

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

1. **Name**: State full name (include any former names used).

Carlos Eduardo Mendoza

2. **Position**: State the position for which you have been nominated.

United States District Court for the Middle District of Florida

3. **Address**: List current office address. If city and state of residence differs from your place of employment, please list the city and state where you currently reside.

Putnam County Courthouse
410 St. Johns Avenue
Palatka, Florida 32177

4. **Birthplace**: State year and place of birth.

1970; Hialeah, Florida

5. **Education**: List in reverse chronological order each college, law school, or any other institution of higher education attended and indicate for each the dates of attendance, whether a degree was received, and the date each degree was received.

1994 – 1997, West Virginia University College of Law; J.D. (Order of the Barristers),
1997

1991 – 1993, West Virginia University; B.A. (*magna cum laude*), 1993

1988 – 1991, Central Florida Community College (College of Central Florida); A.A.,
1991

6. **Employment Record**: List in reverse chronological order all governmental agencies, business or professional corporations, companies, firms, or other enterprises, partnerships, institutions or organizations, non-profit or otherwise, with which you have been affiliated as an officer, director, partner, proprietor, or employee since graduation from college, whether or not you received payment for your services. Include the name and address of the employer and job title or description.

2011 – present
State of Florida
Seventh Judicial Circuit
410 St. Johns Avenue
Palatka, Florida 32177
Circuit Judge and Administrative Judge

2008 – 2011
City of St. Augustine
P.O. Box 210
St. Augustine, Florida 32084
Assistant City Attorney

2005 – 2008
Office of the State Attorney
4010 Lewis Speedway, Suite 2022
St. Augustine, Florida 32084
Assistant State Attorney and Division Chief

2004 – 2005
101 West Main Street, Suite 8000
Norfolk, Virginia 23510
Special Assistant United States Attorney

1997 – 2005
Judge Advocate General's Corps
United States Navy
Norfolk, Virginia 23510
Judge Advocate

1995 – 1997
Steptoe & Johnson
1085 Van Voorhis Road, Suite 400
Morgantown, West Virginia 26507
Student Law Clerk

1993 – 1995
United States Marine Corps (Reserves)
Connellsville Airport
Connellsville, Pennsylvania
U. S. Marine and Diesel Mechanic

April – May 1994
Penn Capital Management
(now defunct)

Pittsburgh, Pennsylvania
Trainee

January – March 1994
L.C. Wegard
(now defunct)
Pittsburgh, Pennsylvania
Trainee

November – December 1993
Stephen Dunn & Associates
1728 Kinney Boulevard
Venice, California 90291
Ticket Sales

August – November 1993
Barefoot Grass Lawn Service
(now defunct)
Worthington, Ohio
Lawn Care

Other affiliations (uncompensated unless indicated otherwise):

2011 – present
Palatka Rotary Club, District 6970
1600 Twigg Street
Palatka, Florida 32177
Sergeant-at-Arms
Paul Harris Fellow

2010 – present
Hispanic Heritage Council of St. Johns County
636 Remington Court
St. Augustine, Florida 32092
Legal Adviser and Former Registered Agent

2009 – 2011
Epic Behavioral Healthcare
1400 Old Dixie Highway
St. Augustine, Florida 32084
Board of Directors

2011 – present
Madeleine August, LLC
P.O. Box 4543

St. Augustine, Florida 32085
Managing Member (50% profit share)

2005 – present
Jackson Claire, LLC
2405 Gray Heron Street
St. Augustine, Florida 32084
Managing Member (33% profit share)

7. **Military Service and Draft Status:** Identify any service in the U.S. Military, including dates of service, branch of service, rank or rate, serial number (if different from social security number) and type of discharge received, and whether you have registered for selective service.

I timely registered for selective service.

1989 – 1995
United States Marine Corps Reserves
Corporal
Honorably Discharged

1997 – 2005
United States Navy
Lieutenant
Honorably Discharged

8. **Honors and Awards:** List any scholarships, fellowships, honorary degrees, academic or professional honors, honorary society memberships, military awards, and any other special recognition for outstanding service or achievement.

Palatka Rotary, Paul Harris Fellow (2012)
State Attorney's Office, Plaque for Exemplary Service (2009)
Department of Justice Seal, in recognition of exemplary service (2005)
Navy/Marine Corps Commendation Medal (2005, 2003, 2001, 2001)
Letter of Commendation, Junior Officer of the Quarter (2000)
Navy/Marine Corps Achievement Medal (1999)
Navy Meritorious Unit Commendation Ribbon (1999)
Navy Rifleman Medal (1998)
Naval Justice School, Judge Advocate Certification, Naval Station Newport, Newport, Rhode Island (1997)
Navy Expert Pistol Medal (1997)
Selected Marine Corps Reserve Medal (1993)
Combat Action Ribbon (1991)
Navy Unit Commendation (1991)
National Defense Service Medal (1991)

Southwest Asia Service Medals for Defense of Saudi Arabia, Liberation and Defense of Kuwait, and Southwest Asia Cease Fire Campaign (1991)
Sea Service Deployment Ribbon (1991)
Armed Forces Reserve Medal with Bronze Letter "M" (1991)
Kuwait Liberation Medal, Saudi Arabia (1991)
Kuwait Liberation Medal, Kuwait (1991)
Marine Rifleman Badge (1989)

9. **Bar Associations:** List all bar associations or legal or judicial-related committees, selection panels or conferences of which you are or have been a member, and give the titles and dates of any offices which you have held in such groups.

Dunn Blount Inn of Court (2012 – present)
Florida Conference of Circuit Judges (2011 – present)
Florida Municipal Attorney's Association (2008 – 2011)
Florida Association of Police Attorneys (2008 – 2011)
Order of the Barristers (1997 – present)
Putnam County Bar Association (2011 – present)

10. **Bar and Court Admission:**

- a. List the date(s) you were admitted to the bar of any state and any lapses in membership. Please explain the reason for any lapse in membership.

Florida, 2005
West Virginia, 1997

There have been no lapses in membership.

- b. List all courts in which you have been admitted to practice, including dates of admission and any lapses in membership. Please explain the reason for any lapse in membership. Give the same information for administrative bodies that require special admission to practice.

Supreme Court of the State of Florida, 2005
United States District Court for the Eastern District of Virginia, 2003
Navy/Marine Corps Court of Criminal Appeals, 1998
Supreme Court of Appeals of West Virginia, 1997

There have been no lapses in membership.

11. **Memberships:**

- a. List all professional, business, fraternal, scholarly, civic, charitable, or other organizations, other than those listed in response to Questions 9 or 10 to which you belong, or to which you have belonged, since graduation from law school.

Provide dates of membership or participation, and indicate any office you held. Include clubs, working groups, advisory or editorial boards, panels, committees, conferences, or publications.

Big Brothers/Sisters, Celebrity Waiter/Tips for Kids (2008 – 2011)
Fundraiser
Cattle Baron's Ball (2007 – 2010)
Fundraiser
Epic Behavioral Healthcare (2009 – 2011)
Board of Directors (2009 – 2011)
Annual Epic Community Service Garden Expo (2009 – 2011)
Fundraiser
High School Outreach (2013 – present)
Hispanic Heritage Council of St. Johns County (2010 – present)
Legal Adviser & Registered Agent (2010 – 2011)
Limelight Theater Fundraiser (2007)
Marine Corps League (St. Augustine, Florida) (2011 – present)
Palatka Rotary Club, District 6970 (2011 – present)
Sergeant-at-Arms (2011 – present)
Paul Harris Fellow (2011 – present)
Annual Rotary Blood Drive, Putnam County (2011 – present)
Annual Rotary Dictionaries for Students Program (2011 – present)
Annual Rotary Health Expo, Putnam County (2011 – present)
Pinking Up the Pace (2007 – 2010)
Fundraiser
Putnam County Public Safety Coordinating Council (2011 – present)
Relay for Life (2007 – 2010)
Fundraiser
Sexual Assault Response Team (St. Augustine, Florida) (2005 – 2009)
St. Augustine Rotary Club, District 6970 (2007 – 2010)
St. Augustine Little League (2007 – 2008)
Coach
St. Johns Academy High School Mock Trial Competition (2007 – present)
Judge
Toys for Tots (1989 – present)
USTA First Serve Tennis Program (2007 – 2009)
Assistant Coach

- b. The American Bar Association's Commentary to its Code of Judicial Conduct states that it is inappropriate for a judge to hold membership in any organization that invidiously discriminates on the basis of race, sex, or religion, or national origin. Indicate whether any of these organizations listed in response to 11a above currently discriminate or formerly discriminated on the basis of race, sex, religion or national origin either through formal membership requirements or the practical implementation of membership policies. If so, describe any action you have taken to change these policies and practices.

Years before I was a member, Rotary International, an organization devoted to community service, restricted membership to male members. To the best of my knowledge none of the other organizations listed in 11a currently discriminates or formerly discriminated on the basis of race, sex, religion or national origin, either through formal membership requirements or the practical implementation of membership policies.

12. Published Writings and Public Statements:

- a. List the titles, publishers, and dates of books, articles, reports, letters to the editor, editorial pieces, or other published material you have written or edited, including material published only on the Internet. Supply four (4) copies of all published material to the Committee.

“No Strain Here Between Tanner, Law Enforcement,” St. Augustine Record, July 11, 2008. Copy supplied.

- b. Supply four (4) copies of any reports, memoranda or policy statements you prepared or contributed in the preparation of on behalf of any bar association, committee, conference, or organization of which you were or are a member. If you do not have a copy of a report, memorandum or policy statement, give the name and address of the organization that issued it, the date of the document, and a summary of its subject matter.

I have not prepared reports, memoranda or policy statements on behalf of any bar association, committee, conference, or organization of which I was or am currently a member.

- c. Supply four (4) copies of any testimony, official statements or other communications relating, in whole or in part, to matters of public policy or legal interpretation, that you have issued or provided or that others presented on your behalf to public bodies or public officials.

August 24, 2012: Public Statements at Putnam County Public Safety Coordinating Council meeting discussing the court system and efforts to process cases as expeditiously as possible. Minutes supplied.

May 25, 2012: Public Statements at Putnam County Public Safety Coordinating Council meeting on overcrowding at the Putnam County Jail. Minutes supplied.

