine whether probable cause exists to authorize the issuance of a warrant for arrest for a felony criminal offense. I also receive each day five to ten case files which are designated (anytime warrants) as those persons who stand accused in these cases are not in custody. It is expected that review and authorization of warrants will be undertaken within 48 to 72 hours. On a daily basis, detectives from a variety of units in the Kansas City Police Department present Applications for Search Warrants. Each such application must be

carefully reviewed to determine the propriety of the issuance of the search warrant. The review of these search warrant applications must be undertaken immediately as time is most often of the essence. **After Hours Duty:** Monday through Friday I carried a cell phone which connects me to the Kansas City, Missouri Police Department for after hours matters. Very often, a portion of several evenings was devoted to the authorization of search warrants and felony arrest warrants in the dining room of my home. **Extradition matters:** On a daily basis local law enforcement officers brought into court persons taken into custody on out of state felony warrants. If the defendant did not waive his/her right to extradition proceedings, a hearing would be scheduled. **Population Control:** When I served as Associate Criminal A, a population control docket was scheduled at 11:00 AM each day to review the bond of persons recently taken into custody.

Probation Cases

Each division is assigned to supervise felony and misdemeanor probations. I currently have an inventory of approximately 200 felony and misdemeanor probations. Each week probation violation hearings are scheduled to address allegations that the probationer is in violation of the terms and conditions of probation. In some cases the probationer is continued on probation with or without added special conditions. In other cases the probationer may be revoked from probation with execution of the sentence or imposition of sentence where none had been entered previously.

Family Court

Dissolution of Marriage and Motions to Modify Domestic Relations Orders/Judgments

Approximately six years ago, I was assigned to hear Family Court cases. For the first six months of the year, I docketed uncontested domestic relations cases one day every other week. Most cases were classified as petitions for dissolution of marriage. Attorneys file approximately 50%. The other half are filed *pro se*. The *pro se* cases require special care and attention because the parties very often initially believe they have no dispute

regarding the dissolution. However, by the time the parties arrive for the hearing, they realize that there are areas of dispute. After a through inquiry with the parties, cases of this type are transferred for docketing on a contested case management track. If the parties are in agreement, I place the petitioner under oath and ask a number of questions. Thereafter, the dissolution is granted. Most Judgment Entry forms submitted by pro se parties require revisions. Others cannot be used at all. And then there are those parties who fail to bring a proposed judgment entry. As a result of these circumstances, I have been given the opportunity to gain the experience of drafting and revising dozens of dissolution judgments.

Adult Abuse/Stalking Cases

Several years ago, I was assigned to hear these cases once per week. I was also assigned the responsibility of reviewing applications/petitions for orders of protection and/or stalking. The adult abuse/stalking dockets are quite large, and tensions very often run high in the courtroom. It is necessary to work diligently to keep everyone calm and focused on the issues that must be decided in order to make a proper determination. With the help of the Family Court resource staff as well as other agencies such as Legal Aid and the Human Relations Department of the City of Kansas City, Missouri, I was able to make referrals which in many instances contributed to a satisfactory disposition of the case.

Municipal Court Trials De Novo

Each month I have a docket of cases that have been appealed from the Municipal Court. The first step is to call the docket (which consists of pending cases as well as municipal probation cases). Guilty pleas and continuances are taken up during the first call of the docket. Also, during the first call of the docket, jury trial requests are granted. Jury demand cases are transferred to Criminal A for jury trial assignment. The remaining cases are then tried to the court. Probation violation hearings are conducted in those cases where Defendants are alleged to be in violation of the terms of probation.

Disposition of all cases can take up to two days.

In addition to the responsibilities outlined above, I currently serve on the following committees: 1) Executive Management; 2) Rules; 3) Municipal Court; 4) Employee Retention and Recognition; I currently serve as the Chair of this committee.

