| | APPLICATION FOR NOMINATION TO THE FLAGLER COUNTY COURT | | | | | | | |
|------|---|---|-------------|------------------|------------|----------|--------|--------|
| | (Please attach additional pages as needed to respond fully to questions.) | | | | | | | |
| DATE | E: August 8, 2019 | | Florida Bar | No.: | 31027 | | | |
| GENE | RAL: | | | Social Secu | irity No.: | | | |
| 1. | Name JOSH | UA DAVID DAVI | S | E-mail: | | DAVISES | SQ@` | YAHOO. |
| | | to Practice in Flo | | 10/30/2006 | | | | |
| | | to Practice in oth | - | | | | | |
| 2. | State current e judicial office. | mployer and title | including | professional | l position | and any | public | or or |
| _ | DAVIS LAW, C | DAVIS LAW, OWNER, MANAGING PARTNER | | | | | | |
| 3. | Business addre | ess: <u>PO BOX 1</u> | 211 | | | | | |
| | City BUNNEL | L | County _ | FLAGLER | State | FL | ZIP | 32110 |
| | Telephone (38 | 36) 437-1127 | | _ FAX | (386) 4 | 437-1127 | | |
| 4. | Residential add | Residential address: 10 SEA BROOK PLACE | | | | | | |
| | City PALM CO | DAST | County _ | FLAGLER | State | FL | ZIP | 32164 |
| | Since MA | AY 2010 | Telep | ohone <u>(90</u> | 4) 710-12 | 201 | | |
| 5. | Place of birth: | GAINESVILLE, | FL | | | | | |
| | Date of birth: | 11/08/1976 | | Age: 4 | 12 | | | |
| 6a. | Length of reside | ence in State of F | orida: 42 | 2 YEARS 9 N | NONTHS | | | |
| 6b. | Are you a regis | tered voter? 🖂 \ | /es 🗌 No | D | | | | |
| | If so, in what co | ounty are you reg | istered? | FLAGL | ER | | | |
| 7. | Marital status: | MARRIED | | | | | | |
| | If married: | Spouse's name | LI | ESLEY ANNI | E DAVIS | | | |
| | | Date of marriage | e0 | 9/22/2005 | | | | |
| | | Spouse's occup | ation A | TTORNEY | | | | |
| | | • | | | | | | |

TION FOR NOMINATION TO THE FLACE FR COUNTY COURT

If ever divorced give for each marriage name(s) of spouse(s), current address for each former spouse, date and place of divorce, court and case number for each divorce.

N/A

.

| 8. | Children |
|----|----------|
| | |

| Name(s) | Age(s) | Occupation(s) | <i>Residential address(es)</i> 10 SEA BROOK PLACE, |
|---------------|--------|---------------|---|
| ADDISON DAVIS | 12 | STUDENT | PALM COAST, FL 32164 |
| MACY DAVIS | 9 | STUDENT | 10 SEA BROOK PLACE, PALM COAST, FL 32164 |

9. Military Service (including Reserves)

| Service | Branch | Highest Rank | Dates |
|----------------------|------------------|---------------------|--------------|
| N/A | N/A | N/A | N/A |
| Rank at time of disc | harge <u>N/A</u> | Type of discharge | N/A |
| Awards or citations | N/A | | |
| | | | |
| Service | Branch | Highest Rank | Dates |
| Service N/A | Branch N/A | Highest Rank N/A | Dates N/A |
| | N/A | 5 | N/A |

HEALTH:

10. Are you currently addicted to or dependent upon the use of narcotics, drugs, or intoxicating beverages? If yes, state the details, including the date(s).

NO

11a. During the last ten years have you been hospitalized or have you consulted a professional or have you received treatment or a diagnosis from a professional for any of the following: Kleptomania, Pathological or Compulsive Gambling, Pedophilia, Exhibitionism or Voyeurism?

Yes No 🖂

If your answer is yes, please direct each such professional, hospital and other facility to furnish the Chairperson of the Commission any information the Commission may request with respect to any such hospitalization, consultation, treatment or diagnosis. ["Professional" includes a Physician, Psychiatrist, Psychologist, Psychotherapist or Mental Health Counselor.]

Please describe such treatment or diagnosis.

N/A

- 11b. In the past ten years have any of the following occurred to you which would interfere with your ability to work in a competent and professional manner?
 - Experiencing periods of no sleep for 2 or 3 nights
 - Experiencing periods of hyperactivity
 - Spending money profusely with extremely poor judgment
 - Suffered from extreme loss of appetite
 - Issuing checks without sufficient funds
 - Defaulting on a loan
 - Experiencing frequent mood swings
 - Uncontrollable tiredness
 - Falling asleep without warning in the middle of an activity

| Yes 🗌 | No | \boxtimes |
|-------|----|-------------|
|-------|----|-------------|

If yes, please explain.

12a. Do you currently have a physical or mental impairment which in any way limits your ability or fitness to properly exercise your duties as a member of the Judiciary in a competent and professional manner?

Yes No 🖂

12b. If your answer to the question above is Yes, are the limitations or impairments caused by your physical or mental health impairment reduced or ameliorated because you receive ongoing treatment (with or without medication) or participate in a monitoring or counseling program?



Describe such problem and any treatment or program of monitoring or counseling.

N/A

13. During the last ten years, have you ever been declared legally incompetent or have you or your property been placed under any guardianship, conservatorship or committee? If yes, give full details as to court, date and circumstances.

NO

14. During the last ten years, have you unlawfully used controlled substances, narcotic drugs or dangerous drugs as defined by Federal or State laws? If your answer is "Yes," explain in detail. (Unlawful use includes the use of one or more drugs and/or the unlawful possession or distribution of drugs. It does not include the use of drugs taken under supervision of a licensed health care professional or other uses authorized by Federal law provisions.)

NO

15. In the past ten years, have you ever been reprimanded, demoted, disciplined, placed on probation, suspended, cautioned or terminated by an employer as result of your alleged consumption of alcohol, prescription drugs or illegal use of drugs? If so, please state the circumstances under which such action was taken, the name(s) of any persons who took such action, and the background and resolution of such action.

NO

16. Have you ever refused to submit to a test to determine whether you had consumed and/or were under the influence of alcohol or drugs? If so, please state the date you were requested to submit to such a test, the type of test required, the name of the entity requesting that you submit to the test, the outcome of your refusal and the reason why you refused to submit to such a test.

NO

17. In the past ten years, have you suffered memory loss or impaired judgment for any reason? If so, please explain in full.

NO

EDUCATION:

18a. Secondary schools, colleges and law schools attended.

| Schools | Class Standing | Dates of Attendance | Degree |
|--------------------------------|----------------|---------------------|--------|
| UNIVERSITY OF NORTH FLORIDA | UNKNOWN | 1994-2002 | BA |
| FLORIDA A&M UNIVERSITY, | | | |
| COLLEGE OF LAW | UNKNOWN | 2003-2006 | JD |

18b. List and describe academic scholarships earned, honor societies or other awards.