November 18, 2011: Public Statements at Putnam County Public Safety Coordinating Council referencing a meeting with the Clerk of Court and a County Commissioner on the court process, including a discussion on expediting violation of probation cases. Minutes supplied.

In my capacity as an Assistant City Attorney for the City of St. Augustine from 2008 to 2011, I advised the city as to proposed ordinances and to updates related to litigation and police matters from time to time. I have listed my official public statements related to this advice below.

July 25, 2011: Statements at Public Hearing regarding the 450th Commemoration of the Founding of St. Augustine, *Wendler v. City of St. Augustine* and consideration of Ordinances 2011-08 and 2011-09. Audio recording supplied.

July 12, 2011: Statements at Public Hearing before the Code Enforcement, Adjustments and Appeals Board as Assistant City Attorney on general legal issues. Minutes supplied.

June 14, 2011: Statements at Public Hearing before the Code Enforcement, Adjustments and Appeals Board as Assistant City Attorney on general legal issues. Minutes supplied.

May 23, 2011: Statements at Public Hearing regarding consideration of Ordinance 2011-05. Audio recording supplied.

May 9, 2011: Statements at Public Hearing regarding consideration of Ordinances 2011-05, 2011-06 and 2011-07. Audio recording supplied.

May 3, 2011: Statements at Public Hearing before the Planning and Zoning Board as Assistant City Attorney on general legal issues. Minutes supplied.

April 11, 2011: Statements at Public Hearing regarding consideration of Ordinance 2011-01. Audio recording supplied.

March 28, 2011: Statements at Public Hearing regarding consideration of Ordinance 2011-01. Audio recording supplied.

March 14, 2011: Statements at Public Hearing regarding City of St. Augustine Police Matters and consideration of Ordinance 2011-01. Audio recording supplied.

March 1, 2011: Statements at Public Hearing before the Planning and Zoning Board as Assistant City Attorney on general legal issues. Minutes supplied.

February 28, 2011: Statements at City Commission Workshop regarding Horse Drawn Carriage Ordinance. Audio recording supplied.

January 24, 2011: Statements at Public Hearing regarding consideration of Ordinance 2011-01 and vandalism of the Castillo San Marcos. Audio recording supplied.

January 11, 2011: Statements at Public Hearing before the Code Enforcement, Adjustments and Appeals Board as Assistant City Attorney on general legal issues. Minutes supplied.

December 13, 2010: Statements at Public Hearing regarding settlement agreement in *City of St. Augustine v. RBD Investment, Inc.* Audio recording supplied.

November 8, 2010: Statements at Public Hearing regarding consideration of Ordinance 2010-42. Audio recording supplied.

October 25, 2010: Statements at Public Hearing regarding consideration of Ordinance 2010-37. Audio recording supplied.

October 11, 2010: Statements at Public Hearing regarding consideration of Ordinance 2010-35. Audio recording supplied.

October 5, 2010: Statements at Public Hearing before the Planning and Zoning Board as Assistant City Attorney on general legal issues. Minutes supplied.

September 27, 2010: Statements at Public Hearing regarding consideration of Ordinance 2010-35. Audio recording supplied.

September 13, 2010: Statements at City Commission Workshop regarding Horse Drawn Carriage Ordinance. Audio recording supplied.

September 13, 2010: Statements at Public Hearing regarding consideration of consideration of Ordinances 2011-05, 2011-06, 2011-07 and 2010-30. Audio recording supplied.

August 23, 2010: Statements at Public Hearing regarding consideration of Ordinances 2010-24 and 2010-30. Audio recording supplied.

August 9, 2010: Statements at Public Hearing on strategies to reduce aggressive panhandling. Audio recording supplied.

July 26, 2010: Statements at a Horse Drawn Carriage Workshop. Audio recording supplied.

July 19, 2010: Host, Public Information Meeting on Proposed Amendments to Horse Drawn Carriage Ordinance, St. Augustine, Florida. Members of the public were given an opportunity to pose questions to me on proposed amendments to the above ordinance. I have no notes, transcripts or recording.

May 24, 2010: Statements at a Horse Drawn Carriage Workshop. Minutes supplied.

February 8, 2010: Statements at Public Hearing regarding consideration of Ordinance 2010–06. Audio recording supplied.

January 25, 2010: Statements at Public Hearing regarding consideration of Ordinance 2010–06. Audio recording supplied.

November 19, 2009: Statements at Public Hearing before the Historical Architectural Review Board as Assistant City Attorney on general legal issues. Minutes supplied.

October 26, 2009: Statements at Public Hearing regarding consideration of Ordinance 2009–36. Audio recording supplied.

October 12, 2009: Statements at Public Hearing regarding consideration of Ordinance 2009–36. Audio recording supplied.

October 6, 2009: Statements at Public Hearing before the Planning and Zoning Board as Assistant City Attorney on general legal issues. Minutes supplied.

September 8, 2009: Statements at Public Hearing before the Code Enforcement, Adjustments and Appeals Board as Assistant City Attorney on general legal issues. Minutes supplied.

September 1, 2009: Statements at Public Hearing before the Planning and Zoning Board as Assistant City Attorney on general legal issues. Minutes supplied.

August 4, 2009: Statements at Public Hearing before the Planning and Zoning Board as Assistant City Attorney on general legal issues. Minutes supplied.

July 14, 2009: Statements at Public Hearing before the Code Enforcement, Adjustments and Appeals Board as Assistant City Attorney on general legal issues. Minutes supplied.

May 5, 2009: Statements at Public Hearing before the Planning and Zoning Board as Assistant City Attorney on general legal issues. Minutes supplied.

March 23, 2009: Statements at Public Hearing regarding consideration of Ordinance 2009–09, as amended. Audio recording supplied.

March 9, 2009: Statements at Public Hearing regarding consideration of Ordinance 2009–09. Audio recording supplied.

- d. Supply four (4) copies, transcripts or recordings of all speeches or talks delivered by you, including commencement speeches, remarks, lectures, panel discussions, conferences, political speeches, and question-and-answer sessions. Include the date and place where they were delivered, and readily available press reports

about the speech or talk. If you do not have a copy of the speech or a transcript or recording of your remarks, give the name and address of the group before whom the speech was given, the date of the speech, and a summary of its subject matter. If you did not speak from a prepared text, furnish a copy of any outline or notes from which you spoke.

November 8, 2013: Speaker, Palatka Rotary's Dictionary for Third Graders Program, Children's Reading Center, Palatka, Florida. The topic focused on the importance of reading comprehension and vocabulary. I have no notes, transcripts or recording. The address for the Children's Reading Center is 7901 St. Johns Avenue, Palatka, FL 32177.

May 17, 2013: Speaker, Speech to Graduating Seniors, Crescent City High School, Crescent City, Florida. The topic focused on the responsibilities that accompany adulthood. I have no notes, transcripts or recording. The address for Crescent City High School is 2201 South US Highway 17, Crescent City, Florida 32112.

May 17, 2013: Speaker, Speech to Graduating Seniors, Palatka High School, Palatka, Florida. The topic focused on the responsibilities that accompany adulthood. I have no notes, transcripts or recording. The address for Palatka High School is 302 Mellon Road, Palatka, Florida 32177.

May 17, 2013: Speaker, Speech to Graduating Seniors, Interlachen High School, Interlachen, Florida. The topic focused on the responsibilities that accompany adulthood. I have no notes, transcripts or recording. The address for Interlachen High School is 126 North County Road 315, Interlachen, Florida 32148.

March 19, 2013: Mock Trial Judge, St. Johns Academy Mock Trial Competition, St. Augustine, Florida. I offered graded critique and spoke to the students subsequent to their presentations as to the importance education and effective public speaking. I have served annually for five years as a judge for this student mock trial competition. I have no notes, transcripts or recording, nor do I recall the exact dates of each event. The address for St. Johns Academy is 1533 Wildwood Drive, St. Augustine, Florida 32086.

February 22, 2013: Speaker, Awarding of Plaque from Conference of Circuit Judges, The Investiture of Circuit Judge Howard Maltz, St. Augustine, Florida. Transcript supplied.

November 9, 2012: Speaker, Congratulatory Speech, The Investiture of District Judge Wendy W. Berger, St. Augustine, Florida. I congratulated Judge Berger on her appointment to the Fifth District Court of Appeal. I have no notes, transcripts or recording, but press coverage is supplied. The address for the Fifth District Court of Appeal is 300 South Beach Street, Daytona Beach, Florida 32114.

September 28, 2012: Speaker, Speech to Grade School Students, Durbin Creek Elementary School, St. Johns, Florida. The topic focused on the concept of fairness. I have no notes, transcripts or recording. The address for Durbin Creek Elementary School is 4100 Race Track Road, St. Johns, Florida 32259.

April 4, 2012: I hosted Interlachen High School Students, who observed court proceedings at the Putnam County Courthouse, Palatka, Florida. Once the proceedings ended, students were invited to ask questions about what they had observed in court that day. I have no notes, transcripts or recording. The address for the Putnam County Courthouse is 410 St. Johns Avenue, Palatka, Florida 32177.

October 7, 2011: Speaker, Acceptance Speech at my Investiture, Palatka, Florida. Transcript supplied.

February 2011: Interpreter, Spanish delegation visiting St. Augustine, Florida. I was one of several on call interpreters for non-legal functions that required interpretation for the visiting delegation. The events were all informal tours of sites in and around St. Augustine. I have no notes, transcripts or recording. The interpreter services were sponsored by the City of St. Augustine, 75 King Street, St. Augustine, Florida, 32086.

February 2010: Interpreter, Spanish delegation visiting St. Augustine, Florida. I was one of several on call interpreters for non-legal functions that required interpretation for the visiting delegation. The events were all informal tours of sites in and around St. Augustine. I have no notes, transcripts or recording. The interpreter services were sponsored by the City of St. Augustine, 75 King Street, St. Augustine, Florida, 32086.

April 2009: Interpreter, St. Augustine delegation traveling to Aviles, Spain. I served as an interpreter for non-legal functions that required interpretation. The events were all informal tours in and around Aviles, Spain. I have no notes, transcripts or recording. The interpreter services were sponsored by the City of St. Augustine, 75 King Street, St. Augustine, Florida, 32086.

- e. List all interviews you have given to newspapers, magazines or other publications, or radio or television stations, providing the dates of these interviews and four (4) copies of the clips or transcripts of these interviews where they are available to you.