16. If you are serving or have served in a judicial capacity, provide a representative list of at least ten cases over which you have presided to completion. The list should include the style of each case and the nature and date of disposition.

REPRESENTATIVE LIST OF CASES TRIED AS AN ASSOCIATE CIRCUIT JUDGE

David Herron v. Charles T. Barnard et al, 1116-CV10808; Bench Trial December 12, 2011; Six count petition for Conversion, Trespass to Chattels, Replevin, Fraudulent Misrepresentation, Negligent Misrepresentation and Negligence; Judgment for Defendants on all counts.

Stratford Healthcare, Inc., D/B/A Hidden Lake Care Center v. Christopher Brooks, A/K/A As Durable Power of Attorney for Donald Brooks; 1016-CV39350; Bench Trial December 19, 2011, Suit for breach of contract for failure to pay for cost of skill nursing facility; Judgment for Defendant.

Barefoot, Inc., D/B/A Snake 'N' Rooter v. RR1 & 2 Housing Partnership, L.P., D/B/A Woodbridge Apartments et al; 1116-CV09294; Bench Trial September 12, 2011; Four Count Petition and Three Count Counterclaim; Judgment for Plaintiff on Count One (breach of contract) for \$10,386; Judgment for Plaintiff on Defendant's Counterclaim

Miranda Marshall v. Corey Washington; 1116-CV04034; Bench Trial on November 14, 2011; Insurance subrogation case for motor vehicle collision; Petition for Damages and Defendant's Counterclaim; Judgment for Defendant on the Petition and Judgment for Plaintiff on Defendant's Counterclaim.

Future Finance Corp., v. Michaela Green; 1116-CV23051; Bench Trial on February 2, 2012; Suit for deficiency following repossession of a motor vehicle; Judgment is entered for Plaintiff for \$4,206.

Kenny Smith v. A Auto Sales & Services, LLC and Sherbaz Khan; 1016-CV29262; Bench Trial January 26, 2011; Petition for Damages in connection with the sale of a vehicle; Judgment for Plaintiff for \$6,000.

The Castle Law Firm of Kansas City, PC v. Marvin's Midtown Chiropractic, LLC and Marquette Hardy; 1016-CV23877; Bench Trial May 17, 2011; Petition for Declaratory Judgment as to whether Defendant Marvin's is entitled to a statutory health care lien for services rendered to Marquette Hardy in connection with a motor vehicle collision; Judgment was entered for Plaintiff finding that Marvin's was not entitled to a statutory health care lien.

Greater California Financial Services, Inc., v. Sandra Ross; 1116-CV05412; Bench Trial on December 5, 2011; Petition for Breach of Contract (promissory note); Plaintiff is a short term lender (pay day loans); Judgment was entered for Plaintiff for the principal sum of \$2,525 and prejudgment interest was limited to the statutory rate of 9% as 96% interest provided in the promissory note was found to be an unconscionable consequence of a contract of adhesion

Michael Peter Franklin v. Donald Ferrell; 0716-CV11251; Bench Trial on January 31, 2011; Dealership owner filed Petition for Damages alleging Conversion of assets of the dealership by one of the managers; Judgment was entered for Plaintiff for \$26,599

Rental Company, LLC v. Carter Group, Inc and Aandrea Carter; 1116-CV05985; Bench Trial on January 25, 2012 Three Count Petition alleged Breach of Contract and Unjust Enrichment for failure to repay several business loans; Judgment was entered for Plaintiff for a total of \$67,824

Arthur Stoup v. Timothy Hart and Mission Pet Mart, Inc; 0916-CV35659; Bench Trial on September 15, 2010; Petition for Property Damage sustained as a consequence of a motor vehicle collision; Judgment was entered for Plaintiff for \$1,793.

Heartland Golf Development II, LLC DBA Hillcrest Country Club v. Gregory Wald; 0916-CV21411; Bench Trial on June 21, 2010; Petition for Damages arising from breach of Country Club membership agreement; Judgment was entered for Defendant.