N/A

NON-LEGAL EMPLOYMENT:

19. List all previous full-time non-legal jobs or positions held since 21 in chronological order and briefly describe them.

| Date | Position | Employer | Address |
|------|----------|----------|---------|
| N/A | N/A | N/A | N/A |

PROFESSIONAL ADMISSIONS:

20. List all courts (including state bar admissions) and administrative bodies having special admission requirements to which you have ever been admitted to practice, giving the dates of admission, and if applicable, state whether you have been suspended or resigned.

FLORIDA STATE COURT 10/30/2006

US MIDDLE DISTRICT OF FLORIDA 08/06/2015

- **LAW PRACTICE:** (If you are a sitting judge, answer questions 21 through 26 with reference to the years before you became a judge.)
- 21. State the names, dates and addresses for all firms with which you have been associated in practice, governmental agencies or private business organizations by which you have been employed, periods you have practiced as a sole practitioner, law clerkships and other prior employment:

| Position | Name of Firm | Address | Dates |
|---------------------------------|--|---|---------------------|
| OWNER/MANAGI NG PARTNER | DAVIS LAW | PO BOX 1211 BUNNELL, FL 32110 | 10/2013- PRESENT |
| COURTS MANAGER | FLAGLER COUNTY CLERK OF THE COURT AND COMPTROLLER | 1769 E. MOODY BLVD., BUNNELL, FL 32110 | 03/2013- 09/2013 |
| ASSISTANT STATE ATTORNEY | STATE ATTORNEY'S OFFICE, 7 TH JUDICIAL CIRCUIT | 1769 E. MOODY BLVD., BUNNELL, FL 32110 | 02/2009- 02/2013 |
| SENIOR PROGRAM ATTORNEY | GUARDIAN AD LITEM OFFICE OF THE | 205 N. BEACH ST., DAYTONA BEACH, FL 32114 | 08/2008- 02/2009 |
| ASSISTANT PUBLIC DEFENDER | DEFENDER, 7 TH JUDICIAL CIRCUIT | 251 N. RIDGEWOOD AVE., DAYTONA | 11/2006- 08/2008 |

22. Describe the general nature of your current practice including any certifications which you possess; additionally, if your practice is substantially different from your prior practice or if you are not now practicing law, give details of prior practice. Describe your typical clients or former clients and the problems for which they sought your services.

My clients are generally criminal defendants. They come to me with problems as small as criminal traffic citations, and as large as 10/20/LIFE crimes. Their families and themselves are scared. I provide comfort and excellent legal representation to ensure the optimum outcome.

23. What percentage of your appearance in courts in the last five years or last five years of practice (include the dates) was in:

| Cou | rt | | Area of | Practice | |
|----------------------|-----|---|----------|----------|---|
| Federal Appellate | | % | Civil | | % |
| Federal Trial | | % | Criminal | 90 | % |
| Federal Other | | % | Family | 10 | % |
| State Appellate | | % | Probate | | % |
| State Trial | 100 | % | Other | | % |
| State Administrative | | % | | | |
| State Other | | % | | | |
| | | % | | | |
| TOTAL | 100 | % | TOTAL | 100 | % |

24. In your lifetime, how many (number) of the cases you have tried to verdict or judgment were:

| Jury? | Estimate 40 | Non-jury? | Estimate 10 |
|--------------|-------------|------------------------|-------------|
| Arbitration? | 0 | Administrative Bodies? | 0 |

25. Within the last ten years, have you ever been formally reprimanded, sanctioned, demoted, disciplined, placed on probation, suspended or terminated by an employer or tribunal before which you have appeared? If so, please state the circumstances under which such action was taken, the date(s) such action was taken, the name(s) of any persons who took such action, and the background and resolution of such action.

NO

26. In the last ten years, have you failed to meet any deadline imposed by court order or received notice that you have not complied with substantive requirements of any business or contractual arrangement? If so, please explain in full.

NO

(Questions 27 through 30 are optional for sitting judges who have served 5 years or more.)

27a. For your last 6 cases, which were tried to verdict before a jury or arbitration panel or tried to judgment before a judge, list the names and telephone numbers of trial counsel on all sides and court case numbers (include appellate cases).

ASA CARA FRASER, 386-329-0259, 2014-CT-227; 2015-CT-127; 2017-CT-840

ASA MARK LEWIS, 904-495-0400, 2016-CF-930

ASA ROBERT PICKENS III, 386-329-0259, 2018-CT-108

ASA DOMINIC PISCITELLO, 386-329-0259, 2018-MM-1408

27b. For your last 6 cases, which were settled in mediation or settled without mediation or trial, list the names and telephone numbers of trial counsel on all sides and court case numbers (include appellate cases).

ASA PHILLIP BAVINGTON, 386-313-4300, 2018-CF-264; 2019-CF-271/272

ASA JOHN STOKES, 386-313-4300, 2019-MM-109; 2019-CT-224; 2019-CT-129

- 27c. During the last five years, how frequently have you appeared at administrative hearings? <u>1</u> average times per month
- 27d. During the last five years, how frequently have you appeared in Court? $\underline{4}$ average times per month
- 27e. During the last five years, if your practice was substantially personal injury, what percentage of your work was in representation of plaintiffs? <u>0</u>% Defendants? <u>0</u>%
- 28. If during any prior period you have appeared in court with greater frequency than during the last five years, indicate the period during which this was so and give for such prior periods a succinct statement of the part you played in the litigation, numbers of cases and whether jury or non-jury.

ASSISTANT STATE ATTORNEY, 7TH CIRCUIT, 2009-2013. JUVENILE, MISDEMEANOR, FELONY TRIAL PROSECUTOR. IN COURT 3 TIMES PER WEEK. TRIED NON-JURY TRIALS IN JUVENILE. BENCH AND JURY TRIALS IN MISDEMEANOR AND FELONY COURTS. 29. For the cases you have tried to award in arbitration, during each of the past five years, indicate whether you were sole, associate or chief counsel. Give citations of any reported cases.

N/A

30. List and describe the six most significant cases which you personally litigated giving case style, number and citation to reported decisions, if any. Identify your client and describe the nature of your participation in the case and the reason you believe it to be significant. Give the name of the court and judge, the date tried and names of other attorneys involved.

C. P., 2013-CF-993, 7TH JUDICIAL CIRCUIT JUDGE J. DAVID WALSH, ASA CHRISTINA OPSAHL: My client, CP, was a 16 year old originally charged with a life felony as an adult. CP entered an open plea and was sentenced as a juvenile by the Honorable J. David Walsh. The disposition of CP's case changed this child's life.

