ST. JOSEPH COUNTY BAR ASSOCIATION SURVEY EVALUATING SUPERIOR COURT JUDGES SERVING ST. JOSEPH COUNTY

RESULTS OF THE 2008 SURVEY

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Background

In 2007, the St. Joseph County Bar Association Board of Governors ("SJCBA") voted to implement a formal program for the evaluation of judicial performance by its members (the "Bar"). Judicial evaluation programs were recommended by the American Bar Association in its "Guidelines for the Evaluation of Judicial Performance" in 2005. The SJCBA created its evaluation process to accomplish two purposes: (1) to supply reliable and unbiased information about judicial performance needed to make sound judgments regarding the continuation of judges in office; and (2) to give the judges feedback to improve their own performance and that of the courts on which they serve.

Judges in St. Joseph County are installed in office two ways. The judges of the St. Joseph Circuit Court and the St. Joseph Probate Court are elected by popular vote and participate in contested elections. The judges of the St. Joseph Superior Court are appointed by the Governor of Indiana. All applicants for an opening on the Superior Court are interviewed by a seven member Judicial Nominating Committee, consisting of three lawyers, three non-lawyers and one judge from the Indiana Supreme Court or Indiana Court of Appeals. The Nominating Committee nominates five of the applicants for consideration by the Governor of Indiana. The Governor considers the recommendations and appoints the judge. Each Superior Court judge stands for a "yes" or "no" retention vote two years after the initial appointment and then every six years thereafter.

The SJCBA Board of Governors decided to apply its evaluation program to the Superior Court judges, but not to the judges who may be subject to a contested election. A contested election provides opportunities for a judge or the judge's opponent to discuss judicial performance. The same opportunities might not exist for a judge subject to a retention vote. An evaluation by the Bar of a judge's judicial performance, when it is not possible to evaluate an opponent running for election against the judge under the same criteria, would not further the two goals of the SJCBA evaluation program.

Methodology

The SJCBA sent a survey by e-mail on September 3, 2008, to 486 of its members who had provided e-mail addresses. The SJCBA also informed its members of the survey by announcements in its monthly newsletter. Members were asked to contact the SJCBA's Executive Director with a correct e-mail address, or to get a paper copy of the survey, if they did not receive the survey by e-mail. Members were informed that the survey had to be returned by September 30, 2008.

A separate survey was sent for each judge. The judges evaluated during the 2008 survey were:

Hon. Roland Chamblee Hon. David Chapleau

Hon. Jerome Frese

Hon. Jenny Pitts Manier

Hon. John Marnocha

Hon. Jane Miller

Hon. Michael Scopelitis

The Hon. William T. Means was retiring effective September 2008 so he was not included in the survey.

Survey

The survey instrument covered four categories: Legal Ability; Integrity and Impartiality; Professionalism and Temperament; and Administrative Capability. Each category listed five specific criteria. Respondents were asked to evaluate the judge's performance in each criteria as "exceptional," "above average," "average/acceptable," "below average," "unacceptable," or "cannot rate." Each rating, except "cannot rate," carried a numerical score to calculate an average: exceptional (5); above average (4); average/acceptable (3); below average (2); and unacceptable (1). Respondents were advised to rate only those categories that their personal experience with the specific judge qualified them to have an opinion. A copy of the original survey form is attached to the end of this report.

Response Rate

The practices of the lawyers in the SJCBA are diverse, so the number of lawyers who actually appear in court is much smaller than the number of lawyers in the SJCBA. Consequently, only a small percentage of the lawyers who received the survey could be reasonably expected to respond to the survey. Further, the St. Joseph County Superior Court judges are assigned to either a civil docket or a criminal docket. Many lawyers who represent clients in civil cases do not often represent clients in criminal cases, and many lawyers appearing in criminal court, including prosecutors and public defenders, do not often represent clients in civil cases. Consequently many of those attorneys with the courtroom experience needed to respond to the survey may have been qualified to evaluate only some of the judges listed.

The total number of surveys returned for each judge follow:

Hon. Roland Chamblee	64
Hon. David Chapleau	92
Hon. Jerome Frese	66
Hon. Jenny Pitts Manier	100
Hon. John Marnocha	63
Hon. Jane Miller	67
Hon. Michael Scopelitis	98

Results

The data from the individual surveys was collected and summary results were compiled. Two tables for each judge were created.

Table 1 contains the number of surveys returned for that judge. It identifies the number of Bar members that chose each rating category for each criteria. It also includes an "average score." The average for each criteria was calculated by multiplying the number of responses for the rating by its numerical value, adding the products for these values and dividing the sum by the number of responses (not including the "cannot rate" responses).

Table 2 contains the percentage of responses for each rating for each criteria. The results were rounded, so they will not always total 100%.

The tables with survey results follow in alphabetical order. The results can also be viewed on the SJCBA website at www.sjcba.org.

Respectfully submitted

Joseph R. Fyllenkamp

Chair, St. Joseph County Bar Association

Judicial Evaluation Committee

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Roland W. Chamblee Jr.

Summary of Results Table 1		_	≧				
Total Surveys Returned = 64	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEP	CANNO	AVERAGE
The Number in the Rating Column for each Criteria is the Number of Respondents who Chose that Rating	EPTAB	AVERA	CCEPT	AVERA	EXCEPTIONAL	CANNOT RATE	E SCORE
"Average Score" does not include "Cannot Rate" Responses	-	GE	FABLE	[유 		Е	RE
	1	2	3	4	5	CR	
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 How Do You Rate This Individual on LEGAL ABILITY, Based on the Folio Legal Reasoning 	Wing	Crite	14	21	12	12	3.8
1.2 Knowledge and Understanding of Substantive Law		5	17	- 21 - 21	13	13	3.8
1.3 Knowledge of Rules of Procedure and Evidence		7	11	22	13	13	3.8
- This work of the control of the co					10	10	3.0
1.4 Keeping Current on Developments in Law, Procedure and Evidence	0	4	6	23	14	17	4.0
1.5 Clear and Logical Communications and Decisions	2	6	8	24	12	12	3.7
2. How Do You Rate This individual on IN LEGRITY AND IMPARTIALITY, BY	ased"	on th	ne F	ollow	ing	3	
Criteria:		suco	Allen		فيعضينا	accellorobase	
2.1 Avoidance of Impropriety and the Appearance of Impropriety	1	4	9	16	23	11	4.1
2.2 Acts Fairly by Giving People Individual Consideration	1	7	8	12	25	11	4.0
2.3 Considers All Sides of an Argument With an Open Mind Before							
Rendering a Decision	2	10	6	18	16	12	3.7
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of		7	6	10	10	10	
the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions	3	'	6	18 11		12 14	3.8
2.3 Ability to Make Difficult of Oripopular Decisions	n] g jg/.	¥ 5]	-				4.0
Following Criteria:		714IE	13	Dasc	JU OI	nie	d t
3.1 Acts in a Dignified Manner	4	5	11	17	16	11	3.7
3.2 Treats All People with Courtesy	7	6	9	16	15	11	3.5
3.3 Acts with Patience and Self-Control	6	9	14			11	3.3
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	1	3		16		19	3.8
3.5 Promotes Public Understanding of and Confidence in the Courts	6	5	7		19	13	3.7
4. How Do You Rate This individual on ADMINISTRATIVE CAPABILITY, Ba	_		e Fo			A street	J.,
4.1 Punctuality and Preparation for Court	0	1	11	21	16	15	4.1
4.2 Maintains Control Over the Courtroom	0	2	10	18	20	14	4.1
	1	2	12	20	14	15	3.9
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines						. •	10.0
4.4 Makes Decisions and Rulings in a Timely Manner	0	4	9	21		15	4.0

