

- Lesson: Who are Colorado's Court of Appeals Judges?
- Objective: Students become familiar with Court of Appeals judges, who are state officials. (Colorado Model Content Standards: Civics, Standard 2.1, grades 9-12)
- Activities: Class participation activity and homework assignment.
- Outcomes: Students will be familiar with the judges who will be presiding over the hearings at their school.
- Grade Level: Grades 9-12

Anticipated classroom time: 45-60 minutes

Message from former Colorado Court of Appeals Judge José D. L. Márquez:

Introducing Judges on the Colorado Court of Appeals

Extensive experience in the law is perhaps the most distinctive characteristic of the 22 judges on the Colorado Court of Appeals.

Members of the court come from diverse backgrounds. They have worked in private practice; served as law professors; provided legal services for the poor; and served as public defenders, district attorneys, assistant attorneys general, and assistant staff judge advocates in the military.

Not reflected in all the biographies are the many other activities in which judges are involved. Almost all judges serve or have served on a number of boards, committees, and task forces that are law related. Many have served on the boards governing the Colorado and other bar associations and as trustees for the Denver Bar Association. Some are active in community organizations such as the University Club and Rotary, and others are active in their churches or synagogues. Almost all are parents, and a number have served in the military. Members of the court enjoy traveling, reading, music, theater, sports, and a host of other interests.

Teacher background information:

Included on the following pages are biographies for each of the 22 Colorado Court of Appeals judges. Information is also available at http://www.courts.state.co.us/Courts/Court_of_Appeals/Judges.cfm.

Qualifications for becoming a Colorado Court of Appeals judge: A nominee to the Court of Appeals must be a qualified elector of the state of Colorado, licensed to practice law in Colorado for at least five years, and under the age of 72 at the time his or her name is submitted to the governor.

Classroom activities:

- 1) Have the students read through the biographies of the judges.
- 2) Generate discussion about the judges by asking the students:
 - Do the Colorado Court of Appeals judges reflect the diversity of the population of the State of Colorado? Why do you think that each of these judges was selected to serve in this position?
 - Does anything surprise you about who is sitting on the Court of Appeals?
- 3) How do the past professional experiences of the judges differ? What impact do you think this has on the judiciary?

Homework assignment: The worksheet entitled “Colorado’s Court of Appeals Judges.”

Chief Judge Janice B. Davidson

Date of Judicial Appointment: July 15, 1988



PRIOR JUDICIAL EXPERIENCE: Judge, Denver County Court, 1985-1988.

CAREER: Private Practice, 1984-1985; Office of the Attorney General, State of Colorado, 1975-1984; Denver Litigation Center, EEOC, 1973-1974; Colorado State Public Defender, Denver Office, 1971-1973; New York Legal Aid Society, Appellate Section, 1969-1971.

PROFESSIONAL: Admitted to the New York Bar, 1970; admitted to the Colorado Bar, 1971.

PERSONAL: Born November 21, 1945. Received undergraduate degree in government from Skidmore College, 1966; law degree from University of Pennsylvania School of Law, 1969.

Judge Daniel M. Taubman

Date of Judicial Appointment: November 11, 1992



CAREER: Colorado Coalition of Legal Services Programs, April 1982-February 1993 (Director since March 1983); Staff Attorney, Center on Social Welfare Policy & Law, New York, September 1980-April 1982; Managing Attorney, Pikes Peak Legal Services, Colorado Springs, CO, August 1978-September 1980; Law Clerk, Stephen Zane Rothchild, San Jose, CA, October 1977-June 1978; Staff Attorney, Pikes Peak Legal Services, Colorado Springs, CO, November 1975-September 1977; Law Clerk, Hon. Charles E. Stewart, Jr., US District Court September, 1974-September 1975; Legal Intern, Illinois Migrant Legal Assistance Project, Summer 1973; Peace Corps Volunteer, Cuzco, Peru, July 1969-August 1971.

PROFESSIONAL: Admitted to the New York Bar, September 1975; admitted to the Colorado Bar, October 1975; admitted to the California Bar, June 1978.

PERSONAL: Born February 25, 1948. Received undergraduate degree in government from Cornell University, 1969; law degree from Harvard Law School, 1974.

Judge James S. Casebolt

Date of Judicial Appointment: February 12, 1994



EDUCATION: Bachelor of Arts, The Colorado College, Colorado Springs, Colorado, 1972, Magna Cum Laude, Phi Beta Kappa. Member, Blue Key Fraternity; Academic Honor Council. Varsity Football & Baseball. Dean's List 1968-72. Juris Doctor, University of Colorado School of Law, Boulder, Colorado, 1975, Outstanding Orator, Practice Court. American Jurisprudence Awards For Excellence in Corporations, Creditor's Remedies, Estate Planning. Legal Aid and Defender Program.

EMPLOYMENT, PROFESSIONAL ASSOCIATIONS, AND

ORGANIZATIONS: Judge, Colorado Court of Appeals, 1994 - Present. Member, Judicial Advisory Council; Supreme Court Committee on Civil

Pattern Jury Instructions. Shareholder-Partner, Younge & Hockensmith, P.C., Grand Junction, Colorado 1975-1994, practicing in Civil Litigation. Admitted to Bar, 1975, Colorado Supreme Court and United States District Court for the District of Colorado; 1982 - Tenth Circuit Court of Appeals; 1991 United States Claims Court. Member, Denver & Colorado Bar Association: Litigation Council (Governing Board of Litigation Section) 1982-85; Member, Board of Governors, 1983-85, 1993-94. Member, Mesa County Bar Association: President, 1992-93, Secretary-Treasurer 1979-82. Vice President, Judge William E. Doyle Inn of Court. Trustee and Chairman of the Board, Colorado Public Employees' Retirement Association. Member, Ethics Committee, Donor Alliance, a non-profit organ donation program.

