

Iowa Judicial Branch
Application for a Supreme Court Justice Position

(Revised: 5-7-2018)

Part 1: Personal Background Information Form
For Submission to the State Judicial Nominating Commission
See the "Instructions for Applicants" (a separate page)

1. Applicant's full name:

Allan Max Richards

2. Current occupation/title. (Lawyers: identify name of firm, organization, or government agency; judicial officers: identify title and judicial election district):

Attorney at Law

3. City and county of residence:

Tama, Tama County

4. Age:

64

5. Gender (Female / Male):

Male

6. Race/ethnicity:

White

Caucasian

Please provide this information so we can determine the extent to which the Iowa courts are attracting candidates from diverse racial/ethnic backgrounds. *Please write in the one or two categories that best fit(s) your background.*

- Asian/Pacific Islander (e.g., Chinese, Japanese, Vietnamese, Indian, Pakistani, Filipino, Indonesian, native Hawaiian)
- Black/African ■ Hispanic/Latina(o) ■ Native American (e.g., Meskwaki, Sioux, Inuit)
- White/Caucasian ■ Other (write it in one of the boxes)

7. Are you related (within the third degree of consanguinity) to any of the members of the State Judicial Nominating Commission involved in the selection process for the position for which you are submitting this application? (Yes or No) If your answer is "yes," please explain.

No

8. Have you ever had a social relationship or business relationship (e.g., as a business or law partner) with any of the members of the State Judicial Nominating Commission involved in the selection process for the position for which you are submitting this application? (Yes or No) If your answer is "yes," please explain.

No

9. Explain why you are seeking this judgeship position:

Public Duty

10. Explain how your appointment would enhance the court:

Broaden vision from generalist view point to move the cultural view while following rule of law.

11. Identify any offenses for which you have ever been **convicted** or pled guilty for the violation of any federal law or regulation, state law or regulation, or county or municipal law, regulation, or ordinance, *excluding* convictions that have been properly *expunged*. Do not include traffic violations for which the court imposed a fine of \$250 or less, unless you were arrested. (Use "Tab" in last row to add more rows.)

Convicted of (describe offense)	Seriousness of charge (e.g., serious misdemean., felony)	Location of court (County, State)	Disposition type (Plea, judge ruling, jury verdict)	Sentence / Penalty	Sentence date (mo/day/yr)
None					

12. Has any local, state, or federal office/agency ever assessed or threatened to assess you with a civil or criminal penalty in connection with the reporting of, or **failure to report, your federal, state, or local taxes?** (Yes or No) If yes, provide details.

No

13. Have you ever been the subject of a **no-contact order?** (Yes or No) If yes, provide details (case number, county, state, date issued, date rescinded, and reason for the NCO).

No

14. Have you ever been a **party** in any **legal proceeding** (excluding traffic violation cases for which a fine of \$250 or less was imposed, unless you were arrested)? If yes, provide the following information: (Use "Tab" in last row to add more rows.)

Case number	County, State	Date filed	Date close	Description of case and outcome
No				

15. Have you ever been **publicly disciplined** in any manner for a breach of professional ethics or unprofessional conduct by any court, administrative agency, bar association, disciplinary board, or other professional group? If yes, provide the following information: (Use "Tab" in last row to add more rows.)

Name of discipline board or agency	Date discipline imposed	Description of the ethics violation	Description of the public discipline
Iowa	11/5/2003	Failure to include Agency Attorney in Domestic Case	Reprimand

16. List each **college and law school** you attended, including the dates of attendance, the degree awarded, and your reason for leaving each school if you did not receive a degree from that institution was awarded. (Use "Tab" in last row to add more rows.)

College(s) and Law School(s) – and reason for leaving, if applicable	Dates Attended (Mo/Yr to Mo/Yr)	Degree(s)	Month/Yr Received
Luther College	8/72 to 5/76	B.A.	5/1976
University of Minnesota, Mankato	8/80 to 5/82	M.A. Candidate	Did not complete thesis
Whittier College School of Law	6/86 to 5/89	J.D.	5/1989
University of Arkansas	8/90 to 5/91	LL.M.	5/1991

17. List any relevant **honors, prizes, awards**, or other forms of recognition that you have received for educational, professional, or community contributions/achievements. (Use "Tab" in last row to add more rows.)