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Roland W. Chamblee Jr.

Summary of Results Table 2 Total Surveys Returned = 64 The Table Identifies the Percentage of Responses for Each Rating in Each Criteria.	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEPTIONAL	CANNOT RATE
	1	2	3	4	5	CR
1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Follo	Mna Crit	aria:			i de Kalendari	W. Amaria
1.1 Legal Reasoning	1.6%	6.3%	21.9%	32.8%	18.8%	18.8%
1.2 Knowledge and Understanding of Substantive Law	1.6%	7.8%	17.2%	32.8%	20.3%	20.3%
1.3 Knowledge of Rules of Procedure and Evidence	1.6%	6.3%	17.2%	34.4%	20.3%	20.3%
1.4 Keeping Current on Developments in Law, Procedure and Evidence	0.0%	6.3%	9.4%	35.9%	21.9%	26.6%
1.5 Clear and Logical Communications and Decisions	3.1%	9.4%	12.5%	37.5%	18.8%	18.8%
2. How Do You Rate This Individual on INTEGRITY AND IMPARTIALITY, Ba	sed on t	se Follos	vina Crit	oria		78'
2.1 Avoidance of Impropriety and the Appearance of Impropriety	1.6%	6.3%	14.1%	25.0%	35.9%	17.2%
2.2 Acts Fairly by Giving People Individual Consideration	1.6%	10.9%		18.8%	39.1%	17.2%
2.3 Considers All Sides of an Argument With an Open Mind Before						
Rendering a Decision	3.1%	15.6%	9.4%	28.1%	25.0%	18.8%
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of						
the Parties or Counsel	4.7%	10.9%	9.4%		28.1%	
2.5 Ability to Make Difficult or Unpopular Decisions	1.6%	10.9%	9.4%	17.2%	39.1%	21.9%
3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER	AMENT	Bacad a	L II. E.		Adlada:	
3.1 Acts in a Dignified Manner	6.3%				25.0%	
3.2 Treats All People with Courtesy	10.9%	9.4%			23.4%	
3.3 Acts with Patience and Self-Control	9.4%				21.9%	
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	1.6%	4.7%			18.8%	
3.5 Promotes Public Understanding of and Confidence in the Courts	9.4%	7:8%			29.7%	
					Brill and the Brillians	
4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY, Ba						
4.1 Punctuality and Preparation for Court	0.0%	1.6%			25.0%	
4.2 Maintains Control Over the Courtroom	0.0%	3.1%			31.3%	
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	1.6%	3.1%	18.8%	31.3%	21.9%	23.4%
4.4 Makes Decisions and Rulings in a Timely Manner 4.5 Manages Cases to an Expeditious Conclusion	0.0%	6.2% 4.7%			24.6% 28.1%	

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable David C. Chapleau

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Summary of Results Table 1		<i>'</i>	P	•			ll
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Total Surveys Returned = 92	UNACCEPTABLE	BÉLOW AVERAGE	VERAGE/ACCEPTABLE	ABOVE AVERAGE	m	C)	AVERAGE
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The Number in the Rating Column for each Criteria is the Number of Respondents who Chose that Rating	ΙZ	中	IE	Ę	9	R	SCORE
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"Average Score" does not include "Cannot Rate" Responses	m	IR R	ואַ	Œ		m	ᅵᇛᅵ
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	1	2	3	4	5	CR	1 1
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1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Follo				Za.A.	Detrology.	استينا	
1.1 Legal Reasoning	0	8	23	36	19	6	3.8
Knowledge and Understanding of Substantive Law Knowledge of Rules of Procedure and Evidence	0	8	20 25	34	24 24	6 6	3.9
1.3 Knowledge of Rules of Procedure and Evidence	0		25	35	24	0	3.9
1.4 Keeping Current on Developments in Law, Procedure and Evidence	0	1	18	28	30	15	4.1
1.5 Clear and Logical Communications and Decisions	0	10	20	34	22	6	3.8
2. HOW DO YOU KAIS THIS INCIVIOUS ON INTEGRITY AND IMPARTIALITY S	sed	on t	ie F	ollow	ing		
Criteria	14.					-	
2.1 Avoidance of Impropriety and the Appearance of Impropriety	0	0	12	27	48	5	4.4
2.2 Acts Fairly by Giving People Individual Consideration	0	2	14	29	42	5	4.3
2.3 Considers All Sides of an Argument With an Open Mind Before Rendering a Decision	0	8	12	28	37	7	4.1
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of			12	20		····	■ * * . 1
the Parties or Counsel	0	9	11		38	7	4.1
2.5 Ability to Make Difficult or Unpopular Decisions	1	10			32	13	3.9
3. How Do You Rate This Individual on PROFESSIONALISM AND TEM	PER	AME	NI.	Base	or or	the	
Following Criteria: 3.1 Acts in a Dignified Manner	0	American de la constante de la	12	29	18	2	4.4
3.2 Treats All People with Courtesy	0	-			49	3	4.4
3.3 Acts with Patience and Self-Control	0	3	13			4	4.4
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	0	2	8	21		28	4.3
3.5 Promotes Public Understanding of and Confidence in the Courts	1	4	12	24	41	10	4.2
4. How Do You Rate This individual on ADMINISTRATIVE CAPABILITY, BE	sed	on th	e Fo	llow	ing		
CHeda:	100				A	Majar.	
4.1 Punctuality and Preparation for Court 4.2 Maintains Control Over the Courtroom	1	3	11		36	5	4.2
4.2 Maintains Control Over the Courtroom 4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	0	5	28 25		24 25	6	3.8
4.4 Makes Decisions and Rulings in a Timely Manner		5 4			23		3.8
4.4 Makes Decisions and Rulings in a Timely Manner 4.5 Manages Cases to an Expeditious Conclusion	0	8			23	6	3.9
T.O Midnages Cases to all Expeditions Collousion	'	0	20	33	24	U	3.8

