

# Judicial Branch

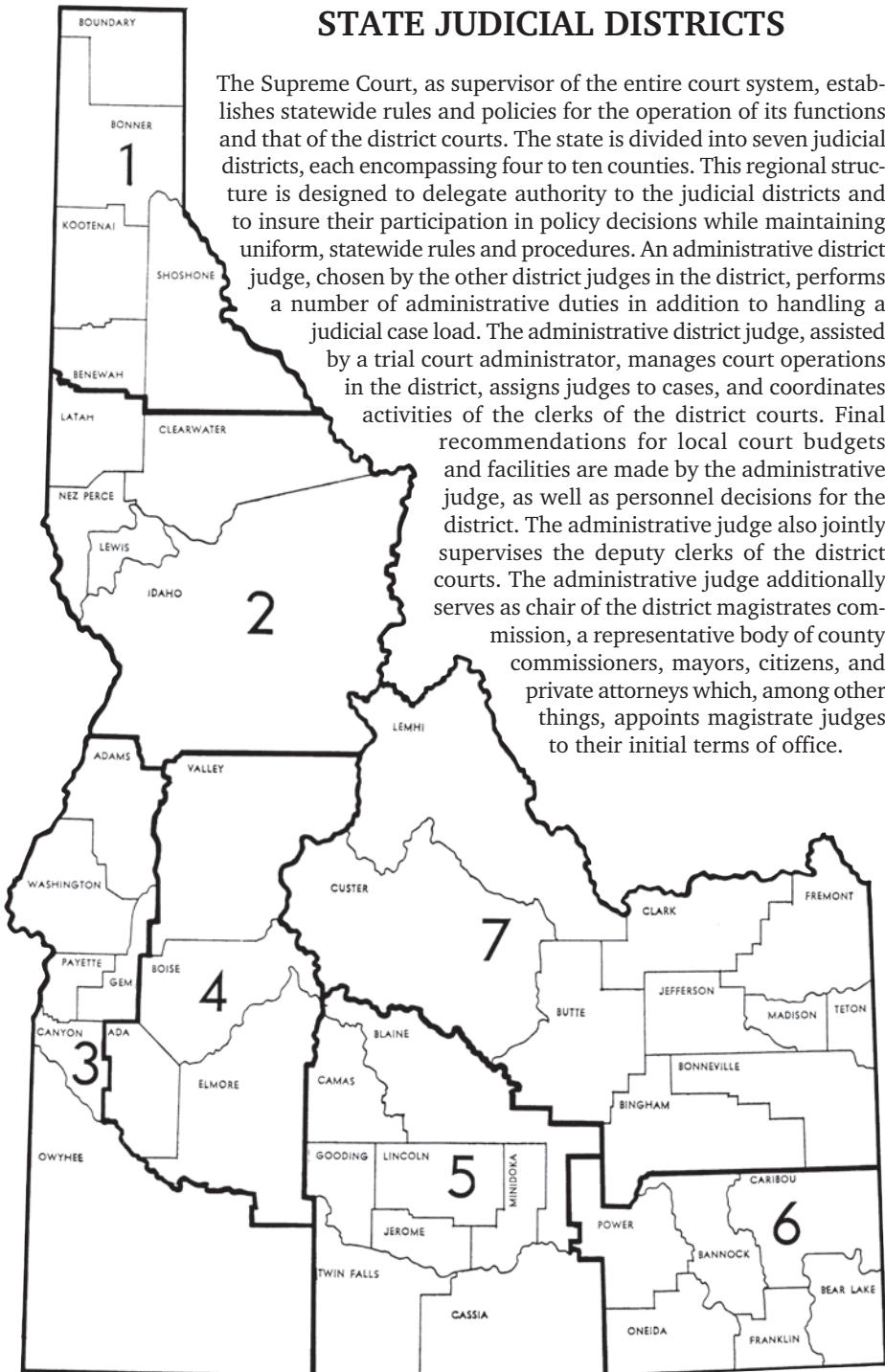


Idaho Supreme Court

Photo courtesy of Bill Farnsworth

## 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 history of the Supreme Court of Idaho begins with the history of the Idaho Territory. Idaho was made a territory in 1860 and the first Justices of the Territorial Supreme Court were appointed by President Abraham Lincoln. When Idaho became a state in 1890, the Constitution provided for three Justices. By an amendment in 1919, the number of Justices was fixed at five, composed of a Chief Justice and four Justices. That is the present size of the Court.

