

Tennessee Judicial Nominating Commission
Application for Nomination to Judicial Office

Rev.14 September 2011

Name: Roger A. Page

Office Address: 515 South Liberty Street, Jackson, Madison County, Tn 38301

Office Phone: 731-988-3040 Facsimile: 731-988-3086

Email Address: rogerpage38355@yahoo.com

Home Address: ████████████████████ Madison County, Tn ██████████
(including county)

Home Phone: ██████████ Cellular Phone: ██████████

INTRODUCTION

Tennessee Code Annotated section 17-4-101 charges the Judicial Nominating 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 <http://www.tncourts.gov>). The Commission requests that applicants obtain the word processing form and respond directly on the form. Please respond in the box provided below each question. (The box will expand as you type in the word processing document.) Please read the separate instruction sheet prior to completing this document. Please submit the completed form to the Administrative Office of the Courts in paper format (with ink signature) **and** electronic format (either as an image or a word processing file and with electronic or scanned signature). Please submit seventeen (17) paper copies to the Administrative Office of the Courts. Please e-mail a digital copy to debra.hayes@tncourts.gov.

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

PROFESSIONAL BACKGROUND AND WORK EXPERIENCE

1. State your present employment.

Circuit Court Judge, Division III, - 26th Judicial District for Chester, Henderson and Madison Counties

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

1984 TBPR # 11090

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 - October 6, 1984 – Active - TBPR #11090
Georgia - November 1, 1985 – Inactive. GA Bar # 559166. I kept my GA license active until I was elected to the bench. I no longer have the time to do the required continuing legal education for Georgia.

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).

1984-1985	Law Clerk – The Honorable Julia Smith Gibbons, Federal District Court, Memphis, Tennessee
1985-1987	Associate – Peterson, Young, Self and Asselin Atlanta Law Firm
1987-1991	Associate and Partner – Holmes, Rich, Sigler and Page Jackson Law Firm
1991-1998	Assistant Attorney General State of Tennessee Attorney General's Office
1998 – Present	Circuit Court Judge State of Tennessee

I am also a former licensed pharmacist (Tenn. #C-4711). I practiced Pharmacy full time from 1978 until 1981 when I entered law school. I continued to work as a part-time Pharmacist while in law school. I filled my last prescription the day before I took the Tennessee Bar examination in 1984. I kept my Pharmacist's license active until 1998 when I was elected Circuit Court Judge.

6. If you have not been employed continuously since completion of your legal education, describe what you did during periods of unemployment in excess of six months.

Not Applicable.

7. 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 am presently a trial court judge with a caseload of about 70% criminal cases and 30% civil cases. As circuit judge, I have tried approximately 400 jury trials, most of which have been criminal cases. I have tried several medical malpractice cases, wrongful death claims and personal injury cases. I sat as a special judge on the Tennessee Workers' Compensation Panel and authored eight opinions. I have tried many non-jury matters including General Sessions' appeals, Tennessee Governmental Tort liability actions and divorces by interchange.

8. 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. In making your description, include

information about the types of matters in which you have represented clients (e.g., information about whether you have handled criminal matters, civil matters, transactional matters, regulatory matters, etc.) and your own personal involvement and activities in the matters where you have been involved. In responding to this question, please be guided by the fact that in order to properly evaluate your application, the Commission needs information about your range of experience, your own personal work and work habits, and your work background, as your legal experience is a very important component of the evaluation required of the Commission. Please provide detailed information that will allow the Commission to evaluate your qualification for the judicial office for which you have applied. The failure to provide detailed information, especially in this question, will hamper the evaluation of your application.

After graduation from law school, I was employed as a law clerk by the Honorable Julia Smith Gibbons, then U.S. District Court for the Western District of Tennessee. I drafted bench memoranda on upcoming cases and performed legal research for various issues. While I was her law clerk, Judge Gibbons sat by designation on the U.S. Court of Appeals for the 6th Circuit on two occasions. Observing one of the second highest courts in the United States was a great experience for a young lawyer. In addition, Judge Gibbons was kind enough to let me sit in her court and observe several jury trials. My experience clerking for Judge Gibbons was invaluable. I am a much better judge today because of it.