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable David C. Chapleau

Summary of Results Table 2 Total Surveys Returned = 92 The Table Identifies the Percentage of Responses for Each Rating in Each Criteria.	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEPTIONAL	CANNOT RATE
	1	2	3	4	5	CR
How Do You Rate This Individual on LEGAL ABILITY, Based on the Folk					rinka -	igne z
1.1 Legal Reasoning	0.0%	8.7%	25.0%	39.1%	20.7%	6.5%
1.2 Knowledge and Understanding of Substantive Law	0.0%	8.7%	21.7%	37.0%	26.1%	6.5%
1.3 Knowledge of Rules of Procedure and Evidence	0.0%	2.2%		38.0%		6.5%
1.4 Keeping Current on Developments in Law, Procedure and Evidence	0.0%	1.1%	19.6%	30.4%	32.6%	16.3%
1.5 Clear and Logical Communications and Decisions	0.0%	10.9%	21.7%	37.0%	23.9%	6.5%
		7	100			Sandani Budherma
2. How Do You Rate This Individual on INTEGRITY AND IMPARTIALITY B					ladikasikila'	
2.1 Avoidance of Impropriety and the Appearance of Impropriety	0.0%	0.0%		29.3%	52.2%	5.4%
2.2 Acts Fairly by Giving People Individual Consideration	0.0%	2.2%	15.2%	31.5%	45.7%	5.4%
		8.7%	12.00/	30.4%	40.20/	7.6%
· · · · · · · · · · · · · · · · · · ·	0.00/	0.770	13.0%	30.4%	40.2%	7.070
Rendering a Decision	0.0%					
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of	f		12.0%	29.3%	41.3%	7.6%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel	f 0.0%	9.8%		29.3%	41.3% 34.8%	
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel	f 0.0%	9.8%				
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions	f 0.0% 1.1%	9.8% 10.9%	17.4%	21.7%	34.8%	14.1%
2.3 Considers All Sides of an Argument With an Open Mind Before Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner	f 0.0% 1.1%	9.8% 10.9%	17.4% on the F	21.7%	34.8% Criteria:	14.1%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner	0.0% 1.1% RAMENT	9.8% 10.9%	17.4% on the F 13.0%	21.7% ollowing	34.8% Criteria: 52.2%	14.1%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy	0.0% 1.1% RAMENT 0.0%	9.8% 10.9% Based 1.1%	17.4% on the F 13.0% 10.9%	21.7% Collowing 31.5%	34.8% Criteria: 52.2% 53.3%	2.2% 3.3%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy 3.3 Acts with Patience and Self-Control 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	0.0% 1.1% RAMENT 0.0% 0.0%	9.8% 10.9% Based 1.1% 7.6%	17.4% on the F 13.0% 10.9% 14.1% 8.7%	21.7% following 31.5% 25.0% 22.8%	34.8% Criteria: 52.2% 53.3% 55.4% 35.9%	2.2% 3.3% 4.3% 30.4%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy 3.3 Acts with Patience and Self-Control 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively 3.5 Promotes Public Understanding of and Confidence in the Courts	0.0% 1.1% RAMENT 0.0% 0.0%	9.8% 10.9% Based 1.1% 7.6% 3.3%	17.4% on the F 13.0% 10.9% 14.1% 8.7%	21.7% following 31.5% 25.0% 22.8%	34.8% Criteria: 52.2% 53.3% 55.4%	2.2% 3.3% 4.3% 30.4%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy 3.3 Acts with Patience and Self-Control 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively 3.5 Promotes Public Understanding of and Confidence in the Courts	0.0% 1.1% RAMENT 0.0% 0.0% 0.0% 1.1%	9.8% 10.9% , Based 1.1% 7.6% 3.3% 2.2% 4.3%	on the F 13.0% 10.9% 14.1% 8.7% 13.0%	21.7% following 31.5% 25.0% 22.8% 22.8% 26.1%	34.8% Criteria: 52.2% 53.3% 55.4% 35.9%	2.2% 3.3% 4.3% 30.4%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy 3.3 Acts with Patience and Self-Control 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively 3.5 Promotes Public Understanding of and Confidence in the Courts 4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY B	0.0% 1.1% RAMENT 0.0% 0.0% 0.0% 1.1%	9.8% 10.9% Based 1.1% 7.6% 3.3% 2.2% 4.3%	17.4% on the F 13.0% 10.9% 14.1% 8.7% 13.0%	21.7% Sollowing 31.5% 25.0% 22.8% 22.8% 26.1%	34.8% Criteria: 52.2% 53.3% 55.4% 35.9% 44.6%	2.2% 3.3% 4.3% 30.4% 10.9%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy 3.3 Acts with Patience and Self-Control 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively 3.5 Promotes Public Understanding of and Confidence in the Courts 4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY B 4.1 Punctuality and Preparation for Court	0.0% 1.1% RAMENT 0.0% 0.0% 0.0% 1.1%	9.8% 10.9% Based 1.1% 7.6% 3.3% 2.2% 4.3% the Folk 3.3%	on the F 13.0% 10.9% 14.1% 8.7% 13.0% bwing Cri 12.0%	21.7% collowing 31.5% 25.0% 22.8% 22.8% 26.1% terla: 39.1%	34.8% Criteria: 52.2% 53.3% 55.4% 35.9% 44.6%	2.2% 3.3% 4.3% 30.4% 10.9%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy 3.3 Acts with Patience and Self-Control 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively 3.5 Promotes Public Understanding of and Confidence in the Courts 4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY, B 4.1 Punctuality and Preparation for Court 4.2 Maintains Control Over the Courtroom	0.0% 1.1% RAMENT 0.0% 0.0% 0.0% 1.1%	9.8% 10.9% , Based 1.1% 7.6% 3.3% 2.2% 4.3% the Folk 3.3% 5.4%	17.4% on the F 13.0% 10.9% 14.1% 8.7% 13.0% 13.0% owing Cri 12.0% 30.4%	21.7% collowing 31.5% 25.0% 22.8% 26.1% teria: 39.1% 31.5%	34.8% Criteria: 52.2% 53.3% 55.4% 35.9% 44.6% 39.1% 26.1%	2.2% 3.3% 4.3% 30.4% 10.9% 5.4% 6.5%
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions 3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy 3.3 Acts with Patience and Self-Control 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively 3.5 Promotes Public Understanding of and Confidence in the Courts 4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY B 4.1 Punctuality and Preparation for Court	0.0% 1.1% RAMENT 0.0% 0.0% 0.0% 1.1% ased on 1.1% 0.0%	9.8% 10.9% Based 1.1% 7.6% 3.3% 2.2% 4.3% the Folk 3.3%	on the F 13.0% 10.9% 14.1% 8.7% 13.0% 12.0% 30.4% 27.2%	21.7% collowing 31.5% 25.0% 22.8% 22.8% 26.1% terla: 39.1%	34.8% Criteria: 52.2% 53.3% 55.4% 35.9% 44.6% 39.1% 26.1% 27.2%	2.2% 3.3% 4.3% 30.4% 10.9%