The Supreme Court of Idaho is the State's court of last resort. The Court hears appeals from final decisions of the district courts, as well as from orders of the Public Utilities Commission and the Industrial Accident Commission. It has original jurisdiction to hear claims against the state and to issue writs of review, mandamus, prohibition, and habeas corpus, and all writs necessary for complete exercise of its appellate jurisdiction. The Court may also review decisions of the Court of Appeals upon petition of the parties or its own motion. For the convenience of litigants, 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, Moscow, Lewiston, Pocatello, Rexburg, Idaho Falls, Caldwell and Twin Falls.

The Supreme Court is also responsible for the administration and supervision of the trial courts and Court of Appeals, as well as the operations of the Administrative Office of the Courts, the combined Supreme Court and Court of Appeals Clerk's Office and the State Law Library. The latter operations are located, along with the

Justices' offices and courtroom, in the Supreme Court Building in Boise.

The Justices of the Supreme Court are elected at large, on a non-partisan 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 selected by a majority of the members of the court to serve a four year term, with the responsibility of presiding over the Court activities during this term.

Since the primary judicial work of the Idaho Supreme Court consists of hearing appeals and motions, procedures in the Supreme Court are much different from those in the trial courts. The appellant, usually the losing party in the trial court, attempts to convince the Supreme Court that error was committed in the court below, and that judgment against him or her is erroneous. The respondent, usually the winning party below, argues that the judgment below was correct. No witnesses are heard at a regular session of the Court and there is no jury.

A case on appeal is presented to the Court upon the record of a lower court or administrative agency and upon the briefs and arguments of attorneys for the parties. The briefs are the written explanations of the appellants' and respondents' versions of the case prepared by their attorneys. During the sessions, attorneys for the parties present their arguments and the Justices of the Court may ask questions on their own if they feel that a particular point of law needs clarifying.

## 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 four 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 42 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 87 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  
Director of Court Management - Janica Bisharat, Staff Attorney - Cathy Derden  
947-7490

A complete directory can be found at:  
[http://isc.idaho.gov/files/judicial\\_directory.pdf](http://isc.idaho.gov/files/judicial_directory.pdf)



## **Chief Justice of the Idaho Supreme Court 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, and served on 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 and in 2010. Judge Burdick was elected Chief Justice in 2011.

Salary: \$137,000

Term Expires: January 2017

## Idaho Supreme Court Justice

### 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.

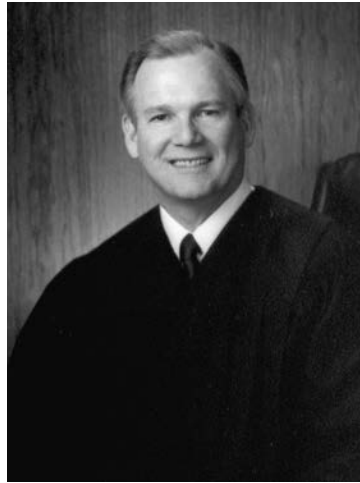
As a magistrate judge, he was a member of the Region III Council for Children and Youth; he helped create Children's Voices, Inc., an organization to recruit, train and oversee guardians ad litem to represent the interests of neglected and abused children in court proceedings; he organized and served 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, he was appointed 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 the drug court began receiving participants in February 1999. 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 has proved effective in reducing recidivism and 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 statewide Drug Court and Mental Health Court Coordinating Committee, and has served on and chaired various other Supreme Court committees. He is a member and past-president of the Boise Chapter of the Inns of Court and has served on the boards of the Idaho State Bar Lawyers Assistance Program, which provides assistance to lawyers with substance abuse or mental health problems, and of the Idaho Law Foundation. He also served as co-chair of Idaho Partners Against Domestic Violence and on the Criminal Justice Commission, and is a member of the Law Advisory Council for the University of Idaho College of Law. Justice Eismann served as the Chief Justice of the Idaho Supreme Court from August 1, 2007, to July 31, 2011, and he also served on the Board of Directors for the Conference of Chief Justices. In 2009, he was inducted into the National Association of Drug Court Professionals Stanley M. Goldstein Hall of Fame, and in 2013 he received the Faith, Family, and Freedom Award from the God & Country Association, Inc.

