

# *JUDICIAL BRANCH*



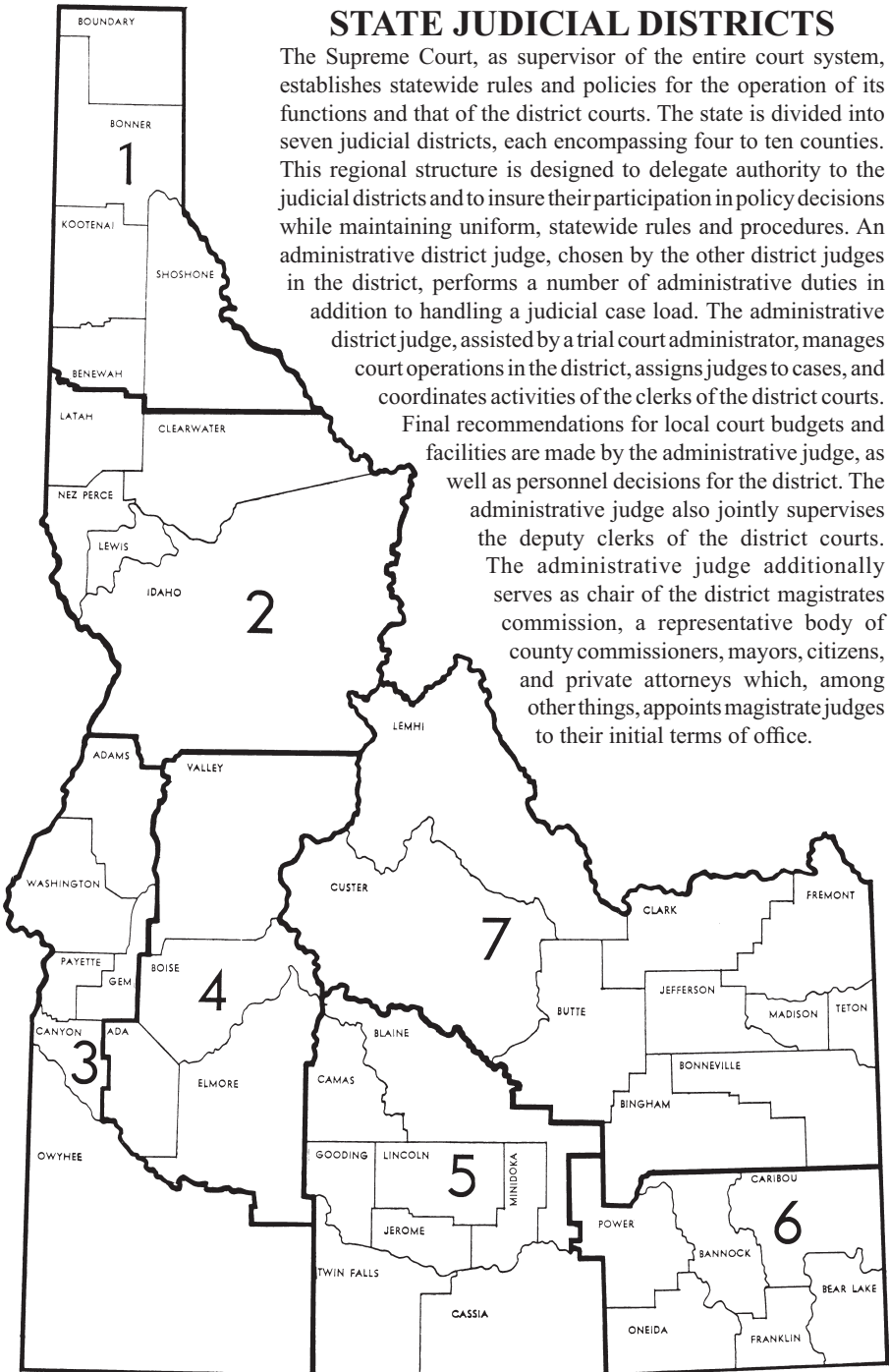
*Dworshak State Park*

Photo Courtesy: Idaho Department of Parks & Recreation

## STATE JUDICIAL DISTRICTS

The Supreme Court, as supervisor of the entire court system, establishes statewide rules and policies for the operation of its functions and that of the district courts. The state is divided into seven judicial districts, each encompassing four to ten counties. This regional structure is designed to delegate authority to the judicial districts and to insure their participation in policy decisions while maintaining uniform, statewide rules and procedures. An administrative district judge, chosen by the other district judges in the district, performs a number of administrative duties in addition to handling a judicial case load. The administrative district judge, assisted by a trial court administrator, manages court operations in the district, assigns judges to cases, and coordinates activities of the clerks of the district courts.

Final recommendations for local court budgets and facilities are made by the administrative judge, as well as personnel decisions for the district. The administrative judge also jointly supervises the deputy clerks of the district courts. The administrative judge additionally serves as chair of the district magistrates commission, a representative body of county commissioners, mayors, citizens, and private attorneys which, among other things, appoints magistrate judges to their initial terms of office.



# IDAHO COURTS

Idaho's court system today is recognized as a model for other states. Constitutional amendments in the early 1960's gave the Idaho Supreme Court management authority over the trial courts, firmly establishing the Supreme Court's rule making powers and providing a method of supervising trial operations. The judicial reform efforts which culminated on January 11, 1971, streamlined Idaho's trial courts by consolidating the various probate, justice and municipal courts into a general jurisdiction District Court, with a division for special types of actions. Thus unified, Idaho's court system is one of the nation's most modern in design.

## Supreme Court

The Supreme Court of Idaho is the State's court of last resort. The Court hears appeals from final decisions of the District Court, as well as from orders of the Public Utilities Commission and the Industrial Commission. It has original jurisdiction to hear claims against the state and to issue writs of review, mandamus, certiorari, prohibition and habeas corpus, and all writs necessary to complete exercise of its appellate jurisdiction. The Idaho Supreme Court is one of the few "circuit-riding" supreme courts in the country, and holds terms of Court in Boise, Coeur d'Alene, Lewiston, Twin Falls, Pocatello and Idaho Falls.

