

**ALASKA LEGISLATURE COMMITTEE FILES 1997-1998 8672**

**9158 HOUSE JUDICIARY**

Public Defender Applicant  
Counsel Questionnaire

RECEIVED

OCT 1 1986

AK Judicial Council

Barbara K. Brink

1. Please rate the attorney's competence as an attorney. Does he or she have the intellectual ability to head the public defender agency? Did the attorney demonstrate a thorough grasp of legal issues and facts presented in the case?

I have utmost respect for Barb's intellectual abilities and believe that she is well-suited for this position. My experience with Barb, on this and other cases, is that she quickly grasps the important issues, weeds through the intricacies, and then proceeds to do very thorough legal research and drafting before coming up with a final product. I trust Barb's judgment and skills more than any lawyer I know, Barb is sought out for advice -- on legal questions, strategy and ethics -- significantly more often than any other lawyer in the agency statewide.

I believe that Barb is one of the best lawyers in the state - in all aspects of criminal defense work. Her legal analysis and motion work in Whitaker resulted in a just and legally sound sentence, without spending years in appellate practice.

2. How would you characterize the attorney's temperament? How well will the attorney, if appointed, balance the need to be forceful enough to run the public defender agency effectively, but humble enough not to misuse the power of the office?

I believe that Barb's interest in this position has nothing to do with power, prestige or money. Instead, it reflects her career-long dedication to this agency and its work. As deputy, Barb has demonstrated the highest standards and skills in managing the Anchorage office and in ensuring proper representation of our clients. As public defender, she would bring a personal familiarity with every function of this agency since she consistently steps up to the plate whenever a need arises -- from clerical duties to every lawyers' duties. She is a wise, strong and supportive leader, by example and by her direction

(Over) →

3. Did the attorney work conscientiously on the case? Were pleadings filed timely and were deadlines met?

Barb's conscientiousness and perseverance made all of the difference in Whitaker and convinced the trial court, after multiple pleadings, to reconsider its earlier ruling. Her work is always thorough and well-reasoned. As a result, I believe she has earned the highest respect from judges, prosecutors and defense lawyers alike.

Unlike other lawyers, Barb never misses deadlines and rarely, if ever, files pleadings late. Her style is a reflection of her conscientiousness and her truly remarkable organizational skills (see below).

4. Please give us your general comments on the attorney, and assess what type of public defender he or she would make.

Barb's legal, supervisory and administrative skills are outstanding! In the face of an overwhelming amount of work, she is the most organized person I know. When necessary, Barb takes a strong and principled stand and requires those who work for her to rise to her standards. Yet she is never unnecessarily confrontational or adversarial. Barb is the quintessential diplomat and brings superior negotiation skill to any and every dispute, with d.a.'s, clients or staff members. She is invariably patient, calm and reasonable. I completely trust her judgment.

Barb has demonstrated what kind of public defender she would be, in her role as deputy. She is the most valuable resource this Agency has and I wholeheartedly support her application for public defender.

Suzanne Cole  
Print Name (Optional)

Your comments, whether or not you give your name, will not be shown to the applicant. However, a general summary of all comments received will be shared.

- Please check this box only if you want your comments (and name if provided) sent to the Governor. We cannot guarantee your confidentiality if you check this box.

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OCT 14 1966

AK Judicial Council

Public Defender Applicant (Barbara Brink)  
Counsel Questionnaire

(1) I have done two trials and negotiated many other cases with Ms. Brink. The depth of her experience in criminal law is obvious in her trial practice. Her cases are well prepared and well argued. Not only does she have an impressive grasp of legal issues, she handles sensitive subjects such as racial discrimination skillfully and thoughtfully.

(2) Ms. Brink has a strong personality which would enable her to manage the different individuals of the Public Defender's Office fairly. She is not intimidated by other strong personalities, but I would think that her staff would find her approachable and sensitive to their problems. Although we have been adversaries in court, she has always been courteous and enjoyable to work with. Many defense attorneys can be obstreperous and unprofessional in their dealings with prosecutors. This has never been the case with Ms. Brink. Although we do not always agree, our dealings have always been civil and productive.

(3) Ms. Brink is a very conscientious person who cares deeply for her work and for her clients.

(4) When I heard that Mr. Salemi was leaving the Public Defender's Office, I assumed that Ms. Brink would apply for the opening. She has been in training for the position as the deputy for many years and I think that it would be a natural transition for her and for the office. She has dedicated her professional life to public service as a public defender when many others have moved on to private practice. She has an open mind and is willing to listen to opposing viewpoints. She also has a sense of humor which would be invaluable in managing the office. Her abilities as an attorney are well respected among attorneys that I know and I believe she is respected by her colleagues as well. She has practiced in the criminal law community long enough to develop a productive working relationship with the staff of other agencies, such as the District Attorney's Office, the Attorney General's Office, DFYS, etc. which would facilitate the work of the Public Defender Agency.

I strongly support her application for Public Defender.

Helen Valkavich

Please send my comments to the governor for consideration.

Public Defender Applicant  
Counsel Questionnaire

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OCT 7 1996

AK Judicial Council

Barbara K. Brink

1. Please rate the attorney's competence as an attorney. Does he or she have the intellectual ability to head the public defender agency? Did the attorney demonstrate a thorough grasp of legal issues and facts presented in the case?

1. Ms. Brink is an excellent attorney; one of the best trial attorneys in the state. The Fox case involved some complicated legal issues - a posse comitatus motion was filed by both defendants and both defendants filed various motions to dismiss the case, suppress evidence, and discover evidence. I was awed and impressed by Ms. Brink's ability to recognize legal issues and thoroughly argue them to the judge. Frankly, I followed Ms. Brink's lead in this case; she qud me in to issues I may have missed. In her arguments to both the judge and jury, she was able to quickly and clearly articulate her legal and factual arguments. I felt like I learned a lot from watching Ms. Brink in trial.

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2. How would you characterize the attorney's temperament? How well will the attorney, if appointed, balance the need to be forceful enough to run the public defender agency effectively, but humble enough not to misuse the power of the office?

2. Ms. Brink has a very level temperament. It is patently obvious that she is an extremely bright woman, and one who does not let her emotions rule her actions. For this reason, I think she would be an excellent choice for Public Defender. She is a smart, logical and rational person. Despite her reputation as a talented and experienced attorney, she is not arrogant or obnoxious and treats all those with whom she deals -- secretaries, court clerks, less experienced and more experienced attorneys -- as equals.

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(Over) →

3. Did the attorney work conscientiously on the case? Were pleadings filed timely and were deadlines met?

3. Ms. Brink was extremely well prepared for the trial. Many motions were filed, all in a timely matter. She was prepared for the evidentiary hearing, and her arguments and examination of witnesses at trial demonstrated a thorough knowledge of the case, which could only have been gained through intensive preparation.

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4. Please give us your general comments on the attorney, and assess what type of public defender he or she would make.

4. I cannot imagine a better candidate for the position of Public Defender. Ms. Brink has a thorough knowledge of the criminal justice system, and is devoted to the representation of indigent persons. She is a thoughtful and extremely organized person, and a hard worker. Moreover, she is fair in her dealings with people, and is well liked and respected by both prosecutors, members of the defense bar, court personnel and support staff.

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Sharon Barr  
Print Name (Optional)

Your comments, whether or not you give your name, will not be shown to the applicant. However, a general summary of all comments received will be shared.

Please check this box only if you want your comments (and name if provided) sent to the Governor. We cannot guarantee your confidentiality if you check this box.

02/10/97

LEGISLATIVE TELECONFERENCE NETWORK SYSTEM

LTN1150

13:05:14

PARTICIPANT LIST (ALL PARTICIPANTS)

BY:ANC

TCN:70233

SCHEDULED FOR:02/10/97 13:00 TO 15:00

FOR:ANC

PUBLIC HEARING

HOUSE JUDICIARY

LOCATION: ANCHORAGE

ATTY GEN ABILI

JOANNE

GRACE (ANSWER ?'S IF NEEDED)

TESTIFY

APPOINTMENT OF

JOHNNY

~~GRAVES~~

DADS

TESTIFY

GRAVES

**Alaska Judicial Council**  
**Application for Public Defender Appointment**

Date: September 16, 1996

Office Telephone: (907) 264-4400

Home Telephone: (907) 250-4666

FAX: (907) 269-5476

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SEP 16 1996

AK Judicial Council

**I. PUBLIC INFORMATION (Qs. 1-27 & 33)**

**PERSONAL**

1. (a) State full name\* Barbara Karen Brink  
Name as it should appear on bar survey: Barbara K. Brink  
\* Unless otherwise specified, this is how your name will appear on the bar survey.
- (b) Have you ever used or been known by any other name? If so, please identify  
No.
2. (a) Mailing address 810 West 16th Avenue  
Anchorage, AK 99501
- (b) Current business address 900 West 5th Avenue, #200  
Anchorage, AK 99501
3. Date and place of birth Menominee, Michigan <sup>2/26/56</sup> Age 40
4. (a) Spouse's full name and occupation None
- (b) Children's names None
- (c) Occupations of children over 18 None

5. State every residence you have had in the last five years in the United States or elsewhere, with exact address of each, and the month and year of the beginning and ending of each such residence.

Oct. 1993 to present: 810 W. 16th Ave., Anchorage, AK 99501

Oct. 1992 to Oct. 1993: Spruce Haven, Kodiak, AK 99615 (P.O.Box 2395)

Feb. 1990 to Oct. 1992: 816 W. 16th Ave., Anchorage, AK 99501

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6. How long have you been a resident of the State of Alaska immediately preceding the date of this application? \*\* 15 years 1 months

Total years 15 months 1

7. How long have you been engaged in the active practice of law immediately preceding the date of this application? \*\* 14 years 1 months

Total years 14 months 1

#### NONLEGAL EDUCATION

8. State names and dates of attendance of all colleges and professional schools (other than law schools) ever attended and degrees and dates conferred. List any honors.

The University of Chicago - Sept. 1974 - June 1978

Bachelor of Arts with Honors

Dean's List - 4 years

Maroon Key Honor Society

Gertrude Dudley Scholarship

"Order of the C" - varsity letter volleyball, basketball, softball

#### LEGAL EDUCATION

9. List all law schools, dates attended and degrees conferred. If you did not receive a degree from any law school, please indicate.

University of California - Hastings College of the Law, San Francisco

August 1978 to May 1981 - Juris Doctorate

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10. (a) Did you receive any honors in law school or belong to any honorary societies or groups?  
yes If so, please give details.

Jessup International Moot Court Team  
Public Interest Law Foundation  
\_\_\_\_\_  
\_\_\_\_\_

(b) Have you taken any CLE (continuing legal education) courses during the past five years?

Yes X No \_\_\_\_\_ Please describe: NITA trial advocacy seminar  
Annual State of Alaska Public Defender - ATLA Conference  
National Legal Aid and Defender Association Management  
Training and Fund Raising Project  
(plus various trainings: e.g., immigration law) conducted by the Alaska  
Federal Defender.

**MILITARY**

11. Have you served in the armed forces (reserves or otherwise)? No

If so, please provide the following information:

- (a) Dates of service: \_\_\_\_\_
- (b) Branch of service: \_\_\_\_\_
- (c) Rank at time of discharge: \_\_\_\_\_
- (d) Type of military discharge: \_\_\_\_\_
- (e) Awards or citations: \_\_\_\_\_

(f) Have you ever been refused admission to or released from any of the armed services for reasons other than honorable discharge? If so, state the details.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**NONLEGAL EMPLOYMENT**

12. Describe major nonlegal working experience, if any.

only part-time and summers until education complete: lifeguard, delivery  
driver, intramural sports coordinator.  
\_\_\_\_\_  
\_\_\_\_\_

13. Describe major nonlegal business or professional experience, if any. If your association has been discontinued, please note whether there are unpaid debts or claims pending litigation.

None.

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Per Barb Brink:  
no known address  
for Roger Connor--  
she thinks he's in  
Japan...