Salary: \$135,000

Term Expires: January 2019





## **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. Justice Horton was re-elected to his current term in 2014.

Salary: \$135,000

Term Expires: January 2021



## 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 was re-elected to his current term in 2010.

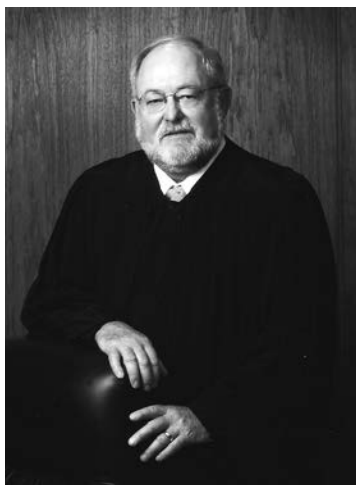
Justice Jones has served as a member of the board of Magic Valley Rehabilitation Services in Twin Falls (1975-1978), the advisory committee for Boise State Radio (1995-2000), the Idaho Vietnam Veterans Leadership Program (1983-1986), chairman of the Special Committee on Governmental Ethics, Lobbying 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 eight grandchildren.

Salary: \$135,000

Term Expires: January 2019





## Idaho Supreme Court Justice Warren E. 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 and a member of the American Board of Trial Advocates, 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. He was elected to his current term in 2008.

Salary: \$135,000

Term Expires: January 2021

## Supreme Court Justices 1891 – 2015

### First Position

Name / Party	Term of Office	Remarks
Sullivan, Isaac N. (R)	01/05/1891 to 01/01/1917	Elected 1890, 1892, 1898, 1904, 1910
Rice, John C. (NP)	01/01/1917 to 01/01/1923	Elected 1916
Lee, William E.	01/01/1923 to 01/17/1930	Elected 1922, 1928; resigned 01/17/2013
McNaughton, W.F.(R)	01/10/1930 to 12/31/1931	Appointed; resigned 12/31/1931
Leeper, Robert D. (D)	01/02/1932 to 12/19/1932	Appointed; died in office
Wernette, N.D. (D)	02/10/1933 to 01/07/1935	Appointed
Ailshie, James F.	01/01/1935 to 05/27/1947	Elected 1934, 1940, 1946; died in office
Hyatt, Paul W.	08/30/1947 to 03/01/1949	Appointed; resigned 03/01/1949
Keeton, William D.	03/30/1949 to 01/04/1959	Appointed; elected 1952
Knudson, E.T.	01/05/1959 to 12/31/1965	Elected 1958, 1964; resigned 12/31/1965
Spear, Clay V.	01/01/1966 to 10/21/1971	Appointed; elected 1970; resigned 10/21/1971
Bakes, Robert E.	12/30/1971 to 02/01/1993	Appointed; elected 1976, 1982, 1988; resigned 02/01/1993
Silak, Cathy R.	02/25/1993 to 12/31/2000	Appointed; elected 1994
Eismann, Daniel T.	01/01/2001 to present	Elected 2000, 2006, 2012

### Second Position

Huston, Joseph W. (R)	01/05/1891 to 01/07/1901	Elected 1890, 1894
Stockslager, Charles (D)	01/07/1901 to 01/07/1907	Elected 1900
Stewart, George H. (R)	01/07/1907 to 09/25/1914	Elected 1906, 1912; died in office
Budge, Alfred (R)	11/28/1914 to 01/03/1949	Appointed; elected 1918, 1924, 1930, 1936, 1942
Porter, James W.	01/03/1949 to 12/09/1959	Elected 1948, 1954; died in office
Joseph J. McFadden	12/18/1959 to 09/30/1982	Appointed; elected 1960, 1966, 1972, 1978; resigned 09/30/1982
Huntley, Robert C., Jr.	10/01/1982 to 08/07/1989	Appointed; elected 1984; resigned 08/07/1989
Boyle, Larry	08/22/1989 to 03/31/1992	Appointed; elected 1990; resigned 03/31/1992
Trout, Linda Copple	09/01/1992 to 08/31/2007	Appointed; elected 1996, 2002
Horton, Joel	09/18/2007 to present	Appointed; elected 2008, 2014