The Supreme Court is responsible for the administration and supervision of the trial courts, as well as the operations of the staff of the Courts, the Supreme Court Clerk's Office and the State Law Library. These latter operations are located, along with the Justices' offices and courtrooms, in the Supreme Court Building in Boise.

The Supreme Court consists of five justices who are elected at large, on a nonpartisan ballot, for a term of six years with their terms being staggered so continuity on the Court will be maintained. A candidate for justice must be a qualified elector and a duly qualified attorney-at-law. The chief justice is elected by a majority of the justices, and serves as executive head of the state judiciary.

## Court of Appeals

The Idaho Court of Appeals hears appeals from the district courts which are assigned by the Supreme Court. While review of decisions of the Court of Appeals may be sought from the Supreme Court, the Supreme Court is not required to grant the appeal. In most cases, decisions by the Court of Appeals are final.

The Court of Appeals has three judges, who review cases as a panel. While chambered in Boise, the judges may hear appeals arguments anywhere in the state.

## Trial Courts

The district court is the trial court of general jurisdiction. A magistrate division exercises limited jurisdiction. The magistrate division, in turn, has a small claims department. While individual judges may serve either in district court cases or magistrate division cases, it is one integrated court.

The district court judges have original jurisdiction in all cases and proceedings. They may issue extraordinary writs, and may also hear appeals from the magistrate division, and certain agencies and boards. There are 39 district court judges, who sit in each of the 44 counties. They are Idaho attorneys, elected by nonpartisan ballot within the judicial district in which they serve. Each district court judge is served by a court reporter who makes a record of all proceedings and testimony in a case.

Judges of the magistrate division may hear civil cases where the amount of damages requested does not exceed \$10,000; proceedings in a forcible entry, forcible detainer and unlawful detainer; for the limited enforcement and foreclosure of common law and statutory liens on real or personal property; proceedings in the probate of wills and the administration

of estates of decedents and incapacitated persons; juvenile proceedings; criminal misdemeanor offenses; proceedings to prevent the commission of crimes; may issue warrants for the arrest or for searches and seizures; and may conduct preliminary hearings to determine probable cause on felony complaints.

There are 83 magistrate judges, with at least one magistrate judge resident within each county. Magistrate judges also hear small claims cases. These are minor civil cases where \$4,000 or less is involved. The small claims department is designed to provide a quick, inexpensive solution to such claims, including cases to recover possession of personal property up to a value of \$4,000. No attorneys are allowed in small claims cases, nor are there jury trials. Appeals from small claims decisions are taken to a lawyer magistrate judge. Additionally, seven district trial court administrators assist the Administrative District Judge and the Administrative Director of the Courts with the administration of the district court.

## **Administrative Director of the Courts**

The Administrative Director of the Courts, acting under the supervision and direction of the Chief Justice of the Supreme Court, has a number of statutory duties which are specified in *Idaho Code* Section 1-612, including collecting statistical information about court operations, reporting the need for assistance in the handling of pending cases in the trial courts, preparing an annual report for the Supreme Court and Governor, examining the administrative and business methods and systems employed in the offices of the judges, clerks and other offices of the courts, and making recommendations to the Supreme Court for the improvement of the judicial system. The Supreme Court prescribes the following additional duties to be performed under the supervision and direction of the Chief Justice, which include:

1. Compile and prepare the annual judicial appropriations request for consideration and approval by the Court;
2. Develop and administer judicial training seminars and educational programs for the judges and court clerks of Idaho.
3. Review and recommend to the Court calendar management policies.
4. Advise the news media and the public of official functions of the Court and matters of general interest concerning the courts in Idaho.
5. Liaison for the court system as a whole with the legislature.

## **Supreme Court Clerk**

The constitutional office of the Clerk of the Supreme Court performs a variety of important tasks for the judiciary. The clerk's office administers the processing of appeals, special writs, petitions, and provides other clerical functions of the Supreme Court and the Court of Appeals. The Supreme Court Clerk manages the calendars of both appellate courts, maintains an automated register of actions, which assures proper flow of cases and distribution of final opinions. The Supreme Court Clerk's Office is a valuable resource to district court clerks in providing assistance and advice regarding the preparation of the clerk's record and other relevant documents associated with an appeal of a trial court decision. The publication of the *Idaho Reports* is coordinated by the Supreme Court Clerk's office. Opinions of both the Supreme Court and the Court of Appeals are posted on the internet within 24 hours of their release, these opinions can be found at: [www.isc.idaho.gov/judicial.html](http://www.isc.idaho.gov/judicial.html)

## State Law Library

The Idaho State Law Library was established in 1869 under an Idaho territorial statute. It is operated by the State Law Librarian and is open to the public. The Law Library is a research library not a lending library, that is widely used by the judiciary, public officials, lawyers, students, researchers and the general public. The state law library contains more than 130,000 bound volumes and thousands of pamphlets and unbound publications. In addition, the library is a depository for U.S. government publications.

The bound volume collection includes the reported cases of all federal and state courts of last resort, the statutes and session laws for each of the 50 states, together with some statutes and case reports of other English-speaking peoples. The State Law Library offers access to automated legal research tools such as WESTLAW and LEXIS. The internet address for the State Law Library is [www.isll.idaho.gov/](http://www.isll.idaho.gov/)

## Judicial Council

The Idaho Judicial Council is empowered by statute to nominate to the Governor persons for appointments to vacancies in the Supreme Court, Court of Appeals, and district courts. It may make recommendations to the Supreme Court for the removal, discipline and retirement of judicial officers. It is comprised of seven members: the Chief Justice of the Supreme Court, who is chairman, a district court judge and two lawyers appointed by the governing board of the Idaho bar with the consent of the state senate and three non-attorney members appointed by the Governor with the consent of the senate. Sitting in its disciplinary capacity, the Council may investigate complaints against justices, court of appeals judges or judges of the district courts or magistrate divisions, and in appropriate cases it may recommend to the Supreme Court the removal, discipline or retirement of a justice, judge, or magistrate judge.

