

News from the Iowa State Bar Association



Serving the legal profession and the public since 1874

For Immediate Release

17 September 2004

Members of The Iowa State Bar Association believe that all 74 Iowa judges on the general election ballot who are standing for retention this November should be retained.

Over 1,600 of the 5,600 in-state, practicing members of the Association, were eligible to participate in the 2004 Judicial Plebiscite.

ISBA members rated justices of the Iowa Supreme Court and judges of the Iowa Court of Appeals on 10 areas of their performance while questions in 12 areas were asked about the performance of judges on the Iowa District Courts and District Associate Courts.

Results of the vote with detailed information about the 2004 Judicial Plebiscite can be found on the ISBA Web site: www.iowabar.org The public is urged to visit the site.

Under Iowa law members of the Iowa Supreme Court, Iowa Court of Appeals and Iowa District Court are appointed by the governor from a list of candidates recommended by nominating commissions. (The nominating commissions are comprised of members of the general public as well as attorneys who are licensed to practice law in Iowa.) One year after appointment by the governor, a judge must stand for a retention vote on the general election ballot in November general election.

Every additional eight years of service, members of the Iowa Supreme Court stand for retention in a statewide election.

Members of the Iowa Court of Appeals stand for retention in a statewide election after six years of service.

Judges of the Iowa District Court, who are appointed by the governor from their Judicial Districts, must stand for retention within their districts after six years of service.

District Associate Court judges are nominated by a commission of citizens and members of the bar. They are appointed by the judges of a judicial district and stand for retention after their first year of service, and then every six years.

In 2002, Nick Critelli of Des Moines, president of The Iowa State Bar Association, said more than eleven thousand Iowans visited the organization's Web site.

Critelli says, "I urge all Iowans to look at the detailed information. It will help them better understand that in Iowa we have quality judges. It will also demonstrate that we have good men and women who are working hard every day to assure that justice is done in an efficient and competent manner."

The Iowa State Bar Association, organized in 1874, has over 7,500 lawyer members, in and out of Iowa, who are authorized to practice law in the state.



2004 ISBA Judicial Plebiscite

	Supreme Court Justices			Court of Appeals Judges	
	Jerry L. Larson	Louis A. Lavorato	David S. Wiggins	Robert E. Mahan	Gayle N. Vogel
First Number = In Judicial District Second Number = In and Out of District 5 = Excellent (performance is outstanding) 4 = Good (performance is above average) 3 = Satisfactory (performance is adequate) 2 = Deficient (performance is below average) 1 = Very Poor (performance is well below average and unacceptable)					
1. Knowledge and application of the law	3.99	3.84	3.75	4.09	3.88
2. Ability to perceive factual issues	4.02	3.84	3.82	4.11	3.23
3. Not influenced by factors outside the evidence and applicable law	3.97	3.39	3.36	4.10	3.97
4. Treats all equally regardless of race, sex, age, national origin or religion	4.17	3.91	3.87	4.28	4.14
5. Judicial temperament and demeanor, including patience and courtesy to litigants, lawyers and court personnel	4.10	3.48	3.56	4.22	4.00
6. Promptness in making rulings and giving decisions	4.04	3.79	3.85	4.18	3.97
7. Attentiveness to arguments and testimony	4.09	3.87	3.86	4.17	3.98
8. Quality and clarity of written opinions	4.04	3.83	3.77	4.09	3.91
9. Avoids undue personal observations or criticisms of litigants, judges and lawyers from the bench or in written opinions	4.12	3.74	3.73	4.21	4.06
10. Retention	89%	77%	82%	95%	91%
Number of respondents to question 10	405	477	344	282	254