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Jerome Frese

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Summary of Results Table 1		_	AVE				
Total Surveys Returned = 66	UNACCEPTABLE	BELOW /	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEP	CANNO	AVERAGE
The Number in the Rating Column for each Criteria is the Number of Respondents who Chose that Rating	EPTABL	AVERAGE	CCEPT	AVERA	EXCEPTIONAL	CANNOT RATE	E SCORE
"Average Score" does not include "Cannot Rate" Responses	im 	Œ	ABLE	}E	ľ	'''	
		2	3	_ ا	5	CR	
	J .		,	7	,	ر ا	ļ '
1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Folio	wing	Crite	- 7.7	ling (F		ygi Edigi _{Kera} ki	
1.1 Legal Reasoning	7	11	20	11	8	15	3.3
1.2 Knowledge and Understanding of Substantive Law	0	8	17	17	9	15	3.5
1.3 Knowledge of Rules of Procedure and Evidence	0	<u> </u>	, 21	18	8	16	3.6
1.4 Keeping Current on Developments in Law, Procedure and Evidence	3	1	21	12	9	20	3.5
1.5 Clear and Logical Communications and Decisions	8	17	16	5	6	14	2.7
2. How DOYOU Rate rate individual on INTEGRITY AND IMPARTIALITY, 58 Criteria:	sed	on ti	16 F	ollov	/ing		
2.1 Avoidance of Impropriety and the Appearance of Impropriety	2	5	15	15	14	15	3.7
2.2 Acts Fairly by Giving People Individual Consideration	3	4	14	18	13	14	3.7
2.3 Considers All Sides of an Argument With an Open Mind Before							•
Rendering a Decision	4	·8	16	13	10	15	3.3
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel	3	8	18	11	11	15	2.4
2.5 Ability to Make Difficult or Unpopular Decisions	5		17			16	3.4 3.6
SEE COME TO THE CONTROL OF THE CONTR		A.U.E					3.0 1
Following Criteria:				Juo			
3.1 Acts in a Dignified Manner	6	15	' 18	8	5	14	2.8
3.2 Treats All People with Courtesy	3	6	18	16	9	14	3.4
3.3 Acts with Patience and Self-Control	73	13	· 19	9	8	14	3.1
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	1	4	15	10	10	26	3.6
3.5 Promotes Public Understanding of and Confidence in the Courts	- 8	14		10	6	17	2.8
4. How to You have this individual on Aphilhis HATIVE CAPABILITY, Ba	sed (on th	e F¢	llow	ng		
4.1 Punctuality and Preparation for Court	13	11	15	4	6	17	2.6
4.2 Maintains Control Over the Courtroom	5	12	18	10	5	16	3.0
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	5	. 7	20		5	18	3.1
4.4 Makes Decisions and Rulings in a Timely Manner	7	3	24		7	17	3.1
4.5 Manages Cases to an Expeditious Conclusion	11	11	15	7	5	17	2.7
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2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Jerome Frese

Summary of Results Table 2			A			
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Total Surveys Returned = 66	JNAC	ELO	RAG	ABOVE	EXC	CAN
	없	8	E/A		ÄP	Z
The Table Identifies the Percentage of Responses for Each Rating in Each Criteria.	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	AVERAGE	EXCEPTIONAL	CANNOT RATE
i			BLE			
			111			
		,				
					_	
] 1	2	3	4	5	CR
1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Follow	Ming Crite	eria:		1110		Ar su
1.1 Legal Reasoning	1.5%		30.3%	16.7%	12.1%	22.7%
1.2 Knowledge and Understanding of Substantive Law	0.0%	12.1%	25.8%	25.8%		22.7%
1.3 Knowledge of Rules of Procedure and Evidence	0.0%	4.5%	31.8%	27.3%	12.1%	24.2%
1.4 Keeping Current on Developments in Law, Procedure and Evidence	4.5%	1.5%	31.8%	18.2%	13.6%	30.3%
1.5 Clear and Logical Communications and Decisions	12.1%	25.8%	24.2%	7.6%	9.1%	21.2%
					Coll American strategies	and the same of th
2. How Do You Rate This individual on INTEGRITY AND IMPARTIALITY. Ba		and the second second	The state of the s		Walter St.	60 70/
2.1 Avoidance of Impropriety and the Appearance of Impropriety	3.0%	7.6%		22.7%	21.2%	22.7%
2.2 Acts Fairly by Giving People Individual Consideration2.3 Considers All Sides of an Argument With an Open Mind Before	4.5%	6.1%	21.2%	27.3%	19.7%	21.2%
Rendering a Decision	6.1%	12.1%	24.2%	19.7%	15.2%	22.7%
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of						
the Parties or Counsel	4.5%			16.7%		
2.5 Ability to Make Difficult or Unpopular Decisions	7.6%	1.5%		19.7%		24.2%
3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER	AMENT.	Based o	ka oo e e		A2 62595	
3.1 Acts in a Dignified Manner	9.1%			12.1%		21.2%
3.2 Treats All People with Courtesy	4.5%	9.1%	27.3%	24.2%	13.6%	21.2%
3.3 Acts with Patience and Self-Control	4.5%	19.7%	28.8%	13.6%	12.1%	21.2%
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	1.5%	6.1%	22.7%	15.2%	15.2%	39.4%
3.5 Promotes Public Understanding of and Confidence in the Courts	12.1%			15.2%	9.1%	25.8%
A Hour Do You Pote This leditional on ADMINISTRATIVE CAPABILITY Pe			ina Cate			Andrews A.
 How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY, Ba Punctuality and Preparation for Court 			22.7%		9.1%	25.8%
4.2 Maintains Control Over the Courtroom	7.6%		27.3%		7.6%	24.2%
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	7.6%			16.7%	_	27.3%
4.4 Makes Decisions and Rulings in a Timely Manner	10.6%	4.5%				25.8%
4.5 Manages Cases to an Expeditious Conclusion				10.6%		25.8%
		. 417 70		. 5.5 /0		

