

APPLICATION FOR NOMINATION TO THE CIRCUIT COURT

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

DATE: 04/03/2013 Florida Bar No.: 157309

GENERAL: Social Security No.: [REDACTED]

1. Name James M. Colaw E-mail: jcolaw@coj.net

Date Admitted to Practice in Florida: November 1998

Date Admitted to Practice in other States: N/A

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

State Attorney Office, Fourth Judicial Circuit, Deputy Director- Clay County Office, Green Cove Springs, Florida

3. Business address: PO Box 1362

City Green Cove Springs County Clay State Florida ZIP 32043

Telephone (904) 269-6368 FAX (904) 278-3605

4. Residential address: [REDACTED]

City [REDACTED]

Since August 1996 Telephone [REDACTED]

5. Place of birth: Cumberland, Maryland

Date of birth: [REDACTED] Age: 41

6a. Length of residence in State of Florida: Approximately 20 years

6b. Are you a registered voter? [X] Yes [] No

If so, in what county are you registered? Clay

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.

N/A

8. Children

<i>Name(s)</i>	<i>Age(s)</i>	<i>Occupation(s)</i>	<i>Residential address(es)</i>
[Redacted]			

9. Military Service (including Reserves)

<i>Service</i>	<i>Branch</i>	<i>Highest Rank</i>	<i>Dates</i>
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N/A

Rank at time of discharge _____ Type of discharge _____

Awards or citations _____

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>
Carnegie Mellon University		08/1989-05/1992	B.S. Industrial Management & Economics
Nova Southeastern University Law School		08/1995-05/1996	N/A
University of Florida School of Law		08/1996-05/1998	J.D. Law
University of Florida MBA School		01/1999-12/1999	

18b. List and describe academic scholarships earned, honor societies or other awards.
Nova Southeastern University Law School Book Awards: Criminal Law; Property Law; Legal Writing

University of Florida Law School Book Award: Corporations

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>
1992-1993	Assistant Buyer	May Company/ Kaufmanns Division	Fifth Ave., Pittsburgh, PA 15212
1993-1995	Owner	JC's Sports Cards+	1993-1995; 2003-2006
1994-1995	Financial Analyst	May Company/ Kaufmanns Division	Fifth Ave., Pittsburgh, PA 15212

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.

<i>Court or Administrative Body</i>	<i>Date of Admission</i>
The Florida Bar	1998
The United States Supreme Court	2003
Federal Court Middle District of Florida	1998

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:

<i>Position</i>	<i>Name of Firm</i>	<i>Address</i>	<i>Dates</i>
Clay County Deputy Director: Assistant State Attorney	State Attorney Office/Fourth Judicial Circuit	PO Box 1362, Green Cove Springs, FL 32043	10/01/2009 - Present
Special Prosecutions: Assistant State Attorney	State Attorney Office/Eighth Judicial Circuit	120 W. University Ave., Gainesville, FL 32601	01/2009 - 09/30/2009
10-20-Life Prosecutor: Assistant State Attorney	State Attorney Office/Eighth Judicial Circuit	120 W. University Ave., Gainesville, FL 32601	12/2003 - 9/30/2009

Felony Division Chief/Division 3: Assistant State Attorney	State Attorney Office/Eighth Judicial Circuit	120 W. University Ave., Gainesville, FL 32601	12/2007 1/2009	-
Crimes Against Women and Families/ Sex Crimes Unit	State Attorney Office/Eighth Judicial Circuit	120 W. University Ave., Gainesville, FL 32601	10/2000 1/2004	-
Bradford County Misdemeanor/ Traffic/ Attorney	State Attorney Office/Eighth Judicial Circuit	945 N Temple Ave, Starke, FL 32091	3/1999 10/2000	-
Baker County Misdemeanor/ Traffic/ Attorney	State Attorney Office/Eighth Judicial Circuit	339 East Macclenney Ave., Macclenny, FL 32063	5/1998 3/1999	-
Legal Intern	State Attorney Office/Eighth Judicial Circuit	120 W. University Ave., Gainesville, FL 32601	1/1997 5/1998	-