For additional information contact: Robert G. Hamlin, Executive Director; Website: [www2.state.id.us/ijc](http://www2.state.id.us/ijc)

## Administrative Director and Court Staff

Supreme Court Building, 451 W. State, Boise 83720-0101

Administrative Director-Patricia Tobias

334-2246

Deputy Administrative Director of the Courts - Corrie L. Keller

334-2248

Staff Attorney - Cathy Derden

334-3868

Deputy Director of Information Systems - John Peay

334-3868



## **CHIEF JUSTICE OF THE IDAHO SUPREME COURT *DANIEL T. EISMANN***

Justice Eismann was raised in Owyhee County and graduated in 1965 from Vallivue High School near Caldwell, Idaho. He enrolled at the University of Idaho, and in 1967 he left the University to enlist in the United States Army. He served two consecutive tours of duty in Vietnam where, as a crew chief/door gunner on a Huey gunship, he was awarded two purple hearts for being wounded in combat and three medals for heroism.

After being honorably discharged from the military, he returned to the University of Idaho where he received his undergraduate degree and then graduated *cum laude* from law school in 1976. After practicing law for ten years, Justice Eismann was appointed as the Magistrate Judge in Owyhee County. As a magistrate judge, he was a member of the Region III Council for Children and Youth; he helped create Children's Voices, Inc., an organization to recruit, train and oversee guardians ad litem to represent the interests of neglected and abused children in court proceedings; he organized and served upon a community diversion board to handle outside the judicial system first-time juvenile offenders who committed minor crimes; and he chaired the Canyon County Juvenile Justice Task Force.

In 1995, Governor Batt appointed Justice Eismann as a district judge in Ada County. Convinced that there must be a more effective way to deal with the burgeoning drug problem, Justice Eismann began working to set up a drug court in Ada County. In 1998 Ada County was awarded a federal grant, and in February 1999 the drug court began receiving participants. Justice Eismann presided over that drug court until just prior to taking office as a Justice of the Idaho Supreme Court. The Ada County Drug Court is proving effective in getting addicts off drugs so that they can restore their lives, rebuild their family relationships, and become productive members of the community. In 1998, the other district judges elected Justice Eismann as the Administrative District Judge for the Fourth Judicial District, consisting of Ada, Boise, Elmore, and Valley Counties. While a district judge, he also served on the Ada County Domestic Violence Task Force.

In 2000, the people of Idaho elected Justice Eismann to the Idaho Supreme Court, where he began serving on January 2, 2001. He also serves as chair of the Civil Rules Committee, the Criminal Jury Instructions Committee, and the statewide Drug Court and Mental Health Court Coordinating Committee. He is a member and past-president of the Boise Chapter of the Inns of Court and currently serves on the boards of the Idaho State Bar Lawyers Assistance Program, which provides assistance to lawyers with substance abuse problems, and of the Idaho Law Foundation. He also serves on the Criminal Justice Commission created by Governor Kempthorne in 2005 and the Interagency Committee on Substance Abuse and Treatment.

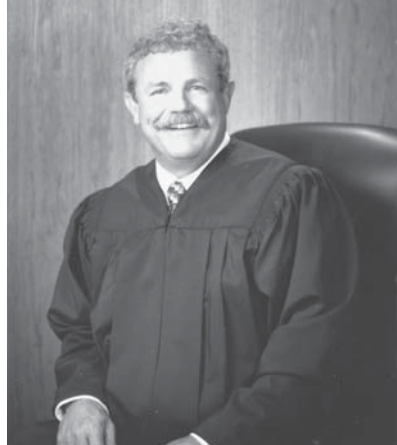
In 1982, Justice Eismann married Sheila Wood, and they have three children.

Salary: \$121,006.00

Term Expires: January 2013

**IDAHO SUPREME  
COURT JUSTICE  
ROGER S. BURDICK**

Justice Burdick received his Bachelor's of Science degree in Finance from the University of Colorado in 1970 and graduated from the University of Idaho School of Law with a Juris Doctorate in 1974. From 1970 to 1971, he worked as a bank examiner with the Department of Finance. From 1974 to 1980, he worked with the law firm of Webb, Pike, Burton & Carlson in Twin Falls, Idaho, then as Deputy Prosecuting Attorney in Ada County, and finally as a partner with the law firm of Hart and Burdick, in Jerome, Idaho.



While with Hart and Burdick from 1976 to 1980, he served as a Public Defender in Camas, Lincoln, Jerome and Gooding Counties, as well as a general law practice. In November 1980, he was elected as Prosecuting Attorney for Jerome County. From September 1981 to September 1993, he served as Magistrate Judge in Jerome County. During that time, he was appointed the first Magistrate Member of the Idaho Judicial Council, President of Idaho Magistrate Association and Chairman of Juvenile Rules Committee, as well as numerous other committees.

In September 1993, he was appointed District Judge in Twin Falls County and has served on various Idaho Supreme Court advisory committees, including Chairman of I.A.R. 32 Rules Committee. He again served on the Idaho Judicial Council from 1995 to 2001 as the District Court member. He served as President of the District Judges Association from 2001 to 2003. In 2001, he was assigned to preside over the Snake River Basin Adjudication.

In January 2001, he was appointed the Administrative Judge for the Fifth Judicial District. Finally, in August, 2003 he was appointed to be the fifty-third Justice of the Idaho Supreme Court by Governor Dirk Kempthorne. He was reelected to that position in 2004.

Salary: \$119,506.00

Term Expires: January 2011



**IDAHO SUPREME  
COURT JUSTICE  
*JOEL HORTON***

Joel Horton was born in Nampa, Idaho in 1959. He graduated from Borah High School in Boise before attending the University of Washington. He received a B.A. in Political Science in 1982 and his J.D. from the University of Idaho College of Law in 1985.

