# City of Seattle



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# Judge Seattle Municipal Court

**Confirmation Packet December 2, 2016** 

**Adam Eisenberg** 



#### City of Seattle Mayor Edward B. Murray

December 2, 2016

The Honorable Bruce A. Harrell President, Seattle City Council Seattle City Hall, 2<sup>nd</sup> Floor Seattle, WA 98104

**Dear Council President Harrell:** 

I am pleased to present the City Council with the confirmation packet for Adam Eisenberg, who is my appointment to fill the vacancy on the Seattle Municipal Court, Position 3. Mr. Eisenberg is being appointed to fill the position previously held by Judge Steve Rosen, who was elected to the King County Superior Court.

Included in this packet are:

- 1. Mr. Eisenberg's notice of appointment;
- 2. his oath of office;
- 3. his application materials and questionnaire; and
- 4. supplemental materials Mr. Eisenberg offered in support of his appointment.

Adam Eisenberg currently serves as a Magistrate on the Seattle Municipal Court and teaches art and cultural property law at the University of Washington Museology graduate program. Prior to entering law, Mr. Eisenberg worked as a film and television journalist in Los Angeles and is a published fiction and non-fiction author. He earned his law degree from the University of Washington School of Law and served as a criminal prosecutor prior to being appointed commissioner and then magistrate judge on the Seattle Municipal Court. Mr. Eisenberg is active member in the King County legal community and has worked extensively on domestic violence issues outside the courtroom.

If you have any questions about the attached materials or need additional information, please contact Ian Warner, Legal Counsel to the Mayor, at 684-5452.

Sincerely,

Edward B. Murray Mayor, City of Seattle



# City of Seattle Notice of Appointment

Appointee Name:			
Adam Eisenberg			
City Department Name:		Position Title	<b>:</b> .
Seattle Municipal Court		Judge, Positio	on 3
Appointment OR Reappointm	ent	Council Conf	irmation required?
		Yes No	
Appointing Authority:	nority: Term of Office:		
Council	Confirmation to 01/		14/2019
Mayor			
Other: Specify appointing authority			
Legislated Authority:	1		
RCW 35.20.150			
Background: Adam Eisenberg currently serves as a Magistrate of property law at the University of Washington Muse worked as a film and television journalist in Los And earned his law degree from the University of Wash to being appointed commissioner and then magistractive member in the King County legal community outside the courtroom.	eology gra geles and ington Scl rate judge rand has v	duate program is a published f hool of Law and on the Seattle worked extensi	. Prior to entering law, Mr. Eisenberg iction and non-fiction author. He I served as a criminal prosecutor prior Municipal Court. Mr. Eisenberg is vely on domestic violence issues
Date of Appointment: Authorizing Signature	e (origina	l signature):	Appointing Signatory:
12/2/2016 M	12/2/2016		Edward B. Murray
67			Mayor



# CITY OF SEATTLE - STATE OF WASHINGTON OATH OF OFFICE

#### STATE OF WASHINGTON

#### **COUNTY OF KING**

"I do solemnly swear (or affirm) that I will support the Constitution of the United States and the Constitution of the State of Washington, and that I will faithfully discharge the duties of the office of judge of the Municipal Court of The City of Seattle according to the best of my ability."

	Adam Eisenberg		
Subscribed and sworn to befor this day of	e me , 2016	(affix seal	
Monica Martinez Simmons, Ci	ity Clerk		



#### City of Seattle Judicial Evaluation Questionnaire

This questionnaire is confidential and will be used to facilitate the recommendation of candidates for the Seattle Municipal Court vacancy.

Instructions: Please answer the following questions in the space provided or on an attachment. The original questionnaire should be sent to <a href="mailto:JudicialVacancy@seattle.gov">JudicialVacancy@seattle.gov</a>. If you have questions, please telephone the City Clerk's office at 206.684.8344.

1. First Name:

Adam

Middle Name:

Curtis

Last Name:

Eisenberg

2. Home Address:

City:

Seattle

State:

Washington

Zip:

98103

Email Address:

3. Business Address:

Seattle Municipal Court,

600 Fifth Avenue, Room 201,

P.O. Box 34987

City:

Seattle

State:

Washington

Zip:

98164

Email Address: adam.eisenberg@seattle.gov

Pho

Phone No: 206-684-8713

4. Date of Birth:

Place of Birth:



- 5. Years of admission to practice law? 24 years In Washington? 24 years
- 6. List colleges and universities attended, years of attendance, degree awarded and reason for leaving if no degree was awarded.

University of Colorado, Boulder, 1978-82, Bachelor of Science, Journalism

7. List law schools attended, years of attendance, degree awarded and reason for leaving if no degree was awarded.

University of Washington School of Law, 1989-92, Juris Doctor With Honors

- 8. Provide the following information concerning your legal experience:
  - A. if a practicing lawyer, the general nature of your current and past law practice and identify the firms or companies with whom you have worked:

Not Applicable

B. if a judicial officer, the court on which you serve, the dates of service, and your prior experience practicing law, including information responsive to 8(a) above:

Magistrate, SEATTLE MUNICIPAL COURT (January 2011—Present). As a magistrate, I serve as a pro tem judge in criminal court and presiding over traffic court. Criminal cases include domestic violence assaults, DUIs, stalking, harassment, thefts, property destruction and other misdemeanors. Handle criminal cases at every stage, from arraignment and pretrial to jury trials, sentencings and reviews on probation. Regularly serve as a pro tem in Mental Health Court, Community Court, and Veteran's Court—all team-oriented, therapeutic-style courts. Also serve in a mediator-type role for civil presettlement conferences on City of Seattle land use and building code violation cases. In addition, perform various administrative tasks for the Court at the direction of the Presiding Judge.

Co-Director, SEATTLE YOUTH TRAFFIC COURT (June 2015 – Present). Teenage drivers appear in Seattle Municipal Court ("SYTC") to address their traffic tickets, get an inside look at the judicial system, and learn to be safer drivers. Students from Garfield High School serve as the judges, prosecutors and defense attorneys; Seattle University law students provide the training and manage the court. In June 2015, Presiding Judge Karen Donohue appointed me co-director. In that role, I determine eligibility and provide behind-the-scenes administrative support for the program.

Court Commissioner, SEATTLE MUNICIPAL COURT (August 2004 – January 2011). As Court Commissioner, served as a regular pro tem judge in criminal court and presided over Saturday arraignments in King County Jail. Regularly served as a pro tem judge in Mental Health Court and Community Court, presided over jury trials, sentencings and probation hearings. Also presided over traffic court, conducted civil hearings and trials on land use city code violations, and performed administrative duties assigned by the Presiding Judge. Please note: Due to budget constraints, this position was changed to Magistrate in January 2011, and I was appointed to serve as Magistrate at that time.

Commissioner Pro Tem, KING COUNTY SUPERIOR COURT (April 2010 – September 2011). Served as a commissioner pro tem on the Family Law Motions Calendar. Cases focused on domestic relations issues.

Senior Trial Attorney, ALLSTATE INSURANCE CO. (November 1999 – July 2004). Insurance defense practice for civil cases arising out of negligence claims. Handled all aspects of civil litigation, from the filing of initial pleadings and conducting discovery, to representing clients at arbitrations, mediations and jury trials in superior and district courts throughout western Washington.

Asst. City Attorney, SEATTLE CITY ATTORNEY (February 1993 – November 1999). Handled every aspect of criminal misdemeanor prosecution from filing to appeals. Skills acquired included extensive jury trial prosecution of domestic violence assaults, DUIs, property destruction and other crimes. For two years argued appeals before the King County Superior Court, the Court of Appeals Division One and the Washington State Supreme Court. Successfully argued City of Seattle v. Stalsbroten, 138 Wash.2d 227, 978 P.2d 1059 (1999). In addition, served a two-year community outreach assignment as a liaison with the Seattle Police Department (SPD). In this role, established strong working relationships with the command staff of the East Precinct, advised on individual case investigations, and represented the City Attorney's office at a variety of neighborhood issue-oriented committee meetings. Coordinated the revision of Miranda rights forms with SPD Sgt. Terri MacMillan and Spanish interpreters to make the translations more accurate for Spanish speakers.

Special Deputy Prosecutor, KING COUNTY PROSECUTING ATTORNEY (March 1992 – February 1993). Conducted bench and jury trials in District Court, and wrote and argued appeals in Superior Court.

Summer Associate, DAVIS WRIGHT TREMAINE, Seattle, WA (1991). Researched and wrote partnership agreements, memoranda on communication and environmental law issues, and represented homeless people.

C. If you are neither a practicing lawyer nor judicial officer, describe with particularity the nature and extent of your legal experience.

Not Applicable

9. List all courts and jurisdictions in which you have been admitted to practice and the date of admission. Give the same information for administrative bodies having special admission requirements.

Member, Washington State Bar Association, (Judicial Status), admitted 1992 Licensed in Colorado, admitted 2003 U.S. District Court, Western District of Washington, admitted 1993 (?)

10. Are you in good standing in every bar association of which you are a member? If not, please explain.

Yes.

- 11. Describe five of the more significant matters that you have handled and give the citation if the cases were reported.
  - 1. I successfully argued before the Washington Supreme Court in <u>City of Seattle v. Stalsbroten</u>, 138 Wash.2d 227, 978 P.2d 1059 (1999). I also argued the issue before the Court of Appeals in <u>City of Seattle v. Stalsbroten</u>, 91 Wash App. 226, 957 P.2d 260 (1998). This case established that in the state of Washington field sobriety tests may be given in DUI cases pre-arrest and pre-*Miranda* rights.
  - Of the cases I tried as a criminal prosecutor, I am particularly proud of my work on domestic violence crimes because I was able to convict repeat abusers and thereby give their victims at least a brief window to escape from the cycle of violence. Of particular note: City of Seattle v. Kevin Michael Lee, Seattle Municipal Court case no. 161861, December 20, 1993, trial date. The defense attorney was Duncan Lewis of the Associated Counsel for the Accused. In Seattle v. Lee, the defendant was charged with assault because he repeatedly beat his girlfriend with a weight lifting belt, a fire poker and the butt of a gun. He abused her for six hours and left her locked inside their house. While he was away, she escaped to her mother's house and called 911. During the phone call she was sobbing and hysterical. She told the operator what had happened. Two officers arrived and took photos of her injuries – she had huge bruises up and down her legs and back. She remained hysterical, afraid that her boyfriend would find her and abuse her some more. She repeated her story several more times and later signed a written statement. At the trial she suddenly recanted. She claimed that it was all a misunderstanding and that she had actually been beaten by three women outside of a bowling alley in Skyway. She tearfully told the jury that she loved the defendant and that he had never harmed her. On cross-examination and during my closing

argument, I used the photos and the 911 tape to impeach her new story. The 911 tape was particularly powerful – her voice was unmistakably raw and real, and she sobbed while telling the operator what her boyfriend had done. Despite the victim's recantation, the jury convicted Mr. Lee, and the judge sentenced him to the maximum sentence for a gross misdemeanor.

- 3. In <u>City of Seattle v. Rodolfo Gonzales</u>, Seattle Municipal Court, case no. 282788, trial date January 29, 1997, the defendant was charged with assault and harassment. The victim was his wife whom he'd met through an arranged marriage. This case was significant because while the defendant was on trial for this misdemeanor assault, he was being held on a separate attempted murder charge in King County Superior Court involving the same victim. He was convicted of both counts.
- 4. As Seattle Municipal Court Commissioner and as Magistrate, I have presided over more than 30 jury trials. One of the most memorable was <u>City of Seattle v. Abdurahman Mohamed</u>, case nos. 488187, 482482, 482484, 492655. The two-week-long trial involved 3 counts of violation of a Domestic Violence Protection Order, 3 counts of Violation of Civil Anti-Harassment Order, 1 count of Harassment, 1 count of Stalking. Besides the number of counts, the case also involved many witnesses and the need for Oromo and Somali interpreters at most stages of the proceedings. One count was dismissed at halftime; the jury acquitted on the other 8 counts.
- 5. The most memorable civil trial I have presided over is <u>City of Seattle v. Sisley</u>, Civil case no. 09-024. Mr. Sisley and his wife own many properties in north Seattle near Roosevelt High School. This case involved a multitude of housing code violations including dangerously exposed electrical wiring, sub-standard stair railings, and non-functioning interior plumbing. After an extensive trial, I found the defendant and his wife guilty of the code violations and imposed penalties of \$368,000. This case was appealed along with a second case, and my rulings were upheld. City of Seattle v. Sisley, 164 Wash App. 261 (2010).

## 12. If you have had any other experience in the legal profession that you believe enhances your qualifications for serving as a trial judge, briefly describe it here.

1. For the past six years, I have taught graduate level law and ethics classes at the University of Washington for the Museology Graduate Program, UW Law, and the iSchool (library sciences). More specifically, I teach "Legal Issues in Museums," an art and cultural property law class that explores national and international issues surrounding the world's art and cultural heritage. I also teach a second course, "Who Owns Humanity?" This class considers legal and ethical questions surrounding the ownership of art, artifacts, digital collections, information, human language, ancient skeletons, biological data and human DNA. To help students gain historical perspective and show how the law has evolved, we read U.S.

Supreme Court cases from the past including <u>Plessy v. Ferguson</u>, the Chinese Exclusion Cases, <u>Brown v. Board of Education</u>, and <u>Loving v. Virginia</u>.

Both courses allow me the opportunity to regularly engage with graduate and law students about the contemporary legal and ethical issues of our day, from how race in America is portrayed in movies and other art forms, to the changing labels of gender identity, free speech battles on university campuses, and the questions surrounding who should own the 10,000-year-old Kennewick Man. These discussions help me keep my perspective and stay grounded as a judicial officer.

2. I believe my work on two different law-related boards has enhanced my qualifications to serve as a judge. First, from 2007-2011 I served on the District and Municipal Court Judge's Association (DMCJA) board. During my tenure, I served on the Diversity and Rules Committees, and was a founding member of the faculty for a CLE co-sponsored by WSBA designed to encourage minority attorneys to serve as judges pro tempore. My experiences on the board gave me an understanding of the challenges other Washington courts experience, and of the need for better access to justice across the state because smaller counties often cannot adequately fund public defenders or therapeutic-type courts.

