

APPLICATION (Revised April 2008)  
21ST CIRCUIT JUDICIAL COMMISSION  
ASSOCIATE CIRCUIT JUDGE

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

NAME: Ellen (Nellie) Ribaldo



1. State your present principal occupation: **Attorney at Rosenblum, Schwartz, Rogers & Glass, P.C.**
2. Are you at least 25 years of age? **Yes.**
3. (a) How long have you been a citizen of the United States? **I have been a citizen of the United States for 37 years.**  
(b) Have you been a resident of the County of St. Louis 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? **I have been a qualified voter for 19 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:

**I am licensed by the United States District Court for the Eastern District of Missouri and the United States Supreme Court.**

5. State the date you were admitted to the Bar in Missouri? **I was admitted to the Missouri Bar in 1996**

Missouri Bar Number: **44996**

(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 colleges and universities you have attended, together with

the dates and degrees received:

- a. **University of Dayton, 300 College Park, Dayton, Ohio 45469. Degree: Bachelor's of Art 1993.**
- b. **Saint Louis University School of Law, 3700 Lindell Blvd, St. Louis, Mo 63108 Degree: Juris Doctorate 1996**

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.)

A. **Houlihan's Restaurant. Dates of Employment: 1988-1989. Position Held: Hostess. Address: 1137 St. Louis Galleria, St. Louis Mo 63117.**

B. **Law firm of Thompson and Mitchell, now named Thompson Coburn. Dates of employment: Summer's of 1990-1993. Position Held: Library Assistant. One U.S. Bank Plaza, St. Louis, Mo 63101**

C. **Law Firm of Bryan Cave. Dates of Employment: Summer and Fall 1994. Position Held: Library Assistant. Address: One Metropolitan Square, 211 N. Broadway, St. Louis, Mo 63102.**

D. **Missouri State Public Defender's Office. Dates of Employment: May 1996-October 2003. Position Held: Assistant Public Defender. Address: 1114 Market Street, St. Louis, Mo 63101**

E. **Rosenblum Schwartz Rogers & Glass, P.C. Dates of Employment: October 2003-Present. Position Held: Associate Attorney. Address: 120 S. Central, Suite 130, St. Louis, Mo 63105.**

F. **St. Louis University School of Law: 2005-Present. Position Held: Adjunct Professor for the Trial Advocacy I class. Address 3700 Lindell Blvd, St. Louis, Mo 63108**

8. 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.**
9. 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.
10. Have you briefed or argued any case in an appellate court? **I have briefed 2 cases but have not argued an appellate case.**  
If yes, attach a list showing the citation for each case and describe the extent of your participation in briefing and arguing the case.

A. **State of Missouri vs. Kevin Clark ED 84783.** My participation included researching the legal issues and preparing the statement of facts in the brief. This case was later appealed to the United States Supreme Court however the Court did not grant Certiorari.

B. **State of Missouri vs. Richard Sheridan ED 85090.** I assisted another attorney with the brief in this case. I provided the statement of facts and supporting materials.

11. Set forth any additional information that demonstrates the quality of your legal work as an attorney.

A. **Successfully appealed the Department of Social Services, Children's Division, finding of abuse against Adam Flinn.**

B. **My practice of law began with handling juvenile delinquency and certification hearings in St. Louis City. During this time I conducted over 40 juvenile bench trials and 9 certifications. Since joining the law firm of Rosenblum, Schwartz, Rogers and Glass, I have successfully fought the certification of a 16 year old juvenile charged with robbery in the first degree in St. Charles County. I have handled numerous certification hearings through out the State of Missouri as well as handling family court matters.**

C. **I have engaged in an extensive motion practice with both written and testimonial motions. Over my years of practice I have successfully litigated motions to suppress evidence due to violations of the Fourth Amendment of the United States Constitution. I have also had success on motions to suppress defendant's statements based upon the defendant's inability to intelligently and knowingly waive their rights under Miranda.**

12. 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:

13. 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:

14. 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:

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

If yes, provide details:

16. If you are or were a member of the Judiciary of the State of Missouri, please state: **Not Applicable**

(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 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:

(c) 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:

17. 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:

