

Tennessee Trial Court Vacancy Commission
Application for Nomination to Judicial Office

04/15/16

Name: Mary L. Wagner

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(including county)

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INTRODUCTION

Tennessee Code Annotated section 17-4-301 et seq. charges the Trial Court Vacancy Commission with assisting the Governor and the People of Tennessee in finding and appointing the best qualified candidates for judicial offices in this State. Please consider the Commission's responsibility in answering the questions in this application questionnaire. For example, when a question asks you to "describe" certain things, please provide a description that contains relevant information about the subject of the question and, especially, that contains detailed information that demonstrates that you are qualified for the judicial office you seek. In order to properly evaluate your application, the Commission needs information about the range of your experience, the depth and breadth of your legal knowledge, and your personal traits such as integrity, fairness, and work habits.

This document is available in word processing format from the Administrative Office of the Courts (telephone 800.448.7970 or 615.741.2687; website www.tncourts.gov). The Commission requests that applicants obtain the word processing form and respond directly on the form. Respond in the box provided below each question. (The box will expand as you type in the document.) Review the separate instruction sheet prior to completing this document. Submit original (unbound) completed application (with ink signature) to the Administrative Office of the Courts. In addition, submit a digital copy with electronic or scanned signature via email to debra.hayes@tncourts.gov, or via another digital storage device such as flash drive or CD.

THIS APPLICATION IS OPEN TO PUBLIC INSPECTION AFTER YOU SUBMIT IT.

PROFESSIONAL BACKGROUND AND WORK EXPERIENCE

1. State your present employment.

Attorney for Rice, Amundsen & Caperton PLLC

2. State the year you were licensed to practice law in Tennessee and give your Tennessee Board of Professional Responsibility number.

2009 – BPR No. 028165

3. List all states in which you have been licensed to practice law and include your bar number or identifying number for each state of admission. Indicate the date of licensure and whether the license is currently active. If not active, explain.

Tennessee – BPR No. 028165 – Active

Mississippi – BPR. No. 103235 – Active

4. Have you ever been denied admission to, suspended or placed on inactive status by the Bar of any State? If so, explain. (This applies even if the denial was temporary).

No.

5. List your professional or business employment/experience since the completion of your legal education. Also include here a description of any occupation, business, or profession other than the practice of law in which you have ever been engaged (excluding military service, which is covered by a separate question).

Rice, Amundsen & Caperton PLLC

February 2011 to Present

- Associate
- Appellate Practice Group Chair

University of Memphis School of Law

2012 to 2014

- Advanced Appellate Advocacy- Adjunct Professor. Teaching 2nd year law students advanced skills in legal writing and oral advocacy. Fall 2014.
- Adjunct Legal Methods Professor – Teaching first year law students legal writing, research, analysis and advocacy skills. Fall 2012 through Spring 2014.

Leitner, Williams, Dooley and Napolitan PLLC September 2010 – February 2011

- Associate

Judge Steven Stafford, Tennessee Court of Appeals September 2009 – September 2010

- Law Clerk

During college, I worked in retail sales. I worked for Pottery Barn Kids as a sales associate. I also worked for Gymboree. I started with Gymboree as a sales associate, rising to assistant manager and store manager of the store in Broomfield, Colorado. As store manager, I was fully responsible for retail operations for the children's clothing store that had over \$1,000,000 in sales each year. In addition to being responsible for sales and customer relations, I managed 10-15 employees. Our store set record sales for our district. I did this full-time while a full-time undergraduate student.

6. Describe the nature of your present law practice, listing the major areas of law in which you practice and the percentage each constitutes of your total practice.

I currently have a civil litigation practice consisting of 70% family law; 15% personal injury, 10% commercial litigation or transactions; and 5% probate. My family law practice includes divorce, custody, child support, enforcement, and prenuptial agreements. My personal injury practice includes all types of personal injury claims such as car accidents, assaults, and premises liability. I have handled such cases for the Plaintiff and have also represented individuals and organizations in defending these types of claims. My commercial practice consists of business and non-profit litigation and transactions. In this capacity, I have represented businesses, non-profit organizations and individuals in business and commercial disputes. This includes disputes between partners, disputes following the sale of a business, and contractual disputes. This area of my practice also includes transactional work in assisting with the sale or transfer of a business, and drafting and advising on organizational structures. The remaining 5% consists of probate practice and estate planning. This includes the probate of estates, claims for breach of fiduciary duty, and the preparation of estate planning documents.