## Supreme Court Justices (cont.)

### Third Position

Name / Party	Term of Office	Remarks
Morgan, John T. (R)	01/05/1891 to 01/04/1897	Elected 1890
Quarles, Ralph P. (P-D)	01/04/1897 to 01/05/1903	Elected 1896
Ailshie, James F. (R)	01/05/1903 to 07/20/1914	Elected 1902, 1908
Truitt, Warren (R)	09/14/1914 to 01/04/1915	Appointed
Morgan, William M. (NP)	01/04/1915 to 01/03/1921	Elected 1914
Dunn, Robert N. (R)	01/03/1921 to 01/17/1925	Elected 1920; died in office
Taylor, Herman H. (R)	01/03/1925 to 02/22/1929	Appointed; elected 1926; died in office
Varian, Bertram S. (R)	03/04/1929 to 01/02/1933	Appointed
Morgan, William M. (D)	01/02/1933 to 10/16/1942	Elected 1932, 1938; died in office
Dunlap, S. Ben	12/31/1942 to 01/01/1945	Appointed
Miller, Bert H.	01/01/1945 to 12/21/1948	Elected 1944; resigned 12/21/1948
Taylor, C.J.	03/30/1949 to 01/06/1969	Appointed; elected 1950, 1956, 1962
Donaldson, Charles R.	01/06/1969 to 10/09/1987	Elected 1968, 1974, 1980, 1986; died in office
Johnson, Byron	02/01/1988 to 01/03/1999	Appointed; elected 1992
Kidwell, Wayne	01/04/1999 to 12/31/2004	Elected 1998
Jones, Jim	01/03/2005 to present	Elected 2004, 2010

### Fourth Position\*

McCarthy, Charles P. (R)	01/03/1921 to 01/05/1925	Elected 1920
Givens, Raymond L. (R)	01/05/1925 to 01/03/1955	Elected 1924, 1930, 1936, 1942, 1948
Anderson, Donald B.	01/03/1955 to 12/16/1956	Elected 1954; died in office
McQuade, Henry F.	12/22/1956 to 03/17/1976	Appointed; elected 1960, 1966, 1972; resigned 03/17/1976
Bistline, Stephen	05/20/1976 to 12/01/1994	Appointed; elected 1978, 1984, 1990; resigned 12/01/1994
Schroeder, Gerald F.	01/20/1995 to 07/31/2007	Appointed; elected 1996, 2002
Jones, Warren	06/26/2007 to present	Appointed; elected 2008, 2014

### Fifth Position\*

Lee, William A. (R)	01/03/1921 to 09/07/1926	Elected 1920; died in office
Lee, T. Bailey (R)	10/04/1926 to 01/02/1933	Appointed; elected 1926
Holdon, Edwin M.	01/02/1933 to 07/17/1950	Elected 1932, 1938, 1944
Thomas, Darwin W.	01/01/1951 to 11/22/1954	Elected 1950; died in office
Smith, E.B.	12/10/1954 to 01/06/1969	Appointed; elected 1956, 1962
Shepard, Allan G.	01/06/1969 to 05/27/1989	Elected 1968, 1974, 1980, 1986; died in office
McDevitt, Chas. F.	08/31/1989 to 08/31/1997	Appointed; elected 1992; resigned 08/31/1997
Walters, Jesse R.	09/02/1997 to 07/31/2003	Appointed; elected 1998; resigned 07/31/2003
Burdick, Roger S.	08/01/2003 to present	Appointed; elected 2004, 2010

\* 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.

## Idaho Court of Appeals

### Chief Judge

#### John M. Melanson

Judge John M. Melanson is a 1966 graduate of Blackfoot High School, a 1978 graduate of Idaho State University (B.B.A.), and a 1981 graduate of the University of Idaho College of Law (J.D.). He is a U.S. Army veteran having served in Vietnam with the 9th Infantry Division as a hovercraft operator. He practiced law in Buhl, Idaho, from 1981 through 1994. He received the Idaho State Bar Pro Bono Publico Award in 1994. In 1995, he was appointed Magistrate Judge for Lincoln County, a position in which he served until December 2000 when Governor Kempthorne appointed him District Judge for the Fifth Judicial District with chambers in Minidoka County. He was elected to that position in 2002 and reelected 2006. The Idaho Supreme Court appointed him presiding judge of the Snake River Basin Adjudication in 2003. In 2009, he was appointed to the Idaho Court of Appeals by Governor Otter. He was elected to an additional term in 2012. He resides in Boise with his wife Pamela.