After my clerkship ended, I became an associate with Peterson, Young, Self and Asselin, a large Atlanta, Ga law firm. I was paired with a partner who believed in sending young lawyers to court. I tried my first jury trial (collection case) as first chair a few months after joining the firm. I wrote briefs for the firm's clients in the Georgia Court of Appeals on several occasions.

In 1987, I returned home to West Tennessee and became an attorney with Holmes, Rich and Sigler. I became a partner after three years. The other attorneys worked primarily in bankruptcy and real estate. I was the litigation attorney for the firm. My practice was general in nature, including personal injury, criminal, and workers' compensation cases. In the days before the statewide Public Defender's Conference, I usually received a new criminal appointment once a month when the grand jury met. In addition, I had retained criminal clients. I handled the jury trials and the appeals on a number of cases.

In 1991, I was appointed as an Assistant Attorney General for the State of Tennessee. The State Attorney General's office has a satellite office in Jackson. My duties in that office included mostly civil

matters. However, I represented the State in the Court of Criminal Appeals on several occasions when the Criminal Division needed some assistance.

I ran for an open seat as circuit judge in 1998. I was elected over three opponents. In 13 years as a judge, I have tried more than 50 murder cases, including three capital cases. I have tried at least 300 other criminal cases. In addition, I have tried about 100 civil cases including several medical malpractice and wrongful death cases.

When I try a murder case, the jury is sometimes sequestered. I tell the attorneys that we are going to have the jury for about 8 ½ hours each day. The attorneys and I spend about 9 to 10 hours a day in Court. I arrive at my office at 7:30 a.m. and begin Court at 8:00 a.m. We usually let the jury leave about 5:30 and the attorneys and I stay until 6 - 6:30 p.m. to rule on issues and discuss the next day's proceedings. I then go home and spend several hours preparing for the next day. By this additional hard work, we can usually finish a murder case in one week.

I do not think that anything demonstrates my commitment to hard work more than the manner in which I handle a murder case. My goal in any murder case is to get a verdict within one year of the offense date. Except for cases that have a delay in the indictment dates, I have usually been able to achieve that goal. In capital cases, I may take a little longer, but I finish those cases as quickly as possible. The attorneys know that when I set a trial date in a serious case, there will be no continuances absent extraordinary circumstances.

9. Separately describe any matters of special note in trial courts, appellate courts, and administrative bodies.

As a judge, I have tried high profile civil and criminal cases. I presided over a civil case that involving the wrongful death of a state trooper in which the jury awarded the family over six million dollars. I have tried murder cases that were covered by television stations in Nashville, Memphis and Jackson. I remember one case in which an alleged serial killer murdered a young woman in Henderson County. The case attracted national attention. I have always managed to handle these complex matters while maintaining a good professional relationship with the media.

10. If you have served as a mediator, an arbitrator or a judicial officer, describe your experience (including dates and details of the position, the courts or agencies involved, whether elected or appointed, and a description of your duties). Include here detailed description(s) of any noteworthy cases over which you presided or which you heard as a judge, mediator or arbitrator. Please state, as to each case: (1) the date or period of the proceedings; (2) the name of the court or agency; (3) a summary of the substance of each case; and (4) a statement of the significance of the case.

Circuit Judge – 26st Judicial District, Chester, Henderson and Madison Counties; September 1, 1998 to present. I was elected to an open seat in a four-person race on August 6, 1998 and elected to a second term in 2006 (unopposed).

