

APPLICATION FOR NOMINATION TO THE FOURTH CIRCUIT COURT

(Please attach additional pages as needed to respond fully to questions.)

DATE: January 29, 2014 Florida Bar No.: 0825794

GENERAL: Social Security No.: [REDACTED]

1. Name David A. Hallman E-mail: dhallman@nassaucountyfl.com

Date Admitted to Practice in Florida: October 19, 1989

Date Admitted to Practice in other States: Not applicable.

2. State current employer and title, including professional position and any public or judicial office.

Nassau County Attorney; employed by the Nassau County Commission.

3. Business address: David A. Hallman, Nassau County Attorney; Office of the Nassau County Attorney; 96135 Nassau Place, Suite 6

City Yulee County Nassau State Fla. ZIP 32097

Telephone (904) 548-4590 FAX (904) 321-2658

4. Residential address: [REDACTED]

City [REDACTED]

Since November, 2008 Telephone [REDACTED]

5. Place of birth: Deland, Volusia County, Florida

Date of birth: [REDACTED] Age: 56

6a. Length of residence in State of Florida: Lifetime

6b. Are you a registered voter? Yes No

If so, in what county are you registered? Nassau County, Florida

7. Marital status: Married

If married: Spouse's name [REDACTED]

Date of marriage [REDACTED]

Spouse's occupation [REDACTED]

If ever divorced give for each marriage name(s) of spouse(s), current address for each former spouse, date and place of divorce, court and case number for each divorce.

Not applicable.

8. Children

<i>Name(s)</i>	<i>Age(s)</i>	<i>Occupation(s)</i>	<i>Residential address(es)</i>
None.			

9. Military Service (including Reserves)

<i>Service</i>	<i>Branch</i>	<i>Highest Rank</i>	<i>Dates</i>
U.S. Navy	U.S. Navy	Lieutenant Junior Grade	1982-86
Rank at time of discharge	<u>LTJG</u>	Type of discharge	<u>Honorable</u>
Awards or citations	<u>None.</u>		

HEALTH:

10.

11a.

11b.



12a

12b

13.

14.

15.

16.

17.

EDUCATION:

18a. Secondary schools, colleges and law schools attended.

<i>Schools</i>	<i>Class Standing</i>	<i>Dates of Attendance</i>	<i>Degree</i>
University of Florida College of Law	77 of 182	1986-89	J.D.
University of Florida		1975-78	B.A., Political Science
Chiefland High School	Grades 1-6, and 10-12	1963-68, and 1972- 75	Diploma
Deland Junior High/Dunnellon High	Grades 7- 8/Grade 9	1969-71/1972	

18b. List and describe academic scholarships earned, honor societies or other awards.

Law School Dean's List, 1987, Honors in Legal Research & Writing, 1986, University of Florida College of Law;

Honors Graduate from Navy Command Legal Officer School, 1985; Selected as Platoon Commander at Navy Officer Candidate School by peer evaluation, 1983;

Academic Scholarship, Georgia Pacific Foundation, 1975-78; Who's Who Among American High School Students, Beta Club High School National Honor Society, Senior Superlative, 1975; High School Science Scholar Award, 1975; Spanish III Award 1971.

NON-LEGAL EMPLOYMENT:

19. List all previous full-time non-legal jobs or positions held since 21 in chronological order and briefly describe them.

<i>Date</i>	<i>Position</i>	<i>Employer</i>	<i>Address</i>
1978-82	Legislative Research Assistant	Florida House of Representatives	408 House Office Building, Tallahassee, Florida
			Navy Officer Candidate School, Newport Rhode Island
1982-86	Naval Officer	United States Navy	Navy Surface Warfare Officer School, Coronado, California
			USS PELELIU (LHA-5), FPO San Francisco, California

PROFESSIONAL ADMISSIONS:

20. List all courts (including state bar admissions) and administrative bodies having special admission requirements to which you have ever been admitted to practice, giving the dates of admission, and if applicable, state whether you have been suspended or resigned.

Court or Administrative Body *Date of Admission*

Please see Tab 3.

LAW PRACTICE: (If you are a sitting judge, answer questions 21 through 26 with reference to the years before you became a judge.)

21. State the names, dates and addresses for all firms with which you have been associated in practice, governmental agencies or private business organizations by which you have been employed, periods you have practiced as a sole practitioner, law clerkships and other prior employment:

Position *Name of Firm* *Address* *Dates*

Please see Tab 4.

22. Describe the general nature of your current practice including any certifications which

you possess; additionally, if your practice is substantially different from your prior practice or if you are not now practicing law, give details of prior practice. Describe your typical clients or former clients and the problems for which they sought your services.

My prior practice was substantially different from my current law practice and is described below. My prior practice was more litigation intensive, and included criminal defense practice in county, circuit and federal court, as well as civil litigation (including construction litigation), family law, and dependency.

Current Practice:

Nassau County Attorney. February 2007 to Present. Chief legal advisor to the Nassau County Board of County Commissioners, county department heads, and other county constitutional officers. Represent the County Commission in litigation, as both plaintiff and defendant. Litigation includes land use, contract, construction law, employment law, lien foreclosure, real property, code enforcement, bankruptcy, personal injury and tort matters. Represent the County Commission in its quasi-judicial, appellate and legislative boardroom proceedings and capacities. Serve as legal counsel for construction and other contract drafting. Draft memoranda of law, ordinances and review written policies. Supervise and manage the Legal and Contract Management departments of Nassau County government, as well as the work of lobbyist in Tallahassee. Served as President of the Florida Association of County Attorneys from June 2009-June 2010. Board Certified by The Florida Bar in City, County & Local Government Law.

Details of Prior Practice:

Walton County Attorney. April 2005 to November 2006. Chief legal advisor to the Walton County Board of County Commissioners, county department heads, and some other county constitutional officers. Represented the County Commission in litigation, as both plaintiff and defendant. Litigation included land use, contract, construction law, employment law, lien foreclosure, real property, code enforcement, bankruptcy, personal injury and tort matters. Represented the County Commission in its quasi-judicial, appellate and legislative boardroom proceedings and capacities. Served as legal counsel for construction and other contract drafting. Drafted memoranda of law, ordinances and reviewed written policies. Supervised legal staff including one other attorney, as well as outside counsel as required.

Assistant General Counsel, Florida Department of Transportation (FDOT). July 1999 to March 2005. Statewide construction litigation practice. Represented the FDOT, statewide, in construction litigation cases on claims between \$500,000 and \$70 million dollars. Construction litigation defense made up more than 95% of practice.

Sole Practitioner Attorney. David A. Hallman, Attorney. January 1991 to June 1999. Chiefland, Levy County, Florida. General practice of law; approximately 75% trial practice, including state and federal criminal defense, civil trial, dependency and family

law. Court appearances averaged 10-25 per month. Served as sole trial counsel in state and federal criminal cases including felony jury trials, misdemeanor jury trials, and juvenile criminal cases. Likewise, served as sole trial counsel in civil matters (county and circuit court), including jury trials and family law final hearings. Contract city attorney for three municipalities.

Associate Attorney. Messer, Vickers, Caparello, French, Madsen & Lewis, P.A. October 1989 to January 1991. Represented business clients in litigation matters, including general litigation defense, appellate, regulated utility, land use and contract matters.