R. F., 2016-MM-1408, FLAGLER COUNTY COURT JUDGE D. MELISSA DISTLER, ASA DOMINIC PISCITELLO, TRIAL DATE 01/25/2018: My client RF was a Vietnam Veteran. He was charged with DUI Property Damage. The jury trial resulted in a not guilty verdict. Helping a disable war hero avoid criminal punishment was a highlight of my legal career.

C.H., 2016-CF-318/319, 7TH JUDICIAL CIRCUIT JUDGE R. LEE SMITH, ASA JOSEPH LEDONNE: CH is a young man charged with lewd and lascivious contact on 2 underage females. He faced a 50 year minimum mandatory sentence. Negotiated a plea for 20 years. Outcome gave CH a chance for life after incarceration.

C. N., 2016-CF-960, 7TH JUDICIAL CIRCUIT JUDGE DENNIS CRAIG, ASA MARK LEWIS, TRIAL DATE 03/19/2018: CN has a prior felony conviction and faced a mandatory prison sentence. CN was charged with child abuse for a fight outside of a movie theater. CN's jury trial resulted in a not guilty verdict for the child abuse charges, and a guilty as charged on 2 counts of misdemeanor battery. CN was senteced to probation and 30 days county jail to be served on weekends, thus preserving CN's employment. The not guilty verdict also kept his wife and children from losing their house and facing disastrous circumstances.

L. P., 2018-CF-168, 7TH JUDICIAL CIRCUIT JUDGE TERANCE PERKINS, ASA MICHAEL STOVER: LP is a young man facing a heavy prison sentence for Aggravated Battery of a Law Enforcement Officer and Resistig with Violence. LP entered an open plea before the Honorable Terance Perkins and was sentenced to a short prison term and probation. Discussion of LP's case with ASA Stover and Judge Perkins significantly changed the ife a disabled individual.

E. C., 2018-MM-867, FLAGLER COUNTY COURT JUDGE D. MELISSA DISTLER, ASA JASON LEWIS: EC, a Flagler Beach City Commissioner, was charged with Domestic Violence and pronounced guilty by the Sheriff of Flagler County Sheriff's Office and the media before his arraignment. Most in the community called for EC's termination or resignation from the City Commission. The case was eventually Nolle Prosequi by the State Attorney's Office. This case proved the value of the United State's legal system and the tenet of "innocent until proven guilty".

31. Attach at least one example of legal writing which you personally wrote. If you have not personally written any legal documents recently, you may attach writing for which you had substantial responsibility. Please describe your degree of involvement in preparing the writing you attached.

The following attachment was written in collaboration with fellow attorneys:

IN THE COUNTY COURT, SEVENTH

JUDICIAL CIRCUIT, IN AND FOR FLAGLER COUNTY, FLORIDA

STATE OF FLORIDA

CASE NO.: 2018-MM-000867

vs.

ERIC COOLEY,

Defendant.

MOTION FOR GAG ORDER

Pursuant to the Sixth Amendment of the United States Constitution and Article 1, Section 16 of the Constitution of the State of Florida (1968 revision), the Defendant, ERIC COOLEY, by and through his undersigned counsel, respectfully requests this Honorable Court to prohibit the extrajudicial comments by Flagler County Sheriff Staly, and members of his department established herein, from discussing in a public setting, i.e. radio programs, news outlets, or other such occasions where the public is the intended recipient of such discourse, "State of Florida v. Eric Cooley, the criminal proceedings herein. As grounds therefore, the Defendant, would allege:

1. The Sixth Amendment of the United States Constitution, in pertinent part, states:

"In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the state and district wherein the crime shall have been committed..." (emphasis added)

2. Article 1, Section 16 of the Florida State Constitution (1968 revision), in pertinent part, states:

"In all criminal prosecutions the accused shall, ... have a speedy and public trial by impartial jury in the county in where the crime was committed..." (emphasis added)

3. In State ex rel. Miami Herald Publishing Co. v. McIntosh, 340 So.2d 904, 909 (Fla. 1976), the Florida Supreme Court has recognized that "a trial court has the inherent power to control the conduct of the proceedings before it, and it is the trial court's responsibility to protect a defendant in a criminal prosecution from inherently prejudicial influences which threaten fairness of his trial in the abrogation of his constitutional rights."

4. Though the public has a right to know all that transpires in a criminal case, what is spoken about upcoming criminal proceedings must be carefully weighed against an accused's right to a fair trial, and a defendant's right to a fair trial should be given paramount consideration over and above a public's right to know.

5. The Florida Supreme Court in McIntosh (supra at p190) has stated that the limitations placed upon lawyers, litigants, and officials directly affected by court proceedings may be made at the court's discretion for a good cause to assure fair trials.

6. To safeguard a defendant's right to receive a fair trial, courts have a constitutional duty to minimize the effects of prejudicial pretrial publicity. Because of the constitution's pervasive concern for these rights, courts often take protective measures even when they are not strictly and inescapably necessary.

7. The Defendant is not seeking this Court's exercise of its judicial discretion to impede or interfere with a media's effort to inform the public, but rather to curtail extrajudicial comments by certain law enforcement officers during the pendency of this pretrial proceeding up to jury selection or until such time as the case is resolved.

8. Muzzling lawyers who may wish to make public statements has long been recognized as within the court's inherent power to control professional conduct. As such, courts also are authorized to limit what police may say when it becomes clear those communications are interfering with an accused's right to a fair trial in front of an impartial jury.

9. Though ours is a society that prides itself on the freedom of speech and expression, that right must coexist with other constitutional rights, and in some instances even be second chair to other rights.

10. The charges herein are misdemeanors and are alleged to have occurred within Flagler Beach, Flagler County, Florida.

11. As misdemeanor offenses, the rules of procedure envision trials within 90 days of arrest. Though that is not always true, comments by the Flagler County Sheriff keep them fresh in the mind of his audience who are potential jurors.

12. This county is served by two websites, The Palm Coast Observer and Flagler Live.

13. At a press conference immediately called by Flagler County Sheriff Staly the night of the arrest herein, Staly referring to the Defendant, Eric Cooley stated, "This is an unfortunate situation but it goes to show you that domestic violence has no boundaries." Continuing, Staly is constantly calling those accused of crimes "dirtbags" and "scumbags".

14. There has been widespread publicity which has been prejudicial to the Defendant, Eric Cooley, hosted by Sheriff Staly, which interferes with Eric Cooley's right to receive a fair trial, free from the outside influences from Sheriff Staly, and Eric Cooley has a right to be tried before an impartial jury in Flagler County, Florida.

15. The extensive print and broadcast media coverage, including the internet, has been generated predominantly because of the efforts of Sheriff Staly and because of the political position held by the Defendant, Eric Cooley in the City of Flagler Beach.