In my practice, I have worked on behalf of both Plaintiffs and Defendants in preparing and defending lawsuits, conducting written discovery, deposing parties and witnesses, handling motions, trials and appeals. My practice regularly includes mediation and has included arbitration.

7. Describe generally your experience (over your entire time as a licensed attorney) in trial courts, appellate courts, administrative bodies, legislative or regulatory bodies, other forums, and/or transactional matters.

I have practiced in every civil court in Shelby County, including Federal Court. I have also appeared in many Circuit and Chancery courts across West Tennessee. I have appeared before the Tennessee Court of Appeals and before the Tennessee Supreme Court.

At Leitner Williams, my practice focused on insurance defense. This included all types of

personal injury claims, workers' compensation and unemployment claims. I was involved in all stages of litigation from the initial preparation of a defense upon receipt of a Complaint, to written discovery, motion practice, depositions, through trial and even appeal. I regularly appeared before the Department of Labor in addressing Workers' Compensation claims including participating in Benefit Review Conferences. My practice included appearing before the Tennessee Department of Labor, courts across West Tennessee, courts in Northern Mississippi and the Mississippi Department of Labor. In representing insurance companies, I also performed Examinations Under Oath to address coverage issues.

My present practice is a broad civil litigation practice. A significant portion of my practice involves family law matters. This portion of my practice includes the preparation and negotiation of prenuptial agreements, divorce, custody and child support for non-married parties, modifications of custody, child support and/or alimony, enforcement of related orders and even reconciliation agreements. I have represented both men and women. My cases have ranged from the basic uncontested divorce with simple assets to complex cases with high-value multi-faceted assets and/or complex custody determinations with custodial evaluations and psychological proof. I have addressed issues of first impression such as divorces involving multi-million dollar trusts intertwined in sophisticated tax and estate planning and combined with a simultaneous claim for fraud and breach of duty by a fiduciary.

As a family law practitioner, I have dealt with clients, opposing parties and counsel on perhaps their worst days. These cases are often fraught with emotion and tension. I understand in my practice the need to listen to all parties involved, show compassion and be respectful. I also understand though that these cases demand jurists and lawyers who can separate themselves from the emotions and remain focused on the legal principles at issue.

As another portion of my practice, I represent individuals and entities in personal injury claims. I have handled these matters for both Plaintiffs and Defendants. As Plaintiff's counsel I have evaluated and developed a case before a lawsuit is even prepared. At times there have been potential cases that after talking with witnesses and examining the proof, I have found it necessary to give the unwelcomed advice that no lawsuit should be filed. As defense counsel I have represented entities, mainly non-profit volunteer organizations in defending against personal injury claims. I have been responsible for evaluating, strategizing and defending claims that have at times involved injuries resulting in multi-million dollar medical bills and even death.

In addition to being difficult cases due to damages and proof issues, they have also typically included significant legal issues related to liability. Often due to the injuries involved or the particular client, these cases have created media attention. It has been necessary to assist the client in preparing an appropriate response that not only represents them well, but is carefully crafted to not impact the lawsuit and meet all ethical requirements for statements to the media.

I also represent businesses, non-profit organizations and individuals in business and commercial disputes and transactions. This includes disputes between partners, disputes following the sale of a business, and contractual disputes handled through litigation. It also consists of transactional work in assisting with the sale or transfer of a business and drafting and advising on organizational structures.

I also currently chair our firm's appellate practice section. I regularly take matters on appeal and consult on appellate issues. This includes the preparation of briefs and oral argument before the Court of Appeals and Tennessee Supreme Court. It also includes the preparation and arguments of Motions for Rule 9 Appeals and Applications for Rule 9 and Rule 10 appeals. At times, I have been called on to review action in a trial court to determine if an appeal, interlocutory or as of right, is prudent. Often, I am also brought in to discuss and strategize on preparing a proper record before the trial court.