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

- A. **Missouri Association of Criminal Defense Lawyers**
- B. **Bar Association for Metropolitan St. Louis**
- C. **National Association of Criminal Defense Attorneys**
- D. **Women Lawyers' Association**

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

**I am a sub-captain in the Dress a Child for School Program which provides school uniforms and supplies to children at the Weathers, Roosevelt and Griffin Centers. I participate in the Angle Tree program which provides children with an incarcerated parent Christmas presents.**

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

No

If yes, provide details:

21. 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: **No Applicable.**
22. 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 received special recognition by the Rockwood School District for my participation in their partners in education program in 2005-2006.**
23. Furnish the names and addresses, including zip codes and telephone numbers of not more than five persons, who are not judges, as references with respect to your judicial qualifications:
  - A. **Mr. Scott Rosenblum 120 S. Central Ave. Suite 130, St. Louis Mo 63105, 314-862-4332, cell 314-406-5001**
  - B. **Mr. Michael O'Keefe, Thompson Coburn, One U.S. Bank Plaza St. Louis, Mo 63101, 314-552-6000**
  - C. **Mr. Robert Blitz Blitz, Bardgett & Deutsch, L.C. 120 S. Central Ave, Suite 1650, St. Louis. Mo 63105, 314-863-1500**
  - D. **Mr. Thomas Stewart, Horn Aylward & Bandy, LLC, 7 North Taylor Ave, St. Louis, Mo 63108, 314-932-3131**
  - E. **Mr. Matthew Potter, 1313 Missouri, Unit E, St. Louis, Mo 63104, 314-744-1681**
24. State any additional data you deem relevant:

**While employed by the Missouri State Public Defender's Office I advanced into the role of supervisor for attorneys, support staff, and law student interns. Responsibilities included interviewing prospective employees, training new employees in all aspects of the jobs, preparing promotional reviews, organizing docket coverage, mediating disputes, and assisting the district defender with the everyday management of the office.**

**In my time at Rosenblum, Schwartz, Rogers and Glass, I have participated in the hiring of new attorneys and staff as well as the termination of employees. This included extensive documentation of problematic behavior and poor performance.**

**Throughout my career I have established various organizational and docketing systems in an effort to manage large caseloads and allow for efficient use of resources. While in the public defender's office I was responsible for scheduling attorney's, investigators, and interns to cover the various duties required in the associate courts, such as interviewing confined people to determine indigence and performing preliminary hearings. I was also responsible for preparing a schedule**

**for the attorneys handling all of the circuit court judge's probation violation dockets for six month rotations. In addition to organizing within the office I established a docket system for Judge Heagney's probation violation docket to allow for a more efficient and manageable docket.**

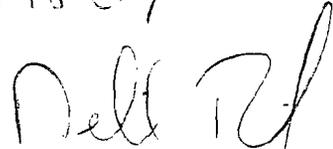
**Since I have been at Rosenblum, Schwartz, Rogers and Glass, I have organized our extensive night court dockets for the associate attorneys. I prepare a monthly schedule of who will be appearing on the various cases, modify the schedule to account for additional cases and appearances as needed, and ensure the cases and clients are prepared for the disposition of the cases.**

**I have volunteered as judge and analyst of students performances during trial competitions at St. Louis University Law School and for the Bar Association of Metropolitan St. Louis.**

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 Twenty-First 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 Associate Circuit Judge of the Circuit Court of the County of St. Louis, I will accept the appointment, qualify, and promptly enter upon the performance of the duties of that office.

DATE: 4-18-09

SIGNED: 