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 current practice is Criminal Law. As the Deputy Director for the Clay County State Attorney's Office in Green Cove Springs, I am responsible for personally handling significant cases such as Homicide (including multiple Death Penalty prosecutions), Sexual Battery, DUI Manslaughter and violent crimes. I remain on call 24/7 for law enforcement to assist them with questions, arrest warrants and search warrants on these serious cases. For example, I worked closely with law enforcement in the investigation of the murder of Somer Thompson since the day she went missing until the case was resolved by plea. Additionally, I am responsible for presenting these cases, if necessary, to the Grand Jury. Post-arrest or post-indictment, I handle all aspects of the criminal prosecution including victim/witness testimony, discovery, depositions, motion work, docket appearances and trial. I am also responsible for special Governor Assignments on Homicides and other serious cases. I have handled Special Governor Assignments in the First, Fourth, Fifth, Seventh Judicial Circuits of Florida, including a twenty (20) year old homicide case out of the First Judicial Circuit in 2011. In my previous position with the Alachua County State Attorney Office, I was also responsible for the tough decisions on many of the serious and high profile cases such Homicide and Sexual Battery as well as for defendants who qualified for special sentencing enhancements such as Prison Releasee Reoffenders, Violent Career Criminals and 10-20-Life Offenders. Furthermore, I had the responsibility for the oversight and mandatory reporting to the Legislature of the entire Eighth Judicial Circuit's 10-20-Life filed cases.

In addition to my personal caseload, I currently supervise a total of eight (8) lawyers: four

(4) felony line attorneys; a felony sex crimes attorney, two (2) misdemeanor attorneys and a juvenile attorney. I assist these lawyers with charging decisions, motion practice, trial practice (which includes acting as co-counsel on their cases on occasion) and with training, support and encouragement in their daily practice of law.

I currently possess the following certifications:

(1) Florida Board Certified Criminal Trial Lawyer August 2006-Present; and

(2) National Board Certified Criminal Trial Lawyer September 2006-Present

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	_____	%	Civil	_____ %
Federal Trial	_____	%	Criminal	<u>100</u> %
Federal Other	_____	%	Family	_____ %
State Appellate	_____	%	Probate	_____ %
State Trial	<u>100</u>	%	Other	_____ %
State Administrative	_____	%		
State Other	_____	%		
	_____	%		
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? 175 Non-jury? 25+
 Arbitration? _____ Administrative Bodies? _____

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).

LAST SIX TRIED IN CLAY COUNTY:

- (1) Mark Wright (defense attorney) & Darcy Galnor (defense attorney) State v. Jeffrey McDonald 2011-2412-CF (Capital Sexual Battery; Lewd or Lascivious Molestation; Tampering With a Victim/Witness) 904-284-6319 for both attorneys.
- (2) Mark Wright (defense attorney) & Darcy Galnor (defense attorney) State v. Henry Velez 2011-2012-CF (Armed Robbery) 904-284-6319 for both attorneys.
- (3) Stephen Whittington (defense attorney) State v. Vernon Laughter 2010-2003-CF (Sexual Battery By Familial/Custodial Authority) 904-264-8602; 904-284-2970.
- (4) Mark Wright (defense attorney) & Curt Davidson (defense attorney) State v. Damien Lewis 2010-2536-CF (Sale of Oxycodone) 904-284-6319 for both attorneys.
- (5) Jennifer Love (defense attorney) & Kate Bedell (defense attorney) State v. Tyrone Blackshear 2010-1886-CF (Sexual Battery By Familial/Custodial Authority; Lewd or Lascivious Molestation) 904-284-6319 for both attorneys.
- (6) Terry Silverman (defense attorney) & Rod Smith (defense attorney) State v. John Griffis 2010-107-CF (Attempted First Degree Murder) 352-377-0771(Mr. Silverman); 352-318-4900 (Mr. Smith)