Through my litigation practice, I have both prosecuted and defended all manner of civil lawsuits. I have been responsible for prosecuting lawsuits and meeting burdens of proof, which always begins before a Complaint is even filed. On the other hand, I have also been responsible for defending lawsuits starting from the first Answer through trial or resolution. Having been responsible on both sides of a variety of types of cases provides me with unique experience and skill to evaluate cases from the bench.

I have always taken seriously the need to understand the claim to be established, the legal principles involved, and the burdens of proof. Thorough knowledge of this, along with the rules of civil procedure and rules of court, enable me to obtain the best possible result for my client. I understand that maintaining this knowledge and understanding is a continuing process involving dedicated ongoing study of the law. These are skills and principles that I intend to bring with me to the bench.

8. Describe any matters of special note involving your practice in trial courts, appellate courts, and administrative bodies.

Stanley Wickfall v. Maria Ann Michlin Wickfall, Shelby County Circuit Court, CT-003157-12. This matter was a relatively straightforward divorce matter. The notable part, however, was my client. I agreed the morning of the trial in this matter to represent the Wife, who had been proceeding *pro se*. Not only did I take on this case *pro bono* the morning of the trial, but my client was currently in prison for 2nd degree murder. Locked in the jury room with my client (and her two guards), I set forth to begin to prepare for trial in thirty minutes. I listened to her concerns and wishes. I explained to her what the Judge could and could not decide that day and the possible outcomes. We discussed the documents that she had with her and her testimony. We analyzed what the Judge would likely do with what she would be able to prove. She was respectful and thankful. For the first time someone had included her in the legal process that was her divorce. With my involvement, advocacy and explanation to not only my client, but the other side's attorney, the parties were able to reach a resolution without a trial. This division included an equitable division of the property and even an alimony award to the Wife. While the legal issues were not notable, the parties demonstrated the issues of access to justice faced in all of our trial courts. It was the poster case reflecting the need to treat all litigants with respect regardless of their status or representation.

Davey and Teresa Mann v. Jeffrey Callicutt et al., Shelby County Circuit Court CT-003646-07, 380 S.W.3d 42 (Tenn. 2012), and No. W2012-00972-COA-R3-CV. This was a complex

personal injury action. At its height, this case involved twelve different parties each with their own attorneys. It involved personal injury claims from a tragic car accident that resulted in life threatening injuries including over \$1,000,000 in medical bills. This case included claims based on drunk driving, social host liability, premises liability, agency, and vicarious liability. Litigation involved complex legal disputes and issues of first impression. It went twice to the Court of Appeals and once to the Tennessee Supreme Court on interlocutory appeals and was pending for almost seven years. I saw firsthand the need to apply the law consistently across the state and the effect that it can have on litigants when the law is not applied consistently. I saw and worked through the difficulty in preparing a case with complex issues of law and fact on damages and liability, involving a substantial number of parties and counsel.

Hannah Culbertson v. Randall Culbertson, Shelby County Circuit Court No. CT-005484-10, 393 S.W.3d 678 (Tenn. Ct. App. 2012)(cert. denied); 455 S.W.3d 107 (Tenn. Ct. App. 2014)(cert. denied). This was a divorce matter with highly contested custody issues relating to mental health. The main issue in this case centered on discovery of Father's mental health status. This matter involved detailed legal and factual arguments related to statutory interpretation and the application of case law. Due to the many contested issues, I represented my client in numerous contested evidentiary hearings on matters including temporary alimony and child support, order of protection, injunctive relief and custody. It involved the use of expert witnesses, many fact witnesses, and a Rule 35 evaluation. Due to the request by Mother (my client) to review Father's mental health records, there was significant litigation on this discovery issue. It resulted in two Rule 10 Extraordinary Appeals to the Tennessee Court of Appeals. Both of which I briefed and argued. Further, each party filed Rule 11 Applications for permission to appeal to the Tennessee Supreme Court. I was responsible for the briefing on behalf of Mother related to the Rule 11 applications.

