

APPLICATION FOR CIRCUIT JUDGE
7TH CIRCUIT JUDICIAL COMMISSION
CLAY COUNTY, MISSOURI (revised May 2008)

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



NAME:
Shane T. Alexander

1. State your present principal occupation: I am the Chief Assistant Prosecuting Attorney for Clay County, Missouri.
2. Are you at least 30 years of age? Yes.
3.
 - (a) How long have you been a citizen of the United States? 40 years
 - (b) Have you been a resident of Clay 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? 22 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:
None

5. State the date you were admitted to the Bar in Missouri: October 10, 1997
- (a) Missouri Bar Number: 46484
(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:

For my undergraduate degree, I attended the University of Missouri-Columbia, located at 317 Lowry Hall, Columbia, Missouri 65211-6080, from August 1986 to May 1990. Upon graduation, I received a Bachelor of Arts degree in history with a minor in political science.

I attended law school at the University of Missouri-Kansas City, located at 5100 Rockhill Road, Kansas City, Missouri 64110-2499, from August 1994 to May 1997 and received my Juris Doctor degree upon graduation.

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.)

August 1985 to January 1988: The Jones Store, Metro North Shopping Mall, 400 NW Barry Road, Kansas City, Missouri 64155. Position: Stockman – part time during the school year (1985-1986), full time over holidays and during the summer. Beginning in August 1986, I worked mainly over the holidays and during the summer because I was attending college at MU in Columbia.

May 1989 to August 1989: Family Tree Nursery, 830 W. Liberty Drive, Liberty, Missouri 64068. Position: Laborer, full time; I was gone, however, approximately five weeks during the middle of this summer on training exercises with the U.S. Navy.

May 30, 1990 to March 19, 1994: United States Navy. Records mailing address: Naval Reserve Personnel Center, 4400 Dauphine St, New Orleans, LA 70146-5100. Primary Duty: Surface Warfare Officer.

May 13, 1996 to February 28, 1999: Buchanan County Prosecuting Attorney's Office, 411 Jules, St. Joseph, Missouri 64501-1793. Position: Rule 13 Law Clerk (May 13, 1996 to October 9, 1997) and Assistant Prosecuting Attorney (October 10,

1997 to February 28, 1999).

March 1, 1999 to Present: Clay County Prosecuting Attorney's Office, 11 S. Water Street, Liberty, Missouri 64068. Position: Assistant Prosecuting Attorney (March 1, 1999 to October 31, 2004) and Chief Assistant Prosecuting Attorney (November 1, 2004 to Present)

March 19, 2003 to Present: Excelsior Springs Municipal Court, 201 E. Broadway, Excelsior Springs, Missouri 64024. Position: Provisional Judge (March 19, 2003 to August 30, 2004); Municipal Judge (August 31, 2004 to Present).

April 18, 2006 to Present: Smithville Municipal Court, 107 W. Main Street, Smithville, Missouri 64089. Position: Municipal Prosecuting Attorney.

8. 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. N/A
- (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.
11. Have you briefed or argued any case in an appellate court? No

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

Over the course of my career, first in Buchanan County and now in Clay County, I have briefed and argued many issues in both Circuit and Associate Circuit Court. Since I was the drug crimes prosecutor in both counties, many of those briefs deal with the admissibility of different types of evidence in criminal cases. Most recently, I have written four briefs on the admissibility of animal DNA evidence.

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?

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:

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:

Clay County Bar Association – March 1999 to Present.

Kansas City Metropolitan Bar Association – March 1999 to Present

Missouri Municipal and Associate Circuit Judges Association – March 2003 to Present

Missouri Municipal and Associate Circuit Prosecutor's Association – May 2006 to Present

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

Coach – Over the past five years, I have helped coach my children's teams in a variety of sports, including tee-ball, machine pitch baseball, soccer and basketball. I also routinely serve as a parent helper in my oldest daughter's karate class.

Community Blood Center – I donate blood approximately every other month at blood drives sponsored by my church.

Knights of Columbus – I have been a member since 2004.

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

Other than being appointed by the Excelsior Springs city manager to be that city's

municipal judge and being appointed by the Smithville city council to be that city's municipal prosecutor, I have never held any elected or appointed office.