23. What percentage of your appearance in courts in the last five years or last five years of practice (include the dates) was in:

Court		Area of Practice	
Federal Appellate	<u>2</u> %	Civil	<u>75</u> %
Federal Trial	<u>3</u> %	Criminal	<u>0</u> %
Federal Other	<u>0</u> %	Family	<u>0</u> %
State Appellate	<u>10</u> %	Probate	<u>0</u> %
State Trial	<u>60</u> %	Other	<u>25</u> %
State Administrative	<u>25</u> %		
State Other	<u> </u> %		
	<u> </u> %		
TOTAL	<u>100</u> %	TOTAL	<u>100</u> %

24. In your lifetime, how many (number) of the cases you have tried to verdict or judgment were:

Jury?	<u>9</u>	Non-jury?	<u>50 plus</u>
Arbitration?	<u>0</u>	Administrative Bodies?	<u>5</u>

25. Within the last ten years, have you ever been formally reprimanded, sanctioned, demoted, disciplined, placed on probation, suspended or terminated by an employer or tribunal before which you have appeared? If so, please state the circumstances under which such action was taken, the date(s) such action was taken, the name(s) of any persons who took such action, and the background and resolution of such action.

No.

26. In the last ten years, have you failed to meet any deadline imposed by court order or received notice that you have not complied with substantive requirements of any business or contractual arrangement? If so, please explain in full.

No.

(Questions 27 through 30 are optional for sitting judges who have served 5 years

or more.)

- 27a. For your last 6 cases, which were tried to verdict before a jury or arbitration panel or tried to judgment before a judge, list the names and telephone numbers of trial counsel on all sides and court case numbers (include appellate cases).

John A. Crawford, in his capacity as Nassau County Clerk of Court, Petitioner, v. Chief Judge of the Fourth Judicial Circuit, Respondent. First District Court of Appeal Case No. 1D13-2807, L.T. No. 2013-06. John Londot and M. Hope Keating, Greenberg Traurig, P.A., 101 East College Avenue, Tallahassee, Florida 32301, (850) 222-6891, Counsel for Petitioner. Steven D. Busey and R. Christopher Dix, Smith Hulsey & Busey, 225 Water Street, Suite 1800, Post Office Box 53315, Jacksonville, Florida 32202, (904) 359-7700, Counsel for Respondent. Judge Donald R. Moran, Jr., Respondent's address and telephone number are 501 West Adams Street, Room 7145, Jacksonville, Florida, 32202, (904) 630-2541. David A. Hallman and Paolo S. Soria, Counsel for Amicus Curiae, Nassau County Board of County Commissioners, In Support of Respondent, Chief Judge of the Fourth Judicial Circuit. Paolo S. Soria is now employed as Assistant County Attorney, St. Johns County, 500 San Sebastian View, St. Augustine, Florida 32084-8686 (904) 209-0805. Petition for Writ of Certiorari before the First District Court of Appeal. The panel consisted of Judges Padovano, Rowe and Osterhaus.

Titcomb, Weintraub, Ferreira, et al, v. Nassau County, Florida v. Lynwood G. Willis, et. al., Nassau County Circuit Court Case 06-210-CA; Appellate Citations: Nassau County and Intervenor Willis, et al, v. Titcomb, Weintraub and Ferreira, 41 So.3d 270 (Fla. 1st DCA 2010); Titcomb and Weintraub appeal to Florida Supreme Court was dismissed after both sides filed briefs on jurisdiction. Fla. 1st DCA Case No. 1D09-1008; Florida Supreme Court Case No. 10-SC10-1719. Counsel for Titcomb, Weintraub, Ferreira was Ralf Brookes, Esquire, 1217 East Cape Coral Parkway, No. 107, Cape Coral, Florida 33904, (239) 910-5464; Counsel for Intervenor was Fred D. Franklin, Jr. and Cristine M. Russell, Rogers Towers, 1301 Riverplace Boulevard, Suite 1500, Jacksonville, Florida 32207, Telephone (904) 398-3911; At trial, counsel for Nassau County was David A. Hallman and Mollie Garrett, Nassau County Attorney's Office. Ms. Garrett's current address and telephone number are 463688 State Road 200, Suite 1-315, Yulee, Florida 32097, (904) 557-3853. Trial Judge: The Honorable Brian J. Davis.

Weintraub v. Nassau County Board of Commissioners, ABC Liquors, Inc., and Marsh Lakes Investors, LLC., Nassau County Circuit Case No. 08-CA-239. Deborah J. Andrews, Esquire, Attorney for Plaintiff, 11 North Roscoe Boulevard, Ponte Vedra Beach, Florida 32082, Telephone (904) 226-3665; Kurt A. Ardaman, Esquire and Daniel Langley, Esquire, Attorneys for ABC Liquors, Inc., 1947 Lee Road, Winter Park, Florida 32789, Telephone (407) 425-2786 and 262-8400; Wesley R. Poole, Esquire, Attorney for Marsh Lakes Investors, LLC, 76347 Veterans Way, Yulee, Florida 32097, (904) 548-4940; David A. Hallman and Mollie M. Garrett, Attorneys for Nassau County, Office of the County Attorney. Ms. Garrett's current business address and telephone number are 463688 State Road 200, Yulee, Florida, Suite 1-315, Yulee, Florida 32097, Telephone (904) 557-3853. Trial Judge: The Honorable Brian J. Davis.

John A. Crawford, Clerk vs. James D. Childs, Aames Funding Corp., and Teresa P. Koenig, Nassau County Circuit Case No. 2007-145-CA; on appeal to the Florida First District Court of Appeal, Childs v. Koenig, 13 So.3rd 1058 (Fla. 1st DCA 2009). Counsel for Koenig: Nina Price, Esquire, 211 N. Liberty Street, Suite 3, Jacksonville, Florida 32202, Telephone (904) 355-9533. Defendant/Appellant Childs was pro se.

Hall v. Nassau County, Nassau County Court Case No. 07-CC-270. Attorney for Plaintiff, Sherry Hall was Shawn H. Pope, Esquire, 233 East Bay Street, Suite 615, Jacksonville, Florida 32202, Telephone (904) 358-2158. Counsel for Nassau County were David A. Hallman and Mollie M. Garrett. Ms. Garrett's current business address and telephone number are provided above. The trial judge was the late Honorable Granville C. Burgess, Nassau County Court Judge.

Thomas Brady v. David A. Hallman and the Nassau County Commission. Mr. Brady was pro se. U.S. Middle District of Florida Case No.:3:09-CV-12-J32-mcr. Eleventh Circuit Case No.: 10-14199-11.

- 27b. For your last 6 cases, which were settled in mediation or settled without mediation or trial, list the names and telephone numbers of trial counsel on all sides and court case numbers (include appellate cases).

Margaret D. Edwards vs. Leonard L. Hamblett, et. al, and Board of County Commissioners, Nassau County, Florida, Nassau County Circuit Court Case No. 2012-CA-341. The trial judge was the Honorable Brian J. Davis, Circuit Judge. Counsel for Plaintiff was Clyde W. Davis, Esq., 960185 Gateway Blvd., Suite 104, Fernandina Beach, Florida (904) 261-2848. J. Pratt O'Conner, Esq., Post Office Box 471, Fernandina Beach, Florida 32035-0471 (904) 261-2628, represented all defendants except Nassau County. I represented Nassau County.

George McKenzie vs. Nassau County Board of County Commissioners and David Buchanan, Mayor of Town of Hilliard, Nassau County Circuit Court Case No. 2011-CA-542. The trial judge was the Honorable Brian J. Davis, Circuit Judge. Counsel for Plaintiff was Beverly Brown, Ph.D., Esq., Three Rivers Legal Services, Inc. (904) 394-7450, Extension 145. Counsel for Co-Defendant, Town of Hilliard was Steven Fahlgren, 552382 U.S. Highway 1, Hilliard, Florida 32046, Telephone (904) 845-2255. I represented Nassau County.