LAST SIX TRIED IN ALACHUA COUNTY:

- 1) Stephen Bernstein (defense attorney) State v. Corey Pryor 2008-1606-CFA (First Degree Murder) 352-373-9555
James T. Browning (co-counsel for State) State v. Corey Pryor 2008-1606-CFA 352-281-4045
- (2) Geoffrey Mason (defense attorney) State v. Okpara Nelson 2009-5223-CFA (First Degree Murder) 352-377-7800
James T. Browning (co-counsel for State) State v. Okpara Nelson 2009-5223-CFA 352-281-4045
- (3) Vera Page (defense attorney) State v. Reginald Jones 2008-32-CFA (Possession of Firearm By Convicted Felon) 352-377-0567
Christie Kelly (certified intern/co-counsel for the State) State v. Reginald Jones 2008-32-CFA 561-601-9070
- (4) Michael Ruppert (defense attorney) State v. Keith Landry 2008-3576-CFA (Aggravated Assault With a Firearm) 352-373-5313
Steffan Alexander (co-counsel for State) State v. Keith Landry 2008-3576-CFA 352-374-3670
- (5) Aubroncee Martin (defense attorney) State v. Jerry Pierre 2007-4633-CFA (Armed Burglary) 352-338-7370

(6) Duanne Triplett (defense attorney) State v. Jean Cenecharl 2007-4633-CFD (Armed Burglary) 904-966-2269

- 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).

LAST 6 RESOLVED IN CLAY COUNTY:

(1) Mark Barnett (defense attorney) State v. Phillip Seidenstricker 2012-676-CF (Traveling to Meet a Minor) Resolved by open plea on 8/30/2012. 904-353-5800; 904-463-3848.

(2) Darcy Galnor (defense attorney) State v. Adrian Williams 2012-549-CF (Armed Burglary of a Dwelling) Resolved by negotiated plea on 8/23/2012. 904-284-6319.

(3) Ted Zentner (defense attorney) State v. Ryan Scheurman 2012-681-CF (Traveling to Meet a Minor) Resolved by open plea on 8/16/2012. 904-707-5545.

(4) Mark Wright (defense attorney) State v. Christopher Adams 2012-661-CF (Traveling to Meet a Minor) Resolved by open plea on 8/09/2012. 904-284-6319.

(5) David Barksdale (defense attorney) State v. Steven Chapman 2012-671-CF (Traveling to Meet a Minor) Resolved by open plea on 8/08/2012. 904-294-8690.

(6) LJ Arnold IV (defense attorney) State v. Jason Pfisterer 2012-666-CF (Traveling to Meet a Minor) Resolved by open plea on 8/07/2012. 904-264-3627.

LAST 3 RESOLVED IN ALACHUA COUNTY:

(1) John Floyd (defense attorney) State v. Diego Mateo 2007-1955-CFA (Second Degree Murder) Resolved by negotiated plea on 4/6/2009. 352-377-0567 or 352-275-8086.

(2) Ray Cauthon (defense attorney) State v. Damien Curtis 2008-4457-CFD (Armed Kidnapping and Armed Robbery) Resolved by negotiated plea on 4/23/2009. 352-372-5535.

(3) Douglas Massey (defense attorney) State v. David Odell 2008-357-CFA (Armed Burglary and other charges) Resolved by negotiated plea on 3/26/2009. 904-964-6465 or 352-215-0766.

- 27c. During the last five years, how frequently have you appeared at administrative hearings?
0 average times per month

- 27d. During the last five years, how frequently have you appeared in Court?
20 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? _____%
Defendants? _____%

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.

N/A

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.

N/A

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.

(1) State v. Oliver O'Quinn 2006-341-CFA.

