UNITED STATES SENATE COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

1. <u>Name</u>: State full name (include any former names used).

Ronnie Lee White

2. <u>Position</u>: State the position for which you have been nominated.

United States Judge for the Eastern District of Missouri

3. <u>Address</u>: 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.

Holloran White Schwartz & Gaertner LLP 2000 South Eighth Street St. Louis, Missouri 63104

4. **<u>Birthplace</u>**: State year and place of birth.

1953; St. Louis, Missouri

5. <u>Education</u>: 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.

1980 - 1983, University of Missouri - Kansas City School of Law; J.D., 1983

1978 – 1979, St. Louis University; B.A., 1979

1975 – 1977, St. Louis Community College at Meramec; A.A., 1977

6. <u>Employment Record</u>: 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.

2007 – present Holloran White Schwartz & Gaertner LLP 2000 South Eighth Street St. Louis, MO 63104 Partner

1996 – present Washington University Law School One Brookings Drive St. Louis, MO 63130 Adjunct Professor of Law

1995 – 2007 Supreme Court of Missouri 207 West High Street Jefferson City, MO 65102 Justice (1995 – 2003, 2005 – 2007) Chief Justice (2003 – 2005)

1994 – 1995 Missouri Court of Appeals Eastern District 815 Olive Street St. Louis, MO 63101 Judge

1993 – 1994 Office of the City Counselor – City of St. Louis, Missouri 1200 Market Street St. Louis, MO 63103 City Counselor

1988 – 1993 Law Offices of Cahill, White & Hemphill 1221 Locust Street St. Louis, MO 63103 Partner

1989 – 1993 Missouri General Assembly State Capitol Building Jefferson City, MO 65102 State Representative for the 63rd District

1987 – 1989 Office of the Special Public Defender 8008 Carondelet St. Louis, MO 63105 Special Public Defender, Trial Attorney 1987 – 1988 Law Office of Young, Russell, Crawford & Black 509 Olive Street, Suite 1000 St. Louis, MO 63101 Associate

1984 – 1987, Summer 1983 Office of the Public Defender 1114 Market Street St. Louis, MO 63101 Trial Attorney (1984 – 1987) Student Intern (Summer 1983)

1978 – 1984 St. Louis Public School System St. Louis, Missouri Substitute Teacher

September 1982 – June 1983 Jackson County Prosecutor's Office 4740 Grand Avenue Kansas City, MO 64112 Student Intern

1979 – 1983 Abbcco Cleaning Company 2125 Gravois St. Louis, MO 63104 General Cleaner

Other Affiliations (uncompensated unless otherwise indicated)

2003 – present Commercial Bank of St. Louis (compensated) 2330 West Port Plaza Drive St. Louis, MO 63146 Advisory Board Member

2007 – present Loyola Academy of St. Louis 3851 Washington Boulevard St. Louis, MO 63108 Board Member 2007 – 2010 Guardian Angel Settlement Association 1127 Vandeventer Avenue St. Louis, MO 63108 Board Member

1993 – 2000 Jamison Memorial C.M.E. Church Youth Group 609 N. Leffingwell Avenue St. Louis, MO 63103 Board Member

1994 – 1996 Herbert Hoover Boys and Girls Club of St. Louis 2901 North Grand Boulevard St. Louis, MO 63107 Board Member

1993 – 1994 Regional Justice Information Services 4255 West Pine Boulevard St. Louis, MO 63108 Board Member

1987 – 1989 Maria Droste Residence for Women 7660 National Bridge St. Louis, MO 63121 Board Member

1989 – 1990 St. Louis Housing Authority 3520 Page Boulevard St. Louis, MO 63106 Board Member

7. <u>Military Service and Draft Status</u>: 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 and served as follows:

1971 – 1980 U.S. Army Reserves F-5 (499-54-2905) Honorable Discharge 8. <u>Honors and Awards</u>: 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.

Super Lawyers (2013) Heschel King Award (2011) Human Development Corporation of Metropolitan St. Louis Community Service Award (2008) Mound City Bar Association Distinguished Jurist Award (2007, 2008) Supreme Court of Missouri, Chief Justice Award (2008) Missouri Association of Social Welfare Special Public Service Award (2007) Mound City Bar Association Legal Legend Award (2006, 2007) MOKAN, Legacy Award in Recognition of Distinguished Career Achievements (2007) Federal Defense Bars of the Southern District of Illinois and Eastern District of Missouri (2005) Alpha Kappa Alpha, Community Service Award (2004) St. Louis Gateway Classic Sports Foundation Walk of Fame (2003) Mound City Bar Association First African American Presiding Judge Award (2003) Bar Association of Metropolitan St. Louis Gallery of St. Louis Legal Pioneers Award (2003) NAACP St. Louis Branch Award for Leadership and Community Service (2003) Lincoln University Trailblazer Award (2003) NAACP Jefferson City Branch Community Service Award (2003) Wayman African Methodist Episcopal Church Award for Meritorious Service to the Community (2003) Bar Association of Metropolitan St. Louis Distinguished Lawyer Award (2003) University of Missouri-Columbia School of Law, Distinguished Non-Alumni Award (2002) St. Louis Board of Alderman, Black History Month Award (2002) Harris Stowe State University Outstanding Public Service Award (2001) Dr. Martin Luther King Jr. State Celebration Commission Distinguished Statesman Award (2001) St. Louis University, Honorary Doctorate Degree (2000) Harris Stowe State University Honorary Doctorate Degree (2000) Mound City Bar Association Legal Service Award (2000) Elijah P. Lovejoy Award (1999) St. Louis University Honorary Doctorate Award (1998) St. Louis Community College at Forest Park Distinguished Community Service Award (1997) National Black Law Students Association Midwest Region Award for Commitment and Service to Law Students (1996) Bar Association of Metropolitan St. Louis Award in Honor of Appointment to Supreme Court of Missouri (1995) Youth Build of St. Louis, Certificate of Appreciation (1993) University of Missouri – St. Louis, Outstanding Public Service Award (1993)

St. Louis Women's Political Caucus, President's "Good Guy Award" (1993)
Harris Stow State College, Award for Effort in Expanding Mission of College (1993)
Women of Color Partnership Program Award (1992)
Dropout Prevention Project – Law & Citizenship Education Unit, Certificate of Gratitude (1992 – 1993)
Missouri Bar Association Award (1992)
Law and Consumer Education, Certificate of Appreciation (1990 – 1991)
American Cancer Society, Certificate of Appreciation (1990)

9. <u>Bar Associations</u>: 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.

American Association of Justice (2007 – present)
American Association of Trial Attorneys (1987 – 1993)
Appellate Judicial Commission (2003 – 2005)

Chairman

Gender Task Force Committee for the Supreme Court of Missouri

(1994 – approximately 1998)

Lawyers Association of St. Louis (2007 – present)
Merit Selection Panel for the Consideration of the Appointment of a

United States Magistrate Judge (2013)

Metropolitan Bar Association of St. Louis (1985 – present)
Missourians for Fair and Impartial Courts Committee, Honorary Co-Chair (2007 – 2009)
Missouri Association of Trial Attorneys (1987 – 1993, 2007 – present)
Mound City Bar Association (1985 – present)
St. Louis County Bar Association (2007 – 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.

Missouri, 1984

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.

United States District Court for the Eastern District of Missouri, 1987 United States District Court for the Western District of Missouri, 1984 State Courts of Missouri, 1984 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.

Anniversary Club (2007 – present) Commercial Bank of St. Louis (2003 – present) Advisory Board Member Eta Boule Fraternity (1995 – present) Member (inactive) Guardian Angel Settlement Association (2007 – 2010) Board Member Herbert Hoover Boys & Girls Club of St. Louis (1994 – 1996) Board Member Jamison Memorial C.M.E. Church Youth Group (1993 – 2000) **Board Member** Loyola Academy of St. Louis (2007 - present) **Board Member** Maria Droste Residence for Women (1987 – 1989) **Board Member** Missouri Drug Card Program (2008 – 2009) **Program Director** Regional Justice Information Services (1993 – 1994) Board Member St. Louis Housing Authority (1989 – 1990) **Board Member**

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.

The Eta Boule Fraternity, founded in 1908, is a social fraternity, and membership was eventually opened so that women could join all-female chapters. I joined in 1995, but my status with this organization has been inactive since 1998 due to other commitments. The Anniversary Club, which was founded in 1892, is the

oldest continuing black men's organization in St. Louis. 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.

March 20, 2012, Attorney Ronnie L. White Advertisement. Video available at https://www.youtube.com/watch?v=-_QUxKiRLdw.

March 20, 2012, Attorney Ronnie L. White Advertisement. Video available at https://www.youtube.com/watch?v=V7L5QAV28fM.

In 2012, I launched a website advertising my services, available at http://www.heknowsjustice.com/.

In February 2008, I wrote a column regarding the gubernatorial election of Jay Nixon in the *St. Louis American*. Although I have been unable to obtain a copy of the original column, I have supplied a copy of an article that excerpts from this column.

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.

"Open Letter from 6 Former Missouri Chief Justices," St. Louis Business Journal, April 28, 2008. Copy supplied.

Missouri Judicial Report, Fiscal Year 2003. Copy supplied.

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.

January 18, 2001: Testimony before the United States Senate Committee on the Judiciary. Video available at http://www.c-spanvideo.org/ronniewhite.

May 14, 1998: Testimony before the United States Senate Committee on the Judiciary. Transcript and written testimony supplied.

When I sponsored legislation as a member of the House of Representatives from 1989 to 1993, I would testify in front of committees of the Missouri General Assembly explaining the legislation and urging its passage. The testimony was provided extemporaneously and not from written text. During my four years in the Missouri House, this legislation included, but was not limited to, creating a state board of registration for physical therapists; establishing a program of house arrest in certain cities; expanding the crime of ethnic intimidation; creating a Missouri Bureau of Investigations; establishing a statewide Court Automation Fund; setting fees for certain transcripts of court testimony; raising the age of compulsory school attendance to eighteen; changing laws relating to abuse and neglect of children; defining light rail transit; and raising the Circuit Attorney's compensation to be the same as a Circuit Court Judge. These statements and testimony occurred at the Missouri House of Representatives, which is located at 201 West Capitol Avenue, Jefferson City, Missouri 65101.

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.

Throughout my career I have presented on several legal topics. I have listed all those that I can recall here after searching through my files and the Internet.