### LEGAL EXPERIENCE

14. Describe chronologically your legal employment since admission to law school. Please provide dates, name of employer, name of supervisor, addresses, the reason you left the position, and a brief description of type of practice (i.e., insurance defense, criminal, appellate, general, litigation, etc.). Please describe in more detail both your criminal law and supervisory/administrative experience. Also, provide the name and current address of a person, preferably your supervisor, who can verify your employment for each position listed below.

CONTRA COSTA COUNTY PUBLIC DEFENDER AGENCY, 1957 B Parkside Drive, Concord, CA 94519

Law Clerk - June 1980 - July 1981. Supervisor: Ken Dothee. Initial client interviews regarding financial eligibility and case information. Researched and drafted pleadings, argued motions in court, assisted felony and misdemeanor trial attorneys and conducted misdemeanor non-jury trial. Left to move to Alaska.

THE SUPREME COURT OF THE STATE OF ALASKA, 303 K Street, 5th Floor, Anchorage, AK 99501

Law Clerk to Justice Roger Connor - August 1981 - July 1982. Researched and drafted bench memos prior to oral argument, summarizing and evaluating litigant arguments. Drafted and edited opinions. Supervised work of legal intern/law student. One year internship.

THE ALASKA PUBLIC DEFENDER AGENCY, 900 W. 5th Avenue, Suite 200, Anchorage, AK 99501

Assistant Public Defender - August 1982 - October 1988. Supervisor: Dana Fabe. Started service as an appellate lawyer, progressed as misdemeanor trial lawyer, felony trial lawyer, appellate supervisor, felony intake lawyer. Have handled every type of case at every level including delinquency, CINA and involuntary civil commitments.

**LEGAL EXPERIENCE (Cont.)**

14. THE ALASKA PUBLIC DEFENDER AGENCY (Continued)

Deputy Public Defender - October 1988 - September 1996. Supervisor: John Salemi. Assisted director in all phases of administration as well as provide direct attorney services in all types of cases as needed in urban and rural courts.

Acting Director - September 1996 - present. Administer state agency of 13 offices with 108 employees who provide legal services in over 17,000 cases per year. Duties include personnel oversight, preparation of annual budget in coordination with Department of Administration, testimony before the legislature on substantive and procedural criminal bills, service on various boards, task forces and committees that deal with criminal justice issues.

15. For the past five years, please indicate (approximately) the following:

(a)	Percent of your practice that was	Civil	<u>5</u>
		Criminal	<u>95</u>
		Other	<u>          </u>
			= 100%

Comment: \_\_\_\_\_

(b)	Percent	State	<u>100</u>
		Federal	<u>          </u>
		Other	<u>          </u>
			= 100%

Comment: \_\_\_\_\_

(c)	Of practice in state courts, percent:	Supreme Court	<u>5</u>
		Court of Appeals	<u>5</u>
		Superior Court	<u>80</u>
		District Court	<u>10</u>
			= 100%

Comment: \_\_\_\_\_

(d) Frequency of appearance in court: Regularly X; Occasionally \_\_\_\_\_;  
Infrequently \_\_\_\_\_; Not at All \_\_\_\_\_

Comment: \_\_\_\_\_

(e) Number of trials (by court or jury) you conducted in the past 5 years:  
       None    X 1 to 5           6 to 16           16 to 30           31 or more

Comment: \_\_\_\_\_

(f) Percent of these trials which were: Jury 100 Non-Jury \_\_\_\_\_

Comment: \_\_\_\_\_

(g) Approximate number of appellate matters handled: 10;

Comment: \_\_\_\_\_

(h) Approximate number of arbitrations or administrative hearings: X None  
       1 to 5           6 to 16           16 to 30           31 or more

Briefly describe type of matters heard: \_\_\_\_\_

\_\_\_\_\_

(i) Have you undertaken any pro bono work during this period?

Yes \_\_\_\_\_ No X

Describe: Not permitted under Alaska Statute 18.85.070 which prohibits public defenders from other practice of law.

16. List all the courts and administrative tribunals in the United States or elsewhere to which you are or have been admitted to practice, and the dates of admission.

State Courts of California 12/81

State Courts of Alaska 6/82

**PUBLIC SERVICE**

17. List bar associations, sections and committees of which you are or have been a member or officer.

-Alaska Bar Association - Annual Conference Planning Committee 1994

-California Bar Association - Inactive status

-National Association of Criminal Defense Lawyers

-National Legal Aid and Defender Association

-California Public Defenders Association

-Southern Poverty Law Center -Northwest Womens Law Center

18. List legal publications, if any (give title, subject and date of publications):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

19. Have you ever applied for a judgeship or for public defender? Please list dates and judgeships applied for, as well as whether you were nominated by the Judicial Council and appointed:

Judgeship/Public Defender	Date	Nominated By Council (Y/N)	Appointed By Governor (Y/N)
NO n/a			

20. Have you ever held public or political office, elective or appointive? No

If so, state office, manner selected, and when and where held.

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21. List all nonlegal organizations and clubs of which you are a member, including civic, charitable, religious, educational, social and fraternal. (Please indicate whether you participate in the organization's activities, or simply hold a membership.)

- Alaska Aids Assistance Association - Board member
- Alaskans Against the Death Penalty - Board member
- National Coalition to Abolish the Death Penalty - Member
- Alaska Center for the Environment - Member
- Sierra Club - Member
- Anchorage Women's Hockey League - Member
- Alaska Sports Association - basketball and softball team - Member
- Habitat for Humanity - Member
- National Museum for Women in the Arts - Charter member
- Amnesty International - Member
- ACLU - Member
- 
- 
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22. Indicate (Yes or No) whether you have ever:

- (a) been arrested, charged with, pled guilty or "nolo contendere" to, or been convicted of the violation of any law or ordinance, or been requested to appear before any prosecuting or investigative agency in connection with any matter other than minor traffic offenses (those for which a fine of \$50.00 or less, and no other sanctions were imposed)?  
No
- (b) failed to answer any summons or other legal process served upon you personally at any time? No
- (c) as a member of any armed forces, been the subject of any charges which may have resulted in disciplinary action or court martial? No

(d) had any proceedings brought to have you declared a ward of any court or adjudged an incompetent? No

If your answer is "yes" to any part of this question, state the facts in detail. Give the name and place of the court or agency, dates of the beginning and end of any action or proceeding, case numbers, and the judgment or other disposition.

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23. (a) Has a tax lien or other collection procedure ever been instituted against you by federal, state or local authorities? In particular, have you been the subject of any proceeding, criminal or civil, initiated against you by the Internal Revenue Service or a State Tax Office? If so, give particulars, including case numbers.

No

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(b) Have you ever been sued by a client? If so, give particulars, including case numbers.

No

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- (c) Have you ever been a party in any other legal proceeding? If so, give the particulars. Include all legal proceedings in which you were a party in interest, including divorce/dissolution proceedings; a material witness; a named co-conspirator or correspondent; and any grand jury investigation in which you figured as a subject, or in which you appeared as a witness. Do not list proceedings in which you were sued only in a representative capacity (e.g. Guardian ad litem, or as Commissioner of Natural Resources).

Yes. In Darryl Waters v. State of Alaska (3ANS-84-1279 CR)

I was a witness in a criminal defendant's action for  
post-conviction relief.

24. State the nature and disposition of any of the following actions which apply to you:

- (a) Are there any unsatisfied judgments against you? Have you ever defaulted in the performance of any court-imposed obligation, including payment of alimony or child support or compliance with another court order or decree? In each case, list the name and address of the creditor, the court which rendered the judgment, the case number, the date, the amount of the judgment, and the circumstances on which such claim was based. Has property owned by you been either judicially or non-judicially foreclosed? Please state the circumstances and outcome of any such unsatisfied or default judgment, or of any foreclosure.

No

- (b) Have you ever made an assignment for the benefit of creditors? Has any petition in bankruptcy ever been filed by you? If so, state the circumstances, case number, and the outcome.

No

**REFERENCES\***

25. (a) List the names, addresses, and phone numbers of two persons whom the Judicial Council may contact who can discuss your general character and background.

(1) NAME: Cammy Oechsli, Assistant Attorney General  
ADDRESS: 1031 W. 4th Avenue, Suite 200  
CITY/STATE/ZIP: Anchorage, Alaska 99501 PHONE: 269-5293

(2) NAME: The Honorable Michael L. Wolverton  
ADDRESS: Alaska District Court, 825 W. 4th Avenue, Room 342  
CITY/STATE/ZIP: Anchorage, Alaska 99501 PHONE: 264-0665

- (b) List the names, addresses, and phone numbers of three other persons whom the Judicial Council may contact who can discuss your professional competence and qualifications for a public defender position. (You should not list the Chief Justice of the Alaska Supreme Court.)

(1) NAME: Justice Dana A. Fabe  
ADDRESS: Alaska Supreme Court, 303 K Street, 5th Floor  
CITY/STATE/ZIP: Anchorage, Alaska 99501 PHONE: 264-0622

(2) NAME: John Salemi, Assistant Federal Defender  
ADDRESS: 550 W. 7th Avenue #1600  
CITY/STATE/ZIP: Anchorage, Alaska 99501 PHONE: 271-2277

(3) NAME: Brant McGee, Public Advocate  
ADDRESS: 900 W. 5th Avenue, Suite 525  
CITY/STATE/ZIP: Anchorage, Alaska 99501 PHONE: 274-1684

\* Please Note: Letters of reference from these persons are confidential and will not be given to either the Governor or the applicant. The applicant should not request a copy of the letter from the reference.

REFERENCES (continued)

- (c) List the names, addresses and phone numbers of attorneys involved in your three most recent cases that have gone to trial. (Applicants who are currently judges should list the three most recent trials they presided over.) List only those cases which have gone to trial within the past three years. Please include case names and numbers. (*Attach additional pages if necessary.*)

**1**

*Name of Case*  
State of Alaska v. Larry Fox and Odell Fox

*Case Number*  
3ANS-93-7688 Cr.

*Attorneys Involved*

Name: Helen Valkavich, Assistant District Attorney  
 Address: P.O. Box 102417 Anchorage, AK 99510-2417  
269-6250

Name: Sharon Barr, Assistant Public Advocate  
 Address: 900 W. 5th Avenue, Suite 200 Anchorage, AK 99501  
264-4436

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

**2**

*Name of Case*  
State of Alaska v. Joseph Tyler

*Case Number*  
3ANS-92-1811 Cr.

*Attorneys Involved*

Name: Helen Valkavich, Assistant District Attorney  
 Address: P.O. Box 102417 Anchorage, AK 99510-2417  
269-6250

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

**3**

*Name of Case*  
State of Alaska v. Eirik Petersen

*Case Number*  
3ANS-86-7914 Cr.