PUBLICATIONS: "Civil Jury Selection and Pattern Voir Dire", a series of voir dire questions for potential jurors and procedures for trial courts, recommended for use in all Colorado trial courts. "Procedures and Policies of the Colorado Court of Appeals," 24 Colo. Lawyer 2105 (1995).

Judge John Daniel Dailey

Date of Judicial Appointment: January 7, 2000



CAREER: Colorado Attorney General's Office 1978-2000 (Assistant Attorney General, Litigation Section; First Assistant Attorney General, Appellate and Human Resources Sections; Deputy Attorney General, Appellate, Criminal Enforcement, and Consumer Protection Sections; Assistant Solicitor General); Adjunct Professor of Law, University of Colorado College of Law (1996, 1999) & University of Denver College of Law (1994); Adjunct Professor of Criminal Procedure, University of Denver College of Law (Spring 2002); Judicial Law Clerk to Court of Appeals Judge David W. Enoch, 1977-78.

PROFESSIONAL: Admitted to practice law in the courts of New York, Colorado, in the District of Colorado, in the Tenth Circuit Court of Appeals, and in the U.S. Supreme Court; Member, Colorado Supreme Court's Advisory Committees on Delay Reduction (1986-89), Rules of Criminal procedure (1984 - present; committee chair July 2000 - present), Rules of Appellate Procedure (1996-present); Member, Colorado Criminal Justice Commission (1989-90, 1993-94); Member, Colorado Bar Association Criminal law Section's Executive Council (1997-2007).

EDUCATIONAL: B.A., political science (cum laude), Bucknell University (1974); J.D. (summa cum laude, Order of the Coif, Justinian Honorary Law Society Award for Scholastic Excellence, American Jurisprudence Awards in Criminal Law, Evidence, and Future Interests), Syracuse University's College of law (1977).

PERSONAL: Born February 16, 1952 in Hornell, N.Y., the son of Bill and Grace Dailey; Co-captain, Bucknell University's Varsity Football Squad (1973); Academic All-American Linebacker (1973); Member Bucknell University's Athletic Hall of Fame; Married Elaine Lamping in Boulder, CO (1982); John and Elaine (now deceased) have two daughters, Erin and Brianna, and a grandson, Conor.

Judge John R. Webb

Date of Judicial Appointment: February 1, 2002



Judge Webb was appointed to the Colorado Court of Appeals in 2002. He graduated Phi Beta Kappa from the University of North Dakota in 1970 and from the University of Colorado School of Law in 1973, Order of the Coif. From 1973-1974, Judge Webb served as law clerk for Honorable Robert H. McWilliams at the U.S. Court of Appeals for the 10th Circuit. After his clerkship, he practiced in the areas of complex commercial litigation and employment, most recently with Jacobs Chase Frick Kleinkopf & Kelley, LLC.

Judge Webb has served on the Colorado Supreme Court Standing Committee on Rules of Civil Procedure, the Colorado Supreme Court Standing Committee on the Rules of Professional Conduct, the Judicial Ethics Advisory Board, and *The Colorado Lawyer* Board of Editors. Judge Webb is a frequent lecturer and contributor to continuing legal education programs on appellate practice and ethics. He has authored numerous articles, including: *Revisiting the Recovery of Attorney Fees and Costs in Colorado*, 33 Colo.Law. 11 (April 2004); *Fraud and Negligent Misrepresentation Tort Theories and Employment Law*, 29 Colo.Law. 79 (June 2000); *The Daubert Standard and Employment Law*, 28 Colo.Law 65 (Aug. 1999); *Wrongful Discharge Suits by In-House Counsel: Refining the General Dynamics Standard*, 11 Lablaw 35 (1995); *Discovery in Employment Discrimination Cases: The Employer's Perspective*, 4 Prac. Litigator 13 (Nov. 1993); *Recent Developments in the Law of Sexual Harassment*, 18 Colo.Law. 263 (Feb. 1989); *Conflict Between Workers' Compensation Exclusive Remedy and Common Law Actions For Psychic Injuries*, 14 Colo.Law. 1992 (Nov. 1985).

Judge Dennis Graham

Date of Judicial Appointment: July 1, 2002



CAREER: Trials of complex commercial transactions with an emphasis in securities from 1976 – 2002. Appointed to the Court while a shareholder and director of Krys, Boyle, P.C.

PROFESSIONAL: Admitted to the bar in 1975. Also a member of the bar of the State of Wyoming. Served as law clerk for Hon. Robert H. McWilliams at the U.S. Court of Appeals for the 10th Circuit from 1975-1976.

PERSONAL: Born February 12, 1946. Bachelors degree, Colorado State University, 1968. Juris Doctor with distinction, University of Nebraska, 1975. Managing editor of the Nebraska Law Review; Order of the Coif.