Second, since 2013 I have served on the board of QLaw: The LGBTQ Bar Association of Washington. In my role as co-chair of the Law Student Outreach, I coordinate the mentorship program to connect law students and new attorneys with established lawyers and judges. This has allowed me to stay in touch with the issues young lawyers face as they enter the workplace.

- 13. Describe your experience or interactions, both personally and professionally, with individuals from different racial, ethnic, religious or cultural backgrounds than your own. Please describe efforts you have made in order to promote diversity in your professional and personal activities and to assure equal access to the law for all individuals.
  - 1. I grew up in Boulder, Colorado, and our family was one of only sixty Jewish families in the town. My father was the president of the first Jewish synagogue. As a consequence, I was culturally/religiously an outsider in my elementary school, and the Christian majority culture was very different from my own.
  - 2. From 1983-1994 I worked with Japanese writers and editors on books, magazine articles and exhibitions. I traveled extensively in Japan, studied the language, and gained insight into a culture very different from my own.
  - 3. In 1995, as an assistant city attorney, I served as co-coordinator on a project to revise Seattle Police Department's Spanish Miranda rights and DUI Implied Consent Warnings forms. Working with several interpreters, we commissioned new translations of the forms so the Spanish used was more culturally sensitive and, therefore, more understandable to Spanish-speaking suspects and defendants.

When the project was completed in early 1996, SPD adopted the new translations. I believe this furthered justice because it enabled Spanish-speaking suspects to better understand their rights in our criminal system.

- 4. In my volunteer role as Media Chair for the City of Seattle Domestic Violence Council (1999-2004) I produced 11 public forums on different issues of relationship abuse, from elder abuse and teen dating violence to domestic violence in the Asian, African-American, Latina/o, immigrant and same-sex communities. In preparing the various public discussions, I worked extensively with a wide range of community groups including Asian Counseling and Referral Service, Consejo, the African American Task Force on Domestic Violence, Refuge Women's Alliance and the City of Seattle Sexual Minority Commission. Often times, our forums required bringing together groups from different parts of our community, and the resulting discussions involved multi-cultural and multi-ethnic explorations of relationship abuse. This was an excellent experience for me. It allowed me to meet and work with people from every part of our community, and it gave me a much better understanding of the dynamics of domestic and family violence across cultures and communities.
- 5. During my tenure on the board of the District and Municipal Court Judge's Association ("DMCJA"), I served on the founding curriculum committee for the CLE, *Attorney Training for Service as a Pro Tempore Judge*. Co-sponsored by the WSBA and the DMCJA, the CLE was designed to encourage women and minority attorneys to consider becoming members of the judiciary. The CLE was held in February 2010 (in Seattle) and March 2010 (in Spokane), and I was a presenter and faculty member alongside the Hon. Mary Yu, the Hon. Veronica Alicea-Galvan, the Hon. Patricia Connolly Walker, Chach Duarte White, Mark Sideman, the Hon. Steve Shelton and others.
- 6. To write my book, <u>A Different Shade of Blue: How Women Changed the Face of Police Work</u>, I interviewed women of different racial, ethic, religious and sexual orientation backgrounds. Speaking with Latino, black, Asian, Sikh and gay women helped me understand their unique experiences struggling to fit into the male-dominated police profession.
- 7. In my role as a magistrate judge, I work on administrative projects at the direction of the Presiding Judge. One such project came about because I discovered an important access to justice issue both federal and state law require probable cause findings by a judge and the setting of bail within 48 hours after a person has been arrested. While Seattle Municipal Court runs a jail court Monday through Saturday, the cut-off for appearing in court the next day is midnight the night before. Consequently, if a person is arrested early Saturday morning, he won't appear in court until Monday at 10 a.m., and that is beyond the 48-hour limit. I brought this issue to the attention of the Presiding Judge and the rest of the bench, and was tasked with developing a system so our judges could review police reports, defendant histories and other relevant documents. Now our judges access a secure

link on our website, and make timely probable cause and bail decisions so defendants' due process rights are not violated.

- 8. Currently, as a magistrate in Seattle Municipal Court, I have spearheaded a project to have our traffic deferral forms translated to better serve our defendants who speak languages other than English. Under the direction of our interpreter coordinator, the form has so far been translated into Spanish, Vietnamese, Russian, Amharic, Tigrinya and Somali, and more languages are planned. This is absolutely critical to ensuring defendants understand the legal document they are asked to sign.
- 14. Have you ever served as a judicial officer or sought appointment or election to a judicial officer? If so, give the details, including the courts involved, whether elected or appointed, and the periods of service. Include service as a pro-tem judge, giving courts, approximate dates, and names, addresses and telephone numbers of various attorneys who appeared before you.
  - 1. Since August 2004 I have served as a judicial officer in Seattle Municipal Court. First as Court Commissioner (Aug 2004-Jan 2011), and currently as a magistrate (Jan 2011-Present). I was appointed to serve in these positions by the Seattle Municipal Court judges. I appear in criminal and traffic court on a daily basis. Attorneys who have appeared in front of me include:
    - 1. Andrea Chin. Kevin Kilpatrick 2. Karen Murray, 3. Tamara Lynn Van Ness, 4. Lisa Donaldson. 5. John McGoodwin 6. John Drenning, 7. Heather Aman. 8. David O, 9. 10. Jacob Kelly. Burns Petersen, 11. Megan Starks, 12. Alice Morales-Galvez, 13. Paul Bernstein, 14. Nyjat Rose-Akins. 15. The Hon. Laurel Gibson. 16. 17. Aaron Wolff,
  - 2. In 2009 I sought appointment to the King County District Court Bench. I was a finalist, but did not receive the appointment by the King County Council. As part of the process, I sought and earned the ratings for District and Municipal Courts from the following bar associations:

Loren Miller Bar Association Joint Asian Bar Associations

"Exceptionally Well Qualified" "Exceptionally Well Qualified"

I also received the following guild endorsements:

Seattle Police Officers Guild King County Corrections Guild Seattle Marshals Guild

"Exceptionally Well Qualified"
"Exceptionally Well Qualified"
"Unanimous Endorsement"

3. In 2010 I applied for an appointment to King County Superior Court to fill the position left vacant when the Hon. George Mattson retired. During the appointment process I received the following ratings from bar associations:

King County Bar Association Latino/Latina Bar Association of Washington Washington Women Lawyers

"Exceptionally Well Qualified"
"Exceptionally Well Qualified"
"Exceptionally Well Qualified"

Q-Law: Loren Miller Bar Association Joint Asian Bar Associations "Exceptionally Well Qualified" "Well Qualified"

"Well Qualified"

I received endorsements from the following organizations:

King County Police Officer's Guild

M. L. King County Labor Council

King County Corrections Guild Seattle Marshals Guild "Exceptionally Well Qualified" "Exceptionally Well Qualified"

King County Democratic Central Committee (KCDCC)

11<sup>th</sup> Legislative District Democrats
32<sup>nd</sup> Legislative District Democrats
36<sup>th</sup> Legislative District Democrats
43<sup>rd</sup> Legislative District Democrats
45<sup>th</sup> Legislative District Democrats

34<sup>th</sup> Legislative District Democrats (Resolution of Support)

International Longshore & Warehouse Union, IEB-Puget Sound

Inlandboatmen's Union, Puget Sound Region

- 4. From April 2010 to Sep 2011 I served as a Commissioner Pro Tempore in King County Superior Court on the Family Law Motions Calendar. Cases focused on domestic relations issues. I sat on approximately a half-dozen calendars during that period, and the vast majority of case involved un-represented parties; I don't recall any particular cases or attorneys.
- 15. Have you ever held public office other than a judicial office, or have you ever been a candidate for such an office? If yes, give the details, including the offices involved, whether elected or appointed, and the length of your service.

I have never held or been a candidate for a non-judicial office.

16. Have you ever been arrested, charged or held by federal, state, or other law enforcement authorities for violation of any federal law, state law, county or municipal law, regulation or ordinance? If yes, please give details. (Do not include traffic violations for which a fine of \$150.00 or less was imposed.) If any such episode occurred, you may give your view of how it bears on your present fitness for judicial office.

No.

17. Has a client, lawyer or other party ever brought a claim or suit against you for malpractice or filed a complaint or other grievance against you with a bar association or other entity or organization charged with investigating claims of professional misconduct, including organizations charged with overseeing judicial conduct? If yes, please give particulars and the results.

No.

- 18. Have you ever been a party or otherwise involved in any other legal proceedings? If yes, give the particulars. Do not list proceedings in which you were merely a guardian ad litem or stakeholder. Include all legal proceedings in which you were a party in interest.
  - 1. In my role as Seattle Municipal Court Commissioner, I was a named defendant in a lawsuit initiated by a SMC criminal defendant in U.S. District Court, Eastern District of Washington under the case name <u>Vaksman v. City of Seattle, et. al.</u>, Cause No. C07-236-LRS. I am named because I issued a bench warrant after Mr. Vaksman failed to appear for his out-of-custody arraignment on the charge of harassment. Other named defendants include the Seattle City Attorney who charged the defendant and other staff at the City Attorney's office, Mr. Vaksman's lawsuit alleged a wide variety of civil rights and U.S. Constitutional violations. The case was dismissed on a summary judgment motion in 2010.
  - 2. I was the victim/witness in the criminal trial, <u>United States v. Fabian Vaksman</u>, CR-09-00059-JLQ-1. During the time of the lawsuit described above, Mr. Vaksman made threats against my life in an email exchange with a U.S. Attorney, and he was charged with a Federal crime, Interstate Communication of Threat to Injure. I testified before a grand jury and before a jury in U.S. District Court, Eastern District of Washington. The jury found Mr. Vaksman guilty on October 21, 2009, and the conviction was upheld on appeal.
  - 3. My parents passed away in the fall of 2006, and I am serving as Personal Representative on their estates in Colorado. In my capacity as P.R. I was involved in a lawsuit initiated by one of my brothers in January 2007. His claims were

deemed to be without merit, and the lawsuit was dismissed with prejudice in August 2007.

- 4. In 1996 and 1997, I was a witness in proceedings initiated by the City Prosecutor's union against the sitting Seattle City Attorney. Hearings were held before the Public Employee Relations Commission (PERC) concerning allegations of unfair bargaining.
- 19. Are you aware of anything in your background or any event you anticipate in the future that might be considered to conflict with an appointment to the Seattle Municipal Court bench?

No.

20. What is the state of your health? Do you have any current medical condition that might diminish or impair your ability to serve as a judge during the next four years? If yes, please be prepared to discuss this with the Committee.

My health is fine.

21. Are you now or have you ever been a member of an organization or club which excludes persons from membership on the basis of race, national origin, gender, sexual orientation, disability, or religion? If yes, please explain, and include in your answer any actions you undertook to change such policies.

No.

- 22. List any non-legal activities in which you have been involved that enhance your qualifications for the federal (Seattle Municipal Court) bench, whether civic, charitable, or otherwise. Also list any military service, giving branch, rank, dates of service, and type of discharge.
  - 1. As Media Chair of the City of Seattle Domestic Violence Council (1999-2004) I produced 11 public forums on different issues of relationship abuse, from elder abuse and teen dating violence to domestic violence in the Latina/o, Asian, African-American, immigrant and same-sex communities. In preparing the various public discussions, I worked extensively with a wide range of community groups including Asian Counseling and Referral Service, Consejo, the African American Task Force on Domestic Violence, Refugee Women's Alliance and the City of Seattle Sexual Minority Commission. Our forums required bringing together groups from different parts of our community, and the resulting discussions involved multicultural and multi-ethnic explorations of relationship abuse. Co-sponsored by the Domestic Violence Council and the Seattle City Council, the forums were videotaped in the City Counsel Chambers and broadcast citywide on The Seattle Channel.

- 2. I am the author of the book, A Different Shade of Blue: How Women Changed the Face of Police Work, (Los Angeles: Behler Publishing, 2009), 214 pp. Seattle was one of the very first cities to hire women in 1912, and it serves as the perfect backdrop to tell the national story of women's struggle for equality in the maledominated police profession. My book features three generations of female cops—black, white, Asian, gay, straight—discussing the many issues they face, from the dangers on the street to the discrimination in the precincts. In writing the book, I gained insight into issues women face in the workplace including sexual harassment and discrimination. I have also written articles for *The Seattle Post-Intelligencer* and *Seattle Weekly* on a variety of legal issues including domestic violence and the homeless mentally ill. These projects have allowed me greater insight into the issues involved.
- 3. In 1995, I served as co-coordinator on a project to revise Seattle Police Department's Spanish Miranda rights and DUI Implied Consent Warnings forms. Working with several interpreters, we commissioned new translations of the forms so the Spanish used was more culturally sensitive and, therefore, more understandable to Spanish-speaking suspects and defendants. When the project was completed in early 1996, SPD adopted the new translations. I believe this furthered justice because it enabled Spanish-speaking suspects to better understand their rights in our criminal system.

## 23. State those qualities that you consider to be most important in a person holding judicial office.

I believe a judge has three distinct roles. The first is in the courtroom, where defendants, victims, civil litigants and attorneys have the right to present their cases before a well prepared, neutral and fair decision-maker. Judges must listen to all of the views presented, weigh the competing concerns, research the relevant law, and always strive to reach a fair and just decision.

Second, judges need to be actively working with other judicial officers, court administrators and staff to improve access to justice and the quality of our court system. In my roles as court commissioner and magistrate in Seattle Municipal Court, I have been involved in many behind-the-scene administrative projects, including working to have our traffic court forms translated into Spanish, Vietnamese and other languages. I have also served on the board of the District and Municipal Court Judge's Association (DMCJA), sat on the Diversity and Rules Committees, and was a presenter and faculty member for the CLE, "Attorney Training for Service As A Pro Tempore Judge."

