

RESPONSE TO THESE QUESTIONS WILL BE MADE PUBLIC IF THE APPLICANT IS SELECTED AS A NOMINEE.

NAME: Kenneth J. Cain

**ATTACH
PHOTO
HERE**



1. State your present principal occupation: Chief Administrative Law Judge, Missouri Division of Workers' Compensation
2. Are you at least 30 years of age? Yes
3.
 - (a) How long have you been a citizen of the United States? 56 years
 - (b) Have you been a resident of Jackson County for at least one year immediately prior to the date of this application? Yes
 - (c) How long have you been a qualified voter of Missouri? 38 years
4. Are you licensed to practice law in Missouri? Yes

List any other states, courts, or agencies in which you are licensed as an attorney:

Prior to becoming a judge, I was licensed to practice before the United States District Court for the Western District of Missouri and before the United States Eighth Circuit Court of Appeals.

5. State the date you were admitted to the Bar in Missouri: September 1980
 - (a) Missouri Bar Number 28840
 - (b) Are you currently a member in good standing of the Missouri Bar? Yes

(In completing items 6 and 7, please account for all time periods between post-high school education and the date of this application.)

6. State the name and address of all law schools, colleges, and universities you have attended, together with the dates and degrees received:

University of Missouri-Kansas Cit School of Law; September 1977 to May 1980; J.D. degree, 1980.

University of Missouri-Kansas City, September 1974 to January 1976, M.A. degree, American History, 1976.

University of Missouri-Kansas City, September 1970 to May 1974; B.A. degree, History, 1974.

7. State, in chronological order, your entire working career, including non-legal employment, if any. Include the name and address of each firm, corporation, partnership, or governmental body with which you have been associated, and the dates thereof. (Start with earliest date, conclude with present.)

Midwest Research Institute, Assistant, Physics Laboratory, 5-69 to 8-69; 425 Volker Blvd.; Kansas City, Missouri, 64110 (assisted physicists in working on a NASA project; it was particularly rewarding because it was the summer during which NASA landed its first manned space craft on the moon)

Kansas City, Missouri School District, Substitute Teacher, 4-74 to 7-74; 1211 McGee; Kansas City, Missouri, 64106

University of Missouri-Kansas City, History Department, Graduate Teaching Assistant, 8-74 to 5-75; 5100 Rockhill Rd.; Kansas City, Missouri, 64110

Kansas City Bd. of Trustees Graduate Research Fellowship, University of Missouri-Kansas City, History Department, 5-75 to 8-75; 5100 Rockhill Rd.; Kansas City, Missouri 64110

Kansas City, Missouri School District, Substitute Teacher, 8-75 to 1-76; 1211 McGee; Kansas City, Missouri, 64106

Universal Underwriters Insurance Company, Assistant to Tax Manager, 1-76 to 8-77; 5100 Oak; Kansas City, Missouri, 64110

University of Missouri-Kansas City, History Department, Taught survey course in American History to undergraduate students, 8-77 to 5-78; 5100 Rockhill Rd.; Kansas City, Missouri, 64110

University of Missouri-Kansas City School of Law Library, 8-78 to 1-79; 500 E. 52nd Street; Kansas City, Missouri, 64110

United States Department of Health, Education and Welfare, Legal Intern, 5-79 to 8-79; 601 E. 12th Street; Kansas City, Missouri, 64106

United States Department of Health and Human Services, Legal Intern, 8-79 to 9-80; 601 E. 12th Street; Kansas City, Missouri, 64106

United States Department of Health and Human Services, Assistant Regional Attorney, 9-80 to 4-83; 601 E. 12th Street; Kansas City, Missouri, 64106

Sole Practitioner, 4-83 to 8-84; 15 W. 10th Street; Suite 600, Kansas City, Missouri, 64106

Assistant Missouri Attorney General, Chief Workers' Compensation Unit; 8-84 to 10-85; 3100 Broadway; Kansas City, Missouri, 64111

Missouri Division of Workers' Compensation, Legal Advisor/Associate Administrative Law Judge, 10-1985 to 12-1987; 1805 Grand 4th Floor, Kansas City, Missouri, 64106