State v. Justin Gray and Ameale Hudson (presently on appeal)

A 44 year-old former Marine was murdered in Jackson while working as a locksmith on October 28 2009. I severed the trials of the two defendants. The first defendant was tried in September 2010 and the second defendant was tried February 2011. I am very proud of the fact that I was able to try both defendants without a continuance; one defendant was tried within ten months of the offense date and the other defendant was tried within fifteen months of the offense date. There was tremendous pretrial publicity both locally and across the country. I had to separate the trials by five months to allow publicity to dissipate. We were able to procure a jury without a change of venue.

State v. Octavian Reeves, No. W2002-01313-COA-R3 (Tenn. Crim. App. 2004). First-degree murder case in which the defendant was convicted of second-degree murder. This was the first case in Tennessee to use the race of the victim as an enhancement factor in sentencing a defendant.

State v. Webb, 130 S.W.3d 799 (Tenn. Crim. App. 2003). Animal cruelty case involving 101 counts. Over 101 dogs were removed from the defendants' custody. As a result of this case, Tennessee animal cruelty statutes were amended to make certain mistreatment of an animal a felony.

I have tried over thirty first-degree murder cases and several other serious criminal cases. I consider each of them to be noteworthy in my judicial district but none has resulted in a significant change in the law. I have also tried several multi-million dollar medical malpractice and personal injury cases.

11. Describe generally any experience you have of serving in a fiduciary capacity such as guardian ad litem, conservator, or trustee other than as a lawyer representing clients.

I have not served in any of these capacities.

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

Tennessee Association of Criminal Defense Lawyers' Seminar on Trial Court Practice – 2007

West Tennessee Legal Service Lunch 'n Learn: Local Rules 2003.

In 2004, I was approved as a preceptor for the University of Mississippi School of Law and accepted law school interns from the University of Mississippi's College of Law.

In 2004, I participated in a seminar with Justice Janice Holder and Judge Robert Childers – Issues involving Local Rules across the State of Tennessee.

I enjoy being a mentor for young lawyers. This past summer I accepted an intern, Mathew Kernodle, from the TBA-YLD summer intern project. I enjoyed passing along to him some of the insights and advice that Judge Gibbons gave to me. I also imparted to him some of my experiences acquired during my two terms as a trial Judge.

13. List all prior occasions on which you have submitted an application for judgeship to the Judicial Nominating Commission or any predecessor commission or body. Include the specific position applied for, the date of the meeting at which the body considered your application, and whether or not the body submitted your name to the Governor as a nominee.

In May, 2008, I applied for a position on the Tennessee Court of Criminal Appeals. I was one of the three nominees sent to the Governor by the Commission, but I was not selected.

EDUCATION

14. 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.

University of Tennessee at Martin
Sept. 1973 – June 1975
Majored in Pre-Pharmacy; left when I was accepted to U.T.
College of Pharmacy after two years as an undergraduate.

University of Tennessee, College of Pharmacy Sept. 1975 – June
1978
B.S. Pharmacy with Honors

University of Memphis School of Law
August 1981 – June 1984
J.D. with Highest Honors

PERSONAL INFORMATION

15. State your age and date of birth.

55 DOB: 10-7-1955

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

I have lived in Tennessee all of my life except for two years that I spent in
Atlanta, Georgia (1985-1987).

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

24 years

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

Madison County, Tennessee

19. 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.

I have not served in the military.

20. Have you ever pled guilty or been convicted or are you now on diversion for violation of any law, regulation or ordinance? Give date, court, charge and disposition.

I remember two speeding tickets more than twenty years ago, one in Nashville and one in Atlanta, Georgia. I have no records of them and cannot remember exact dates.

21. 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.

22. If you have been disciplined or cited for breach of ethics or unprofessional conduct by any court, administrative agency, bar association, disciplinary committee, or other professional group, give details.

Not Applicable.

23. 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.

Not Applicable.

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

No.

25. 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.

My first marriage was terminated by an uncontested irreconcilable differences divorce on January 11, 2005, McNairy County Chancery Court, Rule Docket No. 8134 – Selmer, Tennessee.