Third, outside the courtroom, judges need to be involved in volunteer work and other non-legal activities so they will stay in touch with the greater community in which they live. My volunteer activities include the following:

- 1. In my role as an instructor/senior student at EMERALD CITY AIKIDO DOJO, 1997-Present I teach aikido to adults, teenagers and children. Aikido is a martial art that teaches how to physically unbalance an opponent in order to neutralize their attack. While it can be very powerful and even deadly art, the underlying philosophy of aikido emphasizes how to accept challenge and change in life, and how to neutralize conflicts that occur in daily living. It teaches compassion for others and, most importantly, for oneself. Working with the kids and teenagers ages 9 to 18 has been an incredibly rewarding experience. I have watched several young men and women train through high school and go off to college with a greater understanding of themselves (mentally and physically) and others. Three of them have completed college but still stay in touch. Watching them grow into adults through aikido has been one of the highlights of my life.
- 2. Q-LAW board member, 2013-Present As co-chair of the Law Student Outreach, I coordinate the mentorship program to connect law students and new attorneys with established lawyers and judges.
- 3. Volunteer, neighborhood project: WALLINGFORD LADY BUG, 2006-Present My neighbors and I worked together to design and paint a large ladybug and flower in the middle of our intersection. The project's goal has been to create a greater sense of community and pride in our neighborhood, and to also slow traffic traveling through the intersection.
- 4. CITY OF SEATTLE DOMESTIC VIOLENCE COUNCIL, Media chairperson, 1999-2004 As chairperson, I produced live 11 public forums on domestic violence issues co-sponsored by Seattle City council members. Please see Question Nos. 14, 25 and 27 above for more details.
- 5. LEADERSHIP TOMORROW, 1998 Graduate Participated in the ninemonth-long course designed to encourage community-oriented leadership. Sponsored by the City of Seattle City Attorney's Office.
- 6. Volunteer, KAWALO BASIN MARINE MAMMAL RESEARCH LABORATORY, Honolulu, Hawaii, Spring 2001 I served as a research volunteer on projects studying dolphins.
- 7. PRIDE FOUNDATION, 1999, 2006 Served on interview committee for scholarship award winners.
- 24. State your reasons for seeking appointment to the municipal court bench. Include those qualities you possess that you list in question 23.

I have served in Seattle Municipal Court as a judicial officer since 2004, first as Commissioner and now as Magistrate. I love the incredibly diverse environment – on any given day I encounter people from all over the world and hear a multitude of languages. And the diversity extends across the board, from

lawyers and judges, to court staff, defendants and witnesses. Seattle Municipal Court is truly the People's Court, where most citizens in our city encounter the criminal justice system for the first and only time. I enjoy working in the court, and would welcome the opportunity to have a more direct impact on the policies and direction the court is taking.

SMC is also a teaching court where new prosecutors and defense attorneys learn to try cases. Outside of my court work, I teach law students and graduate students at the University of Washington, and also work as the co-chair of the QLaw Law Student/New Attorney Mentorship program. I very much enjoy working with young lawyers, and would like to do so as a sitting SMC judge.

Lastly, I am a very strong believer in the therapeutic court model. I believe they are the courts of the future, and I would love to help shape our Mental Health, Community and Veteran's Courts as they continue to change and grow in the coming years.

In seeking this appointment, I am pleased to have received the following ratings by bar associations to serve in Municipal Court:

King County Bar Association Loren Miller Bar Association Joint Asian Bar Association Latino Bar Association Cardozo Bar Association Washington Women Lawyers "Exceptionally Well Qualified"
"Exceptionally Well Qualified"
"Exceptionally Well Qualified"
"Exceptionally Well Qualified"

"Exceptionally Well Qualified"

"Highly Qualified"

Please note: I currently sit on the QLaw board and, therefore, cannot be rated.

## 25. List any honors, prizes, awards, or other forms of recognition that you have received, whether professional or civic.

- Graduation Speaker, University of Washington Museology Graduate Program, June 2013. I was very honored to be selected by the graduating students.
- 2. INNOVATOR AWARD 2005, Seattle Municipal Court.
- 3. I have earned the rank of Fourth Degree Black Belt in Aikido.
- 4. Selected co-Class Speaker, LEADERSHIP TOMORROW Class of 1998.
- 5. Selected Graduation Speaker, University of Washington School of Law, June 1992.
- 6. Graduated, Juris Doctor w Honors, University of Washington School of Law, June 1992.

26. Give names, addresses, and telephone numbers of five attorneys or judges who know you best, including at least two attorneys who have opposed you in cases. The Mayor is not seeking letters of recommendation at this time.

- 1. The Hon. Karen Donohue
- 2. The Hon. Steve Rosen.
- 3. The Hon. Ed McKenna.
- 4. Mary Louis
- 5. Max Nicolai, Max Nicolai

#### 27. Please provide information on:

A. Employment history (legal or non-legal)

#### **WORK EXPERIENCE - LEGAL:**

Magistrate, SEATTLE MUNICIPAL COURT (January 2011–Present). As a magistrate, I serve as a pro tem judge in criminal court and presiding over traffic court. Criminal cases include domestic violence assaults, DUIs, stalking, harassment, thefts, property destruction and other misdemeanors. Handle criminal cases at every stage, from arraignment and pretrial to jury trials, sentencings and reviews on probation. Regularly serve as a pro tem in Mental Health Court, Community Court, and Veteran's Court – all team-oriented, therapeutic-style courts. Also serve in a mediator-type role for civil pre-settlement conferences on City of Seattle land use and building code violation cases. In addition, perform various administrative tasks for the Court at the direction of the Presiding Judge.

Co-Director, SEATTLE YOUTH TRAFFIC COURT (June 2015 – Present). Teenage drivers appear in Seattle Municipal Court to address their traffic tickets, get an inside look at the judicial system, and learn to be safer drivers. Students from Garfield High School serve as the judges, prosecutors and defense attorneys; Seattle University law students provide the training and manage the court. In June 2015, Presiding Judge Karen Donohue appointed me co-director. In that role, I determine eligibility and provide behind-the-scenes administrative support for the program.

Court Commissioner, SEATTLE MUNICIPAL COURT (Aug 2004 – Jan 2011). As Commissioner, served as a regular pro tem judge in criminal court and presided over Saturday arraignments in King County Jail. Regularly served as a pro tem judge in Mental Health Court and Community Court, presided over jury trials, sentencings and probation hearings. Also presided over traffic court, conducted civil hearings and trials on land use city code violations, and performed administrative duties assigned by the Presiding Judge. Please note: Due to budget constraints, this position was changed to Magistrate in January 2011, and I was appointed to serve as Magistrate at that time.

Commissioner Pro Tem, KING COUNTY SUPERIOR COURT (April 2010 – September 2011). Served as a commissioner pro tem on the Family Law Motions Calendar. Cases focused on domestic relations issues.

Senior Trial Attorney, ALLSTATE INSURANCE CO. (Nov 1999 – July 2004). Insurance defense practice for civil cases arising out of negligence claims. Handled all aspects of civil litigation, from the filing of initial pleadings and conducting discovery, to representing clients at arbitrations, mediations and jury trials in superior and district courts throughout western Washington.

Asst. City Attorney, SEATTLE CITY ATTORNEY (Feb 1993 – Nov 1999). Handled every aspect of criminal misdemeanor prosecution from filing to appeals. Skills acquired included extensive jury trial prosecution of domestic violence assaults, DUIs, property destruction and other crimes. For two years argued appeals before the King County Superior Court, the Court of Appeals Division One and the Washington State Supreme Court. Successfully argued City of Seattle v. Stalsbroten, 138 Wash.2d 227, 978 P.2d 1059 (1999). In addition, served a two-year community outreach assignment as a liaison with the Seattle Police Department (SPD). In this role, established strong working relationships with the command staff of the East Precinct, advised on individual case investigations, and represented the City Attorney's office at a variety of neighborhood issue-oriented committee meetings. Coordinated the revision of Miranda rights forms with SPD Sgt. Terri MacMillan and Spanish interpreters to make the translations more accurate for Spanish speakers.

Special Deputy Prosecutor, KING COUNTY PROSECUTING ATTORNEY (March 1992 – February 1993). Conducted bench and jury trials in District Court, and wrote and argued appeals in Superior Court.

Summer Associate, DAVIS WRIGHT TREMAINE, Seattle, WA (1991). Researched and wrote partnership agreements, memoranda on communication and environmental law issues, and represented homeless people.

#### **WORK EXPERIENCE – TEACHING:**

Adjunct Professor, "Who Owns Humanity?" UNIVERSITY OF WASHINGTON MUSEOLOGY GRADUATE PROGRAM, (2016 – Present). This course explores the legal and ethical questions surrounding the ownership of art, artifacts, digital collections, information, human language, ancient skeletons, biological data and human DNA. Where should we draw the line between what can be owned by individuals, corporations, and nation-states, and what belongs to the human race as a whole? If the "human race" owns, who controls? Should the King family be allowed to own the speeches and image of Dr. Martin Luther King, Jr., or should those belong to all of us? Who should define what is science versus faith? History versus myth? Ultimately, how should ownership be defined in the

21<sup>st</sup> Century, and what ethical issues are raised for museums and libraries? (Joint course with the iSchool, and listed as MUS 588/INFX 598 G.)

Adjunct Professor, "Legal Issues in Museums," UNIVERSITY OF WASHINGTON MUSEOLOGY GRADUATE PROGRAM (2011 – Present). This class covers a selection of pressing legal issues faced by museums today. The course is divided into three sections. In the first, students look at basic issues including artists' rights and copyright, First Amendment protections for museums, art appraising, donor requests and negligence. Next, they explore local and national laws concerning artifacts, archeological sites and the Native American Graves Protection and Repatriation Act. The final section examines the ongoing debate over cultural heritage. It begins with an overview of Nazis' efforts during World War II to seize the art heritage of Europe, and the international treaties developed post-war to protect art and artifacts during wartime. Then students examine the idea of repatriation, and the arguments pro and con for allowing museums to keep their collections intact. Throughout the quarter, students learn the laws related to a given subject and examine the moral and ethical issues raised by those laws in an effort to answer the question: Who should be the caretakers for the world's art and artifacts? (Joint course with UW School of Law, and listed as MUS 562/LAW E562.)

Presenter, LAW & LITERATURE Symposium: Robert Traver's "Anatomy of a Murder," District & Municipal Court Judges Association Spring Conference (June 2016). Led discussion of the legal and ethical issues raised by the classic courtroom drama and the film adaptation staring Jimmy Stewart. Presentation included background on the judge/author, the real murder trial that inspired the book, and an analysis of the film.

Presenter, LAW & LITERATURE Symposium: Anthony Lewis' "Gideon's Trumpet, District & Municipal Court Judges Association Spring Conference (June 2011). Led discussion on ethical and legal issues raised by Lewis' book. The presentation included a phone interview with the author about his thoughts on Gideon v. Wainwright 50 years later, plus his observations on the current state of the U.S. Supreme Court.

Presenter, LAW & LITERATURE Symposium: Ernest Gaines' "A Lesson Before Dying," District & Municipal Court Judges Association Spring Conference (May 2010); Seattle University School of Law (October 2010). Led discussion on ethical and social issues raised by Gaines' book. "A Lesson Before Dying" tells the story of a young black man in Louisiana during the late 1940s who is wrongly sentenced to death for a murder he did not commit. This powerful novel raises many issues, from the poison of racism to the roles prosecutors, defense attorneys and the courts sometimes play in doling out injustice.

Writer, ETHICAL QUESTIONS RAISED BY THE FILM "JUDGMENT AT NUREMBERG," District & Municipal Court Judges Association Spring

Conference (May 2010). Developed ethical questions for lawyers and judges as part of a presentation on how the German courts failed Germany during the Nazi era. "Judgment at Nuremberg" raises many issues still relevant today about the role of the judicial system in times of war.

Presenter and Faculty Member, ATTORNEY TRAINING FOR SERVICE AS A PRO TEMPORE JUDGE, a CLE co-sponsored by the Washington State Bar Association and the District & Municipal Court Judges Association, February 2010 (in Seattle) and March 2010 (in Spokane). The CLE was designed to encourage attorneys to become part-time and full-time judges. As a Faculty Member, served on the curriculum planning committee that designed CLE agenda, and participated in numerous Q & A sessions during the events. Presented SAFETY IN THE COURTROOM, and served as co-presenter about using interpreters that featured a mock court proceeding entirely in Spanish.

Presenter, CINEMA ETHICS, District and Municipal Court Judges Association Spring Conference (June 2008). Discussed ethical issues judges face using film and television clips as examples. The issues discussed in this session were how to deal with self-represented litigants and how to address obnoxious attorneys and still maintain a judicial demeanor.

Presenter, HOW INTERPRETERS ARE USED IN COURT & FOR DEPOSITIONS (March 2002). Presented at the Washington State Court Interpreters and Translators Society (WITS) annual conference.

#### **WORK EXPERIENCE – JOURNALISM:**

Writer, TAKE THE CASE: Chain of Evidence, National Law Enforcement Museum website. (2012). Take The Case is an interactive educational game designed to teach middle school students about forensics and how evidence goes from the crime scene to the courtroom. Created the characters, wrote the crime story and served as a technical advisor.

http://www.nleomf.org/museum/education/programs-activities/take-the-case/

Author, "A Different Shade of Blue: How Women Changed the Face of Police Work," (Behler, July 2009) 214 pp. As one of the first cities to hire policewomen in 1912, Seattle serves as the perfect backdrop to tell the national story of women's struggle to find equality in the male-dominated police profession. Three generations of women – black, white, Asian, Latina, gay, straight – share stories of great heroism, from battling an armed assailant inside a patrol car to going undercover to catch an illegal abortionist in the days before Roe v. Wade. They also offer surprising views on affirmative action, and tell tales of discrimination and harassment that reveal how even today some men continue to treat their female coworkers as second-class citizens. www.adifferentshadeofblue.com.

Freelance Journalist: Legal Issues, (1996 – Present). Please see E below for a listing of my publications.

