

APPLICATION FOR NOMINATION TO THE TENTH JUDICIAL COURT

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

DATE: 2/10/2014 Florida Bar No.: 176745

GENERAL: Social Security No.: [REDACTED]

1. Name Kenneth L. Hadley E-mail: knhdl@outlook.com

Date Admitted to Practice in Florida: 9/14/1999

Date Admitted to Practice in other States: N/A

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

Florida Department of Transportation, Senior Attorney

3. Business address: 801 N. Broadway Ave., Bartow, Florida

City Bartow County Polk State Fl ZIP 33830

Telephone (863) 519-2825 FAX (863) 534-7129

4. Residential address: [REDACTED]

City [REDACTED]

Since 2008 Telephone [REDACTED]

5. Place of birth: Miami

Date of birth: [REDACTED] Age: 48

6a. Length of residence in State of Florida: 48

6b. Are you a registered voter? Yes No

If so, in what county are you registered? Pinellas

7. Marital status: Single

If married: Spouse's name N/A

Date of marriage N/A

Spouse's occupation N/A

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>
N/A			

9. Military Service (including Reserves)

<i>Service</i>	<i>Branch</i>	<i>Highest Rank</i>	<i>Dates</i>
8 years	Navy	E5	8/82-8/90
Rank at time of discharge	<u>E5</u>	Type of discharge	<u>Honorable</u>
Awards or citations	<u>Joint Service Achievement Medal, Overseas Service Ribbon, 2X Good Conduct Award</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>
Miami Carol City Sr High		1978-1982	HS Diploma
St Petersburg Junior College		1991-1993	AA
University of South Florida		1993-1995	BA
Stetson University College of Law		1997-1999	JD

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

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>
1990-1997	Senior Technician	Geonex	out of business

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>
Florida Bar	9/1999

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>
Senior Attorney	Fl. Dept. of Transportation	801 N. Broadway, Bartow, Fl. 33830	2008-Present
Partner	Hadley & Landrigan, P. A.	4707 140 th Ave. N., Clearwater, Fl. 33762	2004-2008
Trial Attorney	Escobar, Ramirez & Associates	2917 W. Kennedy Blvd., Tampa, Fl. 33609	2003-2004
Assistant Public Defender	6 th Circuit Public Defender	14250 49 th St. N., Clearwater, Fl. 33762	1999-2003

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.

Currently practicing eminent domain for Fl. Dept. of Transportation (FDOT). Previously practiced contract review and general law for FDOT. Practiced criminal law as a defense attorney previously.

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
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Federal Appellate	_____ %	Civil	_____ 100 %
Federal Trial	_____ %	Criminal	_____ %
Federal Other	_____ %	Family	_____ %
State Appellate	_____ %	Probate	_____ %
State Trial	_____ 100 %	Other	_____ %
State Administrative	_____ %		
State Other	_____ %		
	_____ %		
TOTAL	_____ 100 %	TOTAL	_____ 100 %

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

Jury? 30 Non-jury? 40
 Arbitration? _____ Administrative Bodies? 20

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).

CRC0604011CFANO

Defense- Todd Landrigan-727-464-6516, Kenneth Hadley

State- ?

605-833X

Defense- Kenneth Hadley

State- Dustin Hay-941-479-4970

CRC0604011CFANO

Defense- Kenneth Hadley

State- ?

CRC0210762CFANO

Defense- Kenneth Hadley

State- Melissa Underwood- 352-341-6670

2011-CA-131

Plaintiff- Andrew Denering-863-519-2830, Kenneth Hadley

Defense- David Holloway-727-362-5126

2011-CA-181

Plaintiff- Andrew Denering-863-519-2830, Kenneth Hadley

Defense- David Holloway-727-362-5126

- 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).

2013-CA-344- Defense-Bella Patel 813-643-2762; Plaintiff-Kenneth Hadley

2013-CA-630- Defense-Bella Patel 813-643-2762; Plaintiff-Kenneth Hadley

2013-CA-316- Defense-Gregory Rix 813-318-9000; Plaintiff-Kenneth Hadley

12CA-000424-Defense-Kenneth Jones 239-337-3850; Plaintiff-Kenneth Hadley

2013-CA-630-Defense-Bella Patel 813-643-2762; Plaintiff-Kenneth Hadley

2013-CA-545-Defense-Anthony Policastro 727-475-1988; Plaintiff-Kenneth Hadley

- 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?

5 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? N/A% Defendants? N/A%

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.

Before joining FDOT, represented hundreds of adults and juveniles as an assistant public defender and as a private attorney at court hearings, motions, trials, Baker Act proceedings and administrative hearings.

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.

CRC0220914CFANO- Judge Downey, State of Florida v. Harry Lee Williams-Charged with Sale of Cocaine. Undercover officer identified client as the person who sold to him. Officer identified him after the sale by running my client's license plate and then viewing his driver's license. Client happen to be in jail at the time of the alleged sale on another charge. Conducted deposition of undercover officer who described with 100% certainty that he identified the right person. This case was the subject of an April 6, 2003 St. Petersburg Times article on the subject of mistaken identity. I still have conflicted feelings about this case.

CRC0205175CFANO-Judge Downey, Defense- 1st chair-Kenneth Hadley, 2nd chair-Willie Pura; State-J.P. Morgan, State of Florida v. Lynette Marticorena-Aggravated Battery, Criminal Mischief. Trial date- 1/9/03. Before any trial I warn my client that if they want to go to trial, they better be prepared if found guilty, to go to jail. Usually the warning is a good way to weed out the client that really is serious about going to trial from the one that is adamant until the last minute. The client was a single mother of a young child and did not blink an eye or show any fear of going to jail if found guilty. Perceived innocence always exerts the most pressure on the psyche of a criminal defense attorney. Fortunately, she was found not guilty.