Justice Horton practiced law in Lewiston for one year before marrying future Ada County Magistrate Carolyn Minder and moving to Twin Falls. He was a deputy prosecuting attorney in Twin Falls from 1986 - 1988. He worked as a criminal deputy with the Ada County Prosecutor for three years before becoming a Deputy Attorney General in 1991. He returned to the Ada County Prosecutor's Office in 1992, serving as a deputy criminal prosecutor until 1994.

In 1994, Justice Horton was appointed Ada County magistrate, serving as a family law judge until his appointment to the district court in 1996 by Governor Phil Batt. He served as a district judge until his appointment to the Idaho Supreme Court. In September of 2007, Governor C. L. "Butch" Otter appointed Justice Horton to succeed Justice Linda Cople Trout.

Salary: \$119,506.00

Term Expires: January 2013



**IDAHO SUPREME  
COURT JUSTICE  
*JIM JONES***



Justice Jim Jones is an Idaho native, who grew up on his family's farm in Eden. He attended his first year of college at Idaho State University in Pocatello (1960-61), transferring to the University of Oregon in Eugene, where he received a Bachelor of Arts Degree in Political Science in 1964. He attended Northwestern University School of Law in Chicago, receiving a Juris Doctor Degree in 1967.

Justice Jones served as an artillery officer in the U.S. Army, including a 13-month tour in Vietnam. He was honorably discharged as a captain in August, 1969. In addition to a number of combat decorations, Justice Jones received an Army Commendation Medal for his civic action work with an orphanage run by the Cao Dai Church in Tay Ninh Province, Vietnam.

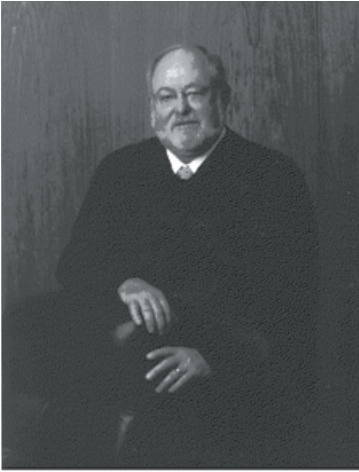
Justice Jones served as legislative assistant to former U.S. Senator Len B. Jordan for three years, commencing in 1970. He started a law practice in Jerome in 1973 and maintained it until he was elected as Idaho Attorney General in 1982. Justice Jones served two elected terms as Attorney General. Following the completion of his second term, he established a private law practice in Boise, which he maintained until being elected to the Idaho Supreme Court in 2004.

Justice Jones has served as a member of the board of Magic Valley Rehabilitation Services in Twin Falls (1975-1978), the advisory committee for Boise State Radio (1995-2000), the Idaho Vietnam Veterans Leadership Program (1983-1986), chairman of the Special Committee on Governmental Ethics, Lobbying and Political Campaign Financing (1987), chairman of the Attorney General's Advisory Committee on Gasoline Pricing (1999), General Counsel of the Better Business Bureau Inc., Serving Southwest Idaho and Eastern Oregon (1995-2004), and Army Reserve Ambassador for Idaho (2002-2003). He received the Torch of Liberty Award from the Anti-Defamation League of B'nai B'rith in 1987 and the Idaho Water Statesman of 1990 Award from the Idaho Water Users' Association. During his tenure as Idaho Attorney General, he argued three cases before the United States Supreme Court.

Justice Jones is married to Boise author, Kelly Jones. They have three children, Katherine Montgomery, Jon Edes, and Kristi MacDonald, as well as seven grandchildren.

Salary: \$119,506.00

Term Expires: January 2011



## **IDAHO SUPREME COURT JUSTICE *WARREN JONES***

Justice Warren E. Jones is an Idaho native who was born in Montpelier, Idaho in 1943. He attended grade school in Ogden, Utah, spending summers with his grandparents on a farm in Burley, Idaho. He attended high school at Butte County High School in Arco, Idaho, graduating as valedictorian in 1961. He then attended the College of Idaho in Caldwell, Idaho, where he received his B.A. degree, *Magnum Cum Laude*, in political science in 1965. He then attended the University of Chicago Law School where he received his J.D. degree in 1968. After his second year of law school, he received a Ford Foundation Fellowship for advanced study in criminal law and procedure at Northwestern

University School of Law in Chicago. Following graduation from the University of Chicago in 1968, he returned to Idaho to work as a law clerk in 1968-1970 for the Honorable Joseph J. McFadden, Chief Justice of the Idaho Supreme Court. Justice Jones joined the law firm of Eberle, Berlin, Kading, Turnbow, McKlveen & Jones in 1970 where he later became the firm's senior litigator, specializing in litigation of all types, including negligence, products liability, professional malpractice and commercial litigation. For 37 years with the Eberle Berlin firm, Justice Jones tried over 122 jury cases to a verdict in 38 of the State's 44 counties.

In July, 2007, he was appointed to be the 55th Justice of the Idaho Supreme Court by Governor C.L. "Butch" Otter.

Salary: \$119,506.00

Term Expires: January 2011

## SUPREME COURT JUSTICES 1891-2009

*\* Fourth and fifth positions were added to the Supreme Court by constitutional amendment in 1920.*

*Note: Judges were elected on nonpartisan ballots from 1913 to 1918, and from 1934 to date.*