Presiding Judge: The Honorable Peter Sieg

Defense Counsel: Drew McGill & John McGuire

Co-counsel: James "Tim" Browning

Charges: First Degree Murder

Date of Trial: May 2008; Convicted- Life sentence

I was lead counsel on this case which involved the premeditated murder of a 24 year old female University of Florida student. The defendant was a roommate of the victim's best friend. He developed an infatuation/obsession with the victim and when he realized she did not share those feelings, he murdered her. When the victim's body was found in her own home several days later, there were not any clear indications as to her cause of death. A subsequent autopsy revealed a single pin-point puncture wound on one of her arms directly over a vein. An autopsy-report revealed her cause of death to be a lethal dose of the drug propofol, the world's most powerful anti-breathing drug. The defendant had been employed as a nurse at Shands Hospital in the Surgical Intensive Care Unit where he had regular access to propofol and had been trained and tested on its use and dosage calculations. Additionally, a bag of trash was located outside the victim's residence which contained a used IV and syringes which ultimately proved to have both the defendant's and the victim's DNA on them. The defendant fled the US to Ireland and then ultimately, while on his way to Libya, he was apprehended in Africa and returned to the US for trial. The case was significant because it is the first known/reported case in the world of murder by the use of propofol. Additionally, this case has helped bring greater education to the medical profession as to the potential and significant dangers of this drug which has and will likely continue to lead to changes in the hospitals as to how this drug is stored and accessed by employees. It may also lead to propofol being classified by the legislature as a controlled substance, especially in light of this case bringing greater awareness to the recreational abuses of this drug by those in the medical profession. Finally, this case was significant because of the level of publicity and media exposure it received. This case has been the subject of a Dateline NBC episode as well as a show by Forensic Files, and a documentary on Discovery Channel's On the Case with Paula Zahn. It is currently the basis for yet another criminal investigation show on a Canadian network set for the end of this year. It also resulted in providing an opportunity to consult with the Los Angeles Police Department during their investigation into the death of Michael Jackson. This national attention, oversight and scrutiny should work to ensure positive changes with respect to the drug propofol and

protect others from suffering a similar fate.

(2) State v. David Martin 2008-658-CF.

Presiding Judge: The Honorable William Wilkes

Defense Counsel: Quentin Till & Sean Espenship & Mark Wright

Co-counsel: Samuel Garrison

Charges: First Degree Murder- Death Penalty

Date of Trial: November-December 2009; Convicted- Death Sentence

I was co-counsel with Sam Garrison on this case which involved the premeditated, brutal murder of a 23 year old female. The defendant was a two week acquaintance of the victim. The defendant decided he needed to visit his girlfriend in Tampa, but he did not have any transportation. He convinced the victim to pick him up in her car to hang out. The defendant pretended to have been working construction that day in order to explain why he was bringing his toolbox along. The defendant navigated the victim to a remote location where he blungened her with his hammer when she wasn't looking, drug her body into a ditch and then stole her car and fled to Tampa. This case was significant because of the brutality involved and the severity of the punishment. The defendant was found guilty and recommended by the jury to receive a sentence of death. The responsibility that comes with the worst of the worst cases is intense. The ability to maintain your composure and judgment in that setting is essential. Every case has a similar intensity to the person who is accused or victimized. I will bring that experience, judgment and composure to every case regardless of the crime or the potential punishment.

(3) State v. Donald Fair 2000-1991-CFA.

Presiding Judge: The Honorable Larry Turner

Defense Counsel: Trish Jenkins & Karin Moore

Co-counsel: James "Tim" Browning

Charges: First Degree Murder-Death Penalty

Date of Trial: May 2004; Convicted- Life sentence

I was co-counsel with James "Tim" Browning on this case which involved the premeditated murder of a young female medical student at the Univeristy of Florida. The defendant broke into the victim's home, raped her and then murdered her. The case was significant because of the very complicated DNA issues it involved. It was significant because it was my first Death Penalty case. But most of all, it was significant because of the improvements it brought to the criminal justice system. The victim's family was prevented, over the State's objection, from presenting victim impact testimony to the jury during the penalty phase. Consequently, we pursued that issue all the way to the State legislature to make sure the law was changed so no other family would be silenced. The result was the Caroline Cody Act which specifically allows victim impact evidence in Death Penalty cases. I am very proud of this accomplishment. Furthermore, it is also representative of my belief that a Judge should never legislate from the bench but should follow the law.