16. It is understood that even in the absence of a Court order both prosecutors and defense lawyers, as officers of the court, are severely restricted from making extrajudicial statements that might prejudice a fair trial. Prosecutors and defense attorneys have a duty of reasonable care to prevent other individuals assisting them, or associated with the case, from making extrajudicial statements that would be prejudicial to a fair trial. This requirement is cemented in rules regulating members of the Florida Bar, specifically Rule 4 3.6.

17. The United States Supreme Court has characterized the right to a fair trial as the most fundamental of all freedoms and that which must be preserved at all costs. (See Estes v. Texas, 381 U.S. 532, 85 S.Ct. 1628, 14 L.Ed. 2nd 543 (1965)).

18. It is clear from the comments he has made, that Flagler County Sheriff Staly has no appreciation or respect for the criminal justice system, but rather a disdain of a constitutional system that has weathered over 200 years of testing, and though not perfect, admittedly the best in the world.

19. In a position of Sheriff of Flagler County Sheriff's Office, whether soliciting or agreeing to appear to discuss the accusations in this case, and particularly those against the Defendant, Eric Cooley, Staly's abuse of the freedom of speech protected and guaranteed by our constitution, is as abridged as someone yelling "fire" in a crowded building.

20. Whatever his intended purpose, or his limits, Sheriff Staly's comments about this criminal prosecution undermine the foundation of the criminal justice system, and therefore must be muzzled by a trial court's affirmative constitutional duty to minimize the effects of his prejudicial, sought after pretrial publicity.

21. Though the temptation great and the material voluminous, critiquing Sheriff Staly's comments beyond illustrating his base abrogation effort to abridge the Defendant, Eric Cooley's, right to a fair trial within Flagler Beach, Flagler County, Florida would serve no useful purpose. Succinctly, they are what they are, and certainly not dressed up, sugar coated, professional or constitutionally permitted any further with regard to the prosecution of this case.

I HEREBY CERTIFY that a true and correct copy of the foregoing notice has been furnished by electronic delivery, to the Office of the State Attorney, eserviceflagler@sao7.org, this 17th day of September, A.D., 2018.

s/JOSHUA DAVIS, ESQ._____

JOSHUA D. DAVIS, ESQUIRE

Florida Bar No. 31027

P.O. Box 1211 Bunnell, Florida 32110 (386) 437-1127

PRIOR JUDICIAL EXPERIENCE OR PUBLIC OFFICE:

32a. Have you ever held judicial office or been a candidate for judicial office? If so, state the court(s) involved and the dates of service or dates of candidacy.

I ran for election unsuccessfully for Flagler County Court Judge in 2012.

32b. List any prior quasi-judicial service:

| Dates | Name of Agency | Position Held |
|-------|----------------|---------------|
| N/A | N/A | N/A |

Types of issues heard:

32c. Have you ever held or been a candidate for any other public office? If so, state the office, location and dates of service or candidacy.

I ran for election unsuccessfully for Flagler County Court Judge in 2012.

- 32d. If you have had prior judicial or quasi-judicial experience,
 - (i) List the names, phone numbers and addresses of six attorneys who appeared before you on matters of substance.

N/A

(ii) Describe the approximate number and nature of the cases you have handled during your judicial or quasi-judicial tenure.

N/A

(iii) List citations of any opinions which have been published.

N/A

(iv) List citations or styles and describe the five most significant cases you have tried or heard. Identify the parties, describe the cases and tell why you believe them to

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be significant. Give dates tried and names of attorneys involved.

N/A

(v) Has a complaint about you ever been made to the Judicial Qualifications Commission? If so, give date, describe complaint, whether or not there was a finding of probable cause, whether or not you have appeared before the Commission, and its resolution.

N/A

(vi) Have you ever held an attorney in contempt? If so, for each instance state name of attorney, approximate date and circumstances.

N/A

(vii) If you are a quasi-judicial officer (ALJ, Magistrate, General Master), have you ever been disciplined or reprimanded by a sitting judge? If so, describe.

N/A

BUSINESS INVOLVEMENT:

33a. If you are now an officer, director or otherwise engaged in the management of any business enterprise, state the name of such enterprise, the nature of the business, the nature of your duties, and whether you intend to resign such position immediately upon your appointment or election to judicial office.

Davis Law, Criminal Law, Owner. If appointed I would resign and close my criminal defense practice.

33b. Since being admitted to the Bar, have you ever been engaged in any occupation, business or profession other than the practice of law? If so, give details, including dates.

NO

33c. State whether during the past five years you have received any fees or compensation of any kind, other than for legal services rendered, from any business enterprise, institution, organization, or association of any kind. If so, identify the source of such compensation, the nature of the business enterprise, institution, organization or association involved and the dates such compensation was paid and the amounts.

NO

POSSIBLE BIAS OR PREJUDICE:

34. The Commission is interested in knowing if there are certain types of cases, groups of entities, or extended relationships or associations which would limit the cases for which you could sit as the presiding judge. Please list all types or classifications of cases or litigants for which you as a general proposition believe it would be difficult for you to sit as the presiding judge. Indicate the reason for each situation as to why you believe you might be in conflict. If you have prior judicial experience, describe the types of cases from which you have recused yourself.

NONE

MISCELLANEOUS:

| 35a. | Have you ever been convicted of a felony or a first degree misdemeanor? | | | | |
|------|--|---|--|--|--|
| | Yes NoX If "Yes" what charges | s? | | | |
| | Where convicted? D | ate of Conviction: | | | |
| 35b. | Have you pled nolo contendere or pled guilty to degree misdemeanor? | o a crime which is a felony or a first | | | |
| | Yes NoX If "Yes" what charges | s? | | | |
| | Where convicted? D | ate of Conviction: | | | |
| 35c. | Have you ever had the adjudication of guilt with first degree misdemeanor? | neld for a crime which is a felony or a | | | |
| | Yes NoX If "Yes" what charges | s? | | | |
| | Where convicted? [| Date of Conviction: | | | |
| 36a. | Have you ever been sued by a client? If so, giv date suit filed, court, case number and disposition | | | | |
| | NO | | | | |
| 36b. | Has any lawsuit to your knowledge been filed allege inaction on your part? | ging malpractice as a result of action or | | | |
| | NO | | | | |
| 36c. | Have you or your professional liability insurance of for professional malpractice? If so, give particulars | | | | |
| | 110 | | | | |

NO

37a. Have you ever filed a personal petition in bankruptcy or has a petition in bankruptcy been filed against you?

NO

37b. Have you ever owned more than 25% of the issued and outstanding shares or acted as an officer or director of any corporation by which or against which a petition in bankruptcy has been filed? If so, give name of corporation, your relationship to it and date and caption of petition.

