

UNITED STATES SENATE
COMMITTEE ON THE JUDICIARY

QUESTIONNAIRE FOR JUDICIAL NOMINEES

PUBLIC

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

Wilhelmina Marie Wright
Mimi Wright

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

United States District Judge for the District of Minnesota

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

Minnesota Supreme Court
Minnesota Judicial Center
25 Reverend Dr. Martin Luther King Jr. Boulevard
Saint Paul, Minnesota 55155

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

1964; Norfolk, Virginia

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

1986 – 1989, Harvard Law School; J.D., 1989
1982 – 1986, Yale College; B.A. (*cum laude*), 1986

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

2012 – present
Minnesota Supreme Court
Minnesota Judicial Center
25 Reverend Dr. Martin Luther King Jr. Boulevard

Saint Paul, Minnesota 55115
Associate Justice

2002 – 2012 (leave of absence July 2008 – July 2009)
Minnesota Court of Appeals
Minnesota Judicial Center
25 Reverend Dr. Martin Luther King Jr. Boulevard
Saint Paul, Minnesota 55115
Judge

2000 – 2002
Ramsey County District Court
15 West Kellogg Boulevard
Saint Paul, Minnesota 55102
Judge

1995 – 2000
United States Attorney's Office
District of Minnesota
United States Courthouse
300 South Fourth Street
Suite 600
Minneapolis, Minnesota 55415
Assistant United States Attorney

1991 – 1995; Summer 1988
Hogan & Hartson LLP (now Hogan Lovells LLP)
Columbia Square
555 Thirteenth Street NW
Washington, District of Columbia 20004
Associate (1991 – 1995)
Summer Associate (Summer 1988)

1989 – 1991
Chambers of the Honorable Damon J. Keith
United States Courthouse
231 West Lafayette
Detroit, Michigan 48226
Law Clerk

Summer 1988
NAACP Legal Defense and Educational Fund
1444 I Street NW
Washington, District of Columbia 20005
Summer Intern

Summer 1987
Bell Boyd and Lloyd (now defunct)
Washington, District of Columbia 20004
Summer Associate

Summer 1986
Choate Rosemary Hall
333 Christian Street
Wallingford, Connecticut 06492
Summer English Literature and Writing Teaching Assistant

Other Affiliations (uncompensated):

2005 – 2011, 2014 – present
Saint Paul Academy and Summit School
1712 Randolph Avenue
Saint Paul, Minnesota 55105
Board of Trustees

2002 – 2008, 2010 – 2012
Mardag Foundation
101 Fifth Street East
Suite 2400
Saint Paul, Minnesota 55101
Board of Directors (2002 – 2008, 2010 – 2012)
Secretary (2004 – 2008)

2002 – 2010
William Mitchell College of Law
875 Summit Avenue
Saint Paul, Minnesota 55104
Board of Trustees (2002 – 2010)
Secretary (2004)

1996 – 2003
Girl Scout Council of Saint Croix Valley (now Girl Scout Council of River Valleys)
400 Robert Street South
Saint Paul, Minnesota 55107
Board of Directors (1996 – 2003)
Secretary (1998 – 1999)

1996 – 2003
Saint Paul Chamber Orchestra
Historic Hamm Building Administration Office
408 Saint Peter Street
Saint Paul, Minnesota 55102

Board of Directors

1999 – 2001

Federal Bar Association of Minnesota (no local address)
1220 North Fillmore Street
Suite 444
Arlington, Virginia 22201
Board of Directors

1990 – 1991

Yale Alumni Association of Michigan
No known physical address
Board of Directors

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

None.

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

George Family Foundation, Exceptional Women Leaders Honoree (2014)
College of Saint Benedict and Saint John's University Alumni, Fidelis Apparitor
(Faithful Servant) Award (2013)
Minnesota Association of Black Lawyers, President's Award (2012)
Girl Scout Council of River Valleys, Women of Distinction Award (2011)
Minnesota Women Lawyers, Myra Bradwell Award (2006)
Minnesota Black Women Lawyers Network, Lena O. Smith Achievement Award (2004)
Minnesota Association of Black Lawyers, Annual Gala Honoree (2003)
Saint Paul Jaycees, B. Warren Hart Award for Public Service (2001)
Minnesota Jaycees, Ten Outstanding Young Minnesotans Award (2000)
United States Department of Justice, Director's Award for Public Service (2000)
United States Department of Justice, Special Achievement Award (1997)
Harvard Civil Rights-Civil Liberties Law Review, Editorial Board (1987 – 1988) and
Executive Editor (1988 – 1989)
Yale University, Anne Warner Award (1986)
Aurelian Honor Society (1985 – 1986)

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

American Bar Association
 American Bar Foundation Fellow
 American Law Institute
 Model Penal Code: Sentencing Consultative Group (2011 – present)
 Federal Bar Association of Minnesota
 Board of Directors (1999 – 2001)
 Minnesota Appellate Courts' Day of Service, Co-Chair (2010 – present)
 Minnesota Association of Black Lawyers
 Minnesota Court of Appeals Committees
 Family Law Appellate Mediation Rules Committee (2010)
 Federal Magistrate Judge Merit Selection Panel, Member (2002); Chair (2012)
 Minnesota Judicial Council (2005 – 2008)
 Minnesota State Bar Association Task Force on the American Bar Association
 Model Rules of Professional Conduct (2002 – 2003)
 Minnesota Second Judicial District Court Committees
 Bail/Sentencing Committee (2000 – 2002)
 Community Court Committee, Chair (2000 – 2002)
 Racial Fairness Committee (dates unknown)
 Ramsey County Community Corrections Advisory Board (2000 – 2003)
 Minnesota State Bar Association
 Minnesota Supreme Court Committees (2012 – present unless otherwise noted)
 Board of Continuing Legal Education
 Committee for Equality and Justice (2011 – present)
 General Rules of Practice Committee
 Legal Services Advisory Committee (including Lawyers Trust Account Board)
 National Consortium on Racial and Ethnic Fairness in the Courts
 Public Trust and Confidence Working Group (2000 – 2005)
 State Canvassing Board (2012, 2013)
 Minnesota Women Lawyers
 Advisory Board (2002 – 2008, 2010 – 2013)
 Co-Chair, Program Committee (2000)
 Holiday Benefit Organizer (1996, 2000)
 Myra Bradwell Award Selection Committee (2015)
 Nominating Committee (2002, 2004 – 2006)
 President's Leadership Circle (2013 – 2014)
 National Association of Women Judges
 National Bar Association
 Ramsey County Bar Association

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.

Virginia, 1989
 District of Columbia, 1991

Minnesota, 1998

There have been no lapses in membership. Once I joined the bench, I changed my membership in the District of Columbia bar to “judicial member” and my Virginia bar membership to “inactive.”

- 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 Court of Appeals for the Eighth Circuit, 1991

United States District Court for the District of Minnesota, 1995

My admission to the District of Minnesota was placed on inactive status in approximately 2001 after I became a judge and no longer practiced before the federal court.

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.

Clare House Volunteer (1996 – 1998)

Girl Scout Council of Saint Croix Valley (now Girl Scout Council of River Valleys)

Board of Directors (1996 – 2003)

Secretary of the Board (1998 – 1999)

Chairperson, CEO Selection Committee (1997)

CEO Performance Review Committee (1998 – 2000)

For All the Girls Campaign (1999 – 2000)

Nominating Committee (2001 – 2003)

Green Bag Almanac Board of Advisors (2008 – present)

Hamline University Women in Leadership Advisory Council (2002)

International Bridges to Justice

Expert Panel (2008 – 2009)

Justice Makers Competition Judge (2008, 2010)

Volunteer on eLearning and Accreditation Rule of Law Project (2008 – 2009)

International Women’s Forum Minnesota (2012 – present)

Jack & Jill of America, Minneapolis Chapter (2000 – 2002)

Mardag Foundation

Board of Directors (2002 – 2008, 2010 – 2012)
 Nominating Committee (2009)
 Secretary (2004 – 2008)
 Minneapolis-Saint Paul Chapter of The Links, Inc. (2003 – 2014)
Minnesota Lawyer Advisory Board (2001 – 2010)
 Project Home Shelter Volunteer (2012 – present)
 Saint Paul Academy and Summit School
 Board of Trustees (2005 – 2011, 2014 – present)
 Chair, Committee on Trustees (2010 – 2011)
 Nominating Committee (2008)
 Saint Paul Chamber Orchestra
 Board of Directors (1996 – 2003)
 Governance Committee (1997 – 2003)
 Marketing Committee (1996 – 1997)
 Saint Paul Jaycees (approximately 1996 – 2003)
 Saint Paul Public Schools Graduate Standards Advisory Committee (1997 – 1999)
 Town and Country Club (2001 – present)
 Twin Cities United Way Tocqueville Society
 Tocqueville Society Cabinet (2013 – present)
 University of Minnesota Hubert H. Humphrey School of Public Affairs
 Advisory Council (2009 – 2013)
 University of Saint Thomas School of Law
 “Ethical Leadership in Social Justice” Curriculum Development and
 Literature Review (2008 – 2009)
 William Mitchell College of Law
 Board of Trustees (2002 – 2010)
 Secretary (2004)
 Dean Search Committee (2003)
 Yale Alumni Association of Michigan Board of Directors (1990 – 1991)
 Yale Alumni Schools Committee (1989 – 1991, 1996 – 2007)
 Yale University Council Advisory Board (2010 – present)

- 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.

More than a decade before I joined the Saint Paul Jaycees, full membership was restricted to men. To the best of my knowledge, none of the other organizations listed above 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.

Justice Wright is Elected!, <http://wrightforjustice.com>, November 2014. Copy supplied.

Pathways to the Bench: Paved with the Quest for Equality and Justice, Minnesota Women Lawyers Curated Lists, September or October 2014. Copy supplied.

Mentorship Gifts, Minnesota Women's Press (November 2013). Copy supplied.

Brown's Legacy: Looking Back, Moving Forward, 31 WM. MITCHELL L. REV. 375 (2004). Copy supplied.

Guest Notes, WLSA News, Women Law Students Association (February 1997). Copy supplied.

With Anne M. Dellinger and Patricia C. Kuszler, *Criminal Court Practice*, in AIDS BENCHBOOK SUPPLEMENT, The National Judicial College (1994). Copy supplied.

In the Courts, American Association of School Administrators Leadership News (February 1991). I contributed to this newsletter as a member of Hogan & Hartson's education practice group. I do not recall the subject matter of the article and have been unable to obtain a copy.

Examining the Property of Rights in Whiteness, Questioning the Benefits of Desegregated Schools, and Black Success Rates Color-Blind Status in Racial Reflections: Dialogues in the Direction of Liberation, 37 UCLA L. REV. 1037 (1989 – 1990). Copy supplied.

Book Review, 12 HARV. WOMEN'S L.J. 297 (1989) (reviewing A.J. COOPER, A VOICE FROM THE SOUTH). Copy supplied.

With Steve Barber et al., *The Purging of Empowerment*, 23 HARV. C.R.-C.L. L. REV. 483 (1988). Copy supplied.

Book Review, 23 HARV. C.R.-C.L. L. REV. 281 (1988) (reviewing J.G. ROBINSON, THE MONTGOMERY BUS BOYCOTT AND THE WOMEN WHO STARTED IT). Copy supplied.

For my 2014 election to the Minnesota Supreme Court, I maintained a campaign website at <http://wrightforjustice.com>. Most of the content was created by a webmaster, but I personally contributed some of the web content, listed separately in 12a. My campaign also maintained a Facebook page at <https://www.facebook.com/WrightForJustice>. I did not personally contribute any material to this page. I also maintained a website for my 2010 and 2004 election campaigns but no social media presence. These websites are not archived anywhere to the best of my knowledge, but were substantially similar to the 2014 website.

I edited the following articles as a volunteer copy-editor for the Advocates for Human Rights:

A House with Two Rooms: Final Report of the Truth and Reconciliation Commission of Liberia Diaspora Project, Advocates for Human Rights (DRI Press 2009). Copy supplied.

Sex Trafficking Needs Assessment for the State of Minnesota, Advocates for Human Rights (2008). Copy supplied.

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

From 2008 to the present, I served on the Green Bag Almanac Board of Advisors. The board nominates and votes on articles, legal opinions, and writings for inclusion in an annual publication. The publications are voluminous and my role was limited to nominating and voting on readings to be included in the almanac; therefore, I have included the excerpts available online, which provide the introduction and table of contents of the articles for each year I was on the board. Copies of the 2008 to 2015 excerpts supplied.

In 2013 and 2014, the Supreme Court Advisory Committee on General Rules of Practice issued final reports and recommendations. I served as the Supreme Court liaison, attending meetings and consulting with the committee on its proposals and report and recommendations as a nonvoting member. Copies of the final reports are supplied.

From 2002 to 2008 and 2010 to 2012, I served on the board of directors of the

Mardag Foundation. The foundation issued annual reports or letters summarizing our grants. The letters did not include the names of board members, but the reports did. The board did not have any role in the preparation or approval of the annual reports or letters. Copies of the 2002 to 2009 annual reports supplied.

Model Penal Code: Sentencing, Tentative Draft No. 2, American Law Institute, March 25, 2011. Although my name appeared on the draft as a member of the Sentencing Consultative Group, I did not participate or consult in any way in its preparation, and did not vote on or approve its contents. Copy available at <http://tinyurl.com/n4sjh6d>.

To the best of my recollection, none of the other organizations on whose boards I served released any reports, memoranda or policy statements either with my participation or under my name.

- 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.

The Minnesota Supreme Court Advisory Committee on General Rules of Practice met on September 24, 2014, August 28, 2014, and September 20, 2013. I served as the Supreme Court liaison, attending meetings and consulting with the committee on its proposals and report and recommendations as a nonvoting member. Minutes supplied.

I am also the Minnesota Supreme Court liaison for the Committee on Equality and Justice that meets quarterly. This is a nonvoting role. The committee issues annual reports and recommendations for approval of its work plan by the Minnesota Judicial Council. While the meetings of Minnesota Judicial Branch committees are open to the public, only committee members or invited presenters participate in the meetings. Minutes for these meetings are created by judicial branch staff. Minutes supplied.

After being appointed to the Minnesota Supreme Court, I ran for election in 2014. I have supplied questionnaires or press reports quoting my answers that I have been able to locate after a diligent search of my records and the Internet. My recollection is that with respect to my 2014 election, I filled out a questionnaire from each organization that sent one to me.

Academy of Certified Trial Lawyers of Minnesota. Copy supplied.

Minnesota Lawyer. Copy supplied.

Minnesota Newspaper Association. Copy supplied.

Minnesota State Bar Association. Copy supplied.

OutFront Minnesota. Copy supplied.

On June 1, 2011, Minnesota Supreme Court Chief Justice Lorie Gildea appointed five judges, including myself, to a special redistricting panel to hear challenges to the then-existing legislative and congressional districts and create redistricting maps if the governor and legislature failed to reach an agreement. In October 2011, the panel held hearings throughout the state in which citizens testified about their communities. Chief Justice Gildea appointed me to serve as the presiding judge of the special redistricting panel. At the beginning of each hearing, I gave opening remarks regarding the purpose and scope of the public hearings. I have no notes, transcript, or recording.

October 4, 2011: Bloomington, Minnesota
October 5, 2011: Saint Paul, Minnesota
October 6, 2011: Minneapolis, Minnesota
October 10, 2011: Cloquet, Minnesota
October 11, 2011: Bemidji, Minnesota
October 12, 2011: Moorhead, Minnesota
October 13, 2011: Saint Cloud, Minnesota
October 14, 2011: Mankato, Minnesota

After being appointed to the Minnesota Court of Appeals, I ran for election in 2004 and 2010. During the course of these judicial campaigns, I filled out a number of candidate questionnaires. I have not retained copies of the questionnaires and, after a diligent search of my records and the Internet, I do not recall the groups for whom I filled out a questionnaire.

- 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.

In connection with my 2014, 2010 and 2004 campaigns, I visited law firms, civic organizations and homes throughout Minnesota to discuss the role of the court. Although I often spoke extemporaneously, in some of my 2014 appearances, I spoke from a speech I prepared in March 2014. Copy supplied. A list of my 2014 campaign appearances is below. I have not maintained records of my appearances in 2010 and 2004. I spoke extemporaneously at all campaign events.

House Parties:

October 22, 2014: Minnetonka, Minnesota
October 21, 2014: Rochester, Minnesota
October 20, 2014: Saint Paul, Minnesota
October 9, 2014: Saint Paul, Minnesota
October 7, 2014: Minneapolis, Minnesota
September 24, 2014: Saint Paul, Minnesota
September 22, 2014: Minneapolis, Minnesota
September 19, 2014: Saint Paul, Minnesota
September 17, 2014: Edina, Minnesota
September 10, 2014: Saint Paul, Minnesota
September 6, 2014: Roseville, Minnesota
September 4, 2014: Minneapolis, Minnesota
August 28, 2014: Plymouth, Minnesota
July 23, 2013: Saint Paul, Minnesota
May 14, 2014: Saint Paul, Minnesota

Law Firm Appearances:

October 29, 2014: Hanft Fride Law Firm
October 15, 2014: Stinson Leonard Street
October 14, 2014: Lind, Jensen, Sullivan & Peterson
October 10, 2014: Fredrikson & Byron
October 2, 2014: Larson King
September 26, 2014: Quinlivan & Hughes, Gray Plant Mooty
September 25, 2014: Farrish Johnson
August 26, 2014: Felhaber & Larson
August 25, 2014: Dorsey & Whitney
August 20, 2014: Briggs & Morgan
August 12, 2014: Henson & Efron
August 12, 2014: Winthrop & Weinstine
July 23, 2014: Meagher & Geer
July 22, 2014: Lockridge Grindal Nauen
July 21, 2014: Gray Plant Mooty
July 9, 2014: Oppenheimer Wolf & Donnolly, Greene Espel
June 24, 2014: Maslon Edelman Borman & Brand
May 29, 2014: Robins Kaplan

Other Appearances:

October 23, 2014: Meet & Greet, Town & Country Club, Saint Paul, Minnesota.

October 14, 2014: Meet & Greet, The University Club, Saint Paul,

Minnesota.

September 11, 2014: Meet & Greet, Minnesota Asian Peace Officers Association, Saint Paul, Minnesota.

August 27, 2014: Meet & Greet, Minnesota Chapter of the National Black Police Association, Minneapolis, Minnesota.