*Attorneys Involved*

Name: Adrienne Bachman, Assistant District Attorney  
 Address: 310 K Street, Ste. 520 Anchorage, Alaska 99501  
269-6324

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

Name: \_\_\_\_\_  
 Address: \_\_\_\_\_

REFERENCES (continued)

- (d) List the names, addresses and phone numbers of attorneys involved in your three most recent cases that did not go to trial but in which you did significant work. (Applicants who are currently judges should list the three most recent cases they presided over that did not go to trial but in which they did significant work.) Please include case names and numbers. (*Attach additional pages if necessary.*)

**1** Name of Case State of Alaska v. Doretha Cowan Case Number 3ANS-96-3763 Cr.  
and Kyeme Melton

*Attorneys Involved*

Name Mary Anne Henry, Assistant District Attorney  
Address 310 K Street, Suite 520  
Anchorage, AK 99501  
269-6355

Name Leslie Hiebert, Assistant Public Advocate  
Address 900 W. 5th Ave. #525  
Anchorage, AK 99501  
274-1684

Name \_\_\_\_\_  
Address \_\_\_\_\_

Name \_\_\_\_\_  
Address \_\_\_\_\_

**2** Name of Case State of Alaska v. Julie Burns Case Number 3ANS-95-5829 Cr.

*Attorneys Involved*

Name Sam Adams, Assistant District Attorney  
Address 310 K Street, Suite 520  
Anchorage, AK 99501  
269-6368

Name \_\_\_\_\_  
Address \_\_\_\_\_

Name \_\_\_\_\_  
Address \_\_\_\_\_

Name \_\_\_\_\_  
Address \_\_\_\_\_

**3** Name of Case State of Alaska v. Darryl Shane Whitaker Case Number 3ANS-93-8448 Cr.

*Attorneys Involved*

Name Mary Anne Henry, Assistant District Attorney  
Address 310 K Street, Ste. 520  
Anchorage, AK 99501  
269-6355

Name Suzanne Cole, Assistant Public Defender  
Address 900 W. 5th Avenue, Suite 200  
Anchorage, AK 99501  
264-4422

Name \_\_\_\_\_  
Address \_\_\_\_\_

Name \_\_\_\_\_  
Address \_\_\_\_\_



**ADDITIONAL COMMENTS (Non-Confidential)**

33. Please make any additional comments that you wish to bring to the Council's attention regarding your experience and suitability for this position.

I went to law school to become a public defender. At the time there seemed to be no legal work more important or more exciting. After working as a public defender attorney in Alaska for more than 14 years I still believe this.

Although I have been offered other employment opportunities, I have continued to represent indigent people accused of crimes. I am highly committed to the defense function and the administration of criminal justice. I feel very fortunate that I find my work here challenging and rewarding. I love my job.

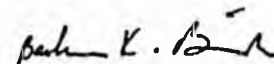
I believe I have unique qualifications and experience for this directorship. Since beginning with the Alaska Public Defender Agency in Anchorage in 1982, I have performed every staff function from investigator to acting director. I have worked in appeals, family law, juvenile law, misdemeanors, involuntary commitments (API hearings), felony intake and felony trials.

I have also been fortunate in my position to occasionally live in and often to travel to the rural areas of Alaska handling criminal cases in many bush locations. I spent a three month period of time in the Ketchikan office. I was the supervisor of the Kodiak office. I have handled cases in Kotzebue, Dillingham, Bethel, Valdez, Glennallen, Naknek, Cordova, Unalaska, Craig, Homer, Seward, Palmer, St. Marys, Sand Point and St. Paul Island. This experience has given me insight concerning the needs of the public defender clients and staff. I am familiar with the particularized issues which arise in rural court locations and the sensitivity that must be shown to Alaska Native peoples in the context of criminal and family court litigation.

I am very familiar with the responsibilities of the director of the Public Defender Agency. For eight years now I have been second in command of this statewide agency. As the Deputy Public Defender, I have been called on to assist in budget preparation, provide written comment and critique on proposed legislation, testify before legislative bodies on budget and legislative matters, attend court system meetings, engage in public relations and community service, handle personnel matters and training, as well as to provide direct client services. I am currently serving as Acting Director and I am charged with the responsibilities of the position for which I now apply.

My main focus during this interim period is to review the workings of our agency. I think we have been blessed with a history of sound management. However, my experience has also taught me that there are areas in which we can improve. In particular, I specifically wish to improve our client relations, and our delivery of services to rural Alaska. In a time when many entities within the criminal justice system are moving to more localized services, the Alaska Public Defender Agency wishes to support and actively participate in this practice. Additionally, for those functions which can be coordinated at a statewide level and relieve some of the burden from our outer offices, I hope to make changes to coordinate our legal efforts. I am surveying our clients, staff, and other participants in the criminal justice system for other creative suggestions to improve our efficiency and performance. We are also currently participating in a legislative audit which I believe will provide useful insight.

In summary, I understand the responsibilities of this position and I have the experience, the organizational skills and the desire to undertake these duties. I have a high degree of enthusiasm and energy that I hope to use to continue to serve our clients and the citizens of the State of Alaska.



Barbara K. Brink

(September 16, 1996)

CERTIFICATION AND WAIVER

I hereby certify that, to the best of my knowledge, the information provided on this application is true and complete.

I hereby waive any privilege of confidentiality I may have with respect to information concerning my qualifications for public defender which the Judicial Council may desire to obtain. I specifically authorize the Council to obtain information regarding me from any credit reporting agency, any law enforcement agency, and the Judicial Conduct Commission. I further authorize all of the aforesaid institutions, organizations, and individuals to make available to the Council all documents, records, and information concerning me which the Council may request.

Barbara K. Brink  
Signature of Applicant

Barbara K. Brink  
Typed Name

9/13/96  
Date

Subscribed and sworn to before me this 13 day of SEPTEMBER, 1996.

Susan A. Hedger  
Notary Public, State of Alaska  
My Commission expires: 1/27/99

IN THE COURT OF APPEALS FOR THE STATE OF ALASKA

1 : STATE OF ALASKA, )  
2 : )  
3 : Appellant, )  
4 : vs. )  
5 : JUSTIN MONK, )  
6 : Appellee. )

Writing Sample

7 : Court of Appeals No. A-5125  
8 : Trial Court No. 3AN-S93-560 Cr.

9 : APPELLEE'S SENTENCE MEMORANDUM

10 : CERTIFICATION

11 :  This document and its attachments do not contain information that is confidential under  
12 : AS 12.61.110 or the name of an alleged victim of a crime listed in AS 12.61.140.  
13 :  This document or an attachment contains confidential information that may be placed in  
14 : a court file under an exception listed in AS 12.61.130(b). This information appears  
15 : at \_\_\_\_\_ . This document and its attachments do not contain the  
16 : name of an alleged victim of a crime listed in AS 12.61.140.

17 : Justin Monk plead no contest to a charge of Assault in  
18 : the Third Degree and a charge of Driving While Intoxicated. By  
19 : exaggerating the consequences of his actions, by ignoring parts  
20 : of his sentence, and by refusing to acknowledge the record of his  
21 : unique rehabilitative prospects, the state manages to argue in a  
22 : four and a half page memorandum that the sentence should be  
23 : disapproved. A careful review of the entire record, including  
24 : the detailed and thoughtful Chaney criteria analysis by Judge  
25 : Hunt, compels the conclusion that the sentence was well within  
26 : the discretion permitted the trial court and is not clearly  
mistaken.

Alaska Public Defender Agency  
900 W 5th Avenue, Suite 200  
Anchorage, Alaska 99501  
Phone (907) 279 7541

This is to certify that a copy of the foregoing  
is being mailed to \_\_\_\_\_  
D.A. Hanley  
on 2/4/94  
By: C. Brewster



28.35.030(h).

II. THE OFFENSE

On January 22, 1993, 23-year old Justin Monk, along with six other members of the United States Coast Guard flew from Kodiak to Anchorage for a weekend skiing trip. Mr. Monk was engaged in drinking alcohol, as he was not planning on driving. Upon leaving the lodge and attempting to walk back to their condo, Mr. Monk and a friend were unable to locate it. Because of near zero outside temperatures and the fact that Mr. Monk's companion had a key, Mr. Monk exercised bad judgment and offered to drive a short distance to the condo. After again being unsuccessful in locating the condo, Mr. Monk was driving on the left side of the road to give the two pedestrians in the roadway the maximum amount of room. Upon the suggestion of his companion that he ask them for directions, he began heading in their direction. The car slid on the roadway, Mr. Monk locked his brakes, and the impact resulted. (R. 42-43)

The original Information filed by the State of Alaska on February 5, 1993 summarized the injuries as follows: "It was later determined that Mr. Blackstone suffered a broken wrist as a result of the collision and Ms. Blackstone suffered various contusions." (R. 4) The presentence report later confirmed that that was the extent of the injuries. (R. 31) The Blackstones were taken to Providence Hospital where they were treated and released. While alluded to in the state's sentencing memorandum,

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Anchorage, Alaska 99501  
Phone (907) 279-7341

1 there is absolutely no evidence that they were somehow released  
2 because they had no insurance coverage. (St. Sent. Memo. at 2)  
3 In fact, there was follow-up medical attention despite lack of  
4 insurance coverage. (R. 69-73) Mr. Monk stipulated to pay  
5 restitution for the entire amount submitted by their attorney,  
6 \$3305.40. (Tr. 10)

7 Judge Hunt made a specific factual finding regarding  
8 that Chaney criteria:

9 "when we look to the degree of harm and the  
10 kind of harm inflicted by the defendant's  
11 conduct, the court finds that the victims in  
12 this case suffered injury. According to the  
13 records that I have before me it does not  
14 appear to be permanent injury. There was  
15 also economic loss of clothing and the one  
16 victim has submitted a statement to the  
17 court in which she expresses her fear now of  
18 having a similar experience in the future."

19 (Tr. 54-55)

### 20 III. THE OFFENDER

21 The state's summary of Mr. Monk's characteristics in  
22 six lines is accurate, yet hardly informative. (St. Sent. Mem.  
23 p.3) The presentence report and the Department of Corrections  
24 Probation Officer confirmed that Justin D. Monk had never been  
25 charged or arrested for any type of bad behavior in the past, not  
26 felony, not misdemeanor, not juvenile, nor traffic. (R. 32) The  
27 presentence report detailed a hard working high school graduate  
28 with a history of good employment. (R. 33-34)

29 The greatest amount of information was provided by the  
30 United States Coast Guard, Mr. Monk's employer since April 9,

1 1990. (R. 34) Mr. Monk's performance as a member of the United  
2 States Coast Guard has been impressive. Over 20 letters by Coast  
3 Guard personnel, including supervisors, peers, and supervisees,  
4 attested to the character of Yeoman Third Class Justin Monk.

5 These letters universally praised his professionalism,  
6 hard work, enthusiasm, and his "strong desire to do the best job  
7 possible." His "devotion" and "selfless efforts" were noted. He  
8 was described as "truly a credit to the service and his country."

9 (R. 90) People repeatedly mentioned his dedicated work, accuracy  
10 of work, timeliness of completion, and his conscientious and  
11 meticulous proficiency. (R. 91) He was described as an "asset  
12 to the unit," with an outstanding awareness and sensitivity to  
13 the needs of his fellow workers and customers. One lieutenant  
14 described him to be a "stellar performer." (R. 92) He was  
15 described as being honest, friendly, professional, and a person  
16 of excellent character. (R. 101) He is a tireless worker. (R.  
17 98) He is conscientious, hardworking and professional. He  
18 demonstrates "a strong moral fiber and principled actions." (R.  
19 100) He is dedicated and enthusiastic and professionally and  
20 socially beyond reproach. (R. 106) He "has proven to be a very  
21 valuable asset to his command." He was described repeatedly as  
22 having the "utmost dedication to his duties." (R. 94) "He is a  
23 talented individual and given the opportunity he will have a very  
24 bright future in the Coast Guard." (R. 94)

1 Many of the Coast Guard personnel made it very clear  
2 that they did not condone the situation that Justin Monk had  
3 gotten himself into. (R. 93) While noting all of his positive  
4 assets, several Coast Guard personnel also reflected on the  
5 danger that Justin Monk's conviction on these charges might  
6 prevent him from continuing in his Coast Guard career. "I  
7 realize that Justin made a mistake while in Anchorage, however,  
8 this event does not reflect the person he is. If Justin is  
9 prosecuted with a felony there is a good chance he may be  
10 discharged from the Coast Guard . . . a career he has a bright  
11 future in. Though I don't want to downgrade the seriousness of  
12 his offense, I think it would be a tragedy for Justin to pay such  
13 a high price for this error in his judgment." (R. 95)  
14 Lieutenant Commander Clifford Comer noted, "I sincerely believe  
15 that allowing Petty Officer Monk to continue with his Coast Guard  
16 career would serve not only the best interest of the Coast Guard  
17 but the community as well." (R. 96)

18 In fact, just how highly the Coast Guard thought of  
19 this young man was demonstrated by the fact that the commanding  
20 officer of the Coast Guard Air Station in Kodiak, Alaska, Robert  
21 C. Gravino, testified on his behalf at his sentencing. (Tr. 15-  
22 38) Captain Gravino had been in the Coast Guard for twenty-eight  
23 and one half years. (Tr. 16) He had known Justin Monk for a  
24 little over two years. He had the opportunity to get to know  
25 Justin Monk better than he normally would know an E-6 because for  
26

1 the last six months Justin functioned as the captain's yeoman  
2 right outside his office. (Tr. 16-17) Captain Gravino described  
3 Justin Monk as being a "very productive individual . . . he's  
4 been very reliable." (Tr. 16) He was described as a very  
5 competent individual and a good performer. (Tr. 17) Captain  
6 Gravino pointed out that Coast Guard supervisor personnel  
7 normally do not stand up for, or act as supportive of an  
8 individual as they had been for Justin Monk. Captain Gravino  
9 testified that the reason the Coast Guard did stand up for Justin  
10 Monk was that, "He's shown himself to be a good performer and I  
11 think this was just a very bad error in judgment. And people  
12 should be held accountable for that but I'm very concerned that  
13 this bad error in judgment does not ruin his potential for a  
14 career in the Coast Guard because I think that -- I think he can  
15 be -- can continue to be a productive member of the Coast Guard."  
16 (Tr. 21) The Captain repeated that they would not take such a  
17 strong position for any member of the Coast Guard.