Segunda Garrison v. Larry Ripple et al; 0916-CV22365; Bench Trial on July 26, 2010; Suit to Quiet Title to Real Estate; Judgment entered to quiet title for plaintiff.

Derrick Olson, et al, v. Anchor Sales and Service Co. Inc; 1116-CV06777; Bench Trial April 16, 2012; Petition for Damages to Plaintiff's motor vehicles alleged caused by paint overspray from operations on Defendant's adjoining business; Judgment was entered for Defendant

Deborah D. Tinberg Billings v. Charles McKean, Missouri State Highway Dept. Criminal Records Investigation Division et al; 0916-CV09203; Bench Trial April 29, 2009; Petition for Expungement of Record of Arrest pursuant to Section 610.123.3 RSMo; Judgment entered for expungement of the records of arrest.

Alfredo Davis v. Director of Revenue of State of Missouri; 1116-CV11099; Bench Trial on April 5, 2012; Petition for Review pursuant to Section 577.041 RSMo (Refusal to

submit to chemical test); Judgment entered for Respondent (Director of Revenue) to affirm the administrative order of revocation of driving privileges.

Reginald Smith v. Director of Revenue of State of Missouri; 1116-CV00301; Bench Trial on September 1, 2011; Petition for Trial De Novo Pursuant to Section 302.535 RSMo; Judgment entered for Director of Revenue finding that 1) Petitioner was arrested upon probable cause to believe that he was driving in violation of an alcohol-related offense; 2) Petitioner's blood alcohol content upon testing was determined to be .08 or greater and 3) Petitioner has failed to present evidence to rebut the Director's prima facie case that Petitioner was driving while intoxicated.

Michael Taylor v. Director of Revenue of State of Missouri; 0916-CV21093; Bench Trial on June 24, 2010; Petition for Trial De Novo Pursuant to Section 302.535; Petitioner contended that Executive Order 07-05 rendered all breathalyzer tests in Missouri invalid because under this order responsibility for the standards for breath tests was transferred from the Department of Health and Senior Services to the Department of Transportation. Since the Department of Transportation failed to develop any rules for breathalyzer tests, Petitioner contended that the test results could not be used against him for purposes of revocation of driving privileges; Judgment was entered for Respondent (Director of Revenue).

Angela M. Cole v. Director of Revenue of State of Missouri; 1016-CV39023; Bench Trial August 11, 2011; Application for Trial De Novo pursuant to Section 302.535; Judgment entered for Respondent (Director of Revenue).

C.B. Leasing, Inc. v. Superior Electrical Construction, Inc; 0416-CV215309; Bench Trial October 31, 2005; Suit on account for sheet metal and related work at the federal facility in Kansas City, Missouri commonly referred to as the Honeywell International job site; Judgment entered for Plaintiff for \$94,581.

H.T. Paul Company, Inc., v. JMASC Properties, LLC; 1016-CV27602; Bench Trial August 1, 2011; Petition for Breach of Contract; Judgment is entered for Plaintiff for \$23, 012.

17. If you do not have significant experience in litigation or in a judicial capacity, describe any other legal experience or accomplishments in the legal profession that may qualify you to serve in the office of Circuit Judge.

N/A

18. List all bar associations and law-related organizations of which you are or have been a member, with any offices held and dates of membership.

Jackson County Bar Association

Kansas City Metropolitan Bar Association

Missouri Association of Probate and Associate Circuit Judges (2001 to date)

Elected to Office of Historian since 2008

Member of the Board of Directors since 2008

Member of Membership Committee beginning 2012

19. List any published articles or books you have authored and any significant programs or events for which you served as a primary speaker.