February 20, 2013: Speaker, Jackson Park Elementary School's Black History Program, St. Louis, Missouri. My remarks focused on Judge Thurgood Marshall and the introduction of Judge George Draper. I have no notes, transcripts or recording, but press coverage is supplied. The address of Jackson Park Elementary School is 7400 Balsom Avenue, University City, Missouri 63130.

May 4, 2012: Speaker, "The Art of Voir Dire," Mound City Bar Association, St. Louis, Missouri. My remarks focused on how to conduct an effective voir dire. I have no notes, transcripts or recording. The address of the Mound City Bar Association is P.O. Box 1543, St. Louis, Missouri 63188.

May 15, 2011: Recipient, 7th Annual Heschel-King Awards Celebration of Jews United for Justice, St. Louis, Missouri. I gave brief remarks when accepting the

award. I have no notes, transcripts or recording. The address of Jews United for Justice is 1633 Connecticut Avenue, NW, Suite #300, Washington, DC 20009.

October 1, 2010: Panelist, "Civility In The Legal Profession," Missouri Bar Association Annual Meeting, Jefferson City, Missouri. We addressed questions from the audience on how to remain civil while being an advocate. I have no notes, transcripts or recording. The address of the Missouri Bar Association is P.O. Box 119, 326 Monroe Street, Jefferson City, Missouri 65102.

September 16, 2009: Speaker, "Picking Your Judges, One or Two – But Who Picks 'Em? Them or You?," Ferguson, Missouri. My remarks focused on the Non-Partisan Court Plan of Missouri. I have no notes, transcripts or recording. The address of the St. Louis Community College at Florissant Valley is 3400 Pershall Road, Ferguson, Missouri 63135.

May 2, 2009: Speaker, "The Non-Partisan Court Plan," Mound City Bar Association, St. Louis, Missouri. I spoke about the need to extend the Non-Partisan Court Plan of Missouri to select judges in urban areas where the population exceeded 300,000. The judges in the affected counties would be selected by a judicial commission. I have no notes, transcripts or recording. The address of the Mound City Bar Association is P.O. Box 1543, St. Louis, Missouri 63188.

September 18, 2008: Panelist, "Diversity in the Profession – Where We Have Been, Where We Are Going and Why Is It Important," Missouri Bar Annual Meeting, Columbia, Missouri. I discussed diversity efforts at law firms. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missouri Bar Association is P.O. Box 119, 326 Monroe Street, Jefferson City, Missouri 65102.

September 18, 2008: Recipient, Chief Justice Awards Ceremony, Missouri Bar Annual Meeting, Columbia, Missouri. I gave brief remarks thanking the Court for the award. I have no notes, transcripts or recording. The address of the Missouri Bar Association is P.O. Box 119, 326 Monroe Street, Jefferson City, Missouri 65102.

January 30, 2008: Panelist, "How To Avoid Ethical Problems With The Office of Disciplinary Counsel," Mound City Bar Association, St. Louis, Missouri. The panel addressed questions from the audience on how to properly respond to an inquiry from the Office of Disciplinary Counsel. I have no notes, transcripts or recording. The address of the Mound City Bar Association is P.O. Box 1543, St. Louis, Missouri 63188.

December 11, 2007: Panelist, Panel on the Non-Partisan Court Plan of Missouri, St. Louis, Missouri. I spoke in support of continuing the Missouri Plan, the nonpartisan system by which state judges are selected. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missourians for Fair and Impartial Courts is P.O. Box 1063, Jefferson City, Missouri 65102.

December 9, 2007: Keynote Speaker, "Yes, I Can" Banquet, St. Louis, Missouri. I discussed my career as a lawyer. I have no notes, transcripts or recording. The address of the Sentinel Newspaper is 2900 Market Street, St. Louis, Missouri 63108.

June 27, 2007: Keynote Speaker, "Diversity + Inclusion = Success," MOKAN's 32nd Annual Awards Dinner, St. Louis, Missouri. I discussed working together in our community to create success for everyone. I have no notes, transcripts or recording. The address for MOKAN is 4666 Natural Bridge, St. Louis, Missouri 63115.

May 9, 2007: Speaker, Tribute to Fallen Police Officers and Firefighters, St. Louis County Police Department, Clayton, Missouri. My remarks focused on the need to recognize and appreciate the work of fallen police officers and fire fighters. I have no notes, transcripts or recording. The address of the St. Louis County Police Department is 7900 Forsyth, Clayton, Missouri 63105.

September 28, 2006: Speaker, Posthumous Law License Award to Lloyd Gaines, Missouri Bar's Annual Convention, St. Louis, Missouri. I discussed the legacy of Lloyd Gaines. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missouri Bar Association is P.O. Box 119, 326 Monroe Street, Jefferson City, Missouri 65102.

June 2005: Panelist, Panel on the Non-Partisan Court Plan of Missouri, Lake of the Ozarks, Missouri. I spoke about the Non-Partisan Court Plan. I have no notes, transcripts or recording. The address of the Bar Association of Metropolitan St. Louis is 555 Washington Avenue, St. Louis, Missouri 63101.

January 12, 2005: Speaker, State of the Judiciary, Missouri General Assembly, Jefferson City, Missouri. Remarks supplied.

October 8, 2004: Speaker, Admission to the Missouri Bar Ceremony, Jefferson City, Missouri. My remarks focused on welcoming new lawyers to the Missouri Bar. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missouri Bar is P.O. Box 119, 326 Monroe Street, Jefferson City, Missouri 65102.

September 30, 2004: Speaker, The Missouri Bar/Judicial Conference, St. Louis, Missouri. Remarks supplied.

September 30, 2004: Speaker, Missouri Judicial Conference Annual Recognition Ceremony, St. Louis, Missouri. I presented awards to Missouri legislators. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missouri Bar Association is P.O. Box 119, 326 Monroe Street, Jefferson City, Missouri 65102.

May 22, 2004: Panelist, "The Yellow Brick Road in 21st Century American Law and Public Policy: State Courts, Judicial Independence, and Adherence to Stare Decisis," St. Louis, Missouri. My remarks focused on the expansion of the Missouri non-partisan court. I have no notes, transcripts or recording, but press coverage is supplied. The address of the St. Louis University Institute for Political History is 3500 Lindell Boulevard, St. Louis, Missouri 63108.

May 2004: Speaker, Annual Conference of the Missouri Municipal and Associate Circuit Judges Association, Lake of the Ozarks, Missouri. My remarks focused on the role of municipal and associate judges in the judicial system. I have no notes, transcripts or recording. The address of the Missouri Municipal and Associate Circuit Judges Association is 1717 East Republic Road, Springfield, Missouri 65804.

February 20, 2004: Panelist, Forum on Lawyers in Public Service, Saint Louis University School of Law, St. Louis, Missouri. My remarks focused on the need for lawyers to be involved in public service. I have no notes, transcripts or recording. The address of the Saint Louis University School of Law is 3500 Lindell Boulevard, St. Louis, Missouri 63108.

January 27, 2004: Speaker, Law School for Legislators Graduation Ceremony, Missouri Bar Association, Jefferson City, Missouri. I delivered introductory remarks at the event. I have no notes, transcripts or recording. The address of the Missouri Bar Association is P.O. Box 119, 326 Monroe Street, Jefferson City, Missouri 65102.

January 14, 2004: Speaker, State of the Judiciary, Missouri General Assembly, Jefferson City, Missouri. Remarks supplied.

December 9, 2003: Speaker, "The Non-Partisan Court Plan," St. Charles County Bar Association, St. Charles, Missouri. My remarks focused on the need to expand the Non-Partisan Court Plan of Missouri for selecting judges to growing cities like St. Charles, Missouri. I have no notes, transcripts or recording, but press coverage is supplied. The address of the St. Charles County Bar Association is P.O. Box 953, St. Charles, Missouri 63302.

November 13, 2003: Speaker, Association of Family and Conciliation Courts (AFCC) Midwest Regional Conference Welcome, St. Louis, Missouri. I delivered welcoming remarks to the delegates of the conference. I have no notes, transcripts or recording. The address of the AFCC is 6525 Grand Teton Plaza, Madison, Wisconsin 53719.

November 2, 2003: Speaker, NAACP Freedom Fund Dinner, Jefferson City, Missouri. My remarks focused on encouraging the audience to get involved in their communities. I have no notes, transcripts or recording, but press coverage is supplied. The address of the NAACP is 5019 Westport Drive, Jefferson City, Missouri 65109.

October 15, 2003: Speaker, "The Non-Partisan Court Plan," Springfield Bar Association, Springfield, Missouri. My remarks focused on the need to expand the Non-Partisan Court Plan of Missouri for selecting judges to growing cities like Springfield, Missouri. I have no notes, transcripts or recording. The address of the Springfield Bar Association is 901 St. Louis Street, Second Floor, Springfield, Missouri 65806.

October 3, 2003: Speaker, Missouri Judicial Conference Annual Recognition Ceremony, St. Louis, Missouri. My remarks focused on recognizing lawyers for their contributions to the bar. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missouri Bar Association is P.O. Box 119, 326 Monroe Street, Jefferson City, Missouri 65102.

October 2, 2003: Speaker, "The Missouri Bar/Judicial Conference," Columbia, Missouri. Remarks supplied.

Fall 2003: Speaker, Matriculation Ceremonies, Washington University, St. Louis, Missouri. My remarks focused on how to become a successful lawyer. I have no notes, transcripts or recording. The address of Washington University is One Brookings Drive, St. Louis, Missouri 63105.

August 17, 2003: Speaker, Dr. Monroe Fordham Black History Forum, First Shiloh Baptist Church, Buffalo, New York. My remarks focused on my career as a lawyer and judge. I have no notes, transcripts or recording, but press coverage is supplied. The address of the First Shiloh Baptist Church is 15 Pine Street, Buffalo, New York 14204.

January 30, 2003: Speaker, State Education Commission Seminar, Jefferson City Missouri. My remarks focused on encouraging all parties involved to work together to address the issue of academic performance. I have no notes, transcripts or recording, but press coverage is supplied. The address of the State Education Commission is P.O. Box 480, Jefferson City, Missouri 65102.

March 29, 2002: Speaker, Drug Court Program Graduation Ceremony, St. Louis County Drug Court, St. Louis, Missouri. My remarks focused on congratulating the participants on the successful completion of the drug court program. I have no notes, transcripts or recording, but press coverage is supplied. The address of the St. Louis County Drug Court is 7900 Carondelet Avenue, Clayton, Missouri 63105.