2004 ISBA Judicial Plebiscite

	District 1A				District 1B							District 2A		
First Number = In Judicial District Second Number = In and Out of District 5 = Excellent (performance is outstanding) 4 = Good (performance is above average) 3 = Satisfactory (performance is adequate) 2 = Deficient (performance is below average) 1 = Very Poor (performance is well below average and unacceptable)	Lawrence H. Fautsch	Alan L. Pearson	Richard R. Gleason	Jane Mylrea	James C. Bauch	Stephen C. Clarke	Todd A. Geer	George L. Stigler	James D. Coil	Alan D. Allbee	Daniel L. Block	Stephen P. Carroll	John S. Mackey	Paul W. Riffel
1. Knowledge and application of the law	4.12 4.12	4.29 4.24	3.93 3.95	3.55 3.64	4.21 4.07	3.55 3.68	4.45 4.30	3.85 3.81	3.79 3.76	4.47 4.45	4.17 4.13	4.29 4.37	3.51 3.56	4.21 4.25
2. Ability to perceive factual issues	4.25 4.21	4.25 4.20	3.91 3.95	3.58 3.66	4.33 4.17	3.67 3.75	4.48 4.35	3.89 3.86	3.83 3.80	4.47 4.38	4.23 4.18	4.29 4.36	3.57 3.62	4.29 4.31
3. Not influenced by factors outside the evidence and applicable law	4.31 4.22	3.99 3.95	3.67 3.79	3.29 3.38	4.10 3.91	3.80 3.85	4.38 4.28	3.52 3.46	3.85 3.80	4.24 4.19	4.10 4.05	4.26 4.35	3.88 3.88	4.29 4.27
4. Treats all equally regardless of race, sex, age, national origin or religion	4.59 4.48	4.32 4.27	4.17 4.19	4.00 3.98	4.38 4.14	4.25 4.24	4.53 4.45	4.23 4.07	3.97 3.93	4.41 4.37	4.30 4.22	4.64 4.63	4.37 4.34	4.53 4.53
5. Judicial temperament and demeanor, including patience and courtesy to litigants, lawyers and court personnel	4.68 4.57	3.87 3.84	3.55 3.60	3.44 3.52	4.48 4.23	3.99 4.00	4.71 4.54	3.23 3.19	3.44 3.44	4.21 4.13	4.28 4.19	4.63 4.62	4.43 4.34	4.57 4.57
6. Punctuality in attending court proceedings	4.62 4.53	4.49 4.40	4.02 4.04	3.46 3.55	4.40 4.27	4.06 4.09	4.46 4.38	4.44 4.34	4.17 4.14	4.54 4.47	4.16 4.09	3.82 3.92	4.27 4.25	4.45 4.45
7. Promptness in making rulings and giving decisions	4.51 4.44	4.46 4.36	4.07 4.06	3.80 3.85	4.20 4.10	3.60 3.67	4.42 4.34	4.26 4.19	4.06 4.02	4.53 4.41	4.17 4.09	2.43 2.72	3.99 4.01	3.85 3.93
8. Attentiveness to arguments and testimony	4.48 4.40	4.28 4.19	4.16 4.13	3.67 3.70	4.35 4.19	3.95 3.98	4.55 4.43	3.98 3.89	3.99 3.95	4.47 4.38	4.18 4.22	4.34 4.39	3.99 4.02	4.31 4.33
9. Quality and clarity of written opinions	4.17 4.17	4.34 4.18	3.95 3.96	3.50 3.61	4.16 4.03	3.71 3.77	4.44 4.32	3.91 3.83	3.99 3.93	4.42 4.35	4.21 4.15	4.34 4.39	3.53 3.59	4.18 4.21
10. Avoids undue personal observations or criticisms of litigants, judges and lawyers from the bench or in written opinions	4.63 4.52	4.06 4.00	3.66 3.71	3.33 3.46	4.49 4.27	3.96 4.00	4.62 4.51	3.51 3.45	3.71 3.68	4.49 4.37	4.27 4.20	4.59 4.59	4.31 4.25	4.43 4.45
11. Management and control of trial	4.28 4.29	4.41 4.29	4.05 4.04	3.48 3.68	4.48 4.33	3.89 3.88	4.52 4.38	4.28 4.18	4.07 4.00	4.45 4.35	4.28 4.20	4.21 4.27	3.87 3.89	4.35 4.41
12. Retention	95% 94%	94% 93%	92% 92%	77% 76%	95% 94%	82% 84%	96% 94%	88% 84%	89% 87%	97% 98%	98% 98%	93% 93%	89% 90%	97% 97%
Number of respondents to question 12	68 96	68 102	49 63	34 50	85 110	83 109	81 107	83 111	71 88	38 56	49 60	68 94	66 87	68 92