Missouri Division of Workers' Compensation, Administrative Law Judge, 1--88 to 12-91; 2-4-09 to present; 1805 Grand; 4th Floor, Kansas City, Missouri, 64106

Missouri Division of Workers' Compensation, Chief Administrative Law Judge, 1-92 to 2-3-09; 1410 Genessee Street; Suite 210, Kansas City, Missouri, 64102-1047. Chief Judges serve at the pleasure of the governor. I served as chief judge under Governors Ashcroft, Carnahan, Wilson, Holden and Blunt. Missouri's newest governor, however, chose to change chief judges in Kansas City, St. Louis, Jefferson City, St. Charles, Joplin and Springfield. Under my tenure as chief judge, the Kansas City office had more files per judge than any other office in the state. During my tenure, the Division also set standards for setting cases and writing opinions. The trial date for all requests for trials was to be within 120 days of the request. In Kansas City, our average was a trial date within 60 days of the request. In a few cases we set the trials approximately 90 days from the request. The date for mediations was to be within 120 days of the request. We met the time frame in 100 percent of the cases. The date for conferences or pro se cases was to be within 120 days of the request. We provided a date within 60 days of the request. The date for prehearings was to be within 120 days of the request. We set the prehearings within 60 days of the request. The date for hardship hearings or trials, not requested under a specific statutory provision was to be within 120 days of the request. We set the hardship hearings within 60 days of the request. Opinions were to be written by the judges within 90 days of the trial. Under my direction, all opinions by the judges in Kansas City were produced within the 90 days.

If you are presently an associate circuit judge and have served for two years or longer, attach a list of ten significant cases over which you presided to completion. Set forth the style, cause number, date and name and current address of the primary attorneys participating in each case, identifying the party each attorney represented. Indicate whether bench or jury tried and give a one-three sentence description of each case and its outcome.

- (a) In addition, you may attach a list of cases you tried as an attorney in the last five years before becoming a judge. Set forth the style, cause number, date and jurisdiction and identify who you represented, whether you were first or second chair and the name and address of opposing counsel. State for each case whether bench or jury tried and give a one-three sentence description of each case and its outcome.
9. Are you able, with or without a reasonable accommodation, to perform the essential functions of a judge including the ability to preside over trials, perform legal research, attend court anywhere in the state, communicate clearly and effectively both orally and in writing, and expeditiously decide issues coming before the court?
Yes
10. If you have never served as an associate circuit judge or have served for fewer than two years, attach a list of cases you have tried in the last five years. Set forth the style, cause number, date, and court, and identify who you represented, whether you were first or second chair, and the name and address of opposing counsel. Indicate for each case whether bench or jury tried and provide a one to three sentence description of each case and its outcome. If, during any of the last five years, you served as a commissioner or in any other judicial capacity, set forth the dates of same and a description of the duties performed.

I have been an Administrative Law Judge for the Missouri Division of Workers' Compensation, Kansas City Division since 1988. As a judge, I have tried approximately 850 cases. The trials are on the record. The rules of evidence apply. The rules of civil procedure apply. I rule on objections and the admissibility of evidence. I judge and weigh the credibility of witnesses. Expert witnesses, particularly physicians usually testify in the trials. After each trial, I issue judicial opinions with findings of fact and conclusions of law. I rule on pretrial evidentiary and discovery matters. I rule on complicated procedural matters. I mediate cases. I approve settlements, some of which are complex and structured to provide lifetime payments and life care plans for medical treatment. I handle pro se cases. I have also made more than 200 speeches to bar and other professional organizations.

The following is a list of six significant cases in which I served as the trial judge and which were appealed to either the Missouri Supreme Court or the Missouri Court of Appeals for the Western District of Missouri:

1. Wells v. Brown, 33 S.W. 3rd 190 (Mo. banc 2000)

Primary Issue:

1. Whether an accident, which occurs prior to the start of the workday in the parking lot for the building where the

employer leases office space, arises out of and in the course and scope of the employee's employment.