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Jenny Pitts Manier

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		*					<i>:</i>
Summary of Results Table 1			≷				ΙI
Total Surveys Returned = 100	UNACC	BELOW	ERAGE//	ABOVE .	EXCEF	CANNO	AVERAGE
The Number in the Rating Column for each Criteria is the Number of Respondents who Chose that Rating	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEPTIONAL	CANNOT RATE	E SCORE
"Average Score" does not include "Cannot Rate" Responses	'''	m	B	m			╏┈╽
			İπ				H
							H
		2	3	١,		CR	Ш
	ا ل			4	"	CK	
1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Folio	wing	Crite	rla:			in in the same	
1.1 Legal Reasoning	2	4	17	30	37	10	4.1
1.2 Knowledge and Understanding of Substantive Law	2	5	15	34	34	10	4.0
1.3 Knowledge of Rules of Procedure and Evidence	1	4	13	32	36	14	4.1
1.4 Keeping Current on Developments in Law, Procedure and Evidence	0	4	16	27	38	15	4.2
1.5 Clear and Logical Communications and Decisions	2	- 8	11	28	41	10	4.1
2. How Do You Rate this individual on INTEGRITY AND IMPARTIALITY BE	sed	on th	ie Fo	Nollo	ing	en sed etaktine.	1
Criteria			A. 88		nimentin men S	lan an accounts or]
2.1 Avoidance of Impropriety and the Appearance of Impropriety	0	3	9	27	53	8	4.4
2.2 Acts Fairly by Giving People Individual Consideration	0	6	7	29	50	8	4.3
2.3 Considers All Sides of an Argument With an Open Mind Before Rendering a Decision	2	5	10	29	44	10	4.2
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of				20	77	10	4 .2
the Parties or Counsel	2	7	12	21	48	10	4.2
2.5 Ability to Make Difficult or Unpopular Decisions	1	8	11	26	41	13	4.1
3. How Do You Rate This individual on PROFESSIONALISM AND TEM	PERZ	ME	Mil	Base	d on	the	
Following Criteria:				00	-		_ ا
3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy	1	- n	42	20	57	8	4.5
3.3 Acts with Patience and Self-Control	1	5	9		56 52	8	4.4
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	0	3	5		44	8 29	4.3 4.5
3.5 Promotes Public Understanding of and Confidence in the Courts	3	4	8		46		4.2
4. Flow DOLYOU RELEASE PRIES INCLUDING HOR ADMINISTRATIVE CAPABILITY SB						17	1
Citieria:	ÁÚ.		le Co	- Par	7 × 10		
4.1 Punctuality and Preparation for Court	0	0		24		13	4.5
4.2 Maintains Control Over the Courtroom	1	1	9		36	11	4.2
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	0	4		32		12	4.2
4.4 Makes Decisions and Rulings in a Timely Manner	1	2		26		11	4.2
4.5 Manages Cases to an Expeditious Conclusion	1	3	14	32	36	14	4.2

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Jenny Pitts Manier

Summary of Results Table 2 Total Surveys Returned = 100 The Table Identifies the Percentage of Responses for Each Rating in Each Criteria.	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEPTIONAL	CANNOT RATE
	1	2	3	4	5	CR
1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Follow	vina Cr	teria:			historia .	26.5
1.1 Legal Reasoning		4.0%	17.0%	30.0%	37.0%	10.0%
1.2 Knowledge and Understanding of Substantive Law	2.0%	5.0%	15.0%	34.0%	34.0%	10.0%
1.3 Knowledge of Rules of Procedure and Evidence	1.0%	4.0%	13.0%	32.0%	36.0%	14.0%
Keeping Current on Developments in Law, Procedure and Evidence Clear and Logical Communications and Decisions	0.0% 2.0%	4.0% 8.0%	16.0% 11.0%	27.0% 28.0%		15.0% 10.0%
					indicia-	Salar a delicion de
2. How Do You Rate This Individual on INTEGRITY AND IMPARTIALITY, Ba 2.1 Avoidance of Impropriety and the Appearance of Impropriety					E3 087	0.00/
2.2 Acts Fairly by Giving People Individual Consideration		3.0% 6.0%		27.0%	53.0% 50.0%	8.0%
2.3 Considers All Sides of an Argument With an Open Mind Before	0.0%	0.0%	7.0%	29.0%	50.0%	8.0%
Rendering a Decision	2.0%	5.0%	10.0%	29.0%	44.0%	10.0%
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of						10.070
the Parties or Counsel	2.0%	7.0%	12.0%	21.0%	48.0%	10.0%
2.5 Ability to Make Difficult or Unpopular Decisions	1.0%	8.0%	11.0%	26.0%	41.0%	13.0%
		4	graduation in		Action as a section as a	
3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER						
3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy		1.0%		26.0%	57.0%	8.0%
3.3 Acts with Patience and Self-Control		5.0%			52.0%	8.0%
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	_	3.0%			44.0%	
3.5 Promotes Public Understanding of and Confidence in the Courts			8.0%			
4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY, Bar 4.1 Punctuality and Preparation for Court	sed on	the Fol	lowing C	riteria:		a virte i a sport, and light, so b
4.2 Maintains Control Over the Courtroom					36.0%	11.0%
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines					37.0%	12.0%
4.4 Makes Decisions and Rulings in a Timely Manner					44.0%	11.0%
4.5 Manages Cases to an Expeditious Conclusion				_	36.0%	
T.O manages Cases to an Expeditious Conclusion	1.0%	ა.0%	14.0%	32.0%	30.0%	14.0%

