

2008 WASHINGTON COMMITTEE FOR ETHICAL JUDICIAL CAMPAIGNS

STATEMENT OF PURPOSE AND OPERATING PROCEDURES

ORIGIN

In 2007, the Washington State Judicial Selection Coalition¹ determined the need for an oversight committee for judicial elections. As a result, the Coalition facilitated the creation of the Washington Committee for Ethical Judicial Campaigns. The Committee is independent of the Washington State Bar and Washington judiciary.

PURPOSE

The Committee is a non-partisan group of concerned citizens dedicated to preserving the dignity and integrity of Washington's judicial system. The Committee was formed to encourage candidates for appellate judicial office to aspire to the highest ethical standards to promote public trust and confidence in the fairness and impartiality of Washington courts. Candidate conduct that does not meet the highest ethical standards undermines this important purpose. The Committee does not endorse candidates. Instead, it strives to educate the candidates, the media, and the public about judicial campaign conduct. The Committee wants to keep Washington's appellate judicial elections fair and impartial, so that our courts truly stand for justice for all.

SPECIFIC GOALS

The Committee intends to achieve its purpose: (1) by asking candidates to pledge to conduct their campaigns in a manner that is consistent with the campaign agreement attached hereto; (2) by encouraging aspirational standards for campaign activity; (3) by offering voter information on the core responsibilities of the judiciary and the nature of the judge's function; and (4) by offering information and comment to the press and public about campaign conduct by candidates and advocacy groups.

COMPOSITION OF THE COMMITTEE

The Committee will be chaired by Judge William Baker. Biographical information on Committee members is provided as Attachment A.

OPERATION OF THE COMMITTEE

The Committee will send written information to each candidate explaining the purpose and function of the Committee, in such form as the Committee may from time to time determine. Each candidate will be expected to ensure that his or her campaign committee will comply with Canon 7, Washington Canons of Judicial Ethics, and will aspire to conduct his or her campaign in a manner consistent with the Candidate Pledge and with the respect and dignity appropriate to

¹ Please refer to www.votingforjudges.org for more information about the members of the Washington State Judicial Selection.

judicial office. The Committee will report to the public whether the candidate has signed or refused to sign the Campaign Pledge.

The failure of a candidate to sign the requested pledge shall not restrict in any way the authority of the Committee to consider and determine a complaint regarding the candidate's campaign advertising or other activity. The Committee will consider matters pertaining to appellate judicial advertising of which it becomes aware, from any source. The Committee reserves the right to consider and act upon campaign conduct on its own initiative.

The complaint procedure is described below. The parties involved in the resolution of the complaint will be requested to abide by the procedures of the Committee with regard to complaints both by and against the candidate. Candidates will be requested to provide the Committee with the questioned campaign material in order to expedite the resolution of a complaint, in the event a complaint is made.

Committee members will recuse themselves in any campaign oversight matter in which recusal would be required of a judge. No active member of the Committee will endorse or make a financial contribution to the election campaign of any appellate judicial candidate.

PUBLIC STATEMENTS

Only the Chair or his designee may communicate with the press or issue statements on behalf of the Committee. However, a member of the Committee can and should explain the purpose, function and the general work of the Committee. While the Chair shall not speak on behalf of the Committee as to any specific campaign-related matter without the prior direction of the committee, he may make public or private comment upon the purpose and function of the Committee.

COMPLAINT PROCEDURE

Complaints will be filed in writing with the Committee. The complaint will be signed by the candidate or by an official authorized by a candidate's campaign committee. The complaint should describe the questionable activity as completely as possible, and the complainant should attach copies, if available, of any print advertising or other literature, the audio tape of the radio advertisement, or a videotape or CD of the television advertisement that is the subject of the complaint. In addition, it should contain an address, phone number or fax number for the candidate or campaign that it is made against. The complaint should be sent to 2008 Washington Committee for Ethical Judicial Campaigns c/o Judge Bill Baker, to wcejc@comcast.net or by mail c/o Foster Pepper PLLC, 1111 Third Avenue, Suite 3400, Seattle, WA 98101-3299, or at 206-940-2291.