August 22, 2014: Meet & Greet, Laurentin Chamber of Commerce, Virginia, Minnesota.

August 21, 2014: Meet & Greet, Soroptimist Club, Mountain Iron, Minnesota.

March 11, 2014: Wright For Justice Campaign Kickoff Reception, Minneapolis, Minnesota. Press coverage supplied.

The Minnesota Supreme Court regularly convenes for oral arguments at schools across the state. Oral arguments are followed by a question and answer session, classroom visits, and tours. I do not speak from prepared material at these events and have not maintained records of all appearances. Representative press reports are supplied.

April 14, 2015; October 17 and May 16, 2014; July 10 and June 6, 2013: Speaker, New Lawyer Admission Ceremony, Minnesota Supreme Court, Saint Paul, Minnesota. I used one set of remarks for all of the 2013 and 2014 events, and a second set of remarks for the April 2015 event. Remarks supplied.

February 14 – 15, 2015: Judge, Marshall-Wythe Moot Court Competition, William & Mary Law School, Williamsburg, Virginia. I served as a judge for a two-day moot court competition including the final round. I have no notes, transcript, or recording. The address of William & Mary Law School is 613 South Henry Street, Williamsburg, Virginia 23185.

January 19, 2015: Speaker, 2015 Statewide Martin Luther King Jr. Holiday Celebration, Macalester College, Saint Paul, Minnesota. Remarks supplied.

December 11, 2014: Speaker, Minnesota Supreme Court Update CLE, Ramsey Country Bar Association, Saint Paul, Minnesota. PowerPoint supplied.

November 25, 2014: Panelist, 60th Anniversary of *Brown v. Board of Education* CLE, Southern Minnesota Regional Legal Services, Inc., Saint Paul, Minnesota. Notes supplied.

November 21, 2014: Speaker, Swearing-In Ceremony for Diane Bratvold, Minnesota Fourth Judicial District, Minneapolis, Minnesota. Remarks supplied.

November 18, 2014: Speaker, Sixth Annual Membership Reception: A Celebration of the Life and Legacy of Justice Rosalie E. Wahl, Minnesota Supreme Court Historical Society, Minneapolis, Minnesota. Remarks supplied.

October 31, 2014: Speaker, Semi-Annual Attorney Admission Ceremony, Minnesota Supreme Court, Saint Paul, Minnesota. Remarks supplied.

October 22, 2014: Keynote Speaker, Tubman Volunteer Attorney Celebration Luncheon, Tubman, Minneapolis, Minnesota. Remarks supplied.

October 21, 2014: Speaker, Collateral Consequences of Criminal Convictions; Lawyers as Public Servants: Facing Today's Challenges with Ingenuity Inspired by a Commitment to Service, Pro Bono Week CLE, Minnesota State Bar Association, Minneapolis, Minnesota. Remarks supplied.

October 18, 2014: Panelist, For God, for Country, and for Yale: Black Yalies in Public Service, Past and Present, 45th Anniversary Conference of the Afro-American Cultural Center, Yale University, New Haven, Connecticut. In this panel before Yale students, alumni, administrators, and community members, I discussed how my Yale education inspired and prepared me to develop the leadership skills that I have used in my profession and in my community service. I have no notes, transcript, or recording, but the outline provided by the moderator is supplied. The address of Yale University is Yale University, New Haven, Connecticut 06520.

September 17, 2014: Panelist, The Value of Mentoring Relationships, Executive Women's Council, Minneapolis Regional Chamber of Commerce, Minneapolis, Minnesota. We discussed personal experiences being mentored and mentoring, and strategies for identifying and effectively using mentors for professional advancement. I have no notes, transcript, or recording. The address of the Minneapolis Regional Chamber of Commerce is 81 South Ninth Street, Suite 200, Minneapolis, Minnesota 55402.

September 2014: Panelist, Fall Student Orientation, Minnesota Black Women Lawyers Network, William Mitchell College of Law, Saint Paul, Minnesota. We discussed study skills, networking opportunities, and other strategies for success in law school. I have no notes, transcript, or recording. The address of William Mitchell College of Law is 875 Summit Avenue, Saint Paul, Minnesota 55104.

August 18, 2014: Presenter, Investiture Oath, University of Saint Thomas School of Law, Minneapolis, Minnesota. Remarks supplied.

August 5, 2014: Panelist, Fireside Talk, Ecolab E3 Professional Development Day, Ecolab, Saint Paul, Minnesota. Remarks supplied.

July 15, 2014: Keynote Speaker, Professional Development Workshop, Diversity: Application vs. Theory, Black Employee Network, Thomson Reuters, Eagan, Minnesota. Video supplied.

June 24 & 26, 2014: Speaker, Nine Days in June, Minnesota Supreme Court Case Review, Minnesota State Bar Association, Willmar, Minnesota and Minneapolis, Minnesota. I spoke from a document prepared by my colleague, Justice Christopher Dietzen. PowerPoint supplied.

May 16, 2014: Panelist, Open Doors to Federal Courts Program, William Mitchell College of Law, United States District Court for the District of Minnesota, Saint Paul, Minnesota. In this panel before a group of high school students, I discussed the value of pursuing an education, excelling academically, and meeting challenges in education and professional life. I have no notes, transcript, or recording. The address of the United States District Court for the District of Minnesota is 300 South Fourth Street, Suite 202, Minneapolis, Minnesota 55415.

May 15, 2014: Keynote Speaker, Annual Police Memorial Day, Red Wing Police Department, Red Wing, Minnesota. Remarks supplied.

May 15, 2014: Keynote Speaker, Marjorie Gray Vogel Citizenship Award Night: Promoting Justice Through Civics Education, League of Women Voters Red Wing, Red Wing, Minnesota. Remarks supplied.

May 10, 2014: Speaker, Commencement Address, Concordia University, Saint Paul, Minnesota. Video available at <https://www.youtube.com/watch?v=qdfhKcXBWpM>.

April 25, 2014: Keynote Speaker, Effective Appellate Advocacy: A View From the Bench, Nuts and Bolts CLE, Hennepin County Bar Association New Lawyers Section, Minneapolis, Minnesota. PowerPoint supplied.

April 23, 2014: Speaker, Luncheon, Mankato Rotary, Mankato, Minnesota. Remarks supplied.

April 15, 2014: Keynote Speaker, Night of Distinction, University of Saint Thomas Black Lawyer Students Association, Minneapolis, Minnesota. Remarks supplied.

March 19, 2014: Presenter, The Minnesota Judicial Branch, Leadership Program, Greater Mankato Growth, Saint Paul, Minnesota. Notes supplied.

March 14, 2014: Speaker, Introduction of Marcy S. Wallace Award Recipient, Commissioner Rita Coyle DeMeules, Annual Law Review Banquet, William Mitchell College of Law, Minneapolis, Minnesota. Remarks supplied.

March 12, 2014: Presenter, Prominent Women in Minnesota's Legal Community, University of Saint Thomas Minnesota Supreme Court Historical Society Student Chapter and Women Law Student Association, University of Saint Thomas Law School, Minneapolis, Minnesota. I used the same notes that are provided for the presentation in Edina on February 25, 2014.

March 12, 2014: Speaker, Ramsey County Bar Association Claire's Court Reading Program, Ramsey County Bar Association, Saint Paul, Minnesota. At Hazel Park Preparatory Academy, I read a children's book on the operations of the United States Supreme Court and answered questions about my personal journey and career. I also encouraged the children to work hard and discussed how their studies are applicable to the work of the courts. I have no notes, transcript, or recording. The address of the Ramsey County Bar Association is E-1401 First National Bank Building, 332 Minnesota Street, Saint Paul, Minnesota 55101.

March 7, 2014: Panelist, Global Rule of Law: A Panel Discussion, Law and Business Day of Nobel Peace Prize Forum 2014, Humphrey School of Public Affairs, University of Minnesota, Minneapolis, Minnesota. Notes supplied.

March 2014: Presenter, Introduction to the Role of the Courts, Leadership Minnesota, Minnesota Chamber of Commerce, Saint Paul, Minnesota. I discussed the court's role in society, the court's operations, and the relevance of the court's work to the business community. I have no notes, transcript, or recording. The address of the Minnesota Chamber of Commerce is 400 Robert Street North, Suite 1500, Saint Paul, Minnesota 55101.

February 28, 2014: Keynote Speaker, The Importance of Diversity and Equality, Fredrikson and Byron Pro Bono/Diversity Celebration, Fredrikson and Byron, P.A., Minneapolis, Minnesota. Remarks supplied.

February 25, 2014: Panelist, Women in Leadership Event, Barnes and Thornburg, Edina, Minnesota. Notes supplied.

February 21, 2014: Remarks, Legal Services Advisory Committee Stakeholder Meeting, Minnesota Judicial Branch, Saint Paul, Minnesota. Remarks supplied.

February 19, 2014: Keynote Speaker, Hennepin County Attorney Minority Recruitment Reception, Hennepin County Attorney, Minneapolis, Minnesota. Remarks supplied.

February 13, 2014: Speaker, The Role of the Supreme Court, Leadership Saint Paul Program, Saint Paul Area Chamber of Commerce Foundation, Saint Paul, Minnesota. Notes supplied.

February 12, 2014: Keynote Speaker, North Star Museum of Boy Scouting and

Girl Scouting, Saint Paul, Minnesota. Remarks supplied.

January 31, 2014: Keynote Speaker, A Promise to Keep, Midwest Regional Black Law Students Association, Minneapolis, Minnesota. Remarks supplied.

January 24, 2014: Panelist, 2014 New Lawyer Experience, Minnesota Continuing Legal Education, Minneapolis, Minnesota. PowerPoint and notes supplied.

January 20, 2014: Keynote Speaker, Dr. Martin Luther King Jr. Commemorative Celebration and Party, The National Association for the Advancement of Colored People, Rochester Branch, Rochester, Minnesota. Remarks supplied.

December 17, 2013: Keynote Speaker, Rebuilding the Idea of One America, Ecolab Legal Team Year End Meeting and Reflection, The Science Museum of Minnesota, Saint Paul, Minnesota. Remarks supplied.

December 2013: Presenter, Supreme Court and Court of Appeals Update CLE, Ramsey County Bar Association, Saint Paul, Minnesota. I discussed recent cases of the Minnesota Supreme Court and rules committee work and an update on the appellate e-filing project. I have no notes, transcript, or recording. The address of the Ramsey County Bar Association is E-1401 First National Bank Building, 322 Minnesota Street, Saint Paul, Minnesota 55101.

November 21, 2013: Guest Lecturer, Criminal Justice, University of Minnesota, Minneapolis, Minnesota. Notes supplied.

November 16, 2013: Speaker, Fidelis Apparitor Acceptance Remarks, Red Mass, College of Saint Benedict and Saint John's University, Saint Joseph, Minnesota. Remarks supplied.

November 14, 2013: Keynote Speaker, Little Africa Free Library Project Launch Party, African Economic Development Solutions of Minnesota, Saint Paul, Minnesota. Remarks supplied.

October 17, 2013: Introducer, Panel Discussion on Ethics and Technology, Midwest Conference of Justices and Administrators, National Center for State Courts, Madison, Wisconsin. Remarks supplied.

September 27, 2013: Panelist, Celebration 60: Women in the Judiciary Panel, Harvard Law School, Cambridge, Massachusetts. Video is available at <http://law.harvard.edu/alumni/reunions/13fall/c60/c60-post-pages/celebration-60-videos.html>.

August 19, 2013: Presenter, Investiture Oath, University of Saint Thomas School of Law, Minneapolis, Minnesota. Remarks supplied.

August 10, 2013: Presenter, Civility in the Courtroom: Then (1933) and Now (2013), 2013 Annual Meeting, American Bar Association, San Francisco, California. I discussed Minnesota's attorney's oath, which includes references to the ideas of civility and collegiality, and the importance of civility of attorneys in court proceedings. I reviewed commentary provided on the movement to include civility in the attorney's oath and discussed the role incivility plays as an impediment to successfully advocating for a client. I have no notes, transcript, or recording. The address of the American Bar Association is 321 North Clark Street, Chicago, Illinois 60654.

June 25, 2013: Speaker and Panelist, Diversity on the Bench: The Importance of the Call to Duty CLE, Minnesota Hispanic Bar Association, Minneapolis, Minnesota. Remarks supplied.

June 19, 2013: Speaker, Nine Days in June, Minnesota Supreme Court Case Review, Minnesota State Bar Convention, Bemidji, Minnesota. Notes supplied.

June 2013: Speaker, Inside the Judicial System, Citizen Blue Event, Blue Cross Blue Shield of Minnesota, Eagan, Minnesota. Notes supplied.

May 30, 2013: Panelist, Here for Good: Trends and Best Practices in Corporate Pro Bono, Chief Legal Officers Group, Target Corporation, Minneapolis, Minnesota. Remarks supplied.

May 28, 2013: Speaker, Event for Justice Anderson's Retirement, Minnesota Judicial Branch, Saint Paul, Minnesota. Notes supplied.

May 19, 2013: Speaker, Commencement Address, William Mitchell College of Law, Saint Paul, Minnesota. Remarks supplied.

May 8, 2013: Speaker, Juanita Jackson Mitchell, Crusader for Freedom Exhibit, Minnesota State Capitol, Saint Paul, Minnesota. Remarks supplied.

April 25, 2013: Panelist, Legacy of Courage and Freedom: Dred and Harriet Scott, Open Doors to Federal Courts Program, United States District Court for the District of Minnesota, Bloomington Jefferson High School, Minneapolis, Minnesota. Following a play on Dred Scott, I discussed my personal history and encouraged students to pursue their dreams. I have no notes, transcript, or recording, but press coverage is supplied. The address of the United States District Court for the District of Minnesota is 300 South Fourth Street, Suite 202, Minneapolis, Minnesota 55415.

April 18, 2013: Keynote Speaker, Leadership Institute, Power & Possibilities, Conference for Women of Color, Saint Catherine University, Saint Paul, Minnesota. Notes supplied.

April 10, 2013: Panelist, Celebrating Women Pioneers in Minnesota's Judiciary, Humphrey School of Public Affairs, University of Minnesota, Minneapolis, Minnesota. Audio is available at <http://www.theinfinityproject.org/events.htm>.

March 20, 2013: Panelist, Parting Words, First Impressions, Hennepin County Bar Association, Minneapolis, Minnesota. I discussed my first impressions as a Minnesota Supreme Court Justice after six months on the bench. I have no notes, transcript, or recording. The address of the Hennepin County Bar Association is 600 Nicollet Mall, #390, Minneapolis, Minnesota 55402.

March 15, 2013: Speaker, A Capitol Day Experience, Girl Scout Council of River Valleys, Saint Paul, Minnesota. I discussed my educational and professional journey and the role of the courts, and encouraged girl scouts to pursue their dreams. I have no notes, transcript, or recording, but press coverage is supplied. The address of the Girl Scout Council of River Valleys is 400 Robert Street South, Saint Paul, Minnesota 55107.

March 8, 2013: Panelist, First Impressions from the New(est) Justice and Judges, Minnesota CLE, Appellate Practice Institute, Minneapolis, Minnesota. Notes supplied.

January 29, 2013: Panelist, Girl from Birch Creek, The Life and Legacy of Justice Rosalie Wahl, William Mitchell College of Law, Saint Paul, Minnesota. Notes supplied.

January 9, 2013: Speaker, Youth in Government 2013 Officer's Dinner, YMCA, Minneapolis, Minnesota. Remarks supplied.

December 20, 2012: Speaker, Gathering in Commemoration of the 150th Anniversary of the Emancipation Proclamation, Minnesota State Capitol, Saint Paul, Minnesota. Remarks supplied.

November 12, 2012: Speaker, Introduction of Professor Michelle Alexander, Gala and Scholarship Dinner, Minnesota Association of Black Lawyers, Minneapolis, Minnesota. Remarks supplied.

October 16, 2012: Speaker, Swearing-In Ceremony, Minnesota Supreme Court, Saint Paul, Minnesota. Remarks supplied.

October 12, 2012: Panelist, Perspectives on Litigation and Law from the Bench, Litigation and Trial Advocacy Group, University of Minnesota Law School, Minneapolis, Minnesota. I discussed my work as a state court judge and provided litigation tips from a judge's perspective. I have no notes, transcript, or recording. The address of the University of Minnesota Law School is 229 19th Avenue South, Minneapolis, Minnesota 55455.

June 11, 2012: Keynote Speaker, Understanding the Judicial Branch, Minnesota Girls State, Saint Paul, Minnesota. Notes supplied.

April 20, 2012: Panelist, A Legacy of Leadership: Blazing Your Own Trail, Lena O. Smith Luncheon, Minnesota Black Women Lawyers Network, Minneapolis, Minnesota. I discussed my experience as a woman lawyer and judge in the community and the importance of public service professionally or through volunteer opportunities. I have no notes, transcript, or recording. The address for the Minnesota Black Women Lawyers Network is c/o Minnesota State Bar Association, 600 Nicollet Mall, Suite 380, Minneapolis, Minnesota 55402.

March 2012: Panelist, Civil vs. Criminal Appeals: Decision Making and Practice Tips, Minnesota CLE, Appellate Practice Institute, Minneapolis, Minnesota. Notes supplied.

February 28, 2012: Speaker, Judicial Meet & Greet, *Brown's* Predecessor: Judge Waring's Dissent in *Briggs v. Elliott*, 98 F. Supp. 529 (1951), Ramsey County Bar Association, Saint Paul, Minnesota. Notes supplied.

October 18, 2011: Speaker, Racial Disparities: Crafting Solutions—The Courts, Data and Racial Disparities, 2011 Minnesota Justice Forum, Counsel on Crime and Justice, Minneapolis, Minnesota. Video is available at <https://www.youtube.com/watch?v=pBPFCIEfeDM>.

July 27, 2011: Keynote Speaker, Annual Conference Profiles in Courage Luncheon, National Black Prosecutors Association, Minneapolis, Minnesota. Remarks supplied.

May 13, 2011: Panelist, Fomenting and Preventing Judicial Activism—The Role of the Appellate Lawyer in the Rule of Law, American Academy of Appellate Lawyers, Saint Paul, Minnesota. Remarks supplied.

May 6, 2011: Introducer, Professor Verna Williams, Minnesota Black Women Lawyers Network Event, Minneapolis, Minnesota. Remarks supplied.

April 14, 2011: Speaker, Women of Distinction Award Acceptance Remarks, Girl Scouts of America, Minneapolis, Minnesota. Video is available at <https://www.youtube.com/watch?v=gkqu2ssc-qQ>.