If yes, provide details:

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:

United States Navy: After completing four years in the Naval Reserve Officer Training Corps (NROTC) at the University of Missouri-Columbia, I received my commission as an ensign in the United States Navy the same day I received my bachelor's degree in May 1990. I served on active duty as a surface warfare officer onboard the USS CLARK (FFG 11), a guided missile frigate. I was honorably discharged from active duty on March 19, 1994 and transferred to the United States Naval Reserve. My reserve status was inactive until I chose to activate it during February 2002. Over the course of approximately the next nine months, I participated in monthly weekend drills at the Kansas City Naval Reserve Center, returning to inactive status near the end of 2002. I currently hold the rank of Lieutenant Commander, USNR. My reserve status is still inactive and is extremely unlikely to change.

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: None
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.

John McGovern
Michael Svetlic
Paul Vescovo
Daniel White
Ken Wilson

27. State any additional information you deem relevant:

Service to Clay County means a great deal to me. Born at North Kansas City Hospital and raised in Liberty, I have happily spent most of my life here. Even while

attending college at the University of Missouri-Columbia and while serving in the United States Navy, I maintained a permanent residence in Clay County. When my service with the Navy was completed, I eagerly returned here with my wife Amy to begin law school at the University of Missouri-Kansas City. Although my first job out of law school took my wife and I to Buchanan County (a job which I truly enjoyed and which provided me with invaluable prosecutorial experience), when the opportunity presented itself to return here and serve the people of this county as an assistant prosecutor, I jumped at it – a decision I have never regretted.

Although I now have three jobs (Clay County Chief Assistant Prosecutor, Excelsior Springs Municipal Judge and Smithville Municipal Prosecutor), the years spent as a naval officer provided me with the foundation for, among other things, a work ethic second to none and the degree of managerial experience each of these jobs requires. At any given time, depending on the duty assigned, I was responsible for any where between half a dozen and three or four dozen men and millions of dollars worth of equipment or, while at sea as Officer of the Deck, the entire ship. Those experiences continue to provide me with the perspective and approach I take to everything I do.

Needless to say, I enjoy each of my current jobs enormously – they each enable me to serve the citizens of this county in different yet equally important ways. For example, in my capacity as Chief Assistant Prosecutor, I am responsible not only for my own caseload (approximately 125 cases at any given time) and dockets, but also the caseload of all the assistant prosecutors in the office – over one thousand cases in the criminal division alone at any given time. Virtually every case presented to this office passes by my desk first and I make the decision about whether it meets the minimum criteria for filing. I then assign it to an individual assistant prosecutor for a more detailed review and charging decision. I am also responsible for all of the docket and on call assignments for the other assistant prosecutors, and I work very closely with the Grand Jury. While my job as the chief assistant enables me to work on major crimes affecting our county, my position as Smithville Municipal Prosecutor allows me to have a much different impact. Although I still make charging decisions, I do so on a much more personal level because Smithville is the town in which my family lives. This job has made me keenly aware of many of the challenges facing the community and has truly provided me with the opportunity to make a positive difference. Finally, as I discussed in detail above, the nearly four years I have served as Excelsior Springs Municipal Judge has given me the judicial experience necessary to take this next step. After all, many of the cases I have presided over in Excelsior – DWIs, thefts, and assaults, for example – certainly could have been filed at the state level. Even though each job presents different opportunities and challenges, the best part is that they give me the chance to work with really great people – dedicated and proud public servants who help make this community the wonderful place it is to live, work and raise a family.

More than nine years have passed now since I began work as an assistant prosecutor in Clay County, and I have spent much of that time in Division One. In that courtroom, I have spent months and years covering every docket, working on countless cases, hearings of every type, and several very serious jury trials.

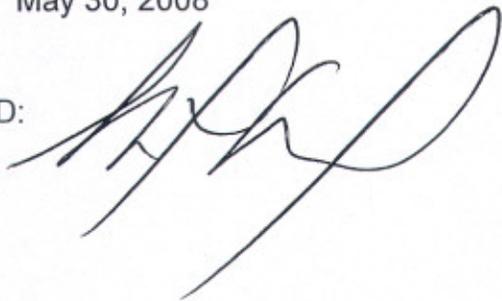
Consequently, I have a great deal of knowledge and experience about what works in that division and what, in my opinion, might be improved upon. Moreover, thus far in my career as a whole, I have participated in forty jury trials as either first or second chair, as well as numerous bench trials and a great many other types of hearings, all of which have provided me with a firm grasp of the law and of the rules of evidence. These factors, together with my managerial and judicial experience, my work ethic, and my dedication to serving this county, make me an excellent candidate for this position. It has been, and continues to be, a tremendous honor and privilege to serve the citizens of Clay County – the county of my birth and upbringing, the county in which my wife and I have chosen to live and raise our children. I look forward to the opportunity to continue that service in an even greater capacity as Circuit Judge for Division One.