I have been a party in only one other case: Sandra Webb v. Roger Page, Madison Circuit # C04-52; filed February 17, 2004. Terminated by Order of Dismissal on July 16, 2004. This case was filed by a disgruntled criminal defendant who was unhappy because she was given a jail sentence. The case was frivolous and quickly dismissed

26. 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.

First Baptist Church, Jackson, Tennessee; Member, 1987 – present; Chairman, Child Care Committee; member, Finance Committee; Deacon; Chair, Personnel Committee

Jackson Downtown Lions' Club: Member; President, (2006-2007) Board of Directors (1996 – present)

27. 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.

No.

ACHIEVEMENTS

28. 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.

Tennessee Bar Association – most of my career

Jackson-Madison County Bar Association – 1987 to present; I was active in the local bar and served on the Board of Directors. The local bar does not allow judges to hold office or serve on the Board of Directors so I had to resign when I was elected judge.

Tennessee Trial Judges' Association – 1998 to present

Tennessee Judicial Conference – 1998 to present;

I am a member of the Criminal Pattern Jury Instruction Committee for the Tennessee Judicial Conference. We meet three times a year to modify existing instructions and to create new ones based on changes in case law and new statutes. I am also a member of the Legislative Committee. That Committee keeps judges informed about proposed and enacted changes in the law.

Edmund Howell Jackson American Inns of Court – 2010 to present; Master

29. 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.

Selected on two occasions to make keynote speech for West Tennessee Police Memorial Day

Selected as Jackson Madison County Bar Law Day speaker for 2005

Served as presiding judge for 26th Judicial District on rotating basis and handled all bond applications for eight years

Appointed to serve on the Tennessee Judicial Evaluation Commission (2004 – 2008). This commission was composed of 4 judges, 4 lawyers and 4 lay people to evaluate each member of the appellate bench and to prepare a written summary of each

evaluation for public dissemination in advance of the 2008 election period. We made recommendations as to whether each appellate judge should or should not be retained in office.

I was appointed by the Tennessee Judicial Conference President Thomas "Skip" Frierson to the Bench/Bar Committee of the Tennessee Judicial Conference and the Tennessee Bar Association. We are responsible for planning a portion of the Continuing Legal Education program for the joint meeting of the two organizations held in June each year.

30. List the citations of any legal articles or books you have published.

NY v. Ferber: Comment, Child Pornography Is Outside the Scope of First Amendment Protection, 12 Mem. St. U.L. Rev. 613 (1982).

31. List law school courses, CLE seminars, or other law related courses for which credit is given that you have taught within the last five (5) years.

Tennessee Association of Criminal Defense Lawyers' Seminar on Trial Court Practice – 2007

I have taught several other seminars but they were more than five years ago.

32. 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.

None, other than my two elections as Circuit Judge set forth above.

33. Have you ever been a registered lobbyist? If yes, please describe your service fully.

No.

34. Attach to this questionnaire at least two examples of legal articles, books, briefs, or other

legal writings which reflect your personal work. Indicate the degree to which each example reflects your own personal effort.

Attached as requested. 100% personal effort.

ESSAYS/PERSONAL STATEMENTS

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

I have served the people of Chester, Henderson and Madison Counties for over thirteen years as a Circuit Judge. I have presided over both civil and criminal trials. I had more civil experience than criminal experience when I first took the bench.

Seven months after my first election, I tried a first-degree murder case. Ten months after my first election, I presided over my first case in which the state sought life without parole. In September of 1999, after twelve months on the bench, I presided over my first death penalty case. I found the many complicated legal issues arising in serious criminal cases to be both intellectually challenging and stimulating.

Many areas of criminal law are evolving including lesser-included offense, sentencing and jury instructions. I want to use my writing skills and analytical abilities to provide guidance to the trial courts and criminal practitioners in those difficult areas. In addition, I want to serve a greater role in the administration of justice in our state and I have the experience to do it.