Producer, PUBLIC FORUMS for the City of Seattle Domestic Violence Council and the Seattle City Council, (1999 -2003). As chair of the Domestic Violence Council media committee, coordinated forums focused on different ethnic and social communities in the King County area. Each program featured a panel consisting of social workers, experts, police officers and victims familiar with the dynamic of domestic violence. Hosted by KIRO-TV Reporter Deborah Horne in the City Council chambers, the forums were broadcast live on the Seattle Channel:

- "After the Violence Ends: Survivors of Domestic Violence," October 22, 2003
- "Men Who Abuse: Why Does It Happen?" August 20, 2003
- "Broken Hearts: Teen Dating Violence," February 12, 2003
- "Thou Shalt Not: Domestic Violence and the Religious Communities," Nov. 20, 2002
- "Elder Abuse," May 1, 2002
- "Marriage by Mail: Immigrant Women and Domestic Violence," March 6, 2002
- "Family Secrets: Domestic Violence in the Asian American Communities," October 26, 2001 & Dec. 12, 2001
- "Love, Interrupted: Domestic Violence in the Same Sex Communities," February 12, 2001
- "After the Violence Ends: Survivors of Domestic Violence," October 11, 2000
- "Love, Interrupted: Early Intervention Strategies for Young Men Who Batter," February 9, 2000
- "Forgotten Victims: Children Who Witness Domestic Violence," October 6, 1999

Freelance Journalist: Entertainment. From 1978 to 1990, authored articles for The Los Angeles Times, San Francisco Chronicle, The Denver Post, The Los Angeles Daily News, Twilight Zone Magazine, American Film, Moviegoer, Cinefex, American Cinematographer, Prevue and publications in Japan, France and England. Articles focused on behind-the-scenes coverage of film production and feature interviews with Steven Spielberg, George Lucas, James Cameron, Oliver Stone, Harrison Ford, Sigourney Weaver, Bill Murray, William Shatner, and Tom Cruise. Movies covered include "Ghostbusters," "Star Trek: The Motion Picture," "Return of the Jedi," "Indiana Jones and the Temple of Doom," "The Right Stuff," "2010," "The Terminator," "Gremlins," "Aliens," "Star Trek IV: The Voyage Home," "Indiana Jones and the Last Crusade," "Ghostbusters II," "The Abyss," and "Who Framed Roger Rabbit?" (Bibliography available upon request.)

U.S. Consultant/Writer, NAKAKO EISENBERG ASSOCIATION (1983 - 1994). As research consultant and writer for Japanese journalist/businessman Shinji Nakako, co-wrote books for the Japanese market on the making of the films "Return of the Jedi," "Gremlins," "The Terminator," "2010," and "The Right Stuff." Also coordinated licensing agreements between Japanese book publishers

and U.S. film companies such as Lucasfilm and Hemdale, and served as a consultant on art books about American Art Deco, Hollywood and dinosaur art. Also served as U.S. research consultant on the "Hollywood Eigamura" exhibition in Tokyo and Osaka, Japan (1991 - 1992). The \$7 million production featured a "movie village" of seven different pavilions celebrating Hollywood, special effects and the movies. My duties included reviewing and writing contracts, and maintaining correspondence between Japanese producers and U.S. designers and special effects artists.

B. Have you been ordered to pay sanctions to a Court? If your answer is yes, please provide details.

No.

- C. Provide the names of five (5) <u>professional</u> references who have known you for at least five years.
  - 1. The Hon. C. Kimi Kondo
  - 2. The Hon. Park Eng.
  - 3. Mary Keefe,
  - 4. Tom Dunne,5 The Hon. Veronica Alicea-Galvan.
- D. Provide the names and telephone numbers of at least three and no more than 5 personal references who have known you for at least five years.
  - Jan Levy,
     Michael Brown.
  - 3. Sea Benjamin,
  - 4. Holly Miller,
  - 5. Robert White,
- E. Either in your own name or any pseudonym, have you written any published or posted article, editorial or opinion piece (paper or electronic), commented on any blog or other story, been quoted in any news article or blog post, or appeared in any content broadcast on the radio or television? If your answer is yes, please list all such items and provide copies if possible.

Please note: Providing PDF copies would not be practical given the volume and length of the various writings listed below. Consequently, when possible, I have provided web links where the articles can be viewed online. Physical copies of specific articles are available upon request.

#### **LAW-RELATED WRITINGS:**

#### Book:

"A Different Shade of Blue: How Women Changed the Face of Police Work," (Los Angeles: Behler Publications, 2009), 214 pp.

#### Articles and other legal writings:

"The Supreme Court is a Very Great ... Institution,' but Today It's 'Outrageous': Interview with Anthony Lewis, Part 1," *History News Network*, April 2, 2012, <a href="http://hnn.us/articles/supreme-court-very-great-institution-today-its-outrageous-interview-anthony-lewis-part-1">http://hnn.us/articles/supreme-court-very-great-institution-today-its-outrageous-interview-anthony-lewis-part-1</a>. For more than fifty years, journalist Anthony Lewis covered politics, journalism and the workings of the U.S. Supreme Court. In the process, he earned two Pulitzer Prizes, became a columnist for *The New York Times*, and wrote numerous books including "Gideon's Trumpet," "Make No Law: The Sullivan Case and the First Amendment," and "Freedom for the Thought That We Hate: A Biography of the First Amendment."

"'People in the Press are Just as Patriotic' as Everyone Else: Interview with Anthony Lewis, Part 2," *History News Network*, April 9, 2012, <a href="http://hnn.us/articles/people-press-are-just-patriotic-everyone-else-interview-anthony-lewis-part-2">http://hnn.us/articles/people-press-are-just-patriotic-everyone-else-interview-anthony-lewis-part-2</a>.

"LAPD hired nation's first policewoman," *LA Daily News*, September 10, 2010, pg. A13. http://www.dailynews.com/opinion/20100910/adam-eisenberg-lapd-hired-nations-first-policewoman

"TAKE THE CASE: Chain of Evidence," National Law Enforcement Museum website. *Take The Case* is an interactive educational game designed to teach middle school students about forensics and how evidence goes from the crime scene to the courtroom. Created the characters, wrote the crime story and served as a technical advisor. (2011)

http://www.nleomf.org/museum/education/programs-activities/take-the-case/

"Domestic Abuse Survivor Gives Hope," *The Seattle Post-Intelligencer*, Oct. 17, 2003, pg B7. <a href="http://www.seattlepi.com/local/opinion/article/Domestic-abuse-survivor-gives-hope-1127180.php">http://www.seattlepi.com/local/opinion/article/Domestic-abuse-survivor-gives-hope-1127180.php</a> King County Councilmember Kathy Lambert shares her personal experience surviving a domestic violence relationship.

"The First Nine – Lure of equal pay changed SPD culture forever," *The Seattle Post-Intelligencer*, October 28, 2001, pg. D4. This article explored what happened in 1976 when Seattle's first female patrol officers hit the streets.

"Bringing the legal concept of domestic violence to the world stage," *The Seattle Post Intelligencer*, October 1, 2000, pp. G1, G3, (G Section of The *Sunday Seattle Times*). Article told the story of an American doctor who married a German citizen, and struggled to escape a domestic violence relation while living in Germany.

"Drawing Them Out: Counselors use art to help young domestic violence victims mend," *The Seattle Post-Intelligencer*, October 3, 1999, FOCUS SECTION, pp. C1, C3.

"I Smell A Rat," *Seattle Weekly*, vol. 22, no. 13, 26 March 1997, pp. 9-12. This article explored the daily activities of King County Health Inspector Jack Alexander.

"Safeguarding Their Rights But Not Their Well-being," *The Seattle Post-Intelligencer*, 8 December 1996, FOCUS Section, pp. J1, J3. This article discussed how mentally ill misdemeanor defendants were treated in the court system before the tragic death of retired firefighter Stevenson.

In addition, I have over 100 credits as a freelance journalist covering movies and television (1976-94). A full bibliography is available upon request.

#### Radio and TV appearances:

To promote my book, "A Different Shade of Blue: How Women Changed the Face of Police Work," I appeared on

#### CSPAN:

https://www.c-span.org/video/?289644-1/book-discussion-different-shade-blue

KUOW Radio: http://www2.kuow.org/program.php?id=19244

I also appeared on other local radio and TV news programs. Links are no longer available.

Interviews/reviews of my book appeared in a multitude of publications. A full listing is available upon request.

#### Law-related articles in which I have been referenced:

Rosette Royale, "Gravity of Abuse - Chapter Two: Neighborhood watch," *Real Change News*, May 17, 2012.

http://realchangenews.org/2012/05/17/gravity-abuse-chapter-two-neighborhood-watch (Under the subtitle, "Motion Denied.")

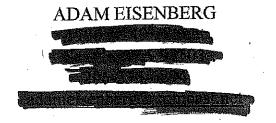
Brad Wong, "Velazquez pleads not guilty to DUI charge," *The Seattle Post-Intelligencer*, October 20, 2007. <a href="http://www.seattlepi.com/local/article/Velazquez-pleads-not-guilty-to-DUI-charge-1253172.php">http://www.seattlepi.com/local/article/Velazquez-pleads-not-guilty-to-DUI-charge-1253172.php</a>

Robert L. Jamieson, JR., "Judge cuts Safeco fan slack, but M's not so forgiving," *The Seattle Post-Intelligencer*, September 9, 2005. http://www.seattlepi.com/news/article/Judge-cuts-Safeco-fan-slack-but-M-s-not-

so-1182684.php

#### ADAM EISENBERG

# SUPPLEMENTAL APPLICATION MATERIALS FOR APPOINTMENT TO SEATTLE MUNICIPAL COURT



#### **BAR ASSOCIATION RATINGS**

King County Bar Association

**Exceptionally Well Qualified** 

Municipal/District Courts

Loren Miller Bar Association

**Exceptionally Well Qualified** 

Municipal/District Courts

Latino/Latina Bar Association

**Exceptionally Well Qualified** 

Municipal/District Courts

Joint Asian Bar Association

**Exceptionally Well Qualified** 

Municipal/District Courts

Washington Women Lawyers

**Highly Qualified** 

Courts of Limited Jurisdiction

Cardozo Bar Association

**Exceptionally Well Qualified** 

Seattle Municipal Court

PLEASE NOTE:

QLaw Bar Association

As a current QLaw board member I cannot be rated

#### **LETTERS OF SUPPORT**

#### Index

Chief Justice Barbara Madsen, Washington State Supreme Court

The Honorable Judge Karen Donohue, Presiding Judge, Seattle Municipal Court

The Honorable Steve Rosen, Judge, Seattle Municipal Court

The Honorable Ed McKenna, Judge, Seattle Municipal Court

The Honorable Park Eng, Magistrate, Seattle Municipal Court

The Honorable Robert Chung, Magistrate, Seattle Municipal Court

The Honorable Francis deVilla, Magistrate, Seattle Municipal Court

The Honorable Terri Luken, Magistrate, Seattle Municipal Court

Don Madsen - Former Director, Associated Counsel for the Accused

Teamsters Local 763 - Scott Sullivan (the union representing court clerks)

Alex Oh, Past President, QLaw Bar Association

Jan Levy, Executive Director, Leadership Tomorrow

Midori "Chach" Duarte White, Former WSBA Diversity Program Manager

Dr. Jessica Luke, Director, University of Washington Museology Graduate Program

Margaret Fisher, Seattle University Law School & co-director Seattle Youth Traffic Court

Dr. Karen Snedker, Professor, Seattle Pacific University

Sergeant Lis Eddy, Seattle Police Department (Ret.)

id. . .

Tamera Van Ness, Director, Regulator Enforcement & Economic Justice, Seattle City Attorney's Office

Karen Murray, Public Defender, King County Department of Public Defense

Abbey Perkins, Former Public Defender, Associated Counsel for the Accused

Lisa Donaldson, Private Civil & Criminal Attorney, Donaldson & Knigge

Kent Hay, Homeless Outreach Specialist (Program Coordinator), City of Redmond

Stephen Connelly, Probation Counselor II, Seattle Municipal Court

The Honorable Linda Portnoy, Presiding Judge, Lake Forest Municipal Court

The Honorable Michael J. Finkle, Judge, King County District Court

The Honorable Johanna Bender, Judge, King County Superior Court

The Honorable Hollis Hill, Judge, King County Superior Court

Barbara Madsen, Chief Justice Temple of Justice Olympia, Washington 98504

The Honorable Edward Murray, Mayor City of Scattle 600 4th Ave. 7th Floor Scattle, Washington 98104

Re: The appointment of Adam Eisenberg to Seattle Municipal Court Judge

Dear Mayor Murray,

I am writing to support Adam Eisenberg for the position of Seattle Municipal Court Judge. As a second career lawyer, Adam brings a wealth of life experience that makes him the ideal judge in a "people's court" like Seattle Municipal Court. As a teacher, journalist and lawyer, Adam is a Renaissance Man with a broad perspective and insight into humanity. The people of Seattle have been well served by Magistrate Eisenberg and will be fortunate to be served by Judge Eisenberg.

I became personally acquainted with Adam though his work on domestic violence. As chair of the Supreme Court Gender and Justice Commission I had the opportunity to work on projects with Adam. As his resume reveals, Adam has worked extensively on programs to educate members of the judiciary and the public about the dynamics and impact of domestic violence. In addition to his work with the City of Seattle Domestic Violence Council, Adam made presentations for the Gender and Justice Commission and the District and Municipal Court Judges Association education conferences. In addition to his work with domestic violence, Adam is committed to supporting diversity. He is present at nearly every community event, supporting minority bar associations and the work of diversity and inclusion.

Although I left the Seattle Municipal Court before Adam became a Seattle City Attorney. I maintained many strong relationships with the judges and staff of the court who spoke highly of Adam Eisenberg. From the beginning of his tenure as a city attorney, Adam had a reputation for patience, diligence, good humor, intelligence and a well-rounded view point. These strong personal qualities resulted in his appointment as a commissioner and then magistrate in Seattle Municipal Court where he continues to serve with distinction.