<b>Name/Party</b>	<b>Term of Office</b>	<b>Remarks</b>
<b>FIRST POSITION</b>		
Sullivan, Isaac N. (R)	1/5/1891 to 1/1/1917	Elected 1890; reelected 1892, 1898, 1904, 1910
Rice, John C. (NP)	1/1/1917 to 1/1/1923	Elected 1916
Lee, William E.	1/1/1923 to 1/17/1930	Elected 1922; reelected 1928; resigned 1/17/1930
McNaughton, W.F.(R)	1/10/1930 to 12/31/1931	Appointed to fill vacancy; resigned 12/31/1931
Leeper, Robert D. (D)	1/2/1932 to 12/19/1932	Appointed to fill vacancy; died in office
Wernette, N.D. (D)	2/10/1933 to 1/7/1935	Appointed to fill vacancy
Ailshie, James F.	1/1/1935 to 5/27/1947	Elected 1934; reelected 1940, 1946; died in office
Hyatt, Paul W.	8/30/1947 to 3/1/1949	Appointed to fill vacancy; resigned 3/1/1949
Keeton, William D.	3/30/1949 to 1/4/1959	Appointed to fill vacancy; elected 1952
Knudson, E.T.	1/5/1959 to 12/31/1965	Elected 1958; reelected 1964; resigned 12/31/1965
Spear, Clay V.	1/1/1966 to 10/21/1971	Appointed to fill vacancy; elected 1970; resigned 10/21/1971
Bakes, Robert E.	12/30/1971 to 2/1/1993	Appointed to fill vacancy; elected 1976; reelected 1982 and 1988; resigned 2/1/1993
Silak, Cathy R.	2/25/1993 to 12/31/2000	Appointed to fill vacancy; elected 5/24/1994
Eismann, Daniel T.	1/1/2001	Elected 5/23/2000, reelected 2006
<b>SECOND POSITION</b>		
Huston, Joseph W. (R)	1/5/1891 to 1/7/1901	Elected 1890; reelected 1894
Stockslager, Charles (D)	1/7/1901 to 1/7/1907	Elected 1900
Stewart, George H. (R)	1/7/1907 to 9/25/1914	Elected 1906; reelected 1912; died in office
Budge, Alfred (R)	11/28/1914 to 1/3/1949	Appointed to fill vacancy; elected 1918; reelected 1924, 1930, 1936, 1942
Porter, James W.	1/3/1949 to 12/9/1959	Elected 1948; reelected 1954; died in office
Joseph J. McFadden	12/18/1959 to 9/30/1982	Appointed to fill vacancy; elected 1960; reelected 1966, 1972, 1978; resigned 9/30/1982
Huntley, Robert C., Jr.	10/1/1982 to 8/7/1989	Appointed to fill vacancy; elected 1984; resigned 8/7/1989
Boyle, Larry	8/22/1989 to 3/31/1992	Appointed to fill vacancy; elected 1990; resigned 3/31/1992
Trout, Linda Copple	9/1/1992 to 8/31/2007	Appointed to fill vacancy; elected 1996, reelected 2002
Horton, Joel	9/18/2007	Appointed to fill vacancy; elected 2008

### THIRD POSITION

Morgan, John T. (R)	1/5/1891 to 1/4/1897	Elected 1890
Quarles, Ralph P. (P-D)	1/4/1897 to 1/5/1903	Elected 1896
Ailshie, James F. (R)	1/5/1903 to 7/20/1914	Elected 1902; reelected 1908
Truitt, Warren (R)	9/14/1914 to 1/4/1915	Appointed to fill vacancy
Morgan, William M. (NP)	1/4/1915 to 1/3/1921	Elected 1914
Dunn, Robert N. (R)	1/3/1921 to 1/17/1925	Elected 1920; died in office
Taylor, Herman H. (R)	1/3/1925 to 2/22/1929	Appointed to fill vacancy; elected 1926; died in office
Varian, Bertram S. (R)	3/4/1929 to 1/2/1933	Appointed to fill vacancy
Morgan, William M. (D)	1/2/1933 to 10/16/1942	Elected 1932; reelected 1938; died in office
Dunlap, S. Ben	12/31/1942 to 1/1/1945	Appointed to fill vacancy
Miller, Bert H.	1/1/1945 to 12/21/1948	Elected 1944; resigned 12/21/1948
Taylor, C.J.	3/30/1949 to 1/6/1969	Appointed to fill vacancy; elected 1950, reelected 1956, 1962
Donaldson, Charles R.	1/6/1969 to 10/9/1987	Elected 1968; reelected 1974, 1980, 1986; died in office
Johnson, Byron	2/1/1988 to 1/3/1999	Appointed to fill vacancy; elected 1992
Kidwell, Wayne	1/4/1999 to 12/31/2004	Elected 1998
Jones, Jim	1/3/2005	Elected 2004

### FOURTH POSITION\*

McCarthy, Charles P. (R)	1/3/1921 to 1/5/1925	Elected 1920
Givens, Raymond L. (R)	1/5/1925 to 1/3/1955	Elected 1924; reelected 1930, 1936, 1942, 1948
Anderson, Donald B.	1/3/1955 to 12/16/1956	Elected 1954; died in office
McQuade, Henry F.	12/22/1956 to 3/17/1976	Appointed to fill vacancy; elected 1960; reelected 1966, 1972; resigned 3/17/1976
Bistline, Stephen	5/20/1976 to 12/1/1994	Appointed to fill vacancy; elected 1978; reelected 1984, 1990; resigned 12/1/1994
Schroeder, Gerald F.	1/20/1995 to 07/31/2007	Appointed to fill vacancy; elected 1996; reelected 2002
Jones, Warren	6/26/2007	Appointed to fill vacancy; elected 2008

### FIFTH POSITION\*

Lee, William A. (R)	1/3/1921 to 9/7/1926	Elected 1920; died in office
Lee, T. Bailey (R)	10/4/1926 to 1/2/1933	Appointed to fill vacancy; elected 1926
Holdon, Edwin M.	1/2/1933 to 7/17/1950	Elected 1932; reelected 1938, 1944
Thomas, Darwin W.	1/1/1951 to 11/22/1954	Elected 1950; died in office
Smith, E.B.	12/10/1954 to 1/6/1969	Appointed to fill vacancy; elected 1956; reelected 1962
Shepard, Allan G.	1/6/1969 to 5/27/1989	Elected 1968; reelected 1974, 1980; 1986; died in office
McDevitt, Chas. F.	8/31/1989 to 8/31/1997	Appointed to fill vacancy; elected 1992; resigned 8/31/97
Walters, Jesse R.	9/2/1997 to 7/31/2003	Appointed to fill vacancy; elected 1998; resigned 7/31/2203
Burdick, Roger S.	8/1/2003	Appointed to fill vacancy; elected 2004