November 8, 2001: Speaker, Annual Magic City Scholarship Banquet, Magic City Bar Association, Birmingham, Alabama. My remarks focused on the road I traveled to become a judge. I have no notes, transcripts or recording. The address of the Magic City Bar Association is P.O. Box 12501, Birmingham, Alabama 35202.

April 2001: Speaker, Unity Dinner, Missouri Asian Bar Association, St. Louis, Missouri. My remarks focused on welcoming the new bar association and its members. I have no notes, transcripts or recording. The address of the Missouri Asian Bar Association is 215 Chesterfield Business Parkway, St. Louis, Missouri 63005.

January 15, 2001: Speaker, Martin Luther King, Jr. Commemoration Service, St. Louis, Missouri. My remarks focused on the life and legacy of Dr. Martin Luther King. I have no notes, transcripts or recording. There is no physical address for this committee.

January 6, 2001: Speaker, Program in Honor of Martin Luther King, Jr., Harris-Stowe State College, St. Louis, Missouri. My remarks focused on the life and legacy of Dr. Martin Luther King. I have no notes, transcripts or recording. The address of the Harris-Stowe State College is 3026 Laclede Avenue, St. Louis, Missouri 63103.

September 21, 2000: Panelist, Forum on Diversity, Missouri Bar, St. Louis, Missouri. My remarks focused on diversity in the bar. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missouri Bar is P.O. Box 119, Jefferson City, Missouri 65102.

January 20, 1997: Speaker, Dr. Martin Luther King Commemoration, St. Louis, Missouri. My remarks focused on the life and legacy of Dr. Martin Luther King. I have no notes, transcripts or recording. There is no physical address for the Dr. Martin Luther King Commemoration Committee.

February 24, 1996: Speaker, Douglas High School Alumni Luncheon, Festus, Missouri. My remarks focused on the successes of the alumni of Douglas High School. I have no notes, transcripts or recording. The address of the Douglas High School Alumni Association is 6400 Wise Street, St. Louis, Missouri 63139.

February 22, 1996: Speaker, Mound City Bar Association's Annual Dinner, St. Louis, Missouri. My remarks focused on the history of the Mound City Bar Association. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Mound City Bar Association is P.O. Box 1543, St. Louis, Missouri 63188.

January 25, 1996: Speaker, Dr. Martin Luther King Celebration, the Berkeley Neighborhood Watch Association and the Prevention Partnership. My remarks focused on the life and legacy of Dr. Martin Luther King. I have no notes, transcripts or recording. The address of Berkeley City Hall is 6141 North Hanley Road, St. Louis, Missouri 63134.

January 22, 1996: I made brief remarks at my swearing-in ceremony as a Justice on the Missouri Supreme Court in Jefferson City, Missouri. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missouri Supreme Court is 207 West High Street, Jefferson City, Missouri 65101.

January 14, 1996: Speaker, Dr. Martin Luther King Celebration, Storman-Stuflin School, St. Louis, Missouri. My remarks focused on the life and legacy of Dr. Martin Luther King. I have no notes, transcripts or recording, but press coverage is supplied. The address of Storman-Stuflin School is 1826 Chambers Road, St. Louis, Missouri 63136.

January 1996: Speaker, Career Day, Mesnier Elementary School, Affton, Missouri. My remarks focused on my career as a lawyer. I have no notes, transcripts or recording, but press coverage is supplied. The address of Mesnier Elementary School is 6930 Weber Road, Affton, Missouri 63123.

October 24, 1995: Speaker, Press Conference regarding my appointment to the Missouri Supreme Court, St. Louis, Missouri. My remarks focused on thanking the Governor for my appointment to the Supreme Court. I have no notes, transcripts or recording, but press coverage is supplied. The address of the Missouri Court of Appeals is One Post Office Square, 815 Olive Street, St. Louis, Missouri 63101.

July 1995: Instructor, National Institute for Trial Advocacy Regional Trial Training, Washington University Law School, Clayton, Missouri. I worked with new lawyers on the essential skills needed to be an effective trial lawyer. I have no notes, transcripts or recording. The address of Washington University Law School is One Brookings Drive, Clayton, Missouri 63105.

While I was a judge between 1994 and 2007, I presided over a number of swearing-in ceremonies for various elected officials in my capacity as a judge. I have no notes, transcripts or recording of those events.

September 1991: Speaker, Rally regarding St. Mary's Honor Center, St. Louis, Missouri. My remarks focused on closing the St. Mary's Honor Center. I have no notes, transcripts or recordings. There was no official sponsoring group.

June 1989 – May 1993: I participated in community forums while running for State Representative to the Missouri General Assembly. These forums were usually sponsored by political organizations, neighborhood associations, bar associations and churches. I have no notes, transcripts or recording of these events.

October, 1993: Panelist, Ad Hoc Committee to study the Public Defender System. My remarks focused on the work experience of the lawyers in the office of the Public Defender. I have no notes, transcripts or recording of these events. The address of the Missouri General Assembly is the State Capitol Building, Jefferson City, Missouri 65102.

October, 1989: Panelist, "The Study of Potential Changes in St. Louis' Independent Patronage Offices," Jefferson City, Missouri. My comments focused on how to combine functions of some offices and eliminate those that would no longer serve the City's financial interest. I have no notes, transcripts or recording. The address of the Missouri General Assembly is the State Capitol Building, Jefferson City, Missouri 65102.

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.

The only interviews I recall having given are listed below. I have searched my files and Internet databases to refresh my memory in an effort to produce as complete a list of interviews as I could but it is still possible there are some interviews that I was not able to locate.

"Former State Court Judge Ronnie L. White Launches New Website," *St. Louis American*, April 3, 2012. Copy supplied.

Chris King, "Nixon Appoints Judge Draper to Missouri Supreme Court," St. Louis American, October 19, 2011. Copy supplied.

Angela Riley, "Three Firms at Odds Over Fees From St. Louis City Jury's Survivair Verdict," Missouri Lawyers Media, March 1, 2010. Copy supplied.

Chris King, "Missouri AG Koster Selects Local Black Attorney Robert Kenney as New Chief of Staff," *St. Louis American*, December 10, 2008. Copy supplied.

Donna Walter, "Republican Gubernatorial Candidate Pitches 'Novel' Missouri Nonpartisan Court Plan Reform," *Daily Record*, September 24, 2008. Copy supplied.

Mary Jo Feldstein, "Discounts on Drugs Extended," St. Louis Post-Dispatch, July 30, 2008. Copy supplied.

Jake Wagman, "Ronnie White: I'm Not Running for Mayor," St. Louis Post-Dispatch, January 22, 2008. Copy supplied. Press Release, "Coalition Names Six Former Chiefs as Honorary Co-Chairs," Committee for County Progress, October 30, 2007. Copy supplied.

John DeMoor, "Missouri Supreme Court Judge Ronnie L. White: Leaving 'On My Own Terms," *Missouri Lawyers Weekly*, July 16, 2007. Copy supplied.

Maria Hickey, "Judge Ronnie White Leaves Missouri Supreme Court," Kansas City Public Media (July 16, 2007). Recording available at http://kcur.org/post/judge-ronnie-white-leaves-missouri-supreme-court.

John DeMoor, "Retiring Justice Ronnie L. White Becomes Partner in New Law Firm in St. Louis," *Daily Record*, July 10, 2007. Copy supplied.

"White Joins St. Louis Law Firm," Associated Press, July 9, 2007. Copy supplied.

Press Release, "Judge White to Retire From Missouri's High Court," Supreme Court of Missouri, May 18, 2007. Copy supplied.

Associated Press, "Missouri Chief Justice Ronnie White" Biography, May 18, 2007. Copy supplied.

Scott Lauck, "Judge Elections a Test Case for Missouri Court Plan," *Missouri Lawyers Media*, October 30, 2006. Copy supplied.

Deb Peterson, "Judge's Conduct on Course Nets Him Country Club Suspension," *St. Louis Post-Dispatch*, June 28, 2006. Copy supplied.

Allen Palmeri, "Judge Renders Latest Pro-Life Law Comatose," *The Pathway*, September 20, 2005. Copy supplied.

Kelly Wiese, "Wolff Takes Helm of Missouri Supreme Court," Associated Press, June 30, 2005. Copy supplied.

Bob Watson, "White Ready to End Term as Chief Justice, Offers Positive Review of the Past Two Years," *Jefferson City News-Tribune*, June 29, 2005. Copy supplied.

Donna Walter, "Bench and Bar Panels Focus on Independent Judiciary at Lake of the Ozarks Conference," *Missouri Lawyers Media*, June 8, 2005. Copy supplied.

Interview with Barry Latzer & James N.G. Cauthen, which was incorporated into "Justice Delayed? Time Consumption in Capital Appeals: A Multistate Study" (2007). Copy of research report supplied.

David A. Lieb, "Supreme Court More 'Deliberative' on Death Penalty," *Associated Press*, January 12, 2005. Copy supplied.

David A. Lieb, "White Defends Court's Role to GOP Legislature," Associated Press, January 12, 2005. Copy supplied.

Staff, "Missouri Supreme Court Announces Firsts," *Missouri Lawyers Media*, October 18, 2004. Copy supplied.

Staff, "Commission Chooses Panel for Supreme Court of Missouri Vacancy," *Missouri Law Media*, September 8, 2004. Copy supplied.

Virginia Young, "Names Surface for Benton's Seat on Missouri Supreme Court," *St. Louis Post-Dispatch*, June 27, 2004. Copy supplied.

Staff, "Missouri Supreme Court Displays Judicial History Exhibit," *Missouri Lawyers Media*, April 12, 2004. Copy supplied.

Kevin Murphy, "Missouri Agencies Mull Effect of Cutbacks," Kansas City Star. January 14, 2004. Copy supplied.

"Cole Country Circuit Court Wins 3rd Time-Standards Award," *Jefferson City News-Tribune*, October 7, 2003. Copy supplied.

Staff, "Ronnie L. White Takes the Helm at Missouri Supreme Court," *Missouri Lawyers Media*, July 21, 2003. Copy supplied.

Radio interview on KWIX/KRES with Bill Preston regarding my plans for the state judiciary during my tenure as Chief Justice (July 16, 2003). I have no notes, transcripts or recording.

"Gephardt, Clay Press Bush for Re-Nomination of Ronnie White," *Jefferson City News-Tribune*, July 15, 2003. Copy supplied.

Radio interview on KLIL Party Line with Brian Housewith regarding my plans for the state judiciary during my tenure as Chief Justice (July 8, 2003). I have no notes, transcripts or recording.

