

David Meyer
Questionnaire

King County District Court

The Governor's Office's
Uniform Judicial Evaluation Questionnaire

Professional History

8. Year admitted to practice law in Washington: **1984**
9. Employment History (in reverse chronological order):
- a. Start Date: **March 1,2001** End Date: **Currently still employed**
Organization: **Northwest Defenders Association**
Address: **1111 Third Avenue, Suite 200 Seattle, WA 98101**
Phone No.: **206-674-4700**
Position/Title: **Senior Staff Attorney**
Supervisor: **Marcus Naylor**
Nature of Practice (including frequency of court appearances):
Indigent criminal defense. I am consistently in court daily.
Reason for leaving: **Still at this position.**
- b. Start Date: **January 1995** End Date: **March 2001**
Organization: **Sole Practitioner law practice**
Address: **4119 Corliss Avenue North, Seattle, WA 98103**
Phone No.: **206-632-9226**
Position/Title: **Owner/sole practitioner**
Supervisor: **N/A**
Nature of Practice (including frequency of court appearances):
General practice of law, including Family law, criminal law, personal injury law, Real Estate and other areas. Court appearances on a regular basis, but not frequent.
Reason for leaving: **To go back into Public Defender work.**
- c. Start Date: **August 1990** End Date: **December 1995**
Organization: **Brink and Todd (Dissolved in 2004)**
Address: **999 Third Avenue, Seattle WA (This is the last address of the firm, although, I never worked at the firm at this address; while I worked there, the firm had offices at 2929 Westin Building, 2001 Sixth Avenue, Seattle, WA.)**
Phone No.: **206-441-2216 (now discontinued)**
Position/Title: **Staff Attorney**
Supervisor: **Dan Brink (deceased 2004)**
Nature of Practice (including frequency of court appearances):
General practice, including family law, probate, wills and trusts, personal injury, immigration, Real Estate, criminal law. Regular court appearances.
Reason for leaving: **To go back to sole practice.**
- d. Start Date: **August 1989** End Date: **August 1990**
Organization: **Coons and Loun (Dissolved in 1994)**
Address: **509 4th Street, Bremerton WA**
Phone No.: **206-441-4416 (I kept this phone number active; It is now disconnected.)**
Position/Title: **Staff attorney**
Supervisor: **Curtis H. Coons (Retired in 1994, Deceased)**
Nature of Practice (including frequency of court appearances):
General practice, including family law, probate, wills and trusts, personal injury, immigration, Real Estate and criminal law. I was in court on a weekly basis.
Reason for leaving: **To move back to the Seattle area.**

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e. Start Date: **August 1983** End Date: **January 1984**
Organization: **Eastside Public Defenders**
Address: **Walthew Building Seattle**
Phone No.: **Do not remember**
Position/Title: **Rule 9 Intern**
Supervisor: **Jerry Parks**
Nature of Practice (including frequency of court appearances):
Misdemeanor Public Defense with daily court appearances.
Reason for leaving: **Agency closed and I moved into private practice.**

Please continue, if necessary, on a separate piece of paper in the above format as needed.

10. Please list all other courts and jurisdictions in which you have been admitted to practice law and the dates of admission. Please provide the same information for administrative bodies having special admission requirements.

US Federal District Court, Western District 1984

11. Please list all bar associations and professional societies of which you are a member and give the titles and dates of any offices that you have held in such groups.

Washington State Bar Association 1984 to present; Washington Defender Association 2001 to present; Washington Association of Criminal Defense Lawyers, 2001 to present: I have held no offices.

12. Are you in good standing in every bar association of which you are a member? Yes / No. If you answered "no", please explain.

Yes

13. If you have ever been a judge, please identify any court committees on which you have served or administrative positions you have held. Please state the dates of service for each.

N/A

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14. Please list up to five of your most significant professional accomplishments. (If applicable, please provide the case and court name and the citation if a case was reported (and copy of the opinion).