9. Describe any other legal experience, not stated above, that you would like to bring to the attention of the Commission.

Judge Robert L. Childers Shelby County Circuit Court

- o May 2008- May 2009, Law Clerk
- o I prepared the motion docket, researched legal issues, and drafted opinions. In this capacity, I had firsthand experience as to the role of a trial court. I learned the need to work hard, be fully prepared, and study the law. I also learned the importance of a proper and respectful judicial temperament. This experience provides me with unique experience and qualifications for this judicial vacancy.

Publications:

Mary L. Wagner, Soft Skills to Excel in any Environment, Facts & Findings – The Magazine for Paralegals, Vol. XLII, 18 (Jan.-Feb. 2016).

Mary L. Wagner, Child Support 101: Compromise of Child Support Arrearages and Retroactive Modification, *Memphis Lawyer Magazine*, Vol. 32, Issue 5, 16 (Fall 2015).

Mary L. Wagner, Legal Methods Comes Back to Haunt – The Need for Properly Framed Legal Issues, *Memphis Lawyer Magazine*, Vol. 31, Issue 1, 20 (Jan./Feb. 2014).

Mary L. Wagner, Justice Scalia visits Memphis: 1st Justice to visit new Memphis Law Campus, *Memphis Lawyer Magazine*, Vol. 31, Issue 1, 8 (Jan./Feb. 2014).

Amy J. Amundsen & Mary L. Wagner, Alimony, You’ve Come A Long Way, *Tennessee Bar Journal* Vol. 48, No. 7, 14 (July 2012).

Coble Caperton & Mary L. Wagner, Tennessee Court Holds that National Fraternity Does Not Owe a Duty to Third Parties, *Fraternal Law*, No. 120 (March 2012).

Presentations

“Privacy Issues in Litigation. Everything you Need to Know from HIPAA to Social Media” Memphis Bar Association Young Lawyers, May 26, 2016. (with Leslie Isaacman. My presentation focused on social media).

“Brief Writing” Tennessee Court of Appeals Academy by the Tennessee Bar Association, April 1, 2016.

“Appellate Practice 101” Larry Rice Divorce Seminar, March 18, 2015.

“Brief Writing 101” Memphis Bar Association Young Lawyer’s 101 Series, April 24, 2014.

“Appellate Practice 101” Greater Memphis Paralegal Alliance, April 17, 2013.

“Appellate Practice 101” Memphis Bar Association Young Lawyers, February 21, 2013 (with Judge J. Steven Stafford).

10. List and describe all prior occasions on which you have submitted an application for any state or federal judicial position.

Not Applicable.

EDUCATION

11. List each college, law school, and other graduate school which you have attended, including dates of attendance, degree awarded, major, any form of recognition or other aspects of your education you believe are relevant, and your reason for leaving each school if no degree was awarded.

The University of Memphis Cecil C. Humphreys School of Law - Juris Doctor 2009, *Magna Cum Laude*

- Attended August 2006-May 2009
 - GPA: 3.8; Rank: 4
 - *Law Review*, Notes Editor 2008-2009, Staff 2007-2008
 - CALI Awards for Excellence (highest grade in a course): Evidence, Secured Transactions, Workers' Compensation, Business Organizations and Legislation.
 - Joseph Henry Shepard Scholarship 2008-2009
 - Cecil C. Humphreys Fellowship, 2007-2008

The University of Colorado at Boulder - Bachelor's of Arts 2006

- Attended August 2003 – May 2006
 - Major: Political Science
 - GPA: 3.6
 - Dean's List: Fall 2003, Spring 2004, Fall 2004, Spring 2006
 - Golden Key International Honour Society (Top 15% of Students)
 - Phi Beta Kappa Society

The University of Memphis

- Attended Spring 2003, Dean's List
- GPA: 3.9
- Sigma Alpha Lambda National Leadership & Honors Organization
- I left the University of Memphis to attend the University of Colorado at Boulder.