Marion Lee Pickett vs. Nassau County Board of County Commissioners, Nassau County Court Case 45-2011-CC-000250. The trial judge was the late Honorable Granville Burgess, County Court Judge, Nassau County. Counsel for Plaintiff, Marion Lee Pickett was Steven Fahlgren, 552382 U.S. Highway 1, Hilliard, Florida 32046, Telephone (904) 845-2255. I represented the Defendant.

Nassau County Board of County Commissioners and John A. Crawford vs. Estate of Jessica Julia Mixon, Nassau Case No. 05-386-CA. Counsel for Defendant, Estate of Mixon was Wesley R. Poole, Esquire. Wesley Poole is now the Nassau County Judge, Nassau County Judicial Complex, 76347 Veterans Way, Yulee, Florida 32097-5404,

(904) 548-4940; Attorney for Clerk of Court was John K. Londot, Esquire, Greenberg Traurig, 101 E. College Avenue, Tallahassee, Florida 32301, Telephone (850) 222-6891; Nassau County Board of County Commissioners was represented by David A. Hallman.

In Re: A Proceeding Before a Special Master, pursuant to Section 70.51, Florida Statutes. Joseph Amelio, Kinard Investments, LLC, Musselwhite Road Ventures, LLP, Pine Grove Dairy, Inc., and S.E. Timber, LLC, vs. Nassau County, Florida. The Special Master was Carlos Alvarez, Esquire, 847 East Park Avenue, Tallahassee, Florida 32301, Telephone (850) 878-4033; Michael S. Mullin, Esquire, Rogers Towers, Attorneys for Petitioners, 960185 Gateway Boulevard, Suite 203, Fernandina Beach, Florida 32034, Telephone (904) 261-5618; Counsel for Nassau County was David A. Hallman, Nassau County Attorney, and Gregory T. Stewart, Nabors, Giblin & Nickerson, P.A., 1500 Mahan Drive, Suite 200, Tallahassee, Florida 32308, Telephone (850) 224-4070.

In Re: A Proceeding Before a Special Master, pursuant to Section 70.51, Florida Statutes. Andrew McFadden and Bobby Lane, Agent, Petitioners, v. Nassau County, Florida. The Special Master was Dennis K. Bayer, Esquire, 109 S. Sixth Street, Suite 200, Flagler Beach, Florida 32136, Telephone (386) 439-2332; Michael S. Mullin, Esquire, Rogers Towers, Attorney for Petitioners, 960185 Gateway Boulevard, Suite 203, Fernandina Beach, Florida 32034, Telephone (904) 261-5618; Nassau County was represented by David A. Hallman, Nassau County Attorney.

- 27c. During the last five years, how frequently have you appeared at administrative hearings?
5 average times per month
- 27d. During the last five years, how frequently have you appeared in Court?
1-2 average times per month
- 27e. During the last five years, if your practice was substantially personal injury, what percentage of your work was in representation of plaintiffs? Not applicable.%
Defendants? Not applicable.%
28. If during any prior period you have appeared in court with greater frequency than during the last five years, indicate the period during which this was so and give for such prior periods a succinct statement of the part you played in the litigation, numbers of cases and whether jury or non-jury.

The litigation intensive periods of my experience were January 1991-June of 1999, and July 1999-March 2005.

January 1991-June 1999. General practice law office; 75% trial practice, including criminal defense, civil trial, dependency, and family law. Court appearances averaged 10-25 per month, including 8 jury trials, both criminal and civil. In all jury trials, and family law cases I was sole counsel. In the family law portion of my trial practice, I tried more than 50 family law matters to final hearing. During this period, I closed 800 litigation files.

July 1999-March 2005. As Assistant General Counsel, Florida Department of Transportation, I engaged in a statewide construction law practice, defending construction claims between \$500,000 and \$70,000,000. Construction litigation made up 95% of my practice.

29. For the cases you have tried to award in arbitration, during each of the past five years, indicate whether you were sole, associate or chief counsel. Give citations of any reported cases.

Based on my knowledge of the previous version of this application, I believe this question to contain a typographical error, and should read, "...arbitration, before administrative bodies, or in courts of record during each of the past five..." If I am mistaken, please accept my apology.

For all cases I tried to conclusion in the last five years, I was lead counsel for Nassau County. Note: In Crawford v. Chief Judge of the Fourth Circuit, my client, the Nassau County Commission, was Amicus Curiae. In all cases, I was the chief architect of litigation or appellate strategy for my client. Often I managed the work of other, subordinate, retained or assisting attorneys who were tasked with initial research and drafting of pleadings. In the case of my client's brief in Crawford v. Chief Judge of the Fourth Circuit, I was the primary author of the county's amicus brief and other pleading. In the case of appellate work in Titcomb v. Nassau County, referenced above, the briefs were primarily drafted by other attorneys for my review, edit and approval. In the case of Tom Brady v. Hallman and Nassau County, subordinate counsel drafted pleadings and briefs pursuant to my direction as to content, and for my edit, review and signature.

Citation to reported cases during the last five years:

Nassau County v. Willis, 41 So.3d 270 (Fla. 1st DCA 2010)

30. List and describe the six most significant cases which you personally litigated giving case style, number and citation to reported decisions, if any. Identify your client and describe the nature of your participation in the case and the reason you believe it to be significant. Give the name of the court and judge, the date tried and names of other attorneys involved.

This question asks for a description of "the six most significant cases" which I personally litigated. Because I am uncertain whether the question seeks cases of personal significance, or legal significance, I have provided two lists.

Five personally significant cases:

1. When the Town of Hilliard failed to collect the required school impact fee before issuing a building permit to Mr. George McKenzie, and later realized the error, the Town sought to reverse the error by finding a legal basis to withdraw approval for his home, into which he had already moved. Such an approach would have left Mr. McKenzie homeless. I suggested that he go to the legal aid office and have an attorney call me. He did, and attorney Beverly Brown called me on behalf of Mr. McKenzie. At my suggestion, Ms. Brown filed a civil action on behalf of Mr. McKenzie which enabled the parties to craft a judicially approved settlement agreement that allowed Mr. McKenzie to stay in his home, and permitted the elected officials an outcome that was consistent with their legislative and policy needs.

Style: George McKenzie v. Nassau County Board of County Commissioners and David Buchanan, Mayor of Town of Hilliard

Court: Fourth Judicial Circuit, Nassau County

Judge: Honorable Brian J. Davis

Case No.: 11-CA-542 A

Disposition: Stipulated Judgment and Order entered, December, 2012

Attorneys: Beverly Brown, Attorney for George McKenzie, P.O. Box 435, Yulee, Florida, 32041, (904) 394-7450, Extension 145; Steven M. Fahlgren, 552382 U.S. Highway 1, Hilliard, Florida 32046, (904) 845-2255, Attorney for Town of Hilliard; David Hallman, Attorney for Nassau County.

2. My client was Mrs. Evelyn Sheffield f/k/a Evelyn Dinkins, the grandmother of two children, Arkeisha and Rhasheta, who were the subject of a dependency case. Their mother was allegedly addicted to illegal narcotics and their father had not been meaningfully involved in their lives. The Florida Department of Children and Family Services was supporting a placement with foster parents and objecting to the grandmother's request for a placement with her, despite the fact that she had been their primary caregiver for most of their lives. I took the case with little chance of being compensated for much of my time, and was able to achieve an outcome that placed the children permanently with their grandmother.

Style: In the Interest of Smith, Arkeisha and Smith, Rhasheta, Minor Children.

Court: Eighth Judicial Circuit, Alachua County (later transferred to Levy County)

Judge: At various times: Fredrick Smith, Robert Cates, Stan Morris, Elzie Sanders

Case No.: 94-86-DP

Date of Disposition Hearing: April 19, 1994.