Magistrate Eisenberg has boundless energy and innate curiosity, which make him an innovator and a tireless public servant. He works to improve the court system through committees and teaching. His good humor and easy manner makes him a great colleague. Adam will be an excellent addition to the Seattle Municipal Court bench.

Sincerely.

Barbara Madsen

Chief Justice

Washington Supreme Court

Barbaia Madsen

# THE MUNICIPAL COURT OF SEATTLE Karen Donohue

Presiding Judge



July 20, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4<sup>th</sup> Avenue, 7<sup>th</sup> Floor Seattle, Washington 98104

RE: Appointment of Adam Eisenberg to Seattle Municipal Court

Dear Mayor Murray,

I am writing in support of the appointment of Adam Eisenberg to the vacant position of the Seattle Municipal Court bench.

I have known Mr. Eisenberg since we worked together as Assistant City Attorneys in the Seattle City Attorney's office in the early 1990s. As colleagues in that office, we often consulted one another about cases. We continue to do so today in his role as a Magistrate and Judge Pro Tem. I know Mr. Eisenberg to be insightful and knowledgeable. His legal arguments then and his opinions now are well presented, articulate and thoroughly researched. Mr. Eisenberg is a hard worker and willingly takes on projects. He often researches issues and presents recommendations to the judges which affect the entire court. Additionally, he recently joined me as co-director of our Seattle Youth Traffic Court.

Beyond his experience as a prosecutor and Magistrate/Judge Pro Tem, Mr. Eisenberg has worked as an insurance defense attorney, served in the role of Court Commissioner in Seattle Municipal Court prior to that position being terminated and currently teaches at the University of Washington. I believe he may still act as an Aikido instructor. Mr. Eisenberg serves on the board of Q-Law and has been very active in his neighborhood and his community.

As you are aware, Seattle Municipal Court is a very high volume court. To be effective, a Judge must be able to handle a variety of matters quickly and without sacrificing a party's rights. Judicial demeanor and respect for those who appear in court are as important as knowledge of the law. Mr. Eisenberg possesses the demeanor and judicial skills that will inspire respect for the judiciary.

Mr. Eisenberg is uniquely qualified to fill this role by virtue of his experience within the court. He would be an exceptional addition to our bench. Please do not hesitate to contact me if I can provide any further information.

Sincerely,

Judge Karen Donohue

#### THE MUNICIPAL COURT OF SEATTLE

#### Steve Rosen Judge



August 8, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 – 4<sup>th</sup> Avenue, 7<sup>th</sup> Floor Seattle, WA 98104

Re: Endorsement of Adam Eisenberg for Seattle Municipal Court Judge

Your Honor:

I am writing to provide my unwavering endorsement of Magistrate Adam Eisenberg for the position I am vacating. In my 8 years on the bench, including more than 5 on the Seattle Municipal Court bench, I have had the opportunity to observe literally hundreds of judges handling all sorts of tasks. A high quality judge must be smart, prepared, self motivated, capable of reading people, administratively talented, and experienced. Magistrate Eisenberg is all of these things.

Magistrate Eisenberg is one of the smartest judicial officers I have ever encountered. He has an amazing ability to analyze complex facts and esoteric laws. As an example, I recall when Magistrate Eisenberg helped the Court modernize its probable cause determination procedure for arrests made during weekends. We wanted a new procedure that would allow judicial officers to electronically review police reports and make bail and release decisions via computer. As Magistrate Eisenberg reviewed our old procedure to help come up with the new one, he realized that one of the deadlines in our old procedure was not appropriate in light of new Supreme Court rules and caselaw. No one had asked him to look into the legalities of the procedure; we had only tasked him with working on the mechanics of changing to an electronic system. Unprompted, he corrected a significant legal issue that everyone else missed. This is one example of many possible illustrations I could detail where Magistrate Eisenberg has demonstrated his intellect, self-motivation, and administrative talent.

Another significant characteristic that Magistrate Eisenberg possesses is the ability to, pardon the cliché, "get along with others". As one of seven judges here, my successor will need to work will with all of the other judges, the magistrates, executive leadership, court staff, prosecutors, defense attorneys, and dozens and dozens of other people. Our seven judges must get along with one another and work together to improve the justice system. Magistrate Eisenberg has a proven track record of, simply put, being liked. He is regularly chosen by the

#### THE MUNICIPAL COURT OF SEATTLE

### Steve Rosen Judge



other magistrates to give the judges and executive leadership team the magistrates' monthly report. He is well liked by staff. He is among our most used and requested pro-tems. My staff routinely asks that he be assigned to my courtroom when I am not available. The ability to "get along with others" is an absolute necessity for a judge in a Court the size of Seattle's, and Magistrate Eisenberg has shown the personality traits and social skills necessary to excel at this job.

As you may be aware, the Court has undergone a tremendous amount of change in the past 5 to 6 years. We have charted a new path forward, working with prosecutors, defense attorneys, other courts, social service agencies, and other city departments. These changes have helped make the Court more efficient, effective, and respected. Magistrate Eisenberg has been a part of these positive changes, he has been someone the bench has looked to as an outstanding asset, and he is someone who will continue the atmosphere of positive change our Court is experiencing. He not only has tremendous judicial experience, but he has tremendous judicial experience with the Seattle Municipal Court's practices, procedures, history, and future plans. He will be ready and able to be an excellent judge on day 1.

Historically, the Seattle Municipal Court has been the most judicially diverse court in Washington State. It has also been among the most diverse courts in the country. Appointing Magistrate Eisenberg will continue the laudable history and future of Seattle Municipal Court's judicial diversity.

In sum, I am asking you to appoint Magistrate Eisenberg as my successor. I cannot think of a more qualified candidate for this position.

Sincerely,

Steve Rosen

Judge

Seattle Municipal Court

# THE MUNICIPAL COURT OF SEATTLE

#### Edward McKenna Judge ,



July 20, 2016

The Honorable Mayor Edward B. Murry Office of the Mayor City of Seattle 600 4<sup>th</sup> Ave, 7<sup>th</sup> Floor Seattle, Washington 98104

RE: Appointment of Adam Eisenberg to the Seattle Municipal Court Bench

Dear Mayor Murray:

I write today to unequivocally recommend the appointment of Adam Eisenberg to the bench of Seattle Municipal Court.

I have had the pleasure of working with Adam in several occupations over the years. First as a prosecutor in the Seattle City Attorney's Office, I had the opportunity to both work with and supervise Adam. At that time, I was impressed with his personable demeanor and his positive attitude, which enabled us to develop an instant rapport.

Currently, as a judge, I have the opportunity to work with Adam in his role as a Seattle Municipal Court magistrate. His work ethic, drive and determination have been readily apparent in the time we have worked together and I am convinced that these qualities will bring Adam continuing success as a judge in Seattle Municipal Court.

On multiple occasions, we have analyzed legal issues together and have discussed creative means of resolving issues. During our discussions, it is evident that Adam can synthesize complex matters quickly and succinctly; an absolutely necessary skill for any judge working in the highest-volume municipal court in the state. Additionally, his even-keeled disposition allows him to objectively analyze legal issues and issue fair and informed decisions. In fact, I regularly request that Adam sit in my place as a judge pro tem when I'm away from court.

As a judge, I intimately understand the importance of organizational skills, time management, integrity, character and professional promise. Adam clearly possesses those attributes. I also believe Adam's legal knowledge and flexibility will allow him to not only succeed as a judge, but excel on the bench. Finally, Adam possesses a strong sense of professionalism, has an excellence sense of humor and works well both independently and as a team player as evidenced by his willingness to share legal research and conclusions with the current bench.

It is clear to me that Adam has the skills, ability, drive and determination to make a positive contribution to the bench in Seattle Municipal Court and his appointment will make a significant contribution to the continuing diversity of our bench. I highly recommend his appointment

Please feel free to contact me if you have any questions,

Sincerely,

Judge Edward McKenna Seattle Municipal Court

#### THE MUNICIPAL COURT OF SEATTLE



June 24, 2016

The Honorable Mayor Edward B. Murray City of Seattle PO Box 94749 Seattle, Washington 98124-4749

Dear Honorable Mayor Murray:

I have the extreme pleasure of writing this letter of recommendation for Adam C. Eisenberg in support for an appointment to the Seattle Municipal Court. Adam and I first met in 2004 when he was selected as Commissioner for the Municipal Court of Seattle and I was working there as a Judge/Magistrate Pro Tempore.

Adam's contribution to the legal field is vast and his reputation is above reproach. He has been a resident of Seattle since 1989 and graduated from the University of Colorado in 1982. He has worked as a writer, consultant and free lance journalist. After honing his skills and seeking to expand his horizons, he entered University of Washington Law School and graduated in 1992. He worked as an Assistant City Attorney, a Senior Trial Attorney and as Judge Pro-tempore for Seattle. Recognizing his abilities and contributions to the legal field, Seattle Municipal Court appointed him as Commissioner in 2004, and later, as a Magistrate Judge. He continues, to this day, to be involved in a multitude of community activities including teaching at the University of Washington and instilling life skills through Aikido, a martial arts discipline.

In 2005, I was appointed as a Magistrate Judge with the Seattle Municipal Court. Thirteen years prior to that, I served as a Court Commissioner and a full time Judge/Magistrate Pro Tempore sitting in eight different courts. Because of my twenty-three years on the bench, I feel that I am aware of what is required be a member of the judiciary. I would like to impress upon you that Adam is not just an exemplary representative of the legal field; he is a sincere, caring, witty, and compassionate individual. What strikes people most about Adam is his honesty and his sense of humor. He always has a positive disposition and is a loyal brother and doting Uncle.

The Honorable Mayor Edward B. Murray June 24, 2016 Page 2

Adam is the full meal deal. He has distinguished himself with superb legal knowledge and has the competence, skills, passion and ethics necessary to provide the high level of service and commitment to be a Seattle Municipal Court Judge. His personality is delightful; he is sensitive, energetic, flexible, and respected and admired by his peers, subordinates and superiors alike. For all of his accomplishments, he still maintains the same humility as the day we met.

I wholeheartedly recommend Adam for the position of Seattle Municipal Court Judge. He is already an outstanding member of the Judicial Community and would enhance the Seattle bench to even a greater degree. Thank you for taking the time to read this letter. If there are any questions, please contact me.

Sincerely,
Park D. Eng

Park D. Eng

Magistrate Judge & Judge Pro Tempore

Seattle Municipal Court

600 Fifth Avenue

PO Box 34987

Seattle, Washington 98124-4987

Phone: 206 684-5607 | Fax: 206 684-8887

Email: park.eng@seattle.gov

pde/nst

#### THE MUNICIPAL COURT OF SEATTLE



July 25, 2016

The Honorable Ed Murray Office of the Mayor 600 4th Ave, 7<sup>th</sup> Floor Seattle, WA 98104

RE: Appointing Adam Eisenberg to the Municipal Court of Seattle bench

Dear Mayor Murray,

I am writing this letter on behalf of Magistrate Judge Adam Eisenberg whose qualifications you will be considering when filling the soon to be vacant position on the Seattle Municipal Court (SMC) bench. Adam is held in high regard both professionally and personally by those who know him and I'm sure that I am just one of his many supporters you will be hearing from during this process. When you scrutinize his qualifications you will understand why he receives and deserves such broad support.

I have known Adam personally since August 2004 when he joined the Seattle Municipal Court as a commissioner. In our respective positions I have had the opportunity to work closely with him and have come to respect the enthusiasm and intellect he brings to this court. I found that Adam is always willing to take on issues that the court is confronted with both in terms of policy and day to day operations. He is uniquely qualified to handle such issues as he is not only a judicial member of the court, but he also has the perspective of an Assistant City Attorney who has prosecuted misdemeanors in this court.

Adam's enthusiasm for the law and judiciary also extends outside of this court as seen in his participation law related organizations and activities. Currently he is on the QLaw board of directors and is the co-chair for the organization's law student outreach and mentorship program. Adam is an adjunct professor at the University of Washington teaching graduate level classes on the law and ethics. He is the co-director of the SMC Youth Traffic Court. He has been a member of the board and on the Rules Committee for the District and Municipal Court Judges Association. What impresses me the most, however, is that he appears to take on these tasks not for any personal gain, accolades or advancement but merely for the satisfaction of making a positive contribution to improve the judicial system.

Adam is also very well versed in the legal issues that are raised in the adjudication of cases before this court. His graduation with honors from the University of Washington School of Law attests to his keen intellect. I know that for me personally and others in this court, Adam is seen as a key resource and sounding board when analyzing the complex legal issues that come before us.

### Eisenberg Letter of Support July 25, 2016 – Page 2

I'm sure that other candidates for the position have what appear to be comparable professional credentials, but what I believe will make Adam stand out as a candidate are his personal qualities. As you will see from his resume he had a very interesting career before he turned to the legal profession. Adam has a wide variety of interests and pursuits outside of the law that gives him a number of different perspectives in viewing each situation not just the legal perspective. He is a very likable person with excellent interpersonal skills. Most importantly, he knows how to disagree without being disagreeable. Adam makes an effort to work collaboratively with others. He always seeks out input from others making sure that everyone feels a part of the decision making process. Ultimately it is his personality which makes him an excellent person, colleague and juridical officer.

It is with great pleasure that I recommend to you Adam Eisenberg as the best candidate to fill the upcoming vacant position on the Seattle Municipal Court bench. If you have any questions or wish to discuss the matter further please feel free to contact me.

Sincerely,

Francis de Villa Magistrate Judge

Seattle Municipal Court

July 22, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4<sup>th</sup> Ave., 7<sup>th</sup> Floor Seattle, WA 98104

Re: Letter of Recommendation

Dear Honorable Mayor Murray:

It is with great pleasure to have this opportunity to write this letter of recommendation for Adam Eisenberg, who is seeking an appointment to the Seattle Municipal Court.

I believe that Adam is exceptionally well qualified for this position and would be a valued asset to the Court.