(4) State v. Mickey Sutton 2003-776-CFA.

Presiding Judge: The Honorable Robert Cates

Defense Counsel: Greg Anderson

Co-counsel: James "Tim" Browning

Charges: Attempted First Degree Murder; Sexual Battery; Burglary; Kidnapping

Date of Trial: March 2004; Convicted- Life sentence

I was lead counsel on this case which involved the attempted murder and violent rape of a young woman who had just moved to the United States from South Africa. She moved here after meeting and marrying her husband who was in the military. She came from a very volatile and unsafe area of South Africa and upon moving to the US, despite only having been here for about a month, she described feeling safe for the first time in her life. One night while the victim was in her new apartment alone, the defendant broke into her apartment through a window and violently attacked her with a tire iron. He fractured her skull in multiple places and beat her relentlessly in an effort to rape her, which he ultimately did. The victim lost her fight for her innocence on that night and her attacker got away. A rape kit was performed and a DNA profile was subsequently obtained for her attacker but no match was made for several years. Then, after being sentenced to prison for a similar crime, an FDLE DNA database hit occurred identifying the defendant as the person who had raped and nearly killed the victim several years earlier. He was then brought to trial and convicted. Sometimes the significance of a case comes from someone whose path crosses with yours because of your involvement in that case. I will forever be moved and changed by having had the honor and pleasure of prosecuting this case for this victim. She taught me how every victim of a crime is different. She taught me compassion. She taught me what a privilege and responsibility it is to be a prosecutor and involved in this system. I will treat being a Judge in the same manner; as both a great privilege and a great responsibility. Every person who comes before a Judge is different and their case is significant to them. As Judge, each and every person who appears before me will be given a fair ear.

(5) State v. Bobby Jo Starker 2002-2230-CFA.

Presiding Judge: The Honorable Maurice Giunta

Defense Counsel: Ben Hutson and Bill Davis

Co-counsel: Mark Moseley

Charges: Multiple counts of Sexual Battery and Kidnapping

Date of Trial: June 2003; Convicted- 40 year prison sentence

I was lead counsel on this case which involved the kidnapping and rape of a middle aged female at the hands of her live-in boyfriend. The victim had been involved in numerous previous domestic violence cases with this defendant. In virtually all of those prior cases, she had recanted or declined to follow through with prosecution. The defendant was a violent career criminal with a significant and violent criminal history. At the beginning of this prosecution the victim was extremely uncooperative and belligerent towards the State. The State insisted on pursuing the case nonetheless. After several months of trial preparations, and just weeks prior to the scheduled trial, the victim finally

agreed to participate and testify. The defendant was ultimately convicted. The case was significant because almost a year later the victim contacted me to express her apologies for how she had treated the State at first and to express her gratitude for the State's insistence on going forward. She indicated she was enjoying her life and felt free for the first time in over a decade. The gravity of that statement would not be realized by me until she unexpectedly passed away a few years later due to poor health. The fact that she got to experience the freedom and happiness so many of us take for granted in her final years of life will live with me forever. A great deal can be learned about the complicated aspects of domestic violence from books and seminars, but there is a different level of learning and understanding that comes with experiencing a case such as this first hand. So much about the facts of this case and the victim's behavior do not make sense, unless considered against the backdrop of domestic violence. I will have this with me forever and I am grateful for it.

(6) State v. John Eugene Williams 1999-789-CFA.