March 2 – 3, 2011: Speaker, Judge in Residence, Appellate Advocacy, University of Cincinnati College of Law, Cincinnati, Ohio. At the welcome breakfast, I offered thanks for the invitation and excitement about serving as a judge in residence. At an informal lunch discussion, I discussed my career and encouraged students to pursue areas of practice that inspire them, and discussed the importance of pro bono work on behalf of those in need. I addressed a first-year class on the art of trial advocacy. I also gave a CLE presentation titled “Lawyers

as Public Servants: Facing Today's Challenges with Ingenuity Inspired by a Commitment to Service." Press coverage and PowerPoint for the trial advocacy discussion supplied. I have no notes, transcript, or recording of the other events. The address of the University of Cincinnati College of Law is 2540 Clifton Avenue, Cincinnati, Ohio 45221.

February 28, 2011: Speaker, Judge in Residence, Lawyers as Public Servants, University of Cincinnati College of Law, Cincinnati, Ohio. Remarks supplied.

December 2010: Guest Lecturer, Criminal Procedure Class, University of Minnesota Law School, Minneapolis, Minnesota. I discussed my professional experience as a federal prosecutor and judge. I have no notes, transcript, or recording. The address of the University of Minnesota Law School is 229 19th Avenue South, Minneapolis, Minnesota 55455.

November 9, 2010: Guest Lecturer, Appellate Advocacy, University of Saint Thomas, Minneapolis, Minnesota. Notes supplied.

April 14, 2010: Keynote Speaker, Black Law Student Association Night of Distinction, University of Saint Thomas School of Law, Minneapolis, Minnesota. Remarks supplied.

April 13, 2010: Panelist, What Diversity Can Teach Us About the Changing Relationship Between Companies and Law Firms, University of Saint Thomas School of Law, Minneapolis, Minnesota. Notes supplied.

April 8, 2010: Speaker, Day at the Capitol, Alpha Kappa Alpha Sorority, Inc., Saint Paul, Minnesota. Remarks supplied.

April 2, 2010: Panelist, Gala, Black Motivated Women of the University of Minnesota, Minneapolis, Minnesota. I discussed my academic and professional experience with African-American undergraduate women. I have no notes, transcript, or recording. The address of Black Motivated Women of the University of Minnesota is 245 Walter Library, Minneapolis, Minnesota 55455.

March 4 – 6, 2010: Judge, 2010 William E. McGee National Civil Rights Moot Court Competition, University of Minnesota Law School, Minneapolis, Minnesota. I served as a judge in the final round of a three-day moot court competition. I have no notes, transcript, or recording. The address of the University of Minnesota Law School is 229 19th Avenue South, Minneapolis, Minnesota 55455.

February 22, 2010: Speaker, Confronting *Crawford*: Doctrine and Practice, Appellate Practice Lunch Series, Minnesota State Bar Association, Saint Paul, Minnesota. PowerPoint supplied.

February 2010: Panelist, Who Says You Can't Be Judgmental?, National Black Law Students Association, Minneapolis, Minnesota. I discussed how my background and experience were beneficial to pursuing a judicial career. I have no notes, transcript, or recording. The address of the National Black Law Students Association is 1225 11th Street NW, Washington, District of Columbia 20001.

January 2010: Panelist, Hearsay/Exclusions Where the Witness is Not Available: The Continuing Fall-Out from the *Crawford* Decision, CLE, Minnesota State Bar Association. This event was in either Minneapolis or Saint Paul, Minnesota. We discussed the *Crawford* decision and practice tips for making and addressing *Crawford* challenges. I have no notes, transcript, or recording. The address of the Minnesota State Bar Association is 600 Nicollet Mall, Suite 380, Minneapolis, Minnesota 55402.

November 14, 2009: Speaker, Introduction of B. Todd Jones, Gala, Minnesota Association of Black Lawyers, Minneapolis, Minnesota. Remarks supplied.

September 18, 2009: Speaker, Investiture of B. Todd Jones as United States Attorney, United States District Court for the District of Minnesota, Minneapolis, Minnesota. Remarks supplied.

July 2009, July 2010, July 2011: Panelist, Federal and State Judicial Panel, Minnesota Summer Legal Institute, Just the Beginning Foundation, Minneapolis, Minnesota. I discussed my academic and professional preparation to be a judge with high school students. I have no notes, transcript, or recordings. The address of the Just the Beginning Foundation is 233 South Wacker Drive, Suite 6600, Chicago, Illinois 60606.

June 2009: Guest Lecturer, MBA Program, Ethical Considerations in Judicial Selection in the United States, University of Geneva International Organizations, Geneva, Switzerland. I used the same Powerpoint that was provided for the lecture in March 2009 at the Vrije University of Brussels.

June 2009: Speaker, eLearning and Accreditation: Strengthening Defender Capacity and Bridging the CLE Divide in Asia and Africa, International Bridges to Justice, Geneva, Switzerland. I discussed using online continuing legal education curricula to increase practice efficiency with attorneys from countries in Asia and Africa. I have no notes, transcript, or recording. The address of International Bridges to Justice is 64, rue de Monthoux, 1201 Geneva, Switzerland.

March 2009: Guest Lecturer, Judicial Selection in the United States: In Pursuit of Judicial Independence and Accountability, Vrije University of Brussels LLM Program in International and European Law, Ixelles, Belgium. PowerPoint supplied.

September 20, 2008: Panelist, Harvard Law School Celebration 55: Leadership from the Bench, Harvard Law School, Cambridge, Massachusetts. I discussed my career path to the judiciary and how my Harvard education prepared me for judicial service. I have no notes, transcript, or recording. The address of Harvard Law School is Harvard Law School, Cambridge, Massachusetts 02138.

June 2008: Speaker, Effective Appellate Advocacy: A View from the Bench, Summer Associates Speakers Series, Hogan & Hartson, Washington, District of Columbia. I used the same remarks that are provided for the presentation at Hogan & Hartson in June 2007.

April 30, 2008: Speaker, Installation of Eric S. Janus as President and Dean, William Mitchell College of Law, Saint Paul, Minnesota. I gave the closing remarks, discussing the law school's promising future. I have no notes, transcript, or recording. The address of William Mitchell College of Law is 875 Summit Avenue, Saint Paul, Minnesota 55104.

March 2008: Judge, Frank Premack Public Affairs Journalism Award Program, University of Minnesota College of Liberal Arts, Minneapolis, Minnesota. I do not recall the award category that I judged. I have no notes, transcript, or recording. The address of the University of Minnesota College of Liberal Arts is 111 Murphy Hall, 206 Church Street South East, Minneapolis, Minnesota 55455.

February 7, 2008: Keynote Speaker, Color My World Event, Girl Scout Council of River Valleys, Saint Paul, Minnesota. Remarks supplied.

October 2007: Guest Lecturer, Ethical Leadership in Corporate Practice, University of Saint Thomas School of Law, Minneapolis, Minnesota. I discussed the view from the bench on ethical issues arising in cases related to corporate practice. I have no notes, transcript, or recording. The address of the University of Saint Thomas School of Law is 1000 Lasalle Avenue, Minneapolis, Minnesota 55403.

June 12, 2007: Speaker, Effective Appellate Advocacy: A View from the Bench, Minnesota State Bar Association Certified Civil Trial Specialists, Saint Paul, Minnesota. PowerPoint supplied.

June 2007: Speaker, Summer Associates Speakers Series, Hogan & Hartson, Washington, District of Columbia. Remarks supplied.

June 2007: Panelist, Federal Practice Seminar, Increasing Diversity in the Legal Profession—Opportunities to Strengthen the Pipeline, Federal Bar Association, Minnesota Chapter, Minneapolis, Minnesota. I discussed my practice experience, public service, and the judicial selection process. I have no notes, transcript, or recording. The address of the Federal Bar Association is 1220 North Fillmore

Street, Suite 444 Arlington, Virginia 22201.

April 2007: Speaker, History of Law Class, Saint Paul Academy, Saint Paul, Minnesota. I spoke to students with a former opposing counsel who is a federal public defender. We discussed our educational and professional backgrounds and the role of prosecutors and defense attorneys in criminal cases. I have no notes, transcript, or recording. The address of the Saint Paul Academy is 1712 Randolph Avenue, Saint Paul, Minnesota 55105.

March 21, 2007: Speaker, Sentencing and Dispositional Alternatives in Minnesota State Courts, Yale Alumni Association of the Northwest, Minneapolis, Minnesota. Notes supplied.

March 14, 2007: Speaker, Effective Appellate Advocacy CLE, Minnesota Attorney General's Office, Saint Paul, Minnesota. PowerPoint supplied.

January 2007: Panelist, Women Making a Difference in Public Policy, Leaders of Today and Tomorrow. I do not recall where this event took place but it was probably in Saint Paul, Minnesota. I discussed my practice experience and public service. I have no notes, transcript, or recording. The address of Leaders of Today and Tomorrow is 550 Rice Street, Saint Paul, Minnesota 55103.

November 18, 2006: Speaker, Justice Rosalie Wahl: Remarks on the Occasion of Unveiling Her Portrait, William Mitchell College of Law, Saint Paul, Minnesota. Remarks supplied.

September 2006: Speaker, Administrative Governance of the Minnesota Judicial Branch, Moldova Delegation of Judges and Lawyers, Saint Paul, Minnesota. I discussed our judicial system and the role of judges and lawyers. I have no notes, transcript, or recording. This annual event is coordinated by Minnesota judges who host groups of international judges and lawyers seeking to learn about the American judicial process. I do not know the name or address of this organization.

September 2006: Speaker, Judicial Clerkships, Minnesota Minority Recruitment Conference, Twin Cities Diversity in Practice, Minneapolis, Minnesota. I discussed qualifications and opportunities for judicial clerkships. I have no notes, transcript, or recording. The address of Twin Cities Diversity in Practice is 80 South Eighth Street, Suite 500, Minneapolis, Minnesota 55402.

June 12, 2006: Speaker, Standing Up for Strong Courts, National Convention, League of Women Voters of the United States, Minneapolis, Minnesota. Remarks supplied.

June 11, 2006: Keynote Speaker, Minnesota Girls State Inauguration, Minnesota Girls State, Saint Paul, Minnesota. Remarks supplied.

June 7, 2006: Speaker, Myra Bradwell Award Acceptance Speech, Annual Meeting, Minnesota Women Lawyers, Minneapolis, Minnesota. Remarks supplied.

May 16, 2006: Speaker, The Minnesota Children's Justice Initiative: Serving the Needs of Our Children, Women's Association of the Boys & Girls Clubs of the Twin Cities, Saint Paul, Minnesota. Notes supplied.

May 13, 2006: Speaker, Commencement Address, University of Saint Thomas School of Law, Minneapolis, Minnesota. Remarks supplied.

April 25, 2006: Speaker, Take Charge of Your Career—Best Practices for Women Attorneys, Minnesota Women Lawyers, Minneapolis, Minnesota. I discussed effective practice tips for criminal and civil litigation. I have no notes, transcript, or recording, but press coverage is supplied. The address of Minnesota Women Lawyers is 600 Nicollet Mall, Suite 390B, Minneapolis, Minnesota 55402.

April 21, 2006: Speaker, Admitted Students Reception, William Mitchell College of Law, Saint Paul, Minnesota. Remarks supplied.

March 31, 2006: Speaker, Remarks for Katherian D. Roe at Ceremony to Administer Oath of Office as Federal Defender, United States District Court for the District of Minnesota, Minneapolis, Minnesota. Remarks supplied.

March 2006: Panelist, Clerkship Panel, William Mitchell College of Law, Saint Paul, Minnesota. We discussed credentials and suggested experience for law students seeking clerkships. I have no notes, transcript, or recording. The address of William Mitchell College of Law is 875 Summit Avenue, Saint Paul, Minnesota 55104.

January 15, 2006: Speaker, Dr. Martin Luther King Day Celebration Sermon, Responding to the Call, Congregational Church of Excelsior, Excelsior, Minnesota. Remarks supplied.

January 2006: Speaker, Minnesota Court of Appeals 2005 Year in Review CLE, Appellate Section, Minnesota State Bar Association, Minneapolis, Minnesota. We discussed decisions of the Minnesota Court of Appeals from 2004 to 2005. I have no notes, transcript, or recording. The address of the Minnesota State Bar Association is 600 Nicollet Mall, Suite 380, Minneapolis, Minnesota 55402.

December 2005: Speaker, Significant Cases of the Minnesota Court of Appeals: 2005 Year in Review CLE, Ramsey County Bar Association, Saint Paul, Minnesota. Notes supplied.

September 1, 2005: Keynote Speaker, Clinical Students Swearing-In Ceremony, University of Saint Thomas School of Law, Minneapolis, Minnesota. Remarks supplied.

June 27, 2005: Speaker, Presentation on Judicial Appointments, Minority Bar Association, Minneapolis, Minnesota. Notes supplied.

Summer 2005: Speaker, Court of Appeals Case Review, Hennepin County Bar Association, Minneapolis, Minnesota. PowerPoint supplied.

May 11, 2005: Speaker, Handling the Difficult Appeal, Eighth Circuit Bar Association Appellate Practice Institute, Minneapolis, Minnesota. Notes supplied.

April 14, 2005: Keynote Speaker, Leonard, Street and Deinard Minority Scholars Banquet, Leonard, Street and Deinard, Minneapolis, Minnesota. Remarks supplied.

March 2005: Speaker, Minnesota Court of Appeals Presentation for Visiting Ukrainian Judges, CONNECT/US-RUSSIA, Saint Paul, Minnesota. I discussed the Minnesota and American judicial systems and the role of judges and lawyers. I have no notes, transcript, or recording. The address of CONNECT/US-RUSSIA is 401 North Second Street Unit 302, Minneapolis, Minnesota 55401.

February 7, 2005: Speaker, Minnesota Court of Appeals 2004 Year in Review CLE, Appellate Section, Minnesota State Bar Association, Minneapolis, Minnesota. We discussed decisions of the Minnesota Court of Appeals in 2004. I have no notes, transcript, or recording. The address of the Minnesota State Bar Association is 600 Nicollet Mall, Suite 380, Minneapolis, Minnesota 55402.

January 23, 2005: Speaker, Commencement Address, William Mitchell College of Law, Saint Paul, Minnesota. Remarks supplied.

December 8, 2004: Speaker, Significant Cases of the Minnesota Court of Appeals: 2004 Year in Review CLE, Ramsey County Bar Association, Saint Paul, Minnesota. Notes and PowerPoint supplied.

June 17, 2004: Speaker, Mock Trial Awards Luncheon, Minnesota State Bar Association, Minneapolis, Minnesota. Remarks supplied.

June 2004: Keynote Speaker, Inauguration, Minnesota Girls State, Saint Paul, Minnesota. Remarks supplied.

June 2004: Panel Moderator, Annual Seminar, Council on Crime and Justice, Committee for Equality and Justice, and the Race and Poverty Institute of the University of Minnesota, Minneapolis, Minnesota. I moderated a discussion by

practitioners on the practical implications of recent criminal law decisions. I have no notes, transcript, or recording. The address of the Council on Crime and Justice is 822 South Third Street, Suite 100, Minneapolis, Minnesota 55415.

May/June 2004: Speaker, *Brown* Anniversary Remarks, Faegre Benson, Minneapolis, Minnesota. Remarks supplied.

May 18, 2004: Participant, Commemorating the 50th Anniversary of *Brown v. Board of Education*, A Re-enactment of the United States Supreme Court Oral Arguments, Minnesota Judicial Branch, Saint Paul, Minnesota. In a special session of the Minnesota Supreme Court, I presented the oral arguments of then attorney Thurgood Marshall in *Brown v. Board of Education*. I have no notes, transcript, or recording. The address of the Minnesota Judicial Branch is the Minnesota Judicial Center, 25 Reverend Dr. Martin Luther King Jr. Drive, Saint Paul, Minnesota 55155.

May 2004: Keynote Speaker, *Brown v. Board of Education: Looking Back, Moving Forward*, Minnesota Black Women Lawyers Network, Minneapolis, Minnesota. Remarks supplied.

March 24, 2004: Panelist, *Brown v. Board* at 50... The Jubilee Symposium, Periaktos Productions, Saint Paul, Minnesota. I spoke as part of a panel discussion following a play on the *Brown* decision discussing that decision and its impact on the law and society. I have no notes, transcript, or recording. The address of Periaktos Productions is 3213 West Main Street #272, Rapid City, South Dakota 57702.

March 2004: Speaker, National Women's Month Celebration, Webster Magnet School, Saint Paul, Minnesota. I discussed my background and experience with elementary school students at an assembly and encouraged them to set high goals and pursue them with tenacity. I have no notes, transcript, or recording. The address of Barack and Michelle Obama Elementary (formerly Webster Magnet School) is 707 Holly Avenue, Saint Paul, Minnesota 55104.

February 2004: Speaker, Day at the Capitol, Alpha Kappa Alpha Sorority, Inc., Saint Paul, Minnesota. I discussed recent developments in the law and the operations of the court. I have no notes, transcript, or recording. The address of Alpha Kappa Alpha Sorority, Inc. is 5656 South Stony Island Avenue, Chicago, Illinois 60637.

February 2004: Panelist, Black History Month Celebration of the 50th Anniversary of *Brown v. Board of Education*, William Mitchell College of Law, Saint Paul, Minnesota. I spoke in a discussion of the *Brown* decision and its impact on the law and society. I have no notes, transcript, or recording. The address of William Mitchell College of Law is 875 Summit Avenue, Saint Paul, Minnesota 55104.

January 26, 2004: Speaker, Education Award Ceremony, Minnesota Correctional Facility-Shakopee, Shakopee, Minnesota. Remarks supplied.

January 26, 2004: Speaker, Diversity Celebration Welcome Remarks, William Mitchell College of Law, Saint Paul, Minnesota. I used the same remarks that were provided for the Diversity Celebration in Saint Paul on September 18, 2003.

January 2004: Participant, Swearing-In Ceremony for Youth in Government Model Assembly, Minnesota YMCA Youth in Government, Saint Paul, Minnesota. I swore in a group of students participating in the Model Assembly. I have no notes, transcript, or recording. The address of Minnesota YMCA Youth in Government is 1801 University Avenue South East, Minneapolis, Minnesota 55414.