The University of Alabama

- Attended Fall 2003, President's List
- GPA: 4.0
- Emerging Leaders Member
- I left the University of Alabama in order to attend the University of Colorado. I initially transferred to the University of Memphis for financial reasons.

PERSONAL INFORMATION

12. State your date of birth.

July 11, 1984.

13. How long have you lived continuously in the State of Tennessee?

10 years.

I have lived continuously in the State of Tennessee since May 2006. I was a resident of the State of Colorado while I attended the University of Colorado. Prior to that I was continuously a resident of Shelby County, Tennessee since birth.

14. How long have you lived continuously in the county where you are now living?

10 years.

While clerking for Judge J. Steven Stafford (September 2009-September 2010), I maintained an apartment in Dyersburg (Dyer County) where I stayed during the week for work. My residence remained in Shelby County during this time.

15. State the county in which you are registered to vote.

Shelby County.

16. Describe your military service, if applicable, including branch of service, dates of active duty, rank at separation, and decorations, honors, or achievements. Please also state whether you received an honorable discharge and, if not, describe why not.

Not Applicable.

17. Have you ever pled guilty or been convicted or are now on diversion for violation of any law, regulation or ordinance other than minor traffic offenses? If so, state the approximate date, charge and disposition of the case.

No.

18. To your knowledge, are you now under federal, state or local investigation for possible violation of a criminal statute or disciplinary rule? If so, give details.

No.

19. Please identify the number of formal complaints you have responded to that were filed against you with any supervisory authority, including but not limited to a court, a board of professional responsibility, or a board of judicial conduct, alleging any breach of ethics or unprofessional conduct by you. Please provide any relevant details on any such complaint if the complaint was not dismissed by the court or board receiving the complaint.

None.

20. Has a tax lien or other collection procedure been instituted against you by federal, state, or local authorities or creditors within the last five (5) years? If so, give details.

No.

21. Have you ever filed bankruptcy (including personally or as part of any partnership, LLC, corporation, or other business organization)?

No.

22. Have you ever been a party in any legal proceedings (including divorces, domestic proceedings, and other types of proceedings)? If so, give details including the date, court and docket number and disposition. Provide a brief description of the case. This question does not seek, and you may exclude from your response, any matter where you were involved only as a nominal party, such as if you were the trustee under a deed of trust in a foreclosure proceeding.

The Estate of John O. Wagner, Shelby County Probate Court, No. D0010904. I served as Administrator CTA of my grandfather's estate. The Estate was closed in 2012.

23. List all organizations other than professional associations to which you have belonged within the last five (5) years, including civic, charitable, religious, educational, social and fraternal organizations. Give the titles and dates of any offices which you have held in such organizations.

Shelby County Republican Party

- Chairman 2015-present
- Chairman's Award for 2014
- Judicial Endorsement Subcommittee Chair 2014
- Candidate Recruitment Committee Member 2014
- Parliamentarian, 2011 and 2013 Convention

- Voter Registration Committee 2011-2012
- Contest and Credentials Committee Member 2011 and 2013
- Bylaws Committee Chair 2011-2013, 2013-2015
- District 95 Steering Committee Representative 2009-2011

Shelby County Young Republicans

- Joined 2006
- YR of the Year for 2009
- 2nd Vice Chair 2008 and 2009
- Chair 2013-2014

Tennessee Young Republican Federation

- General Counsel September 2013- present

Germantown Kiwanis Club

- Member 2011 – present

Daughters of the American Revolution – Hermitage Chapter

- Member since 2012
- National Defense Secretary 2013-2016- responsible for programs and projects on national defense history and civics in local high school

University of Memphis Alumni Association, Member

Christ United Methodist Church, Member 2015 – present

Germantown Baptist Church, Member from childhood through 2015

24. Have you ever belonged to any organization, association, club or society which limits its membership to those of any particular race, religion, or gender? Do not include in your answer those organizations specifically formed for a religious purpose, such as churches or synagogues.
- a. If so, list such organizations and describe the basis of the membership limitation.
 - b. If it is not your intention to resign from such organization(s) and withdraw from any participation in their activities should you be nominated and selected for the position for which you are applying, state your reasons.