Virginia Young, "Courting Change," St. Louis Post-Dispatch, June 30, 2003. Copy supplied.

Associated Press Staff, "The Nation: Missouri to Get a Black Chief Justice," Los Angeles Times, June 29, 2003. Copy supplied.

Kevin Murphy, "High Court's First Black Poised to be Chief," Kansas City Star, June 26, 2003. Copy supplied.

Paul Sloca, "White to Make Diversity a Priority in System," Southeast

Missourian, June 26, 2003. Copy supplied.

Desiree Cooper, "Champion of Legal Diversity to Tell His Tale," *Detroit Free-Press*, October 4, 2001. I have been unable to obtain a copy.

Patricia Merritt, "Civil Leaders Honor Gov. Carnahan," St. Louis Post-Dispatch, January 7, 2001. Copy supplied.

"Bosley Rushed to Fill Posts," St. Louis Post-Dispatch, April 23, 1997. Copy supplied.

Gregory Freeman, "Thurgood Marshall's FBI Link Must Be Seen in Context of Times," *St. Louis Post-Dispatch*, December 8, 1996. Copy supplied.

Virginia Young, "Judge White Set to Make History," St. Louis Post-Dispatch, November 3, 1996. Copy supplied.

"Both Sides of Justice," *St. Louis Post-Dispatch*, November 1, 1995. Copy supplied.

"White Will Commute to New Job in Capital," *St. Louis Post-Dispatch*, October 29, 1995. Copy supplied.

Virginia Young, "New Supreme Court Judge Puts Child Support Case Behind Him," *St. Louis Post-Dispatch*, October 29, 1995. Copy supplied.

"Carnahan Names Two as Judges," St. Louis Post-Dispatch, May 25, 1994. Copy supplied.

"Caning 'Message' Hits Home," *Houston Chronicle*, May 21, 1994. Copy supplied.

Jim Salter, "St. Louis Alderman Seeks Caning for Graffiti Writers," Associated Press, May 20, 1994. Copy supplied.

Thom Gross, "City Struggles to Reduce Jail Overcrowding," St. Louis Post-Dispatch, March 28, 1994. Copy supplied.

Terry Ganey et al., "Missouri High Court Delays Riverboat Gambling," St. Louis Post-Dispatch, January 26, 1994. Copy supplied.

"12 Who Made Gateway Verdict," *St. Louis Post-Dispatch*, January 25, 1994. Copy supplied.

"City to Appeal Request About MSD Trustees," *St. Louis Post-Dispatch*, December 23, 1993. Copy supplied.

Joe Holleman, "City, Villa Gain Big in Lease Deal," St. Louis Post-Dispatch, December 22, 1993. Copy supplied.

Charlene Prost, "City Seeks Ruling on All Leases," *St. Louis Post-Dispatch*, December 1, 1993. Copy supplied.

Phil Sutin, "Judges Balk at Role in Confirming MSD Trustees," St. Louis Post-Dispatch, November 25, 1993. Copy supplied.

Joe Holleman, "Union Sending Bosley, Aides to Las Vegas Fight," St. Louis Post-Dispatch, November 6, 1993. Copy supplied.

"Briefs," St. Louis Post-Dispatch, November 3, 1993. Copy supplied.

Jo Mannies & Joe Holleman, "Bosley Announces First Staff Appointments," *St. Louis Post-Dispatch*, April 23, 1993. Copy supplied.

Kim Bell, "Bill Aims New Weapon at Gang Members," St. Louis Post-Dispatch, April 11, 1993. Copy supplied.

Fred W. Lindecke, "GOP Seeks Inquiry on Griffin," St. Louis Post-Dispatch, April 6, 1993. Copy supplied.

Phyllis Brasch Librach & Fred W. Lindecke, "Students Seek Control Over School Papers," *St. Louis Post-Dispatch*, February 14, 1993. Copy supplied.

Virginia Young, "Phone Company Seeks Change in Rate Process," St. Louis Post-Dispatch, February 3, 1993. Copy supplied.

William C. Lhotka, "Aide Acquitted of Sex Charge," St. Louis Post-Dispatch, December 4, 1992. Copy supplied.

Marcia L. Koenig, "Shelton Accuses Opponent of Exaggerating Leadership," St. Louis Post-Dispatch, July 30, 1992. Copy supplied.

Jim Mosley, "Movement Expected in Missouri," *St. Louis Post-Dispatch*, June 30, 1992. Copy supplied.

Jim Mosley, "Abortion is Key in Races in Missouri," *St. Louis Post-Dispatch*, June 30, 1992. Copy supplied.

Virginia Young, "NRA Led Blitz on Concealed Weapons," St. Louis Post-Dispatch, March 25, 1992. Copy supplied. "Defeat of a Hot Potato Bill," St. Louis Post-Dispatch, March 5, 1992. Copy supplied.

"Abortion Bill Lawmaker Reports Phone Threats," St. Louis Post-Dispatch, March 5, 1992. Copy supplied.

"Defeat of Abortion Ban Elates Opponents, Angers Proponents," St. Louis Post-Dispatch, March 4, 1992. Copy supplied.

David Aguillard, "Missouri Abortion Ban Blocked," *St. Louis Post-Dispatch*, March 3, 1992. Copy supplied.

Virginia Young, "5 Legislators Urge New Crime-Fighting Agency," St. Louis Post-Dispatch, January 17, 1992. Copy supplied.

Virginia Young "New Map Upsets Some Legislators," St. Louis Post-Dispatch, August 22, 1991. Copy supplied.

Virginia Young "Mystic Power' Helps Clay Jr. Ascend," St. Louis Post-Dispatch, June 6, 1991. Copy supplied.

Jo Mannies, "Rep. Ronnie White Won't Seek Senate Seat Held by John Bass," *St. Louis Post-Dispatch*, May 23, 1991. Copy supplied.

Jo Mannies, "Maverick Legislator in Battle for Turf Clash is One of Many Spurred by Redistricting," *St. Louis Post-Dispatch*, May 17, 1991. Copy supplied.

Virginia Young, "No Money to Convert Bliss to Honor Center Residents of Lafayette Square Win," St. Louis Post-Dispatch, May 9, 1991. Copy supplied.

Mark Schlinkmann, "Legislator to Quit Black Caucus," *St. Louis Post-Dispatch*, March 8, 1991. Copy supplied.

Mark Schlinkmann, "Former Mayor of KC May Cross Swords with Bond Again," *St. Louis Post-Dispatch*, February 7, 1991. Copy supplied.

Judith VandeWater, "Halfway House May Prompt Suit," St. Louis Post-Dispatch, January 9, 1991. Copy supplied.

Thom Gross, "Plan to Convert Hospital to Prison Angers Neighborhood," St. Louis Post-Dispatch, December 2, 1990. Copy supplied.

Thom Gross, "Missouri to Build 2 Mental Hospitals at St. Louis Sites," *St. Louis Post-Dispatch*, November 27, 1990. Copy supplied.

Tim O'Neil, "Honor Center Relocation is Opposed," *St. Louis Post-Dispatch*, November 17, 1990. Copy supplied.

Fred W. Lindecke & Patricia Corrigan, "In the Air," St. Louis Post-Dispatch, October 25, 1990. Copy supplied.

"License-Revocation Bill Faulty," St. Louis Post-Dispatch, May 11, 1990. Copy supplied.

Mark Schlinkmann, "GOP Hopeful No Stranger to Elections," St. Louis Post-Dispatch, August 3, 1989. Copy supplied.

"Political Circuit Column," St. Louis Post-Dispatch, April 9, 1989. Copy supplied.

Louis J. Rose and Ralph Dummit, "Peach Seeks Probe Into Police Work," *St. Louis Post-Dispatch*, March 27, 1988. 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.

From 1994 to 1995, I served as a Judge on the Missouri Court of Appeals for the Eastern District of Missouri. I was appointed by the Governor in 1994 after the nonpartisan Appellate Judicial Commission recommended me. The Missouri Court of Appeals for the Eastern District of Missouri is a court of general appellate jurisdiction. Cases that are appealed from the lower state courts are within the jurisdiction of this court.

From 1995 to 2007, I served as a Justice on the Supreme Court of Missouri, including as the Chief Justice from 2003 to 2005. I was appointed by the Governor in 1995 after the nonpartisan Appellate Judicial Commission recommended me. I was retained in a 1998 general election for a twelve-year term. This is a court of limited jurisdiction with exclusive jurisdiction in those cases involving: the validity of a statute or treaty of the United States; validity of a Missouri statute or state constitution; the state's revenue laws, challenges to the title of any state office; and death sentences.

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

I have not presided over any trials because I have only served as an appellate judge.

i. Of these, approximately what percent were:

| jury trials: | 0% |
|---------------|----|
| bench trials: | 0% |

| civil proceedings: | 0% |
|-----------------------|----|
| criminal proceedings: | 0% |

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

See attached list of cases.

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 v. Forrest, 183 S.W. 3d 218 (Mo. 2006), cert. denied, 549 U.S. 840 (2006).

The defendant was convicted of three counts of first-degree murder. Consistent with the jury's recommendation, the trial judge imposed three death sentences. On appeal to the Supreme Court of Missouri, defendant claimed, among other things, that the admission of police officers' out-of-court statements constituted improper bolstering of trial testimony and was reversible error; admission of adjudicated criminal conduct was in error; the victim impact evidence was inadmissible; and the jury was deprived of evidence in mitigation. We rejected defendant's claims and affirmed the convictions and sentences.

<u>For Appellant</u> Janet M. Thompson Office of Public Defender Woodrail Centre 1000 West Nifong Building Seven, Suite 1000 Columbia, MO 65203 (573) 882-9855

<u>For Appellee</u> Robert J. Ahsens III (Former Assistant Missouri Attorney General) 6900 Whippoorwill Drive Jefferson City, MO 65101 (573) 634-5396

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

2. Smith v. State, 152 S.W.3d 275 (Mo. 2005) (J. White, concurring).

This case required the Supreme Court of Missouri to decide whether the City of St. Louis Board of Police Commissioners and Police Officers, who were named as defendants in various lawsuits because of actions taken in their official capacities, were entitled to coverage under the State Legal Expense Fund (SLEF). The board members and police officers brought a declaratory judgment action against the State, the Attorney General, the Commissioner of Administration, and the State Treasurer. The trial court granted board members' and police officers' motion for summary judgment. We affirmed the trial court's ruling granting summary judgment in favor of the board members and police officers. We held that the board was an agency of the State and that police officers were officers of the State within the meaning of SLEF and entitled to coverage under SLEF.