NO

38. Have you ever been a party to a lawsuit either as a plaintiff or as a defendant? If so, please supply the jurisdiction/county in which the lawsuit was filed, style, case number, nature of the lawsuit, whether you were Plaintiff or Defendant and its disposition.

NO

39. Has there ever been a finding of probable cause or other citation issued against you or are you presently under investigation for a breach of ethics or unprofessional conduct by any court, administrative agency, bar association, or other professional group. If so, give the particulars.

NO

40. To your knowledge within the last ten years, have any of your current or former coworkers, subordinates, supervisors, customers or clients ever filed a formal complaint or formal accusation of misconduct against you with any regulatory or investigatory agency, or with your employer? If so, please state the date(s) of such formal complaint or formal accusation(s), the specific formal complaint or formal accusation(s) made, and the background and resolution of such action(s). (Any complaint filed with JQC, refer to 32d(v).

NO

41. Are you currently the subject of an investigation which could result in civil, administrative or criminal action against you? If yes, please state the nature of the investigation, the agency conducting the investigation and the expected completion date of the investigation.

NO

42. In the past ten years, have you been subject to or threatened with eviction proceedings? If yes, please explain.

NO

43a. Have you filed all past tax returns as required by federal, state, local and other government authorities?

Yes \boxtimes No \square If no, please explain.

43b. Have you ever paid a tax penalty?

Yes \square No \square If yes, please explain what and why.

43c. Has a tax lien ever been filed against you? If so, by whom, when, where and why?

NO

HONORS AND PUBLICATIONS:

- 44. If you have published any books or articles, list them, giving citations and dates.NO
- 45. List any honors, prizes or awards you have received. Give dates.

NO

- 46. List and describe any speeches or lectures you have given.N/A
- 47. Do you have a Martindale-Hubbell rating? Yes \Box If so, what is it? No \boxtimes

PROFESSIONAL AND OTHER ACTIVITIES:

48a. List all bar associations and professional societies of which you are a member and give the titles and dates of any office which you may have held in such groups and committees to which you belonged.

N/A

48b. List, in a fully identifiable fashion, all organizations, other than those identified in response to question No. 48(a), of which you have been a member since graduating from law school, including the titles and dates of any offices which you have held in each such organization.

N/A

48c. List your hobbies or other vocational interests.

Surfing, skiing, golfing, and church

48d. Do you now or have you ever belonged to any club or organization that in practice or policy restricts (or restricted during the time of your membership) its membership on the basis of race, religion, national origin or sex? If so, detail the name and nature of the club(s) or organization(s), relevant policies and practices and whether you intend to continue as a member if you are selected to serve on the bench.

NO

48e. Describe any pro bono legal work you have done. Give dates.

N/A

SUPPLEMENTAL INFORMATION:

49a. Have you attended any continuing legal education programs during the past five years? If so, in what substantive areas?

Please see attached.

49b. Have you taught any courses on law or lectured at bar association conferences, law school forums, or continuing legal education programs? If so, in what substantive areas?

NO

50. Describe any additional education or other experience you have which could assist you in holding judicial office.

Criminal Justice major from University of North Florida. Internship with the Duval County Office of the Public Defender. Internship with the Brevard County State Attorney's Office.

51. Explain the particular potential contribution you believe your selection would bring to this position.

I am a people person. I love people. I love Flagler County. I have been an Assistant State Attorney and a defense attorney in this County for a decade. I have no interest in another job or another appointment. If fate allows, I will retire as a Flagler County Judge in 30 years. I live here and my children go to school here. I have no interest in a Circuit Court position. I understand this County and I know it's people. My contribution will be to loyally serve the people of Flagler County for as long as I am able. 52. If you have previously submitted a questionnaire or application to this or any other judicial nominating commission, please give the name of the commission and the approximate date of submission.

N/A

53. Give any other information you feel would be helpful to the Commission in evaluating your application.

I am a "down to earth" man of the people. I'm willing to learn, listen, and take advice. I understand this diverse county. We have potato farmers in Bunnell, a thriving young city in Palm Coast, and a sleepy mostly unexplored coastline with State Parks and surf shops in Flagler Beach. If given the good fortune, I will retire from the Flagler County Bench in 30 years.

REFERENCES:

54. List the names, addresses and telephone numbers of ten persons who are in a position to comment on your qualifications for judicial position and of whom inquiry may be made by the Commission.

Mr. Eric Cooley, Flagler Beach Commissioner

614-554-6919

105 South 2nd Street

Flagler Beach, FL 32136

Mr. Clifford Davis, Logistics Management Specialist

904-710-2316

Fleet Readiness Center Southeast

101 Wasp Street, NAS

Jacksonville, FL 32212

Mr. Charles Faulkner 386-931-9147 291 Byrd Road Crescent City, FL 32112

Mr. Donald, Fleming, Former Flagler County Sheriff
386-931-9703
10 Cedarwood Court
Palm Coast, FL 32137

Mr. Donald Frenette, Esquire 386-235-2289 Florida Statewide Guardian ad Litem Office 815 Beville Road, Suite A South Daytona, FL 32119

Detective Diego Morales 407-505-8574 Flagler County Sheriff's Office 901 East Moody Boulevard Bunnell, FL 32110

Corporal Robert Myers 386-237-5194 Flagler County Sheriff's Office 901 East Moody Boulevard Bunnell, FL 32110

Investigator John Peper 386-931-0932 Office of the State Attorney, 7th Circuit 251 North Ridgewood Avenue Daytona Beach, FL 32114

Donald Petito, Fire Chief 386-313-4200 Flagler County Fire & Rescue 1769 E. Moody Boulevard, Building 3 Bunnell, FL 32110

Ms. Dee Sibley, Provost

East Florida State College 321-750-5264 1947 Croghan Drive Melbourne, FL 32940

CERTIFICATE

I have read the foregoing questions carefully and have answered them truthfully, fully and completely. I hereby waive notice by and authorize The Florida Bar or any of its committees, educational and other institutions, the Judicial Qualifications Commission, the Florida Board of Bar Examiners or any judicial or professional disciplinary or supervisory body or commission, any references furnished by me, employers, business and professional associates, all governmental agencies and instrumentalities and all consumer and credit reporting agencies to release to the respective Judicial Nominating Commission and Office of the Governor any information, files, records or credit reports requested by the commission in connection with any consideration of me as possible nominee for appointment to judicial office. Information relating to any Florida Bar disciplinary proceedings is to be made available in accordance with Rule 3-7.1(I), Rules Regulating The Florida Bar. I recognize and agree that, pursuant to the Florida Constitution and the Uniform Rules of this commission, the contents of this questionnaire and other information received from or concerning me, and all interviews and proceedings of the commission, except for deliberations by the commission, shall be open to the public.

Further, I stipulate I have read, and understand the requirements of the Florida Code of Judicial Conduct.

Dated this 8^{th} day of <u>August</u>, 20<u>19</u>.