January 2004: Speaker, Minnesota Court of Appeals 2003 Year in Review CLE, Appellate Section, Minnesota State Bar Association, Minneapolis, Minnesota. We discussed decisions of the Minnesota Court of Appeals in 2003. I have no notes, transcript, or recording. The address of the Minnesota State Bar Association is 600 Nicollet Mall, Suite 380, Minneapolis, Minnesota 55402.

January 2004: Panelist, Ag and Our Judicial System, Minnesota Ag Expo 2004, Minnesota Corn Growers Association. I do not recall the location of this panel but it was most likely in Mankato, Minnesota. We discussed the judicial branch and recent decisions of the Minnesota Court of Appeals. I have no notes, transcript, or recording. The address of the Minnesota Corn Growers Association is 738 First Avenue, Shakopee, Minnesota 55379.

December 17, 2003: Speaker, Significant Cases of the Minnesota Court of Appeals: 2003 Year in Review, Ramsey County Bar Association, Saint Paul, Minnesota. Notes supplied.

October 13, 2003: Speaker, Student Council Induction Ceremony, Ames Elementary School, Saint Paul, Minnesota. Notes supplied.

September 18, 2003: Speaker, Diversity Celebration Welcome Remarks, William Mitchell College of Law, Saint Paul, Minnesota. Remarks supplied.

July 25, 2003: Speaker, Fifth District Public Defenders Annual Meeting, State of Minnesota Board of Public Defense, Fifth Judicial District, North Mankato, Minnesota. Remarks supplied.

May 21, 2003: Speaker, Handling the Successful Appeal CLE, Minnesota State Bar Association Minnesota Appellate Practice Seminar, Minneapolis, Minnesota. Notes supplied.

February 23, 2003: Speaker, African American Family Day of Service, Saint John's Missionary Baptist Church, Minneapolis, Minnesota. Remarks supplied.

January 31, 2003: Speaker, Quick Draw Litigation: Injunctions on Interlocutory Appeal CLE, Minnesota State Bar Association, Minneapolis, Minnesota. Notes supplied.

September 3, 2002: Speaker, Court of Appeals Swearing-In Ceremony, Minnesota Court of Appeals, Saint Paul, Minnesota. Remarks supplied.

August 27, 2002: Panelist, Politics and the Rule of Law, Yale Alumni Association of the Northwest, Wayzata, Minnesota. I discussed the role of trial judges in our state judicial system. I have no notes, transcript, or recording. The address of the Yale Alumni Association of the Northwest is 730 Second Avenue South, Minneapolis, Minnesota 55402.

April 6, 2002: Panelist, Young Women's Issues Forum—The Competitive College Race, Minneapolis-Saint Paul Chapter of the Links, Inc., Minneapolis, Minnesota. Notes supplied.

March 13, 2002, February 2003, February 2004: Panelist, You Be the Judge: Race Bias, Search and Seizure and Your Rights, Hennepin County Bar Association and Ramsey County Bar Association, Brooklyn Center, Minnesota. I participated in a discussion and role-play of Fourth Amendment law with high school students. I have no notes, transcript, or recording, but press coverage is supplied. The address of the Hennepin County Bar Association is 600 Nicollet Mall, #390, Minneapolis, Minnesota 55402.

March 2002: Panelist, The Judicial System and the Asian American Community, Policy Roundtable Monthly Forum, Minnesota Judicial Branch, Saint Paul, Minnesota. I was a panelist in a discussion of judicial branch operations and the judicial process. I have no notes, transcript, or recording. The address of the Minnesota Judicial Branch is the Minnesota Judicial Center, 25 Reverend Dr. Martin Luther King Jr. Drive, Saint Paul, Minnesota 55155.

February 6, 2002: Speaker, Ramsey County Black History Celebration, Ramsey County District Court, Saint Paul, Minnesota. I read the official Proclamations for Ramsey County. I have no notes, transcript, or recording. The address of the Ramsey County District Court is 15 West Kellogg Boulevard, Saint Paul, Minnesota 55102.

February 6, 2002: Panelist, Perspectives on Race Bias in the Judicial System and Race Data Collection CLE, Black Law Students Association, William Mitchell College of Law, Saint Paul, Minnesota. I participated in a discussion of the work of the Minnesota Supreme Court Race Bias taskforce and the implementation of policies to strengthen access to justice. I have no notes, transcript, or recording.

The address of William Mitchell College of Law is 875 Summit Avenue, Saint Paul, Minnesota 55104.

February 2002: Panelist, The Glass Ceiling: Exploring Issues Women Face in the Workplace, Women Law Students Association Seminar, William Mitchell College of Law, Saint Paul, Minnesota. I participated in a discussion of overcoming challenges for successful legal practice. I have no notes, transcript, or recording. The address of William Mitchell College of Law is 875 Summit Avenue, Saint Paul, Minnesota 55104.

November 25, 2001: Speaker, Homecoming Day, Saint Philip's Episcopal Church, Saint Paul, Minnesota. Remarks supplied.

October 2001: Speaker, Dean's Roundtable, William Mitchell College of Law, Saint Paul, Minnesota. I discussed my background and experience with law students. I have no notes, transcript, or recording. The address of William Mitchell College of Law is 875 Summit Avenue, Saint Paul, Minnesota 55104.

September 21, 2001: Speaker, Sentencing Options: Diversity Issues and the Use of Discretion, Minnesota Institute of Legal Education, Minneapolis, Minnesota. Notes supplied.

June 2001: State Judiciary Panelist, Minnesota Girls State, Minnesota American Legion Auxiliary, Saint Paul, Minnesota. I spoke on my background and experience as a judge. I have no notes, transcript, or recording. The address of the Minnesota American Legion Auxiliary is 20 West 12th Street, Room 314, Saint Paul, Minnesota 55155.

May 17, 2001: Keynote Speaker, Girl Scout Gold Award, Girl Scout Council of Saint Croix Valley, Saint Paul, Minnesota. Remarks supplied.

May 6, 2001: Keynote Speaker, Limited Thirty Mother's Day Luncheon, Limited Thirty, Saint Paul, Minnesota. Remarks supplied.

April 2001: Speaker, Alpha Kappa Alpha Youth Law Day Program, Alpha Kappa Alpha Sorority, Inc., Saint Paul, Minnesota. I discussed my background and experience as a judge, as well as recent developments in the law and the operations of the court. I have no notes, transcript, or recording. The address of Alpha Kappa Alpha Sorority, Inc. is 5656 South Stony Island Avenue, Chicago, Illinois 60637.

April 2001: Panel Facilitator, Preparing for College, Minneapolis-Saint Paul Chapter of The Links, Inc., Minneapolis, Minnesota. I facilitated a panel discussion of undergraduate women for high school students interested in going to college. I have no notes, transcript, or recording. The address of the Minneapolis-Saint Paul Chapter of The Links, Inc. is P.O. Box 582814,

Minneapolis, Minnesota 55458.

February 16, 2001: Speaker, Black History Month, Frost Lake Elementary School, Saint Paul, Minnesota. Remarks supplied.

June 1999, June 2000, June 2001: Speaker, Legal Ethics and Elimination of Bias, co-sponsored by the Hennepin County Bar Association and the National Practice Institute, Minneapolis, Minnesota. I spoke in a presentation and discussion using scenarios to explore the application of ethical rules in a practice setting. I have no notes, transcript, or recording. The address of the Hennepin County Bar Association is 600 Nicollet Mall, #390, Minneapolis, Minnesota 55402.

November 2000: Speaker, Swearing-In Ceremony, Ramsey County District Court, Saint Paul, Minnesota. I discussed my background experience and gratitude for being selected. I have no notes, transcript, or recording. The address of the Ramsey County District Court is 15 West Kellogg Boulevard, Saint Paul, Minnesota 55102.

August 1998: Speaker, The Violence Against Women Act: Implementation and Practice, Minnesota Criminal Justice Institute, Minnesota CLE, Saint Paul, Minnesota. I discussed the prosecution of federal offenses under the Violence Against Women Act. I have no notes, transcript, or recording. The address of Minnesota CLE is 2550 University Avenue West, Suite 160-S Saint Paul, Minnesota 55114.

April 1997: Speaker, The Violence Against Women Act: Implementing Full Faith and Credit Provisions, Minnesota Judicial Branch, Saint Paul, Minnesota. I discussed the prosecution of federal offenses under the Violence Against Women Act. I have no notes, transcript, or recording. The address for the Minnesota Judicial Branch is the Minnesota Judicial Center, 25 Reverend Dr. Martin Luther King Jr. Drive, Saint Paul, Minnesota 55155.

June 1997: Speaker, Women in the Courtroom, co-sponsored by the Minnesota Association of Black Lawyers and Minnesota Law & Politics, Minneapolis, Minnesota. I discussed practice tips for criminal prosecution and civil litigation. I have no notes, transcript, or recording. The address of the Minnesota Association of Black Lawyers is P.O. Box 582892, Minneapolis, Minnesota 55458.

January 1995: Speaker, Unitary Status and School Reform, National Magnet Schools/Desegregation Conference, Council of Great City Schools, Miami, Florida. I discussed successful desegregation efforts implemented by school districts throughout the United States. I have no notes, transcript, or recording. The address of the Council of Great City Schools is 1301 Pennsylvania Avenue Northwest, Suite 702, Washington, District of Columbia 20004.

March 1994: Speaker, Federal Desegregation Assistance: Past, Present and Proposed, Magnet Schools of America, Greensboro, North Carolina. I discussed successful desegregation efforts implemented by school districts throughout the United States. I have no notes, transcript, or recording. The address of the Magnet Schools of America is 1909 K Street Northwest, Washington, District of Columbia 20006.

July 1993: Speaker, Three Desegregation Models, Education Leadership Institute, Cooperative Educational Services, Fairfield, Connecticut. I discussed three types of student-assignment plans utilized in school desegregation plans: controlled choice, district-wide magnet programs, and school pairings for desegregation purposes. I have no notes, transcript, or recording. The address of Cooperative Educational Services is 25 Oakview Drive, Trumbull, Connecticut 06611.

- 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.

LawProse with Bryan A. Garner, December 25, 2014. Video is available at https://www.youtube.com/watch?v=dv5mU_6xmLU.

Editorial Board, *For Minnesota Supreme Court, Wright and Lillehaug*, Pioneer Press, October 31, 2014. Copy supplied.

Editorial Board, *Lillehaug, Wright for Supreme Court*, Star Tribune, October 22, 2014. Copy supplied.

Anne Millerbernd, *Minnesota Supreme Court: Wilhelmina Wright vs. John Hancock*, October 14, 2014. Copy supplied.

Steele Talkin' with Jearlyn Steele, WCCO Radio, October 5, 2014. In this interview, I discussed my background and experience as well as the qualities voters should look for in a judicial candidate and how to obtain information about the judicial branch. I have been unable to obtain a recording or transcript.

Access to Democracy, Eagan TV, October 2014. Video is available at <https://www.youtube.com/watch?v=PyG6EdAiACY>.

Suzy Frisch, *Justice, Justice She Shall Pursue*. This article was commissioned by my judicial campaign and appeared on my website in October 2014. To the best of my knowledge, it was not published elsewhere. Copy supplied.

KBJR 6/Range 11 News, October 2014. In 2014, I gave an interview discussing my background and experience as well as the qualities voters should look for in a judicial candidate and how to obtain information about the judicial branch. I

requested a copy of the interview from KBJR, but the station was only able to provide a brief clip from the interview. Partial video supplied.

Ryan Gustafson, *Supreme Court Justice Touring State for Re-Election*, KEYC News 12, September 25, 2014. Copy supplied.

Talk of the Town with Pete Steiner, KTOE Radio, September 25, 2014. I discussed my background and experience as well as the qualities voters should look for in a judicial candidate and how to obtain information about the Minnesota judicial branch. I have been unable to obtain a recording or transcript.

KAXE Northern Community Radio with Scott Hall, August 21, 2014. I discussed my background and experience as well as the qualities voters should look for in a judicial candidate and how to obtain information about the Minnesota judicial branch. I have been unable to obtain a recording or transcript.

Community Focus with Roseanne Grosso, KWNG Radio, May 2014. In this interview, I discussed my background and experience, the role of the judicial branch, how to obtain information about judges, and the upcoming League of Women Voters event that I would be participating in that evening. I have been unable to obtain a recording or transcript.

Justice Wright Signs the Minnesota State Bar Association Affirmation Regarding Responsible Judicial Campaigning, spring/summer 2014. Copy supplied.

Justice Wright Registers for the November 4, 2014 Election, May 20, 2014. Copy supplied.

Disability Justice, Twin Cities Public Television. The website was first published on April 24, 2014, but I recorded the videos on June 26, 2013. Videos are available at <http://disabilityjustice.tpt.org/ensuring-adequate-legal-representation/> and <http://disabilityjustice.tpt.org/courtroom-access-and-accommodations/>.

Your Legislators, Pioneer Public Television, April 17, 2014. Video supplied.

Staff, *Commentary: It's Got a Good Beat; You Could Line Dance to It*, Minnesota Lawyer Bar Buzz, October 17, 2013. Copy supplied.

Satchel B. Jester, *Lady Liberty*, Upscale Magazine, May 2013. Copy supplied.

Access to Democracy, Eagan TV, April 26, 2013. Video is available at <https://www.youtube.com/watch?v=FJQm86C-AHA>.

Staff, *Pleasure Reading at the Courthouse*, Minnesota Lawyer Bar Buzz, April 12, 2013. Copy supplied.

Lousene Hoppe, *Judicial Profile: Chief Judge Davis*, Bar Talk, March 27, 2013. Copy supplied.

Justice Wilhelmina Wright on Leadership, The Mary Hanson Show, Twin Cities Public Television, February 25, 2013. Video supplied.

Urmila Ramakrishnan, *Minnesota Supreme Court: Wilhelmina Wright Becomes First Female African-American Justice*, Saint Paul Pioneer Press, October 17, 2012. Copy supplied.

Second Judicial District Newsletter, October 2012. I have been unable to locate a copy of the newsletter which was circulated internally to the court, but I did retain a copy of the answers I provided. Copy supplied.

Steven G. Vegh, *Norfolk Native Blazes Trails to Minnesota Supreme Court*, Virginian-Pilot, September 2, 2012. Copy supplied.

Barbara L. Jones, *Wright: Recognition of this Moment Is Important*, Minnesota Lawyer, August 24, 2012. Copy supplied.

Press Release, *Governor Dayton Names Judge Wilhelmina Wright to the Supreme Court*, Office of the Governor, August 20, 2012. Copy supplied.

Staff, *More 'Age-Related' Views from Minnesota Judges*, Minnesota Lawyer, October 13, 2008. Copy supplied.

Michelle Lore, *Appellate Court Judges, Women Inmates Share a Reading Group in Shakopee*, Legal Ledger, December 12, 2005. Copy supplied.

Barbara L. Jones, *Interview with Minnesota's Newest Supreme Court Justice, G. Barry Anderson*, Minnesota Lawyer, September 6, 2004. Copy supplied.

Hannah Allam, *In the People's Court*, Saint Paul Pioneer Press, June 8, 2003. Copy supplied.

Ember Reichgott Junge, *Assistant U.S. Attorney Works to Prosecute Gangs, Leaders*, Minnesota Lawyer, January 27, 2003. Copy supplied.

Hannah Allam, *New Kids on the Bench: Novice Judges Gather to Share Job Frustrations, Opinions*, Saint Paul Pioneer Press, March 10, 2002. Copy supplied.

Issues in Education, WNPS-TV, April 2001. Video is available at <https://www.youtube.com/watch?v=5RnBYV5fHrk>.

Barbara Jones, *Judge Wilhelmina Wright Becomes First Black Woman to Sit on Ramsey County District Court Bench*, Minnesota Lawyer, March 26, 2001. Copy supplied.

Daisy Nguyen, *Model Judge: As She Breaks New Ground in Ramsey County, Judge Wilhelmina 'Mimi' Wright Brings Lessons She Learned from Her Parents and Other Mentors*, Pioneer Press, November 20, 2000. Copy supplied.

Bethsheba A. Rem, *Minnesota Governor Ventura Names Norfolk Woman to Serve as District Court Judge*, Virginian-Pilot and Ledger-Star, November 16, 2000. Copy supplied.

Joe Kimball, *Inspired by Pioneers, New Judge to Become One*, Star Tribune, October 23, 2000. Copy supplied.

Michael Jacobson, *Federal Jury Convicts Local Farm Couple, But Acquits Their Son*, Paynesville Area News, May 17, 2000. Copy supplied.

Anne Lindberg, *Busing Plan Proposed for Pinellas*, St. Petersburg Times, September 21, 1994. Copy supplied.

Jonathan S. Cohn, *A Student Sit-In*, Harvard Crimson, June 9, 1988. Copy supplied.

Susan Zinno, *Harvard Law Students Demand Minority Hiring*, Boston Globe, May 11, 1998. Copy supplied.

Allan R. Gold, *Blacks Hold Sit-In on Harvard Hiring*, New York Times, May 11, 1988. Copy supplied.

Press Conferences

August 20, 2012: Press conference announcing my appointment to the Minnesota Supreme Court. Representative press coverage is supplied and videos are available at <http://www.startribune.com/politics/blogs/166805536.html> and https://www.youtube.com/watch?v=M_MsaUu0Wew.

June 6, 2002: Press conference announcing my appointment to the Minnesota Court of Appeals. I have no notes, transcript, or recording, but representative press coverage is supplied.

September 11, 2000: Press conference announcing my appointment to the Second Judicial District. I have no notes, transcript, or recording, but representative press coverage is supplied.

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

In September 2000, Governor Jesse Ventura appointed me to the Second Judicial District Court. I served as a trial judge from September 2000 to September 2002, and presided over a general jurisdiction docket of criminal and civil matters, including extensive pre-trial motions practice, settlement conferences, trials, sentencing proceedings, post-trial and post-conviction proceedings. Judges appointed by the governor must stand for election in the first general election occurring more than one year after their appointment and every six years thereafter. I was appointed to the Minnesota Court of Appeals before the November 2002 election.

In September 2002, Governor Ventura appointed me to the Minnesota Court of Appeals. The Minnesota Court of Appeals has mandatory jurisdiction over most appeals from the Minnesota district courts (except election contests and first-degree murder cases) and many decisions of state agencies and local governments. I served on the court of appeals from September 2002 until September 2012. Judges appointed by the governor must stand for election in the first general election occurring more than one year after their appointment and every six years thereafter. I won election in 2004 and 2010.