Presiding Judge: The Honorable Larry Turner

Defense Counsel: John Stokes and James Connor

Co-counsel: N/A

Charges: Sexual Battery

Date of Trial: December 2000; Convicted- 10 year prison sentence

I was lead counsel on this case which involved the sexual battery and kidnapping of a young lady who had been abandoned in downtown Gainesville by her boyfriend after a fight. The defendant approached her and offered her shelter for the night. Once the victim entered the defendant's apartment, he violently attacked her and raped her. She fought very hard and ultimately escaped and reported the attack to law enforcement. However, as the case proceeded through the system, the victim decided she would not be involved in the prosecution because of her fear and she fled the area. The State chose to proceed to trial without the victim and the defendant was convicted. The case is significant because, at that time, it was reported as the first successful prosecution of such a serious charge without the victim. This case was my first rape trial and it taught me a great deal about what a victim of such a horrific offense goes through and how important it is that those of us in the system can both recognize this and be sensitive to it. It impacted me and others to strive for justice in these difficult cases. It also instilled in me a great deal of patience, compassion and understanding for those who have been victimized in such a violent fashion.

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.

ATTACHED:

(1) State's Response to Defendant's Motion to Exclude DNA Evidence and Memorandum of Law in State v. Donald Fair, 2000-1991-CFA. 100% involvement in drafting/completing.

(2) State's Brief In Support of the State's Argument that the Defendant Be Sentenced on Battery Upon a Detainee and as a Habitual Felony Offender, Habitual Violent Felony Offender and/or Violent Career Criminal in State v. Randolph Jackson 2003-3477-CFA. 95% involvement in drafting/completing. A certified legal intern helped conduct some of the caselaw research for the brief.

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>
N/A		

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.

No

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.

N/A

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

N/A

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

N/A

(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.

N/A

(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.

N/A

(vi) Have you ever held an attorney in contempt? If so, for each instance state name of attorney, approximate date and circumstances.

N/A

(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.

N/A

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.

N/A

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.

Yes. I started a mailorder/internet business, JC's Sports, which operated between approximately 2003-2006.

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.

N/A

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 X If "Yes" what charges? Was convicted of a Petit Theft/ Municipal Ordinance Violation

Where convicted? Pennsylvania Date of Conviction: 1991

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

Yes _____ No X If "Yes" what charges? _____

Where convicted? _____ Date of Conviction: _____

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

Yes _____ No X If "Yes" what charges? _____

Where convicted? _____ Date of Conviction: _____

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.

N/A

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.

Yes, Defendant in a Small Claims case in Putnam County. Lab Safety Supply v. James Colaw, 2004-811-SC, filed in June 2004, Dismissed.

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?

However, we did do our taxes incorrectly in 2003 and 2004 which resulted in us having to pay back to the IRS some of our refund money plus interest, but there were no penalties.

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.
Anesthesia & Analgesia, "Death From Propofol: Accident, Suicide, or Murder?" April 2009 Issue with Dr. Robert Kirby and Michael M. Douglas
45. List any honors, prizes or awards you have received. Give dates.
2012 Clay County Sheriff's Office Teamwork Award
2011 Distinguished Service Award- State Attorney Office/4th Circuit
2010; 2011 & 2012 Justice Harry Lee Anstead Award Nominee (Florida Board Certified Lawyer of the Year)
Certificate of Recognition from Bradford County Domestic Violence Task Force -October 2000 (Raising over \$10,000 for Domestic Violence-Peaceful Paths)
46. List and describe any speeches or lectures you have given.
Keynote Speaker- Clay County Victim's Rights Ceremony, April 2011
Prosecutors Bootcamp, National District Attorney's Association, 2007
Trial Practice Course, University of Florida Law School, 2003-2009
Prosecution Clinic (How to Try a Case), University of Florida Law School, 2009
State Attorney Office/Prosecutor Responsibilities, University of Florida Engineering Department, 2007
Homicide 101, Florida Prosecuting Attorneys Association, 2007-2009
Mid-Level Felony Trial Advocacy, Florida Prosecuting Attorneys Association, 2004-2007
Pre-Trials Motion Workshop, Florida Prosecuting Attorneys Association, 2004-2007
Instructor- Basic Correction Officers Course, Lake City Community Collge, 1999-2001
Instructor-Law Enforcement Cross-Over Course, Lake City Community Collge, 1999-2001
Instructor- Criminal Law- Sante Fe Community College, 2002
Instructor- Law, Liability and Ethics for Medical Office Professionals, Gainesville City College, 2002
Police Academy, Gainesville, FL (Sexual Battery), 2002-2004
Rape Forum- University of Florida, 10/23/2002
Professionalism Seminar- University of Florida, 2/21/2003
Death Penalty Lecture- Oak Hall High School, 2002 - 2004
Prosecution in General- Hawthorne High School, 2002
47. Do you have a Martindale-Hubbell rating? Yes If so, what is it? ___ No