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable John M. Marnocha

Summary of Results Table 1 Total Surveys Returned = 63	Ç	BE	AVER	AB	Е	C	AV
The Number in the Rating Column for each Criteria is the Number of	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEPTIONAL	CANNOT RATE	AVERAGE SO
Respondents who Chose that Rating "Average Score" does not include "Cannot Rate" Responses	BLE	RAGE	PTABLE	RAGE	VAL	ATE	SCORE
	1	2	3	4	5	CR	
1. How Do You Rate This individual on LEGAL ABILITY, Based on the Folio	wing	Crite	" eria:	S _{ell} er \	Grant V	fer of the	
1.1 Legal Reasoning	0	0	5	27	15	16	4.2
1.2 Knowledge and Understanding of Substantive Law	0	0	5	17	24	17	4.4
1.3 Knowledge of Rules of Procedure and Evidence	0	0	7	16	24	16	4.4
1.4 Keeping Current on Developments in Law, Procedure and Evidence	0	0	4	18	23	18	4.4
1.5 Clear and Logical Communications and Decisions	0	3	4	20	20	16	4.2
2. How Do You Rate This Individual on INTEGRITY AND IMPARTIALITY, B	ased	on t	ne F	ollov	ving		1
Criteria:	Kilobarda	a make			zaksić.	Land Blake	
2.1 Avoidance of Impropriety and the Appearance of Impropriety	0	2	3	22	22	14	4.3
2.2 Acts Fairly by Giving People Individual Consideration	2	3	5	22	17	14	4.0
2.3 Considers All Sides of an Argument With an Open Mind Before Rendering a Decision	1	5	8	22	13	14	3.8
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of							• 0.0
the Parties or Counsel	1	2	3	23	18	16	4.2
2.5 Ability to Make Difficult or Unpopular Decisions	1	3	5	22	18	14	4.1
 How Do You Rate This individual on PROFESSIONALISM AND TEM Following Criteria: 	PER	AME	NT,	Base	ed or	the	
3.1 Acts in a Dignified Manner	0	1	6	22	20	14	4.2
3.2 Treats All People with Courtesy	1	- 2		_	14	13	3.9
3.3 Acts with Patience and Self-Control	0	2	11		14	14	4.0
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	0	2	6	21		24	4.0
3.5 Promotes Public Understanding of and Confidence in the Courts	1	3	8	18	20	13	4.1
4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY, Ba	sed	on th	e Fo	wollo	ing	germanggraphy and so	
	طيعيما	niki Sili si.	4	18	21	19	4.3
	0						
4.1 Punctuality and Preparation for Court	0		5				_
4.1 Punctuality and Preparation for Court4.2 Maintains Control Over the Courtroom	_	0	5		21	18 17	4.4
4.1 Punctuality and Preparation for Court	0	0		19 19	21	18	4.4 4.2 4.2

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable John M. Marnocha

Summary of Results Table 2 Total Surveys Returned = 63 The Table Identifies the Percentage of Responses for Each Rating in Each Criteria.	UNACCEPTABLE TO SEE	BELOW AVERAGE ∾	AVERAGE/ACCEPTABLE ~	ABOVE AVERAGE	EXCEPTIONAL 5	CANNOT RATE
1.1 Legal Reasoning		0.0%	7.9%	42.9%	23.8%	25.4%
1.2 Knowledge and Understanding of Substantive Law	0.0%	0.0%	7.9%	27.0%	38.1%	27.0%
1.3 Knowledge of Rules of Procedure and Evidence	0.0%	0.0%	11.1%	25.4%	38.1%	25.4%
1.4 Keeping Current on Developments in Law, Procedure and Evidence1.5 Clear and Logical Communications and Decisions		0.0%	6.3% 6.3%		36.5% 31.7%	
How Do You Rate This Individual on INTEGRITY AND IMPARTIALITY, B Avoidance of Impropriety and the Appearance of Impropriety Acts Fairly by Giving People Individual Consideration	ased on 0.0%	/	AND THE PERSON NAMED IN COLUMN TWO IS NOT THE OWNER.	and the same of the same of the same	34.9%	22.2%
2.3 Considers All Sides of an Argument With an Open Mind Before	3.270	4.0%	7.970	34.9%	27.0%	22.270
Rendering a Decision 2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of		7.9%	12.7%	34.9%	20.6%	22.2%
the Parties or Counsel		3.2%	4.8%	36.5%	28.6%	25.4%
2.5 Ability to Make Difficult or Unpopular Decisions	1.6%	4.8%	7.9%	34.9%	28.6%	22.2%
3. How Do You Rate This Individual on PROFESSIONALISM AND TEMPER 3.1 Acts in a Dignified Manner 3.2 Treats All People with Courtesy 3.3 Acts with Patience and Self-Control	0.0% 1.6%	1.6% 3.2%	9.5% 22.2%	34.9% 30.2%	g Criteri 31.7% 22.2% 22.2%	22.2% 20.6%
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively			9.5%		15.9%	
3.5 Promotes Public Understanding of and Confidence in the Courts	1.6%	4.8%	12.7%	28.6%	31.7%	20.6%
4. How Do You Rate This individual on ADMINISTRATIVE CAPABILITY, Ba	sed on	the Fol		riteria:		
4.2 Maintains Control Over the Courtroom			7.9%		33.3%	
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	0.0%	0.0%	12.7%	30.2%	30.2%	27.0%
4.4 Makes Decisions and Rulings in a Timely Manner	0.0%	0.0%	12.7%	33.3%	25.4%	28.6%
4.5 Manages Cases to an Expeditious Conclusion	0.0%	0.0%	9.5%	33.3%	27.0%	30.2%
200565 1 VI C						