# Court of Appeals Judges 1982-2009

*Created in 1980, funded in 1981, and began operation on January 4, 1982*

<i>Name/Party</i>	<i>Term of Office</i>	<i>Remarks</i>
<b>FIRST POSITION</b>		
Walters, Jesse R.	1/4/1982 to 9/2/1997	Appointed 1982, elected 1984, reelected 1984, 1990 and 1996; appointed to Idaho Supreme Court 9/2/1997
Schwartzman, Alan	10/2/1997 to 1/15/2002	Appointed to fill vacancy; resigned 1/15/2002
Gutierrez, Sergio A.	1/16/2002 to	Appointed to fill vacancy; elected 2002, reelected 2008
<b>SECOND POSITION</b>		
Burnett, Donald	1/4/1982 to 1/16/1990	Appointed 1982, elected 1986; resigned 01/16/1990
Silak, Cathy R.	9/1/1990 to 2/25/1993	Appointed to fill vacancy; elected 1992; appointed to Idaho Supreme Court 02/25/1993
Lansing, Karen	6/7/1993 to	Appointed to fill vacancy; elected 1998; reelected 2004
<b>THIRD POSITION</b>		
Swanstrom, Roger	1/4/1982 to 1/31/1993	Appointed 1982, elected 1988; resigned 01/31/1993
Perry, Darrel R.	8/6/1993 to	Appointed to fill vacancy; elected 1994, reelected 2000 and 2006
<b>FOURTH POSITION</b>		
Gratton, David W.	1/5/2009 to	Appointed to newly added seat 2009;

# IDAHO COURT OF APPEALS



## CHIEF JUDGE KAREN L. LANSING

Judge Lansing was born at Kendrick, Idaho on June 23, 1950, graduated from Orofino High School in 1968, received B.A. degree in Political Science from the University of Idaho in 1972. She was employed by the Idaho Personnel Commission as a personnel analyst in 1972 and 1973, and served as a planner in the Idaho State Planning Agency from 1973 to 1975. Judge Lansing received a Juris Doctor degree from the University of Washington in 1978. She served as an assistant city attorney for the City of Boise in 1978 and 1979. She then joined the Boise-based law firm of Hawley, Troxell, Ennis & Hawley in 1979, becoming a partner in 1985. She was appointed to the Court of Appeals in June 1993, and was elected for additional terms in 1998 and 2004.

Salary: \$118,506.00

Term Expires: January 2011



## JUDGE DARREL R. PERRY

Judge Darrel R. Perry was raised in the southeast corner of Idaho, first in Dubois and then in Pocatello. He attended the University of Idaho, graduating in 1976 with a B.A. in Political Science and a B.S. in Economics. He obtained his J.D. degree in 1979 from the University of Idaho College of Law.

Following graduation, he joined the Lewiston firm of Knowlton and Miles as an associate handling a variety of civil matters and serving as public defender. During this time, Judge Perry also taught Business Law and Economics at Lewis-Clerk State College as part of its continuing education department. He was appointed by the Second Judicial District Magistrate Commission to serve as a magistrate judge for Nez Perce County effective January 1, 1982, at the age of twenty-seven.

Judge Perry served as a magistrate until July 1993, when, at the age of thirty-eight, he was appointed to the Idaho Court of Appeals. He was elected for additional six-year terms in 1994, 2000, and 2006. Judge Perry has served four terms as Chief Judge of the Court. Judge Perry serves on the Supreme Court's Judicial Education and Media in the Courts Committees.

He has two daughters, Katie and Natalie.

Salary: \$118,506.00

Term Expires: January 2013

# IDAHO COURT OF APPEALS



## JUDGE SERGIO A. GUTIERREZ

Judge Gutierrez is married to the former Mary Cuevas. They have four children, a foster son and four grandchildren. He is a graduate from Job Corps, where he obtained his G.E.D. He received a B.A. degree in Elementary Education from Boise State University. He attended Hastings Law School, University of California, where he obtained his Juris Doctor degree. His law practice experience includes employment with Idaho Legal Aid Services, Inc., with the firm of Park, Costello and Burkett and operating a solo practice. He served as District Judge from 1993 to 2002. He was appointed to the Court of Appeals in January 2002 and elected in May 2002.

Salary: \$118,506.00

Term Expires: January 2016



## JUDGE DAVID W. GRATTON

Judge Gratton was born and raised in Emmett, Idaho. He attended Boise State University, graduating in 1982 with a B.A. in political science. Judge Gratton received a Juris Doctor from the University of Idaho, College of Law in 1985. He served as an intern law clerk for Ninth Circuit Judge J. Blaine Anderson in 1984 and law clerk to United States District Court Judge Harold L. Ryan from 1985 to 1987. Judge Gratton joined the law firm of Evans Keane LLP in 1987, becoming a partner in 1993, until his appointment to the Idaho Court of Appeals in 2009. He and his wife, Robin, have three children, John (deceased), Kevin and Breanne.