Attorneys: Lance Hanson for the employee; Thomas Clinkenbeard for the employer

My decision finding that the accident arose out of and in the course of the employee's employment was reversed by the Court of Appeals for the Western District, but reinstated by the Missouri Supreme Court.

2. Farmer - Cummings v. Future Foam, Inc. 110 S.W. 3rd 818 (Mo. 2003) and 44 S.W. 3rd 830 (Mo. App. W.D. 2001)

Primary Issues:

1. Environmental Law - Whether the employee's alleged exposure to Toluene Diisocyanates caused her to develop asthma;
2. Medical Bills - Whether the employer was liable for medical bills written off as uncollectible by the health care providers and Medicaid if the evidence showed that the employee had no further liability for the bills;
3. Subrogation Interest - Whether the employer had a subrogation interest in a 3rd party recovery resulting from alleged medical malpractice in treating the employee's alleged work related impairments if the treatment was rendered by non- authorized physicians and health care providers, due to the employer's denial of liability in the case.

Attorneys: Kevin Myers and Charles Gotschall for the employee; Maureen Shine and Stephanie Warmund for the employer

My decisions on compensability, subrogation and liability for the medical bills were affirmed at the appellate level. The Missouri Supreme Court's decision on issue 2, as set out above, remains the seminal ruling on an employer's liability for medical bills which were written off as uncollectible by a medical provider and for which the employee had no remaining liability.

3. Higgins v. D.W. F. Wholesale Florists, 14 S.W. 3rd (Mo. App. W.D. 2000)

Primary Issue:

1. Whether the employee's alleged intoxication was the proximate cause of her motor vehicle accident; and

2. Whether the employer could avail itself of the new alcohol defense as set out in the Missouri statutes if the employer failed to prove all the elements contained in the statute as a prerequisite to a valid alcohol defense.

Attorneys: Thomas Stein for the employee; Bill Richerson for the employer

My decision finding that the employee's intoxication was the proximate cause of the accident was affirmed by the Missouri Court of Appeals for the Western District of Missouri. My decision finding that the employer could avail itself of the alcohol defense contained in the Missouri statutes was also affirmed by the Court.

My decision finding in favor of the employer on the alcohol defense, as set out in the statutes, was premised on the unique facts of the case. The statute in effect at the time of the accident provided that the employer's alcohol policy had to be posted in a conspicuous place on the employer's premises.

Ms. Higgins, the employee, worked for an out of state company. Ms. Higgins was in charge of the local office. She admitted that she was furnished with a copy of the employer's alcohol policy and that she was instructed to post it in a conspicuous place. She admitted that she had knowledge of the alcohol policy. She admitted that she failed to follow her employer's instructions and that she did not post the policy. She argued that because the policy was not posted as required by the statute, her employer could not validly assert the alcohol defense contained in the statute.

The Court of Appeals affirmed my decision in the employer's favor and specifically noted that proof of actual knowledge of the alcohol policy by the employee was sufficient to meet the requirements contained in the statute, regardless of whether the policy was posted.

4. Vallejo-Davila v. Osco Drug, Inc., 895 S.W. 2nd 49 (Mo. App. W.D. 1995); 872 S.W. 2nd 511 (Mo. App. W. D. 1994); 851 S.W. 2nd 533 (Mo. App. W.D. 1993) and 743 S.W. 2nd 423 (Mo. App. W.D. 1987)

Primary Issues:

1. Whether an employee's dependents in a death case may bring an action against the employer in civil court if the alleged accident resulted from the employee being murdered at work

- during a robbery by a store security guard and the security guard's accomplices;
2. Whether the employer had a subrogation interest in the 3rd party recovery from the security guard's employer, if as alleged, the employer did not cooperate in the prosecution of the 3rd party law suit and as alleged made it more difficult for the employee's dependents to effectuate the 3rd party recovery;
 3. Whether interest accrued from the date of the crime and the deceased employee's death if payments on account of the death were immediately tendered to the dependents, but declined by the dependents who asserted a lack of jurisdiction and the right to pursue the matter in civil court;
 4. What method, if any, should be used to calculate any alleged subrogation interests asserted by the employer; and
 5. How to calculate any subrogation interest per the Court's guidance in Reudiger v. Kallmeyer Bros. Service, 501 S.W.2d 56 (Mo. banc 1973)?