2004 ISBA Judicial Plebiscite

	District 2A			District 2B					District 3A		District 3B			District 4
First Number = In Judicial District Second Number = In and Out of District	Carlynn D. Grupp	Peter B. Newell	Gerald W. Magee	David R. Danilson	Thomas R. Hronek	Steven Van Marel	Victor G. Lathrop	James A. McGlynn	David C. Larson	Mary L. Timko	John D. Ackerman	Jeffrey A. Neary	Brian L. Michaelson	Gordon C. Abel
5 = Excellent (performance is outstanding) 4 = Good (performance is above average) 3 = Satisfactory (performance is adequate) 2 = Deficient (performance is below average) 1 = Very Poor (performance is well below average and unacceptable)														
1. Knowledge and application of the law	4.60 4.53	3.70 3.85	4.15 4.19	4.14 4.07	4.29 4.26	3.83 3.81	3.89 3.93	4.47 4.42	4.30 4.12	4.07 4.19	4.59 4.50	3.94 4.01	4.66 4.59	3.98 3.96
2. Ability to perceive factual issues	4.58 4.52	3.97 4.02	4.03 4.13	4.20 4.13	4.14 4.13	3.89 3.88	3.83 3.89	4.42 4.39	4.13 4.02	4.20 4.32	4.50 4.44	4.12 4.20	4.56 4.51	4.07 4.04
3. Not influenced by factors outside the evidence and applicable law	4.70 4.64	3.53 3.68	3.77 3.89	4.24 4.17	3.75 3.73	3.71 3.71	3.67 3.72	4.30 4.31	4.11 3.96	3.87 4.04	4.28 4.22	4.19 4.24	4.09 4.07	4.22 4.16
4. Treats all equally regardless of race, sex, age, national origin or religion	4.76 4.73	4.23 4.25	4.08 4.16	4.40 4.35	4.06 4.01	4.08 4.07	3.89 3.90	4.46 4.49	4.39 4.29	4.53 4.54	4.54 4.48	4.44 4.49	4.46 4.43	4.53 4.46
5. Judicial temperament and demeanor, including patience and courtesy to litigants, lawyers and court personnel	4.78 4.71	4.16 4.09	3.66 3.77	4.29 4.21	3.32 3.27	4.05 4.03	3.63 3.69	4.55 4.55	4.49 4.33	4.33 4.38	4.44 4.37	4.50 4.52	3.96 3.93	4.50 4.42
6. Punctuality in attending court proceedings	4.73 4.68	4.47 4.51	4.33 4.34	4.45 4.39	4.31 4.28	4.19 4.18	3.48 3.54	4.30 4.35	4.49 4.35	4.15 4.23	4.58 4.53	4.38 4.42	4.45 4.37	4.41 4.34
7. Promptness in making rulings and giving decisions	4.68 4.61	4.48 4.51	4.28 4.27	4.35 4.28	4.22 4.17	4.18 4.15	3.80 3.80	4.44 4.45	4.02 3.89	4.07 4.17	4.55 4.51	4.32 4.40	4.52 4.43	2.89 2.98
8. Attentiveness to arguments and testimony	4.61 4.58	4.03 4.12	4.13 4.20	4.42 4.33	4.04 4.01	3.92 3.91	3.86 3.89	4.30 4.33	4.27 4.17	4.29 4.30	4.54 4.42	4.41 4.44	4.35 4.30	4.25 4.21
9. Quality and clarity of written opinions	4.60 4.57	3.74 3.95	4.15 4.22	4.24 4.16	4.15 4.13	3.88 3.89	3.84 3.89	4.37 4.32	4.24 4.07	4.14 4.29	4.50 4.42	4.05 4.14	4.50 4.41	4.12 4.09
10. Avoids undue personal observations or criticisms of litigants, judges and lawyers from the bench or in written opinions	4.71 4.67	4.19 4.07	3.83 3.91	4.42 4.30	3.70 3.64	4.13 4.12	3.67 3.72	4.52 4.51	4.36 4.25	4.20 4.32	4.41 4.32	4.44 4.50	4.25 4.16	4.46 4.36
11. Management and control of trial	4.66 4.62	4.24 4.26	4.08 4.16	4.37 4.33	4.07 4.05	3.97 3.98	3.75 3.80	4.45 4.43	4.07 3.98	3.85 4.00	4.48 4.44	4.18 4.25	4.59 4.52	4.25 4.23
12. Retention	98% 98%	83% 84%	81% 85%	97% 96%	83% 82%	94% 93%	85% 87%	97% 96%	96% 93%	100% 100%	99% 96%	93% 93%	99% 98%	98% 98%
Number of respondents to question 12	44 52	36 51	43 54	116 139	71 83	62 73	66 77	58 71	48 60	18 33	107 133	98 135	75 90	82 94