I think that it is very important to add another trial judge to this court. Currently, only three former trial judges serve on the Tennessee Court of Criminal Appeals. A trial judge brings valuable experience and a unique perspective to any appellate panel upon which he or she sits.

36. State any achievements or activities in which you have been involved which demonstrate your commitment to equal justice under the law; include here a discussion of your pro bono service throughout your time as a licensed attorney. *(150 words or less)*

As a judge, I always strive to make certain that people are treated fairly. I make sure that *pro se* litigants have access to the forms they need and try to help them to understand the procedures.

In criminal cases, I make sure that all defendants are represented competently. I insist that victims and their families have proper notice of all court proceedings. I also try to insure that all litigants understand the reasons for my rulings.

I always start court on time. I schedule proceedings throughout the day at specific times to minimize waiting by litigants, witnesses and attorneys.

Since 1991, I have been precluded from engaging in the private practice of law because I was an Assistant Attorney General, and later, a Circuit Judge. I did participate in *pro bono* projects while practicing law in Georgia. In Jackson, I volunteered and served on the *pro bono* list until I was no longer allowed to engage in private practice. While in private practice, I represented several individuals without charging them. In one case, I was able to regain title to real property for an elderly woman who had lost it in a tax sale.

As a judge, I have always cooperated with the West Tennessee Legal Services' *pro bono* project. I have spoken at Lunch 'n Learn concerning the Local Rules and Criminal Sentencing. For many years, I have volunteered to judge high school mock trial competitions. Before my election as judge, I coached high school mock trial teams.

When I was private practice, I was always on the *pro bono* list of West Tennessee Legal Services. I had several successful *pro bono* clients including the one previously mentioned.

37. 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)**)

I seek a judgeship on the Tennessee Court of Criminal Appeals for the Western Section of Tennessee. The Criminal Court of Appeals has 12 appellate judges who sit in West, Middle and East Tennessee. It is my understanding that these judges hold court in Knoxville, Nashville and Jackson in panels rotating throughout the state in combinations of three. Each appellate judge is required to write 80 to 100 opinions a year and to concur or dissent from opinions of fellow judges in approximately 180 cases a year.

I believe that my experience as a trial judge will have a positive impact on the court. I will endeavor to understand the dynamics of each case and the impact that each opinion will have on the litigants and the law in our state. I have the ability to write clear, concise opinions to help practitioners understand the many difficult issues encountered in the criminal justice system

38. Describe your participation in community services or organizations, and what community involvement you intend to have if you are appointed judge? *(250 words or less)*

I have been a member of the Jackson Lions' Club since 1994. The focus of this civic group is helping the sight-impaired. We collect prescription glasses that are no longer used and distribute them to the needy in the community. We operate a sight van and go to schools to test children's vision. We raise money to pay for necessary operations for needy individuals. I really enjoy the camaraderie of the group and helping the less fortunate in our community.

I intend to remain active in Church and the Jackson Lions' Club. I recently took a hiatus from Senior Olympic softball due to the late night schedule, but may rejoin in the future. I have always enjoyed speaking to lawyers' groups about legal issues and will continue to do so. I will seek more opportunities to speak in the community about appropriate topics.

39. Describe life experiences, personal involvements, or talents that you have that you feel will be of assistance to the Commission in evaluating and understanding your candidacy for this judicial position. *(250 words or less)*

Several life experiences will help the Commission understand my candidacy. I would probably not be a judge today if my twenty-three year old niece had not been murdered on December 2, 1995. Her death was a very difficult and devastating time for all of my family.

My brother asked that I break the news to our parents. The hardest thing I have ever done in my life was to tell our parents that their oldest grandchild had been murdered.

It is obvious that serious criminal cases are stressful for all involved. My greatest fear as a trial judge is that I might commit

an error that will cause a family to endure more than one trial. I work diligently in all cases to rule according to the law and to avoid making reversible error.