Salary: \$118,506.00

Term Expires: January 2013

## ADMINISTRATIVE DISTRICT JUDGES

### First Judicial District

John P. Luster  
PO Box 9000  
Coeur d'Alene ID 83816-9000

### Second Judicial District

Jeff Brudie  
Nez Perce County Courthouse  
PO Box 896  
Lewiston ID 83501

### Third Judicial District

Juneal Kerrick  
1115 Albany  
Caldwell ID 83605

### Fourth Judicial District

Darla S. Williamson  
Ada County Courthouse  
200 West Front  
Boise ID 83702-7300

### Fifth Judicial District

R. Barry Wood  
PO Box 27  
Gooding ID 83308

### Sixth Judicial District

Peter McDermott  
PO Box 4131  
Pocatello ID 83205

### Seventh Judicial District

Jon J. Shindurling  
PO Box 389  
Rexburg ID 83440

## TRIAL COURT ADMINISTRATORS

### First Judicial District

Karlene Behringer  
PO Box 9000  
Coeur d'Alene ID 83816-9000

### Second Judicial District

Hon. Jay Gaskill  
Nez Perce County Courthouse  
PO Box 896  
Lewiston ID 83501

### Third Judicial District

Dan Kessler  
Canyon County Courthouse  
1115 Albany  
Caldwell ID 83605

### Fourth Judicial District

Larry Reiner  
Ada County Courthouse  
200 W Front Street  
Boise ID 83702-7300

### Fifth Judicial District

Linda Wright  
Twin Falls County Courthouse  
427 Shoshone Street North  
PO Box 126  
Twin Falls ID 83303-0126

### Sixth Judicial District

Suzanne H. Johnson  
Bannock County Courthouse  
PO Box 4847  
Pocatello ID 83205

### Seventh Judicial District

Burton W. Butler  
Bonneville County Courthouse  
605 North Capital Avenue  
Idaho Falls ID 83402



## DISTRICT COURT JUDGES

### First Judicial District

John P. Luster, *Administrative Judge* PO Box 9000, Coeur d'Alene 83816-9000  
Fred M. Gibler PO Box 527, Wallace 83873  
Charles Hosack PO Box 9000, Coeur d'Alene 83816-9000  
Steve Verby 215 South 1st Avenue, Sandpoint 83864  
Lansing Haynes PO Box 9000, Coeur d'Alene 83816-9000

### Second Judicial District

Jeff M. Brudie, *Administrative Judge* PO Box 896, Lewiston 83501  
Carl B. Kerrick PO Box 896, Lewiston 83501  
John R. Stegner PO Box 8068, Moscow 83843  
John Bradbury Idaho County Courthouse, Grangeville 83530

### Third Judicial District

Juneal Kerrick, *Administrative Judge* 1115 Albany, Caldwell 83605  
Gregory M. Culet 1115 Albany, Caldwell 83605  
Thomas J. Ryan 1115 Albany, Caldwell 83605  
Stephen W. Drescher PO Box 670, Weiser 83672  
Renaef Hoff 1115 Albany, Caldwell 83605  
Bradly S. Ford 1115 Albany, Caldwell 83605

### Fourth Judicial District

Darla S. Williamson, *Administrative Judge* 200 W. Front, Boise 83702-7300  
Deborah A. Bail 200 W. Front, Boise 83702-7300  
Cheri C. Copsy 200 W. Front, Boise 83702-7300  
Timothy Hansen 200 W. Front, Boise 83702-7300  
Michael R. McLaughlin 200 W. Front, Boise 83702-7300  
Thomas F. Neville 200 W. Front, Boise 83702-7300  
Richard Greenwood 200 W. Front, Boise 83702-7300  
Mike Wetherell 200 W. Front, Boise 83702-7300  
Ronald J. Wilper 200 W. Front, Boise 83702-7300  
Patrick Owen 200 W. Front, Boise 83702-7300

### Fifth Judicial District

R. Barry Wood, *Administrative Judge* PO Box 27, Gooding 83330  
Michael Crabtree 1459 Overland Ave, Burley 83318  
John K. Butler 233 W Main St, Jerome 83338  
Robert Elgee 201 2nd Avenue S., Ste 110, Hailey 83333  
Randy Stoker PO Box 126, Twin Falls 83303-0126  
John M. Melanson PO Box 2707, Twin Falls 83303-2707  
G. Richard Bevan PO Box 126, Twin Falls 83303-0126

### Sixth Judicial District

Peter D. McDermott, *Administrative Judge* PO Box 4131, Pocatello 83205  
Mitchell Brown 159 South Main, Soda Springs 83276  
David C. Nye PO Box 4165, Pocatello 83205  
Stephen Dunn PO Box 4126, Pocatello 83205

### Seventh Judicial District

Jon J. Shindurling, *Administrative Judge* PO Box 389, Rexburg 83440  
Joel Tingey 605 N Capital Ave, Idaho Falls 83402  
Gregory S. Anderson 605 N Capital Ave, Idaho Falls 83402  
Gregory Moeller 605 N Capital Ave, Idaho Falls 83402  
Darren Simpson 501 N Maple #310, Blackfoot 83221-1700