Name/Title of Honor, Prizes, Awards	Awarded by:	Month/Yr Received
American Jurisprudence Award	Whittier Alumni	4/1987
U.S.A. Wrestling Team Member	A.A.U.	6/1985
Legal Review Team for Fraternal Order of Eagles	F.O.E.	6/2005

18. List all **articles and books** you have published; include the citations and dates. (Use "Tab" in last row to add more rows.)

Biomass Energy: An Agricultural Role in Pollution Control, 45 Drake L. Rev. 143, 1997.

19. List all **public presentations** you have made at educational, professional, or other public forums; include the citations and dates. (Use "Tab" in last row to add more rows.)

Title of Presentation	City, State	Event Sponsor	Month & Year
Biomass Energy	Oxford, England	American Agricultural Association	6/1995

Grain Warehousing	Jakarta, Indonesia	University of Indonesia	10/1997

20. List all part-time and full-time **teaching positions** you have held. (Use "Tab" in last row to add more rows.)

Name of School / College	City, State	Name of Course(s)	Month/Yr to Month/Yr	Full-time or Part-time
Buena Vista University	Marshalltown, Iowa	Agricultural Finance	9/1997 to 11/2000	Part-time

21. List the courts or **jurisdictions** in which you are, or have been, **admitted to practice law**, including any administrative bodies with special admission requirements, and the dates of admission for each. (Use "Tab" in last row to add more rows.)

State and federal jurisdictions in which you are, or have been, admitted to practice law	Month/Yr Admitted
State of Iowa	6/1990 to present
Northern District of Iowa	9/1994 to 1/1997
Sac & Fox Tribe of the Mississippi in Iowa	7/2008 to present
Internal Revenue Service	1/2008 to present
Department of Homeland Security, Immigration Court	7/2015 to present
Meskwaki Gaming Commission	5/2017 to present

22. List chronologically the **employment** you have had *since your initial admission to practice law* in any state or federal jurisdiction. For each time period, provide the following information as applicable:

a. If you served as a law clerk to a judge, provide the name of the judge, the court, and the court's location.

Dates (From -- To)	Name of judge, name of court, and court location

b. If you have practiced law, provide the following information for each position you have held:

- (1) Name of the law firm(s), company, or government agency that employed you,
- (2) City and state where the office was located,
- (3) Number of attorneys in the law firm or agency,

- (4) Whether you were a partner in the firm,
 (5) The areas of law in which you practiced, and
 (6) A description of the typical clients you represented. (Use "Tab" in last row to add more rows.)

Dates (From -- To)	Description of law practice (address topics in 22(b)(1) – (6) for each time period)
1991 to present	General Practice, 1) Richards Law Firm, 2) Tama and Cedar Rapids, Iowa (also, Washington, Iowa from 1991-1993, & Minden, Iowa from 2015 to 2017, 3) one attorney, 4) n/a, 5) general practice, with family law, criminal law, taxation, probate, personal injury, business relations, employer/employee, immigration, appeals, and a wide range of various legal issues

23. Regarding your legal experience:

- a. Approximately what percentage of your court appearances have been in the following types of courts?

Type of court	% of appearances
(1) Federal courts	.01
(2) State courts	97
(3) Administrative agencies	.09
(4) Other tribunals	2

- b. Approximately what percentage of your time have you spent on the following types of cases?

Types of cases	% of your time
(1) Administrative	1
(2) Civil	5
(3) Criminal	60
(4) Domestic	15
(5) Juvenile	4
(6) Probate	2
(7) Other (describe): Business	13

- c. In the past **10 years**, approximately how many cases have you **tried to a conclusion** (rather than settling) before a judge and before a jury? Indicate the number in which you were sole counsel, chief counsel, or associate counsel.

Type of trial	Total # of trials	# as sole counsel	# as chief counsel	# as associate counsel
Tried before a jury	10	10	10	n/a
Tried before a judge	20	20	20	n/a
Column Total	30	30	30	n/a

- d. In the past **20 years**, in approximately how many cases have you have represented a party in an **appeal to an appellate court in any state or federal jurisdiction**? Indicate the number in which you were sole counsel, chief counsel, or associate counsel.