The Daughters of the American Revolution by its nature limits membership to females only. It does have a “brother” organization, The National Society, Sons of the American Revolution, for

which only males are admitted. I do not plan to resign my membership unless required by the Rules of Judicial Conduct. The Daughters of the American Revolution serves noteworthy purposes including civic education, community service, preservation of history and patriotism.

ACHIEVEMENTS

25. List all bar associations and professional societies of which you have been a member within the last ten years, including dates. Give the titles and dates of any offices which you have held in such groups. List memberships and responsibilities on any committee of professional associations which you consider significant.

Memphis Bar Association

- Member, 2009- present
- Publications Committee 2011- present
- Leadership Forum Class of 2012-2013 graduate

Tennessee Bar Association

- Member, 2009- present
- Appellate Practice Section, Chair 2016-2017, Vice-Chair 2015-2016, West Tennessee Delegate 2013 to 2015 and member 2011 to present
- Tennessee Bar Association Leadership Law Class 2016

Leo S. Bearman Sr., American Inn of Court

- Associate Member 2011 to 2014
- Student Member 2008 -2009

Mississippi Bar Association, Member since 2009

Republican National Lawyers Association, 2014-2015

The Federalist Society, Memphis Chapter, 2013-2015

26. List honors, prizes, awards or other forms of recognition which you have received since your graduation from law school which are directly related to professional accomplishments.

2016-2017 Appellate Practice Section Chair, Tennessee Bar Association

2016 Tennessee Bar Association Leadership Law Class (1 of 33 from across the State)

2016 Rising Star for Super Lawyers

2015 Rising Stars for Super Lawyers

2012-2013 Memphis Bar Association Leadership Forum Class Member

27. List any public office you have held or for which you have been candidate or applicant. Include the date, the position, and whether the position was elective or appointive.

Post Conviction Defender Oversight Commission Member. I was appointed by Governor Haslam in June 2015. I presently serve in this role.

Tennessee Republican Party – State Executive Committeewoman for District 33. I was elected to this position in August 2014. It is a four year term.

ESSAYS/PERSONAL STATEMENTS

28. What are your reasons for seeking this position? *(150 words or less)*

I seek this position to serve Shelby County and the State of Tennessee. I am a third generation lawyer—the first generation being my grandfather who grew up with 15 siblings in Hornbeak, Tennessee. From a young age and through today, I have learned from him the principles of working hard, respecting everyone no matter their station in life, always serving others no matter your station in life, and being passionate about the law. These principles guide my daily life and lead me to seek this position. I know that being a good judge requires hard work, long hours, dedication, and skill. It is a significant opportunity to exercise my passion for the law and our legal system while helping and serving others. It requires a servant's heart and a jurist who respects all parties who come before him or her. Through these ideals, I would be honored to serve.

29. Describe the judgeship you seek (i.e. geographic area, types of cases, number of judges, etc. and explain how your selection would impact the court. *(150 words or less)*

The Judgeship that I seek is one of the nine divisions of the Circuit Court of Shelby County. This judgeship is limited to exclusively civil matters. Across the nine divisions, there are approximately 6,000 cases disposed of each year. Of these, 40% are family law, 30% are damages/tort, 15% are miscellaneous general civil, 8% are contract/debt, and 2% are medical malpractice. Of these, approximately 724 were disposed by trial (35 by jury, 689 non-jury). I have practiced in all nine divisions of Shelby County Circuit Court. The breadth of types of cases of Circuit Court mirrors the range of my practice experience. My selection would bring my knowledge and experience, along with my respectful and appropriate judicial temperament. I would continue my dedication to studying the law and would apply it as written to matters before me. I would maintain a court that is competent, fair and accessible by all.

30. Will you uphold the law even if you disagree with the substance of the law (e.g., statute or rule) at issue? Give an example from your experience as a licensed attorney that supports your response to this question. (250 words or less)

Yes.