18 In fact, Captain Gravino detailed a voluntary  
19 restriction program that had been proposed specifically to try to  
20 keep Petty Officer Monk in the Coast Guard. The Coast Guard was  
21 willing to go out of its way to structure a program to allow to  
22 keep him as a productive member of the command. (Tr. 23)

23 Captain Gravino also detailed for the court the fact  
24 that the U.S. Coast Guard took drinking and job performance very  
25 seriously. He pointed out that Justin Monk was sent by the  
26

1 command to a residential treatment program. (Tr. 18)

2 The Captain pointed out that one more alcohol related  
3 incident and Justin would be out of the Coast Guard. (Tr. 18)

4 The Captain also pointed out that the entire incident had had a  
5 profound impact on Justin Monk. He specifically addressed the  
6 question of using jail as a deterrent.

7 "I'm not sure that jail time or a large  
8 amount is going to do any good in regards to  
9 Petty Officer Monk. If jail time is awarded  
10 as a deterrent to make sure that he never  
11 does this again, I've observed him for the  
12 last couple months, and he's -- I guess I  
13 could use the word -- maybe been a little  
14 bit shaky. And I think the reason he's been  
15 that way is I think he is scared. I think  
16 he is very scared because I think he  
17 realizes he's facing possibly a long jail  
18 term. You know, if the court is trying to  
19 ensure that this individual has had a  
20 significant life event, I think he's had it.  
21 I think he realizes that he had a very bad  
22 judgmental error and he messed up bad. And  
23 this could end up -- this could end up  
24 hurting him for a long time to come. So if  
25 jail time is meant to be a deterrent I think  
26 just the fact that he's gone through this  
whole process already and if the Coast Guard  
is kind of, to some extent, come down on him  
already, I think maybe he's learned a  
lesson. If he hasn't learned a lesson, then  
I would be very surprised. So I think that  
if you're trying to find a deterrent, I  
think -- I think the system has probably  
already gotten his attention. I'm -- you  
know, I just kinda throw it out that I think  
that -- that I think that maybe he is  
learned a lesson from this. I think a  
lesson that hopefully is going to carry him  
forward for a long time to come."

23 (Tr. 23-24)

1 : Once again, Captain Gravino testified that the United  
2 : States Coast Guard was willing to go to rather extreme steps in  
3 : order to permit Petty Officer Monk to continue with his Coast  
4 : Guard career. "I -- and I'll be honest with you, I wouldn't  
5 : normally do this. This puts a lot of burden on myself and the  
6 : command. I wouldn't normally stick myself out this far for a  
7 : person but I -- I do feel strongly that Petty Officer Monk is  
8 : worthwhile saving. And that's kind of what I'm looking for."  
9 : (Tr. 27)

#### 10 : IV. THE SENTENCE

11 : Judge Hunt gave a substantial amount of thought and a  
12 : detailed analysis of the Chaney criteria before imposing  
13 : sentence. She specifically recognized the struggle between the  
14 : dueling and competing interests of rehabilitation of the offender  
15 : and reaffirmation of societal norms and deterrence. (Tr. 54-63)

16 : The court specifically found that for a D.W.I. based  
17 : criminal offense, this was a typical offense by a typical  
18 : offender. (Tr. 55) She noted that Justin Monk was a relatively  
19 : youthful offender, being 23; that this act was somewhat  
20 : impulsive; and that alcohol was a major ingredient of the  
21 : criminality which brought the defendant before the court. (Tr.  
22 : 55-56) Judge Hunt specifically found that Justin Monk's  
23 : prospects for rehabilitation were very good. She noted that this  
24 : was his first offense of any type. (Tr. 56) She noted that  
25 : Justin Monk was employed and had good evaluations from his  
26 :

1 : employers and co-workers. (Tr. 56) There was no previous  
2 : indication of any alcohol abuse and as a consequence of this case  
3 : he had completed an inpatient alcohol abuse program under the  
4 : direction of the U.S. Coast Guard at Woodby Island in Washington.  
5 : (Tr. 56) She noted that Justin Monk appeared to be sincere  
6 : remorseful for his conduct. She further noted he was continuing  
7 : to follow the aftercare recommendations from his inpatient  
8 : treatment. She specifically noted it was very unlikely that he  
9 : would reoffend. However, she concluded "With drunk driving  
10 : offenses the deterrence of others must also be a goal that is  
11 : given serious consideration. Therefore, it is this court's  
12 : conclusion that at least in part, both incarceration and  
13 : probation must be a part of this sentence." Judge Hunt then  
14 : discussed isolation and the mandatory sentences. She also  
15 : discussed reaffirmation of community norms, and acknowledged that  
16 : "society recognizes that a drunk driver behind the wheel of a  
17 : motor vehicle is very, very dangerous." (Tr. 58) She  
18 : specifically took all of these goals and findings into  
19 : consideration in imposing sentence. On the D.W.I. she imposed an  
20 : entire year, but suspended everything except 72 hours. This time  
21 : was in addition to the 21 days he had spent in residential  
22 : treatment. (Tr. 62) She placed Justin Monk on one year of  
23 : probation, she fined him \$250, and suspended his license for 90  
24 : days.  
25 :  
26 :

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1 Specifically, turning to the Assault in the Third  
2 Degree count, Judge Hunt recognized "the tension that exists in  
3 sentencing the defendant for Count II is the tension between  
4 prospects for rehabilitation, likelihood of reoffense and the  
5 condemnation and reaffirmation of community norms. I believe,  
6 however, on balance that the ultimate interest of society is that  
7 this defendant not reoffend and that he become and be a  
8 productive member of society. Given that overriding goal and  
9 purpose behind making anything criminal -- any kind of conduct  
10 criminal, I am going to agree with the defense and give him a  
11 suspended imposition of sentence on the felony count II. (Tr.  
12 58-59)

13 However, the suspended imposition of sentence had other  
14 rather serious conditions and requirements. Justin Monk was  
15 ordered to pay \$3,305.40 in restitution. He was ordered to  
16 totally abstain from the use of alcohol. He was ordered to  
17 continue to complete all of the aftercare requirements and  
18 recommendations from the inpatient treatment program that he  
19 already completed. He was prohibited from frequenting places  
20 where alcohol was the main item for sale. He was not permitted  
21 to drive unless insured and provided proof of insurance. He was  
22 ordered to apply for the permanent fund dividend and assign the  
23 proceeds towards restitution. He was ordered to obtain and  
24 maintain reliable full time employment. (Judge Hunt specifically  
25 found that his enlisting and being in the Coast Guard would meet

1 that condition.) (Tr. 59) And finally, she ordered Justin Monk  
2 to perform 300 hours of community service. She specifically  
3 noted "if possible, it would be the recommendation of the court  
4 that this be spent with young people and that he be participating  
5 in programs to discourage young people from driving and drinking  
6 or otherwise driving under anything other than conditions of  
7 alertness and competency." (Tr. 60)

8 V. ARGUMENT

9 The sentences imposed were well within the discretion  
10 of the trial court. Assault in the Third Degree carries a  
11 possible penalty of anywhere from zero days in jail up to five  
12 years in jail. The Austin limit for a person who had never been  
13 previously convicted of a felony would have been two years.  
14 Therefore, Judge Hunt had discretion of anywhere from zero days  
15 in jail up until two years that she could have imposed upon Mr.  
16 Monk. She chose to grant him the legislatively provided for  
17 suspended imposition of sentence. All of her decisions were well  
18 thought out and supported by the evidence. She analyzed the  
19 competing interests and the tension between the Chaney criteria.  
20 She gave thoughtful consideration to a variety of proposals and  
21 chose an intermediate sanction that not only provided a service  
22 to the community, but did not impede Mr. Monk's Coast Guard  
23 career or Air Station Kodiak's functioning. She specifically  
24 selected an option that addressed community condemnation and  
25 reaffirmation goals by requiring community work service in the

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area of deterring young people from drinking and driving.

1  
2 It is exactly this kind of thoughtfulness and analysis  
3 that this court has previously encouraged judges to participate  
4 in. In State v. Huletz, 838 P.2d 1257 (Alaska App. 1992), it was  
5 not simply the amount of jail time this court criticized, but the  
6 sentencing court's failure to provide for any meaningful form of  
7 treatment aimed at Huletz' rehabilitation. Huletz only had a  
8 small fine and a "modest community service requirement." Justin  
9 Monk's community service requirement amounts to seven and one  
10 half weeks of full time work. It is clear that the record before  
11 Judge Hunt supported her conclusion that there was no need for  
12 any additional incarcerative measures to deter Justin Monk from  
13 future misconduct. It is also clear that terms of the sentence  
14 expressly addressed community condemnation: restitution was  
15 ordered in an effort to make the victims whole and community work  
16 service was designed to benefit the actual members of the  
17 community, to publicize society's condemnation of drinking and  
18 driving and to reaffirm community standards.

19 Most of the cases cited by the State of Alaska only  
20 serve to help this court recognize the distinctions in Justin  
21 Monk's case. In Lee v. State, 760 P.2d 1039 (Alaska App. 1988)  
22 Lee was 48 years of age and his victim suffered injuries that  
23 were crippling and potentially permanent. Lee also had a  
24 significant alcohol problem which he only partially acknowledged.  
25 Lee was so intoxicated at the time of the accident he was not

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1 even aware he had run over a person. This court recognized that  
2 "the sentencing court has a primary responsibility for  
3 determining the priority and relationship of applicable  
4 sentencing goals." Lee v. State, 760 P.2d 1039, 1046 (Alaska  
5 App. 1988). Given those circumstances, the sentencing court's  
6 decision in Lee not to give rehabilitation overriding and  
7 exclusive emphasis, was held to be not clearly mistaken.

8 Similarly, in this particular case, given the  
9 exceptional prospects for rehabilitation of Mr. Monk, the lesser  
10 degree of injuries, the broad discretion given to Judge Hunt by  
11 the sentencing statutes, and the ability to address questions of  
12 deterrence and community condemnation in ways other than  
13 incarceration, Judge Hunt's thoughtful and careful analysis and  
14 her ultimate conclusions should be upheld.