## JUDGES OF THE MAGISTRATE DIVISION

### First Judicial District

#### *Benewah*

Patrick McFadden 701 College Avenue, St Maries 83861

#### *Bonner*

Barbara A. Buchanan 215 South 1st Avenue, Sandpoint 83864

Debra A. Heise 215 South 1st Avenue, Sandpoint 83864

#### *Boundary*

Justin W. Julian Box 419, Bonners Ferry 83805

#### *Kootenai*

James Stow PO Box 9000, Coeur d'Alene 83816-9000

Penny Friedlander PO Box 9000, Coeur d'Alene 83816-9000

Robert Caldwell PO Box 9000, Coeur d'Alene 83816-9000

Benjamin R. Simpson PO Box 9000, Coeur d'Alene 83816-9000

Barry E. Watson PO Box 9000, Coeur d'Alene 83816-9000

Scott L. Wayman PO Box 9000, Coeur d'Alene 83816-9000

#### *Shoshone*

Daniel J. McGee 700 Bank Street, Wallace 83873

### Second Judicial District

#### *Clearwater*

Randall W. Robinson Box 586, Orofino 83544

#### *Idaho*

Jeff P. Payne 320 W Main, Grangeville 83530

#### *Latah*

John Judge PO Box 8068, Moscow 83843

#### *Lewis*

Stephen L. Calhoun 510 Oak Street Rm 1, Nezperce 83543

#### *Nez Perce*

Jay P. Gaskill PO Box 896, Lewiston 83501

Gregory K. Kalbfleisch PO Box 896, Lewiston 83501

Kent J. Merica PO Box 896, Lewiston 83501

### Third Judicial District

#### *Adams*

James C. Peart PO Box 48, Council 83612

#### *Canyon*

Gary D. DeMeyer 1115 Albany, Caldwell 83605

Bradly S. Ford 1115 Albany, Caldwell 83605

Debra A. Orr 120 9th Avenue South, Nampa 83651

Frank Kotyk 1115 Albany, Caldwell 83605

Jerold W. Lee 120 9th Avenue South, Nampa 83651

James A. (J.R.) Schiller 1115 Albany, Caldwell 83605

George A. Southworth 1115 Albany, Caldwell 83605

Robert M. Taisey, Jr. 1115 Albany, Caldwell 83605

#### *Gem*

Tyler D. Smith 415 East Main Rm 300, Emmett 83617

#### *Owyhee*

Dan Grober PO Box 128, Murphy

#### *Payette*

William B. Dillon III 1130 3rd Avenue North, Payette 83661

A. Lynne Krogh 1130 3rd Avenue North, Payette 83661

#### *Washington*

Gregory F. Frates 485 East 3rd Street, Weiser 83672

**Fourth Judicial District***Ada*

Christopher M. Bieter	200 W Front, Boise 83702-7300
Russell A. Comstock	200 W. Front, Boise 83702-7300
David E. Day	200 W. Front, Boise 83702-7300
John T. Hawley	200 W. Front, Boise 83702-7300
James Cawthon	200 W. Front, Boise 83702-7300
Michael Oths	200 W. Front, Boise 83702-7300
Monty Berez	200 W. Front, Boise 83702-7300
Carolyn M. Minder	200 W. Front, Boise 83702-7300
Terry R. McDaniel	200 W. Front, Boise 83702-7300
Cathleen MacGregor Irby	200 W. Front, Boise 83702-7300
Michael J. Reardon	200 W. Front, Boise 83702-7300
Daniel Steckel	200 W. Front, Boise 83702-7300
David D. Manweiler	200 W. Front, Boise 83702-7300
Thomas P. Watkins	200 W. Front, Boise 83702-7300
L. Kevin Swain	200 W. Front, Boise 83702-7300
Theresa Gardunia	200 W. Front, Boise 83702-7300
William Harrigfeld	200 W. Front, Boise 83702-7300

*Boise*

Roger Cockerille	PO Box 126, Idaho City 83631
------------------	------------------------------

*Elmore*

David C. Epis	150 S. 4th East, Mtn. Home 83647
George Hicks	150 S. 4th East, Mtn. Home 83647

*Valley*

Henry R. Boomer	PO Box 1350, Courthouse, Cascade 83611
-----------------	--

**Fifth Judicial District***Blaine*

R. Ted Israel	201 2nd Avenue South Suite 106, Hailey 83333
---------------	--

*Camas*

Jason Walker	PO Box 430, Fairfield 83327
--------------	-----------------------------

*Cassia*

Mick Hodges	Courthouse, 1459 Overland Ave., Burley 83318
Rick L. Bollar	Courthouse, 1459 Overland Ave., Burley 83318

*Gooding*

Casey U. Robinson	PO Box 477, Gooding 83330
-------------------	---------------------------

*Jerome*

Thomas H. Borresen	233 W Main Street, Jerome 83338
--------------------	---------------------------------

*Lincoln*

Mark A. Ingram	PO Drawer A, Shoshone 83352
----------------	-----------------------------

*Minidoka*

Larry R. Duff	PO Box 368, Rupert 83350
---------------	--------------------------

*Twin Falls*

Roger Harris	PO Box 126, Twin Falls 83303-0126
Howard D. Smyser	PO Box 126, Twin Falls 83303-0126
Thomas Kershaw	PO Box 126, Twin Falls 83303-0126

**Sixth Judicial District**

*Bannock*

Gaylen L. Box	PO Box 4847, Pocatello 83205
Rick Carnaroli	PO Box 4847, Pocatello 83205
Robert C. Naftz	PO Box 4847, Pocatello 83205
Bryan K. Murray	PO Box 4847, Pocatello 83205
Steven Thomsen	PO Box 4847, Pocatello 83205

*Bear Lake*

O. Lynn Brower	PO Box 190, Paris 83261
----------------	-------------------------

*Caribou*

Ronald J. Hart	PO Box 775, Soda Springs 83276
----------------	--------------------------------

*Franklin*

Eric Hunn	39 West Oneida, Preston 83263
-----------	-------------------------------

*Oneida*

David L. Evans	10 Court Street, Malad 83252
----------------	------------------------------

*Power*

Paul Laggis	543 Bannock, American Falls 83211
-------------	-----------------------------------

**Seventh Judicial District**

*Bingham*

Ryan W. Boyer	501 N. Maple #402, Blackfoot 83221-1700
Scott H. Hansen	501 N. Maple #402, Blackfoot 83221-1700

*Bonneville*

Earl Blower	605 North Capital, Idaho Falls 83402
Linda J. Cook	605 North Capital, Idaho Falls 83402
L. Mark Riddoch	605 North Capital, Idaho Falls 83402

*Butte*

Ralph Savage	PO Box 171, Arco 83213
--------------	------------------------

*Clark*

Penny Stanford	PO Box 205, Dubois 83423
----------------	--------------------------

*Custer*

Charles L. Roos	PO Box 385, Challis 83226
-----------------	---------------------------

*Fremont*

Keith M. Walker	151 W. 1st North Rm 15, St Anthony 83445
-----------------	--

*Jefferson*

Robert Crowley	PO Box 71, Rigby 83442
----------------	------------------------

*Lemhi*

Stephen J. Clark	206 Courthouse Drive, Salmon 83467
------------------	------------------------------------

*Madison*

Mark S. Rammell	PO Box 389, Rexburg 83440
-----------------	---------------------------

*Teton*

Colin W. Luke	89 North Main, Suite 5, Driggs 83422-5141
---------------	---