Case Name	Phone Number	Date	City	Defendant Name	Address	Chair	Description
State v Terran Hill	991-2720A	5/00	St. Louis City	Ed Postwako	1114 Market Street, St. Louis Mo 63101	1st Chair	his shoes and money
State v James Clay	001-288	7/00	St. Louis City	Roger Nail	1114 Market Street, St. Louis Mo 63101	1st Chair	A jury convicted the defendant of possession of controlled substance cocaine base and marijuana under 35 grams. The police encountered the defendant on a basketball court and found drugs in a cigarette package.
State v Juan Bailey	991-2525	8/00	St. Louis City	Trent Mitchell	1114 Market Street, St. Louis Mo 63101	1st Chair	After a bench trial the defendant was convicted of the lesser offense of involuntary manslaughter in the death of her 4 year old son. The victim suffered a severe beating at the hands of the defendant's boyfriend.
State v Laterrence Thigpen	991-4056	10/00	St. Louis City	Catherine Crowley	1114 Market Street, St. Louis Mo 63101	1st Chair	Defendant was convicted of possession of crack cocaine and marijuana under 35 grams by a jury.
State v Judge Johnson	991-3924	2/01	St. Louis City	Christine Hymes	1114 Market Street, St. Louis Mo 63101	1st Chair	The jury acquitted the defendant of assault in the first degree and armed criminal action for both victims. The defendant, along with his codefendant were accused of a drive by shooting.
State v Ernest Swinson	991-3924	4/01	St. Louis City	Paula Bryant	1114 Market Street, St. Louis Mo 63101	1st Chair	The defendant later plead guilty to the charges.
State v Dawayne Kerns	001-276	7/01	St. Louis City	Dwight Warren	1114 Market Street, St. Louis Mo 63101	1st Chair	The Jury convicted the defendant of possession of crack cocaine and recommended his punishment be a fine imposed by the Court.
State v Hudson Ward	001-3029	8/01	St. Louis City	Allison Lee	1114 Market Street, St. Louis Mo 63101	1st Chair	Defendant was convicted of Murder in the first degree and Assault in the first degree for shooting 2 men in the course of a drug deal gone bad.
State v Thomas Berry	971-4302A	11/01, 9/02, 10/02	St. Louis City	Catherine Crowley	1114 Market Street, St. Louis Mo 63101	1st Chair	A Jury found defendant not guilty in the murder of his mother, who was found beaten to death inside her home.
State v Kahlil Brooks	011-1374	1/02	St. Louis City	Dwight Warren	1114 Market Street, St. Louis Mo 63101	1st Chair	A jury convicted defendant of shaking and killing his 5 month old son. The jury found him guilty of the lesser offense of murder in the second degree.
State v Jules Jefferson	001-3412	2/02	St. Louis City	Jane Boardman	1114 Market Street, St. Louis Mo 63101	1st Chair	Defendant was found guilty by a jury of statutory rape in the first degree where his daughter was the victim. The victim had been infected with a sexually transmitted disease at the age of 8.
State v Gregory Williams	011-1852	7/02	St. Louis City	Joseph Warzycki	1114 Market Street, St. Louis Mo 63101	1st Chair	Defendant was acquitted of murder in the first degree and armed criminal action by a jury. He shot the victim to defend himself and his cousins who were under attack from the victim. (Two hung juries)
State v Kevin Clark	021-1757	2/03	St. Louis City	Jane Boardman	1114 Market Street, St. Louis Mo 63101	1st Chair	The Defendant was found guilty of kidnapping, forcible rape and assault.
State v Lonnel Johnson	021-2012B	2/03	St. Louis City	Catherine Fee	1114 Market Street, St. Louis Mo 63101	1st Chair	He was accused of attacking a woman as she was walking down the street late at night.
State v Jason Hayes	011-4751	4/03	St. Louis City	Joseph Warzycki	1114 Market Street, St. Louis Mo 63101	1st Chair	The jury found defendant guilty of robbery in the first degree and armed criminal action for holding a man up in the parking lot of a pizza restaurant.
State v Maurice Skins	021-845	8/03	St. Louis City	Joseph Warzycki	1114 Market Street, St. Louis Mo 63101	1st Chair	A jury found the defendant guilty of forcible rape, forcible sodomy, kidnapping, and assault for taking a woman from the bus station to a vacant building and attacking her.
	031-315	7/03	St. Louis City	Joseph Warzycki	1114 Market Street, St. Louis Mo 63101	1st Chair	Defendant was convicted of property damage, assault in the third degree, and victim tampering in connection with a domestic dispute. He was acquitted of unlawful use of a weapon.
				Wade Thomas	1114 Market Street, St. Louis Mo 63101	1st Chair	Defendant and his codefendant were found not guilty by a jury of 3 murder in the first degree charges as well as assault in the first degree. 4 men were shot in connection with drug and gang territory disputes.
						1st Chair	Convicted by a jury of robbery in the first degree, the defendant was found to have displayed a gun to a woman in a parking lot at which time he demanded money.
						1st Chair	Defendant was convicted of Robbery in the first degree, the defendant was found to have displayed a gun to a woman in a parking lot at which time he demanded money.
						1st Chair	Defendant was acquitted of Robbery in the first degree after trial by jury.
						1st Chair	Defendant was convicted of possession of controlled substance.
						1st Chair	Defendant was stopped by the police and they accused him of dropping the drugs from his hand which was paralyzed.