Upon receipt of the complaint, it will be immediately forwarded to the Committee members, who will make every effort to meet no later than two business days after the complaint is filed and a copy of the complaint will be transmitted to the candidate against whom it is made. The candidate or campaign committee against whom a complaint is made may file a written response

to the complaint. The complainant and the candidate whose campaign is subject to the complaint may be invited to meet with the Committee, at the discretion of the Committee.

All meetings of the committee will be confidential, including meetings with the parties involved in the resolution of the complaint. The Committee may publicly comment on any judicial campaign conduct and the action of any judicial candidate relating to it.

MEETINGS

The Committee will meet upon call of the Chair or any three Committee members. Committee meetings may be conducted by telephonic conference call, email conference or video conference.

The Statement and Purpose and Operating Procedures are adopted by the 2008 Washington Committee for Ethical Judicial Campaigns on May 16, 2008.

Attachment A

Washington Committee for Ethical Judicial Campaigns

*Members as of
5/13/08:*

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|---------------------|-------------------|
| Judge William Baker | Judy Maleng |
| Eric Bremner | Alice Paine |
| Jacqueline Bryan | Sally Savage |
| Tim Douglas | Morrie Shore |
| Oscar Eason, Jr. | Jill Haavig Stone |
| Marco Magnano | Richard Thompson |

Judge William Baker

Judge William Baker served in the Division I of the Court of Appeals for 18 years, from 1990 to 2008. During his tenure there he served as Chief Judge and Presiding Chief Judge of the full court. He is a former board member of the American Judicature Society, and was a charter member and later Chair of the Judicial Conduct Commission. Prior to his appointment to the bench, Judge Baker was an active trial attorney in Everett for 23 years. He was named Snohomish County's Judge of The Year in 2007. Judge Baker holds a BA from Stanford University and a law degree from the University of Washington School of Law.

Eric Bremner

Eric Bremner is a former president and senior executive with King Broadcasting Company, where he spent more than 30 years in radio and television broadcast management. He is the immediate past chair of the TVW Board, a member of the KCTS Board of Directors, and a past president of the Rotary Club of Seattle. Mr. Bremner's experience also includes extensive participation in numerous community non-profit and charitable organizations throughout the Puget Sound area. He holds a BA with honors in Radio and Television from the University of Washington.

Jacqueline Bryan

Jacqueline Bryan provides business development consulting to civil engineering design and planning firms. She has 20 years of experience in water resources, salmon habitat restoration, stormwater, and hazardous, solid and nuclear waste management. Ms. Bryan volunteers as the communications director for the WCEJC. She received a BA in Technical Communication from the University of Louisiana at Monroe.

Tim Douglas

Tim Douglas was elected three times as Mayor of the City of Bellingham. He served for several terms on the Board of the Association of Washington Cities. Mr. Douglas subsequently was appointed Director of the state's Community, Trade and Economic Development Department (CTED) by Governor Gary Locke. From 2000-02 he was Country Director for the U.S. Peace Corps in Russia. Mr. Douglas received his MS in Higher Education Administration and Educational Psychology from Indiana University, after which he was Dean of Students at Western Washington University. He received a BA in foreign languages from Washington State University.

Oscar Eason, Jr., P.E.

Oscar Eason, Jr., a licensed professional engineer, is Assistant to the Chief, Engineering Division, U. S. Army Corps of Engineers, Seattle District. He is an Army veteran who served in both Korea and Vietnam. As a civilian, he served in Operations Desert Shield and Storm assisting the Kuwaiti government in making the country habitable for its citizens. Mr. Eason is currently the Chair of the WA State Commission on African American Affairs. He earned a Bachelors degree in Mechanical engineering at Prairie View A&M University, and a Master of Science degree in engineering from St. Mary's University.