After searching my records, my personal recollection, and the Internet, I have listed those articles for which I gave interviews. It is possible, however, that there may be articles that I may have missed.

Skiba, Pete, "Mendoza Finalist for Judge's Seat", Palatka Daily News, September 13, 2013. Copy supplied.

Justice, Molly, "Courthouse Renovations, Expansions in Putnam, St. Johns Counties," The Docket Call, Winter 2012. Copy supplied.

Court Administration, "Criminal Court Services Annual Report," Fiscal Year 2012. Copy Supplied.

Guinta, Peter, "Mendoza Selected for Circuit Judge Job," St. Augustine Record, July 21, 2011. Copy supplied.

Griffin, Justine, "City Seeks Jail Time for Vandals," St. Augustine Record, February 18, 2011. Copy supplied.

Hunt, David, "Graffiti in Historic St. Augustine Leads to Overtime Patrols, Reward Offer," Jacksonville.com, Florida Times Union, February 16, 2011. Copy supplied.

Edwards, Jennifer, "Where Are They Now? Carlos Mendoza Now a Judge in Putnam County," St. Augustine Record, December 21, 2011. Copy supplied.

I recall giving an interview for an article in Hola Noticias about my 2011 appointment to the circuit bench in August 2011. I have been unable to obtain a copy.

Prior, Richard, "Local Attorney to Replace Christensen on Circuit Bench," St. Augustine Record, December 17, 2010. Copy supplied.

Guinta, Peter, "Board OKs Project on Lightsey Road," St. Augustine Record, June 1, 2010. Copy supplied.

Guinta, Peter, "Lightsey Road Project Tabled," St. Augustine Record, April 16, 2008. Copy supplied.

Clark, Jessica, "Man Sentenced to Chemical Castration," First Coast News at Five, February 14, 2007. Copy supplied.

13. **Judicial Office:** State (chronologically) any judicial offices you have held, including positions as an administrative law judge, whether such position was elected or appointed, and a description of the jurisdiction of each such court.

In July 2011, I was appointed as a Circuit Court Judge by Governor Rick Scott. Circuit courts are the highest level of trial court in the State of Florida with jurisdiction over felony criminal cases, cases involving juvenile delinquency, civil cases with amounts in dispute over \$15,000, family law cases, and probate proceedings. Circuit Courts in Florida also have jurisdiction over appeals from county courts and exercise certiorari review from administrative proceedings. In 2013, the Chief Judge for the Seventh

Judicial Circuit appointed me to serve as the administrative judge for Putnam County, Florida. As administrative judge, I am responsible for re-assignment of any cases involving judicial disqualification or recusal. I also oversee the jury selection process, courthouse security and the overall daily operation of the Putnam County Courthouse. As administrative judge, I continue to maintain my overall caseload.

- a. Approximately how many cases have you presided over that have gone to verdict or judgment?

I have presided over approximately 40 cases that have gone to verdict or judgment.

- i. Of these, approximately what percent were:

jury trials: 90%

bench trials: 10%

civil proceedings: 10%

criminal proceedings: 90%

- b. Provide citations for all opinions you have written, including concurrences and dissents.

As a trial court judge, I have not issued published opinions. The hard copies of my orders and decisions are on file with the Clerk of Court. However, I have sat by special designation as an associate judge with the Fifth District Court of Appeal, which has resulted in one opinion that I wrote.

Lakey v. State of Florida, 113 So.3d 90 (Fla. 5th DCA 2013)

Morgan v. State of Florida, 112 So. 3d 122 (Fla. 5th DCA 2013) (concurring)

Price v. State of Florida, 112 So. 3d 652 (Fla. 5th DCA 2013) (concurring)

Marian Farms, Inc. v. SunTrust Banks, Inc., 2014 WL 25585 (Fla. 5th DCA 2014) (concurring)

- c. For each of the 10 most significant cases over which you presided, provide: (1) a capsule summary of the nature the case; (2) the outcome of the case; (3) the name and contact information for counsel who had a significant role in the trial of the case; and (3) the citation of the case (if reported) or the docket number and a copy of the opinion or judgment (if not reported).

1. *State of Florida v. Hill*, Case No. 10-2498 CF. Order Supplied.

Minutes after an alleged burglary, police arrested the defendant, who was covered with vegetation, sweating profusely, and running away from the scene of the crime. In addition, property uniquely identifiable to the burglarized residence was

found at or near the location where the defendant was apprehended. After apprehension, the alleged victim was transported to the location where the defendant was arrested and immediately identified the defendant as the perpetrator. I denied a motion to suppress challenging the on-scene identification. The matter then proceeded to trial where the jury subsequently acquitted the defendant of the charge of burglary of an occupied dwelling.

Prosecutor: Anthony Eric Leonard
536 Sarto Court
St. Augustine, Florida 32086
(904) 547-2362

Defense Counsel: Kurt Francis Teifke
P.O. Box 844
300 North State Street
Bunnell, Florida 32110
(386) 269-4551

2. *Sardo, et al. v. Beck, et al.*, Case No. 11-0291 CP and 11-0527 CA. Order supplied.

A wrongful death action relating to a child resulted in a significant monetary settlement, which was deposited into the estate of the deceased child for distribution. Ms. Sapp, the mother of the deceased child filed a petition seeking appointment as personal representative. In the petition, Ms. Sapp identified a person named Mr. Sardo as the father. Five months subsequent to the mother being appointed as personal representative, Mr. Beck filed an emergency petition alleging fraud. Mr. Beck claimed to be the father of the deceased child and sought the removal of Ms. Sapp as personal representative. He also sought sanctions against Ms. Sapp. In the midst of litigating the emergency petition, Ms. Sapp and Mr. Sardo filed a declaratory action seeking to independently establish the biological paternity of the deceased child. I ordered consolidation of both actions, held contested evidentiary hearings and issued a final order granting the emergency petition. I also ordered sanctions against Ms. Sapp for defrauding the Court and further denied the relief requested in the declaratory action. The entire matter was *per curiam* affirmed by the Fifth District Court of Appeal in 5D12-0748. The matter was later settled pursuant to court ordered mediation.

Counsel for Respondent: Stephen E. Hilker P.A.
P.O. Box 470969
Lake Monroe, Florida 32747
(386) 328-1464

Counsel for Petitioner: John Key
Law Offices of John Key, P.A.
417 St. Johns Avenue, Suite Eight

Palatka, Florida 32177
(386) 385-3646

3. *State of Florida v. Harris*, Case No. 10–0499 CF.

As part of an ongoing dispute with several persons, Harris and Anderson confronted them while carrying loaded firearms. There was an exchange of gunfire with no injuries. Over the course of the next month, Anderson individually and at times with Harris, approached several attendees of the initial dispute and warned them under the threat of great bodily harm or death not to speak about what they had observed. Later, Harris and Anderson arrived at a location occupied by their adversaries and opened fire on the residence, killing one of the occupants. The State sought to introduce and impute all of Anderson's acts to Harris as facts inextricably intertwined to the eventual murder of the victim. I issued an order permitting the introduction of said acts. At the conclusion of a week-long trial, the jury found Harris guilty of first degree murder. Anderson's case is still pending in a pre-trial status.

Prosecutor:	Mark Johnson Office of the State Attorney 410 St. Johns Avenue, Room 109 Palatka, Florida 32177 (386) 329-0259
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Defense Counsel:	Kevin Robert Monahan 601 St. Johns Avenue Palatka, Florida 32177 (386) 325-8673
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4. *State of Florida v. Williams*, Case No. 08–1844 CF. Orders supplied.

The State of Florida alleged that the defendant robbed a federal agent at gunpoint and then used the stolen and marked currency to pay for his criminal defense in a separate case. A judge ordered that the attorney compensated with the stolen and marked currency could be called to testify on how he came into possession of said currency. The State instead chose to call the defendant's spouse as a witness to establish a link between the defendant and the marked currency. The Fifth District Court of Appeal reversed the conviction, citing the trial judge's failure to recognize the spousal privilege. I was assigned the case on remand. I ordered the former attorney to testify in response to a subpoena issued by the State of Florida and made findings that the entirety of the interaction between the attorney and his former client did not constitute a confidential communication. The Fifth District Court of Appeal *per curiam* affirmed my order in 5D12-4481. The attorney subsequently attempted to plead the Fifth, which I denied. This denial is currently on appeal with the Fifth District Court of Appeal in case number 5D14-488.

Prosecutor: Mark Johnson
Office of the State Attorney
410 St. Johns Avenue, Room 109
Palatka, Florida 32177
(386) 329-0259

Defense Counsel: Garry Wood
417 St. Johns Avenue
Palatka, Florida 32177
(386) 326-3993

Counsel for Movant: Amy Elizabeth Osteryoung
Johnson & Osteryoung, P.A.
3910 Lewis Speedway, Suite 1101
St. Augustine, Florida 32084
(904) 819-5353

5. *Holland, et al. v. Estate of J. Russell, et al.*, Case No. 11–290 CA. Order supplied.

Fearing civil litigation, the plaintiffs transferred assets to their eldest daughter who subsequently passed away. There was no written agreement setting forth limitations on the transfer so the daughter's family claimed unencumbered ownership of the transferred property. The plaintiffs filed a verified complaint seeking declaratory relief, asserting the creation of a resulting or constructive trust. The defendants responded with a motion to dismiss, arguing that the complaint failed to state a cause of action pursuant to Rule 1.140(b) of the Florida Rules of Civil Procedure because the sole purpose for the transfer of the property was to facilitate the commission of fraud. I denied the motion to dismiss and ordered the parties to proceed with discovery. Subsequent to the denial, the parties were able to reach a settlement agreement.

Counsel for Plaintiff: John Middleton
Middleton Law Office
304 State Road 26, Suite 1
Melrose, Florida 32666
(352) 475-1611

Defense Counsel: Marvin W. Bingham, Jr., P.A.
P.O. Box 1930
Alachua, Florida 32616
(386) 462-5120

6. *State of Florida v. Perez*, Case No. 11–1259 CF. Order supplied.