Attorneys: Richard M. Ellis, Esquire, for the State of Florida and David Hallman, for Evelyn Dinkins.

3. Just after his 18th birthday, Brett Sandlin retained me to represent him in an adult adoption. His step-father had raised him and had been an extraordinary father to him; his biological, absentee father had refused to consent to an adoption while Brett was a child. Brett's biological father, pro se, objected to the adult adoption and when he did so, Circuit Judge Stan Morris set the matter for a bench trial. At trial, my client got the opportunity to testify about the devotion and love he had experienced from his step-father and the lessons about character that he had learned from this man. Judge Stan Morris' decision to conduct this matter as a bench trial, rather than dispose of it by motion left me with a deep understanding and respect for this jurist's wisdom, and a deeper understanding of how a Judge can make a real and positive difference in the lives of those who come before him or her.

Style: In the Matter of the Adoption of Brett Wayne Sandlin

Court: Eighth Judicial Circuit, in and for Levy County

Judge: Stan R. Morris, Circuit Judge

Case No. 92-246-CA

Date of Trial: May 20, 1992.

Attorneys: Natural father was pro se.

4. Mr. client, Keith Goss was charged with multiple counts of aggravated assault with a firearm. Mr. Goss had come home one day to learn that while he was out of town for work, his two beloved dogs had supposedly escaped from their pen and his neighbors who were not friendly with Goss, had the dogs euthanized. Goss was alleged to have fired four shots from a high powered rifle into his neighbors' house as they walked to their front door. Faced with evidence that Goss could not see the neighbors' house due to a thick hedge, and hearing his description of the dogs, the jury found him not guilty. This case confirmed my deep respect for juries.

Style: State of Florida v. Keith Goss

Court: Eighth Judicial Circuit, In and for Levy County

Judge: Aymer L. "Buck" Curtin, Acting Circuit Judge

Case No.: 98-2-CF

Date of Jury Trial: August 24, 1998.

Attorneys: Connie Cellon, Esquire, Assistant State Attorney, David Hallman, for Defendant Keith Goss

5. My client Wayne Mathis was the last named defendant on a long federal drug indictment referred to by the United States Attorney for the Northern District of Florida as the "Dixie Mafia Case." The government's case against Mr. Mathis was that he had allegedly aided the conspiracy by programming a single police scanner for one of the members of the conspiracy. Mr. Mathis refused to plead guilty, maintaining his innocence. After a multi-day jury trial in United States District Court, complete with colorful testimony from undercover federal agents who had asked Mr. Mathis to program a police scanner for them, the jury could not reach a verdict. After this mistrial, and despite a favorable plea offer, Mr. Mathis maintained his innocence and was retried. This time he was convicted, and although no drugs were introduced into evidence at trial, the United States Attorney required that he be sentenced in a way that attributed responsibility to him for more than 10,000 pounds of marijuana. He received a prison sentence of more than twenty-four years. I represented Mr. Mathis on appeal to the Eleventh Circuit Court of Appeal, where we argued, inter alia, that the trial court's refusal to exclude testimony about programming a scanner for a government agent was prejudicial, since this conduct legally cannot form the basis of a criminal act and was offered in evidence for the exclusive and impermissible purpose of showing a propensity to illegal conduct. That appeal was unsuccessful, and the United States Supreme Court declined to accept jurisdiction. The Judge in the case was United States District Judge Maurice Paul, and the Assistant United States Attorney who prosecuted was Lyndia Padgett.

Style: United States of America v. Bennett, et al.

Court: United States District Court, Northern District of Florida (Gainesville)

Judge: Maurice M. Paul

Case No.: 97-cr-13-MMP

Date of Trial(s): October 20-23, 1997; and re-trial May 11-15, 1998

Attorneys: Lyndia Padgett, Assistant United States Attorney; David Hallman, for Defendant Richard Wayne Mathis; Note: There were more than 15 defendants in this case, each with counsel.

I have also been involved in cases of more general significance:

1. John A. Crawford, Clerk of Court v. Chief Judge of the Fourth Judicial Circuit, Case No. 1D13-2807 (First DCA 2013). This Petition for Writ of Certiorari involved a question of statutory construction. Florida Statute Section 939.185 creates an optional court fee in criminal cases and provides that a portion of the fee may be used "to fund innovations, as determined by the chief judge of the circuit, to supplement state funding" of the courts. The Nassau County Clerk of Court claimed that Chief Judge Donald Moran's definition of innovation was wrong and that his expenditure was illegal, and invited the First District Court of Appeal to substitute its own definition of "innovation" in the place of the discretion granted to the Chief Judge by the Florida Legislature. My client elected to file a brief in support of the Chief Judge. We argued for judicial restraint, and adherence to the plain language of the statutory text. The First District Court of Appeal ruled for the Chief Judge. The names of counsel and judges are provided in my response to Question 27a, above.
2. Nassau County v. Willis, 41 So.3d 270 (Fla. 1st DCA 2010). An environmental group sued, challenging the consistency of a development order with the adopted comprehensive land use plan. A multi-day trial was held and although unrebutted expert testimony supported the county commission action, the trial court granted relief to the plaintiff. The county and the property owner jointly appealed, and after oral argument, the First District Court of Appeal reversed and remanded for Nassau County and the property owner. The written opinion in this case stands today as one of the leading appellate statements of the law on issues of standing and standard of review in land use cases. This case is further described in my response to Questions 27a and 29.
3. Valentine v. State, 737 So.2d 654 (Fla. 1st DCA 1999), on certification as a matter of great public importance, Valentine v. State, 760 So.2d 929 (Fla. 2000). Taking over the representation of Mr. Valentine on appeal from his conviction below for assault with a deadly weapon, I raised two issues before the First District Court of Appeal. First, I argued that the description of his cowboy boot as a deadly weapon was not consistent with the meaning of the deadly weapon statute, especially since he was convicted for kicking someone who [the undisputed evidence showed] suffered no actual injury from the blow. Secondly, I argued on appeal that the sentence was illegal since the state sentencing guidelines under which he was sentenced were invalid because the law that enacted them violated the single subject rule of the Florida Constitution. While another case reached the Florida Supreme Court a few weeks before this one, on certification by

the Florida First District Court of Appeal, as a matter of great public importance, the Florida Supreme Court did agree that the statute was constitutionally flawed, and therefore the sentence was illegal. On remand, and upon resentencing, my client was immediately released from prison. Note: My involvement was in the appeal and at resentencing.

4. About the time I began work in 1999 as a construction litigator with the Florida Department of Transportation ("FDOT"), Florida Trend magazine featured a cover story entitled, "Road Racket" which told the story of how FDOT had a poor record of defending against construction litigation claims. Thereafter, over a five year period from July of 1999 until April of 2005, I defended FDOT in circuit court around the state in construction litigation cases, with claims approaching a hundred million dollars in my cases alone. Together with the other attorneys at FDOT we significantly improved the win/loss record of FDOT in these matters, saving the public millions of dollars. We accomplished this by convincing the leadership at FDOT to allow us to hire superior litigation experts, forensic accountants, a private investigator and a jury consultant. My cases included defending claims in vertical construction, roadway construction, design defect, surety issues, and contractor debarment matters. One representative example of such a case was a Hillsborough Circuit Court Case filed by Kimmins Construction, claiming more than six million dollars in extra compensation. Two days before trial, and as the consequence of our trial preparation, we were able to negotiate a settlement of \$1.2 million, the same settlement amount offered to Kimmins two years earlier.