In September 2012, Governor Mark Dayton appointed me to the Minnesota Supreme Court. The Minnesota Supreme Court has discretionary review over all cases from the Minnesota Court of Appeals and mandatory review of statewide election contests, first-degree murder cases, and appeals from the Minnesota Tax Court and Minnesota Workers' Compensation Court of Appeals. Justices appointed by the governor must stand for election in the first general election occurring more than one year after their appointment and every six years thereafter. I won election in 2014. Minnesota Supreme Court Justices do not have term limits, but have a mandatory retirement age of 70.

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

I presided over at least 22 criminal trials at the Second Judicial District that went to verdict or judgment. My records are incomplete because the Second Judicial District destroys records of misdemeanors after five to fifteen years. I have also been unable to obtain records of civil implied consent (license revocation) trials because the district court destroys these records after ten years. These civil trials made up approximately 25% of my docket and account for most of my bench trials.

At the Minnesota Court of Appeals, I sat on panels that decided approximately 2,010 cases. I was the presiding judge in approximately one-third of these cases based on a rotating assignment.

At the Minnesota Supreme Court, the chief justice presides over oral arguments or

the senior member of the court presides if the chief is not present. I have not presided over any cases to date. I have heard approximately 280 cases that have been decided. Of these, approximately one-third are attorney discipline cases, where the court typically issues a per curium order.

The percentages listed below are for cases that went to verdict or judgment following a trial at the Second Judicial District.

i. Of these, approximately what percent were:

jury trials:	75 %
bench trials:	25 %
civil proceedings:	25 %
criminal proceedings:	75 %

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

Please see the attached list for Minnesota Supreme Court and Court of Appeals cases. I have tried to obtain records of my opinions from the Second Judicial District Court, but the clerk's office has been unable to provide them because most civil files are destroyed after ten years and my criminal cases were largely jury trials without written opinions.

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. *Staab v. Diocese of Saint Cloud*, 853 N.W.2d 713 (Minn. 2014).

A jury awarded compensatory damages to respondent Ms. Staab after she was injured at a facility owned and operated by appellant Diocese of Saint Cloud. The jury attributed 50% of the negligence to the diocese and 50% to respondent's husband. The district court concluded that the statute limiting liability for a severally liable person does not apply when only one defendant is named in a lawsuit, and entered judgment for the entire damages award against the diocese. In a 2012 appeal prior to my joining the court, the Minnesota Supreme Court concluded that the statute applies when a jury apportions fault between a sole defendant and a nonparty tortfeasor, and limits the amount collectible from the defendant to its percentage share of the fault assigned to it by the jury. *See Staab v. Diocese of Saint Cloud*, 813 N.W.2d 68 (Minn. 2012).

On remand, Ms. Staab sought reallocation of her husband's equitable share of the damages award. The district court concluded that an uncollectible share of

damages attributable to a nonparty tortfeasor can be reallocated and entered judgment against the diocese for the entire damages award. After the court of appeals affirmed the award, the Minnesota Supreme Court granted review and concluded that a party who is severally liable cannot be required to contribute more than that party's equitable share of the total damages award.

For Appellant Diocese:

Dyan J. Ebert
Laura A. Moehrle
Quinlivan & Hughes, P.A.
1740 West Saint Germain Street
Saint Cloud, Minnesota 56301
(320) 251-1414

For Respondent Staab:

Kevin S. Carpenter
Kevin S. Carpenter, P.A. (solo practitioner)
2919 Veterans Drive
Saint Cloud, Minnesota 56303-3121
(320) 251-3434

H. Morrison Kershner
Pemberton, Sorlie, Rufer & Kershner, P.A.
110 North Mill Street
Fergus Falls, Minnesota 56537
(218) 736-5493

2. *State et al., v. 3M*, 845 N.W.2d 808 (Minn. 2014).

In this case regarding disqualification of legal counsel because of a violation of Minnesota Rule of Professional Conduct 1.9(a) arising from a conflict of interest with a former client, the Minnesota Supreme Court (1) concluded that an attorney has standing to appeal independent of the attorney's client, (2) outlined the test to determine whether matters are substantially related, and (3) concluded that the right to seek disqualification of opposing counsel for a violation of Rule 1.9(a) is subject to waiver.

For Appellants State of Minnesota, et al.:

Lori Swanson
Alan I. Gilbert
Alethea M. Huyser
Beverly M. Conerton
Office of the Minnesota Attorney General
1400 Bremer Tower
445 Minnesota Street
Saint Paul, Minnesota 55101

(651) 296-3353

For Appellant Covington & Burling, LLP:

John W. Lundquist
Kevin C. Riach
Fredrikson & Byron, P.A.
200 South Sixth Street
Suite 4000
Minneapolis, Minnesota 55402
(612) 492-7000

John K. Villa
Michael S. Sundermeyer
Joseph M. Terry
Williams & Connolly LLP
725 Twelfth Street NW
Washington, District of Columbia 20005
(202) 434-5000

For Respondent 3M:

Michael T. Nilan
Amanda M. Cialkowski
Peter Gray
Nilan Johnson Lewis P.A.
Canadian Pacific Plaza
120 South Sixth Street, Suite 400
Minneapolis, Minnesota 55402
(612) 305-7500

Michael C. McCarthy
Maslon Edelman Borman & Brand, LLP
3300 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402
(612) 672-8347

Delmar R. Ehrich
Faegre Baker Daniels LLP
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402
(612) 766-8726

William A. Brewer III
Shain A. Khoshbin
Bickel & Brewer

1717 Main Street
Suite 4800
Dallas, Texas 75201
(214) 653-4000

3. *Citizens State Bank v. Brown*, 849 N.W.2d 55 (Minn. 2014).

In this case interpreting Minnesota's Uniform Fraudulent Transfer Act, the Minnesota Supreme Court concluded that the act applies to transfers made pursuant to an uncontested marital dissolution decree. The court also concluded that the record supported the district court's findings that appellant Mr. Brown made certain transfers with the intent to defraud his creditors, and affirmed the district court's judgment setting aside the transfers.

For Appellant Brown:

Amie E. Penny Saylor
Messerli & Kramer P.A.
1400 Fifth Street Towers
100 South Fifth Street
Minneapolis, Minnesota 55402
(612) 672-3697

Robert M. McClay
McClay and Alton, PLLP
951 Grand Avenue
Saint Paul, Minnesota 55105
(651) 290-0301

For Respondent Citizens State Bank:

Alan M. Albrecht
Anderson, Skubitz & Coryell, PLLC
108 South Main
Le Sueur, Minnesota 56058
(952) 873-3343

John A. Halpern
Halpern Law Firm, PLLC
400 Lumber Exchange Building
Ten South Fifth Street
Minneapolis, Minnesota 55402
(612) 375-1980

4. *White et al. v. City of Elk River*, 840 N.W.2d 43 (Minn. 2013).

In this case concerning a zoning dispute, the Minnesota Supreme Court interpreted a municipality's authority to terminate a nonconforming use of land by

revoking a conditional-use permit, and a municipality's authority to require an interim-use permit before approving replacement of a destroyed accessory building and resumption of the regulated use. The court concluded that (1) the municipality did not have the authority to require a property owner to obtain a conditional-use permit to continue the use and then revoke the conditional-use permit and (2) the municipality had the authority to require appellants to obtain an interim-use permit before replacing the destroyed accessory building and resuming its regulated use.

For Appellants White et al.:

Katherine L. MacKinnon
Sarah J. Demers
Law Office of Katherine L. MacKinnon, PLLC
3744 Huntington Avenue
Saint Louis Park, Minnesota 55416
(952) 915-9215

James G. Robin (solo practitioner)
Wayzata Law Group, LLC
1907 East Wayzata Boulevard Suite 170
Wayzata, Minnesota 55391
(952) 475-1025

For Respondent City of Elk River:

George C. Hoff
Shelley M. Ryan
Hoff, Barry & Kozar, P.A.
775 Prairie Center Drive
Suite 160
Eden Prairie, Minnesota 55344
(952) 941-9220

5. *Hippert v. Ritchie*, 813 N.W.2d 374 & 813 N.W.2d 391 (Minn. 2012) (Special Redistricting Panel).

After each decennial United States census, the Minnesota legislature must create new congressional and state legislative districts. Two groups of taxpayers, the Hippert and Britton plaintiffs, filed lawsuits in state and federal court challenging the redistricting process in the wake of the 2010 census. On June 1, 2011, Minnesota Supreme Court Chief Justice Lorie Gildea appointed five judges, including myself, to a special redistricting panel to hear these challenges and create redistricting maps if the governor and legislature failed to reach an agreement. In October 2011, the panel held hearings throughout the state in which citizens testified about their communities. In January 2012, the panel held a hearing on the substantive legal issues related to the parties' proposed redistricting plans. After the governor and legislature failed to reach a

redistricting agreement, the special redistricting panel issued an order with the state's new congressional and state legislative districts on February 21, 2012.

For Hippert Plaintiffs:

Tony Trimble
Trimble & Associates Ltd.
10201 Wayzata Boulevard
Minnetonka, Minnesota 55305
(952) 797-7477

Eric Magnuson (formerly of Briggs & Morgan)
Robins Kaplan LLP
800 LaSalle Avenue
2800 LaSalle Plaza
Minneapolis, Minnesota 55402
(612) 349-8548

For Martin Plaintiffs-Intervenors:

Justice David L. Lillehaug (formerly of Fredrikson & Byron P.A.)
Minnesota Judicial Center
25 Reverend Dr. Martin Luther King Jr. Boulevard
Saint Paul, Minnesota 55155
(651) 297-7650

Christopher A. Stafford
Fredrikson & Byron P.A.
200 South Sixth Street
Suite 4000
Minneapolis, Minnesota 55402
(612) 492-7426

Mark Elias
Perkins Coie
700 Thirteenth Street NW
Suite 600
Washington, District of Columbia 20005
(202) 654-6200

William Stafford
Perkins Coie
1201 Third Avenue
Suite 4900
Seattle, Washington 98101
(206) 359-8000

For Britton Plaintiffs-Intervenors:

Alan Weinblatt
Jay Benanav
Weinblatt & Gaylord PLC
5874 Blackshire Path
Inver Grove Heights, Minnesota 55076
(651) 292-8770

For Defendants:

Lori Swanson
Office of the Minnesota Attorney General
1400 Bremer Tower
445 Minnesota Street
Saint Paul, Minnesota 55101
(651) 296-3353

6. *Barajas v. State*, 817 N.W.2d 204 (Minn. App. 2012), *review denied* (Minn. Oct. 16, 2012).

Appellant Mr. Barajas challenged his conviction of first-degree possession of methamphetamine with intent to sell, arguing that the district court erred in admitting evidence obtained from a warrantless search of his cellular telephone. The Minnesota Court of Appeals concluded that a person has a reasonable expectation of privacy in the concealed contents of a cellular telephone, and therefore a search of the contents by the police is constitutionally unreasonable unless the police obtain a warrant or demonstrate the existence of a recognized exception to the warrant requirement. Although the court determined that the district court erred by admitting the evidence obtained from Mr. Barajas' cellular telephone, the court affirmed the district court's judgment because the error was harmless beyond a reasonable doubt. The Minnesota Supreme Court declined Mr. Barajas' petition for further review.

For Appellant Barajas:

David W. Merchant
Lydia Villalva Lijó
Office of the Minnesota Appellate Public Defender
540 Fairview Avenue North
Saint Paul, Minnesota 55104
(651) 201-6700

For Respondent State:

Lori Swanson
James B. Early
Office of the Minnesota Attorney General
1400 Bremer Tower
445 Minnesota Street
Saint Paul, Minnesota 55101

(651) 296-3353

The Honorable Michelle Lawson (formerly Acting Clay County Attorney)
Clay County Courthouse
807 North 11th Street
Moorhead, Minnesota 56560
(218) 299-5065

7. *Munro Holding, LLC v. Cook*, 695 N.W.2d 379 (Minn. App. 2005).

In this appeal from the decision by the Minnesota Department of Employment and Economic Development that respondent-employee was entitled to receive unemployment benefits, the Minnesota Court of Appeals concluded that the employee quit her employment with good reason attributable to the employer and was entitled to benefits. The court found that (1) the employer had engaged in sexual harassment and (2) when an employer-owner sexually harasses an employee in a patently offensive manner, the employee need not complain to the employer or wait for the employer to take action to stop the conduct in order to establish that the employee quit because of a good reason caused by the employer. The decision was not appealed.

For Relator Munro Holding:

Brian E. Cote (solo practitioner)
Cote Law Firm, Ltd.
550A Butler Square
100 North Sixth Street #550A
Minneapolis, Minnesota 55403
(612) 752-2874

Pro Se Respondent:

Jacki L. Cook

8. *State v. Mason*, Case No. 62-KX-02-000706 (Ramsey County Dist. Ct. June 20, 2002), *aff'd*, 2003 WL 22016869 (Minn. App. August 26, 2003), *review denied* (Minn. Nov. 18, 2003).

Mr. Mason was identified as one of two individuals who robbed and assaulted a man after meeting the victim at a bar. Testifying on his own behalf, Mr. Mason admitted that he was present during the robbery but denied participating in it. The jury found him guilty of first-degree aggravated robbery. The conviction was affirmed on appeal.

For Prosecution:

Richard Dusterhoft
Ramsey County Attorney's Office
345 Wabasha Street North

Suite 120
Saint Paul, Minnesota 55102
(651) 266-3222

For Defense:

Ellen Seesel
Ramsey County Public Defender
101 Fifth Street East
Suite 1808
Saint Paul, Minnesota 55101
(651) 757-1600

9. *State v. Vang*, Case No. 62-K1-01-003953 (Ramsey County Dist. Ct. April 22, 2002), *aff'd* 2003 WL 21385146 (Minn. App. June 17, 2003), *vacated and remanded* (Minn. April 28, 2004), *aff'd* 2004 WL 2521714 (Minn. App. Nov. 9 2004), *review denied* (Minn. Jan. 26, 2005).

In August 2001, an individual was fatally shot and his brother was injured. Witnesses stated that the shooter got out of the passenger seat of a car registered to defendant. Mr. Vang was arrested and confessed to driving the car. Following a jury trial, he was convicted of two counts of second-degree murder and one count of second-degree attempted murder. I imposed a sentence of 27 years and two months in prison. The conviction was affirmed by the Minnesota Court of Appeals, but the Minnesota Supreme Court vacated and remanded the appellate court's opinion for reconsideration of the admissibility of a post-Miranda-warning statement in light of its decision in *State v. Bailey*, 677 N.W.2d 280 (Minn. 2004). On remand, the Minnesota Court of Appeals again affirmed the conviction and the Minnesota Supreme Court declined further review.

For Prosecution:

David Miller
Ramsey County Attorney's Office
345 Wabasha Street North
Suite 120
Saint Paul, Minnesota 55102
(651) 266-3222

For Defense:

The Honorable Joy Bartscher (formerly Rogosheske, Sieben & Atkins, P.L.L.C.)
Ramsey County District Court
15 West Kellogg Boulevard
Saint Paul, Minnesota 55102
(651) 226-8266

10. *State v. Smith*, Case No. 62-K8-01-002797 (Ramsey County Dist. Ct. Oct. 8, 2001), *aff'd*, 2003 WL 1491508 (Minn. App. March 25, 2003).

In August 2001, police searched the home of Mr. Smith's girlfriend and found a pistol under the carpet in one of the bedrooms. Mr. Smith stipulated that he was ineligible to possess a firearm but denied possessing the gun. Following a jury trial, he was convicted of possession of a pistol by an ineligible person. I imposed a sentence of 84 months in prison, which was an upward departure from the guideline sentence. The conviction and sentence were affirmed on appeal.

For Prosecution:

Margaret Galvin
Ramsey County Attorney's Office
345 Wabasha Street North
Suite 120
Saint Paul, Minnesota 55102
(651) 266-3222

For Defense:

Robert Hoene
Hoene & Worrell
105 Hardman Court
Suite 110
South Saint Paul, Minnesota 55075
(651) 222-2838

- 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. McMurray*, __ N.W.2d __, 2015 WL 1085000 (Minn. 2015).

For Appellant McMurray:

Catheryn Middlebrook
Benjamin J. Butler
Office of the Minnesota Appellate Public Defender
540 Fairview Avenue North
Saint Paul, Minnesota 55104
(651) 201-6700

For Respondent State of Minnesota:

Lori Swanson
Office of the Minnesota Attorney General
1400 Bremer Tower
445 Minnesota Street
Saint Paul, Minnesota 55101
(651) 296-3353

Michael K. Junge
Elizabeth Smith
McLeod County
830 East 11th Street
Glencoe, Minnesota 55336
(320) 864-5551

2. *Staab v. Diocese of Saint Cloud*, 853 N.W.2d 713 (Minn. 2014).

For Appellant Diocese:

Dyan J. Ebert
Laura A. Moehrle
Quinlivan & Hughes, P.A.
1740 West Saint Germain Street
Saint Cloud, Minnesota 56301
(320) 251-1414

For Respondent Staab:

Kevin S. Carpenter
Kevin S. Carpenter, P.A. (solo practitioner)
2919 Veterans Drive
Saint Cloud, Minnesota 56301
(320) 251-3434

H. Morrison Kershner
Pemberton, Sorlie, Rufer & Kershner, P.A.
110 North Mill Street
Fergus Falls, Minnesota 56537
(218) 736-5493

3. *State et al., v. 3M*, 845 N.W.2d 808 (Minn. 2014).

For Appellants State of Minnesota, et. al.:

Lori Swanson
Alan I. Gilbert
Alethea M. Huyser
Beverly M. Conerton
Office of the Minnesota Attorney General
1400 Bremer Tower
445 Minnesota Street
Saint Paul, Minnesota 55101
(651) 296-3353

For Appellant Covington & Burling, LLP:

John W. Lundquist

Kevin C. Riach
Fredrikson & Byron, P.A.
200 South Sixth Street
Suite 4000
Minneapolis, Minnesota 55402
(612) 492-7000

John K. Villa
Michael S. Sundermeyer
Joseph M. Terry
Williams & Connolly LLP
725 Twelfth Street NW
Washington, District of Columbia 20005
(202) 434-5000

For Respondent 3M:
Michael T. Nilan
Amanda M. Cialkowski
Peter Gray
Nilan Johnson Lewis P.A.
Canadian Pacific Plaza
120 South Sixth Street, Suite 400
Minneapolis, Minnesota 55402
(612) 305-7500

Michael C. McCarthy
Maslon Edelman Borman & Brand, LLP
3300 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402
(612) 672-8347

Delmar R. Ehrich
Faegre Baker Daniels LLP
2200 Wells Fargo Center
90 South Seventh Street
Minneapolis, Minnesota 55402
(612) 766-8726

William A. Brewer III
Shain A. Khoshbin
Bickel & Brewer
1717 Main Street
Suite 4800
Dallas, Texas 75201
(214) 653-4000

4. *Citizens State Bank v. Brown*, 849 N.W.2d 55 (Minn. 2014).