Missouri Association of Probate And Associate Circuit Judges Annual Conference 2012

"Missouri DWI Law and Missouri Department of Revenue Driver's License Sanctions"

Missouri Association of Probate And Associate Circuit Judges Annual Conference 2011

"Missouri DWI Law and Missouri Department of Revenue Driver's License Sanctions"

Black Law Students Association (University of Missouri-Columbia (School of Law) 2010

Lloyd Gaines Scholarship Banquet Keynote Speaker on the "Importance of Community service."

Missouri Legislative Black Caucus Foundation 2007

“Predatory Lending in Missouri- Pay Day and Title Loans”

Missouri Legislative Black Caucus Foundation 2006

“Advances in DNA technology in the Criminal Justice System.”

Missouri Legislative Black Caucus Foundation 2005

“Drug Laws And Their Impact in the Minority Community”

20. Do you now or have you ever held any elective or appointive public office or position? If so, please explain.

Yes- 1999 –Appointed Drug Court Commissioner by vote of the judges of the

16th Judicial Circuit

2001-Appointed Associate Circuit Judge by Governor Bob Holden and

retained by the voters in 2002, 2006 and 2010

21. Provide the branches and dates of any military service or other public service not otherwise covered in this application. If discharged from the military, state whether the discharge was other than honorable.

I have not served in the military.

22. Describe your community and volunteer service activities, including any organizations (outside the legal profession) with which you are affiliated and any offices held.

Community and volunteer service activities

Truancy Court (2002-2003) I volunteered to serve as a Truancy Court Judge for

two school years J.A. Rogers Middle School (2002-2003) and C.A. Franklin

Elementary School (2003-2004).

Career Day (2002 to date) Each year I have volunteered to speak and to Participate in career day activities at Cook Elementary School, Satchel Paige School and Troost Elementary School.

Internships (2002 to date) Each year I have one or two summer interns. Most have been law school students who volunteer to work with me for the summer. Most of these students are acquainted with me from my speaking engagements at the law schools in this region.

I serve as a mentor and advisor to these students during the summer they visit and throughout the remainder of their years as law students.

I have had one intern who was a senior at Missouri State University. His pastor referred him to me to see if the student could arrange an internship that was required in order for him to graduate with a degree in Criminal Justice. We developed a program accepted by the University and the student completed the internship, graduated from the University and currently is employed as a probation officer with Northland Dependency Services.

Speaking Engagements Over the past ten years, I have volunteered to speak at area law schools on numerous occasions. As an example four years ago, I spoke to the entire student body at Washburn University Law School on the occasion of Black History Month. On other occasions, I meet with small groups of students affiliated with the Black Law Students Association.

Operation Breakthrough (2002 to date) Past member of the Advisory Board of Operation Breakthrough and currently an advisor to Sister Berta Sailor on activities and programming for teenage boys and girls. Developed a program, "Class in the Courtroom" for students attending Operation Breakthrough. In this program, teenage students who visit the courtroom participate in a classroom exercise that is designed to provoke thought. This program has been extended to other schools such as Ace Academy and Cristo Rey High School. We have also arranged for tours of the Jackson County Detention Center and the Jackson County Courthouse for these students. Occasionally, I will serve as a mentor for teenage boys at Operation Breakthrough.

Kansas City Keys -A non profit youth basketball program. I have served as an advisor to the board.

NAACP- member

23. List any significant honors or awards you have received that otherwise have not been covered in this application.

1998- Santa Fe Homes Council-Awarded plaque in recognition to my service to the Santa Fe Homes Council as neighborhood prosecutor

2010 -Black Law Students Association -Awarded plaque as Lloyd Gaines Scholarship Banquet Honoree for community service commitment

24. Are you delinquent in the payment of any federal, state, county or city taxes? If so, please explain.

No

25. Have you ever been convicted of a misdemeanor or felony or received a suspended imposition of sentence in any federal, state, or military court? If so, please explain and provide the style of the case (including case number), the court, the date of the conviction, and the sentence or fine imposed.