I have known Adam for over 20 years. Adam and I met in the Seattle City Attorney's Office, Criminal Division. As Assistant City Attorneys, we represented the City of Seattle in criminal matter regularly appearing before the Seattle Municipal Court. As a prosecutor, Adam was a very well respected for his sense of fairness, integrity, legal skills and knowledge. Adam was a leader in the office as well as a team player. Adam was assigned to represent the City on many, different type of cases and hearings. Adam worked as a filing prosecutor, pretrial negotiator, trial attorney and appeared before the Superior Court, Court of Appeals and State Supreme Court as a member of the appellant unit. Adam is a team player in the sense that if he sees something that can be improved upon, he is willing to step forward and bring up the issue as well as take the lead to address the issue.

Adam is very familiar with the Seattle Municipal Court. After working as a prosecutor, Adam was hired as a commissioner, appearing on the bench in all types of hearings and all types of cases. This experience has served him well and has assisted him to understand what it takes to be an effective and efficient judge.

Fortunately, our career paths have crossed again. For the past six years, Adam and I have become colleagues once again as Magistrate Judges in Seattle Municipal Court. I can attest that Adam is very highly respected as a judge by his colleagues in the magistrate office as well as the entire bench, administration, probation, court staff and the attorneys.

In his capacity as a member of the bench, bar and community, Adam is very involved with his community and public service. Adam has served and continues to serve on a number of legal committees, he is a regular presenter at judicial conferences, he works as a part-time professor at the University of Washington and is co-director of the Seattle Municipal Court's youth traffic court program.

I strongly endorse Adam Eisenberg for the appointment to the Seattle Municipal Court. He would be a positive asset to the bench as a judge given his experience, judicial demeanor, and leadership qualities, and public service.

Please do not hesitate to contact me if you need more information or have questions.

Sincerely,

**Robert Chung** 

Magistrate Judge

Seattle Municipal Court

#### THE MUNICIPAL COURT OF SEATTLE



August 8, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4<sup>th</sup> Avenue, 7<sup>th</sup> Floor Seattle WA 98104

Re: Endorsement of Magistrate Adam Eisenberg for Judicial Appointment

Dear Mayor Murray,

I am writing to enthusiastically support the appointment of Magistrate Adam Eisenberg to the position of Municipal Court Judge. Magistrate Eisenberg possesses exceptional insight, experience, and integrity, and is uniquely qualified for this position.

I have worked with Magistrate Eisenberg on a daily basis for the last two years, and am confident he is the ideal candidate for this position. He has demonstrated his commitment to public service both as an assistant city attorney and as a judicial officer. He has a detailed institutional knowledge of the functioning of Seattle Municipal Court, and is a leader among his colleagues and in the court community. His legal knowledge, judicial demeanor and perspective are outstanding. As a magistrate, commissioner and judge pro tem, he has served with fairness, compassion and diligence. He is the first person to go to with a question or dilemma, and he is remarkable in his ability to sort through any issue in a just and reasoned manner. Magistrate Eisenberg interacts with diverse populations on a daily basis, and demonstrates sensitivity and a positive and constructive attitude in even the most trying of situations.

Magistrate Eisenberg's commitment to our court and to this community is unmatched. Were he to be appointed to the position of Municipal Court Judge, the transition would be seamless and he would continue to distinguish himself as a leader on the bench. I have practiced law in our community for the better part of three decades and have appeared before dozens of judges at every level of court – municipal/district, superior, appellate and Supreme Court – and believe I know of what I speak in this respect. Magistrate Adam Eisenberg is eminently qualified to serve as a judge, and I urge you to appoint him to this position.

Sincerely.

Terri R. Luken Magistrate Judge

Seattle Municipal Court



July 9, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave. 7<sup>th</sup> Floor Seattle, WA 98104

RE: Letter of Recommendation
Adam Eisenberg
Seattle Municipal Court

#### Dear Mayor Murray:

This is a letter recommending the appointment of Adam Eisenberg to the bench of Seattle Municipal Court. I am familiar with Magistrate's Eisenberg's reputation in the legal community as well and have received direct feedback from attorneys appearing in his courtroom. If appointed as a Judge, I believe Mr. Eisenberg would continue his track record of superb work that he demonstrated as a Court Commissioner and Magistrate in Seattle Municipal Court.

In my role as the Managing Director of the Associated Counsel for the Accused from 2008 until June 30, 2013 and Division Director of ACA until I resigned my position effective July 10, 2015 I was in an excellent position to observe the judges, magistrates, commissioners and attorneys who worked in the Seattle Municipal Court. ACA was the primary public defense agency for the City of Seattle in 2005, 2008 and 2011, and always had a strong presence in the court.

Magistrate Eisenberg is intelligent, hardworking, knowledgeable in the law, and has always treated clients, witnesses and lawyers with respect and dignity. One of the reasons our lawyers always appreciated appearing in his Court is because Magistrate Eisenberg has perspective and an innate sense of justice. He is fair and balanced and knows the defense if not always right, and neither is the prosecution. He can appreciate that in most cases there is validity and merit to both sides. This is so important in deciding cases fairly.

The humanity Magistrate Eisenberg shows toward our clients and the victims is very important if justice is to be served. From the defense side, we appreciated that Magistrate Eisenberg listened with understanding and an open mind to the defendant's predicament and life story. Defendants

obviously many times do the wrong thing, but this doesn't mean they are bad people. They're not. In deciding appropriate sanctions, the goal should be not to simply punish, but to craft a sentence that factors in the crime committed as well as what is necessary to address the issues that brought about the crime. Magistrate Eisenberg does this.

An effective judge is someone who, like Magistrate Eisenberg, thinks about the justice system and works to improve it. No system can remain viable if it remains status quo. It takes adjustments and innovation to be effective. In my position as Managing Director of ACA I saw firsthand through committee work Magistrate Eisenberg's ability to work with other judges and representatives of the defense and prosecution to advance justice.

Magistrate Eisenberg has distinguished himself during his years as a Commissioner and Magistrate. He will continue to do so if appointed as a Judge. Our community will benefit with Adam Eisenberg on the Bench. Please give him the consideration for this appointment that he has earned and deserves.

Sincerely.

Donald L. Madsen



# TEAMSTERS LOCAL UNION NO. 763

# PUBLIC, PROFESSIONAL & OFFICE-CLERICAL EMPLOYEES AND DRIVERS

Affiliated with the International Brotherhood of Teamsters

Scott A. Sullivan, Secretary-Treasurer

14675 Interurban Ave. S, Suite 305 · Tukwila, WA 98168 · (206) 441-0763 · 1-877-441-0763 · Fax (206) 441-6376

July 20, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave., 7th Floor Seattle, WA 98104

Dear Mayor Murray,

Teamsters Local 763 Executive Board is proud to support Adam Eisenberg for an appointment to the Seattle Municipal Court bench.

Adam has over 10 years of experience working as a Pro-Tem Judge, Commissioner and Magistrate at the Court. During his time on the bench, he earned the respect of the court employees including over 100 Teamster Local 763 members.

Teamster Business Agent Mary Keefe, a previous member of the Municipal Court Supervisors Unit, worked directly with Adam on numerous occasions in the Courtroom and on special projects. Mary advocated to our Executive Board a request of support on Adam's behalf. His professional demeanor is genuinely respectful to defendants, citizens, attorneys, and employees. He balances the demands of the court calendar while recognizing the detailed nature of work in a stressful environment.

In 2005 Adam was presented with the Innovator Award for his work to create new procedures. Mary worked with and witnessed Adam work directly with employee subject matter experts and management to create effective, user-friendly solutions. At the heart of his innovation is his respect and acknowledgement for employees and impact to the public.

The Teamsters Local 763 Executive Board recognizes that Judges can impact individuals and the larger community with their legal decisions, professional conduct and diversion/rehabilitation programs. Judges can also impact the community of employees with that same professional conduct and workplace programs. Adam has over a decade of experience promoting a respectful community. In our opinion, the City of Seattle will benefit greatly if Adam Eisenberg is appointed as a Seattle Municipal Court Judge.

Respectfully,

**TEAMSTERS LOCAL UNION NO. 763** 

Scott A. Sullivan Secretary-Treasurer

SAS:dc



July 13, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave., 7th Floor Seattle WA 98104

RE: Adam Eisenberg - Appointment to the Seattle Municipal Court

Dear Mayor Murray:

It is my honor to write this letter of support for Adam Eisenberg. I first met Adam when he became a fellow QLaw Association board member three years ago. Adam quickly developed a reputation as a board member who is reliable, hardworking, and someone who always got things done on his committee.

Adam has served as the co-chair of the Law Student Outreach Committee (LSOC) for several years, including the year that I was President of QLaw. During that time, I worked closely with Adam in his capacity as co-chair of the LSOC and was able to observe him in action. I was impressed with how Adam drove the committee to new heights during his tenure. He built deep relationships with the law schools in our state, their respective LGBTQ law student associations, law students and new lawyers who were seeking mentors, and experienced attorneys looking to serve as mentors. Adam diligently and seamlessly managed our mentoring program, planned and organized law student outreach events, and motivated fellow QLaw members to participate in these programs and events to make them a success. At board meetings, he consistently exhibited intellect, thoughtfulness, and professionalism, even when dealing with difficult issues or challenging situations. As President of QLaw, I knew that I could always count on Adam's sound judgment and his ability to do an excellent job regardless of the task.

Adam's passion for LGBTQ equality and commitment to our community is without question. Outside of QLaw, he serves as co-director of the Seattle Youth Traffic Court, which provides high school students the opportunity to serve as the judges, prosecutors, and defense attorneys for teenage drivers appearing in Seattle Municipal Court to address their traffic tickets and to learn to be safer drivers, while learning about the judicial system. He also finds the time to teach graduate museology courses covering various legal and ethical issues faced by museums at the University of Washington.

I continue to be impressed by Adam's intelligence, energy, judgment, work ethic, and interpersonal skills. His leadership in the Seattle and Washington state legal community shines through his service on the QLaw board and his many other activities in our community.

Thank you for taking the time to read this letter and for considering his candidacy. If you have any questions or would like to discuss further, please do not hesitate to contact me.

Yours sincerely,

Alex Oh



July 6, 2016

The Honorable Edward B. Murray Mayor, City of Seattle 600 Fourth Avenue 7th Floor Seattle, WA 98104

Dear Mayor Murray,

This letter is in support of Adam Eisenberg, who is seeking an appointment to the Seattle Municipal Court Bench when Judge Steve Rosen moves to King County Superior Court. Adam is currently serving as a Magistrate in Seattle Municipal Court where he serves as a pro tem judge in criminal court and presiding judge over traffic court. Adam has served the Seattle Municipal Court since 2004, first as a Court Commissioner, before becoming Magistrate in 2011.

I have known Adam for almost twenty years, since he was accepted into the 1998 Class of Leadership Tomorrow (LT), which, as you know, is a civic leadership training program for emerging and existing leaders from the Puget Sound region. During Adam's time in the program, I had the opportunity to observe his strong capabilities as a leader and steward. Admission to Leadership Tomorrow is always highly competitive as we receive more than twice the number of applicants each year than we have positions available. Among other things, candidates are evaluated on their intellectual ability, their analytical and problem-solving skills, their ability to work with diverse groups, and their overall leadership potential. Adam demonstrated all these abilities and more, and in fact, was selected by his LT classmates to be their representative (class speaker) for their Graduation, a true testament to the high esteem in which he was held.

In addition to serving the Court, Adam serves as Co-Director of the Seattle Youth Traffic Court. He is also an Adjunct Professor at the UW Museology Graduate Program, has been a frequent presenter at the District and Municipal Court Judges' Association Conferences, and a presenter/faculty member for the State Bar Association's CLE program. Adam is also an author and freelance journalist, who has written numerous articles on law-related issues for both local and national media outlets.

Adam has continued to serve our region as a volunteer leader and currently serves as a Board member for QLaw – the LGBTQ Bar Association of Washington. He also chaired the City of Seattle's Domestic Violence Council Media Committee, where he produced 11 public forums over five years on a variety of issues of relationship abuse, from elder abuse and teen dating violence to domestic violence in the Asian, African-American, immigrant and same-sex communities.

One of Adam's greatest strengths is that he is an active listener, and has an ability to hear and understand others' perspectives, a quality critical for a judge. He inspires trust in his peers, he never takes the easy way out, and his desire to make a difference in the lives of others is impressive. Without question, personal integrity is one of his greatest strengths. In all my interactions with Adam, he has always exhibited the highest of ethical standards.

Adam Eisenberg is a man with vision, determination, energy, intelligence, and high integrity. I cannot think of anyone who would be better suited for appointment to the Seattle Municipal Court Bench, and I recommend him to you without reservation. If I can provide you with further information, please call.

Sincerely.

Jan Levy

**Executive Director** 

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4<sup>th</sup> Ave., 7<sup>th</sup> Ave. Seattle, WA 98104

#### Dear Mayor Murray,

I am writing to strongly recommend that you appoint Adam Eisenberg to the Seattle Municipal Court. As you may be aware, Adam is very invested in the future of the court, has a breadth of experience in Mental Health and other therapeutic courts and is the co-director of the Seattle Youth Traffic Court. His experience as a judicial officer speaks for itself.

My experience with Adam revolves around his professional work through the administrative work he has performed around diversity and inclusion. Specifically, I worked very closely with him in 2010 when he served as a presenter and faculty member for a CLE attorney training for service as a pro tempore judge, sponsored by the Washington State Bar Association (WSBA) and the District and Municipal Court Judges Association.

As the WSBA Diversity Program Manager at the time we planned this program, it was imperative to me that this CLE was of high quality and was inclusive of diverse attorneys that are underrepresented on the bench in order to encourage them to pursue a role on the bench. Adam was an integral part of the planning committee that designed the CLE agenda and presented as part of the faculty. He was not only supportive, but served as a leader in ensuring cultural competence throughout the program and the creation of a curriculum that made an impact on the participants. I had the pleasure of defending Adam, who portrayed a defendant in a mock court proceeding entirely in Spanish while he had an English interpreter. The impact of Adam's reactions and confusion around the proceeding because of the language barrier were illuminating to many of the participants.