Attorneys: Cenobio Lozano for the employee; Thomas Clinkenbeard for the employer

My decisions on the five issues were affirmed in their entirety by the Court of Appeals. I found jurisdiction; that the employer had a subrogation interest in the 3rd party recovery; that interest no longer accrued after payments were tendered, but declined; and, that the subrogation interest should be based on the amount of money paid by the 3rd party tortfeasors to purchase the annuities for the surviving spouse and the minor daughter and not the actual payouts to the dependents pursuant to the annuity contracts.

5. Stillwell v. Universal Construction Co., 922 S.W. 2d 448 (Mo. App. W.D. 1996)

Primary Issues:

1. What constitutes dependency; and
2. Does a child adopted by her natural grandfather and his wife prior to the death of the child's natural father, remain a child of the natural father who dies in a job-related accident for purposes of determining her entitlement to death benefits.

Indirect issues involved the rules of consanguinity, intestate succession and wrongful death classes.

The applicable Missouri statute defined a total dependent as the deceased employee's spouse and/or minor child or children. Child was defined as a natural, posthumous or adopted child.

Mr. Stillwell, the deceased employee, was 21 years old at the time of his death. He had never married, but he had fathered one child, a daughter. The child was adopted prior to Mr. Stillwell's death by his father and his stepmother. The adoption was final prior to Mr. Stillwell's death.

The child through her adopted parents argued that the child was entitled to death benefits as the child of the deceased employee.

Attorneys: E. Diane Baker for the alleged dependent child; James Stigall for the employer.

The Court of Appeals affirmed my decision that the child was not the legal child of Mr. Stillwell, the deceased employee at the time of his death. Based on the adoption prior to the deceased employee's death, the child had legally become the deceased employee's sister. The child, as the deceased employee's sibling, was not entitled to death benefits as a child and total dependent of the deceased employee.

6. Clark v. Harts Auto Repair __ S.W.3rd____ (Mo. App. W.D. Mo. 1-09)

Primary Issues:

1. Whether it constitutes an unreasonable defense of a claim when the insurer for the employer allegedly refuses to negotiate in good faith and when the insurer allegedly refuses to accept phone calls from its own attorney to relay settlement demands made by the opponent;
2. How to determine the extent of any fees and costs awarded when an unreasonable defense exist in some aspects of the case, but not in others; and
3. When is it appropriate to award life-time disability payments?

My finding that the insurance company's conduct amounted to an unreasonable defense based on the standards as prescribed by the Courts in Landman v. Ice Cream Specialties, 107 S.W. 3d 240 (Mo. banc 2003); and Monroe v. Wal-Mart Associates, Inc. 163 S.W.3d 501 (E.D. 2005) was affirmed in its entirety. My finding as to how to determine the extent of the fees and costs awarded was

also affirmed as was my award of life-time disability payments.

11. Have you briefed or argued any case in an appellate court?

If yes, attach a list showing the citation for each case and describe the extent of your participation in briefing and arguing the case.

I do not have all the citations. I briefed and argued the cases in the early 1980s. I argued cases before the Eighth Circuit Court of Appeals in 1981 and in 1982. I wrote the appellate briefs in both cases. My client was successful in both cases. The 1981 case was Barker v. Harris, 650 F. 2d 138 (8th Cir. 1981). The decision in the other case was not published. I also wrote appellate briefs in approximately 10 to 15 cases during the period 1979 to 1983. The most significant of those cases was Belles v. Schweiker, 720 F. 2d 509 (8th Cir. 1983), which involved a constitutional challenge to new agency regulations. My client was successful. I also wrote the appellate briefs in Stone v. Harris, 657 F. 2d 210 (8th Cir. 1981); and, Brenner v. Schweiker, 711 F. 2d 96 (8th Cir. 1983). I do not have the citations for the other cases.

