

CONFIRMATION

BRUCE

BOOKMAN



POUCH V
JUNEAU, ALASKA 99811
(907) 465-4990

Alaska State Legislature
HOUSE OF REPRESENTATIVES

REPRESENTATIVE
CHARLIE BUSSELL
CHAIRMAN

Committee on Judiciary

Telephone Interview Questions

(Judicial Conduct Commission Confirmer's)

- 1) Do you feel that you understand the role you would play as a Judicial Conduct Commissioner?
- 2) Are you willing to put in the amount of time required to do the job without remuneration?
- 3) Why do you want to serve on the Commission?
- 4) Do you have any suggestions/plans, etc. for the Commission?
- 5) What specific qualifications do you possess for the Commission?
- 6) Have you held any public offices in the past?
- 7) What is your party/political affiliation?
- 8) Do you feel any conflict of interest between a role as a Commissioner and your private life?
- 9) Any other statements for the Committee members to consider?

MEMBERS:

REP. JOHN LISKA, VICE CHAIRMAN; REP. RAMONA BARNES, EMERITUS;
REP. JOE HAYES; REP. HUGH MALONE; REP. DON CLOCKSIN; REP. RON WENDE



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Bruce Bookman

(Judicial Conduct Commission Confirmer's)

279- 8561

- 1) Yes, since I have served on the Judicial Qualifications Commission for the past year I feel I understand the role of a Commissioner.
- 2) Yes, have done it in the past and am willing to put in the time in the future.
- 3) I feel a responsibility to serve the public in the role of an attorney. Have worked with charities in past and want to continue in this role as a professional.
- 4) I think the Commission should increase its role and become more publicly active. The role of the executive director, which is the only paid position, should be expanded and defined so that he may have the power to investigate, not just sit through claims brought against judges.
- 5) Served on the Commission last year.
- 6) No, have never held public office.
- 7) Registered independent, previously a democrat.
- 8) No conflict of interest at present; if something should come up I would disqualify myself.
- 9) I have a good idea of the role of the Judicial Conduct Commission and would like to serve on it in the future.

MEMBERS:

REP. JOHN LISKA, VICE CHAIRMAN; REP. RAMONA BARNES, EMERITUS;
REP. JOE HAYES; REP. HUGH MALONE; REP. DON CLOCKSIIN; REP. RON WENDTE

Alaska State Legislature



Speaker of the House of Representatives

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-3720

Official Business

May 2, 1983



Representative Charlie Bussell
Chairman, Judiciary Committee
Capitol Building Room 122
Juneau, AK 99811

Dear Charlie,

Attached is a copy of Governor Sheffield's letter of April 29, 1983 submitting the names of Marcus Clapp, Bruce Bookman and Michael Holmes for appointment to the Commission on Judicial Conduct. Please review these appointments and hold confirmation hearings as necessary.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Joe L. Hayes".

Joe L. Hayes
SPEAKER OF THE HOUSE

Enclosure

JLH:jvd



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

MAY 2 1983

April 29, 1983

The Honorable Joe Hayes
Speaker of the House
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Mr. Speaker:

Pursuant to applicable law, I submit the following names
for legislative confirmation of appointment to the
positions noted:

BOARDS AND COMMISSIONS
(with terms)

State Medical Board

Dr. Thomas Conley, Ketchikan, 83/04/28 - 86/04/21

Alaska State Board of Public Accountancy

J. Shelby Stastny, Anchorage, 83/04/28 - 85/04/25

Commission on Judicial Conduct

Marcus Clapp, Fairbanks, 83/04/28 - 4 year term
Bruce Bookman, Anchorage, 83/04/28 - 4 year term
Michael Holmes, Juneau, 83/04/28 - 4 year term

L+C
Sent
Jud

Sincerely,

Bill Sheffield
Bill Sheffield
Governor

40
judicial

R E S U M E

BRUCE A. BOOKMAN
420 L Street, Suite 301
Anchorage, Alaska 99501
(907) 279-8561

PERSONAL

Date of Birth: June 10, 1942
Place of Birth: Sacramento, California
Marital Status: Married; three children

PRE-LEGAL EDUCATION

University of California at Berkeley, 1959-61, 1962-63
B.A., September 1963; Major - Philosophy, pre-law
Upper division average - 3.3.

Institute of European Studies, October 1961-August 1962
Winter semester at University of Vienna, Austria;
summer semester at University of Freiburg, West
Germany.

Herbert Hoover High School, Glendale, California 1956-59.

LEGAL EDUCATION

Boalt Hall School of Law, University of California.
Awarded J.D., June 1967 - upper quarter of class. Grade point
average 77.7.

Awarded summer language study stipend from Institute for
International Legal Studies.

Admitted to practice before Supreme Courts of Alaska and
California, the Federal District Court for the District of
Alaska, and the Court of Appeals for Ninth Circuit. Member of
American, Alaska, and California Bar Associations.

NATURE OF PRACTICE

General: Intensive civil and criminal trial practice on
all levels; extensive legal writing before Alaska and United
States Supreme Courts; personal injury work, plaintiff and
defense.

EMPLOYMENT EXPERIENCE

Partner, Perkins, Coie, Stone, Olsen & Williams, 420 L Street, Suite 301, Anchorage, Alaska, June 1979 to present.

Solo practice, 920 West Sixth Avenue, Anchorage, Alaska, July 1975 to June 1979.

Partner, Bookman, Bryner & Shortell, 625 West Fifth Avenue, Anchorage, Alaska, May 1974 to July 1975.

Associate, McGrath, Wohlforth & Flint, 645 G Street, Anchorage, Alaska, September 1972 to May 1974.