Additionally, as immediate past-president of the Latina/o Bar Association of Washington, I have continued to encounter Adam as a strong supporter for our minority bar association and many others in our diverse community.

I am proud to recommend Adam as a strong steward for inclusion and the administration of justice in our courts. He is a champion for justice and appreciates the differences in people while understanding

that everyone deserves to be treated with dignity and respect, particularly in the courtroom. He would be a great addition to our bench.

Sincerely,

Midori "Chach" Duarte White

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Sgt. L.J. Eddy, Seattle Police (Ret)



July 8, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Avenue, 7th Floor Seattle, WA 98104

Dear Mayor Murray,

I am writing this letter to lend my support in the selection of Adam Eisenberg to fill the vacant position of Judge on the Seattle Municipal Court bench.

I have known Adam for more than 20 years. I first became acquainted with him when he was a prosecutor in the newly formed SMC Domestic Violence specialty court. I found Adam to be a thorough and fair prosecutor. He had a unique insight to these very complex, and many times, difficult cases.

Later on, in 2000, Seattle became one of the first in the nation to create a court to address the specific needs of mentally ill defendants. At that time, I was the Sgt. in charge of the SPD CIT unit (the unit tasked with dealing with mentally ill offenders). Adam often would sit in as pro tem on the Mental Health Court ("MHC") bench. Again, he showed tremendous insight with these very complex individuals.

MHC is a problem solving court where the participants, to include the prosecutor, the defense attorney, the defendant and the judge, all must work together to assist defendants in staying in treatment so they can stay out of the criminal justice system. I enjoyed watching "Judge" Eisenberg, as he demonstrated so much patience in communicating with these challenging defendants, and he would take as much time as necessary with them in working out solutions to assist them in being successful.

I have watched Adam work in many difficult situations in the judicial arena. I see him as a man who has tremendous communications skills, a huge amount of patience, high degree of integrity and ethics, and above all, fair to all persons.

In other words, Mr. Mayor, Adam Eisenberg is the kind of man the Seattle Municipal Court should definitely have on the bench.

Sincerely,

Sgt. L.J. Eddy

Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave, 7th Floor Seattle, WA 98104

Re: Seattle Municipal Court Judicial Appointment

Dear Mayor Murray,

I am writing in support of Adam Eisenberg for judicial appointment to Seattle Municipal Court. I have worked as an Assistant Seattle City Attorney for over 18 years as both a criminal prosecutor and a civil litigator. I worked with Magistrate Eisenberg when he was a criminal prosecutor in the Seattle City Attorney's Office, and have appeared before him in Seattle Municipal Court when he sits as a judge pro tem for civil trials.

I have the utmost respect for Magistrate Eisenberg's integrity, judgment and knowledge of the law. In his position as a prosecutor, Mr. Eisenberg exhibited outstanding trial skills and excelled as a writer.

In his position as a pro-tem judge, Magistrate Eisenberg shows great compassion and respect for witnesses, defendants and attorneys. For example, I appeared in front of him for a trial concerning a landlord with numerous housing code violations. The trial involved multiple witnesses, unique legal motions, and cantankerous defendants. Judge Eisenberg handled the proceedings with patience and thoughtfulness, and his legal rulings were upheld on appeal in Division One of the Washington Court of Appeals.

I am continually impressed with Magistrate Eisenberg's dedication to truth and justice, and fully support his appointment to the Seattle Municipal Court bench.

Please contact me for additional information or comment.

Sincerely,

Tamera Van Ness Director Regulator Enforcement & Economic Justice Seattle City Attorney's Office tamera.vanness@seattle.gov

206-615-1244



## MUSEOLOGY GRADUATE PROGRAM

#### UNIVERSITY of WASHINGTON

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave, 7th Floor Seattle, WA 98104

July 12, 2016

Dear Mayor Murray,

I am honored to write this letter in support of Adam Eisenberg's appointment to the Seattle Municipal Court bench. Adam has been an affiliate instructor in the Museology Graduate Program since 2011. He has developed and taught three different master's level courses, including *Legal Issues* and *Who Owns Humanity*? He has twice served on master's thesis committees, and he has advised and mentored countless of our students. In the last five years, Adam has made a significant contribution to our Program, to the UW, and to the lives and careers of emerging museum professionals.

Adam is a masterful instructor. Students clamor to get into his courses, consistently label him one of the "best" instructors they've had, and award him some of the highest ratings of all instructors in our Program. His courses are stimulating, creative, and supportive. I imagine that much of what makes Adam an extraordinary graduate instructor also makes him an extraordinary judge. He listens, he cares, he brings his expertise to bear, and he solves problems, all with the goal of making the community a better place.

Adam is a highly valued member of our academic faculty. He actively participates in all of our Program functions, from Orientation to Graduation and everything in between. He is a trusted and respected colleague, and all of our faculty greatly appreciate his strategic thinking, his compassion, and especially his sense of humor.

The Museology Graduate Program is undoubtedly made better by Adam's involvement. He has given so much to the UW community over the years. We offer Adam our full support as he seeks appointment to the Seattle Municipal Court bench. You won't find a better person to fill this role.

Sincerely,

Jessica J. Luke, Ph.D.

Director

Box 359485, Seattle, WA 98195-9485 206-616-1437 degrees@pce.uw.edu museum.washington.edu



July 7, 2016

Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave, 7th Floor Seattle, WA 98104

Re: Seattle Municipal Court Judicial Appointment

Dear Mayor Murray,

I am pleased to write a letter of support for Adam Eisenberg for appointment to Seattle Municipal Court.

As the director of the Seattle Youth Traffic Court (Youth Court), I supervise Youth on behalf of Seattle University School of Law. This is an educational court for teen drivers ages 16 and 17 who have committed traffic infractions in Seattle. Students from Garfield High School serve as the judges, prosecutors and defense attorneys; Seattle University law students provide training and manage the court. The teen drivers appear in Seattle Municipal Court for their hearings, and those who successfully complete Youth Court have their tickets dismissed.

Magistrate Eisenberg has been a co-director on behalf of Seattle Municipal Court since June 2015. In addition to his regular duties screening the cases that come through youth court, he coordinated with the Seattle Police Department to allow Officer J.D. Elliott and Sergeant Ashley Price to serve as "expert witnesses" in our trials. Magistrate Eisenberg has also worked behind-the-scenes to get us better to in-court technology so we can show DVDs and other evidence gathered at accident scenes, and he eagerly participates in Youth Court activities.

Through his tireless commitment to Youth Court, Magistrate Eisenberg has been an invaluable part of our team. He is always searching for ways to improve our court so all of the participants (the teen drivers, Garfield peers and SU law students) gain valuable insights into the judicial system and learn to be safer drivers.

Magistrate Eisenberg would bring his unique leadership skills to the Seattle Municipal Court, and I wholeheartedly recommend him for the appointment.

Sincerely,

Margaret E. Fisher

Distinguished Practitioner in Residence

Seattle University School of Law



Karen A. Snedker Seattle Pacific University 3307 Third Avenue West, Suite 210 Seattle, WA 98119-1950 Email: snedker@spu.edu Tele: (206)-281-2177

July 20, 2016

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave, 7th Floor Seattle, WA 98104

Dear Mayor Murray,

I am writing in support of Magistrate Adam Eisenberg who is seeking an appointment to Seattle Municipal Court.

I can recommend Magistrate Eisenberg for this important position based on his written work, interactions with the community and his overall character. Specifically, I can comment directly on Magistrate Eisenberg's abilities as a protem judge in Seattle Municipal Mental Health Court.

I am an Associate Professor of Sociology at Seattle Pacific University and I have known Magistrate Eisenberg since 2009. We first became acquainted in the fall of 2009 when I was teaching an undergraduate senior seminar on "Women and Crime" and decided to use Eisenberg's book, A Different Shade of Blue: How Women Change the Face of Police Work, in my class. The book unpacks how women changed the world of policing – structurally and culturally – through a study of the Seattle Police Department and offers a relevant discussion of contemporary issues about diversity. Although not written from a sociological perspective, the book is well-researched and insightful in its historical description. Overall, it provides a rich discussion of successes and challenges for policing in Seattle and other contexts. I was honored when Magistrate Eisenberg offered to attend the seminar and give a presentation on his work. The students thoroughly enjoyed his talk and the discussion that took place afterwards. Many of the students were interested in learning more about the work that Eisenberg does as a Court Commissioner (his position at the time). He generously offered the students an opportunity to view court proceedings and meet with them afterwards for a debriefing. I organized two court observation opportunities with his assistance. Opportunities like this to become more familiar with the local government and court system are valuable to students as sociologists and citizens. However it is only through the charitable time and

consideration of people like Magistrate Eisenberg that such opportunities are realized. Magistrate Eisenberg's clear passion for community issues, education and outreach are evident in these interactions as well his own teaching experiences at the University of Washington and the other programs and boards he is affiliated with.

It was after meeting Magistrate Eisenberg and observing Seattle Municipal MHC in 2010 with a small group of students that I decided to spend the next 5 years studying MHCs. I am currently writing a book on the subject entitled *Therapeutic Justice*: *Crime, Treatment Courts and Mental Illness* (under contract with Palgrave/Macmillan). It is though my extensive fieldwork studying MHC that I can comment on Magistrate Eisenberg's judicial role in Seattle Municipal Mental Health Court and offer a strong endorsement. Over the past five years I have interviewed several clients from Seattle Municipal Mental Health Court and 29 members of the MHC from both Municipal and District MHCs. During the course of in-depth interviews with clients and MHC team members, including attorneys and probation officers, when Judge Eisenberg was referenced by name (no direct questions were asked about specific judges but rather judges in general) it was always positive. Interview respondents commented on his tone and overall balance which socio-legal research links to procedural justice. Based on my own field observations of court proceedings I have witnessed Magistrate Eisenberg many times in his judicial role and I concur with these positive assessments. His temperament and fair judgment is needed on the bench in Seattle Municipal Court. He is an excellent fit for therapeutic style courts.

Once again it is my pleasure to recommend Magistrate Eisenberg for an appointment to Seattle Municipal Court. Please do not hesitate to contact me with any questions or additional information.

Sincerely,

Karen A. Snedker, PhD

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 Fourth Avenue, 7<sup>th</sup> Floor Seattle, WA 98104

#### Dear Mayor Murray:

At the request of Magistrate Adam Eisenberg, who is seeking an appointment to the Seattle Municipal Court bench, I am submitting this letter of recommendation on his behalf. I have been a practicing public defender for the past 23 years, and am also a friend of Magistrate Eisenberg's. In both a professional and personal capacity, I offer, and without hesitation, my highest recommendation for his appointment.

For the past 12 years, in his role as Commissioner and as a Magistrate Judge, he has been called upon to serve as a pro-tem judge in criminal court where he presides over cases which include domestic violence assaults, DUIs, stalking, harassment, thefts, property destruction, and other misdemeanors. As a public defender and as a SMC misdemeanor supervisor, I have had the opportunity to practice before Magistrate Eisenberg on many occasions where he presided over various court calendars, including arraignments, pre-trials, jury trials, sentencings and probation reviews. I have experienced and observed firsthand his interactions with my clients, as well as the attorneys I supervise. He is a jurist who is willing to listen to all parties, who allows our clients the opportunity to be heard, and who takes great pride in knowing the law and applying it fairly.

Fortunately for defense, Magistrate Eisenberg also demonstrates other valued characteristics, such as patience and tolerance, which are qualities that are so very important for this position. We public defenders represent and work with some of the most vulnerable populations, including those who suffer with chronic homelessness, mental illness, and/or severe drug/alcohol abuse. As a consequence, these individuals elect to enter one of the three therapeutic courts (Mental Health Court, Veterans' Court, and Community Court) where Magistrate Eisenberg sometimes presides. Again, I have personally observed, as well as had other attorneys comment to me how Magistrate Eisenberg's demeanor and even temperament turned a negative situation between the client and the court into a positive outcome for the client. He understands the delicate dynamics of certain situations, such as when a client is in crisis, and does not take the actions or the words from the client as personal affront to him or to the bench.

During Magistrate Eisenberg's many years of experience in the legal system as private counsel, city prosecutor, court commissioner pro tem in King County Superior Court, Court Commissioner in Seattle Municipal Court, and most recently, as a Magistrate (in the same

court), he has proven time and time again that he should no longer hold a pro tem judge position in SMC, but in fact, a permanent one. It is because of his dedication, professionalism, exceptional fairness and compassion exhibited towards our most vulnerable clients, that I, a longtime public defender and past president of the Loren Miller Bar Association, strongly recommend that you appoint Magistrate Eisenberg to the Seattle Municipal Court bench.

If I can be of further assistance, please do not hesitate to contact me. I may be reached at the last of the last

Respectfully,

Karen W. Mirray

American at Law

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave,7th Floor Seattle, WA 98104

Dear Mayor Murray,

I am writing to encourage you to appoint Magistrate Adam Eisenberg to the Seattle Municipal Court bench. He is well qualified and would make an excellent addition to the bench. I had the privilege to practice in front of Magistrate Eisenberg throughout my nine year career as a public defender at the King County DPD ACA Division. Prior to my position at ACA, I worked for 6 months as a King County deputy prosecutor primarily in the district court. I have seen both prosecution and defense and know the court system well. I left ACA a year ago and I am now a practicing attorney in Boston.

As a defense attorney in SMC, I practiced in front of Magistrate Eisenberg in a number of capacities. As a trial attorney, I conducted arraignments, pretrial hearings, pleas, sentencing, and reviews in front of Magistrate Eisenberg. In addition, he presided over mental health court many times over the two years I practiced there, and I have spoken with Magistrate Eisenberg on a panel in front of police officers in training where we explained the Mental Health Court and fielded questions about how to best help mentally ill clients and work with mentally ill defendants. Throughout my experiences with Magistrate Eisenberg, I have been struck by his compassion and fairness. It is refreshing to see a judge act respectfully to both sides of the courtroom as well as to defendants. I have found Magistrate Eisenberg to be fair and evenhanded when deciding release motions, sentencing, and probation revocation motions. He appears to thoughtfully weigh issues surrounding community safety, proportionate punishment, and individuals' mitigating circumstances.