15 RESPECTFULLY SUBMITTED at Anchorage, Alaska this 4th  
16 day of February, 1994.

17 PUBLIC DEFENDER AGENCY

18 By: Barbara K. Brink  
19 BARBARA K. BRINK  
20 DEPUTY PUBLIC DEFENDER  
21  
22  
23  
24  
25  
26

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Anchorage, Alaska 99501  
Phone (907) 279 7541

## ALASKA PUBLIC DEFENDER AGENCY

800 West Fifth Avenue, Suite 200 • Anchorage, AK 99501 • (907) 264-4400 • fax (907) 289-5476

April 8, 1997

Johnny Grames  
DADS Against Discrimination  
P.O. Box 100827  
Anchorage, Alaska 99510

Dear Mr. Grames:

Thank you for your letter. I have left a phone message on your home telephone, asking you to call me back so that we can discuss this issue. I appreciate your concerns about the responsible management of the Alaska Public Defender Agency and of course wish to investigate any allegations as fully as possible. Your participation is obviously necessary for me to get to the root of your dissatisfaction. I have previously left messages for you without any success. Perhaps you are not getting those telephone messages.

I look forward to hearing from you.

Sincerely,

*Barbara K. Brink*

Barbara Brink  
Public Defender

BKB:sh

cc: State Senator Randy Phillins

Dear Acting Public Defender Brink:  
Thanks for returning my call. You keep hiding former Judge V.D. Carlson in this letter, in your Budget and in your "no comment"; made after Chair Joe Green- during your House Judiciary Confirmation hearings- offered you a response to my testimony concerning Assistant Public Defender Carlson's job performance and conduct. You have been a Public Defender a long time. When your Agency hired Carlson, then Director John Salemi said in the Anch. News, "consider the source" of the accusations against Carlson: knowing full well of the hundreds of citizen horror stories on public record at the Judicial Council, Supreme Court and Senate Archives. Notorious anti-father Judge Carlson was forced to resign before the Legislature opened an investigation for his Impeachment. His vindictive decisions continue to be overturned years later. Prior he was preempted over 2 thousand times without ever recusing himself. Who protects troubled boys coming into his office now?

Fax 1<sup>st</sup> session, 1997 Legislature + Gov. *John Grames*

Cornes @ Jul. Council - re: Barb Brink

2/4/97

Bar survey  
whole survey - other nominees

unsolicited letters

those requested are confidential

if Cindy wants to share

L Smith head of bdo commissioners

she (Cornes) will send info.

CONFIRM:

J. FELDMAN

JUDICIAL

CONDUCT

July 31, 1997

Jeffrey M. Feldman, Esq.  
500 L Street, Suite 400  
Anchorage, AK 99501

Dear Mr. Feldman:

Congratulations on your reappointment to an attorney seat on the Commission on Judicial Conduct, effective July 16, 1997, for a term ending April 28, 2001. Your willingness to serve is appreciated.

After signing and notarizing the enclosed Oath of Office form, please return it to my office immediately. Upon receipt of the completed form, you will be authorized to exercise the powers and perform the duties of your office pending confirmation by the Legislature.

In addition, I have enclosed an optional Equal Opportunity Survey which I would appreciate having returned with the Oath of Office. This information is kept confidential and is used for statistical analysis of boards and commissions only.

Also enclosed is an identification card to facilitate your travel as a board member. Some businesses offer State of Alaska discounts when traveling on official business.

The Alaska Public Offices Commission will send you a Conflict of Interest Statement. Please carefully review their letter to ensure that you are in compliance with the law.

Please feel free to contact me should you have any questions. Best wishes to you as a board member.

Best regards,

Cindy Smith  
Coordinator  
Boards and Commissions

Enclosures

bcc: Lt. Governor's Office  
Elections  
Senate Secretary  
B&C Perm File  
TK/JV/MH/CS/gl  
LETTERS.M6

Board Contact: Ms. Marla Greenstein  
APOC  
Chief Clerk of the House  
B&C Read File  
0109/05

**JEFFREY M. FELDMAN**  
Biographical Information

**Personal:** Born November 8, 1949, Providence, R.I.; Married (Marjorie), two children (Peter and James)

**Education:** Northeastern University (B.A. with honors, 1972; J.D., 1975)

**Bar Admissions:** Alaska, Rhode Island, Ninth U.S. Circuit Court of Appeals, United States Supreme Court

**Law Practice:** Young & Feldman, 1990-present (trial and appellate practice, emphasis on personal injury and complex civil and criminal litigation)

Gilmore & Feldman, 1978-1990

Alaska Public Defender Agency, 1976-1978

Law Clerk, Alaska Supreme Court (1975-76)

**Awards:** United States District Court Public Service Award (1987, 1995)  
ACLU Public Service Award (1993)

**Professional Offices/Appointments:**

Chairman and Commissioner, Alaska Commission on Judicial Conduct (1993-present)  
President & Board of Governors, Alaska Academy of Trial Lawyers (1993-present)  
President & Board of Governors, Alaska Bar Association (1986-1992)  
Member, Governor's Task Force on Civil Liability reform (1996)  
Chairman, Alaska Supreme Court Standing Criminal Rules Committee (1984-1989)  
Reporter, Civil Justice Reform Act of 1990 Advisory Panel for the District of Alaska (1991-1994)  
Alaska Supreme Court Committee on Pattern Jury Instructions (1979-1985)  
Alaska Committee of Bar Examiners (1981-1986)  
Judicial Screening & Evaluation Committees, Judicial Conference of the Ninth U.S. Circuit Court of Appeals (1983-1987)  
Director of the National Council, Northeastern University, Boston, Massachusetts (1994 to present)

**Professional Memberships:**

American Academy of Appellate Lawyers

Alaska Academy of Trial Lawyers

Board of Trial Advocates

National Association of Criminal Defense Lawyers

American, Alaska, Anchorage, & Rhode Island Bar Associations

American Law Institute

Association of Trial Lawyers of American

American Judicature Society

CONDUCT

JUDICIAL

COMMISS.

MATTHEWS

CONFIRM:

May 18, 1997

Ms. Mary Matthews  
3872 Frenchman Road  
Fairbanks, AK 99709

Dear Ms. Matthews:

Congratulations on your appointment to the Alaska Judicial Council, effective May 18, 1997, for a term ending May 18, 2003. Your willingness to serve is appreciated.

After signing and notarizing the enclosed Oath of Office form, please return it to my office immediately. Upon receipt of the completed form, you will be authorized to exercise the powers and perform the duties of your office pending confirmation by the Legislature.

In addition, I have enclosed an optional Equal Opportunity Survey which I would appreciate having returned with the Oath of Office. This information is kept confidential and is used for statistical analysis of boards and commissions only.

Also enclosed is an identification card to facilitate your travel as a board member. Some businesses offer State of Alaska discounts when traveling on official business.

The Alaska Public Offices Commission will send you a Conflict of Interest Statement. Please carefully review their letter to ensure that you are in compliance with the law.

Please feel free to contact me should you have any questions. Best wishes to you as a board member.

Best regards,

Cindy Smith  
Coordinator  
Boards and Commissions

Enclosures

bcc: Lt. Governor's Office  
Elections  
Senate Secretary  
B&C Perm File

TK/JV/MH/CS/jw  
LETTERS.M6

Board Contact: Mr. William T. Cotton  
APOC  
Chief Clerk of the House  
B&C Read File  
0109/05

# MARY MATTHEWS

3872 Frenchman Road  
Fairbanks, Alaska 99709  
(907) 455-6311

## RESUME

### EMPLOYMENT

*1992 - Present*

Executive Director, Literacy Council of Alaska. Responsible for grant writing and compliance, program and staff management, fundraising, community and public relations, and interagency collaborations. Oversees several federal and state grants including fiscal and program requirements.

*1990 - 1992*

Executive Director, Women in Crisis - Counseling and Assistance, 717 Ninth Avenue, Fairbanks, Alaska 99701. Responsibilities include system management and fundraising, program development and management, staff supervision, and community relations.

*1985 - 1989*

Advocate and Training Coordinator, Women in Crisis-Counseling and Assistance, 717 Ninth Avenue, Fairbanks, Alaska 99701. Responsibilities include staff supervision, staff orientation and training, public relations (newsletters, brochures, news releases, flyers and other media), group facilitation, counseling women in transition, managing the volunteer program, agency networking, assisting with grant writing and management, and program management.

*1984 - 1985*

Counselor Advocate, Women in Crisis-Counseling and Assistance. Responsibilities include crisis counseling and individual counseling for domestic violence and sexual assault victims.

*1982 - 1983*

Substitute Librarian, Fairbanks North Star Borough School District, secondary and elementary libraries.

*1979 - 1981*

Manager, Cooperative Garage of Rockland Company, West Nyack, New York. Responsibilities included fiscal and corporate management of a non-profit corporation, staff recruitment and supervision, member relations, working with a Board of Directors, writing proposals and conducting workshops.

*1972 - 1977*

State Library Coordinator, Northern Region, Fairbanks, Alaska. Responsibilities included working with small communities in Northern Alaska to develop library services, promoting library networking, designing and developing alternative library materials for use by Alaska Natives and non-English speaking public, conducting workshops and trainings, consulting with community library staffs and Boards of Directors, writing proposals, and doing public relations.

*1966 - 1972*

Assistant Professor of Library Science and Head of the Catalog Department, UA Library.

## **EDUCATION**

MA in Community Psychology, UAF, 1987  
MS in Library Science, Columbia University, 1966  
BA in History, University of Rochester, 1965

## **SELECTED TRAININGS & CONFERENCES**

*1996*

Getting on Board with Your Board, Volunteer Action Center training, Fairbanks, AK.  
Diversity and Motivation Training, Professional Development Conference, Anchorage, AK.

*1995*

Fundraising Strategies, Pamela Davis, UAF Foundation Board/Retreat, Fairbanks, AK.  
US DOE & National Alliance for Business JOBS conference, Anchorage, AK.  
Seven Intelligences Training, Professional Development Conference, Anchorage, AK.  
Grant Writing Institute, Alaska Funding Exchange

*1994*

Uniting Through Diversity. Literacy Volunteers of America national conference, San Diego, CA.  
Transitions: Building Partnerships Between Literacy Volunteer and Adult Education Programs, Washington, DC.

## **PROFESSIONAL INVOLVEMENTS**

United Way Agency Directors Liaison, Chairperson, 1997-  
United Way Board of Directors, Selection Committee  
Arctic Alliance for People Executive Committee, past president  
Alaska Adult Education Association Legislative Committee, Chair, 1995-  
COMPASS, State of Alaska school community collaboration, 1997-  
Chamber of Commerce Education Committee

## **MEMBERSHIPS IN ORGANIZATIONS AND BOARDS**

Alaska Women's Political Caucus  
Nordic Ski Club  
Women In Crisis Counseling and Assistance  
Northern Alaska Environmental Organization  
University of Alaska Alumni Association  
PTA's for Ryan and West Valley Schools  
International Training in Communication (ITC)

## **REFERENCES**

Rosalind Kan, President  
Literacy Council Board of Directors  
2568 Talkeetna Ave, Fairbanks, AK 99709  
(907) 474-0908 (work)

Grace Schaible, Attorney  
PO Box 61560, Fairbanks, AK 99706  
(907) 452-1136

Connie Munro  
Adult Basic Education Supervisor, Department of Education  
PO Box F, Juneau, AK 99811  
(907) 465-8714

**CONFIRM:  
S. MCCOY  
ETHICS  
COMM...**



# Alaska State Legislature

House of Representatives

State Capitol, Rm 214  
Juneau, AK 99801-1182  
(907) 465-3725  
Fax: (907) 465-5334

Official Business

Office of the Chief Clerk

## MEMORANDUM

Date: January 29, 1997  
TO: Judiciary Committee  
FROM: Suzi Lowell *SL*  
Chief Clerk

SUBJECT: Appointment

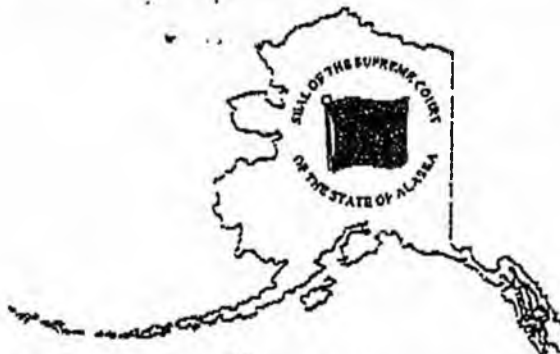
Speaker Phillips referred the following appointment to the Judiciary Committee:

### **SELECT COMMITTEE ON LEGISLATIVE ETHICS**

Reappointment of Shirley McCoy

Attached is the letter from Chief Justice Compton appointing Ms. McCoy.