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 Clay County, Missouri, I will accept the appointment, qualify, and promptly enter upon the performance of the duties of that office.

DATE: May 30, 2008

SIGNED:

A handwritten signature in black ink, appearing to be the initials 'A. R.' followed by a large, stylized flourish that loops back to the left.

ATTACHMENT TO APPLICATION FOR CIRCUIT JUDGE

10. (a) The trials in which I have participated over the past five years, starting with the most recent, are as follows:

1) State of Missouri v. Charles K. Griffey

Case Number: 7CR105005399-01

Date Tried: April 30, 2007 to May 1, 2007

Location: Clay County Circuit Court, Division Three

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: Kevin Jamison, 2614 NE 56th Terr, Kansas City, MO

64119

Offense: Driving While Intoxicated

Type of Trial: Jury

Verdict: Guilty

Description: The crime charged in this case was driving while intoxicated, a class C felony due to the defendant's prior alcohol-related convictions. The jury found the defendant guilty on May 1, 2007. The charge was amended at sentencing to a class D felony because one of the prior offenses originally alleged by the State turned out to not be the defendant. The defendant was sentenced by the Court on July 13, 2007 to 3 years in prison.

2) State of Missouri v. Alan R. Clark

Case Number: 06CY-CR03592

Date Tried: April 2, 2007 to April 9, 2007

Location: Clay County Circuit Court, Division One

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: William Langston, 130 N. Cherry, Ste 103, Olathe, KS

66061

Offense: Count I: Murder in the First Degree

Count II: Armed Criminal Action

Count III: Unlawful Use of a Weapon – Shooting at a Motor Vehicle

Count IV: Armed Criminal Action

Type of Trial: Jury

Verdict: Guilty on all counts

Description: This case was essentially an ambush-style shooting in which the defendant waited for the victims along a route he knew they would soon be driving. When the victims' vehicle stopped momentarily, the defendant ran up to it and fired multiple rounds from an assault rifle into the vehicle. Although the driver was killed almost instantly, the passenger managed to escape with minor injuries. The jury found the defendant guilty on all counts on April 9, 2007. The defendant was sentenced by the Court on June 14, 2007 to life without parole (Count I) and 30 years in prison on each of the other counts, running the first three counts consecutive with each other and the fourth concurrent with them.

3) State of Missouri v. John L. Brinson jr.

Case Number: 7CR102003116

Date Tried: October 16, 2006 to October 30, 2006

Location: Clay County Circuit Court, Division One

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: Anthony Cardarella, 234 W. Shrader, Liberty, MO 64068

Offense: Murder in the First Degree

Type of Trial: Jury

Verdict: Guilty

Description: This was a "no body" murder case – the first in Clay County in approximately 20 years. The State's evidence revealed that the defendant shot his wife, most likely in the head, while the two were seated in her car. The defendant managed to then dispose of her body so thoroughly that it was never recovered. With no body and no eye witnesses, the State's case relied heavily on DNA evidence, firearms/ballistics, blood spatter, and finger/palm prints. The case was first tried on June 6, 2005, with the defense requesting and receiving a mistrial the following day. The second trial commenced on October 16, 2006 and continued for two weeks, with the jury finding the defendant guilty as charged on October 30, 2006. The defendant was sentenced to life without parole on December 21, 2006.

4) State of Missouri v. Rick E. Simmons

Case Number: 7CR106000861-01

Date Tried: September 11, 2006 to September 13, 2006

Location: Clay County Circuit Court, Division One

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: Brian Greer, 2526 Holmes, Kansas City, MO 64108

Offense: Domestic Assault in the Second Degree

Type of Trial: Jury

Verdict: Guilty

Description: The crime charged in this case involved the defendant severely beating his girlfriend and then fleeing the scene. The jury found the defendant guilty as charged on September 13, 2006 and recommended that he receive a sentence of four years in prison and a fine. He was formally sentenced by the Court on November 2, 2006, to four years in prison.