Printed Name

Signature

(Pursuant to Section 119.071(4)(d)(1), F.S.), . . . The home addresses and telephone numbers of justices of the Supreme Court, district court of appeal judges, circuit court judges, and county court judges; the home addresses, telephone numbers, and places of employment of the spouses and children of justices and judges; and the names and locations of schools and day care facilities attended by the children of justices and judges are exempt from the provisions of subsection (1), dealing with public records.

FINANCIAL HISTORY

1. State the amount of gross income you have earned, or losses you have incurred (before deducting expenses and taxes) from the practice of law for the preceding three-year period. This income figure should be stated on a year to year basis and include year to date information, and salary, if the nature of your employment is in a legal field.

| Current year to date | \$17,546.50 | | |
|----------------------|-------------|-----------|-------------|
| List Last 3 years | \$15,000.00 | 12,137.00 | \$30,000.00 |

2. State the amount of net income you have earned, or losses you have incurred (after deducting expenses but not taxes) from the practice of law for the preceding three-year period. This income figure should be stated on a year to year basis and include year to date information, and salary, if the nature of your employment is in a legal field.

| Current year to date | \$17,546.50 | | |
|----------------------|-------------|----------|-------------|
| List Last 3 years | \$3,223.00 | \$279.00 | \$17,047.00 |

3. State the gross amount of income or loses incurred (before deducting expenses or taxes) you have earned in the preceding three years on a year by year basis from all sources other than the practice of law, and generally describe the source of such income or losses.

| Current year to date | N/A | | |
|----------------------|-----|-----|-----|
| List Last 3 years | N/A | N/A | N/A |

4. State the amount of net income you have earned or losses incurred (after deducting expenses) from all sources other than the practice of law for the preceding three-year period on a year by year basis, and generally describe the sources of such income or losses.

| Current year to date | N/A | | |
|----------------------|-----|-----|-----|
| List Last 3 years | N/A | N/A | N/A |

FORM 6 FULL AND PUBLIC DISCLOSURE OF FINANCIAL INTEREST

PART A – NET WORTH

Please enter the value of your net worth as of December 31 or a more current date. [Note: Net worth is not calculated by subtracting your *reported* liabilities from your *reported* assets, so please see the instructions on page 3.]

My net worth as of August 8, 2019 was \$20,698.87.

PART B - ASSETS

HOUSEHOLD GOODS AND PERSONAL EFFECTS:

Household goods and personal effects may be reported in a lump sum if their aggregate value exceeds \$1,000. This category includes any of the following, if not held for investment purposes; jewelry; collections of stamps, guns, and numismatic items; art objects; household equipment and furnishings; clothing; other household items; and vehicles for personal use.

The aggregate value of my household goods and personal effects (described above) is \$ 146,000.00

| DESCRIPTION OF ASSET (specific description is required – see instructions p. 3) | VALUE OF ASSET |
|--|---------------------|
| Residence, 10 Sea Brook Place, Palm Coast, FL 32164 | \$195,120.00 |
| 2014 Chevy Suburban | \$23,029.00 |
| 2013 Chevy Silverado | \$21,519.00 |
| 2005 Jeep Liberty | \$3,223.00 |
| 2007 Nissan Altima | \$3,435.00 |
| Edward Jones IRA | \$25,132.57 |
| PART C - LIABILITIES | |
| LIABILITIES IN EXCESS OF \$1,000 (See instructions on page 4): NAME AND ADDRESS OF CREDITOR | AMOUNT OF LIABILITY |
| Carrington Mortgage, PO Box 79001, Phoenix, AZ 85062 | \$121,558.45 |
| Space Coast Credit Union, PO Box 419001, Melbourne, FL 32941 | \$24,894.61 |
| Valley National Bank, PO Box 953, Wayne, NJ 07474 | \$19,236.81 |
| Mohela Student Loan 633 Spirit Dr., Chesterfield, MO 63005 | \$84,721.71 |
| FirstMark Student Loan PO Box 2977, Omaha, NE 68103 | \$5695.00 |
| JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE: NAME AND ADDRESS OF CREDITOR | AMOUNT OF LIABILITY |
| | |
| | |

| PART D - INCOME | | | | | |
|--|---------------------------------|--|-------------------------------------|-----------|------------------------------|
| You may EITHER (1) file a complete copy of your latest federal income tax return, <i>including all W2's, schedules, and attachments, OR</i> (2) file a sworn statement identifying each separate source and amount of income which exceeds \$1,000 including secondary sources of income, by completing the remainder of Part D, below. | | | | | |
| I elect to file a copy of m | y latest federal income | e tax retu | urn and all W2's, schedules | , and at | tachments. |
| (if you check this box and | d attach a copy of your | r latest t | ax return, you need <u>not</u> cor | nplete t | he remainder of Part D.] |
| PRIMARY SOURCE OF INCOMI | Ξ (See instructions on p | page 5): | | | |
| NAME OF SOURCE OF INCOME EXCEEDING \$1,000 ADDRESS OF SOURCE OF INCOME AMOUNT | | | AMOUNT | | |
| Davis Law | | PO Box | x 1211, Bunnell, FL 32110 | | \$17,546.50 YTD |
| | | | | | |
| | | | | | |
| SECONDARY SOURCES OF IN | COME [Major customers, c | clients, etc | c., of businesses owned by reportir | ng person | -see instructions on page 6] |
| NAME OF | NAME OF MAJOR SOUR | | ADDRESS | | PRINCIPAL BUSINESS |
| BUSINESS ENTITY | OF BUSIENSS' INCO | ME | OF SOURCE | | ACTIVITY OF SOURCE |
| N/A | | | | | |
| | | | | | |
| | | | | | |
| PART E | - INTERESTS IN SPE | ECIFIC | BUSINESS [Instructions of | on page | e 7] |
| | BUSINESS ENTITY | #1 | BUSINESS ENTITY #2 | | BUSINESS ENTITY #3 |
| NAME OF BUSINESS ENTTITY | N/A | | | | |
| ADDRESS OF BUSINESS ENTITY | | | | | |
| PRINCIPAL BUSINESS ACTIVITY | | | | | |
| POSITION HELD WITH ENTITY | | | | | |
| I OWN MORE THAN A 5% INTEREST IN THE BUSINESS | | | | | |
| | | | | | |
| OWNERSHIP INTEREST | | | | | |
| IF ANY OF PARTS A THROU | GH E ARE CONTINU | IED ON | A SEPARATE SHEET, PL | EASE (| |
| OATH | | STAT | E OF FLORIDA | | |
| I, the person whose name appears at the beginning of this form, do depose on oath or affirmation and say that the information disclosed on this form and any attachments hereto is true, accurate, and | | COUNTY OF <u>FLAGLER</u> | | | |
| | | Sworn to (or affirmed) and subscribed before me this day | | | |
| | | or | , 20 by | | |
| complete. | | | | | |
| | | (Signature of Notary Public—State of Florida) | | | |
| | | (Print, Type, or Stamp Commissioned Name of Notary Public) | | | |
| | | Perso | nally Known OR Produc | ced Iden | tification |
| SIGNATURE | | Туре о | Type of Identification Produced | | |