2004 ISBA Judicial Plebiscite

	District 4			District 5A				District 5B			District 5C			
First Number = In Judicial District Second Number = In and Out of District 5 = Excellent (performance is outstanding) 4 = Good (performance is above average) 3 = Satisfactory (performance is adequate) 2 = Deficient (performance is below average) 1 = Very Poor (performance is well below average and unacceptable)	Jeffrey L. Larson	Charles L. Smith III	Gary K. Anderson	Gregory A. Hulse	Paul R. Huscher	Martha Mertz	Terry L. Wilson	Gary G. Kimes	John D. Lloyd	Sherman W. Phipps	Robert D. Hanson	Robert A. Hutchison	Don C. Nickerson	Joel D. Novak
1. Knowledge and application of the law	3.94 3.95	4.27 4.23	3.58 3.55	4.15 3.62	4.46 4.44	3.81 4.01	4.08 4.13	4.27 4.20	4.79 4.56	4.42 4.32	4.16 4.19	4.74 4.73	3.95 3.90	4.42 4.42
2. Ability to perceive factual issues	3.99 3.99	4.20 4.17	3.60 3.58	4.13 4.13	4.50 4.45	3.79 4.06	4.13 4.17	4.42 4.28	4.75 4.58	4.53 4.42	4.27 4.30	4.74 4.74	4.09 4.03	4.45 4.45
3. Not influenced by factors outside the evidence and applicable law	4.12 4.10	3.98 3.94	3.32 3.31	4.11 4.16	4.35 4.35	3.81 4.05	4.00 4.09	4.28 4.18	4.70 4.56	4.68 4.54	4.34 4.37	4.60 4.60	4.04 3.98	4.28 4.29
4. Treats all equally regardless of race, sex, age, national origin or religion	4.35 4.34	4.27 4.25	3.83 3.79	4.24 4.25	4.40 4.42	4.10 4.26	4.08 4.20	4.64 4.41	4.91 4.69	4.70 4.64	4.45 4.46	4.70 4.69	4.47 4.42	4.47 4.47
5. Judicial temperament and demeanor, including patience and courtesy to litigants, lawyers and court personnel	4.45 4.43	4.02 4.03	3.45 3.42	3.83 3.97	4.49 4.45	4.07 4.24	4.38 4.37	4.77 4.47	4.58 4.51	4.75 4.75	4.48 4.51	4.59 4.59	4.49 4.47	4.40 4.40
6. Punctuality in attending court proceedings	4.44 4.42	4.27 4.28	3.84 3.78	4.30 4.27	4.50 4.50	3.51 3.77	4.33 4.40	4.64 4.46	4.78 4.65	4.65 4.64	4.41 4.44	4.76 4.75	4.33 4.30	4.51 4.52
7. Promptness in making rulings and giving decisions	4.32 4.30	4.21 4.22	3.75 3.70	3.98 4.11	4.46 4.47	3.92 3.96	4.32 4.35	4.54 4.35	4.78 4.60	4.22 4.40	4.06 4.09	4.68 4.69	4.17 4.14	4.46 4.47
8. Attentiveness to arguments and testimony	4.21 4.20	4.10 4.13	3.68 3.66	4.17 4.21	4.43 4.44	4.08 4.23	4.22 4.27	4.58 4.31	4.79 4.60	4.63 4.59	4.37 4.40	4.73 4.73	4.42 4.40	4.45 4.45
9. Quality and clarity of written opinions	3.97 3.99	4.14 4.13	3.75 3.69	4.10 4.07	4.44 4.38	3.83 4.06	3.85 4.05	4.29 4.15	4.80 4.61	4.35 4.43	4.19 4.23	4.72 4.71	4.10 4.06	4.42 4.41
10. Avoids undue personal observations or criticisms of litigants, judges and lawyers from the bench or in written opinions	4.30 4.28	4.01 4.05	3.75 3.72	4.00 4.12	4.39 4.41	4.00 4.21	4.29 4.33	4.56 4.39	4.65 4.52	4.79 4.70	4.43 4.46	4.59 4.59	4.40 4.38	4.42 4.42
11. Management and control of trial	4.18 4.18	4.41 4.38	3.66 3.61	4.05 4.17	4.39 4.44	3.79 4.05	4.08 4.20	4.60 4.41	4.73 4.56	4.50 4.50	4.28 4.32	4.74 4.74	4.25 4.21	4.53 4.53
12. Retention	97% 98%	94% 92%	92% 91%	100% 95%	98% 96%	88% 93%	96% 98%	100% 97%	100% 98%	100% 100%	99% 99%	99% 99%	97% 96%	98% 98%
Number of respondents to question 12	73 79	84 105	62 66	46 105	47 112	40 88	25 50	25 76	22 64	20 56	172 185	307 328	174 187	291 310