Style: Kimmins v. Fla. Dept. of Transportation v. City of Oldsmar

Court: Thirteenth Judicial Circuit, In and for Hillsborough County

Judge: Herbert Baumann, Circuit Judge

Case No.: 99-02257-CA

Date: 1999-2001

Attorneys: John H. Rains, (813) 221-2777, for Kimmins Construction Company, Inc.; Trenton Cotney (813) 579-3278 and George Spofford (813) 273-5000, Extension 5033, for City of Oldsmar; David Hallman and Raymond "Chet" Conklin (850) 245-1011, for Florida Department of Transportation

5. Hooper v. Hooper, 681 So.2d 833 (Fla. 1st DCA 1996). In this dissolution of marriage case, I represented the husband. When the trial court awarded temporary support based upon the gross revenue of his business instead of his actual income, we appealed to the First District Court of Appeal. The First DCA ordered the trial court to make clear factual findings, effectively and practically resulting in relief, and the desired trial outcome for my client.

Style: In Re: The Marriage of Jack E. Hooper and Linda Suzanne Hooper

Court: Eighth Judicial Circuit, In and for Gilchrist County

Judge: Maurice Guinta and James Thomlinson, Circuit Judges

Case No.: 95-95-CA

Final Hearing Date: September 23, 1996, and October 28, 1997

Attorneys: Peter Langley, III (deceased) for the Wife, and David Hallman for the Husband

6. McCormack v. Ribbeck, 702 So.2d 271 (Fla. 1st DCA 1997). Taking over the representation of Jack McCormack after he had lost at the trial level, I represented him in post-trial settlement negotiations, in his appeal to the Florida First District Court of Appeal, and at trial on remand after the appeal. Mr. McCormack had been held personally liable in a personal injury action where the trial court pierced the corporate veil in favor of former employee of a coin laundry corporation in which he owned all the stock. The issues on appeal were whether the trial court had correctly applied the law about when to pierce the corporate veil. Although the First District couched its reversal in terms sympathetic to Ribbeck, the practical effect of the reversal was to effectively preclude a favorable outcome for her on retrial. On remand, and on the day of the new trial, a favorable settlement was secured. Judge Theron A. Yawn, Jr. was the trial judge and opposing counsel was Edwin C. Cluster of Ocala, Florida (352) 351-2222. Note: My involvement was on appeal and at trial upon remand.

Style: Ribbeck v. McCormack

Court: Eighth Judicial Circuit, In and for Levy County

Judge: Theron Yawn, Senior Circuit Judge

Case No.: 94-208-CA

Date: Original Jury Trial: May 16, 1996; Date of Trial (settlement) on remand, April 1, 1998.

Attorneys: R. Dennis Comfort, (352) 219-3945, original trial counsel for Jack McCormack; David Hallman, appellate, and upon remand, counsel for McCormack; Edwin C. Cluster, (352) 351-2222, counsel for Shirley Ribbeck.

31. Attach at least one example of legal writing which you personally wrote. If you have not personally written any legal documents recently, you may attach writing for which you had substantial responsibility. Please describe your degree of involvement in preparing the writing you attached.

I have included four writing samples.

Tab 5. Amicus brief. I was the primary author. Paolo Soria contributed significantly, including providing citations, proofreading, and editing.

Tab 6. Article in The Professional, a Florida Bar publication. I was the sole author.

Tab 7. Article published in Government Lawyer section reporter, 2007. I was the sole author.

Tab 8. Article written for International Municipal Lawyers Association (IMLA), and presented by me at 2012 annual conference in Austin, Texas. I was co-author with Paolo Soria, who did much of the preliminary legal and scholarly research, under my

direction. All of the organization, the thesis, and at least half of the text are my work.

PRIOR JUDICIAL EXPERIENCE OR PUBLIC OFFICE:

32a. Have you ever held judicial office or been a candidate for judicial office? If so, state the court(s) involved and the dates of service or dates of candidacy.

No.

32b. List any prior quasi-judicial service:

<i>Dates</i>	<i>Name of Agency</i>	<i>Position Held</i>
None		

Types of issues heard:

32c. Have you ever held or been a candidate for any other public office? If so, state the office, location and dates of service or candidacy.

I have never been a candidate for elective public office, but I have served in appointed public office as County Attorney, first for Walton County, and now for Nassau County.

32d. If you have had prior judicial or quasi-judicial experience,

(i) List the names, phone numbers and addresses of six attorneys who appeared before you on matters of substance.

Not applicable.

(ii) Describe the approximate number and nature of the cases you have handled during your judicial or quasi-judicial tenure.

Not applicable.

(iii) List citations of any opinions which have been published.

Not applicable.

(iv) List citations or styles and describe the five most significant cases you have tried or heard. Identify the parties, describe the cases and tell why you believe them to be significant. Give dates tried and names of attorneys involved.

Not applicable.

(v) Has a complaint about you ever been made to the Judicial Qualifications Commission? If so, give date, describe complaint, whether or not there was a finding of probable cause, whether or not you have appeared before the Commission, and its resolution.

Not applicable.

(vi) Have you ever held an attorney in contempt? If so, for each instance state name

of attorney, approximate date and circumstances.

Not applicable.

(vii) If you are a quasi-judicial officer (ALJ, Magistrate, General Master), have you ever been disciplined or reprimanded by a sitting judge? If so, describe.

Not applicable.

BUSINESS INVOLVEMENT:

33a. If you are now an officer, director or otherwise engaged in the management of any business enterprise, state the name of such enterprise, the nature of the business, the nature of your duties, and whether you intend to resign such position immediately upon your appointment or election to judicial office.

I am an unpaid member of the Board of Directors of Community Hospice of Northeast Florida (CHNF). CHNF provides end of life care for terminally ill persons.

I am an unpaid member of the Board of Directors of the Nassau County Farm Bureau. Farm Bureau is a not for profit organization dedicated to supporting farmers and agriculture related business.

I am an unpaid member of the Board of Directors of the Florida Association of County Attorneys (FACA). FACA is an affiliate organization of the Florida Association of Counties, dedicated to professional education and support of county attorneys.

I am the unpaid State (Florida) Chair of the International Municipal Lawyer's Association (IMLA), an organization that provides educational and other assistance to local government lawyers in Canada and the United States.

I serve as unpaid Chair of the Staff Parish Relations Committee, Certified Lay Servant, and as a Church Council member at Yulee United Methodist Church.

I would resign any position that would create the possibility or appearance of a conflict or as required by law or rule.

33b. Since being admitted to the Bar, have you ever been engaged in any occupation, business or profession other than the practice of law? If so, give details, including dates.

No. I do rent (to a tenant) my second home in Walton County, and it is treated for tax purposes as a business.

33c. State whether during the past five years you have received any fees or compensation of any kind, other than for legal services rendered, from any business enterprise, institution, organization, or association of any kind. If so, identify the source of such compensation, the nature of the business enterprise, institution, organization or association involved and the dates such compensation was paid and the amounts.

None, other than from the rental of my second home.

POSSIBLE BIAS OR PREJUDICE:

34. The Commission is interested in knowing if there are certain types of cases, groups of entities, or extended relationships or associations which would limit the cases for which you could sit as the presiding judge. Please list all types or classifications of cases or litigants for which you as a general proposition believe it would be difficult for you to sit as the presiding judge. Indicate the reason for each situation as to why you believe you might be in conflict. If you have prior judicial experience, describe the types of cases from which you have recused yourself.

None.

MISCELLANEOUS:

35a. Have you ever been convicted of a felony or a first degree misdemeanor?

Yes _____ No If "Yes" what charges? Not applicable.

Where convicted? Not applicable. Date of Conviction: Not applicable.