Attachment as noted.



Chambers of:  
Allen T. Compton  
Chief Justice

303 K Street  
Anchorage, Alaska  
99501-2083  
(907) 284-0601  
FAX (907) 284-0878

**Alaska Supreme Court**

November 4, 1996

The Honorable Gail Phillips  
Speaker of the House  
716 W. Fourth Avenue, Suite 620  
Anchorage, Alaska 99501-2133

The Honorable Drue Pearce  
President of the Senate  
716 W. Fourth Avenue, Suite 500  
Anchorage, Alaska 99501-2133

Re: Reappointment of Shirley McCoy  
to serve on the Select Committee on Legislative Ethics

Dear Madam Speaker Phillips and President Pearce:

Pursuant to AS 24.60.130, I select Shirley McCoy to serve another term as a public member of the Select Committee on Legislative Ethics commencing January 1, 1997.

Sincerely,

Allen T. Compton  
Chief Justice

ATC:dka

cc: Ms. Margie Mac Neille, Chair  
Ms. Shirley McCoy

## RESUME

Skillet A. McCoy  
P.O. Box 33475  
Juneau, AK 99803  
(907) 790-6400

## PERSONAL:

Age 46  
Citizenship: USA.

Social Security No: 466-70-5587

Married: Bernard N. McCoy (29 yrs)  
Family: 3 Sons, Butch 27, Kevin 25, Chad 21.  
Hobbies: Music, Art, Skiing, Softball

## EMPLOYMENT EXPERIENCE

Oct. 1979 - Present

Dawson Construction Co.  
P.O. Box 309  
Bellingham, WA 98227  
(206) 734-8130

Office/Credit Manager for Sitka Ready-Mix for 9 yrs. Presently serve as Office Manager in Juneau office. Also Manage Alpha Investments and Delta Mini-Park for Mr. Dawson.

Jan. 1974 - Aug. 1979

Addco Sales & Service  
P.O. Box 824  
Sitka, AK 99835

Bookkeeper/Secretary, Office Manager

Nov. 1967 - Jan. 1974

Sears Roebuck and Co.  
905 Halibut Pt. Rd.  
Sitka, AK 99835

Catalog Sales, Assistant Credit Mgr.  
Started/Headed their Phone Sales Dept.

## Education:

Robert E. Lee High School: Dallas, TX - 1963 (completed Junior Yr.)  
Sitka Community College: Sitka, AK - 1973 (completed GED)  
Islands Community College: Sitka, AK - 1971-74 Classes in Business Administration, Accounting, and Liberal Arts.

Resume' Shirley A. McCoy Cont'

Page 2 of 2

## Civic Involvement:

Served as Vice Present of the Sitka School Board from 1983 until 1989. Elected 2 terms, did not run for a 3rd as I knew we were moving to Juneau. Helped to organize and run the Miss America Pageant in Sitka and served as Executive Director for 8 yrs.

## Personal References:

Dan Keck, Mayor of Sitka  
John Newell, Chief of Police, Sitka  
Ernestine Griffin, Former President of the Sitka School Board  
Lloyd Hames, Former Commissioner  
Jack Dawson, President of Dawson Construction Co.  
John Dapceovich, Former Mayor of Sitka  
Retired Senator Dick Eliason, Sitka  
Rep. Ben Grussendorf, Sitka

## RESUME'

Shirley A. McCoy  
P.O. Box 33475  
Juneau, AK 99803  
(907) 790-2507

Social Security No: 466-70-5587

## PERSONAL

Age: 51  
Citizenship: USA  
Marital Status: Divored 2 yrs. ago  
Children: 3 sons, Butch 31, Kevin 29, Chad 24

## EMPLOYMENT EXPERIENCE

Nov. 1991 - Present Alpha Investments: Manager/Negotiator  
Negotiate the purchase of real estate  
contract. Work with buyers and/or  
sellers of real estate. Draft contracts.  
Calculate yield rate, etc.

Apr. 1990 - Present Dawson Construction Co.: Office Manager.  
Supervisor: J.R. Dawson, President  
Oversee all areas of Juneau office including  
negotiating leases, purchasing properties.

Oct. 1979 - Apr. 1990 Sitka Ready-Mix, Inc: Office/Credit Manager  
Supervisor: J. R. Dawson, President  
Handled sales and service as well as all  
accounting/collecting.

Jan. 1974 - Aug. 1979 Addco Sales & Service: Office/Credit Manager  
Supervisor: Irven L. Smith  
Handled sales and service as well as all  
accounting/collecting.

Nov. 1967 - Jan. 1974 Sears Roebuck and Co.  
Supervisor: Alice Johnstone  
Catalog Sales, Assistant Credit Mgr.  
Started/Headed the Phone Sales Dept.

Mar. 1964 - May 1967 Smart Shopp  
Supervisor: Helen Allen  
Head Sales Clerk

Resume' Shirley A. McCoy Cont'

Page 2 of 2

Education:

Robert E. Lee High School: Dallas, TX - 1963 (completed Junior Yr.)  
Sitka Community College: Sitka, AK - 1973 (completed GED)  
Islands Community College: Sitka, AK - 1971-74 Classes in Business  
Administration, Accounting, and Liberal Arts.

Civic Involvement:

I have served two terms on the "ELECT COMMITTEE ON LEGISLATIVE ETHICS" for the State of Alaska. Elected and served for 6 years to Sitka School Board. Serving as vice president for 4 of those years. I also helped to organize and run the Miss America Pageant in Sitka and served as Executive Director for 8 yrs. Several years w/Boy Scouts and various organizations that work with children and teens.

Business:

Presently serving as president for the Jordan Creek Office Condo Association.

Personal Interest:

Working with youth, counseling, softball, music/singing, skiing

Professional References:

Jim Keikkala  
1970 Hughes Way  
Juneau, AK 99801

Dave Simons, Pres.  
Simons & Associates  
P.O. Box 32577  
Juneau, AK 99803

Personal References:

Stanley & Pat Beadle  
4660 Glacier Hwy.  
Juneau, AK 99801

John Newell  
10319 92nd St. Court SW  
Tacoma, WA 98498

Reference letters upon request.

November 14, 1992

Shirley A. McCoy  
P.O. Box 33475  
Juneau, AK 99803

Rep. Finkelstein  
3111 "C" St. Suite #465  
Anchorage, AK 99503

Re Legislative Ethics Committee

Dear Rep. Finkelstein

I would appreciate having my name considered as a member of the "Select Committee on Legislative Ethics".

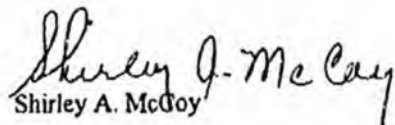
As a former elected official I feel I have the necessary insight and understanding to deal with the type of issues the Ethics Committee will be responsible to handle.

My involvement in the community of Sitka for 27 years, prior to moving to Juneau 2 years ago, earned me a reputation of being honest and up-front while at the same time maintaining a good report with the people I worked with.

This committee needs people who will be able to review, digest and form a solid opinion of the information and facts presented, and to do it with honesty and candor. I believe I am such a person.

Thank you for your consideration.

Sincerely

  
Shirley A. McCoy

Enclosures: Completed Application  
Resume'

## Application to Serve as a Public Member of the Select Committee on Legislative Ethics

Please complete this form and send it along with your resume and a brief cover letter to Rep. Finkelstein at 3111 "C" St., suite 465, Anchorage, AK 99503. The cover letter should explain why you want to be a member of the Select Committee on Legislative Ethics, and what skills and experiences you can contribute to the Committee. **Your application must be received on or before Monday, November 16, 1992.**

Name: Shirley A. McCoy

Mailing Address: P.O. Box 33475

Juneau, AK 99803

Residence Address: 1402 Side Court Street

Juneau, AK 99801

Home Phone: 780-6400 Daytime Phone: 789-5234

Political Party Affiliation Republican  
(write "Independent" or "undeclared" if you are not a member of a party)

Are you a former legislator? No

Are you an employee of the legislative branch, an officer of a political party, a candidate for public office, a registered lobbyist, or a public official who is required to submit annual conflict of interest forms to the Alaska Public Offices Commission? No  
(If you fit one of these categories, you may not serve on the Ethics Committee)

Do you understand that, if you become a public member of the Ethics Committee, your personal political activities will be limited and you will be subject to the conduct and financial disclosure requirements of the legislative ethics law? Yes


*Thank you for your willingness to serve on the Select Committee on  
Legislative Ethics*

7 Pages Total

February 12, 1997

Via Fax: 465-4316

To: Rep. Joe Green  
Phone # 465-4931

From: Shirley A. McCoy   
Daytime Phone # 789-5234  
Evening " #790-2705

re: Re-appointment to Ethics Committee

Dear Representative Green

I received a note, from Susie Barnett during our committee meeting, asking me to forward my resume to you. According to Susie, you will need this information prior to the consideration of my re-appointment to the Ethics Committee, which is on your agenda for this Friday.

Please find enclosed copies of my original application package. I have also included an updated resume.

If you need additional information, or if you desire to question me in person, please feel free to call.

Enclosure: Original Pkg. 4 pg.  
Updated Resume 2 "

**CONFIRM:  
TO MISC...  
BOARDS**

# Alaska State Legislature



## House of Representatives House Judiciary Committee

State Capitol, Room 120  
Juneau, Alaska 99801-1182  
(907) 465-4990

January 17, 1996

The House Judiciary Committee hereby recommends ratification of the reappointment of Edith Vorderstrasse as a public member to the Select Committee on Legislative Ethics commencing January 1, 1996

\_\_\_\_\_  
Representative Toohy

Con Bunde  
Representative Con Bunde

\_\_\_\_\_  
Representative Al Vezey

Joe Green  
Representative Joe Green

Bettye Davis  
Representative Bettye Davis

David Finkelstein  
Representative David Finkelstein

Brian Porter  
Chairman Representative Brian Porter

Sample

Leslie D. Bogda Wheeler  
P.O. Box 878885  
Wasilla, Alaska 99687  
(907) 376-9119

---

**OBJECTIVE:** An active leadership role in the field of violent crime prevention.

**EDUCATION:** Master of Business Administration, Alaska Pacific University, 1995. Bachelor of Social Work, University of Alaska Anchorage, 1984.

**RELATED EXPERIENCE:**

Graduate Assistant to the Director of the Management Department of Alaska's largest private university. Work included program and curriculum development; creation and production of program related marketing documents; interviews with potential students, adjunct professors and office staff, development of accreditation statistics and documents; participation in related staff and faculty meetings.

Successfully secured finances and assisted partner with purchase and development of raw land and materials for residential construction and sale.

Executive Director of a multi-service, nonprofit, domestic violence and sexual assault agency and twenty-bed shelter. With the help of a dedicated board and staff, developed the organization into a viable community resource which directly served more than 4,300 clients a year. Worked closely with community organizations to develop awareness of domestic violence, child sexual abuse, and sexual assault, and to develop appropriate services for victims and their families. Brought financial status of agency from significant budget deficit to \$20,000 fund balance. Developed budgets and oversaw more than one million dollars annually in fund accounts with outstanding annual audits. Secured funding for operations and capital projects. Oversaw development and construction of facilities. Worked closely with the Council on Domestic Violence and Sexual Assault and the Alaska Network on Domestic Violence and Sexual Assault.

As Kitchen Manager and Nutritionist at the largest domestic violence shelter in Alaska, developed the new position to meet program needs. Conducted group meetings, counseled women, purchased supplies, supervised planning and preparation of 2,700 meals monthly.