While in custody at the Putnam County Jail unable to post bond on unrelated robbery charges, the defendant agreed to speak to two law enforcement officers in reference to a homicide for which the defendant was a person of interest. The defendant was subsequently charged in the homicide case. At a pre-trial evidentiary hearing in reference to this disputed interrogation, the defendant claimed he invoked his right to silence and his right to counsel. The State disputed these assertions. After scrutinizing the recorded interview, I denied the defendant's motion to suppress. The case continued to trial where the defendant was found guilty by a jury of First Degree Murder. The Fifth District Court of Appeal *per curiam* affirmed the conviction in 5D13-209.

Prosecutor:	Jennifer Dunton Office of the State Attorney 4010 Lewis Speedway, Suite 2022 St Augustine, Florida 32084 (904) 209-1620
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Defense Counsel:	Garry Wood 417 St. Johns Avenue Palatka, Florida 32177 (386) 326-3993
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7. *State of Florida vs. Adams*, Case No. 10–1997 CF. Orders supplied.

A judge issued a search warrant based on felony probable cause to search a computer for the presence of child pornography and evidence of video voyeurism. When the search took place, the only evidence seized that related back to the affidavit in support of the search warrant established probable cause for the commission of a misdemeanor but not for a felony. The defendant sought to suppress all the evidence seized, alleging that a search warrant could not have been lawfully predicated on suspicion that a misdemeanor had been committed. I denied the motion based on expert testimony indicating that computer files were missing from the computer hard drive and that sophisticated measures had been employed for the purpose of removing or destroying said computer files. After a three-day trial, the defendant was found guilty by a jury. I made a special finding that the defendant posed a danger to society and sentenced him to a consecutive prison sentence. The case was later *per curiam* affirmed by the Fifth District Court of Appeal in 5D12–4487.

Prosecutor :	Jennifer Dunton Office of the State Attorney 4010 Lewis Speedway, Suite 2022 St. Augustine, Florida 32084 (904) 209-1620
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Defense Counsel:

Ralph L. Rowe
P.O. Box 2234
Palatka, Florida 32178
(386) 329-0301

8. *State of Florida v. Lambert*, Case No. 12–1350 CF. Orders supplied.

I suppressed an incriminating statement made during the course of an interrogation where the defendant's attorney contacted law enforcement during a lawful interrogation and demanded that the interrogation cease so that she could speak to her client. Her demands were ignored. After law enforcement exited the interrogation room, family members were permitted to enter the room to speak to the defendant. Upon entering the room, family members warned each other to speak in low tones because of their suspicions that they were being recorded. A conversation ensued where family members questioned the defendant on what facts he had disclosed. These questions from family members elicited incriminating statements. I suppressed the statement made to law enforcement but declined to suppress the statements made to family members on the defendant's claim of privacy. The parties reached a plea agreement subsequent to the issuance of the two orders.

Prosecutor :

Jennifer Dunton
Office of the State Attorney
4010 Lewis Speedway, Suite 2022
St. Augustine, Florida 32084
(904) 209-1620

Defense Counsel:

Terry J. Shoemaker
Mowrey Shoemaker Beardsley P.L.
2825 Lewis Speedway, Unit 107
St. Augustine, Florida 32084
(904) 824-5711

9. *State of Florida v. Hogg*, Case No. 12–0114 CF. Order supplied.

An anonymous on-line tip resulted in a home visit from an FBI agent and an agent of the Florida Department of Law Enforcement temporarily assigned to an FBI task force. When the law enforcement officials asked the defendant if he would mind if they searched his computer, he responded “sure.” Law enforcement officials then searched the computer and discovered significant amounts of child pornography. The defendant sought to suppress the seized evidence claiming he never consented to the search. The law enforcement officials had surreptitiously recorded their conversation with the defendant during the search. After listening to the recording, I denied the motion to suppress. After a two-day trial, the jury found the defendant guilty as charged.

Prosecutor: Anthony Eric Leonard
536 Sarto Court
St. Augustine, Florida 32086
(904) 547-2362

Defense Counsel: Ronald E. Clark
Clark & Roberts PLC
P.O. Box 2138
Palatka, Florida 32178
(386) 328-2778

10. *Community Services, LLC, et al. v. Burnett, et al.*, Case No. 11–296 CA.
Order supplied.

The plaintiff and defendant were both beneficiaries of a trust created by a written declaration of trust agreement in Miami–Dade, Florida. From 1999 until July 2010, the defendant acted as trustee for the trust until lawfully removed in 2010. The defendant’s administration of the trust in Miami–Dade, Florida served as the principal basis for the litigation. Upon gaining control of the trust, the plaintiff sought to litigate an allegation of breach of fiduciary duty in Putnam County, Florida. The defendant sought to transfer the proceedings to Miami–Dade, Florida on a theory of forum *non-conveniens*. I granted the defendant's motion and transferred the case to Miami-Dade County.

Counsel for Plaintiff: James J. Taylor
Taylor Law Firm P.A.
P.O. Box 2000
Keystone Heights, Florida 32656
(352) 473-8088

Defense Counsel: Richard Lewis Allen
Solowsky & Allen P.L.
201 South Biscayne Boulevard, Suite 915
Miami, Florida 33131
(305) 371-2223

- d. For each of the 10 most significant opinions you have written, provide: (1) citations for those decisions that were published; (2) a copy of those decisions that were not published; and (3) the names and contact information for the attorneys who played a significant role in the case.

I serve primarily as a trial judge. Due to the size of my caseload, I often issue rulings from the bench or draft succinct written orders. In response to this question, I have reviewed my records and listed written orders in the following nine cases. I also cited one published opinion I authored while sitting by

appointment as an associate judge with the Fifth District Court of Appeal.

1. *Lakey v. State*, 113 So.3d 90 (Fla. 5th DCA 2013).

Counsel for Appellant: William R. Ponall
Snure & Ponall
Winter Park, Florida 32789
(407) 469-6200

Counsel for Appellee: Rebecca Roark Wall
Assistant Attorney General
444 Seabreeze Boulevard, 5th Floor
Daytona Beach, Florida 32118
(386) 238-4990

2. *Sardo, et al. v. Beck, et al.*, Case No. 11-0291 CP and 11-0527 CA. Order supplied in response to 13(c).

Counsel for Respondent: Stephen E. Hilker P.A.
P.O. Box 470969
Lake Monroe, Florida 32747
(386) 328-1464

Counsel for Petitioner: John Key
Law Offices of John Key, P.A.
417 St. Johns Avenue, Suite Eight
Palatka, Florida 32177
(386) 385-3646

3. *Community Services, LLC, et al. v. Burnett, et al.*, Case No. 11-296 CA. Order supplied in response to 13(c).

Counsel for Plaintiff: James J. Taylor
Taylor Law Firm P.A.
P.O. Box 2000
Keystone Heights, Florida 32656
(352) 473-8088

Defense Counsel: Richard Lewis Allen
Solowsky & Allen P.L.
201 South Biscayne Boulevard, Suite 915
Miami, Florida 33131
(305) 371-2223

4. *State of Florida v. Hill*, Case No. 10–2498 CF. Order supplied in response to 13(c).

Prosecutor: Anthony Eric Leonard
536 Sarto Court
St. Augustine, Florida 32086
(904) 547-2362

Defense Counsel: Kurt Francis Teifke
P.O. Box 844
300 North State Street
Bunnell, Florida 32110
(386) 269-4551

5. *State of Florida v. Williams*, Case No. 08–1844 CF. Order supplied in response to 13(c).

Prosecutor: Mark Johnson
Office of the State Attorney
410 St. Johns Avenue, Room 109
Palatka, Florida 32177
(386) 329-0259

Defense Counsel: Garry Wood
417 St. Johns Avenue
Palatka, Florida 32177
(386) 326-3993

Counsel for Movant: Amy Elizabeth Osteryoung
Johnson & Osteryoung, P.A.
3910 Lewis Speedway, Suite 1101
St. Augustine, Florida 32084
(904) 819-5353

6. *Holland, et al. v. Estate of J. Russell, et al.*, Case No. 11–290 CA. Order supplied in response to 13(c).

Counsel for Plaintiff: John Middleton
Middleton Law Office
304 State Road 26, Suite 1
Melrose, Florida 32666
(352) 475-1611

Defense Counsel: Marvin W. Bingham, Jr., P.A.
P.O. Box 1930

Alachua, Florida 32616
(386) 462-5120

7. *State of Florida v. Blakely*, Case No. 09–1347 CF. Order supplied.

Prosecutor: Jason S. Lewis
Office of the State Attorney
2446 Dobbs Road
St. Augustine, Florida 32086
(904) 209-1300

Defense Counsel: J. Peyton Quarles
125 Basin Street, Suite 215
Daytona Beach, Florida 32114
(386) 255-0305

8. *State of Florida v. Green*, Case No. 10–0326 CF. Order supplied.

Prosecutor: Alexander M. Sharp IV
Office of the State Attorney
410 St. Johns Avenue, Room 109
Palatka, Florida 32177
(386) 329-0259

Defense Counsel: Stephanie Harris Park
Law Offices of the Public Defender
514 St. Johns Avenue
Palatka, Florida 32177
(386) 329-0301

9. *State of Florida v. Bennett*, Case No. 12–1261 CF. Order supplied.

Prosecutor: Jason S. Lewis
Office of the State Attorney
2446 Dobbs Road
St. Augustine, Florida 32086
(904) 209-1300

Defense Counsel: Raymond M. Warren
Law Offices of the Public Defender
101 North Alabama Ave, Number B304
Deland, Florida 327244316
(386) 313-4545

10. *State of Florida v. Bruce*, Case No. 08–1552 CF. Order supplied.

Prosecutor: Anthony Eric Leonard
536 Sarto Court
St. Augustine, Florida 32086
(904) 547-2362

Defense Counsel: Garry Wood
417 St. Johns Avenue
Palatka, Florida 32177
(386) 326-3993

e. Provide a list of all cases in which certiorari was requested or granted.

None.

f. Provide a brief summary of and citations for all of your opinions where your decisions were reversed by a reviewing court or where your judgment was affirmed with significant criticism of your substantive or procedural rulings. If any of the opinions listed were not officially reported, provide copies of the opinions.

Hagans v. State, 114 So. 3d 418 (Fla. 5th DCA 2013). I denied the defendant's request for additional jail credit subsequent to entering a plea agreement without a hearing and failed to supplement the record with a transcript of the plea dialogue. The appellate court instructed me to supplement the record by granting the defendant a hearing. I held a hearing and then granted the credit requested.