CASE DIGEST

State v Joseph Jackson	02CR2896	12/03	St. Louis County	Al Key	200 S. Central, 2nd Floor St. Louis Mo 63105	1st Chair	Defendant convicted by a jury of murder in the first degree and armed criminal action. Defendant was charged with shooting an acquaintance in the head and stealing his car.
State v Ed Jacobs	03CR127162	1/04	St. Charles County	Ann Engelbart	300 N. Second Street, St. Charles, Mo 63301	2nd Chair	Defendant was acquitted of sexual misconduct misdemeanor by a jury. Defendant was alleged to have exposed himself to a neighbor while sitting in his home talking with her.
State v Thomas Collins	01CR5711	2/04	St. Louis County	Robert Livergood	200 S. Central, 2nd Floor St	2nd Chair	Defendant was convicted of Murder in the Second Degree by a jury. He was accused of strangling his estranged wife and disposing of her person in E. St. Louis.
State v Raymond Glass	03CR128571	5/04	St. Charles County	Matthew Thornhill	300 N. Second Street, St. Charles, Mo 63301	2nd Chair	Defendant was convicted by a jury of breaking into a vehicle and stealing a purse with a credit device inside.
In re Nicholas Woodson	JU104-87J	6/04	St. Charles County	John Smith	1700 South River Road, St. Charles, Mo 63303	1st Chair	Juvenile was adjudicated for sexual misconduct with 4 female students at his school after a bench trial. He was found to have committed the offenses.
State v Richard Sheridan	03CR129924	7/04	St. Charles County	Matthew Thornhill	300 N. Second Street, St. Charles, Mo 63301	2nd Chair	Defendant was convicted by a jury of 3 counts of child molestation and numerous assault in the 3rd degree counts. He was accused of having inappropriate sexual contact with elementary school children at a school where he was a volunteer.
State v Melvin Cooper	04CR124891	2/05	St. Charles County	Ross Buehler	300 N. Second Street, St. Charles, Mo 63301	2nd Chair	Defendant was acquitted of statutory sodomy by a jury. He was alleged to have sodomized his fiance's 13 year old daughter.
State v Nathaniel Branom	031-2745	6/05	St. Louis City	Minnigerode	1114 Market Street, St. Louis Mo 63101	2nd Chair	Jury found defendant not guilty of the carrying a concealed weapon and guilty of possession of marijuana under 35 grams.
State v John Weaver	049-4868	8/05	St. Louis City	Jennifer	1114 Market Street, St. Louis Mo 63101	1st Chair	Defendant was found not guilty after bench trial for the charge of domestic assault in the third degree.
State v Jermaine Carson	031-3989	8/05	St. Louis City	Erin Granger	1114 Market Street, St. Louis Mo 63101	2nd Chair	Defendant was acquitted of attempted statutory sodomy and convicted of statutory sodomy in the first degree after a trial by jury. Defendant was accused of having sexual contact with a step nephew.
In re Robert Pyatt	04JU500943	9/04	St. Louis City	Carolyn Whitehorn	920 N. Vandeventer, St. Louis, Mo	1st Chair	Juvenile was alleged to have committed statutory sodomy of a young playmate. Juvenile was found to have committed the lesser offense of sexual misconduct.
In re Gregory Prowell	04JU500484	6/04	St. Louis City	Eileen Christianson	920 N. Vandeventer, St. Louis, Mo	1st Chair	The commissioner found the juvenile to have committed the offense of tampering in the second degree. Juvenile was accused of riding in a stolen car with several other juveniles.
Steven Smith	22031-2764	6/06	St. Louis City	John Bird	1114 Market Street	2nd Chair	Defendant was acquitted of murder in the first degree, assault in the first degree, and armed criminal action.
Larry Gardner	22041-1940	6/06	St. Louis City	Trent Mitchell	1114 Market Street	2nd Chair	Defendant was charged with robbery in the first degree. Jury was hung.
Jerry Rackley	0511-CR01874-01	5/07	St. Charles County	John Nave	300 N. Second Street, St. Charles, Mo 63301	2nd Chair	Defendant charged with unlawful use of a weapon for flourishing a knife a police officer. He was convicted and sentenced to a fine.
Carl Beck	22041-01348	10/07	St. Louis City	Krista Boston	10 N. Tucker Blvd	1st Chair	Defendant was charged with robbery in the first degree and armed criminal action. He was convicted of both charges. He was sentenced to 6 years in prison.
Larry Towns	0622CR1345-01	01/08	St. Louis City	Kim Gardner	1114 Market St	2nd Chair	Defendant was charged with trafficking drugs, misdemeanor possession, assault 3rd, resisting arrest. He was acquitted of the trafficking and convicted of the remaining counts.
Melvin Hayes	0622CR-05305-01	5/08	St. Louis City	Greg Sandifer	1114 Market St	1st Chair	Defendant was pulled over for a traffic violation when the police found a weapon in his vehicle and he was charged with carrying a concealed weapon. He was found not guilty.
Lywayne Scott	0622CR-00067-01	7/08	St. Louis City	Charles Billings	1114 Market St	2nd Chair	Defendant charged with possession of controlled substance, possession of drug paraphernalia, and driving while license suspended. He was searched in connection with the execution of a search warrant. He was found not guilty.