PUBLICATIONS: `Tippee' Liability Extended to Remote Third Parties, 53 Neb. L. Rev. 517 (1974); Birnbaum Rejected: Expansion of the Standing Requirement under Rule 10b-5 54 Neb. L. Rev. 621 (1974); Sole Proprietor's Quandry: Opening the Close Corporation, 54 Neb. L. Rev. 518 (1975); Rules of Civil Procedure Aren't Necessarily Civil, 20 Colo. Law. 1119 (1991).

Judge Russell Carparelli

Date of Judicial Appointment: February 7, 2003



PRIOR JUDICIAL EXPERIENCE: Judge, U.S. Air Force Judiciary, 5th Circuit, 1981-1983; Appellate Judge, U.S. Air Force Court of Criminal Appeals, 1984-1986.

CAREER: U.S. Air Force, 1970-1990, Retired Lieutenant Colonel; (Prosecutor, 1974-1976, 1977-1980; Criminal Defense Counsel, 1976-1977; Civil Litigator, 1987-1990); Bradley, Campbell, Carney & Madsen, P.C., 1990-1996; Kissinger & Fellman, P.C., 1996-1997; Messner & Reeves, LLC, 1997-2002.

EDUCATION: Bachelor of Science, U.S. Air Force Academy; Juris Doctor, University of Denver College of Law; Master of Laws, University of Virginia School of Law.

PROFESSIONAL: Admitted in Colorado 1974; Adjunct Faculty, University of Virginia Annual Trial Advocacy Institute, 1984-present; Lecturer: negotiation, alternative dispute resolution, trial advocacy; Director, Highlands Ranch Metropolitan District 2, 2000-2002.

Judge Alan Loeb

Date of Judicial Appointment: July 2, 2003



CAREER: Practiced with Davis, Graham & Stubbs LLP, Denver, Colorado, from 1971—2003 (partner from January 1, 1977 through June 7, 2003). Practice focused on complex civil litigation and appeals, with an emphasis on securities and corporate litigation and counseling.

EDUCATION: East Denver High School (graduated, 1964). Stanford University (B.A. with distinction, 1968). University of Michigan Law School (J.D., cum laude, 1971; Editor-in-Chief, Michigan Law Review, 1970-71; Order of the Coif).

PROFESSIONAL: Colorado Supreme Court Jury System Standing Committee (2003—present); Colorado State Judicial Conference Planning Committee (2005-2006); Editor, Judges' Corner, The Colorado Lawyer (2004—present).

PERSONAL: Born December 27, 1946 in Denver, Colorado. Married to wife, Karen, in 1982. Two daughters – Melissa and Rachel. Member and Past President of Rotary Club of Denver Southeast; District Governor of Rotary International District 5450 (2000-2001).

Judge Robert D. Hawthorne

Date of Judicial Appointment: August 12, 2004



Judge Hawthorne was sworn in as a judge of the Colorado Court of Appeals on January 28, 2005. Since becoming a judge, he has represented the Court of Appeals as a member of the Colorado Judicial Coordinating Council and as the court's representative to the Deans' Diversity Council/Colorado Campaign for Inclusive Excellence. Judge Hawthorne is a Colorado Bar Foundation Fellow, a Colorado and Denver Bar Association member, and an Executive Committee member and past president of the Minoru Yasui Inn of Court. He participates in the Colorado Access to Justice program, CU and DU Schools of Law Intern Diversity programs, Denver Regional and State High School Mock Trial tournaments, and the Colorado Close Up and We the People middle school programs. Judge Hawthorne has served as an adjunct professor in the Criminal Justice Department of the School of Public Affairs at the University of Colorado-Denver, a speaker for the CBA/CJI's *Our Courts* program and chair of its Partners Committee, presenter at the annual Colorado Judicial Conference and the Denver Bar Association's brown bag lunch program, and has spoken to elementary, high school and college classes about Colorado's court system.

Judge Hawthorne received a Juris Doctor degree from the University of Missouri School of Law in 1973 and a Bachelor of Arts degree in Pre-Law from Louisiana State University at Monroe in 1970. He is admitted to practice in Missouri (1973), Illinois (1974), and Colorado (1977); the U. S. District Court, Western District of Missouri (1973); the U. S. District Court, District of Colorado (1977); the U. S. Court of Appeals, 10th Circuit (1986); and the U. S. Supreme Court (1989). Prior to his appointment as a Judge of the Colorado Court of Appeals, he practiced law for over 30 years as in-house counsel for a labor union, a deputy district attorney, a civil and criminal defense trial attorney and transactional counselor to private and municipal clients. Judge Hawthorne also served in the United States Army Reserves (1970-1976) and as District 11 Commissioner for the Colorado Department of Transportation (2003-2004).

Judge Gilbert M. Román

Date of Judicial Appointment: August 1, 2005



CAREER: Partner, Rothgerber Johnson & Lyons LLP, Denver, Colo.; Associate General Counsel, Kaiser-Hill Corporation LLC, Broomfield, Colo.; Partner, Román, Benezra & Culver, LLC, Lakewood, Colo.; Partner, Feiger, Collison & Killmer, LLC, Denver, Colo.; Associate, Sherman & Howard, Denver, Colo.; Adjunct Faculty, University of Denver College of Law; Instructor, National Institute of Trial Advocacy/Christopher A. Miranda Trial Advocacy Institute; Arbitrator and Mediator, American Arbitration Association; and Arbitrator, National Association of Securities Dealers. Practice focused on complex civil litigation with an emphasis on employment law, commercial litigation and alternative dispute resolution.