5) State of Missouri v. Michael D. Haynes

Case Number: 7CR105005571

Date Tried: July 31, 2006 to August 1, 2006

Location: Clay County Circuit Court, Division Three (Judge Sutton presiding)

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: Cathy Noble, 234 W. Shrader, Liberty, MO 64068

Offense: Burglary in the First Degree

Type of Trial: Jury

Verdict: Guilty

Description: This crime involved the defendant, a convicted sex offender, entering the house of a former neighbor through an unlocked front door. As the defendant was stealing various items from the victim's purse, he was seen by her adolescent son, who ran and hid in his room. Shortly thereafter, the victim, who had been working in her backyard, walked back inside her house and confronted the defendant who then fled the scene. The jury found the defendant guilty as charged on August 1, 2006. He was sentenced by the Court as a prior and persistent offender to 14 years in prison on August 21, 2006.

6) State of Missouri v. Joseph Mitchell

Case Number: 7CR103003887

Date Tried: November 29, 2004 to November 30, 2004

Location: Clay County Circuit Court, Division Four

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: John Picerno, 1102 Grand Blvd, Ste 800, Kansas City, MO 64106

Offense: Burglary in the First Degree

Type of Trial: Jury

Verdict: Not Guilty

Description: In this case, the State alleged that the defendant entered the victim's house through an unlocked back door. Prior to actually taking anything, he was confronted by the victim's teenage daughter, whereupon he turned and fled. Despite eye witness testimony from the daughter, who recognized the defendant as a former employee of her mother, the case presented many challenges. Among these were the defendant's age (23), lack of record, and the fact he was not apprehended at the scene, as well as the presence of an unidentified fingerprint on the back door. He was acquitted by the jury on November 30, 2004.

7) State of Missouri v. Joshua Slater

Case Number: 7CR104000435-01

Date Tried: October 25, 2004 to October 27, 2004

Location: Clay County Circuit Court, Division One

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: Horton Lance, Oak Tower, 20th Floor, 324 E. 11th St. Kansas City, MO 64106-2444

Offense: Count I: Burglary in the Second Degree

Count II: Resisting Arrest

Count III: Assault of a Law Enforcement Officer in the First Degree

Count IV: Armed Criminal Action

Count V: Assault of a Law Enforcement Officer in the First Degree

Count VI: Armed Criminal Action

Count VII: Tampering in the First Degree

Type of Trial: Jury

Verdict: Guilty on Counts I, II, V, VI, and VII; Not Guilty on Counts III and IV.

Description: The crimes charged in this case involved the defendant and two accomplices burglarizing a home shortly before Christmas 2003. The defendant, acting as a lookout and get away driver, waited in a stolen SUV while the other two kicked in the front door, took wrapped presents from under the victims' Christmas tree, and began throwing them into the back of the SUV. When the police arrived on the scene with the burglary still in progress, the defendant refused to exit the vehicle and instead drove off – nearly running over two officers in the process. He was eventually apprehended after a lengthy car chase. After being convicted by the jury as noted above, he was sentenced by the Court on December 16, 2004, to 7 years, 4 years, 30 years, 30 years, and 7 years in prison, respectively, with all of the counts running consecutively to each other.

8) State of Missouri v. Richard Barrett

Case Number: 7CR103003424

Date Tried: October 18, 2004 to October 21, 2004

Location: Clay County Circuit Court, Division One

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: J.R. Hobbs, 1101 Walnut, Ste 1300, Kansas City, MO

64106

Offense: Involuntary Manslaughter in the First Degree

Type of Trial: Jury

Verdict: Guilty – Involuntary Manslaughter in the Second Degree

Description: The crime charged in this case involved the defendant striking the victim in the head just outside a local bar. According to eye witness testimony, the defendant struck the victim before he had a chance to defend himself. The victim fell backwards, striking his head on the sidewalk; he never regained consciousness and died a few days later. Originally charged as murder in the second degree, the case was amended to involuntary manslaughter in the first degree prior to trial. The jury convicted the defendant of involuntary manslaughter in the second degree on October 21, 2004. He was sentenced by the Court to four years in prison on January 13, 2005.