Matos v. State, 111 So. 3d 964 (Fla. 5th DCA 2013). The defendant sought removal of his requirement to register as a sex offender under Florida law, claiming that his sexual encounter with the victim was in fact, consensual. The defendant had been previously convicted of lewd or lascivious assault upon a child. In the State of Florida, children are deemed incapable to consent to sexual acts as a matter of law. Relying on a pre-sentence investigation where the victim, contemporaneous to the date of the sentence, indicated unequivocally that the sexual contact occurred against her will, I denied the relief requested without a hearing. The appellate court reversed and ordered a full evidentiary hearing for the defendant on remand. The case is currently set for a full evidentiary hearing in April 2014.

Dumas v. State, 121 So. 3d 1164 (Fla. 5th DCA 2013). I had not attached the final civil order of forfeiture to my denial of defendant's motion to have the forfeited currency returned. The appellate court remanded, instructing me to attach the final civil order of forfeiture to my order, which I did.

Mann v. State, 109 So. 3d 1202 (Fla. 5th DCA 2013). The defendant was sentenced to a term of incarceration in the Florida Department of Corrections followed by a period of probation. The defendant later violated the terms of his probation and was sentenced in accordance with a negotiated plea agreement. On appeal, the defendant asserted that the judgment and sentence failed to grant him credit for time he had previously served. The appellate court agreed, concluding that the defendant should have been awarded credit for time served during his split sentence. On remand, I issued a corrected judgment and sentence.

Chambliss v. State, 116 So. 3d 615 (Fla. 5th DCA 2013). The defendant was serving a probationary sentence on multiple criminal counts. The State alleged a violation of probation. The defendant entered into a negotiated plea agreement with the State but later appealed the findings asserting that jurisdiction over a misdemeanor count had expired prior to entry of the plea. The appellate court reversed as to one of the counts. I issued a corrected judgment and sentence.

- g. Provide a description of the number and percentage of your decisions in which you issued an unpublished opinion and the manner in which those unpublished opinions are filed and/or stored.

As a circuit court judge in the State of Florida my decisions are not published. There are approximately 1,800 felony criminal cases filed in my division annually. I issue rulings from the bench in approximately 600 of those cases and written orders in approximately 200 of the total cases filed. All rulings from the bench are recorded electronically and memorialized in the form of minutes by a deputy clerk of court. Written orders are filed with the Clerk of Court and stored electronically in a database. All such rulings are available for review by attorneys, the media and members of the public, through the Clerk of Court.

- h. Provide citations for significant opinions on federal or state constitutional issues, together with the citation to appellate court rulings on such opinions. If any of the opinions listed were not officially reported, provide copies of the opinions.

State of Florida v. Williams, Case No. 08–1844 CF. Orders supplied in response to 13(c).

State of Florida v. Blakely, Case No. 09–1347 CF. Order supplied in response to 13(d).

State of Florida vs. Adams, Case. No. 10–1997 CF. Orders supplied in response to 13(c).

State of Florida v. Perez, Case No. 11–1259 CF. Order supplied in response to 13(c).

State of Florida v. Hogg, Case No. 12–0114 CF. Order supplied in response to 13(c).

State of Florida v. Lambert, Case No. 12–1350 CF. Orders supplied in response to 13(c).

- i. Provide citations to all cases in which you sat by designation on a federal court of appeals, including a brief summary of any opinions you authored, whether majority, dissenting, or concurring, and any dissenting opinions you joined.

I have not sat by designation on a federal court of appeals.

14. **Recusal:** If you are or have been a judge, identify the basis by which you have assessed the necessity or propriety of recusal (If your court employs an "automatic" recusal system by which you may be recused without your knowledge, please include a general description of that system.) Provide a list of any cases, motions or matters that have come before you in which a litigant or party has requested that you recuse yourself due to an asserted conflict of interest or in which you have recused yourself sua sponte. Identify each such case, and for each provide the following information:

- a. whether your recusal was requested by a motion or other suggestion by a litigant or a party to the proceeding or by any other person or interested party; or if you recused yourself sua sponte;
- b. a brief description of the asserted conflict of interest or other ground for recusal;
- c. the procedure you followed in determining whether or not to recuse yourself;
- d. your reason for recusing or declining to recuse yourself, including any action taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

There is not an automatic recusal system in the State of Florida. In Florida, when a litigating party seeks to remove a judge for cause it is referred to as disqualification. When a judge removes him or herself, the process is referred to as recusal.

The Florida Rules of Judicial Administration set the parameters under which disqualification is to be considered. If a litigating party seeks disqualification, the judge is not permitted to deny the allegations supporting the motion as untrue, reject them as unfounded, or comment upon them at all. To do so establishes independent grounds for disqualification. If the motion to disqualify is timely and legally sufficient the judge must disqualify him or herself. I review all such requests on a case-by-case basis.

State of Florida v. Shelton, Circuit Court, Seventh Judicial Circuit, Putnam County, Florida, Case No. 12–1477 CF, 12–1478 CF, 12–1509 CF: I granted

disqualification in this case on a finding that the motion for disqualification was legally sufficient.

State of Florida v. Anderson, Circuit Court, Seventh Judicial Circuit, Putnam County, Florida, Case No. 10–0498 CF: I granted disqualification in this case on a finding that the motion for disqualification was legally sufficient.

State of Florida v. Clark, Circuit Court, Seventh Judicial Circuit, Putnam County, Florida, Case No. 12–2017–CF, 12–2109 CF: I granted disqualification in this case on a finding that the motion for disqualification was legally sufficient.

State of Florida v. DePriest, Circuit Court, Seventh Judicial Circuit, Putnam County, Florida, Case No. 13–370 CF: I recused myself voluntarily because I was personally familiar with the family of the defendant.

15. Public Office, Political Activities and Affiliations:

- a. List chronologically any public offices you have held, other than judicial offices, including the terms of service and whether such positions were elected or appointed. If appointed, please include the name of the individual who appointed you. Also, state chronologically any unsuccessful candidacies you have had for elective office or unsuccessful nominations for appointed office.

I have not held public office other than judicial office.

- b. List all memberships and offices held in and services rendered, whether compensated or not, to any political party or election committee. If you have ever held a position or played a role in a political campaign, identify the particulars of the campaign, including the candidate, dates of the campaign, your title and responsibilities.

2007 – 2008, Re-Election of State Attorney John Tanner. I mailed campaign literature to registered voters, delivered campaign signs to those requesting signs, and put up campaign signs throughout St. Johns County, Florida.

1992, West Virginia University, Students for Clinton. I put up signs on campus in support of then-Governor Bill Clinton’s presidential campaign.

16. Legal Career: Answer each part separately.

- a. Describe chronologically your law practice and legal experience after graduation from law school including:
 - i. whether you served as clerk to a judge, and if so, the name of the judge, the court and the dates of the period you were a clerk;

I have never served as a clerk for a judge.

- ii. whether you practiced alone, and if so, the addresses and dates;

I have never practiced alone.

- iii. the dates, names and addresses of law firms or offices, companies or governmental agencies with which you have been affiliated, and the nature of your affiliation with each.

1997 – 2005
Judge Advocate General's Corps
United States Navy
Norfolk, Virginia 23510
Judge Advocate

2004 – 2005
101 West Main Street, Suite 8000
Norfolk, Virginia 23510
Special Assistant United States Attorney

2005 – 2008
Office of the State Attorney
4010 Lewis Speedway, Suite 2022
St. Augustine, Florida 32084
(904) 209-1620
Assistant State Attorney and Division Chief

2008 – 2011
City of St. Augustine
P.O. Box 210
St. Augustine, Florida 32084
Assistant City Attorney

- iv. whether you served as a mediator or arbitrator in alternative dispute resolution proceedings and, if so, a description of the 10 most significant matters with which you were involved in that capacity.

I have not served as a mediator or as an arbitrator.

b. Describe:

- i. the general character of your law practice and indicate by date when its character has changed over the years.

I began my active duty service as a judge advocate in the U.S. Navy in

1997. From 1997 to 1999, I worked as a legal assistance attorney or the Navy's version of a legal aid clinic.

In 1999, I was transferred to the criminal division of the Naval Legal Service Office in Norfolk, Virginia where I served as a court appointed criminal defense counsel. There, I represented service members charged with crimes under the Uniform Code of Military Justice and represented service members before administrative separation boards.

In 2001, I was selected to serve as officer-in-charge of the largest tax assistance center in the Navy. I supervised, trained and managed over 80 service members with the ultimate goal of assisting active duty service members and dependents with the preparation of income tax returns.

After teaching for nearly two years at the Naval Justice School Detachment in Norfolk, Virginia, I received orders to report to Commander, Navy Region, Mid-Atlantic where I served as an assistant staff judge advocate in 2003. There, I served as legal advisor to the Regional Child Sexual Assault Response Team and the Family Advocacy Program. I supervised all courts-martial cases in the region, negotiated pre-trial agreements, supervised the implementation of all orders from the Navy/Marine Corps Court of Criminal Appeals and administered officer administrative separation boards.

In 2004, I was appointed by my military command to serve as a Special Assistant United States Attorney for the Eastern District of Virginia. I was sworn in by the United States Attorney and tasked with the prosecution of all criminal offenses committed on military installations by civilians. I routinely litigated matters before magistrates and district judges and presented cases to grand juries.

Upon being honorably discharged from the United States Navy in 2005, I accepted a position as an assistant state attorney in Florida's Seventh Judicial Circuit. I was eventually promoted to division chief of the State Attorney's Office in St. Johns County, Florida where I supervised all felony and misdemeanor attorneys in St. Johns County.

In 2008, I accepted a position as an assistant city attorney for the City of St. Augustine. I managed and litigated the city's misdemeanor criminal docket for all city ordinance violations and served as legal counsel for the City of St. Augustine Historic Architectural Review Board, Planning and Zoning Board, Code Enforcement Board and the St. Augustine Police Department. I advised on the drafting of some of the city's proposed legislation and worked with the city's public works department on environmental compliance issues.

- ii. your typical clients and the areas at each period of your legal career, if any, in which you have specialized.

While serving as a judge advocate from 1997 to 2005, I provided service members with a wide range of legal services. The types of services I provided correlated directly to the type of duty station to which I was assigned or deployed.