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, 1998 to present

Eighth Judicial Circuit Bar, Board of Directors & Newsletter Editor, 2002-2006

United States Supreme Court Bar Association, 2003-present

Federal Bar Association- Middle District of Florida, 1998-present

Florida Prosecuting Attorneys Association, Education Committee, 2001-2009

Alachua County Internet Crimes Against Children Task Force (ICAC) 2005-2009

Alachua County Child Death Review Team, 2006-2009

National District Attorneys Association, 1998-present

American Inns of Court, 2001-2005

Bradford County Domestic Violence Task Force, 1999-2002, Co-chief Fundraiser

Association of Trial Lawyers of America, 1999

Clay County Gang Task Force, 2010-present

Clay County Child Death Review Team, 2010-present

Clay County Victim's Services Task Force, 2010-present

- 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.

None

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

My three children; sports; Involvement in Madison Baptist Church in Starke, FL (previous service in the Usher ministry; Finance Committee; Awanas Children's program; Sunday School Teacher)

- 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

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

None

SUPPLEMENTAL INFORMATION:

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

Yes:

11/19/2010: New Rule 2.420 Seminar

9/30/2010: Cooperating Co-defendants

5/14/2010: Death Penalty

3/8/2009: Domestic Violence Prosecution

1/29/2009: Gang Cases

1/14/2009: Stalking/Cyber-Crimes Prosecution

10/26/2007: Death Penalty

10/18/2007: Prosecutors Bootcamp

8/10/2007: Advance DNA Seminar

7/20/2007: Prosecution of DUI cases

5/18/2007: Updating Prosecution Procedures

4/12/2007: Homicide Prosecution

12/7/2006: Faculty Development

7/12/2006: Annual Prosecutors Conference

4/28/2006: Criminal Trial Law Certification Seminar

2/8/2006: Capital Litigation

5/9/2005: Criminal Trial Law Certification Seminar

6/14/2005: Internet Crimes Against Children

5/6/2005: DNA Evidence

3/4/2005: Juvenile Prosecution

Human Trafficking

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?

Prosecutors Bootcamp, National District Attorney's Association, 2007 (How to Try a Case)

Trial Practice Course, University of Florida Law School, 2003-2009 (Jury Selection, Opening Statements, Direct Examination, Closing Arguments)

Prosecution Clinic (How to Try a Case), University of Florida Law School, 2009

State Attorney Office/Prosecutor Responsibilities, University of Florida Engineering Department, 2007

Homicide 101, Florida Prosecuting Attorneys Association, 2007-2009

Mid-Level Felony Trial Advocacy, Florida Prosecuting Attorneys Association, 2004-2007

Pre-Trials Motion Workshop, Florida Prosecuting Attorneys Association, 2004-2007

Instructor- Basic Correction Officers Course, Lake City Community Collge, 1999-2001

Instructor-Law Enforcement Cross-Over Course, Lake City Community Collge, 1999-2001