The second experience was my clerkship for Federal Judge Julia Smith Gibbons. As previously mentioned, I was fortunate to attend many of her court proceedings and watch gifted practitioners ply their trade. During my clerkship, I accompanied Judge Gibbons when she sat by designation on the 6th Circuit Court of Appeals in Cincinnati on two occasions. I observed approximately 30 appellate arguments by lawyers who ranged from the very best presenters to poorly prepared attorneys. Judge Gibbons allowed me to draft first opinions for some of her cases. She taught me to write short, clear, concise paragraphs. I still use that knowledge in my writing today.

I am asked on many occasions why a pharmacist went to law school. The short answer is that I was planning to teach law to pharmacists as a career. I was able to finish fourth in my law school class while working 20-30 hours a week at Walgreen's along with helping to raise my two boys. My law school classmates told me that I was the "most normal" of all the high achievers in our class.

I have had the privilege to serve on the Judicial Evaluation Commission starting in the fall of 2004. I participated in the 2006 and 2008 evaluation of all appellate judges. I gained invaluable insight into the job requirements and expectations of an appellate judge. My participation in the interviews and evaluation process provided an excellent understanding of the appellate courts and the critical work that they perform. This experience will help me anticipate and avoid some of the difficulties that appellate judges encounter.

I will pledge to this Commission and to the Governor, if I am appointed, that I will keep my docket current, that I will keep up with the caseload and that I will release timely, well-written opinions. In my present position, I always try to rule within 30 days on any motion or non-jury trial that I take under advisement. Litigants deserve a timely resolution to their lawsuits.

40. 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. I will certainly uphold the law, regardless of whether I agree with it. One area of the criminal law that has always bothered me is the appointment of attorneys for criminal defendants who have made large bonds.

The case law in Tennessee states that a trial judge may only consider the assets and income of the defendant when setting bond. A judge cannot look at assets of family members or income from sources other than that of the defendant. This results in an anomaly wherein a defendant may make a large bond (\$100,000 - \$200,000) and still receive a public defender or appointed counsel.

Although this has bothered me since I became a trial judge, I always follow the law and appoint counsel based on a defendant's resources only, even if he or she has made a large bond. This situation usually happens with accused drug dealers, alleged gang members or a defendant who happens to have a wealthy relative. It seems unfair to have the taxpayers pay for a defense for someone who has been able to spend \$15,000 to \$20,000 from other sources to get out of jail.

REFERENCES

41. 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. Beverly Dunaway, Circuit Court Clerk, Henderson Co. 731-968-2031
170 Justice Center Dr., Lexington, Tn 38351

B. Sherry Hall, retired Court Officer, 731-217-3651
74 Morning Breeze, Jackson, Tn 38305

C. Angela Hopson, Attorney, 731-422-6895
423 North Highland, Jackson, Tn 38301

D. Jamie King, retired Jackson Postmaster, 731-695-6519
216 Broad Meadow Drive, Jackson, Tn 38305

E. Edward L. Martindale, Jr. Attorney. 731-660-1529

174 West University Parkway, Jackson, Tn 38305

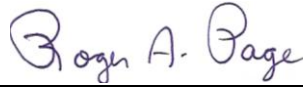
AFFIRMATION CONCERNING APPLICATION

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 Criminal Court of Appeals for the Western Section of 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: September 28 , 2011.



Signature (Roger A. Page)

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



TENNESSEE JUDICIAL NOMINATING COMMISSION

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

TENNESSEE BOARD OF PROFESSIONAL RESPONSIBILITY

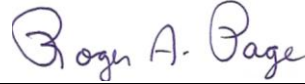
WAIVER OF CONFIDENTIALITY

I hereby waive the privilege of confidentiality with respect to any information which

concerns me, including 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, and I hereby authorize a representative of the Tennessee Judicial Nominating Commission to request and receive any such information.

Roger A. Page

Type or Printed Name



Signature

September 28, 2011

Date

11090

BPR #