Salary: \$132,000

Term Expires: January 2019

### Judge

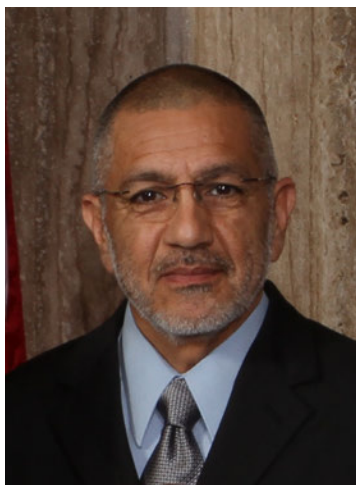
#### David W. Gratton

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: \$130,000

Term Expires: January 2019



**Judge**  
**Sergio A. Gutierrez**

Judge Gutierrez earned a Bachelor of Arts degree, cum laude, in Elementary Education from Boise State University and a Juris Doctor degree from the University of California, Hastings Law School.

As a young lawyer, Judge Gutierrez practiced in southwest Idaho. In November of 1993, Governor Cecil D. Andrus appointed him as a district judge. He was then twice elected to retain this position by the voters and also served as Administrative District Judge in the Third Judicial District. Governor Dirk Kempthorne appointed Judge Gutierrez to serve on the Idaho Court of Appeals beginning in January 2002, and he subsequently has been elected to serve two full terms.

Salary: \$130,000

Term Expires: January 2021



**Judge**  
**Karen L. Lansing**

Judge Lansing was born and raised in Clearwater County, Idaho. She received a 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. After serving as an assistant city attorney for the City of Boise in 1978 and 1979, she 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, 2004, and 2010. She

served several terms as Chief Judge of the Court and has been appointed to numerous Supreme Court committees, including the Appellate Rules Committee, the Judicial Recruitment Committee, and the Evidence Rules Advisory Committee, which she chairs.

Salary: \$130,000

Term Expires: January 2017

# Court of Appeals Judges 1982 – 2015

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

## First Position

Name / Party	Term of Office	Remarks
Walters, Jesse R.	01/04/1982 to 09/02/1997	Appointed 1982; elected 1984, 1990, 1996; appointed to Idaho Supreme Court 09/02/1997
Schwartzman, Alan	10/02/1997 to 01/15/2002	Appointed; resigned 01/15/2002
Gutierrez, Sergio A.	01/16/2002 to present	Appointed; elected 2002, 2008, 2014

## Second Position

Burnett, Donald	01/04/1982 to 01/16/1990	Appointed 1982; elected 1986; resigned 01/16/1990
Silak, Cathy R.	09/01/1990 to 02/25/1993	Appointed; elected 1992; appointed to Idaho Supreme Court 02/25/1993
Lansing, Karen	06/07/1993 to present	Appointed; elected 1998, 2004, 2010

## Third Position

Swanstrom, Roger	01/04/1982 to 01/31/1993	Appointed 1982; elected 1988; resigned 01/31/1993
Perry, Darrel R.	08/06/1993 to 09/29/2009	Appointed; elected 1994, 2000, 2006; resigned 09/30/2009
Melanson, John M.	09/30/2009 to present	Appointed; elected 2012

## Fourth Position

Gratton, David W.	01/05/2009 to present	Appointed to newly added seat 2009; elected 2012
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*Idaho Black History Museum*

Photo Courtesy of Idaho Tourism



## Administrative District Judges

### First Judicial District

Lansing Haynes  
PO Box 9000  
Coeur d'Alene, ID 83816-9000

### Second Judicial District

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

### Third Judicial District

Bradley Ford  
1115 Albany Street  
Caldwell, ID 83605

### Fourth Judicial District

Timothy Hansen  
Ada County Courthouse  
200 W. Front Street  
Boise, ID 83702-7300