As an assistant state attorney from 2005 to 2008, I prosecuted cases on behalf of the State of Florida. I represented no individual clientele.

As assistant city attorney from 2008 to 2011, I represented the City of St. Augustine. I was involved with and worked on any matter that involved legal representation of the City of St. Augustine.

- c. Describe the percentage of your practice that has been in litigation and whether you appeared in court frequently, occasionally, or not at all. If the frequency of your appearances in court varied, describe such variance, providing dates.

Over the course of my career, I spent approximately 60% of my time in litigation. From 1997 to 1999, I worked as a legal assistance attorney or the Navy's version of a legal aid clinic. During this time, I did not appear in court. From 1999 to 2001, I appeared in court almost daily as a criminal defense attorney litigating jury trials nearly every month. From 2001 to 2003, I appeared in court occasionally, as I continued to work part time as a court appointed criminal defense lawyer while primarily assisting service members and their families with tax issues and subsequently working as an instructor at the Naval Justice School. From 2003 to 2005, I worked as an assistant staff judge advocate and as a staff member for the Navy Family Advocacy Program and the Navy Regional Child Sexual Assault Response Team. I appeared in court occasionally during this time period. In 2004, I was given the added assignment by the staff judge advocate of Special Assistant United States Attorney for the Eastern District of Virginia. During this time, I appeared in court almost daily. From 2005 to 2009 while serving as an assistant state attorney in St. Johns County, Florida, I appeared in court daily. In 2009 through 2011, the frequency of my court appearances decreased when I litigated a city ordinance docket one day per week in county court, while also spending time counseling the city as to various ordinances. I have estimated my overall percentages below, including courts-martial.

- i. Indicate the percentage of your practice in:
 - 1. federal courts: 40%
 - 2. state courts of record: 60%
 - 3. other courts: 0%
 - 4. administrative agencies: 0%

ii. Indicate the percentage of your practice in:

- | | |
|--------------------------|-----|
| 1. civil proceedings: | 25% |
| 2. criminal proceedings: | 75% |

- d. State the number of cases in courts of record, including cases before administrative law judges, you tried to verdict, judgment or final decision (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel.

As an attorney, I litigated over 75 contested trials as sole or lead counsel in both state and federal courts including federal district court, federal magistrate court, courts-martial and state court.

i. What percentage of these trials were:

- | | |
|--------------|-----|
| 1. jury: | 25% |
| 2. non-jury: | 75% |

- e. Describe your practice, if any, before the Supreme Court of the United States. Supply four (4) copies of any briefs, amicus or otherwise, and, if applicable, any oral argument transcripts before the Supreme Court in connection with your practice.

I have not had the privilege of practicing before the Supreme Court of the United States.

17. **Litigation**: Describe the ten (10) most significant litigated matters which you personally handled, whether or not you were the attorney of record. Give the citations, if the cases were reported, and the docket number and date if unreported. Give a capsule summary of the substance of each case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also state as to each case:

- a. the date of representation;
- b. the name of the court and the name of the judge or judges before whom the case was litigated; and
- c. the individual name, addresses, and telephone numbers of co-counsel and of principal counsel for each of the other parties.

1. *United States v. ENFN Orth*, Court-Martial Convening Order No. 3-99, Tidewater Judicial Circuit

I was appointed as defense counsel representing a service member charged under an anti-hazing Navy instruction. I asserted in a pre-trial motion that the Navy instruction was overly broad and void for vagueness. I argued that the instruction

erroneously focused on the subjective reaction of an alleged victim to words or behaviors rather than a distinct set of objectively criminalized acts. The judge agreed, concluding that the anti-hazing instruction was unconstitutional. The judge dismissed all charges arising from the Navy instruction and the case proceeded to trial on the remaining offenses. The jury eventually acquitted my client of all charges. All prosecutions in the region under the instruction ceased and months later, the Department of the Navy withdrew the instruction.

The presiding judge was Commander James Winthrop (no longer active duty).

Co-counsel: Peter J. D'Auria
Office of The United States Trustee
One Newark Center
1085 Raymond Boulevard, Suite 2100
Newark, New Jersey 07102
(973) 645-3992

Opposing Counsel: Lieutenant Michael Navarre
(Current business information unknown)

2. *United States v. DT3 Butler*, General Court-Martial Convening Order Number 3-99, Tidewater Judicial Circuit

After a lengthy set of polygraph examinations, a service member confessed to a sexual assault that he later denied. I was appointed as defense counsel. At trial, I highlighted the dubious manner in which the examinations were employed. I also called the NCIS polygraph administrator as an adverse witness to illustrate that the polygraph examinations were a method by which unreliable confessions were being extracted. The jury deliberated for several days before returning a verdict of not guilty.

The presiding judge was Captain Richard Williams (no longer on active duty).

Co-counsel: Commander Aaron C. Rugh
1435 Euclid Street Northwest, Number 2
Washington D.C. 20009
(202) 251-3103

Opposing Counsel: Captain T. J. Horse, USMC
(Current business information unknown)

3. *United States v. SGT Godenitz*, General Court Martial Convening Order Number 1, United States Army Transportation Center, Ft. Eustis, Virginia

The defendant was alleged to have kidnapped and imprisoned his spouse over the course of a weekend. The United States further alleged that the defendant

repeatedly committed several aggravated batteries on his spouse. I was assigned as defense counsel. The prosecution did not respond to my discovery requests. When the case was finally docketed for trial, my client had spent 140 days in pre-trial confinement. I filed and litigated a motion to dismiss alleging a speedy trial violation. The judge dismissed all pending charges with prejudice.

The presiding judge was Colonel Paul L. Johnston (no longer on active duty).

Co-counsel: Commander Aaron C. Rugh
1435 Euclid Street Northwest, Number 2
Washington D.C. 20009
(202) 251-3103

Opposing Counsel: Captain Benjamin L. Heim
(Current business information unknown)

4. *State of Florida v. Brinson*, Case No. 06–0283 CF

I prosecuted this case as an assistant state attorney. In investigating the case, I concluded that the defendant had actually kidnapped the victim separately from the sexual battery that ensued. At trial, my direct examination of the victim highlighted the kidnapping and the sexual battery as two separate and distinct criminal episodes. The jury found the defendant guilty of both offenses and the judge sentenced the defendant to a term of life in prison. The case was later *per curiam* affirmed by the Fifth District Court of Appeal in 5D07–517.

The presiding judge was the Honorable Wendy W. Berger.

Defense Counsel: W. Charles Fletcher
233 East Bay Street, Suite 1020
Jacksonville, Florida 32202
(904) 652-0352

5. *State of Florida v. Thomas*, Case No. 05–1146 CF

As a woman walked from her automobile to the entrance of a retail store, the defendant snatched her purse then fled towards a dark colored sports utility vehicle. The defendant jumped into the front passenger seat of the vehicle. The victim gave chase and grabbed her purse as the SUV began to drive away. The victim was subsequently dragged by the SUV while fighting to regain possession of her purse. The victim eventually lost her grip and suffered permanent injury when the sports utility vehicle ran over her leg. The victim could not identify the driver. I charged the defendant with robbery by sudden snatching and principal to aggravated battery. In the case-in-chief, I argued that it did not matter who the driver was, only that there was a driver. The victim admitted that while she could not identify the driver, she was confident in having observed the silhouette of a

person in the driver's seat. The victim then told the jury that in her struggle with the defendant she screamed and fought in a manner that was so vocal and so visual that the driver had to be aware of the fact that she was being dragged during the attempt to flee the scene. The jury returned a verdict of guilty on both counts. The defendant was sentenced to a term of ten years in prison and the case was later *per curiam* affirmed by the Fifth District Court of Appeal in 5D06–1202.

The presiding judge was the Honorable J. Michael Traynor.

Defense Counsel:	Rene H. Peshek Office of the Public Defender 4010 Lewis Speedway, Suite 1101 St. Augustine, Florida 32084 (904) 827-5699
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6. *State of Florida v. Hayes*, Case No. 06–0254 CF

One evening in St. Augustine someone fired multiple gunshots into a crowded residence. Only a vague description of the car was given with no witnesses being able to identify any person inside the vehicle. Over the course of several days, the defendant called the victim. One such call occurred while a deputy was on scene conducting an investigation. The victim placed her cell phone on speaker mode and held it while both she and the deputy listened. The defendant bragged about the shooting and warned that he was willing to shower them with more mayhem should he deem it necessary. The defendant further relayed several details that only someone present at the shooting could have known and warned the victim that he had spared her life. The defendant made other key admissions to several different witnesses. Properly pieced together this evidence and testimony created a firm and compelling timeline. The jury convicted the defendant as charged. The case was later *per curiam* affirmed by the Fifth District Court of Appeal in 5D08–4031.

The presiding judge was the Honorable Richard O. Watson (deceased).

Defense Counsel:	John W. Morris Office of the Public Defender 4010 Lewis Speedway, Suite 1101 St. Augustine, Florida 32084 (904) 827-5699
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7. *State of Florida v. Lamphier*, Case No. 07–2457 CF

The bizarre nature of circumstances surrounding a set of alleged offenses convinced me as a prosecutor that the defendant did not understand the nature and quality of his actions during the alleged crimes. Both experts agreed with my

conclusion and further identified a need to pursue some sort of continued compulsory treatment. The State and defense agreed to elect a bench trial, stipulate to an agreed upon set of facts and further stipulate as to the admissibility of multiple forensic psychiatric evaluations. The judge found the defendant not guilty by reason of insanity and conducted an extensive sentencing hearing where the judge ordered a psychiatric treatment regimen consistent with the recommendation of both experts.

The presiding judge was the Honorable Wendy W. Berger.

Defense Counsel:	Henry M. Coxe, III The Bedell Building 101 East Adams Street Jacksonville, Florida 32202 (904) 353-0211
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8. *State of Florida v. Odermatt*, Case No. 05–2340 CF

As an assistant state attorney I was assigned to a case involving a defendant alleged to have committed capital sexual battery. The child was very young, traumatized and potentially unreliable as a witness. The defendant had a history of criminal sexual behavior with children dating back 40 years. Prior victims of unprosecuted cases contacted my office and began following the case intently. Lengthy negotiations resulted in a 25-year sentence recommendation that removed any possibility that the victim would be questioned further. The court accepted my recommendation and set the matter for a full sentencing hearing where the defense, as part of the plea agreement, refrained from objecting to statements offered by prior victims. I prepared a legal brief for the judge informing her that chemical castration could be included as part of the sentence should the defendant survive his incarceration. The judge ordered chemical castration.