Appellate court*	Total # of appeals:	# as sole counsel	# as chief counsel	# as associate counsel	# in which you presented oral argument
Iowa Supreme Court	0				
Iowa Court of Appeals	5	5	5	n/a	0
Other state appellate court (identify): Sax & Fox Nation	1	1	1	n/a	0
Other state appellate court (identify):					
Other state appellate court (identify):					
Other appellate court (identify):					
Federal Circuit Court(s)					
U.S. Supreme Court					
Total					

* Count it as an appeal to an intermediate court of appeals (ICA) -- e.g., Iowa's Court of Appeals -- if the state intermediate court of appeal initially handled it; count it as a separate appeal to the supreme court (SC) if the SC accepted it upon a petition for further review from the ICA; count an appeal to the supreme court if the SC retained jurisdiction without first assigning it to the ICA. (Use "Tab" in last row to add more rows.)

- e. Describe the general nature of your **current law practice**, including the substantive areas of the law in which you practice (e.g., civil, domestic, criminal) and the approximate percentage of time you have spent on each area over the **past five years**:

Criminal 60%, domestic 20%, civil 5%, business relations 15%

24. Describe three of the most significant legal matters that you have personally handled. For each of the significant legal matters include the following information:

- a. Title of the case and the county and state of venue,
- b. A brief summary of the substance of each matter,
- c. A succinct statement of what you believe to be the significance of it,
- d. The name of the party you represented,
- e. The nature of your participation in the case,
- f. Dates of your involvement,
- g. The outcome of the case,
- h. Name(s) and address(es) [city, state] of co-counsel (if any),
- i. Name(s) of counsel for opposing parties in the case, and
- j. Name of the judge before whom you tried the case.

Note: if the matter was *confidential*, please avoid the use of any information that may allow disclosure of the identity of the parties.

Significant legal matter #1:

Advocating for the DRPR of Papua, Indonesia relating to Human Rights, Environmental Issues, Economic Opportunity, and Religious Freedoms vs. Freeport Mining. Power of Attorney for DRPR in matter, Advocate.

Significant legal matter #2:

National Legal Board for Fraternal Order of Eagles, review of organization mission and transition into the next 100 years, planning, counsel, argument and presentations for future. Advocate.

Significant legal matter #3:

Lincoln Highway Association, President and Consul, for preservation, education, and promotion of the first transcontinental highway across the U.S.A. Advocate.

25. Have you served as a judicial officer in any state? (Yes / No): If "No" – skip to # 26.

- a. If "Yes" - provide the following information: (Use "Tab" in last row to add more rows.)

Dates (From -- To)	Judicial title	County or District	Types of cases within your jurisdiction
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b. If you have been a judicial officer in **Iowa** during the previous **five years**:

(1) How many times did you **fail** to file the monthly Rule 22.10 reports by the report deadline?

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(2) During the past **five years**, how many **cases** did you list on your Rule 22.10 reports that were more than the following number of days old from the time they were submitted for a ruling?

	120 days old	180 days old	240 days old	One year old
# of cases more than:				

26. If you are **currently** an officer, director, partner, sole proprietor, or otherwise engaged in the **management of any business enterprise or nonprofit organization** other than a law practice, provide the following information about your position(s) and title(s): *(Use "Tab" in last row to add more rows.)*

Name of business / organization	Your title	Your duties	Dates (From -- To)
Herring Hotel Foundation	Director	Volunteer	1/2018 to present
American B & P, LLC	Manager	Manger of commercial property	1991 to present

27. List all county, state, and national **bar association and professional organization memberships** and the years you have been a member of each (e.g., 1998 to present), and identify any committees on which you have served and offices you have held in those organization(s) - and the titles and dates of any offices you have held. *(Use "Tab" in last row to add more rows.)*