PROFESSIONAL and CIVIC: Admitted to practice in Colorado, United States District Court for the District of Colorado, United States Court of Appeals for the Tenth Circuit, and United States Supreme Court. Member and former trustee of the Denver Bar Association and a former representative to the Colorado Bar Association's Board of Governors; board member of the Colorado Hispanic Bar Association and the Hispanic National Bar Association. Recipient of the Richard Marden Davis Award, Denver Bar Foundation; Outstanding Lawyer Award, Hispanic National Bar Association; Outstanding Young Lawyer Award, Colorado Hispanic Bar Association; and Outstanding Young Lawyer Award, Denver Bar Association. Serves on The Chief Justice's Commission on the Legal Profession. Serves as the Court of Appeals diversity internship liaison to the local law schools. Member of the Workplace Advisory Board at the University of Denver Sturm College of Law as well as a mock-trial evaluator for the Rocky Mountain Children's Advocacy Practicum at the law school. Is a speaker in the Our Courts statewide community outreach program. Has judged the state finals of the We The People competition, the finals of the HNBA's National Moot Court Competition, the regional competition of the Thomas Tang International Moot Court Competition and the regional competition of the American Constitution Society. Served as a "Dream Team Anchor" on the Colorado Campaign for Inclusive Excellence, in which he spoke to prospective law students in Denver, Fort Collins, Greeley and Pueblo. Has coached the undergraduate mock-trial team at the University of Colorado at Boulder. Has spoken about the role of the judiciary at C.S.U. Rams, J.D., the Leader's Challenge Youth Program, Leadership Jefferson County, the Council on Legal Education Opportunity (CLEO), the Denver Bar Association's Appellate Section as well as at schools and law firms across the state. Through the Courts in the Community program for high school students, heard oral arguments in actual cases and spoke to students in Colorado Springs, Denver, Longmont, Lakewood and Limon. Serves as a Little League baseball and basketball coach.

PERSONAL: Born 1962, in Wichita, Kan. Colorado State University (Political Science, 1984); University of Michigan Law School (Juris Doctor, 1987). Married, three children.

Judge David Furman

Date of Judicial Appointment: December 16, 2005



Prior Judicial Experience: Magistrate, Denver District Court, 2003-2005; Magistrate, Denver Juvenile Court, 1999-2003.

Career: Private Practice, 1995-2000; Colorado State Public Defender's Office, 1990-1994 (Deputy Public Defender, Appellate Division); Adjunct Professor, Colorado Christian University, 2004-present; Adjunct Professor, Lecturer, Denver University Graduate School of Social Work, 1995-2005.

Professional: Licensed to practice law in Colorado; admitted to practice in the United States Court of Appeals for the Tenth Circuit; and in the United States Supreme Court; faculty member, Institute for Faculty Excellence in Judicial Education, University of Memphis, 2005-2006; editor, Juvenile Law Column, *Colorado Lawyer*, 2002-2005 (proposed this specialized column in 2002, the first of its kind in the country); Executive Committee, Juvenile Law Section, Colorado Bar Association, 2002-2004; proposed the creation of the Office of the Child's Representative (OCR) for the training and oversight of attorneys representing children in abuse and neglect and family law cases, 2000.

Civic: Colorado Children's Trust Fund Board, 1998-2005, Chair, 2000-2005; Lieutenant Governor's Committee to Promote Adoption, 2003-2004; Deer Creek Church Board, 1996-2004; Arapahoe/ Douglas Mental Health Network Board, 1993-2001, President, 1997-1999, Board Member of the Year, Colorado Behavioral Healthcare Council, 2000; Legal Representation of Children Workgroup, 1999-2000; State Task Force on Child Welfare, 1999-2000, awarded Governor's Citation; Public Interest Clerkship Selection and Steering Committee, Denver University College of Law, 1989-1993.

Education: B.A., psychology and Christian education, dual major, Wheaton College, 1982; M.S.W., Denver University Graduate School of Social Work, 1989; J.D., Denver University College of Law, 1989; Jonathan L. Olam Trial Advocacy Scholarship, Denver University College of Law.

Publications: *Judicial Benchbook on Colorado Child Welfare Law* (4th ed. 2005) (co-authored); *A Handbook for Families in Dependency & Neglect Cases* (2005) (co-authored); *What Happens to Me Now? A Handbook for Colorado Children Who are Not Living at Home* (2003) (co-authored); *Dependency & Neglect Benchcards* (2003) (co-authored); *Updated Delinquency Benchcards* (2003) (co-authored); "Guidance for attorneys when children's mental health concerns are implicated," (co-authored) *The Colorado Lawyer*, 31, 33 (October 2002) (included in a theme issue on Children and the Law that was awarded the Luminary Award for Excellence in Special Publications by the National Association of Bar Executives); "The updated role of the guardian ad litem in juvenile delinquency cases," (co-authored) *The Colorado Lawyer*, 31, 79-83 (May 2002); *The Judicial Benchbook on Colorado Child Welfare Law* (3rd ed. 2002) (co-authored); *Law in Social Work Practice* (2nd ed.) (1999) (co-authored) (Belmont, California: Wadsworth Publishing).

Personal: Married to Liz Cowen Furman in Denver, Colorado (1991); David and Liz are the proud parents of three sons, Martin, Matthew and Micah; basketball coach, Conifer Basketball Association (2003-present).