For Appellant Brown:

Amie E. Penny Saylor
Messerli & Kramer P.A.
1400 Fifth Street Towers
100 South Fifth Street
Minneapolis, Minnesota 55402
(612) 672-3697

Robert M. McClay
McClay and Alton, PLLP
951 Grand Avenue
Saint Paul, Minnesota 55105
(651) 290-0301

For Respondent Citizens State Bank:

Alan M. Albrecht
Anderson, Skubitz & Coryell, PLLC
108 South Main
Le Sueur, Minnesota 56058
(952) 873-3343

John A. Halpern
Halpern Law Firm, PLLC
400 Lumber Exchange Building
10 South Fifth Street
Minneapolis, Minnesota 55402
(612) 375-1980

5. *White v. City of Elk River*, 840 N.W.2d 43 (Minn. 2013).

For Appellants White et al.:

Katherine L. MacKinnon
Sarah J. Demers
Law Office of Katherine L. MacKinnon, PLLC
3744 Huntington Avenue
Saint Louis Park, Minnesota 55416
(952) 915-9215

James G. Robin (solo practitioner)
Wayzata Law Group, LLC
1907 East Wayzata Boulevard Suite 170
Wayzata, Minnesota 55391
(952) 475-1025

For Respondent City of Elk River:

George C. Hoff
Shelley M. Ryan
Hoff, Barry & Kozar, P.A.
775 Prairie Center Drive
Suite 160
Eden Prairie, Minnesota 55344
(952) 941-9220

6. *Larson v. Northwestern Mut.*, 855 N.W.2d 293 (Minn. 2013).

For Appellant Larson:

Katherine L. MacKinnon
Sarah J. Demers
Law Office of Katherine L. MacKinnon, PLLC
3744 Huntington Avenue
Saint Louis Park, Minnesota 55416
(952) 915-9215

For Respondent The Northwestern Mutual Life Insurance Company:

Erik T. Salveson
Benjamin C. Johnson
Nilan Johnson Lewis, P.A.
Canadian Pacific Plaza
120 South Sixth Street, Suite 400
Minneapolis, Minnesota 55402
(612) 305-7500

For Respondent CMInformation Specialists, Inc.:

Mark R. Bradford
Bassford Remele, P.A.
33 South Sixth Street, Suite 3800
Minneapolis, Minnesota 55402
(612) 376-1667

7. *Hippert v. Ritchie*, 813 N.W.2d 374 & 813 N.W.2d 391 (Minn. 2012) (Special Redistricting Panel).

For Hippert Plaintiffs:

Tony Trimble
Trimble & Associates Ltd.
10201 Wayzata Boulevard
Minnetonka, Minnesota 55305
(952) 797-7477

Eric Magnuson (formerly of Briggs & Morgan)
Robins Kaplan LLP
800 LaSalle Avenue
2800 LaSalle Plaza
Minneapolis, Minnesota 55402
(612) 349-8548

For Martin Plaintiffs-Intervenors:

Justice David L. Lillehaug (formerly of Fredrikson & Byron P.A.)
Minnesota Judicial Center
25 Reverend Dr. Martin Luther King Jr. Boulevard
Saint Paul, Minnesota 55155
(651) 297-7650

Christopher A. Stafford
Fredrikson & Byron P.A.
200 South Sixth Street
Suite 4000
Minneapolis, Minnesota 55402
(612) 492-7426

Mark Elias
Perkins Coie
700 Thirteenth Street NW
Suite 600
Washington, District of Columbia 20005
(202) 654-6200

William Stafford
Perkins Coie
1201 Third Avenue
Suite 4900
Seattle, Washington 98101
(206) 359-8000

For Britton Plaintiffs-Intervenors:

Alan Weinblatt
Jay Benanav
Weinblatt & Gaylord PLC
5874 Blackshire Path
Inver Grove Heights, Minnesota 55076
(651) 292-8770

For Defendants:

Lori Swanson
Office of the Minnesota Attorney General

1400 Bremer Tower
445 Minnesota Street
Saint Paul, Minnesota 55101
(651) 296-3353

8. *Mitchell v. Smith*, 817 N.W.2d 742 (Minn. App. 2012).

For Appellant Mitchell:

Bradford Colbert
Legal Assistance to Minnesota Prisoners
875 Summit Avenue, Room 254
Saint Paul, Minnesota 55105
(651) 290-8651

Paul Ziezulewicz (as certified student attorney)
Southern Minnesota Regional Legal Services
55 East Fifth Street
Suite 400
Saint Paul, Minnesota 55101
(651) 228-9823

For Respondent Smith:

Lori Swanson
Gina D. Jensen
Office of the Minnesota Attorney General
1400 Bremer Tower
445 Minnesota Street
Saint Paul, Minnesota 55101
(651) 296-3353

9. *Barajas v. State*, 817 N.W.2d 204 (Minn. App. 2012).

For Appellant:

David W. Merchant
Lydia Villalva Lijó
Office of the Minnesota Appellate Public Defender
540 Fairview Avenue North
Saint Paul, Minnesota 55104
(651) 201-6700

For Respondent:

Lori Swanson
James B. Early
Office of the Minnesota Attorney General
1400 Bremer Tower
445 Minnesota Street

Saint Paul, Minnesota 55101
(651) 296-3353

The Honorable Michelle Lawson (formerly Acting Clay County Attorney)
Clay County Courthouse
807 North 11th Street
Moorhead, Minnesota 56560
(218) 299-5065

10. *Munro Holding, LLC v. Cook*, 695 N.W.2d 379 (Minn. App. 2005).

For Relator:

Brian E. Cote (solo practitioner)
Cote Law Firm, Ltd.
550A Butler Square
100 North Sixth Street #550A
Minneapolis, Minnesota 55403
(612) 752-2874

Pro Se Respondent:

Jacki L. Cook

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

I am unaware of any cases in which certiorari has been requested for any of my authored opinions at the Minnesota Supreme Court.

Court of Appeals Cases:

State v. Brooks, 2012 WL 1570064 (Minn. App. May 7, 2012), *cert. granted* (July 16, 2013), *judgment vacated*, 133 S. Ct. 1996 (Apr. 22, 2013).

State v. Wiseman, 816 N.W.2d 689, 693 (Minn. App. 2012), *cert. denied*, 133 S. Ct. 1585, *abrogated by Missouri v. McNeely*, 133 S. Ct. 1552 (2013).

Hammann v. Falls/Pinnacle, LLC, 2010 WL 155253 (Minn. App. Jan. 19, 2010), *cert. denied* (March 7, 2011).

State v. Roble, 2010 WL 3463511 (Minn. App. Sept. 7, 2010), *cert. denied* (May 23, 2011).

Jackson v. State, 2006 WL 3772212 (Minn. App. Dec. 6, 2006), *cert. denied* (Feb. 20, 2007).

Prinzing v. Schwab, 2006 WL 538926 (Minn. App. Mar. 7, 2006), *cert. denied* (January 8, 2007)

Hajrusi v. State, 2004 WL 2940620 (Minn. App. Dec. 21, 2004), *cert. denied* (October 3, 2005).

State v. Begordis, 2004 WL 1326083 (June 15, 2004), *cert. denied* (Jan. 24, 2005).

Bator v. Hallock Elec., 2003 WL 22233518 (Minn. App. Sept. 30, 2003), *cert. denied* (May 24, 2004).

State v. Fraction, 2002 WL 31748928 (Minn. App. Dec. 10, 2002), *cert. denied* (June 27, 2003).

- 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.

I am unaware of any cases in which my opinions at the Minnesota Supreme Court or the Second Judicial District have been reversed or affirmed with significant criticism.

Minnesota Court of Appeals authored cases:

In re Skyline Materials, Ltd., 819 N.W.2d 183 (Minn. App. 2012), *rev'd*, 835 N.W.2d 472 (Minn. 2013). In this appeal of a variance decision by a county board of adjustment, the Minnesota Supreme Court concluded that respondent's service of process was ineffective to commence an action in district court, reversing the decision by the Minnesota Court of Appeals concluding that the appeal was an ongoing action.

State v. Brooks, 2012 WL 1570064 (Minn. App. May 7, 2012), *review denied* (Minn. July 17, 2012), *cert. granted* (July 16, 2013), *judgment vacated by Brooks v. Minnesota*, 133 S. Ct. 1996 (Apr 22, 2013). The United States Supreme Court remanded with instructions to reconsider in light of *Missouri v. McNeely*, 133 S. Ct. 1552 (2013)). On remand, the Minnesota Supreme Court affirmed on the ground that Mr. Brooks consented to the search. *State v. Brooks*, 838 N.W.2d 563 (Minn. 2013).

Hamann v. Park Nicollet Clinic, 792 N.W.2d 468 (Minn. App. 2010), *rev'd*, 808 N.W.2d 828 (Minn. 2011). The district court dismissed Dr. Hamann's employment complaint, concluding that the statute of limitations barred his claims. The Minnesota Court of Appeals reversed, but the Minnesota Supreme Court concluded that the claims accrued in 2005 and that the statute of limitations barred the claims.

State v. Netland, 742 N.W.2d 207 (Minn. App. 2007), *aff'd in part, rev'd in part*, 762 N.W.2d 202 (Minn. 2009), *abrogated by Missouri v. McNeely*, 133 S. Ct. 1552 (2013). The United State Supreme Court concluded that metabolization of alcohol in the bloodstream does not present a per se exigency justifying an exception to the Fourth Amendment's search warrant requirement, abrogating established Minnesota case law.

State v. Franks, 742 N.W.2d 7 (Minn. App. 2007), *aff'd in part, rev'd in part*, 765 N.W.2d 68 (Minn. 2009). The Minnesota Court of Appeals affirmed the district court's conviction of Mr. Franks for four counts of violating an order for protection and one count of engaging in a pattern of harassing conduct, sentencing him to consecutive sentences for each order for protection violation but not for the pattern of harassing conduct. The Minnesota Supreme Court reversed in part, concluding that the district court erred when it did not impose a sentence on the more serious offense of engaging in a pattern of harassing conduct.

State v. Jackson, 2007 WL 2245594 (Minn. App. Aug. 7, 2007), *rev'd*, 749 N.W.2d 353 (Minn. 2008). The Minnesota Supreme Court concluded that the Minnesota Court of Appeals erred when it affirmed Mr. Jackson's conviction and sentence of 210 months' imprisonment for first-degree aggravated robbery with a dangerous weapon because the sentencing departure was based on uncharged criminal conduct.

Baker v. Baker, 733 N.W.2d 815 (Minn. App. 2007), *aff'd in part, rev'd in part*, 753 N.W.2d 644 (Minn. 2008). In this appeal from a dissolution action, the Minnesota Supreme Court clarified the test for whether appreciation of nonmarital property is marital or nonmarital, partially reversing the decision by the Minnesota Court of Appeals.

State v. Cottew, 728 N.W.2d 268 (Minn. App. 2007), *aff'd in part, rev'd in part*, 746 N.W.2d 632 (Minn. 2008). In an issue of first impression, the Minnesota Court of Appeals concluded that the *Austin/Modtland* factors did not apply when imposing intermediate sanctions for a probation violation. The Minnesota Supreme Court agreed, but reversed the court of appeal's conclusion that the district court was required to place defendant on probation when it imposed intermediate sanctions.

State v. Farrah, 2006 WL 2473655 (Minn. App. Aug. 29, 2006), *rev'd*, 735 N.W.2d 336 (Minn. 2007). The Minnesota Court of Appeals affirmed Mr. Farrah's conviction of fourth-degree criminal sexual conduct. The Minnesota Supreme Court reversed, concluding that the state failed to meet its burden to prove that Mr. Farrah knowingly and intelligently waived his *Miranda* rights.

Wilson v. State, 2006 WL 997738 (Minn. App. Apr. 18, 2006), *rev'd*, 726 N.W.2d 103 (Minn. 2007). The Minnesota Supreme Court concluded that Mr. Wilson's

petition for relief raised genuine issues of material fact and that the postconviction court abused its discretion by failing to hold an evidentiary hearing, reversing the decision by the Minnesota Court of Appeals affirming the district court.

In re Cities of Annandale & Maple Lake NPDES/SDS Permit Issuance for Discharge of Treated Wastewater, 702 N.W.2d 768 (Minn. App. 2005), *rev'd*, 731 N.W.2d 502 (Minn. 2007). In this appeal from the issuance of a permit for a wastewater treatment plant, the Minnesota Supreme Court concluded that a state agency's interpretation of a federal regulation was entitled to deference, reversing the decision by the Minnesota Court of Appeals concluding that no deference is given because the interpretation of a federal regulation is a question of law reviewed de novo.

State v. Bennett, 2005 WL 626782 (Minn. App. Mar. 15, 2005), *review granted in part, decision rev'd in part*, 696 N.W.2d 788 (Minn. 2005). The Minnesota Court of Appeals affirmed the district court's revocation of Mr. Bennett's probation. The Minnesota Supreme Court reversed and remanded on the issue of the adequacy of the district court's findings for revocation of probation in light of *State v. Modtland*, 695 N.W.2d 602 (Minn. 2005).

Heine v. Simon, 674 N.W.2d 411 (Minn. App. 2004), *aff'd in part, rev'd in part*, 702 N.W.2d 752 (Minn. 2005). In this tort action, Mr. Heine sought damages from Ms. Simon and from Mr. Heine's former employer's insurer arising from a 1994 automobile accident. The district court denied Ms. Simon's motion for partial summary judgment, which argued collateral estoppel stemming from a prior decision by the Worker's Compensation Court of Appeals regarding Mr. Heine's lost wages. A jury found Ms. Simon 80% at fault and awarded damages. The district court denied Mr. Heine's motion for a new trial on damages and Ms. Simon's motion disputing the amount of damages. Both parties appealed and the Minnesota Court of Appeals affirmed. The Minnesota Supreme Court agreed that the district court did not err when it denied Ms. Simon's motion for summary judgment, but reversed the damages amount.

State v. Serena, 673 N.W.2d 182 (Minn. App. 2003), *review granted* (Minn. Feb. 17, 2004), *stay vacated and remanded* (Minn. Aug. 17, 2004). The Minnesota Court of Appeals affirmed the district court's denial of jail credit for time spent in a juvenile correctional facility prior to execution of Mr. Serena's adult sentence of imprisonment. On February 17, 2004, the Minnesota Supreme Court granted review. On August 17, 2004, the stay was vacated and remanded. No opinion was issued in connection with this order.

Roehrdanz v. Brill, 668 N.W.2d 217 (Minn. App. 2003), *rev'd*, 682 N.W.2d 626 (Minn. 2004). In this appeal following the district court's denial of Mr. Brill's motion to vacate a default judgment, the Minnesota Court of Appeals reversed, concluding that service was ineffective under the Minnesota Rules of Civil

Procedure. The Minnesota Supreme Court reversed, holding that service was effective.

Peterson v. Henderson, 2002 WL 31689541 (Minn. App. Dec. 3, 2002), *rev'd sub nom.*, *Peterson v. Wilson Twp.*, 672 N.W.2d 556 (Minn. 2003). The Minnesota Court of Appeals held that subsequent garnishment actions against a garnishee are impermissible after the garnishee has been discharged. The Minnesota Supreme Court reversed, concluding that discharge relieves the garnishee of the duty to retain the debtor's property with respect to the specific garnishment summons, but does not release the garnishee from subsequent garnishment actions.

Minnesota Court of Appeals joined decisions:

Sipe v. STS Mfg., Inc., 822 N.W.2d 2 (Minn. App. 2012), *rev'd*, 834 N.W.2d 683 (Minn. 2013). In this tort action, the Minnesota Supreme Court held that a wrongful discharge action was governed by the six-year statute of limitations for actions upon a liability created by statute, reversing the decision by the Minnesota Court of Appeals that a two-year statute of limitations applied.

State v. Melchert-Dinkel, 816 N.W.2d 703 (Minn. App. 2012), *rev'd*, 844 N.W.2d 13 (Minn. 2014). The Minnesota Court of Appeals concluded that a statute proscribing advising, encouraging, or assisting another to commit suicide did not violate the First Amendment. The Minnesota Supreme Court reversed, concluding that the portion of the statute prohibiting a person from advising or encouraging another to commit suicide was an unconstitutionally overbroad content-based restriction on speech and severing that portion of the statute.

RAM Mut. Ins. Co. v. Rohde, 805 N.W.2d 554 (Minn. App. 2011), *rev'd*, 820 N.W.2d 1 (Minn. 2012). In this subrogation action, the Minnesota Supreme Court held that whether an insurer could pursue an action against a tenant must be determined on a case-by-case approach, based on the reasonable expectations of the landlord and tenant under the facts of the case, reversing the decision by the Minnesota Court of Appeals requiring an express agreement.

In re Stisser Grantor Trust, 2011 WL 2119394 (Minn. App. May 31, 2011), *aff'd in part, rev'd in part sub nom.*, 818 N.W.2d 495 (Minn. 2012). In this action interpreting an inter vivos trust agreement, the Minnesota Supreme Court reversed the Minnesota Court of Appeals's determination that the trust agreement failed to demonstrate decedent's unambiguous intent not to exonerate her secured debts. But the court agreed with the Minnesota Court of Appeals that the trust was not required to pay personal representative compensation and attorney fees because the claims were not supported with sufficient evidence.

MacRae v. Grp. Health Plan, Inc., 2007 WL 2417167 (Minn. App. Aug. 28, 2007), *rev'd*, 753 N.W.2d 711 (Minn. 2008). In an opinion clarifying decisions relied upon by the parties and the Minnesota Court of Appeals, the Minnesota

Supreme Court held that a cause of action does not accrue as a matter of law immediately upon a negligent misdiagnosis of cancer, but that the inquiry should be based on the record in each particular case.