No

26. Have you ever been held in contempt of court? If so, please explain.

No

27. Have you ever been sued by a client or been a party to any litigation, other than as a guardian ad litem, plaintiff ad litem, or defendant ad litem? If so, please explain and provide the style of each case, the court, your role as plaintiff or defendant, and the nature and date of disposition.

Gregory Gillis and Mary Collins v. LaDonna Darrough 16CV93-13548

My sister and I were Plaintiffs in this Landlord Complaint. The case was settled and dismissed without prejudice.

28. Have you ever been disciplined or cited for breach of ethics or professional conduct by a court or by any bar association or committee thereof? If so, please explain.

No

29. If you are or were a member of the judiciary of the State of Missouri, please state:

- (a) Whether an order of reprimand, removal, retirement, suspension or other disciplinary action has ever been entered against you by the Supreme Court of Missouri for breach of the Code of Judicial Conduct or the Canons of Judicial Conduct? If so, explain the details of such breach and the date, nature, and duration of the discipline imposed.

No

- (b) Whether a reprimand or admonishment has ever been entered against you by the Commission on Retirement, Removal and Discipline for any of the causes specified in Rule 12.07 of the Supreme Court Rules Governing the Judiciary. If so, explain the details of such cause and the date and nature of the discipline imposed.

No

(c) Whether, to your knowledge, you are the subject of a complaint that is currently under investigation by the Commission on Retirement, Removal and Discipline. If so, explain that nature of such complaint and the status of the investigation.

No

31. Provide any additional information that you consider relevant to your qualifications for the office of Circuit Judge.

For nearly 25 years, I have served the citizens of Jackson County as an Assistant Prosecutor, Drug Court Commissioner and Associate Circuit Judge. My work on both sides of the bench has instilled within me an unwavering commitment to public service and the rule of law. The opportunities afforded me have also provided me with a solid foundation upon which I can extend my service to my community. This foundation consists of the knowledge, temperament and tenacity to competently deliver judicial services as a Circuit Judge.

32. List the names and contact information (title, mailing address, telephone, and email address) of the **five** persons whom you have requested to provide letters of reference regarding your character and judicial qualifications. Do not list as a reference any judge who currently sits in the Sixteenth Judicial Circuit.

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Sister Berta Sailor
Co-Founder, Operation Breakthrough
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Kansas City, Missouri 64109
(816) 756-3511
www.operationbreakthrough.org

CERTIFICATION OF ACCURACY AND AUTHORIZATION FOR RELEASE OF INFORMATION

By my signature to this form, I certify that all statements made in my application for the office of Circuit Judge and attachments thereto are truthful and correct. I further certify that if I am nominated by the Sixteenth Circuit Judicial Commission and appointed to the office of Circuit Judge, I will accept the appointment and perform the duties of that office as provided by law.

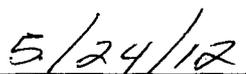
By my signature to this form, I authorize: (1) the Commission, through its Chairperson, to obtain relevant information, including but not limited to documents, records, and files, with respect to my medical, law enforcement, or disciplinary records; and (2) the Commission and its members to obtain additional relevant information regarding my qualifications, as well as the accuracy of my responses to the questions on this application. It is my understanding that the information obtained pursuant to this authorization shall be made available only to the members of the Sixteenth Circuit Judicial Commission and their staff as necessary to perform their duties.

Notwithstanding the above, in accordance with Supreme Court Rule 10.28 (e), if I am one of the three nominees listed on the certificate of nomination sent to the Governor, I authorize the Commission to send a complete copy of this application to the Governor and publicly release a copy of the application with personal and confidential information redacted as identified on the cover page of this application.

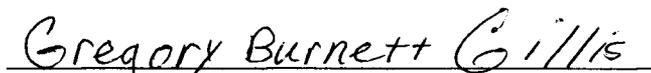
This certification and authorization shall remain in full force and effect until revoked by me in writing.



Signature of Applicant



Date



Printed Full Name of Applicant