I consider the accumulation of small victories resulting from my representation of many average people over my years of private practice to be my most significant professional accomplishment. Avoiding evictions, settling real estate matters, assisting in custody disputes, minimizing the trauma of divorce through amicable negotiations, collecting small debts owed, preparing estate documents, and sometimes just explaining their legal rights to people have all contributed to making life easier and better for many of my clients. Working in smaller firms, I was able to represent people that could not afford expensive resolutions to their problems. From the mother whose children were improperly taken to another state by the father, to the man whose trees were cut down by neighbors to improve their view, to the family whose backyard was flooded by construction next door, I have been able to obtain effective relief at a reasonable cost to my clients.

I consider my 10 years of service as a public defender to be a significant professional accomplishment. I have provided high quality legal representation to an indigent and ethnically diverse clientele.

Marriage Of Hurd, 69 Wash.App. 38 (1993). After a dismaying result at trial, I also represented the wife in her appeal, resulting in establishing and clarifying some difficult legal family law areas in addition to a significant beneficial change in the property award.

State v Christopher Johnson, (2007). I was appointed as Stand-by counsel in an Assault 1st Degree case. The trial judge was Richard Jones and the deputy was Adrienne McCoy of the KC Prosecutor's office. I was proud of this case because I assisted and represented an exceedingly difficult client throughout a trial where he chose to represent himself. Although he was convicted, I never ceased to provide legal advice to him, even though he was verbally abusive, insulting and abrasive throughout most of the trial. (He eventually filed Bar complaints against me, the judge and the prosecutor, all of which were dismissed.)

In the early 1990's, a small south King County municipal police department began to perform home searches with illegally obtained search warrants. These operations were instigated by a non-commissioned reserve police officer. In return for not filing criminal charges for seized contraband, the agency would confiscate and auction off all the seized property, with the department keeping the proceeds. I was able to expose this operation and brought an action to invalidate an illegal warrant, search and seizure.

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15. Please summarize up to eight of the most significant matters that you participated in as an advocate. Please include the dates of your participation and the reason each was significant to you. Please provide the citation if a case was reported. If you have been a judge, please include some cases that have been tried before you.

Wilson v Bateman, (1994 and 1995) In a bitter custody fight, the father attempted to have the mother charged with assault of the children in order to gain custody. I was able to get the assault charges dismissed and successfully defended the custody dispute. This was important in defending the integrity of both the criminal and family law system.

Dependency of Mary Baker, (1995). Successfully defended mother in a Dependency action brought by DSHS. The case, heard by Judge Sally Phillips Pasette, was dismissed after motion at the end of the State's case. This was important to me because my client was a friend and because I believed her to be a very able and fit mother.

State v Ronnie Jackson, 09-1-00569-5 SEA(2009). I was able to get a Drive-by Shooting and Unlawful Possession of a Firearm charges dismissed prior to trial against a falsely accused defendant, by establishing his misidentification with the use of numerous other witnesses. This was important to show that the criminal justice system works, so long as a defendant is given adequate representation.

State v Tony Pharr, 02-1-07980-2, (2002). This was a case where the client was accused of Murder 2nd Degree. It was important to me because this was my first Murder trial and because I was able to get a jury verdict of Manslaughter instead.

In the late 1980's, I was assigned to represent a Green River Suspect, whose name was Nathan Hill. It was important to me because I was appointed by the Office of Public Defense and I took it as an endorsement of my abilities at that time, when I was a relatively new attorney. I was able to establish that the client was out of this State during critical periods of the Green River murders and the charges were dismissed.

Educational Background

16. Please list all undergraduate and graduate (non-law school) colleges and universities attended, years of attendance, degree awarded and reason for leaving if no degree was awarded.

College/University	Dates of Attendance	Degree
Seattle University _____	1969 to 1973 _____	No degree (I as working full time (6 days and 50 hours per week) to pay my own way through college. I could no longer afford to attend SU.