The presiding judge was the Honorable Wendy W. Berger.

Defense Counsel:	Michael S. Bossen 1639 Emerson Street Jacksonville, Florida 32207 (904) 396-3242
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9. *State of Florida v. Davis*, Case No. 07–689 CF

I filed and litigated this case from the moment the St. Johns County Sheriff's Department referred this case to the State Attorney's Office in 2007 until my departure in 2008. A different prosecutor tried this case. The defendant laid in wait while burglarizing an elderly victim's home. The defendant then sexually battered the victim nearly ending her life with a brutal beating. In the process of

litigating the matter of the defendant's competency I became quite concerned over delays due to competency evaluations. I pressed the court for legal findings so that I could move forward on my attempt to perpetuate the victim's testimony. The victim's medical condition continued to worsen. Sadly, the victim died prior to trial but the new prosecutor was able to play a video recording of the perpetuated testimony for the jury who convicted the defendant. The defendant was sentenced to life in prison and the case was *per curiam* affirmed by the Fifth District Court of Appeal in 5D10-2994.

Prosecutor: Kelly F. Wark
P.O. Box 9531
Daytona Beach, Florida 32120
(386) 503-5680

Defense Counsel: Jeremiah S. Mulligan
Rumrell, Bate, McLeod & Brock, P.A.
24 Cathedral Place, Suite 504
St. Augustine, Florida 32084
(904) 829-3300

10. *State of Florida v. Bloom*, Case No. 07-0067 CF

The defendant was alleged to have inappropriately touched a 15-year-old minor in a lewd or lascivious manner. The defendant was a trusted family friend who convinced the parents to allow the victim to work part time with him to earn extra income. This minor had behavioral problems and the parents saw the defendant as a productive avenue to correct these perceived problems. The defendant had been previously convicted of lewd or lascivious molestation in 1993. Upon gaining possession of the 1993 investigative report, I was able to locate the previous victim who relayed the details of the 1993 crime. I filed a notice of similar fact evidence, and the 1993 victim's testimony was deemed admissible by the judge. The jury subsequently found the defendant guilty as charged. The case was later *per curiam* affirmed by the Fifth District Court of Appeal in 5D07-4139.

The presiding judge was the Honorable Wendy W. Berger.

Defense Counsel: Gary W. Smolek
Office of the Public Defender
4010 Lewis Speedway, Suite 1101
St. Augustine, Florida 32084
(904) 827-5699

18. **Legal Activities**: Describe the most significant legal activities you have pursued, including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe

the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

While serving as a Judge Advocate in the United States Navy I was assigned as counsel to provide legal assistance for three service members injured during the attack on the USS COLE on October 12, 2000. Specifically, it was my responsibility to advise and assist these service members and their families on all possible legal implications and their individual rights with regard to injuries, future medical concerns, possible medical separation and any other questions that arose during the course of my representation. I walked my clients through several administrative mazes that resulted in a smooth transition towards the goals they identified.

As a legal assistance attorney in Norfolk, Virginia, I initiated a campaign to void unconscionable contracts entered into by young sailors and Marines. I secured releases for over 30 service members in circumstances where businesses were engaged in unlawful practices in violation of a host of federal consumer protection laws.

As an attorney for the City of St. Augustine, I drafted an ordinance franchising the 100-year-old horse drawn carriage industry in St. Augustine. This process involved 18 months of public outreach, including meetings with carriage permit holders and counsel, input from bed and breakfast owners, input from animal rights activists, and comments from the public at-large before the City of St. Augustine enacted legislation.

19. **Teaching:** What courses have you taught? For each course, state the title, the institution at which you taught the course, the years in which you taught the course, and describe briefly the subject matter of the course and the major topics taught. If you have a syllabus of each course, provide four (4) copies to the committee.

I was an instructor while assigned to the Naval Justice School Detachment in Norfolk, Virginia from 2002 to 2003. I taught administrative law and military justice to senior officers prior to their assuming major commands. I also taught senior enlisted personnel and command legal officers. During this tour of duty, I had the privilege of lecturing at the United States Naval Academy, various defense conferences and numerous Naval Justice School training seminars throughout the east coast and the Gulf of Mexico region. I have been unable to locate a syllabus for any of these courses.

20. **Deferred Income/ Future Benefits:** List the sources, amounts and dates of all anticipated receipts from deferred income arrangements, stock, options, uncompleted contracts and other future benefits which you expect to derive from previous business relationships, professional services, firm memberships, former employers, clients or

customers. Describe the arrangements you have made to be compensated in the future for any financial or business interest.

None.

21. **Outside Commitments During Court Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

If confirmed, I have no plans to pursue any outside employment with or without compensation.

22. **Sources of Income:** List sources and amounts of all income received during the calendar year preceding your nomination and for the current calendar year, including all salaries, fees, dividends, interest, gifts, rents, royalties, licensing fees, honoraria, and other items exceeding \$500 or more (if you prefer to do so, copies of the financial disclosure report, required by the Ethics in Government Act of 1978, may be substituted here).

See attached Financial Disclosure Report.

23. **Statement of Net Worth:** Please complete the attached financial net worth statement in detail (add schedules as called for).

See attached Net Worth Statement.

24. **Potential Conflicts of Interest:**

- a. Identify the family members or other persons, parties, categories of litigation, and financial arrangements that are likely to present potential conflicts-of-interest when you first assume the position to which you have been nominated. Explain how you would address any such conflict if it were to arise.

I am unaware of any existing circumstance likely to present a potential conflict of interest. However, if confronted with any situation that would give even the appearance of a conflict, I would strictly adhere to the Code of Conduct for United States Judges.

- b. Explain how you will resolve any potential conflict of interest, including the procedure you will follow in determining these areas of concern.

Should any conflict arise, I would not hesitate to recuse myself in accordance with the Code of Conduct for United States Judges.

25. **Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in

serving the disadvantaged.” Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

Because I have worked in the public sector for my entire career either in the military or for the Florida government, I have been restricted from offering my legal services *pro bono*. However, I have given back to the community in a non-legal capacity.

Throughout my career I have given my personal time, contributed financially and prior to my transition to the bench, actively raised funds for organizations such as Rotary International, Epic Behavioral Healthcare, Big Brothers and Sisters, numerous cancer research organizations, and Toys for Tots.

26. Selection Process:

- a. Please describe your experience in the entire judicial selection process, from beginning to end (including the circumstances which led to your nomination and the interviews in which you participated). Is there a selection commission in your jurisdiction to recommend candidates for nomination to the federal courts? If so, please include that process in your description, as well as whether the commission recommended your nomination. List the dates of all interviews or communications you had with the White House staff or the Justice Department regarding this nomination. Do not include any contacts with Federal Bureau of Investigation personnel concerning your nomination.

I submitted my application to the Florida Federal Judicial Nominating Commission for the Middle District of Florida, convened by Senators Nelson and Rubio, in August 2013. I interviewed with the Nominating Commission on September 10, 2013 in Orlando, Florida. That same day, I received an email from the Chair of the Nominating Commission informing me that I was moving forward in the process. On November 6, 2013, I met with Senators Nelson and Rubio in Washington, D.C., where the Senators informed me that they would be forwarding my name to the President for further consideration. Since November 21, 2013, I have been in contact with officials from the Office of Legal Policy at the Department of Justice. On January 21, 2014, I interviewed with attorneys from the White House Counsel’s Office and the Department of Justice in Washington, D.C. On February 6, 2014, the President submitted my nomination to the Senate.

- b. Has anyone involved in the process of selecting you as a judicial nominee discussed with you any currently pending or specific case, legal issue or question in a manner that could reasonably be interpreted as seeking any express or implied assurances concerning your position on such case, issue, or question? If so, explain fully.

No.

FINANCIAL DISCLOSURE REPORT NOMINATION FILING

Report Required by the Ethics
in Government Act of 1978
(5 U.S.C. app. §§ 101-111)

1. Person Reporting (last name, first, middle initial) Mendoza, Carlos E.	2. Court or Organization United States District Court	3. Date of Report 02/06/2014
4. Title (Article III judges indicate active or senior status; magistrate judges indicate full- or part-time) District Judge, Active	5a. Report Type (check appropriate type) ☒ Nomination Date 02/06/2014 ☐ Initial ☐ Annual ☐ Final 5b. ☐ Amended Report	6. Reporting Period 01/01/2013 to 1/31/2014
7. Chambers or Office Address Putnam County Courthouse P.O. Box 758 Palatka, Florida 32178		
IMPORTANT NOTES: The instructions accompanying this form must be followed. Complete all parts, checking the NONE box for each part where you have no reportable information.		

I. POSITIONS. (Reporting individual only; see pp. 9-13 of filing instructions.)



NONE (No reportable positions.)

POSITION

NAME OF ORGANIZATION/ENTITY

1.		
2.		
3.		
4.		
5.		

II. AGREEMENTS. (Reporting individual only; see pp. 14-16 of filing instructions.)



NONE (No reportable agreements.)

DATE

PARTIES AND TERMS

1.		
2.		
3.		

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Mendoza, Carlos E.

Date of Report

02/06/2014

III. NON-INVESTMENT INCOME. *(Reporting individual and spouse; see pp. 17-24 of filing instructions.)***A. Filer's Non-Investment Income**☐NONE *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>	<u>INCOME</u> (yours, not spouse's)
1. 2012	State of Florida, Judicial Salary	\$142,177.92
2. 2013	State of Florida, Judicial Salary	\$143,878.95
3. 2014	State of Florida, Judicial Salary	\$12,173.92
4.		

B. Spouse's Non-Investment Income - *If you were married during any portion of the reporting year, complete this section.**(Dollar amount not required except for honoraria.)*☐NONE *(No reportable non-investment income.)*

<u>DATE</u>	<u>SOURCE AND TYPE</u>
1. 2013	Halifax Health - Salary
2. 2014	Halifax Health - Salary
3.	
4.	