9) State of Missouri v. Billy Coleman

Case Number: 7CR103004226

Date Tried: July 26, 2004 to July 27, 2004

Location: Clay County Circuit Court, Division One

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: Holly Griffith, 1300 Locust, Ste A, Harrisonville, MO

64701

Offense: Burglary in the Second Degree

Type of Trial: Jury

Verdict: Guilty

Description: This defendant was one of Joshua Slater's co-defendants. As

discussed above, he was one of the burglars who entered the house and actually took the presents. Abandoned by Slater, he was apprehended in the front yard without a struggle. Convicted by the jury on July 27, 2004, the defendant was sentenced to seven years in prison on September 9, 2004.

10) State of Missouri v. Cedric Gibson

Case Number: 7CR104001379

Date Tried: July 19, 2004 to July 20, 2004

Location: Clay County Circuit Court, Division Four

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: S. Chase Higginbotham, 117 Bradford Lane, Belton, MO

64012

Offense: Burglary in the First Degree

Type of Trial: Jury

Verdict: Not Guilty

Description: In this case, the State alleged that the defendant broke into the back office of a Dollar General Store while employees were in the building. Fleeing the scene on foot, he was apprehended by police a short distance from the store. Even though he managed to only steal a dollar in change, I made the decision, due to his extensive record of prior convictions, to try the case rather than allow him to plead to a misdemeanor. The jury acquitted the defendant on July 20, 2004.

11) State of Missouri v. Wayne E. Dumond

Case Number: 7CR101002894

Date Tried: October 30, 2003 to November 12, 2003

Location: Clay County Circuit Court, Division Four

Party Represented: State of Missouri

Position: Second Chair

Attorney for Defendant: Anthony Cardarella, 234 W. Shrader, Liberty, MO 64068

Offense: Murder in the First Degree

Type of Trial: Jury

Verdict: Guilty

Description: This crime involved the defendant (a convicted rapist on parole from Arkansas), entering the apartment of a woman he did not know, sexually assaulting her and then killing her. Since there were no eye witnesses, the State's case relied heavily on DNA evidence extracted from under the victim's fingernails and from a hair recovered at the scene, as well as computer forensic evidence recovered from a computer at the defendant's place of employment. The jury convicted the defendant as charged on November 12, 2003. He was sentenced by the Court to life without parole on January 9, 2004.

12) State of Missouri v. James E. Lybarger

Case Number: 7CR199005085

Date Tried: April 14, 2003 to April 16, 2003

Location: Clay County Circuit Court, Division One

Party Represented: State of Missouri

Position: First Chair

Attorney for Defendant: David Miller, 500 Youseff Drive, Chillicothe, MO 64601

Offense: Count I: Robbery in the Second Degree

Count II: Robbery in the Second Degree

Count III: Attempted Robbery in the Second Degree

Count IV: Attempted Robbery in the Second Degree

Type of Trial: Jury

Verdict: Guilty

Description: The crimes charged in this case involved the defendant robbing two local stores and attempting to rob two others. Since the defendant was not apprehended at the scene of any of these robberies, the State's case relied on eye witness testimony, video footage and fingerprint evidence. The jury convicted the defendant on all counts on April 16, 2003. He was sentenced by the Court on May 28, 2003, as a prior and persistent offender to 30 years in prison on counts I and II, and 20 years in prison on counts III and IV, with counts I and III running consecutively to each other, and counts II and IV running consecutively to each other.

10. (b) I have served in a judicial capacity over the past five years in the following manner: first, as the provisional judge for Excelsior Springs (March 19, 2003 to August 30, 2004), and then as the municipal judge for the same city (August 31, 2004 to the present). As the provisional judge, my duties entailed filling in for the municipal judge whenever he could not be present for court. In that capacity, I presided over the Excelsior Springs municipal court approximately half a dozen times.

When I became the municipal judge, my duties expanded greatly to include responsibility for the court's budget, supervision of the court's staff, and ensuring that both case records and accounting records are complete, accurate and properly maintained. My primary duty, however, is presiding over the court itself: ensuring that the dockets are run in a timely and an efficient manner, that everyone is provided with a fair opportunity to be heard, that the rights of everyone are respected, and that every decision is made in a prompt and fair manner. Court is in session twice per month, usually on the second and fourth Monday night. On average, each docket consists of approximately three hundred cases and includes everything from first appearances to trials and probation violation hearings. In the nearly four years that have passed since I became the Excelsior Springs municipal judge, I have presided over thousands of cases, including several dozen trials, ranging from traffic violations such as speeding and driving while intoxicated, to crimes against property and people such as vandalism, theft, and assault, and everything in between.