2004 ISBA Judicial Plebiscite

	District 5C											District 6		
First Number = In Judicial District Second Number = In and Out of District 5 = Excellent (performance is outstanding) 4 = Good (performance is above average) 3 = Satisfactory (performance is adequate) 2 = Deficient (performance is below average) 1 = Very Poor (performance is well below average and unacceptable)	Glenn E. Pille	Karen A. Romano	Scott Rosenberg	Carla T. Schemmel	James D. Birkenholz	Odell G. McGhee	Cynthia M. Moisan	Joe E. Smith	Constance Cohen	Karla J. Fultz	Ruth B. Klotz	Denver D. Dillard	Thomas M. Horan	Robert E. Sosalla
1. Knowledge and application of the law	4.61 4.61	4.24 4.24	4.13 4.12	4.10 4.09	4.17 4.19	3.21 3.23	3.92 3.94	3.86 3.87	4.38 4.38	4.14 4.16	4.80 4.78	3.70 3.67	3.34 3.35	4.05 4.06
2. Ability to perceive factual issues	4.62 4.62	4.29 4.29	4.22 4.22	4.19 4.18	4.24 4.26	3.35 3.37	3.98 4.00	3.96 3.97	4.33 4.33	4.14 4.15	4.75 4.73	3.83 3.80	3.37 3.36	4.20 4.20
3. Not influenced by factors outside the evidence and applicable law	4.64/ 4.65	4.37 4.37	4.23 4.22	4.21 4.19	4.32 4.33	3.67 3.68	3.79 3.80	3.91 3.91	4.13 4.16	3.83 3.85	4.70 4.67	3.88 3.87	3.60 3.60	4.01 4.01
4. Treats all equally regardless of race, sex, age, national origin or religion	4.75 4.75	4.49 4.50	4.51 4.51	4.50 4.49	4.57 4.57	4.19 4.18	3.95 3.97	4.08 4.09	4.44 4.45	4.07 4.07	4.74 4.71	4.23 4.20	3.93 3.92	4.32 4.32
5. Judicial temperament and demeanor, including patience and courtesy to litigants, lawyers and court personnel	4.79 4.78	4.45 4.46	4.32 4.32	4.45 4.44	4.61 4.62	3.91 3.92	3.38 3.42	3.63 3.65	4.40 4.44	3.74 3.76	4.60 4.58	4.06 4.04	4.05 4.01	4.13 4.09
6. Punctuality in attending court proceedings	4.74 4.74	4.47 4.47	4.41 4.38	4.36 4.34	4.40 4.41	3.86 3.86	4.15 4.17	4.10 4.09	4.15 4.17	4.16 4.17	4.75 4.73	4.44 4.42	3.88 3.87	4.31 4.29
7. Promptness in making rulings and giving decisions	4.65 4.65	4.39 4.40	4.24 4.24	4.12 4.12	4.37 4.38	3.78 3.79	4.14 4.16	4.09 4.10	4.18 4.22	3.97 4.01	4.74 4.72	4.17 4.16	3.70 3.72	4.10 4.09
8. Attentiveness to arguments and testimony	4.70 4.70	4.47 4.47	4.34 4.33	4.40 4.38	4.44 4.44	3.77 3.75	3.90 3.92	3.98 3.98	4.35 4.36	4.09 4.11	4.72 4.71	4.19 4.18	3.36 3.36	4.22 4.22
9. Quality and clarity of written opinions	4.59 4.59	4.32 4.33	4.18 4.19	4.18 4.17	4.29 4.31	3.35 3.39	3.97 3.99	3.93 3.94	4.26 4.30	4.11 4.12	4.65 4.62	3.84 3.84	3.17 3.19	4.14 4.14
10. Avoids undue personal observations or criticisms of litigants, judges and lawyers from the bench or in written opinions	4.72 4.72	4.45 4.46	4.40 4.40	4.44 4.42	4.52 4.53	3.99 3.96	3.49 3.53	3.81 3.83	4.36 4.36	3.89 3.91	4.68 4.65	4.09 4.09	3.93 3.92	4.13 4.12
11. Management and control of trial	4.69 4.70	4.40 4.41	4.37 4.37	4.27 4.26	4.28 4.30	3.79 3.81	3.99 4.01	3.98 3.99	4.18 4.21	4.15 4.15	4.61 4.59	4.13 4.13	3.64 3.64	4.20 4.19
12. Retention	99% 99%	98% 98%	94% 93%	95% 94%	100% 100%	85% 84%	87% 87%	90% 90%	96% 96%	94% 93%	99% 99%	95% 94%	81% 80%	96% 96%
Number of respondents to question 12	286 305	232 245	279 297	206 214	139 145	161 171	160 169	153 160	142 155	161 173	256 277	157 170	183 201	147 156