Developed tutoring program for students in an innovative alternative high school to help them graduate with a high school diploma. Some students experienced disabilities, others were socially disadvantaged; the extra attention to their special needs increased their opportunity for success.

**OTHER INTERESTS:** Gardening and thinking.

**REFERENCES:** Upon request.



PRESTON GATES & ELLIS LLP  
ATTORNEYS

March 3, 1997

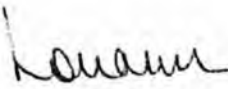
Ms. Lisa Kirsch  
c/o Representative Joe Green  
Chair, House Judiciary Committee  
State Capitol  
Juneau, AK 99801-1182

Dear Lisa:

Enclosed is my resume. Please let me know if you need any other information before the March 14, 1997 hearing.

Very truly yours,

PRESTON GATES & ELLIS LLP

By:   
Louann Cutler

Enclosure

j:\lwe\99991-00.923\kirsch.doc

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SUITE 400 420 L STREET ANCHORAGE, ALASKA 99501-1937 PHONE: (907) 276-1969 FACSIMILE: (907) 276-1365 www.prestongates.com

Nancy

= Mc. Soukey v Hart

= Anderson v. Edw

=

Leslie Wheeler

3/14/97 - Matsui

Louanne Cutler

(907) 276 1969 - 210



# Alaska State Legislature House of Representatives

Official Business

Date: 3/17/97

The Honorable Gail Phillips  
Speaker of the House  
State Capitol  
Juneau, AK 99801

Dear Madam Speaker:

In accordance with AS 39.05.080, the Judiciary Committee has reviewed the qualifications of the following and recommends that the appointment be forwarded to a joint session for consideration:

**Violent Crimes Compensation Board**

**Louann Cutler - Anchorage**

**Appointed: 01/02/97 Expires: 12/15/99**

This does not reflect an intent by any of the members to vote for or against this individual during any further sessions for the purposes of confirmation.

\_\_\_\_\_  
Rep. Joe Green, Chair

Brian Porter

\_\_\_\_\_  
Rep. Brian Porter

\_\_\_\_\_  
Rep. Jeannette James

\_\_\_\_\_  
Rep. Ethan Berkowitz

Con Bunde

\_\_\_\_\_  
Rep. Con Bunde, Vice Chair

Norman Rokeberg

\_\_\_\_\_  
Rep. Norman Rokeberg

\_\_\_\_\_  
Rep. Eric Croft

**LOUANN CUTLER**

Associate Attorney  
Preston Gates & Ellis  
Anchorage, Alaska

**EDUCATION**

Yale University, B.A. with honors, 1978  
Northeastern University School of Law, J.D., 1990

**BAR ASSOCIATIONS AND ADMISSIONS TO PRACTICE**

Alaska Bar Association  
American Bar Association  
State of Alaska  
U.S. District Court for the District of Alaska

**PROFESSIONAL EXPERIENCE**

- 1990 to Present: Preston Gates & Ellis. General litigation practice emphasizing oil and gas tax and employment litigation.
- 1982 to 1987: Special Assistant to Senator Al Adams (then, Representative and Chair, House Finance Committee). Conducted policy, fiscal, and political analysis of all legislation in the House Finance Committee. Supervised and participated in research and drafting of numerous projects, reports, and studies on various topics including oil and gas industry tax reform, impact on local communities of proposed oil and gas development in the Arctic National Wildlife Refuge, and funding problems of the health care system for Alaska Natives. Supervised and participated in drafting of all tax legislation under consideration by the House Finance Committee, including a proposal to reinstate the oil and gas separate accounting income tax and a proposal to change the economic limit factor calculation. Analyzed all oil and gas royalty legislation for the Committee, including numerous resolutions to approve contracts for disposal of state royalty gas.
- 1980 to 1982: Legislative Aide to Representative Thelma Buchholdt. Researched and drafted Representative Buchholdt's personal legislation such as a bill to expand the state's day care assistance program. Supervised and assisted in the drafting and research of a report assessing the performance and funding needs of Alaska's community college system.
- 1979 to 1980: Performed a variety of administrative functions for the Law Offices of William T. Council (formerly Carpeneti & Council).





## LOUISIANA CUTLER

Born April 3, 1956

B.A., with distinction, Yale University, 1978

J.D., Northeastern University, 1990

Admitted to Bar: Alaska; U.S. District Court for the District of Alaska

Email: cutlerl@prestongates.com

Partner

Louisiana ("Louann") Cutler has a general civil litigation practice in which she handles complex commercial disputes, oil and gas tax disputes, employment law and other cases. She also advises nonprofit organizations in Alaska. She has been the Vice President of the Board of Abused Women's Aid in Crisis ("AWAIC") since 1992, and was recently appointed by the Governor to the Violent Crimes Compensation Board.

Her experience prior to joining the firm includes working as Special Assistant to Senator Al Adams from 1982 to 1987, who was at that time a Representative and Chair of the House Finance Committee. As Special Assistant, Ms. Cutler analyzed legislation in the House Finance Committee, and supervised and prepared numerous reports on various topics including oil and gas industry tax reform, impact on local communities of proposed oil and gas development in the Arctic National Wildlife Refuge, and funding problems of the health care system for Alaska Natives.

Ms. Cutler also served as Legislative Aide to Representative Thelma Buchholdt from 1980 to 1982. In addition to researching Representative Buchholdt's personal legislation, Ms. Cutler also served as a House HESS Committee assistant. In this capacity, she supervised and assisted in the drafting and research of a report assessing the performance and funding needs of Alaska's community college system.



# Alaska State Legislature

## House of Representatives

State Capitol, Rm 214  
Juneau, AK 99801-1182  
(907) 465-3725  
Fax: (907) 465-5334

Official Business

Office of the Chief Clerk

### MEMORANDUM

Date: February 10, 1997

TO: Judiciary Committee

FROM: Suzi Lowell *SL*  
Chief Clerk

SUBJECT: Governor's Appointments

Speaker Phillips referred the following Governor's appointments to the Judiciary Committee:

Commission on Judicial Conduct

*OK* Dianne I. Brown - Anchorage  
*4/9* Appointed: 09/11/96 Expires: 12/31/98

Alaska Public Utilities Commission (APUC)

*4/11* James M. Posey - Anchorage  
*2 pm* Appointed: 01/21/97 Expires: 10/31/02  
*OK*

Violent Crimes Compensation Board

*OK*  
Louann Cutler - Anchorage  
Appointed: 01/02/97 Expires: 12/15/99

*X* Leslie D. Wheeler - Wasilla  
Appointed: 05/15/96 Expires: 12/15/98

Attached are their resumes and committee reports for your use.

Attachments as noted.

120



# Alaska State Legislature

## House of Representatives

State Capitol, Rm 214  
Juneau, AK 99801-1182  
(907) 465-3725  
Fax: (907) 465-5334

Official Business

Office of the Chief Clerk

### MEMORANDUM

Date: March 10, 1997  
TO: Judiciary Committee  
FROM: Suzi Lowell *SL*  
Chief Clerk  
SUBJECT: Governor's Appointment

Speaker Phillips referred the following Governor's appointment to the Judiciary Committee:

Commission on Judicial Conduct

*OK  
4/11/97  
2 PM*

Ethel Staton - Sitka

Appointed: 03/04/97 Expires: 12/31/00

Attached is her resume and a committee report for your use.

Attachments as noted.

# CIRI

Telephone: (907) 274-8638

Fax: (907) 263-5182

## Fax Cover Sheet

To: Lisa Kirsch  
House Judiciary Cmte  
465-4316

From: Debra L. Call, ~~Manager, Human Resources~~ <sup>Project Analyst, Corporate Development</sup>  
 (Secretary: Diane Mandregan)

Comments: Per your request for the Cmte  
mtg on 4/9/97 re: Appt to the Alaska  
Bar Association. Attached is a  
copy of my resume. direct  
Thanks - Deb - 263-5126

Date: 4/8/97 Operator Name: \_\_\_\_\_

Total Number of Pages (including this cover sheet): \_\_\_\_\_

The information contained in this facsimile transmittal is intended only for the addressee or the addressee's authorized agent. The message may contain information that is privileged, confidential, or otherwise exempt from disclosure. If the reader of this information is not the intended recipient, or recipient's authorized agent, you are hereby notified that any dissemination, distribution or copying of this information is strictly prohibited. If you have received this information in error, please notify the sender immediately by telephone and return the original information to the sender, by U.S. mail, at the above address.

If you do not receive the number of pages shown above, please call (907) 274-8638

Cook Inlet Region, Inc. • 2525 C Street • P.O. Box 93330 • Anchorage, Alaska 99509-3330



# Alaska State Legislature

House of Representatives

State Capitol, Rm 214  
Juneau, AK 99801-1182  
(907) 465-3725  
Fax: (907) 465-5334

Official Business

Office of the Chief Clerk

## MEMORANDUM

Date: February 26, 1997  
TO: Judiciary Committee  
FROM: Suzi Lowell *SL*  
Chief Clerk  
SUBJECT: Governor's Appointments

Speaker Phillips referred the following Governor's appointment to the Judiciary Committee:

Bar Association - *Bd of Governor's*

*OK*  
*2pm*  
*4/9/97*  
Debra L. Call - Anchorage

Appointed: 02/20/97 Expires: 06/30/99

Attached is her resume and a committee report for your use.

Attachments as noted.

**DEBRA L. CALL**

12342 West Prince of Peace  
Eagle River, AK 99577-7539  
907-696-5786 (residence)  
907-274-8638 (business)

263 - 5126

EDUCATION

**Masters of Business Administration, Marketing, Washington State University, 1986.**

**Bachelor of Arts, Business Administration, Marketing, Eastern Washington University, 1981, Dean's List.**

**High School Diploma with Honors, Chugiak High School, Eagle River, AK.**

PROFESSIONAL HISTORY

**5/95 to present                      Manager, Human Resources, Cook Inlet Region, Inc.**

Promoted to work for the parent company, CIRI, to plan and implement policies related to all phases of corporate human resource activities within 70 employee parent company and work with 500+ employee subsidiary operations. Represents the company on state employment & training councils and boards and continues to build a cooperative referral network among ANCSA corporations in regards to human resource development activities.

**12/91 to 5/95                      Employment and Training Program Director  
Peak Alaska Ventures, Inc., wholly owned subsidiary of CIRI**

Directed the development, implementation and maintenance of an Alaska Native training and placement program which successfully resulted in an increase of Native hire from 2% in 1992 to over 13% in 1994 within a 500+ employee oilfield support service company. Coordinated Native hire opportunities with various oilfield employers, Peak Oilfield Service Company project managers, Native corporations and the jobseeker to build consensus and compliance toward meeting ARCO/Contractor Native hire goals. Established a computerized skills database and referral network for qualified Alaska Natives within a non-profit social service organization.

**6/87 to 9/91                      Executive Vice President  
Vice President, Administration  
Business Analyst  
Community Enterprise Development Corporation of Alaska**

Directed the operations of a non-profit, Alaska rural and urban membership organization providing enterprise development technical assistance and financing through joint venture public and private funded programs serving villages throughout rural Alaska. Worked closely with state and federal agencies to provide comprehensive economic development and job creation projects for rural Alaska and in particular, Alaska Native communities.