College/University	Dates of Attendance	Degree
University of Washington	1973 to 1975 _____	BA Political Science ____

17. Please list all law schools attended, years of attendance, degree awarded and reason for leaving if no degree was awarded.

Seattle University School of Law	August 1981 to December 1984	BA Political Science
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Law School	Dates of Attendance	Degree
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Professional Experience

18. Please summarize, briefly, the general nature of your current law practice.

I am a Senior Felony Attorney with Northwest Defenders Association. I represent indigent defendants. I have worked primarily in felonies, from Theft to Murder and everything in between for the last nine years. I have also represented clients in Contempt Proceedings and was recently reassigned to Seattle District Court, representing indigent misdemeanor clients.

19. If you are in practice, please describe your typical clients and any areas of special emphasis within your practice.

My current clients are indigent defendants who are charged with misdemeanors ranging from Unlawful Bus Conduct to DUI's. I also just finished a trial with complex multi-count economic crimes.

20. If your present law practice is different from any previous practice, please describe the earlier practice, including the nature of your typical clients and any area of special emphasis within your practice.

While in private practice, I represented mostly ordinary people in a full range of areas including, Family Law, Personal Injury, Criminal Law, Immigration, Bankruptcy, Probate and Real Estate law.

21. Within the last 5 years, did you appear in trial court:

Regularly Occasionally Infrequently

22. Within the last 5 years, did you prepare appellate briefs and appear before appellate courts:

Regularly Occasionally Infrequently

23. Within the last five years, how often did you appear in the court for which you are applying:

Regularly Occasionally Infrequently

24. Career Experience

(a) What percentage of your appearances in the last five years was in:

(1) Federal appellate courts	<u> 0 </u> %
(2) Federal trial courts	<u> 0 </u> %
(3) State appellate courts	<u> 0 </u> %
(4) State trial courts	<u> 95 </u> %
(5) Municipal courts	<u> 0 </u> %
(6) District courts	<u> 5 </u> %
(7) Administrative tribunals	<u> 0 </u> %
(8) Tribal courts	<u> 0 </u> %
(9) Other	<u> </u> %
TOTAL	100%

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(b) What percentage of your practice in the last five years was:

(1) Civil litigation (excl. family law)	0	%
(2) Criminal litigation	85	%
(3) Family law litigation	15	%
(4) Non-litigation		%
TOTAL	100	%

(c) What percentage of your trials in the last five years were:

(1) Jury trials	95	%
(2) Non-jury trials	5	%
TOTAL	100	%

(d) State the number of cases during your total career that you have tried to verdict or judgment (rather than settled) in the following courts, and indicate for each court the following percentages: trials in which you were sole counsel or chief counsel, jury trials, and trials where you were the arbiter/decision maker.

<u>Number</u>	<u>Court</u>	<u>% as Sole / Chief Counsel</u>	<u>% Jury</u>	<u>% as the Arbiter</u>
50+	Municipal	100%	99%	
50+	State Dist.	99%	100%	1%
50+	State Superior	99%	98%	
2	Federal Dist.	100%	50%	
	Administrative			
1	Tribal Courts	100%		
	Other		0%	

(e) State the number of appellate cases during your total career where you appeared as counsel of record in the following courts, and indicate for each court the following percentages: cases where you were sole counsel or chief counsel, and cases where you were the arbiter/decision maker (if applicable).

<u>Number</u>	<u>Court</u>	<u>% as Sole / Chief Counsel</u>	<u>% as the Arbiter</u>
2	State Superior Court	100%	
1	WA. Div. I COA	100%	
	WA. Div. II COA		
	WA. Div. III COA		
	WA. Supreme Court		
	Fed. Cir. COA		
	U.S. Supreme Court		

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- (f) Briefly describe no more than five significant litigation matters that you directly handled as the sole counsel. For each, please provide the name and telephone number of opposing counsel, the name of the judge or other judicial officer, and the citation (if applicable).