I wrote appellate briefs in two cases before the Missouri Court of Appeals for the Western District of Missouri when I was an Assistant Missouri Attorney General in 1984 and in 1985. I do not have the citations for the cases. The Court did not publish its decision in either case.

12. If your experience as an attorney is not in litigation, you may list up to five (5) of your most significant accomplishments in your law career. N/A
13. Set forth any additional information that demonstrates the quality of your legal work as an attorney.

I have presided over approximately 850 trials as a judge. I wrote judicial opinions with findings of fact and conclusions of law after each trial. To my knowledge none of my judicial opinions have been reversed at the highest appellate level.

14. Have you ever been convicted of a misdemeanor or felony? No

If yes, provide details, including the style of the case, cause number, name of the jurisdiction, and date of conviction:

15. Have you ever been sued by a client or been a party to any other litigation, other than as guardian ad litem, plaintiff ad litem or defendant ad litem? No

If yes, provide details, including the style of the case, cause number, name of the

jurisdiction and the approximate year in which such litigation was commenced and in which it was terminated:

16. 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? No

If yes, provide details:

17. Have you ever been held in contempt of court? No

If yes, provide details:

18. 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? N/A

If yes, state the nature of such breach, the date discipline was imposed and the exact nature and duration of the discipline imposed:

- (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 yes, provide details including date the order was entered, the date of your consent, and a description of the conduct you were ordered to cease and desist:

- (b) Whether, to your knowledge, you have been a subject of a complaint and investigation by the Commission on Retirement, Removal and Discipline, which did not result in any action by the Commission? If yes, provide details:

There is authority that as an Administrative Law Judge, I am under the jurisdiction of the Commission on Retirement, Removal and Discipline of Judges. To my knowledge, I have never been subject to any complaints or investigations by the Commission and no disciplinary actions have ever been instituted or taken against me.

19. To your knowledge, have you been investigated by a court or by any bar association or committee thereof for breach of ethics or professional conduct? No

If yes, provide details:

20. List all bar associations and other professional societies, of which you are a member, with any offices held and dates:

Missouri Bar Association, 9-80 to present;
Jackson County Bar Association, 9-80 to present;
Kansas City Metropolitan Bar Association, 1987 to present;
Past member Federal Bar Association, 9-80 to 4-83; President Young Lawyers' Section
Past member American Bar Association, 9-80 to 12-85
Past member American Judicature Society, 9-80 to 12-85

21. Describe your community activities, including any organizations, not listed above, with which you are affiliated:

Niles Home for Children, board member and parliamentarian; 1999 to 2008; the home was begun as an orphanage for African-American children, approximately 125 years ago. It has evolved into a residential and day treatment facility and school for children of all races and nationalities. Our primary goal and fiduciary duty as board members was to ensure the proper care of the children. Our secondary goal was to bring a more professional atmosphere to the organization.

I am also very actively involved with the University of Missouri-Kansas City. I am currently a Judicial Master, in the Inns of Court Program at the university's law school. As judicial masters, we work closely with law students and as mentors. Our goal is to provide the students with knowledge about what judges and lawyers actually do in the profession.

I am also on the board of directors for the alumni association for the College of Arts and Sciences. I am a past president of the board of directors for the College of Arts and Sciences. I have addressed graduates at the university's commencement exercises on two occasions. I have represented the university at numerous other functions.

As president, I set a goal of making the board more professional and active and I provided monthly speeches and updates to the board to keep its members informed about growth and the university.

I served as an alumni admissions ambassador at the university. I have participated in career day activities at the university. I have traveled to high schools to promote the university and to recruit students. I have also participated in mock trials as a judge as part of a Kansas City Metropolitan Bar Association program at local high schools for students interested in the legal profession.

In addition to my services to the university and to the community through the university's outreach efforts, I have also actively participated in the academic structure at the university. I have twice lectured at labor law classes at the university. I have twice lectured at workers' compensation classes at the university.