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Jane Woodward Miller

Summary of Results Table 1 Total Surveys Returned = 67 The Number in the Rating Column for each Criteria is the Number of Respondents who Chose that Rating "Average Score" does not include "Cannot Rate" Responses	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEPTIONAL	CANNOT RATE	AVERAGE SCORE
	1	2	3	4	5	CR	Ш
How Do You Rate This Individual on LEGAL ABILITY, Based on the Folio	Wina	Crita	· irio:	eld is not	huah -		'
1.1 Legal Reasoning	5	3	7	15	18	19	3.8
1.2 Knowledge and Understanding of Substantive Law	5	2	7	14	20	19	3.9
1.3 Knowledge of Rules of Procedure and Evidence	4	5	4	15	20	19	3.9
1.4 Keeping Current on Developments in Law, Procedure and Evidence	3	3	7	12	20	22	4.0
1.5 Clear and Logical Communications and Decisions	6	4	7	11	20	19	3.7
2. How Do You Rate This individual on INTEGRITY AND IMPARTIALITY, B Criteria:	ased	on t	ne F	ollov	/Ing		204444
2.1 Avoidance of Impropriety and the Appearance of Impropriety	1	5	6	10	28	17	4.2
2.2 Acts Fairly by Giving People Individual Consideration	0	6	6	7	30	18	4.2
2.3 Considers All Sides of an Argument With an Open Mind Before Rendering a Decision	1	8	5	12	23	18	4.0
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of		_				40	
the Parties or Counsel	2 5	7	3 9	12 8	25 22	18 19	4.0
2.5 Ability to Make Difficult or Unpopular Decisions 3. Flow to You rate this individual on PROFESSIONALISM AND TEM			-				3.8
Following Criteria:				Jaor		, nio	
3.1 Acts in a Dignified Manner	3	6	8	11	22	17	3.9
3.2 Treats All People with Courtesy	1	3	8	9	29	17	4.2
3.3 Acts with Patience and Self-Control	2	6	8	9	23	19	3.9
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	1	4	5	10	19	28	4.1
3.5 Promotes Public Understanding of and Confidence in the Courts	4	4	5		21	20	3.9
4. How Bo You wate This individual on Administrative CAPABILITY, Bo	sed	on th	100		₽ W	Mi	
4.1 Punctuality and Preparation for Court	0	5	10			21	4.0
4.2 Maintains Control Over the Courtroom	5	3	9	9	20		3.8
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	2	4	9		19		3.9
4.4 Makes Decisions and Rulings in a Timely Manner	0	- 5	6	9	22	25	4.1
4.5 Manages Cases to an Expeditious Conclusion	0	7			16		3.8

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Jane Woodward Miller

Summary of Results Table 2 Total Surveys Returned = 67 The Table Identifies the Percentage of Responses for Each Rating in Each Criteria.	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEPTIONAL	CANNOT RATE
	im 	3E	ABLE	3E	,	,,,
	1	2	3	4	5	CR
1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Follo	wing Cri	teria:			111	
1.1 Legal Reasoning	7.5%,	4.5%	10.4%	22.4%	26.9%	28.4%
1.2 Knowledge and Understanding of Substantive Law	7.5%	3.0%	10.4%	20.9%		28.4%
1.3 Knowledge of Rules of Procedure and Evidence	6.0%	7.5%	6.0%	22.4%	29.9%	28.4%
1.4 Keeping Current on Developments in Law, Procedure and Evidence	4.5%	4.5%	10.4%	17.9%	29.9%	32.8%
1.5 Clear and Logical Communications and Decisions	9.0%	6.0%	10.4%	16.4%	29.9%	28.4%
					Par part as	. Signature Andrea
2. How Do You Rate This Individual on INTEGRITY AND IMPARTIALITY, B	ased on	the Folk	owing Cr	lteria:		his S.
2.1 Avoidance of Impropriety and the Appearance of Impropriety	1.5%	7.5%	9.0%	14.9%	41.8%	25.4%
2.2 Acts Fairly by Giving People Individual Consideration	0.0%	9.0%	9.0%	10.4%	44.8%	26.9%
2.3 Considers All Sides of an Argument With an Open Mind Before	4 = 04	44.004		4		
Rendering a Decision		11.9%	7.5%	17.9%	34.3%	26.9%
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel		10.4%	4 5%	17 0%	37.3%	26.0%
2.5 Ability to Make Difficult or Unpopular Decisions	7.5%	6.0%			32.8%	
					OZ.070	
3. How Do You Rate This individual on PROFESSIONALISM AND TEMPER	RAMENT	, Based	on the F	ollowing	Criteria	E MAINTANNA M
3.1 Acts in a Dignified Manner	4.5%	9.0%	11.9%	16.4%	32.8%	25.4%
3.2 Treats All People with Courtesy	1.5%	4.5%	11.9%	13.4%	43.3%	25.4%
3.3 Acts with Patience and Self-Control	3.0%	9.0%	11.9%	13.4%		28.4%
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	1.5%	6.0%	7.5%	14.9%	28.4%	
3.5 Promotes Public Understanding of and Confidence in the Courts	6.0%	6.0%	7.5%	19.4%	31.3%	29.9%
4. How Do You Rate This individual on ADMINISTRATIVE CAPABILITY, Ba		he Eollo	wing Cri	leria:		
4.1 Punctuality and Preparation for Court	0.0%	7.5%			31.3%	31.3%
4.2 Maintains Control Over the Courtroom	7.5%	4.5%	13.4%		29.9%	
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	3.0%	6.0%	13.4%		28.4%	
4.4 Makes Decisions and Rulings in a Timely Manner	0.0%	7.5%	9.0%	13.4%	32.8%	37.3%

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Michael P. Scopelitis

Summers of Decults Table 4							
Summary of Results Table 1			A۷				
Total Surveys Returned = 98	UNACCI	BELOW,	ERAGE/	ABOVE /	EXCEP	CANNO	AVERAGE
The Number in the Rating Column for each Criteria is the Number of Respondents who Chose that Rating "Average Score" does not include "Cannot Rate" Responses	UNACCEPTABLE	BELOW AVERAGE	AVERAGE/ACCEPTABLE	ABOVE AVERAGE	EXCEPTIONAL	CANNOT RATE	E SCORE
		1	BLE	•••			'''
	1	2	3	4	5	CR	
	t Winde		m•sicibias	Les	41.		•
1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Follow 1.1 Legal Reasoning	ving O	Crite	ria: 5	32	58	3	
1.2 Knowledge and Understanding of Substantive Law	0	0	4	34	57	3	4.6 4.6
1.3 Knowledge of Rules of Procedure and Evidence	0	0	3	32	59	4	4.6
							• "
1.4 Keeping Current on Developments in Law, Procedure and Evidence	0	_1	4	26	58	9	4.6
1.5 Clear and Logical Communications and Decisions	0	1	3		59	3	4.6
2. How DO YOU Rate This individual on IN TEGRITY AND IMPARTIALITY, Ba	sed	on th	ie Fo	Mollo	ing	Krissine.	
2.1 Avoidance of Impropriety and the Appearance of Impropriety	0	0	9	27	60	2	4.5
2.2 Acts Fairly by Giving People Individual Consideration	0	2	8		55	2	4.4
2.3 Considers All Sides of an Argument With an Open Mind Before				-			•
Rendering a Decision	0	3	9	29	54	3	4.4
2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of	^			20			
the Parties or Counsel 2.5 Ability to Make Difficult or Unpopular Decisions	0	<u> </u>	5	29 22	59	3	4.5
3. How be you rate this individual on PROFESSIONALISM AND TEME			-			8	4.6
Following Criteria:						u 10	
3.1 Acts in a Dignified Manner	0	1	12	30	53	2	4.4
3.2 Treats All People with Courtesy	0	4	16	30	46	2	4.2
3.3 Acts with Patience and Self-Control	0	8	21	27	40	2	4.0
3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively	0	1	12	24	33	28	4.3
3.5 Promotes Public Understanding of and Confidence in the Courts	0	2	10	27	52	7	4.4
4. How to You Rate this Individual on ADMINISTRATIVE CAPABILITY, Bac Criteria:	sed c	n th	e Fo	llowi	ng	115H	
4.1 Punctuality and Preparation for Court	0	3	9	31	52	3	4.4
4.2 Maintains Control Over the Courtroom	0	1	9	33	52	3	4.4
4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	0	2	11	42	40	3	4.3
4.4 Makes Decisions and Rulings in a Timely Manner	1	8	15	31	41	2	4.1
4.5 Manages Cases to an Expeditious Conclusion	1	5	11	37	40	4	4.2