Instructor- Criminal Law- Sante Fe Community College, 2002

Instructor- Law, Liability and Ethics for Medical Office Professionals, Gainesville City College, 2002

Rape Forum- University of Florida, 10/23/2002

Professionalism Seminar- University of Florida Law School, 2/21/2003

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

As I stated earlier, experience is often the best teacher. Having started up and operated my own business, I believe I have a unique experience which will assist me as a Judge. From the initial process of getting established to the day to day issues ranging from advertising to shipping to dealing with thousands of customers (some good and some bad), I have learned so much more than I could ever begin to write down on paper. These experiences are part of who I am and I believe will be vital at times in assisting me in making the important, but necessary, decisions a Judge must make.

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

I will bring the following attributes to this position:

(1) Judgment and Instincts- I believe everything boils down to judgment. Judgment reveals poor, good and superb leaders. My greatest strengths as a prosecutor were my judgment and instincts. While important for a prosecutor to have, these are absolutely critical for a Judge to possess.

(2) Knowledge and Experience- My legal career and my life have uniquely prepared me to be one of the Eighth Circuit's next Circuit Court Judges. I would be prepared from day one to handle a large docket if necessary. I have personally prosecuted and handled a large caseload/docket. Additionally, I have supervised lawyers who are managing large caseloads/dockets. There are very few, if any, types of cases that I have not at one time or another handled. Finally, there are just some things you cannot learn from a book or a seminar. They have to be experienced in the actual practice of law. I am anxious to impart all that I have learned to other attorneys to enhance the practice of law and this profession. Additionally, my experiences working in the corporate world and owning my own business have provided me with valuable experience and insights that will be valuable in all areas of the law.

(3) Work ethic- I have a true passion, energy, and enthusiasm for this profession, and those characteristics drive me to work as hard as it takes to be the absolute best I can be. My work ethic and determination drove me to be the best possible prosecutor I could be and will assure this community that I will do whatever it takes to be the best

possible Circuit Court Judge that I can be.

(4) Demeanor and Temperment- Having been in my share of courtroom battles as an advocate, I can appreciate the intensity that comes with the fight. However, I also know how important it is that the fight within the courtroom be conducted with the utmost integrity and professionalism. I have experienced falling short of this standard as a lawyer. That has helped me grow and mature in a way that only that experience can bring. My demeanor, temperment and maturity in the courtroom will be visible under any set of circumstances and will set a standard for those who appear before me.

(5) Versatility- Knowing that the reality of the Eighth Judicial Circuit is that Circuit Judges may be faced with a wide range of cases and responsibilities in Circuit Court, I am uniquely qualified to provide docket coverage, on call coverage and Felony Trial assistance to the Circuit Court Judges for any type of case from a Felony Driving on a Suspended License to Death Penalty First Degree Murder cases.

If I am blessed to earn this appointment, I pledge to bring these qualities to this position every day. I promise I will work relentlessly to be the best Judge I can be and to be a Judge that all will respect appearing before.

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.

Eighth Circuit Judicial Nominating Commission: 2/4/2010: Submitted Application for County Court Judge

Eighth Circuit Judicial Nominating Commission: 1/17/2012: Submitted Application for County Court Judge

Fourth Circuit Judicial Nominating Commission: 9/12/2012: Submitted Application for Circuit Court Judge

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

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.

(1) State Attorney Angela Corey



(2) Steve Nelson





(3) The Honorable Circuit Court Judge William Wilkes



(4) The Honorable Levy County Court Judge James T. Browning



(5) The Honorable Circuit Court Judge Mark Mosely



(6) The Honorable Circuit Court Judge David Glant



(7) The Honorable Circuit Court Judge Phyllis Rosier



(8) The Honorable Retired Circuit Court Judge Peter Sieg



[Redacted]

(9) The Honorable Retired Judge Aymer "Buck" Curtin

[Redacted]

(10) The Honorable Circuit Court Judge Don Lester

[Redacted]

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 3rd day of April, 2013.



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.