“If you’re going to be a good and faithful judge, you have to resign yourself to the fact that you’re not always going to like the conclusions you reach. If you like them all the time, you’re probably doing something wrong.” (Justice Antonin Scalia). A jurist must apply the law as written. I may not always agree with the statute or rule at issue, or believe that the application of results in the “fair” result. Regardless, I will apply the law as written without regard to my personal feelings or beliefs.

I experienced this as a law clerk. I assisted in researching, analyzing and drafting those decisions which I did not like the result, but which complied strictly with the law. For example, I knew when working on them a mother would lose her children for not complying with the relocation statute or an otherwise valid claim would be dismissed for filing one day late. In my practice, I have witnessed this in trying to explain the relief available to clients. This is especially true in family law cases in which parties are often driven by their emotions. It is my job to explain the law, and possible outcomes without regard to what may seem “fair” in the context of a hurtful and frightening situation. It is also my job to explain what relief they cannot seek when there is not a legal basis.

REFERENCES

31. List five (5) persons, and their current positions and contact information, who would recommend you for the judicial position for which you are applying. Please list at least two persons who are not lawyers. Please note that the Commission or someone on its behalf may contact these persons regarding your application.

A. Mark H. Luttrell, Jr., Mayor of Shelby County

B. Amy Weirich, Shelby County District Attorney General

C. John Ryder, Attorney

D. Jim Rout Bank Tennessee, President and Chief Executive Officer
E. David Kustoff, Attorney The Kustoff Law Firm, PLLC

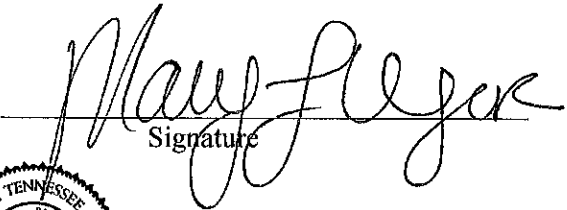
AFFIRMATION CONCERNING APPLICATION

Read, and if you agree to the provisions, sign the following:

I have read the foregoing questions and have answered them in good faith and as completely as my records and recollections permit. I hereby agree to be considered for nomination to the Governor for the office of Judge of the [Court] Circuit Court, Div. 7 for the 30th Judicial District Tennessee, and if appointed by the Governor, agree to serve that office. In the event any changes occur between the time this application is filed and the public hearing, I hereby agree to file an amended questionnaire with the Administrative Office of the Courts for distribution to the Commission members.

I understand that the information provided in this questionnaire shall be open to public inspection upon filing with the Administrative Office of the Courts and that the Commission may publicize the names of persons who apply for nomination and the names of those persons the Commission nominates to the Governor for the judicial vacancy in question.

Dated: July 5, 2016.


Signature

When completed, return this questionnaire to Bennie Hayes, Administrative Office of the Courts, 511 Union Street, Suite 600, Nashville, TN 37219.



**TENNESSEE TRIAL COURT VACANCY COMMISSION
ADMINISTRATIVE OFFICE OF THE COURTS**

511 UNION STREET, SUITE 600
NASHVILLE CITY CENTER
NASHVILLE, TN 37219

**TENNESSEE BOARD OF PROFESSIONAL RESPONSIBILITY
TENNESSEE BOARD OF JUDICIAL CONDUCT
AND OTHER LICENSING BOARDS**

WAIVER OF CONFIDENTIALITY

I hereby waive the privilege of confidentiality with respect to any information that concerns me, including public discipline, private discipline, deferred discipline agreements, diversions, dismissed complaints and any complaints erased by law, and is known to, recorded with, on file with the Board of Professional Responsibility of the Supreme Court of Tennessee, the Tennessee Board of Judicial Conduct (previously known as the Court of the Judiciary) and any other licensing board, whether within or outside the State of Tennessee, from which I have been issued a license that is currently active, inactive or other status. I hereby authorize a representative of the Trial Court Vacancy Commission to request and receive any such information and distribute it to the membership of the Commission and to the Office of the Governor.

Mary L. Wagner
Type or Print Name

Mary L. Wagner
Signature

July 5, 2016
Date

028165
BPR #

Please identify other licensing boards that have issued you a license, including the state issuing the license and the license number.

MS 103235