<u>For Appellant</u> Robert L. Presson Assistant Missouri Attorney General Missouri Attorney General's Office Supreme Court Building 207 West High Street Jefferson City, MO 65102 (573) 751-3321

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

For Appellee Patricia A. Hageman Edward J. Hanlon Office of the City Counselor – City of St. Louis, Missouri 12th & Market Street, Room 314 St. Louis, MO 63103 (314) 622-4554

3. Holm v. Director of Revenue, 148 S.W. 3d 313 (Mo. 2004).

The Holms were out-of-state residents who bought a vehicle while they were living in Missouri and sought to avoid paying Missouri state and local sales tax on the purchase. They failed to comply with the out-of-state law that allowed for the transfer of license plates from an old vehicle to a new one as long as the owners register and title vehicle out-of-state within 60 days. The Administrative Hearing Commissioner ruled that the Holms were not liable for the tax and penalties due to Missouri. The Director of Revenue sought judicial review of the ruling before the Supreme Court of Missouri. We held that because the taxpayers did not timely register their vehicle out-of-state, they could not avoid the responsibility of registering the vehicle in Missouri and paying the state and local sales tax.

<u>For Appellant</u> James Layton Assistant Missouri Attorney General Missouri Attorney General's Office Supreme Court Building 207 West High Street Jefferson City, MO 65102 (573) 751-3321

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

For Appellee Pro Se Appellee

4. State v. Buchanan, 115 S.W. 3d 841 (Mo. 2003) (per curiam).

The issue before the Supreme Court of Missouri was whether a trial judge could impose a sentence of death when the jury could not agree on punishment. After a jury trial, the defendant was convicted of first-degree murder. We held that under controlling state precedent, a jury rather than a judge must determine each fact leading to an increase in punishment. Thus, a judge could not impose a death sentence after a jury deadlocked and was unable to agree upon the punishment.

For Appellant Gary E. Brotherton (Former Public Defender, now in private practice) Legal Writes, LLC 910 East Broadway, Suite 202 Columbia, MO 65201 (573) 875-1571

For Appellee John M. Morris (deceased) Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

5. State v. Kinder, 89 S.W. 3d 454 (Mo. 2002) (per curiam).

The issue before the Supreme Court of Missouri involved the question of whether the Attorney General could file a *quo warranto* asking one circuit court to bar circuit judges in another county from acting in a case. The Attorney General filed this case to bar circuit judges from exercising supervisory authority over receivership funds. After the case was dismissed by the trial judge, the Attorney General filed an appeal. We affirmed the trial court's dismissal of the case, holding that the state constitution prohibited exercise of power by the judge of one county to issue a *quo warranto* against judges of another county.

For Appellant James R. McAdams Missouri Department of Insurance 301 West High Street, Room 530 Jefferson City, MO 65102 (573) 751-2619

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

For Appellee Robert G. Russell Kempton & Russell 114 East Fifth Street Sedalia, MO 65301 (660) 851-1970

Dale C. Doerhoff Cook Vetter Doerhoff & Landwehr PC 231 Madison Street Jefferson City, MO 65101 (573) 635-7977 6. *Board of Education of the City of St. Louis, et al v. State*, 47 S.W. 3d 366 (Mo. 2001).

The Supreme Court of Missouri was asked to decide the constitutionality of a state statute concerning the election of school board members. The Board of Education of the City of St. Louis filed a declaratory judgment action to determine the constitutionality of a statute governing the election of school board members. After the trial court ruled in favor of the school board by finding the statute void for vagueness, the State appealed to our court. We affirmed the trial court's ruling on the issue of vagueness under the Missouri Constitution but also held that the unconstitutional subsections were severable from the otherwise constitutional subsections of the statute.

For Appellant Joel E. Anderson Missouri Department of Social Services 221 West High Street, Room 230 Jefferson City, MO 65101 (573) 751-2065

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

For Appellee Kenneth C. Brostron Lashly & Baer, P.C. 714 Locust Street St. Louis, MO 63101 (314) 436-8305

7. State ex rel. Nixon v. American Tobacco Company, Inc., 34 S.W. 3d 122 (Mo. 2000).

The State of Missouri brought suit against certain tobacco manufacturers. The defendant tobacco manufacturers agreed to pay the private attorneys hired by the Attorney General to bring the lawsuit as Special Assistant Attorney General because of the costs and burden the case would put on the Attorney General's staff. Several groups objected to the agreement and sought to intervene. A number of state senators brought an action as taxpayers seeking a declaratory judgment declaring the agreement invalid. Both cases were consolidated on appeal. We concluded that the state senators had standing as taxpayers to participate in the case and that other groups seeking intervention did not. We held

that the fee arrangement was permissible unless the General Assembly enacted legislation related to the fee arrangement by December 31, 2001.

For Appellants/Proposed Intervenors Kenneth Brostron Lashly & Baer, P.C. 714 Locust Street St. Louis, MO 63101 (314) 436-8305

<u>For Appellees</u> Paul C. Wilson (Former Assistant Missouri Attorney General) Judge, Supreme Court of Missouri 207 West High Street Jefferson City, MO 65102 (573) 751-4513

8. *Committee for Educational Equality, et al. v. State,* 967 S.W. 2d 62 (Mo. 1998).

The issue before the Supreme Court of Missouri was the constitutionality of the state's education funding system under the Missouri Constitution. The Committee for Educational Equality brought suit seeking a court ruling declaring the education funding system unconstitutional. After briefing and argument before the trial court, the trial judge entered judgment upholding the constitutionality of the system. After an appeal by the Committee, we held that the funds received from the federal government were not "state revenue" within the meaning of the constitutional provision requiring that the public school finance system allocate a minimum of 25% of state revenue for support of the public schools. We affirmed the trial court's ruling upholding the constitutionality of the statute.

For Appellant Alex Bartlett (Retired)

<u>For Appellee</u> Robert Presson Assistant Missouri Attorney General Missouri Attorney General's Office Supreme Court Building 207 West High Street Jefferson City, MO 65102 (573) 751-3321 Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

9. W.B. v. M.G.R., 955 S.W. 2d 935 (Mo. 1997).

The issue before the Supreme Court of Missouri involved a determination of the rights of parties under the Uniform Parentage Act. The parties were seeking to have the alleged biological father declared to be the father of a child born while the mother was married to another man. The case was dismissed by the trial court. It was alleged on appeal that application of the Uniform Parentage Act violated the biological father's equal protection rights, open access to the courts, and due process rights. We affirmed the trial court's dismissal of the action, holding that the constitutional prohibition on retroactive laws precluded application of the amendment to the Act to allow a challenge to the presumed father after the child's fifth birthday.

For Appellant William B. Beedie William B. Beedie, PC 12 West First Street Farmington, MO 63640 (573) 756-6721

For Appellee Kathy Wolz John P. Heisserer Cook, Barkett, Ponder & Wolz 1610 North Kings Highway, Suite 201 Cape Girardeau, MO 63701 (573) 335-6651

10. Cox v. Tyson Foods, Inc., 920 S.W. 2d 534 (Mo. 1996).

The claimant (the employee) filed a claim for worker's compensation benefits for injuries sustained as a result of a fall while walking to his employer's premises from a nearby parking lot. The issue before the Court was whether the employee's injuries arose out of or in the course of his employment. The Labor and Industrial Relations Commission denied his claim, and the employee appealed the decision. The Court of Appeals affirmed the Commission's decision. After transfer to the Supreme Court of Missouri, we held that under the extended premises doctrine, the employee's injuries arose out of and in the course of his employment. The Supreme Court of Missouri reversed and remanded. For Appellant James M. Kelly Law Offices of James M. Kelly 316 U.S. Highway 60 West Republic, MO 65738 (417) 732-8800

For Appellee James J. Randall Randall, Boxx & Masri, P.C. 405 East Broadway Monett, MO 65708 (417) 235-8688

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.

1. State v. Forrest, 183 S.W. 3d 218 (Mo. 2006), cert. denied, 549 U.S. 840 (2006).

<u>For Appellant</u> Janet M. Thompson Office of Public Defender Woodrail Centre 1000 West Nifong Building Seven, Suite 1000 Columbia, MO 65203 (573) 882-9855

<u>For Appellee</u> Robert J. Ahsens III (Former Assistant Missouri Attorney General) 6900 Whippoorwill Drive Jefferson City, MO 65101 (573)-634-5396

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222 2. Smith v. State, 152 S.W. 3d 275 (Mo. 2005) (J. White, concurring).

For Appellant Robert L. Presson Assistant Missouri Attorney General Missouri Attorney General's Office Supreme Court Building 207 West High Street Jefferson City, MO 65102 (573) 751-3321

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

For Appellee Patricia A. Hageman Edward J. Hanlon Office of the City Counselor – City of St. Louis, Missouri 12th & Market Street, Room 314 St. Louis, MO 63103 (314) 622-4554

3. *State v. Deck*, 136 S.W. 3d 481 (Mo. 2004), *rev'd*, 544 U.S. 622, 125 S.Ct. 2007, 161 L. Ed 2d 953 (2005).