In re Welfare of N.J.S., 2007 WL 2417265 (Minn. App. Aug. 28, 2007), *aff'd in part, rev'd in part*, 753 N.W.2d 704 (Minn. 2008). In this appeal from N.J.S.'s certification as an adult for trial on a charge of second-degree intentional murder, the Minnesota Supreme Court affirmed the certification, but reversed the determination by the Minnesota Court of Appeals that school records can be part of a prior record of delinquency.

In re Welfare of Children of N.F., 735 N.W.2d 735 (Minn. App. 2007), *aff'd in part, rev'd in part*, 749 N.W.2d 802 (Minn. 2008). The Minnesota Court of Appeals reversed the district court's adjudication of N.F.'s children to be in need of protection or services (CHIPS). The Minnesota Supreme Court affirmed the reversal of the CHIPS adjudication, but adopted a different definition of physical abuse from that used by the court of appeals.

VoiceStream Minneapolis, Inc. v. RPC Properties, Inc., 2007 WL 509621 (Minn. App. Feb. 20, 2007), *rev'd*, 743 N.W.2d 267 (Minn. 2008). In this appeal from the district court's order granting a motion to enforce a settlement agreement, the Minnesota Court of Appeals treated the district court's silence on the issue of damages as equivalent to a denial of the request. The Minnesota Supreme Court reversed and remanded, holding that the district court must explicitly grant or deny each claim.

McIntosh Cnty. Bank v. Dorsey & Whitney, LLP, 726 N.W.2d 108 (Minn. App. 2007), *rev'd*, 745 N.W.2d 538 (Minn. 2008). In this legal malpractice case, the Minnesota Court of Appeals reversed the district court's grant of summary judgment, holding that the district court failed to apply the appropriate test to determine whether the law firm owed a duty to the respondents as third-party beneficiaries. The Minnesota Supreme Court reversed, clarifying the language relied upon by the court of appeals.

State v. Al-Naseer, 721 N.W.2d 623 (Minn. App. 2006), *aff'd in part, rev'd in part*, 734 N.W.2d 679 (Minn. 2007). Following Mr. Al-Naseer's second trial and conviction of criminal vehicular homicide for leaving the scene of an accident that caused the death of a human being, the Minnesota Court of Appeals reversed, concluding that the mens rea standard requires that the driver knew or had reason to know that the accident caused bodily injury to or death of a person. The Minnesota Supreme Court affirmed the reversal of his conviction, but remanded for reconsideration of the verdict, holding that conviction requires the state to prove that defendant had knowledge that he had been involved in an accident with a person or another vehicle.

In re Estate of Kinney, 2006 WL 1806386 (Minn. App. July 3, 2006), *rev'd*, 733 N.W.2d 118 (Minn. 2007). The Minnesota Court of Appeals affirmed the district court's summary judgment order that an antenuptial agreement between decedent and his second wife was invalid. The Minnesota Supreme Court reversed and remanded, concluding that genuine issues of material fact precluded summary judgment.

State v. Flowers, 2006 WL 1228997 (Minn. App. May 9, 2006), *rev'd*, 734 N.W.2d 239 (Minn. 2007). The Minnesota Court of Appeals affirmed Mr. Flowers' conviction of being a felon in possession of a firearm. The Minnesota Supreme Court reversed, concluding that the police exceeded the permissible scope of a *Terry* search and therefore the district court erred when it failed to suppress evidence found during the search, that the district court erred when it failed to specifically consider the *Jones* factors before allowing the defendant to be impeached with a prior conviction, and that the district court erred when it gave an improper instruction after the jury began its deliberations.

State v. Jackson, 2006 WL 463576 (Minn. App. Feb. 28, 2006), *rev'd*, 742 N.W.2d 163 (Minn. 2007). The Minnesota Court of Appeals affirmed appellant's convictions of second-degree controlled substance crime and child endangerment. The Minnesota Supreme Court reversed, concluding that a nighttime search of Ms. Jackson's residence violated her Fourth Amendment rights and that evidence seized during the search must be suppressed.

Weston v. McWilliams & Associates, Inc., 694 N.W.2d 558 (Minn. App. 2005), *rev'd*, 716 N.W.2d 634 (Minn. 2006). In an issue of first impression, the Minnesota Court of Appeals concluded that a claim for contribution and indemnity would be deemed to have accrued at the end of the tenth year following completion of the construction of a home. The Minnesota Supreme Court disagreed, concluding that the statute of repose barred actions that did not accrue and were not brought within the ten-year period.

State v. Saue, 688 N.W.2d 337 (Minn. App. 2004), *rev'd in part* (Minn. Dec. 13, 2005). The Minnesota Court of Appeals affirmed in part and reversed in part Mr. Saue's sentence based on a durational and dispositional departure. Without discussion, the Minnesota Supreme Court reversed in part and remanded for resentencing.

State v. Moore, 2004 WL 2159024 (Minn. App. Sept. 28, 2004), *rev'd*, 699 N.W.2d 733 (Minn. 2005). The Minnesota Court of Appeals affirmed Mr. Moore's conviction of first-degree assault. In an issue of first impression, the Minnesota Supreme Court reversed, concluding that instructions on the definition of "great bodily harm" must provide adequate context for the "serious bodily harm" alternative.

Yang v. Voyageaire Houseboats, Inc., 2004 WL 2049843 (Minn. App. Sept. 14, 2004), *rev'd*, 701 N.W.2d 783 (Minn. 2005). In this appeal arising from a personal injury action, the district court and Minnesota Court of Appeals concluded that the exculpatory and indemnification clauses in a houseboat rental agreement were enforceable. The Minnesota Supreme Court disagreed, concluding that the clauses violated public policy and were unenforceable.

State v. Krautkremer, 2004 WL 1488574 (Minn. App. July 6, 2004), *review granted, decision vacated in part* (Minn. Sept. 21, 2004). The Minnesota Court of Appeals affirmed Mr. Krautkremer's conviction of and sentence for felony driving while impaired. The Minnesota Supreme Court remanded for reconsideration in light of *Blakely v. Washington*, 124 S. Ct. 2531 (2004).

State v. Cotton, 2004 WL 1444955 (Minn. App. June 29, 2004), *review granted, decision vacated* (Minn. Sept. 21, 2004). The Minnesota Court of Appeals affirmed Mr. Cotton's sentence for second-degree aggravated robbery. The Minnesota Supreme Court remanded for reconsideration in light of *Blakely v. Washington*, 124 S. Ct. 2531 (2004).

Schafer v. JLC Food Sys., Inc., 2004 WL 78022 (Minn. App. Jan. 20, 2004), *rev'd*, 695 N.W.2d 570 (Minn. 2005). In this negligence action arising from an alleged food defect, the Minnesota Court of Appeals affirmed the district court's grant of summary in favor of defendants. The Minnesota Supreme Court reversed and remanded, concluding that circumstantial evidence can establish a prima facie case that food was defective, even if the injury-causing object cannot be identified.

Wiegand v. Walser Auto. Groups, Inc., 670 N.W.2d 449 (Minn. App. 2003), *rev'd*, 683 N.W.2d 807 (Minn. 2004). In this appeal from an action under the private attorney general statute, the Minnesota Supreme Court held that a plaintiff's reliance on an oral misrepresentation that is directly contradicted by provisions of a written contract did not negate any possibility that the consumer could prove a causal nexus between misrepresentations and consumer injury, reversing the Minnesota Court of Appeals.

State v. Garcia, 670 N.W.2d 297 (Minn. App. 2003), *rev'd*, 683 N.W.2d 294 (Minn. 2004). In this challenge to the constitutionality of a state statute precluding a trial court from granting a defendant jail credit for time served in a juvenile facility custody, the Minnesota Supreme Court held that the statute denied the defendant equal protection, reversing the Minnesota Court of Appeals and the district court.

State v. McCoy, 668 N.W.2d 425 (Minn. App. 2003), *rev'd*, 682 N.W.2d 153 (Minn. 2004). In this issue of first impression, the Minnesota Supreme Court concluded that evidence of similar conduct by the accused against an alleged

victim of domestic abuse may be admitted without first being established by clear and convincing evidence, reversing the Minnesota Court of Appeals.

Brekke v. THM Biomedical, Inc., 667 N.W.2d 452 (Minn. App. 2003), *rev'd*, 683 N.W.2d 771 (Minn. 2004). The Minnesota Court of Appeals affirmed the district court's ruling that appellant THM Biomedical violated a statute prohibiting an employer from making any deduction, directly or indirectly, from the wages due or earned by any employee and, thus, was liable for twice the amount of the deduction taken from employee's accrued salary. The Minnesota Supreme Court concluded that the statute did not supersede or abrogate the common law affirmative defenses of waiver and estoppel, and remanded with instructions to address those defenses.

Kipp v. Sweno, 2003 WL 21791190 (Minn. App. Aug. 5, 2003), *rev'd*, 683 N.W.2d 259 (Minn. 2004). In a matter of first impression, the Minnesota Supreme Court held that a debtor's homestead property, held in joint tenancy with his nondebtor spouse, could not be unilaterally severed through an execution sale to satisfy a judgment, reversing the Minnesota Court of Appeals and the district court.

State v. Ornelas, 2003 WL 1818011 (Minn. App. Apr. 8, 2003), *rev'd*, 675 N.W.2d 74 (Minn. 2004). The Minnesota Court of Appeals affirmed the district court's revocation of appellant's probation. The Minnesota Supreme Court reversed, holding that appellant's probation could not be revoked for a condition of probation that was not imposed by district court.

State v. Askerooth, 2003 WL 230673 (Minn. App. Feb. 4, 2003), *rev'd*, 681 N.W.2d 353 (Minn. 2004). In a decision expanding the protections of the Minnesota Constitution beyond those of the Fourth Amendment, the Minnesota Supreme Court held that the Minnesota Constitution requires a search or seizure during a traffic stop to be reasonable even when a minor law has been violated, reversing the decision by the Minnesota Court of Appeals affirming appellant's conviction of a controlled substance crime in the fifth degree.

Anderson v. Anoka Hennepin Indep. Sch. Dist. 11, 655 N.W.2d 847 (Minn. App. 2003), *rev'd*, 678 N.W.2d 651 (Minn. 2004). In this appeal concerning the scope of official immunity, the Minnesota Supreme Court reversed on the ground that the Minnesota Court of Appeals erred by concluding that a high school teacher's decision to instruct students in his high-school woodworking class not to use a table saw's blade guard for cuts under four inches—resulting in an injury to a student—was not protected under statutory or official immunity.

State v. Smith, 655 N.W.2d 347 (Minn. App. 2003), *rev'd*, 674 N.W.2d 398 (Minn. 2004). The Minnesota Court of Appeals granted Mr. Smith a new trial because it concluded that the trial court's jury instructions diluted the reasonable doubt standard in violation of due process. The Minnesota Supreme Court

disagreed, holding that a jury instruction defining the concept of reasonable doubt to exclude “speculation” did not confuse, mislead, or misstate the law and therefore did not constitute plain error.

- 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.

All decisions released by the Minnesota Supreme Court are published. Of the 697 Minnesota Court of Appeals cases I authored, 585 (including 12 designated “order” opinions) are unpublished. Order opinions—issued when the questions raised in the case have been settled by a decision in a previous case and a full opinion is deemed unnecessary—are available at the Office of the Clerk of Appellate Courts and collected in binders by the Minnesota State Law Library. All other unpublished opinions are available on Lexis and Westlaw. Unpublished decisions make up approximately 84% of my authored decisions at the Minnesota Court of Appeals.

District court judgments and orders are distributed to the litigants and their attorneys, and are kept on file at the Ramsey County District Court. Some files are destroyed after a retention period based on the type of case involved.

- 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 v. McMurray, __ N.W.2d __, 2015 WL 1085000 (Minn. 2015).

Nielsen v. 2003 Honda Accord, 845 N.W.2d 754 (Minn. 2013).

Mitchell v. Smith, 817 N.W.2d 742 (Minn. App. 2012).

State v. Wiseman, 816 N.W.2d 689 (Minn. App. 2012), *cert. denied*, 133 S. Ct. 1585, *abrogated on other grounds by Missouri v. McNeely*, 133 S. Ct. 1552 (2013).

State v. Brooks, 2012 WL 1570064 (Minn. App. May 7, 2012), *review denied* (Minn. July 17, 2012), *cert. granted* (July 16, 2013), *judgment vacated by Brooks v. Minnesota*, 133 S. Ct. 1996 (Apr 22, 2013).

American Bank of St. Paul v. City of Minneapolis, 802 N.W.2d 781 (Minn. App. 2011).

In re Welfare of M.L.M., 781 N.W.2d 381 (Minn. App. 2010).

State v. Johnson, 777 N.W.2d 767 (Minn. App. 2010).

State v. Burkland, 775 N.W.2d 372 (Minn. App. 2009).

State v. Netland, 742 N.W.2d 207 (Minn. App. 2007), *aff'd in part, rev'd in part* by *State v. Netland*, 762 N.W.2d 202 (Minn. Feb 12, 2009).

State v. Boehl, 726 N.W.2d 831 (Minn. App. 2007).

Concept Properties, LLP v. City of Minnetrista, 694 N.W.2d 804 (Minn. App. 2005).

Haase v. Commissioner of Public Safety, 679 N.W.2d 743 (Minn. App. 2004).

In re Expulsion of I.A.L., 674 N.W.2d 741 (Minn. App. 2004).

State v. Serena, 673 N.W.2d 182 (Minn. App. 2003), *vacated and remanded* (Minn. Aug 17, 2004).

Granville v. Minneapolis Public Schools, Special School Dist. No. 1, 668 N.W.2d 227 (Minn. App. 2003).

State ex rel. Engel v. Fletcher, 659 N.W.2d 799 (Minn. App. 2003).

State v. Bergerson, 659 N.W.2d 791 (Minn. App. 2003).

Miller v. One 2001 Pontiac Aztek, No. GHS-186 VIN: 3G7DA03E41S500032, 655 N.W.2d 12 (Minn. App. 2002).

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

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

taken to remove the real, apparent or asserted conflict of interest or to cure any other ground for recusal.

A request for my recusal has been made in only one case, *State v. Murphy*, Case Nos. A13-2332 & A13-2413 (Minn. App. Aug. 25, 2014), *review denied* (Minn. Oct. 28, 2014). The cases involved a petition for review at the Minnesota Supreme Court's special term. The party seeking my recusal has been convicted of violent crimes against a judge of the Second Judicial District with whom I served as a trial judge. He requested that I recuse myself because I had served as a Second Judicial District judge. Although the party was convicted before I served as a Second Judicial District judge, I complied with the recusal request because the entire Second Judicial District is recused from cases involving this litigant.

Minnesota Supreme Court sua sponte recusals:

State v. Expose, __N.W.2d__, Case No. A13-1285 (release pending, Minn. 2015)
I recused because an attorney working on the direct appeal served on my campaign committee.

Lussier v. State, 853 N.W.2d 149 (Minn. 2014)
I recused because an attorney working on the direct appeal served on my campaign committee.

State v. Vang, 847 N.W.2d 248 (Minn. 2014)
I recused because the appellant was a witness in a related murder trial over which I presided.

In re Disciplinary Action against Griffith, 825 N.W.2d 716 (Minn. 2013)
I recused because I served on a committee of the board of directors at William Mitchell College of Law where the misconduct occurred.

State v. Wenthe, 839 N.W.2d 83 (Minn. 2013)
I recused because my priest was a witness at trial.

State v. Burrell, 837 N.W.2d 459 (Minn. 2013)
I recused because I served as a judge on a related matter at the court of appeals.

State v. Morrow, 834 N.W.2d 715 (Minn. 2013)
I am unable to recall the reason for recusal on this case.

Cummings v. Kelly Services and Indem. Co., 835 N.W.2d 472 (Minn. 2013)
I recused because one of the attorneys is a close family friend.

State v. Irby, 848 N.W.2d 515 (Minn. 2014)
State v. Melchert-Dinkel, 844 N.W.2d 13 (Minn. 2014)
State v. Brooks, 838 N.W.2d 563 (Minn. 2013)

In re: Application of Skyline Mats., Ltd., 835 N.W.2d 472 (Minn. 2013)

State v. Smith, 835 N.W.2d 1 (Minn. 2013)

Sipe v. STS Mfg., Inc., 834 N.W.2d 683 (Minn. 2013)

Dickhoff ex rel. Dickhoff v. Green, 836 N.W.2d 321 (Minn. 2013)

I recused on these cases because I served as a judge on each case at the Minnesota Court of Appeals. I similarly am not involved in consideration of petitions for review if I sat on the court of appeals panel.

I do not have any record of recusals in court of appeals or district court cases. In court of appeals cases, I sought a substitution whenever I determined that because of my relationship with a party or lawyer a person could reasonably question my ability to be fair and impartial. I do not recall recusing on any district court matters.

15. Public Office, Political Activities and Affiliations:

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

I have not held any public office other than judicial offices. I have had no unsuccessful candidacies for public office or unsuccessful nominations for appointed office.

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

I have not held any office or membership or played any role in any political party or election campaign.

16. Legal Career: Answer each part separately.

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

From 1989 to 1991, I clerked for the Honorable Damon J. Keith on the United States Court of Appeals for the Sixth Circuit.

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

I have not practiced law 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.

1991 – 1995

Hogan & Hartson LLP (now Hogan Lovells LLP)
Columbia Square
555 Thirteenth Street NW
Washington, District of Columbia 20004
Associate Attorney

1995 – 2000

United States Attorney's Office
District of Minnesota
United States Courthouse
300 South Fourth Street
Suite 600
Minneapolis, Minnesota 55415
Assistant United States Attorney

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

I have never served as a mediator or arbitrator in alternative dispute resolution proceedings.

b. Describe:

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

From 1991 to 1995 my practice was entirely civil. From 1995 to 2000 my practice consisted entirely of representing the United States in criminal matters.

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

At Hogan & Hartson, I was an associate in the education and litigation practice groups, where I primarily represented school districts across the nation seeking to enhance educational opportunities for public school

students. As an Assistant United States Attorney, I represented the United States in complex economic fraud cases and violent crime cases in the United States district court and the United States Court of Appeals for the Eighth Circuit.

- 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.

My practice consisted entirely of litigation and required me to appear in court frequently. At Hogan & Hartson my practice was 100% civil. At the United States Attorney's Office my practice was 100% criminal.