Assistant Public Defender, Anchorage and Fairbanks, Alaska, May 1970 to September 1972.

Law Clerk of late Honorable George F. Boney, Alaska Supreme Court, January 1969 to December 1969.

Associate, Burr, Boney & Pease, 825 West Eighth Avenue, Anchorage, Alaska, July 1967 to December 1969.

Law Clerk, McCarty & Wheatley, Washington, D.C., summer 1966.

ACTIVITIES

Commission on Judicial Qualifications, 1982.

Member, Alaska Bar Association Fee Arbitration Panel.

Criminal Rules Revision Committee, 1971-72.

Criminal Code Revision Commission, 1975-76.

Governor's Task Force on Children's Code, 1975.

Chairman, Narcotic Drug Treatment Center, Methadone Maintenance Clinic, 1974 to 1977.

Director, Anchorage Child Abuse Board, Inc., 1972-1976.

Section 2. Supreme Court.

(a)

NOTES TO DECISIONS

Cited in *Johnson v. State*, Ct. App. No. 006 (File No. 4462), 631 P.2d 508 (1981).

Section 3. Superior Court.

NOTES TO DECISIONS

Jurisdiction generally. — The question of a court's jurisdiction goes to its power to hear and adjudicate the subject matter in a given case. *K.C.M. v. State*, Sup. Ct. Op. No. 2326 (File No. 4764), 627 P.2d 607 (1981).

Where a court is one of general jurisdiction, such as a superior court, it has traditionally been regarded as having the power to hear all controversies which may be brought before a court within a legal bounds of rights or remedies, except insofar as has been expressly and unequiv-

ocally denied by the state's constitution or statutes. *K.C.M. v. State*, Sup. Ct. Op. No. 2326 (File No. 4764), 627 P.2d 607 (1981).

Order for sterilization of mental incompetent. — A superior court, as a court of general jurisdiction, does have, as part of its inherent *parens patriae* authority, the power to entertain and act upon a petition seeking an order authorizing the sterilization of a mental incompetent. *K.C.M. v. State*, Sup. Ct. Op. No. 2326 (File No. 4764), 627 P.2d 607 (1981).

(Proposed Amendment)

Section 10. Commission on Judicial Conduct. The Commission on Judicial Conduct shall consist of nine members, as follows: three persons who are justices or judges of state courts, elected by the justices and judges of state courts; three members who have practiced law in this state for ten years, appointed by the governor from nominations made by the governing body of the organized bar and subject to confirmation by a majority of the members of the legislature in joint session; and three persons who are not judges, retired judges, or members of the state bar, appointed by the governor and subject to confirmation by a majority of the members of the legislature in joint session. In addition to being subject to impeachment under Section 12 of this article, a justice or judge may be disqualified from acting as such and may be suspended, removed from office, retired, or censured by the supreme court upon the recommendation of the commission. The powers and duties of the commission and the bases for judicial disqualification shall be established by law.

Editor's notes. — This amendment was proposed by Legislative Resolve No. 36, SLA 1981, and will be voted upon at the next general election to be held in

November, 1982.

Cross references. — For provisions on the powers and duties of the Commission on Judicial Qualifications, see AS

Section 8. Judicial Council. The judicial council shall consist of seven members. Three attorney members shall be appointed for six-year terms by the governing body of the organized state bar. Three non-attorney members shall be appointed for six-year terms by the governor subject to confirmation by a majority of the members of the legislature in joint session. Vacancies shall be filled for the unexpired term in like manner. Appointments shall be made with due consideration to area representation and without regard to political affiliation. The chief justice of the supreme court shall be ex-officio the seventh member and chairman of the judicial council. No member of the judicial council, except the chief justice, may hold any other office or position of profit under the United States or the State. The judicial council shall act by concurrence of four or more members and according to rules which it adopts.

"Term". — With the exception of Alaska Const., art. IV, §§ 4 and 13, wherever "term" or "service at the pleasure of" appears in the constitutional text originally adopted, the reference is to a period of service for a particular office. *Buckalew v. Holloway*, Sup. Ct. Op. No. 1938 (File No. 4058), 604 P.2d 240 (1979).
Meaning of phrase "position of profit". — See *Begich v. Jefferson*, Sup. Ct. Op. No. 481 (File No. 894), 441 P.2d 27 (1968).

And its intent. — The term "position of profit" was intended to prohibit all other salaried non-temporary employment under the United States or the State of Alaska. *Begich v. Jefferson*, Sup. Ct. Op. No. 481 (File No. 894), 441 P.2d 27 (1968).
 Quoted in *Delahay v. State*, Sup. Ct. Op. No. 648 (File No. 1252), 476 P.2d 906 (1970).

Section 9. Additional Duties. The judicial council shall conduct studies for improvement of the administration of justice, and make reports and recommendations to the supreme court and to the legislature at intervals of not more than two years. The judicial council shall perform other duties assigned by law.

old law

Section 10. Commission on Judicial Qualifications. The Commission on Judicial Qualifications shall consist of nine members, as follows: one justice of the supreme court, elected by the justices of the supreme court; three judges of the superior court, elected by the judges of the superior court; one judge of the district court, elected by the judges of the district court; two members who have practiced law in this state for ten years, appointed by the governing body of the organized bar; and two persons who are not judges, retired judges, or members of the state bar, appointed by the governor and subject to confirmation by a majority of the members of the legislature in joint session. In addition to being subject to impeachment under section 12 of this article, a justice or judge may be disqualified from acting as such and may be suspended, removed from office, retired, or censured by the supreme court upon the recommendation of the commission. The powers and duties of the commission and the bases for judicial disqualification shall be established by law. [Amendment approved August 27, 1968]

Cross reference
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 § 20, 600.
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