35b. Have you pled nolo contendere or pled guilty to a crime which is a felony or a first degree misdemeanor?

Yes _____ No If "Yes" what charges? Not applicable.

Where convicted? Not applicable. Date of Conviction: Not applicable.

35c. Have you ever had the adjudication of guilt withheld for a crime which is a felony or a first degree misdemeanor?

Yes _____ No If "Yes" what charges? Not applicable.

Where convicted? Not applicable. Date of Conviction: Not applicable.

36a. Have you ever been sued by a client? If so, give particulars including name of client, date suit filed, court, case number and disposition.

No.

36b. Has any lawsuit to your knowledge been filed alleging malpractice as a result of action or inaction on your part?

No.

36c. Have you or your professional liability insurance carrier ever settled a claim against you for professional malpractice? If so, give particulars, including the amounts involved.

No.

37a. Have you ever filed a personal petition in bankruptcy or has a petition in bankruptcy been filed against you?

No.

- 37b. Have you ever owned more than 25% of the issued and outstanding shares or acted as an officer or director of any corporation by which or against which a petition in bankruptcy has been filed? If so, give name of corporation, your relationship to it and date and caption of petition.

No.

38. Have you ever been a party to a lawsuit either as a plaintiff or as a defendant? If so, please supply the jurisdiction/county in which the lawsuit was filed, style, case number, nature of the lawsuit, whether you were Plaintiff or Defendant and its disposition.

As Plaintiff: In the 1990's, I sued some clients for unpaid legal fees in Levy County Court. Each case resulted in a money judgment in my favor. Those cases are Hallman v. Wilder, Levy County Court Case 91-378 SP; Hallman v. Hodge, Levy County Court Case 92-356; Hallman v. Sims, Levy County Court Case 96-161 SP; Hallman v. McMillan, Levy County Court Case 96-247 SP; Hallman v. Tiller, Levy County Court Case 96-255 SP; Hallman v. Copeland, Levy County Court Case 98-248 CC.

As Defendant: In 2009, a citizen, Thomas Brady, sued the Nassau County Commission, and me, in my capacity as Nassau County Attorney. He alleged various theories, which changed from pleading to pleading and brief to brief as to how the County Commission and I allegedly violated his civil rights arising out of a response to a public records request. The United States District Court for the Middle District of Florida dismissed the case, and the Eleventh Circuit Court of Appeal affirmed the dismissal. Trial Court: Cause No. 3:09-CV-1265-J32-mcr (U.S. District Court, Middle District of Florida); Appeal: Case No. 10-14199-II (U.S. Court of Appeals for the Eleventh Circuit) [Mr. Brady previously filed similar, ultimately dismissed, lawsuits against public officials while he was an inmate in New Mexico.]

39. Has there ever been a finding of probable cause or other citation issued against you or are you presently under investigation for a breach of ethics or unprofessional conduct by any court, administrative agency, bar association, or other professional group. If so, give the particulars.

No.

40. To your knowledge within the last ten years, have any of your current or former co-workers, subordinates, supervisors, customers or clients ever filed a formal complaint or formal accusation of misconduct against you with any regulatory or investigatory agency, or with your employer? If so, please state the date(s) of such formal complaint or formal accusation(s), the specific formal complaint or formal accusation(s) made, and the background and resolution of such action(s). (Any complaint filed with JQC, refer to 32d(v).

No.

41. Are you currently the subject of an investigation which could result in civil, administrative or criminal action against you? If yes, please state the nature of the investigation, the agency conducting the investigation and the expected completion date of the investigation.

No.

42. In the past ten years, have you been subject to or threatened with eviction proceedings? If yes, please explain.

No.

43a. Have you filed all past tax returns as required by federal, state, local and other government authorities?

Yes No If no, please explain. _____

43b. Have you ever paid a tax penalty?

Yes No If yes, please explain what and why. _____

43c. Has a tax lien ever been filed against you? If so, by whom, when, where and why?

No.

HONORS AND PUBLICATIONS:

44. If you have published any books or articles, list them, giving citations and dates.

I wrote short articles in the Fall 2013 and Winter 2013 editions of The Professional, a newsletter published by The Florida Bar's Center for Professionalism.

In August of 2012, I co-authored a paper for publication by the International Municipal Lawyers Association (IMLA) entitled, "Jobs, Jobs, Jobs; Local Government Economic Development Incentives and Strategies; Nassau County, Florida, A Case Study". I presented this paper as part of a panel in Austin, Texas, at the 2012 annual meeting of the International Municipal Lawyers Association (IMLA).

In the Winter of 2007, the Government Lawyer's Section of The Florida Bar published an article in its quarterly reporter written by me, entitled, "Proportionate Fair Share", on the land use law topic of transportation concurrency management.

45. List any honors, prizes or awards you have received. Give dates.

In 2013, I was recognized in Florida Trend Magazine's Legal Elite.

In 2013, I was recognized for my service as Vice-Chair of The Florida Bar's statewide Standing Committee on Professionalism.

In June of 2012, I was awarded the President's Appreciation Award for service to the Association, by the Florida Association of County Attorneys.

In July of 2011, I was awarded an Appreciation Award by the Florida Association of Counties, for service on the Gulf Oil Spill Statewide Legal Task Force.

In June of 2009, I was selected by my peers to serve as President of the Florida Association of County Attorneys.

In 1996, I received Rotary's Paul Harris Fellow award.

46. List and describe any speeches or lectures you have given.

In October of 2012, I was a speaker/lecturer at the annual conference of the International Municipal Lawyers Association, in Austin, Texas, on the subject of legal aspects of economic development by local governments.

In October of 2012, I was a co-presenter, with Mr. Chris Anderson, General Counsel of the Florida Commission on Ethics, at a training session for Nassau County staff and officials on the topics of gift law, ethics, open meetings and public records.

In 2010, I was a seminar speaker for the Florida Association of Property Appraisers. I spoke on the topic of "New Developments in Public Records and Sunshine Law".

In 2009, I was a guest lecturer at Florida Coastal School of Law, on the subject of Local Government Law.

In 2004, I was a seminar speaker on construction law at the annual Construction Industry Conference of the Florida Institute of Certified Public Accountants.

I regularly speak to groups of county management personnel on legal topics, including public records and open government law and to community groups about local issues.

47. Do you have a Martindale-Hubbell rating? Yes If so, what is it? ___ No

AV-Preeminent.

PROFESSIONAL AND OTHER ACTIVITIES:

- 48a. List all bar associations and professional societies of which you are a member and give the titles and dates of any office which you may have held in such groups and committees to which you belonged.

The Florida Bar, Member 1989-Present. Florida Bar, Statewide Standing Committee on Professionalism, 2013 - Present: Chair of full committee and Ad Hoc Subcommittee; 2012-13: Vice Chair of full committee, and Chair, Subcommittee on Professionalism Awards; Member 2007-Present.

Member, Florida Bar Local Government Section, and Environmental Law Section;

Florida Association of County Attorneys, President 2009-10, Vice-President 2008-09, Secretary/Treasurer 2007-08, Board of Directors, 2008-Present.

International Municipal Lawyers Association (IMLA). Member: 2006 - Present. Florida State Chairman, 2012 - Present.

Robert M. Foster / Nassau County Inn of Court, Organizing Committee Member 2007, Secretary Treasurer and Master of the Bar, 2008-Present.

American Bar Association 1990- Present;

Leon County Bar Association 1989-90;

Levy / Gilchrist County Bar Association 1992-1999;

Federal Bar Association (Gainesville Chapter) 1998-1999, Charter Member; International Municipal Attorney's Association 2007-Present;

James Adkins Inn of Court, Associate, 1997-1999.