Judge Steven Bernard

Date of Judicial Appointment: July 5, 2006



Steve Bernard was born in Colorado Springs, Colorado, in 1952, where he grew up. He received both of his degrees from the University of Colorado, a B.A. in political science in 1975 and a law degree in 1978.

Mr. Bernard began his legal career at the District Attorney's Office for Colorado's Seventeenth Judicial District (now Adams and Broomfield Counties) in 1978. He served as a deputy district attorney from 1978 to 1982, handling child support, misdemeanor and felony trials and appeals. He became a chief trial deputy in 1982, responsible for arguing appeals before Colorado's appellate courts and trying major and complex cases, such as death penalty prosecutions, civil forfeitures and grand jury proceedings. Mr. Bernard became the assistant district attorney in 1993, assisting the district attorney in the day-to-day management of a large district attorney's office, as well as continuing to be involved in trial and appellate litigation of significant cases. During this period of time, he was a frequent lecturer on a variety of legal subjects, ranging from the death penalty, to the law of evidence, to constitutional law, to trial techniques. Mr. Bernard retired from this position in December 2004.

In January of 2005, Mr. Bernard became a chief deputy district attorney with the Nineteenth Judicial District (Weld County). He was responsible for filing felony cases, training new prosecutors and police officers and conducting grand jury litigation.

Mr. Bernard has been involved in a variety of professional and community activities. He served on the governing board of the Colorado District Attorneys' Association, Colorado's statewide prosecutor's organization. He is a former member of the Adams County Bar Association and a present member of the Weld County, Colorado and American Bar Associations. He served as a member of the Supreme Court Nominating Commission from 1997 to 2002. He was chairman of the Adams County Community Corrections Board from 1994 to 2000 and a member of the Weld County Community Corrections Board from 2005 to 2006. Mr. Bernard was co-chairman of Save Open Space, a nonpartisan group that worked to secure an open space sales tax in Adams County in 1999 and to extend the tax in 2004, and he served on the Adams County Open Space Advisory Board from 2000 to 2004.

In 2002, Mr. Bernard was named Lecturer of the Year for his contributions to educational programs sponsored by the Colorado District Attorneys' Council. He was named appellate prosecutor of the year for United States Region I by the Association of Government Attorneys in Capital Litigation in 2001.

Mr. Bernard and his wife Molly were married in 1975.

Governor Bill Owens appointed Mr. Bernard to the Colorado Court of Appeals in May 2006. Mr. Bernard took the oath of office as a Court of Appeals Judge on July 5, 2006.

Judge Diana Terry

Date of Judicial Appointment: July 5, 2006



CAREER: Private Practice (1985-2006): Sherman & Howard, P.C.; Moye, Giles, O’Keefe, Vermeire & Gorrell; McElroy, Deutsch & Mulvaney; Law Office of Diana Terry; White & Steele, P.C. Practice focused on complex commercial litigation, including intellectual property, computer technology, real estate litigation, and insurance coverage litigation.

Judicial Clerkship (1984-1985): Law Clerk to the Hon. Robert Tarleton, Presiding Judge, Chancery Division of New Jersey Superior Court.

EDUCATION: B.A. degree from Rutgers College with High Honors and Highest Departmental Distinction (1979); Phi Beta Kappa; Vice President, Rutgers Chapter of Phi Sigma Iota, the National Foreign Language Honor Society. J.D. degree from Rutgers University School of Law (Newark) (1984); Managing Editor, Rutgers Law Review (1983-84).

BAR ADMISSIONS: State of New Jersey and United States District Court for District of New Jersey (1984); State of Colorado and United States District Court for District of Colorado (1986); United States Court of Appeals for Tenth Circuit (1989).

PROFESSIONAL AFFILIATIONS: President, Thompson G. Marsh American Inn of Court. Member, American Bar Association. Fellow, American Bar Foundation. Member, Colorado and Denver Bar Associations. Fellow, Colorado Bar Foundation. Member, National Association of Women Judges. Member, Women’s Bar Association. Past President, The Law Club of Denver (1996-1997).

HONORS AND AWARDS: Law Club Achievement Award Honoree (2005). Colorado SuperLawyer, 5280 Magazine (2006).

TEACHING: Faculty, National Institute for Trial Advocacy (1995 to present). Frequent CLE presenter. Planning Committee, Colorado State Judicial Conference.

PUBLICATIONS: Author, “Putting Your Best Foot Forward – Improving the Effectiveness of Appellate Advocacy,” *The Colorado Lawyer* (July 2008); co-author, “Transporter Liability Under CERCLA,” *16 Environmental Law Reporter* 10244 (September 1986).

CIVIC AND CHARITABLE ACTIVITIES: Past President of Board of Trustees, Metro CareRing, a faith-based nonprofit food pantry. Volunteer, Front Rangers Cycling Club, a nonprofit working with inner city youth to promote healthy alternatives to drugs and violence. Former member, Colorado Symphony Chorus. Greater Park Hill Community Sector Leader. Leadership Denver Class of 2005.

PERSONAL: Born 1956 in Fort Monmouth Army Hospital, New Jersey. Featured vocalist in numerous legal-themed musical productions.

Judge Jerry N. Jones

Date of Judicial Appointment: July 5, 2006



CAREER: Chief of the Appellate Division, Office of the United States Attorney, Denver, Colorado (2004-06); Partner, Moye Giles LLP, Denver, Colorado (1994-2004); Associate, Moye Giles LLP, Denver, Colorado (1987-1993); Special Assistant Attorney General, Criminal and State Services Sections, Colorado Attorney General's Office (1996-2003); Judicial Clerk for the Honorable George E. Lohr, Associate Justice, Colorado Supreme Court (1986-87).