IV. REIMBURSEMENTS -- *transportation, lodging, food, entertainment.**(Includes those to spouse and dependent children; see pp. 25-27 of filing instructions.)*☐NONE *(No reportable reimbursements.)*

<u>SOURCE</u>	<u>DATES</u>	<u>LOCATION</u>	<u>PURPOSE</u>	<u>ITEMS PAID OR PROVIDED</u>
1. Exempt				
2.				
3.				
4.				
5.				

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Mendoza, Carlos E.

Date of Report

02/06/2014

V. GIFTS. *(Includes those to spouse and dependent children; see pp. 28-31 of filing instructions.)*☐NONE *(No reportable gifts.)*SOURCEDESCRIPTIONVALUE

1. Exempt

2.

3.

4.

5.

VI. LIABILITIES. *(Includes those of spouse and dependent children; see pp. 32-33 of filing instructions.)*☒NONE *(No reportable liabilities.)*CREDITORDESCRIPTIONVALUE CODE

1.

2.

3.

4.

5.

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Mendoza, Carlos E.

Date of Report

02/06/2014

VII. INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

☐ NONE (No reportable income, assets, or transactions.)

A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code 1 (A-H)	(2) Type (e.g., div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g., buy, sell, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
1. DFA Emerging Markets Fund	A	Dividend	J	T	Exempt				
2. DFA Small Cap Fund	A	Dividend	J	T					
3. iShares National AMT-Free Municipal Bond Fund	A	Dividend	K	T					
4. iShares Russell 1000 Growth ETF	B	Dividend	L	T					
5. iShares S&P 500 Index ETF	A	Dividend	K	T					
6. Schwab U.S. Small Cap	A	Dividend	J	T					
7. T. Rowe Price Retirement 2035 Fund	A	Dividend	K	T					
8. Vanguard Energy Fund	A	Dividend	J	T					
9. Vanguard Growth Portfolio - 529		None	L	T					
10. Vanguard Health Care ETF	A	Dividend	K	T					
11. Vanguard Institutional Index 500 Fund	A	Dividend	K	T					
12. Vanguard Mid Cap Index Portfolio - 529		None	K	T					
13. Vanguard REIT ETF	A	Dividend	J	T					
14. Vanguard Small Cap Index Portfolio - 529		None	K	T					
15. Vanguard Target Retirement 2035 Fund	C	Dividend	M	T					
16. Vanguard International Stock Portfolio - 529		None	K	T					
17. Vanguard Total Stock Market Index Fund	A	Dividend	K	T					

1. Income Gain Codes:
(See Columns B1 and D4)

A =\$1,000 or less
F =\$50,001 - \$100,000
J =\$15,000 or less
N =\$250,001 - \$500,000
P3 =\$25,000,001 - \$50,000,000
Q =Appraisal
U =Book Value

B =\$1,001 - \$2,500
G =\$100,001 - \$1,000,000
K =\$15,001 - \$50,000
O =\$500,001 - \$1,000,000
R =Cost (Real Estate Only)
V =Other

C =\$2,501 - \$5,000
H1 =\$1,000,001 - \$5,000,000
L =\$50,001 - \$100,000
P1 =\$1,000,001 - \$5,000,000
P4 =More than \$50,000,000
S =Assessment
W =Estimated

D =\$5,001 - \$15,000
H2 =More than \$5,000,000
M =\$100,001 - \$250,000
P2 =\$5,000,001 - \$25,000,000
T =Cash Market

E =\$15,001 - \$50,000

3. Value Method Codes
(See Column C2)

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Mendoza, Carlos E.

Date of Report

02/06/2014

VII. INVESTMENTS and TRUSTS -- income, value, transactions (Includes those of spouse and dependent children; see pp. 34-60 of filing instructions.)

☐ NONE (No reportable income, assets, or transactions.)

A. Description of Assets (including trust assets) Place "(X)" after each asset exempt from prior disclosure	B. Income during reporting period		C. Gross value at end of reporting period		D. Transactions during reporting period				
	(1) Amount Code 1 (A-H)	(2) Type (e.g., div., rent, or int.)	(1) Value Code 2 (J-P)	(2) Value Method Code 3 (Q-W)	(1) Type (e.g., buy, sell, redemption)	(2) Date mm/dd/yy	(3) Value Code 2 (J-P)	(4) Gain Code 1 (A-H)	(5) Identity of buyer/seller (if private transaction)
18. Vanguard Total Stock Market Portfolio - 529		None	K	T					
19. Vanguard Value Index Fund	A	Dividend	L	T					
20. Vanguard Mid Cap Index Fund	A	Dividend	J	T					
21. Bank of America, Cash Accounts	A	Interest	M	T					
22. Merrill Edge CMA	A	Interest	J	T					
23. Jackson Claire, LLC	D	Interest	L	W					
24. Madeleine August, LLC	D	Interest	M	T					

1. Income Gain Codes:
(See Columns B1 and D4)

A =\$1,000 or less
F =\$50,001 - \$100,000

B =\$1,001 - \$2,500
G =\$100,001 - \$1,000,000

C =\$2,501 - \$5,000
H1 =\$1,000,001 - \$5,000,000

D =\$5,001 - \$15,000
H2 =More than \$5,000,000

E =\$15,001 - \$50,000

2. Value Codes
(See Columns C1 and D3)

J =\$15,000 or less
N =\$250,001 - \$500,000
P3 =\$25,000,001 - \$50,000,000

K =\$15,001 - \$50,000
O =\$500,001 - \$1,000,000

L =\$50,001 - \$100,000
P1 =\$1,000,001 - \$5,000,000
P4 =More than \$50,000,000

M =\$100,001 - \$250,000
P2 =\$5,000,001 - \$25,000,000

3. Value Method Codes
(See Column C2)

Q =Appraisal
U =Book Value

R =Cost (Real Estate Only)
V =Other

S =Assessment
W =Estimated

T =Cash Market

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

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VIII. ADDITIONAL INFORMATION OR EXPLANATIONS. *(Indicate part of report.)*

FINANCIAL DISCLOSURE REPORT

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Name of Person Reporting

Mendoza, Carlos E.

Date of Report

02/06/2014

IX. CERTIFICATION.

I certify that all information given above (including information pertaining to my spouse and minor or dependent children, if any) is accurate, true, and complete to the best of my knowledge and belief, and that any information not reported was withheld because it met applicable statutory provisions permitting non-disclosure.

I further certify that earned income from outside employment and honoraria and the acceptance of gifts which have been reported are in compliance with the provisions of 5 U.S.C. app. § 501 et. seq., 5 U.S.C. § 7353, and Judicial Conference regulations.

Signature: s/ Carlos E. Mendoza

NOTE: ANY INDIVIDUAL WHO KNOWINGLY AND WILLFULLY FALSIFIES OR FAILS TO FILE THIS REPORT MAY BE SUBJECT TO CIVIL AND CRIMINAL SANCTIONS (5 U.S.C. app. § 104)

Committee on Financial Disclosure
Administrative Office of the United States Courts
Suite 2-301
One Columbus Circle, N.E.
Washington, D.C. 20544

FINANCIAL STATEMENT

NET WORTH

Provide a complete, current financial net worth statement which itemizes in detail all assets (including bank accounts, real estate, securities, trusts, investments, and other financial holdings) all liabilities (including debts, mortgages, loans, and other financial obligations) of yourself, your spouse, and other immediate members of your household.

ASSETS				LIABILITIES			
Cash on hand and in banks		129	290	Notes payable to banks-secured			
U.S. Government securities				Notes payable to banks-unsecured			
Listed securities – see schedule		763	317	Notes payable to relatives			
Unlisted securities – see schedule		318	100	Notes payable to others			
Accounts and notes receivable:				Accounts and bills due			
Due from relatives and friends				Unpaid income tax			
Due from others				Other unpaid income and interest			
Doubtful				Real estate mortgages payable – personal residence		286	261
Real estate owned – personal residence		676	780	Chattel mortgages and other liens payable			
Real estate mortgages receivable				Other debts-itemize:			
Autos and other personal property		137	000				
Cash value-life insurance							
Other assets itemize:							
				Total liabilities		286	261
				Net Worth	1	738	226
Total Assets	2	024	487	Total liabilities and net worth	2	024	487
CONTINGENT LIABILITIES				GENERAL INFORMATION			
As endorser, comaker or guarantor		404	000	Are any assets pledged? (Add schedule)	No		
On leases or contracts				Are you defendant in any suits or legal actions?	No		
Legal Claims				Have you ever taken bankruptcy?	No		
Provision for Federal Income Tax							
Other special debt							

FINANCIAL STATEMENT

NET WORTH SCHEDULES

Listed Securities

DFA Emerging Markets Fund	\$ 3,401
DFA US Small Cap Fund	6,802
iShares National AMT-Free Municipal Bond Fund	18,362
iShares Russell 1000 Growth ETF	91,017
iShares S&P 500 Index ETF	19,865
Schwab U.S. Small Cap ETF	6,248
T. Rowe Price Retirement 2035 Fund	40,620
Vanguard Energy Fund	5,952
Vanguard Growth Portfolio -529	83,218
Vanguard Health Care ETF	29,852
Vanguard Institutional Index 500 Fund	15,305
Vanguard Mid Cap Index Fund	11,053
Vanguard Mid Cap Index Portfolio -529	31,827
Vanguard REIT ETF	22,569
Vanguard Small Cap Index Portfolio -529	31,855
Vanguard Target Retirement 2035 Fund	159,845
Vanguard Total International Stock Portfolio -529	30,656
Vanguard Total Stock Market Index Fund	43,998
Vanguard Total Stock Market Portfolio -529	32,130
Vanguard Value Index Fund	78,742
Total Listed Securities	<u>\$ 763,317</u>

Unlisted Securities

Jackson Claire LLC	\$ 91,900
Madeleine August LLC	226,200
Total Unlisted Securities	<u>\$ 318,100</u>

Contingent Liabilities

Jackson Claire LLC - Comaker, Rental Real Estate Mortgages	\$ 404,000
Total Contingent Liabilities	<u>\$ 404,000</u>

AFFIDAVIT

I, CARLOS E. MENDOZA, do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

FEBRUARY 6, 2014

(DATE)

[Signature]

(NAME)

Trinisha S. Austin

(NOTARY)

Personally Known



TRINISHA S. AUSTIN
NOTARY PUBLIC
STATE OF FLORIDA
Comm# EE078422
Expires 3/28/2015