CRC0103780CFANO- Judge Khouzam, 1st chair-Kenneth Hadley, 2nd chair-Willie Pura; State-Courtney Smith, State of Florida v. Thomas Goyen-Residential Burglary. Trial date- 5/22/02. State Attorney made court aware that they had a recording of my client on a jail call threatening me with physical harm. Defense theory for trial was difficult because client really would not talk to me about his defense. The not guilty verdict was a surprise.

2011-CA-181- Judge Metzger, 1st chair- Andrew DeNering, 2nd chair Kenneth Hadley; Defense- David Holloway, FDOT v. Debra Sales, et. al. Trial date-5/20/13 Second civil trial as an eminent domain attorney. At my first FDOT trial, I only cross examined minor witnesses and did the jury selection. At this trial, I was responsible for direct examination of FDOT's main witness and cross examination of the defense's main witness, as well as jury selection. The result was a favorable verdict for FDOT.

CRC0217113CFANO- Judge Downey, Standby Counsel-Kenneth Hadley; State-?. Maxwell v. State - Sale and Possession of Cocaine. Trial date-6/25/2003. Client requested my dismissal from his case on day of trial. His motion was granted and he proceeded pro se while I was appointed as standy counsel. He was convicted and sent

to prison. This case was later sent back on appeal because the 2nd DCA found error in the motion to dismiss counsel hearing. 892 So.2d 1100.

CRC0119959CFANO- Judge Downey, Defense- Kenneth Hadley, State- Courtney Smith. Hall v. State- Grand Theft. Trial date- 7/3/03. Despite the state offering Mr. Hall a pre-trial intervention program that would dismiss the charges after completion, he refused all offers and sat in jail approximately 7 months waiting for trial. After having contact with so many clients that will take any plea offer if it releases them from jail, this client was steadfast in his innocence and eventually was found not guilty.

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.

See attached

Responsible for the research and drafting of the response.

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.

N/A

- 32b. List any prior quasi-judicial service:

<i>Dates</i>	<i>Name of Agency</i>	<i>Position Held</i>
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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.

N/A

- 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.

N/A

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 If "Yes" what charges? _____

Where convicted? _____ Date of Conviction: _____

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? _____

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 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.

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.

No

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. For late payment

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.
No
45. List any honors, prizes or awards you have received. Give dates.
None
46. List and describe any speeches or lectures you have given.
2002? Clearwater Law Day-Downtown Convention Center- On a panel of attorneys that talked to high school students about education and why we chose to be lawyers.
2013 Great American Teach-in, Hillsborough County Schools
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.
Lakeland Bar Association
- 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.
Former member of:
Pinellas County Trial Attorney Association
Fred Minnis Bar Association
- 48c. List your hobbies or other vocational interests.
Tennis, Flag Football leagues, Volleyball leagues
Avid watcher of all major sports
- 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.
Pinellas County Ex-Offender Fair-Represented 6th Circuit Public Defender (2001?)

SUPPLEMENTAL INFORMATION:

- 49a. Have you attended any continuing legal education programs during the past five years?

If so, in what substantive areas?

Government Law

Eminent Domain

- 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?

N/A

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

From my time of growing up in Miami, to my experience of living in other countries and learning other cultures while in the military, to my time as an attorney working in private and public service, I have seen and experienced people at their best and at their worst of time. Because of that, I believe I am able to empathize with a point of view without being overly sympathetic, and realize the aim and big picture of the court system without forgetting that the big picture is made of a lot of little stories of the people that come before it.

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

During my 8 years of military service, I benefited from extensive leadership and management training. This training combined with my legal experiences and temperament would be to my advantage as a judge. I would describe myself as an even keeled personality that believes that while brilliance keeps our society moving forward, honesty and competence as an example to the rest of the citizenry keeps our society going

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.

10th Circuit Judicial Nominating Commission, October 2013

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

Held a Top Secret/SCI Security Clearance while in the military

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.

Todd Landrigan-

The Honorable Robert Morris Jr.-

Kevin Beck-

Kristen Carlson

Robert Dillinger-

The Honorable Nelly Khouzam-

William Pura-

Nora McClure-

Tony Stevens-

Christopher E. Yeazell-

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(I), 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 10 day of February, 2014.

KENNETH HADLEY

Printed Name

K Hadley

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.

See attached

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.

See attached

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.

See attached

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.

See attached

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: 2/10/2014

JNC Submitting To: Tenth

Name (please print): Kenneth Hadley

Current Occupation: Senior Attorney, Fl. Department of Transportation

Telephone Number: [REDACTED] Attorney No.: 176745

Gender (check one): Male Female

Ethnic Origin (check one): White, non Hispanic

Hispanic

Black

American Indian/Alaskan Native

Asian/Pacific Islander

County of Residence: Pinellas

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.

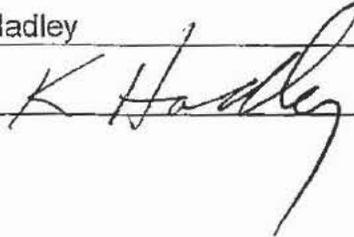
CONSUMER'S AUTHORIZATION FOR FDLE
TO OBTAIN CONSUMER REPORT(S)

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:

Kenneth Hadley

Signature of Applicant:



Date: 2/10/2014