- i. Indicate the percentage of your practice in:

- | | |
|-----------------------------|------|
| 1. federal courts: | 100% |
| 2. state courts of record: | 0% |
| 3. other courts: | 0% |
| 4. administrative agencies: | 0% |

- ii. Indicate the percentage of your practice in:

- | | |
|--------------------------|-----|
| 1. civil proceedings: | 50% |
| 2. criminal proceedings: | 50% |

- 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 tried seven jury trials and three bench trials. Several of my criminal trials involved multiple defendants engaging in complex frauds committed against the United States Department of Agriculture, the United States Department of Housing and Urban Development, and the United States Bankruptcy Court. The trials involving complex frauds generally lasted between two to four weeks and involved scores of prosecution and defense witnesses. I served as the sole counsel or as co-counsel on a two-lawyer team representing the United States in these complex cases. I also have been the sole counsel in several less complex jury trials ranging in length from three days to one and one-half weeks. These cases involved a bank robbery, possession with intent to distribute crack cocaine and unlawful possession of firearms by a felon. I also prosecuted an unlawful firearms possession case that resulted in a bench trial.

In private practice, I successfully co-tried two multi-week civil damages bench trials awarding desegregation remedies in a Kansas City, Missouri desegregation case. These cases involved direct and cross-examination of numerous lay and expert witnesses.

- i. What percentage of these trials were:
 - 1. jury: 70%
 - 2. non-jury: 30%

- 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 never practiced before the Supreme Court of the United States.

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

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

1. *United States v. Starks*, 193 F.R.D. 624 (D. Minn. 2000).

In 2000, I represented the United States at a suppression hearing in the prosecution of Mr. Starks for unlawful possession of a firearm by a convicted felon before the Honorable Richard Kyle. The defendant moved to suppress the seized weapon and certain statements that he made to law enforcement officers. The district court denied the motion, concluding that the defendant failed to meet his burden of demonstrating that his constitutional rights were violated. To the best of my knowledge, the defendant pled guilty following the denial of the suppression motion. I have found no record of and have been unable to recall the defendant's sentence. A records search reveals that the case has no subsequent history.

Co-Counsel:

Paul Murphy

Current business contact information unavailable.

Opposing Counsel:

Andrew H. Mohring

Scott Tilsen

Federal Public Defender's Office

300 South Fourth Street #107
Minneapolis, Minnesota 55415
(612) 664-5858

2. *United States v. Mages*, Case No. 99-308 (D. Minn. 2000).

From 1999 to 2000, I represented the United States in grand jury proceedings, discovery and a multi-week jury trial before the Honorable David Doty. Defendants Mr. and Mrs. Mages were convicted of mail fraud, wire fraud, bankruptcy fraud, fraud against the United States Department of Agriculture and wetlands violations. Defendant J. Mages was acquitted. This prosecution was particularly complex because of the need for expert testimony to address physical evidence of crop cultivation history and the death of a key witness shortly before trial. A records search reveals no subsequent history.

Opposing Counsel:

Peter Wold
Wold Morrison Law
247 Third Avenue South
Minneapolis, Minnesota 55415
(612) 341-2525

John Brink
Brink & Gerdt Law Office
331 Second Avenue South #110
Minneapolis, Minnesota 55401
(612) 371-0722

Paul Engh (solo practitioner)
Paul Engh Law Office
200 South Sixth Street
Minneapolis, Minnesota 55402
(612) 252-1100

William J. Mauzy
Law Offices of William J. Mauzy
510 North First Avenue
Suite 610
Minneapolis, Minnesota 55403
(612) 340-9108

3. *United States v. Taylor*, Case No. 97-CR-0000104 (D. Minn. 1997).

In 1997, I represented the United States in grand jury proceedings, trial preparation and settlement before the Honorable Michael Davis. Defendant Mr. Taylor pled guilty to sex abuse against a minor occurring in several states during an over-the-road trucking trip. This case involved complex discovery issues and the gathering and development of

evidence in a multi-state investigation.

Opposing Counsel:

Katherian D. Roe
Federal Public Defender's Office
107 United States Courthouse
300 South Fourth Street
Minneapolis, Minnesota 55415
612-664-5864

4. *United States v. Horsman*, 114 F.3d 822 (8th Cir. 1997) (Hons. MacGill, Beam, Loken).

From approximately 1996 to 1997, I represented the United States in grand jury proceedings, discovery, and a jury trial before the Honorable John Tunheim, and in appellate proceedings. The defendant, a felon, was found in possession of a firearm and a cache of ammunition. The case resulted in a guilty verdict and the imposition of a 15-year mandatory minimum sentence. On appeal, I argued that a subsequent change in the law, requiring the court to allow the defendant to stipulate to the prior-conviction element of an offense, did not require reversal in this case. The Eighth Circuit agreed and affirmed the conviction and sentence.

Opposing Counsel:

Robert D. Richman (solo practitioner)
Robert D. Richman Law (formerly Federal Public Defender's Office)
P.O. Box 16643
Minneapolis, Minnesota 55416
(651) 278-4987

5. *United States v. Ulmer*, Case No. 96-CR-00164 (D. Minn. 1996).

In 1996, I represented the United States in grand jury proceedings, discovery and a jury trial before the Honorable James Rosenbaum. The defendant was charged with possession with intent to distribute more than one kilogram of cocaine. I directed an extensive investigation and pretrial discovery that produced visual recordings of the defendant conducting prior sales. This case also involved the cross-examination of several witnesses to disprove Ms. Ulmer's theory of defense, which centered on her physical incapacitation due to childbirth. The defendant was convicted and did not pursue an appeal.

Opposing Counsel:

Joseph S. Friedberg (solo practitioner)
Joseph S. Friedberg Chartered
701 Fourth Avenue South, Suite 300
Minneapolis, Minnesota 55415
(651) 447-6719

6. *United States v. Brekke*, Case Nos. 96-1089 & 96-1117, 97 F.3d 1043 (8th Cir. 1996) (reversing dismissal of indictment), 152 F.3d 1042 (8th Cir. 1998) (affirming sentence).

From 1995 to 1996, I represented the United States with co-counsel in extensive discovery and a multi-week jury trial before the Honorable David Doty. This case presented the challenge of translating a complex fraudulent scheme for lay-jurors. The district court dismissed the indictment after it ruled that an earlier settlement in a civil action in another federal court precluded criminal prosecution, but the Eighth Circuit reversed and remanded for reinstatement of the indictment and trial. Once the indictment was reinstated, the defendants were convicted of mail fraud, wire fraud and bank fraud relating to loans made for fraudulent business transactions and sentenced to 27 months' imprisonment. On appeal, defendants challenged the application of the sentencing guidelines and alleged that the joint representation agreement violated the Sixth Amendment. The sentence was upheld on appeal. I did not participate in the appeal.

Co-Counsel:

Lizabeth McKibben (retired)

Opposing Counsel:

Jonathan T. Garaas (solo practitioner)

Garaas Law Firm

DeMores Office Park

1314 23rd Street South

Fargo, North Dakota 58103

(701) 293-7211

7. *United States v. Field*, Case Nos. 96-1588 & 96-1589, 110 F.3d 592 (8th Cir. 1997) (C. Field), 110 F.3d 587 (8th Cir. 1997) (R. Field).

From 1995 to 1996, I represented the United States with co-counsel in extensive discovery, investigation before the grand jury, and a multi-week jury trial before the Honorable David Doty. Defendants R. and C. Field were convicted of mail fraud and conspiracy relating to a fraudulent scheme to obtain federal small business administration funds. The defendants then pled guilty to a second count of conspiracy and waived their right to appeal the guilty verdicts arising from the trial. The district court denied defendants' requests for a sentencing reduction based on their acceptance of responsibility and a downward departure based on economic hardship. R. Field was sentenced to 21 months of imprisonment and restitution. C. Field was sentenced to 23 months of imprisonment and restitution.

On appeal, R. Field argued that the district court erred in finding that he did not play a mitigating role or accept responsibility, and he challenged the denial of his request for a downward departure. C. Field argued that the district court erred in denying his request for sentence reduction. The Eighth Circuit affirmed both sentences. I did not participate in either appeal.

Co-Counsel:

Lizabeth McKibben (retired)

Opposing Counsel:

For Defendant C. Field:

Daniel Scott (formerly at the Federal Public Defender's Office)

Kelley, Wolter & Scott, P.A.

Centre Village Offices

431 South Seventh Street

Suite 2530

Minneapolis, Minnesota 55415

(612) 200-2866

For Defendant R. Field:

Paul Christopher Engh (solo practitioner)

Engh Law Office

220 South Sixth Street

Suite 215

Minneapolis, Minnesota 55402

(612) 252-1100

8. *United States v. Abrams*, 108 F.3d 953 (8th Cir. 1997) (Hons. Fagg, Heaney, Hansen).

From 1995 to 1996, I represented the United States in grand jury proceedings, discovery, and a jury trial before the Honorable Michael Davis in the United States District Court for the District of Minnesota, and in appellate proceedings. The case involved a bank robbery and numerous alibi witnesses. Mr. Abrams was convicted of one count of bank robbery and sentenced to 121 months' imprisonment. On appeal, Mr. Abrams argued that the district court erred in allowing testimony concerning prior acts of domestic abuse that had been preliminarily excluded. The United States Court of Appeals for the Eighth Circuit concluded that the district court did not commit plain error by failing to issue a sua sponte limiting instruction or sua sponte granting a mistrial, and affirmed the conviction.

Opposing Counsel:

Andrea George

Federal Defenders of Eastern Washington and Idaho

Ten North Post Street

Suite 700

Spokane, Washington 99201

(509) 624-7606

The Honorable Mark Wernick (formerly at Wernick Law Office)

Hennepin County Courthouse
300 South Sixth Street
Minneapolis, Minnesota 55487
(612) 348-2040

9. *Blalock v. School Board of Lee County*, Case No. 64-168-CIV-FtM-23 (M.D. Fla. July 12, 1999).

As an associate at Hogan & Hartson, I represented the School Board of Lee County, Florida from 1992 to 1995 in student assignment and educational components of the court-ordered desegregation remedy in efforts to obtain unitary status. I worked on all aspects of discovery, including taking and defending depositions; settlement negotiations; and drafting a proposed court order for joint submission by the parties. The case was subsequently resolved in a successful settlement of issues relating to the desegregation remedy. The Honorable Steven Merryday oversaw this proceeding.

Co-Counsel:

Maree Sneed
Hogan Lovells
Columbia Square
555 Thirteenth Street NW
Washington, District of Columbia 20004
(202) 637-5600

Opposing Counsel:

Sandy Bieber
Current business contact information unavailable.

Norman Chachkin
NAACP Legal Defense and Educational Fund
40 Rector Street, Fifth Floor
New York, New York 10006
(212) 965-2200

10. *Jenkins v. Missouri*, 949 F.2d 1052 (8th Cir. 1991) & 965 F.2d 654 (8th Cir. 1992) (Hons. McMillian, Heaney, Gibson).

As an associate at Hogan & Hartson, I represented the Kansas City, Missouri School District from 1991 to 1995 in the remedies phase of a desegregation case before the Honorable Russell Clark and before the United States Court of Appeals for the Eighth Circuit, addressing teacher compensation, quality educational programming, and student assignment. I worked on all aspects of discovery, including taking and defending depositions; engaging in direct- and cross-examination in contested hearings; participating in settlement negotiations; and drafting a proposed court order for joint submission by the parties. We successfully defended components of the court-ordered desegregation plan including salary and quality education components of the remedy.

After I left Hogan & Hartson, the United States Supreme Court decided *Missouri v. Jenkins*, 515 U.S. 70 (1995), where it held that the district court had exceeded its remedial authority with respect to certain remedies.

Co-Counsel:

Allen Snyder (retired)

Patricia Brannan
Hogan Lovells
Columbia Square
555 Thirteenth Street NW
Washington, District of Columbia 20004
(202) 637-5600

Kevin Lannigan
Current business contact information unavailable.

William Dittmeier (former Kansas City Missouri School District Counsel)
Current business contact information unavailable.

Co-Counsel (for defendant State):

Jay Nixon (former Missouri Attorney General)
Office of Governor Jay Nixon
P.O. Box 720
Jefferson City, Missouri 65102
(573) 751-3222

Michael Fields (former Assistant Attorney General State of Missouri)
Current business contact information unavailable.

Bart Matanic (former Assistant Attorney General, State of Missouri)
Department of Labor and Industrial Relations – Division of Employment Security
421 East Dunklin Street
P.O. Box 59
Jefferson City, Missouri 65104
(573) 522-9972

Opposing Counsel:

Arthur Benson
Benson and Associates
4006 Central Street
Kansas City, Missouri 64111
(816) 531-6565

18. **Legal Activities:** Describe the most significant legal activities you have pursued,

including significant litigation which did not progress to trial or legal matters that did not involve litigation. Describe fully the nature of your participation in these activities. List any client(s) or organization(s) for whom you performed lobbying activities and describe the lobbying activities you performed on behalf of such client(s) or organizations(s). (Note: As to any facts requested in this question, please omit any information protected by the attorney-client privilege.)

I was a member of the Education Practice Group and the Litigation Practice Group at Hogan & Hartson. There I chiefly represented school districts throughout the United States that were implementing court-ordered or voluntary school desegregation and quality education plans to ensure equal educational opportunities for all of the students of the school district. In addition to the cases presented in Question 17, I counseled the Dayton Public School District, the Indianapolis Public School District, and the Pinellas County (Florida) School District regarding compliance issues relating to their respective court-ordered desegregation and student assignment obligations.

I have never performed lobbying activities for any client or organization.

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.

In Spring 2008, I taught Ethical Leadership in Litigation at the University of Saint Thomas School of Law. This course helped students to explore their role as ethical advocates, counselors, and servant leaders both in litigation and as members of the legal profession. The course examined the lawyer's role as a servant leader and counselor within the attorney-client relationship in the context of litigation, and servant leadership in the context of the litigation department or group in a law firm or law department. The course also looked at servant leadership and the skills of counseling, negotiation, trial advocacy, and alternative dispute resolution in the concrete context of different areas of the civil and criminal litigation process. Finally, the course examined the call to be servant leaders within our chosen profession. Syllabus supplied.

In Spring 2011, I taught Ethical Leadership in Social Justice at the University of Saint Thomas School of Law. This course helped students to explore their role as ethical advocates, counselors, and servant leaders both in pursuing social justice and as members of the legal profession. The course looked at servant leadership and the skills of counseling, negotiation, trial advocacy, and alternative dispute resolution in the concrete context of different social justice topics or areas. Finally, the class examined the call to be servant leaders within our chosen profession. 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. **Outside Commitments During Court Service:** Do you have any plans, commitments, or agreements to pursue outside employment, with or without compensation, during your service with the court? If so, explain.

No.

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

See attached Financial Disclosure Report.

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

See attached Statement of Net Worth.

24. **Potential Conflicts of Interest:**

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

I recuse on cases in which I was involved as a judge in the Second Judicial District or on the Minnesota Court of Appeals. My husband, Daniel Schmechel, is Chief Financial Officer at Ecolab. I would recuse in any matter involving Ecolab. My family priest was the vicar general of the Archdiocese of Saint Paul and Minneapolis from 1991 to 2008. I would recuse in any matter involving the archdiocese during the time he served in this capacity. I would also recuse from any matters involving the nonprofit boards on which either my husband or I sit. These boards are the Saint Paul Academy and Summit School, Saint Paul Chamber Orchestra, and Twin Cities United Way.

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

In order to avoid any potential conflict of interest, I would consult the Code of Conduct for United States Judges, any relevant statutes and guidance including 28

U.S.C. § 455, other judges, and any person designated by the court or judicial organizations to determine whether a given situation constituted a conflict of interest. Based on such sources, I would compile a comprehensive list of matters, clients or other persons so that I could readily identify potential conflicts of interest, and I would rely on my experience as a justice and judge with the Minnesota judicial branch to ensure that I would recuse in matters in which my impartiality could reasonably be questioned.

25. **Pro Bono Work:** An ethical consideration under Canon 2 of the American Bar Association's Code of Professional Responsibility calls for "every lawyer, regardless of professional prominence or professional workload, to find some time to participate in serving the disadvantaged." Describe what you have done to fulfill these responsibilities, listing specific instances and the amount of time devoted to each.

I have devoted approximately 50 hours annually to pro bono legal activities. Because of the limitations on law practice, my pro bono work has consisted mainly of public speaking and judicial outreach.

I routinely meet with elementary, middle school and high school classes to discuss the role of courts in a constitutional democracy. I am an informal mentor to a high school senior from greater Minnesota whom I met at a judicial outreach program. She will be the first in her family to attend college. I have accompanied her on college visits and advised her on seeking scholarships to help defray the cost of attending college. I also encourage and help celebrate pro bono activities throughout the legal community. For example, I recently spoke at the Target Corporation's "Here for Good: Trends and Best Practices in Corporate Pro Bono" panel, the Minnesota State Bar Association's Pro Bono Week CLE event, and the Tubman Volunteer Attorney Celebration Luncheon to celebrate the pro bono activities of Minnesota lawyers and highlight the significant responsibility that each lawyer plays in ensuring access to justice.

I also serve as the Minnesota Supreme Court liaison to the Legal Services Advisory Committee and provide guidance in the development and expansion of access to justice programs statewide. I speak to civic organizations and community groups about the role of the judiciary and the importance of the rule of law in our democracy. I also speak with law students and attorneys about the importance of every lawyer's participation in community service and pro bono work. In addition, I serve as the co-chair of the Minnesota Appellate Courts Day of Service at the Dorothy Day Center, a local shelter for homeless Minnesotans.

Prior to entering government service, I represented pro bono clients in an employment discrimination lawsuit and a political asylum immigration matter.

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.

Senator Klobuchar and Senator Franken established a judicial selection committee to assist them in making a recommendation for nomination. I submitted a letter of interest and my judicial resume, the names of three references who were available to discuss my qualifications, and three letters of recommendation. On February 4, 2015, I interviewed with the judicial selection committee in Minneapolis, Minnesota. I learned from the Senators that I was recommended by the judicial selection committee and that the Senators would be recommending me for nomination. Since February 7, 2015, I have been in contact with officials from the White House Counsel's Office and the Office of Legal Policy at the Department of Justice.

On April 9, 2015, I interviewed with attorneys from the White House Counsel's Office and the Department of Justice in Washington, D.C. On April 15, 2015, 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

I, Wilhelmina M. Wright, do swear
that the information provided in this statement is, to the best
of my knowledge, true and accurate.

April 19, 2015
(DATE)

Wilhelmina M. Wright
(NAME)

AnnMarie S. O'Neill
(NOTARY)