I have represented the Kansas City Metropolitan Bar Association in educational programs about the judiciary before community organizations. I participated in the Kansas City Metropolitan Bar Association's Heartland Diversity Job Fair. I interviewed students for attorney and law clerk positions. I have lectured at African American churches about black history during black history month celebrations.

22. Do you now hold or have you ever held any elective or appointive public office or position?

If yes, provide details:

In 1985, I was appointed by the Governor to the position of legal advisor/associate administrative law judge.

In 1987, I was appointed by the Governor to the position of administrative law judge.

In 1992, I was appointed by the Governor to be chief administrative law judge.

23. Are you delinquent in the payment of any federal, state, county or city taxes?
Yes () No (x)

If your answer is yes, please state details.

24. Provide the branches and dates of (a) military service, or (b) other public service, not otherwise covered in this application. If discharged from the military, was the discharge other than honorable? If military service continues, so state: N/A

25. List any professional articles or books which have been published or any special recognition or award of a professional nature which you have received:

I am listed in Who's Who in American Law. I have also received numerous letters, placards and awards from various organizations in recognition of the numerous speeches and presentations I have made to the organizations.

26. No more than five (5) persons may mail a letter of reference with respect to your character and judicial qualifications. See instructions for deadline for submission. **DO NOT INCLUDE AS A REFERENCE ANY ACTIVE SITTING JUDGES FROM THE CIRCUIT FOR WHICH YOU ARE APPLYING.** List the names of the persons from whom each member of the commission will receive letters

The Honorable Rebecca Magruder
The Honorable William Ringer
Terry Brady
T.K. Thompson
Scott Mach

27. State any additional information you deem relevant:

I was born and raised in Kansas City, Missouri. I attended public schools in the Kansas City, Missouri School District and graduated from Lincoln High School. I was the first person in my family to graduate from college. I am the first lawyer in my family.

I have practiced law for twenty-nine years. I have been a judge for twenty-one years. I believe that my years of practicing law and my judicial experience are particularly relevant to the Circuit Judge position. I have presided over approximately 850 trials. I have ruled on objections to the admissibility of evidence, I have judged and weighed the credibility of witnesses. I have ruled on offers of proof. I have ruled on motions to quash depositions. I have ruled on whether evidence could be excluded. I have issued judicial opinions with findings of fact and conclusions of law.

I also believe that an effective judge must be able to clearly communicate. I believe that my judicial opinions and the numerous requests that I receive to speak to the Bar and other professional organizations demonstrate my ability in that area. Over the last three years, I have made thirty-five speeches to bar and other organizations. I have spoken on such diverse topics as evidence to discovery and how to write judicial opinions. The following is a list of my speeches in reverse chronological order over the last three plus years:

1. January 9, 2009, speaker at regional meeting of Missouri and Kansas Insurance Auditors Association.
2. November 4, 2008 speaker at the regional seminar for Zurich Insurance Company.
3. October 17, 2008, speaker on evidence at the Kansas City Metropolitan Bar Association and University of Missouri-Kansas City's seminar.
4. September 12, 2008, speaker at Gallagher-Basset seminar to nurses, claims adjustors and health care professionals at the Lake of the Ozarks.
5. September 9, 2008, speaker on how to write awards at the Division of Workers' Compensation's Annual Seminar in Jefferson City, Missouri. Judge Welsh of the Missouri Court of Appeals for the Western District and Chairman William Ringer of the Labor