- 48b. List, in a fully identifiable fashion, all organizations, other than those identified in response to question No. 48(a), of which you have been a member since graduating from law school, including the titles and dates of any offices which you have held in each such organization.

Yulee United Methodist Church 2007-Present, Chair, Staff Parish Relations Committee, Lay Leader, 2009-11, Liturgist, Lay Speaker, Member, Paster Staff Relations Committee, Scholarship Committee;

Chiefland First United Methodist Church, 1991-2007, Board of Trustees 1993;

Rotary Club of Amelia Island Sunrise, 2007-12;

Rotary Club of Chiefland Florida 1993-1999, Scholarship Committee 1993-1999; Secretary Treasurer 1995;

Kiwanis Club, Defuniak Springs 2005-07;

Greater Chiefland Area Chamber of Commerce 1992-99; Board of Directors (approximately 1995)

- 48c. List your hobbies or other vocational interests.

Sporting clay shooting, quail hunting, tennis, and reading.

- 48d. Do you now or have you ever belonged to any club or organization that in practice or policy restricts (or restricted during the time of your membership) its membership on the basis of race, religion, national origin or sex? If so, detail the name and nature of the club(s) or organization(s), relevant policies and practices and whether you intend to continue as a member if you are selected to serve on the bench.

No. In fact, when I joined the Chiefland Rotary Club in the mid-1990s, there were no female Rotarians in that chapter. I worked actively to bring women into the club.

- 48e. Describe any pro bono legal work you have done. Give dates.

Certified Legal Intern in Law School by Florida Supreme Court designation 1987-88 whereby I performed pro bono representation of indigent clients through a civil law clinic at the University of Florida College of Law; Took pro bono cases from 1989-91 through intake at the Leon County Bar Association; During private practice from 1991-99, participated in no fee/low fee panel referral program; during private practice between 1991 and 1999, while not strictly pro bono, I also forgave more than \$200,000 in fees for clients unable to pay; From approximately 2003 through 2006 I served on The Florida Bar's Client Security Fund Committee, reviewing claims of former clients of Bar members who alleged misconduct by their attorney; In 2007 I was appointed to The Florida Bar's statewide Committee on Professionalism, on which have I continuously served the legal profession since my appointment.

SUPPLEMENTAL INFORMATION:

- 49a. Have you attended any continuing legal education programs during the past five years? If so, in what substantive areas?

Yes. In the last 5 years, I have attended more than 225 hours of continuing legal education training, in the following areas: civil litigation, land use, real property, labor and employment, construction law, public finance, administrative law, ethics and professionalism and local government.

- 49b. Have you taught any courses on law or lectured at bar association conferences, law school forums, or continuing legal education programs? If so, in what substantive areas?

-----Panelist, Balancing Law & Life Forum, Florida Coastal School of Law, 2013. Sponsored by the Young Lawyers Division of The Florida Bar;

-----Co-Moderator, Civil Law Bench & Bar Forum, 2013. Sponsored by the Judicial Relations Committee of the Jacksonville Bar Association.

-----Lectured on local government law topic at annual conference of the International Municipal Lawyers Association in Austin, Texas in October of 2012;

-----Seminar speaker on construction law at continuing education seminar for Florida Association of Certified Public Accountants (2003); public records and sunshine law training in Walton and Nassau;

-----Organized two day seminar for Florida Association of County Attorneys (June 2009);

-----Guest lecturer (one day) on local government law topics to law school class at Florida Coastal School of Law, September 24, 2009.

50. Describe any additional education or other experience you have which could assist you in holding judicial office.

-----One of the primary tasks of a County Attorney is to resolve citizen conflicts with county regulatory staff, citizen disputes and complaints, code enforcement matters, and public official conflicts, but at the same time, giving effect to statute, ordinance and regulation. For the last eight years, I have spent a significant portion of my time attending to disputes involving citizens, county staff and public officials. On these occasions, county staff will often be on one side of the table, and citizens on the other side. My role has been to find a means to resolve impasse, defuse conflict, prevent litigation, and find solutions, and on the occasions when those efforts fail, to decide the outcome based upon the law.

-----Graduate of the United States Navy's Leadership/Management Training Program

-----Navy Officer Candidate School and Navy Command Legal Officer School (with honors)

-----Served as the sole shipboard legal (non-lawyer) advisor to the Commanding Officer, USS Peleliu (LHA-5), task force flagship, during two six-month deployments to the Western Pacific.

-----I have been selected by the leadership of my church to serve as the Chair of the Staff Parish Relations Committee (SPRC). This role could be generally described as a combination of human resources director, mediator, and counsellor.

51. Explain the particular potential contribution you believe your selection would bring to this position.

Even more than my litigation experience, my work as county attorney has been critical in preparing me for service as a circuit judge.

The most important skill of a county attorney is the ability to listen with genuine interest and concern. It is through listening to citizens, policy makers, and appointed officials, that the county attorney gains insight and understanding. The county attorney must understand and attempt to accommodate the goals of all parties to a dispute, permit issue, proposed legislation, development order or negotiation. The county attorney's work is done in the scrutiny of the public forum, and must be fair, clear, firmly grounded in the law, understandable to the parties and public. Having been attentive and sensitive to the views of all involved, the county attorney must possess the confidence needed to make unpopular recommendations and decisions. Like a judge, the county attorney must be fair, compassionate, and guided by the law.

52. If you have previously submitted a questionnaire or application to this or any other judicial nominating commission, please give the name of the commission and the approximate date of submission.

In 1993, I submitted an application to the Florida Eighth Judicial Circuit Nominating Commission for appointment to the vacant Levy County Judge position. Although I had only been a member of The Florida Bar for four years, I was one of three lawyers nominated that year for the vacancy, but not appointed by Governor Chiles.

In 2009 and 2011, I applied for vacancies on the circuit court of this, the Fourth Judicial Circuit of the State of Florida. I applied four times and was nominated for the last three of those four vacancies. In 2012, I applied for a vacancy on the circuit court of the Fourth Judicial Circuit, but was not nominated. In 2013, I was nominated for the vacancy in the Nassau County Court.

53. Give any other information you feel would be helpful to the Commission in evaluating your application.

-----I have held a Martindale Hubbell AV-Preeminent peer review rating since 2004; In 2013 I was recognized in Florida Trend Magazine Legal Elite; I hold a perfect 10.0 rating from AVVO, a new, online attorney rating service;

-----I have a broad range of law practice experience, working in a medium sized firm, as a sole practitioner, as well as in the public sector. I have tried civil, family law and criminal cases; I have tried, as sole counsel, state and federal criminal jury trials, as well as state juvenile and misdemeanor matters. I have tried to conclusion dependency and all types of marital and family law cases. I have also tried civil trials as sole counsel, and have maintained a statewide construction litigation practice;

----- I have served our profession first as a member of the Client Security Fund Committee, and now as Chair of the Bar's statewide Standing Committee on

Professionalism (2013-14). As Chair and (previously) Vice-Chair of the Bar's Professionalism Committee, and as Chair of its Awards Subcommittee, I have an opportunity to work directly with Bar staff at the Center for Professionalism, and to revitalize The Bar's statewide professionalism awards for law professors, judges and lawyers. In 2013, Linda Calvert-Hanson, Esquire, Director of The Florida Bar's Henry Latimer Center for Professionalism recommended that I be appointed Chair of the Standing Committee on Professionalism.

----- During 2011-12, I was a member of a Florida Bar committee constituted of five judges and lawyers, who drafted a recommended professionalism rule that was (with some revisions) adopted by the Florida Supreme Court in 2013, as a requirement for all attorneys in the State of Florida.