### Fifth Judicial District

G. Richard Bevan  
PO Box 126  
Twin Falls, ID 83303-0126

### Sixth Judicial District

Stephen Dunn  
624 E. Center, Room 220  
Pocatello, ID 83201

### Seventh Judicial District

Darren Simpson  
501 N. Maple #310  
Blackfoot, ID 83221-1700

## Trial Court Administrators

### First Judicial District

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

### Second Judicial District

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

### Third Judicial District

Dan Kessler  
Canyon County Courthouse  
1115 Albany Street  
Caldwell, ID 83605

### Fourth Judicial District

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

### Fifth Judicial District

Linda Wright  
Twin Falls County Courthouse  
PO Box 126  
Twin Falls, ID 83303-0126

### Sixth Judicial District

Suzanne H. Johnson  
Bannock County Courthouse  
624 E. Center, Room 220  
Pocatello, ID 83201

### Seventh Judicial District

Burton W. Butler  
Bonneville County Courthouse  
501 N. Maple #310  
Blackfoot, ID 83221-1700



## District Court Judges

### First Judicial District

Lansing Haynes - Administrative Judge	PO Box 9000, Coeur d'Alene, ID 83816
Barbara Buchanan	215 South 1st Ave., Sandpoint, ID 83864
Richard Christensen	PO Box 9000, Coeur d'Alene, ID 83816
Fred M. Gibler	PO Box 527, Wallace, ID 83873
John T. Mitchell	PO Box 9000, Coeur d'Alene, ID 83816
Benjamin Simpson	PO Box 9000, Coeur d'Alene, ID 83816

### Second Judicial District

Jeff M. Brudie - Administrative Judge	PO Box 896, Lewiston, ID 83501
Gregory FitzMaurice	320 W. Main St., Grangeville, ID 83530
Jay Gaskill	PO Box 896, Lewiston, ID 83501
John R. Stegner	PO Box 8068, Moscow, ID 83843

### Third Judicial District

Bradley Ford - Administrative Judge	1115 Albany St., Caldwell, ID 83605
Molly Husky	1115 Albany St., Caldwell, ID 83605
Juneal Kerrick	1115 Albany St., Caldwell, ID 83605
Christopher Nye	1115 Albany St., Caldwell, ID 83605
Thomas Ryan	1115 Albany St., Caldwell, ID 83605
George W. Southworth	1115 Albany St., Caldwell, ID 83605
Susan Wiebe	1130 3rd Ave. N., Payette, ID 83661

### Fourth Judicial District

Timothy Hansen - Administrative Judge	200 W. Front St., Boise, ID 83702
Deborah A. Bail	200 W. Front St., Boise, ID 83702
Cheri C. Copsey	200 W. Front St., Boise, ID 83702
Richard Greenwood	200 W. Front St., Boise, ID 83702
Steven Hippler	200 W. Front St., Boise, ID 83702
Samuel Hoagland	200 W. Front St., Boise, ID 83702
Melissa Moody	200 W. Front St., Boise, ID 83702
Thomas F. Neville	200 W. Front St., Boise, ID 83702
Lynn Norton	200 W. Front St., Boise, ID 83702
Patrick Owen	200 W. Front St., Boise, ID 83702
Jason Scott	200 W. Front St., Boise, ID 83702

### Fifth Judicial District

G. Richard Bevan - Administrative Judge	PO Box 126, Twin Falls, ID 83303
Jonathan Brody	PO Box 368, Rupert, ID 83350
John K. Butler	233 W. Main St., Jerome, ID 83338
Michael Crabtree	1459 Overland Ave., Burley, ID 83318
Robert Elgee	201 2nd Ave S., Ste 110, Hailey, ID 83333
Randy Stoker	PO Box 126, Twin Falls, ID 83303
Eric Wildman	PO Box 2707, Twin Falls, ID 83303

### Sixth Judicial District

Stephen Dunn - Administrative Judge	624 E. Center, Rm. 220, Pocatello, ID 83201
Mitchell Brown	PO box 775, Soda Springs, ID 83276
Robert C. Naftz	624 E. Center, Rm. 220, Pocatello, ID 83201
David C. Nye	624 E. Center, Rm. 220, Pocatello, ID 83201