PROFESSIONAL: Admitted to practice in Colorado (1986); United States District Court for the District of Colorado (1987); United States Court of Appeals for the Tenth Circuit (1987); United States Supreme Court (1992). Colorado Judicial Performance Commission, Second Judicial District (1999-2006), Chair (2001-06). Amicus Committee, Colorado Bar Association (2002-06). Faculty of Federal Advocates (1997-2006).

EDUCATION: A. J. Dimond High School, Anchorage, Alaska (diploma, 1979); Arizona State University (B.S., 1983); University of Denver College of Law (J.D., 1986) (Tenth Circuit Survey Editor, Denver University Law Review (1985-86); American Jurisprudence Awards in Constitutional Law and Torts).

PERSONAL: Born October 22, 1961, in Lexington, Kentucky. Grew up in Anchorage, Alaska. Married, three children.

Judge Nancy J. Lichtenstein

Date of Judicial Appointment: April 30, 2008



CAREER: Deputy State Public Defender, Appellate Division, Denver, Colorado (2001-08); Solo Private Practice (1997-2001); Deputy State Public Defender, Appellate Division and Trial Offices (1988-1996). Adjunct Faculty, University of Colorado School of Law (2007), West Publications, author, Colorado Criminal Practice and Procedure (2005-present).

PROFESSIONAL: Admitted to practice in Colorado (1988); United States District Court for the District of Colorado (1988); United States Court of Appeals for the Tenth Circuit (1998); United States Supreme Court (2004). Member, Colorado Senate Judiciary Subcommittee, Consolidation of Colorado Sentencing Laws (2001-2003); Vice President, Colorado Criminal Defense Bar (2001); Editor, The Rap Sheet, Colorado Criminal Defense Bar Quarterly Publication (1999-2002).

PERSONAL: Born November 15, 1962, in Denver, Colorado. Manual High School, Denver, Colorado (diploma, 1980); Northwestern University, Evanston, Illinois (B.S., 1984); University of Denver College of Law (J.D., 1988).

Judge Richard L. Gabriel

Date of Judicial Appointment: April 30, 2008



CAREER: Private practice (1988-2008): Partner (1994-2008) and Associate (1990-94), Holme Roberts & Owen LLP, Denver, CO; Associate, Shea & Gould LLC, New York, NY (1988-90). Practice focused on commercial, intellectual property, probate, and products liability litigation, all including appeals. Also served as City Prosecutor for Lafayette, Colorado for four years and undertook pro bono representation in habeas corpus, civil rights, and dependency and neglect matters. Judicial clerkship (1987-88): Law clerk, Hon. J. Frederick Motz, U.S. District Court, District of Maryland, Baltimore, MD.

EDUCATION: B.A. *cum laude* in American Studies from Yale University (1984); J.D. from University of Pennsylvania School of Law (1987). Articles editor, University of Pennsylvania Law Review (1986-87). Winner, Keedy Cup Moot Court Competition (1987).

PROFESSIONAL: Admitted to state bars of New York (1987) and Colorado (1990) and to the following federal courts: U.S. Supreme Court (1999); U.S. Courts of Appeals for the Fourth (1988), Fifth (2007), Ninth (1998), Tenth (1990), and Eleventh (2001) Circuits; U.S. District Courts for the District of Colorado (1990), Central District of Illinois (2006), Southern and Eastern Districts of New York (1989), and District of Maryland (1988). Member: American, Colorado, Denver, and New York Bar Associations. Honors: Champion for Children, Rocky Mountain Children's Law Center (1997); Forty Under 40, Denver Business Journal (2002); Richard Marden Davis Award, Denver Bar Foundation (2002); Finalist, Pro Bono Lawyer of the Year, Denver Business Journal (2003); Best of Class, American Intellectual Property Lawyers (2006-07); W. Dean Salter Award for Lifetime Achievement to Holme Roberts & Owen (2006); Colorado Super Lawyer (2007-08); Chambers' Leading Lawyers for Business (2007-08); Intellectual Property Lawyer of the Year, Law Week Colorado (2007); Named as a Lawyer of the Year, Lawyers USA (2007).

CIVIC: CBA Board of Governors (DBA representative, 2010-present); CBA/DBA Professionalism Coordinating Council (member, 2009-present); CBA Judicial Liaison Section (member, 2008-present); Colorado Judicial Institute (director, 1999-present, vice chair, 2001-02, chair, 2004-06); Rocky Mountain Children's Law Center (director, 1999-2005, advisory board, 2005-08); Colorado Wind Ensemble (trumpeter, 1990-present, director, 1993-2008, president, 1994-2008); Volunteers of America (Meals on Wheels volunteer and Thanksgiving Food Drive chair, 1990-2008); 9 Who Care (board of governors, 2000-05); Colorado Lawyer (Civil Litigator column editor, 1996-2005); Denver Teen Court Partnership (director, 1994-2000); ACLU Legal Panel (1992-97).