2004 ISBA Judicial Plebiscite

	District 6				District 7	District 8A				District 8B		
First Number = In Judicial District Second Number = In and Out of District 5 = Excellent (performance is outstanding) 4 = Good (performance is above average) 3 = Satisfactory (performance is adequate) 2 = Deficient (performance is below average) 1 = Very Poor (performance is well below average and unacceptable)	Nancy A. Baumgartner	Stephen C. Gerard II	Michael Newmeister	Susan Flaherty	Mark J. Smith	Michael R. Mullins	Annette J. Scieszinski	Kirk Arthur Daily	William S. Owens	William L. Dowell	Robert David Fahey, Jr.	Gary R. Noneman
1. Knowledge and application of the law	3.93 3.96	3.73 3.72	4.19 4.22	4.02 4.04	3.59 3.57	4.24 4.23	3.94 4.07	4.39 4.33	4.52 4.50	4.20 4.10	4.12 3.81	4.21 4.19
2. Ability to perceive factual issues	4.04 4.07	3.77 3.74	4.27 4.29	4.03 4.05	3.71 3.70	4.31 4.30	3.69 3.94	4.53 4.44	4.48 4.47	4.27 4.15	4.20 3.86	4.03 3.98
3. Not influenced by factors outside the evidence and applicable law	3.81 3.83	3.39 3.41	4.22 4.24	3.83 3.86	3.64 3.66	4.40 4.39	3.51 3.80	4.11 4.05	4.32 4.32	3.85 3.72	3.71 3.37	3.68 3.70
4. Treats all equally regardless of race, sex, age, national origin or religion	4.17 4.16	3.72 3.75	4.43 4.45	4.19 4.20	4.10 4.10	4.52 4.48	3.77 4.02	4.38 4.36	4.54 4.50	4.21 4.03	3.89 4.10	4.09 4.07
5. Judicial temperament and demeanor, including patience and courtesy to litigants, lawyers and court personnel	3.63 3.67	3.87 3.86	4.40 4.41	4.08 4.08	3.91 3.91	4.14 4.17	3.84 4.00	4.27 4.20	4.56 4.56	3.71 3.58	3.10 2.92	3.97 3.91
6. Punctuality in attending court proceedings	4.11 4.11	3.33 3.41	4.30 4.30	3.63 3.57	4.01 3.99	4.52 4.50	4.33 4.39	4.49 4.40	4.25 4.29	4.59 4.35	3.96 3.74	3.15 3.21
7. Promptness in making rulings and giving decisions	4.04 4.04	2.59 2.65	4.18 4.17	3.79 3.74	4.01 3.98	4.31 4.31	4.11 4.23	4.50 4.47	4.36 4.40	4.31 4.08	3.84 3.67	3.97 3.97
8. Attentiveness to arguments and testimony	3.99 4.01	3.81 3.82	4.35 4.36	4.02 4.03	3.91 3.88	4.27 4.30	4.08 4.23	4.44 4.39	4.43 4.44	3.96 3.84	4.02 3.76	4.00 4.00
9. Quality and clarity of written opinions	3.93 3.94	3.75 3.72	4.19 4.20	4.04 4.05	3.70 3.68	4.22 4.21	3.92 4.09	4.42 4.38	4.46 4.47	4.10 4.05	4.06 3.79	4.17 4.05
10. Avoids undue personal observations or criticisms of litigants, judges and lawyers from the bench or in written opinions	3.82 3.85	3.75 3.78	4.36 4.36	4.03 4.04	3.94 3.93	4.42 4.42	3.88 4.08	4.42 4.37	4.54 4.55	4.00 3.85	3.30 3.22	4.03 3.97
11. Management and control of trial	4.05 4.05	3.72 3.76	4.30 4.31	3.99 4.01	3.90 3.88	4.44 4.43	3.76 3.97	4.61 4.56	4.49 4.49	4.46 4.27	3.98 3.76	3.84 3.80
12. Retention	92% 93%	76% 75%	99% 99%	91% 90%	92% 92%	95% 96%	75% 83%	98% 98%	100% 100%	92% 91%	84% 76%	97% 94%
Number of respondents to question 12	127 140	110 126	143 158	89 98	115 133	65 88	65 108	41 50	41 52	50 69	50 74	38 48