It is rare to find a judge that embraces specialty courts the way Magistrate Eisenberg has. He routinely flags cases from other courts into Mental Health Court if he feels the defendant could benefit from the court's expertise or services. He is keenly aware of the differing needs of mentally ill defendants and always looks for potential competency issues. Ultimately, this willingness to embrace and utilize the MHC program saves taxpayers money by reducing recidivism and jail time, and promotes community safety by getting defendants stable and monitored.

I can say without a doubt that Magistrate Eisenberg will make an excellent addition to the bench. He is fair, compassionate, reasonable, and even-tempered. He is willing to work with defense as well as prosecution. And he understands how specialty courts benefit defendants and the community. I hope this letter speaks to what you're looking for in a judge. If you have any questions or want to hear more about Magistrate Eisenberg, please do not hesitate to contact me.

Sincerely,

Abbey Perkins
Attorney at Law
Medford, MA 02155

# Donaldson & Knigge, LLC

——Attorneys at Law ——

July 8, 2016



The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave,7th Floor Seattle, WA 98104

Re: Support for appointment of Adam Eisenberg as Seattle Municipal Court Judge

Dear Mayor Murray:

This letter is to support the appointment of the Honorable Magistrate Adam Eisenberg to the position of Seattle Municipal Court Judge. I am a Seattle native and have been an attorney since 1989. My practice focuses on traffic infractions. While this area of law is definitely not glamorous it is wonderful because of the people I meet. It is a very egalitarian practice. Everyone gets traffic infractions. Old folks, young folks, persons off all colors, genders, and nationalities, rich folks, poor folks and many folks who can't speak English.

Fortunately, for most people, traffic court is their only brush with the law. However, it can be terrifying and overwhelming. It takes courage to challenge an infraction and to appear in court. You are questioning the word of a police officer or officers and a prosecutor is working to prove you committed the infraction. Folks who have attorneys are lucky because they have an advocate representing their interest but the vast majority of traffic court defendant's are on their own.

I have had the pleasure of appearing in front of Magistrate Eisenberg for over a decade. I have also had numerous occasions to observe how he handles the cases of unrepresented persons. His demeanor and decorum on the bench are a model for what should be expected of every judge in the City. Win or lose, when a defendant comes out of his court they know they were treated fairly.

He is respectful of the parties, when needed he outlines the process, he is an active listener, attentive to all, he models civility and is cognizant of language and cultural barriers and works well with interpreters. He is concerned with the smooth administration of the court and considerate of court staff who are often working hard to keep up with the activities unfolding at a fast pace in court. He also has a good brain. He is well versed in court rules, statutory issues and case law. As a jurist he is both teacher and student and is adept at both.

I believe that Magistrate Eisenberg would be an excellent Municipal Court Judge. I support and encourage this appointment. Thank you for taking the time to consider these thoughts.

Sincerely,

Minu Danales

Lisa Donaldson

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4<sup>th</sup> Ave, 7<sup>th</sup> Floor Seattle, WA 98104

Dear Mayor Murray:

I would like to take this opportunity to submit this letter of recommendation for Adam Eisenberg to replace Judge Steve Rosen on the Seattle Municipal Court bench.

As a Probation Counselor II for the Municipal Court from 2005 until June of this year, I had the honor of working with Judge Eisenberg. I have known him in the roles of Commissioner, Magistrate, Judge Pro Tem, and Co-Director of Seattle Youth Traffic Court.

Judge Eisenberg's dedication to service, his fairness to those who stand in front of him, and his unbiased approach to handling cases are unprecedented. For instance, in Seattle Municipal Court Community Court where we worked to connect repeat offenders with social services, I witnessed firsthand Judge Eisenberg's ability to preside over many challenging cases and individuals in which all involved (Prosecutor, Defense, and Probation) were unified in holding the defendant accountable while assisting him/her in becoming better citizens in the community. I witnessed Judge Eisenberg physically walk people in need into the Seattle Municipal Court Resource Center so they could gain the assistance of our services.

Not only is Judge Eisenberg the best Judge I have had the honor of working with, but I consider him my friend and my mentor. Judge Eisenberg is a credit to his profession — a true professional. I have found him to be courteous, sincere, and trustworthy. His boundaries are firm, he is devoted to doing justice, he is unbiased, his mind is sharp, and he has a heart of gold.

Thank you very much for your consideration.

Sincerely,

Kent Hay

Homeless Outreach Specialist (Program Coordinator)

City of Redmond Washington

Planning and Community Development

**Human Services** 

## THE MUNICIPAL COURT OF SEATTLE



Date: July 27, 2016

From: Stephen R. Connolly, Probation Counselor II Municipal Probation Services, City of Seattle 206-615-1471

To: The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave, 7th Floor Seattle, WA 98104

Dear Mayor Murray,

I am a Mental Health Court probation officer for the Municipal Court of Seattle. I have been employed by the Court since November 2001. I am writing in support of my colleague, the Honorable Adam Eisenberg, with whom I have worked for almost twelve years dating back to his time as Court Commissioner.

As you are no doubt aware, our Mental Health Court is one of the oldest and most prestigious MHCs in the United States. Our work has been studied and our practices have been implemented by other courts throughout the country.

Although Judge Eisenberg has never officially been a MHC Judge in Seattle, he has presided over countless hearings as a pro-tem Judge. Judge Eisenberg has done an incredible job presiding over challenging calendars through the years. He is comfortable on the bench and he appears to have good relationships with both defense and prosecuting attorneys. He has always been a strong advocate for the probation unit and my cohorts in probation consistently speak highly of him. I believe Judge Eisenberg to be extremely well-informed of traditional legal principles, but I have found him to be very open to alternative approaches to issues of non-compliance.

Above all else, Judge Eisenberg is known through our court as a very kind man who works hard yet has a consistent and predictable temperament that serves him well on the bench.

In our Mental Health Court, Judge Eisenberg is incredibly thoughtful and deliberate in his dealing with the mentally ill. His empathy and compassion for the circumstances of our clients has been a defining feature of his jurisprudence in our court.

Judge Eisenberg has already established himself as a terrific arbiter in his roles as Court Commissioner and as a Magistrate for the Seattle Municipal Court.

I am optimistic that Judge Eisenberg's qualifications are obvious and I look forward to his appointment to the Bench in the near future.

Thank you for your time. Should you have any questions, please feel free to call me at 206-615-1471.

Thank you,

Stephen Connolly Probation Counselor II Municipal Court of Seattle City Hall 17425 Ballinger Way NE, 2nd Floor Lake Forest Park, WA 98155 Telephone: 206-364-7711 FAX: 206-364-7712

www.cityoflfp.com



Judge Linda S. Portnoy

Administrator Kelley Gradwohl

Probation
Phil Stanley

#### LAKE FOREST PARK MUNICIPAL COURT

The Honorable Mayor Edward Murray Office of the Mayor City of Seattle 600 4<sup>th</sup> Ave, 7<sup>th</sup> Floor Seattle, WA 98104

July 5, 2016

Dear Honorable Mayor Murray:

I am writing this letter to recommend Adam Eisenberg for appointment to the Seattle Municipal Court bench. I have known Adam for almost 20 years. I first met him when he was a prosecuting attorney for the City Prosecutor's Office during my tenure as Judge Pro Tem in Seattle. He was a most able attorney with a stellar reputation for thoroughness and professionalism. I worked with Adam next when we served together on the District and Municipal Court Judge's Association Board of Directors. It was a pleasure to work with him in that capacity, including our work on the Board Long Range Planning Committee. Adam has worked on many committees and projects within the judiciary to improve the administration of justice throughout Washington and address barriers to access to justice. Adam is a leader among judges in this area.

I cannot recommend Adam more highly. Adam has both proven judicial experience and a commitment to judicial excellence. He brings a depth of legal knowledge and decision making to the bench. In addition, his professional demeanor is a model for other judges. I know it is his priority to make persons who appear in court feel respected and he takes great care to explain the court proceedings and his rulings.

Please do not hesitate to contact me for any further information.

Sincerely,

Judge Linda S. Portnoy Presiding Judge, Lake Forest Park Municipal Court



July 6, 2016

Honorable Mayor Edward B. Murray Office of the Mayor, City of Seattle 600 Fourth Avenue, 7<sup>th</sup> Floor Seattle, WA 98104

Re: Appointing Adam Eisenberg to the Seattle Municipal Court

Mayor Murray:

It is with great pleasure that I write to provide my endorsement of Adam Eisenberg for the position of Seattle Municipal Court Judge. I am writing in my capacity as a King County District Court Judge, but my recommendation is also based on more than 35 years of experience in the legal profession, including 20 years as a manager in the Seattle City Attorney's office, and 18 years as an adjunct professor at Seattle University School of Law.

I first met Adam in 1993, when he applied for a position with the Seattle City Attorney's Office. He clearly stood out from the other applicants, and recommending to the City Attorney that we hire him was one of the easiest and wisest decisions I ever made as a manager. I served as Adam's supervisor on and off for the duration of his time with the office.

Two of the key skills a successful Seattle Municipal Court judge must possess are a flexible mind and a thorough knowledge of the unique workings of Seattle Municipal Court. Having supervised Adam at various times, and having appeared before him when he was a Commissioner, I can tell you that he possesses both of those traits in abundance.

For example, Adam tried all manner of cases, served in the City Attorney's specialized Domestic Violence Unit, and distinguished himself as an appellate attorney, prevailing before the Washington Supreme Court in City of Seattle v. Stalsbroten, 138 Wash.2d 227, 978 P.2d 1059 (1999).

When I appeared before Adam when he was a Seattle Municipal Court Commissioner, I saw that he had continued to learn and to adapt. For example, Adam served as a substitute judge in Seattle Municipal Mental Health Court on a fairly regular basis. Mental Health Court is as challenging a calendar as any judge can preside over. Yet in a short period of time he developed the people skills and the technical knowledge of the law unique to that specialized court. Adam's knowledge of mental health law and mental health issues would be invaluable assets to the Seattle Municipal Court.

In his capacity as a Seattle Municipal Court Commissioner and Magistrate, Adam has served on committees and work groups to improve the criminal justice system, both within Seattle Municipal Court and through the District and Municipal Court Judges' Association.

When you add up all of Adam's background and experience, as well as his respectful, unbiased demeanor on the bench, it is easy to see why I recommend him so highly for the Seattle Municipal Court opening.

Sincerely,

Michael J. Tinkle Judge Michael J. Finkle

King County District Court

The Honorable Mayor Edward B. Murray Office of the Mayor City of Seattle 600 4th Ave,7th Floor Seattle, WA 98104

Re: Letter of Recommendation for Adam Eisenberg

Dear Mayor Murray:

It is with great enthusiasm that I write to encourage you to appoint Magistrate Adam Eisenberg to the position of Seattle Municipal Court Judge. Adam's intellectual curiosity, temperament, and profound commitment to public service have made him an excellent Commissioner and Magistrate for the City of Seattle. As a full time judge, Adam will be able to further his service to our City.

I first met Adam in 1996, just days after I had graduated from law school. I was a brand new public defender, and Adam a more senior prosecutor. I distinctly recall Adam's preparedness and professionalism. He was a formidable trial opponent, but also a deeply ethical one. If Adam took a case to trial, he intended to win it. And if he felt a case could not –or should not-be appropriately litigated, he would resolve it short of trial. His trustworthiness, candor, and courtroom skills made him a highly respected member of the City Attorney's office.

As Adam and I each moved on to other litigation roles we stayed in touch. We had the opportunity to cheer each other on as we each accepted volunteer opportunities in the LGBTQ community. For Adam, such work has never been done in an attempt to seek the spotlight. I have watched as he has for years quietly and effectively mentored young LGBTQ attorneys.

Later in our careers, Adam and I each found our way to the bench. Adam was a Commissioner in Seattle Municipal Court when I first began to serve as a Pro Tem Judge and Pro Tem Magistrate in that jurisdiction. He was a patient and trusted mentor to me, answering questions and providing valuable advice. Adam's balance of the intellectual and emotional is impressive. He manages to be at once patient and decisive, empathetic and analytical. Many judges struggle to find that balance; Adam does not.

Judges must be more than skilled legal technicians. The job requires an avid desire to learnabout the people we serve, the facts of each case, and the context in which our decisions matter. Adam possesses an unquenchable desire to engage with his community. As a professor, reporter, and author, Adam's world is largely defined by what he can learn and how he can distill that information for the benefit of others.

In sum, Adam is what a judge should be. He is bright, patient, and deeply committed to our system of justice. He serves as a judicial officer not for acclaim but because it is his opportunity to contribute to our community. I encourage you to appoint him to the position of Seattle Municipal Court Judge.

Very truly yours,

Johanna Bender

# SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF KING

HOLLIS R. HILI. Judge KING COUNTY SUPERIOR COURT

July 5, 2016

Dear Mayor Murray.

I am writing in my personal capacity to encourage you to appoint Adam Eisenberg to the Seattle Municipal Court bench.

I have known Adam for many years in several different capacities. I first met Adam when he was a trial lawyer for Allstate Insurance Company. Back then, I noted his seriousness of purpose and his keen interest in the law. As his career progressed these were qualities that have endured.

As you may know his intellectual curiosity about the law and the legal system have taken him in some interesting directions, including researching and writing a book about female police officers and creating and teaching a course on museum law at the University of Washington.

More importantly, his work as a judicial officer in the Municipal Court has shown me that he is adamant about presiding over a court where justice and compassion prevail. From time to time he has expressed his caring especially for the mentally ill who appear before him. I trust that his seemingly boundless energy and his good humor are great assets to him on a bench with heavy calendars and people appearing from all walks of life.

Finally, Adam has the intellectual strength and enthusiasm to be a great Municipal Court judge. If appointed I am confident that he will provide leadership to his colleagues and that he will serve our city well.

Thank you for considering Adam Eisenberg. I hope my comments will assist you in your decision.

Very truly yours.

Hon, Hollis R. Hill

King County Superior Court Judge