PUBLICATIONS: "The *Strickland* Standard for Claims of Ineffective Assistance of Counsel: Emasculating the Sixth Amendment in the Guise of Due Process," 134 U. Pa. L. Rev. 1259 (1986); "Rule 702: Admissibility of Expert Testimony Regarding Eyewitness Identification," 21 Colo. Law. 927 (1992); "Rule 1006: Admissibility of Summary Evidence," 22 Colo. Law. 35 (1993); "Rule 501: The Privilege of Self-Critical Analysis," 23 Colo. Law. 1291 (1994); "Rule 615: Exclusion of Witnesses," 24 Colo. Law. 1299 (1995); Book Review, "Modern Evidence: Doctrine and Practice," 25 Colo. Law. 48 (1996); Co-author, "Chapter on Rule 26," *Colorado Civil Procedure Forms and Commentary* (Debra Knapp ed. 1996); "Rule 606(b): Competency of Jurors as Witnesses," 25 Colo. Law 47 (1996); numerous continuing legal education papers (1990-present).

PERSONAL: Born March 3, 1962, Brooklyn, NY. Married to Jill M. Wichlens, an appellate attorney with the Federal Public Defender's office, Denver, CO. Rich and Jill have two wonderful daughters, Laura and Kathleen.

David J. Richman

Date of Judicial Appointment: June 30, 2008



Upon graduating from Harvard Law School in 1975, I served as law clerk to Judge William Holloway, Jr., Tenth Circuit Court of Appeals from August 1975 through August 1976. In August 1976, I became a staff attorney in the Denver Regional Office of the Federal Trade Commission. In February 1978, I became an associate in the Denver law firm of Coghill Goodspeed & Horowitz, and in 1980 I became a shareholder in the successor firm, Coghill & Goodspeed, P.C.

Upon the dissolution of the firm, I moved to an of counsel position with Burns, Figa & Will, P.C., Englewood Colorado. My work in private practice consisted solely of litigation and litigation related matters, primarily commercial business litigation, with occasional involvement in criminal matters including representation of clients before grand juries.

When Phillip S. Figa was appointed to the federal bench in November 2003, I moved with him to the U.S. District Court where I served as his career law clerk until he unfortunately passed away on January 5, 2008. I continued to serve as clerk for the federal judges until July 2008, when I was sworn in as a Judge on the Colorado Court of Appeals.

I am married and we have four children, ages 16 through 25.

Gale T. Miller

Date of Judicial Appointment: Aug. 14, 2008



Gale T. Miller was appointed to the Colorado Court of Appeals to fill one of the vacancies created by the retirements of Judges Rothenberg and Vogt. Miller was a partner at Davis Graham & Stubbs from 1978 through 2008 as a commercial litigator. His practice included general commercial, natural resources, antitrust, and other complex litigation. He previously worked as a trial attorney for the Federal Trade Commission. He received his bachelor's degree from Augustana College (Phi Beta Kappa) in 1968 and his law degree from the University of Michigan Law School (Law Review Managing Editor and Order of Coif) in 1971.

Before joining the Court on January 13, 2009, he served on and chaired the boards of the Colorado Judicial Institute, the Colorado Lawyers Committee, and Senior Housing Options. He received the Colorado Lawyers Committee's Individual of the Year Award (1994) and Outstanding Sustained Contribution Award (2005) and the Colorado Hispanic Bar Association Community Service Award (1996). Miller co-authored the ABA Section of Antitrust Law "Sample Jury Instructions in Civil Antitrust Cases" (1990 ed.) and has also written articles and lectured on numerous antitrust and civil procedure topics. Miller currently serves on the Colorado Bar Association Board of Governors, the Colorado Access to Justice Commission, and the Our Courts executive committee. He and his wife Jan are the parents of Jeremy, Amanda, and Tim.

Laurie Ann Booras

Date of Judicial Appointment: Aug. 14, 2008



Laurie Booras was appointed to the Colorado Court of Appeals to fill one of the vacancies created by the retirements of Judges Rothenberg and Vogt. Booras grew up in Lawton, Oklahoma. She graduated from the University of Texas School of Law in 1982, and began her legal career at the Texas Attorney General's office defending against federal habeas corpus actions filed by state prisoners. From March, 1985, to November, 1990, she served as an Assistant District Attorney in the Travis County District Attorney's office in Austin, Texas, and the Bexar County District Attorney's Office in San Antonio, Texas.

In 1991, Booras began working in the Colorado Attorney General's office in the Appellate Division, and was promoted to First Assistant Attorney General in January 2000. Booras has been a frequent lecturer for the Colorado District Attorney's Council, and presented several in-house CLE lectures at the Attorney General's Office. She served on the Colorado Supreme Court Advisory Committee on Rules of Criminal Procedure (2004 to 2008); acted as an advisory member of the Colorado District Attorney's Council Legislative Subcommittee (2000 to 2008) and participated in the Colorado Senate Judiciary Subcommittee, Consolidation of Colorado Sentencing Laws (2000-2003) and the Sentencing Reform Committee (2003 to 2006).