### Seventh Judicial District

Darren Simpson - Administrative Judge	501 N. Maple, #310, Blackfoot, ID 83221
Gregory Moeller	PO Box 389, Rexburg, ID 83440
Bruce Pickett	605 N. Capital Ave., Idaho Falls, ID 83402
Alan Stephens	210 Courthouse Way, Ste. 120, Rigby, ID 83442
Joel Tingey	605 N. Capital Ave., Idaho Falls, ID 83402
Dane Watkins, Jr.	605 N. Capital Ave., Idaho Falls, ID 83402

## Magistrate Judges

### First Judicial District

<i>County</i>	<i>Name</i>	<i>Address</i>
Benewah	Patrick R. McFadden	701 College Ave., St. Maries, ID 83861
Bonner	Debra A. Heise	215 S. 1st Ave., Sandpoint, ID 83864
Bonner	Lori Meulenberg	215 S. 1st Ave., Sandpoint, ID 83864
Boundary	Justin W. Julian	PO Box 419, Bonners Ferry, ID 83805
Kootenai	Robert Caldwell	PO Box 9000, Coeur d'Alene, ID 83816
Kootenai	James Combo	PO Box 9000, Coeur d'Alene, ID 83816
Kootenai	Anna Eckhart	PO Box 9000, Coeur d'Alene, ID 83816
Kootenai	Clark Peterson	PO Box 9000, Coeur d'Alene, ID 83816
Kootenai	James Stow	PO Box 9000, Coeur d'Alene, ID 83816
Kootenai	Scott L. Wayman	PO Box 9000, Coeur d'Alene, ID 83816
Shoshone	Daniel J. McGee	700 Bank St., Wallace, ID 83873

### Second Judicial District

Clearwater	Randall W. Robinson	PO Box 586, Orofino, ID 83544
Idaho	Jeff P. Payne	320 W. Main, Grangeville, ID 83530
Latah	John Judge	PO Box 8068, Moscow, ID 83843
Lewis	Stephen L. Calhoun	510 Oak St., Rm. 1, Nezperce, ID 83543

### Third Judicial District

Adams	John Meienhofer	PO Box 48, Council, ID 83612
Canyon	Gary D. DeMeyer	1115 Albany St., Caldwell, ID 83605
Canyon	F. Randall Kline	1115 Albany St., Caldwell, ID 83605
Canyon	Frank Kotyk	1115 Albany St., Caldwell, ID 83605
Canyon	Jerold W. Lee	1115 Albany St., Caldwell, ID 83605
Canyon	Dayo O. Onanubosi	1115 Albany St., Caldwell, ID 83605
Canyon	Debra A. Orr	120 9th Ave. S., Nampa, ID 83651
Canyon	James A. (J.R.) Schiller	1115 Albany St., Caldwell, ID 83605
Gem	Tyler D. Smith	414 E. Main, Rm. 300, Emmett, ID 83617
Owyhee	Dan Grober	PO Box 128, Murphy, ID 83650
Payette	Robert Jackson	1130 3rd Ave. N., Rm 106, Payette, ID 83661
Payette	Brian Lee	1130 3rd Ave. N., Rm 106, Payette, ID 83661
Washington	Gregory F. Frates	485 E. 3rd St., Weiser, ID 83672

### Fourth Judicial District

Ada	Christopher M. Bieter	200 W. Front St., Boise, ID 83702
Ada	James Cawthon	200 W. Front St., Boise, ID 83702
Ada	Russell A. Comstock	200 W. Front St., Boise, ID 83702
Ada	Andrew Ellis	200 W. Front St., Boise, ID 83702
Ada	Laurie Fortier	200 W. Front St., Boise, ID 83702
Ada	Theresa Gardunia	200 W. Front St., Boise, ID 83702
Ada	William Harrigfeld	6300 W. Denton, Boise, ID 83704
Ada	John Hawley	200 W. Front St., Boise, ID 83702
Ada	Joanne Kibodeaux	200 W. Front St., Boise, ID 83702
Ada	Cathleen MacGregor Irby	200 W. Front St., Boise, ID 83702
Ada	David D. Manweiler	6300 W. Denton, Boise, ID 83704
Ada	Lynette McHenry	6300 W. Denton, Boise, ID 83704
Ada	Carolyn M. Minder	200 W. Front St., Boise, ID 83702
Ada	Michael Oths	200 W. Front St., Boise, ID 83702