CASE DIGEST

Deandries Dowell	0622CR-05030-01	9/08	St. Louis City	John Mantovani	1114 Market St	2nd Chair	Defendant was charged with murder in the first degree for shooting another man while at a gas station parking lot after a dispute. The jury was unable to reach a verdict so this case was a hung jury and will be retried.
Tommy Cooper	0722CR-07738-01	6/08	St. Louis City	Rachel Schwarzlose	10 N. Tucker Blvd	1st Chair	This was a bench trial on the charges of domestic assault in the second degree. The complaining witness admitted to lying and the defendant was acquitted.
Ortega Henderson	0622CR0372-01	6/08	St. Louis City	Zachary Borowiak	10 N. Tucker Blvd	2nd Chair	Defendant was convicted of carrying a concealed weapon by the Court after officers testified they saw the defendant remove the gun from his waistband and run into a yard.
James Washington	22061-01329-01	11/08	St. Louis City	Jeff Coleman	10 N. Tucker Blvd	2nd Chair	Defendant was charged with abusing his nephew by striking him with a belt and leaving marks on the child. Defendant was found not guilty.
Donna Simons	0722CR3269	1/09	St. Louis City	Rebecca McKelvy	10 N. Tucker Blvd	1st Chair	Defendant was charged with 18 counts of forgery and passing bad checks from when she was employed at the DOR. She was alleged to have taken tips and accepted bad checks from a customer for processing. She was convicted by a jury of 2 counts of forgery.
Earl Williams	0622cr6301	1/09	St. Louis City	Don Tyson	10 N. Tucker Blvd	1st Chair	Defendant was convicted after a bench trial of robbery in the first degree, armed criminal action and resisting arrest. Defendant was sentenced to 10 years in the Missouri Department of Corrections.
Anthony Jordan	0622cr4961	8/4/09	St. Louis City	Jason Steninmeyer	10 N. Tucker Blvd	2nd Chair	Defendant was charged with and acquitted by jury at the second trial of trafficking drugs in the 2nd degree and the resisting arrest charge was dismissed by the State.

Nellie Ribaldo is an associate with **Rosenblum, Schwartz, Rogers & Glass, P.C.** Nellie received a BA in history with a minor in criminal justice in 1993 from the University of Dayton and received her JD from St. Louis University School of Law in 1996. Nellie was admitted to the Missouri Bar in 1996, to the United States District Court, Eastern District of Missouri in 2003, and the Supreme Court of the United States in 2007. Nellie has been practicing for over 12 years and has tried over 40 felony jury trials. She is a member of the National Association of Criminal Defense Lawyers, BAMSL, Women Lawyer's Association and the Missouri Association of Criminal Defense Lawyers. She is an adjunct professor at St. Louis University teaching trial advocacy.