<u>For Appellant</u> Evan J. Buchheim Assistant Missouri Attorney General Missouri Attorney General's Office Supreme Court Building 207 West High Street Jefferson City, MO 65102 (573) 751-3321

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222 For Appellee Rosemary E. Percival Office of the Public Defender Woodrail Centre 1000 West Nifong Building Seven, Suite 100 Columbia, MO 65203 (573) 882-9855

4. In re Estate of Krauber, 59 S.W.3d 512 (Mo. 2001)

<u>For Appellant</u> Thomas Weaver Armstrong, Teasdale, LLP 7700 Forsyth Boulevard Clayton, MO 63015 (314) 621-7044

<u>For Appellee</u> Douglas L. Levine 1562 Charlotte Drive St. Louis, MO 63135 (314) 522-0277

5. State ex rel. Nixon v. Am. Tobacco Co., Inc., 34 S.W. 3d 122 (Mo. 2000).

For Appellant Kenneth Brostron Lashly & Baer, P.C. 714 Locust Street St. Louis, MO 63101 (314) 436-8305

<u>For Appellee</u> Paul C. Wilson (Former Assistant Missouri Attorney General) Judge, Supreme Court of Missouri 207 West High Street Jefferson City, MO 65102 (573) 751-4513

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

6. Comm. For Educ. Equal v. State, 967 S.W. 2d 62 (Mo. 1998).

For Appellant Alex Bartlett (Retired)

For Appellee John Munich (Former Assistant Missouri Attorney General) Stinson Morrison Hecker LLP 7700 Forsyth Boulevard, Suite 1100 Clayton, MO 63105 (314) 259-4555

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

7. W.B. v. M.G.R., 955 S.W. 2d 935 (Mo. 1997).

For Appellant William B. Beedie William B. Beedie, PC 12 West First Street Farmington, MO 63640 (573) 756-6721

For Appellee Kathy Wolz John P. Heisserer Cook, Barkett, Ponder & Wolz 1610 North Kings Highway, Suite 201 Cape Girardeau, MO 63701 (573) 335-6651

8. State v. Kinder, 942 S.W. 2d 313 (Mo. 1996) (J. White, dissenting).

For Appellant William J. Swift Office of the Public Defender Woodrail Centre 1000 West Nifong Building Seven, Suite 1000 Columbia, MO 65203 (573) 882-9855

<u>For Appellee</u> Breck K. Burgess Missouri Attorney General's Office Supreme Court Building 207 West High Street Jefferson City, MO 65102 (573)-751-3321

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

9. Cox v. Tyson Foods, Inc., 920 S.W. 2d 534 (Mo. 1996).

For Appellant James M. Kelly Law Offices of James M. Kelly 316 U.S. Highway 60 West Republic, MO 65738 (417) 732-8800

For Appellee James J. Randall Randall, Boxx & Masri, P.C. 405 East Broadway Monett, MO 65708 (417) 235-8688

10. State v. Nunley, 923 S.W. 2d 911 (Mo. 1996), cert. denied, 117 S.Ct. 772 (1997).

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<u>For Appellant</u> Joseph L. Green One McBride & Sons Center Drive, Suite 225A Chesterfield, MO 63005 (636)-532-6600 For Appellee Barbara K. Chesser (Former Assistant Missouri Attorney General) Unable to locate current business contact information

Jeremiah Nixon (Former Missouri Attorney General) Governor of the State of Missouri State Capitol Jefferson City, MO 65102 (573) 751-3222

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

State v. Forrest, 183 S.W.3d 218 (Mo. 2006), cert. denied, 549 U.S. 840 (2006)

State v. McFadden, 191 S.W.3d 648 (Mo. 2006), *cert. denied*, 549 U.S. 1071 (2006)

State of Zink, 181 S.W.3d 66 (Mo. 2005), cert. denied, 547 U.S. 1135 (2006)

Cole v. State, 152 S.W.3d 267 (Mo. 2004), cert. denied, 545 U.S. 1131 (2005)

State v. Deck, 136 S.W.3d 481 (Mo. 2004), *rev'd*, 544 U.S. 622, 1255 Ct. 2007, 161 Ed. 2d 953 (2005)

State ex rel. Simmons v. Roper, 112 S.W. 3d 397 (Mo. 2003) *aff'd sub nom. Roper v. Simmons*, 543 U.S. 551, 125 S.Ct. 1183, 161 L. Ed. 2d 1 (2005)

State v. Taylor, 134 S.W.3d 21 (Mo. 2004), cert. denied, 543 U.S. 928 (2004)

Johnson v. State, 22 S.W.3d 183 (2000) (J. White, concurring in opinion), cert. denied, 531 U.S. 935 (2000)

Ringo v. State, 30 S.W.3d 811 (2000) (J. White, concurring), *cert. denied*, 532 U.S. 932 (2001)

State v. Cole, 71 S.W.3d 163 (Mo. 2002), cert. denied, 537 U.S. 865 (2002)

State v. Tisius, 92 S.W.3d 751 (Mo. 2002), cert. denied, 539 U.S. 920 (2003)

State v. Taylor, 18 S.W. 3d 366 (Mo. 2000) (J. White, concurring in opinion), cert. denied, 531 U.S. 901 (2000)

State v. Knese, 985 S.W.2d 759 (Mo. 1999), cert. denied, 526 U.S. 1136 (1999)

State v. Hall, 955 S.W.2d 198 (Mo. 1997), cert. denied, 523 U.S. 1053 (1998)

State v. Lyons, 951 S.W.2d 584 (Mo. 1997), cert. denied, 522 U.S.1130 (1998)

State v. Smith, 944 S.W.2d 901 (Mo. 1997), cert. denied, 522 U.S. 954 (1997)

State v. Basile, 942 S.W.2d 342 (Mo. 1997) (J. White, concurring in opinion), cert. denied, 522 U.S. 883 (1997)

White v. State, 939 S.W.2d 887 (Mo. 1997) (J. White, concurring in part, dissenting in part), cert. denied, 522 U.S. 948 (1997)

State v. Taylor, 929 S.W.2d 209 (Mo. 1996), cert. denied, 519 US 1152 (1997)

State v. Smulls, No. 75511, 1996 WL 344673 (Mo. June 25, 1996), *opinion modified and superseded*, 935 S.W.2d 9 (Mo. 1996), *cert. denied*, 520 U.S. 1254 (1997)

State v. Nunley, 923 S.W.2d 911 (Mo. 1996), 519 U.S. 1094 (1997)

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.

State v. Deck, 136 S.W.3d 481 (Mo. 2004), *rev'd*, 544 U.S. 622, 125 S.Ct. 2007, 161 L.Ed. 2nd 953 (2005).

The defendant filed a motion for post-conviction relief from a murder conviction and death sentence, alleging ineffective assistance of counsel. The Supreme Court of Missouri upheld the death sentence recommended by the trial court. The United States Supreme Court reversed the Supreme Court of Missouri, finding among other things that the trial court committed error in deciding to restrain the defendant in front of the jury.

State v. Smulls, No. 75511, 1996 WL 344673 (Mo. June 25, 1996), opinion modified and superseded, 935 S.W.2d 9 (Mo. 1996), cert. denied, 520 U.S. 1254 (1997).

The defendant was convicted of first degree murder and sentenced to death. The defendant appealed the conviction, sentence and denial of post-conviction relief. The Missouri Supreme Court affirmed the conviction and sentence but reversed the judgment entered for defendant's post-conviction motion because the trial court erred in refusing to recuse. After the language in the original opinion regarding the trial judge's recusal was criticized, the Missouri Supreme Court

overruled the motion for rehearing but modified the language describing the recusal and issued a new opinion on its own motion.

State v. Bledsoe, 1995 Mo. App. LEXIS 1713 (Mo. App. 1995), rev'd, 920 S.W.2d 538 (Mo. App. 1996) (en banc).

Defendant was convicted in the circuit court of two counts of second-degree assault and two counts of armed criminal action. Defendant appealed. I wrote an opinion in which the two judges on my panel concurred reversing the assault convictions. We held the State failed to prove a serious disfigurement injury as defined by statute. Defendant filed a motion for rehearing by the court *en banc*. The court granted the hearing and held that the evidence was sufficient to find serious disfigurement supporting a conviction for second-degree assault thereby overruling the earlier opinion.

Beatty v. Metropolitan St. Louis Sewer District, 1995 WL 128401 (Mo. App. March 28, 1995), *rev'd*, 914 S.W.2d 791 (Mo. 1995).

A landowner brought an action challenging Metropolitan Sewer District's authority to issue revenue bonds and increase its charges without a public vote. The district court eventually found that the suit was a representative taxpayer suit and ordered the district to credit all taxpayers. Writing for the majority of the Court of Appeals, I ordered the district to credit customers' bills. The Supreme Court reversed, holding that the case was not filed as a "representative taxpayer" suit, that sovereign immunity did not apply, and that only the named plaintiffs were entitled to relief. As a result, our opinion ordering the district to credit customers' bills was vacated.

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.

None.

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 ex rel. Simmons v. Roper, 112 S.W. 3d 397 (Mo. 2003) *aff'd sub nom. Roper v. Simmons*, 543 U.S. 551, 125 S.Ct. 1183, 161 L. Ed. 2d 1 (2005)

Weinschenk v. State, 203 S.W. 3d 201 (Mo. 2006)

Bernat v. State, 194 S.W. 3d 863 (Mo. 2006)

State v. Deck, 136 S.W. 3d 481 (Mo. 2004), *rev'd*, 544 U.S. 622, 125 S.Ct. 2007, 161 L. Ed. 2d 953 (2005)

Brooks v. State, 128 S.W. 3d 844 (Mo. 2004)

State ex rel. Amrine v. Roper, 102 S.W. 3d 541 (Mo. 2003)

State ex rel. Diehl v. O'Malley, 95 S.W. 3d 82 (Mo. 2003)

State v. Kinder, 89 S.W. 3d 454 (Mo. 2002)

State ex rel. Nixon v. American Tobacco Company, Inc. 34 S.W. 3d 122 (Mo. 2000)

Ring v. Metropolitan St. Louis Sewer District, 969 S.W. 2d 716 (Mo. 1998)

Comm. For Educ. Equal v. State, 967 S.W. 2d 62 (Mo. 1998)

Nat'l Solid Waste Mgmt Ass'n v. Dir. Of Dep't of National Res., 964 S.W. 2d 818 (Mo. 1998)

St. Charles Cnty v. Dir. Of Revenue, 961 S.W. 2d 44 (Mo. 1998)

Missouri Coal. For Env 4 v. Joint Comm. on Admin. Rules, 948 S.W. 2d 125 (Mo. 1997)

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 never sat by designation on a federal court of appeals.

- 14. **<u>Recusal</u>**: 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.

The Missouri Court of Appeals, Eastern District, does not have an automatic recusal system. I utilized Rule 2.03, Canon 3E of the Missouri Judicial Code of Conduct to determine whether I should recuse myself in any specific case. No party ever requested my recusal. During my time as a member of this court, there was not a database or system that kept records of voluntary recusals or the reasons for recusals, and I do not recall any recusals.

The Supreme Court of Missouri does not have an automatic recusal system. I utilized Rule 2.03, Canon 3E of the Missouri Judicial Code of Conduct to determine whether I should recuse myself in any specific case. I also consulted with the Chief Justice on recusal issues, such as how to handle cases that were submitted before I became a member of the Court. I consulted with the Chief Justice and other Justices on how to proceed on cases that were submitted before I left the Court that would be published after my departure. No party ever requested my recusal. During my time as a member of the Court, there was not a database or system that kept records of our voluntary recusals or the reasons for those recusals, but I have listed those that I can identify below. In the following list of recusals, I have included all cases resulting in opinions during the time I served on the Court.