PAST PROFESSIONAL ASSOCIATIONS AND ACTIVITIES

**Alaska Job Training Council, Chairperson, Governor appointee, 1992 to 1995**  
**National State Job Training Coordinating Chairs Council, Executive Committee and Board member, 1992 to 1995.**  
**Member, Anchorage East Rotary, 1990 to 1994**  
**Commissioner, Cook Inlet Housing Authority, 1987 to 1994.**  
**Member, Board of Directors, Cook Inlet Housing Development Corporation, 1987 to 1992.**  
**Advisor, CITC Junior Achievement project, 1990 to 1991.**  
**President, Howard Rock Foundation, 1989 to 1991.**  
**Co-Chair, Western Region, National Congress for Community Economic Development, 1987 to 1991.**  
**Member, Board of Directors, Cook Inlet Region, Inc., 1989 to 1990.**  
**Member, CIRI Foundation Board of Directors, 1985 to 1988.**  
**Delegate, Alaska Native Leadership Project, 1984 to 1985.**  
**Represented to United Nations Working Group on Indigenous Peoples at Geneva Switzerland, 1985.**  
**Named Woman of the Year in Business, WSU Women's Center, 1985.**

References Available on Request

# CORRECTION

THE FOLLOWING DOCUMENT(S)  
HAVE BEEN REFILMED TO  
ASSURE LEGIBILITY OR PAGINATION



Rev. 6/98

Central Microfilm Services  
Department of Education  
State of Alaska

**DEBRA L. CALL**

12342 West Prince of Peace  
Eagle River, AK 99577-7539  
907-696-5786 (residence)  
907-274-8638 (business)

263-5126

EDUCATION

**Masters of Business Administration, Marketing, Washington State University, 1986.**

**Bachelor of Arts, Business Administration, Marketing, Eastern Washington University, 1981, Dean's List.**

**High School Diploma with Honors, Chugiak High School, Eagle River, AK.**

PROFESSIONAL HISTORY

5/95 to present                      **Manager, Human Resources, Cook Inlet Region, Inc.**

Promoted to work for the parent company, CIRI, to plan and implement policies related to all phases of corporate human resource activities within 70 employee parent company and work with 500+ employee subsidiary operations. Represents the company on state employment & training councils and boards and continues to build a cooperative referral network among ANCSA corporations in regards to human resource development activities.

12/91 to 5/95                      **Employment and Training Program Director**  
**Peak Alaska Ventures, Inc., wholly owned subsidiary of CIRI**

Directed the development, implementation and maintenance of an Alaska Native training and placement program which successfully resulted in an increase of Native hire from 2% in 1992 to over 13% in 1994 within a 500+ employee oilfield support service company. Coordinated Native hire opportunities with various oilfield employers, Peak Oilfield Service Company project managers, Native corporations and the jobseeker to build consensus and compliance toward meeting ARCO/Contractor Native hire goals. Established a computerized skills database and referral network for qualified Alaska Natives within a non-profit social service organization.

6/87 to 9/91                      **Executive Vice President**  
**Vice President, Administration**  
**Business Analyst**  
**Community Enterprise Development Corporation of Alaska**

Directed the operations of a non-profit, Alaska rural and urban membership organization providing enterprise development technical assistance and financing through joint venture public and private funded programs serving villages throughout rural Alaska. Worked closely with state and federal agencies to provide comprehensive economic development and job creation projects for rural Alaska and in particular, Alaska Native communities.

9/86 to 6/87

**College Instructor**  
Washington State University

Developed curriculum and taught classes in small business management to senior business undergraduate students as Instructor and Director of the Small Business Institute. Concurrently, developed curriculum and taught general education required classes in Native American Cultural/Historical Studies for classes of 100 freshman undergraduate students.

9/85 to 6/86

**Market Analyst**  
Washington State University

As a graduate student, worked part-time for the Continuing Education Department developing and implementing a marketing survey to determine the management training needs of Seattle business people. Used results of completed survey to develop a strategic marketing plan focusing on program design and promotion.

1981 to 1984

**Business Development Planner**  
Special Projects Coordinator  
Cook Inlet Native Association

Applied marketing skills to research business opportunities for a non-profit, social service organization serving Alaska Natives residing in the Cook Inlet area. Supervised the preparations for the 1984 Annual Membership Meeting and produced the 1982, 1983 and 1984 Annual Reports.

1978 to 1981

**Photojournalist**  
Eastern Washington University

As a student, worked part-time photographing college sports and academic activities for the local media and university publications. Knowledgeable and skilled in photojournalism, communications, graphics design, typesetting and the production of brochures and publications.

1976 to 1977

Administrative Assistant (d-2 Bill & ANILCA)  
Alaska Federal/State Land Use Planning Commission

1974 to 1976

Administrative Assistant  
Anchorage Chamber of Commerce

Represented the Better Business Bureau and marketed Chamber membership to the Anchorage business community.

#### PROFESSIONAL ASSOCIATIONS AND ACTIVITIES

University of Alaska - Anchorage Citizens' Advisory Council Member, 1991 to present

Alaska Academic Decathlon, Board of Directors, 1989 to present.

Alaska State Chamber of Commerce, Board of Directors, Chair of Education Committee, 1995 to present.

United Way, Board of Directors, 1996 to present.

AWAIC, Board member 1/94 to present.

Alaska Native Justice Center, Board member, 1/94 to present.

Chair, Alaska's People Board of Directors, 4/95 to present

## PAST PROFESSIONAL ASSOCIATIONS AND ACTIVITIES

**Alaska Job Training Council, Chairperson, Governor appointee, 1992 to 1995**  
**National State Job Training Coordinating Chairs Council, Executive Committee and Board member, 1992 to 1995.**  
**Member, Anchorage East Rotary, 1990 to 1994**  
**Commissioner, Cook Inlet Housing Authority, 1987 to 1994.**  
**Member, Board of Directors, Cook Inlet Housing Development Corporation, 1987 to 1992.**  
**Advisor, CITC Junior Achievement project, 1990 to 1991.**  
**President, Howard Rock Foundation, 1989 to 1991.**  
**Co-Chair, Western Region, National Congress for Community Economic Development, 1987 to 1991.**  
**Member, Board of Directors, Cook Inlet Region, Inc., 1989 to 1990.**  
**Member, CIRI Foundation Board of Directors, 1985 to 1988.**  
**Delegate, Alaska Native Leadership Project, 1984 to 1985.**  
**Represented to United Nations Working Group on Indigenous Peoples at Geneva Switzerland, 1985.**  
**Named Woman of the Year in Business, WSU Women's Center, 1985.**

References Available on Request

***Debra L. Call***

P. O. Box 244894  
 Anchorage, AK 99524  
 907-696-5788 (residence)  
 907-274-8638 (business)

**PROFESSIONAL SUMMARY**

A persistent, proactive human resource management executive who brings statewide insights and pragmatic solutions to meet human resource development objectives. Lifelong Alaskan with a positive, hardworking reputation serving urban and rural Alaska.

**EDUCATION**

**Masters of Business Administration, Marketing, Washington State University, 1986.**

**Bachelor of Arts, Business Administration, Marketing, Eastern Washington University, Dean's List, 1981.**

**High School Diploma with Honors, Chugiak High School, Eagle River, AK**

**PROFESSIONAL HISTORY**

3/97 to present **Project Analyst, Corporate Development  
 COOK INLET REGION, INC.**

Research and analyze potential business opportunities for the company. Involves economic forecasting and proforma financial statement development and analysis. Reports are written for the executive management team to present to the Board of Directors.

5/95 to 3/97 **Manager, Human Resources  
 COOK INLET REGION, INC.**

12/81 to 5/95 **Employment & Training Program Director  
 PEAK ALASKA VENTURES, INC., subsidiary of CIRI**

Plans and implements policies related to all phases of human resource activities for 70 employees within 70+ employee parent company and oversight of employment programs of 500+ employee subsidiary operations. Represents the company on state councils and boards advising on statewide human resource development policy. Continues to actively network among ANCSA corporation management in regards employment issues and promote qualified, skilled Alaska Native hire.

1/90 to 9/91 **Executive Vice President**  
 2/88 to 1/90 **Vice President, Administration**  
 6/87 to 1/88 **Business Analyst**  
**Community Enterprise Development Corporation of Alaska**

Directed the operations of a 15-member professional staff within a non-profit, 150+ urban and rural ANCSA membership organization providing business development technical assistance and financing. Presented quarterly program operation reports to a 17-member Board of Directors representing rural communities throughout Alaska. Responsible for an operations budget totalling over \$1.5 million in joint public and private funding. Worked closely with the rural Alaska village leaders, the state and federal agencies to promote economic development and job creation projects for the benefit of rural Alaskans.

9/86 to 6/87

**University Instructor**  
**WASHINGTON STATE UNIVERSITY**

Developed curriculum and taught required humanities classes in Native American Culture/History for freshman undergraduate students. Concurrently, developed curriculum and taught classes in small business management to senior business undergraduate students as Director of the Small Business Institute.

9/85 to 6/86

**Market Analyst**  
**WASHINGTON STATE UNIVERSITY**

As a graduate student, worked part-time for the University Continuing Education Department to develop and implement a marketing survey to test the hypotheses of needed management training programs for the Seattle business community. Used the study results to develop a strategic plan for the WSU College of Business & Economics to market their professional development program to business executives and managers in the Pacific Northwest.

1981 to 1984

**Business Development Planner, Cook Inlet Native Association**

1978 to 1981

**Photojournalist, Eastern Washington University**

1976 to 1977

**Administrative Assistant - ANILCA(d)(2) Bill**  
**Alaska Federal/State Land Use Planning Commission**

1974 to 1975

**Chamber Membership Assistant/BBB Representative**  
**Anchorage Chamber of Commerce**

#### PROFESSIONAL ASSOCIATIONS AND ACTIVITIES

**Alaska Native Justice Center, Board member, 1993 to present.**  
**Finalist, Woman of Achievement, YWCA, December, 1996.**  
**Chair, ANCSA Human Resources Association, 1995 to present.**  
**United Way, Board of Directors, 1995 to present.**

#### PAST PROFESSIONAL ASSOCIATIONS AND ACTIVITIES

**Alaska Academic Decathlon, Officer & Board member, 1989 to 1996.**  
**State Chamber of Commerce, Board of Directors, 1995 to 1997.**  
**Municipality of Anchorage, Minority Outreach Task Force, Mayoral appointment, 1995.**  
**University of Alaska, Anchorage Citizens' Advisory Council member, 1991 to 1986.**  
**Alaska Job Training Council, Chairperson, Governor appointee, 1992 to 1985.**  
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**Member, Anchorage East Rotary, 1990 to 1984.**  
**Commissioner, Cook Inlet Housing Authority, 1987 to 1994**  
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**Junior Achievement advisor, 1990 to 1991.**  
**President, Howard Rock Foundation, 1989 to 1991.**  
**Co-Chair, Western Region, National Congress for Community Economic Development, 1987 to 1991.**  
**Member, Board of Directors, Cook Inlet Region, Inc., 1989 to 1990.**  
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# CORRECTION

THE FOLLOWING DOCUMENT(S)  
HAVE BEEN REFILMED TO  
ASSURE LEGIBILITY OR PAGINATION



Rev. 6/78

Central Microfilm Services  
Department of Education  
State of Alaska

9/86 to 6/87

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STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

FEBRUARY 10, 1997

SUBJECT TO CHANGE

GOVERNOR'S APPOINTMENTS

In accordance with AS 39.05.080 and article III, sections 25 and 26, of the Alaska Constitution, I submit the following names for legislative confirmation of appointment to the positions noted:

Alaska State Board of Public Accountancy

Linda Thomas - Juneau

Appointed: 06/25/96 Expires: 04/25/00

LT C

Alcoholic Beverage Control Board

Robert J. Klein - Anchorage

Appointed: 05/31/95 Reappointed: 01/02/97 Expires: 01/31/00

FIN

State Board of Registration for Architects, Engineers, and Land Surveyors

Daphne E. Brown, - Anchorage

Appointed: 07/01/96 Expires: 07/01/00

Patrick H. Kalen - Fairbanks

Appointed: 07/01/96 Expires: 07/01/00

Robert E. Miller, Ph.D., P.E. - Anchorage

Appointed: 09/11/96 Expires: 07/01/00

LT C

Board of Barbers and Hairdressers

Sheryl L. Sutton - Juneau

Appointed: 07/30/96 Expires: 07/01/00

LT C

Board of Chiropractic Examiners

LeRoy (Lee) D. Nordstrom, D.C. - Anchorage

Appointed: 07/15/92 Reappointed: 09/11/96 Expires: 07/15/00

LT C