INSTRUCTIONS FOR COMPLETING FORM 6:

PUBLIC RECORD: The disclosure form and everything attached to it is a public record. <u>Your Social</u> <u>Security Number is not required and you should redact it from any documents you file.</u> If you are an active or former officer or employee listed in Section 119.071(4)(d), F.S., whose home address is exempt from disclosure, the Commission is required to maintain the confidentiality of your home address *if you submit a written request for confidentiality.*

PART A – NET WORTH

Report your net worth as of December 31 or a more current date, and list that date. This should be the same date used to value your assets and liabilities. In order to determine your net worth, you will need to total the value of <u>all</u> your assets and subtract the amount of <u>all</u> of your liabilities. <u>Simply</u> <u>subtracting the liabilities reported in Part C from the assets reported in Part B will not result in an accurate net worth figure in most cases.</u>

To total the value of your assets, add:

(1) The aggregate value of household goods and personal effects, as reported in Part B of this form;

(2) The value of all assets worth over \$1,000, as reported in Part B; and

(3) The total value of any assets worth less than \$1,000 that were not reported or included in the category of "household goods and personal effects."

To total the amount of your liabilities, add:

(1) The total amount of each liability you reported in Part C of this form, <u>except for</u> any amounts listed in the "joint and several liabilities not reported above" portion; and,

(2) The total amount of unreported liabilities (including those under \$1,000, credit card and retail installment accounts, and taxes owed).

PART B – ASSETS WORTH MORE THAN \$1,000

HOUSEHOLD GOODS AND PERSONAL EFFECTS:

The value of your household goods and personal effects may be aggregated and reported as a lump sum, if their aggregate value exceeds \$1,000. The types of assets that can be reported in this manner are described on the form.

ASSETS INDIVIDUALLY VALUED AT MORE THAN \$1,000:

Provide a description of each asset you had on the reporting date chosen for your net worth (Part A), that was worth more than \$1,000 and that is not included as household goods and personal effects, and list its value. Assets include: interests in real property; tangible and intangible personal property, such as cash, stocks, bonds, certificates of deposit, interests in partnerships, beneficial interest in a trust, promissory notes owed to you, accounts received by you, bank accounts, assets held in IRAs, Deferred Retirement Option Accounts, and Florida Prepaid College Plan accounts. You are not required to disclose assets owned solely by your spouse.

How to Identify or Describe the Asset:

— Real property: Identify by providing the street address of the property. If the property has no street address, identify by describing the property's location in a manner sufficient to enable a member of the public to ascertain its location without resorting to any other source of information.

— Intangible property: Identify the type of property and the business entity or person to which or to whom it relates. <u>Do not list simply "stocks and bonds" or "bank accounts."</u> For example, list "Stock (Williams Construction Co.)," "Bonds (Southern Water and Gas)," "Bank accounts (First National Bank)," "Smith family trust," Promissory note and mortgage (owed by John and Jane Doe)."

How to Value Assets:

- Value each asset by its fair market value on the date used in Part A for your net worth.

— Jointly held assets: If you hold real or personal property jointly with another person, your interest equals your legal percentage of ownership in the property. <u>However</u>, assets that are held as tenants by the entirety or jointly with right of survivorship must be reported at 100% of their value.

- Partnerships: You are deemed to own an interest in a partnership which corresponds to your interest in the equity of that partnership.

- Trusts: You are deemed to own an interest in a trust which corresponds to your percentage interest in the trust corpus.

- Real property may be valued at its market value for tax purposes, unless a more accurate appraisal of its fair market value is available.

— Marketable securities which are widely traded and whose prices are generally available should be valued based upon the closing price on the valuation date.

- Accounts, notes, and loans receivable: Value at fair market value, which generally is the amount you reasonably expect to collect.

— Closely-held businesses: Use any method of valuation which in your judgment most closely approximates fair market value, such as book value, reproduction value, liquidation value, capitalized earnings value, capitalized cash flow value, or value established by "buy-out" agreements. It is suggested that the method of valuation chosen be indicated in a footnote on the form.

- Life insurance: Use cash surrender value less loans against the policy, plus accumulated dividends.

PART C—LIABILITIES

LIABILITIES IN EXCESS OF \$1,000:

List the name and address of each creditor to whom you were indebted on the reporting date chosen for your net worth (Part A) in an amount that exceeded \$1,000 and list the amount of the liability. Liabilities include: accounts payable; notes payable; interest payable; debts or obligations to governmental entities other than taxes (except when the taxes have been reduced to a judgment); and judgments against you. You are not required to disclose liabilities owned *solely* by your spouse.

You do not have to list on the form any of the following: credit card and retail installment accounts, taxes owed unless the taxes have been reduced to a judgment), indebtedness on a life insurance policy owned to the company of issuance, or contingent liabilities. A "contingent liability" is one that will become an actual liability only when one or more future events occur or fail to occur, such as where you are liable only as a partner (without personal liability) for partnership debts, or where you are liable only as a guarantor, surety, or endorser on a promissory note. If you are a "co-maker" on a note and have signed as being jointly liable or jointly and severally liable, then this is not a contingent liability.

How to Determine the Amount of a Liability:

- Generally, the amount of the liability is the face amount of the debt.

- If you are the only person obligated to satisfy a liability, 100% of the liability should be listed.

— If you are jointly and severally liable with another person or entity, which often is the case where more than one person is liable on a promissory note, you should report here only the portion of the liability that corresponds to your percentage of liability. *However*, if you are jointly and severally liable for a debt relating to property you own with one or more others as tenants by the entirely or jointly, with right of survivorship, report 100% of the total amount owed.

— If you are only jointly (not jointly and severally) liable with another person or entity, your share of the liability should be determined in the same way as you determined your share of jointly held assets.

Examples:

— You owe \$10,000 to a bank for student loans, \$5,000 for credit card debts, and \$60,000 with your spouse to a saving and loan for the mortgage on the home you own with your spouse. You must report the name and address of the bank (\$10,000 being the amount of that liability) and the name and address of the savings and loan (\$60,000 being the amount of this liability). The credit cards debts need not be reported.

— You and your 50% business partner have a \$100,000 business loan from a bank and you both are jointly and severally liable. Report the name and address of the bank and \$50,000 as the amount of the liability. If your liability for the loan is only as a partner, without personal liability, then the loan would be a contingent liability.