Ethridge v. Tier One Bank, 226 S.W.3d 177 (Mo. 2007)

Walton v. City of Berkeley, 223 S.W.3d 126 (Mo. 2007)

Dudley v. Agniel, 207 S.W.3d 617 (Mo. 2006)

Jones v. Fife, 207 S.W.3d 614 (Mo. 2006)

State ex rel. Hill v. Baldridge, 186 S.W.3d 258 (Mo. 2006)

State ex rel. Stecher v. Dowd, 912 S.W.2d 452 (Mo. 2005)

Brown v. First Horizon Home Loan Corp., 150 S.W.3d 287 (Mo. 2004)

State ex rel. Leonardi v. Sherry, 137 S.W.3d 462 (Mo. 2004)

State ex rel. Liberty School Dist. v. Holden, 121 S.W.3d 232 (Mo. 2003)

Crouch v. J&J Home Builders, 118 S.W.3d 593 (Mo. 2003)

Harvey v. Washington, 95 S.W.3d 93 (Mo. 2003)

State ex rel. Dowdy v. Neill, 90 S.W.3d 469 (Mo. 2002)

In re Carey, 89 S.W.3d 477 (Mo. 2002)

State ex rel. Kinder v. McShane, 87 S.W.3d 256 (Mo. 2002)

Wilkes v. State, 82 S.W.3d 925 (Mo. 2002)

State v. Larson, 79 S.W.3d 891 (Mo. 2002)

Middleton v. State, 80 S.W.3d 799 (Mo. 2002)

Treadway v. State, 988 S.W.2d 508 (Mo. 1999)

State ex rel. Young v. City of St. Charles, 977 S.W.2d 503 (Mo. 1998)

State v. Reese, 920 S.W.2d 94 (Mo. 1996)

Bold v. Bold, 912 S.W.2d 477 (Mo. 1995)

Krane v. Krane, 912 S.W.2d 473 (Mo. 1995)

Lay v. Lay, 912 S.W.2d 466 (Mo. 1995)

Beatty v. Metropolitan St. Louis Sewer Dist., 914 S.W.2d 791 (Mo. 1995)

Beatty v. State Tax Com'n, 912 S.W.2d 492 (Mo. 1995)

State v. Weaver, 912 S.W.2d 499 (Mo. 1995)

State ex rel. Leggett v. Sovran Leasing Corp., 909 S.W.2d 664 (Mo. 1995)

State ex rel. Yarber v. McHenry, 915 S.W.2d 325 (Mo. 1995)

Bass v. National Super Markets, Inc., 911 S.W.2d 617 (Mo. 1995)

Johnson v. Denton Const. Co., 911 S.W.2d 286 (Mo. 1995)

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.

State Representative, State of Missouri, 63rd District (1989 – 1993), elected position.

City Counselor, City of St. Louis (1993 – 1994), appointed in 1993 by Mayor Bosley, Jr.

St. Louis Housing Authority (1989 – 1990), appointed in 1989 by Mayor Schoemehl.

I have never been an unsuccessful candidate for elective public office.

In 1997 and again in 1999, President Bill Clinton nominated me to be United States District Court Judge for the Eastern District of Missouri. My nomination was favorably reported by the Senate Judiciary Committee twice, but on October 5, 1999, it was disapproved by the Senate by a vote of 45-54.

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.

I volunteered for the Nixon for Missouri Campaign in 2008 and 2012. I traveled with candidate and Governor Jay Nixon to several campaign events. I also recorded a radio campaign commercial (2008 and 2012). In 2008, I also worked as a co-chair of Governor-Elect Nixon's Citizen Transition Team.

In 1991, I endorsed then-Lieutenant Governor Mel Carnahan for Governor of Missouri.

- 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 never served as a clerk to a judge.

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

I 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. 1984 – 1987 Office of the Public Defender 1114 Market Street St. Louis, Missouri 63101 Trial Attorney

1987 – 1988 Law Offices of Young, Russell, Crawford & Black 509 Olive Street, Suite 1000 St. Louis, Missouri 63101 Associate

1988 – 1989 Office of the Special Public Defender 8008 Carondelet St. Louis, Missouri 63105 Special Public Defender, Trial Attorney

1988 – 1993 Law Offices of Cahill, White & Hemphill 1221 Locust Street St. Louis, Missouri 63103 Partner

1993 – 1994 Office of the City Counselor – City of St. Louis, Missouri 1200 Market Street St. Louis, Missouri 63103 City Counselor

2007 – present Holloran White Schwartz & Gaertner LLP 2000 South Eighth Street St. Louis, Missouri 63104 Partner

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 never served as a mediator or arbitrator.

b. Describe:

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

In 1984 I started practicing law as an assistant Public Defender assigned to represent indigent children charged with violations of the juvenile code. After serving nine months in Juvenile Court, I was promoted to the misdemeanor division of the Public Defender's Office, where I represented numerous indigent adults charged with misdemeanor crimes. My representation included bench trials, jury trials and motion hearings. I was in court almost every day on behalf of my clients. After nine months I was moved up to the felony division where I was assigned to a trial team to represent indigent adults charged with felony crimes. Over time, I tried a significant number of cases to a jury. After a year and a half, I became a trial team leader and supervised four attorneys. In my role as team leader, I carried a full caseload that included several first degree murder cases.

When I entered private practice at the Law Offices of Cahill, White & Hemphill in 1987, I continued to represent individuals charged with crimes. I also accepted an assignment to represent clients from the Office of the Special Public Defender who were charged with A & B felonies, the most serious charges under the state criminal code. In addition to my criminal practice, I represented clients with damage claims, such as injured victims in automobile accidents, those in slip and fall and those in worker's compensation cases.

In 1993, I left private practice to take a position as City Counselor for the City of St. Louis, Missouri, where I was in charge of an office with approximately 70 employees. In addition to my responsibilities in managing the office, I directed the negotiation and resolution of major cases that were assigned to my assistants.

After serving on the Supreme Court of Missouri, I returned to private practice at Holloran White Schwartz & Gaertner LLP, which specializes in personal injury suits. I have represented numerous individuals in cases seeking civil damages. Over the years, I have been involved in all of the major cases for which the office has been retained. The list includes representing plaintiffs in serious automobile and truck accident cases, defending the owners of small corporations, and serving as an expert witness in legal malpractice cases. In addition, I am consulted on appellate and trial matters by lawyers outside of my office.

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

During my career, I have not specialized in any particular area of the law, although my practice has changed regarding the type of cases I accept. In the early years I represented individuals charged with juvenile code violations, misdemeanors and felonies in the Office of the Public Defender in St. Louis City and County.

While a partner at Cahill, White & Hemphill, I continued to represent individuals charged with criminal violations. I also accepted small cases such as minor auto accidents, traffic matters, non-contested divorces and small probate matters.

When I served as City Counselor for the City of St. Louis, I was in charge of the law department which represented the city in lawsuits brought against the city, all of the city departments and employees, the Mayor's Office and the Board of Aldermen.

At Holloran White Schwartz & Gaertner, LLP, I have focused primarily on personal injury lawsuits, representing individuals. I also defend small corporations from time to time in lawsuits brought against their companies. I am retained by plaintiff and defense counsel in legal malpractice cases.

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.

Essentially 100% of my practice has been litigation. In the early years of my practice it was 98% criminal litigation and now it is 100% civil litigation. I have appeared in courts frequently over the years of my practice.

i. Indicate the percentage of your practice in:

| 1. | federal courts: | 3% |
|----|-------------------------|-----|
| 2. | state courts of record: | 97% |
| 3. | other courts: | 0% |

- 4. administrative agencies: 0%
- ii. Indicate the percentage of your practice in:
 - 1. civil proceedings: 60%
 - 2. criminal proceedings: 40%
- 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.

To the best of my recollection, I have tried a total of 28 cases to verdict or judgment, all of which were tried to a jury. Of those, 25 were criminal jury trials where I was sole counsel and three were civil jury trials where I was co-counsel.

i. What percentage of these trials were:

| 1. | jury: | 100% |
|----|-----------|------|
| 2. | non-jury: | 0% |

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 practiced before the Supreme Court of the United States.

- 17. <u>Litigation</u>: 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. In re: The Matter of the Honorable B. T. Peebles, Respondent, Supreme Court No. SC92811, Supreme Court of Missouri (2013). Judge Richard Tietelman.

I was co-counsel representing a Missouri Associate Circuit Judge in a disciplinary matter. After a hearing, the Commission of Retirement, Removal and Discipline after hearing, recommended the judge be removed from office. While I consulted with my co-counsel during the hearing before the Commission, I did not participate in the hearing. I argued the case on appeal before the Supreme Court of Missouri, which has supervisory powers over all lower court judges. The Supreme Court of Missouri suspended the judge for six months.

<u>Co-Counsel:</u> Paul J. D'Agrosa Law Office of Wolff & D'Agrosa 7710 Carondelet Avenue, Suite 200 Clayton, MO 63105 (314) 725-8019

Opposing Counsel: James M. Smith 2190 South Mason Road, Suite 201 St. Louis, MO 63131 (314) 966-1007

2. Brodie v. Novartis Pharmaceuticals Corporation, Case No. 4:10-cv-00138-HEA U.S. District Court – Eastern District of Missouri (2012). Judge Henry Autrey.

I was co-counsel and local counsel to attorneys from out of state who filed a failure to warn claim on behalf of the plaintiff in the U.S. District Court for the Eastern District of Missouri. Plaintiff alleged that after he used the pharmaceutical company's drug prescribed to him by his doctor, he sustained injuries to his jaw bone because the label on the drug was inadequate to warn him or his doctor of the drug's side effects. The case proceeded to trial, and I conducted the voir dire, cross-examined several witnesses and shared the closing argument with the lead attorney. The jury returned a verdict in favor of the defendant.

<u>Co-Counsel:</u> Daniel Osborn Osborn Law, P.C. 295 Madison Avenue New York, NY 10017 (212) 725-9800

Opposing Counsel: Bruce J. Berger Hollingsworth, LLP 1350 First Street, NW Washington, DC 20005 (202) 898-5800

3. *Martin, et al v. Survivair, Inc., et al.*, Cause No. 042-08883, Circuit Court, City of St. Louis, State of Missouri (2010). Judge Michael David.