## Magistrate Judges (cont.)

<i>County</i>	<i>Name</i>	<i>Address</i>
Ada	Michael J. Reardon	200 W. Front St., Boise, ID 83702
Ada	Daniel Steckel	200 W. Front St., Boise, ID 83702
Ada	L. Kevin Swain	200 W. Front St., Boise, ID 83702
Ada	Diane Walker	200 W. Front St., Boise, ID 83702
Ada	Thomas P. Watkins	200 W. Front St., Boise, ID 83702
Boise	Roger Cockerille	PO Box 126, Idaho City, ID 83631
Elmore	David C. Epis	150 S. 4th E., Mountain Home, ID 83647
Elmore	George Hicks	150 S. 4th E., Mountain Home, ID 83647
Valley	Monty Berecz	PO Box 1350, Cascade, ID 83611

### **Fifth Judicial District**

Blaine	Jennifer Haemmerle	201 2nd Ave. S., Ste. 106, Hailey, ID 83333
Camas	Daniel Dolan	PO Box 430, Fairfield, ID 83327
Cassia	Mick Hodges	1459 Overland Ave., Burley, ID 83318
Cassia	Blaine Cannon	1459 Overland Ave., Burley, ID 83318
Gooding	Casey U. Robinson	PO Box 477, Gooding, ID 83330
Jerome	Thomas H. Borresen	233 W. Main St., Jerome, ID 83338
Lincoln	Mark A. Ingram	PO Drawer A, Shoshone, ID 83352
Minidoka	Rick Bollar	PO Box 368, Rupert, ID 83350
Twin Falls	Roger Harris	PO Box 126, Twin Falls, ID 83303
Twin Falls	Calvin Campbell	PO Box 126, Twin Falls, ID 83303
Twin Falls	Thomas Kershaw	PO Box 126, Twin Falls, ID 83303

### **Sixth Judicial District**

Bannock	Scott Axline	624 E. Center, Ste. 220, Pocatello, ID 83201
Bannock	Rick Carnaroli	624 E. Center, Ste. 220, Pocatello, ID 83201
Bannock	Thomas W. Clark	624 E. Center, Ste. 220, Pocatello, ID 83201
Bannock	Bryan K. Murray	624 E. Center, Ste. 220, Pocatello, ID 83201
Bannock	Steven Thomsen	624 E. Center, Ste. 220, Pocatello, ID 83201
Bear Lake	R. Todd Garbett	PO Box 190, Paris, ID 83261
Caribou	David R. Kress	PO Box 775, Soda Springs, ID 83276
Franklin	Eric Hunn	39 W. Oneida, Preston, ID 83263
Oneida	David L. Evans	10 Court St., Malad, ID 83252
Power	Paul Laggis	543 Bannock, American Falls, ID 83211

### **Seventh Judicial District**

Bingham	Ryan W. Boyer	501 N. Maple, #402, Blackfoot, ID 83221
Bingham	Scott H. Hansen	501 N. Maple, #402, Blackfoot, ID 83221
Bonneville	Steven A. Gardner	605 N. Capital Ave., Idaho Falls, ID 83402
Bonneville	Michelle Mallard	605 N. Capital Ave., Idaho Falls, ID 83402
Bonneville	L. Mark Riddoch	605 N. Capital Ave., Idaho Falls, ID 83402
Butte	Ralph Savage	PO Box 171, Arco, ID 83213
Clark	Penny Stafford	605 N. Capital Ave., Idaho Falls, ID 83402
Custer	Charles L. Roos	PO Box 385, Challis, ID 83226
Fremont	Gilman Gardner	151 W. 1st N., Rm. 15, St. Anthony, ID 83445
Jefferson	Robert Crowley	210 Courthouse Way, Ste. 120, Rigby, ID 83442
Lemhi	Stephen J. Clark	206 Courthouse Dr., Salmon, ID 83467
Madison	Mark S. Rammell	PO Box 389, Rexburg, ID 83440
Teton	Jason Walker	89 N. Main St., Ste. 5, Driggs, ID 83422