----- I was one of four original organizers of the Robert M. Foster / Nassau County Inn of Court, dedicated to civility, professionalism and mentoring of new lawyers;

----My peers selected me to serve as President of the Florida Association of County Attorneys (2009-10), a statewide voluntary association of county attorneys.

REFERENCES:

54. List the names, addresses and telephone numbers of ten persons who are in a position to comment on your qualifications for judicial position and of whom inquiry may be made by the Commission.

Honorable Donald R. Moran, Jr., Chief Judge



Honorable Robert M. Foster



Mitchell "Mitch" Earl Albaugh, B.S.E., Esquire



Pamela S. Leslie, Esquire*



*Ms. Leslie was FDOT General Counsel during my tenure there. She is also the former General Counsel of the Miami Dade Expressway Authority.

Patrick McCormack, B.S.E., Esquire



Robert A. Heekin, Esquire



Mr. Tom Ford



Mollie M. Garrett, Esquire



Denise M. Nieman, Esquire



John F. Dickinson, Esquire

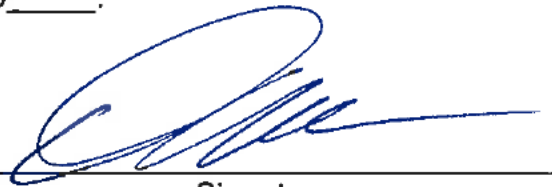


CERTIFICATE

I have read the foregoing questions carefully and have answered them truthfully, fully and completely. I hereby waive notice by and authorize The Florida Bar or any of its committees, educational and other institutions, the Judicial Qualifications Commission, the Florida Board of Bar Examiners or any judicial or professional disciplinary or supervisory body or commission, any references furnished by me, employers, business and professional associates, all governmental agencies and instrumentalities and all consumer and credit reporting agencies to release to the respective Judicial Nominating Commission and Office of the Governor any information, files, records or credit reports requested by the commission in connection with any consideration of me as possible nominee for appointment to judicial office. Information relating to any Florida Bar disciplinary proceedings is to be made available in accordance with Rule 3-7.1(l), Rules Regulating The Florida Bar. I recognize and agree that, pursuant to the Florida Constitution and the Uniform Rules of this commission, the contents of this questionnaire and other information received from or concerning me, and all interviews and proceedings of the commission, except for deliberations by the commission, shall be open to the public.

Further, I stipulate I have read, and understand the requirements of the Florida Code of Judicial Conduct.

Dated this _____ day of _____, 20_____.



Signature

(Pursuant to Section 119.071(4)(d)(1), F.S.), . . . The home addresses and telephone numbers of justices of the Supreme Court, district court of appeal judges, circuit court judges, and county court judges; the home addresses, telephone numbers, and places of employment of the spouses and children of justices and judges; and the names and locations of schools and day care facilities attended by the children of justices and judges are exempt from the provisions of subsection (1), dealing with public records.

FINANCIAL HISTORY

In lieu of answering the questions on this page, you may attach copies of your completed Federal Income Tax Returns for the preceding three (3) years. Those income tax returns should include returns from a professional association. If you answer the questions on this page, you do not have to file copies of your tax returns.

1. State the amount of gross income you have earned, or losses you have incurred (before deducting expenses and taxes) from the practice of law for the preceding three-year period. This income figure should be stated on a year to year basis and include year to date information, and salary, if the nature of your employment is in a legal field.

2011: \$ 172,625.28; 2012: \$ 183,771.89; 2013: \$ 187,481.00

2. State the amount of net income you have earned, or losses you have incurred (after deducting expenses but not taxes) from the practice of law for the preceding three-year period. This income figure should be stated on a year to year basis and include year to date information, and salary, if the nature of your employment is in a legal field.

2011: \$ 172,625.28; 2012: \$ 183,771.89; 2013: \$ 187,481.00

3. State the gross amount of income or losses incurred (before deducting expenses or taxes) you have earned in the preceding three years on a year by year basis from all sources other than the practice of law, and generally describe the source of such income or losses.

2011: \$14,385.91; 2012: \$ 15,240.00; 2013: \$ 14,893.00 All income reported in this item is from rental of my second home and from interest on personal savings.

4. State the amount of net income you have earned or losses incurred (after deducting expenses) from sources other than the practice of law for the preceding three-year period on a year by year basis, and generally describe the sources of such income or losses.

2011: \$0.00; 2012: \$0.00; 2013: \$0.00. All income reported in this item is from rental of my second home and from interest on personal savings.

JUDICIAL APPLICATION DATA RECORD

The judicial application shall include a separate page asking applicants to identify their race, ethnicity and gender. Completion of this page shall be optional, and the page shall include an explanation that the information is requested for data collection purposes in order to assess and promote diversity in the judiciary. The chair of the Commission shall forward all such completed pages, along with the names of the nominees to the JNC Coordinator in the Governor's Office (pursuant to JNC Uniform Rule of Procedure).

(Please Type or Print)

Date: January 29, 2014

JNC Submitting To: Fourth Judicial Circuit

Name (please print): David Allen Hallman

Current Occupation: Nassau County Attorney

Telephone Number: (904) 548-4590 Attorney No.: 0825794

Gender (check one): Male Female

Ethnic Origin (check one): White, non Hispanic
 Hispanic
 Black
 American Indian/Alaskan Native
 Asian/Pacific Islander

County of Residence: Nassau

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

**DISCLOSURE PURSUANT TO THE
FAIR CREDIT REPORTING ACT (FCRA)**

The Florida Department of Law Enforcement (FDLE) may obtain one or more consumer reports, including but not limited to credit reports, about you, for employment purposes as defined by the Fair Credit Reporting Act, including for determinations related to initial employment, reassignment, promotion, or other employment-related actions.

**CONSUMER'S AUTHORIZATION FOR FDLE
TO OBTAIN CONSUMER REPORT(S)**

I have read and understand the above Disclosure. I authorize the Florida Department of Law Enforcement (FDLE) to obtain one or more consumer reports on me, for employment purposes, as described in the above Disclosure.

Printed Name of
Applicant:

David A. Hallman

Signature of Applicant:



Date: January 29, 2014

Court or Administrative Body

Date of Admission

The Florida Bar

October 19, 1989

United States Supreme Court

July 13, 2007

United States Court of Appeal, Eleventh Circuit

Originally admitted 1995;
readmitted in 2008.*

United States District Court, Middle District of Florida

Originally admitted in 1990;
readmitted in 2008.*

United States District Court, Northern District of Florida

August 22, 1991

*Note: Federal Courts admissions expired, and were reinstated upon payment of appropriate fees.

<i>Position</i>	<i>Name of Firm</i>	<i>Address</i>	<i>Dates</i>
Nassau County Attorney	Office of the County Attorney	96135 Nassau Place, Suite 6 Yulee, FL	02/2007 - Present
Walton County Attorney	Office of the County Attorney	161 E. Sloss Street Defuniak Springs, FL	04/2005 - 11/2006
Assistant General Counsel	Department of Transportation General Counsel	605 Suwannee Street Tallahassee, FL	07/1999 - 03/2005
Sole Practitioner	David A. Hallman, Attorney	312 East Park Avenue Chiefland, FL	01/1991 - 06/1999
Associate Attorney (and Law Clerk before admission to Bar)	Messer, Vickers, Caparello, French, Madsen & Lewis, P.A.	Post Office Box 15579 Tallahassee, FL	Summer 1987, and 05/1989 - 12/1990
Law Clerk (part time)	John Piccin, P.A.	Post Office Box 155 Ocala, FL	1986 - 1987