Marco Magnano

Marco Magnano is a partner with Foster Pepper PLLC, where he is Chair of the firm's Employment and Labor Relations practice group. His practice emphasizes trials of complex securities and construction disputes, banking and defense of class actions in wage and hour claims, employment discrimination and wrongful termination cases. Mr. Magnano's public service includes serving as a member of the Seattle Prep Board of Trustees and Our Lady of Fatima School Board; he also served for two years as a member of the Civil Justice Reform Act Advisory Group (U.S. District Court for the Western District of Washington). Mr. Magnano earned his law degree from the University of Oregon and holds an AB from Stanford University.

Judy Maleng

Judy Maleng is a math tutor specializing in one-on-one support for primary and secondary school students. She is an active community volunteer, serving as a Tax Aide for the IRS Vita Program, a member of Lloyd W Nordstrom Orthopedic Guild, a board member of Friends of UW Libraries, and as a political campaign volunteer. Judy obtained her MBA from Seattle University, and holds an MS in Computer Science from the University of Washington and a BA in Linguistics from the University of California, San Diego.

Alice Paine

Alice Paine is a former Executive Director of the King County Bar Association, where she served for 20 years, and has broad experience with management of non-profit organizations. She is Vice-Chair of Pioneer Human Services and serves on a number of boards of community organizations. Ms. Paine was extensively involved in organizing the Judicial Selection Coalition, a broad group of law-related and good government organizations, and in the development of the nationally acclaimed www.votingforjudges.org website. Ms. Paine obtained her MBA from City University and her BA from the University of Michigan.

Sally Savage

Sally Savage is former General Counsel and Vice President for University Relations at Washington State University. Prior to serving in WSU's administration, Savage served in the Attorney General's office as senior assistant attorney general and Division Chief of the WSU Division for 13 years. She has been an active member of the Washington State Bar Association for over 30 years, and has served on numerous bar committees and task forces. She has also served on the Board of Directors and numerous committees of the National Association of College and University Attorneys. Savage attended Duke University and Macalester College in St. Paul, Minnesota. She received her law degree from the University of Idaho.

Morris G. Shore, Attorney

Morris Shore is a partner in the law firm of Stokes Lawrence Velikanje Moore & Shore in Yakima, Washington. He is a past president of the Yakima County Bar Association and has held many community leadership positions, including as a member and chairman of the board of Providence Medical Center, trustee and chairman of the board of Eastern Washington University, board member of the United Way of Yakima, and member of the Board of Overseers of Whitman College. Morrie obtained his law degree from the University of Washington and his BA in Political Science from Whitman College.

Jill Haavig Stone

Jill Haavig Stone is a shareholder with Burgess Fitzer, P.S. in Tacoma, Washington. Her practice focuses on the defense of civil claims. She also serves as an arbitrator through Washington Arbitration & Mediation (WAMS). She is a past president of Washington Defense Trial Lawyers (WDTL) and past president of the Honorable Robert J. Bryan American Inn of Court. She is a Board member for LAW Fund of Washington and volunteers as a reading tutor for Werlin. Ms. Haavig Stone received her undergraduate degree in political science and history from the University of Washington and her law degree from Seattle University School of Law.

Richard Thompson

Dick Thompson is a former Director of the Office of Financial Management for Governor Gary Locke. He also served as Director of the Department of Community Development, Chief of Staff, and Secretary of the Department of Social and Health Services for Governor Booth Gardner. Mr. Thompson's career in public service includes serving as Interim Director of Athletics for the University of Washington and four years as President and Chief Professional Officer of United Way of King County. His professional career includes private legal practice and 15 years of experience as city attorney or city manager for the cities of Snohomish, Everett, and Puyallup. Mr. Thompson received his BS in political science from Western Washington University, and his law degree from the University of Washington School of Law.