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association The Honorable Michael P. Scopelitis

Summary of Results - Table 2							
Total Surveys Returned = 98	Summary of Results Table 2			A			
1 2 3 4 5 CR			_	\\E			
1 2 3 4 5 CR	Total Surveys Returned = 98	UNACC	BELOW	RAGE//		EXCEF	CANNO
1. How Do You Rate This Individual on LEGAL ABILITY, Based on the Following Criteria: 1. Legal Reasoning 1.2 Knowledge and Understanding of Substantive Law 1.3 Knowledge and Understanding of Substantive Law 1.4 Keeping Current on Developments in Law, Procedure and Evidence 1.5 Clear and Logical Communications and Decisions 1.6 Clear and Logical Communications and Decisions 1.7 Clear and Logical Communications and Decisions 1.8 How Do You Rate This Individual on INTEGRITY AND IMPARTIALITY Based on the Following Criteria: 1.1 A voldance of Impropriety and the Appearance of Impropriety 1.2 Acuts Fairly by Giving People Individual Consideration 1.2 A considers All Sides of an Argument With an Open Mind Before Rendering a Decision 1.0 Nover the Parties or Counsel 1.1 Acts in a Dignified Manner 1.2 A consider Sall Fries Individual on PROFESSIONALISM AND TEMPERAMENT, Based on the Following Criteria: 1.1 Acts in a Dignified Manner 1.2 Treats All People with Courtesy 1.3 Acts with Patience and Self-Control 1.4 Clear and Logical Communications and Decision Self-Control 1.5 Promotes Public Understanding of and Confidence in the Courts 1.6 Clear and Logical Communications and Properation Self-Control 1.7 Clear and Logical Communications and Law and Facts Without Regard to the Identity of Self-Control 1.0 Nover the Courts Self-Control Self-Co	The state of the s	EPTABLE	AVERAGE	ACCEPTABLE	AVERAGE	TIONAL	OT RATE
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2.4 Bases Decisions on the Law and Facts Without Regard to the Identity of the Parties or Counsel 0.0% 3.1% 4.1% 29.6% 60.2% 3.1% 2.5 Ability to Make Difficult or Unpopular Decisions 0.0% 1.0% 5.1% 22.4% 63.3% 8.2% 3. How Do You Rate This Individual on PROFESSIGNALISM AND TEMPERAMENT, Based on the Following Criteria: 3.1 Acts in a Dignified Manner 0.0% 1.0% 12.2% 30.6% 54.1% 2.0% 3.2 Treats All People with Courtesy 0.0% 4.1% 16.3% 30.6% 46.9% 2.0% 3.3 Acts with Patience and Self-Control 0.0% 8.2% 21.4% 27.6% 40.8% 2.0% 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively 0.0% 1.0% 12.2% 24.5% 33.7% 28.6% 3.5 Promotes Public Understanding of and Confidence in the Courts 0.0% 2.0% 10.2% 27.6% 53.1% 7.1% 4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY, Based on the Following Criteria: 4.1 Punctuality and Preparation for Court 0.0% 3.1% 9.2% 31.6% 53.1% 3.1% 4.2 Maintains Control Over the Courtroom 0.0% 1.0% 9.2% 33.7% 53.1% 3.1% 4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines 0.0% 2.0% 11.2% 42.9% 40.8% 3.1% 4.4 Makes Decisions and Rulings in a Timely Manner 1.0% 8.2% 15.3% 31.6% 41.8% 2.0%	•	0.0%	3.1%	9.2%	29.6%	55.1%	3.1%
the Parties or Counsel 0.0% 3.1% 4.1% 29.6% 60.2% 3.1% 2.5 Ability to Make Difficult or Unpopular Decisions 0.0% 1.0% 5.1% 22.4% 63.3% 8.2% 3. How Do You Rate This individual on PROFESSIONALISM AND TEMPERAMENT. Based on the Following Criteria: 3.1 Acts in a Dignified Manner 0.0% 1.0% 12.2% 30.6% 54.1% 2.0% 3.2 Treats All People with Courtesy 0.0% 4.1% 16.3% 30.6% 46.9% 2.0% 3.3 Acts with Patience and Self-Control 0.0% 8.2% 21.4% 27.6% 40.8% 2.0% 3.4 Deals with Pro Se Litigants and Litigation Fairly and Effectively 0.0% 1.0% 12.2% 24.5% 33.7% 28.6% 3.5 Promotes Public Understanding of and Confidence in the Courts 0.0% 2.0% 10.2% 27.6% 53.1% 7.1% 4. How Do You Rate This Individual on ADMINISTRATIVE CAPABILITY, Based on the Following Criteria: 4.1 4.1 4.1 4.1 4.1 4.1 4.1 4.1 4.1 4.1 4.1 4.1 4.1 <td< td=""><td>·</td><td>0.070</td><td></td><td></td><td>20.070</td><td></td><td></td></td<>	·	0.070			20.070		
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4.4 Makes Decisions and Rulings in a Timely Manner 1.0% 8.2% 15.3% 31.6% 41.8% 2.0%	4.2 Maintains Control Over the Courtroom	0.0%	1.0%	9.2%	33.7%	53.1%	3.1%
	4.3 Appropriate Enforcement of Court Rules, Orders and Deadlines	0.0%	2.0%	11.2%	42.9%	40.8%	3.1%
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	4.5 Manages Cases to an Expeditious Conclusion	1.0%	5.1%	11.2%	37.8%	40.8%	4.1%

2008 JUDICIAL EVALUATION SURVEY - RETENTION SYSTEM JUDGES St. Joseph County Bar Association

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