Professional associations to which you have belonged	Committees / Offices	Dates (From -- To)
Iowa State Bar Association		1991 to present
American Bar Association	Judicial Division	2016 to present 1996-2001
Tama County Bar Association		1991 to present
Phi Alpha Delta Law Fraternity	District VI Justice	2004-2006

28. List all local, county, state, and national government (including but not limited to judicial branch) **commissions, task forces, or advisory committees** on which you have served - and any titles (e.g., chair) you have held on such commissions or committees. *(Use "Tab" in last row to add more rows.)*

Dates (From -- To)	Government commissions, task forces, etc. on which you served

2017 to present	Iowa Civil Rights Advisory Board for the US Civil Rights Commission

29. Describe your pro bono work during the past 10 years:

a. Approximate number of pro bono cases you've handled:	50
b. Average number of hours of pro bono service per year:	150
c. Types of pro bono cases:	Criminal/Domestic/Business

30. List any employment outside of the legal profession that you have had since graduating from law school that may be relevant to this application; include: (a) the dates, (b) organization or business for whom you worked, and (c) duties you performed. (Use "Tab" in last row to add more rows.)

Dates (From -- To)	Business / Organization Name, City, State	Your Duties
n/a		

31. Have you ever held public office or have you ever been a candidate for public office? If the answer is "yes," describe the public office held or sought, the location of the public office, and the dates. (Use "Tab" in last row to add more rows.)

Dates (From -- To)	Public office(s): Indicate "Held" or "Sought" and Location
1994, 1998, 2002	Sought: Tama County Attorney, Tama County, Iowa
2005 and 2011	Sought: Mayor of Tama, Tama, Iowa
1978	Sought: State Representative, Des Moines, Iowa

32. Provide the following information on your military service (if any): (Use "Tab" in last row to add more rows.)

Dates (From -- To)	Military branch	Current Rank	Location and dates of service in other countries	Current Status (Active/Inactive)
1977	Army	ROTC	Newark, Delaware	

33. List any civic, charitable, religious, educational, social or fraternal organization(s) to which you belong or provide volunteer services. Describe the nature of your involvement with the organization(s), including any offices you have held with the organization(s). (Use "Tab" in last row to add more rows.)

Dates (From -- To)	Organization Name	Nature of your involvement
1991 to present	Fraternal Order of Eagles	Officer and trustee (management and organization of charitable events)
2001 to present	Alliance Defending	Volunteer

	Freedom	
1998 to present	Lincoln Highway Association	Tama County Consul

34. List all the **social media applications** (e.g., Facebook, Twitter, Snapchat, Instagram, LinkedIn) that you have used in the past **five years** and your account name or other identifying information (excluding passwords) for each account. (Use “Tab” in last row to add more rows.)

Social media application name	Account name or other identifying information
Facebook	Allan Max Richards

35. **References:** List the names, addresses, and telephone numbers of at least **five persons** who are in a position to provide knowledgeable comments about your qualifications for this judicial position.

Name	Address	Telephone number
Mike Chapman	3830 Harbor Ave., Newton, Iowa 50208	319-791-3072
Richard Vandermay	100 W. High, Toledo, Iowa 52342	641-481-3061
Deloris Foutch	5253 N. Alburnett Road, Central City, Iowa 52215	319-310-3606
Doug Kohoutek	2224 16 th Ave. SW, Cedar Rapids, Iowa 52404	319-364-4755
Susan Schneider	Univ. of Arkansas, Fayetteville, Arkansas 72701	479-575-4344

36. Provide any **additional information** that may reflect positively on you or which you believe would assist the State Judicial Nominating Commission in selecting nominees for this position.

Lifetime vision for improvement of society and life commitment to the American way of life.

37. When you submit this **application** form, attach at least **two writing samples** (e.g., brief, opinion, or book) that reflect your personal work. Note: **Do not** submit a writing sample that includes confidential information about you or any other person unless you remove / redact the confidential information to obscure the identity of the parties and any information that may allow disclosure of the parties’ identity.

38. **Certification.** I certify under penalty of perjury and pursuant to the laws of the State of Iowa that the information I have provided above is true and correct.

Applicant’s signature: /s/ Allan Max Richards

Attorney PIN: AT0006649

Date:

June 26, 2018