State v. Tony Pharr, 02-1-07980-2SEA, Judge Paris Kallas, Deputy Prosecutors (now Superior Court Judge) Jim Rogers (206-296-9203). Second Degree Murder case.

State v. Tyson Spring, 09 -1-00549-1SEA, Judge Richard Eadie, Deputy Prosecutors John Carver and Suzanne Love, (206-296-9000). 17 count criminal complex economic litigation.

State v. Christopher Johnson, 01-1-02525-9 SEA, Judge Richard A. Jones, (now Federal District Court Judge), Prosecutor Adrienne McCoy (206-296-9000). Assault 1st degree.

- (g) State in detail your experience in adversary proceedings before administrative boards or commissions during the last five years.

NONE

25. Please briefly describe any legal non-litigation experience that you feel enhances your qualifications to serve as a judge.

For seven years I served as Corporate Counsel for 6001 condominiums in Redmond WA. It was, and may still be the largest condominium complex in Washington State with over 700 units. I advised the Board of Directors, negotiated with companies on behalf of the Homeowners' Association, served as legal advisor on day-to-day legal issues for the property manager, served as collection agent for the Association and represented the Association in at least two major litigations.

26. If you are now an officer or director of any business organization or otherwise engaged in the management of any business enterprises, please provide the following: the name of the enterprise, the nature of the business, the title of your position, the nature of your duties, and the term of your service. If you are appointed and do not intend to resign such position(s), please state this below along with your reasons for not resigning.

N/A

27. Please list all chairmanships of major committees in bar associations and professional societies and memberships on any committees that you have held and believe to be of particular significance.

N/A

Judicial Interest and Experience

28. In 50 words or less, please describe why you should be appointed / elected and are seeking a judicial position.

I have spent 25 years practicing in, studying, and working to improve our court system, to better serve the interest of justice and the community. I believe my extensive litigation experience and service as an arbitrator and pro tem judge in civil, family law, and criminal litigation provides me with an exceptional background for improving the district court bench.

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29. In 50 words or less, please describe your judicial philosophy.

I strongly believe that justice cannot be done unless all people are treated respectfully, fairly and competently. I believe a judge's first responsibility is to protect the public by holding defendants accountable for their actions. My 25 years of experience has also taught me that, while punishment has its place, the public is often best protected by treatment designed to address the underlying problems.

30. Have you ever held a judicial office or have you ever been a candidate for such office?
Yes / No. If you answered "yes", please provide details, including the courts involved, whether elected or appointed, and the periods of your service.

No

31. Have you ever held public office other than a judicial office, or have you ever been a candidate for such an office? Yes / No. If you answered "yes", please provide details, including the offices involved, whether elected or appointed, and the length of your service.

No

32. Please briefly identify all of your experience as a neutral decision-maker (e.g. judge (permanent or pro tem) in any jurisdiction, administrative law judge, arbitrator, hearing officer, etc.). Give courts, approximate dates, and attorneys who appeared before you.

Pro Tem Judge, Seattle District Court, 1992 to 1996 -- I presided over Bail Calendars, review hearings, trials, contested hearings, and arraignments. This was too long ago to remember specific cases or attorneys.

King County Arbitrator, 1991 to 2001 --Served as arbitrator on 3 to 5 cases per year during this period. I cannot remember participants.

Pro Tem Judge -- King County Superior Court, 1996 to 2000 -- Presided over the felony plea calendar 2 to 5 days per month. The only attorney I specifically remember who appeared before is Marcus Naylor (206-674-4700).

While I would love to be able to pro tem or serve as an arbitrator now, my current employment as a Public Defender prevents me from continuing in this capacity.

Community and Civic Activities

33. Please list your community and civic activities, including dates and leadership roles held, over the last 10 years.

From 1987 to 2009, I participated as coach, team manager and player in the Jewish Community Center Co-ed Softball program. I also gave pre-season clinics and umpired at the request of the Athletic Programs director.

In the early 1990's, I served on the Board of the Council for Prevention of Child Abuse and Neglect (CPCAN) for three years.