JOINT AND SEVERAL LIABILITIES NOT REPORTED ABOVE:

List in this part of the form the amount of each debt, for which you were jointly and severally liable, that is not reported in the "Liabilities in Excess of \$1,000" part of the form. Example: You and your 50% business partner have a \$100,000 business loan from a bank and you both are jointly and severally liable. Report the name and address of the bank and \$50,000 as the amount of the liability, as you reported the other 50% of the debt earlier.

PART D – INCOME

As noted on the form, you have the option of either filing a copy of your latest federal income tax return, <u>including all schedules</u>, W2's and attachments, with Form 6, or completing Part D of the form. If you do not attach your tax return, you must complete Part D.

PRIMARY SOURCES OF INCOME:

List the name of each source of income that provided you with more than \$1,000 of income during the year, the address of that source, and the amount of income received from that source. The income of your spouse need not be disclosed; however, if there is a joint income to you and your spouse from property you own jointly (such as interest or dividends from a bank account or stocks), you should include all of that income.

"Income" means the same as "gross income" for federal income tax purposes, even if the income is not actually taxable, such as interest on tax-free bonds. Examples of income include: compensation for services, gross income from business, gains from property dealings, interest, rents, dividends, pensions, IRA distributions, distributive share of partnership gross income, and alimony, but not child support. Where income is derived from a business activity you should report that income to <u>you</u>, as calculated for income tax purposes, rather than the income to the business.

Examples:

— If you owned stock in and were employed by a corporation and received more than \$1,000 of income (salary, commissions, dividends, etc.) from the company, you should list the name of the company, its address, and the total amount of income received from it.

- If you were a partner in a law firm and your distributive share of partnership gross income exceeded \$1,000, you should list the name of the firm, its address, and the amount of your distributive share.

— If you received dividend or interest income from investments in stocks and bonds, list only each individual company from which you received more than \$1,000. Do not aggregate income from all of these investments.

— If more than \$1,000 of income was gained from the sale of property, then you should list as a source of income the name of the purchaser, the purchaser's address, and the amount of gain from the sale. If the purchaser's identity is unknown, such as where securities listed on an exchange are sold through a brokerage firm, the source of income should be listed simply as "sale of (name of company) stock," for example.

— If more than \$1,000 of your income was in the form of interest from one particular financial institution (aggregating interest from all CD's, accounts, etc., at that institution), list the name of the institution, its address, and the amount of income from that institution.

SECONDARY SOURCE OF INCOME:

This part is intended to require the disclosure of major customers, clients, and other sources of income to businesses in which you own an interest. <u>It is not for reporting income from second jobs.</u> That kind of income should be reported as a "Primary Source of Income." You will **not** have anything to report **unless**:

(1) You owned (either directly or indirectly in the form of an equitable or beneficial interest) during the disclosure period, more than 5% of the total assets or capital stock of a business entity (a corporation, partnership, limited partnership, LLC, proprietorship, joint venture, trust, firm, etc., doing business in Florida); and

(2) You received more than \$1,000 in gross income from that business entity during the period.

If your ownership and gross income exceeded the two thresholds listed above, then for that business entity you must list every source of income to the business entity which exceeded 10% of the business entity's gross income (computed on the basis of the business entity's more recently completed fiscal year), the source's address, the source's principal business activity, and the name of the business entity in which you owned an interest. You do not have to list the amount of income the business derived from that major source of income.

Examples:

— You are the sole proprietor of a dry cleaning business, from which you received more than \$1,000 in gross income last year. If only one customer, a uniform rental company, provided more than 10% of your dry cleaning business, you must list the name of your business, the name of the uniform rental company, its address, and its principal business activity (uniform rentals).

— You are a 20% partner in a partnership that owns a shopping mall and your gross partnership income exceeded \$1,000. You should list the name of the partnership, the name of each tenant of the mall that provided more than 10% of the partnership's gross income, the tenant's address and principal business activity.

PART E – INTERESTS IN SPECIFIED BUSINESS

The types of businesses covered in this section include: state and federally chartered banks; state and federal savings and loan associations; cemetery companies; insurance companies; mortgage companies, credit unions; small loan companies; alcoholic beverage licensees; pari-mutuel wagering companies; utility companies; and entities controlled by the Public Service Commission; and entities granted a franchise to operate by either a city or a county government.

You are required to make this disclosure if you own or owned (either directly or indirectly in the form of an equitable or beneficial interest) at any time during the disclosure period, more than 5% of the total assets or capital stock of one of the types of business entities listed above. You also must complete this part of the form for each of these types of business for which you are, or were at any time during the year an officer, director, partner, proprietor, or agent (other than a resident agent solely for service of process).

If you have or held such a position or ownership interest in one of these types of businesses, list: the name of the business, its address and principal business activity, and the position held with the business (if any). Also, if you own(ed) more than a 5% interest in the business, as described above, you must indicate that fact and describe the nature of your interest.

JUDICIAL APPLICATION DATA RECORD

The judicial application shall include a separate page asking applicants to identify their race, ethnicity and gender. Completion of this page shall be optional, and the page shall include an explanation that the information is requested for data collection purposes in order to assess and promote diversity in the judiciary. The chair of the Commission shall forward all such completed pages, along with the names of the nominees to the JNC Coordinator in the Governor's Office (pursuant to JNC Uniform Rule of Procedure).

(Please Type or Print)

| Date: 08/08/2019 | | | |
|--|--|--|--|
| JNC Submitting To: | 7 th Judicial Circuit Florida | | |
| | | | |
| Name (please print): | JOSHUA DAVID DAVIS | | |
| Current Occupation: | ATTORNEY/OWNER DAVIS LAW | | |
| Telephone Number: | 386-437-1127 Attorney No.: 31027 | | |
| Gender (check one): | 🖂 Male 🗌 Female | | |
| Ethnic Origin (check one): 🛛 White, non Hispanic | | | |
| | Hispanic Hispanic | | |
| | Black | | |
| | American Indian/Alaskan Native | | |
| | Asian/Pacific Islander | | |
| County of Residence: | FLAGLER | | |

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

DISCLOSURE PURSUANT TO THE FAIR CREDIT REPORTING ACT (FCRA)

The Florida Department of Law Enforcement (FDLE) may obtain one or more consumer reports, including but not limited to credit reports, about you, for employment purposes as defined by the Fair Credit Reporting Act, including for determinations related to initial employment, reassignment, promotion, or other employment-related actions.

CONSUMER'S AUTHORIZATION FOR FDLE TO OBTAIN CONSUMER REPORT(S)

I have read and understand the above Disclosure. I authorize the Florida Department of Law Enforcement (FDLE) to obtain one or more consumer reports on me, for employment purposes, as described in the above Disclosure.

| Printed Name of Applicant: | JOSHUA DAVID DAVIS |
|----------------------------|--------------------|
| Signature of Applicant: | |

Date: 08/08/2019