- and Industrial Relations Commission were also speakers on the writing awards panel.
6. June 20, 2008, speaker at the Missouri Association of Trial Attorney's seminar.
 7. June 6, 2008, speaker at the Kansas City, Metropolitan Bar Association's legislative update seminar.
 8. March 28, 2008, speaker at Fox, Stretz and Quinn's Law Firm seminar.
 9. February 15, 2008, prepared presentation for Morrow, Wilnauer and Klosterman's Law firm seminar, which was cancelled and is to be rescheduled.
 10. December 16, 2007, speaker at the Missouri Insurance Auditors' Association seminar.
 11. November 30, 2007, speaker and panel member at the Evans and Dixon's Law Firm seminar.
 12. June 8, 2007, speaker at the Kansas City Metropolitan Bar Association's legislative update seminar.
 13. May 23, 2007, presented a seminar to the Missouri Employers' Mutual Insurance Company.
 14. May 5, 2007, speaker at the University of Missouri-Kansas City's commencement exercises.
 15. April 26, 2007, speaker on disability and the new law at the Missouri Bar's Association's Workers' Compensation Seminar.
 16. April 26, 2007, speaker on a judge's perspective on the new law at the Missouri Bar Association's seminar as referenced above.
 17. April 18, 2007, speaker and hosted an open house at our new offices as part of the Kansas City Metropolitan Bar Association's Workers' Compensation Committee's monthly meetings.
 18. March 30, 2007, one and one-half hour lecture at the University of Missouri-Kansas City School of Law.
 19. February 7, 2007, speaker at the Kansas City Metropolitan Bar Association's workers' compensation committee meeting
 20. February 2, 2007, speaker at the Missouri Insurance Auditors' Association seminar.
 21. January 8, 2007, speaker at the Kansas City Metropolitan Bar Association's luncheon seminar.
 22. September 9, 2006, interviewed job applicants for attorney and legal intern positions with the

- Department of Labor and the Division of Workers' Compensation at the Heartland Diversity Job Fair. One staff attorney and two legal interns were hired by the Department.
23. August 16, 2006, speaker at the Advanced Workers' Compensation Law and Practice Seminar sponsored by Sterling Education Services, Inc.
 24. June 24, 2006, participated on panel with judges on various courts, including the Missouri Supreme Court at the Missouri Association of Trial Attorney's Annual Convention.
 25. June 5, 2006, moderator of panel discussion and speaker at the Kansas City Metropolitan Bar Association's Annual Legislative Update seminar.
 26. May 17, 2006, speech to the Kearney, Missouri, Chamber of Commerce.
 27. May 2, 2006, two hours speech, presentation and training session for the Employee Health Nurse's Association's seminar in Kansas City, Missouri. The seminar provided continuing nursing education credits.
 28. April 27, 2006, speech at the Missouri Bar Association's Workers' Compensation Seminar.
 29. March 15, 2006, speech at the luncheon meeting of the Kansas City Metropolitan Bar Association's workers' compensation committee.
 30. January 26, 2006, speech on how to write awards to new administrative law judges in Jefferson City, Missouri.
 31. January 18, 2006, speech to the Kansas City Metropolitan Bar Association.
 32. November 19, 2005, spoke at a committee meeting for the Kansas City Metropolitan Bar Association. My topic included legislative changes and the procedures adopted by the Kansas City office in response to the changes.
 33. October 21, 2005, spoke at the Kansas City Metropolitan Bar Association and the University of Missouri-Kansas City's Workers' Compensation Institute seminar.
 34. September 28, 2005, spoke to Zurich Insurance Company's regional meeting in Kansas City about the 2005 legislative changes. I was asked to speak at the regional meeting after I had presented a seminar to the local Zurich claims office and to the Zurich attorneys on April 27, 2005. The letter I received asking me to speak in September 2005 indicated that the company had

received numerous requests for me to speak at future meetings following my April 2005 presentation.

35. September 22, 2005, Missouri Bar Association's Annual Convention - speaker and moderator of a panel discussion about legislative changes.

Finally, I have always believed in public service. I believe that in my field there is no higher form of public service than the judiciary. If appointed, I will do my utmost to bring the proper, respect, honor and dignity to the court.

By my signature to this application, I authorize: (1) the Commission by its chairperson to obtain relevant information, including but not limited to documents, records and files with respect to my medical, police 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, with the understanding that the information described in (1) and (2) above is available only to the members of the Seventh Circuit Judicial Commission. Notwithstanding the above, in accordance with Supreme Court Rule 10, as amended effective February 29, 2008, 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.

I hereby certify that all my statements as made above are correct, and that if I am appointed to the office of Circuit Judge of Jackson County, Missouri, I will accept the appointment, qualify, and promptly enter upon the performance of the duties of that office.

DATE: 2-10-09

SIGNED: Kenneth J. Carni