Maria T. Fox

Date of Judicial Appointment: September 2, 2010



Terry Fox is the newest judge sitting on the Colorado Court of Appeals, having been sworn in on January 7, 2011, following her September 2, 2010 appointment. From 2004-2010, she served as an assistant U.S. Attorney in Colorado, working as trial counsel to federal agencies and specializing in environmental, constitutional, and other civil matters. In addition to her legal duties, Judge Fox served on the U.S. Attorney's Advisory Council and the Diversity Committee. Before joining the U.S. Attorney's Office, Judge Fox was an attorney with the Colorado Attorney General's Office, an associate with the law firm of Holland & Hart (where she practiced Environmental Law), and a clerk for Justice Craig Enoch on the Texas Supreme Court. She serves on the Colorado Supreme Court's Attorney Regulation Committee, the

Colorado Supreme Court's Board of Law Examiners, and is a member of the Colorado Hispanic Bar Association, which recognized her in 2006 with its Chris Miranda Outstanding Lawyer Award, and in 1997 with its Outstanding Young Lawyer Award. Judge Fox is a long time member and former board member of the Colorado Women's Bar Association (CWBA). In 2002 she was selected as a Marshall Memorial Fellow which allowed her to travel with other emerging American leaders to five countries in Europe. In 1989, she earned her bachelor's degree from the Colorado School of Mines in Chemical Engineering and Petroleum Refining, and her law degree in 1993 in Houston, Texas. Ms. Fox is a 1985 graduate of Brighton High School in Brighton, Colorado.

Stephanie Dunn

Date of judicial appointment: June 29, 2012

(photo not available)

CAREER: Judge Dunn was appointed to the Colorado Court of Appeals in June 2012. Before joining the bench, she was a partner at the national law firm, Perkins Coie LLP, where she practiced from 2003-2012. Her practice focused on complex business litigation and appellate litigation in state and federal courts as well as white collar investigations and defense. She was a member of the firm's securities and corporate governance litigation practice group, its appellate practice group and its investigations and white collar defense practice group. While a partner at Perkins Coie, she was Chair of both the Denver Diversity Committee and the Denver Pro Bono Committee. Prior to joining Perkins Coie in 2003, she was an associate in the litigation department of a New York based law firm, where her practice focused on commercial litigation. Before that, she clerked for Chief Justice Luis Rovira of the Colorado Supreme Court. In 2012, she was recognized as one of *Law Week Colorado's* Lawyers of the Year on the Big Verdict Case list.

EDUCATION: University of Denver Sturm College of Law, J.D., 1993, Order of St. Ives, Law Review, Honor Board; University of Colorado, B.A., 1990, Phi Beta Kappa.

ADMISSIONS: Admitted to the Colorado bar (1993) and the following courts: United States Supreme Court (2012); United States Court of Appeals for the Tenth Circuit (1995); United States Court of Appeals for the Federal Circuit (1997); United States Court of Appeals for the Ninth Circuit (2011); and United States District Court for the District of Colorado (1994).

PROFESSIONAL ASSOCIATIONS: Current or past member of the American Bar Association, Colorado Bar Association, National Association of Women Judges, Colorado Women's Bar Association, Denver Bar Association, Colorado Judicial Institute, Our Courts, the Colorado Lawyer's Committee Hate Crimes Education Task Force and the Faculty of Federal Advocates; Colorado Bar Foundation, Fellow

PUBLICATIONS: "Inside the Minds: The Laws Behind White Collar Crime," Aspatore Books - White Collar Chapter (2006); "Mitigating Corporate Criminal Liability: The Role of Corporate Compliance Programs" Financial Fraud Newsletter, Vol. 1, No. 11 (Spring 1998).

Tony Navarro

Date of judicial appointment: Oct. 12, 2012

(photo not available)

CAREER: Before joining the court, Anthony J. Navarro was a Supervisory Attorney in the Social Security Administration's Office of the General Counsel in Denver (2008 to 2013). In addition to supervising extensive litigation before federal circuit and district courts, he oversaw matters related to bankruptcy, civil rights complaints, agreements with state and local governments for Social Security coverage, and disclosure issues concerning the Privacy Act. From 2005 to 2008, he worked at Holland & Hart LLP in Denver, where he focused on the appellate aspect of commercial litigation. From 1999 to 2005, Judge Navarro was a member of the Colorado Attorney General's Office, where he worked first as an Assistant Attorney General in the Consumer Protection Section before joining the Appellate Division. From 1997 to 1999, he served as law clerk to Justice Alex Martinez of the Colorado Supreme Court. From 1996 to 1997, he practiced corporate and securities law in San Francisco at Pillsbury Winthrop Shaw Pittman LLP.

EDUCATION: Judge Navarro obtained a J.D. from Yale Law School in 1996 and a B.A. from the University of Colorado in 1993.

CIVIC & PROFESSIONAL: Before joining the court, Judge Navarro was a member of the Colorado Board of Real Estate Appraisers, the Denver County Court Judicial Discipline Commission, the Citizen Oversight Board (regarding the Denver Police Department), the Colorado Bar Association (former board member), the Colorado Hispanic Bar Association (former board member), and the Colorado GLBT Bar Association (former board member).

PERSONAL: Judge Navarro was born and raised in Pueblo, Colorado.

Colorado's Court of Appeals Judges

Read the biographies of three judges. Write down three facts mentioned in each judge's bio. Explain why this experience or situation might be beneficial for an appellate judge. For example: if it says a judge was in private practice, how might this help him/her while serving on the appellate bench?

Judge _____

FACT No. 1: _____

Why is this beneficial? _____

FACT No. 2: _____

Why is this beneficial? _____

FACT No. 3: _____

Why is this beneficial? _____

Judge _____

FACT No. 1: _____

Why is this beneficial? _____

FACT No. 2: _____

Why is this beneficial? _____

FACT No. 3: _____

Why is this beneficial? _____

Judge _____

FACT No. 1: _____

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FACT No. 2: _____

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FACT No. 3: _____

Why is this beneficial? _____