I was co-counsel in a fee dispute among several attorneys in a wrongful death case. The lead attorney filed several motions after the apportionment proceedings claiming attorney fees from a plaintiff that he did not have a contract to represent. I represented one of the plaintiffs and her attorneys. I prepared the pleadings and argued the motions and responses to the court. The lead attorney's motion for attorney fees from plaintiffs with whom he did not have a contract was sustained in part and denied in part. The trial court ruled that the lead attorney was not entitled to attorney fees from the compensatory award but was entitled to collect attorney fees from the punitive award. The case was settled after the trial court judge entered his order, affirming in part and reversing in part the lead attorney's motion for attorney's fees.

<u>Co-Counsel:</u> James P. Holloran Holloran White Schwartz & Gaertner LLP 2000 South Eighth Street St. Louis, MO 63104 (314) 772-8989

Opposing Counsel: Jerome J. Schlichter Schlichter, Bogard & Denton 100 South Fourth Street, Suite 900 St. Louis, MO 63102 (314) 621-6115

4. Bachman, et al v. A.G. Edwards, Inc., et al., Cause No. 4:09-cv-0057ERW, U.S. District Court, Eastern District of Missouri (2009). Judge Richard Webber.

I was co-counsel with attorneys from around the country who represented Ms. Bachman and others in a shareholder class action lawsuit. The shareholders alleged that the defendants wrongly kept fees that should have been distributed to the shareholders. I participated in the preparation of a number of pleadings filed and argued the motion for class certification to the court. The motion for class certification was granted and the case was settled before trial.

<u>Co-Counsel:</u> Robert D. Blitz Christopher O. Bauman Blitz, Bardgett & Deutsch, L.C. 120 South Central Avenue, Suite 1650 St. Louis, MO 63105 (314) 863-1500

Opposing Counsel: Jeffrey J. Kalinowski Bryan Cave LLP One Metropolitan Square 211 North Broadway, Suite 3600 St. Louis, MO 63102 (314)-259-2000

5. In Regard the Matter of Hubbard v. Jones and Carnahan, Secretary of State of Missouri, Cause No. 0822-CC08277, Circuit Court, City of St. Louis, Missouri (2008). Judge Edward Sweeney

I was co-counsel for the defendants in an election contest lawsuit. My clients won a representative election by 96 votes. The plaintiff filed suit claiming among other

things that the counting of the casted votes was fraudulent. I prepared all pleadings in the matter and argued them to the trial judge. The court sustained the defendants' motion to dismiss, thus affirming the final vote count.

<u>Co-Counsel:</u> Susan E. Block Paule, Camazine & Blumenthal, P.C. 165 North Meramec Avenue, Sixth Floor St. Louis, MO 63105 (314) 727-2266

Opposing Counsel: N. Scott Rosenblum Rosenblum, Schwartz, Rogers & Glass, P.C. 120 South Central Avenue, Suite 130 St. Louis, MO 63105 (314) 862-4332

6. Bi-State Development Agency of the Missouri-Illinois Metropolitan District D/B/A Metro v. Cross County Collaborative Joint Venture, et al., Cause No. 04CC-003335, Circuit Court, St. Louis County, State of Missouri (2007). Judge Carolyn Whittington.

I was co-counsel defending the Cross County Collaborative Joint Venture ("Cross County") in a significant contract dispute over construction costs overruns. Our clients were sued for over \$100 million in damages. The jury returned a verdict in favor of Cross County against the plaintiffs and awarded Cross County \$6 million on its cross-claim. I conducted part of the voir dire, cross-examined the main witness for the plaintiff, and argued several motions to the court during the trial.

<u>Co-Counsel:</u> James Bennett Edward Dowd Dowd & Bennett LLP 7733 Forsyth Boulevard, Suite 1900 St. Louis, MO 63105 (314) 863-2111

Opposing Counsel: Pamela Meanes Gordon Ankey Thompson Coburn 505 North Seventh Street St. Louis, MO 63101 (314) 552-6349 7. State ex rel., the City of St. Louis, Mayor Bosley, Jr. and the Metropolitan St. Louis Sewer District, Relators v. Honorable Thomas C. Mummert III, Circuit Court, St. Louis City, et al., Respondents. State ex rel., City of St. Louis v. Mummert, 875 S.W. 2d 108 (Mo. 1994). Judge John Holstein.

As co-counsel, I represented the mayor in an effort to have the judges of the 22nd Judicial Circuit Court approve his nominees to the Metropolitan Sewer District Board. I argued this case before the Supreme Court of Missouri and was successful in having a section of the statute in question severed so that the mayor's nominees could sit as board members.

<u>Co-Counsel:</u> James M. Byrne 2000 Hampton Avenue St. Louis, MO 63139 (314) 768-6234

Opposing Counsel: John F. Galvin Fox Galvin, LLC One South Memorial Drive, 12th Floor St. Louis, MO 63102 (314) 588-7000

8. *Taylor v. Poeschel and the City of Berkeley, Missouri*, Cause No. 492V00693, U.S. District Court – Eastern District of Missouri (1993). Judge Jean Hamilton.

As sole counsel, I represented the plaintiff, Taylor, in a Section 1983 action against the defendants in a jury trial. Taylor alleged that the defendant police officer Poeschel had beaten her and that the City of Berkeley was negligent in failing to train and supervise Officer Poeschel. The jury returned a verdict in favor of the defendants.

Opposing Counsel: Robert J. Krehbiel Donna Morrison 200 North Broadway, 12th Floor St. Louis, MO 63102 (314) 621-7755

9. *State of Missouri v. Huffman*, Cause No. 87-03032, Circuit Court, City of St. Louis, State of Missouri (1987). I cannot recall the name of the trial judge.

As sole counsel, I represented defendant Huffman, who was charged with assault first degree and armed criminal action. I was responsible for presenting the case to the

jury, including putting the defendant on the stand despite his numerous prior convictions. The jury returned a verdict of not guilty on all counts.

Opposing Counsel: George Draper III (Former Prosecutor, City of St. Louis, MO) Judge, Supreme Court of Missouri 207 West High Street Jefferson City, MO 65102 (573) 751-6644

10. *State of Missouri v. Dailey*, Cause No. 861-01026B, Circuit Court, City of St. Louis, State of Missouri (1987). Judge James S. Corcoran (deceased).

As sole counsel, I represented defendant Dailey, who was charged with assault first degree. The defendant was charged with assaulting her own child who had suffered severe injuries. I was successful in convincing the jury of the defendant's innocence of the greater charge. The jury returned a verdict of guilty on the lesser charge of endangering the welfare of a child and assessed punishment as a fine to be set by the court.

Opposing Counsel: Dee Joyce Hayes (Former Prosecutor, City of St. Louis, MO) General Counsel Metro Transit 707 North First Street St. Louis, MO 63102 (314) 982-1400

18. <u>Legal Activities</u>: 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.)

From 1994 to approximately 1998, I served on the "Gender Task Force Committee" established by the Supreme Court of Missouri. The work of this committee resulted in establishing Supreme Court Rule 8 prohibiting gender bias by judicial officials.

As Chairman of the Appellate Judicial Commission from 2003 to 2005, my responsibilities included ensuring that each of the members received complete files from all applicants for judicial office and scheduling a date, time and place that was convenient for the Commission to interview the applicants. After the applicants were interviewed by each commissioner, I presided over the meeting to discuss, select and forward three

names to the governor so that he could appoint one person to the position of appellate judge. This process is used to select all appellate judges including all members of the supreme court. It is also used in most of the urban judicial circuits in Missouri.

I was appointed by U.S. District Court judges to serve as a member of the Merit Selection Panel for the selection of a U.S. Magistrate Judge in the District Court for the Eastern District of Missouri in 2013. We met and screened thirty applicants before interviewing nine individuals. After we conducted our group interview of each applicant, we discussed each applicant's qualifications and then we took a vote on the candidates. The top five candidates were forwarded to the U.S. District Court judges for their review.

I have not performed any lobbying activities or registered as a lobbyist.

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 have taught Trial Practice & Procedure at Washington University Law School from 1996 through 2013. The course involves teaching the basic trial skills that a lawyer would need to represent a client in court. The major topics taught are Jury Selection, Opening Statements, Direct & Cross Examinations, and Foundations and Closing Arguments. 2013 syllabus supplied.

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. <u>Outside Commitments During Court Service</u>: 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 hope to continue serving as an adjunct faculty member for Washington University in St. Louis Law School.

22. <u>Sources of Income</u>: 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. <u>Statement of Net Worth</u>: 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.

If confirmed, I would recuse from cases involving members of my current law firm for a reasonable period of time. In addition, I have some former law clerks who practice in the Eastern District of Missouri, and I would likely recuse on their matters. I am not aware of any family members or parties that are likely to present potential conflicts of interest.

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

If confirmed, I would handle all matters involving actual or potential conflicts of interest through thoughtful application of the Code of Conduct for United States Judges, pertinent advisory opinions, and any other relevant rules or procedures.

25. <u>Pro Bono Work</u>: 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.

I served for two years as a former advisory board member for the Maria Droste Residence Organization. This group assisted homeless women in finding shelter and employment.

I served for three years as a commissioner with the St. Louis Housing Authority. This board established policy and procedures for implementing federally funded low-income housing in St. Louis, Missouri. The board had seven members appointed to two-year terms by the Mayor of St. Louis. I served as a commissioner for approximately a year-and-a-half.

I have also served as a board member of the Herbert Hoover Boys and Girls Club of St. Louis for two years. We established policy for implementing athletic and educational programs for inner-city youth. We also assisted in fund-raising activities to support the operation of the club.

I have volunteered and served as a coach for both T-ball and baseball at the Emerson Family YMCA in St. Louis, Missouri. I coached a team of boys and girls during the baseball season for three years. My teams consisted of children from diverse backgrounds.

I volunteered as a mentor for seven years with the Jamison Memorial Christian Methodist Episcopal Church Youth Group. We interacted with the youth members of our church as well as with the youth who live in the neighborhood by planning activities and inviting guest speakers to address the youth.

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.

In November 2012, I called Senator Claire McCaskill to express my interest in being considered as a candidate for the position of U.S. District Court Judge. In May 2013, I received a call from Senator McCaskill advising that my name would be sent to the White House for consideration. Since May 30, 2013, I have been in contact with officials from the office of Legal Policy at the Department of Justice. On July 19, 2013, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, DC. On November 7, 2013, 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.

AFFIDAVIT

RonnieleeWhite

, do swear

that the information provided in this statement is, to the best of my knowledge, true and accurate.

15-14 (DATE)

I,

le White Ronnie

(NAME)

MONICA MORELAND Notary Public - Notary Seal State of Missouri Commissioned for St. Louis County My Commission Expires: September 20, 2014 Commission Number: 10493801

(NOTARY)